

**REGULAR COUNCIL MEETING
MINUTES
TUESDAY
MAY14, 2019
7:00 P.M.**

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. Meyers at approximately 7:08 p.m.

The Pledge of Allegiance was recited.

ATTENDEES

Members of Council in attendance were, Mr. Kasunick, Mr. Spotton, Mr. Hoefle, Mr. Evers, Mr. Overstreet, Mr. Zuren, and Council President Mr. Meyers. Also in attendance was Council Clerk Mrs. Simons.

Those attending from the Administration were Mayor Morley, Fire Chief Whittington, Service Director Rubertino, City Engineer Gwydir, Finance Director Schindel, and Law Director Klammer. Police Chief Reik and CBO Menn were absent and excused.

APPROVAL OF AGENDA

Regular Council Meeting Agenda –May 14, 2019.

MOTION: Mr. Zuren moved to approve the Agenda for May 14, 2019. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

Motion carried. Agenda approved.

APPROVAL OF MINUTES

Regular Council Meeting Minutes- April 9, 2019

MOTION: Mr. Zuren moved to approve the Regular Council Meeting Minutes for April 9, 2019. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried. Minutes approved.

MOTION: Mr. Zuren moved to approve the Regular Council Meeting Minutes for April 23, 2019. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried. Minutes approved.

PRESIDENT'S REPORT

Meetings Scheduled

Mr. Meyers stated that the next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, May 28, 2019 at 7:00 p.m. The Regular Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

There were no questions for Mr. Meyers.

COMMUNICATIONS & PETITIONS

1. A communication from the Administration to enter into a Fifteenth Amendment to the WPCC Joint Agreement with the City of Willoughby.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
2. A communication from the WPCC to implement the payment procedure for the WPCC Capacity Enhancement Project.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
3. A communication from the WPCC to expend funds for the cleaning of the Plains Road Pump Station Sewage Force Main.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
4. A communication from the WPCC to expend funds for the repairs of the Plains Road Pump Station Sewage Force Main.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
5. A communication from CBO Menn for a Conditional Use Permit for the expansion of existing business at MR Auto Sales Inc. located at 36190 Vine Street, Eastlake, OH 44095.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
6. A communication from CBO Menn for a Conditional Use Permit to Power Home Solar LLC located at 1529 East 365th Street, Eastlake, OH 44095.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
7. A communication from CBO Menn for a Conditional Use Permit for Assembly Group A-Z/Café to Danny Thacker and Anthony Roncalli d/b/a D & A LLC located at 35125 Vine Street, Eastlake, OH 44095.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.
8. A communication from CBO Menn for a Conditional Use Permit for temporary seasonal outdoor sales in the parking lot to Wal-Mart Stores, Inc. located at 33752 Vine Street, Eastlake, OH 44095.
Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.

9. A communication from the Administration to enter into a Grant Incentive with Monopile, LLC.

Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.

10. A communication from Finance Director Schindel to accept the Tax Budget for 2020.

Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.

11. A communication from Finance Director Schindel to reappropriate the expenses beginning January 1, 2019 and ending on December 31, 2019.

Mr. Meyers: This was discussed in Council-As-A-Whole and it is on this evening's agenda.

COMMITTEE REPORTS:

Mr. Meyers: A Finance Committee Meeting and an Ordinance Committee Meeting were held since our last Regular Council Meeting.

Finance Committee Meeting Report-Kimberly C. Evers, Chair

Mr. Evers: Thank you Mr. President. We did have a Finance Committee Meeting this evening. We had one item on the agenda and it was to approve the renewal fire levy on the ballot in November, which was passed by Council.

There were no questions for Mr. Evers.

Ordinance Committee Meeting Report-Jason Kasunick, Co-Chair

Mr. Kasunick: We had one pending matter that we were discussing and it was the deer hunting ordinance. We have received a draft of a deer hunting ordinance from our Law Director. This was discussed and we want to move this forward to place it on the November ballot so that the community as a whole will vote on deer hunting. So we will be finalizing some of the details of the ordinance, but it is something that we want to put on the November ballot. There was some brief discussion of exterior home improvement on Sunday and we decided not to take any action on that. Also the Law Director also let us know that we are going to be receiving some information on opposed ordinance for posting videos, which we want to be setting up video recording equipment to record City Council Meetings and Committee Meetings. That concludes my report and I am open for questions.

There were no questions for Mr. Kasunick.

Mr. Meyers: Mr. Zuren?

Economic & Community Development Committee Report-Michael Zuren, Liaison

Mr. Zuren: Thank you Mr. President. I have an ECDC Report this Friday Mayor Morley, Mr. Kasunick, Mr. Meyers, and I will be going to Eastlake Middle School for their eighth grade clap out for the students. We are going to be presenting twelve students that have received straight A's for the full calendar year awards. Six of the students have received straight A's for their full middle school career. We are really proud of them and we are going to be giving them awards and also thank you gifts from Dollar Bank, Sun Rental, US Air Force, and the Lake County

Captains. With that I am open for questions.

Mr. Meyers: Let the record reflect that Mr. Spotton would like to attend as well.

There were no questions for Mr. Zuren.

RECOGNITION OF THE PUBLIC: 1/2 hour, 3-minutes per person

Mr. Meyers 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 wishing to speak at this time.

LEGISLATION PROPOSED: First number will be 2019-057

05-14-(01) ORDINANCE NO.: _____

Requested by: Administration
Sponsored by: Finance Committee

An Ordinance authorizing the Mayor and Director of Finance to enter into a Fifteenth Amendment to the WPCC Joint Agreement with the City of Willoughby, and declaring an emergency.

MOTION: Mr. Evers moved to suspend the rules requiring separate readings and reading in full. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Evers moved to adopt. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-057.

05-14-(02) RESOLUTION NO.: _____

Requested by: WPCC Superintendent Gorka
Sponsored by: Council

A Resolution authorizing the Mayor to enter into an agreement with the City of Willoughby, for implementing the payment procedure, for the WPCC Capacity Enhancement Project, and declaring an emergency.

MOTION: Mr. Zuren moved to suspend the rules requiring separate readings and reading in full. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Zuren moved to adopt. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No.: 2019-058.

05-14-(03) RESOLUTION NO.: _____

Requested by: WPCC Superintendent Gorka
Sponsored by: Council

A Resolution granting permission from the City of Eastlake to the City of Willoughby to expend funds in an amount not to exceed Forty-Nine Thousand Three Hundred and Sixty-Nine Dollars and Ninety-Seven Cents (\$49,369.97) for the cleaning of the Plains Road Pump Station Sewage Force Main, and declaring an emergency.

MOTION: Mr. Zuren moved to suspend the rules requiring separate readings and reading in full. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Zuren moved to adopt. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No.: 2019-059.

05-14-(04) RESOLUTION NO.: _____

Requested by: WPCC Superintendent Gorka
Sponsored by: Council

A Resolution granting permission from the City of Eastlake to the City of Willoughby to expend funds in an amount not to exceed Twenty-Two Thousand Six Hundred and Ninety-Five Dollars (\$22,695.00) for the repairs of the Plains Road Pump Station Sewage Force Main, and declaring an emergency.

MOTION: Mr. Spotton moved to suspend the rules requiring separate readings and reading in full. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Spotton moved to adopt. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No.: 2019-060.

05-14-(05) ORDINANCE NO.: _____

Requested by: Planning Commission
Sponsored by: Planning Committee

An Ordinance authorizing the issuance of a Conditional Use Permit for the expansion of existing business at MR Auto Sales Inc., 36190 Vine Street, Eastlake, OH, 44095, and declaring an emergency.

MOTION: Mr. Kasunick moved to suspend the rules requiring separate readings and reading in full. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Kasunick moved to adopt. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-061.

05-14-(06) ORDINANCE NO.: _____

Requested by: Planning Commission
Sponsored by: Planning Committee

An Ordinance authorizing the issuance of a Conditional Use Permit to Power Home Solar LLC, 1529 East 365th Street, Eastlake, Ohio 44095, and declaring an emergency.

MOTION: Mr. Spotton moved to suspend the rules requiring separate readings and reading in full. Mr. Kasunick second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Spotton moved to adopt. Mr. Kasunick second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-062.

05-14-(07)

ORDINANCE NO.: _____

Requested by: Planning Commission
Sponsored by: Planning Committee

An Ordinance authorizing the issuance of a Conditional Use Permit for Assembly Group A-Z/Café, to Danny Thacker and Anthony Roncalli, d/b/a D & A LLC, 35125 Vine Street Unit 1, Eastlake, Ohio 44095, and declaring an emergency.

MOTION: Mr. Overstreet moved to suspend the rules requiring separate readings and reading in full. Mr. Kasunick second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Overstreet moved to adopt. Mr. Kasunick second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-063.

05-14-(08)

ORDINANCE NO.: _____

Requested by: Planning Commission
Sponsored by: Planning Committee

An Ordinance authorizing the issuance of a Conditional Use Permit for temporary seasonal outdoor sales in the parking lot, to Wal-Mart Stores, Inc., 33752 Vine Street, Eastlake, Ohio 44095, and declaring an emergency.

MOTION: Mr. Evers moved to suspend the rules requiring separate readings and reading in full. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Evers moved to adopt. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-064.

05-14-(09)

ORDINANCE NO.: _____

Requested by: Administration
Sponsored by: Finance Committee

An Ordinance authorizing and directing the Mayor and Director of Finance to enter into an Agreement for a Tax Incentive Grant with Monopile, LLC, and declaring an emergency.

MOTION: Mr. Evers moved to suspend the rules requiring separate readings and reading in full. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Evers moved to adopt. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-065.

05-14-(10) RESOLUTION NO.: _____

Requested by: Finance Director Schindel
Sponsored by: Finance Committee

A Resolution accepting the Tax Budget for 2020 as presented by the Director of Finance, and declaring an emergency.

MOTION: Mr. Evers moved to suspend the rules requiring separate readings and reading in full. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Evers moved to adopt. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No.: 2019-066.

05-14-(11) ORDINANCE NO.: _____

Requested by: Finance Director Schindel
Sponsored by: Finance Committee

An Ordinance to reappropriate for the expenses of the City of Eastlake, State of Ohio, for the period beginning January 1, 2019 and ending December 31, 2019, and declaring an emergency.

MOTION: Mr. Evers moved to suspend the rules requiring separate readings and reading in full. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Evers moved to adopt. Mr. Hoefle second.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No.: 2019-067.

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 – Dennis Morley

Mayor Morley: Thank you Mr. President and welcome everyone to this evenings meeting. Ms. Schindel and I met today with the library who leases our building to look at a lease extension to 2025. We should have some information coming to you sometime in June to extend our lease with them. They are happy to be here and we are happy to have them here. It's a good use of our building so we will get you the numbers that we are talking about for the extension and we will see where you guys want to go with it. Ms. Schindel, Mr. Meyers, Mr. Spotton, and I went to North Olmstead last week to discuss the Mayor's Court and we have some information on that and would like to request that it goes into Ordinance Committee to talk about possibly going to a Mayor's Court, when you guys feel that you want to have a meeting on it let us know. It can either be before the next Council Meeting or a separate meeting it is up to you guys. That is our request on the Mayor's Court. It made sense we met with the Mayor of North Olmstead and we met with the Clerk of Courts there and the first year alone they ended up...after all of the expenses they cleared \$250,000.00. The software is not as much as we've been told in the past. It's about \$9,000.00 for the one software and obviously we would have to hire a magistrate and a Clerk of Court. They are willing to do anything to help us to get to that point if that's the direction that we want to go in. The market begins tomorrow at the Vine Yards from 3:00 p.m. to 7:00 p.m. every Wednesday. I think that there are about thirteen vendors and she was still working on getting a produce. Right now it is tough getting produce. I actually went to Willoughby's market on Saturday and they had a little booth there, especially the home grown stuff isn't out there yet. The flags will be going up on Saturday at 9:00 a.m. and they are looking for volunteers to help with that. Relay for Life is also at Lakeland Community College and I will be there and it runs from 12:00 p.m. to midnight, so I will be there portions of the day. The July 13th Food Truck/Music Festival did meet the band and we have them all set up as to where they are going to set up the stadium. We are still looking for some more food trucks. The erosion continues to get worse on Lakeshore Blvd. and we've been taking to the residents and they did pass a new house bill that we are trying to get sorted out. I don't know if you saw the email that I sent out to you today Mr. Klammer...we are trying to meet with Willoughby and Willowick...the

county wants to meet with all the Lake County Mayor's and any Administrators, and Law Director's to try... each city is going to have to set up their own sit on this so we will get into that. They are going to have a bigger meeting and the three of us are going to meet. Today I went to Chagrin Lagoons to look at something and the lake is actually ten foot higher then it's been in a long time and as I say it's an angry lake. Today the waves were just over and it's amazing if you look at the lake how high it really is, so that was interesting in today's evens. Other than that I will let Mr. Gwydir talk about the sewer repairs both at Galalina Blvd. and on Waverly Rd. That concludes my report and I am open for questions.

There were no questions for Mayor Morley.

FIRE CHIEF – Ted Whittington

Chief Whittington: Thank you Mr. President. This is just a reminder that if you've read the papers there have been a couple of accidents that have made the front page. More specifically and I'm not sure who reads the minutes but as a reminder when school busses are off loading and if it is a two land road traffic must stop in both directions and if you are on a four lane road only the traffic that is going in the same direction as the bus needs to stop. If you have questions or if somebody doesn't know I will certainly encourage them to contact either the Police Department's non-emergency and speak with someone over there, or look up the laws. These are becoming more frequent types of accidents and it sounds like the two kids from Willowick are going to be okay, but that could have been a real tragedy that should not have happened just because somebody is in a rush. I just like the opportunity sometimes to bring it to everybody's attention. If you don't know and you question it give somebody a call that does know. Other than that I am open for questions.

Mr. Meyers: Mr. Hoefle?

Mr. Hoefle: Chief by any chance did they catch the individual?

Chief Whittington: As far as I know she turned herself in today. They found her car yesterday and she turned herself in this afternoon with her attorney to Willowick.

There were no questions for Chief Whittington.

POLICE CHIEF – Larry Reik

Chief Reik was absent and excused.

There were no questions for Chief Reik.

CHIEF BUILDING OFFICIAL – David Menn

Mr. Menn was absent and excused.

There were no questions for Mr. Menn.

SERVICE DIRECTOR – Nick Rubertino

Mr. Rubertino: Good evening everybody. To bring you up to date on what Ms. Schindel was talking about in regards to the traffic signals. Signal Services has been generous enough to allow us since October to loan us some of their equipment to keep our lights functioning. All of these lights are on Route 91 and various intersections, so we appreciate that we can move forward and that repaired permanently with our own equipment. We've done hopefully all of the pot holes repairs on Willowick Drive that we are going to need to get done prior to the repairs that are anticipated that will begin in July. Hopefully we won't have to expend anymore funds over there. All of the disabled vehicles in the back are gone and I am happy about that and we continue to clean up out there and I am open for questions.

There were no questions for Mr. Rubertino.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: Thank you Mr. President, Members of Council, and Mr. Mayor. In terms of Waverly Road I'm pleased to report that the water line is installed all the way and they will be starting services probably tomorrow and work on it for the next two weeks. Once we finish those they will be back on the main line sewer job that we are supposed to be doing. As far as Galalina Blvd. goes I'm also happy to report that they have the concrete base slab poured and they are beginning to form the wall, so that's moving along and with that I am open for questions.

There were no questions for Mr. Gwydir.

FINANCE DIRECTOR – Carol-Ann Schindel

Ms. Schindel: One of the things that I took away from that meeting with North Olmstead and the Mayor's Court was that they use that money to turn around and use it for police officers in their own city. And in theory what they were saying is "if you are giving somebody else the money they using it for Administrative purpose, where as if you use it in your own city you are able to use it for police officers." So I found that to be a pretty interesting take away on that. I have nothing else to report.

There were no questions for Ms. Schindel.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: Thank you Mr. President, Members of Council, and Mr. Mayor. Mrs. Simons I think you have the draft for allowing the videotaping, so if you could just work that up and make it look like legislation so that they have something. To piggy back off of what the Fire Chief says is the other thing that drives me crazy and I'm sure everybody has one, I cannot believe that in 2019 people don't move left when an officer is giving somebody a ticket. So the extent that any person is reading these minutes or listen to a recording...you're going 55mph by these guys who are giving a ticket on the side of the road move left. That one drives me crazy and I am open for questions.

There were no questions for Mr. Klammer.

Mr. Meyers: Mr. Evers?

Mr. Evers: Thank you Mr. President. As the Mayor mentioned the Boulevard of Flags will be putting up the flags this Saturday at 9:00 a.m. and we would really appreciate the help. Along with that I would like to send out a special thank you to a few people who came up here last Saturday and moved about 26 tons of gravel. They put it around the base of the flag poles to get rid of some of the mulch. With that I would like to thank Mr. and Mrs. Rydzinski, Mr. Hobart and his son Patrick Hobart, Joe Strand Jr., Kayle Diaze, Mr. Hoefle, and Michelle and Dale Rydzinski. These guys were here from 9:00 a.m. to 5:00 p.m. Saturday moving all of that gravel. Thank you guys it really looks good.

Mr. Meyers: Thank you Mr. Evers. Mr. Spotton?

Mr. Spotton: I would like to announce that the Boulevard of 500 Flags Car Cruise picks back up this Thursday, May 16th weather permitting. There will be a lot of cars and music...just a reminder that it starts back up every Thursday.

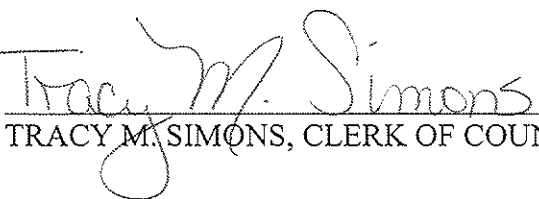
ADJOURNMENT

The meeting was adjourned at approximately 7: 35 p.m.



JOHN MEYERS, COUNCIL PRESIDENT

APPROVED: 6-11-19

ATTEST: 

TRACY M. SIMONS, CLERK OF COUNCIL