

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
August 18, 2015**

The regular meeting of the City Council was held Tuesday, August 18, 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, Kovach, Stark, Smith, Erdei, Wtulich, Finance Director Smith, Treasurer Zaborski, Law Director Graves, Superintendent Hastings
Attending: Concerned Citizens, Videographer; Eric McElheney, Demo Board Chair Gee, Service Dept; Kopic, Civic Center Advisory Board; Nicola, Members of the Media

READING OF THE MINUTES:

Council – July 28, 2015 - *Motion by Kovach/Second by Erdei to accept the minutes of the July 28, 2015 Council meeting. Yeas All.

CORRESPONDENCE:

Mayor’s Court receipts for month of July 2015 - \$7361.00
Thank you letter from David Toetz Family to the city for the efforts to find Sidney.

PRESENTATIONS: None.

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: report attached as submitted by Superintendent Patrick Hastings who advised the main point there would be the city advertised for bids for the Community Center lot as well as the city hall which were accepted and we are moving forward with that in September. The rest is pretty routine actually but I could answer questions if anyone has any./*Council Representative to the Zoning Board of Appeals:*

None./Council Representative to the Planning Commission: None.

ADMINISTRATIVE REPORTS

MAYOR/SAFETY/SERVICE REPORTS: Mayor Bring stated there is just a couple of things and one of the ordinances that you are looking at is for the water meters and we had originally talked about doing that for 20 years and we actually reduced it to 15 years and when you reduce that the water rate went up slightly. So

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I just want you guys to be aware of that. I talked to Mr. Rosso about that and we had talked about even doing 10 or a 12 year but because we have 15 years if you guys want to do less than that we can but again it will increase that water rate for the residents but it will be a little bit more a \$1.56 that we originally did but not that much more. He continued there is another piece of legislation for the auction of those cars that we had talked about and that company that we originally wanted to go with. The process took a little while to do that as that company is restructuring as they are having a few issues there. So instead of sending those cars over there and having some issues with that we decided to go with another auctioneer, so that is what that legislation is for. We have been waiting for the roads to be paved so they are going to start the grinding on Thursday of this coming week. The grinder has been out due to the fact of all the rain and everything else for all the other cities, so that is what the delay was all about but they still are going to be within their bid process. The only thing that we are worried about is with the buses and everything else. The other thing is if you looked at Guenther Park, the pavilion is basically framed up on the roof and should be finished this weekend hopefully. We are going to continue that process next year to do some more of those. Councilman Wtulich stated I had one resident that had his tires slashed on Belle. Have we had more incidents of that or is that just a random thing or did you hear about that? Mayor Bring answered yes I go to the Police Department every day and I have not heard anything else about that but I will check into it. I don't believe there has been anything else. Vandalism has actually been way down, that might have been just a random act or somebody that is mad at somebody for something. Councilman Erdei stated I see that, did the county come in and talk to you about the infiltration stuff that you were talking about over on the pump station and over on Devonshire and I see you have something in the legislation but can you explain to me what is really going to go on with that because I know you were talking about a pipe, instead of digging up a whole street just doing so much of the pipe? Mayor Bring advised actually Mr. Hastings has been working on this. I am going to let him tell you because this has been a very lengthy process and he is in the process of trying to procure some money for that which is going to be about ½ million dollars if everything works out. Superintendent Hastings advised basically the city's sewage all ends up at pump#1 down at Devonshire, everything is moving towards Lorain for treatment and out of that station there is 2 forced mains with a specific function of sending it to treatment. One of those has been habitually giving us problems, built in 1959. We are continually repairing it and we are researching a couple of ways to repair; one is to soft motor start but the real answer which is in front of you tonight is to seek grants and loan funding through Ohio Public Works and that would entail the replacement of the line just due to its age. It is approximately \$400,000 to \$470,000 but while we are looking at that we are considering other improvements in the area to the storm sewer; 48" line that is all but rotted away and re-pavement

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of Devonshire and some improvements to the storm sewer. All of that is based on historical per-capita rates and that has yet to be determined. So the extent of the project while we are exploring a big project, really the basis and pursuit of a grant is for at least primarily the replacement of the force main. Mayor Bring added that street was actually slated to be paved and that is why we have not done that because there is no sense in paving it and tearing it all up. So if this all works out and we get all that then that is what the process is going to be. Superintendent Hastings explained the forced main is in the street. Councilman Erdei stated about the other pump stations and that, I know you were doing reports on all that – is there grants that we can try to get for modernizing them a little bit? Superintendent Hastings stated we have been utilizing the services of Ed Kelly, we are monitoring the flow in and out. Our equipment is antiquated and not functioning properly and all these grants want specific data during rain events and so forth. That is actually going to be talked in the meeting tomorrow here to review all of that and then the hydraulic models are also being finalized by Bramhall Engineering. It is an entire package to pursue our grant for an entire overhaul of the stations which now are about 22 years old on the equipment. So that is a little bit more detailed, a lot of data collection. Mayor Bring stated the other thing is they are hard starts and we have been looking at the soft start, that what we talked about with Bramhall Engineering over a year ago and that is what Pat and his engineer had been talking about too. But there is a whole process to all that, so it is pretty involved. President Rosso advised the legislation in front of us this evening which I am assuming is Council#048 here about presenting application for Round 30 of the Public Ohio Public Works. That is just to apply for the grant? Superintendent Hastings stated that is a very specific procedure part of which includes legislation by the governing body to submit the application. President Rosso clarified so this really right now is not committing any monies, it is just authorizing you to submit the application. Law Director Graves advised it is also authorizing him to sign and execute all documents necessary to participate in it. President Rosso stated I guess if we are awarded the grant and go to proceed then at that time we will know what the actual costs is. Law Director Graves answered right but there wouldn't be any subsequent legislation. Superintendent Hastings advised the city hasn't pursued this since 2007 so that is probably why it is not recognized readily. *Motion by Erdei/Second by Kovach to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith advised I have only have a couple of small items for tonight. The first one is the air card expense for the Fire Department, I apparently picked up the wrong number when I did the budget a year and a half ago and now we are out of money. So that will get us through the end of the year. Refunds, that is due to having several small refunds in regards to a couple of building permits that got issued and then didn't need to be. So we have to put it in and refund it out. So I just need some extra money in there through the end of the year as well. *Motion by Kovach/Second by Erdei to accept the report. Yeas All.

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/TREASURERS REPORT: None./LAW DIRECTORS REPORT: Law Director Graves reviewed legislation as attached. Law Director Graves requested a brief executive session for the discussion of litigation. *Motion by Kovach/Second by Erdei to accept the report. Yeas All./

CITIZENS COMMENTARY:

Rosa Gee on behalf of Sheffield Lake's Veteran's Memorial Park – Mrs. Gee advised all of you have in front of you a piece of paper; section 2, article d has been changed to God Bless America. That adjustment was just made this evening. If there are any questions on any of this, please ask. Please try to help us get word out there that we are trying to sell the pavers, it is very saddening when only 9 4X8 pavers have been purchased so far. None of which were purchased for any of the Vietnam Veterans that died in battle, Sheffield and Sheffield Lake lost 11 and none of those have even been ordered yet. Maybe someone might know of someone that would like to purchase on behalf of a family. We have a list available if anyone would like to see the list.

UNFINISHED BUSINESS: Councilman Kovach advised just inviting everybody Friday evening to the Movie that we will be putting on, we plan to put it on over at the mound next to Apples. The scheduled movie is Andre, the story about the sea lion. It is good entertainment for young and old and we plan to start the movie about 8:15 or 8:30 depending upon how quickly it gets dark. We are going to try to setup it up as a drive-in theater but we will suggest that you bring cars but also bring lawn chairs in case we have problems in logistics of parking.

Mayor Bring swore in Matthew Harper as a Member to the Zoning Board of Appeals.

NEW BUSINESS: President Rosso stated I would like to take a few moments and say I just want to say thank you on behalf of myself and my family, this past Saturday we had our 5th Bobby Rosso Memorial Kickball Tournament in memory of my nephew who passed away in 2001. I just want to take a moment as I usually don't speak about it too much up here at city hall but I do want to take a moment and thank you Mayor Bring who has been involved and been a sponsor from the very beginning. Our Council Clerk Kay Fantauzzi has been a sponsor from the very beginning all 5 years. Law Director Graves this year was a sponsor. Mr. Wtulich and his wife have been sponsors and actually participated. Matt Harper and his family have been there from the beginning and have helped tremendously in clean-up and setup and everything. Going through some of the numbers, I think quite honestly we probably had our biggest attendance this year and right now we are still counting money but I would anticipate we have probably raised around \$12,000.00 to donate. The majority will go to the Athletic Department at the High

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School but a significant amount will go to Youth Baseball and monies will go to Sons of Amvet's for their help too. I just want to say thank you to all of you guys for your support and your help throughout the years, you know me and my family and you know we appreciate it. So again Thank You, we greatly appreciate it. I think we figured out that in the 5 years that we have had it we have given over \$30,000.00 to the High School Athletic Department. My nephews Bo and Cory do 99% of the work. Matt is also up there all the time too.

ORDINANCES AND RESOLUTIONS:

Council#042 – EMERGENCY – an ordinance approving the payoff of a Community Development Block Grant Housing Rehabilitation program lien at 966 Lake Breeze and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#42-15

Council#043 – EMERGENCY – an ordinance authorizing the Mayor to enter into a side letter to the agreement with Local 2355 of the International Association of Firefighters, O.A.P.F., AFL-CIO, and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#43-15

Council#044 – EMERGENCY – an ordinance authorizing the Superintendent to enter into an agreement with Greater Cleveland 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 Kovach/Second by Erdei for SUSPENSION OF RULES:

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#44-15

Council#045 – EMERGENCY – an ordinance authorizing the Mayor to enter into an agreement with Neptune Equipment Company for the purchase, installation and servicing of an advanced water metering infrastructure system and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#45-15

Council#046 – EMERGENCY – an ordinance authorizing the Mayor to enter into a lease/purchase financing agreement with tax-exempt leasing corporation for the purchase, installation and servicing of an advanced water metering infrastructure system and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#46-15

Council#047 – EMERGENCY – an ordinance establishing the fee per water account for the purchase, installation and servicing of an advanced water metering infrastructure system and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#47-15

Council#048 – EMERGENCY – a resolution of the City Council of the City of Sheffield Lake authorizing the Mayor to present an application for Round 30 of the Ohio Public Works Commission Capital Improvement funding for the City of Sheffield Lake, Ohio's project and supporting the submission of such application and the declaring of an emergency.

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

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

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

Resolution Passes#48-15

Council#049 – EMERGENCY – an ordinance providing for the establishment and increase and decrease of certain funds within the annual appropriations of the City of Sheffield Lake, Ohio and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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**ROLL CALL FOR ADOPTION: Yeas All – Wtulich, Stark, Erdei, Smith, Kovach.
Ordinance Passes#49-15**

*Motion by Kovach/Second by Stark to go into executive session for the discussion of pending litigation.

ROLL CALL TO GO INTO EXECUTIVE SESSION FOR THE DISCUSSION OF PENDING LITIGATION: Yeas All – Stark, Kovach, Erdei, Smith, Wtulich.

*Motion by Kovach/Second by Erdei to return to regular session.

ROLL CALL TO RETURN TO REGULAR SESSION: Yeas All – Stark, Erdei, Wtulich, Smith, Kovach.

Law Director Graves explained let the record reflect that the City Council of Sheffield Lake did adjourn to executive session for the discussion of current litigation.

COUNCIL PRESIDENT: None.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Erdei to adjourn at 7:55 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

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 August 18, 2015.

MAYOR

Dennis Bring