

**EASTLAKE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
JANUARY 10, 2012**

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 7:04 p.m.

The Pledge of Allegiance was led by Mr. D’Ambrosio.

ATTENDEES

Members of Council in attendance were Mr. D’Ambrosio, Mr. Hoefle, Mr. Matheke, Mrs. Quinn-Hopkins, Ms. Vaughn and Council President Mr. Morley. Ms. DePledge was absent and excused. Also absent and excused was Council Clerk Mrs. Cendroski.

Those attending from the Administration were Mayor Andrzejewski, Law Director Klammer, Finance Director Slocum, CBO Stigalt, Service Director Semik, City Engineer Gwydir, Police Chief Reik and Fire Chief Whittington.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – DECEMBER 27, 2011

MOTION: Ms. Vaughn moved to approve the minutes of the Regular Council Meeting of December 27, 2011. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D’Ambrosio, Mr. Matheke, Mr. Hoefle,
Mr. Morley.
Abstain: Mrs. Quinn Hopkins

Motion carried. The minutes were approved.

COUNCIL PRESIDENT’S REPORT – Mr. Morley

Meetings Scheduled

The next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, January 24, 2012 at 7:00 p.m. The Regular Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

COMMUNICATIONS & PETITIONS

A communication was received from the Administration requesting an amendment to City Ordinance Chapter 1301 “Permits and Fees.” This was referred to Ordinance Committee.

A communication was received from Councilman D’Ambrosio regarding an amendment to City Ordinance Section 351.10 “Night Parking of Commercial Vehicles and Watercraft: Restrictions.” This was referred to Ordinance Committee.

A communication from the Administration regarding an amendment to Ordinance Section 155.01 “General Administration” - Special Police. This was referred to Finance Committee.

COMMITTEE REPORTS:
RECREATION COMMITTEE –
PLANNING COMMITTEE –
ORDINANCE COMMITTEE -
SERVICE/UTILITIES COMMITTEE -
SAFETY COMMITTEE –
FINANCE COMMITTEE – Ms. Vaughn

Mr. Morley: There will be no Committee reports as all Committees are not yet assigned.
Ms. Vaughn?

Ms. Vaughn: I would like to schedule a Finance Committee meeting for Tuesday, January 17, 2012 at 6:00 p.m. Under discussion will be the reporting procedures to the Finance Committee from the Finance Department.

Mr. Morley: For those we were not present at the Organizational Meeting I assigned Councilwoman Vaughn as the new Finance Committee Chair with Mr. D’Ambrosio and Ms. DePledge as members of the Committee. Ms. Vaughn will be having the meeting on Tuesday, January 17th.

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.

Bernie LeMay, 41 North Lakehurst Drive, Eastlake

Mr. LeMay: I am the owner of Creative Beginnings Daycare and I am here representing the daycare and the conditions at Kennedy School building. I brought a copy of my presentation for you. I feel the Kennedy School building is open to the public the same as the strip mall owned by a landlord. My landlord is the Willoughby Eastlake School District. The public and business owners are protected through City ordinances enforced by the Police and Fire Departments. I have attached letters dating back to March 31, 2008 addressed to Superintendent Keith Miller. There is a December 28th letter to him addressing supervision of organizations using the building and a letter from February 16, 2001 which I believe I copied the Mayor on also addressing the supervision plus the loss of clients through the lack of good family atmosphere at the building. I have enclosed three letters from three current clients. On the last page – this client heard profanity in the gymnasium – the second client – there was personal sexual discussion from a young lady out on the sidewalk and also a fight concerning two youths in the gymnasium. No supervision immediate in the gymnasium. The third and last page also profanity and smoking on school grounds – or on the building grounds. I do plan on attending the E-PAL Board meeting tomorrow at 5:00 p.m. at the Kennedy building. Is that at 332nd Street?

Mr. Morley: It is at Kennedy Junior High – right where you are located.

Mr. LeMay: I will be asking the Board to have at least four adults present during their operating hours from 3:00 p.m. to 8:00 p.m. on Tuesday, Wednesday, and Thursday. I suggest one adult be present in the E-PAL Center itself, one adult for each gymnasium

and one adult for the hallway. If they cannot supply adequate supervision I suggest the E-PAL members be limited to the use of the E-PAL Center itself only located at the other end of the building. I also ask that the staff of E-PAL to professionally represent themselves at all times to me and my clients.

Mr. Morley: Chief Reik, you are aware of this?

Chief Reik: Yes. I spoke with Mr. LeMay and tried to explain that once Officer Little retired from the Department it effectively severed direct ties between the City and E-PAL. Councilwoman Vaughn, me and others are on the Board and we still want to have a hand in it as it because it says Eastlake and Police. We want to make sure it represents the City and the Department. Again, that is governed by a Board and not by the Mayor or me as the Police Chief. This affects me as a Board member along with the other Board members.

Mr. LeMay: Are they a complete outside organization?

Chief Reik: They are funded entirely by their own donations and revenue. They have their own lease agreements. The School Board handles any concerns and the Board will take care of any of your considerations. But, I cannot guarantee you that they will say they will employ two more people because obviously that employment has to come from somewhere. The smoking issue – I spoke with them – obviously we cannot be everywhere. There are some 18 year olds who are loud and inappropriate and smoke but they are not allowed around the other kids because it sets a bad example. Kids will be kids. We will try to address the profanity when it happens. Sometimes I think it is going to happen with or without adult supervision.

Mr. LeMay: I am asking for professional, adult supervision. As the daycare owner and per the daycare state law we are not allowed to smoke any where the children can see us. I smoke and some of my staff smoke but not where children happen to be walking by. There is profanity and my clients with young children walk past it.

Chief Reik: But the workers paid by E-PAL do not smoke. The kids are probably smoking illegally.

Mr. LeMay: Kids will be kids but they need to be supervised.

Chief Reik: When those things happen and we find kids underage we do have an outlet we can send them to – a diversion.

Mr. LeMay: These things are happening.

Chief Reik: We will address your concerns tomorrow.

Mr. Morley: Ms. Vaughn is our representative and she will report back to us.

There was no one else who wished to speak.

LEGISLATION PROPOSED - First number will be 2012-001

There was no Legislation Proposed.

LEGISLATION PENDING (Placed on First Reading 12/27/2011)

ORDINANCE NO.: 12-27-(12)

Requested by: Administration

Sponsored by: Ms. Vaughn

An Ordinance amending Section 965.16
“Cost of Garbage and Refuse Collection”
of the Codified Ordinances of the City of
Eastlake, and declaring an emergency.

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

Legislation No. 12-27-(12) is placed on Second Reading.

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UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

There was no New Business.

ADMINISTRATIVE REPORTS:

MAYOR/SAFETY DIRECTOR – Ted Andrzejewski

Mayor Andrzejewski: I have nothing other than – as we have discussed – getting the festival committee together. I am very pleased that we have some very capable people who have volunteered. My secretary was off sick today but I will get a list from her and you and call them to get a meeting together to get the festival going.

Mr. Morley: I will be in touch with my people too.

Mayor Andrzejewski: It is nice to see that people responded and want to help. We can get a nice committee going and have this festival really go. I am open for questions.

Mr. Morley: Mr. Hoefle, will you be announcing a meeting on the Citizen’s Task Force?

Mr. Hoefle: In the next couple of days we will be mailing out letters regarding the Citizen’s Task Force to about a dozen individuals who expressed a desire to be on the Committee. We will have our first meeting January 23rd. I know Mr. Morley and I will be there as well as anyone else on Council who would like to be there. It is at 6:30 p.m. or 7:00 p.m. and at that time we will set some parameters and pick a chairman and secretary and they can set their time for meetings. They will have open communications with all Directors and we will supply all the Directors with a list of the members who are on the Committee so they can meet with them at any time.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: Congratulations Mr. Morley and Mr. D’Ambrosio. I thank the Chief for clarifying to the resident that the E-PAL organization is not related to the City. I am sure he

will explain that to the patrons there. Ultimately it would end up in my office too and I am sure the Chief will explain that. I would ask for an Executive Session for the next meeting or the following meeting so I may bring Mr. Matheke and Mrs. Quinn-Hopkins up to speed on any litigation that may be pending. If you have anything specific you would like me to address just contact me. Other than that I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Mike Slocum

Mr. Slocum: As a follow-up to our last meeting our bond refinancing was fully funded and occurred on December 29th. That is all signed and sealed and the cash has exchanged hands and the savings are in place. I am open for questions.

Mr. Morley: I know we are we are doing the year-end budget – where we end up with the budget and where we possibly add on any numbers from the 2012 budget?

Mr. Slocum: My plan is – we are in the process of closing the books. I intend to have the end of the year statements issued next week. The following week I will be meeting with the Directors and after that I will be in a position to publish the proposed budget.

There were no further questions of Mr. Slocum.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: I have nothing to report and am open for questions.

Mr. Klammer: Mr. Gwydir, I sent you and Mr. Stigalt an email on the gentleman who wants to vacate the end of the roadway. I would ask the advice from you as to the cost so you can speak with the Mayor to see if it is something he wants to pursue.

There were no further questions of Mr. Gwydir.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: We have shifts on and added an extra gentleman on Sundays so we will not be short eight hours now. We are picking up Christmas trees and should have that completed today or tomorrow. We continue to fill the chuckholes as weather permits.

Mr. D'Ambrosio: What is the timeframe for Christmas tree pickup – will the garbage company still pick them up?

Mr. Semik: No, we are picking the up – as long as they are out there. I was on the west side of town this morning that we had already picked up but I did find some trees.

Mayor Andrzejewski: You can say the third week in January – put a date on it.

Mr. Hoefle: Is there any update on the sign on the corner of S.R. 91 and Vine Street?

Mr. Semik: The Mayor and I have been in contact with the company. The latest one we had was about two weeks ago.

Mayor Andrzejewski: This is ridiculous. The latest update I got was no update so Mr. Klammer is proceeding with Court action to get our deposit back.

Mr. Klammer: I am preparing a draft lawsuit and the Mayor has authorized me to file it. The Mayor has done everything he possibly could with these people – there is no excuse.

Mayor Andrzejewski: The thing is our lowest and best bidding system failed on this one. I think what we will take from this is if there is a \$2,000 or \$3,000 difference between a company in Texas and a company in Euclid we will chose the company in Euclid. That was the difficulty – the lowest bidder came out of Texas. We were pretty much bound to take the lowest bidder. This time the bidding process did not work properly.

Mr. Matheke: Is this still the first company we were dealing with?

Mayor Andrzejewski: Yes.

Mr. Matheke: I wondered because a few months ago we were talking about this and going with a second company. This is still the first company?

Mr. Klammer: They have our deposit. Mr. Semik, you can confirm I emailed the gentleman on the easement and replaced the exhibit. I spoke with him and am waiting for him to email me back.

There were no further questions of Mr. Semik.

Mr. Morley: Mr. Semik, again, our condolences on the passing of your Mother.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt: We have sent the letters out to all the apartment and multi-family companies in our City for the inspections we want to start on February 1st. We are all geared up in the Building Department to handle those. On February 1st we would like to start doing our own plumbing inspections – taking it over from the County – we have the State’s approval but that would be depending on the ordinance I submitted because those are the fees we will need to put into place for the commercial end. We have always been approved by the State Building Department to do commercial plumbing but for some reason or other it was opted that the City not do the commercial plumbing. I am confident with the staff I have that we can take over those inspections. That keeps the revenue in the City and also keeps us in control of when a project can start because the County was behind two – three weeks which put commercial projects behind. This concludes my report and I am open for questions.

Mr. Hoefle: Can we have an update on WalMart?

Mayor Andrzejewski: I spoke with WalMart a few days ago. Finally, all the paperwork is done. They expect to go out for bid for a general contractor within the next 30 days. That is their word and I believe them. The process will be that the general contractor will chose the subcontractors. I would expect to see demolition of the K-Mart building sometime in the spring.

There were no further questions of Mr. Stigalt.

POLICE CHIEF – Larry Reik

Chief Reik: We recently completed our fifth community Christmas. A couple of our victim advocates and auxiliaries have got together over the last five years and start on December 7th – we are at WalMart and fill a police car with gifts. People went in a purchased and they received money at that time. They received a lot of help as always from the Fire Department and a lot of members of the Police Department helped. I specifically wanted to mention Auxiliary Andy Allen who took charge of all this – he solicited businesses and people and obtained gifts from \$5 to \$500 from everywhere in northeast Ohio – Victim Advocates Bridgette Roth and Christine Tyson and Dispatcher Amanda Royco donated their own time wrapping gifts. They set everything up age related so people could come down privately and pick out their gifts for their kids. They helped them get them wrapped and went to Giant Eagle and got meals for all the families and helped about 126 kids. About a day or two before the last distribution Toys for Tots called and had a surplus of 62 bikes so we went out and delivered those bikes to a lot of families we had already helped. It shows a lot for these people who with everything that has gone on in our own lives to remember there are a lot of people out there in a lot worse shape. They collected about \$5,500 this year. It is immeasurable how much in gifts and other items. It was definitely a success again. I have nothing else to report.

There were no questions of Chief Reik.

FIRE CHIEF – Ted Whittington

Fire Chief Whittington: The Fire Department is getting ready for 2012 and making the adjustments due to the cuts we have had and suffered. I ran the final numbers for the Fire Department – we recorded our busiest year on record for service calls – over 2,700 calls which is up about 2.5% from last year. Our fire calls were up 12% from the previous year – that 12% represented over \$5 million dollars worth of property loss in the City. I am proud to say that we saved over \$4.5 million in property. Over 90% of the fires the structures of the property were saved. This concludes my report and I am open for questions.

There were no questions of Chief Whittington.

Mr. Morley: Mrs. Quinn-Hopkins was gracious enough to bring some punch and cookies if anyone would like to stay after the meeting.

ADJOURNMENT

The meeting was adjourned at approximately 7:28 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

ATTEST: _____

DEBORAH A. CENDROSKI, CMC
CLERK OF COUNCIL