

**EASTLAKE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
MARCH 13, 2012**

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. Morley at approximately 7:02 p.m.

The Pledge of Allegiance was led by Ms. DePledge.

ATTENDEES

Members of Council in attendance were Ms. DePledge, Mr. Matheke, Mrs. Quinn-Hopkins, Ms. Vaughn, Mr. D'Ambrosio and Council President Mr. Morley. Mr. Hoefle was absent and excused. Also attending was Council Clerk Mrs. Cendroski.

Those attending from the Administration were Mayor Andrzejewski, Law Director Klammer, Service Director Semik, CBO Stigalt, City Engineer Gwydir, Police Chief Ruth and Fire Chief Whittington. Finance Director Slocum was absent and excused.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – FEBRUARY 28, 2012

MOTION: Ms. Vaughn moved to approve the minutes of the Regular Council Meeting of February 28, 2012. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Morley

Meetings Scheduled

Mr. Morley: The next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, March 27, 2012 at 7:00 p.m. The Regular Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

Mayor, have you talked to Republic Waste as to when they are going to send out more information on the change in garbage collection?

Mayor Andrzejewski: The letter has been composed but I did not get a firm distribution date – the letter is very concise and it clearly indicates in big letters that the City is not billing anymore and that all questions should be referred to Republic.

Mr. Morley: The Blvd. of 500 Flags Committee will start replacing some of the poles in April. With some of the donations we have received and a discount received from T & D we have been able to raise enough money to replace 150 poles. In April there will be more information from the Committee. It was decided at the last meeting to have a poker run through Post #678 to try to raise some more money. While we will not be able to replace all the poles but the 150 poles is a great start. I thank everyone who have donated and the veterans at VFW Post #678.

COMMUNICATIONS & PETITIONS

A communication was received from the Administration regarding an update to the Lake County Solid Waste Management Plan. Mr. Morley explained that this was discussed in Council-as-a-Whole Committee and would be added to the evening’s agenda as Legislation No. 03-13-(12).

COMMITTEE REPORTS:

- Finance Committee – Ms. Vaughn, Chair  
Mr. D’Ambrosio  
Ms. DePledge
  
- Ordinance Committee – Mr. D’Ambrosio, Co-Chair  
Planning Committee Mr. Hoefle, Co-Chair  
Recreation Committee Mr. Matheke  
Safety Committee
  
- Service/Utilities Committee – Mr. Matheke, Chair  
Mr. Hoefle  
Mrs. Quinn-Hopkins

Mr. Morley: The only Committees that met have been the Planning Committee and Ordinance Committee.

PLANNING COMMITTEE - Mr. D’Ambrosio, Mr. Hoefle

Mr. D’Ambrosio: The Planning Committee met on February 27<sup>th</sup> – we touched on this briefly in the Council-as-a-Whole Committee. There were conditional use permit amendments and renewals for Little Learners Too, Inc., 36721 Lakeshore Blvd., Bear Limited, LTD dba Hide Away Bar & Grill, 35575 Lakeshore Blvd., Trader Jack’s, Inc., 35901 Lakeshore Blvd., and Barb’s Tax and Accounting Service, LLC, 1315 East 354<sup>th</sup> Street. The Building, Tax and Fire Departments were all satisfied that conditions have been met so there were no objections from the Administration or Council. I will make a motion on these. Also the Planning Committee had a meeting on March 6<sup>th</sup> with all members of Council present as well as Mr. Klammer and Service Director Semik. Mayor Andrzejewski and Mr. Stigalt were absent and excused. There were several amendments and renewals on the agenda for JP Morgan Chase Bank, N.A., 35400 Vine Street, American Croatian Lodge, 34900 Lakeshore Blvd., Thomas and Susan Lanese dba Miss Kimberly’s, 34799 Curtis Blvd., Child Care on the Vine, LLC, 33312 Vine Street, and Patrician Party Center, 35150 Lakeland Blvd. The Police, Fire and Tax Departments were all good with these and we moved them forward with no objections or questions from Council or the Administration. Renewals were also approved for B & R Vine, Inc., dba Manny’s Place and Rolling the Dice, LLC dba Circle Lounge and there were no problems with those. The renewal for Sonia & Brothers, Inc. dba Radisson Hotel and Suites was held in Committee due to a lawsuit – they are starting to make some progress and it was suggested by the Law Director and Finance Department to hold this in Committee until some of these issues are resolved. The next renewal was One Wellness, LLC, 34650 Melinz Parkway for which there were no problems. The Committee agreed to move all these forward. The amendments appear on the agenda and I will be making a motion on the renewals:

Conditional Use Permit Renewals

MOTION: I hereby move to approve the Conditional Use Permit renewal requests for:

- Little Learners Too, Inc., 36721 Lakeshore Blvd., Eastlake
  - Bear Limited, LTD dba Hiway Bar and Grill, 35575 Lakeshore Blvd., Eastlake
  - Trader Jack's, Inc., 35901 Lakeshore Blvd., Eastlake
  - Barb's Tax and Accounting Services, LLC, 1315 East 354<sup>th</sup> Street, Eastlake
  - JP Morgan Chase Bank N.A., 35400 Vine Street, Eastlake
  - American Croatian Lodge, Inc., 34900 Lakeshore Blvd., Eastlake
  - Thomas & Susan Lanese, Inc. dba Miss Kimberly's, 34799 Curtis Blvd., Eastlake
  - Child Care on the Vine, LLC, 33212 Vine Street, Eastlake
  - B & R Vine, Inc. dba Manny's Place, 33647 Vine Street, Eastlake
  - Rolling the Dice, LLC dba Circle Lounge, 34598 Lakeshore Blvd., Eastlake
  - One Wellness, LLC, 34650 Melinz Parkway, Eastlake
  - Patrician Party Center, Inc., 35150 Lakeland Blvd. Eastlake
- Mr. Matheke seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The Conditional Use Permit renewals are approved.

ORDINANCE COMMITTEE – Mr. D'Ambrosio, Mr. Hoefle

Mr. D'Ambrosio: Mr. Hoefle Chaired the Ordinance Committee meeting in which we discussed the proposed amendment to Section 951.03 "Compliance Documents". This had to do with point of sale inspections. As we said in Council-as-a-Whole Committee Mr. Hoefle had some other questions that he was not able to get answered before he left to go out of town on business and the Committee had no problems with the suggestion that this item be referred back to Committee for further discussion.

Before I conclude my reports I would like to pass my condolences to Mrs. Cendroski on her Mother's passing last week. A lot of us here know what that is like - our condolences to her.

This concludes my report and I am open for questions

There were no questions of Mr. D'Ambrosio.

WPCC COMMITTEE – Mr. Matheke

Mr. Matheke: The WPCC Committee held its joint meeting with Willoughby on March 7<sup>th</sup>. In attendance from Council was Mrs. Quinn-Hopkins, Mr. Hoefle, Council President Morley and me. In attendance from the Administration were Service Director Semik and City Engineer Gwydir. The main item from the meeting was that we were still awaiting approval from the EPA for our "repair plan" from the SSES study performed last year. Hopefully they will approve it and we will not be front loaded with millions of dollars in repairs. We do have a plan that goes to 2040 to get all the repairs done. We discussed a lot of things – we received a yearend report and the meeting was to review that report in laymen's terms. Mr. Gwydir, thank you for your attendance – it made things go a lot smoother. I will be making the following Motion:

Legislative Recommendation

MOTION: I hereby move to add Legislation No. 03-13-(12) to the evening's agenda approving the Solid Waste Management Plan Update (March, 2005) of the Lake County Solid Waste Management District. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 03-13-(12) is added to the evening's agenda.

FINANCE COMMITTEE – Ms. Vaughn

Ms. Vaughn: I would like to remind everyone that a Finance Committee meeting has been scheduled for Tuesday, March 20<sup>th</sup> at 6:00 p.m. at which time we will review the January and February financial statements. Of course, it is open to the public and they are urged to attend. Also, I am on the Riverfest Festival Committee. It is quite an exciting undertaking and is a very active, interesting group. Our next meeting is planned for Thursday, March 22<sup>nd</sup> at 6:00 p.m. here at City Hall. We have people from the Historical Society involved, the Salmon Association and residents from the City. One person has been in charge of the car show for many years. Mr. Evers is our Treasurer and we already have a bank account open. We are busy trying to get sponsors and are open for any ideas of new activities. It will be a four day festival – August 2<sup>nd</sup> to the 5<sup>th</sup>. There will be a parade on Saturday. A lot of people have a lot of ideas so if anyone wants to be involved they are encouraged to come to our next meeting. This concludes my report.

There were no questions of Ms. Vaughn.

ECONOMIC & COMMUNITY DEVELOPMENT COUNCIL – Mrs. Quinn-Hopkins

Mrs. Quinn-Hopkins: I am very excited that we have 150 new flagpoles going in – that is a wonderful thing and I cannot help thinking how delighted Mr. Barclay would have been to know that was happening right now so soon after his passing. My sympathy to Mrs. Cendroski on losing her mother – I deeply sympathize. The Economic & Community Development Council meeting is scheduled for Thursday, March 15<sup>th</sup> at 6:00 p.m. here in City Hall. This concludes my report.

There were no questions of Mrs. Quinn-Hopkins.

PORT AUTHORITY LIASION – Ms. DePledge

Ms. DePledge: Just a reminder – the Port Authority is scheduled to meet tomorrow night at 7:00 p.m. here at City Hall. Thank you.

Additional Comments:

Mrs. Cendroski: I want to thank everyone for their support with the passing of my Mom. From the time my Mom got sick to now they have been nothing but supportive and understanding. It truly is appreciated. Thank you very much.

RECOGNITION OF THE PUBLIC

Mr. Morley 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.

There was no one who wished to speak.

LEGISLATION PROPOSED - First number will be 2012-015

Requested by: Administration  
Sponsored by: Planning Committee

ORDINANCE NO.: 03-13-(01)

An Ordinance amending Ordinance No. 1995-120, adopted May 23, 1995, and authorizing the issuance of a Conditional Use Permit to Little Learners Too, Inc., 36721 Lakeshore Blvd., Eastlake, Ohio 44095, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2012-015.

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Requested by: Administration  
Sponsored by: Planning Committee

ORDINANCE NO: 03-13-(02)

An Ordinance amending Ordinance No. 2007-024, adopted April 10, 2007, and authorizing the issuance of a Conditional Use Permit to Bear Limited, Inc. dba Hide Away Bar and Grill, 35575 Lakeshore Blvd., Eastlake, Ohio 44095, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2012-016.

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Requested by: Administration  
Sponsored by: Planning Committee

ORDINANCE NO.: 03-13-(08)

An Ordinance amending Ordinance No. 2004-103, adopted October 12, 2004, and authorizing the issuance of a Conditional Use Permit to Child Care on the Vine, LLC, 33212 Vine Street, Eastlake, Ohio, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2012-022.

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Requested by: Administration  
Sponsored by: Planning Committee

ORDINANCE NO.: 03-13-(09)

An Ordinance amending Ordinance No. 1989-227, adopted December 12, 1989, and authorizing the issuance of a Conditional Use Permit to the Patrician Party Center, Inc., 33150 Lakeland Blvd., Eastlake, Ohio 44095, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2012-023.

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Requested by: Administration  
Sponsored by: Ordinance Committee

ORDINANCE NO.: 03-13-(10)

An Ordinance amending Section 951.03 "Compliance Documents", specifically subsection (c) of the Codified Ordinances of the City of Eastlake, and declaring an emergency.

There was no Motion to suspend the rules requiring separate readings and reading in full.

Mr. Morley referred Legislation No. 03-13-(10) to Ordinance Committee.

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ORDINANCE NO.: 03-13-(11)

Requested by: Finance Director Slocum  
Sponsored by: Ms. Vaughn

An Ordinance to re-appropriate for the expenses of the City of Eastlake, State of Ohio, for the period beginning January 1, 2012 and ending December 31, 2012, 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. 2012-025.

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RESOLUTION NO.: 03-13-(12)

Requested by: Administration  
Sponsored by: Council

A Resolution approving the Solid Waste Management Plan Update (March, 2005) of the Lake County Solid Waste Management District, and declaring an emergency.

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

ROLL CALL: Yeas unanimous.

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

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2012-026.

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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: Ever since the announcement that First Energy was going to close our power plant I have been in contact with the First Energy officials and other County Officials – Mr. Evers attended one meeting. I am pleased to announce that we have made some progress. First Energy is applying for and has announced that they will seek permission to turn the coal burning power plant into a natural gas turbine engine driven power plant which will be great for us. We will save approximately 50-60% of the jobs and the property taxes. The burning of the natural gas will eliminate the problem of the coal trains that we all get calls on and also the coal dust that gets on people's homes and cars. I caution everyone – they have applied for this – there as to be approvals done. But, it is a step in the right direction and is very good news for our City. I agree with Ms. Vaughn – I have attended several of the festival committee meetings. We have a very nice group and I think we will have a nice, larger festival this year and it will only continue to get better and I am pleased to see that everyone in that group is contributing. At the last meeting there was a gentleman who spoke about Lakeland Blvd. and working with the Building Department. They gave me a list they keep updating of businesses on Lakeland Blvd. Contrary to what the gentleman said the majority of the buildings on Lakeland are filled. They are not empty. We gave that listing of the businesses and addresses to Council for everyone to see. Sometimes you have to take what people have to say with a grain of salt. There are two sides to every story. This concludes my report.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: Mrs. Cendroski, my sympathies on the passing of your mother. I would like to thank Chief Reik. He went above and beyond in personally trying to hunt down the people at the Radisson to serve them with every subpoena and summons. It could not have got done without him doing that. We sent information to the Mayor regarding WalMart and an easement for the storm water maintenance agreement – it was approved and went to the Mayor for signature today. I have spoke with Mr. Stigalt and the Mayor about the Lakeland business as well as the apartment rental inspection issue and copied Council. You have the litigation update. T our elected officials that ran for office last time around – I wanted to congratulate you – I am a big fan of Eastlake for so many reasons but Eastlake has I think the best residents and best candidates for office. I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Mike Slocum

Mr. Slocum was absent and excused.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: We are working on the Galalina area pump station study in preparation to making application to the OWPC for grants and loans. I am open for questions.

Mayor Andrzejewski: Mr. Gwydir, we are actually submitting for three pump stations?

Mr. Gwydir: Yes. There is one application submitted for three.

There were no further questions of Mr. Gwydir.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: The list of streets to be paved this year will be forwarded to the Administration and Council for review. If you see a street on there or if you know of a street that is not on the list please forward it to me so I can take a look at it. If anyone has seen the story on the shore erosion all you have to do is go up to Willo Beach by Traymore. The City has lost about 20 feet – it is now jeopardizing our fence on the north side. We lost a tree and there is a security pole that has now gone over the side and is in the lake. The DuraPatcher will be going out shortly weather permitting. We are continuing to clean our storm catch basins on S.R. 91 from Lakeshore Blvd. to Vine Street. Hopefully that will help with some of the standing water we have on S.R. 91. This concludes my report and I am open for questions.

There were no questions of Mr. Semik.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt: We sent out about one thousand courtesy letters for property maintenance this year. These are letters to remind the resident there are some items that need to be addressed on their homes and we have given them until June 1<sup>st</sup>. After that we will see how many have been completed and we will work with them through the rest of the summer to try to get them completed. The Mayor and Mr. Klammer have touched on the apartments and Lakeland occupancies. This concludes my report and I am open for questions.

There were no questions of Mr. Stigalt.

POLICE CHIEF – Larry Reik

Chief Reik: I have nothing to report and am open for questions.

There were no questions of Chief Reik.

FIRE CHIEF – Ted Whittington

Fire Chief Whittington: I want to remind everyone to replace their batteries in their smoke detectors. I would like to thank my staff, the Police Department staff and Chief Reik – we had a couple of major events going on in the City – we had a Presidential candidate in community and we also supported the Parmertor family as they honored their son. Chief Reik and I spent a couple of days preplanning and it was a late night for both of us. Obviously, when everyone woke up and did not see anything in the national newspaper everything went smoothly. I thank everyone who was involved. This concludes my report and I am open for questions.

Mrs. Quinn-Hopkins: I was there at the Croatian Lodge when the Presidential candidate came to town and witnessed what a great job our community did in handling two huge events that could have made the City a major national spotlight – we were excellent. Thank you very much. I am proud of you guys.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 7:37 p.m.

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DENNIS MORLEY, COUNCIL PRESIDENT

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

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