



# CLEVELAND HEIGHTS

## MINUTES OF THE CITY COUNCIL MEETING OF MONDAY, AUGUST 21, 2006

Council Committee of the Whole of the City of Cleveland Heights, Ohio, met on the above date at 6:20 p.m.

Edward Kelley, presiding

Council Members present: Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox

Council Members absent: None

Staff present: Carter, Czaga, Downey, Gibbon, Malone, Mannarino,  
Niermann O'Neil, Ruane, Wagner, Wong

Topic of discussion included general information pertaining to the City Manager's weekly memo.

Mayor Kelley moved to adjourn into Executive Session at 7:18 p.m. Second by Council Member Evans.

Edward Kelley, presiding

Council Members present: Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox

Council Members absent: None

Staff present: Carter, Czaga, Downey, Gibbon, Malone, Mannarino,  
Niermann O'Neil, Ruane, Wagner, Wong

Topic of discussion included potential litigation.

Executive Session concluded at 7:30 p.m. adjourning into Committee of the Whole.

Council Member Wilcox moved to adjourn into Executive Session at 7:35 p.m. Second by Council Member Caplan.

Topic of discussion was property acquisition.

Executive Session ended at 7:40 p.m. adjourning into Committee of the Whole and concluding at 7:50 p.m.

The Council of the City of Cleveland Heights, Ohio, met on the above date at 7:55 p.m.

Edward Kelley, presiding

Council Members present: Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox

Council Members absent: None

Staff present: Carter, Czaga, Downey, Gibbon, Malone, Mannarino,  
Niermann O'Neil, Ruane, Wagner, Wong

The minutes of the Regular Council Meeting held Monday, August 7, 2006 were signed by Mayor Kelley along with the ordinance and resolutions passed at that meeting.

### **REPORT OF THE CITY MANAGER**

Mr. Downey stated, "Thank you very much, your Honor. I have no formal report this evening."

### **REPORT OF THE DIRECTOR OF FINANCE/CLERK OF COUNCIL**

Mr. Malone stated, "Thank you, your Honor. I need to notify Council that three resolutions of the Board of Zoning Appeals have been received pertaining to variances in the Zoning Code and are requested by the following: BZA Calendar No. 3105 Oakwood Club, 1516 Warrensville Center Road, accessory use regulations; BZA Calendar No. 3109 Florence Worth, 2454 Euclid Heights Boulevard, accessory use regulations; and, BZA Calendar No. 3110 Cleveland Heights/University Heights Library, 2345 Lee Road, sign regulations. Your Honor, I need to make these a matter of record."

Mayor Kelley made them a matter of record and referred them to the Planning and Development Committee of Council.

### **REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE**

Council Member Wilcox stated, "Thank you, your Honor. There is one piece of legislation and there are also three calendar resolutions from the Board of Zoning Appeals. Councilwoman Dietrich attended the meeting on Wednesday, August 16, 2006 and I am going to ask her to read the three Board of Zoning Appeals Resolutions first."

Council Member Dietrich stated, "First of all, I have BZA Calendar No. 3105 Oakwood Club, 1516 Warrensville Center Road, in an 'AA' single-family district, requesting a variance from the accessory use regulations of the Zoning Code, to permit a sand storage silo that is 26'-7" tall in the middle of the golf course, where zoning limits accessory structures in residential districts to a height of 15'. This variance was granted because the proposed location of the silo is about 470' from the nearest residential property and it is largely concealed by existing berms and landscaping. There is a condition that additional evergreens be planted and there is another condition that this is contingent upon Planning Commission approval of the required conditional zoning certificate modification.

I need to tell you that there were neighbors that were objecting to this because of truck access to the silo, but they were assured that having this silo would actually result in a reduction of the current truck traffic. This was granted five to zero and I offer BZA Calendar No. 3015 for passage."

Second by Council Member Wilcox.

Roll Call: Ayes: Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox

Nays: None

**Resolution confirmed**

Council Member Dietrich continued, "The next one is BZA Calendar No. 3109 Florence Worth, 2454 Euclid Heights Boulevard, in an 'A' single-family district, requesting a variance from the accessory use regulations of the Zoning Code, to permit an air conditioner condensing unit in her front yard, whereas, the Zoning Code permits air conditioner condensing units only in the rear and side yards. The Board of Zoning Appeals concluded that the applicant would suffer practical difficulty if this were not granted because the condensing unit cannot be located in any other place because the applicant has a dropped ceiling above the kitchen in the front of the house and that is the only available location for the refrigeration tubing, because the house is of slab construction, there are cathedral ceiling in the rear of the house, and also because this is a very tiny air conditioner, it's a very small house and the unit will not be audible from neighboring properties and it is completely concealed from view by fencing and landscaping. This variance was also granted five to zero and I offer BZA Calendar No. 3109 for passage."

Second by Council Member Tumeo.

Roll Call: Ayes: Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox, Caplan

Nays: None

**Resolution confirmed**

Council Member Dietrich continued, "Finally, BZA Calendar 3110 Cleveland Heights/University Heights Library, 2345 Lee Road, in an 'S-2' mixed-use district, has requested a variance from the sign regulations, to permit a freestanding sign that is 14' tall, where the Zoning Code limits freestanding signs to 6' in height. This was granted four to one because the massive size of the building makes it appropriate to have such a tall sign and also because the total square footage of this sign is significantly lower than that permitted by code - it is a tall narrow sign. I offer BZA Calendar No. 3110 for passage."

Second by Council Member Wilcox.

Roll Call: Ayes: Evans, Kelley, Montlack, Tumeo, Wilcox, Caplan, Dietrich

Nays: None

**Resolution confirmed**

Council Member Wilcox continued, "Thank you. At this time, Resolution No. 97-2006(PD), which is a resolution authorizing the City Manager to enter into a Development Agreement with Al. Neyer, Inc., and Ohio Savings Bank with respect to the project at Meadowbrook and Lee is going to be deferred. We deferred this at our last meeting and the parties need additional time to finalize this agreement. We want to make sure what we bring to Council is the final agreement and it is done right, and so we are going to, this time, announce holding a Special meeting on August 28, that's next Monday at 7:30 p.m. in Council Chambers for the purposes of considering this resolution and we trust by this time that we will have an agreement and a resolution that we can vote on. That concludes my report."

Mayor Kelley added, "Planning and Development Committee will have this Resolution No. 97-2006(PD) available for a vote next Monday night, August 28, 2006 at a 7:30 public meeting right here in this chamber. It will be posted properly and posted in the right newspaper and posted where everyone

can see it. So this resolution will be brought back at that date. Thank you Council Member Wilcox and thank you for your committee report and thank you Councilwoman Dietrich for the BZA's that you attended the meeting for and brought forward."

## **REPORT OF THE PUBLIC SAFETY AND HEALTH COMMITTEE**

Council Member Evans stated, "Thank you, your Honor. I'd like Vice Chair Person Bonnie Caplan to read the next two resolutions, Resolution No. 98 and 99."

Council Member Caplan stated, "Thank you. I have Resolution No. 98-2006(PSH), declaring the operation of the business known as Platinum Dreams by Brown, White & Roberson LLC at property owned by Cedar Taylor Company at 2140 South Taylor Road, Cleveland Heights to be a nuisance; authorizing abatement of the nuisance; and declaring an emergency. The City Manager and the Chief of Police have reported that numerous criminal activities, including two attempted homicides, have occurred and are habitually occurring at and around the business known as Platinum Dreams. The business as operated is a hazard to the health, safety and welfare of patrons, neighbors and the public and is a blighting and deteriorating factor in the neighborhood adversely affecting the value of neighboring property and the operation of neighboring businesses. Therefore, be it resolved by this Council that it is hereby found and determined by this Council, pursuant to Chapter 553 of the Codified Ordinances of the City of Cleveland Heights, that the operation of the business known as Platinum Dreams by Brown, White & Roberson LLC at premises owned by Cedar Taylor Company located at 2140 South Taylor Road, Cleveland Heights is a blighting influence and a hazard to the health and safety of patrons, neighbors and the public and is hereby declared to be a public nuisance.

The City Manager and Director of Law are authorized and directed to cause the nuisance to be abated in accordance with Chapter 553 or in any manner determined by them to be appropriate and in accordance with law. Notice of passage shall be given and this Resolution shall be declared an emergency for passage tonight. I offer Resolution No. 98-2006(PSH) for passage."

Mayor Kelley accepted Resolution No. 98-2006(PSH).

Council Member Evans stated, "I will not be voting for this Resolution, because I simply believe that the problems could be handled in a different manner."

Roll Call: Ayes: Kelley, Montlack, Tumeo, Wilcox, Caplan, Dietrich

Nays: Evans

**Resolution passed**

Council Member Caplan continued, "Thank you. I have Resolution No. 99-2006(PSH), objecting to the renewal of D1, D2, D3, D3A and D6 liquor permits by Brown, White & Roberson LLC dba Platinum Dreams, 2140 South Taylor Road, Cleveland Heights, Ohio; and declaring an emergency. The City has been notified by the Ohio Department of Liquor Control that Brown, White & Roberson LLC dba Platinum Dreams has made application for renewal of D1, D2, D3, D3A and D6 liquor permits for the premises located at 2140 South Taylor Road. The Chief of Police, City Manager and Director of Law have investigated the situation and reported to this Council, and based upon their report, this Council finds that the applicant, Brown, White & Roberson LLC dba Platinum Dreams, has operated its liquor permit business in a manner that demonstrates a disregard for the laws, regulations and local ordinances of this State and City. This Council finds that the applicant has habitually allowed intoxicated persons to enter, loiter and/or remain on the premises of the business, and that such behavior and the behavior specified hereinbelow has a causal relationship to two attempted homicides with firearms which occurred at the premises on or about August 8, 2006 and on or about August 17, 2006. This

Council further finds that applicant has condoned and enabled criminal activity on the premises by: (i) habitually failing to call the police when assaults, attempted drug dealing, disorderly conduct and thefts occur on the premises; (ii) tolerating weapons on the premises; (iii) ejecting drug dealing and fighting patrons on the public street without calling the police; and (iv) allowing persons with criminal records or who have engaged in assaults or other criminal behavior to frequent and / or remain on the premises. This Council further concludes that the liquor permit business operated at 2140 South Taylor Road, Cleveland Heights, is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace and good order will result from the renewal of the D1, D2, D3, D3A and D6 liquor permits. Therefore, be it resolved by this Council that objection is hereby made to the renewal of those liquor permits by Brown, White & Roberson dba Platinum Dreams, and a hearing on the matter is hereby requested to take place in Cuyahoga County. The Chief of Police and / or his designee(s) shall represent the City at said hearing. The Director of Law is instructed to certify notice of the City's objection and request for hearing to the Ohio Department of Liquor Control no later than August 25, 2006. Notice of passage shall be given and this Resolution shall be considered an emergency for passage tonight. I offer Resolution No. 99-2006(PSH) for passage tonight."

Mayor Kelley accepted Resolution No. 99-2006(PSH).

Roll Call: Ayes: Montlack, Tumeo, Wilcox, Caplan, Dietrich, Kelley

Nays: Evans

**Resolution passed**

Council Member Evans stated, "That concludes the Public Safety and Health Committee Report this evening."

#### **REPORT OF THE ADMINISTRATIVE SERVICES COMMITTEE**

Council Member Tumeo stated, "Thank you, your Honor. We have several items tonight. First, I have Resolution No. 100-2006(AS), authorizing the City Manager to enter into an agreement with Employee Benefits Consultants for the provision of services as a third-party administrator for the City's self-funded Emerald Health Network, prescription drug and dental programs; providing compensation therefor; and declaring an emergency.

As you know, the City is self-insured up to the levels. We have a third-party provider who takes care of that insurance. As a result we have actually saved money in comparison to traditional group dental and health care plans. It allows us to remain very competitive. Employee Benefits Consultants has submitted a quote for the provision of these services and includes administration of them. The City Manager has determined that the proposal from Employee Benefits Consultants is reasonable and competitive. Overall, we are going to see a very small increase, around 3% for administrative costs and 1.5% for fixed costs. We have 427 employees in this program, but overall this year's costs will be less than the five-year average. It is a tribute to the efforts to keep health care costs down and the work that is being done in that regard and it keeps us on track for budget. I offer Resolution No. 100-2006(AS) for passage tonight."

Mayor Kelley accepted Resolution No. 100-2006(AS).

Roll Call: Ayes: Tumeo, Wilcox, Caplan, Dietrich, Evans, Kelley, Montlack

Nays: None

**Resolution passed**

Council Member Tumeo continued, "Thank you. I'd also like to introduce Resolution No. 101-2006(AS), authorizing the City Manager to enter into an agreement with Kaiser Foundation Health Plan of Ohio, a non-profit corporation, for provision of group medical and hospital services to City employees and their families; providing compensation therefor; and declaring an emergency.

This is a companion resolution to the one that we just passed. We have forty-seven employees on the Kaiser Plan. This resolution will authorize the City Manager to enter into group service agreements with Kaiser Foundation Health Plan of Ohio for health care services to City employees and their families. The cost overall for the Kaiser Plan will increase 5.7%, but this year we have co-payments coming in from the employees. The employee will contribute \$50.00 per month toward the family plan and \$20.00 per month toward the single employee plan. This will cover a little over 10% of the overall costs of this contract. I would like to introduce Resolution No. 101-2006(AS) for passage tonight."

Mayor Kelley accepted Resolution No. 101-2006(AS).

Roll Call: Ayes: Wilcox, Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo

Nays: None

**Resolution passed**

Council Member Tumeo continued, "Thank you. I also have some appointments tonight. First, for the Commission on Aging, we have a reappointment to the final term on the Commission for Ms. Elsie Day. She served with great distinction since 2000 and she has one more term allowed under our ordinance. This new term will begin immediately and will end on June 30, 2008. I would like to move the reappointment of Elsie Day to the Commission on Aging."

Second by Council Member Caplan.

Roll Call: Ayes: Caplan, Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox

Nays: None

**Reappointment passed**

Council Member Tumeo continued, "Next, I would like to make an appointment to the Fair Housing Board. We are very fortunate that Mr. Craig Cobb has agreed to serve on the Fair Housing Board. I would like to appoint him to fill a vacant seat and the appointment would be effective immediately and would run until March 31, 2009. I would like to move the appointment of Craig Cobb to the Fair Housing Board."

Second by Council Member Evans.

Roll Call: Ayes: Dietrich, Evans, Kelley, Montlack, Tumeo, Wilcox, Caplan

Nays: None

**Appointment passed**

Council Member Tumeo continued, "Finally, I would like to move the appointment of the Community Improvement Awards Committee. As you know, this is an ongoing program here at the city and it is greatly appreciated by the residents and we have a committee of six individuals that has served with distinction last year and would like to move their reappointment for a one year term. The individuals are Betty Johnson, Cathy Pennington, Lee Chilcote, Jr., Elaine Mosbrook, Jeanne Diamond, and Diana Woodbridge."

Second by Council Member Evans.

Roll Call: Ayes: Evans, Kelley, Montlack, Tumeo, Wilcox, Caplan, Dietrich

Nays: None

**Reappointment passed**

Council Member Tumeo stated, "And for the individuals out there, the laughter is about Jeanne Diamond [pronounced with a French accent by Councilman Tumeo] which looks like Jeanne Diamond, but I was corrected when I was initially discussing this, so I added my best French accent, *merci, j'ai finis.*"

**REPORT OF THE COMMUNITY RELATIONS AND RECREATION COMMITTEE**

Council Member Dietrich stated, "Thank you. There is no legislation from this committee. I do have a number of things to announce and mention. I will start with Cain Park, which ended its season last night. It was so fabulous. We are so lucky to have Cain Park here and I thank Susanna Niermann O'Neil's department and staff for organizing a fantastic season and also Alex Mannarino and the public works department for making the park look great. In the last, I guess ten days, I happened to go to three of the concerts and if the Four Tops are not the epitome of *Doo-Wop* the Beach Boys aren't the epitome of Rock n Roll and B. B. King isn't the epitome of sort of New Orleans jazz and blues, I don't know what is. There is no reason to go to Blossom when you have this in your backyard. It has been a fabulous season and such a wonderful feeling to be there, surrounded by crowds of people enjoying together. It was just wonderful. Next year, if you haven't gone, make yourself a promise that next summer you'll go, even if you buy lawn tickets. It's just so good.

I would like you to put something on your calendar for Monday, September 4<sup>th</sup> which is Labor Day. There is a run event in Cleveland Heights called 'Miles for Smiles'. There is a 5k race, starting at 9:00 a.m., a one-mile fun-walk starting at 9:05 a.m. through the neighborhoods of Cleveland Heights. The race starts and finishes at Nighttown, which also will host a post-race party. You can register at Nighttown either ahead of time which would cost \$16.00 or on the day of the race which would cost you \$20.00. In case you don't know, Nighttown is at Cedar-Fairmount, 12383 Cedar Road. The proceeds from this event benefit Operation Smile and also a portion of it will go to the Cleveland Heights Youth Scholarship Fund. If you like to run or walk, 'Miles for Smiles' on Labor Day morning.

A little bit about civility. We did have our three days with Dr. P. M. Forni who is a professor at Johns Hopkins and the head of their civility project there and an author of a book titled, 'Civility'. He spent basically two days here in Cleveland Heights. He did three different speaking events and basically we were thinking of him as the kickoff to the Year of Civility, which means that the eleven or so people that have been working on civility for the past nine or ten months - while the committee will keep operating, we are hoping that people in their own venue, in their congregations, in their neighborhoods would take the initiative and do something civility related. The school district has developed a three-year middle school curriculum that embraces civility, which they will be beginning as soon as school starts next week. The Student Council at Heights High is going to theme Heights Homecoming and the parade around civility. I just found out tonight that Noble Road Presbyterian Church did their Sunday service with a civility theme and that they all affirmed the civility mission which is, 'We believe civility is a fundamental value of our community, and that civility means to listen, apologize, be aware, be inclusive, be kindly, show respect, tell the truth, seek agreements, take responsibility and accept constructive criticism.' We invite anybody who is doing anything civility related to let us know about it, let the city know or let me know about it and we've purchased civility tee-shirts so if you are doing anything that is civility related you may have enough tee-shirts for anybody that's participating. Keep in touch.

Finally, I know we've talked about this a lot before, but I just want to say a bit about the Coventry school closing because we have been getting lots of e-mails, phone calls, people talking to us about it. I think we are really glad to be getting all these communications because the communications lets us know what's going on in the neighborhoods and what people are thinking. I just want to reiterate one more time that we, of council, really do not have any influence over the school board decision. It is strictly their decision. We have met with them and expressed our view and we did issue a written statement asking them to reconsider, but it is their's to decide. So those people who are hoping that if we got involved it would help change the scenario, it really doesn't. I also want to let people know because there seems to be a lot of confusion that the city does not own the property, we don't own the school property at all and we don't own the playground land. That is the property of the school district, but I can tell you that the city has had no discussions or proposals or anything with anybody about anything to go there on that land and that selling that would be something that the school board would have to do. It would not be up to us and there is nothing pending on our agenda for that property. I just thought I'd make sure that people understood that one more time and certainly do hope that people keep being in touch with us about it. That concludes my report."

## **REPORT OF THE FINANCE COMMITTEE**

Vice Mayor Montlack stated, "Thank you, your Honor. There is no legislation from this committee. I thought I would take just a few minutes to share with you an interesting day that I had today. I traveled to Columbus to attend a conference sponsored by the various metropolitan planning organizations throughout Ohio. Organizations like NOACA and its counterparts in all of the metropolitan regions. The feature of this conference was to hear from each of the two major party candidates for governor. They may have appeared together at other places, but frankly I'm not aware of that. Each presented their ideas and were subject to a question and answer session.

What was interesting here was that for the first time these candidates were appearing before organizations whose missions related to the major metropolitan areas of Ohio. The first such candidate and I had never heard either of those candidates in person speak to what we might call an urban agenda. The first candidate was Ted Strickland, Congressman Strickland, and in effect he for the first time summarized points in his urban agenda. First, he indicated that he will support what is known as Fix-It-First. The idea that our state funding ought to be re-examined and with the emphasis shifted from the inner-state highway system to some extent, to assisting in local roadways in the metropolitan areas. This is an agenda item that has been pushed strongly by the First Suburbs throughout the state. A little bit more on that later.

Second, he was extremely critical of the Ohio Department of Transportation's policies and believes strongly or stated his strong belief that the criteria for ODOT's action and funding should include economic development and with more emphasis on multi-modal transportation, other forms of transportation: light rail, etc. Next, he indicated that he would strongly oppose cuts to the local government funds.

In other conversations that I had, it became apparent that some of the folks who are giving advice to the candidate have a background with the Brookings Institution and connections with First Suburbs. I must say it was an amazing, delightful experience. There were many times when I didn't think I would live long enough to hear a gubernatorial candidate in Ohio express those ideas. In the afternoon, Mr. Blackwell, our secretary of state reviewed his ideas for the sale of the turnpike and using funds for a variety of economic development benefits. In the area of education, which Candidate Strickland had indicated was, in his view, extremely important for all economic development and the health of the state and required more state funding. Candidate Blackwell indicated that his idea of requiring 65% of education funds to be spent only on classroom instruction was an important step there.

I tried to give you my recollections of the statements. I can imagine it sounds somewhat one-sided, but each as Councilman Wilcox said, I believe at the last meeting, you, the residents, the citizens can follow these debates and please form your own ideas. They are extremely important for the health of this community and so many others like ours.

One other set of comments. Really, the reason that I traveled for that conference today was to meet with other First Suburbs' persons from the Cincinnati, Dayton, and Columbus areas. They are all working on various First Suburbs Consortium issues. I wanted to hear what they thought the major issues were, as we work towards convening shortly after the November election. And without any editorial comment, I will tell you what their major challenges were as they identified them: The foreclosure epidemic; Doing something about vacant, abandoned and foreclosed housing; Concentrations of poverty throughout the urban area; and, Youth Problems associated with the program formerly known as Section 8; The need for eminent domain, and other preservation of home rule powers so that municipalities can do the vital job of redeveloping. Finally, pursuing a no-poaching policy within each metropolitan area, each region in the state, and revenue sharing so that municipalities can continue the vital job of redevelopment. All I can say to hearing that and knowing that we speak so often of these challenges, *amen*. If we can raise our voices together, I think we can do something about these issues. That concludes this report."

## **REPORT OF THE MUNICIPAL SERVICES COMMITTEE**

Council Member Caplan stated, "Thank you. I have one piece of legislation and it is Resolution No. 102-2006(MS). You'll be so happy to hear about road reconstruction, I just know it, but it's not for this year.

Resolution No. 102-2006(MS), authorizing the City Manager to make application through the Ohio Public Works Commission State Capital Improvement and /or Local Transportation Improvement Program(s) for funding for the Lee Road Rehabilitation Project (from Dellwood Road to the south corporation line), and to execute contracts as required; and declaring an emergency. The State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure. The City of Cleveland Heights is planning to make capital improvements to Lee Road from Dellwood Road to the south corporation line. The infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Public Works Commission Programs. Therefore, be it resolved by this Council that the City Manager is authorized and directed to make application to the Ohio Public Works Commission ("OPWC") for funding through the OPWC State Capital Improvement and/or Local Transportation Improvement Program(s) for funding for the Lee Road Rehabilitation Project (from Dellwood Road to the south corporation line). The City Manager is further authorized to enter into any agreements as may be necessary and notice of passage shall be given and this Resolution shall be declared an emergency for passage tonight. This is for application for funds to help us to do this project.

I know that people complain and that it is inconvenient, but ultimately once the job is done of fixing up our roads, then we proceed smoothly and effectively to where we're going and so it is a very good thing for a city to have the infrastructure continually worked on. We cannot afford to let our sewers, our water lines, our streets, our curbs to be in disrepair. It doesn't make us look good and it is not good for the values of our homes. This is really a good thing and we'll worry about how it is executed next year and how to find another way to go from hither to yon because that's what we do right now. I offer Resolution No. 102-2006(MS) for passage tonight."

Mayor Kelley accepted Resolution No. 102-2006(MS).

Roll Call: Ayes: Kelley, Montlack, Tumeo, Wilcox, Caplan, Dietrich, Evans

Nays: None

**Resolution passed**

Council Member Caplan concluded, "Thank you. I just have a couple of comments. I'm not going to talk about recycling, since I do it every time, but I also want to say thank you to all the people that were involved in the city in making this summer absolutely marvelous from keeping the swimming pools at a very nice swimmable temperature and keeping our city looking great with those wonderful flowers everywhere and making sure that the venues for Cain Park were clean and enticing and the programs were great and it was a wonderful - has been - it's not quite over yet, but soon, it has been a wonderful summer. The camps went great, the pools were wonderful. The programming at Cain Park, it's just been fabulous and the city looks great. So, thank you to all those people that are involved, particularly public works and community services and police department also. They have been around the side streets when thousands of people are leaving some of these Cain Park programs and everybody feels safe. There are no incidences. It's calm, it's orderly and thank you to those neighbors who let us park on your streets and who have listened in the evening - maybe not by choice to a variety of musical presentations. Thank you very much for being really good neighbors.

I can't help but comment on two things along with paying attention to who is running for governor. May I please encourage you to make sure you register to vote. It is really the time now. It's going to be harder to vote now. You will need picture id and make sure you are registered to vote and if you've moved or changed your name, now is the time to do that change now for yourself. You can go to any public library in the county and they have the forms there and they will take care of it. So please be sure you do that, and may I add to the inner-ring suburb suggestions for what are some of the challenges and what are some of the things that needed to be added in addition to the list that Vice Mayor Montlack mentioned, is that it would be really nice if the state would focus a little bit on redevelopment instead of just development. It is really easy to build wonderful things out in pure land. It's very difficult to redevelop inner-city land that's dirty - where the land is dirty, where the under water is dirty, where there's been industry that has now come down and if the state does not get involved in helping to do redevelopment, those parcels will remain empty forever. There's been a lot of talk about population leaving Cleveland, substantial population, and some of it has to do where the jobs [are located] - but if you are building out, with hard to get to [places] for jobs, people move toward where there are jobs, and so I think it is the state's responsibility to work on doing some redevelopment. There's not much we can do about that except make noise about it. So I am adding my voice to the noise and that's all I have for this evening. Thank you."

### **REPORT OF THE MAYOR**

Mayor Kelley stated, "A couple announcements. We are officially bringing an All Renters Welcome Wagon to Cleveland Heights. It'll be on Tuesday, September 19<sup>th</sup> at 7:45 p.m. at our beautiful community center. More information will be coming at future meetings and we will be inviting all renters that live in two and three families in Cleveland Heights to it. The word there is *all*, if you didn't understand it the first two times I said it. It will be a wonderful program at 7:45 on Tuesday, September 19<sup>th</sup> at our community center.

The other thing, school is starting. Some of the schools have started and our public schools will be starting, I believe, a week from tomorrow. So please drive slow in the school areas and the blocks surrounding the school areas before and after school and around dinner time when our children are

using the areas in the schools to come home and go to school and to play after school. Slow down, do things a little bit differently, change your routines. It's not summer anymore and we do not want to have any accidents anywhere on any street in Cleveland Heights, let alone in our school areas.

As Councilman Wilcox mentioned, we will have a special meeting next Monday night, August 28<sup>th</sup> at 7:30 to consider and probably finalize Resolution No. 97-2006(PD) one way or another. So that will be an official council meeting, it will go on and it will be properly posted and it will happen. Our next meeting after that will be Tuesday, September 5, 2006 at 7:30 p.m. Thank you for coming tonight. Our meeting will be adjourned at 8:38 p.m."

Respectfully submitted,

Edward J. Kelley, Mayor  
President of Council

Thomas K. Malone  
Clerk of Council

/mwc