

**MINUTES OF CITY COUNCIL  
SHEFFIELD LAKE, OHIO  
July 28, 2015**

The regular meeting of the City Council was held Tuesday, July 28, 2015. Council President Rick Rosso called the meeting to order at 7 pm.

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

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

Present: Rosso, Mayor Bring, Cizl, Kovach, Stark, Smith, Erdei, McCullough, Wtulich, Finance Director Smith, Treasurer Zaborski, Law Director Graves, Superintendent Hastings  
Attending: Concerned Citizens, Videographer; Eric McElheney, Demo Board Chair Gee, Charter Review Board Gee, Service Dept; Kepic, Park Board; Prokay, Members of the Media

**READING OF THE MINUTES:**

*Council – July 14, 2015* - \*Motion by McCullough/Second by Kovach to accept the minutes of the July 14, 2015 Council meeting. Yeas All.

*Council Worksession – July 21, 2015* - \*Motion by McCullough/Second by Kovach to accept the minutes of the July 21, 2015 Worksession meeting. Yeas All.

**CORRESPONDENCE: None.**

**PRESENTATIONS:** Mayor Bring submitted Karl Guenther for Planning Commission. \*Motion by McCullough/Second by Kovach to approve the appointment of Karl Guenther for Planning Commission. ROLL CALL FOR APPROVAL: Yeas All – Kovach, Wtulich, Stark, McCullough, Cizl, Erdei, Smith. Mayor Bring submitted Matthew Harper for Zoning Board of Appeals. \*Motion by McCullough/Second by Kovach to approve the appointment of Matthew Harper for Zoning Board of Appeals. ROLL CALL FOR APPROVAL: Yeas All – Smith, Stark, Erdei, McCullough, Kovach, Cizl, Wtulich.

*Mayor Bring swore in Karl Guenther for Sheffield Lake Planning Commission.*

*Rosa Gee to present DAV – Don Attie and Joe Gee  
with goals for Memorial Park.*

Mrs. Gee advised we are working closely with Pat Hastings as to the layout of the park and that is all in your packets and it is explained what has already been promised, donated or already pledged for the park. Councilman McCullough stated is it a 60 foot tall statue or 60 inch? Mrs. Gee answered 60 inch. Mr. Don Attie stated first of all I would like to thank Sheffield Lake City Council for providing

*Council July 28, 2015*

this opportunity. For a few that don't know me and there are a few that do but I also represent Lorain County Veterans Commission Board and I am also senior Vice of DAV Chapter 20 Louis Paul Proy Disabled American Veteran in Lorain. Along with Joe who heads up our Honor Guard and it is our privilege to be here today but also to step up to the plate and get the park going here and it doesn't fall to the way side. You have got your packet in front of you of some of the things that are on our agenda of what we would like to do and hopefully if everything goes well we will have a bit of an opening ceremony on October 11<sup>th</sup>. We would just like to see the park taken care of, it is our honor to step up to the plate there and work with both the city and planning committee. Whatever we can do in collaboration in getting this going would be appreciated, our phone numbers are here but we will stay in contact and keep everyone up to date. I think that is pretty much it. Mr. Joe Gee advised there has been a lot of promises about this Memorial Park and none have come to surface but Don Attie made the Vietnam Veterans Memorial Amherst happen. A lot of people talked about it and it kept going on and on and people promised and never came through. Don took the bull by the horns and up and it is a great thing and Don is going to do the same thing with Memorial Park here in Sheffield Lake. We are going to work as hard as we can on this. Mr. Don Attie stated I would like to also add too that for some of our fallen veterans and as small as Sheffield Lake is per capita we have 7 Vietnam veterans made the ultimate sacrifice and 1 happens to be Richard Vandegeer who is the very last name on the wall in DC and he belongs to us. If you ever get online and you want to google that and it kind of explodes on the internet there. He unfortunately laid in the South China Sea for over 30 years before they brought the chopper up. He is one of our 98, we have lost 98 through Lorain County that made that ultimate sacrifice. It was not just me but they did call me the driving force but there were others and it was a team effort and it went for over 8 years to raise the funds over a quarter of a million dollars. It came full circle and we brought them home and we have a nice memorial that we are proud of and I would like to see the same happen here and it will happen. I promise you that and I thank you again for your time. Councilman McCullough stated how close is this going to match what is down in Columbia Station because I notice that they have the little statues of each branch of the service and I was just wondering how close that was going to be? Were you involved in that at all or no? Mr. Attie answered no I was not involved in that but I can tell you this, we will be different and will be our own entity as far as the Memorial Park. We will probably go with some ideas from different parks, we want to keep it pretty much simple but the bottom line is that we honor our fallen and we want to be able to keep this up and keep the park up and in nice shape and represent them for that ultimate sacrifice that they made and we can enjoy this freedom that you have today. Mr. Gee stated I would just like to thank the Mayor, City Council and Pat Hastings and Steve Kovach for being helpful with this and assisting us what we need to do.

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**CITY COUNCIL REPORTS**

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

**None./Council Representative to the Joyce Hanks Community Center:**

**None./Council Representative to the Zoning Board of Appeals: None./Council Representative to the Planning Commission:**

Council Representative Erdei reviewed the minutes of the July 16, 2015 meeting. Councilman McCullough stated 509 Cove, the adjoining properties that are owned by residents of the City of Sheffield Lake. What kind of burden is that going to put on them for future, if they are right in the middle of all these lots and there is a Residential lot? Law Director Graves stated I don't understand the question, what do you mean what kind of a burden? Councilman McCullough stated you got 509 and this guy wants to change his to residential, that just basically took everything south of 509 and said you know what you are basically land tied because now you got residential. Law Director Graves stated those parcels are already land locked and they back up to all the residential properties along Cove Beach. The residents that were here from Cove Beach I think that everyone singe one of them would be in favor of rezoning those rear lots. The reason he had to apply to build a commercial building, he doesn't want to build a commercial building. He wants to build a garage but he can't build a garage because it is zoned Industrial so he has to apply to build a commercial building. Well then the neighborhood says we don't want a commercial building in our neighborhood and he says I don't want to build one. So the simple answer is it needs to be rezoned residential so he can build his detached garage. Councilman McCullough stated so the question I am going to ask you so everybody understands and make sure that I understand this is the adjoining property owners understand once that goes residential their lots are basically worthless butting up against a residential lot for Industrial. Law Director Graves answered I am not going to say they are worthless. President Rosso stated the only legislation here is just to refer it back to Planning and let them start their discussion to basically go more in depth of what Kerry is bringing up. Law Director Graves stated the only access to those individual Industrial parcels is either through the massive other Industrial parcel which I believe is owned by Ford or through the front driveway of a residential home. They are landlocked now and so in order for them to use it for Industrial purpose they would have to have ingress and egress through a residential lot which they don't meet the requirements of an Industrial access drive.

**/Council Representative to the Park Board:** Member Kovach reviewed the minutes of the July 20, 2015 meeting. Mayor Bring stated 4 poles for the pavilion are in now. Councilman McCullough stated did you set a date for the movie yet? Member Kovach advised yes we have set the date of Friday, August 21, 2015 and we will pinpoint exact location and start up time for that.

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## ADMINISTRATIVE REPORTS

**MAYOR/SAFETY/SERVICE REPORTS:** Mayor Bring stated if you recall we did get a grant for the leaf vacuum and that has arrived and we also put a bid on another so we have both of those on our property now. I talked to you briefly about the water meters the last time and after doing a lot of research over the last 8 months including multiple presentations of product, quotes and vendors, the city can confidently move forward in implementing. Law Director Graves advised that Council may authorize the expenditures in funds exceeding the financial limitations imposed by the statutes of the State of Ohio without public bidding for service of public utilities including those municipalities operations. So with that we are going to move forward with that project. Then in August we will be coming to you with some legislation authorizing us to enter into an agreement with a vendor. The update on the flowers that we thought were being eaten by deers because we did see some deers in the video's but we did find out that there was actually a resident that was stealing the flowers and she came back multiple times. One of our dispatchers did see her and wrote down the time of that and our Finance Director went back on the camera's tape and printed that out and we put that on Facebook and we caught her immediately because she was turned in. The Officer that confronted her told her you probably should put the flowers back and she made no effort to do that and he said well if anything else you should replace the flowers and she said I don't have any money to do that either. So we as a city went and bought some new flowers and the Girl Scouts found out about this and they wanted to replant the flowers because they were pretty upset about this. Our Parks guy Jerry had already replaced them and put them in. This lady even stole the dirt, that is how bad it was and pathetically this was happening during the time that we were looking for that little boy. So this lady had 0 compassion for the city and 0 compassion for what she did. We are pretty upset about it and I am glad she got caught and we will have her in Mayors Court. So if anybody wants to come to that I would be glad to let you sit in on it. Unfortunately we had a terrible tragedy over the weekend we had a young boy pass away. They are having a celebration of his life tonight at 8 o'clock which we are going to move on so we can get over there. I was extremely impressed by the outpouring of the community, it was overwhelming – I can't even express how I felt during this whole episode but the community and you never realize how good of a community you have when you see something like that. There was a quarter of our community come out and try to find this little boy and they were not giving up and until the time, right before we did find him they were still actively searching for this young man. Like I said they were not giving up and I also have to thank them and our Forces and also multiple Agencies. I just want to thank the community for trying to find this little boy but the outcome wasn't what we wanted but again things happen sometime. At 8 o'clock tonight they are having that in his memory at Shell Cove Park. Our Police Chief actually was able to get 3 buses and I think Pat some involvement in that

*Council July 28, 2015*

also. We had 3 buses and we are shuttling people back and forth from Shoreway Shopping Center to ease all the traffic problems along Lake Road so people are able to park at the shopping center and they will be shuttled back and forth.

Councilman McCullough stated this Saturday we have the Circus, we exactly are they setting up at? Mayor Bring answered in the parking lot. Councilman McCullough continued because the place that rents the drive-thru has an auction going on Saturday at 1 o'clock and they have advertised it at like 15000 different auction sites. Mayor Bring stated well we have 24 acres so I don't think it is going to interfere with anything. They are aware of what is going on. Councilperson Stark stated just to piggyback my husband works way out in Independence and there was several people that came up to him at work and said I wish I lived in a community like Sheffield Lake from just seeing how the Mayor and everybody else presented themselves. So people had a lot of positive things to say and they wished that they lived in that type of community where they were at. It was a tragedy but it was a great way to show the pride of the community and how we take of each other. It is such a horrible thing but it was a good thing that people came together. \*Motion by Kovach/Second by Cizl to accept the report. Yeas All./**FINANCE DIRECTORS REPORT: None./TREASURERS REPORT: None./LAW DIRECTORS REPORT:** Law Director Graves reviewed legislation as attached. \*Motion by Kovach/Second by McCullough to accept the report. Yeas All./

***CITIZENS COMMENTARY:***

***Madison Kovalik, 786 Maplewood Avenue*** stated I just wanted to give you a quick update on the Bark for your Park contest. The voting period has ended and they are going to announce the winner on July 31<sup>st</sup>. The voting was in the dark so we didn't know where we were but before that we were in the last place. So it is pretty unlikely that we won but either way we will post it to the Facebook page and we are not sure Pet Safe is going to let everybody know, so we may hear from them and we might not. But I will keep you guys updated. Council and Administration thanked Miss Kovalik for all her work.

**UNFINISHED BUSINESS:** Councilman Kovach advised Saturday August 1<sup>st</sup> will be the Bicentennial Picnic at the home between 11 and 5 and Sunday afternoon will be the monuments dedication and I believe that is at 2 pm. Mr. Edwards advised that is at 1 pm and the ballgame is at 2 pm. The old time ballgame is at 2 pm at James Day Park – it is free as well as the hot dogs.

**NEW BUSINESS:** Councilman Cizl advised we just put a link up on the website, so if you want to watch any of the Council meetings Tammy facilitates that. Finance Director advised go to the Council tab on our website. Councilman Cizl introduced Eric McElheney back there, he is one of my students at Brookside and he is videotaping for us.

*Council July 28, 2015*

President Rosso advised I am just going to restate what the Mayor brought up in Worksession and I agreed with him, if Council would consider suspending the rules for Council#032 so that we can get that equipment out of here instead of waiting until the August meeting but it is entirely up to Council.

### **ORDINANCES AND RESOLUTIONS:**

Council#032 – SECOND READING – an ordinance authorizing the Superintendent to enter into an agreement with Brookpark Auto Auction for the purpose of selling at public sale five vehicles owned by the City of Sheffield Lake which are obsolete, not needed or unfit for public use and the declaring of an emergency.

\*Motion by McCullough/Second by Kovach for SUSPENSION OF RULES:  
ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Kovach, Smith, Wtulich, Stark, McCullough, Cizl, Erdei.

\*Motion by McCullough/Second by Kovach for ADOPTION:  
ROLL CALL FOR ADOPTION: Yeas All – Smith, Kovach, Wtulich, Stark, Erdei, Cizl, McCullough.

#### **Ordinance Passes#37-15**

Council#033 – SECOND READING – an ordinance amending sections 1371.03(a), 1371.07, 1371.18 and 1371.27 of the codified ordinances of the City of Sheffield Lake eliminating permits for temporary signs.  
and them that they have 2 – 3 day sales a year. I think that is more of the thought pattern.

\*Motion by McCullough/Second by Erdei for SUSPENSION OF RULES:  
ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Erdei, Cizl, McCullough, Stark, Wtulich, Smith, Kovach.

\*Motion by McCullough/Second by Kovach for ADOPTION:  
ROLL CALL FOR ADOPTION: Yeas All – Stark, Erdei, Cizl, McCullough, Wtulich, Kovach, Smith.

#### **Ordinance Passes#38-15**

Council#039 – EMERGENCY – an ordinance amending sections 1395.15 and 1395.16 of the codified ordinances of the City of Sheffield Lake regarding annual rental permits and the declaring of an emergency.

\*Motion by McCullough/Second by Kovach for SUSPENSION OF RULES:  
ROLL CALL FOR SUSPENSION OF RULES: Yeas All – Cizl, Erdei, Kovach, Wtulich, McCullough, Stark, Smith.

\*Motion by McCullough/Second by Kovach for ADOPTION:  
ROLL CALL FOR ADOPTION: Yeas All – Wtulich, McCullough, Smith, Kovach, Stark, Erdei, Cizl.

#### **Ordinance Passes#39-15**

Council July 28, 2015

Council#040 – EMERGENCY – a resolution by the Council of the City of Sheffield Lake referring the matter of rezoning of the property located to the east of 509 Cove Beach Avenue from Industrial to R-1 single family residential to the Planning Commission of the City of Sheffield Lake for its consideration and the declaring of an emergency.

\*Motion by McCullough/Second by Kovach for SUSPENSION OF RULES:

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

\*Motion by McCullough/Second by Kovach for ADOPTION:

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

**Resolution Passes#40-15**

Council#041 – EMERGENCY – a resolution by the Council of the City of Sheffield Lake setting the time and location of a public hearing on the matter of rezoning of the property located to the east of 509 Cove Beach Avenue from Industrial to R-1 single family residential and the declaring of an emergency.

\*Motion by McCullough/Second by Kovach for SUSPENSION OF RULES:

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

\*Motion by McCullough/Second by Kovach for ADOPTION:

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

**Resolution Passes#41-15**

**COUNCIL PRESIDENT: None.**

**MEETING ADJOURNED:** With no further business before this council, Motion by Kovach/Second by Erdei to adjourn at 7:42 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.

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CLERK OF COUNCIL/COMMITTEES

*Kay Fantauzzi*

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COUNCIL PRESIDENT

*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 July 28, 2015.

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MAYOR

*Dennis Bring*