

**EASTLAKE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
JUNE 26, 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 7:08 p.m.

The Pledge of Allegiance was led by Mr. Hoefle.

SWEARING IN OF JEFF LICHT AS WARD 4 COUNCILMAN FOR THE CITY OF EASTLAKE

Law Director Klammer administered the Oath of Office to Jeff Licht as Ward 4 Councilman for the City of Eastlake during the Council-as-a-Whole Committee meeting.

ATTENDEES

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

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

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – JUNE 12, 2012

MOTION: Ms. Vaughn moved to approve the minutes of the Regular Council Meeting of June 12, 2012. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D'Ambrosio, Mrs. Quinn-Hopkins, Ms. DePledge,
Mr. Hoefle, Mr. Morley
Abstain: Mr. Licht

Motion carried. The minutes were approved.

SPECIAL COUNCIL MEETING WITH ADJOURNMENT INTO EXECUTIVE SESSION – JUNE 18, 2012

MOTION: Ms. Vaughn moved to approve the minutes of the Special Council Meeting with adjournment into Executive Session of June 18, 2012. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D'Ambrosio, Mrs. Quinn-Hopkins, Mr. Hoefle,
Mr. Morley
Abstain: Mr. Licht, Ms. DePledge

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, July 10, 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.

I would like to wish everyone a safe and happy July 4th. There are fireworks at the stadium. I have received some emails and calls about the fireworks. I want to make sure everyone knows – and I put this in my Gazette article – that the City did not pay for the fireworks. The Captains are putting that on for the City residents. This should clear it up if there are rumors out there that we have taken money out of the General Fund – we did not.

COMMUNICATIONS & PETITIONS

Conditional Use Permit amendment and renewal recommendations were received from the Administration for NAZ Manufacturing, Inc. dba Bullseye T.C. Naz, 250A Erie Road, Eastlake and Jill Bruner dba The Car Wash, 36161 Lakeshore Blvd., Eastlake. These were referred to Planning Committee.

COMMITTEE REPORTS:

Mr. Morley: Since Mr. Matheke has left and Mr. Licht has joined us I have changed a couple of the Committees. The Planning Committee, Ordinance Committee, Recreation Committee and Safety Committee are Co-Chaired by Mr. D’Ambrosio and Mr. Hoefle – I have added Mrs. Quinn-Hopkins as a member of those Committees. Regarding the Service/Utilities Committee, WPCC Committee and Stormwater Management Committee – I have made Mrs. Quinn-Hopkins Chair with Mr. Hoefle and Mr. Licht as members.

Finance Committee –	Ms. Vaughn, Chair Mr. D’Ambrosio Ms. DePledge
Ordinance Committee – Planning Committee Recreation Committee Safety Committee	Mr. D’Ambrosio, Co-Chair Mr. Hoefle, Co-Chair Ms. Quinn-Hopkins
Service/Utilities Committee – WPCC Committee Storm Water Management Committee	Ms. Quinn-Hopkins, Chair Mr. Hoefle Mr. Licht

Mr. Morley: Finance, Ordinance and Planning Committees were held on June 19th.

FINANCE COMMITTEE – Ms. Vaughn, Chair

Ms. Vaughn: As I indicated the Finance Committee met on Tuesday, June 19th with all members of Council present with the exception of Ms. DePledge who was absent and excused. In attendance from the Administration were Mayor Andrzejewski, Finance Director Slocum and Service Director Semik. Under discussion that evening was a State contract for a 30-yard leaf vacuum which was held in Committee until our next meeting. We also had considerable discussion on the Sixth Side Letter with the Lake County Captains. This was the contract I mentioned during my previous report. We had input from the Captains and members of Council and the Administration. It was agreed to move forward with this and this item appears on this evening’s agenda as Legislation No. 06-26-(02). This concludes my report and I am open for questions and I will be in contact with the Council Clerk concerning any additional meetings.

There were no questions of Ms. Vaughn.

PLANNING COMMITTEE – Mr. D’Ambrosio, Mr. Hoefle, Co-Chairs

Mr. D’Ambrosio: As I said in the Council-as-a-Whole Committee meeting the Planning Committee met on June 19th with all members of Council present except for Ms. DePledge who was absent and excused. In attendance from the Administration were Mayor Andrzejewski, Finance Director Slocum and Service Director Semik. One item was on the agenda – a conditional use permit for DJ’S Clubhouse Grille, 35400 Vine Street, Unit #10. It used to be the old Beef O’Brady’s and Xtra Innings. This permit allows them to operate and we wish them the best. Mrs. Quinn-Hopkins, Mr. Morley and I stopped over there for the grand opening. They have good food and I hope they can make that corner work out. This appears on this evening’s agenda as Legislation No. 06-26-(01). This concludes my report and I am open for questions.

There were no questions of Mr. D’Ambrosio.

ORDINANCE COMMITTEE – Mr. Hoefle, Mr. D’Ambrosio, Co-Chairs

Mr. Hoefle: The Ordinance Committee met on June 19th with all members of Council present except for Ms. DePledge who was absent and excused. We reviewed one item – an amendment to City Ordinance Section 1149.05 “Area, Yard and Height Regulations for Industrial Park Districts.” This is for the property by Research Drive. We discussed this before at other meetings and it was determined that we were going to refer this out of Committee with no action taken. At this time we do not feel it is necessary to make any changes to the setbacks until we have someone with a substantial interest in the property. This concludes my report and I am open for questions. There were no questions of Mr. Hoefle.

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.

Rick Ledenican, 3532 Admiral Drive, Eastlake

Mr. Ledenican: I am a business owner here. I love this City and it used to be an embarrassment quite frankly to say you were from Eastlake – why would you want to live there – from the officials, to the police, to the DUI’ s, to the corruption and everything. From Greaselake to Policelake to Mayor Dan DiLi-Trafficant. You name it. It was pretty ugly. Now I am proud to live here. I was born and raised in Willoughby and that is not a City I want to live it – it is a little too uppity and they believe they are and more power to them. Eastlake’s heading that direction very quickly. You guys really work together. I think the neatest thing is and without saying it in certain words – if something happened within a department it is now taken care of because those people are gone. It is not shoveled underneath the rug and sent out to Buffalo and no one knows about it. You guys have all been really working together and taking care of things which makes us proud to live here. This is not me. This town has become very progressive and you can see it on every corner and the Mayor is a good part of that. When I heard about this – this all comes to these cuts – I moved my printing business to Leader Graphics and we are sharing the same building for economic reasons – where Premiere Signs is. We have the digital part and I am certainly not here pushing for any business. But, we had to go through some cuts ourselves and I did not pick one person and say I am cutting your wages because we need to save some money. I went to everybody and we discussed it as a team and said here is what we have to do. I have to take a cut. You guys have to take a cut. Our jobs are on the line – everyone’s position – if

you want to still do what we are doing everyone has to pitch in – we are a team here. Quite frankly when I heard that – it is not right – it is not wrong – it is – what is that all about? Quite frankly I think anyone who does not feel that they should join in on that effort and you are asking one person to do it that everyone else should do the same thing. If you are not willing to join in that effort I think you should be ashamed of yourselves.

Charles L. Price, 88 Sunset Cove Circle, Eastlake

Mr. Price: I would like to state that I think Mayor Andrzejewski is a good and decent man. He has never embarrassed the City of Eastlake. He has never stolen, lied, committed treason or broken any of the rules that he took the oath of office for. As far as I or anyone else knows he has not broken that oath – to man and to God. He has not failed in his job and responsibilities. Eastlake is blessed with great people. We have a wonderful Police and Fire Chief who do a wonderful job for this City. Our Finance Director has done an outstanding job under trying circumstances as has Mr. Semik in the Service Department. So, basically the team that Mayor Andrzejewski has built is a good, reliable team. They are doing a good job. However, I don't feel the action of Council is in the betterment of the citizens of Eastlake. I think this action is similar to a vendetta. If pay is to be reduced why has not Council in good faith reduced all salaries equally across the board? I don't think anyone should get a cut. I don't think the Mayor should. I don't think that salaries should be cut across the board. I know times are tough but I certainly know the City of Eastlake at current pace is living within the size of its budget. We are not in the hole – the ship is not sinking – the economy is getting better and Eastlake is going to make it. So, I don't think the actions befit the reasons that have been given so far. Now each Councilmember sitting up there as evidenced by what Mr. Licht did today – you all took an oath of office when you entered this position and you swore to do a fair and honest job as a Councilmember of the City of Eastlake in representing the residents of this City. In my opinion it is Council that is failing its responsibility and not the Mayor.

Tony Linc, 448 East Overlook Drive, Eastlake

Mr. Linc: I would like to make comments on this Mayor's reduction. Can I ask why you singled out the Mayor and no one else?

Mr. Morley: Let me answer that question. I was going to try to – the Mayor understands the procedures we have to go through, Mr. Linc. By Charter we can only change the Mayor's salary before the next election. The next election is next year in November so we have to look at the salary. Some people asked why we are doing it now. If we would have waited until January when people who want to run for Mayor can pull petitions we would have been accused then as we are now that it is a vendetta against one person. We have no vendetta against this Mayor. There are reasons – you have probably only heard one side – we had four or five Committee meetings on this issue. We cannot ask the Mayor to take a cut right now. We have minutes – and I really did not want to go this route – but we have minutes if you wish to see them afterwards where the Mayor made statements in other meetings on the record that he would take a cut and not go after any other department. We have not made this personal and will not make it personal. If the Mayor's office would like to – before the 2014 budget – hand in what he believes he would want as to cuts this Council would look at everything. For the gentleman that left and I wish he would have stayed we made \$2 million in cuts this last year from all departments except for one. The only department that was not cut was the Mayor's office. So, when that gentleman tells us we should be ashamed I am ashamed we made \$2 million in cuts in every other department in the City and did not ask the Mayor to currently take a cut because we know by Charter that we are not allowed. So, we

did not ask him to take a cut. The reasoning is because we have to do it by Charter. The Law Director is right there and you can ask him if this is not an answer for you. Thank you.

Mr. Linc: I've lived in the City all my life. My parents moved here in 1948. As far as I recall we only had one Councilman-at-Large and then we had two. I do not understand why we need four.

Mr. Morley: We have three at-Large. The Ohio Revised Code calls for a certain amount of Councilman per capita.

Mr. Linc: I still believe that – I think the \$82,000 or whatever he makes a year is low compared to other cities – Willoughby – Painesville. I think for the amount of work the Mayor's position does – no matter who is in as Mayor – I think it should be \$100,000 and you are going to cut him to \$62,000. I don't think that invites too many people to want to run for Mayor at \$62,000 per year. That is my opinion. I ask Council – I don't think it is the right thing to do right now. If there are any cuts they should all be done together. I hate to see anyone get cut in their pay. That is about it. Thank you for your time.

There was no one else who wished to speak.

LEGISLATION PROPOSED - First number will be 2012-049

06-26-(01)

Requested by: Planning Commission
Sponsored by: Planning Committee

ORDINANCE NO.: _____

An Ordinance authorizing the issuance of a Conditional Use Permit to DJ's Clubhouse Grille, LLC, 35400 Vine Street #10, Eastlake, Ohio, 44095, and declaring an emergency.

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

ROLL CALL: Yeas: Mr. D'Ambrosio, Mr. Hoefle, Mrs. Quinn-Hopkins, Ms. Vaughn,
Ms. DePledge, Mr. Morley
Abstain: Mr. Licht

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

ROLL CALL: Yeas: Mr. D'Ambrosio, Mr. Hoefle, Mrs. Quinn-Hopkins, Ms. Vaughn,
Ms. DePledge, Mr. Morley
Abstain: Mr. Licht

Motion carried. Legislation is adopted as Ordinance No. 2012-049.

06-26-(02)

Requested by: Administration
Sponsored by: Finance Committee

RESOLUTION NO.: _____

A Resolution authorizing and directing the Mayor and Director of Finance to enter into an amendment to the Lease Agreement between the City of Eastlake and Cascia, LLC, 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: Ms. Vaughn, Mr. D’Ambrosio, Mrs. Quinn-Hopkins, Ms. DePledge,
Mr. Hoefle, Mr. Morley
Abstain: Mr. Licht

MOTION: Ms. Vaughn moved to adopt. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D’Ambrosio, Mrs. Quinn-Hopkins, Ms. DePledge,
Mr. Hoefle, Mr. Morley
Abstain: Mr. Licht

Motion carried. Legislation is adopted as Resolution No. 2012-050.

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LEGISLATION PENDING

There was no Legislation Pending.

UNFINISHED BUSINESS

Requested by: Council
Sponsored by: Ordinance Committee

ORDINANCE NO.: 2012-045
An Ordinance amending Section 155.01
“General Administration,” of the Codified
Ordinances of the City of Eastlake, specifically
subsections “b and d,” and declaring an
emergency. (Vetoed by Mayor 6/19/2012)

MOTION: Ms. Vaughn moved to override the Mayor’s veto. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D’Ambrosio, Mrs. Quinn-Hopkins, Ms. DePledge,
Mr. Hoefle, Mr. Morley
Abstain: Mr. Licht

Motion carried. The Mayor’s veto of Ordinance No. 2012-045 is overridden.
(Mayor’s reasons for veto are attached hereto and incorporated herein)

NEW BUSINESS

There was no New Business.

ADMINISTRATIVE REPORTS:

MAYOR/SAFETY DIRECTOR – Ted Andrzejewski

Mayor Andrzejewski: When we looked at the budget – this has been brought up before and I addressed it at that time and I will address it again. When we looked at the budget we had budget hearings and divided the City into Police, Fire and City Hall. Included in City Hall were the Service Department, the Finance Department, the Building Department and the Tax Department and the Mayor’s office. When you single out and say the Mayor’s office took no cuts that is not an accurate statement. Because all along we were talking about City Hall cuts. The Building Department had no cuts because there is no one there to cut. The Mayor’s office consists of the Mayor and Executive Secretary. I have very little other budget. I don’t spend money. I don’t go anywhere. I don’t do anything other than be Mayor of Eastlake. So, when we looked at the budget you all know that we looked at City Hall as one group and gave the appropriate budget cut number for City Hall. Cuts were made in Service, cuts were made in Finance. I don’t think there were any cuts in Tax and Building Departments because there is no one there. So, when you say the Mayor’s office did not take a cut that is not an accurate statement because the Mayor’s office was not a separate entity in the budget cuts. It

was Police, Fire and City Hall. Thank you, Captains, for working with us on the Side Letter. Also I put it in my Gazette article that I appreciate the fact that the Captains are stepping up and holding the fireworks for the City of Eastlake residents. It will be a nice event. We usually have the stadium pretty well filled so if anyone is going I suggest you get there an hour before. If there are any community groups who want to participate in the July 4th event we have opportunities for you to set up a table at the concourse – do a drawing or fundraiser or talk about your organization. The Festival Committee is doing a great job. I think we are going to have a very nice festival August 2nd through the 5th. One thing I have been receiving calls on and I have stuck to our guns on this – this year and every year we do not allow political advertising in the parade. People from the County who are running for office are welcome to come but it must say “Joe Smith” period – not elect, not re-elect, not vote for. We have stuck to our guns on that and are taking a little heat on it but that is the right thing to do. When you have a parade it is for the residents and kids. So, we will take their candy but if they want to come to the parade it has to be with their name only. I told them they could bring as many marchers as they want with a name on t-shirts but just don’t say “vote for.” If any of you get any heat on that we are acting as a shock absorber in telling everyone that is the way it is and has been that way for the last 8 or 9 years. This concludes my report.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: Congratulations to our new Councilman. I hope you enjoy yourself. It can be exciting. I am open for questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Mike Slocum

Mr. Slocum: The State Auditors have commenced the audit for the years 2010 and 2011. They have given me a tentative time schedule that says they will be done by the end of July. I am not anticipating any issues with them. I am open for questions.

There were no questions of Mr. Slocum.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: As we had discussed at the WPCC Joint Committee meeting the City of Willoughby is considering shutting down the sludge incinerator in favor of trucking as an economic advantage to them. Presently it looks like they are moving in that direction and I expect a memo sometime this week from Mr. Gorka with all the details. Once they shut down incineration it will not start again. Once then embark on the trucking path they are on that path for good. I am open for questions.

Mr. Morley: Is that considered as anything hazardous when they tanker that sludge?

Mr. Gwydir: No, it is not.

There were no further questions of Mr. Gwydir.

SERVICE DIRECTOR – Mike Semik

Mr. Semik: I only have a couple of items. We are finishing up a project on Wacoka where we have installed storm lines along with several catch basins to help reduce some water issues down there and hope to conclude it this week. We will be then turning our attention to road work and doing some DuraPatching and also getting the roads prepped for the in-house asphalt program. I have a couple of questions – one is regarding the request for the 30-yard leaf box that is being held in Committee. I understand why it is being held in Committee but what I don't understand is if there is going to be a shift in policy as to spending money that is budgeted.

Mr. Morley: Let me stop this right now. As you heard Ms. Vaughn's report we will hear that in Committee again. I suggest if you have anything to add – that you did not add at the last Committee meeting – that you bring it there. I cannot start having statements at this Council meeting. At the next Committee meeting please provide us with whatever you need to. Once you start talking about policy I know where you are going and it is not for this room.

There were no questions of Mr. Semik.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was absent.

POLICE CHIEF – Larry Reik

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

There were no questions of Chief Reik.

FIRE CHIEF – Ted Whittington

Fire Chief Whittington: Congratulations to Councilman Licht. We have a little bit of a history so I am happy for him. I know it was something he wanted to do. On the holiday weekend I remind everyone that it is fireworks time. Use good judgment. I met with Josh from the Captains and we will be doing our part for the City. The Captains have sprinklers in that part of the area and the ground will be nice and moist. We will be very vigilant. I just want everyone to be safe for the holiday and hope everyone has a good time and follows the prescribed rules. I am open for questions.

There were no questions of Chief Whittington.

ADJOURNMENT

The meeting was adjourned at approximately 7:45 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

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

MAYOR'S OFFICE MEMORANDUM
CITY OF EASTLAKE

To: Dennis Morley, Council President
From: Ted Andrzejewski, Mayor/Safety Director
Subject: Veto of Ordinance 155 Changes
Date: June 20, 2012

Dennis:

As per our Charter, I am providing the following information concerning my veto of Ordinance 155 changes.

1. The decrease in salary is targeted at one and only one position and that is the Mayor's position. Economic reasons have been cited at previous committee meetings for the decrease of pay for the Mayor yet other Directors and employees salaries in Ordinance 155 remain unchanged. If decreases are needed for economic reasons, then they should be to ALL EMPLOYEES in Ordinance 155.
2. The Mayor's salary is lower right now (by \$17,500 or 17.5%) than our neighboring cities of Painesville and Willoughby. Both of these cities have comparable populations and physical sizes as Eastlake.
3. Due to elimination of many staff positions at City Hall, the Mayor also performs the duties of Economic Development Director, Human Resource Director, Assistant Service Director, Stadium Manager and Assistant Building Department Director.

I was expecting City Council to do a second reading on the ordinance changes – especially since Council knew I would be on a scheduled vacation week for the meeting. I had expected to address Council in the public meeting at the second or third reading. I would like to request that I be given the opportunity to express my views before Council votes on this at the next meeting.

TA/kg

cc: J. R. Klammer, Law Director
M. Slocum, Finance Director
File