

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
OCTOBER 27, 2009**

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. Elshaw at approximately 7:30 p.m.

The Pledge of Allegiance was led by Ms. Vaughn.

ATTENDEES

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

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

SWEARING IN OF BOB LLOYD AS BATTALION CHIEF FOR THE CITY OF  
EASTLAKE FIRE DEPARTMENT

SWEARING IN OF FRANK KOVACIC AS LIEUTENANT FOR THE CITY OF  
EASTLAKE FIRE DEPARTMENT

Mr. Elshaw: We had on this evening's agenda the swearing in of Bob Lloyd as Battalion Chief and Frank Kovacic as Lieutenant for the City of Eastlake Fire Department – we will offer our congratulations on their future promotion with the ceremony being postponed until our November 10<sup>th</sup> Council meeting.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – OCTOBER 13, 2009

MOTION: Mr. Knuchel moved to approve the minutes of the Regular Council Meeting of October 13, 2009. Ms. Vaughn seconded.

ROLL CALL: Yeas: Mr. Knuchel, Ms. Vaughn, Mr. Morley, Mr. Lajeunesse,  
Mr. Matheke, Mr. Elshaw  
Abstain: Mr. D'Ambrosio

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Elshaw

Meetings Scheduled

The Council-as-a-Whole Committee Meeting is scheduled for Tuesday, November 10, 2009 at 7:00 p.m. The Regular Council Meeting is scheduled for Tuesday, November 10, 2009 at 7:30 p.m.

The Economic & Community Development Council meeting scheduled for tomorrow, Wednesday, October 28, 2009 at 6:00 p.m.

I would like to remind everybody to get out and vote on Tuesday, November 3<sup>rd</sup> - the polls open at 6:30 a.m. and will close at 7:30 p.m. Aside from elected officials we also have a very important Fire Levy renewal on the ballot. It is very important for our City with one example being the ambulance we will be voting on this evening – this is one example of how we use the funds from the levy – it is very important to our City and our Fire Department. I encourage you to get out and support our levy.

#### COMMUNICATIONS & PETITIONS

A communication was received from Mayor Andrzejewski requesting an amendment to include an hourly rate for the part-time firefighter's position. This was referred to Ordinance Committee.

A Conditional Use Permit renewal recommendation was received from the Administration for Creative Beginning Day Care, 34050 Glen Drive, Eastlake. This was referred to Planning Committee.

A communication was received from the Mayor Andrzejewski regarding the Lease Agreement with the Jean Chase Memorial Fund, Inc., for use of the Community Center. This was referred to Finance Committee.

A communication was received from the Administration recommending bid awards for the 2010 Housekeeping Supplies. This was referred to Finance Department.

A liquor license transfer request was received from Sunoco, Inc., R & M dba Sunoco 7274, 33945 Vine Street, Eastlake, Ohio 44095 to Blessed Store, 33945 Vine Street, Eastlake, Ohio 44095. This was referred to Planning Committee.

#### COUNCIL COMMITTEE REPORTS

##### ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: The Ordinance Committee met on October 21<sup>st</sup>, Wednesday. All members of Council were present and in attendance from the Administration were Law Director Klammer, Service Director Semik, Finance Director Condron, CBO Stigalt and Fire Chief Whittington. We discussed Ordinance section 1347.24 "Political Signs" and it was agreed to hold this in Committee. Also held in Committee was Section 155.41 "Political Activities," which will be re-written as 157.01, as it also needs more work. We did discuss and move forward Sections 1361.10, 1361.11, 1361.02(b) – these all deal with fences in the City of Eastlake. We concluded with the review of Ordinance section 1147.04 "Minimum Yard and Parking Setback Requirements" – this is to regulate the building of a business on Lakeshore Blvd. – this item was recommended to move forward and appears on this evening's agenda. I have nothing additional to report and I am open for questions.

There were no questions of Ms. Vaughn.

##### SERVICE/UTILITIES COMMITTEE - Mr. Matheke

Mr. Matheke: The Service/Utilities Committee also met on October 21<sup>st</sup> with everyone from Council present. In attendance from the Administration were Service Director Semik, Finance Director Condron, Law Director Klammer, and CBO Stigalt. We discussed the bid advertisements for the City Hall HVAC system upgrade and this item appears on this

evening's agenda. This is the only item we had before our Committee. I would like to remind people that Halloween is Saturday – please keep an eye out for the kids – it gets dark and is the day before the clocks are set back. We will be setting the clocks back on Sunday, November 1<sup>st</sup>. This concludes my report and I am open for questions.

There were no questions of Mr. Matheke.

#### SAFETY COMMITTEE – Mr. Morley

Mr. Morley: The Safety Committee also met on Wednesday, October 21<sup>st</sup> with myself, Ms. Vaughn and Mr. Matheke present from the Committee. Also in attendance from Council were Mr. D'Ambrosio, Mr. Knuchel, and Council President Elshaw. Mr. Lajeunesse was absent and excused. In attendance from the Administration were Finance Director Condon, Fire Chief Whittington, Law Director Klammer, Service Director Semik, and the Fire Department's Union President Mr. Saperstein. Two items were on the agenda with one being the State Contract for the 2009 Braun Chief XL Prestige E-450 at the price of \$144,429 – we did move this forward to tonight's agenda. We also had a lengthy discussion on the part-time firefighter's implementation and after almost two hours of discussion the Committee agreed to refer this matter out of Committee with no action taken. My suggestion to Mr. Klammer was that he would meet with the Mayor and Fire Union to work out their issues and if they can do that then they can move it forward to us. This concludes my report and I am open for questions.

There were no questions of Mr. Morley.

#### RECREATION COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse: The Recreation Committee met on the same night as everyone else and so as not to be redundant most of those in attendance at the other meetings were also in attendance at mine. However, we also had the Senior Citizen Director Mr. Doberdruk join us. The Committee discussed advertising for bids for a building to house the JFK Senior Center bus which the Committee approved and moved forward to this evening's agenda. This concludes my report and I am open for questions.

There were no questions of Mr. Lajeunesse.

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

Mr. D'Ambrosio: The Planning Committee also had a meeting on October 21<sup>st</sup> which was scheduled for 6:45 p.m. and we had to wait until 8:43 p.m. Four items were on the evening's agenda with the first being a Conditional Use Permit for Castle Café House, Inc. , 33429 Vine Street – there was some discussion about this – this company is a café and wants to do a BYOB atmosphere. They are not going to serve any alcohol. I talked to the Police Department – there have been several issues which required the Police to go there for various things. They are happy to see they are going about this the right way by getting a Conditional Use Permit. Through the discussion it was decided to hold this in Committee pending a public hearing scheduled for November 10<sup>th</sup> – this will be held in Committee until after the public hearing to see if there is any feedback from residents because some are not happy with what has been going on there and with the alcohol being provided by the BYOB other problems could be created. However, one Police Lieutenant told me he did not anticipate any problems with this. The next item was a Conditional Use Permit renewal and

amendment which was discussed during the Council-as-a-Whole Committee – Mr. Continenza incorporated his business to R & K Enterprises – the amendment reflects that. A Conditional Use Permit renewal for the American Croation Lodge, Inc., 34900 Lakeshore Blvd., was discussed and approved. This has been approved by the Building Department, Fire Department and Tax Department and it was moved forward. Also discussed was a liquor license transfer request which was moved forward with no objections from the Administration. I will be making the following Motions:

Conditional Use Permit Renewal: Croation Lodge, Inc.

MOTION: I hereby move to approve the Conditional Use Permit renewal for the American Croation Lodge, Inc., 34900 Lakeshore Blvd., Eastlake, OH 44095. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The Conditional Use Permit Renewal for Croation Lodge, Inc. is approved.

Liquor License Transfer Request

MOTION: I hereby move to approve, and send back to Columbus, Ohio with no objections, the liquor license transfer request for BP Food Mart 4687, 35068 Vine Street, Eastlake to EZ Energy USA, dba Easy Trip 1121, 35068 Vine Street, Eastlake. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The Liquor License Transfer request is approved.

Conditional Use Permit Renewal: Surfside Sunoco

MOTION: I hereby move to approve the Conditional Use Permit renewal request for R & K Enterprises, Inc., dba Surfside Sunoco, 36241 Lakeshore Boulevard, Eastlake. Mr. Matheke seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The Conditional Use Permit Renewal for Surfside Sunoco is approved.

FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee met the same night as everyone else, October 21<sup>st</sup>, and mine was the last meeting of the evening so it was later than Mr. D’Ambrosio’s. I would like to congratulate Bob Lloyd on his promotion to Battalion Chief and Frank Kovacic on his promotion to Lieutenant’s position – good job to two good men. I would appreciate it Chief Whittington if you could pass that along. We did have three items on the agenda that evening with the first being a State Bid for a mainline camera for \$133,690 – as expressed in the Council-as-a-Whole Committee meeting that issue was looked at last year and we decided to put it off until this year for both financial and the question of how much will this camera be used. As we are doing an SSES study in near future and that we will be using this camera much more we can justify the cost of this piece of equipment. It is a good piece of equipment and was recommended by the Sewer Department, the Service Director and the Mayor - this item was moved forward. The second item was a telephone contract for a new system for local calling. We will receive a savings on that which is phenomenal – thanks for

the work of both the Mayor and the Finance Director in putting this together. I know they have been looking at it for several years and there were issues about contract length of time so we could not change it right away. Thank you for doing that because it was \$1,000 per month that we would save by going with this new system. This matter was discussed and moved forward. The third item on the agenda was the re-appropriations for the ambulance. I will restate my previous statements and say we need to work within the system to do these things in a correct way. Realizing that there was a timing issue we decided to move this forward but I would not like it to become a habit. I will be making the following Motion:

Legislative Recommendation

Legislation No. 10-27-(12)

MOTION: I hereby move to add Legislation No. 10-27-(12) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with Vitalone's Services, Inc., the lowest and best bidder, to provide Towing Services on an as-needed basis for the costs as outlined. Mr. Morley seconded.

ROLL CALL: Yes unanimous.

Motion carried. Legislation No. 10-17-(12) is added to the evening's agenda.

Additional Comments:

Mr. Knuchel: This concludes my report and I am open for questions.

There were no questions of Mr. Knuchel.

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.

Kate Pilatti, 1131 East 344<sup>th</sup> Street, Eastlake

Ms. Pilatti: I have lived in the City of Eastlake since 1961 and at my address since 1965 so I am truly an Eastlake person. This is going to be through Council to the Mayor. In the brochure from the Mayor which I received there is a statement that says he is interested in having more events at the stadium. So, I am confused – I even have a sign in my front yard because I like the guy – but, I am a little confused because a friend of mine wanted to rent the stadium – she had the money – she had the contract – she has insurance for the event and Brad at the stadium told her no – they went back and forth – I have the emails here – that she could not rent the stadium and the quote was from Brad “that you felt uncomfortable.” So, I am a little confused because if we got the money for the stadium and showed the people who live outside of the area what a wonderful facility it is and bring people into our City – we have had rock concerts there and other things – so, I am a little confused why it was not allowed especially since Burton Township had it and had no problems and were quite happy to invite those people into their community. By the way – it was “Wake Up Ohio” which is a tea party type thing. I just don't understand why we didn't so it.

Mr. Elshaw: Are there any comments?

Mayor Andrzejewski: I will talk to you guys afterwards.

Mr. Elshaw: Okay, if you could talk to Ms. Pilatti after the meeting and explain.

Mayor Andrzejewski: So you know, it was a political event and after talking with Mr. Klammer and several other people we felt the stadium should not be used for political events. It is not that we did not want the income – it is a public facility and it is not for political events.

Ms. Pilatti: This is the public attending.

Mayor Andrzejewski: I'll talk about it later.

Mr. Knuchel: Mr. Law Director, what were your concerns about this event.

Mr. Klammer: We have had discussions in the past as to where we will allow political-type functions to occur on City grounds. I should not be giving a legal opinion on that now. If it is something you would like me to give you as to whether this is appropriate I would be happy to.

Mr. Knuchel: Yes, I would appreciate that very much.

Mr. Klammer: Way back when we amended legislation regarding other things at City Hall.

Mr. Knuchel: If there are concerns I would like to know them so we can work through those. I do agree – we need to use that stadium to the maximum and if it an allowable use I think we should look into it.

There was no one else who wished to speak.

LEGISLATION PROPOSED - First number will be 2009-116

RESOLUTION NO.: 10-27-(01)

Requested by: Administration  
Sponsored by: Mr. Lajeunesse

A Resolution authorizing and directing the Director of Public Service to advertise for bids for the construction of a building to house the JFK Senior Center's bus, said bids to be in accordance with plans and specifications on file in the office of the Director of Public Service, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2009-116.

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Requested by: Finance Director Condron  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 10-27-(02)  
A Resolution authorizing the Director of Finance to increase the appropriation for Account #410.000.5542 by One Hundred Fifty Thousand Dollars (\$150,000.00), with said funds to be used for the purchase of One (1) 2009 Braun Chief XL Prestige E-450 Ambulance for the City of Eastlake Fire Department, and declaring an emergency

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2009-117.

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Requested by: Fire Chief Whittington  
Sponsored by: Mr. Morley

RESOLUTION NO.: 10-27-(03)  
A Resolution authorizing and directing the Mayor and Director of Finance to purchase through the State of Ohio Purchasing Program, One (1) 2009 Braun Chief XL Prestige E-450 Ambulance for the City of Eastlake Fire Department in an amount not to exceed One Hundred Forty Four Thousand Four Hundred Twenty-Nine Dollars (\$144,429.00), and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2009-118.

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Requested by: CBO Stigalt  
Sponsored by: Ms. Vaughn

ORDINANCE NO: 10-27-(04)

An Ordinance amending Chapter 1361 “Fences” of the Codified Ordinances of the City of Eastlake, specifically to include new Section 1361.10 “Fence Height,” 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. 2009-119.

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Requested by: CBO Stigalt  
Sponsored by: Ms. Vaughn

ORDINANCE NO: 10-27-(05)

An Ordinance amending Chapter 1361 “Fences” of the Codified Ordinances of the City of Eastlake, specifically to include new Section 1361.11 “Fence Restrictions,” 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. 2009-120.

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Requested by: CBO Stigalt  
Sponsored by: Ms. Vaughn

ORDINANCE NO: 10-27-(06)

An Ordinance amending Chapter 1361 “Fences” of the Codified Ordinances of the City of Eastlake, specifically Section 1361.02 “Definitions, subsection (b),” 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. 2009-121.

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Requested by: Economic & Community Development Council	<u>ORDINANCE NO.: 10-27-(07)</u> An Ordinance amending Section 1147.04 “Minimum Yard and Parking Setback Requirements,” of the Codified Ordinances of the City of Eastlake, and declaring an emergency.
Sponsored by: Ms. Vaughn	

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. 2009-122.

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Requested by: Administration	<u>RESOLUTION NO.: 10-27-(08)</u> A Resolution authorizing and directing the Director of Public Service to advertise for bids for the upgrade of the City Hall HVAC system, said bids to be in accordance with plans and specifications on file in the office of the Director of Public Service, and declaring an emergency.
Sponsored by: Mr. Matheke	

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

ROLL CALL: Yeas unanimous.

MOTION: Mr. Matheke moved to adopt. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2009-123.

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Requested by: Service Director Semik  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 10-27-(09)

A Resolution authorizing and directing the Mayor and Director of Finance to purchase through the State of Ohio Cooperative Purchasing Program, One (1) Mainline Camera (Vehicle Mounted Pipe Inspection System) from Jack Doheny Supplies in the total amount of One Hundred Thirty Three Thousand Six Hundred Ninety Dollars (\$133,690.00), 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. 2009-124.

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Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 10-27-(10)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with Paetec Corporation for telephone service for City Hall Buildings for the cost of One Thousand Eight Hundred Twenty Dollars and ninety cents (\$1,820.90) per month with a five year total contract cost of One Hundred Nine Thousand Two Hundred Twelve Dollars (\$109,212.00), 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. 2009-125.

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Requested by: CBO Stigalt  
Sponsored by: Mr. D'Ambrosio

ORDINANCE NO.: 10-27-(11)

An Ordinance amending Ordinance No. 1984-209, adopted December 11, 1984 and authorizing the issuance of a Conditional Use Permit to R & K Enterprises, Inc., dba Surfside Sunoco, 36241 Lakeshore Boulevard, Eastlake, Ohio, 44095, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

MOTION: Mr. D'Ambrosio moved to adopt. Mr. Morley seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2009-126.

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Requested by: Administration  
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 10-27-(12)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with Vitalone's Services, Inc., the lowest and best bidder, to provide Towing Services on an as-needed basis for the costs as outlined, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas: Mr. Knuchel, Mr. Morley, Mr. Lajeunesse, Mr. Matheke, Mr. Elshaw  
Nays: Mr. D'Ambrosio, Ms. Vaughn

Motion carried. Legislation is adopted as Resolution No. 2009-127.

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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: I thank Council for that very important piece of legislation to get the HVAC system repaired. When no one is here and I am here for functions I cringe when I see the air conditioning unit and heating unit running – I firmly believe once we get the system repaired it will pay for itself over several years. Sunday, we had a very successful holiday car cruise – I have never seen so many kids at a holiday car cruise – the weather helped us tremendously. There must have been 300-400 kids here because everyone was running out of candy. Thank you to Joe for working the car cruises for us all year. This Saturday is the last weekly flea market – we will put that away for the winter and start up again next spring. Also, thanks to Council *inaudible*. This concludes my report and I am open for questions.

There were no further questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: It will be my pleasure to work with the Chief on the part-time firefighters. I will get with the Mayor *inaudible* I have not had the privilege of running for office but I know what it is like to walk with your shoes wet and knock on doors – everyone should be proud of himself for getting involved in a campaign – it really is a major accomplishment, win – lose – or draw. I congratulate all the candidates for their efforts and best of luck to everyone next week. This concludes my report and I am open for questions.

There were no further questions of Mr. Klammer.

FINANCE DIRECTOR – Brian Condron

Mr. Condron: I have a target date for the 5-year forecast and the interim budget prior to the 20<sup>th</sup> of November. I am working on September's expense report. This concludes my report and I am open for questions.

Mr. Lajeunesse: Mr. Condron, I know I have asked and you have mentioned that you would be more than happy to get me the details of the expenditure and revenue that you anticipate and how you arrived at the \$71,500 for Houston Fisher pool. You said you would have it by the end of the month. I guess that would mean by this Friday so I could have it in my packet?

Mr. Condron: I have been working on that – it is a very detailed request – if you would like that before I get to some of the other stuff.

Mr. Lajeunesse: Okay, thank you very much.

Mr. Knuchel: I would like to thank Mr. Condron for getting the information a little bit early for us – realizing that our schedule will be tight in December – we have actually moved things up a little bit – thank you for your work on that situation.

Mr. Elshaw: The budget and forecast.

Mr. Knuchel: The budget and forecast – that is correct.

Mr. Condrón: And any re-appropriations.

Mr. Knuchel: I thought we were not doing those.

Mr. Condrón: Okay.

There were no further questions of Mr. Condrón.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: Thank you for the legislation this evening for the mainline camera. We are currently patching chuckholes and will do that as weather permits. We are picking up leaves. We started the leaf schedule this Monday – we will be in Ward 4 tomorrow. I wanted to remind the Councilmen in Ward 4 and the other Councilmen to give me a call in that area – we will be back after pickup in all other Wards. Please remind people to keep their leaves on the tree lawns and out of the streets. There have already been some problems. We are finishing the last side of South Lakeshore and East St. Lawrence. This concludes my report and I am open for questions.

Mr. Morley: I will just give you a call with any issue on leaves – because when Ward 4 is first picked up there are not a lot of leaves – we usually have issues by mid-November. Last year we worked it out where when the crews were caught up they picked up the leaves in Ward 4. I see no problem but today one of my neighbors brought it up that the leaf machine was already down our street and there are no leaves. I will find out if there is anything else in Ward 4 and I am sure Mr. Lajeunesse will do the same.

Mr. Klammer: Mrs. Cendroski, the Service Director reminded me – did I send you the lease for the Mavec sledding hill?

Mrs. Cendroski: I have received a little bit of communication on it but nothing solid.

Mr. Klammer: I will send it.

There were no further questions of Mr. Semik.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was absent and excused.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: Several things have happened since the last Council meeting. The Quentin Road pump station rebid came in. We had several competitive bids – the lowest bid was from ABC Piping at \$920,000 – unfortunately, we found a \$145,000 error in their bid which made the next lowest bidder – JTO at \$986,100. The second bid out was the Houston Fisher pool rebid – this came in at \$528,650 for all three contracts which was 10% over the engineer's estimate of \$375,000. Currently I am questioning Mr. Klammer – he is examining the ORC relative to the recommendations for an award on that contract. We divided it into

three separate contracts – some which may or may not be awarded depending on what Mr. Klammer tells me. Once I get his information I will give a recommendation to the Mayor. I am pleased to advise that today I received a message from URS and CSX that they will be doing the Roberts Road rail crossing sometime between now and Thanksgiving. They have not given me a firm schedule but said that they would be in contact with me on giving notices that the road will be closed for a period of days why the work is being done. I will keep both the Mayor and Council advised. As far as South Lakeshore Blvd. we have approximately two and one half weeks to go from today when we will be finished with the concrete road work and concrete aprons and sidewalks. Because of the time of year the restoration of the tree lawns will have to wait until spring. We have been battling the underground utilities, specifically, the cable company as well as AT&T – we have been finding the cables very, very shallow – some right against the concrete of the driveway and some an inch or two under the grass. As a result the contractor broke several lines and it has caused inconvenience to the residents – therefore, we apologize. But, they are unduly shallow. The contractor made his best efforts. I am also continuing to work with Mr. Semik and ODOT on the signal upgrade and getting the signals all timed. I have also been working on miscellaneous items concerning the City and the Administration. This concludes my report and I am open for questions.

Mr. Lajeunesse: Mr. Gwydir, could you please, just to make sure I got that – what was it about the rebid of Houston Fisher pool and ORC?

Mr. Gwydir: The Houston Fisher pool bid was broken into three separate contracts – the pool, the electrical and the plumbing. Certain of those contracts came in underneath and subsequently may be awarded per the ORC. There seems to be a difference of opinion about whether I can give the recommendation of awarding the individual contacts instead of as a whole.

Mr. Lajeunesse: What is going to be the back-up plan if that does not happen?

Mr. Gwydir: I have not developed a back-up plan, quite frankly. This will require further direction from the Administration.

Mr. Lajeunesse: With the Administration wanting to go with that total – Mr. Condron, before it comes to my Committee I would like to know where all those monies are going to be coming from for the project as well as the expenditures and revenues for next year and how that will play out in the whole process.

Ms. Vaughn: I cannot understand what you mean – you asked for bids and got three separate packages – so, you would give the plumbing but not the electrical – how will the others get done?

Mr. Gwydir: It would probably be the intention that possibly at your sole discretion, quite frankly, we would do one more or combination of contracts for the amounts that did not exceed. However, I am not sure I am going to make that recommendation to the Administration – that is my question for Mr. Klammer. Whether in fact it would be reasonable to proceed with the three separately – any extra funds would be for discussion.

Mr. Klammer: I think your question is exactly the question I am looking into. From what I understand there were a couple of the sub parts that came in below bid and a couple that came in above. I think Mr. Gwydir speaks correctly to your question as well – does it make any sense to award the ones that came in under the expectations, not knowing where we will go with the rest.

Ms. Vaughn: The pool is very important to the residents in my Ward. That is why I am deeply concerned that it is done properly and I don't think we should let out the plumbing and not have money for the electrical or pool itself and going out piece-meal and start something we can't finish. That is why I asked the question about the process.

Mr. Klammer: Your question is the exact same question he sent to me.

Mr. Lajeunesse: This is in regards to the back-up plan – so, you have no idea what you would do from this point?

Mr. Gwydir: I will have to look for direction from the Administration.

Mr. Lajeunesse: Would it be possible for you to share with me why we don't seem to be getting many bidders for this package. How many companies?

Mr. Gwydir: In this particular instance we had two electrical companies and a plumbing and heating company.

Mr. Lajeunesse: But, we are not getting any pool companies – companies that work on pools.

Mr. Gwydir: There are pool companies which have submitted to Miller for specialized pool equipment as I understand it.

Mr. Lajeunesse: But, not as a total package.

Mr. Gwydir: No, Sir.

Mr. Lajeunesse: Is that usually the way it goes in most communities when they redo a pool?

Mr. Gwydir: It is not uncommon because pool people specialize - this is not unusual.

Mr. Lajeunesse: I appreciate your information.

Mr. Knuchel: Mr. Gwydir, have you had any further communications about the cracked aprons on Roberts Road?

Mr. Gwydir: I have not heard from contractor since I talked to him about reaching the subcontractor who did the aprons. Subsequent to that I did written communication to Ropper Construction asking them to get back to me with a schedule for repairs. I also spoke with one resident on the street who was referred to me by the Mayor.

Mr. Knuchel: Was that one of the ten that we had already looked at?

Mr. Gwydir: He was one of the affected residents.

Mr. Knuchel: You are working on the signalization program and syncing up all the lights? I have received a lot of comments – it seems to be around 4:00 p.m. – 6:00 p.m. on Lakeshore Blvd. and S.R. 91 that there are difficulties. And, also in the morning at approximately 7:00 p.m. in the same areas. I was wondering also – we have been playing around with the blinking lights – my best guess was they were going off at 10:00 p.m. at Roberts Road and several roads down the street and coming back on after 6:00 a.m. There have been several instances where they have not been working that way. Are you still working the bugs out of the system?

Mr. Semik: Yes. Some of these problems have been corrected – this is the first I have heard that the lights are not going back.

Mr. Knuchel: There were two days that did not happen – about three weeks ago. But, I just wanted to make you aware that those issues were coming up so if you were still working on the system you could correct them also.

Mr. Semik: I am in contact with them until the system is completed – so, if you have any problems or questions give me a call and I will relay them.

Mr. Knuchel: Thanks for your attention on these issues.

Mr. D’Ambrosio: As far as the Roberts Road crossing I appreciate all the hard work you have done – we all do – I just got a call the other day from someone on Cove Court asking about it. Thank you very much – let’s hope for the best.

Mayor Andrzejewski: If you thought the Federal government was difficult to work with – try dealing with CSX.

Mr. Elshaw: One last thought on the pool. Mr. Gwydir, when you do your analysis one suggestion to yourself and the Mayor would be to go back and reassess the minimum cost required to refurbish that pool. I think it would be a good idea to take another look at that.

Mayor Andrzejewski: That is what we are going to do.

There were no further questions of Mr. Gwydir.

POLICE CHIEF – John Ruth

Chief Ruth was absent and excused.

FIRE CHIEF – Ted Whittington

Chief Whittington: I would like to thank you personally for your words regarding the levy. We have been trying to get our message out to the people. I would also like to thank Council



for moving forward on the ambulance purchase. The ambulance that has been used by the Police and Fire Department as an investigative unit is currently out of service. You may have seen in the news that we participated with other Fire Departments in moving about 80 patients from Lake East Hospital to the new Tri Point in Concord. The advantage of this was two- fold – it was a necessary thing and it also gave us instruction on how we would vacate a facility such as a hospital or sporting event. We were able to finish the transport ahead of schedule. Regarding the H1N1 status – we are seeing cases within our community – it is suggested that you contact our physician or in the case of a child the pediatrician – the hospitals are being overwhelmed with people who are seeking to see if they have H1N1. They are no longer doing the swab at the hospitals for H1N1 – they will do the swab to see if you have influenza A or B. We need to keep it in perspective. If you get sick – stay at home, drink lots of fluid and treat the fever. This past week the Willoughby/Eastlake school system has notified parents of children in the system that they will try to do a mass inoculation with parents’ consent. The Health Department will actually handle the inoculation and our Fire Department will have a squad present, per protocol, as a support service – we suspect once we start giving inoculations to a lot of kids there may be some who get scared and there may be some instances where someone would pass out. This concludes my report and I am open for questions.

Mr. D’Ambrosio: That is great information. I would like to get together with you so I can put something on my web site.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 8:33 p.m.

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DEREK W. ELSHAW, COUNCIL PRESIDENT

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

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