

**COUNCIL AS A WHOLE COMMITTEE MEETING
MINUTES
TUESDAY
NOVEMBER 23, 2010**

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

Attending from the Administration were Mayor Andrzejewski, Finance Director Slocum, Law Director Klammer, CBO Stigalt, and City Engineer Gwydir.

Also in attendance were members of the public.

LEGISLATION PROPOSED:

11-23-(01): AMENDMENT: CONDITIONAL USE PERMIT: JEC PROPERTIES LLC DBA CHICKS AUTO, 1422 EAST 361ST STREET, EASTLAKE

11-23-(02): AMENDMENT: CONDITIONAL USE PERMIT: CREATIVE LEARNING CHILD CARE CENTER, INC., 36100 PORTAGE DRIVE, EASTLAKE

Mr. Morley: Mr. D'Ambrosio?

Mr. D'Ambrosio: Thank you, Mr. President. Both these items were discussed in the Planning Committee meeting which was held on November 16th. They are amendments and renewals. The amendments were to take the original Conditional Use Permit out of the name of the people and putting it into the name of the corporation. One will be JEC Properties, LLC dba Chick's Auto and the other will be Creative Learning Child Care Center, Inc. The applicant did not come in to sign the legislation for Chick's Auto so I suggest to my Committee, Council President and Council that this matter be placed on first reading until he can come in to sign the legislation.

It was agreed to move forward with these matters.

11-23-(03): ORDINANCE: ISSUANCE & SALE OF SERIES 2002 BONDS

11-23-(04): ORDINANCE: ISSUANCE & SALE OF SERIES 2004 BONDS

Mr. Morley: Mr. Knuchel?

Mr. Knuchel: Thank you, Mr. President. We discussed both these issues in our Finance Committee meeting of November 16th. Since that time there has been a need for an amendment to each of these and I will let Mr. Slocum explain the reasons behind that.

Mr. Slocum: To begin with the bond market the last couple of weeks has moved against us by about 70 basis points and if the issue we priced out where we would save \$959,000 would have happened last week instead of \$959,000 in savings it would be somewhere in the neighborhood of \$200,000. We don't anticipate – in talking with Mr. Sharb – this interest rate environment is going to continue on for a long period. We are anticipating that probably sometime during the

first quarter of 2011 we would actually be in the position to take this to market. What this does though is give us some additional flexibility. Because now the bonds actually being redeemed we are putting some in trust until they can be redeemed. There could be some additional capital costs. This gives us additional flexibility. The bottom line on any deal is what our cash saving is going to be. At the \$200,000 I do not think the deal occurs. I think the price is somewhere out there north of \$500,000. By passing this we maintain our flexibility and we will have the ability to go when and if the market allows us. We are driven by the interest rate markets.

Mr. Knuchel: Are there any other questions on this issue? Basically, for the two bonds this amounts to another \$70,000. This does not lock us in to actually moving forward with these. It gives them the flexibility to visit it another time.

Mr. Slocum: That is actually right. We are not locked into having to do this but if the market looks like it will permanently go we will probably take whatever savings we can get and go forward from there. It is just a shame that we did not get our audited financials until the period that we did. We had to wait for that before we could actually start this process.

Mr. Knuchel: So, we will be making a recommendation to amend the original legislation.

It was agreed to move forward with these matters.

11-23-(05): CONTRACT: AERO-MARK, INC.: 2011 PAVEMENT LANE MARKING: \$26,100

Mr. Morley: Mr. Knuchel?

Mr. Knuchel: This was also discussed in the Finance Committee and is a housekeeping measure. I believe the contract is for two years.

Mrs. Cendroski: It was advertised for two years but the lowest bidder only bid for 2011. Mr. Klammer advised the legislation should be just for 2011 and they can bid again next year.

It was agreed to move forward with these matters.

11-23-(06): BID ADVERTISEMENT: 2011-2012 PRIMARY LANDSCAPER

11-23-(07): BID ADVERTISEMENT: 2011-2012 BACKUP LANDSCAPER

Mr. Morley: This was heard in the Service/Utilities Committee and has to do with the residents who do not live in the residence anymore or rentals or just vacant land where we send in someone to cut the grass and/or clean up the residence – or when someone moves out and leaves all their garbage. These are bids for two year contracts.

It was agreed to move forward with these matters.

11-23-(08): BID ADVERTISEMENT: CITYWIDE RECYCLING

Mr. Morley: This was also heard in Service/Utilities Committee and is for the bins located at Taft School, Bruce Yee and City Hall. We will do that instead of road side pick-up.

It was agreed to move forward with these matters.

11-23-(09): CONTRACT: ADSLED, INC., SIGN SYSTEM: S.R. 91 & VINE ST.: \$20,933

Mr. Morley: Mr. Knuchel?

Mr. Knuchel: Thank you, Mr. President. This was also discussed in our November 16th Finance Committee meeting. Actually, the sign was destroyed by a car and we received a reimbursement check from the insurance company for approximately \$24,000. This seems to be a better sign for less money and is a two-sided sign, correct?

Mayor Andrzejewski: Two color.

Mr. Knuchel: It seems to be a much better deal.

It was agreed to move forward with these matters.

11-23-(10): RATIFICATION: STATE CONTRACT: ROCK SALT: 2010-2011 WINTER SEASON

11-23-(11): RE-APPROPRIATION: JANUARY 1, 2010 – DECEMBER 31, 2010

11-23-(12): FUND TRANSFER: VARIOUS FUNDS TO FUND #301 GENERAL BOND RETIREMENT FUND

11-23-(13): RE-APPROPRIATION: JANUARY 1, 2010 – DECEMBER 31, 2010

Mr. Morley: Mr. Knuchel?

Mr. Knuchel: Re-appropriations for January 1, 2010 through December 31, 2010. Mr. Slocum?

Mr. Slocum: The first legislation is for the sign, providing you award the sign, so we have the money to pay for it. We did collect more from the insurance company than what the sign cost. We will be in good shape there. The second reappropriation in Legislation No. 11-23-(13) is the one for the transfer from various funds to the Bond Retirement Fund. We are now in a position where if this is allowed I will have the sufficient funds to actually make that payment on December 1st. Providing you pass Legislation No. 11-23-(11) it gives me the authority to actually transfer the money. As I discussed earlier anytime I ask for transfers I am going to ask that the sister legislation be passed at the same time. I am open for any questions.

Mr. Knuchel: I skipped Legislation No. 11-23-(10) which is the ratification of our salt contract for the 2010-2011 season. We are ratifying this because there was a State Contract and there was an issue as to when the contract was awarded. It demanded Councilmatic action and we will be taking that this evening.

Legislation No. 11-23-(12) Fund Transfer from various funds to Fund #301 General Bond Retirement – Mr. Slocum hit on that already. There are several funds we have not used in several years. We looked into using them for our Bond Retirement Fund so we can make our bond retirement payment on December 1st. Legislation No. 11-23-(13) Reappropriations January 1, 2010 through December 31, 2010. Mr. Slocum?

Mr. Slocum: As I said this second appropriation is actually making the appropriation so I can transfer those monies from the fund. It is a two-piece legislation.

It was agreed to move forward with these matters.

11-23-(14): NEW ENACTMENT: CITY ORDINANCE SECTION 1147.15 (G) “EXCEPTION FOR EXISTING LOTS OF RECORD IN BUSINESS DISTRICTS”

Mr. Morley: Ms. Vaughn?

Ms. Vaughn: This was discussed in Ordinance Committee and was also reviewed by the Economic & Community Development Council. We approved the proposed change and the Committee asked that it appear on this evening’s agenda for action.

It was agreed to move forward with this matter.

LEGISLATION PENDING:

There was no legislation pending.

MISCELLANEOUS

AGREEMENT: SALE OF CITY PROPERTY: 773 EAST 347TH STREET: \$10,000

Mr. Morley: This is the HUD home that we paid \$1 for on East 347th Street. Mr. Slocum?

Mr. Slocum: I am happy to say this because this is the third time the City went out to try to sell this piece of property. We do have a qualified bidder in the amount of \$10,000. Mr. James Nason, who is an employee in our Service Department. He was a successful bidder and I would appreciate it if we can award the bid to him tonight. Any funds we do receive from this will go to the General Fund.

It was agreed to move forward with this matter.

ADJOURNMENT

The meeting adjourned at approximately 7:12 p.m.

dac

APPROVED: _____

DATE: _____