

**COUNCIL AS A WHOLE COMMITTEE MEETING  
MINUTES  
TUESDAY  
AUGUST 24, 2010**

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

Attending from the Administration were Mayor Andrzejewski, Finance Director Mr. Slocum, Law Director Mr. Klammer, City Engineer Mr. Gwydir and Service Director Mr. Semik.

Also in attendance were members of the public.

**LEGISLATION PROPOSED:**

There was no legislation proposed.

**LEGISLATION PENDING:**

There was no legislation pending.

**MISCELLANEOUS**

**Grant Application: NOACA: SOM Center Road (SR-91) Shared-use Path:**

Mr. Morley: The first item on the agenda is a Grant Application: NOACA: SOM Center Road (SR-91) Shared-use Path. This will be Legislation No. 08-24-(01) and Mr. Knuchel will make the Motion to add this item to the agenda.

Mayor Andrzejewski: One of the things the residents have asked for in the last years is if we could do anything to fix up the bike path. We found out that we can apply for a grant which we are asking Council to approve to NOACA to completely redo the bike path. As you know that is one of our most used recreation areas and road use in the City. Mr. Gwydir, I believe we are paying 20% of the cost?

Mr. Gwydir: That's correct, Mayor.

Mayor Andrzejewski: That's a good deal for our money that NOACA is paying 80% of the cost and the City is paying 20% of the cost.

Mr. Slocum: If I may add that 80/20 is relevant to the construction clause cost and does not include the engineer's upfront cost design which I would anticipate to be somewhere in the neighborhood of \$40,000 to \$50,000 based on a \$500,000 project.

Mr. Gwydir: It's typically 10% on the design side and 10% on the construction, administration, and inspection side. The construction, administration and inspection are covered in the grant.

Mr. Slocum: So both of these cost sides are covered in the grant?

Mr. Gwydir: No, the design is not covered.

Mr. Slocum: That's what I said and that's typically 10%, which is \$50,000 to \$55,000.

Mr. Morley: That was my question I had. I had the Council Clerk do some research since we were given this bit of notice. I don't have an issue applying for the grant. I just wanted to make sure before we did it that we were not held if we got this grant and that we would have to do it in case we don't have the funds. I've also asked for Mr. Klammer to check if we could use this out of the Road Levy Fund because then I would know we would have the money. Other than that, obviously, next year the budget is going to be really tight and we will have to take a look at that.

Mr. Gwydir: Applying for this grant just gives you place hold. You are under no obligation to take it if you don't have the money. It can be pushed back into the planning cycle. I'm aware of some projects that have been pushed back as much as 10 years in the planning cycle. This just gets you into the cycle.

Mr. Klammer: I did do an initial review of the issue and indicated that my inclination was that we couldn't use the Road Levy as funds, but because I knew it was important I asked Mr. Sharp to give it a look see because I didn't want you to miss an opportunity. We have exchanged voice mails and we haven't connected on that as of today.

Mayor Andrzejewski: If you ask your residents who live in that area and use that bike path you will find that's one of the things that they really want. Let me use an analogy - if you do a room addition to a house and the contractor says, "It costs \$100,000 but I'm a great guy and will be paying \$80,000 of the cost." I think we should strongly look at this deal.

Mr. Morley: We are well aware of that and we are not saying that we are not going to look at this deal. I just want to make sure that we didn't apply for a grant if we don't have the money to do that. All seven of us up here, unless I'm mistaken, are fine with repairing the bike path. We just want to make sure we have the money.

Mr. Knuchel: How long did we know that this application was due and what is the time frame? I hate to be pushing all of this stuff at the last minute. This seems like this is another item that we are being asked to push through. Not that going out for the grant is a big deal but it is another issue that has been pushed through Council again. I think most people are aware of my stance regarding things getting pushed through without the proper channels.

Mr. Gwydir: Point well taken and I apologize for this. We have been thinking about this for a couple of years and I have made other applications and in this particular application there were some funds that were going to come available for a petition that needed to be made in July but we found out that the funds would not cover a bike path. We did become aware at that time that we could apply for these particular funds that became available. It did not become known to me until this past Friday, for which I apologize, that legislation was required to make the application.

Typically, we find that the application doesn't require legislation just the acceptance so I do apologize for bringing this to Council at the last moment.

Mrs. Cendroski: I spoke with Ms. Joyce Bond and I think Mr. Gwydir can back this up that if Council chooses tonight to not discuss this further that the information that will be sent on can stipulate that Council is considering it and will be then passing legislation on September 14, 2010 and then it could go on the September 14, 2010 agenda if you want to talk about it in Committee or Council-as-a-Whole Committee for the next time.

Mr. Knuchel: Thank you for that clarification that helps a lot. Again, this is a worthwhile project, Mayor, I have heard it from the people as much as you have that's something that they really want. It's a worthwhile project, again, after I looked at the specs I came up with several questions to ask Mr. Gwydir tonight just before the meeting just to make me feel more comfortable with some of the numbers that were down there. That is why these things need to go to Committee meetings so we can have the time to discuss these things and see if there are alternatives that we might want to look at to some of these issues. I don't know if there is the flexibility there once we go out for the grant to change anything in those specs.

Mr. Lajeunesse: I appreciate our Council Clerk doing the research. I guess my question would be why doesn't the Administration give us the same information that our Council Clerk did so that we could have full information in front of us?

Mayor Andrzejewski: I would like to ask Mr. Lajeunesse if he is for or against the bike path?

Mr. Lajeunesse: I'm for the bike path, absolutely.

Mayor Andrzejewski: Mr. Gwydir just answered your question.

Mr. Slocum: I have two points specifically to Mr. Lajeunesse. Working here at City Hall Mrs. Cendroski and myself work very closely - she had indicated that she was going to research this and a lot of times it's split who's doing what. The fact she is communicating that to you - that is done with the full knowledge of the Administration. We realized last Friday that there was a need to further investigate that and to further report that to the Council. Why it came from your Council Clerk was because this was a task that she took on. Second of all, the question is what if we can't use the Road Fund? We can get the project at least in the hopper and at least rated. We are not committed as to what fund it will come out of at this point. We still have to go through a lot in the budgetary process to determine where the money can be paid for - it may not be next year and it may not be the year after. At least having the project there and taking this initial step without committing the City to absolutely taking - I think is a very prudent manner to proceed with.

Ms. Vaughn: This would not be the first tip grant that we received and I know in most areas that people are comfortable receiving the grant with a note that the legislation will follow. After the legislation is passed you just send them a copy. So if the Finance Committee wants to review it

with more questions it's not going to impede the process at all. I am for the repair of the bike path.

Mr. Knuchel: In my mind that wasn't the question. My feelings are that these matters should go to committee in case there are any questions that need to be answered. I'm of the same opinion that you are. This isn't a big deal, it's something procedural and I'm to the point that I'm getting tired of the same old broken record coming out of my mouth every Council Meeting - "Why aren't we doing this procedurally? Why are we rushing this? Why is this, this, and this happening?" This is my pet peeve.

Ms. Vaughn: It could be handled.

Mr. Knuchel: Absolutely. I don't have a problem with that and it kind of leads into what we were talking about in the Finance Committee - having a 5-year plan out there so we know what expenses we have coming up, know what we have available money wise and we know about the bigger expenses coming up in the near future. That's why I have a hard time approving the final.

Ms. Vaughn: The 5-year plan is fine, Mr. Knuchel, but sometimes opportunities come along that you're not anticipating and this just may be one of them.

Mr. Knuchel: Absolutely, but we have no way of knowing...

Ms. Vaughn: What we have on the table.

Mr. Knuchel: Absolutely.

Mr. Morley: Mr. Gwydir do you have something else?

Mr. Gwydir: No.

There were no further questions or comments.

Upon review by the Committee, there were no objections for Mr. Knuchel to make a Motion to add Legislation No. 08-24-(01) to the evening's agenda at the regular Council meeting.

#### MOTION TO ADJOURN INTO EXECUTIVE SESSION

Mr. Morley asked for a Motion to adjourn into Executive Session to consider matters of litigation between the Superlative Group vs. the City of Eastlake.

MOTION: Ms. Vaughn moved to adjourn into Executive Session to consider matters of litigation between the Superlative Group vs. the City of Eastlake. Mr. D'Ambrosio seconded.

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

The meeting was adjourned into Executive Session to consider matters of litigation between the Superlative Group vs. the City of Eastlake.

MEETING CALLED BACK TO REGULAR COUNCIL MEETING:

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

ADJOURNMENT

The Council-as-Whole Committee meeting was adjourned at approximately 7:19 p.m.

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DENNIS MORLEY, COUNCIL PRESIDENT

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

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

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