

**COUNCIL AS A WHOLE COMMITTEE MEETING  
MINUTES  
TUESDAY  
MAY 11, 2010**

Council President Mr. Morley opened the meeting at 7:00 p.m. Members of Council in attendance were Mr. D'Ambrosio, Mr. Knuchel, Ms. DePledge, Mr. Lajeunesse and Council President Mr. Morley. Mr. Hoefle and Ms. Vaughn were absent and excused. Also attending was Council Clerk Mrs. Cendroski.

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

Also in attendance were members of the public.

**LEGISLATION PROPOSED:**

Mr. Morley: As we do not have a quorum this evening the legislation will be placed on First Reading.

05-11-(01): Christie A. Eville dba Diamond Cremation Service, 34670 Lakeland Blvd., Eastlake, Ohio

Mr. D'Ambrosio: The Planning Committee discussed and moved forward a Conditional Use Permit request for Christie A. Eville dba Diamond Cremation Service, 34670 Lakeland Blvd., Eastlake. This is scheduled for a Public Hearing this evening at 7:29 p.m.

There were no comments or questions.

Upon review, the Committee agreed to move Legislation No. 05-11-(01) forward to the evening's regular Council meeting.

05-11-(02): Bid Advertisement: East 347<sup>th</sup> Street & East 348<sup>th</sup> Street Project

05-11-(03): Bid Advertisement: Edison & Mondamin Storm Drainage Project

05-11-(04): Bid Advertisement: S.R. 283 Slide Failure Project

Ms. DePledge: These items were discussed and approved by the Service/Utilities Committee.

Mayor Andrzejewski: We received grants in the amount of \$299,900 each for the East 347<sup>th</sup> Street and East 348<sup>th</sup> Street project and about 95% for the S.R. 283 Slide Failure Project.

Mr. Gwydir: The ODOT portion of the work is about \$312,910 and the construction admin and inspection is \$31,290 – this totals up to about \$344,200.

There were no further questions or comments.

Upon review, the Committee agreed to move Legislation No. 05-11-(02), Legislation No. 05-11-(03) and Legislation No. 05-11-(04) forward to the evening's regular Council meeting.

LEGISLATION PENDING:

There was no Legislation Pending.

MISCELLANEOUS:

Amendment: City Ordinance Section 969.01 "Swimming Pool Fees, subsection (a)"

Mr. Morley: The Administration has requested an amendment to City ordinance section 969.01 "Swimming Pool Fees" to permit Lakeline and Timberlake to purchase pool passes at the Eastlake resident fee. I think this would be a neighborly thing to do. When we did not have a pool we asked other cities for assistance.

Mr. Knuchel: Mr. Klammer, do you see any problem with granting this to Lakeline and Timberlake and not to other neighboring communities?

Mr. Klammer: I don't see any problem.

Mr. Slocum: This does not limit an Eastlake resident from utilizing the pool. There is plenty of room. Also, it will help to take in more money from pool passes.

Ms. DePledge: I can certainly see where you are coming from but if we are extending resident status to people who are not residents then if other people from other communities want to come in what prevents them from asking for the resident rate as we are giving Timberlake and Lakeline resident rates when they are not residents? If someone from Mentor, Perry, Mayfield, Euclid wants a resident rate – why do we have two rates?

Mayor Andrzejewski: There is a difference.

Mr. Klammer: With all due respect I cannot imagine we are on the same level – I cannot imagine what cause of action they possible could raise that it would be an issue. It is certainly not an equal protection violation or a protected class. It is our facility and we have the right to define who gets to use it and on what terms. We have defined it that way. If we were discriminating based on a protective class or something of that nature then you would have an equal protection issue. But, other than that I cannot imagine what cause of action there would be. I think we are okay. It does happen elsewhere. The people in Kirtland Hills have certain opportunities to use Mentor. I do not think it is out of the ordinary.

Mayor Andrzejewski: I think Willoughby Hills uses Willoughby's rates. You made a good point. We have services that we supply from Fire and we have a contract with them for the WPCC – there is a precedent in working with those two small Villages where we can to help them.

There were no further questions or comments.

Upon review, the Committee agreed that Mr. D'Ambrosio would make a Motion to add Legislation No. 05-11-(05) to the evening's agenda at the regular Council meeting.

ADJOURNMENT

The Council-as-a-Whole Committee meeting was adjourned at approximately 7:09 p.m.

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