

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
October 13, 2015**

The regular meeting of the City Council was held Tuesday, October 13, 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, McCullough, Finance Director Smith, Superintendent Hastings, Law Director Graves
- Absent: Cizl (excused)
- Attending: Concerned Citizens, Videographer; Logan Noell, Demo Board Chairperson Rosa Gee, Civic Center Advisory Board; Mrs. Nicola and Mrs. Rudik, Members of the Media

READING OF THE MINUTES:

Council – September 22, 2015 - *Motion by McCullough/Second by Erdei to accept the minutes of the September 22, 2015 Council meeting. Yeas All.

CORRESPONDENCE: Monthly report of court receipts for month of September 2015 in the amount of \$10,281.56 - receive and file.

PRESENTATIONS: Mayor Bring submitted Angela Wtulich for member to the Planning Commission.

*Motion by McCullough/Second by Kovach to approve the appointment of Angela Wtulich as member to the Planning Commission.

ROLL CALL FOR APPROVAL: Yeas – Smith, Kovach, Erdei, Stark, McCullough/Abstain - Wtulich.

Mayor Bring swore in Angela Wtulich as Member to the Planning Commission.

CITY COUNCIL REPORTS

Roads, Drains, Water, Sewer and Refuse: None./Safety: None./Buildings, Lands, Vehicles & Equipment: Chairman McCullough reviewed the minutes of the October 1, 2015. *Motion by Erdei/Second by Kovach to accept the report. Yeas All./**Ordinance:** Chairman Kovach reviewed the minutes of the October 1, 2015 meeting. *Motion by McCullough/Second by Erdei to accept the report. Yeas All. /**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:** Representative Erdei

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reviewed the minutes of the Special Planning Commission of September 30, 2015 meeting./**Park Board: None.**

ADMINISTRATIVE REPORTS

MAYOR/SAFETY/SERVICE REPORTS: Mayor Bring reported today we had our first meeting about the water meters and starting the process. That went very well today, their trucks are going to be marked and the guys will have badges and I think they are going to have reflectors on them. It takes about 10 minutes per meter to change out. So this process is probably going to start either at the end of this month or the beginning of next month, there is not an exact time but the process has started so we are moving forward with that and I think we are very excited about that. Hopefully this does real well, we are going to try to notify the Police Department and those guys will give us their names and license number and everything else. So if anybody says anything we will have everybody registered and everything else. So that should go very well. You guys had talked about the parking lot; out here and at Civic Center. We don't have a time/date on that, we tried contacting the contractor on that and we have not got a return phone call on that. We are going to try to add a little pressure to that contractor because I want to get this done because the reason we didn't do it last year is because of the cold weather and I do not want to pave that Civic Center in the cold weather and have it heave up. We are very adamant about getting this done. We are going to see how this all works out and we may have to get David involved in that. Today you probably saw a grinding truck going around, we ground down the last couple of roads that needed to be ground down and those will be paved next week. So that will finish off the roads for this year, I think there was 3 or 4 roads that needed to be done yet. You saw in the paper that there was several cities that got a refund for the salt and we were one of them, we got a small portion of that. We got around \$1900.00, I don't know what the exact figure was. The reason why we only got a small amount is because actually we were doing a very good job with the contractor that we had and we did a good job of buying and that is why we were not paying a very high price for that stuff but we did get money back for that. Recently we had applied for some military equipment and we had talked about this before in Safety but we did receive 6 – M16 rifles and they are automatic rifles which are getting redone to just have them set for semi-automatic and then we got a gentleman that is a gun smith I guess you would call him and he is doing a few things to those. We will each one of those in each one of the cruisers that we have for the guys going around and again this was free. We do have those in place. One of the last things that I do want to talk about is what happened on Sunday at Veterans Park. That was really something to behold, we had a lot of people there – I would say that just about every one of the Veterans there had a tear in their eye by the time this was all over. It was great for our city but most of all and what it

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was all about is to Thank the Veterans and to rededicate that park. That is what it was all about, it wasn't about anything else – it was just to Thank these Veterans for the job that they did and for us to be able to sit here tonight and have meetings and be free. Those soldiers that they talked about which they did a history program on each one of the soldiers in each one of the wars and there was over a million people that died throughout this. That doesn't even count all the injured/wounded. It was very interesting, some of the people there; Marcy Kaptur attended and gave us a flag from the State House/Dan Ramos attended and gave us a State flag. We have those right now flying but we have to change them out due to weather because they are cotton. If you look at that we had 2 extra poles put up and those were donated by the company that actually lives here in Sheffield Lake. They did put a POW flag up too. Ted Kalo was there and Matt Lundy along with Tom Orlando just to mention some in attendance. There was a lot of very important Veterans there and the weather was perfect. I would like to see more of this happening in the city as it was an honor to be there and it was such an enjoyment. It was a ton of work for Rosa and Joe Gee and I can't thank them enough, if you haven't seen the park they put a new fence/new monuments put up. It is a whole new thing and the guys in our Service Department poured some concrete there along with a bench there. We had several Veterans stop by while they were doing that and complimented what was being done. I had several people call me after the fact and said that that was probably one of the nicest dedication they have ever seen in their life. With that being said I got contacted by the Brookside Alumni people and I am having a meeting tomorrow morning with them. They want to do a dedication for the Alumni in one of our parks and they have already several thousand dollars for that. The guy I talked to wants to make this a top notch dedication and Pat and I are going to go there tomorrow morning and talk to them. They just started doing this and they have gotten great support already so we will be looking at either adding on to that park or doing another park with that. You do stuff like this and it gets noticed and then other people want to get involved. I think as we go along we can gradually get these parks fixed up and make it worthwhile for the people coming and seeing our city. Then later on in David's report he has some very good news that he will talk to you about what we got for the parks. Councilman McCullough stated time line on the water meters, how many weeks? Mayor Bring advised we got to get started first before we figure that out. How many crews Pat? Superintendent Hastings answered they are doubling it because of the weather and it should be 6 to 8 men, weather permitting it should take 6 to 8 weeks they project. Councilman McCullough stated but like we discussed they are going to start and they are going to finish, it is not going to be start, stop, start, stop. Mayor Bring answered as long as the weather holds out. Superintendent Hastings concurred weather would be the only thing. Councilman McCullough stated one other thing if I can make mention now I know you guys are going tomorrow, for as long as I can remember and I have shared this with a few people.

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When I was a child I wasn't even allowed to play in Memorial Park, there was nothing there except a monument. There was 3 bushes, one on each corner because it used to be just a triangular park and the flag pole was actually down at the end by ours. I would really wish that when you do something with the Alumni it is not there to pay the right respect to what probably that park should be. Mayor Bring stated we discussed that too. One more thing I did forget which is very important if you look at the new sign it was done by the Woodworking Shop that we have in the city. It is extremely professional and there is a whole list of people here to thank and Rosa has it all down. There is so many people to thank for what happened there but that Woodworking Shop – that sign is just outstanding. Please support those people because that was very generous and when people saw that their mouths just hung open because they couldn't believe how nice that was. The whole thing was absolutely fantastic, it was really something. Absolutely nothing is set in stone, we have just been talking. *Motion by Erdei/Second by McCullough to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith advised the only thing that I have before Council this evening is the ordinance to reissue the notes for the Shoreway Shopping Center not to exceed \$3,000,000.00. Currently we are going to be retiring notes at \$3,045,000.00, we are going to pay off \$100,000.00 and interest obviously and we will renew it for \$2,945,000.00 and that is coming up in the next couple of weeks. So we need to get this together so I can finish the rest of it./**TREASURERS REPORT: None./LAW DIRECTORS REPORT:** Law Director Graves advised in the near future I will be bringing you 2 pieces of legislation that we have to complete by the end of the year. Actually the Library is going to be looking for another levy so they are asking us to put that on the ballot and we will need to consider that by the filing deadline which is December 15th. The other thing is we need to amend our local income tax code, this is a result of the new State law. There are a lot of changes that we are required to implement now and we have a model ordinance that RITA has provided so I will be bringing that to you for discussion at probably the next Worksession. We need to do that by the end of the year. He continued with review of the legislation. Mayor Bring asked can you explain what the Federal Judge passed with the apartments? Law Director Graves explained you might have seen in the Chronicle, there was a decision issued by the Federal Judge out of the southern district of Ohio which is not binding on us but it is persuasive authority, it is a federal decision. I guess the City of Portsmouth which has a very similar rental license ordinance to the City of Sheffield Lake and that will have some impact on our rental licensing and inspections ordinance. We are going to have to take another look at that and we are probably going to have to be seeking administrative inspection warrants but we are still looking into that and the real impact of that on our ordinance. Councilman McCullough stated that is in the southern court, that was a decision by one judge and it hasn't been appealed yet right? Law Director Graves answered no it has not been appealed. It was a federal

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decision so they would have to appeal that to the sixth circuit federal court of appeals in Cincinnati. Councilman McCullough stated I am sure it will be. Councilperson Stark asked what was the court on that, was it just the City of Portsmouth was sued? Law Director Graves answered yes, I can get you some more information on that I have the decision. *Motion by Kovach/Second by McCullough to accept the report. Yeas All.

CITIZENS COMMENTARY:

Gloria Dossa, 767 Grantwood stated the leaf machine, we have it right? Mayor Bring answered we have 2 of them. Mrs. Dossa asked we are going to be seeing them out and about? Mayor Bring answered here is what we are going to do for this year, we are going to strictly use those to clean out some of the ditches where there were problems with flooding. We are not going to go out there and make a program right now because we don't have the manpower to do that. Maybe next year by the time we get everything setup, we are looking at a truck and numerous other things. We had some problem areas in the spring where leaves were clogging up several of the ditches so that is what we are going to use them for this year. We will do a little bit in the fall and some in the spring time and see how this all goes. We bought an older model one and then we got a got a brand new one on a grant. We are probably going to use the older model this fall to see how everything works out and we may use the new one yet too. I don't know but I would like to keep it new but the old one is very powerful too but these are commercial grade leaf machines. Mrs. Dossa stated so if it works out will some of the citizens get this? Mayor Bring stated yes that is the whole purpose of this and we have been talking about this for years. This is why we purchased these and we will probably start a program which is all predicated on manpower and what we can do but that is the whole idea. Mrs. Dossa asked do you need some volunteer help? Mayor Bring answered can't volunteer because this is a union shop so we have to use our guys because that is what we hire them for.

UNFINISHED BUSINESS: None.

NEW BUSINESS: Councilman McCullough stated if you weren't at the dedication you didn't get to hear David sing and he does one heck of a ballad hymn of republic. So I just want to make mention of that. *Motion by McCullough/Second by Kovach to add Council#058 to tonight's agenda.

ROLL CALL TO AMEND THE AGENDA TO INCLUDE COUNCIL#058: Yeas All – Smith, Kovach, Wtulich, Stark, McCullough, Erdei.

Mayor Bring advised Mrs. Sheila Kepic is going to have another Halloween display and it is going to be in the old bank over there and I know she has been working on that. Mrs. Kepic advised I will be open on Friday the 23rd through the 31st every day. Mayor Bring advised she has got a lot of volunteers and she has been working very hard over there to get this going. It was very successful the first time so we want to see your grandkids there and that will fill the building up and I will take my 1 grand-daughter. I would like to see everybody attend that because it

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is really something to see what she does, it is unbelievable. President Rosso advised that is on the sign at the Shopping Center right? Mrs. Kopic answered there is now, yes it is **BOO-LLOONITY DAYS**. Mayor Bring advised we had talked about the BWC grant, remember I told everybody that we didn't get it. We appealed that, actually Mr. Hastings appealed that and he did get awarded that grant and that was \$40,000.00 that we are going to add that for the water meter program. That was actually very exciting because we didn't think we had a snowballs chance after that was denied.

ORDINANCES AND RESOLUTIONS:

Council#055 – SECOND READING – an ordinance amending section 1345.07 of the codified ordinances of the City of Sheffield Lake regarding fee for re-occupancy certificates and the declaring of an emergency.

Council#056 – EMERGENCY – an ordinance authorizing the issuance of not to exceed \$3,000,000 of notes in anticipation of the issuance of bonds for the purpose of paying the costs of purchasing the Shoreway Shopping Center (The “Site”), cleaning up and the remediation of the site, and providing for and enabling the environmentally safe and productive redevelopment and reuse of the site, retiring notes previously issued for such purposes; and developing 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, Erdei.

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

Ordinance Passes#55-15

Council#057 – EMERGENCY – a resolution authorizing the Mayor to enter into a lease agreement with Lori Hess and Jim Brown for the premises located at 4118 Ivanhoe, Sheffield Lake, Ohio 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, Stark, McCullough, Erdei, Kovach, Smith.

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

Resolution Passes#56-15

Council#058 – EMERGENCY – a resolution authorizing the City of Sheffield Lake to accept and approve the bequest of \$146,855.91 from the estate of Elvira N. Windsor and expressing the city's sincere gratitude to the family of Elvira N. Windsor and the declaring of an emergency.

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

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

*Motion by McCullough/Second by Kovach for ADOPTION:

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

Resolution Passes#57-15

COUNCIL PRESIDENT: President Rosso reminded everyone there is a public hearing for Tuesday, October 20, 2015, so next Tuesday and this is regarding rezoning a parcel of land on Cove Beach from Industrial to R1. Halloween is Saturday, October 31st from 6 pm to 7:30 pm. We will have our 2016 Budget public hearing on November 24th.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Erdei to adjourn at 7:23 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 October 13, 2015.

MAYOR

Dennis Bring