

**COUNCIL AS A WHOLE COMMITTEE MEETING  
MINUTES  
TUESDAY  
APRIL 12, 2011**

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

Attending from the Administration were Mayor Andrzejewski, Law Director Klammer, Finance Director Slocum, City Engineer Gwydir, Police Lt. Gutowski and Fire Chief Whittington. Police Chief Reik was absent and excused.

Also in attendance were members of the public.

**LEGISLATION PROPOSED:**

There was no Legislation Proposed.

**LEGISLATION PENDING:** (Placed on First Reading 03/08/11)

(Placed on Second Reading 03/22/11)

**03-08-(11): QUIT CLAIM DEED: REVISIONARY CLAUSE: .1298 ACRES TO CHAGRIN PARK, LTD**

Mr. Morley: Mr. Klammer?

Mr. Klammer: Ms. DePledge had some conversations with the representative of the property owner who also happens to be a Council person in the City of Willoughby – which worked out fine. I think she is prepared to recommend moving forward with this. If you remember there was a lot split and we have to sign off on the deed because technically it is a new deed because we are changing a little bit of the lot. It is a portion of the property behind the mobile home park. For whatever it is worth their attorney has represented that they intend to make some improvements in the park so in the long run it will improve the area as well as resolve this dispute.

Mr. Morley: Did we take care of anything on the Exhibit A?

Ms. DePledge: No, actually we attempted to link these two items together to try to get some leverage. In my discussions with the attorney for the mobile home park it became apparent that the City of Willoughby really does not have any interest in whether or not this deed is executed by us. It is a private sale between the owner of the mobile home park and a new purchaser and any attempt by us to try to hold up that sale could put us in a position of liability. We do not want to do that.

Mr. Klammer: Exhibit A was in regards to the lease – we have got nowhere on the lease.

Ms. DePledge: We are still working on the Port Authority agreement and the lease agreement between the City of Eastlake, Willoughby, and the Port Authority. I have not reached an agreement on that issue yet.

Mr. Morley: So, you feel we should move forward with this?

Ms. DePledge: Yes.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

MISCELLANEOUS:

LEASE AGREEMENT: CITY OF EASTLAKE & HUNTINGTON NATIONAL BANK:

SEWER JET VAC FINANCING: \$299,720

Mr. Morley: Mr. Slocum?

Mr. Slocum: Everything is pretty much as laid out in this master lease agreement with the exception that we did receive an update today in which we will have a slightly lower interest rate from what you had reviewed. You had 2.62% - this is 2.59% and the payment is changed by about \$36 per year. It is consistent with what we presented earlier. I have provided the new lease agreement to the Clerk. We are looking to sign the lease agreement tomorrow providing it is approved tonight.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

CODIFICATION ACCEPTANCE/INVOICE: THE WALTER DRANE COMPANY: \$2,308.02

Mr. Morley: This is an invoice for replacement pages, photo pages, updating the internet and the editorial.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

SETTLEMENT: CITY OF EASTLAKE & WESTERN SURETY COMPANY & SUNRIDGE ROOFING, INC., DBA ADLER & SONS ROOFING: JFK SENIOR CENTER ROOF REPAIRS

Mr. Morley: This has to do with the original bidder we had who backed out on the repair of the Senior Center roof. So, we had to get someone else and went after their bond.

Mr. Klammer: That is exactly the circumstances – after some back and forth and it was really Mr. Slocum and Mr. Gwydir who did it all – I was just in between. Ultimately, they agreed to make the payment. Once we get this approved I expect the payment to be forthcoming.

Mr. Morley: What is the amount?

Mr. Slocum: \$36,591.64.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

LIQUOR LICENSE TRANSFER REQUEST: ANJALEE, INC. DBA BEVERAGE & TACKLE, 35579 LAKESHORE BLVD., EASTLAKE TO RISHEE, INC. DBA BEVERAGE & TACKLE, 35579 LAKESHORE BLVD., EASTLAKE

Mr. Morley: Mr. D'Ambrosio?

Mr. D'Ambrosio: This is a typical liquor license transfer request. There were no objections from the Administration. I will be making a Motion on this during my report.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

CONTRACT: PIERCE MANUFACTURING, INC., THROUGH FINLEY FIRE EQUIPMENT: SKY- ARM STABILIZER BEAM ASSEMBLIES: \$25,988

Mr. Morley: Chief Whittington?

Chief Whittington: As you all know the ladder truck was recalled based on the failure of a similar ladder truck in Massachusetts. So, at this point – I have been working closely with the Law Director – we want to get the truck back in service as quick as we can and let the paperwork fall as it may. This will be taken out of the Fire levy money for maintenance. The \$25,988 covers the new pieces of equipment that need to be put back on the ladder truck to cover what has failed on the other ladder trucks. I think it is far from over as far as what the City is going to be able to do. In talking to the Law Director I think we came to a conclusion that we should get the truck working and get it back up on the road so it can service the community that we serve and go from there.

Mr. Morley: I know talking with you and the Law Director there is a plan to have a class action suit.

Chief Whittington: I defer to the Law Director on how the City is going to handle it. But, in talking to other communities – I just received a letter today from Pierce trying to quell the unpleasant letters they have already received that have stated that it is their responsibility because they now own the company and they continue to deny that they have any responsibility. Again, that is above my head and my intelligent level – the Law Director has been gracious to help me along.

Mr. Morley: This will take care of the ladder truck and get it back service.

Mr. Knuchel: Mr. Klammer, are you comfortable with doing it this way and are you going to pursue anything at this point in time or wait and see how things unfold?

Mr. Klammer: The first objection was getting this thing back in service. I recognized the significance of it. I will look at it next to see how we can recover the \$25,988. The Chief has advised other cities are trying and he has given me the best information thus far to review.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

BID ADVERTISEMENT: SERVICE DEPARTMENT BIO-RETENTION PONDS

Mr. Morley: Mr. Gwydir?

Mr. Gwydir: Last year we applied to the Ohio EPA for a grant for a demonstration project in the Service yard for bio-retention basins. Basically, they are just large areas where the runoff comes into and leaves plants and other things in the retention basin and takes out some of the pollutants before sending it out the surrounding waterway. We would like to go to bid on that project to build those. The construction is estimated at approximately \$52,866 and there is another \$1,000 in the grant for the City to advertise and speak about their demonstration project.

Mr. Morley: There is no cost to the City?

Mr. Gwydir: No, Sir.

There were no further questions or comments. It was agreed to move this item forward for consideration at the regular Council meeting.

Additional Comments

Mayor Andrzejewski: I could not help but notice that you are wearing a ring.

Mr. Morley: As the Mayor knows – and we know – this is the championship ring the City was presented from the Captains on their winning the championship. It will be on display here at City Hall and it is special.

ADJOURNMENT

The meeting adjourned at approximately 7:10 p.m.

dac

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

DATE: \_\_\_\_\_