



CLEVELAND HEIGHTS

COUNCIL MINUTES OF MONDAY, SEPTEMBER 15, 2003

Council Committee of the Whole of the City of Cleveland Heights, Ohio, met on the above date at 5:45 p.m.

Edward Kelley, presiding

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

Council Members absent: None

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

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

Committee of the Whole adjourned at 7:25 p.m.

The Council of the City of Cleveland Heights, Ohio, met on the above date at 7:51 p.m.

Edward Kelley, presiding

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

Council Members absent: None

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

The minutes of the Regular Council Meeting held Tuesday, September 2, 2003 were approved and signed by Mayor Kelley along with the ordinances and resolutions passed at that meeting.

"Good evening. My name is Norma Meaker, 3621 Langton Road. I was at the meeting two weeks ago explaining that we had sewer backup problems on our street and I was assured that something would be done and I just came tonight to say that something is being done. That the very next day, two guys came out from the water department to check the sewers and Dennis [Zentarksi] came the following day to put a camera down the sewer to see if they could discover what the problem was. The problem finally has been acknowledged by the City of Cleveland Heights to be their problem and not my problem nor the other citizens on the street's problem. So they have acknowledged the problems and something is being done. I went to see Mr. Zentarksi one day last week and he showed me the diagram of the street and the sewers, etc., and said that he's had an engineer. They have consulted with engineers. Mr. Downey told me tonight that there may be some action on it shortly, but that I should keep my plugs to make sure that they're screwed in tight. Thank you very much."

REPORT OF THE CITY MANAGER

Mr. Downey stated, "Thank you very much, your Honor. I have just a couple of items this evening. In your packets you received copies of the bid tabulations and the award of contract for the following items: Bid Document No. 2003-11, the Cumberland Pool Floor Replacement, the lowest and best bidder is the Northeast Ohio Trenching Service Company in the amount of \$212,788.00; and Bid Document No. 2003-22, the tractor with the 5th wheel for the Transfer Station, the best bidder is the Cleveland Mack Sales & Service Company, A Division of R & R, Inc., in the amount of \$89,514.37. Your Honor, I would request that the bid tabulations and the award of contract be made a matter of record."

Mayor Kelley made them a matter of record.

REPORT OF THE DIRECTOR OF FINANCE/CLERK OF COUNCIL

Mr. Malone stated, "Thank you, your Honor. I have no report tonight."

REPORT OF THE ADMINISTRATIVE SERVICES COMMITTEE

Council Member Dietrich stated, "Thank you. I would like to tell people tonight about a frank, and I think good meeting, that City Council had last Thursday with the school board. I think it was about as much of a heart-to-heart as two elected bodies can have, in light of the fact that every discussion we ever have takes place in the presence of anybody that would like to listen. What came through to me after the meeting with the school board is the sincerity that they do approach their job with, and the real distress that they're having that so many people are not only unhappy with the handling of the superintendent's situation but are judging them as ill-intentioned people. The decision may not have been the wisest. I don't know, 'cause I don't know all the facts, none of us do who aren't on the school board and they maybe did not communicate it as well as they might have, but they are the people that we elected to do a very difficult job. They, as all of us, are aware that there will be a lot of people who will sort of co-mingle the issues around the superintendent with the need for a school levy. Really, what I would like to do is re-enforce how separate the need for a school levy is from the issues around the superintendent. We don't need the school levy [to fail] because there are a couple of superintendents that got a severance package, we need the school levy because that's the way that Ohio funds its public schools - dysfunctional though that may be. Every school district in Ohio needs a levy every three or four years, and that even if the school board had made different decisions regarding the superintendent, we would still need this school levy this year.

My second point, also around the levy, is that we live in a very expensive school district in which to provide a quality education. If we lived in a district where most of the children who go to school had similar backgrounds, similar experiences, economic situations and the like, they would be more similarly prepared for school and their parents would have more similar expectations of what a school should provide and it would cost less to provide a good education. I think many of the surrounding school districts do not have to meet the range of needs that is as broad and as challenging as our district has to meet. We have kids that come to school who have been to pre-school and play groups and gymnastic lessons and music lessons and then we have kids who have not been exposed to those things and yet the district is responsible to provide for all those needs and which requires more individualized programs and it requires more people to do it. Something that strikes me, is that we always talk about how proud we are to be so diverse and how enriching it is for us that we are so diverse, and we don't seem to want to acknowledge that makes the job of educating our kids just more expensive. That's another reality of Cleveland Heights and University Heights that is separate from what we think about the school board's decision around the superintendent.

Lastly, I want to say that I think that support for public education is a value that has to be understood as transcending specific situations. The obligation to provide a quality education doesn't just go away when there is a crisis or there is a disagreement and I think it's really important right now that we think about the fact that if our community is to continue to thrive we can't turn our backs on public education. We have to help the public schools succeed if we want our community to continue to be a place where we want to live. Thank you."

REPORT OF THE COMMUNITY RELATIONS AND RECREATION COMMITTEE

Council Member Caplan stated, "Thank you. I have no legislation. I also have a few comments to make. Depending on whether you agree or you don't agree with what Councilwoman Dietrich just talked about, your voice will not be heard if you don't register to vote and if you don't go to vote on November 6th. So your obligation is to register to vote and you have until October 6th to do so. It is very easy to register to vote. It's very easy to change your address or to change your name if your marital status has changed and what you have to do is go either to the community center, to any public library, or to come here to City Hall, fill out a little form - it's not very complicated and it won't take you a long time but if you do not do that, you cannot weigh-in on this discussion [and] you cannot vote and the election is November 6th. [Council Member Evans corrected the date to be Tuesday, November 4th.]"

Mayor Kelley added, "Spoken like a true candidate."

Council Member Caplan continued, "Councilwoman Evans really does know when the election date is. I know that it is thirty days after October 6th, [sic] so I'm sure it is the 4th. So, consequently, besides my urging you to vote, please register to vote. Voting in the United States is a privilege, it's a right, it's also a responsibility and you cannot complain if you don't participate in the decision making. Register to vote. Come to City Hall or go the community center or the library.

The next thing I want to tell you is the Focus is going to be in your mailbox this coming week. It is a wonderful magazine that the City puts out. It has all kinds of wonderful information, interesting things to learn, some things you haven't heard about, some reminders of various things, little stories, so I encourage you to read it when it comes. It's a beautiful picture. I'm sorry to see that fall is coming, but none the less do read it. Look for it in your mailbox. It will come to every household in the city.

Yesterday I did something very special or I thought it was special. I walked with a new synagogue that found a new home. The synagogue is called Beth El and they have been having a temporary home at the Jewish Community Center and yesterday they walked carrying their Torah to their new home which was a synagogue called Sinai Synagogue on DeSota and Euclid Heights and yesterday it became Beth El's new home. This is part of the procession, of carrying the Torah to their new home. There was a party and there were speeches and the thing that made it quite wonderful is that this congregation chose to make Cleveland Heights their permanent home and it's a wonderful congregation with young people - lots of children and it made me feel hopeful for the continued diversity of our community. I was so happy that this synagogue has chosen to live here and I was happy that they chose to do it at this time of the year, because of course, in two weeks we will not be having our regularly scheduled Council meeting, as it will be on Tuesday because of the Jewish holiday and I therefore would like to wish all of the Jewish residents in our community a healthy year for each of you, a sweet year, and a peaceful year for all of us. That's all I have. Thank you."

REPORT OF THE FINANCE COMMITTEE

Council Member Wilcox stated, "Thank you, your Honor. There is one piece of legislation from the Finance Committee tonight and that is Resolution No. 142-2003(F), authorizing the reprogramming and reallocation of Community Development Block Grant Funds; and declaring an emergency.

These are funds from our Year 29 block grant program that is being reallocated currently. There are a number of important community development projects which need funding and the city staff has made a recommendation for the reprogramming of these available funds and the reprogramming of the additional funds has been approved by the Citizens Advisory Committee.

Section 1 states that the following reallocation and reprogramming of Community Development Block Grant Funds is hereby approved for the purposes outlined: \$13,500.00 from the Winterization Program to the Paint Program, because of the extra applicants we were able to serve this summer in our paint program. Section 2 authorizes the City Manager to enter into an agreement to implement the changes noted and Section 3 is notice of passage and Section 4 declares this to be an emergency measure. I offer Resolution No. 142-2003(F) for passage tonight."

Mayor Kelley accepted Resolution No. 143-2003(F) for passage.

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

Nays: None

Resolution passed

Council Member Wilcox stated, "I have a couple of comments. I want to thank the CAC who have just completed their review of the Year 30 applications which are for fiscal year 2004. This was especially difficult this year, because the federal government we anticipate, will fund these programs at no more than the previous year's level so it makes the choices much more difficult. The CAC worked long and hard and I want to thank them for their diligence and effort in volunteering for that important task for the city.

Also, I want to comment on last Thursday, September 11th on the American Hero's Day Ceremony at Lake View Cemetery. It was a very touching ceremony and to see all the police and fire, to remember 9/11/2001 and to honor the safety forces who gave their lives to help others live that day, but also, I think, as we move on that we show an appreciation for our safety forces every day and what they do to keep us safe and certainly in this community - especially we appreciate our police, fire and EMS for what they do. I also want to thank the Lake View Cemetery for hosting this event which I think will become an annual event that will continue on.

Finally, I want to also wish our Jewish residents a healthy and peaceful new year. That concludes my report."

REPORT OF THE MUNICIPAL SERVICES COMMITTEE

Council Member Hicks stated, "Thank you, your Honor. I have two pieces of legislation. The first is Resolution No. 143-2003(MS), authorizing the City Manager to enter into an agreement with the Ohio Department of Natural Resources for the purpose of acquiring funds through the Division of Forestry's Bicentennial Grant Program; and declaring an emergency. The City Manager is authorized to enter into an agreement with the Ohio Department of Natural Resources, Division of Forestry for a grant for tree-planting along the median of Monticello Boulevard. The City Manager is further autho-

alized to take all other necessary actions for acceptance of the grant, including the provision of a local match, and to sign all necessary grant agreement documents, upon forms approved by the Director of Law. Your Honor, I offer Resolution No. 143-2003(MS) for passage this evening.”

Mayor Kelley accepted Resolution No. 143-2003(MS) for passage.

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

Nays: None

Resolution passed

Council Member Hicks continued, “Thank you, your Honor. I have Ordinance No. 144-2003(MS), authorizing an agreement with the Ohio Machinery Company for the purchase of a new Caterpillar Loader Backhoe for the Public Works Department through the Ohio Department of Administrative Services Cooperative Purchasing Program; providing compensation therefor; and declaring an emergency. The City Manager is authorized to enter into an agreement with the Ohio Machinery Company for the purchase of a new Caterpillar Loader Backhoe for the Public Works Department through the Ohio Department of Administrative Services Cooperative Purchasing Program, in accordance with the requirements of Ohio Revised Code Section 125.04 and this Council’s Resolution No. 115-1988. The agreement shall provide for a purchase price not to exceed Seventy-five Thousand Dollars (\$75,000.00). All agreements hereunder shall be approved as to form by the Director of Law. Your Honor, I offer Ordinance No. 144-2003(MS) for passage this evening.”

Mayor Kelley accepted Ordinance No. 144-2003(MS) for passage.

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

Nays: None

Ordinance passed

Council Member Hicks concluded, “Thank you, your Honor. I have a couple of comments to make. First, residents of Cleveland Heights should have been receiving a letter, a yellow letter like this [holds up the letter]. It won’t have as many marks on it as mine has on it - it will be a clean copy - but giving you notice that the city supplier, WPS Energy Services, will be offering a yearly fixed rate of \$6.92 mcf. The best thing about this letter is that there is a telephone number on here that you can call and get all of your answers to your questions. I have, in fact, called the number for a resident and what they told me that they would do is they would call the resident back and explain to them what the difference in their rates would be. A couple of things that they did tell me that I want to share with you is that one; if your current gas bill (if you’re still with Dominion - if you’re not current with your bill or you owe a balance you will not be switched over). You must be current with your bill. They said that current means that if you have a bill that’s due in a few days, that means your current, but if you’re behind on any payment then you’re not current and you will not be switched over. Also, if you’re not with Dominion and you are with another marketer you must cancel with that marketer first and then call them to be added because you will not be automatically opted-in to the program. There are a couple things about the pricing, but people that asked the question of how much would I really be saving? You need to call the number because there are different situations for different people, different rates if you’re already with a marketer in terms of your transportation charge. Ask them about the transportation charge. There are different charges for different people. So everyone is not the same. I wish we could say that this was going to be something real simple and you would definitely get this rate and only be paying this rate but we don’t want to mislead anyone and so that’s why that number is on here [again, pointing to the letter] for you to call and ask all the questions that you need to ask about what your rate needs to be so that you are comfortable with what is about to happen. That’s all I have about WPS, so I’m sure that number might show up on your screen, but if not you’ll get the letter in the mail at home.

Also, I want to congratulate Chief Lentz and the police academy. On 9/11 I was attending a graduation for the 70th graduation ceremony of the police academy, which was also a ceremony / service in memory of the police officers who died on 9/11/2001. They did a great job and they had pictures of all of the police and their names and it was really touching to see that these cadets or these officers now, how they wanted to become police officers. Some of them because of what happened on 9/11/2001 and one told a story of when - they read a story of two police officers who - when they were looking at the buildings of the twin towers and they were talking about going in, one said to the other, 'You know, we're not coming out of there', and the other one said, 'Yes, I know' and they still went in and they both perished in the twin towers. That was an account that a witness overheard them talking as they were going into the twin towers. A lot happened that day and police officers did things that they knew might end in their demise and they still carried on with that. I was proud to be a part of that ceremony.

Also, on another note, I want to talk about or address a letter that was in the Sun Press. The letter had two components of it, one talks about, 'Hicks insults a mother' and something that happened here at a Council meeting, and I don't want to address those comments because, you know, if anyone has a problem with what I said to that person at that time, then that's their opinion, but in another part of the letter, it talked about a flier that I am circulating about the domestic partner registry and, 'Is this Ordinance good for Cleveland Heights? No.' And it says in there [the flier] and it pretty much calls me a liar and so I have to address those issues. They say that this literature, this piece of literature (and if anyone wants a piece of this literature that they talk about in this article that says that there are some items that are not factual, you can give me a call at 371-8900). I have to deal with those issues. It says, for one, it says that, 'The Hick's flier states that a low fee has been promised.' It says, 'In fact, nothing has been promised. The fee for the registry, should it pass, will be determined by the city manager based upon the cost of processing the forms'. Although, I beg to differ. I had to go back to the minutes of this council meeting, July 7, 2003, on page 23, when our mayor, Ed Kelley said that, 'Let me set the record straight. Whether this is enacted by Ordinance or whether it is passed by the voters, not one person will be gouged by the fee to stuff the coffers of the city or the city coffers.' So I took that to mean, if someone wasn't going to be gouged that means that the fee was going to be low. That was my understanding of what the mayor was saying. I know our finance director's jaw just hit the table, but whatever the fee is, if it does pass or it is enacted by Council, it will be the right and proper fee. Let's set the record straight here and now. And so, the right and proper fee for me would be a thousand dollars or more and so like I said it was saying to me that the fee would not be a high fee, the fee would be a low fee. Now, whether or not I misinterpreted what the mayor said or not, that was open to interpretation and that's where I got my interpretation of a low fee. Now it goes on to say that, 'The flier also claims that an individual terminating a domestic partnership isn't required to notify the other partner. Actually, according to Section 3(B) of the proposed legislation clearly states that notification by certified mail is required.' Now, actually what the flier says is, 'That one partner is not even required to notify the other at the time of termination, that the partnership has been terminated, thus leaving the City open to lawsuits.' So, I went back to Section 3(B) that she directed me to, and it says that, 'Within 90 days of the dissolution of the domestic partnership, at least one former partner shall file by certified mail, a notice of termination of domestic partnership with the office of the City designated by the City Manager. Upon receipt, the City shall provide the domestic partner who filed the notice of termination with two copies of the notice marked filed.' It's filed now and the other partner has not been required to be notified according to what it said here. Then it says, 'Unless the partners jointly file the notice, the partner filing the notice shall within five days after it's been terminated send by certified mail a copy of the filed notice to the other partner's last known address.' So what the flier states, is that one partner is not even required to notify at the time of termination that the partnership has been terminated is a correct statement. And so, Amy Caldwell is incorrect in saying that I have factual errors in the flier that has been sent around to residents of Cleveland Heights and so those are the issues that I wanted to deal with, because she

clearly made a point in trying to say that I put in untruths in that flier and that is not correct. If anyone wants a copy of the initiative petition to read it all the way thoroughly through you can get one I imagine from Clerk of Council Tom Malone's office, but I just wanted to clear those two issues. Thank you, Your Honor."

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

Vice Mayor Montlack stated, "Thank you, your Honor. There is no legislation this evening. Just a few comments on an important hearing and some associated events coming up on Thursday, September 25th in the Greater Cleveland area. At that time, an Ohio House of Representatives sub-committee studying growth and land use in Ohio will be visiting Cuyahoga County. There will be a tour of some of the area that shows some of these issues that they're studying and then in the afternoon beginning at 1:00 at Cleveland State University Levin College of Law [*sic*], that sub-committee will conduct a hearing. The topic of growth and land use is a very broad one. It includes such diverse and important issues for Ohio and certainly for Cuyahoga County as urban sprawl, tax abatement, exclusionary zoning, government policies that either promote or interfere with balanced growth policies, farmland preservation, and a variety of other topics. In other words, these issues are very often the lifeline for existing older built-out communities such as Cleveland Heights. Most of us around this city will not be surprised to learn that a lot of folks from Cleveland Heights have taken a leadership in helping the house sub-committee plan that day because that committee, which is headed by State Representative Larry Wolpert, represents a couple of high growth communities in Franklin County. That committee is composed of seven fairly new representatives, that means with term limits they're going to be around for a while and another important fact is, of course, if you've been reading your papers, you know that in the general assembly there isn't a great deal of understanding or perhaps even sympathy for the plight of some of our urban and inner-ring suburban areas. This is an opportunity which is given to us, frankly because of the curiosity and the interest of Representative Wolpert and some others and a bi-partisan study group to change the minds - win hearts and minds as it were, so the First Suburbs Consortium along with ECO City Cleveland, the CDC's of Cleveland, the Growth Association, some preservationist groups, etc., have been working hard to provide a full day and this will be a full and exhausting day especially for these house members who are traveling here from all parts of Ohio. If you have an interest in hearing the speakers who promise to be well-experienced, knowledgeable, and also to hear the comments of the sub-committee (this is a sub-committee that emanates from the Ohio House of Local Government and Township Committee, an important committee for exactly these kinds of issues) then plan to be at the Cleveland State University Levin College of Law from 1:00 p.m. on Thursday, September 25th. We are hopeful that not only will that hearing be interesting but more importantly that we can begin a real educational process.

Finally, as we approach Rosh Hashanah, I wish our Jewish friends and residents a sweet and happy new year. That concludes my report. Thank you."

REPORT OF THE PUBLIC SAFETY AND HEALTH COMMITTEE

Council Member Evans stated, "Thank you, your Honor. I do have a couple pieces to present this evening. The first one is Resolution No. 145-2003(PSH), authorizing the City Manager to accept a grant from the Ohio Department of Public Safety, Division of Emergency Medical Services, on behalf of the City of Cleveland Heights; and declaring an emergency. The Department of Public Safety, Division of Emergency Medical Services has awarded a grant of Two Thousand Two Hundred Forty Dollars and Forty-eight Cents (\$2,240.48) to our city to purchase eight (8) Personal Protective Equipment (PPE) kits. Acceptance of said grant will be of benefit to the City and its residents. Section 1 just states that the City Manager will be given the authority to accept this grant. Section 2 talks about executing all the docu-

ments and Section 3 is notice of passage and Section 4 declares this to be passed as an emergency measure. I'd like to submit Resolution No. 145-2003(PSH) for passage."

Mayor Kelley accepted Resolution No. 145-2003(PSH) for passage.

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

Nays: None

Resolution passed

Council Member Evans added, "I'd just like to say that we express our gratitude to the Home Land Security and all the measures that they have taken to be safe with that big amount of money.

Resolution No. 146-2003(PSH), proclaiming September, 2003 as National Drug and Alcohol Addiction Recovery Month; and declaring an emergency. Whereas, substance abuse and co-occurring mental disorders and co-existing physical illnesses are major public health problems that affect millions of Americans of all ages, races and ethnic backgrounds in all communities, and have a huge medical, societal and economic cost; and persons with co-occurring substance abuse and mental or physical disorders can and do recover, and deserve access to the services they need to recover. Thousands of health care providers have dedicated their lives to the recovery process and to the education of the public about alcoholism, drug dependence, co-existing disorders and treatment issues. The United States Department of Health and Human Services' Substance Abuse and Mental Health Services Administration has joined with states, local governments and health care providers to proclaim September, 2003 as National Alcohol and Drug Addiction Recovery Month to educate the public about the effectiveness of treatment, the nature of addiction, the positive outcomes of treatment and recovery, and the importance of treatment programs and services across the country. Therefore, be it resolved by the Council of the City of Cleveland Heights, Ohio, that this Council hereby joins with the United States Department of Health and Human Services' Substance Abuse and Mental Health Services Administration and states, other local governments and health care providers to proclaim September, 2003 as National Alcohol and Drug Addiction Recovery Month, and urges all residents of Cleveland Heights to support men, women and youth who are in drug or alcohol addiction treatment and recovery and their families. Section 2 is notice of passage and Section 3 declares this to be passed as an emergency measure. I'd like to submit Resolution No. 146- 2003(PSH) for passage this evening."

Mayor Kelley accepted Resolution No. 146-2003(PSH) for passage.

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

Nays: None

Resolution passed

Council Member Evans continued, "I'd like to remind our residents that they could call our fire chief's office at 291-2673 to obtain an application for a free smoke detector for their home. That is something that is co-sponsored by the American Red Cross as well as our Cleveland Heights Firefighters Union Local 402.

There are some letters that were received that I thought would be nice to read this evening. They are addressed either to our police chief or the police department. The first one says, 'I wanted to take a moment to commend your department on the organized and immediate response of the police officers during the 8/14 blackout. I work as a nurse at UH and was heading home moments after the blackout began. I was completely impressed with how quickly officers were out at all of the major intersections I passed through; that included Cedar Hill, Cedar Fairmount, Coventry Fairmount. Believe me, other local police departments could benefit from the level of your organizational skills. Thank you for your

efforts.' Another letter reads, 'On behalf of the residents of Scarborough, I'd like to thank you for allowing one of your officers to come to our block party on July 19th. Imagine the delight of the children when the officer arrived with his cruiser and led the children's parade and then handed out junior officer badges. What a wonderful way to build positive relations with the community. Please extend our thanks to the officer who came. Please let him know how much we appreciate what he did.' I thought there was another one. 'I wish to express my appreciation to the officers who kindly inspected my home, when I became concerned about the possible intruder of 9/2. I have consistently been impressed and most appreciative of the fine response, efficiency, politeness of our Cleveland Heights police force.' We do have a great police department. We all appreciate them and we certainly want to let them know that we appreciate them and it is always good for them to hear from residents who have had wonderful experiences. That concludes my report this evening."

REPORT OF THE MAYOR

Mayor Kelley stated, "I just want to say one quick word about young Mark Tupa who is a University Heights resident, who was injured in a football game and has participated here in Cleveland Heights in our sports programs, specifically in baseball. I think our hearts and prayers go out to him for the successful surgery and the long rehab that he has had. You are in our thoughts and prayers as are his parents, Mark and Sue Tupa, and his brothers Jack and Michael. It's certainly not something we like to hear about but competing on the football field was an unfortunate and tragic accident. We are very happy to hear that the Shaker football player that was injured is up and around and suffered only a concussion and a sore back and he is moving around. Let our prayers and thoughts go out to the Tupa family and more specifically to young Mark Tupa, as he begins his long recovery and as he begins everyday that the swelling goes down and he recovers with a full recovery.

We will adjourn this meeting at 8:34 p.m. Our next meeting will be Tuesday, October 7, 2003 at 7:30 p.m. Thank you for coming."

Respectfully submitted,

Edward J. Kelley, Mayor
President of Council

Thomas K. Malone
Clerk of Council

/mwc