

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
April 23, 2013**

The regular meeting of the City Council was held Tuesday, April 23, 2013. Council President Rosso called the meeting to order at 7 pm.

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

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

Present: Rosso, Elliott, Smith, Kovach, McCullough, Erdei, Stark, Mayor Bring, Finance Director Smith, Treasurer Woods, Service Director Smith, Law Director Graves

Attending: Concerned Citizens, Members of the Media: Avon Lake Press

READING OF THE MINUTES:

A – Council – *Motion by Elliott/Second by Stark to accept the minutes of the Council of April 9, 2013 meeting with any corrections. Yeas All.

B – Council Worksession - *Motion by Elliott/Second by Stark to accept the minutes of the Council Worksession of April 16, 2013 meeting with any corrections. Yeas All.

CORRESPONDENCE: None.

PRESENTATIONS: 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 Finance and Audit meeting of April 16, 2013.

*Motion by Elliott/Second by Kovach to accept the report. Yeas All./**Council Representative to the Joyce Hanks Community Center: None./Council Representative to the Zoning Board of Appeals:** Representative Kovach reviewed the minutes of April 17, 2013. /**Council Representative to the Planning Commission: None./Council Representative to the Park Board:** Member Kovach reviewed the minutes of April 15, 2013 meeting. Councilman McCullough advised the sign is in the middle of the park (Memorial Park), it is not at the end of the park where it used to be. It looks alright, the problem is they put it right on the mounds where the kids put their bike jumps at. A couple of times we asked the kids to pull their bike jumps out of the park which they probably shouldn't be there. It says Memorial Park and it looks alright, there is bushes by it and had some thought process behind it at least. Member Kovach advised I believe we are in the process of also working with the 2 veterans organizations and we will be looking at making some improvements to that park and at that time we will probably be moving that and possibly getting a new sign. Councilman McCullough explained I was just saying it is not in the same spot and it actually

makes sense where they put it.

ADMINISTRATIVE REPORTS

MAYORS REPORT: Mayor Bring reported obviously we had a little episode with the refuse pick-up here this last week. We had a number of calls on that. It was a little bit disappointing with some of the residents on their actions and the way they actually called into our 2 girls and a couple of our girls in the offices – the way they conducted themselves. Our girls over there, there is only 2 girls in the Water Department who have taken these calls a number of times but they are not there to be abused. I am going to instruct them the next time that anybody calls and starts that kind of process that they are just going to hang up on these people. I took a few phone calls myself and tried to explain in simple terms of what was going on and got cussed up and down. People were stating we need to change our refuse pick-up, we are not going to do that. These people have been with us for a number of years and have done an excellent job. Workers went on strike, we lost 1 week – it wasn't even a week. We all forget when Hurricane Sandy came along and knocked down a lot of rubbish, brush and everything else. Allied was one of the first to call our Service Director and offered free dumpsters for over 2 weeks. I know this was an inconvenience for everybody. Most of the people understood what was going on but the 30 or 40 abusive phone calls we are not going to handle that way anymore. Those girls over there were in tears and like I said some of the phone calls I took I was ashamed. I will tell you right now I did not react very good to the phone calls that I got and I am not putting up with that nonsense. When you try over and over and over to try to explain what happened; we had nothing to do with it. The other city's were in the same boat we were. Mr. Graves lives in Avon Lake and they did not pick up his rubbish and the regular times came back on Mondays and Tuesdays and they care of it. Hopefully it doesn't happen again but I think overall Allied Waste does a nice job. Councilman McCullough concurred nobody should take the abuse and I heard about that too. However just like I tried to explain to somebody, where they are frustrated at is they had no notice this was going to happen. Just all of a sudden trash doesn't get picked up and the funniest thing in the world is threaten to take away city services and they are ho-hum but take away their trash and oh my. I can't figure it out. Mayor Bring stated it was very disappointing because it was not only in Ohio, this was in other states also. The abusiveness, the screaming and the swearing and yelling – we are not going to do that anymore. If you want to calm down and call back and listen and talk normally then fine. *Motion by Elliott/Second by Stark to accept the report. Yeas All./

FINANCE DIRECTORS REPORT: Finance Director Smith explained I have before you tonight a couple of other things that came up recently; we have an insurance deductible that we have to cover due to litigation that has been dismissed and I don't have quite enough funds in there but I have done an offset because our workers comp wasn't quite as much as I had anticipated. Also I have an increase in our grant expense which was at 0 and I would like to make it \$50,000.00 because I just found

out that Patty Lines who does our normal CHIPS grant will be getting us up to that amount in lead abatement grants through the City of Lorain. This is not taking any money out of our funds, this just gives us the opportunity to pay for it and then we get reimbursed. It is just an on-going thing, none of the money is going to come out of our coffers but I have to set up a line so we can pay for it. Since we don't have a CHIPS grant this year she says that she is going to work hard to service as many of our residents in need as we can. *Motion by Elliott/Second by Stark to accept the report. Yeas All./**TREASURER: None.** /**SERVICE DIRECTORS REPORT:** President Rosso stated with the past week with Allied Waste, I guess I am just repeating something that I had saw but Allied Waste is looking on I guess for a lack of a better term a rebate for those residents who missed a week. Service Director Smith answered I have no knowledge of that. President Rosso asked would you do me a favor and contact them and find out because I saw something that they were looking to do that. Service Director Smith answered in my contact with Allied Waste on any of that type of stuff, they have only been back 2 days. I think what has happened is the newspapers jump the gun a couple of times. President Rosso stated if not, do we have any recourse in our contract because we basically paid them \$13,000.00 to take a week off. I would like to at least make that known then, we should be looking for something. I think they owe us something. Councilman McCullough stated I think half the city got picked up each week – all most the whole city got picked up. President Rosso stated no way. Service Director Smith advised they had a truck in here, actually Thursday, Friday and Saturday. President Rosso stated no way did half the city get picked up on garbage and hardly any got picked up on recyclables. It was a question I had, you will contact them and see if there is any ramifications but I think they owe us money. Councilperson Stark asked did the Board of Elections get a hold of you about a possible grant for some cement pads at the front of the Civic Center when the street meets into the parking lot. They should be contacting you then. *Motion by Elliott/Second by Stark to accept the report. Yeas All./**SAFETY DIRECTORS REPORT:** Mayor Bring advised the only thing is just to let you know that the ambulance that we did receive was in the next day. Friday I think we had numerous calls and they were running that thing back and forth. It was nice to see it operating and the guys are very, very happy to have that. It was actually supposed to be out here at 6:30 so everybody could see it but they may have been on a call. So maybe after the meeting you guys can take a peek at it. *Motion by Stark/Second by Elliott to accept the report. Yeas All./**LAW DIRECTOR'S REPORT:** Law Director Graves reported we did run a Police Chief test yesterday, we had 3 candidates that took the exam and apparently they are in the middle of the 5-day protest window where they can review the answer key along with the test and challenge each question. Law Director Graves reviewed legislation attached. *Motion by Erdei/Second by Elliott to accept the report. Yeas All.

CITIZEN'S COMMENTARY: None.

/UNFINISHED BUSINESS: Councilman Elliott advised under ordinances, council#018 is in direct negotiations with my employer which is Lorain County Sheriff's office and due to a possible conflict of interest I am going to abstain.***/NEW***

BUSINESS:

Applicants for Council-at-Large –

President Rosso advised Mr. Melbar had a conflict this evening and I told him I would offer him the same few minutes in the next meeting.

Rosa Gee advised I have been quite active in our city. Currently I am the Democratic Precinct Committee person for Precinct 3A. For the VFW Post 8686 right across the street, I am the Patriotic Instructor for the Ladies Auxiliary. I am a voting member of UAW Region 2B Cap Community Action Program and I was also one of their delegates to Washington DC this year. On the Lorain County organized Labor Day Celebration Committee. I regularly attend the Lorain County Labor Agency quarterly meetings. I volunteer on the Office on Aging every month for delivering the meals for Sheffield, Sheffield Lake and Elyria. I am very active in the community. I do know the difference between the person representing the city as a resident versus a person representing the city as a Council member – there is a big difference in responsibilities and big difference in your actions and I am very much aware of this. I know I have not attended meetings in the last almost 2 years but I have kept on what is going within the city and I really believe I am a good candidate for this position. Councilperson Stark stated this is a non-partisan city, how is that going to affect your role in the party and how will that affect working with others? Mrs. Gee answered considering Mr. Kovach is the head of the Democratic party for Sheffield Lake, obviously it does affect someone being on Council. Politics are an important part but at the same time when it is a non-partisan Council – politics have to be kept out of it and I am very much aware of that. Councilman McCullough asked if you are selected would you consider returning to one of the Boards? Mrs. Gee answered no but I will be running if I am not selected, I will be running as a write candidate in November. Councilman Elliott asked what are you going for in November? Mrs. Gee answered even if you are not appointed the person appointed has to and anyone else wishing to take the seat has to. I do have one more thing, I had a niece by the name of Rose that attended Brookside High School and I also have never lived in the State of Arizona. Someone asked me that the other day they messaged me and no I have never lived there, I am from New Mexico. I do have a niece who attended Brookside and I never lived in Arizona.

Mark Cizl advised I am a lifelong resident of Sheffield/Sheffield Lake and I am in my 36 years as a Teacher here in Sheffield/Sheffield Lake. I am a graduate of Brookside High School Class of 1972. Since I am nearing the end of my Teaching career and I continue to plan to be a resident, I have talked to my wife to and I want to figure out what I am going to do with my second career in terms of service. With the recent opening on City Council, that struck my interest and I have attended the last couple of meetings because I am fascinated. I have been to many school board meet-

ings as you see from my application I have been involved in a lot of things in our community, primarily with the schools but my heart has always with Sheffield/Sheffield Lake and that is why I am pursuing this position to serve the city. Councilperson Stark stated if I could get the sixth, seventh and eighth graders – they would probably all vote for you. But why haven't you attended any meetings? Mr. Cizl answered basically because I have been so involved with the school. I have been past union president, I am video club director which keeps me really busy besides being the band director and I am involved in the Sheffield/Sheffield Lake Teachers association as a past officer. Councilman McCullough asked if you are not chosen would you consider serving on one of the Mayors Boards? Mr. Cizl answered sure. Councilman McCullough asked if not chosen, are you going to run as a write in candidate in November? Mr. Cizl answered from what I understand that is the option. Councilman Erdei asked what do you see as far as the future for Sheffield Lake, do you have any vision of what is going on? Mr. Cizl answered since we are all residents of Sheffield/Sheffield Lake we see today what Sheffield Lake is like. We all remember what it was like when we were kids, the interesting thing is when you see our residents are past graduates I think it is really nice. At my 40th class reunion, when people come back and they tour Sheffield Lake or they tour our schools they always have a different outside perspective and it tends to be because of the economy tends to be a little bit negative but it also is very positive particularly with our lakefront when they drive Lake Road – I just to listen to them because they give me a good perspective because we are here every day and we see what is happening. Our lakefront is an incredible asset. Obviously we are landlocked and the economy is bad in the last couple of years of course, just like anything else, there is always income issues that we have to deal with but how I see Sheffield Lake, we can't grow too much because we don't have a lot of vacant land. Shoreway Shopping Center is our hub in Sheffield Lake and I am real curious to see what happens with that because I think that is pretty much on the down side as it was 40 years ago and hopefully that somehow becomes more of a centralized positive aspect of our city because it is centrally located. The fact that the schools are building a new school, it is interesting to see what is going to happen with our old buildings and how we are going to facilitate that. Councilman Elliott stated I don't about you Mr. Cizl but I am a resident of Sheffield Lake, not Sheffield - you understand the difference? You understand if you were to take this seat, you understand that it is no longer Sheffield/Sheffield Lake – it is Sheffield Lake. Mr. Cizl answered absolutely. Obviously the one thing we share in common is the schools and that is my background.

William Gulling stated I was active here in the city when Shoreway was being acquired. I am retired from Ford Motor Company for 30 some years and I have been a resident for over 42 years. I would like to get back into more activities for the city, I would like to see something happen at Shoreway other than blowing off one end of it. I have no agenda to grind. Councilperson Stark stated you and I have known each other for a while because we worked at the Board of Elections and I am going to ask

you the same question I asked Rosa. Mr. Gulling answered I have none. Councilperson Stark asked meetings – why haven't you really attended any. Mr. Gulling answered I ride with kids, I got involved with that. I just became a task force member for kids with brain tumors foundation. When Shoreway got acquired and Apples came in – I saw some plans and to be honest with you I just let it slide. Now that the seat has come open I thought my supervisor experience might be of some value to the city and I would like offer that. Councilman McCullough asked there is many Boards in the city and some are a little short sometimes. If you are not chosen at this point for this position, would you offer your services to one of those Mayoral Boards that need filled at various times. Mr. Gulling answered yes I would. Councilman McCullough asked if you are not chosen, are you going to run as a write in candidate. Mr. Gulling answered I believe I will but that depends on a lot of things. Councilman Erdei asked what do you see for the future of our city? Mr. Gulling answered I don't see how we can do more physical growth but we do have some resources but it is what you do with what you have got. We got a big empty space over there that has all kind of potential if someone develops it right. The Boat Ramp is beautiful, I never thought we would have something like that. I did not attend Sheffield/Sheffield Lake schools, I have kids that did, my wife did, my grandkids are – I have been here 42 plus years. I started in a 3-bedroom house and I added to the house, my street was paved several years ago. I would like to see the whole city with a street as nice as mine because I have been down some of them that are not. South Street was opened several years and finally got paved well and I hope it last. That is the kind of things that I would like to see happen throughout the city.

Rosa Gee – Councilman Erdei asked what do you see for the future of the city? Mrs. Gee answered my family has been residents in Sheffield Lake for over 60 years. I have seen Sheffield Lake change a lot and not always for the best but lately we have been moving forward in the right direction. The Boat Launch was a wonderful addition to this town, although originally I was against it I will be honest. It turned out to be a wonderful addition. I would like to see more done with our community center – it is called community center. Our shopping center, it is slow process but it is getting there. Let's be honest it is going to take a lot of years to really create it because it took a lot of years for it to really get that bad. Everything is moving forward – look at our bike path. I remember sitting in this room at meetings where that bike path was a dream that we didn't even think we could afford. It is a regularly used bike path that is used constantly now. There is a few of us that remember the joke of when the bridge was going to be made. People like going past that bridge and seeing it. Yes we have come forward in this town, we can't let the little things stop the progress. A lot of people in this city just like myself are stubborn about change but everybody comes around slowly if it is put them the right way and that is what we need to keep doing is moving forward. We have to keep up with the times, we are never going to be Vermilion, we are never going to be any of these other places – we need to create the word Sheffield Lake and what we have here and I really think that we can do that.

President Rosso stated you can kind of rough figure that you are going to be at least 2 nights a week at city hall between Council meetings, Worksession's and Committee meetings that you will be assigned to. So if you have problems and you can't make evenings a couple of times a week, just be aware of it now.

Councilperson Stark advised for voting purposes, they have moved where everybody is voting. So if you are in ward 3 or ward 4 you will be voting at the VFW across from us and wards 1 and 2 will be staying at the Civic Center. That could change again but for now that is where everybody will be voting in May.

President Rosso asked Councilperson Stark to reschedule your Safety meeting to Wednesday May 8 at 7 pm. Councilperson Stark answered yes. President Rosso asked Councilman Kovach to reschedule your Buildings and Lands meeting to May 9 at 7 pm. Councilman Kovach advised cancel meeting as there is nothing going on. President Rosso asked Councilman Elliott to reschedule Roads & Drains meeting to May 13? Councilman Elliott answered yes.

ORDINANCES AND RESOLUTIONS:

Council#010 – THIRD READING – an ordinance establishing Chapter 944 of the codified ordinances of the City of Sheffield Lake regarding regulation of pollutants into the municipal storm sewer system and the declaring of an emergency.

*Motion by Elliott/Second by Stark for ADOPTION:

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

Ordinance Passes#14-13

Council#015 – 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 Elliott for SUSPENSION OF RULES:

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

*Motion by Stark/Second by Erdei for ADOPTION:

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

Ordinance Passes#15-13

Council#016 – EMERGENCY – an ordinance authorizing the City of Sheffield Lake, Ohio to participate with the Ohio Department of Transportation for the purchase of sodium chloride for the 2013-2014 winter season, and the declaring of an emergency.

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

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

*Motion by Elliott/Second by Stark for ADOPTION: Yeas All – Erdei, Elliott, Kovach, Smith, Stark, McCullough.

Ordinance Passes#16-13

Council#017 – EMERGENCY – an ordinance establishing a Bicentennial Commission in concert with the Village of Sheffield and the Township of Sheffield and the declaring of an emergency.

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

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

*Motion by Elliott/Second by Stark for ADOPTION:

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

Ordinance Passes#17-13

Council#018 – EMERGENCY – a resolution authorizing the Mayor to enter into an agreement between the various municipalities, townships, the Lorain County Commissioners and the Lorain County Sheriff for the purpose of rendering mutual aid, personnel, equipment and expertise for the investigation of fire-arson and the declaring of an emergency.

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

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

*Motion by Stark/Second by Erdei for ADOPTION:

ROLL CALL FOR ADOPTION: Yeas All – Erdei, Kovach, Smith, Stark, McCullough/Abstain – Elliott.

Resolution Passes#18-13

Council#019 – 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 Elliott/Second by Stark for SUSPENSION OF RULES:

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

*Motion by Elliott/Second by Stark for ADOPTION:

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

Ordinance Passes#19-13

COUNCIL PRESIDENT COMMENTARY: None.

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/COMMITTEES

Kay Fantauzzi

COUNCIL PRESIDENT

Rick Rosso

and/or

COUNCIL PRO TEM

Eric S Elliott

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 April 23, 2013.

MAYOR

Dennis Bring