

Minutes of the City Council

Sheffield Lake, Ohio

December 13, 2011

The regular meeting of the City Council was held Tuesday, December 13, 2011.

Council President Edward Podmanik called the meeting to order at 7:05 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, Stark, Bring, Kovach, Elliott, Smith, Huska, Finance Director Smith, Service Director Smith, Law Director Graves, Engineer Skellenger

Absent: Mayor Piskura, Treasurer E Hoenig (excused)

Attending: Council Elect's; Debra Belaska and Kerry McCullough, Concerned Citizens, Members of the Media

*Motion by Bring/Second by Elliott to accept the minutes of the November 29, 2011 Council meeting with any corrections. Yeas All.

CORRESPONDENCE/COMMUNICATIONS:

Monthly report of court receipts for month of November 2011 - \$6324.00. Receive and file.

PRESENTATIONS: None.

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

Roads, Drains, Water, Sewer, and Refuse: Chairman Bring reviewed the minutes of the December 5, 2011 meeting. *Motion by Huska/Second by Rosso to approve the sewer credit for 5250 Hawthorne Ave. in the amount of \$1,552.32. Yeas All.

*Motion by Huska/Second by Stark to accept the report. Yeas All./**Safety:** Chairman Bring reviewed the minutes of the December 7, 2011 meeting. *Motion by

Huska/Second by Stark to accept the report. Yeas All./**Buildings, Lands, Vehicles & Equipment: None./Ordinance: None./Finance & Claims:** Chairman Elliott

reviewed the minutes of the November 22, 2011 meeting. *Motion by Huska/Second by Stark to accept the report. Yeas All./**Investment: None./Council Representative**

to the Community Center: None./Council Representative to the Zoning Board of Appeals: Representative Kovach reviewed the minutes of the November 16, 2011

meeting./**Council Representative to the Planning Commission: None./Council Representative to the Park Board: None.**

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

MAYORS REPORT: None./FINANCE DIRECTOR REPORT: Finance Director Smith reported I have some proposed appropriation changes in front of you

tonight. I apologize but as we get close to the end of the year, last year I had like 3 pages worth all at once. This year I am kind of doing a page per meeting, it is kind

of hard to keep up with trying to cut the budgets and all that. We have a couple of bills; one in general fund – other legal to polish off the year. So the general fund evens out, there is no change there as the one covers the other. There is a small carry-over amount in salaries that we need for pension and to balance out the year for the salaries. 601 Water Department – we got our final water meter bill and we needed some more money for postage so that also is a net 0 balance. 611 – we got our final sewer bill of \$57,000.00 which was less than last month but all I had in the account was \$12,865.00 so I had to make all these adjustments in order to pay that final bill. I think for next year we have some repairs en-route for that fund but hopefully we won't have these kind of issues next year if at all possible. That actually is not net 0 as I couldn't squeeze any money out of anything so that is \$810.00 more and all that does is just eats into our carry-over by that much which is a non-event. I just wanted to make sure that you are comfortable with that, I couldn't find anywhere else to take any more money out though. *Motion by Huska/Second by Stark to accept the report. Yeas All./**TREASURER REPORT:** report attached./**SAFETY DIRECTOR:** Councilman Bring advised I did look at an ambulance today as they brought another to look at. Obviously we are short funds but I asked a few questions and they did tell me that they could take the back of the ambulance that we have now and put that on a new chassis and that would save us about \$40,000 to \$50,000.00. So I asked is there anything else we can do, ie lights? So they said they would put all new lights on it and everything else. Then he proceeds to tell me that they do have a used one that they would sale at costs because I kept walking away. So they are going to work up some new numbers but the one figure that I heard but I don't know what it is or not but anywhere from \$68,000 up to about \$108,000.00. That is a little bit more reasonable but I just wanted to advise you of that. Apparently they are taking the bodies of those before and done that but now with the way the economy is, there are several cities that are actually doing that as an option./**SERVICE DIRECTOR: None. /LAW DIRECTORS REPORT:** Law Director Graves reported reviewed legislation on the agenda and proposed additions. He requested Council consider suspending the rules on Council#059 to enable that change to go to Board of Elections for their review. He explained Council#062 – this is clarifying the \$2.00 that Council actually implemented back in 2005 and has shown up on the water bill as a water capital improvement charge and the Finance Director has used that money thus and this would just simply clarify that and set up a separate line. It is not going to costs the residents any additional money and will not affect their water bill in any way - it will just clarify the intent of that \$2.00 charge that it be used capital improvements to the water system specifically fire hydrants and the lines. Council#064 which is certifying the amounts and millage for the tax levies to the county. Council#065 is the annual bid ordinance for authorizing the Service Director to go out for bid for all of the materials that we will need for the

upcoming year. Finance Director Smith advised I just wanted to clarify the rates and amounts to the county Council#064 we have already certified to the county for 2012 – is the renewal. This is what I mentioned about the \$6300.00 cut for property tax and they want us to re-certify our tax rate. This is a recertification of our certification. *Motion by Huska/Second by Bring to accept the report.

CITIZENS COMMENTARY:

Debbie Belaska, 4014 E Lake Road stated I would like to wish Mrs. Diane Huska, Council at large well in her endeavors. I would like to recognize Mayor Piskura in his endeavors and hope that he starts to feel better and also would like to recognize Mr. Hoenig as Treasurer and wishing him well in his endeavors. I would like to thank everybody that has donated for the Holiday decorations and we are still accepting those. I also wanted to say that the Park Board did a wonderful job decorating. At this time I would like to resign from the Planning Commission as I was elected to Council at Large. The first of the year I will send a letter of resignation to the Mayor and I wanted to thank everybody on the Planning Commission and also Representative Diane Huska thank you for the past 2 years. President Podmanik reiterated at this time again to Mrs. Huska, thank you for your years of service. We know you will be leaving us. Councilperson Huska stated it is actually 3 – 4 years terms and it has been my pleasure.

/UNFINISHED BUSINESS: None./NEW BUSINESS: *Motion by Huska/Second by Kovach to amend the agenda to include Council numbers 062, 064, 065, 066 to tonight's agenda. ROLL CALL TO AMEND THE AGENDA: Yeas All – Huska, Smith, Bring, Rosso, Kovach, Elliott, Stark. *Motion by Huska/Second by Bring to add Council#063 to December 27, 2011 Council meeting agenda. ROLL CALL TO ADD TO THE AGENDA: Yeas All – Stark, Huska, Elliott, Rosso, Kovach, Smith, Bring.

ORDINANCES/RESOLUTIONS:

Council#057 – THIRD READING – an ordinance establishing Chapter 910 of the codified ordinances of the City of Sheffield Lake regarding streetlawns and treelawns.

*Motion by Huska/Second by Bring for ADOPTION:

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

Ordinances Passes#58-11

Council#059 – SECOND READING – an ordinance amending Chapter 105 of the codified ordinances of the City of Sheffield Lake regarding wards and boundaries and the declaring of an emergency.

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

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

*Motion by Huska/Second by Elliott for ADOPTION:

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

Ordinance Passes#59-11

Council#062 – FIRST READING – an ordinance establishing section 935.15e of the codified ordinances of Sheffield Lake clarifying the monthly water capital improvement charge for the Municipality and the declaring of an emergency.

Council#064 – EMERGENCY – a resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor and the declaring of an emergency.

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

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

*Motion by Huska/Second by Kovach for ADOPTION:

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

Resolution Passes#60-11

Council#065 – EMERGENCY – an ordinance authorizing the Service Director to advertise for bids for and to enter into a contract with the lowest and best bidder for the purchase of ice control salt, premium no-lead gasoline; regular no-lead gasoline; premium lo-sulphur diesel for use in city owned and operated vehicles, stone; various types and grades, bituminous cold patch material, liquid asphalt products, crack filler materials, crack seal, asphalt placement, gilsonite per square yard, concrete delivery per cubic yard, miscellaneous construction equipment rental, and polypropylene pipe and the declaring of an emergency.

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

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

*Motion by Huska/Second by Stark for ADOPTION:

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

Ordinance Passes#61-11

Council#066 – 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 Huska/Second by Stark for SUSPENSION OF RULES:

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

*Motion by Huska/Second by Stark for ADOPTION:

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

Ordinance Passes#62-11

COUNCIL PRESIDENT: President Podmanik advised at this time I assign committees and this is not yet cast in stone. I will give you a brief overview of what I have for everybody going into the new year. Finance is considered a Committee of the Whole and I would ask Mrs. Stark to Chair that Committee. Roads and Drains is also a Committee of the Whole and I would ask that Mr. Rosso as Chair. Safety – Mr. Rosso, Mrs. Belaska and Mrs. Stark with Mr. Rosso as Chair of Safety. Ordinance Committee – Mr. Elliott, Mr. Kovach and Mr. Smith with Mr. Elliott as Chair. Buildings and Lands – Mr. Kovach, Mr. McCullough and Mr. Smith with Mr. Kovach as Chair. Park Board – I have Mr. Kovach/Planning – I have Mrs. Belaska/Community Center – I have Mr. McCullough/Zoning – I will be considering keeping Mr. Kovach there. Also, I have Mr. Rosso as my Pro Tem and would probably ask you to continue on as my Pro Tem through the next term.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Stark to adjourn at 7:50 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 December 13, 2011.

COUNCIL PRO TEM

Richard Rosso

MAYOR

John J Piskura