

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
MARCH 14, 2006**

The Regular Meeting of the Eastlake City Council was held at Eastlake City Hall, 35150 Lake Shore Boulevard. The Meeting was called to order by Council President Mr. Elshaw at approximately 7:30 p.m.

The Pledge of Allegiance was led by Mr. Morley.

ATTENDEES

Members of Council in attendance were Mr. Morley, Mr. D'Ambrosio, Mr. Razov, Mr. Lajeunesse, Mr. Knuchel, Mr. Zontini, and Council President Mr. Elshaw. Also attending was Council Clerk Mrs. Cendroski.

Those attending from the Administration were Finance Director Mr. Slocum, Law Director Mr. Klammer, City Engineer Mr. Guard, Fire Chief Sabo and Police Chief Ruth. Mayor Andrzejewski was absent and excused.

APPROVAL OF MINUTES

PUBLIC HEARING MEETING – FEBRUARY 28, 2006

MOTION: Mr. Zontini moved to approve the minutes of the Public Hearing Meeting Minutes of February 28, 2006 regarding a Conditional Use Permit for Child Care, 1647 E. 332<sup>nd</sup> Street, Eastlake. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

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REGULAR COUNCIL MEETING – FEBRUARY 28, 2006

MOTION: Mr. Lajeunesse moved to approve the minutes of the Regular Council Meeting of February 28, 2006. Mr. Knuchel seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Elshaw

Meetings Scheduled

Mr. Elshaw: The Council-as-a-Whole Committee Meeting is scheduled for Tuesday, March 28, 2006 at 7:00 p.m. and the Regular Council Meeting is scheduled for Tuesday, March 28, 2006 at 7:30 p.m.

An Economic Community Development Council meeting is scheduled for Wednesday, March 15, 2006 at 6:30 p.m.

An Eastlake Levy Informational Meeting is scheduled for Tuesday, March 21, 2006 at 7:00 p.m. at City Hall.

The State Financial Planning & Supervisory Commission met on Thursday, March 30, 2006 at 2:00 p.m.

#### COMMUNICATIONS & PETITIONS

A communication was received from Mayor Andrzejewski requesting Council's confirmation of the re-appointment of Ron Giangiacomo to the Civil Service Commission. Mr. Elshaw explained this would be addressed at the next Council meeting during the Mayor's report.

A communication was received from the Administration recommending the bid award for mowing and trimming of high grass, brush, weeds, and other vegetation. Mr. Elshaw explained this was discussed in the Finance Committee Meeting and would be added to the evening's agenda as Legislation No. 03-14-(01).

A communication was received from Art Iacofano, Director of Lake County Department of Job and Family Services, requesting Council's proclamation of April as Child Abuse Prevention Month in Eastlake. This was referred to Safety Committee.

A communication was received from the WPCC requesting additional replacement funds in an amount not to exceed \$47,000 for the SCADA Replacement Project. This was referred to Finance Committee.

A communication was received from the Administration recommending Conditional Use Permit Renewals for Lake County Yacht Club, 35979 Lakeshore Blvd., Miss Kimberly's Day Care, 34799 Curtis Blvd., and Manny's Place, 35647 Vine Street, Eastlake. This was referred to Planning Committee.

A communication was received from the City of Willoughby amending its Ordinance 913.10 "Surcharge for Extra-Strength Wastes." This was referred to Ordinance Committee.

A communication was received from the Administration regarding an amendment to the Agreement between the City of Eastlake and Cascia, LLC. This was referred to Finance Committee.

#### COUNCIL COMMITTEE REPORTS

##### SERVICE/UTILITIES COMMITTEE – Mr. Razov

Mr. Razov: The Service/Utilities Committee has not met since the last regularly scheduled Council meeting, therefore, he did not have a formal report. As there is one item pending in Committee he will be coordinating with the Clerk and the Committee to schedule a meeting in the near future and he was open for questions.

There were no questions of Mr. Razov.

##### SAFETY COMMITTEE – Mr. Morley

Mr. Morley: The Safety Committee has not met since the last regularly scheduled Council meeting. As an item has been referred into Committee this evening he will coordinate a meeting with the Clerk. He spoke with Police Chief Ruth and Law Director Mr. Klammer this evening regarding the memorandum

from Chief Ruth on the impact of the proposed cuts on the Police Department – we may be scheduling a public meeting and invite the Chief and some officers to discuss the impact of losing some of our officers and the preventive police work they do.

In clarification of a memorandum he issued to the Mayor and Finance Director as the Mayor did not understand the memorandum – the Mayor has been addressing the hiring of ten people this summer to cut grass and various other duties – he is requesting a comparison of how much this would cost versus the cost of utilizing in-house service workers working on overtime.

This concluded his report and he was open for questions.

There were no questions of Mr. Morley.

#### RECREATION COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse: The Recreation Committee has not met since the last regularly scheduled Council meeting, therefore he had nothing to report and he was open for questions.

This concluded his report and he was open for questions.

There were no questions of Mr. Lajeunesse.

#### PLANNING COMMITTEE – Mr. D’Ambrosio

Mr. D’Ambrosio: The Planning Committee has not met since the last regularly scheduled Council meeting, therefore, he had no formal report. As items have been referred into Committee he will be scheduling a meeting in the near future. This concluded his report and he was open for questions.

He would like to extend a thank you for contributions to the Blvd. of Flags to the VFW Post #3863 for their donation of \$2,000, the Willowick-Eastlake American Legion Post #678 for their donation of \$4,000 and the Eastlake Area Kiwanis for a donation in the approximate amount of \$1,000.

He would like to wish Lt. Doyle a quick and full recovery from his accident.

This concluded his report and he was open for questions.

Mr. Slocum: He has been advised that the Kiwanis received money from the State last week from the gambling raid of last year and it has been indicated that a little over \$4,000 will be coming to the City shortly from the money they received from the State.

There were no questions of Mr. D’Ambrosio.

#### FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee met on March 13, 2006 at 6:30 p.m. with two items being discussed. The first being a discussion of the 1.8-mill renewal levy – the second matter was a bid award concerning the mowing and trimming of grass by Northcoast Lawscapes which was approved and moved forward. This was for mowing of grass of people who are cited by our Building Department – the cost of cutting the grass is placed in the people’s tax duplicate.

Mr. Knuchel made the following Motion:

Legislative Recommendation

MOTION: I hereby move to add Legislation No. 03-14-(01) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract Northcoast Lawnsapes, the lowest and best bidder, for Mowing and Trimming of Grass, Brush, Weeds and other Vegetation for the cost as outlined. Mr. Zontini seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 03-14-(01) is added to the evening's agenda.

Additional Comments

This concluded his report and he was open for question.

There were no further questions of Mr. Knuchel.

Additional Comments

Mr. Lajeunesse: Will the \$4,000 previously mentioned be deposited into the flag fund?

Mr. Slocum: That is his understanding.

There were no further questions or comments.

ORDINANCE COMMITTEE - Mr. Zontini

Mr. Zontini: The Ordinance Committee has not met since the last regularly scheduled Council meeting, therefore, he had no formal report and he was open for questions.

There were no questions of Mr. Zontini.

RECOGNITION OF THE PUBLIC

Mr. Elshaw 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.

Leonard Mullens, 1323 E. 346<sup>th</sup> Street, Eastlake

Mr. Mullens: He heard that Council people turned down their raise and he did not hear anything about the Mayor – this could give us the money we need and bring back someone who was laid off or help keep buildings and stuff clean – like the Community Center. He is concerned about the stadium and if there is any insurance policies since the people of Eastlake did not have a vote in this – which is a shame. This Mayor does not consider anything – he has made a proposal to sell the old JFK Senior Citizens Center – this is wrong – this is what we need to bring people into our Community – have buildings so they can open their business – this is what we need – not to sell. We have 30 acres on Erie Road that can be developed and he wants to know if it has been developed or if anyone has advertised for that. There has been no advertising for the Community Center which can be rented – but in order to rent it you have to advertise it – which we haven't or very little. The same thing with the JFK Senior Citizen Center on Curtis – it is being used as a warehouse which is a shame – it can also be used to bring someone it to rent it to make money for the City of Eastlake. We have a sign on S.R. 91 and Vine for

your advertisements for Council – why aren't these buildings put on that marquee and advertised that they can be rented for parties and weddings. This is what we need to do instead of saying the stadium is the only thing we have – if you keep selling off your buildings you will not have anything for people to rent. This is a shame because right now they are laughing at what is going on in the City of Eastlake over this stadium that we had no control. He is asking the Council and the Mayor, who he does not approve of, to make sure this building is taken care of because he heard it is being refinanced again – for how long he does not know – it seems like we are getting deeper in debt instead of further out and with the stadium we will be paying for the next 26 years – you are trying to force something on us that we can't afford or need – we are losing money. You are taking good money and putting it into a stadium that is losing money, which we don't need and have. Another situation – we need to go back to the old days with Mayor Becker when we had a part-time Mayor – and take the money from that and bring back a person who is laid off from this community. If you keep laying everyone off what are you going to have – we don't need a full time Mayor if we keep laying off everybody and we can't keep having people threatened every time a levy comes up. At the last meeting the renewal was not going to be put up – now in today's paper this is being debated again – you say one thing and do another – either get on the right page and tell the people the truth because we are tired of being lied to and if you would see what is going at the Senior Citizen's you would understand what he is saying – a threat is a threat and enough is enough – it is time for the citizens of Eastlake to speak up and say enough is enough – we want the truth and that is it – no more lies.

Heather Adams, 7689 St. James Drive, Mentor, Ohio for Hershey's Ice Cream

Mrs. Adams: She wanted to say Hello and introduce herself and her husband – last week they opened Hershey's Ice Cream on Vine Street by the stadium and they wanted to invite everyone as well as the Community to stop in and check out their shop. She is from Eastlake and grew up in Surfside – she received a couple of scholarships from the City of Eastlake – her husband is from Mentor. We are very happy and very excited to be here and she hopes to see all in the store.

Mr. Elshaw: Thank you – welcome to Eastlake.

John Stegh, 34820 Lakeland Blvd., Eastlake

Mr. Stegh: He is the current owner of True Fab Technology and has just found out that an adult bookstore/entertainment facility is going to be possibly be erected or established next to his building – he just heard this last week. He is surprised and disappointed – he moved his business twice – once from Eastlake in 1998 to Willoughby and back to Eastlake instead of moving to Mentor. The City of Eastlake did not do much for him to keep his business in Eastlake and he is disheartened with this information – who gave approval for this adult establishment to become his next door neighbor. He put a lot of money into this company and High Quality Tools is the business on the opposite side of the facility – he is looking for answers – is this true and was this the best facility the City Council could approve for that location because instead of having in on Vine Street, tucked away in a corridor, we have given them every right to be on Lakeland Blvd. with signs everywhere. This defaces his property – he put up a nice façade and all know the fact that his move from Willoughby was his choice – he wanted to come back and had good visibility to the public – now he will have visibility next to a store front that he is not satisfied with and he wondered why this establishment could not have been made to find another location – make it harder on them or put them where there is no other establishments – now he is going to be associated with being next to the adult video store – that is disheartening on his part – how true is it and why weren't they addressed on the situation and given an opinion on the location other than by Route 2. The gentleman at High Quality Tools has the same concern. Had he known this was possible when he bought the property he would have probably gone to Heisley – now he is dealt with it and he is

not happy with it.

Mr. Elshaw: He can understand Mr. Stegh's frustration.

Mr. Klammer: He spoke earlier with Mr. Stegh and he would like to thank him – this is a touchy subject and Mr. Stegh was very kind and gracious in his questions. There was a lawsuit when they tried to open again on Vine Street – the City pushed back as hard as it could – the primary purpose in regards to the Vine Street location was its proximity to the residential areas – it was a few hundred feet from the nearest residential area – which was the most alarming initially to the City. Unfortunately, the Constitution does require the City provide a place for adult bookstores to go – if we were to disallow free speech based on the content of the speech it would be a Constitutional violation. There were negotiations to try to find a location as comfortable for them – we did try to encourage them to locate on the other end of Lakeland but that was not a place that would find a resolution to the lawsuit. Everyone one of these Council people were adamantly opposed to allowing this business anywhere in the City but once they were presented with the compelling arguments of why the Constitution allows it they gave a lot of consideration to trying to find the safest place to put it away from the residences and the children. That is why they chose that location. In the process it was also considered as to what the actual outside of the building will look like – they also considered exactly what signage will go in – it is not overly offensive – if he recalls correctly it does not say adult bookstore – most importantly, the settlement agreement absolutely disallowed any of the viewing booths which were the subject of most of the offensive, criminal behavior at the Vine Street News. That type of behavior and those booths will not be allowed in that location. We did everything we could to allow free speech and to eliminate the criminal activity and tried to make the exterior of the premises as pleasant as possible – we tried to get it away from the residences. They did the best they could to deal with an impossible issue.

Mr. Elshaw: As the allotted speaking time has expired, he encourages Mr. Stegh to speak with Council and Law Director Mr. Klammer on this matter after the meeting.

There was no one else who wished to speak

LEGISLATION PROPOSED - First number will be 2006-020

RESOLUTION NO.: 03-14-(01)

Requested by: Mayor Andrzejewski  
Building Administrator Mr. Voros

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract Northcoast Lawnscaapes, the lowest and best bidder, for Mowing and Trimming of Grass, Brush, Weeds and other Vegetation for the cost as outlined, and declaring an emergency.

Sponsored by: Mr. Knuchel

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

ROLL CALL: Yeas unanimous

MOTION: Mr. Knuchel moved to adopt. Mr. Razov seconded.

ROLL CALL: Yeas unanimous

Motion carried. Legislation is adopted as Resolution No. 2006-020.



FIRE CHIEF – Richard Sabo

Chief Sabo: There have been changes to the NIMS ( National Incident Management System) and he will be scheduling a meeting with the Mayor and the Directors to go over the changes and Council if you are required to do anything – it is important to keep up with the NIMS training and requirements because there are a number of Federal Grants for which we need to be in compliance with NIMS to even apply. He has been informed that at least one member of his Department will be retiring this year – and, possibly three more have indicated they may be retiring toward the end of this year or the first of next year. We have a new Civil Service Commission being established – it will be important for the new leader to meet with him and Chief Ruth as they need entry level tests as it takes several months to complete and the testing.

This concluded his report and he was open for questions.

Mr. Knuchel: Do you presently have an eligibility list?

Chief Sabo: The currently do not have an eligibility list – it has expired.

There were no further questions of Chief Sabo.

POLICE CHIEF – John Ruth

Police Chief Ruth: Thank you for your kind remarks concerning Lt. Doyle – he will be undergoing surgery tomorrow for the injury to his right leg and hopefully this will put him on the road to recovery. He has another officer leaving to go to another Department – his last day is Saturday. He expects at least one more officer to leave by early May and we need to get the hiring process underway should the levy pass.

This concluded is report and he was open for questions.

There were no questions of Chief Ruth.

ADJOURNMENT

The Regular Council meeting was adjourned at approximately 8:04 p.m.

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DEREK W. ELSHAW, COUNCIL PRESIDENT

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

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



