

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
January 28, 2014**

The regular meeting of the City Council was held Tuesday, January 28, 2014. Council President Rosso called the meeting to order at 7:03 pm.

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

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

Present: Rosso, Smith, Stark, Kovach, McCullough, Erdei, Cizl, Wtulich, Treasurer Woods, Finance Director Smith, Service Director Smith, Law Director Graves, Fire Chief Card

Absent: Mayor Bring (excused)

Attending: Concerned Citizens, Firefighters; Lt. Brian Davis and Fire Fighter Scott Kozlowski, Demolition Board Chairperson Gee, Members of the Media

READING OF THE MINUTES:

Council – January 14, 2014 - *Motion by McCullough/Second by Kovach to accept the minutes of the January 14, 2014 Council meeting. Yeas All.

Council Worksession – January 21, 2014 - *Motion by McCullough/Second by Kovach to accept the minutes of the January 21, 2014 Special Council meeting. 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 January 21, 2014 meeting. *Motion by Erdei/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: None./Council Representative to the Planning Commission: None./Council Representative to the Park Board: None.*

ADMINISTRATIVE REPORTS

MAYORS REPORT: None./FINANCE DIRECTOR REPORT: Finance Director reported you asked that I call the Board of Elections last week to check on the

costs for putting our tax increase on the ballot and they said the very most that we can pay is about \$4000.00 as it is about \$1000.00 per precinct. However that gets broken down to whatever else is on the ballot and they can't tell me that until everybody has filed. So as soon like the parks go on or if the school goes on and we go on it all gets divvied up. They said chances are we don't get divvied up, so I can give you a report on that later when I know more. Councilman McCullough asked did they say anything about the candidates, do they pay – they don't pay? Finance Director Smith answered no just issues. Any taxing districts would pay, like if the Lorain County Metro Parks puts something on or if the School Board puts something on – anything county wide or city wide, whatever ends up on our ballot we have to pay a portion of the costs. Councilman McCullough stated I just don't get it. Councilman Cizl asked what is an air card expense (on appropriation list)? Finance Director Smith answered the air cards are through Verizon Wireless and they allow our mobile computer laptops to be interfaced and receive 911 information. Fire Chief Card explained they are built into the MDT's that we have in the trucks so we can get all the information from 911 on the computer. *Motion by Stark/Second by Cizl to accept the report. Yeas All./**TREASURER REPORT: None.**/**SERVICE DIRECTORS REPORT:** Service Director Smith reported this week turned out to be a rough one for snow, it started with the AM Thursday and Friday night through Saturday and then all day Sunday. The guys did do a great job but we had several mailbox issues along Abbe Road and along Lake Road. We will have those repaired as soon as possible. We had several breakdowns, the mechanic did come in on Saturday and was able to get us up and rolling. We didn't lose down time because we were able to swap trucks because he had come in and gotten the one extra one ready to go that was down. On Saturday we used both the Road and the Water Department for plowing. We went through the city twice during the three days. We plowed all the streets twice during the three days to kind of keep the aggravation as best we can. We currently have a little over 200 tons of salt in our bins that we got yesterday and last night which is pretty good for us, we could head into anything and I believe we still have about 450 left on our contract with ODOT for this season. That is because we started off with a surplus at the beginning of the year if you remember right, the stuff that was inside the building. We did have a small overhead heater issue over in the back of the shop and Giesel was johnnie on the spot and came in after hours and took care of that for us. Councilperson Stark asked has Lakewood approached us at all about borrowing salt because I know they are out? Service Director Smith answered they have not. He explained communities that are under contract with ODOT for salt supply and how that works. Councilperson Stark continued this came up under Facebook for Sheffield Lake Buzz but do we have a list that if somebody has a contractor and they do some really shotty work in the city, can they call into the Service

Department? Service Director Smith answered we cannot make recommendations on private contractors and doing jobs, that is against the law. But we do carry a current contractor list of registered contractors within the city have fulfilled the obligations required by the city for them to be a registered contractor. Councilman McCullough asked snow fence at Lake Breeze and Lake Road; are we putting one up this year? Service Director Smith answered not this year but it has been brought up about putting one in the Community Park along the lake bank. Councilman McCullough stated the other day it wasn't from there, it actually was what was coming off of the parking lots and blowing north. Service Director Smith stated that also has an internal snow issue too by how it is plowed. Councilman McCullough stated I know this, the other night it was a mess – it was barely a lane and a half. Service Director Smith stated and our trucks were out, I know and that shouldn't have happened – that is my point, the trucks were out and it blew over and it should not have happened. It was one of the things that internally I was focusing on. Councilman Erdei stated we are using less and less salt and just doing the main roads and intersections. Service Director Smith stated I am not sacrificing safety for the residents but there is techniques that can be used to reduce the tonnage per lane mile. We didn't use less salt on it as per say, for instance; you can salt both lanes per lane mile if you use 8 pounds per lane mile. The truck goes eastbound, salts and comes back westbound and salts. When you are faced with conserving, you can center line salt. He explained process he uses. You can spot salt on a road that has a speed over 35 miles an hour is not a good thing but on small back streets yes it is, intersections or the braking areas – yes it is. Spot salting where the school buses stop and let kids off, yes it is. Last year I think there were only a couple of times we went through and completed salted all the streets. We are in a conservative mode but we are not sacrificing safety. Councilman Erdei stated I was only curious and especially for the way the weather has been, this is only January so we still got February and March and I just wanted to make sure that we got enough salt. Service Director Smith stated here is another thing there is a ratio that you use salt to apply to a cold surface. At 17 degrees you are going to use twice the amount of salt that you use at 32 to do the same thing and that ratio increases per pound as you get closer to 0. Councilman McCullough stated I think they have done a great job keeping Lake Road, Lake Breeze, Harris, Abbe and Ferndale clear and I think that is all we can ask for. Service Director Smith advised during the heavy white outs and stuff like that, the primaries get special attention. Fire Department has to be able to have his crews be able to get to where they are going in in a short period of time and in a safe manner. Councilman McCullough stated they are doing a great job. Service Director Smith stated they are doing a great job it is just that that specific location was a location of concern. I think that we can solve that without a snow fence. Treasurer Woods stated another comment

from other people inside and outside of the city of how well they are doing keeping the roads clear. Service Director Smith stated I will pass that on and make sure that they hear that. Councilman Erdei asked we only have like a 3 or 4 man crew for plowing correct? Service Director Smith answered 90% of the time – yea. When we go into the Water Department from the Roads then we have access to them but the guys still have to sleep and you still have to run around the clock.

Unfortunately when people get sick and injured at all times of the day, it is not just during 9 to 5 or 7 to 3. You got to try to keep that same quality even though through the night the majority of people are sleeping. We have to structure to schedule it accordingly, we have a way of going into the Water Department and using the Water Department guys and they all have CDL's and they plow too.

Councilman Erdei stated our city streets were excellent compared to some of the other cities I was in. *Motion by Stark/Second by Smith to accept the report. Yeas All./**SAFETY DIRECTORS REPORT: None.**/LAW DIRECTOR REPORT: Law Director Graves reviewed legislation. *Motion by Stark/Second by Kovach to accept the report. Yeas All.

CITIZEN'S COMMENTARY:

Donna Grznar, 4171 Knickerbocker stated what I am here to talk about is the ticketing that has been currently being done by the Police here with the cars being parked out on the streets or in the driveways. Our community is a small community and some of the driveways aren't as long and that should be something that should be considered with this ordinance. I really think that this ordinance needs to be reviewed better because you are going to alienate a lot of people in Sheffield Lake. If you want this tax thing to pass I guarantee you it won't pass because of this ticketing being done. We need to consider our whole community instead of just some small portion of it. Also I wanted to kind of bring this up too, do we evaluate our Fire Fighters and our Police Officers – do we have an annual evaluation of them. President Council answered that is not Council's responsibility. Fire Chief Card asked evaluate as far as how? Mrs. Grznar answered how they perform. Fire Chief Card answered yes we do. Ms. Grznar asked is it something that we would know how they perform? Fire Chief Card answered it goes into their personal file and as far as training goes, we have state requirements that we have to meet. Ms. Resnar stated I just kind of wondered how that kind of worked because there has been things that I have seen that shouldn't happen in this community. That people are supposed to stop at stop signs then all Police Officers should stop at stop signs. Fire Chief Card stated if you have issues with the Fire Department you can call me when it happens and let me know and then I can deal with it. Mrs. Grznar stated I have never seen anything from there but it is just something that I wanted to inquire about and I don't know whether you would consider something to go over that ordinance about the parking because there is a lot of people that are really

upset about this and if you want this tax thing to pass in which case I know it needs to pass you need to consider helping the people make this an easy transition with the parking thing. President Rosso stated if you have a concern about the Police don't hesitate and I will speak for the Mayor I am sure that this is accurate – don't hesitate to contact the Mayor especially since he is Acting Safety Director but if you think you see something you want him to look at I will speak for him and say I am sure he is open to any conversation. Mrs. Grznar stated we all want to make a nice community for Sheffield Lake. President Rosso stated I understand but so you know what the roles would be and you could even call the Police Chief but as the Acting Safety Director the Mayor would be open to any kind of comments or concerns. Second of all, just to keep in mind you don't like the parking ban. Mrs. Grznar stated it is not that I don't like it, I think it should be readjusted a lot. President Rosso stated you make the comment that because you have this parking ban and people are getting tickets it could hurt the election, be aware that that parking ban was discussed for almost 2 months. This Council Chamber was full and trust me there were more people pro – parking ban then anti – parking ban. In fact the pro – parking ban wanted to go 24 hours a day. So I am more fearful if we remove it having the pro people vote no then the people who don't like it voting no. Mrs. Grznar stated it has to be midway though – you can't be Democrat and you can't be Republican – you got to meet in the middle. President Rosso stated I understand but the legislation that was drawn up that we thought was the best for the city. There is just as many if not more pro – parking ban then anti – parking ban. Mrs. Grznar stated then in other words you are not really going to do anything? President Rosso stated no you have spoken to all of Council but Mr. Kovach and Mr. McCullough and Mr. Erdei are all on Ordinance and if they decide to discuss it more then they will discuss it more there but that is where it would start. Councilman McCullough stated you guys called me about your car being ticketed in your yard, you never made mention of the parking. Mrs. Grznar stated well that wasn't an issue with me but I just did it for people that I know. Councilman McCullough stated I will tell you right upfront I was the one that pushed it through and I will stand by that. We discussed it at Ordinance – it is safer; these guys had a fire on Pinewood that they got to probably 2 or 3 minutes faster because they didn't have to work around cars and when they had mutual aid showing up with Avon, Avon Lake and Sheffield Village to help fight that fire they were able to get up that street and actually save the structure. Now how much of it is saved I don't know but they were able to get right up the street to the fire. The plows – Mr. Smith and the Service Department are using less plow time as they don't have to move cars even with this snow ban. People are now used to parking in their yards and the plow guys are out half as much as they were prior to this. When you contacted me you contacted me about the ticket on your car and then

you also explained to me that the Mayor said he would take care of it and maybe it was an oversight on his part. So that one I would take up with the Mayor. Mrs. Grznar stated first of all we have a car in our driveway and basically it is not running right now but it quit on us and my husband was working on it and put it like this it has been too cold to work on a car outside. I talked to the Mayor and I asked him I said we had a notice given to us that we had to get either rid of it or get it out of there and we haven't been able to get out there to fix the car. So a Police Officer gave us a summons the other day. President Rosso stated so it is not a current licensed vehicle? Mrs. Grznar stated it is licensed and it is registered and it is insured by an insurance company. President Rosso asked and it is in your driveway? Mrs. Grznar answered in my driveway near the porch area, I live on Knickerbocker and it is not sitting near the sidewalk or anything. President Rosso stated as Mr. McCullough mentioned I would take that up with the Mayor. That is really nothing for us as far as legislation is concerned. Mrs. Grznar stated I did talk to him and he was supposed to take care of it and then this Police Officer comes to my house. President Rosso stated I can't get into the specifics and no one here can get into the specifics talking about and David can talk to you after the meeting. Mrs. Grznar stated that really upset because it isn't ready for the junkyard yet. **John Edwards, 4523 Tennyson** advised the School Board did vote to put both renewals of the operating levies on. When people say there is too many issues on, the answer is that the renewals of the school levies do not raise the tax code but there will be at least 2 other issues. President Rosso stated which will defray the costs.

UNFINISHED BUSINESS: None.

NEW BUSINESS: None.

ORDINANCES AND RESOLUTIONS:

Council#004 – EMERGENCY – an ordinance providing for the establishment and increase and decrease of certain funds within the annual appropriations ordinance for the City of Sheffield Lake, Ohio and the declaring of an emergency.

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

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

*Motion by Stark/Second by Erdei for ADOPTION:

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

Ordinance Passes#5-14

Council#005 – EMERGENCY – an ordinance amending sections 191.01, 191.02(1) and 191.03 of the codified ordinances of the City of Sheffield Lake to

provide for an increase in the earned income tax rate by one-half of one percent, for the purpose of providing funds for any and all purposes deemed necessary by City Council to become effective July 1, 2014 and the declaring of an emergency.

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

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

*Motion by Stark/Second by Kovach for ADOPTION:

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

Ordinance Passes#6-14

Council#006 – EMERGENCY – a resolution directing the Lorain County Board of Elections to conduct an election on May 6, 2014, and the declaring of an emergency.

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

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

*Motion by Stark/Second by Kovach for ADOPTION:

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

Resolution Passes#7-14

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Stark to adjourn at 7:35 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

Rick 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 COUNCIL of January 28, 2014.

MAYOR

Dennis Bring