

**EASTLAKE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
OCTOBER 25, 2011**

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 7:14 p.m.

The Pledge of Allegiance was led by Mr. Knuchel.

ATTENDEES

Members of Council in attendance were Mr. Knuchel, Ms. Vaughn, Ms. DePledge, Mr. Hoefle, Mr. D'Ambrosio and Council President Mr. Morley. Also attending was Council Clerk Mrs. Cendroski.

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

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – OCTOBER 11, 2011

MOTION: Ms. Vaughn moved to approve the minutes of the Regular Council Meeting of October 11, 2011. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

ORDINANCE COMMITTEE MEETING – OCTOBER 18, 2011

MOTION: Ms. Vaughn moved to approve the minutes of the Ordinance Committee meeting with adjournment into Executive Session of October 18, 2011. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

FINANCE COMMITTEE MEETING – OCTOBER 18, 2011

MOTION: Mr. Knuchel moved to approve the minutes of the Finance Committee meeting with adjournment into Executive Session of October 18, 2011. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Morley

Meetings Scheduled

Mr. Morley: The next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, November 8, 2011 at 7:00 p.m. The Regular Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

I would like to thank everyone that was involved and the turnout was great at the Blvd. of 500 Flags dinner dance held Saturday. I appreciate all the people who donated and all the people who worked on that great event.

Also, we will still be having our meeting on November 8th, Election Day. Good luck to the candidates in Wards 3 and 4 and also regardless of how you will vote on any of the issues please remember to get out and vote – it is your right.

COMMUNICATIONS & PETITIONS

A request was received for a Resolution proclaiming November 12-20, 2011 as National Hunger and Homelessness Awareness Week in the City of Eastlake. Mr. Morley explained that this was discussed in Council-as-a-Whole Committee and appears on the evening's agenda as Legislation No. 10-25-(01).

A communication was received from City Engineer Gwydir regarding a final change order DLZ, Ohio, Inc. for work done on the Lakeshore Blvd. Slide Repair. This was referred to Finance Committee.

Communications were received from Finance Director Slocum regarding final change orders for the East 347th Street and East 348th Street Pavement Replacement Project. These were referred to Finance Committee.

Communications were received from the Building Department regarding a Conditional Use Permit Amendment for George O'Brien dba Eastlake Marathon, 33650 Vine Street, Eastlake and a Conditional Use Permit Renewal for Susan Shepherd dba Child Care, 1647 East 332nd Street, Eastlake. These were referred to Planning Committee.

Receipt of the Fact-Finder's report in the matter between the City of Eastlake and AFSCME Ohio Council 8, AFL-CIO and AFSME Local 3058, AFL-CIO. Mr. Morley explained that Council adjourned into Executive Session to discuss this and that this was also discussed in Council-as-a-Whole Committee and will be added to the evening's agenda as Legislation No. 10-25-(06).

COMMITTEE REPORTS:

FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee met since our last regularly scheduled Council meeting. There was one item on the agenda – the purchase of radios for the Police and Fire Departments. Those funds were taken out of five different funds – there was a hearty discussion which led up to a miscellaneous item which dealt with personnel issues for which we adjourned into Executive Session. This matter was for discussion only. This concludes

my report and I will be scheduling a meeting for Tuesday, November 1st. We will be doing a budget review at that meeting for the September numbers. I am open for questions.

There were no questions of Mr. Knuchel.

ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: The Ordinance Committee met on October 18th with all members of the Committee present as well as all members of Council. From the Administration were Mayor Andrzejewski, Law Director Klammer, Tax Administrator Mrs. Keneven-Zanella, Police Chief Reik and Fire Chief Whittington. Several items were discussed and they appear on this evening's agenda – the issue on garbage, refuse and recycling collections – we had complaints from residents about unsightly articles being dumped next to recycling and refuse bins on public property. To solve this we added a penalty clause and it is hoped that will solve the problem – this appears on the evening's agenda as Legislation No. 10-25-(03). Also discussed was a change in the manner in which we collect additional revenue on our tickets that are distributed – not necessarily sold – by the Captains and it will bring some extra money into the City. Mayor, would you like to add anything to this for the people who were not here?

Mayor Andrzejewski: Everyone is here.

Ms. Vaughn: This appears on the evening's agenda as Legislation No. 10-25-(04). Then we discussed the standing Council committees. I will restate for the people who were not here these are standing committees and they are being restructured to reflect a better flow of work by Council. There will be a Finance Committee with a chair and two members. We will combine Safety, Recreation, Planning and Ordinance with co-chairs and a member. There will be a Service/Utilities Committee combined with Waste Water Pollution Control and Storm Water Management Committee with a chair and two members. Also for public information Council does have additional committees that they work very diligently on – one is the Economic and Community Development Council which Mr. Knuchel has been a vital part of as well as Mr. Elshaw before him, we have an Audit Committee, a Port Authority Committee which Ms. DePledge has put considerable time into this year and we also establish a Charter Review Committee when needed. These committees were thoroughly discussed at the Ordinance Committee and it is the recommendation of the Committee that they move forward and they appear on the evening's agenda as Legislation No. 10-25-(05). This concludes my report and I am open for questions.

There were no questions of Ms. Vaughn.

SERVICE/UTILITIES COMMITTEE - Ms. DePledge

Ms. DePledge: The Service/Utilities Committee has not met since our last meeting. Therefore, I have no formal report. I would like to report at the last Council meeting the City approved the agreement between the City of Eastlake, the City of Willoughby and the Port Authority. Last week the City of Willoughby also approved the lease so it is now completely completed. Thank you, Mr. Klammer for all your hard work on this. This concludes my report and I am open for questions.

Mr. Morley: As Mr. Knuchel knows they have been working on the agreement for the last seven or eight years. With the agreement the Port Authority can start going out to get some ODNR grants to try to make the park a little better. That was the reason we were pushing Willoughby to get that agreement with us. That is a great job for everyone.

There were no questions of Ms. DePledge.

SAFETY COMMITTEE – vacant

Mr. Morley: The Safety Committee has not met. We will be filling that position with whoever the new Ward 4 Councilman will be for the remainder of the year.

RECREATION COMMITTEE – Mr. Hoefle

Mr. Hoefle: The Recreation Committee has not met since our last meeting and nothing has been referred into Committee so I will not be scheduling a meeting. I would like to thank Chief Reik and Chief Whittington on the Open House held last Saturday. There was a great turnout – the weather was nice and it was nice to see the residents who came to see what you do and were able to bring to their attention. I am open for questions.

There were no questions of Mr. Hoefle.

PLANNING COMMITTEE – Mr. D’Ambrosio

Mr. D’Ambrosio: The Planning Committee has not had a meeting since our last Council meeting so I do not have a formal report. I was also going to mention that I think the Chiefs did a great job with the Open House. If you did not have the opportunity to be there it was October 22nd it was pretty neat. There were a lot of activities for kids. They were given tours of the stations. You guys did a great job and so did your Departments and those who work under you. I will be scheduling meeting on Tuesday, November 1st. This concludes my report and I am open for questions.

There were no questions of Mr. D’Ambrosio.

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.

Cindy Quinn Hopkins, 35953 Lakeshore Blvd., Eastlake, OH

Ms. Hopkins: I also would like to take a moment to thank our Chiefs for an incredible job on Saturday. I know part of that event came out of your own pockets and I believe you made an estimated guess that about 400 people came. What an incredible public relations sort of thing to do especially at a time like this when we have financial issues to bring people to more in touch personally with what is going on and what sacrifices these gentlemen and their Departments give to make sure we are all alive and well and that our community is a wonderful place to be. Thank you very much.

There was no one else who wished to speak.

Legislative Recommendation

Ms. DePledge made the following Motion:

Legislation No. 10-25-(06)

MOTION: I hereby move to add Legislation No. 10-25-(06) to the evening’s agenda accepting the Fact-Finding Report and Recommendations Concerning the Negotiations between the City of Eastlake and AFSCME Ohio Council 8, AFL-CIO and AFSME Local 3058, AFL-CIO in its entirety. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 10-25-(06) is added to the evening’s agenda.

LEGISLATION PROPOSED - First number will be 2011-131

Requested and Sponsored by:
Eastlake City Council

RESOLUTION NO.: 10-25-(01)

A Resolution Proclaiming November 12-20, 2011 as National Hunger and Homelessness Awareness Week in Eastlake, Ohio and proclaiming November 19, 2011 as Lake County Homelessness Awareness Day, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2011-131.

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Requested by: Administration
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 10-25-(02)

A Resolution authorizing and directing the Mayor and Director of Finance to purchase through the State of Ohio Cooperative Purchasing Program from Motorola Solutions, Inc. Communication Equipment (Radios) with Installation for the City of Eastlake Police Department and Fire Department for the total amount of Three Hundred Fifty-Five Thousand Three Hundred Twenty-Two Dollars and Eighty Cents (\$355,322.80), and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2011-132.

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Requested by: Council President Morley
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 10-25-(03)
An Ordinance amending Chapter 965, "Garbage, Refuse and Recycling Collection," of the Codified Ordinances of the City of Eastlake, specifically Section 965.01 "Definitions;" Section 965.08 "Unauthorized Accumulation of Garbage;" Section 965.09 "Scattering of Garbage;" Section 965.17 "Fines Imposed;" and, Section 965.99 "Penalty," 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. 2011-133.

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Requested by: Administration
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 10-25-(04)
An Ordinance amending Section 181.02 "Tax Levied" of the Codified Ordinances of the City of Eastlake, specifically subsection (f), 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. 2011-134.

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Requested by: Council President Morley
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 10-25-(05)

An Ordinance amending Chapter 111 “Council” of the Codified Ordinances of the City of Eastlake, specifically Section 111.10 “Committees,” 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: Ms. Vaughn, Mr. D’Ambrosio, Ms. DePledge, Mr. Hoefle,
Mr. Morley
Nays: Mr. Knuchel

Motion carried. Legislation is adopted as Ordinance No. 2011-135.

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Requested by: Administration
Sponsored by: Ms. DePledge

RESOLUTION NO.: 10-25-(06)

A Resolution Accepting the Fact-Finding Report and Recommendations Concerning the Negotiations between the City of Eastlake and AFSCME Ohio Council 8, AFL-CIO and AFSME Local 3058, AFL-CIO in its entirety, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

MOTION: Ms. DePledge moved to adopt. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2011-136.

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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: Remind the residents that when they see the leaf crews this is strictly testing the equipment – trying to get a head start on the leaf pickup and make sure the machines work properly. The leaf pickup will start and stay on schedule starting November 7th – we have received quite a few calls and have posted it on the sign at S.R. 91 and Lakeshore Blvd. and Channel 12. Ms. DePledge mentioned the Port Authority lease. We thank Council and Willoughby for doing that. There is a section of Lakeshore Blvd. that has been scraped and will be done by the State of Ohio at no charge to Eastlake. The rest of Lakeshore Blvd. from S.R. 91 westbound will be postponed due to major waterline repairs by the County. It would be a waste of effort to pave the road and then rip it up next year. Our new sewer truck is in and working. This concludes my report and I am open for questions.

There were no further questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: I am just working with the Mayor trying to prepare some responses on the self help position of the Captains on some of those issues – you have received some of those emails. Other than that I was talking with someone at Target in Mentor about a week ago and mentioned Eastlake and they commented about the improvements with Walgreens and the bank and the whole intersection. I just wanted to share that with you. I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Mike Slocum

Mr. Slocum: As part of our certification of delinquent garbage bills we are sending out tomorrow delinquency notices to anyone who is delinquent – roughly about 1,000 accounts which are about the same as last year. We are notifying that if they do not pay it by late November we will certify to the County and it will go on their taxes for collection next year. This year we will be assessing the \$25 fine. We put in so they have a little bit more incentive to pay. So, if anyone gets questioned have them contact the Finance Department. Second, I did have a lengthy meeting this afternoon with Mr. Sharb and Mr. Sudsina on the refinancing of certain of the City's bond offerings. Mr. Sharb has already drafted a preliminary offering statement and we are trying to gather certain bits of information for that. We will have to meet with Moody's sometime quickly after the election so we can these bonds. Through the shape of the City there is a decent chance there may be a downgrade, especially if the levy does not pass and the City's financial position. I am open for questions.

Mr. D'Ambrosio: Do we send the delinquent notices out one a year?

Mr. Slocum: Yes. We certify it the end of November so we wait until this time of year. If they owe more than one month we give them a notice and if they do not pay we certify it.

Mayor Andrzejewski: Of the 1,100 how many end up paying?

Mr. Slocum: I don't know. Ms. Halerz may have told you. Eventually we collect from the notice we send out now or from what we certify.

Mayor Andrzejewski: If I remember from what I was told people come in and say "I forgot" – they just come up with all kinds of good stuff. One way or the other we get it.

There were no further questions of Mr. Slocum.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: Generally speaking, it has been quiet on the engineering front. We are closing out a few projects and looking forward to next year.

Mr. D'Ambrosio: How are we looking on Edwards? I know Camino Construction has been tied up in other projects due to the weather. Do we have a basic start date?

Mr. Gwydir: I expect them to be starting within a week? We wrote a note to the residents that Camino will distribute as soon as he gets ready to go with the water line lowering. We did find a conflict with the sewer and water line on East 330th during a test dig. So, he is going to start with that and then proceed with the sewer. The work should actually take two weeks then we will get it paved in. Restoration will be next year.

There were no further questions of Mr. Gwydir.

SERVICE DIRECTOR – Mike Semik

Mr. Semik was absent and excused.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was and excused.

POLICE CHIEF – Larry Reik

Chief Reik: Lt. Herron retired last Friday. He elected for a luncheon and I appreciate Council getting together a resolution or him. Lt. Gonzalez just completed a regional crash team for traffic crashes. There were about five cities involved. When there is a major accident including serious injuries or fatalities they have the ability to call in some of the other communities. Of course we participate when they have the need also but the long run is a total cost savings. You need less of your people when it happens in your community and the sharing of the equipment and all the purchasing power with that. He pretty much formulated it from the ground up and I think it will be a benefit to this part of the County. I have nothing else to report.

There were no questions of Chief Reik.

FIRE CHIEF – Ted Whittington

Fire Chief: I appreciate all the remarks about the Open House. Chief Reik and I are working on our second month of actually going out to meet the residents to try to promote our Departments and educate residents on what we do on a daily basis. I think Saturday was a big boost to that education process. I wanted to thank all the elected officials who attended – Chief Reik and his staff and my staff. We also had some sponsors. Off Shore Bar & Grill donated about 300 hotdogs out of the 400. DeMarcos and Biagios donated several dozen donuts. Aladdin rents helped us with the cost of some of the games. The Fire Fighters Association and the Police Department Association also kicked in some funding. It was an event between both Departments and the Community and I think it was well attended and hopefully we were able to touch people and explain what we do over there. The ladder truck is back in service. I have been pretty aggressive in talking to some of the people involved in that and hoping that we will see some reimbursement for the costs in getting it back on track. I appreciate Council and the Administration moving forward with the radios. Chief Reik mentioned to me a couple of minutes ago that we were both glad it was over with as far as the testing and getting everything together. I want to mention we did receive 14 radios in the City of various types from a grant through Northern Borders and also some funding from Perry and CEI. The EMA Director, Larry Green, was approached by me and Chief Reik and other staff members to see if he could get us as many radios as he could and he was able to get us about 14 which was about a \$42,000 cost saving to the City – we appreciate that. I would like to thank Mr. Gwydir for helping out with an issue. I am open for questions.

Mr. Morley: The residents I talked to about the open house were amazed with the equipment you guys use and how well both sides explained – one gentleman did not know all that stuff was under ground at the Police Department and how you all explained how the equipment was used. The residents who were there did not know how much goes into being a fireman and policeman. That was a great turnout.

Mr. Knuchel: I agree with the things Mr. Morley said – it was a great day. One thing that impressed me was talking about the drill that they drill into the tibia - that they do IV's that way if they cannot find a vein. There were three people who came up to me and mentioned that fact. I thought it was rather funny. The other thing is – can you explain the process in evaluating the radios?

Chief Whittington: We started early – over several years – and narrowed it down based on County and between the Police and Fire Chiefs. We came down to about four or five different vendors for radios and we looked at different aspects of the radios – durability, warranty, how we would get them repaired – if we have to send them out. It really came down to a product analysis and then we ended up taking it to Lucas County because they have a similar radio system as what we are actually working towards in Lake County - all the different vendors and types of radios and tried them in different situations – enclosed spaces – while operating a fire engine with the pump turned up high. There was noise cancelling features on some of the radios. It was probably a 1 ½ year process evaluating everything. When we sat down and looked at all the advantages we were happy with the Motorola's performance. Our service is local and they come to pick up the radio if it has a repair issue. Chief Reik and I sat down with the Mayor and Mr. Slocum and our recommendation was

based on the information we had gathered. From a practical point of view most Fire Departments in the County have gotten the same radio so if we go to Willoughby or Willowick or Wickliffe for a fire those radios are the same. We don't have to worry about what kind of radios each City had or if our battery was down or we lost a radio we could pretty much use each other's radios. That was more of a practical aspect on top of everything else we found. We put in a lot of time and effort – each of the Chief's have radio committees so we were always represented on the Chief's level along – it was a pretty intensive process. We feel grateful and confident that we selected the best radio to serve the people in our Community.

There were no further questions of Chief Whittington.

Additional Comments

Mr. Morley: The Citizen's Advisory Committee and the Festival Committee will be up and running after the first of the year. We may still have few openings on each of those committees but I foresee they will be up and running by the first of the year. Remember to get out and vote on November 8th.

ADJOURNMENT

The meeting was adjourned at approximately 7:45 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

ATTEST: _____
DEBORAH A. CENDROSKI, CMC
CLERK OF COUNCIL