

**EASTLAKE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
MAY 11, 2010**

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. Morley at approximately 7:51 p.m.

The Pledge of Allegiance was led by Mr. Lajeunesse.

ATTENDEES

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

Those attending from the Administration were Mayor Andrzejewski, Law Director Klammer, Finance Director Slocum, City Engineer Gwydir, and Fire Chief Whittington. Service Director Semik was absent and excused.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – APRIL 27, 2010

MOTION: Mr. Lajeunesse moved to approve the minutes of the Regular Council Meeting of April 13, 2010. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. DePledge, Mr. Lajeunesse, Mr. Knuchel, Mr. D'Ambrosio
Abstain: Mr. Morley

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Morley

Meetings Scheduled

Mr. D'Ambrosio: The next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, May 25, 2010 at 7:00 p.m. The Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

An Economic & Community Development Council meeting is scheduled for May 19, 2010 at 6:30 p.m.

COMMUNICATIONS & PETITIONS

A proposal was received from the Administration to amend Title Seven "Housing and Property Maintenance" of the Codified Ordinances of the City of Eastlake. This was referred to Ordinance Committee.

A proposal was received from the Administration to amend City Ordinance Section 969.01 "Swimming Pool Fees, subsection (a)." Mr. Morley explained that this was discussed in Council-as-a-Whole Committee and will be added to the evening's agenda as Legislation No. 05-11-(05).

A communication was received from Finance Director Slocum requesting an amendment to City Ordinance Section 125.08 “Petty Cash and Change Fund.” This was referred to Ordinance Committee.

A communication was received from Willoughby/Eastlake Waste Water Pollution Control Center Superintendant Gorka requesting an amendment to City Ordinance Chapter 939 “Sewers” pursuant to an EPA mandate. This was referred to Ordinance Committee.

A communication was received from the Administration requesting an amendment to City Ordinance 155.01 “General Administration” to establish a wage for part-time firefighters. This was referred to Finance Committee.

DISCUSSION:

Mr. Knuchel: Why was this referred into Finance Committee instead of Ordinance Committee?

Mr. Morley: Mr. Klammer?

Mr. Klammer: It has a financial component.

Mr. Knuchel: Do we have documentation?

Mr. Morley: Chief Whittington has a plan. We can distribute the plan the Chief presented.

A communication was received from the 2010 Charter Review Commission Chairman Mr. Matheke submitting the proposed amendments to the City of Eastlake Charter. This was referred to Ordinance Committee?

DISCUSSION:

Mr. D’Ambrosio: I was a member of the Charter Review Commission. The Committee spent a lot of time reviewing the Charter and made their recommendations.

COMMITTEE REPORTS:

SAFETY COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse: The Safety Committee has not met since the last regularly scheduled Council meeting. Therefore, there is nothing to report. This concludes my report and I am open for questions. However, Mr. Morley, before we discuss the part-time firefighters in Committee I would to schedule a meeting with you, Mayor Andrzejewski, Chief Whittington and myself.

Mr. Morley: That is fine.

Mayor Andrzejewski: Why do we need a meeting? It will be discussed at the Committee meeting.

Mr. Morley: We can schedule a meeting – the Mayor does not have to attend.

There were questions of Mr. Lajeunesse.

RECREATION COMMITTEE – Mr. Hoefle

Mr. Hoefle was absent and excused.

PLANNING COMMITTEE – Mr. D’Ambrosio

Mr. D’Ambrosio: We had a meeting on May 4, 2010 with me and Mr. Lajeunesse present from the Committee. Mr. Knuchel was absent and excused. All other members from Council were present. In attendance from the Administration were Mayor Andrzejewski and CBO Stigalt. The Committee reviewed a Conditional Use Permit request from JZD, LLC dba Eastlake Child Care Center, 34799 Curtis Blvd., Eastlake which was formerly known as Miss Kimberly’s Day Care Center. Mr. Friedman is agent so it needed a new Conditional Use Permit. This item was moved forward and there will be a public hearing on May 25, 2010. The other item on the agenda was the repeal of the Conditional Use Permit for Miss Kimberly’s Day Care Center. This was moved forward.

As I mentioned earlier, the Charter Review Committee finished its last meeting and I believe the proposals were forwarded to Mr. Klammer for review.

Mr. Klammer: I did give some additional comments and asked the Clerk for more time to review. She gave me the time needed to get this on an agenda because she is on top of the schedule. I am sure she will be watching the time frame.

Mr. D’Ambrosio: We went through the entire Charter and had some great conversation. Hopefully some of the items will do well for our City. We cleaned up a lot of language. Mr. Matheke was the Chair and did a fantastic job. I know he sat on the Committee once before and his experience was very helpful. I will be making the following Motion:

Legislative Recommendations

Legislation No. 05-11-(05)

MOTION: I hereby move to add Legislation No. 05-11-(05) to the evening’s agenda amending Section 969.01, “Swimming Pool Fees” of the Codified Ordinances of the City of Eastlake, specifically subsection (a). Ms. DePledge seconded.

ROLL CALL: Yeas unanimous.

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

Additional Comments

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 has not met since the last regularly scheduled Council meeting but I will be talking with the Clerk to set up a meeting to discuss the wage establishment for part-time firefighters and a quarterly budget review. This concludes my report and I am open for questions.

There were no questions of Mr. Knuchel.

ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn was absent and excused.

SERVICE/UTILITIES COMMITTEE - Ms. DePledge

Ms. DePledge: The Service/Utilities Committee met on May 4, 2010 with me, Mr. Lajeunesse and Mr. Hoefle present from the Committee. Also in attendance from Council were Ms. Vaughn, Mr. D’Ambrosio and Council President Mr. Morley. In attendance from the Administration were Mayor Andrzejewski, Finance Director Slocum and City Engineer Gwydir. Three items were on the agenda – to go out for bid advertisements for East 347th Street and East 348th Street projects, the Edison/Modamin Drive sewer project and the S.R. 283/Lakeshore Blvd. Slide project. All the items were approved and are on this evening’s agenda. This concludes my report and I am open for questions.

There were no questions of Ms. DePledge.

RECOGNITION OF THE PUBLIC

Mr. Morley 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 2010-034

Requested by: Planning Commission
Sponsored by: Mr. D’Ambrosio

ORDINANCE NO. 05-11-(01)

An Ordinance authorizing the issuance of a Conditional Use Permit to Christie A. Eville dba Diamond Cremation Service, 34670 Lakeland Blvd., Eastlake, Ohio, 44095, and declaring an emergency.

There was no quorum present to suspend the rules requiring separate readings and reading in full.

Legislation No. 05-11-(01) is placed on First Reading.

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Requested by: Administration
Sponsored by: Ms. DePledge

RESOLUTION NO.: 05-11-(02)

A Resolution authorizing and directing the City Engineer's, C.T. Consultants, Inc., to advertise for bids for the East 347th Street and East 348th Street Project, said bids to be in accordance with plans and specifications on file in the Office of the City Engineer, and declaring an emergency.

There was no quorum present to suspend the rules requiring separate readings and reading in full.

Legislation No. 05-11-(02) is placed on First Reading.

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Requested by: Administration
Sponsored by: Ms. DePledge

RESOLUTION NO.: 05-11-(03)

A Resolution authorizing and directing the City Engineer's, C.T. Consultants, Inc., to advertise for bids for the Edison and Mondamin Drive Storm Drainage Project, said bids to be in accordance with plans and specifications on file in the Office of the City Engineer, and declaring an emergency.

There was no quorum present to suspend the rules requiring separate readings and reading in full.

Legislation No. 05-11-(03) is placed on First Reading.

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Requested by: Administration
Sponsored by: Ms. DePledge

RESOLUTION NO.: 05-11-(04)

A Resolution authorizing and directing the City Engineer's, C.T. Consultants, Inc., to advertise for bids for the S.R. 283 Slide Failure Project, said bids to be in accordance with plans and specifications on file in the Office of the City Engineer, and declaring an emergency.

There was no quorum present to suspend the rules requiring separate readings and reading in full.

Legislation No. 05-11-(04) is placed on First Reading.

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Requested by: Administration
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 05-11-(05)

An Ordinance amending Section 969.01, "Swimming Pool Fees" of the Codified Ordinances of the City of Eastlake, specifically subsection (a), and declaring an emergency.

There was no quorum present to suspend the rules requiring separate readings and reading in full.

Legislation No. 05-11-(05) is placed on First Reading.

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LEGISLATION PENDING

There was no Legislation Pending.

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

There was no New Business.

ADMINISTRATIVE REPORTS:

MAYOR/SAFETY DIRECTOR – Ted Andrzejewski

Mayor Andrzejewski: I went last Friday to the Safety Directors Association meeting in Columbus. They had several good speakers with one being a retired Highway Patrol guy who is designing a MARC system for the State of Ohio. We talked about funding and I get the same impression from everyone in the State - that is the cities are going to have to come up with the money to buy these radios. It is amazing when I listen to the officials talk that they want the system in every county and they want the backbone but they want everyone to pay for the backbone. There is no talk ever as to how they are going to help the cities raise funds – these are State unfunded mandates. There was some preliminary discussion on the use of the cell phone tax but that will not be brought up until after the election. I think at that point we will have to use the Mayors and Managers Association or whatever we can to try to get a piece of that increased tax or fee to help pay for these radios. The swimming pool is coming along fine – it is pretty much done except for the liner and some cement work. The next step will be to fill it up with water and test everything. It has worked out nice so far. Our guys are there painting and getting the offices in order and the grounds. We will have a nice, renovated pool ready to go. This concludes my report and I am open for questions.

Mr. Morley: You had mentioned having an open house at the pool.

Mayor Andrzejewski: Absolutely – we will pick a date. It will be in the evening or Saturday when everyone can come. Rather than open it up to swim it will be an open house to let people walk around to see the facility – the showers, the locker room and pool. If you hear any talk about not having swimming lessons – squelch the rumor. We are currently at about 15 life guards and need 20-25 to be safe and make sure we have enough to cover if people call off. Our first priority is to get the pool covered for as many hours as we can. Then we will have swimming lessons – depending on how many life guards we have. We fully expect to get 20-25 life guards and if we do we will have plenty for the pool and swim lessons. If anyone asks you if we are going to have swim lessons – absolutely, we are. The only thing that would stop it is if we end up with just 15 life guards. Then we would have to put them at the pool for the safety of the public. This concludes my report and I am open for questions.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: There is a briefing scheduled on Mr. Fatur's case. Other than that I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Michael Slocum

Mr. Slocum: We have some preliminary numbers in from the Tax Department April collections. April did not come in as strong as we had hoped. It appears we are running approximately \$70,000 short year to date. However, when you dig a little bit deeper into the numbers – last year at this time we had received \$74,000 from the State of Ohio for collections they do for us. So far this year we have received \$2,000. Had they remitted what we received last year we would have been on target. The State of Ohio collections are erratic – it is hard to get information from them and we are starting to work to put pressure on them.

The only thing I do know is that year to year they pretty well meet the budget that we have set for but it is causing some agony at this stage of the game. Other than that - for the collections that are done in house we are right at budget. This concludes my report and I am open for questions.

Mr. Knuchel: The State money – is this just a timing issue or is it that we are actually going to have reduced funding from them?

Mr. Slocum: They do the collections from the utilities and a lot of the corporations that operate under multiple municipalities. We have heard nothing to indicate we will have reduced funding but I cannot guarantee anything at this point. I know they will come up with a lot more than they have. Last year they collected roughly one half million dollars for the City and we have \$2,000 year to date. The only thing I can judge by is what we are doing back here. Back here we are making the numbers we thought we would.

There were no further questions of Mr. Slocum.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was absent and excused.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: The pool is coming along well. We are down to a couple of weeks here and working through the final few items. South Lakeshore Blvd. is being buttoned up – top soil and seeded the next few weeks. JTO is getting ready to break down at Quentin Road. I expect that in the next few weeks. The railroad paver is returning to Roberts Road this Monday - tentatively they have called as asked that the road be closed so they can address some of the items they did not do quite as well as they should have. I will be on top of that when we are out there. This concludes my report and I am open for questions.

There were no questions of Mr. Gwydir.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

SERVICE DIRECTOR – Mike Semik

Mr. Morley: Mr. Semik is absent and excused but I have a question. Mr. Lajeunesse, I do not know if you have seen your memo about Friday night. How did they come up with Friday night at 5:30 p.m. for the resident meeting on the paving for St. Lawrence and Hillcrest?

Mayor Andrzejewski: I did not see that. What is that about?

Mr. Morley: It is this Friday – about putting the asphalt on parts of St. Lawrence and Hillcrest?

Mayor Andrzejewski: Did you get a memo?

Mr. Morley: I just read it. My question is – I do not have a problem with Friday but I don't know how many residents can be there on Friday at 5:00 p.m. I do not know when the letter went out.

Mayor Andrzejewski: I asked Mr. Semik – I said before you do anything with Hillcrest and St. Lawrence let's get all the residents together and tell them what we are proposing and get their agreement. I did not know a meeting had already been scheduled. Friday night is not good.

Mr. Morley: I do not have a problem with it – I just don't know if that memo just went out and we are giving our residents a couple of days notice. If you can find out and give me a call tomorrow I would appreciate it.

Mayor Andrzejewski: Yes, I will.

Mr. Morley: But, it was in our box.

Mr. Lajeunesse: For the record I work late on Fridays and will not be able to be there. I was not even notified of it.

Mr. Morley: I just think it is too early – most of our meetings are at 7:00 p.m. or 6:30 p.m. so the residents can get home from work.

Mr. Klammer: Your question is if it went out to the residents.

Mr. Morley: Yes.

There were no further questions or comments.

POLICE CHIEF – John Ruth

Chief Ruth was absent and excused.

FIRE CHIEF – Ted Whittington

Chief Whittington: You may have noticed – as the Walgreens project progresses at S.R. 91 and Vine Street we were afforded the gracious opportunity to do some training which the on duty Fire Department shifts appreciate. We went down there for 3 or 4 hours depending on how things went. The guys will go inside and we have a smoke generation machine to generate non-toxic smoke. We use it in the trailer for the kids. It is enough to obscure vision and we go through different scenarios – trapped or injured firefighters. We appreciate that kind of opportunity and it was a good thing for us. I mentioned before the upgrade to the dispatch centers – the ability to tone up Willoughby simultaneously. That is all in place and is working very well. We had a small apartment fire this morning at Dover Place and when our call goes out both Willoughby's stations are notified simultaneously with our Fire Department. They get on the road relatively quick. We had an extra 4-5 people here within a five minute period. We were fortunate it was something small but if it had been bigger we would have had extra help. That system is working well. I was just notified and have spoke to Mr. Slocum – we received a federal grant this year from FEMA for \$20,000. That money will be used to purchase medical rescue equipment which includes replacing our existing air

bags, harnesses, rope, technical rescue stuff. I will make sure Mr. Slocum and Council get that information. Our Fire Marshall Lonnie Futchi will be receiving the Hero Award from Red Cross this Thursday. He was nominated through the Lake County Red Cross Chapter for his kindness. He has been a firefighter in this City for several years and hosts the Guns and Hoses at the stadium every year – it is a fund raiser. We decided to send that money this year to the Red Cross – we raised \$3,000. I am very proud and humbled by the performances our people put forth for us and how they represent the Community. Back to the FEMA grant – Bob Lloyd does all our grant writing for us – he does it on duty and off duty – he does it whenever he gets a chance. It is not an easy task – federal grants are very particular and a lot of time is put into it. \$20,000 for a Fire Department of our size is a lot of money and is something we really appreciate and I just wanted to recognize him. This concludes my report and I am open for questions.

Mr. Morley: Can you get the information to the Clerk regarding the part-time firefighters so it can be distributed to the rest of Council?

Chief Whittington: I will send it tomorrow.

Mr. Morley: And, our deepest condolences on the passing of your Step Father.

Mr. D'Ambrosio: I know you did that smoke detection program last year – are you doing it again this year?

Chief Whittington: Our smoke detection program is constantly running – it never goes away. Any time a resident needs a smoke detector or needs us to check them all they have to do is call. Paul Morehead does our program – we just got postcards to send out to remind people. If you talk to anyone all they have to do is call the Fire Station and we will set up an appointment. We determine how many detectors a home may need and install them based on that need – it then gets put into our system and is there forever until they no longer want us or need us. We are looking into expanding it to include carbon monoxide detectors too. That is a bigger need than smoke detectors.

Mr. Morley: Do you mostly take the trailer to the schools? Is it possible that we could get a summer schedule to be set up during the week so kids and their families can come in?

Chief Whittington: We go through all the second grade classes in the school – it is a mobile unit we take to the school to teach the safety program. The trailer is also used for third graders. We also use it for our diversion program – we occasionally see children come in who have played with fires in the Community and they will come in and do the training. If you want to get something set up we can definitely do that – as long as it will not affect surprises at the school.

Mr. Morley: My reasoning is I have been receiving emails about the Safety Town and obviously I have told the residents we have not put anything in the budget for Safety Town. I did not know if we could set up an hour or two once a week where people could come and someone could do that.

Chief Whittington: We could do that – maybe we could not use the trailer as much and come up with other programs.

Mr. Morley: Something – I have received emails about Safety Town and I have had to say it is not in the budget. If there is something that we can do it would be great. I will get with you on it and talk to the Mayor.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 8:23 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

ATTEST: _____
DEBORAH A. CENDROSKI, CMC
CLERK OF COUNCIL