

**COUNCIL AS A WHOLE COMMITTEE MEETING  
MINUTES  
TUESDAY  
MAY 28, 2019  
7:00 P.M.**

Mr. Meyers opened the meeting at 7:00 p.m.

ATTENDEES

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

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

Mr. Meyers: If there is anyone privately recording this meeting as courtesy to the public will you please identify yourself so that the fellow attendees know that they are being recorded.

A member of the audience was recording the meeting.

There was no one else from the audience recording the meeting.

Mr. Meyers: The City of Eastlake is recording this meeting. Mr. Zuren I believe that you have some awards.

*At this time an awards ceremony was taking place for the students who received straight A's for the entire school year.*

LEGISLATION PROPOSED:

There was nothing under Legislation Proposed.

There were no questions at this time.

LEGISLATION PENDING:

There was nothing under Legislation Pending.

There were no questions at this time.

MISCELLANEOUS:

1. Resolution: To rescind Legislation No.: 2019-060 adopted on May 14, 2019.

Mr. Meyers: This will be Legislation No.: 05-28-(01).

Mr. Klammer: I don't know how you guys became aware of this but it turns out that it passed previously and that is why we are rescinding it. I was just relying on Mrs. Simons and I don't know how she found out.

2. Resolution: For the City Engineer from the City of Willoughby to prepare plans, specifications, and to place bids for the repairs to Plains Road Pump Station Sewage Force Main.

Mr. Meyers: This will be Legislation No.: 05-28-(02).

Mayor Morley: It is what it says; it's just getting bid specifications and to send them out.

3. Resolution: To file an application with the Ohio Department of Natural Resources to acquire funds for the City of Eastlake's Erie Road Park.

Mr. Meyers: This will be Legislation No.: 05-28-(03).

Mayor Morley: The Watershed did get a \$20,000.00 grant from Lubrizol and we are also going to go with ODNR for another grant to try and get some more money for the park improvements.

Mr. Meyers: This is the natural park correct?

Mayor Morley: Yes.

4. Resolution: To apply for, accept and enter into a Supplemental Water Pollution Control Loan Fund Agreement for the planning, design and/or construction of the Waverly 1 Relief/Replacement Sanitary Sewer Project.

Mr. Meyers: This will be Legislation No.: 05-28-(04).

Mayor Morley: That is for all of the change orders that we have had with all of the water mains and everything else that's been going wrong down there.

5. Ordinance: To amend Chapter 111 "Council" to add a new Section 111.11 "Video Recording and Video Publication of Meetings."

Mr. Meyers: This will be Legislation No.: 05-28-(05).

Mr. Klammer: We just put this in the section dealing all of Council, because they are Council's committee meetings. So I tried to make an ordinance that takes care of two things and the authorization so you can appropriate the funds. And then just authorizing you to publish the recordings on YouTube or however you are going to do that, so I kept it simple and I think that it should work for you. After the adopted minutes will continue to be the official minutes and I have that in there; so this should work for you.

6. Ordinance: To amend Chapter 505 "Animals and Fowl" to include a new Section 505.15 "Hunting Permitted."

Mr. Meyers: This will be Legislation No.: 05-28-(06). Taking with some of the other Council Members there are some concerns that this is not exactly what we discussed.

Mr. Klammer: I may have misunderstood. I thought that what you guys wanted to do was put it on the ballot; so the ordinance that I prepared for you is to put it on the ballot to see the feedback. So other ordinance that you have I sent it off to the Board of Elections just to see if they approved it, because it's not something that we do typically. So you are essentially asking to voters for their opinion on whether you should do it; so what if drafted for you guys and you can look at it again for the next meeting, is that I picked the things that I think everybody agreed on. For instance it would be allowing the culling of white tailed deer as long as it is conducted in according to hunting season per ODNR, that the permit is issued by the City of Eastlake upon proof of the hunter's proficient in bows, and only in locations determined safe and with the express permission of the property owner. So those seem to be everything that everybody agreed on, so should the voters say "yes" to this legislation, you then can draft an ordinance that maybe similar to 505.15. That way you are not going down that exercise of passing an ordinance before you know whether the voters...so you have this other legislation that I had sent to you previously to put it on the ballot. So if you want to look at that next time.

Mr. Meyers: I think that Mr. Hoefle had some concerns with...

Mr. Hoefle: I want to make sure that it's clarified that not everyone agreed.

Mr. Klammer: I understand I was trying to find a consensus what everybody did agree on, but I know that you were opposed to it.

Mr. Hoefle: I'm opposed to it. There is no way it there are a lot of things are...I am uneasy with it as far as the safety for the residents in this community.

Mr. Meyers: I think that there was still the Sunday restriction...I think it was in there also still.

Mr. Klammer: What I was anticipating you wanted to do was put it on the ballot, which would have been the other legislation I gave you. If it gets rejected I assume you're moving forward with it, if it gets approved then you can go back to 505.15 and decide how you want to codify that. Just tell me what you want to do, but you have both pieces of legislation at this point.

Mr. Meyers: What does Council wish to do?

Mr. Kasunick: The legislation that would just be to get an advisory opinion from the public to put it on the ballot. I think that's what...

Mr. Klammer: It doesn't happen often so I checked with the Board of Elections to make sure that legislation would work and they said it would work.

Mr. Kasunick: All we moved forward out of the Ordinance Committee was to get it on the ballot. The details haven't exactly been worked out yet. We only agreed that we would put it on the ballot.

Mr. Klammer: That's what I thought you wanted. I was surprised to the original back on the agenda for tonight. Councilman Kasunick had a comment about using the word culling verses hunting; I don't care one way or the other. I just used culling...so if you want me to change it otherwise you have legislation on that.

Mr. Meyers: I'm not sure it makes a whole lot of difference.

Mr. Kasunick: The only reason why is because I think there was a difference and I don't know if it's a distinction without it, but there is a difference between a controlled hunt and a cull. A controlled hunt was technically what we were doing. The Mayor has some...

Mayor Morley: Culling I think...we said that we going to talk about that if we were to pick a spot. Culling is when they are going to trap in one spot, like what Mentor does, and send a team.

Mr. Klammer: So if you want to move forward with that legislation to put it on the ballot I would just ask Mrs. Simons to change culling to hunting it should work for you.

Mr. Spotton: Is this legislation going...

Mr. Meyers: This legislation no we would need the other legislation to be placed back on.

Mr. Klammer: So you will remove 505.15 from tonight's agenda.

Mr. Meyers: That's fine.

*Mr. Overstreet has entered the meeting at this time.*

Mr. Overstreet: I apologize for being late the holiday threw me off a day. I was thinking that today was Monday.

Mr. Klammer: When you do the Motion to approve the agenda just make sure you say with the exception that 505.15 is removed from tonight's agenda.

Mr. Kasunick: Did that need to be on First Reading to get on the ballot on time. Does it need to be on First Reading tonight?

Mr. Klammer: You don't need Three Readings for it you can still pass it.

Mr. Kasunick: We don't have to do Three Readings.

Mr. Klammer: You can pass it in One Reading unless you feel that you need to for the residents. But you are going to be giving them the right to vote on it, so I'm not sure you need Three Readings.

Mr. Kasunick: I was just confused from something that was said last time.

Mr. Klammer: You were probably talking about the levy.

Mr. Meyers: I think with it going on the ballot too it has to be in sometime in August doesn't it?

Mr. Klammer: I think so.

Mr. Meyers: I believe it is.

7. Ordinance: To reappropriate the expenses for the period beginning January 1, 2019 and ending on December 31, 2019.

Mr. Meyers: This will be Legislation No.: 05-28-(07).

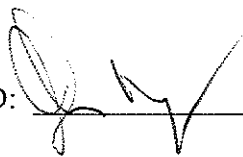
Ms. Schindel: The General Fund needs to transfer money over into the Stadium Operating Fund, so that the Stadium Operating Fund can spend it. But the Stadium Operating Fund does not have enough money to do some additional repairs that are still need at the stadium. I know the season has started but they are still asking for some repairs to be done. There are a lot of unplanned emergencies, so we think maybe an additional \$10,000.00 might cover us for the year...an additional \$10,000.00.

There were no questions at this time.

The meeting was adjourned at 7:19 p.m.

tms

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

A handwritten signature in black ink, appearing to be a stylized name, written over a horizontal line.

DATE: 6-11-19