

**REGULAR COUNCIL MEETING
MINUTES
TUESDAY
JULY 9, 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 7:02 p.m.

The Pledge of Allegiance was recited.

ATTENDEES

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

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

APPROVAL OF AGENDA

Regular Council Meeting Agenda – July 9, 2019.

MOTION: Mr. Zuren moved to approve the Agenda for July 9, 2019. Mr. Spotton second.

ROLL CALL: Yeas unanimous.

Motion carried. Agenda approved.

APPROVAL OF MINUTES

Regular Council Meeting Minutes- June 25, 2019.

MOTION: Mr. Zuren moved to approve the Regular Council Meeting Minutes for June 25, 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, August 27, 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 liquor license permit request to 35652 Vine Street LLC, d/b/a Quickys Drive Thru located at 35652 Vine Street, Eastlake, OH.

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

COMMITTEE REPORTS:

Mr. Meyers: An Ordinance Committee Meetings were held since our last Regular Council Meeting.

Ordinance Committee Meeting Report-Jason Kasunick, Co-Chair

Mr. Kasunick: We had an Ordinance Committee Meeting on July 1st and we had three items on the agenda. First we discussed a Mayor's Court...implementing a Mayor's Court in the City of Eastlake. As a guest we had the Clerk from North Olmstead Mayor's Court tell us about their experience. They are the most recently established Mayor's Court in the area. She went over their financial numbers and things like that for us to consider and the Mayor's Court issue remains on the Ordinance Committee Meeting Agenda as a pending matter. We also had a discussion about a feral cat program in the city. We had a spirited discussion about that and we have a lot of different opinions on that matter. That matter is still being held in committee and we will be drafting an ordinance that is going to be based largely on Willowick's ordinance. Third we had a discussion about deer hunting in the City of Eastlake and we moved forward a program that would be based on the ODNR model program. Again this is pending before City Council now and we are just waiting for the final draft on that ordinance before it will go to First Reading.

There were no questions for Mr. Kasunick.

Mr. Zuren: Thank you Mr. President. I wanted to discuss three meetings and/or events that are coming up. We do have the Vine Street Corridor Meeting that is open to all businesses and residents in Willoughby, Eastlake, and Willowick. It is going to be held this Thursday at 3:00 p.m. at Al Palinka Restaurant on Vine Street. There are a number of topics, but the main topic will be "How to celebrate the Lake County Captains making the play offs this year." We are waiting on the dates that they are going to be in the play offs. We are going to try and help the businesses capitalize on the playoff run. There is also our annual Eastlake Music Festival and it is this Saturday at Classic Park. It starts at 3:00 p.m. and goes until 8:00 p.m. We have the band That 80's Band and there is a tribute to local veterans starting at 3:00 p.m. So far there are over twenty veterans signed up that have some kind of connection to the City of Eastlake. There are also eight that are coming from the Brookpark Veterans Hospital that are pretty severely disabled, so they are coming with assistant from Operation STAT. We also have the VFW, Eastlake Cub Scouts, Operation STAT, Boy Scouts (Willoughby group), and the Eastlake Women's Club are involved in the tribute to the veterans. And lastly on Saturday the 20th we have the first Lake County Cancer Walk. That is in cooperation with EPal and the walk is going to go down the bike path. We changed the destination and it is now going to be Willow Lake

Church, which is right on the corner of Route 91 and Lakeshore Boulevard. There are quite a few groups that are helping to fundraise for this and I would love to see you come out; it is 9:00 a.m. to noon. It starts at EPal on Saturday the 20th and with that I am open for questions.

There were no questions for Mr. Zuren.

MOTION:

MOTION: Mr. Zuren moved to approve and send back to Columbus, Ohio with no objections the liquor license permit request to 35652 Vine Street LLC, d/b/a Quickys Drive Thru at 35652 Vine Street, Eastlake, OH 44095. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion carried.

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.

Heather Freeman, 1252 East 357th Street, Eastlake, OH

Ms. Freeman: I am here tonight to try and get a little bit better understanding of the Vine Street project that is currently underway. I did a little research on this and I understand that Council approved the Mayor to submit a community development block grant application in 2018 to Lake County requesting approximately \$45,000.00 in funds. In order to do some tree trimming, sidewalk repair, removal of dead and diseased trees along Vine Street within the LMI Block Group #9. Subsequently the city was awarded that fund from Lake County, which is great, and then in October 2018 after reviewing some minutes from Council Meetings the Mayor did discuss that project with Council indicating that they received the funding. And that in fact they were going to move forward with that tree trimming, sidewalk repair around those trees that were dead...dead trees that needed to be removed along Vine Street. Fast forward to May 2019 a RFQ was issued seeking bids for a project along Vine Street. First time it went out there was a mismatch in the project description verses the scope of the project, then there was an addendum put out requesting bids for the removal of 155 trees along with the stubs along Vine Street. So I'm just trying to figure out what is Council's involvement in that project, how are you not aware of that and the drastic change from one year to the next as far as the scope of the project? What the rush is to remove those 155 trees currently? I request from the Mayor exactly where those trees are going to be removed and he did not have that information available to him. Which is a little bit of a concern to me as well, because you put out that RFP and now these contractors are out there doing the work and you don't even know where the work is supposed to happen. In addition to that I believe that the costs that are going to be required to repair the sidewalk is going to expand drastically. Based on the 2018 estimates that CT Consultants provided just for the removal and repair of the 35 trees that were supposed to be removed, it was about 1,900 square feet of sidewalk that was going to be replaced. At that time they were estimating that it was going to be about \$8.00 per square foot. Now we are going to remove 155 trees, which

means we are going to have a lot more square footage of the sidewalk to replace. And I don't know that total square footage is going to be, but based on the 35 trees that were going to need to be removed and eight square foot you were looking at about 54 square feet per tree then. So if we do 54x155 trees you are looking at about 8,370 square feet of sidewalk that may need to be repaired. And at an estimate of \$8.00 per square foot we are in upwards of over \$66,000.00 just for the sidewalk repair. So I don't know if there's been a final budget for the entire project, but the Community Development Block Grant Funds that were granted from the county is only at \$45,000.00. I don't think that we should be in a hurry to remove those trees. I think that we should just remove the ones that needed to be removed and follow the plan, because I believe that this is going to cost the city way more money than we've got set aside for the project. I understand that there is a planning study that is going to happen and we got awarded \$100,000.00 between the other communities from NOACA to do a corridor study, which is great, but this project is a little premature. To state that we already have a strategic plan in place on social media and to throw out a letter that CT Consultants submitted to the Mayor on June 6th and called it a strategic plan is a complete lie; it is not a strategic plan. And to think that the residents would actually read that and think that it was, we're not stupid. So all that was, was a pitch from CT to try to do the work. I don't appreciate the fact that was put out there and people tried to say it was a plan. I emailed and called a few of the Council Members...one of the Council Members claimed he had no idea that 155 trees were going to be removed until the trees started coming down. Which is a concern to me to because this Council person represents that ward...how do you not know what's going on in your own ward? The other Council Member that I spoke to said that they were in complete agreement with the project and they supported the Mayor. There were a few others that I reached out to that I didn't get in contact with, but I would be willing to talk to them if that time is allowed. But that is my position on that and my other issue that I have this evening is whether or not we have any kind of lease agreement or MOU with the Miracle League? I understand that they are using a lot of the space that the city currently owns for their park and their field, which I think is great. It's a nice asset for those folks that can use it; however, I'm concerned about the long term maintenance and the responsibility of the city to maintain that facility. I understand that a lot of that is under warranty currently but once that warranty expires who's going to repair it? Who's going to replace it and make sure that it is still operational? Which leads me to another theme I keep seeing over and over...we keep getting these grants to build things, put equipment in here, and I'm concerned that we're not thinking about the long term maintenance of these parks, playgrounds. We had the city pool that was put in that we couldn't operate so then we leased it to the YMCA, which has been great. We had ball fields that are growing over and you tried to lease it to the Croatian Hall, who knows what happened to that. Now you put in another grant to ODNR for some project with the kayak thing or whatever but if that gets built that's great but who's going to maintain it? And how are we going to make sure it's always here for our resident's to use? I guess if I still had more time I would say that I don't think that we should get a Mayor's Court. I don't think that we need that here. How are we going to operate that, who's going to maintain it, what's going to be the cost of that? And is \$25.00 that Willoughby is getting is that worth it to us to get \$25.00 or more on whatever the citations might be. Deer hunting I haven't looked at the ODNR model and as far as feral cats I haven't looked at Willowick but I will so I can educate myself on those two issue as well. Thank you.

Cathy Tercek, 36900 Valleyview Drive, Eastlake, OH

Ms. Tercek: You probably remember me from last week I was here about the feral cats. I also wrote all of you an email concerning the option that you were looking at of the TNR (trap, neuter, and release). I am speaking on behalf of several of my neighbor's all so, we find that a very unacceptable option to get rid of the cats in our gardens, our garages, our houses, and our patios. Why release a cat back into the neighbor hood causing complaints and problems just because they're neutered. It does not solve our problem we still have the cats. So I'm here to see what happened after last week. I want to know if an ordinance is going to be made, what you have decided, and as one neighbor put it this has been going on for over three years as to what to do with the feral cats. And nothing is ever done positively. This woman here she wants money for a playground...who's going to pay for a feral cat to get trapped, who's going to pay the veterinary fees for the feral cat? Plus the vaccinations, medical checkup, and then release back into the neighbor hood causing the same complaints, the same problems...because even though they're neutered they still use house and gardens for litter boxes, eat the birds, and totally destroy gardens. So why use tax payer's money on a feral cat that nobody wants. They can be adopted and Channel 5 just announced that there are landscapers that are looking for cats from certain areas. That they take and they tag and they put them in their gardens to take the moles, the shrews, and all the other stuff that cats eat...to keep their yards clean. You can do what you do with a wild dog. If it's an unwanted dog it goes to a pound. Why can't cats be put out...I saw an ad just recently where they had a fair going on where they had cat and dog adoptions. This is possible. If you allow a TNR who's to say all of those cat people that have unwanted cats or kittens, won't dump them in Eastlake, because we're going to make those kitty's live. We're going to give them...people will feed them, give them shelter, and no responsibility to the people that do that. Only the people...the neighbor's in the community will have to put up with them. Who's to say it's not going to get word of mouth that this is a city to do unwanted cats in, because we're going to take good care of them for five years. So I want to know where the city is...I had no response from anybody here that you got my email. Not even that we're looking into it, nothings been settled, and that's why I came tonight. Has anything been settled?

Mr. Meyers: It has been sent to committee.

Mayor Morley: He said it was sent to committee from the last meeting. They are going to talk about it again.

Ms. Tercek: Is the public going to be invited?

Mr. Meyers: Yes and that will not be until we return from break. It will not be until the end of August or the beginning of September.

Mayor Morely: Remember when I told you they are going to be on Council Break...there are no more meetings until August 27. So nothing will be until after that at some point in time.

Ms. Tercek: And then you will post it someplace...

Mr. Meyers: Yes.

There was no one else wishing to speak at this time.

LEGISLATION PROPOSED: First number will be 2019-079

There was no Legislation Proposed.

LEGISLATION PENDING: (Placed on First Reading on 06/25/2019)

06-25-(01)

RESOLUTION NO.: _____

Requested by: Administration

Sponsored by: Council

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Lease Agreement between the City of Eastlake and the Willoughby-Eastlake Public Library for use of certain premises on the west end of the Eastlake City Hall, and declaring an emergency.

Mr. Meyers: This will be place on Second Reading.

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. I just wanted to remind that on Thursday, July 11 at 6:00 p.m. at the Richard Bonde and Activity Center in Manry 30100 Arnold Road, the Mayors of Willowick, Eastlake, Willoughby, and North Perry are having a meeting on the special improvement districts for the discussion of Senate Bill 51. For the residents with homes on the lake and part of Galalina and some of those areas...at this point we sent out 135 letters and 43 residents have responded. If anyone from Council is available for that evening it would be great to stop in and see what our residents issues are. We are going to have Bricklin and Eckler there as one of the More Groups to explain it. We are also having the Port Authority and possibly a couple of the State Representatives to discuss that. I would also like to thank Avery Denison, YMCA, and the United Way for the volunteer work they did up at Houston Fisher Pool. If you get a chance go on up there they did a great job with facilities up there. That concludes my report and I am open for questions.

There were no questions for Mayor Morley.

FIRE CHIEF – Ted Whittington

Chief Whittington had nothing to report.

There were no questions for Chief Whittington.

POLICE CHIEF – Larry Reik

Chief Reik: Our police cars should be in route and we should have them...once the first one comes in 855 will be taken out of the fleet and that will be given to Officer Picket for the K-9. That should be done by the end of the month. The tinting was done and they got the kennel to go in next week, so by the time we get back from break it should be completed. Mr. Turner graduated from the Police Academy a week ago Friday, so when we get back from break I would like to pick a date so we can do a swearing in ceremony for him and his family. We have one other officer at the Lakeland Academy who is progressing well and I think he has about another seven or eight weeks. That concludes my report and I am open for questions.

There were no questions for Chief Reik.

CHIEF BUILDING OFFICIAL – David Menn

Mr. Menn had nothing to report.

Mr. Meyers: Is there a Planning Commission Meeting this Thursday?

Mr. Menn: Planning Commission Meeting had to be canceled because we did not have enough voting members.

There were no questions for Mr. Menn.

SERVICE DIRECTOR – Nick Rubertino

Mr. Rubertino was absent and excused.

There were no questions for Mr. Rubertino.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir: Thank you Mr. President, Members of Council, and Mr. Mayor. The Galalina Project is moving right along and it's approximately 60% complete at this time. We are looking for completion around the end of August middle of September. Waverly had reached its half way point and that should be concluding somewhere around September as well. And we expect to be starting the slab repairs on Willowick Drive sometime around mid August and that will proceed until early November and with that I am open for questions.

There were no questions for Mr. Gwydir.

FINANCE DIRECTOR – Carol-Ann Schindel

Ms. Schindel was absent and excused.

There were no questions for Ms. Schindel.

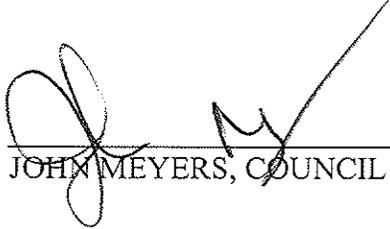
LAW DIRECTOR – Randy Klammer

Mr. Klammer: Thank you Mr. President, Members of Council, and Mr. Mayor. The only report is that the federal law suit over the animal rescue organization is still pending but other than that nothing exciting and I am open questions.

There were no questions for Mr. Klammer.

ADJOURNMENT

The meeting was adjourned at approximately 7:24 p.m.



JOHN MEYERS, COUNCIL PRESIDENT

APPROVED: 8-27-19

ATTEST: 

TRACY M. SIMONS, CLERK OF COUNCIL