

Minutes of the City Council
Sheffield Lake, Ohio
May 13, 2008

The regular meeting of the City Council was held Tuesday, May 13, 2008. Council Pro Tem Rick Rosso called the meeting to order at 7 PM.

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

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

- Present: Rosso, Bring, Smith, Kovach, Elliott, Diebold, Huska, Mayor Piskura, Treasurer E Hoenig, Service Director Gardner, Law Director Graves
- Absent: Podmanik, Finance Director Smith (excused)
- Attending: Concerned Citizens, Fire Chief Conrad, Videographer Nick Podmanik, Civic Center: Nicola, Members of the Media: Avon Lake Press

*Motion by Huska to approve the minutes of the City Council meeting of April 22, 2008 with any corrections. Yeas All.

CORRESPONDENCE/COMMUNICATIONS:

Monthly report of court receipts for month of April - \$4161.85 – receive and file.

PRESENTATIONS: None.

*******CITY COUNCIL REPORTS*******

Roads, Drains, Water, Sewer, Refuse: Chairman Smith reviewed the minutes of the May 5, 2008 meeting. *Motion by Huska to accept the report. Yeas All./**Safety:** Chairman Bring reviewed the minutes of the May 7, 2008 meeting. Fire Chief Conrad advised the fire truck is still looking like the middle of June for arrival. *Motion by Huska to accept the report. Yeas All./**Buildings, Lands, Vehicles & Equipment: None./Ordinance:** Chairman Elliott reviewed the minutes of the May 1, 2008 meeting. Law Director Graves reported Mrs. Wilson was issued a citation in Mayors Court a week ago Monday, she was issued a fine of \$150.00 plus court costs. She has been provided with lists of a number of different people and organizations of which to assist her in reducing the number of adult cats that she has and that has all been provided to her. To my knowledge she is making some effort to reduce those cats. She has not received another citation since then. It is my intent along with the Police to follow up on it this Friday to see what kind of progress she has made and whether it would warrant another citation. We have been advised also that there maybe other residences in this city that have similar situations. We have had a few complaints and we will be looking into those as well. *Motion by Huska to accept

the report. Yeas All./**Finance & Claims:** Chairman Rosso reviewed the minutes of the April 15, 2008 meeting. *Motion by Huska to accept the report. Yeas All./**Investment:** Mayor Piskura reviewed the April 30, 2008 report. Mayor Piskura advised as you all know the funds that we have that we deposited into the banks have to go into certified bank accounts, so we have a very limited ability to move those funds around. Star Ohio has always been the best, the thing that has changed is that our Finance Director is now certified. So we are not strictly limited to those funds as long as she is certifies the investment. A couple of things that we were thinking about is, Councilman Bring had the idea last year or maybe even longer then that of a community reinvestment corporation similar to what they have in Lorain where the city actually sponsors purchasing houses – foreclosed houses or just houses for sale that need work. We make the investment on purchasing the house, we hire contractors to fix the house and we sell it at a small profit and it rolls back into community reinvestment corporation and we constantly upgrade the housing stock. It is a self-sufficient program, all of the committee members were interested in exploring that idea further so I was given instructions to go get more information and come back to them before we make a proposal to put any kind of investment into that. *Motion by Huska to accept the report. Yeas All./**Council Representative to the Community Center: None./Council Representative to the Zoning Board of Appeals: None./Council Representative to the Planning Commission:** May meeting canceled./**Council Representative to the Park Board:** Member Kovach advised I have nothing additional to report, I covered the minutes at the last Council meeting. Other then, I do see that we have poured the sidewalk along side of the ramp at the boat launch. I am going to assume that the parking lot is the next phase. Service Director Gardner answered yes.

*******ADMINISTRATIVE REPORTS*******

MAYORS REPORT: Mayor Piskura reported I only have a couple of things, I wanted to let everyone know that myself and the Finance Director looked at a number of different insurance companies again this year. We just signed again and we were actually able to save a whole lot of money. Last year we paid \$86,000.00 and the year before that we were in the 90's, this year for the same policy we were at \$73,000.00. Myself and Finance Director Smith and actually the Law Director took a real hard look at that policy and looked at some of the coverages and we made some adjustments and actually came in at \$68,000.00. So we are close to \$20,000.00 savings on our insurance. For your consideration in your packets, there is some legislation I believe it is labeled as Council#024 which is for latch-key. If you remember I have been having conversations with Mayor Hunter in the Village and the school board about doing latch-key and what we had come up with which is best for all I think is to have a third party administrator actually take over the program and run it. That gets the city away from any liability, that gets the Village away from any liability and also the schools. The YMCA has offered to run the program very similar in costs to what was being run at St. Thomas and what they

will do with the profits is, we had talked about the possibility of setting aside any building of small profit in the program and setting it aside to put back into the recreation program possibly for some more programming for seniors or kids during the summer or something like that. The YMCA wants to remain involved in that and will actually hold any excess profits in their accounts and help us start up a new programs as they come. I am just asking that you take a look at it for a first reading tonight. There maybe some modifications on it after we have a meeting with the Village and the schools one more time but then we would like to have you consider passing it before the end of the school year so that we can get out notices for the kiddies. The collaboration grant just came out today so the Lorain County Alliance will be submitting for that and I would like to request a executive session to talk both about some personnel discipline and some personnel compensation and there are some things I would like to brief you on. *Motion by Huska to accept the report. Yeas All./**FINANCE DIRECTOR REPORT: None./TREASURER REPORT:** report attached./**SERVICE DIRECTOR REPORT:** Service Director Gardner reported the boat launch, the main contractor is finished with the boat launch – we are now into the other things involved in the city and other contractors. It is moving along fairly well, the boat dock has been sent out for bids and we have received a couple and that will probably be limiting factor. We still haven't got the light poles yet and we are looking for any possibility so if anybody knows of any poles that we might be able to get that would be helpful. The other thing that is going on is Pride Day this Saturday from 8 am to 2 pm and it is like all the other Pride Days we have had. We are going to have a lot of volunteers hopefully out policing the area with trucks and our people being there to assist everyone. As usual we will be able to take everything that we normally take, the sign on the fence indicates what we won't take. I think Monday we were blessed with a couple of cans of paint right in front of the sign that says no paint. Please don't bring paint unless you put kitty litter in it and dried the cans out. Expect to have a lot of opportunity for people to work if they want to come and help and we will be there with donuts and coffee and things like that at 8 am in the morning on Saturday morning. *Motion by Huska to accept the report. Yeas All./**SAFETY DIRECTOR REPORT: None./LAW DIRECTOR REPORT:** Law Director Graves reviewed the minutes of the April 23, 2008 meeting. *Motion by Kovach to accept the report. Yeas All. Law Director Graves advised the Board is going to meet again at 6 pm and they will be discussing other nuisance properties in the city that may need to be addressed. Now looking at the legislation tonight other then the Mayor already referenced. We have 3 that could be added to the agenda, all 3 of these are pursuant to the ordinance that Council passed requiring that all donations of goods and services to the city be approved by Council. Council#021 the Community Civic Counsel would like to donate goods and services for the striping, sealing and waxing of floors and \$300.00 of mulch to improve that building, so that would be approving and accepting that donation to the city. Council#022 the Amvets has

generously offered to provide a new United States Flag and flag pole at Guenther Park and install that. Council#023 the Amvets has offered to provide a flag pole, concrete base and United States flag for the boat launch Community Park area. So Council could add those to the agenda and consider adopting them. The last thing that I wanted to touch on is the Records Commission has not met in a number of years, it would be appropriate for the Sheffield Lake Records Commission to meet and discuss a number of topics. The Records Commission is made up of the Mayor, Law Director, Finance Director and a member of Council to be appointed by the President. We would like to meet as soon as possible and ask Council to consider making an appointment to the Records Commission. Also, Civil Service did meet a month ago to recertify the list of eligible Fire Fighters and then we made the hiring of the one Fire Fighter. Clerk Fantauzzi advised their next meeting is June 5, 2008 at 7 pm. Law Director Graves advised they have some issues, I think they are going to consider running another tests for the Fire Fighters sometime late summer or early fall. Council Pro Tem Rosso advised it came up during the Safety meeting that there is a potential that 2 Police Officers may retire at the end of the year. Do we need to get a police civil service by the end of the year sometime also? Mayor Piskura answered we have been trying to maintain both lists so yes it would be appropriate. Council Pro Tem Rosso concurred then it would be both police and fire, not just fire. *Motion by Huska to accept the report. Yeas All. Council Pro Tem Rosso appointed Councilman Dennis Bring to the Records Commission.

CITIZENS COMMENTARY:

Rosa Garcia-Gee, 588 Kenilworth requested Council put her on the agenda for the next Worksession so we can discuss all the applicants for the Stormwater Utility Board. I got another email this week from a gentleman that has a very good background with the EPA. He said he has been contacting the city for more then a year and a half now. I wasn't aware of it until he read an advertisement that I had put up. I have approximately 4 people have applied recently so if you could please put me on the agenda for Worksession, that way we could over it then? Council Pro Tem Rosso advised that is an Administrative function so there is nothing from Council. That has to come from the Mayors recommendation for appointments. Mrs. Garcia-Gee advised that way I could go over with Council all the people that have applied. Council Pro Tem Rosso advised I don't have a problem with that but just so you know Council cannot take any action without the Mayors recommendation for an appointment. Mrs. Garcia-Gee asked Mayor Piskura, you will be at Worksession right? Mayor Piskura answered yes but I won't be giving any recommendation until you and I meet and we meet these people in private and have the opportunity to go over their resumes. Mrs. Garcia-Gee asked okay, will I be able to at least bring all the information that we have gathered on different issues? Council Pro Tem Rosso answered that would be fine, I am just making sure you are aware that Council cannot take action to appoint anyone to Stormwater

Utility – that is an Administrative function. Mrs. Garcia-Gee stated as long as we can all get together on this, that way we can over all the work. There is quite a work that has been done the last couple of months. Law Director Graves asked have those applications been presented to the Mayors office. Mrs. Garcia-Gee answered I have forwarded on I believe 2 to Mr. Gardner’s office. I know 2 of the people have already contacted the Mayors office. The man with the EPA background said he has contacted more then once. At this point I know we were given a notice that we had to stop having the Board because we didn’t have enough members and I really thought anyone that had good qualifications would work fine at this point.***UNFINISHED BUSINESS: None./NEW BUSINESS:*** *Motion by Huska to add Council numbers 021, 022, 023 and 024 to tonight’s agenda. **ROLL CALL TO AMEND THE AGENDA TO INCLUDE COUNCIL NUMBERS 021, 022, 023 AND 024;** Yeas All – Huska, Diebold, Elliott, Smith, Kovach, Bring, Rosso.

ORDINANCES AND RESOLUTIONS:

- 1.) Council#021 – EMERGENCY – a resolution authorizing the City of Sheffield Lake to accept and approve goods and services donated by the Community Civic Board for the Community Civic Center and declaring an emergency.
*Motion by Huska for SUSPENSION OF RULES:
ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Diebold, Smith, Huska, Bring, Rosso, Kovach, Elliott.
*Motion by Huska for ADOPTION:
ROLL CALL FOR ADOPTION: Yeas – Smith, Huska, Rosso, Diebold, Bring, Elliott/Abstain - Kovach.
Resolution Passes#19-08
- 2.) Council#022 – EMERGENCY – a resolution authorizing the City of Sheffield Lake to accept and approve goods and services donated by the Amvets Post 55 of Sheffield Lake for Guenther City Park and declaring an emergency.
*Motion by Huska for SUSPENSION OF RULES:
ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Elliott, Kovach, Bring, Huska, Smith, Diebold.
*Motion by Huska for ADOPTION:
ROLL CALL FOR ADOPTION: Yeas All – Smith, Huska, Rosso, Diebold, Kovach, Bring, Elliott.
Resolution Passes#20-08
- 3.) Council#023 – EMERGENCY – a resolution authorizing the City of Sheffield Lake to accept and approve goods and services donated by the Amvets Post 55 of Sheffield Lake for the Boat Launch/Community Park area and declaring an emergency.

*Motion by Huska for SUSPENSION OF RULES:

ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Rosso, Kovach, Elliott, Diebold, Smith, Huska, Bring.

*Motion by Huska for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Kovach, Bring, Elliott, Smith, Huska, Rosso, Diebold.

Resolution Passes#21-08

- 4.) Council#024 – FIRST READING – a resolution authorizing the City of Sheffield Lake to cooperate with the Sheffield-Sheffield Lake Schools Board of Education and the YMCA of Greater Cleveland in a before and after school agreement and lease.

*Motion by Kovach to go into executive session for the discussion of personnel discipline and personnel compensation. ROLL CALL TO GO INTO EXECUTIVE SESSION: Yeas All – Rosso, Bring, Elliott, Diebold, Huska, Smith, Kovach.

*Motion by Kovach to return to regular session. ROLL CALL TO RETURN TO REGULAR SESSION: Yeas All – Diebold, Elliott, Huska, Kovach, Smith, Rosso, Bring.

Law Director Graves advised let the record reflect did adjourn to executive session for the discussion of discipline and compensation of public employees pursuant to the Sunshine Laws.

Councilman Bring advised I would just like to personally Thank Amvets for the donation of the flag pole and flags. Mayor Piskura concurred absolutely.

COUNCIL PRO TEM: None.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach to adjourn at 8:28 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
Kay Fantauzzi

PRESIDENT OF COUNCIL
Edward R Podmanik

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 May 13, 2008.

COUNCIL PRO TEM

Richard Rosso

MAYOR

John J Piskura