

**COUNCIL AS A WHOLE COMMITTEE MEETING
MINUTES
TUESDAY
MARCH 9, 2010**

Council President Mr. Morley opened the meeting at 7:00 p.m. Members of Council in attendance were Mr. D'Ambrosio, Mr. Knuchel, Mr. Hoefle, Ms. Vaughn, Mr. Lajeunesse, Ms. DePledge and Council President Mr. Morley. Also attending was Council Clerk Mrs. Cendroski.

Attending from the Administration were Mayor Andrzejewski, Law Director Mr. Klammer, Finance Director Mr. Condron, City Engineer Mr. Gwydir, CBO Mr. Stigalt and Police Chief Ruth.

Also in attendance were members of the public.

LEGISLATION PROPOSED:

02-09-(01): Agreement: Subrecipient Agreement: 2009 CDBG Program Grant:

Mr. Morley: The first item on the agenda is Legislation No. 02-29-(01) – an agreement for the Subrecipient Agreement for the 2009 CDBG Program Grant.

Mr. Knuchel: This is an agreement for our 2009 CDBG Grant for our person in the Building Department. This is for \$20,000 and it will be on tonight's agenda.

Mr. Morley: Are there any comments or questions?

There were no comments or questions.

Upon review by the Committee, there were no objections to move forward with Legislation No. 03-09-(01) for passage at the evening's regular Council meeting.

03-09-(02): Adoption: February, 2010 Codified Ordinance Replacement Pages:

Mr. Morley: The next item on the agenda is Legislation No. 03-09-(02) – an adoption of the February, 2010 Codified Ordinance replacement pages.

Mr. Knuchel: This is for our Codified Ordinance replacement pages for the new legislation and the revision of the legislation that we have done in 2009. This will be on tonight's agenda.

Mr. Morley: Are there any comments or questions?

There were no questions or comments.

Upon review by the Committee, there were no objections to move forward with Legislation No. 03-09-(02) for passage at the evening's regular Council meeting.

03-09-(03): Amendment: City Ordinance Section 155.26 "Bonds:"

Mr. Morley: The next item on the agenda is Legislation No. 03-09-(03) – an amendment for City Ordinance Section 155.26 “Bonds.”

Ms. Vaughn: This is a change to Ordinance 155.26 decreasing the amount of bonds for “Faithful Performance” and increasing the bonds for “Theft and Dishonesty” to \$500,000 for listed employees.

Mr. Morley: Are there any comments or questions?

There were no comments or questions.

Upon review by the Committee, there were no objections to move forward with Legislation No. 03-09-(03) for passage at the evening’s regular Council meeting.

03-09-(04): Amendment: Conditional Use Permit: Health & Fitness, Inc., 35665 Curtis Blvd., Eastlake:

Mr. Morley: The next item on the agenda is Legislation No. 03-09-(04) – an amendment for a Conditional Use Permit for Health & Fitness, Inc., 35665 Curtis Blvd., Eastlake.

Mr. D’Ambrosio: This is a renewal for the Conditional Use Permit and an amendment because the company incorporated. The Conditional Use Permit needs to be in the company’s name instead of the business owner. This was moved forward by the Committee and will be voted on this evening.

Mr. Morley: Are there any comments or questions?

There were no comments or questions.

LEGISLATION PENDING:

There was nothing in Legislation Pending.

MISCELLANEOUS

Conditional Use Permit Renewal: Chase Bank, 35400 Vine Street, Ste. A, Eastlake:

Conditional Use Permit Renewal: Health & Fitness Equipment Center, Inc., 35665 Curtis Blvd., Eastlake:

Mr. Morley: The next two items on the agenda are a Conditional Use Permit Renewal for Chase Bank, 35400 Vine Street, Ste. A, Eastlake; and a Conditional Use Permit Renewal for Health & Fitness Equipment Center, Inc., 35665 Curtis Blvd., Eastlake.

Mr. D’Ambrosio: These are your typical 3-year renewals. They were discussed in the Planning Committee Meeting and it was decided to move these forward by the Committee. I will make a Motion during my report.

Mr. Morley: Are there any comments or questions?

There were no comments or questions.

Upon review by the Committee, there were no objections for Mr. D'Ambrosio to make a Motion to move forward with the Conditional Use Permit Renewal for Chase Bank, 35400 Vine Street, Ste. A. Eastlake and the Conditional Use Permit Renewal for Health & Fitness Equipment Center, Inc., 35665 Curtis Blvd., Eastlake.

Invoice: The Walter Drane Company: \$1,522:

Mr. Morley: The next item on the agenda is an invoice for The Walter Drane Company for \$1,522.00.

Mrs. Cendroski: This is, basically, the quarterly charge for our Codifications, putting them on-line and providing copies to be distributed to the people that have our Codification Books.

Special Comment

Mr. Klammer: Mrs. Cendroski, I have to apologize for the 155.26 Amendment - I had a question that I had been meaning to ask Mr. Condran. In subsection (c) it should reference subsection (b) instead of subsection (a). We don't have a blanket in "Performance" - we have it in "Theft and Dishonesty."

Mrs. Cendroski: I can fix that in between the meetings.

Mr. Klammer: Thank you.

MOTION TO ADJOURN INTO EXECUTIVE SESSION

Mr. Morley asked for a Motion to adjourn into Executive Session for discussion of matters of personnel regarding the appointment of a Finance Director and for discussion of litigation involving the Superlative Group.

MOTION: Ms. Vaughn moved to adjourn into Executive Session in compliance with Ohio Revised Code Section 121.22, "Open Meeting Law," Mr. D'Ambrosio seconded.

Discussion:

Mr. Knuchel: I will vote "yes" for the appointment and "no" for the Superlative Group unless there is new information that we have not yet received. Mr. Klammer is there new information?

Mr. Klammer: There is no new information. With all due respect I would suggest to you that I need some final guidance one way or another. So if that helps you make a vote one way or another.

Mr. Knuchel: A lot of us have already made our views quite well known. For the people who have just received some of the information maybe they need it. I will be voting "no" to go into Executive Session for the Superlative Group.

Mr. Lajeunesse: I agree with Mr. Knuchel – “yes” on the Personnel and “no” on the Superlative Group.

ROLL CALL: Personnel: Yeas – Unanimous

ROLL CALL: Superlative Group: Yeas – Ms. DePledge, Mr. Hoefle, Mr. Morley
Nays – Mr. Knuchel, Mr. Lajeunesse

The meeting was adjourned into Executive Session for discussion of matters of personnel regarding the appointment of a Finance Director and for discussion of litigation involving the Superlative Group.

Mr. Knuchel: I will excuse myself after the appointment.

MEETING CALLED BACK TO REGULAR COUNCIL MEETING:

Ms. Vaughn moved to adjourn back into the Council-as-a-Whole Committee Meeting. Mr. D’Ambrosio seconded. The meeting was called back to the Council-as-a-Whole Committee Meeting with Mr. Knuchel, Mr. Lajeunesse, Ms. DePledge, Mr. Hoefle, and Council President Mr. Morley in attendance.

ADJOURNMENT

The Council-as-a-Whole Committee meeting was adjourned at approximately 7:37 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

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

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