

Minutes of the City Council
Sheffield Lake, Ohio
September 27, 2011

The regular meeting of the City Council was held Tuesday, September 27, 2011. Council President Edward Podmanik called the meeting to order at 7:03 PM.

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

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

Present: Podmanik, Rosso, Huska, Stark, Bring, Kovach, Smith, Elliott, Mayor Piskura, Service Director Smith, Engineer Skellenger

Absent: Finance Director Smith, Treasurer E Hoenig, Law Director Graves (excused)

Attending: Concerned Citizens, Planning: Belaska, Members of the Media

*Motion by Bring/Second by Elliott to accept the minutes of the September 13, 2011 Council meeting with any corrections. Yeas All.

CORRESPONDENCE/COMMUNICATIONS: None.

PRESENTATIONS: None.

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

Roads, Drains, Water, Sewer, and Refuse: **None.** */Safety:* **None.** */Buildings, Lands, Vehicles & Equipment:* **None.** */Ordinance:* **None.** */Finance & Claims:*

None. */Investment:* Mayor Piskura reported next meeting is scheduled for October 6, 2011 at 10 am. */Council Representative to the Community Center:* Representative Stark reviewed the attached report submitted by Manager Hastings and advised the solar panel project is complete and I believe is starting to run backwards so we should start seeing checks soon helping with the bill. Service Director Smith added when they did fire up the tests for the meters right off the bat the sun was out and there were no obstructions and it started running backwards at the meter where it credits the electricity. So that it was not only powering the Civic Center it was also pumping into the grid. So that has been a regular occurrence and it seems to be working extremely well. */Council Representative to the Zoning Board of Appeals:*

None. */Council Representative to the Planning Commission:* **None.** */Council*

Representative to the Park Board: Member Kovach advised we need members to get this Board up and going again.

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

MAYORS REPORT: Mayor Piskura advised there is some interest for some other Boards, I haven't had anybody express any interest in the Park Board yet but I would like to try to sway some of the people that have applied to the Park Board. **/FINANCE DIRECTOR REPORT:** **None.** **/TREASURER REPORT:**

None./SAFETY DIRECTOR: None./**SERVICE DIRECTOR:** Service Director Smith reported I have only a few things tonight due to the coverage that I did in the previous Committee meetings that we had and we covered a lot. We met with Cook Paving and we are looking at starting those road sections sometime next week barring no issues from the weather, so it looks real good for next week. Shoreway – Cross Roads has to come in and finish signing the contract, they have an illness with a gentleman that is our liaison and he should be back here tomorrow. I am hoping that will get done and then I will be bringing dates to Council so that you will have a time line. On the first attempt pump sediment out of the pump on Pump Station#3 didn't go well because it started raining in the middle of the operation which increased the flow to the pump station overpowering the pump and it was useless to go any further. So we are going to re-evaluate how we are going to approach it with a bigger pump and a by-pass pump I think – to get the sedimentation which has been a big deal in the pump stations; accumulation of sedimentation at the bottom of the wet well. That is something that we are going to continue to get taken care of. *Motion by Huska/Second by Bring to accept the report. Yeas All./**ENGINEER:** Engineer Skellenger reported we just started on the sanitary study that the Council authorized some time ago, I will be reporting as we get more into it. We are just scratching the surface on it basically now. *Motion by Huska/Second by Bring to accept the report. Yeas All./**LAW DIRECTORS REPORT:** President Podmanik advised the Law Director has been excused this evening. However at this time I will bring this to Council's attention, if they should so desire to add this to the agenda. He read the resolution for donation of mounted binoculars at the boat launch from the Piskura Family in memory of Jack Piskura.

CITIZENS COMMENTARY:

Kerry McCullough, 685 Roberts stated you guys usually have that done by now when you have something in front of you and I would certainly hope you guys do add that. As you all know I am against any emergency but in this time I think passing it as an emergency would be a great idea as so it could be installed possibly before John leaves office. I think that would be a nice touch to make sure that this all goes down as soon as possible. I think it is a great idea John, I was trying to think of something that would be nice and I talked to a couple of Council members. That is class – thanks. Mayor Piskura advised if anybody has ever been to Niagara Falls, it is very similar to what is at Niagara Falls only the free version – not the coin operated version. They run anywhere from \$5000 to 8000 or 9000.00, we are still pricing them out. My Father lived in the same house since like 1943 or 1944, right there and loved the lake and I think he would really like to share it. My family talked about it and everybody wants to do this. President Podmanik asked a small memorial plaque on this? Mayor Piskura answered yes just a little plaque on the column.

Karen Spencer, 5050 Richelieu (property) stated I have never done this before. I am currently looking at purchasing a home here in Sheffield Lake. Although I have been a resident here most of my life. The home is on Richelieu and it has a safety concern with a sidewalk which is city ordinance or something. President Podmanik asked is there a sidewalk there now? Ms. Spencer answered there is a partial sidewalk and then I understand you are supposed to put in a further sidewalk. President Podmanik answered before an occupancy permit can be issued the sidewalk would have to be installed, as to the details I believe the Service Director could give you a little more guidance. Ms. Spencer stated I mean I understand the point of it, what I am saying is there a safety concern with it that I am concerned for with children on bikes or walking and what not. On the side of the property, behind it is a 4-1/2 foot deep creek or as the city has it listed a river therefore flood insurance needed. Strange I don't know, don't ask me but anyways it goes and runs along side the property as well and the sidewalk would then be giving a right of way right into the 4 foot creek. So my concern there is that a child would be going on his bike or whatever walking and think oh a woods but it is not a woods they will hit a drop-off that goes right into this creek, going up under the street. So my concern there has been for the children, if I put in a sidewalk, the curiosity of the woods then becomes more predominant if you understand what I mean. So the concern is I am just worried about the children and when I do put in the sidewalk what do I do at that point for the children's safety. Councilman Bring asked is that by Buckeye? Ms. Spencer answered yes it is. President Podmanik asked Mr. Smith are you aware of this location? Service Director Smith answered no this is the first I am hearing anything about it. Ms. Spencer stated I actually talked to the Building Inspector, he came out and looked at it and also felt that it was a concern and said he would bring it up at a meeting. However I think the ball got dropped and therefore I am here. Service Director Smith advised there is a lot that goes on in the course of a day with the Building Inspector. You are more than welcome to come into my office and we can discuss it. Ms. Spencer stated I do have pictures on my computer which I brought. Service Director Smith advised I will be glad to look at it, we can figure out what has to be done. Councilman Bring asked is that 5050 Richelieu? Ms. Spencer answered yes it is and I will be closing on the 26th of October on that home. Like I said I am just worried about children. I have no problem putting in a sidewalk permitting to a driveway giving access is fine but to a creek or even like that wooded area is just really absurd. Service Director Smith stated I will be glad to go over there and look at it and discuss it.

Debra Belaska, 4014 E Lake Rd., asked did we pick out a day in October for Pride Day? Mrs. Belaska stated we are off with our second annual kick-off the Holiday Decoration Donations and anybody who has got any extra lights or anything that you are going to give away this year. Hopefully we can get it in the Avon Lake Press once we get a date established and we can have people donate down there.

Service Director Smith answered barring I have the funds to have a Pride Day. That is something that I haven't determined yet, it is something that is on for this week to make a determination. We used a lot of dumpsters on the first Pride Day in the spring this year. Normally it is split between the 2 days, we used a lot of dumpsters. I don't know if it was because of storm damage or if it was just from roofing issues but we went through a lot of stuff. So that has yet to be decided. Mrs. Belaska stated well we can still donate and still get it going for some fresh items to come in and get the city decorated again for Christmas holidays.

Mark J Erdei, 4015 Tennyson Ave., stated we have an ordinance for our political signs right, it is like 30 days before the election? Mayor Piskura answered David is not here but we do have an ordinance but it was found unconstitutional and I don't know if ours has ever been repealed but it is unenforceable. Mr. Erdei continued all the years that I have been in this town and our Post Office was never acknowledged on Lake Road, even with Levin the former owners – there was never a sign or anything that showed that we had a Post Office in there. Is it too late to put up something or are they totally going to close it all? Mayor Piskura answered October 9th I believe is the last.

/UNFINISHED BUSINESS: **None.** **/NEW BUSINESS:** *Motion by Huska/Second by Smith to amend the agenda to include Council#047 to tonight's agenda. ROLL CALL TO AMEND THE AGENDA TO INCLUDE SO NOTED: Yeas All – Kovach, Stark, Bring, Elliott, Huska, Rosso, Smith.

ORDINANCES/RESOLUTIONS:

Council#047 – EMERGENCY – a resolution authorizing the City of Sheffield Lake to accept and approve a donation by the Piskura Family of a permanent mounted set of binoculars at the Community Park Boat Launch in Memory of Jack Piskura at a value not to exceed \$10,000 and the declaring of an emergency.

*Motion by Huska/Second by Bring for SUSPENSION OF RULES:

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

*Motion by Huska/Second by Stark for ADOPTION:

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

Ordinance Passes#45-11

COUNCIL PRESIDENT: President Podmanik confirmed Halloween is Monday, October 31, 2011 from 6 pm to 7:30 pm.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Bring to adjourn at 7:25 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

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 September 27, 2011.

PRESIDENT OF COUNCIL
Edward R Podmanik

and/or

COUNCIL PRO TEM
Richard Rosso

MAYOR
John J Piskura