

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
NOVEMBER 25, 2008**

The Regular Meeting of the Eastlake City Council was held at Eastlake City Hall, 35150 Lakeshore Boulevard. The Meeting was called to order by Council President Mr. Elshaw at approximately 7:30 p.m.

The Pledge of Allegiance was led by Mr. Zontini.

ATTENDEES

Members of Council in attendance were Mr. Zontini, Mr. D'Ambrosio, Ms. Vaughn, Mr. Lajeunesse, Mr. Knuchel, Mr. Morley, and Council President Mr. Elshaw. Also attending was Council Clerk Mrs. Cendroski.

Those attending from the Administration were Mayor Andrzejewski, Finance Director Mr. Condron, Law Director Mr. Klammer, Service Director Mr. Semik, CBO Mr. Stigalt, Fire Chief Whittington and Police Chief Ruth.

APPROVAL OF MINUTES

PUBLIC HEARING – NOVEMBER 11, 2008

MOTION: Mr. D'Ambrosio moved to approve the minutes of the November 11, 2008 Public Hearing regarding a Conditional Use Permit for Classic Billiards, 34525 Vine Street, Eastlake. Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

REGULAR COUNCIL MEETING – NOVEMBER 11, 2008

MOTION: Mr. D'Ambrosio moved to approve the minutes of the Regular Council Meeting of November 11, 2008. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Elshaw

Meetings Scheduled

Mr. Elshaw: Pursuant to City of Eastlake Ordinance 111.01 "Rules of Council" to re-schedule the Tuesday, December 9, 2008 Council-as-a-Whole Committee Meeting and the Regular Council Meeting to Tuesday, December 2, 2008, with the Council-as-a-Whole Meeting being scheduled for 7:00 p.m. and the Regular Council Meeting being scheduled for 7:30 p.m. and to further to re-schedule the Tuesday, December 23, 2008 Council-as-a-Whole Committee Meeting and the Regular Council Meeting to Tuesday, December 16, 2008, with

the Council-as-a-Whole Meeting being scheduled for 7:00 p.m. and the Regular Council Meeting being scheduled for 7:30 p.m.

Mr. Knuchel made the following Motion:

Meeting Dates Rescheduled

MOTION: I hereby move, pursuant to City of Eastlake Ordinance 111.01 “Rules of Council” to re-schedule the Tuesday, December 9, 2008 Council-as-a-Whole Committee Meeting and the Regular Council Meeting to Tuesday, December 2, 2008, with the Council-as-a-Whole Meeting being scheduled for 7:00 p.m. and the Regular Council Meeting being scheduled for 7:30 p.m. and to further to re-schedule the Tuesday, December 23, 2008 Council-as-a-Whole Committee Meeting and the Regular Council Meeting to Tuesday, December 16, 2008, with the Council-as-a-Whole Meeting being scheduled for 7:00 p.m. and the Regular Council Meeting being scheduled for 7:30 p.m. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The December, 2008 Council meeting dates are rescheduled.

Additional Comments

Mr. Elshaw: An Economic & Community Development Council meeting is tentatively scheduled for Wednesday, December 17, 2008 at 6:30 p.m.

I hope everyone has a nice and safe Thanksgiving Holiday.

COMMUNICATIONS & PETITIONS

A communication was received from the Planning Commission regarding a Conditional Use Permit request for Lakeshore Firearms, 35786 Roberts Road, Eastlake. This was referred to Planning Committee.

A communication was received from Finance Director Mr. Condron requesting to transfer Inheritance proceeds from the General Fund to Fund #438 “Recreational Capital Improvement Fund.” This was referred to Finance Committee.

A communication was received from the Administration regarding the purchase of, through State Bid, a compact tractor for snow plowing. This was referred to Finance Committee.

A liquor license request was received for Kamran Afsarifard, 35579 Lakeshore Blvd., Eastlake. This was referred to Planning Committee.

Communications were received from the Administration regarding re-appointments to the Civil Service Commission the Eastlake Port Authority and the Architectural Board of Review. Mr. Elshaw explained that these would be approved by Motion during the Mayor’s report.

A communication was received from Finance Director Condron regarding the 2009 Ohio Municipal League Dues. This was referred to Finance Committee.

A communication was received from The Walter Drane Company regarding an update to the City's Codifications and an invoice for services rendered. This was referred to Finance Committee.

A communication was received from Law Director Klammer regarding a Conditional Use Permit amendment and renewal for Scorchers, 35520 Vine Street, Eastlake. This was referred to Planning Committee.

A communication was received from the Administration proposing an amendment to City Ordinance 132.14 "Fees for Rescue Calls." This was referred to Ordinance Committee.

#### COUNCIL COMMITTEE REPORTS

##### SERVICE/UTILITIES COMMITTEE – Mr. Zontini

Mr. Zontini: We have not met so there is no formal report. This concludes my report and I am open for questions.

There were no questions of Mr. Zontini.

##### SAFETY COMMITTEE – Mr. Morley

Mr. Morley: The Safety Committee has not met since our last regularly scheduled Council meeting, therefore I have nothing to report. I also would like to wish everyone a Happy Thanksgiving and hope to see everyone at the Tree Lighting on Sunday at 7:00 p.m. This concludes my report and I am open for questions.

There were no questions of Mr. Morley.

##### RECREATION COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse: The Recreation Committee has not met since our last regularly scheduled Council meeting, therefore there is nothing to report. I will be out of town for the Tuesday, December 2<sup>nd</sup> meeting as I will be on a family vacation where it is a little bit warmer – in Florida. This concludes my report and I am open for questions.

There were no questions of Mr. Lajeunesse.

##### PLANNING COMMITTEE – Mr. D'Ambrosio

Mr. D'Ambrosio: The Planning Committee has not met since the last regularly scheduled Council meeting – however, I will be making the following Motion for the liquor license transfer request which was discussed at Council-as-a-Whole Committee.

Mr. D'Ambrosio made the following Motion:

##### Liquor License Transfer Request

MOTION: I hereby move approve to approve and send back to Columbus, Ohio with no objections the liquor license transfer request from Ivan Kristo, LLC, dba Wings, Food & Spirits, 35757 Lakeshore Blvd. & Patio, Eastlake to Stinellis Food Service, LLC, dba Wings, Food & Spirits, 35757 Lakeshore Blvd. & Patio, Eastlake, Ohio. Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The Liquor License Transfer Request to Stinellis Food Service, LLC, dba Wings, Food & Spirits, 35757 Lakeshore Blvd. & Patio, Eastlake, Ohio is approved.

Additional Comments

I attended a Girl Scout Gold Award ceremony for Michelle Rydzinski – a Gold Award is actually the equivalent of the Eagle Scout award for Boy Scouts. It is the highest award anyone can achieve and she was the first person in the last eight years and the third person in the last twenty years in the area to receive this. And, her father is standing in the back – our Sergeant-at-Arms Mike Rydzinski. I had the pleasure of being invited to this ceremony along with several other Council members and I wanted to recognize her for her accomplishments. This concludes my report and I am open for questions.

There were no questions of Mr. D’Ambrosio.

FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee met yesterday, Monday, November 24, 2008 at 6:30 p.m. In attendance from the Committee were myself and Mr. Lajeunesse. Mr. D’Ambrosio was absent and excused. Also in attendance from Council were Mr. Morley, Ms. Vaughn and Council President Mr. Elshaw. In attendance from the Administration were Mayor Andrzejewski and Finance Director Mr. Condron. The Committee discussed two items – one was ODOT past due amounts which was thoroughly discussed in the Council-as-a-Whole Committee and will appear on this evening’s agenda. The second item was a review of our Five-Year Plan which basically sets out projections of our revenues and expenses over the next five years along with things such as equipment purchases.

Mr. Knuchel made the following Motions:

Legislative Recommendations

Legislation No. 11-25-(02)

MOTION: I hereby move to add Legislation No. 11-25-(02) to the evening’s agenda authorizing the Director of Finance to transfer funds, with said funds to be transferred from Fund #421 “Stadium/Vine Project” in the amounts as listed into Fund #301 “General Bond Retirement” for interest payments on the 2008 Debt Service. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(02) is added to the evening’s agenda.

Legislation No. 11-25-(03)

MOTION: I hereby move to add Legislation No. 11-25-(03) to the evening’s agenda authorizing the Director of Finance to transfer funds, with said funds to be transferred from Fund #101 “General Fund” in the amounts as listed into Fund #301 “General Bond Retirement” for interest payments due on the 2008 Debt Service. Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(03) is added to the evening's agenda.

Legislation No. 11-25-(04)

MOTION: I hereby move to add Legislation No. 11-25-(04) to the evening's agenda authorizing the Director of Finance to transfer funds, with said funds to be transferred from Fund #101 "General Fund" in the amounts as listed into Fund #304 "Callable Bond Fund" for payment on the City's Long Term Debt. Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(04) is added to the evening's agenda.

Legislation No. 11-25-(05)

MOTION: I hereby move to add Legislation No. 11-25-(05) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a "Subrecipient Agreement with Lake County, Ohio for the Fiscal Year 2008 CDBG Program Grant in the amount of Twenty Thousand Dollars (\$20,000). Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(05) is added to the evening's agenda.

DISCUSSION:

Mr. Morley: Mr. Semik, when we discussed the bid award for pavement lane marking in Council-as-a-Whole Committee the lane marking specs were questioned – two bidders had type 2 listed and AeroMark had type 1 – can you explain what the difference is?

Mr. Semik: Type 1 is oil based paint and Type 2 is latex based paint.

Mr. Morley: Would that matter in how they bid?

Mr. Semik: No.

Mr. Morley: My question during the Council-as-a-Whole Committee meeting was – would that affect the bid with the difference in the type of paints – they were all advised the same way to bid?

Mr. Semik: Absolutely

There were no further questions – it was agreed to consider Legislation No. 11-26-(06) for passage instead of placing it on First Reading.

Legislation No. 11-25-(06)

MOTION: I hereby move to add Legislation No. 11-25-(06) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with Aero-Mark, Inc., the lowest and best bidder, for Pavement Lane Marking for 2009, with a one (1) year option, as listed for the costs as outlined. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(06) is added to the evening's agenda.

Legislation No. 11-25-(07)

MOTION: I hereby move to add Legislation No. 11-25-(07) authorizing and directing the Mayor and Director of Finance to enter into a Contract with the City of Eastlake's Engineer C.T. Consultant's for services rendered on the Quentin Road Pump Station and Service Area Project, in the total amount of One Hundred Twenty-Three Thousand Dollars (\$123,000.00). Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 11-25-(07) is added to the evening's agenda.

Additional Comments

Mr. Knuchel: On a personal note I would like to thank all the people who sent cards and letters to my family on the passing of my Dad last week. I appreciate all the cards, letters, sentiments, flowers – I appreciate what you guys do for us – you are holding us up. I appreciate it a whole lot. This concludes my report and I am open for questions.

There were no questions of Mr. Knuchel.

ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: We have had no meeting and obviously I have contracted the "Eastlake" cold so I will not be talking very much. I am open for questions.

There were no questions of Ms. Vaughn.

RECOGNITION OF THE PUBLIC

Mr. Elshaw recognized the public input at this time; he reminded the speakers that there is a 3-minute limit for their comments; all comments are to be directed to the Chair and not include any personalities or individuals.

There was no one who wished to speak.

LEGISLATION PROPOSED - First number will be 2008-101

Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 11-25-(01)

A Resolution authorizing and directing the Mayor and Director of Finance to pay the Ohio Department of Transportation a total amount of Three Hundred Twenty-Nine Thousand Five Hundred Ten Dollars and Ninety Cents (\$329,510.90) for past due amounts owed by the City of Eastlake for various road projects completed in the City, said funds to be made in ten (10) individual installment payments in the amount of Thirty-Two Thousand Nine Hundred Fifty-One Dollars and Ten Cents (\$32,951.10), per year, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-101.

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Requested by: Finance Director Condron  
Finance to Sponsored by: Mr. Knuchel

RESOLUTION NO.: 11-25-(01)

A Resolution authorizing the Director of transfer funds, with said funds to be transferred from Fund #421 "Stadium/Vine Project" in the amounts as listed into Fund #301 "General Bond Retirement" for interest payments on the 2008 Debt Service, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-102.

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RESOLUTION NO.: 11-25-(03)

Requested by: Finance Director Condron  
Finance to Sponsored by: Mr. Knuchel

A Resolution authorizing the Director of transfer funds, with said funds to be transferred from Fund #101 "General Fund" in the amounts as listed into Fund #301 "General Bond Retirement" for interest payments due on the 2008 Debt Service, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-103.

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RESOLUTION NO.: 11-25-(04)

Requested by: Finance Director Condron  
Finance to Sponsored by: Mr. Knuchel

A Resolution authorizing the Director of transfer funds, with said funds to be transferred from Fund #101 "General Fund" in the amounts as listed into Fund #304 "Callable Bond Fund" for payment on the City's Long Term Debt, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-104.

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RESOLUTION NO.: 11-25-(05)

Requested by: Administration  
Sponsored by: Mr. Knuchel

A Resolution authorizing and directing the and Director of Finance to enter into a "Subrecipient Agreement" with Lake County, Ohio for the Fiscal Year 2008 CDBG Program Grant in the amount of Twenty Thousand Dollars (\$20,000), and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-105.

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Requested by: Service Director Semik  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 11-25-(06)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with Aero-Mark, Inc., the lowest and best bidder, for Pavement Lane Marking for 2009, with a one (1) year option, as listed for the costs as outlined, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2008-106.

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Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 11-25-(07)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with the City of Eastlake's Engineer C.T. Consultant's for services rendered on the Quentin Road Pump Station and Service Area Project, in the total amount of One Hundred Twenty-Three Thousand Dollars (\$123,000.00), and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. Lajeunesse seconded.



Architectural Board of Review

MOTION: I hereby move to approve the Mayor's reappointment of Anthony E. Linc, Jr. to the Architectural Board of Review with said term to expire 12/31/2011. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Anthony E. Linc, Jr. is re-appointed to the Architectural Board of Review with said term to expire 12/31/2011.

Eastlake Port Authority

MOTION: I hereby move to approve the Mayor's reappointment of Michael Hensley to the Eastlake Port Authority with said term to expire 12/31/2012. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Michael Hensley is re-appointed to the Eastlake Port Authority with said term to expire 12/31/2012.

Additional Comments

Mr. Elshaw: Congratulations to all.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: I would like to thank Mrs. Cendroski and CBO Stigalt for their work in researching the Conditional Use Permit of Scorchers. We seem to have resolved the issue – thanks to the Mayor's suggestion of valet parking. This has helped to resolve a long standing issue. I wish everyone a Happy Thanksgiving. I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Brian Condron

Mr. Condron: We are working on the 2009 budget and preparing the re-appropriations and appropriations for the final Council meeting on December 16, 2008. This concludes my report and I am open for questions.

Mr. Knuchel: Will the interim budget reflect the five-year projections?

Mr. Condron: Yes.

There were no further questions of Mr. Condron.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: Leaf pickup is a few days behind due to the weather but we are picking them up. Some residents are placing leaves in the street – this causes a hazard when snow plowing. Please urge your residents to place the leaves on the tree lawn. The Surfside pool demolition is progressing – they removed the slide and were working on the stairs today. They are working on removing the edges of the pool and are on schedule. We are looking into drainage pipe for the South Riverview problem – it is going a little slowly but we are moving forward – the cost of the pipe may be about \$35,000 but I am going to review a few other companies – I would like to use a company in the City. Happy Thanksgiving. This concludes my report and I am open for questions.

Mr. Lajeunesse: Mr. Semik, I received a few calls on Laura and Delores and I think I now understand that the City salts those streets and trade off on S.R. 91 with Willoughby handling Lost Nation Road.

Mr. Semik: Willoughby plows S.R. 91 to Euclid and Lost Nation as well as East 361<sup>st</sup> to Lakeland. We received the calls on Laura and Delores.

Mr. Lajeunesse: So, you received the same calls as I about the intersection?

Mr. Semik: Yes.

Mr. Lajeunesse: I appreciate your taking care of the situation.

There were no further questions of Mr. Semik.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt: Happy Thanksgiving. I would like to report that the Captain's Club opened up on Monday. As the Mayor indicated that the new business's plans have been approved – we are waiting for the last approval of the Fire Department. As the Mayor also indicated – the Valu King will have the Health Inspector there tomorrow. I was there myself and gave them a 30-day temporary occupancy permit – they have some minor fix ups and were running out of time with their deadline. It is pretty much business as usual in the Building Department. This concludes my report and I am open for questions.

There were no questions of Mr. Stigalt.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir was absent and excused.

POLICE CHIEF – John Ruth

Chief Ruth: The 911 system is currently being installed with the training and installation being completed by December 11<sup>th</sup>. Thank you for all your support. We are moving forward with our Christmas gift collection for under privileged children and children of service people who are deployed. We will be at WalMart of Saturday from 8:00 a.m. – 11:00 a.m. and hope to fill a squad with gifts – please come out and support us. Otherwise it is business as usual. This concludes my report and I am open for questions.

FIRE CHIEF – Ted Whittington

Chief Whittington: Please be careful if you are deep frying a turkey inside a garage. Most of you read that we had a fire in the City Saturday night and early Sunday morning. We had to rely on a lot of outside help – the Service Department to salt roads, the Police Department and other area Fire Departments. The house was a complete loss and a great personal loss for the home owner – we were able to save some of their belongings. We had a few injuries – a sprained finger and a fall on ice. As Police Chief Ruth mentioned we will have a squad at WalMart for our Christmas gift collections. This concludes my report and I am open for questions.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 8:10 p.m.

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DEREK W. ELSHAW, COUNCIL PRESIDENT

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
DEBORAH A. CENDROSKI, CMC  
CLERK OF COUNCIL

