



**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
October 23, 2012**

The regular meeting of the City Council was held Tuesday, October 23, 2012. Council President Rick Rosso called the meeting to order at 7:01 PM.

THE INVOCATION WAS GIVEN BY: Kay Fantauzzi, who then led in the Pledge of Allegiance.

*******ROLL CALL OF MEMBERS*******

Present: Rosso, Elliott, Stark, Belaska, Smith, Kovach, McCullough, Mayor Bring, Law Director Graves, Finance Director Smith, Service Director Smith, Treasurer Woods
Attending: Planning Commission: Erdei, Concerned Citizens, Members of the Media: Avon Lake Press

READING OF THE MINUTES:

A – Council – October 9, 2012 - *Motion by Elliott/Second by Belaska to accept the minutes of the Council meeting of October 9, 2012. Yeas All.

B – Council Worksession – October 16, 2012 - *Motion by Elliott/Second by Belaska to accept the minutes of the Council Worksession meeting of October 16, 2012. Yeas All.

CORRESPONDENCE: None.

PRESENTATION: None.

CITY COUNCIL REPORTS

Roads, Drains, Water, Sewer and Refuse: None./Safety: None./Buildings, Lands, Vehicles & Equipment: None./Ordinance: None./Finance & Audit: Chairperson Stark reviewed the minutes of the October 16, 2012 meeting. *Motion by Belaska/Second by Elliott to accept the report. Yeas All./**Council Representative to the Zoning Board of Appeals:** Council Representative Kovach reviewed the minutes of the October 17, 2012 meeting./**Council Representative to the Planning Commission: None./Council Representative to the Park Board:** Member Kovach reviewed the minutes of the October 15, 2012 meeting.

ADMINISTRATIVE REPORTS

MAYORS REPORT: Mayor Bring reported I don't know if anyone noticed but the salt building is down, there is uneven concrete and the Service Director is going to have somebody take a look at that and maybe cut that with a diamond saw to even that out and then continue on with the asphalt/put the concrete walls up around that and then start building that structure. Also tomorrow Griffith Paving is going to start milling some of the streets so be looking out for those guys. A quick note; we had that a little mini-excavator out there and we have a bucket for digging but we didn't

really have a bucket for doing ditches and John McCallie actually manufactured one; made it into a V so it is a perfect ditch bucket and he is almost finished with that. That is just one more thing that he does that we don't see and is under appreciated. *Motion by Belaska/Second by Stark to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith reported I have a couple of ordinances before us today. Also I just got our renewal numbers on our hospitalization numbers for 2013 and there is a little over 5% increase and that will be costing the general fund another \$27, 000.00 that I didn't expect. I kind of expected it to go up and that is just general fund, there are other departments that increases but they are going to be okay. So there is more money we need to be looking for. So total we have got \$114,000.00 that we will be short next year, if you add all the increases -- in that neighborhood and probably more. Council President Rosso state it was brought to my attention that there was a change in the ordinance this evening for the appropriations? Finance Director Smith advised yes it was a typo, it is on decrease sick time bonus for the Fire 101.220.5132 I had 5131 on the draft copy so I provided Kay with the corrected copy. *Motion by Belaska/Second by Stark to accept the report. Yeas All./**TREASURER:** attached -- receive and file. *Motion by Belaska/Second by Kovach to accept the report. Yeas All./**SERVICE DIRECTORS REPORT:** Councilwoman Stark stated just a shout out to Len and his department, we made the paper on Sunday and there was a wonderful article and had a picture of the covered bridge and it mentioned how we got nominated for the Civic Center and the bike path for the "Beautiful" award. So I thought that was nice and a credit to the city. Councilman McCullough asked the electrical problem down at the Civic Center, is it all fixed? Service Director Smith answered there is a temporary fix until Ohio Edison comes in and pumps a new underground. Councilman McCullough stated so they are going to put underground now? Service Director Smith answered yes, that is just a temporary pole. *Motion by McCullough/Second by Belaska to accept the report. Yeas All./**SAFETY DIRECTORS REPORT:** Mayor Bring reported over in the police station now, we are going to have a pill and syringe drop-off box that is going to be installed here in the next couple of days. Other communities are doing this, so if you go in there it will be mounted to the wall and people can come in and take their expired pills or if somebody passes away they can just drop them here and they will be taken away and recycled. We were going to install them today but then we decided to paint the walls. They are small boxes with a pipe coming out so that you can drop them in with a keyed lock and 2 other locks on it and it is in front of the camera. Councilwoman Belaska asked did we get that situation resolved with the dispatcher and the computer went down? Finance Director Smith answered we have to find the software that goes with the original piece of equipment which is really old in order to build a new piece that we can replace it with. So we are still working on it. Mayor Bring advised if you plug the other one back in it actually knocks the whole power out of the whole station. Councilman McCullough asked on the sharps and the drugs, is that a no questions asked? Mayor Bring answered yes. *Motion by Belaska/Second by

Stark to accept the report. Yeas All./**LAW DIRECTORS REPORT:** Law Director Graves reported in regard to some of the grants; the Community Development grant for the Community Civic Center for the LED lighted sign and some of the lights that is going out to bid and we have to wrap that up by the end of the year. We did submit for an NRA grant; hopefully we will get that that would pay for bullet proof vests for the Police Department. I am pleased to announce that the City of Sheffield Lake was awarded a Fiscal Year 2012 recreational trails program grant in the amount of \$65,271.00 and this is for the extension completion of the Brookside Bike Trail through Ferndale Park extending down the Forestlawn right of way to Idlewood – that is through ODNR. We are still waiting the final approval by the Federal Highway Administration but once that happens hopefully we can proceed with that project. He reviewed legislation on the agenda. *Motion by Belaska/Second by Stark to accept the report. Yeas All.

CITIZEN'S COMMENTARY:

Mark J Erdei, 4015 Tennyson Avenue asked Trick-or-Treat is it going to be the same hours? President Rosso answered 6 to 7:30 pm. Mr. Erdei continued on the Bowling Alley at Shoreway, has that auction started? Law Director Graves answered the auctioneer has a made of a couple of visits to the city and he was actually here today continuing with his preparations in inventory. Councilman McCullough stated Mark just so we can get this on record and thank you for asking the question I finally took the time to walk through the bowling alley the other day with our Fire Chief and our Mayor and thank God they didn't take the \$25,000.00 we offered them because there is not much there. Mr. Erdei asked is that coolers and everything in the whole complex, we are just going to have basically empty walls in there? Law Director Graves answered yes that is correct. Councilman McCullough stated it is a big room full of junk right now, hopefully somebody's treasure. Law Director Graves advised it is going to be an on-line nationally advertised auction; all of the bowling alleys in this part of the country can bid so we're hoping that there is some interest in this equipment. Mr. Erdei asked do you have a final date for when it will end? Law Director Graves answered all those details are going to be set up by the auctioneer. Service Director Smith advised the auctioneer has a poster with information on it taped onto the north door of the bowling alley. Councilman McCullough quipped one more thing if we want to get news out to our residents, those bowling balls are probably going to go cheap so if you need any hard-fill behind your lakefront property I am sure you can have them inexpensively.

UNFINISHED BUSINESS: President Rosso advised we believe November 9th is the 60-day deadline for filling the ward 4 seat, so after November 9th it will be the Mayors choice. Applications are closed as of last Monday, the day before Worksession. Councilman McCullough asked do we need to go into executive session tonight? President Rosso answered that is entirely up to you guys but I don't know of a reason why. *Motion by Elliott/Second by McCullough to go into executive session for the discussion of an appointment of a public official immediately downstairs.

ROLL CALL FOR EXECUTIVE SESSION: Yeas All – Stark, Elliott, Belaska, Smith, Kovach, McCullough.

*Motion by Elliott/Second by Belaska to return to regular session. ROLL CALL TO RETURN TO REGULAR SESSION: Yeas All – Stark, Elliott, Belaska, Smith, Kovach, McCullough.

Law Director Graves advised let the record reflect that the City Council of Sheffield Lake did adjourn into executive session for the discussion of the appointment of a public official.

*Motion by Elliott/Second by Belaska to appointment Mark J Erdei to Ward 4 City Council. ROLL CALL FOR THE APPOINTMENT OF MARK J ERDEI TO WARD 4 COUNCIL SEAT: Yeas All – Smith, Belaska, McCullough, Kovach, Elliott, Stark. Congratulations to Mark Erdei.

NEW BUSINESS: None.

ORDINANCES AND RESOLUTIONS: Councils Agenda –

- 1) Council#051 – THIRD READING – an ordinance amending Chapter 961.16 of the codified ordinance of the City of Sheffield Lake regarding swimming areas and beaches.

*Motion by McCullough/Second by Belaska for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Stark, McCullough, Elliott, Kovach, Smith, Belaska.

Ordinance Passes#49-12

- 2) Council#052 – EMERGENCY – a ordinance authorizing the issuance of taxable notes, in a maximum original principal amount of \$3,195,000.00, in anticipation of the issuance of bonds, for the purpose of retiring certain outstanding bond anticipation notes of the city issued to pay costs of furthering the city's revitalization purposes by acquiring the Shoreway Shopping Center in the city; and declaring an emergency.

*Motion by Stark/Second by Elliott for SUSPENSION OF RULES:

ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Smith, Belaska, Elliott, Kovach, Stark, McCullough.

*Motion by Stark/Second by Kovach for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Belaska, McCullough, Smith, Stark, Kovach, Elliott.

Resolution Passes#50-12

- 3) Council#054 – EMERGENCY – an ordinance providing for the establishment and increase and decrease of certain funds within the annual appropriations ordinance of the City of Sheffield Lake, Ohio and the declaring of an emergency.

*Motion by Stark/Second by Belaska for SUSPENSION OF RULES:

ROLL CALL FOR SUSPENSION OF RULES: Yeas All: Yeas All – McCullough, Stark, Kovach, Smith, Belaska, Elliott.

*Motion by Stark/Second by Belaska for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Belaska, Smith, Kovach, Stark, Elliott, McCullough.

Ordinance Passes#51-12

- 4) Council#055 – EMERGENCY – an ordinance authorizing the Mayor to enter into the fifth amendment to lease agreement with Rite Aid of Ohio, Inc., for retail space in the Shoreway Shopping Center located at 4100 East Lake Road and the declaring of an emergency.

*Motion by Stark/Second by Belaska for SUSPENSION OF RULES:

ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Elliott, Kovach, Belaska, Stark, McCullough, Smith.

*Motion by Stark/Second by Belaska for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Kovach, McCullough, Stark, Smith, Elliott, Belaska.

Ordinance Passes#52-12

COUNCIL PRESIDENT – President Rosso advised to start reminding people, our last City Council meeting of the year will be moved to Thursday, December 27th.

Councilman McCullough advised the upcoming game against the Village; city officials and safety forces of Sheffield Lake versus the city officials and safety forces of the Village on November 17th.

Mr. Mark J Erdei, 4015 Tennyson Avenue advised please accept my resignation from the Planning Commission as of tonight. I did have a good time and learned a lot. I am new at this so bear with me. I appreciate your vote and just keep me steered in the right direction.

Mayor Bring swore in Mark J Erdei as Ward 4 Council.

MEETING ADJOURNED: With no further business before this council, Motion by Erdei/Second by Kovach to adjourn at 7:56 PM. Yeas All.

CLERK OF COUNCIL AFFIRMATION: This Meeting Of The City Council Of The City Of Sheffield Lake, Ohio Was Held And Conducted Under All Rules And Regulations Governing The Sunshine Laws Of The State Of Ohio As They May Apply. All meetings are recorded and available in council offices.



 CLERK OF COUNCIL/COMMITTEES
 Kay Fantauzzi



 COUNCIL PRESIDENT
 Rick Rosso

and/or

I, Kay Fantauzzi, duly appointed Clerk of Council of Sheffield Lake DO HEREBY CERTIFY that this is a true and exact copy of the Minutes of COUNCIL of October 23, 2012.

COUNCIL PRO TEM
Eric S Elliott

MAYOR
Dennis Bring