

**COUNCIL AS A WHOLE COMMITTEE MEETING
MINUTES
TUESDAY
FEBRUARY 14, 2012**

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

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

Also in attendance were members of the public.

LEGISLATION PROPOSED:

02-14-(01): AMENDMENT: SECTION 155.06 "SICK LEAVE TO BE CUMULATIVE: RETIREMENT PROVISION"

Mr. Morley: Mr. Hoefle?

Mr. Hoefle: This is an amendment to our sick leave ordinance – 155.06. It was amended to comply with the Union contracts. The 155 employees agreed to go with the Union agreement and we agreed to move this matter forward.

02-14-(02): AMENDMENT: SECTION 155.31 "PERSONAL DAYS"

Mr. Morley: Mr. Hoefle?

Mr. Hoefle: This was also an amendment to 155. Section 155.31 "Personal Days" – this was also part of the Union agreements and the 155 employees agreed to it. We agreed to move it forward to this evening's agenda.

02-14-(03): AMENDMENT: SECTION 351.10 "NIGHT PARKING OF COMMERCIAL VEHICLES AND WATERCRAFT: RESTRICTIONS"

Mr. Morley: Mr. Hoefle?

Mr. Hoefle: This was for overnight parking. We had an issue in which a resident of the City parked at WalMart and it was a violation of our ordinance. Chief Reik?

Chief Reik: You could not park a commercial vehicle on any lot unless it was for the specific business.

Mr. Hoefle: We amended the ordinance to allow them to park but they have to contact the Police Department first and obtain approval.

Mayor Andrzejewski: Also if the business has no objections.

02-14-(04): CUP AMENDMENT/RENEWAL: ALUMINUM HOME IMPROVEMENT, LLC, 36225 REEVES ROAD, EASTLAKE, OH

02-14-(05): CUP AMENDMENT/RENEWAL: MAC'S CONVENIENCE STORE, LLC DBA CIRCLE K #5252, 36170 LAKESHORE BLVD., EASTLAKE, OH

02-14-(06): CUP AMENDMENT: ZERO GRAVITY XTREMES, LLC, 34675 MELINZ PKWY., EASTLAKE, OH

02-14-(07): CUP AMENDMENT/RENEWAL: MONREAL FUNERAL HOME, INC., 35400 CURTIS BLVD., EASTLAKE, OH

Mr. Morley: Mr. D'Ambrosio?

Mr. D'Ambrosio: These items were discussed in the Planning Committee meeting held on January 31st. The first one for Aluminum Home Improvement, LLC, 36225 Reeves Road was a typical amendment and renewal. Legislation No. 02-14-(05) was for Mac's Convenience Store, LLC dba Circle K – this one had some discussion with it. A resident mentioned that the parking lot was in pretty bad shape – it is actually in very bad shape as far as concrete lifting. It is difficult to drive around there. I spoke with Mr. Stigalt and he looked at it. Our zoning inspector for property maintenance sent a violation letter and it mentions Code 1389.07 “paved ground shall be maintained in good repair free from debris, chuckholes, loose gravel, loose asphalt, loose concrete...” He reached the owners who advised that when the weather becomes more conducive they would pull permits and fix the concrete. This should not be a problem and they will be keeping an eye on it to be sure it is done. Legislation No. 02-14-(06) is an amendment to Zero Gravity Xtremes – this company wants to incorporate laser tag. Zero Gravity has those inflatables – my 7 year old granddaughter calls it the bouncy place. It is a lot of fun. They are taking over the two units next to them to incorporate laser tag. They brought it to Council first because it is going to be costly for them and they wanted to see if this was something that would be approved by Council. There were no objections from Council. They do know they have to obtain all their building permits and follow all the City ordinances and have an inspection by the Fire Department for any fire issues. Legislation No. 02-14-(07) is a permit for Monreal Funeral Home – this is just an amendment and renewal and there were no problems.

02-14-(08): RESOLUTION IN OPPOSITION: ALTERNATIVE LOCAL GOVERNMENT FUND DISTRIBUTION FORMULA REPEAL

Mr. Morley: I asked the Clerk to prepare a resolution that we will send to the County Commissioners stating that we are not in agreement with them changing the formula of the Local Government Fund. The City would lose \$279,126.65 with this change. As we are all aware they are going to increase the sales tax as of April 1st and they are also looking to take some of the City's share of the Local Government Fund. I understand what is going on – I think all of us do. Everyone wants to balance the budget but unfortunately when the State did –and now the County – the cities are the ones in the end that have to pay for it. Then we have to go out and – we have three levies on the ballot on March 6th and there is a school levy and a senior levy – we are looking to try to keep what we already have intact so we don't have to ask anymore of our residents. That is what this resolution is about.

Mayor Andrzejewski: I want to thank Council for doing this. As you know I am in full agreement with this for the same reasons. The State cuts the funding to the cities and now the

County wants to do it. This is a long standing formula and with the ½ percent sales tax increase I don't understand why they are bringing this up. It is good we are out there providing a resolution right off the bat that we are opposed to this. I cannot imagine any City going along with this.

02-14-(09): ADOPTION: CITY CODIFIED ORDINANCE REPLACEMENT PAGES

Mr. Morley: Ms. Vaughn?

Ms. Vaughn: We received an invoice in the amount of \$1,189.97 from Walter Drane for the update of the City's codified ordinances and I will be making a motion to approve the payment during the Council meeting.

02-14-(10): CONTRACT: BROWNING FERRIS INDUSTRIES OF OHIO INC., A WHOLLY OWNED SUBSIDIARY OF REPUBLIC SERVICES, INC.: MUNICIPAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES

Mr. Morley: For those of you who have been coming to the meetings the last three or four months and reading the Gazette articles we advertised for bids for our garbage pickup and recycling and tonight we are going to vote on awarding a bid to Republic Services. Mr. Slocum, do you wish to talk about a few of the items?

Mr. Slocum: I was so pleased with the bid results we received. As I reported to Council earlier this year if we would have had to continue to bill ourselves we would be billing the residents \$45 a quarter for the rubbish pickup which would not have included the curb side recycling. It came in at \$40.47 a quarter which is 10% less than what we could bill for ourselves because we had to make up any of the delinquencies that we experience. I think this is truly a win for the residents of the City of Eastlake and I strongly recommend its passage.

Mr. Morley: For the residents in the audience – the City of Eastlake will no longer be collecting the money. The money you will be billed for will go directly to Republic Services and that will start sometime in March when they will send out information. The curb side recycling will be every other week and everyone will get a 64 gallon bin dropped off at their house for the recycles. There will be no more recycling containers around the City as we have now. You will not be writing a check to the City of Eastlake anymore. The City will be out of that business. That saves us about a quarter of a million dollars a year that we were subsidizing before.

Mr. Slocum: And it will save the residents \$18 per year versus if we had to keep it. The industry is able to deliver this cheaper than what we could.

Mr. Morley: Are there any questions from Council? This will be on this evening's agenda for adoption.

There were no further questions or comments.

LEGISLATION PENDING:

There was no Legislation Pending:

MISCELLANEOUS

CONDITIONAL USE PERMIT RENEWALS:

SHERWIN SHOOTING SPORT, LLC, 33140 VINE STREET, EASTLAKE, OH
WILLO-LAKE CHURCH OF THE NAZARENE DBA AGAPELAND DAYCARE AND
PRESCHOOL, 34950 LAKESHORE BLVD., EASTLAKE, OH

Mr. Morley: Mr. D’Ambrosio?

Mr. D’Ambrosio: These two were also discussed in Planning Committee held on January 31st. For Sherwin Shooting Mr. Matheke brought up a good point and we asked Chief Reik about it. You probably saw in the paper there was an accidental discharge at that location and a guy got shot and severely injured. It is basically set up the same way as our range and there is nothing that can be done other than to be careful. There are accidental discharges when you shoot – it happens occasionally. There was not anything the City could do. The Chief advised it was set up the same way as the Eastlake firing range. So, we did move this item forward. Willo-Lake Church of the Nazarene’s renewal was also moved forward by the Committee and I will be making a motion on these during my report.

THE WALTER DRANE COMPANY: INVOICE: \$1189.97

Mr. Morley: Ms. Vaughn?

Ms. Vaughn: As I mentioned before I will be making a motion tonight to pay this invoice.

There were no further comments or questions.

PRESENTATION: WILLOUGHBY/EASTLAKE SCHOOL LEVY

Willoughby Eastlake Superintendant Thompson made a presentation on the needs of the Willoughby/Eastlake School levy which will appear on the March 6th ballot.

ADJOURNMENT

The meeting was adjourned at approximately 7:33 p.m.

dac

APPROVED: _____

DATE: _____