

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
JANUARY 26, 2010**

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 7:43 p.m.

The Pledge of Allegiance was led by Ms. DePledge.

ATTENDEES

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

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

APPROVAL OF MINUTES

PUBLIC HEARING - JANUARY 12, 2010

MOTION: Mr. D'Ambrosio moved to approve the minutes of the Public Hearing of January 12, 2010 regarding a Conditional Use Permit for Walgreen, Co., 35279 Vine Street, Eastlake. Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

REGULAR COUNCIL MEETING – JANUARY 12, 2010

MOTION: Ms. Vaughn moved to approve the minutes of the Regular Council Meeting of January 12, 2010. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

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, February 9, 2010 at 7:00 p.m. with the Regular Council Meeting being scheduled Tuesday, February 9, 2010 at 7:30 p.m.

House Bill 9 “Public Records Training:” Representative Designation”

Mr. Morley: This is mandated – every public official must attend a training seminar during his or her term – we can designate our Clerk of Council to represent us at the training seminar but I would encourage all to attend as well. Who will make the Motion?

Ms. Vaughn made the following Motion:

Designation Motion

MOTION: Pursuant to and in accordance with the Ohio Revised Code Section 109.43(B) and 149.43(E)(1) I hereby move to appoint Deborah Cendroski as designee to receive Public Records training representing Ward Council representatives Joe D’Ambrosio, Donna Vaughn, David Knuchel, and Bryan Lajeunesse, for their terms commencing January 1, 2008 to December 31, 2011; and, Council-at-Large representatives Dennis Morley, Laura DePledge and Ken Hoefle for their terms commencing January 1, 2010 to December 31, 2013. Ms. D’Ambrosio seconded.

DISCUSSION: I am voting in the affirmative but I would strongly, strongly encourage representatives to go on their own – to me that was one of the most worthwhile seminars that I attended. They can answer all your questions and make sure you are doing things the correct way.

Mrs. Cendroski: I sent everyone a memo regarding an upcoming training session in March in Mayfield Heights. The Auditor’s office will be conducting the seminar instead of the Attorney General. The ones that have attended have said the Auditor does a very, very nice job. So, if you are interested you can go on line to their office and register or you can let me know and I can register for you.

Mayor Andrzejewski: Did you get the memo I just sent?

Mrs. Cendroski: Yes, that is at Lakeland and is conducted by the Attorney General’s office.

ROLL CALL: Yeas unanimous.

Motion carried. Council Clerk Deborah Cendroski is appointed as Council’s designee to receive public records training.

Mr. D’Ambrosio made the following Motion:

Appointment: City of Eastlake Sergeant-at-Arms

Mr. D’Ambrosio: I would also like a Motion to appoint Mike Rydzinski as Sergeant-at-Arms for the City of Eastlake. Ms. Vaughn.

ROLL CALL: Yeas unanimous.

Motion carried. Mike Rydzinski is appointed Sergeant-at-arms for the City of Eastlake.

Charter Review Commission:

Mr. Morley: The Charter Review Commission appointments are as follows:

2010 Charter Review Commission  
Council President's Appointments:

Joe D'Ambrosio  
859 Audrey Court

Dan Matheke  
361 Bayshore

Mark Reddick  
1315 E. 354<sup>th</sup> Street

Mayor's Appointments:

Liberty Schindel  
35519 Beachpark Avenue

Carolyn Cutler  
36330 Valley Ridge Drive

Council's Appointments:

Bill Alford, II  
59 River Drive

Joyce Bates  
407 Riverdale Drive

Meetings Scheduled:

Mr. Morley: I would like to schedule the first Charter Review Commission meeting for Monday, February 1, 2010 at 6:30 p.m. I will Chair the first meeting and the Commission will pick a Chair person and a secretary and will schedule further meetings accordingly.

COMMUNICATIONS & PETITIONS

Conditional Use Permit renewal recommendations were received from the Administration for All You Can Print, 772 Creekview Drive, Eastlake; Miss Kimberly's II, 34799 Curtis Blvd., Eastlake; Classic Billiards, 34525 Vine Street, Eastlake; Karen Hayes Interiors, 37703 Lakeshore Blvd., Eastlake; Michael DiCicco, CPA, 456 East Overlook Drive, Eastlake; Fifth Third Bank, 33464 Vine Street, Eastlake; Bokmann's Automotive, 1935 East 337<sup>th</sup> Street, Eastlake; and, Jeanne's Joynt, 36901 Vine Street, Eastlake. These were referred to Planning Committee.

A communication was received from the Administration recommending the bid awards for the rehabilitation of Houston Fisher Pool. Mr. Morley explained that these were discussed in Council-as-a-Whole and would be added to the evening's agenda as Legislation No. 01-26-(05) through Legislation No. 01-26-(07).

A sponsorship request was received from the Eastlake Youth Basketball League for its 2010 Season. Mr. Morley explained that this was for each individual Council person's consideration

SERVICE/UTILITIES COMMITTEE - Ms. DePledge

Ms. DePledge: The Service/Utilities Committee has not met since our last meeting. There has been nothing referred into Committee. I did hear this morning that Vine Street will be closed at Vine Street and the S.R. 2 overpass on the evening of January 28<sup>th</sup> from 10:00 p.m. to 6:00 a.m.

Mayor Andrzejewski: It should be on the sign out front.

Ms. DePledge: There is a sign in the area. This completes my report and I am open for questions.

There were no questions of Ms. DePledge.

SAFETY COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse was absent and excused as he was attending his daughter's swim meet.

RECREATION COMMITTEE – Mr. Hoefle

Mr. Hoefle: The Recreation Committee has not met since our last meeting. I would like to get a contact list of all our leagues, names, addresses and phone numbers.

Mr. Morley: You can get with Mr. Semik – they have a Committee that is set up.

Mr. Hoefle: I am open for questions.

There were no questions of Mr. Hoefle.

PLANNING COMMITTEE – Mr. D'Ambrosio

Mr. D'Ambrosio: The Planning Committee met on January 19<sup>th</sup> at 6:00 p.m. with all members of Council in attendance. In attendance from the Administration were Mayor Andrzejewski, Law Director Klammer and CBO Stigalt. Two Conditional Use Permits were on the agenda that evening with the first being for D B Motors, 34682 Lakeland Blvd. – this is an auto repair shop and the owner is moving his business from East 361<sup>st</sup> Street to Lakeland Blvd. This was moved forward with a public hearing being scheduled for February 9<sup>th</sup> around 7:28 p.m. The other Conditional Use Permit was for A. T. Automotive, LLC, 1601 East 361<sup>st</sup> Street, Unit B – this is a new automotive repair business which is moving into the City and they will also have a public hearing on February 9<sup>th</sup>. This concludes my report and I am open for questions.

There were no questions of Mr. D'Ambrosio.

FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee has not met since the last regularly scheduled Council meeting. We are in receipt of the 2009 final numbers and I will be scheduling a Finance Committee meeting for Tuesday, February 2<sup>nd</sup> at 6:10 p.m. The major item we will be discussing is the 2009 year-end budget. We look forward to Mr. Condron's and the Administration's 2010 budget and the 5-year forecast for the years 2010 through 2014. Mr. Condron, it is nice to see you back. I hope your mother is doing a little bit better. We missed

you. This concludes my report and I am open for questions. I will be making the following Motions:

Legislative Recommendations

Legislation No. 01-26-(05)

MOTION: I hereby move to add Legislation No. 01-26-(05) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with Patterson-Stevens, Inc., the most responsible and lowest and best bidder, for Contract A for the rehabilitation of Houston Fisher Pool, for the total amount of Three Hundred Seventy-Two Thousand Two Hundred Sixty Dollars (\$372,260.00). Ms. Vaughn seconded.

ROLL CALL: Yeas: Mr. Knuchel, Ms. Vaughn, Ms. DePledge, Mr. D'Ambrosio,  
Mr. Morley  
Nays: Mr. Hoefle

Motion carried. Legislation No. 01-26-(05) is added to the evening's agenda.

Legislation No. 01-26-(06)

MOTION: I hereby move to add Legislation No. 01-26-(06) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with A.J. Goulder Electric Co., the most responsible and lowest and best bidder, for Contract B for the rehabilitation of Houston Fisher Pool, for the total amount of Forty-Eight Thousand Three Hundred Fifty Dollars (\$48,350.00). Ms. Vaughn seconded.

ROLL CALL: Yeas: Mr. Knuchel, Ms. Vaughn, Ms. DePledge, Mr. D'Ambrosio,  
Mr. Morley  
Nays: Mr. Hoefle

Motion carried. Legislation No. 01-26-(06) is added to the evening's agenda.

Legislation No. 01-26-(07)

MOTION: I hereby move to add Legislation No. 01-26-(07) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with Miller Plumbing & Heating Co., Inc., the most responsible and lowest and best bidder, for Contract C for the rehabilitation of Houston Fisher Pool, for the total amount of Eighty-Four Thousand Dollars (\$84,000.00). Ms. Vaughn seconded.

ROLL CALL: Yeas: Mr. Knuchel, Ms. Vaughn, Ms. DePledge, Mr. D'Ambrosio,  
Mr. Morley  
Nays: Mr. Hoefle

Motion carried. Legislation No. 01-26-(07) is added to the evening's agenda.

There were no questions of Mr. Knuchel.

### ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: The Ordinance Committee met on January 19<sup>th</sup> with me, Mr. D'Ambrosio and Mr. Hoefle present from the Committee. Also in attendance from Council were Mr. Knuchel, Ms. DePledge, Mr. Lajeunesse and Council President Mr. Morley. In attendance from the Administration were Mayor Andrzejewski, Law Director Klammer, City Engineer Gwydir and CBO Stigalt. Also in attendance was Amy Brennan, Director of the Chagrin River Watershed Partners, Inc., as well as members of the public. We discussed several items in the Committee with the first being an amendment to ordinance 351.03 "Prohibited Standing or Parking Places" – all we did was add the word "City" to say "City streets" because there was some legality in a ticket – this appears on the evening's agenda. Also on tonight's agenda is an amendment to ordinance 133.01 "Locations for Posting." Every time the Council Clerk does minutes there are several locations where the minutes are to be posted. One location was Bank One which is changed to Chase Bank, one was the Corner Food Market which is no longer in existence and we added Convenient/Surfside Video so people who are looking for Surfside Video will know where it is. And, we also added Taft Senior Center instead of the Community Center. This also appears on this evening's agenda as does an amendment to the Economic & Community Development Council under Chapter 154. We reduced the number of members from 11 to 9 by reducing the number of members of Council from 2 to 1. We deleted the Willoughby/Eastlake Board of Education and as there is no longer an Eastlake Chamber of Commerce we made it the Western Lake County Chamber of Commerce. Also changed was that the nine members were approved – not appointed – by Council. This appears on the evening's agenda. Last but not least was an amendment to Chapter 1367 "Flood Damage Prevention" – both Mr. Gwydir and Ms. Brennan spoke on this and gave us an excellent overview of all the FEMA mandated changes which will impact many people in the City who have flood insurance. This amendment appears on tonight's agenda. This concludes my report and I am open for questions.

There were no questions of Ms. Vaughn.

### 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.

### Chris Krajnyak, 1278 Waverly Road, Eastlake

Mrs. Krajnyak: The questions have been gone over and over and over. Good questions but we have gone over them. Block Watch started because of all the issues we were having over pool being closed. If you want to do a marketing survey – to go around house to house and find out demographics and what people want – those are all great things. I think this should have been done three years ago by whoever should have done it. But, we have had problems for three years. We on Block Watch have found out firsthand what an issue it has been with crime and kids hanging out – destroying the property, etc. Those are all good questions. But, I feel a lot of frustration and I know a lot of the other people are – let's get this thing going already. We sit here and talk and talk and we go over it and ask questions that we have already asked a million times. And, I think it is a great analogy about the park – that we can't afford a million dollar park. In the future if you want to add a spray park you can put a spray park at Surfside. I don't understand what the problems and the issues are. We keep going over the same things. Other than that I am the idea that if there was going to be something

done it could years ago – it wasn't done. We at Block Watch have gone door to door, house to house, countless times passing out flyers and talking to people over and over again. People at our Block Watch meetings voice these concerns. And, you are right – this is a public forum – any resident can come here – every Committee meeting people can come. I think it is everyone's responsibility. It is not just the Administrations and Councils duty to do what everyone wants them to do – it is everyone's responsibility. If I don't like something I need to come here and say I don't like something and try to do something to get it done. I just wanted you guys to know that Block Watch has done a lot of what these questions are and you get a real feel for what the residents want. I am really frustrated. I want to see this thing go through. I don't understand what all the gabbing is about and what the hold-up is. And, I think that is the frustration that a lot of people have felt.

Mr. Morley: I think this is the first time – at least for those on Council – that we have finally had the money and the funds to do the pool. That is why you may see the votes you see. Obviously, until we vote on the legislation I do not know what the vote will be. As you know, I am for the pool and I know Ms. Vaughn is – it is her Ward. But, it seems that the Administration has done the work we asked them to do over the last three years to get the money to where we are. At least I am ready to move forward and we will see where the vote goes. If it does not get enough votes as an emergency it will be placed on First Reading tonight and then it could go one or two more readings which will bring this to the end of February.

Mrs. Krajnyak: Everybody wants to have a multi-million dollar complex – I don't know a person who doesn't. But, I don't think that our housing prices – I don't think the people in my particular area can withstand another five years of saving money and planning to build a new facility. If we can't get the money to fix the one we have we can't get the money to build a \$3.7 million pool. It just does not make any sense. I really appreciate Council going forward with this and coming to a place where we are a little bit closer. Thank you.

Mr. Knuchel: I would like to thank the Block Watch for the incredible job they have done over the past three years in keeping the crime down and just being another set of eyes. I understand your frustration and I can understand where that comes from. I think – just from my perspective – looking at this over the last three years we have actually looked at a pool since we shut it down in 2004. About what we were going to do and how we were going to do it. So, it is a labor but it has been a labor of love and it has gone through different stages in the evolution of these ideas. We have gone through the Whitmer study to several bids and each one of those was important to look and evaluate and to see what our funding sources were. We came from having no money to having a \$150,000 grant. We have come to doing the inheritance tax as it has been put into a special recreation fund. These things take time. Unfortunately, we have had circumstances that we have not anticipated which further muddied the waters or slowed down the wheels of progress. But, I am very satisfied and I am willing to move forward with this at this point in time. Just realize that there was much work that has gone into this and if it sounds like we beat it to death maybe at some points we did but because of the changing numbers – because of the change in the evolution of the whole process these things had to go through. Mr. Hoefle, I do appreciate your questions because your questions are questions you needed to have answered from your perspective. We have been going through this for four or five years and you need to be brought up to

speed. Could things have been done differently – absolutely. In hindsight it is always 20-20. But, let's move forward and get this thing done.

Pat Deleur, 1249 Waverly, Eastlake

Ms. Deleur: I have two questions. Mr. Morley thanked all of us for being here – it does not make any difference. We have been to three meetings now regarding the pool and I think all of us are wondering has it made any difference. That is my first question. My second question is could you explain in terms we can all understand what is next regarding the pool?

Mr. Morley: To me, you have made a difference. Tonight if we don't get the six votes on the emergency it will go to First Reading so then on the next meeting which is February 9<sup>th</sup> we will vote again – if we do not get six votes for the emergency it will be put on Second Reading – if after that the final vote would be February 23<sup>rd</sup>. That would be the final reading and if we do pass that on the 23<sup>rd</sup> then they would be able to start the process the beginning in 30 days.

Mr. Klammer: Theoretically, it can go three readings and still not pass with enough votes for an emergency in which case it is another 30 days. If you had all six votes tonight to waive the three readings and even if one person would vote no you could pass the legislation today without having it go 30 days.

Mr. Morley: The six of us could vote yes today on the vote for the emergency and then if there are people who want to vote no after that they can if they feel that is what they need to do and it could pass. It could pass 4-2 on the roll call for vote.

Mayor Andrzejewski: Is it 75% of the entire Council or 75% of the people present.

Mr. Klammer: All of Council.

Mayor Andrzejewski: Here is what it means – and this is where my concern is – we need to get that pool open this year. If it does not pass tonight as an emergency legislation and we cannot get started on it right away it will delay it at least one month if not two months before we can tell the contractors the contracts have been approved – start working. We won't have the pool for this summer. Because there is a lot of work to be done. So it may sound like it is not that important but this is an extremely important meeting to get everyone to vote yes. If we don't we will have a 1-2 month delay. I have tried to talk to the contractors – they cannot assure me they will open the pool on time. That is why it is so important that this gets passed tonight.

Mr. Klammer: You could have three meetings and another 30 days.

Mr. Morley: So, we would be looking at April 1<sup>st</sup> – worst case scenario.

Mrs. Deleur: You said –yes – your presence makes a difference – can you tell us how?

Mr. Morley: I have been coming to the Block Watch every since it was formed. Everyone I have met there are great people. Everyone who is a resident in that area is concerned about this City. Not only in your Ward but in the other Wards. We have people who come to the



Block Watch now from Ward 3. I know Mrs. Krajnyak has talked to Mr. Lajeunesse about working with Ward 4. You are what I look for in residents who help us. Even though we are your elected officials – regardless of what some people may think – we do listen to the residents when they come out and talk to us. I have come to the majority of your meetings and you are a great bunch of people and you are here to help move this City forward. That is the best I can say.

Mayor Andrzejewski: I think she needs to know – and Block Watch needs to know – tonight you are representing the people of Eastlake. You have enough interest on this issue to come out and speak for it. It makes a difference to me and I hope it makes a difference to Council. Because you took the time to come here – and there are a lot of you here. I think it does make a difference that you come for a particular issue – regardless of all the good work you do on the side. On this particular issue I am glad to see you guys here.

Jim Barclay, 1543 Waverly, Eastlake

Mr. Barclay: I have come here to speak for the pool because I have lived here 53 years and the last three years you have been promising you were going to open the pool – and, there is always some kind of reason why not. There are a couple of oppositions against opening the pool but I don't like the reasons why. As the Mayor mentioned let's buy this used car and get on with the ballgame – at least you would have a pool if you did it the way it is being requested. But, the way a couple of guys want is they want to build a big, fabulous recreation center and that will take 20 years. We still won't have a pool. So, let's wake up and do the job that you were elected for. Do the job – open the pool. You have kids out there who are getting into trouble because you don't have anything for them. For three years you have said you would open the pool and have not done anything. I think it is your job.

John Myers, 929 Quentin Road, Eastlake

Mr. Myers: I am here on behalf of the Eastlake Swim Team. Up until last year we had about 30 kids – about 20 families – obviously, we have an interest in having the pool open. I would like to say I think you have done a lot of hard work so far and I would like you to consider voting for the pool. We currently have 20-30 kids but if the pool opens it will be about 50-60 kids, possibly more – 40 – 50 families who will use the pool and buy passes on a regular basis. I urge you all to vote for the pool.

Joanne Bowser, 815 Woodstock Road, Eastlake

Mrs. Bowser: I am looking around the people here and I taught their children to swim. I just found out from the gentleman who spoke ahead of me that his grandson went to our swimming pool and is now coaching at North High School. For those of you who don't know – if you are new to this City – I was the late Mr. Gadke's assistant at the pool and I managed Houston Fisher pool for ten years. I taught the kids swimming, we taught life guarding. I managed the pool and then when the City bought Surfside. We tried to get that going also. Under my management I think several thousand kids over those 10 years learned to swim. I want to speak tonight on behalf of the pool – it is great facility – it is a beautiful park. We had swim lessons, life guarding lessons, water aerobics on Tuesday and Thursday nights, we had family swims on Monday, Wednesday and Friday nights. We did have Swim Team. We had open swims during the day. We had the fifth grade party for our fifth graders – they were in their own City at their own pool. We had our Youth Sport League parties at night for rentals. It was a great family facility and made family fun assessable to the people

of Eastlake. If we want access to the beach – a public beach where we can go swimming and have a good time – we have Euclid beach in Cleveland which is 10 miles that way, we have Headlands Beach in Mentor which is 13 miles that way and we have Fairport Harbor Beach, operated by the Metro Parks, where I currently work which is 15 ½ miles that way. This is not close access for a child on a bicycle anywhere in our City. Face it, in our City we have a lot of double parent households working where the children need to get somewhere and I don't think the bus service is real swell to those places either, especially if weather gets bad. A lot of people in our City cannot afford double – we always had very, very inexpensive swim lessons and we had double prices for everyone out of the City – which is how you keep your City pool your pool. So, a lot of people in our City cannot afford the double price at Willoughby – although they do open it to other Cities and also Willowick. But, double price is a little hefty for some. I would like to address two items that came up. One is the zero entry or baby splash pool – it would be great to have a splash pool however part of our swim lessons were infant/preschool aquatics - which was a class where parents of children age six months to five years can come in and they were taught day by day for three week sessions. There were 3-three week sessions in the thing. As far as the children's access to splash pool – the ten years I was there we actually had more problems with sending life guards out to the splash pool to get the older children out of it because they used to step on the little ones. Also, something was brought up about maintaining the park. I am assuming at this point that you are mowing the park. All the rest of the maintenance – when I worked at the park – all the inside the gate maintenance was done by our maintenance staff at the pool. We also mowed the grass around the edges and my lifeguards when we had open time when out and picked up litter in the park. We also had CETA workers. Do we still do that?

Mayor Andrzejewski: We have workers like that.

Mrs. Bowser: We had CETA workers clean up the parks so the park maintenance should not be a problem. My last and final thing – I tried to write this but I will read it. We have a responsibility. I really think as elected officials you have a responsibility to do what is right for the people as well as fiscally responsible I think that most people with an adequate brain know that right now some of our government leaders are not exactly being fiscally responsible. What I would like to see very much is our local government be able to show Washington, D.C. what happens when people actually listen to what the people want and are fiscally responsible with what they have. From what I understand the money was set back to fix the pool. We have a choice of having our pool open this summer so we will actually have something for our kids to do besides skate park – which really on a hot day wouldn't you rather be in the water. If we have that option and we have the option of saving over trying to go to the people for the levy – I really don't think a levy will pass. My husband is retired – he is a retired policeman – we work part-time for the Metro Parks recreation. We are not rolling in money. I would not pass a levy. I don't think it is a good time to go to the people for more money. But, because we do have money and it is available – we have a good park – the park is already there and is basically landscaped. We have the play park. All we need to do is fix a good facility and I am asking, I am begging, that we can have a family place – we can have water safety lessons – it would be some youth employment because we would have to have lifeguards, swimming instructors, maintenance staff, and managerial staff. And, no I am retired – I won't do that anymore. I am really, really asking – I am begging, I am pleading that we stop dilly dallying and be responsible for the fact that people really want this. If it can be done for this price and we have bids and good people who are going to do

the work, please let's get this facility open because we suffered for many years due to our stadium that closed so many things and you guys have done a great job, the Mayor has done a great job, and our economic people have done a great job in pulling the City from the brink of disaster. Let's do the responsible think and open the pool for the kids.

There was no one else who wished to speak.

LEGISLATION PROPOSED - First number will be 2010-004

Requested by: Police Chief Ruth  
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 01-26-(01)

An Ordinance amending Section 351.03, "Prohibited Standing or Parking Places," of the Codified Ordinances of the City of Eastlake, 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. 2010-004.

- - - - -

Requested by: Council Clerk  
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 01-26-(02)

An Ordinance amending Section 113.01 "Locations for Posting" of the Codified Ordinances of the City of Eastlake, 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. 2010-005.

- - - - -

Requested by: Council  
Sponsored by: Ms. Vaughn

ORDINANCE NO: 01-26-(03)

An Ordinance amending City Ordinance Section 154.01 "Establishment: Members; Terms; Powers," of the Codified Ordinances of the City of Eastlake, 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. 2010-006.

- - - - -

Requested by: Administration  
Sponsored by: Ms. Vaughn

ORDINANCE NO.: 01-26-(04)  
An Ordinance amending Chapter 1367  
"Flood Damage Prevention" of the  
Codified Ordinances of the City of  
Eastlake, 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. 2010-007.

- - - - -

Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 01-26-(05)  
A Resolution authorizing and directing  
the Mayor and Director of Finance to  
enter into a Contract with Patterson-  
Stevens, Inc., the most responsible and  
lowest and best bidder, for Contract A  
for the rehabilitation of Houston Fisher  
Pool, for the total amount of Three  
Hundred Seventy-Two Thousand Two  
Hundred Sixty Dollars (\$372,260.00),  
and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Ms. Vaughn seconded.

DISCUSSION:

Ms. DePledge: I have listened to everything and being new on Council sometimes it is a little overwhelming. But, two things I think we need to consider. We are a water community. We have a river and a lake. And, our children need to know how to swim. That may make all the difference in the world – swim lessons. That is something we really cannot

ignore. The other thing I looked at – in doing some very simple math – it has taken us two years to come up with \$500,000. If we are going to build a new facility whether it will cost \$3 million or \$5 million that is six, seven, maybe eight or nine years and we really can't wait anymore. We have to work within the limit we have and this is important for our community and for our children.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2010-008.

- - - - -

Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 01-26-(06)  
A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with A.J. Goulder Electric Co., the most responsible and lowest and best bidder, for Contract B for the rehabilitation of Houston Fisher Pool, for the total amount of Forty-Eight Thousand Three Hundred Fifty Dollars (\$48,350.00), and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2010-009.

- - - - -

Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 01-26-(07)  
A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with Miller Plumbing & Heating Co., Inc., the most responsible and lowest and best bidder, for Contract C for the rehabilitation of Houston Fisher Pool, for the total amount of Eighty-Four Thousand

Dollars (\$84,000.00), and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Ms. Vaughn seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2010-010.

**DISCUSSION:**

Mr. Hoefle: I would like to make a comment. I had a lot of questions that I needed to get answered and there were more answers on the positive side. The former pool manager answered a lot of my questions. I would like to say let's get this moved forward – let's get it done right. I want to make sure it is done right. But, I would like the next project to be that we entertain the possibility of looking at a spray park for Surfside Park. I would really like to see if we can start something and let's look at it. We need something for our Ward 4 residents.

Mr. Morley: We have Mr. Gwydir and I am sure he will follow up on this along with Mr. Semik, Mr. Stigalt and the whole Administration. You all did make a difference and I thank you for that.

Ms. Vaughn: I thank you.

- - - - -

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: Thank you, Mr. President, thank you to the audience and Council – we will now proceed to get things in place to get this thing done. The skating rink will be open this weekend. With the cooperation of PAL – they bought 50 pair of skates for rental at \$2.00 a pair for as long as you want to use them. PAL will rent out the skates and do the concessions so they can make a few dollars. All we are going to do is somewhere along the line recoup the cost of the skates so we can buy more. The Service Department as advised the rink is in good shape – they added another layer of water to freeze. The park will be open from 6:00 p.m. to 10:00 p.m. on Friday and noon to 8:00 p.m. on Saturday and Sunday. I

will be there Saturday rekindling my hockey memories. If you want to see me skating around a little bit please feel free to come. We worked out an arrangement with a company who will use a vacant classroom at the Senior Center. In return they will do three programs a month for us – one for Council, two for the City Hall. So, we can get Channel 12 and the AT&T U-Verse working. We will have a public access channel again at no cost to the residents and nothing out of the budget. The whole deal comes to – 6,000 sq. ft. - \$6,000. That is what we have been telling Council we needed for Channel 12. There will be no money exchanged. They will use the classroom and offer computer lessons to our residents and they will use our equipment to produce a show and make sure that U-Verse gets it in the medium they need it and Time Warner gets it. So, start thinking about doing the show every month. Everything has been so positive today and I want to keep it that way but we do have the fact that we will have to deal with Mr. Condron leaving us. Brian Condron has been our Finance Director for the last three or four years. I know he does not want to leave but he is doing the right thing – he is going home to take care of his Mom who is very ill and he had to make a tough choice between work and taking care of his family. I know a lot of us somewhere along the line will be faced with that. I know he is doing the right thing but we will lose a great guy. So, Sunday there was an ad in the paper for a Finance Director – we will go through the same process we did in hiring Mr. Condron. Hopefully, we will find another good one. This concludes my report and I am open for questions.

I would like to recommend Robert Kenneally, III for the opening on the Zoning Board of Appeals, beginning January 26, 2010 to December 31, 2011.

Mr. Knuchel made the following Motion:

ZONING BOARD OF APPEALS APPOINTMENT

MOTION: I hereby move to approve the Mayor's appointment of Robert Kenneally, III to the Zoning Board of Appeals to complete the term expiring 12/31/11. Mr. D'Ambrosio seconded.

DISCUSSION:

Mr. Hoefle: I brought this up in a meeting the other day and it has nothing towards any individual in any of our Commissions or Boards but I want to make sure we set up policies to run background checks. Anyone who is working for our City should have a background check. I think it is important that we should.

Mayor Andrzejewski: I think that is up to Council. We do a background check through the Police Department as far as their - anything like that but to do a more exhaustive one would cost money and I think that is something Council should decide.

Mr. Morley: We discussed that when we were talking about the ice cream truck and I brought it up – if we were going to have ice cream trucks and get background checks. I was told by the Police Chief that we were not allowed to do background checks.

Mr. Klammer: What he meant was that we cannot do background checks – we can hire them out but we can't use the LEAD system for that.

Mr. Morley: If we go that far than we would probably have to do background checks on anyone who runs for public office. I know we are not going to but, that is my point.

Mayor Andrzejewski: You have to do it at a minimum for anyone who is on the Boards and Commissions.

Mr. Morley: It is something we can discuss if you want – we can send a memo to the Mayor's office and they can determine if they want to do that.

Mr. Knuchel: Ms. Vaughn how did they do background checks when you were in Human Resources.

Ms. Vaughn: We did reference checks except for Civil Service positions – they did do complete background checks for civil service positions – complete ones with an investigation by the Police Department – everything else was strictly a reference check.

ROLL CALL: Yeas unanimous.

Motion carried. Robert Kenneally, III is appointed to the Zoning Board of Appeals.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: We had oral arguments on Mr. Fatur's case. Other than that there are some pieces of legislation hanging but they would need to be discussed in Executive Session. Congratulations Mr. Mayor on your appointment as Chair of the Mayor's and Manager's Association. I am open for questions.

Mr. Morley: On the one piece that I saw as a memo on the lawsuit with Officer Doyle – is that something we need to talk about in Executive Session?

Mr. Klammer: There is no lawsuit – this was an inquiry in regards to holiday pay.

Mr. Knuchel: Mr. Klammer, thank you for your response to my question concerning rental buildings. I will look over that and if I have any further questions I will contact you.

There were no further questions of Mr. Klammer.

FINANCE DIRECTOR – Brian Condron

Mr. Condron: We are working on the five year forecast through the year 2014. We should have it done in the next couple days. We are also working with the State Auditor's office – they are here under contract to assist us in preparing the 2009 annual financial report. We started a little early this year and should have the majority of work if not all work done by the end of March. This concludes my report and I am open for questions.

Mr. Morley: I know you are staying until the end of March but I too would like to – the years you have been here since I have been here you have been nothing but help in answering any questions that I need or I know any of the rest of us need and you will be missed – but, the best to you and your family.

There were no questions of Mr. Condron.



TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: I only have one item I would like to mention tonight. I am preparing the road program for 2010 and I am requesting Council submit any streets that they wish for us to take a look at. We got the preliminary list of asphalt and concrete streets. Please review the list and if there is a street you feel should be added please get in touch with me so we can take a look at it. For everyone's information in 2009 we paved nine streets with a few streets being overlaid. The cost to the City to do those nine streets was \$198,260 – had we contracted that out it would have cost the City \$413,529 – we saved \$215,459 by doing it in-house. The Service Department continues to maintain the streets as best we can and provide safer streets for the residents at a lower cost and we are doing our best to live within our budget. This concludes my report and I am open for questions.

Mr. Morley: Do you have a cutoff date for our recommendations?

Mr. Semik: March 1<sup>st</sup>.

Ms. Vaughn: The new process you use with the cold patching to fix potholes during the summer – how is that holding up with the salt and plowing? I noticed some lifting in certain places, particularly on Glen.

Mr. Semik: All the patches are holding up. What you are seeing now is where the concrete to the left and right of it may have been spalled due to the freeze and thaw. But the patches that we have used the DuraPatcher on are holding up. I am really impressed with that piece of equipment and I thank Council and the Administration for letting us get it.

Ms. Vaughn: As this is the first winter I wanted to make sure it was the quality product you thought it would be.

Mr. Semik: Yes, it is holding up.

Mayor Andrzejewski: We discussed concentrating our guys on asphalt. They do a good job overall on everything but they do a significantly better job with asphalt. So, I have suggested that we put all our resources on asphalt and contract out any concrete work. It seems the concrete people can do it faster than we can. Our guys are good but they take a little longer. We did a significant street in Ward 4 – South Lakeshore Blvd. – it cost \$1.7 million. We have also looked at some areas – and we are going to get with our residents who live in those areas on this – to see if they would be agreeable to a layer of asphalt over the concrete where the street is so bad that our only choice would be to take the whole street out and redo it. We cannot afford a South Lakeshore every year. For example – from Kalene Court to the end on St. Lawrence. That is an area that could do very well with a layer of asphalt and also the rest of Hillcrest. We may be able to do more asphalt with our guys if we concentrate on just asphalt. Right or wrong, Mr. Semik?

Mr. Semik: That is correct.

There were no further questions of Mr. Semik.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: We had the kick off meeting on the Quentin Road pump station and we anticipate starting construction sometime around the end of February, beginning of March. We will begin televising the sewers in the Quentin Road service area and as the weather improves we will start the small section of sanitary sewer across Lakeshore Blvd. by the station and we probably around the beginning the May we should have all our parts in for the pump station. This concludes my report and I am open for questions.

Mr. Knuchel: Any updates on the SSES study?

Mr. Gwydir: I have nothing further.

There were no further questions of Mr. Gwydir.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt: Most of our applications and permits are now on line to make it easier for contractors and those applicants who need to go through the Planning Commission and Zoning Board of Appeals to download and complete at their convenience and just mail it in. We have the Walgreens and Dollar General projects site plans. Mr. Gwydir is reviewing the site plans. Jelisco's restaurant should be opening pretty soon – their CUP is coming along. I am open for questions.

Mr. Morley: For those who don't know where the new Mexican restaurant will be – it will be at the old Chagrin Tavern.

There were no questions of Mr. Stigalt.

Additional Comments:

Mr. Hoefle: Mr. Gwydir, as the pool is going through construction if we have any overruns or things that need to change – will you be overseeing this whole project?

Mr. Gwydir: With the permission of the Mayor.

Mr. Hoefle: And if there are any major overruns – who approves them?

Mr. Gwydir: With any construction project in the City – whether it is South Lakeshore Blvd, Quentin Road, or any similar project if any major problem comes to my attention that would result in even a minor increased cost I would report immediately to the Mayor and Service Director on the nature of the problem and propose a way around it.

Mr. Hoefle: So, if something unforeseen comes up in an amount - \$10,000 - \$15,000 – who approves that? Council - the Administration?

Mr. Morley: It would be a change order and it would come through us.

Mayor Andrzejewski: I had already anticipated that – we talked with the low bidder on the pool and I made it absolutely clear to him that there will be no change orders and I want you to understand that.

Mr. Hoefle: Just for the residents, I wanted to make sure everyone understands in case it came up.

Mr. Morley: Change orders would go through Council. Mr. Gwydir was at the South Lakeshore project the whole time. He is at all the projects on site that have to do with CT Consultants and the engineering.

Mr. Klammer: In any contract unforeseen circumstances can occur – I want to make sure the Mayor is not misquoted later on should there be an occurrence.

FIRE CHIEF – Ted Whittington

Chief Whittington: We had our Internal Awards Committee meeting. Paul Moorehead was named Firefighter of the Year – he designed the interior of the technical rescue trailer we rely on him to do a lot of things and he clearly deserves the award. We also issued twelve Fire Chief’s Accommodation Awards, three Distinguished Service Medals and two Unit Citations from the house explosion in January and the apartment fire in October where two residents were saved. I have also been notified by the Blue Coats that three of our firefighters are being considered for a Blue Coats award for the apartment fire where the two people were rescued. I am open for questions.

There were no questions of Chief Whittington.

POLICE CHIEF – John Ruth

Chief Ruth was absent and excused.

ADJOURNMENT

The meeting was adjourned at approximately 8:53 p.m.

---

DENNIS MORLEY, COUNCIL PRESIDENT

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

ATTEST: \_\_\_\_\_  
DEBORAH A. CENDROSKI, CMC  
CLERK OF COUNCIL