

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

February 14, 2011

7:00 p.m.

The Council and all in attendance recited the Pledge of Allegiance.

President Pucci: "Mary-Jo will you call the roll please?"

Clerk Banish: "Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Here."
Councilman DeMarco: "Here."
Councilman Patta: "Here."
Councilwoman Gallagher: "Here."
Councilman Magrey: "Here."
Councilman Tanski: "Here."
Councilman Murphy: "Here."

President Pucci: "Okay, next we'll have the reading of the Agenda: Promotional swearing-in of Fire Lt. Kevin Paul; public session; reports from committees, commissions and boards; reports of Council; Mayor's report; directors' reports; various monthly reports; request from Fire Chief Joseph Zemek to advertise for bids for a preventative maintenance program for the Fire Department's fleet of firefighting apparatus and support vehicles; Ordinance 2011-2, second reading, Authorizing the Mayor of the City of Brooklyn, Ohio to enter into an amended and restated agreement with Great Lakes Billing Associates, Inc. for third party EMS and ambulance billing, consultation, and related services; Ordinance 2011-5, Amending Ordinance 2004-32, as amended by Ordinances 2007-1 and 2010-1 entitled, 'An Ordinance to establish and adopt Rules of Brooklyn City Council'; Ordinance 2011-6, An Ordinance authorizing the Finance Director to generate payment in the amount of \$25,509.96 to the K Company for services rendered to the Brooklyn Recreation Center during the period July 2007 through August 2009, for which no funds were encumbered or otherwise reserved in the applicable period; Ordinance 2011-7, An Ordinance authorizing the Mayor to retain Calfee, Halter and Griswold, LLP to provide legal services necessary and related to the operation of the city landfill on behalf of the City of Brooklyn in an amount not to exceed \$30,000; Ordinance 2011-8, An Ordinance authorizing the Finance Director to transfer the residual balance of \$2,854.10 from the Street Repairs Fund, 9922, number 836, to the General Fund, number 100; Ordinance 2011-9, An Ordinance establishing a new special revenue fund entitled, the Domino Trust Fund, and declaring an emergency; other matters that may come before the Council; and adjournment. And at this time, Mayor, are you going to be swearing him in?"

Mayor Albier: "Yes."

President Pucci: "Mayor Albier is going to be swearing-in our newest Fire Lieutenant Kevin Paul. And your family is more than welcome to come up with you."

Mayor Albier: "Your family can come down too Kevin. Bring them all down. Takes care of half the audience. First of all I'd like to say, in small departments, like in this case the Fire Department, like the Police Department, you do not get many chances in your career for a promotion. Two maybe three in your whole career. So if one comes up, it's a big step forward to become the Lieutenant. You have to pass the written test, and then you go before a board and Civil Service hires you. In this case, retired Fire Chiefs, you go through that, you compete against all your firemen, and you come out on top. So Kevin is to be really commended for coming out on top. And then when I checked, he's really well respected by his superiors. The Safety Director, the Fire Chief, and most importantly, all of the men that work with him, have all had nothing but the best thing to say. So it's an honor to swear-in Kevin today. Kevin, if you raise your right hand please and repeat after me.

(Mayor Albier and) Kevin Paul: "I, Kevin Paul, do solemnly swear, that I will support the Constitution of the United States, the Constitution of the State of Ohio, the Charter and laws of the City of Brooklyn, Ohio; and I will faithfully, honestly, and impartially discharge, and perform all duties incumbent upon me as a Fire Lieutenant in the City of Brooklyn, Ohio, according to my best ability and understanding. This I promise as I shall answer unto God."

Mayor Albier: "Congratulations Lieutenant."

Lt. Kevin Paul: "Thank you. Thank you Mayor."

Mayor Balbier: "You're welcome."

President Pucci: "Okay, next we'll move onto our public session. If anyone has anything to say for the good and welfare of the City of Brooklyn, please step forward to the podium, state your name and address for the record, and please recognize our five minute time limit."

Mary Lee Bowen: "Good evening. My name's Mary Lee Bowen, I live at 4783 Tiedeman Road. I believe you know by now that one of my major concerns is that the residents of Brooklyn receive communication about what is going on in Brooklyn. Although there may be public postings located in such places as City Hall, the Library, the Rec Center, Board of Education and Senior Center, still many of you may not easily see those notices. It is for this reason that I want to tell you about the creation of the new city Charter Review Commission. I am proud to say that I have been invited by Councilman John Patta to be a member of this year's Charter Review Commission. I have high regard for Councilman Patta, who, as an attorney, often provides valuable insights and objectivity to issues that come before City Council. In total there are nine members on the Charter Review Commission. Each Councilperson invites one person, and the Mayor invites two people. We had our first meeting on February 3rd at which time we introduced ourselves with a brief bio of our background, and decided that meetings will be every second and fourth Thursday of the month at 6 p.m. at City Hall. We also elected a chairman, Greg Frey, and I was elected vice-chairman. Just to give you a little background, every six years since 1981 a new commission has been formed to review the current Charter and to recommend changes, additions, and deletions, as deemed appropriate. All residents of this city have a say in this process. I encourage you to take the time to read the current Charter. It will probably take you less than an hour to do so. This Charter belongs to you, the residents and taxpayers of the City of Brooklyn. All our meetings are open to the public so that you can participate in this review process. If you cannot make it to the meetings you can send us your comments and suggestions on-line or by e-mail, or by regular mail. You can access the current Charter by going on-line to the City of Brooklyn website at brooklynohio.gov. If you don't have internet access you can use the Library or request a copy from City Hall. And lastly, I want to say that this Charter review process is critically important to all of us, as the future of our city is at stake. Among the issues that I will be raising for review are a proposal to reduce City Council from seven members to five, and the implementation or establishment of Council wards. You, as taxpayers, should be able to vote on issues like these, and any other issues that you deem appropriate to ensure a successful future for our city. Apparently some current and former members of Council must feel that everything is perfect, ideal or great in Brooklyn, because they don't want any changes to the Charter. Personally, I think we need some changes to business as usual, and Charter changes are one way to do that. The city is broken, and we need to fix it. In order to vote, issues must be on this year's November ballot, and that decision is up to you. You can ensure that issues will be on the ballot by insisting that the Charter Review Commission do so. Please don't hesitate to contact me, or any of the other Commission members, if you have any questions or comments. As always, you can reach me at 216-941-7562 or my e-mail address of maryleebowen@earthlink.net. Thank you."

Tom Adamski: "Tom Adamski, 9625 Melody Lane. My question is directed to Mr. Hammond and to the Finance Director regarding Ordinance 2011-6. I'd like to know what steps are going to be instituted to prevent an occurrence from this happening. I find it very hard to believe that, the situation that was explained to us in the Finance meeting was an occurrence because of the former Service Director. I was always under the impression that the Recreation Director was the one solely responsible for the management and payment of bills. I would appreciate a comment made at the time that it comes for you to speak to this. Thank you."

Barbara Paulitzky: "Good evening. My name is Barbara Paulitzky, I live at 4795 Tiedeman Road. I'd like to thank our Service Department for the excellent job they have done during the recent snow storms. Although the city doesn't plow my driveway, several friends that I have have the service done for them, and were very pleased with the timing and efficient way the driveways were cleared. I also noticed that many of the sidestreets were in excellent shape the day after the snow storm. I understand that garbage pickup suffers because of this; however, I'm wondering if better communication from City Hall could have alleviated the incident that happened on Tiedeman Road last week. Thursday is our normal pickup day. Many older residents have neighbors or relatives that take out their garbage. Garbage was taken out Thursday morning. No pickup. Garbage was taken back in Thursday evening, since many wild animals are looking for food during this freeze. Garbage was taken out again at 8:00 on Friday morning. The garbage truck came at 6:15

a.m. in the morning. Called the Service Garage and asked why it was done so early. I was told that they decided to come early so as not to tie up traffic on Tiedeman Road during rush hour while roadwork was going on. I agree that that answer made sense. But how are we supposed to know that? Perhaps City Hall could have sent a letter to Tiedeman residents, first to explain who's tearing up our treelawns and why, and then to let us know that our garbage would be picked up at 6 a.m. for the duration of the roadwork. I'm hoping that a solution can be found so incidents like this don't happen in the future. Thank you."

Bill Anderson: "My name's Bill Anderson, I live at 4338 Rodoan Road. The last City Council meeting, I was up here and I spoke, and I had asked a question of Councilman Murphy, and he was told he had to wait to respond to me until it was his turn. And I understood that. Because we were told there was not going to be any bantering back and forth with the audience and Council. But then when it came up to the gentleman from the School Board, and unless we've been misinformed by the Mayor and the Council President, the School Board is not part of the city in itself, they're separate. And I would like to know are we going to get special treatment to certain people and certain Councilmen to banter back and forth like Miss Pucci did with the School Board member? I find that hypocritical myself. Secondly, I'd also like to know, and I'd like evidence to this, and just to get it out of the way already, we were accused of slandering Councilmembers, people from the city, I personally was, and I would like some evidence to be shown where anybody slandered anybody. I talked, again, to the Law Director, and in front of a witness I had asked him if Miss Pucci had actually talked to him prior to this. I made sure I had a witness there, and he'll remember that. And did she, prior to telling us we were slandering Councilmembers. And his answer was, no, Miss Pucci did not talk to him, the Law Director. The only one that ever can talk to him at all about that was Mrs. Colleen Coyne Gallagher. I find it ironic that nobody's ever shown any evidence of... I find it insulting for residents to be accused of this, and nobody shows evidence of it. I want to see, I'd like to see some evidence of it. So, and maybe, and the other thing was, I would like to know, are we going to this time, I know they said it, but I want to know, are we going to get that three minutes if we want it after Council talks? Or the directors talk, I mean. I was told we were supposed to have gotten it, we didn't get it last meeting, I'm hoping we'll get it this one. Thank you."

President Pucci: "Excuse me Mr. Anderson. We're passing that Ordinance tonight, so that would be on our agenda the next meeting. So you still have a couple minutes left to your five minutes, if there was something else you wanted..."

Mr. Anderson: "You're not going to let me talk after?"

President Pucci: "We don't have that on our agenda because we're passing the legislation this evening to provide for that. But you still have time if there is something else."

Mr. Anderson: "No, I wanted to wait to see what you said. But I don't want to banter, because you said no banter."

President Pucci: "Well I'm just letting you know that that would be on the next agenda."

Mr. Anderson: "You said no bantering, I don't want to make an exception for me or you."

President Pucci: "I'm just answering your question."

John Bundy: "Good evening. My name is John Bundy, I live at 9211 Torrance Avenue in Brooklyn. I want to thank all the people who've expressed their support for the rank and file at American Greetings, and who have gone to the website brooklynlovesamericangreetings.com. I've gotten a lot of positive feedback, and I'm very grateful for that. And I'm going to continue to be doing this. And I would ask Council to consider expressing their support in the form of a resolution urging American Greetings to stay. I think that is the proper, formal protocol at any particular time. Thank you."

President Pucci: "Does anyone else have anything to say for the good and welfare of the City of Brooklyn? Okay. We'll move forward then to reports from committees, commissions and boards. We'll begin with the Finance Committee, which is chaired by Mr. DeMarco."

Councilman DeMarco: "Thank you. We had several items on the agenda this evening. The first was a request from Fire Chief Joseph Zemek to advertise for bids for a preventative maintenance program for the Fire Department. The authorization for the bid was moved forward by the Finance Committee. Ordinance 2011-2, which is up for second reading tonight, which authorizes the Mayor of the City of Brooklyn to enter into an amended and restated agreement with Great Lake Billing Associates for third party EMS and ambulance services, consultation related services, was approved to be put on second reading tonight. 2011-5 amends Ordinance 2004-32, as amended by Ordinance 2007-1, 2010-1, an Ordinance entitled, 'To establish and adopt Rules of the Brooklyn City Council.' That was moved to approved as amended, I believe. Ordinance 2011-6, which authorized the Finance Director to generate payment in the amount of \$25,509.96 to the K Company for services rendered to the Brooklyn Recreation Center for a period from July 7, 2007 through August 2009. That was approved by the Finance Committee as well. Ordinance 2011-7, which is an Ordinance authorizing the Mayor to retain Calfee, Halter and Griswold for legal services related to the landfill, in an amount not to exceed \$30,000. That was recommended for approval. Ordinance 2011-8, which is an Ordinance authorizing the Finance Director to transfer the residual balance of \$2,854.10 from the Street Repairs Fund to the General Fund, that was moved for approval as well. And finally, Ordinance 2011-9, which is an Ordinance establishing a new special revenue fund entitled the Domino Trust Fund, and declaring an emergency; that was recommended for approval as well. Just one other thing I do want to say, just general information, for those folks here and at home, and overall, I guess my take on the financial health of the City of Brooklyn as we sit here today, due to the many sacrifices by our employees, unavoidable reductions in staff, and financial restraint of many, we ended 2010 with balances in our General Fund, our Capital Improvement Fund, etc., that should provide some temporary comfort for all residents in the City of Brooklyn, and employees. We are certainly in much better shape, as we sit here today, than we were even six months ago. But as we all know, we have a couple of very large obstacles to overcome in 2011. And that completes my report."

President Pucci: "Thank you. Next is the Public Works Committee, and that is chaired by Mr. Magrey."

Councilman Magrey: "The only thing I'd like to say tonight is that, as the weather gets better in the spring, I do plan on having public meetings regarding any road projects. That concludes my report."

President Pucci: "Thank you. Next is Public Safety and Environmental, and that's chaired by Mr. DeMarco."

Councilman DeMarco: "I have no report."

President Pucci: "Thank you. Legislative Update, Domestic Violence, and Juvenile Diversion, Mrs. Gallagher."

Councilwoman Gallagher: "Thank you Mrs. Pucci. Tonight I have a report from the Domestic Abuse Commission that met on Tuesday, January 25th. According to family violence statistics, an Ohio study shows that 38,000 to 56,000 are victims of domestic violence yearly in the state. The statistics also show that 88,000 to 115,000 Ohio adults are also victims of violence in the home by an intimate partner. Thanks to our Ohio Legislators we have enacted laws designed to curb domestic violence, bring aid to its victims, and protect them from further potential harm. Statistics show that domestic violence is one of the most chronically underreported crimes. Only approximately 1/4 of all physical assaults, 1/5 of all rapes, and 1/2 of all stalking perpetuated against females by intimate partners are reported to the police. If you are a victim of domestic violence, you may call the crisis helpline, which is a 24 hour hotline, at 216-391-HELP. You will be offered immediate intervention, safety planning, information, referrals, and shelter. And that concludes my report."

President Pucci: "Thank you. Next is the Planning Commission, and our representative to that Commission is Mr. Patta."

Councilman Patta: "Thank you. Good evening. The February meeting, as I mentioned had been cancelled due to lack of applications. The next meeting scheduled for the Planning Commission is Thursday, March 3rd at 6:00 p.m. in the Mayor's Court. That concludes my report."

President Pucci: "Thank you. Zoning Board of Appeals, Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. The February Board of Zoning Appeals meeting has been scheduled for Thursday, February 17, 2011 at 7 p.m. in Brooklyn Mayor's Court for an appeal request from Larson Architects for alterations to an existing nonconforming sign located at 10700 Brookpark Road, which would decrease the area of the sign, and increase the height of the sign to 65 feet, which was denied by the Planning Commission on January 6, 2011. The request includes necessary height area and setback variances. All individuals may attend the Board of Zoning Appeals meeting, and have the right to comment either in person at the meeting or in writing to Board of Zoning Appeals, 7619 Memphis Avenue, Brooklyn, Ohio 44144. That concludes my report."

President Pucci: "Thank you Mr. Ockington. Next is the Recreation Board, Mr. Tanski."

Councilman Tanski: "Thank you Mrs. Pucci. Learn to skate registration for the third season will be Sunday, February 27th from 11-2 p.m. A ticket for free admission to the public session will be given to all registrants. The Sectional and District hockey tournament games will begin today, February 14th, and will run through March 5th. For a full schedule of games call the Recreation Center at 216-351-5334. Accelerated Physical Therapy has entered into a year contract with the Recreation Center. They will provide aquatic therapy to clients. For more information on therapy, please call them at 216-830-2225. Recently in the news, items have appeared regarding ice rinks and carbon monoxide. To keep the public informed we have the following procedures at our facility: CO detectors are located in the upper and lower levels of the rink; Brooklyn Fire Department comes out twice a year to check the detectors. Prior to the year's Baron Cup the Fire Department came out to test CO levels. Two Zambonis were running for 30 minutes inside the facility, no effect on the air quality. Special thanks to Chief Zemek and the B shift for their help. The whirlpool at the Natatorium has been down due to bad boiler. We have received quotes for the new boilers and would like to begin replacement work later this week. Due to President's Day on Monday, February 21st, we will not be holding the February Recreation Board meeting. The next meeting is scheduled for Monday, March 21st at 6:30 in the Mayor's Court room. Congratulations to the winners of the Baron Cup. Baron Cup 1 winner, University; Baron Cup 2 winner, Amherst; and Baron Cup 3 winner, Mayfield. And that concludes my report."

President Pucci: "Thank you. Next is our School Board liaison, and that's Mr. Murphy."

Councilman Murphy: "Thank you. The next School Board meeting will be tomorrow the 15th. The School Board does intend to put an issue on in August. For details I would contact the School Board, or at least at the next meeting they'll have somebody available here to talk to. The school also was granted 122,000 or approximately \$122,000 in stimulus monies for the school system. That's all I have."

President Pucci: "Thank you. Next we'll move onto reports of Council, and this evening we begin with Mr. DeMarco."

Councilman Tony DeMarco: "Thank you. I would like to thank Mrs. Hutkay, Mr. Ockington, and Chief Zemek for providing their 2010 annual reports for their respective areas of responsibility. The information contained in the reports was informative, and also provided a glimpse into some of the daily activities of you and your staff. So I appreciate the time spent putting those reports together. I would also like to thank the Edward J. Domino Trust for funds donated to the City of Brooklyn for very specific uses. We are very grateful for the donation.

On February 5th I attended the Brooklyn Chamber of Commerce 5th Annual Taste of Brooklyn fundraiser held at Ridge Manor. It was a well attended event and raised more than \$2,000 for the scholarship fund. We were entertained by the Brooklyn High School Jazz Band and the Brooklyn High School Show Choir. It was great to see our high school students who have an interest in the arts, and it brought back many memories for me as a former Brooklyn High band and show choir member.

Next, I want to be very clear that I absolutely want American Greetings to stay in the City of Brooklyn for another 50 years, or longer. I know that what I've been saying for several meetings now, as it relates to American Greetings, may be unpopular, but we have to face head on the stark reality of possibly losing our largest income tax payer. To sit back and wait for American Greetings to make their decision is not the course of action that our residents deserve. Planning is essential in these trying times.

Finally, as the economic landscape continues to change in Brooklyn, I'm recommending the City of Brooklyn conduct a search and hire a full-time economic development director to recruit businesses to our community. We cannot continue to sit back and watch our economic base continue to deteriorate. This hiring of a full-time economic development person cannot be done in a vacuum. We need to be able to clearly define what the main selling points are that we want to communicate to these businesses. Also, what incentives do we intend to offer, if any, to companies that are willing to relocate here, and how do we pay for those incentives, and how do we pay for those incentives, and how do they fit in the larger picture? And again, just as a recommendation, this individual I think should be compensated with a base salary and bonus structure, based on their success in attracting business here. There should be clearly defined benchmarks in terms of both retaining existing businesses and attracting new ones. As an idea for a bonus, I would suggest that the person be paid a portion of the first year's revenue generated by business they were responsible for bringing to the City of Brooklyn. I know many will think that this is not the time to increase our payroll costs; but if the right person is selected, their goals clearly defined, and their compensation structure appropriately motivating, this could be a tremendous benefit to our city. I believe this position is critical to the future success of our city. And that's all I have tonight."

President Pucci: "Thank you. Mr. Patta."

Councilman John Patta: "Thank you. Good evening. I would first like to thank Maria McGinty for getting the no parking signs back in front of the Rec Center. The lack of the signs was causing a lot of confusion, especially during the hockey tournaments, and a potentially dangerous situation. I'm glad to see that problem was fixed so quickly.

If you are not aware, our city is losing another business. The Flower Factory has announced that they will be closing, possibly within the next six to eight weeks, from what I've been told. I'd ask, whenever possible, please shop our local businesses. We do need to keep them, if at all possible. And I do agree with Mr. DeMarco, we do need to be proactive in retaining our current businesses, and bringing new businesses to our city. That concludes my report."

President Pucci: "Thank you. Mrs. Gallagher."

Councilwoman Colleen Gallagher: "Thank you Mrs. Pucci. Good evening. Thank you to Chief Joe Zemek, Senior Coordinator Kay Hutkay, and Director Tom Ockington for their 2010 annual report. Also, congratulations to Lt. Kevin Paul. When I heard the wonderful news that Kevin finished first on the promotional exam I was ecstatic. Lt. Kevin Paul is not only a great guy, but a breath of fresh air to the Brooklyn Fire Department. Kevin's knowledge, expertise and enthusiasm will be an asset to the Fire Department.

And thank you Mayor Balbier for hiring Mr. Woods to install the new speaker system at the Senior Center. The sound system is amazing. The original system was old and it was constantly failing. If the City of Brooklyn is to move forward with activities that bring in revenues during these economic woes, then it is our duty to have the proper working equipment. So again, Mayor, thanks for addressing that issue. And that concludes my report."

President Pucci: "Thank you. Next is Mr. Magrey."

Councilman Joe Magrey: "Thank you Mrs. Pucci. Good evening everyone. First I too would like to congratulate Lt. Kevin Paul on his promotion. I believe it's good for him, and it's good for Brooklyn. I'd like to make a comment about Barb Paulitzky's comments regarding the late garbage pickup. I too was a victim of late garbage. My regular pickup was a day late. And I think probably an easier solution may be to inconvenience only one person, and that is the person that has to update the website. Most people today have internet access, and if there is a possibility maybe on the front page of our website, you know, to put a delay by day, we could then easily notify people. If people are at home, how they have internet access, they can then make arrangements and maybe notify their neighbors. So if we could do that. I know we're looking at updating our website, Mayor. So if that's something we can do, if we can have that flexibility, I think it'd be pretty easy to do. That way only one person has to make the change.

We all saw problems that the ice created over the past week with ice on our driveways and sidewalks and steps. I did receive a call from a resident on Winter Lane that reported, of all times, she had a water break leaking down her street, and unfortunately ended up in front of her apron in her driveway. Even though she had contacted City Hall she was concerned because of the huge amount of ice that was in her driveway. I went past the house and I looked at it, and she was definitely right. There was a huge mound of ice. And unfortunately, with the constant supply of water at cold temperatures, that did create a problem. So I contacted Barb Stanton with the Service Garage, and I was pleased to say that she was definitely on top of it. There were four water breaks in Brooklyn at the time. And the Cleveland Department of Water was busy not only here in Brooklyn, but in other surrounding communities. Barb went ahead and contacted the Service Department and got a crew out there, and they threw a bunch of salt down to try to keep the problem away. And I know the lady's daughter, and the lady was elderly, but her daughter was over there with a shovel trying to break the ice every day. So fortunately the city did try to respond. So for that I appreciate the help from the Service Department.

Also, Mr. Ockington, I appreciate the quick response that you gave a resident on Springwood. I know she was having a problem with her neighbor; and hopefully that'll be resolved peacefully with the driveway incident. Thank you."

Comm. Ockington: "You're welcome."

Councilman Magrey: "I'd also like to talk about a community event being held at St. Thomas More, the Mardi Gras, which is coming up on Friday, March 6th, and Saturday, March 5th. Casino night is from 6-11:30 p.m. No tickets are required on Friday night, but on Saturday, March 5th, tickets are \$35 per person, and includes food, soft drinks, beer and wine, Chinese and silent auctions, instant bingo. They're going to have an MC and a DJ there. So, you know, if you're looking for something to do, it's good for Brooklyn, it's good for the community. Contact St. Thomas More, and enjoy a good time at the Mardi Gras.

And I just want to make one comment. We're going to be voting on Ordinance #2011-6 tonight, with payment to the K Company. I had some reservations about this, because this was a very late bill that we received. And after much discussion in the Finance Department, and after reading through the correspondence from our Finance Director, I feel that we should definitely pay for this for services that were rendered. And I just want to read one sentence that was mentioned by Dennis Kennedy, our Finance Director. 'There appears to be no dispute over the fact that the services represented on the invoices in question were in fact provided, and that also, if litigation were pursued by the K Company in an effort to obtain compensation, we would not prevail.' So with that, I know how I'm going to vote to support it. And that concludes my report."

President Pucci: "Thank you. Next is Mr. Tanski."

Councilman Kevin Tanski: "Thanks Mrs. Pucci. Congratulate to Kevin Paul on his promotion to Fire Lieutenant. And also I agree with Councilman DeMarco on aggressively campaigning and recruiting new businesses to the City of Brooklyn. I've always been a big advocate on getting new businesses in the city. We can't wait around for American Greetings and everybody else to make decisions whether they're going to stay or not. And not only recruiting new businesses, but to maintain what we have. These other cities have pulled ahead of Brooklyn. You take a look at the outs, like Middleburg Hts. They have many businesses in the city that are multi-million dollar Fortune 500 companies that are around that city. So I think, I don't know if we need to put somebody on full time, maybe we do. Have to take a look at it, I would imagine. But something has to be done to get more tax dollars in this city, and to promote the city for what we currently have, and what we currently can offer. And that concludes my report."

President Pucci: "Thank you. Next is Mr. Murphy."

Councilman Tom Murphy: "Thank you. Thank you for coming out tonight. I do want to bring to the attention of some of the people that there's a Senate Bill 5 out there right now. Senate Bill 5 wants to eliminate collective bargaining from police and fire. It's unfair. It's a hard fought thing that the police and fire have gotten, have earned over the years. It's going to eliminate binding arbitration. There's nothing wrong with arbitration. We're proof that you can sit down and arbitrate and reach a solution to problems, labor problems. These changes in this Bill, Senate Bill 5, in my opinion, will unfairly harm police and fire.

There's been a university study that people are 17 points ahead of favoring collective bargaining. So my hope is that you pay attention. I believe that the current administration now is looking at eliminating collective bargaining. I know they are. I think probably prevailing wage is next, and other unions are after that.

On February 1st of this year, the Mayor, myself and Ed Juris met. Mr. Juris was appointed by Ed FitzGerald to seek out like concerns for possible solutions that the county may help with. This was Mr. Juris' first meeting, because we were the first city to contact them. So he was mostly taking notes. At some point in the future we will be re-contacted by Mr. Juris, and asked to participate in meetings of what he has found out, potential solutions to problems from the county, for us. And that's cost savings. Congratulations to Lt. Paul. Job well done. And that's all I have."

President Kathy Pucci: "Thank you. I too would like to congratulate newly promoted Fire Lt. Kevin Paul. Lt. Paul is capable, hard-working, and dedicated to our community. I have confidence that he will do a good job in his new position. I would also like to congratulate everyone who took the promotional exam. There's a tremendous amount of studying and preparation to take this exam. In small communities like Brooklyn, there are not many opportunities for promotions, as there are in larger communities. I know it's disappointing not to score first, but all of you deserve recognition for putting yourselves out there and making the effort, and I'm proud of all of you.

I'd like to thank JoAnn Haig for filling in last week while Mary-Jo was on vacation. There was a lot to do to get the packets prepared, and I appreciate her efforts and her conscientiousness. The e-newsletter for February is available on the city website, which is www.brooklynohio.gov. There were also hard copies available at City Hall, the Senior Center, Rec Center, and the Library. The city calendars were mailed out Friday, so hopefully within the next couple days they should start arriving. They will be delivered to every household and business in the City of Brooklyn. So if you don't get one, make sure you contact City Hall and let them know. But I'd give it at least a week or two; because of the way it is delivered, I think the Post Office has some leeway in when they have to deliver it.

It's been a busy couple weeks. I attended several Chamber events. The first, I attended the Chamber of Commerce State of the City address last week. The State of the City was given by Mayor Balbier. And the Chamber Mega Mixer, which was hosted by the Parma Area Chamber of Commerce, in collaboration with Brooklyn, No. Royalton, Broadview Hts., and Brecksville Chambers. This was hosted in Brooklyn by the Montrose Westside Auto Group on Brookpark Road. So I'd like to thank them for once again hosting this event. I also attended the Brooklyn Chamber's 5th Annual Taste of Brooklyn and All That Jazz. This is a wonderful event featuring local restaurants who donate the food, so all the proceeds can benefit the Chamber's scholarship fund. The entertainment was provided by the High School Jazz Band and the Singing Storm. And I cannot say enough about our talented students lead by Mr. Sean Sullivan. I would also like to recognize the president of the Chamber, Mr. Doug Hogan, of First Energy, and his Board of Directors, for all they do for our community. This event was a huge success, and as Mr. DeMarco mentioned, they were able to raise \$2,000 for the scholarship fund. I would just like to list the companies who participated and donated. Aldo's, Carrabba's, Kathy Hogan, representing Proctor and Gamble, Chipotle, Hampton Inn Brooklyn, GFS Marketplace, Jukebox Music DJ Service, Key Bank, Maplevue Concessions, Memphis Kiddie Park, Panera, Polaris Career Center Culinary Arts Department, Rebound Physical Therapy, Renee Close and Mary Kay Cosmetics, Ridge Manor Party Center, Rockne's, Sam's Club, Steve's Hotdog Diner, The Sausage Shoppe, and Wal-Mart. Thank you to all these businesses. Through their help we're able, the Chamber's able to provide scholarships to our local students.

We will be getting ready to start the work sessions on the 2011 permanent budget. We need to get the word from Mr. Kennedy. And I'm hoping within the next week or so we'll be able to start that process. A couple things. Mrs. Paulitzky, I've got the solution to the situation, and that's Reverse 9-1-1. This was brought up several times in the previous administration. There wasn't a lot of support for it. I believe the cost now has come down. And this is something that many communities provide to their residents. And basically, it works reverse of the 9-1-1 call. If there's going to be a change, basically one call is made, it goes out to the residents who registered their phone numbers with us. And while updating the website is good, we still have a lot of people who don't have access to the website, so that doesn't quite cover everybody. So Mayor, if you could maybe look into the Reverse 9-1-1, hopefully that's something that we'll be able to bring to our community.

I too am in support of a full-time economic development director. I don't think we can just sit back and wait for what's going to happen. I think we need to pursue businesses to come into our community very aggressively. We were notified by Mr. Ockington that due to some resignations, Council had to appoint a resident to the Community Reinvestment Council, and the CRA Housing Council. I'd like to propose Mr. Ken Grodek. Mr. Grodek is a longtime resident; he's also a business owner in our community, and one of the original board members who helped organize our Chamber. So if that's okay with Council, I'd like to entertain a motion, we'll do it separately. The first one would be to appoint him to the Community Reinvestment Housing Council. Does that meet with everyone's approval? Okay."

Councilman Murphy: "I'll second the motion."

Councilman DeMarco: "Sure, I'll second it."

Clerk Banish: "To confirm the appointment, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

President Pucci: "And then also we need a second motion to appoint Mr. Grodek to the CRA Housing Council."

Councilman Magrey: "Second."

President Pucci: "Let's have a motion first and then a second. Does someone want to make a motion?"

Councilman Patta: "So move to appoint."

Councilwoman Gallagher: "Move to approve."

Councilman Magrey: "Second."

Clerk Banish: "To confirm the appointment, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

President Pucci: "Okay, and I just want to ask Mr. Ockington, real quickly, do you need another appointment, is it from the Mayor, or do you need another one from Council prior to their annual meeting?"

Comm. Ockington: "We're all set. The Committee has to appoint one person yet."

President Pucci: "Okay, so we're set for now. Okay. Thank you very much. Okay, now we will move onto the Mayor's report..."

Councilman Magrey: "Kathy, may I be recognized?"

President Pucci: "Yes."

Councilman Magrey: "I left one thing out of my report. I just wanted to recognize the estate distribution of Edward J. Domino Trust. His estate is donating \$77,157.29 to upgrade the cardiovascular unit in the Brooklyn Recreation Center. That's commendable. And I just wanted to make sure I included that in my report. Thank you."

President Pucci: "Okay, thank you. Mayor Balbier."

Mayor Rich Balbier: "Thank you Mrs. Pucci. I received a letter from the Cuyahoga County Library, and they wanted our residents to know that in the last two years they've lost \$14 million in revenue, and they expect to lose more from the State of Ohio this year. However, and I'll quote what they said, 'But our 28 branches are open seven days a week, we have not reduced service hours, and we are committed to keeping our doors open to provide access to our customers.' So even though they've lost all this money, the Library's still open. And I know when I go there it seems like it's more packed than ever."

The Fire Department turned in their annual report for 2010. I'd just like to give you a couple highlights of it. They had 606 fire runs, 1462 ambulance runs, so they had a total of 2,068 runs for 2010. And the total loss due to fires was \$128,500. So that's pretty good. That's about the price of one house.

And like Mr. Magrey just said, this Edward Domino passed away, and he left \$77,157.29 to the City of Brooklyn. And he spelled out in his will where it's supposed to go. The first is to upgrade the cardiovascular unit; then if there's anything left over, the Rec Center can use it for other improvements. If there's anything left over at that point, the remainder would go to the Senior Center. So we thank his estate.

Also, the Senior Center turned in their annual report. And their social programs and receipts totaled \$38,710; charges and donations for services, \$49,422; so the Senior Center for 2010 took in \$88,133. Their homebound meals, they delivered 3,623 meals. Parma Hospital received \$19,926 of that, and the Brooklyn Senior Center received \$5,434; so that was a total of \$25,361.

Remember a couple of meetings ago I told you about the automatic meter reading that they're putting in for the gas company. Well, just to let you know, they're applying to the PUCO in the month of February for a recovery charge. So the recovery charge they're asking for is 67 cents per month. And this is to pay for the new system they're just putting in, to save money.

I also received the results of our breakdown in our composting. Remember, we started that about halfway through the year. And it was a huge success. Everybody likes it. And we composted 435 tons of material in a part of a year. That saved us \$19,391 in tipping fees at the Ridge Road center. If we had started in April it would have saved over another \$11,000. And the county, they measure the cities by your recycling rates. Brooklyn was always about in the middle, about 26% or so; but composting adds to your recycling, and because it saved 435 tons that would have went into a landfill, so we went from 28% in '09 to 40% in 2010. And now we're going to start the composting earlier this year, so maybe we might even reach the 50%. So that's pretty good, when you recycle 50% of all your rubbish.

The snow removal. I've gotten a lot of compliments, but I've also gotten a lot of complaints. But if you just look at your driveway, like I spent a whole weekend trying to chip that ice away on my driveway, if it was just snow you can keep up with it, but the ice makes it a big problem. And we've had two trucks that were down. One truck was going along, and he hit a raised sewer lid, and he hit it with such force it broke the frame on the plow and it broke the frame on the truck. That's how hard it was. We've repaired it now, but I mean, that's the impact it had. And we also have a truck down with transmission trouble. But they keep at it. And Barb, I didn't know about that coming at 6:00 in the morning for rubbish. And if the reason was to avoid traffic, which I can understand, well then you can just pick it up at 10:00 in the morning when rush hour's over too. But we're looking at that. And like Mrs. Pucci said, that Reverse 9-1-1, we were working on that already last week. We're going to look at something like that. But this winter's been a little bit exceptional with all this ice.

I gave my State of the City address to the Chamber last week. And it takes awhile, but I'd like to give you a couple of highlights. When I started our payrolls were over \$400,000. Our payrolls now are 347,000. So that's a savings of 53,000 every payroll. So over the course of the year that would save the city about \$1.3 million. And with our EPA, with that landfill, it's the same story. When they changed with the government at the state level, he's replaced part of the people that worked for the EPA that we were dealing with. So this is still up in the air. But we hope to have a meeting with him, and hopefully we can get this thing settled at some point.

I also would like to congratulate Kevin Paul on becoming the Fire Lieutenant. And my secretary and I, last Friday we took donuts, milk and juice over to St. Thomas More, and that was to congratulate the kids, because they are the main purpose, the main ones that collect all the food we distribute on Thanksgiving. So we took them over donuts and stuff in the morning. And I found out that every little kindergarten kid loves chocolate donuts, they took every one right away.

Also, there's an advisory from the EPA, if you're interested in this. There's going to be a public meeting on February 24th at the Cleveland Public Library at 1900 Fulton Road. This has to do with them dredging the harbor of 675,000 cubic yards of material, and they're going to dump it in another location by the lake. So if you're interested in this they want public input. So that would be on February 24th at 1900 Fulton Road. And I believe that completes my report."

President Pucci: "Okay, next we'll move onto reports of directors, chiefs and department heads. And because there's a hockey tournament going on, this evening we're going to begin with Mr. Hammond."

Mgr. Hammond: "Hello. Thank you Mrs. Pucci. Mr. Tanski covered most of the things that are happening at the Rec. Mr. Adamski, I really appreciate your concern. There's just a couple things I'd like to clarify. One is, I'm not, a lot of people refer to me as a director; I'm not the director of Recreation, which we don't have one in the city. My title is Recreation Manager. And I work directly under the Service Director. I can verify the work was completed at the Rec Center, but I don't have any ability to write checks or make sure somebody gets paid. All the contracts and responsibility of that fall under the Service Director. And that's about the best answer I can give. In his report maybe Mr. Kennedy has more. That's all I have."

President Pucci: "Okay, next, Director Chessar."

Dir. Chessar: "Thank you Mrs. Pucci, I have no report this evening."

President Pucci: "Mr. Kennedy."

Dir. Kennedy: "A couple items real quick. The auditors are here now. They came in the middle of last week. So we have one team that's actually doing the field work on the annual audit; another crew is helping us with our conversions, put together the Comprehensive Annual Financial Report. So we'll be contacting members of Council to schedule pre-audit conference sometime probably within the next two weeks. To address some of the concerns related to the ordinance about K Company. There was no purchase orders for any of that work. As I said in the Finance Committee meeting, some of those obligations were before I was even here. We were presented with some documents from the company in late December. I looked into it, had a series of meetings. The purchase order that's issued by any governmental entity is the governing piece of documentation. Technically the company was at fault, because they did work without being issued a purchase order. Now, that being said, in terms of the verification that the work was performed, in talking to everybody that's still here, because I guess this involves some folks that are no longer employed by the city, my understanding was that we did legally owe the money to the company for those services. We also have a current contract with that company, and we don't want to jeopardize the ongoing. I think they said they've been satisfied with their work. So the only result would be to make the company sue the city. And my estimation, in talking with the Law Director, is that, as I believe Mr. Demarco or, rather, in the Finance Committee meeting, it's my belief that we would not prevail in that. So as to avoid any of those costs, and to get this issue settled... Unfortunately I just can't write a check, that's why it has to come to the Council in order to be in compliance with the Revised Code. We do have a strong purchasing system in. We enforce everybody to get purchase order prior to any work being completed, any services being provided. There are occasionally some exceptions to that. When there's emergency work, on those occasions we bring those invoices to Council for approval in accordance with the requirements of the auditors. So this is something that happened in 2007 and 2008. I'm confident that we can avoid that; but again, no purchase order was issued. So the company has an obligation to make sure their house is in order before they start performing work. So I hope that appropriately answers the question for everyone. I'd be happy to talk to anybody afterwards if they have any questions about that. And I believe that's all I have, thank you."

President Pucci: "Thank you. And thank you for that explanation. Mr. Claussen."

Dir. Claussen: "Just the one matter. Just to shed some light on the Domino Trust Fund that is Ordinance #2011-9. The actual estate, what the city received was the home of this gentleman. He willed it to the city; the city then was contacted by his Probate attorney, and these funds that we received were from the sale of the property. So just a side note to everyone. Thank you, that completes my report."

President Pucci: "Thank you. Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. Due to the President's Day holiday on Monday next week, garbage, refuse and recycling pickup will be one day late for all residents. The second item, Dominion East Ohio gas main replacement project on Tiedeman Road is progressing as well as can be expected for winter work. If any residents on Tiedeman Road are experiencing difficulties with the project, please call the Service Department at 216-35-4203 and we will attempt to resolve the problem. Dominion East Ohio was to contact every resident on Tiedeman Road prior to starting the work. If any Tiedeman Road residents were not contacted by Dominion, please call the Service Department at 635-4203. Thank you, that concludes my report."

President Pucci: "Thank you. Chief Tenaglia."

Chief Tenaglia: "I'd like to congratulate Kevin Paul on his promotion. And I'd like to thank Councilman Murphy for taking a stance against Senate Bill 5. I'm sure he remembers back in the 70s and the early 80s when we had to try to negotiate with the city trying to get equitable raises, and when Celeste signed in the Bill for binding arbitration. That's when we were able to negotiate on a fair ground. But I'd like to thank him for taking his public stance on Senate Bill 5. That's all I have."

President Pucci: "Thank you. Chief Zemek."

Chief Zemek: "Thank you Ms. Pucci. First off I'd like to thank Director Chessar, the Mayor, and members of Council for the work that you did do to get the Lieutenant's promotional exam finalized. And I really congratulate Kevin Paul. I have no doubt that he has the compassion and the love for the department, and compassion to lead. A couple other things. I had an insurance company stop by, and they wholly support, at no cost to the city, and are resurrecting the Vial of Life for senior citizens. Kay Hutkay and I talked on the phone, and she met with the folks. And so I urge all the senior citizens to please get in touch with Kay. This Vial of Life will definitely help us when we arrive and the people are unconscious. There will be a one page with a chip clip on your refrigerator door that'll explain the medications you take, and any medical history that you might be suffering from, so that we could properly take care of you and treat you. And if I may, I want to stress again to residents, we are resurrecting the Community Emergency Response Team, so if anybody's interested, please give us a call. And that concludes my report, thank you."

President Pucci: "Thank you. Will there be forms, Chief, for this Vial of Life?"

Chief Zemek: "Yes. They are in the process of developing them for Kay. And there's going to be actual stickers, two removable stickers for the residents' doors, both front and back, that will alert us that there is this Vial of Life. It's not a vial. The old Vial of Life used to be a big old pill bottle put in the butter dish. But the problem is, there was no finances to keep that going. So this company is willing to do it, and keep it going, and at no cost to anybody. So it'll be, like I said, a one page document, two sides. And the information could easily be changed. And it'll be on a chip clip on the outside of your refrigerator door, that's where you'll be asked to put it."

President Pucci: "Thank you very much. Okay, we had on our Agenda various monthly reports, but I believe the Mayor covered that in his... Or did you have any more?"

Mayor Albier: "No."

President Pucci: "Okay. Next we move on. We have a request from the Fire Chief. 'Dear Mayor and members of Council. I respectfully request authorization to advertise for bids for a preventative maintenance program for the Fire Department's fleet of firefighting apparatus and support vehicles. So you will need a motion to authorize him to advertise for bids.'"

Councilwoman Gallagher: "Move to advertise for bids."

Councilman Magrey: "Second."

Councilman Tanski: "Second."

Clerk Banish: "To authorize, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

President Pucci: "Next we have **ORDINANCE 2011-2**, which is up for second reading this evening. Authorizing the Mayor of the City of Brooklyn, Ohio to enter into an amended and restated agreement with Great Lakes Billing Associates, Inc. for third party EMS and ambulance billings, consultation, and related services."

Councilman DeMarco: "Move to put on second reading."

Councilman Patta: "Second."

Clerk Banish: "For second reading, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

President Pucci: "Next we have **ORDINANCE 2011-5**, which we're going to be passing by emergency measure this evening. I'm going to read the title first, and then I'm going to read an amendment that we need. Amending Ordinance 2004-32, as amended by Ordinances 2007-1 and 2010-1 entitled, 'An Ordinance to establish and adopt Rules of the Brooklyn City Council.' Basically, the changes are the result of our organizational meeting in January. And I'll just briefly review the changes. We memorialized the fact that the organizational meeting will be held in the Council Chambers of Brooklyn City Hall on the first Monday in January, at a time to be determined. Then under Rule 14, Order of Business, #6, we have increased the amount of time for public participation from three minutes to five minutes. We have added back in under #11 another opportunity for public participation, limited to legislative items on the current agenda, with a three minute time limit. Under Rule 22 we've modified the day and time when things have to be in to the Assistant Clerk of Council. So it now reads by 4 p.m. on the 10th day preceding the regularly scheduled meeting. And we have established a form relating to the submission of items for the Council agenda. Then the amendment that we need tonight, that was inadvertently left off, would come under Rule 28. We would add, 'An electronic version of the Council packet will be available to the public on the city website the Friday prior to the Council meeting. An extra packet will be available for public inspection at the reception desk at City Hall on the Friday prior to the Council meeting.' So first we need a motion to amend. Is there a motion to amend what I just read?"

Councilman Patta: "Motion to amend."

Councilman Tanski: "Second."

Clerk Banish: "To amend, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

"Kevin Tanski."
"Tom Murphy."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "Okay. And the reason we're going to pass this by emergency measure this evening is so that we can implement all these changes right away, in time for our next Council meeting. So we need a motion to suspend the rules."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Patta: "Second."

Clerk Banish: "To suspend the rules, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

Clerk Banish: "To adopt, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "Next we have **ORDINANCE 2011-6**, which we will also be passing by emergency measure this evening, so that we can get this bill paid. An Ordinance authorizing the Finance Director to generate payment in the amount of \$25,50.96 to the K Company for services rendered to the Brooklyn Recreation Center during the period July 2007 through August 2009, for which no funds were encumbered or otherwise reserved in the applicable period."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Magrey: "Second."

Clerk Banish: "To suspend the rules, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

Clerk Banish: "To adopt, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "**ORDINANCE 2011-7**, which we will also be passing by emergency measure this evening, so that we can increase the amount of the threshold that we can spend on the legal services. Authorizing the Mayor to retain Calfee, Halter and Griswold, LLP to provide legal services necessary and related to the operation of the city landfill, on behalf of the City of Brooklyn, in an amount not to exceed \$30,000. When the firm was initially hired, it was with the understanding that it would be up to \$15,000 – so an Ordinance

was not required. We're at about, I think it's just under \$12,000 right now, and we do anticipate needing further legal assistance from them to help get the situation with our landfill resolved. So we're to increase it to \$30,000 in total, not an additional \$30,000."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Tanski: "Second."

Clerk Banish: "To suspend the rules, Kathy Pucci."

"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

Clerk Banish: "To adopt, Kathy Pucci."

"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "**ORDINANCE 2011-8**, which we will also be passing by emergency measure, so that we can close this fund out. Authorizing the Finance Director to transfer the residual balance of \$2,854.10 from the Street Repairs Fund (9912, #836) to the General Fund (#100). This was an old fund we had when we had a complete reconstruction of Biddulph Road. There's no longer any purpose for this fund to still exist, so we're going to transfer the money out of it."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Banish: "To suspend the rules, Kathy Pucci."

"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

Clerk Banish: "To adopt, Kathy Pucci."

"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "**ORDINANCE 2011-9**, which we will also be passing by emergency measure this evening, so that we can get this check cashed. An Ordinance establishing a new special revenue fund entitled the Domino Trust Fund, and declaring an emergency. As has been previously stated, this resident was generous enough to leave funds to the city for us in the cardiovascular unit in the Brooklyn Recreation Center. And several weeks ago I contacted Mr. Hammond. This is an area that we're really lacking in, as far as equipment and space available for treadmills, and different types of exercise equipment. So my suggestion was to take a look at using the Community Room that's upstairs. It's a lot larger room that we would be able to get some

more equipment in there. And also, I would like to make sure that the city pays for a plaque to appropriately honor Mr. Domino for his very generous gift. So we need a motion to suspend the rules."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Banish: "To suspend the rules, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Clerk Banish: "To adopt, Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

"Kevin Tanski."

"Tom Murphy."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

President Pucci: "Okay, we do anticipate a very brief executive session this evening with the Mayor and the Law Director to discuss matters of personnel. But before we do that, does any member of Council or the Mayor have anything else they'd like to say? Mr. Murphy."

Councilman Murphy: "Thank you. In the Finance Committee meeting tonight Mr. Hammond presented a preliminary report on activities to increase and maximize recreational services. I'd like to encourage these efforts. In other words, the people that know the situation best proposed a way to make it even better. They are to be commended. I think it shows pride in their work and pride in their workplace. That's all."

Councilman DeMarco: "Mrs. Pucci, may I be recognized?"

President Pucci: "Yes, Mr. DeMarco."

Councilman DeMarco: "Just as a follow up on this full-time economic development director, and I appreciate some of the positive comments from the other Councilmembers. I just want to be clear that, you know, just by simply hiring somebody is not going to fix the problem. This has to be part of a larger plan. Before you can hire somebody, we need to know what is our strategy as a city. Why do people want to come here? You know, I'm thinking of a one page document with five or six bullet points that should you hand out to folks in the business community, and say this is why you should be coming to Brooklyn, and then go right down the list. And then, secondarily related to that, you have to have financial incentives to bring the right person here that will drive business here. It can't be somebody probably politically connected; it's got to be somebody that has ties to the business community, and they have to be outside the City of Brooklyn. And whether we like it or not, you know, the other communities in this county are our competitors. Just as a simple example, there's a city that's not too far from here, and my business is looking for some space on the east side of town. I went to their website without calling anybody, they had every piece of property in the city listed on their website, how much square footage, whether it was for lease, whether it was for sale, who to contact, etc. I think that's something fairly simple that we could put together. So again, it has to be part of a larger strategy. But the times of a part-time economic development director, I just don't think, work for the City of Brooklyn anymore. So that's all. Thank you."

President Pucci: "Thank you. Any other Councilmember have anything else? The Mayor? Okay. At this time I'll entertain a motion to adjourn to executive session with the Mayor and the Law Director to discuss matters of personnel."

Councilwoman Gallagher: "So move."

Councilman DeMarco: "Second."

Clerk Banish: "To adjourn to executive session, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

COUNCIL ADJOURNED TO EXECUTIVE SESSION AND THEN RECONVENED.

Councilwoman Gallagher: "Move to reconvene."

Councilman DeMarco: "Second."

Clerk Banish: "To reconvene, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

President Pucci: "We need a motion to adjourn."

Councilman Magrey: "Move to adjourn."

Councilman Patta: "Second."

Clerk Banish: "To adjourn, Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."
"Kevin Tanski."
"Tom Murphy."

Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."
Councilman Tanski: "Yes."
Councilman Murphy: "Yes."

Meeting adjourned.

Asst. Clerk of Council

President of Council