

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
NOVEMBER 11, 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 Ms. Vaughn.

ATTENDEES

Members of Council in attendance were Ms. Vaughn, Mr. D'Ambrosio, Mr. Lajeunesse, Mr. Knuchel, Mr. Zontini, 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, Tax Administrator Ms. Keneven-Zanella, City Engineer Mr. Gwydir, and Fire Chief Whittington.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – OCTOBER 28, 2008

MOTION: Mr. Zontini moved to approve the minutes of the Regular Council Meeting of October 28, 2008. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Mr. Zontini, Mr. D'Ambrosio, Mr. Knuchel, Mr. Morley, Mr. Elshaw  
Abstain: Ms. Vaughn, Mr. Lajeunesse

Motion carried. The minutes were approved.

SPECIAL COUNCIL MEETING – NOVEMBER 3, 2008

MOTION: Ms. Vaughn moved to approve the minutes of the Special Council Meeting of November 3, 2008. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Elshaw

Meetings Scheduled

Mr. Elshaw: A Council-as-a-Whole Committee Meeting is scheduled for Tuesday, November 25, 2008 at 7:00 p.m. The Regular Council Meeting is scheduled for Tuesday, November 25, 2008 at 7:30 p.m.

An Economic & Community Development Council meeting is scheduled for Monday, November 17, 2008 at 6:30 p.m.

### Veterans' Day

Mr. Elshaw: Today is Veterans' Day and hopefully everyone had a moment to think about our veterans and thank them – and, think about those who are currently fighting overseas for us and also those who sacrificed their lives for our freedoms.

### COMMUNICATIONS & PETITIONS

A communication was received from Finance Director Condron regarding the transfer of funds to Debt Service. This was referred to Finance Committee.

A communication was received from Finance Director Condron regarding the 2008 CDBG Subrecipient Agreement. This was referred to Finance Committee.

A communication was received from Finance Director Condron regarding past due amounts for past ODOT projects. This was referred to Finance Committee.

A liquor license transfer request was received 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. This was referred to Planning Committee.

A request was received from the Administration to purchase, through State Bid, a Mainline Camera for the Service Department. This was referred to Finance Committee.

A bid recommendation was received from Service Director Semik for Pavement Lane Markings for 2009 and an option year 2010. This is referred to Finance Committee.

A communication from the Administration regarding the Quentin Road Pump Station and Service Area Project, specifically the estimated fees for C.T. Consultants, Inc. This was referred to Finance Committee.

A communication was received from the Administration proposing an amendment to City Ordinance 1151.06(c) "Permitted Uses in a Marine Recreational District." This was referred to Ordinance Committee.

### COUNCIL COMMITTEE REPORTS

#### ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: Our Ordinance Committee met on November 3<sup>rd</sup> with herself, Mr. Morley and Mr. D'Ambrosio present from the Committee. Also in attendance from Council were Mr. Zontini, Mr. Lajeunesse, Mr. Knuchel and Council President Mr. Elshaw. In attendance from the Administration were Mayor Andrzejewski, Law Director Mr. Klammer, Finance Director Mr. Condron and City Engineer Mr. Gwydir. The Committee first discussed the amendment to Section 939.27(1)(a) "Wastewater Discharge Permit Fee: Insignificant User" – this was done to be in compliance with Willoughby who shares the operation of the WPCC plant – the Committee agreed to move this forward for passage this evening. We also discussed Chapter 1521 "Gas and Oil Wells" and after much discussion and review of the verbiage which was fine tuned by our Law Director the Committee agreed to move this

matter forward. There was considerable discussion on the next item – Section 155.01 “General Administration” with considerable emphasis on the changes. After a lengthy discussion by all members of Council the Committee agreed by a 2-3 margin to recommend removing this matter from the Committee with no action taken.

I would like to acknowledge that a Veteran’s Day Ceremony was held today here in Council Chambers to honor our fallen veterans and those serving today. This concludes my report and I am open for questions.

There were no questions of Ms. Vaughn.

SERVICE/UTILITIES COMMITTEE – Mr. Zontini

Mr. Zontini: As there is nothing pending in my Committee at this present time – there has been no meeting scheduled or has there been one scheduled prior to this meeting. Therefore, I have no formal report but I am open for questions.

There were no questions of Mr. Zontini.

SAFETY COMMITTEE – Mr. Morley

Mr. Morley: The Safety Committee met on November 5<sup>th</sup> at 6:00 p.m. with himself and Ms. Vaughn present from the Committee. Mr. Zontini was absent and excused. Also in attendance from Council were Mr. Knuchel, Mr. Lajeunesse, and Mr. D’Ambrosio. Council President Mr. Elshaw was absent and excused. In attendance from the Administration were Chief Ruth, Chief Whittington, Law Director Mr. Klammer, Finance Director Mr. Condron and Mr. Rick Ledford for Nextor Traffic Systems. We had a presentation outside on the Nestor Traffic System – they set up on Lakeshore Blvd. to show how the speeding part of the system would work. There are two parts to the system – a red light camera and speeding. We have set aside the red light camera at this time but are gathering more information on the speeding system. Mr. Klammer was present and was going to contact Akron’s Law Director to check into any problems or challenges, as Akron is one of the bigger cities in Ohio that utilizes the system. A meeting is to be scheduled with Judge Allen of the Willoughby Court. We will be having more meetings on this. Our outlook on this is not to do this to try to bring income into the City – Council receives numerous complaints, especially in the summer, about speeding on some of the main streets – school zones, East 337<sup>th</sup> Street, St. Lawrence, Hillcrest, and Glen Drive are just some examples where there are problems. This system would cost the City nothing – we may have to get an Administrative person to review the tickets if there is a challenge. But, those are the things we are looking into right now – we would not do this if there would be any cost to the City. We are still in the informational stages and will be having another Safety Committee meeting to review this further. 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 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 so I have no formal report. 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 our last regularly scheduled Council meeting, therefore, I have no formal report. But, as a number of issues have been referred into Committee this evening I will be getting together with my Committee and the Clerk to discuss the time and place for a meeting. This concludes my report and I am open for questions.

There were no questions of Mr. Knuchel.

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 2008-098

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

ORDINANCE NO.: 11-11-(01)

An Ordinance authorizing the issuance of a Conditional Use Permit to Frank Zummo, dba Classic Billiards, 34525 Vine Street, Eastlake, Ohio, and declaring an emergency.

MOTION: Mr. D’Ambrosio moved to suspend the rules requiring separate readings and reading in full. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. D’Ambrosio moved to adopt. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2008-098.

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ORDINANCE NO.: 11-11-(02)

Requested by: City Engineer Mr. Gwydir  
Sponsored by: Ms. Vaughn

An Ordinance amending Section 939.27, "Industrial Fees," of the Codified Ordinances of the City of Eastlake, specifically Section 939.27 (1)(A), and declaring an emergency.

MOTION: Ms. Vaughn moved to suspend the rules requiring separate readings and reading in full. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

MOTION: Ms. Vaughn moved to adopt. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2008-099.

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ORDINANCE NO.: 11-11-(03)

Requested by: Mr. Elshaw  
Mr. D'Ambrosio  
Sponsored by: Ms. Vaughn

An Ordinance amending Chapter 1521 "Gas and Oil Wells" of the Codified Ordinances of the City of Eastlake to Regulate the Drilling of Gas and Oil Wells on all Properties, and declaring an emergency.

MOTION: Ms. Vaughn moved to suspend the rules requiring separate readings and reading in full. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D'Ambrosio, Mr. Lajeunesse, Mr. Knuchel,  
Mr. Morley, Mr. Elshaw  
Abstain: Mr. Zontini

MOTION: Ms. Vaughn moved to adopt. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D'Ambrosio, Mr. Lajeunesse, Mr. Knuchel,  
Mr. Morley, Mr. Elshaw  
Abstain: Mr. Zontini

Motion carried. Legislation is adopted as Ordinance No. 2008-100.

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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: Many have wondered what was going on with the Captains Club. I spoke with one of the owners yesterday who advised the Captains Club would reopen the last week of November. They had a few difficulties but they worked through them. The grocery store is moving along – they are stocking shelves with non-perishables – it looks very nice. The Formal Opening will be Sunday, November 30<sup>th</sup> at 8:00 a.m. – you will all receive notices. The store should open a couple of days before that – they will send out a flyer to Eastlake residents. The Veterans' Day Ceremony this morning was very nice and I also want to express by thanks to all the people in Eastlake who are veterans and who served in any of the wars – serving right now. It is an honor to honor those people. The 911 system has arrived – it is scheduled to be installed starting Monday, November 17<sup>th</sup> and should take a week or so. Thank you to Council for the quick action on this. This concludes my report.

Mr. Zontini: Why is it taking them so long to install the 911 system?

Mayor Andrzejewski: It has to be scheduled. They have a specified crew of people who do 911 installations – we were lucky to get the November 17<sup>th</sup> spot.

There were no further questions of Mayor Andrzejewski.

### LAW DIRECTOR – Randy Klammer

Mr. Klammer: Mrs. Cendroski graciously obtained a copy of the Akron ordinance – it has been reviewed and she incorporated the suggested changes. I spoke with the Law Director in Akron to get his thoughts in hindsight of installing the system. I have spoke with the Willoughby Clerk of Court in respect to talking with them and having Nestor communicate with Willoughby. The other part would be obtaining an Administrative Officer to handle the hearings. I am open for questions.

There were no questions of Mr. Klammer.

### FINANCE DIRECTOR – Brian Condron

Mr. Condron: As a reminder – we will have our Post Audit Conference on Monday, November 17<sup>th</sup> at 4:00 p.m. - everyone has received a copy of that report. We are working on the finalization of the first 2009 budget in compliance with the Charter requirement – this should be ready by November 26<sup>th</sup> along with a summary of the re-appropriations.

Mr. Elshaw: Mr. Condron, could you give us an overview of the Auditor's results.

Mr. Condron: We did not have any material findings – there are recommendations but they are not significant. I did notice that the prior things that were pointed out – that they mentioned those things had been corrected.

Mayor Andrzejewski: I think you will be pleased with the report – it came out as a very good audit. I am very pleased with the way our Finance Department functions.

There were no further questions of Mr. Condron.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella: The Tax Department is trying to get the 2007 collections closed out so we can start on the 2008. We had a couple of minor changes to the instructions to make them a little easier to follow – we try to take suggestions from the residents of the City when something is not clear enough for them. Other than that everything is status quo – we are holding our own. We do see people are having a harder time making payments – times are tuff – we are trying to work with people going through foreclosure. As far as economic development we are also holding our own – we have companies who are still making purchases and hiring people – one company is coming here from Euclid with about 30 jobs. Obviously, the new grocery store will help. We are holding our own. I am open for questions.

SERVICE DIRECTOR – Mike Semik

Mr. Semik was absent and excused.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was absent and excused.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: CSK has installed the rail crossing guards – I am trying to work with them to cover the expenses on the other work to be done because of the delay. We have been advised Friday that that the OPWC has released the funding for Round #23 – this will be for the work at the Quentin Road Pump Station. Other than that I have been working on miscellaneous items as requested. I am open for questions.

Mayor Andrzejewski: The State of Ohio moved up the funding for projects like the Quentin Road Pump Station to get some money into the economy. With the Quentin Road replacement we will have replaced all the major pump stations within the last two years – correct, Mr. Gwydir?

Mr. Gwydir: Within the last three years – there are still some small stations.

Mayor Andrzejewski: That is significant. The pump stations were 15-20 years old and about 40% of the cost was replaced with State money. C.T. Consultant's did a nice job getting us the grants. Quentin Road is the last and should help the people in that area.

There were no further questions of Mr. Gwydir.

POLICE CHIEF – John Ruth

Chief Ruth was absent and excused.

FIRE CHIEF – Ted Whittington

Chief Whittington: We have received the utility vehicle – it needs to be outfitted. Chief Ruth mentioned our efforts in helping needy people at Christmas – we will be having our “Fill the Ambulance Day” Saturday, November 29<sup>th</sup> at WalMart. This concludes my report and I am open for questions.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 8:56 p.m.

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DEREK W. ELSHAW, COUNCIL PRESIDENT

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

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



