

**MINUTES OF CITY COUNCIL WORKSESSION
SHEFFIELD LAKE, OHIO
July 17, 2012**

The regular meeting of the City Council Worksession was held Tuesday, July 17, 2012. Co-chairman Alan Smith called the meeting to order at 7 PM.

ROLL CALL OF MEMBERS:

Present: Smith, Stark, McCullough, Kovach, Belaska, Elliott, Mayor Bring, Service Director Smith, Law Director Graves

Absent: Podmanik, Rosso (excused)

Attending: Concerned Citizens, Members of the Media

PRESENTATIONS: None.

*******COMMITTEES*******

ROADS & DRAINS: None./SAFETY: None./BUILDINGS, LANDS, VEHICLES & EQUIPMENT: None./ORDINANCE: None./FINANCE: None./PARK

BOARD: Law Director Graves advised on the recommendations from Park Board.

*******ADMINISTRATIVE*******

MAYOR: Mayor Bring advised at the next Council meeting I am probably going to have David bring something forward to you guys for that extra dollar in stormwater utility. Obviously you know what I want to do with it. I think it will be enough for a while for what we want to do, we just had our engineer come into today with stormwater utility. The EPA is going to meet with Len on continuing on what we have to do in the city to meet their criteria. Councilperson Belaska asked I know that you are asking for a dollar, do you feel that is satisfactory? Mayor Bring answered yes, I am just going to take this nice and slow and steady and we will work with what we have. I don't want to burden anybody with anything else other than that dollar. Councilman McCullough stated I realize it is stormwater utility but it is coming off the water bill and that is the way people are going to look at it that you just raised their water rates. That is why I was kind of adamant and said to make sure that we had everything covered going forward and realize it is 2 separate utilities. However that is my only concern. Mayor Bring advised I have to categorize where I want to use this. Councilman McCullough stated with your diversion program is there some way that we can get the parents involved in the diversion program as far as if your child repeat offends you will be standing there right with them cleaning up the same crap they are cleaning up. Law Director Graves stated first of all we don't any jurisdiction over juveniles, these are people 18 and over. Minors curfew, the parents are actually cited. They do bring the parents and the child before the magistrate and the child ends up doing community service in lien of the parent./**FINANCE DIRECTOR: None./SAFETY DIRECTOR:** Mayor Bring advised we have had some situations here lately with kids doing graffiti and today one of our officers caught 2 of the kids.

This was on the bike path and also some of the trees along the bike path. They get to come to our court. Community Days went very, very well. All the employees of the city chipped in and did a great job so I would like to thank them. On Friday night for the fireworks, there was not a place to park anywhere. Our Police were probably outnumbered 800 to 1, everything went very smoothly except for a few minor things. Also the Safe Route has begun for the school. I think that is going to be completed sometime in November, that was part of our Sheffield/Sheffield Lake City Schools. Today we did have a bad accident, the lady had a medical condition which caused her to hit a telephone pole and snapped it in 3 places on Sheffield./**SERVICE DIRECTOR**: Councilwoman Belaska asked have we ever decided what we are going to do with the cabinets that were donated. Service Director Smith answered David and I have to finish completing a program on how to legally disburse them./**LAW DIRECTOR**: Law Director Graves advised we are very close to bringing a settlement agreement, actually a memorandum of understanding to Council for their approval for the building code enforcement for Ford Motor and this is something that we were working on with the Village of Sheffield and the City of Avon Lake for administration of the building code and fire code for that facility. Under new state regulations where there is a business that spans jurisdictional boundaries, they want one community to be designated to handle that. So that is something that will be forthcoming in the near future. We do have a Fire Fighter who we are going to be dealing with in terms of scheduling a return to work examination; fitness or duty examination. There is a dispute right now as to whether this person can return. In terms of the Bowling Alley, as you know we are very close to a settlement on that case. I have got a commitment out of the auctioneer to remove any unsold or unclaimed items. Some of the litigation that we have talked about in the past, we have pending resolutions on. We do have an appellant brief due on Friday in the Dollar General case. I have a good argument that I have come with so I will be filing that. In regard to Speedway expansion, tomorrow night is the Zoning Board of Appeals meeting and they will be discussing that. On Thursday with the Planning Commission they will be looking at that as well. The Park Board has referred some proposed changes, I was just given this. I would ask Council consider referring this to one of their committees, most likely Ordinance Committee for further consideration.

/COMMUNICATIONS: None./**OLD BUSINESS**: Charter Review Board/**NEW BUSINESS**: None./

ORDINANCES AND RESOLUTIONS: Councils Agenda –

Council#020 – THIRD READING – an ordinance authorizing the Mayor to enter into a settlement agreement between the City of Sheffield Lake, N.C.S.L., Inc., DBA North Coast Shoreway Lanes, and Marc Levin, Trustee of the Shoreway Shopping Center Trust, and the declaring of an emergency. **TABLED**.

Council#024 – THIRD READING – an ordinance adopting a Fraud Prevention

Policy for the City of Sheffield Lake.

Council#025 – THIRD READING – an ordinance amending ordinance no. 28-91 regarding Deferred Compensation Plans for city employees.

Council#028 – SECOND READING – an ordinance amending section 1133.02 of the codified ordinances of Sheffield Lake regarding the regulation of accessory buildings and manufactured homes.

Council#029 – SECOND READING – an ordinance establishing section 1133.09 of the codified ordinances of Sheffield Lake regarding minimum floor area and combined side lots for smaller lots in R-1 residential districts.

Councilman McCullough stated seems to me back in the 60's things kind of changed in the city and for something like this to happen it had to go through a PRD and that is why you have some of these subdivisions we have like Belle, Brockley, Knickerbocker and Holl was made differently out of that PRD as far as lot size and square footage size. The last PRD we had in the city was actually Mariners Watch and we illegally amended that through Planning Commission because those were supposed 1500 square foot condominiums not 1200. I would think for us to pass an ordinance on a smaller lot size without looking at it on a case by case basis would be opening up a can of worms. Law Director Graves advised this has nothing to do with the lot size, an applicant would still be required to obtain a variance to build on any lot smaller than 90 foot frontage or 9000 square feet. What this would do would eliminate the necessity of a second variance for the 1500 square foot floor plan. If you get a variance for the lot than you would automatically be allowed to build a 1200 square foot home. There was a brief discussion. Councilman McCullough continued does it create a conflict of interest to vote on this if we own lots that are under. Law Director Graves advised he will check on it.

Council#030 – SECOND READING – an ordinance establishing section 1151.06 of the codified ordinances of the City of Sheffield Lake regarding accessory buildings.

Council#031 – SECOND READING – an ordinance repealing Chapter 1383 of the codified ordinances of Sheffield Lake regarding the regulation of accessory buildings.

Council#032 – SECOND READING – an ordinance amending section 1353.27(f) of the codified ordinances of Sheffield Lake regarding the regulation of manufactured homes.

Council#036 – SECOND READING – an ordinance by the Council of the City of Sheffield Lake amending the zoning classification of parcel 03-00-041-103-005 on the south side of Lake Road from B1 to B5.

Council#037 – SECOND READING – a resolution authorizing the City of Sheffield Lake to accept and approve the donation of \$2050.00 to the city which has been designated for the purchase of new firearms for the Police Department, and the declaring of an emergency. (VFW)

Council#038 – SECOND READING – a resolution authorizing the City of Sheffield Lake to accept and approve the donation of \$2050.00 to the city which has been designated for the purchase of new firearms for the Police Department, and the

declaring of an emergency. (AMVETS)

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Belaska to adjourn at 7:32 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

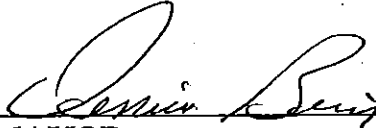
COUNCILPRESIDENT
Edward R Podmanik

and/or



COUNCIL PRO TEM
Richard Rosso

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 WORKSESSION of July 17, 2012.



MAYOR
Dennis Bring