

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
October 27, 2015
www.sheffieldlake.net**

(all meetings are videotaped and available for viewing at <https://vimeo.com/41159935/videos>)

The regular meeting of the City Council was held Tuesday, October 27, 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, Smith, Erdei, Wtulich, Cizl, Finance Director Smith, Treasurer Zaborski, Superintendent Hastings, Law Director Graves
- Absent: Stark and McCullough (excused)
- Attending: Concerned Citizens, Videographer; Logan Noell, Demo Board Chairperson Rosa Gee, Civic Center Advisory Board; Mrs. Nicola, Members of the Media

READING OF THE MINUTES:

Council – October 13, 2015 - *Motion by Kovach/Second by Erdei to accept the minutes of the October 13, 2015 Council meeting. Yeas All.

Public Hearing – Cove Beach rezoning of parcel/October 20, 2015 - *Motion by Kovach/Second by Erdei to accept the minutes of the October 20, 2015 Public Hearing meeting. Yeas All.

Council Worksession – October 20, 2015 - *Motion by Kovach/Second by Erdei to accept the minutes of the October 20, 2015 Worksession meeting. Yeas All.

CORRESPONDENCE: None.

PRESENTATIONS: Mayor Bring submitted Joseph Gee as member to the Park Board.

*Motion by Kovach/Second by Cizl to approve the appointment of Joseph Gee as member to the Park Board.

ROLL CALL FOR APPROVAL: Yeas All – Smith, Kovach, Erdei, Wtulich, Cizl.

Mayor Bring swore in Joseph Gee as Member to the Park Board.

CITY COUNCIL REPORTS

Roads, Drains, Water, Sewer and Refuse: None./Safety: None./Buildings, Lands, Vehicles & Equipment: None./Ordinance: None./Finance & Audit: President Rosso reviewed the minutes of the October 20, 2015 meeting. *Motion by Erdei/Second by Cizl to accept the report. Yeas All./*Council Representative to the*

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Joyce Hanks Community Center: None./Council Representative to the Park Board: Member Kovach reviewed the minutes of the October 19, 2015 minutes. Mrs. Gee advised the Girl Scouts are going to be laying tattered flags to rest in a formal ceremony at 6 pm on Veterans Day, November 11th./Council

Representative to the Planning Commission: Representative Erdei reviewed the minutes of the Planning Commission of October 15, 2015 meeting./Council

Representative to the Zoning Board of Appeals: Representative Kovach reviewed the minutes of the Zoning Board of Appeals meeting of October 21, 2015.

ADMINISTRATIVE REPORTS

MAYOR/SAFETY/SERVICE REPORTS: Mayor Bring reported in the Fire Department we did receive our fill station that the Chief wrote the grant for and that was over \$40,000.00 and that has been installed and working very well. It takes about almost a 1/3 of the time and even less than that to fill to the tanks that they were getting filled. Tim is very excited about that and also we did receive the check for the Bureau of Workman's Comp for \$40,000.00 that Mr. Hastings wrote and we have that in our possession which will be going towards the cost of the water meters. Just following up a little bit on the Shell Cove Park, Mr. Hastings and I did have a meeting with a couple of gentlemen today for the Alumni and we are going to start proceeding with that probably next week. So we are going to get a bulldozer over there and cut down some of the grass and start doing the concrete and everything. So that will start this year, they want to get going on that. They have had very good success on getting some donations and they are pretty excited and it should be a very nice thing. The paving of the last few roads that we needed to get paved were paved the other day so that is complete and as you saw the parking lot at the Civic Center was paved and the parking lot out here has been paved and the striping is going to be done on Friday if the storm doesn't stay around that long. So that will complete all our paving projects for this year. It has made a tremendous amount of difference. I think we have already gotten several comments on the Civic Center from the ladies who have to walk across that parking lot, it is very nice. The newest plow truck that we have we took the other day for a CDL, one the gentleman needs his CDL so he took that to get tested over to Norwalk and the truck broke down and blew a rear seal on that just in traveling over there. We had to have that towed back and that is in repair right now and that is our newest truck that we have. The water meters have been started and I am going to let Mr. Hastings fill you in on what is going on with that. Superintendent Hastings stated basically we initiated on the monthly bills the \$2.73 to co-inside with our ordering of over \$675,000.00 worth of equipment so that has been coming daily. The crews have come out in advance of the meter installs and are drilling in 1-1/4 inch holes where the plasma cutter so that the change out can be rapid, there will be a little receiver antenna on top of that flush with the ground. So that has started and we did site visits to the collector locations which are here at city hall

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and our water tower and then a repeater on top of Erie Shore Landings and we are confirming the frequencies so that they don't interfere. Finally we have initiated the software programming, in layman's terms it just allows these rapid change out of meters to be sent electronically as opposed to manually. So that is a little bit of programming that has to be done in advance. The schedule now is for meters to begin the beginning of next week with the residential. Mayor Bring advised Mr. Hastings and I are having a meeting with Commissioner Matt Lundy on Monday at 9 am about the development of the lakefront. We met with Marcy Kaptur a number of months ago and Marcy is trying to be proactive in getting something done along the lakefront with all the cities along the lakefront within her district. So we are trying to give some ideas on what we think would be possible in our city which we will pass along to the Commissioner which in turn are looking at doing a block grant so there would be no matching funds and they want to try to get this done as soon as possible. So that should be kind of exciting and interesting. You have got to go down to Shoreway to see the Balloon Display for Halloween, Sheila has done a fantastic job and I went in there the other day with my grand-daughter and she was just amazed. I took several pictures and actually sent them off to somebody that lives pretty far away and he couldn't believe the display. If you have kids or grandchildren you need to go down and take a look at it or just for yourselves. We also have the Men's Zone which is the new Barber Shop which is right next to that which is in the process of finishing up there. Please go and take a peek at that, they have done a nice job in there too. Councilman Erdei asked Pat are they going to start on the east side of town and just work their way to the west? Superintendent Hastings advised we have it designed to start at Lake Breeze and move east and that would be in advance of the regular meter reading that we will continue until it is completed. Mayor Bring stated we did have one complaint because they are doing a plasma cutter for the cutting of the manhole covers so that receiver can go in there and there is a hole probably about this big. Superintendent Hastings stated about 1-1/4. Mayor Bring continued we had a resident who called and said he wanted a cone because he was afraid he was going to fall into that so we did comply with that but so far that is the only complaint. *Motion by Erdei/Second by Wtulich to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith advised I only have a couple of things, tomorrow and Thursday RITA will be here for our annual subpoena program. We have sent out several hundreds of subpoena's and we hope to be very successful. A lot of people come in and solve their issues of non-filing or non-payment. Also I was at the County this afternoon and there are some new compliance issues that we are mandated to report for the affordable care act. The county has hired an accounting firm to do their paperwork and I would suggest that we possibly could hire the same company that way we could be consistent with how they report and then they also have all of our information anyway. It is not terribly expensive, it would be less than \$2000.00 and they would make sure we are compliant. If we don't use

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them and I try to do it, if I make a mistake it could be up to a \$250.00 a person per employee fine if it is not done correctly. So I think it would be money well spent and I will have more information on that probably before our next Council meeting and bring that to you for your consideration. *Motion by Kovach/Second by Wtulich to accept the report. Yeas All./**TREASURERS REPORT:** report attached./**LAW DIRECTORS REPORT:** Law Director Graves reviewed the legislation. *Motion by Kovach/Second by Wtulich to accept the report. Yeas All. **CITIZENS COMMENTARY:**

Lisa Prokay, 765 Lafayette stated my concern is you were just talking the Shoreway Shopping Center and I was there yesterday and saw Sheila's display and I saw that they are opening the Barber Shop which is awesome. But my problem is that there are many times when I go there that I see employees outside smoking and I know for a fact that there are back entrances to their businesses that they can use to smoke. I was a smoker and I enjoyed my cigarettes, I get it but I don't feel like smelling cigarettes when I am walking into a business and I thought there was a code or law against that. So I don't know what we can do about it, I don't think it is a good impression when you are walking into a place of business that the first thing that you see is employees smoking outside or the smell of cigarettes. So that was one concern, especially if we are trying to lure more people into the area and have them enjoy it. Is there something that can legally be done? I know they have back entrances in that whole strip. President Rosso stated I think they have to be so many feet away from the door but I don't think you can legislate them to the back door versus the front door. Law Director Graves stated right and that is enforced by the Department of Health. Mrs. Prokay stated yes and they are right in the front and I see this all the time. I mean that is how strong it is. She continued I wasn't able to attend a meeting, we got letters I guess talking about home valuations and there was a meeting. Mayor Bring stated that was if you wanted to contest your taxes at the County Auditor. They had it over at the Civic Center for 2 days. Mrs. Prokay continued they gave you 2 figures so am I to assume that the second figure was the actual value to date of your home? Mayor Bring answered I believe so and depending on where you are at it might have gone down just slightly and then some of them went up. Mrs. Prokay stated mine definitely went down. So I am just wondering where we are in terms of that situation and I know on our street there are a few homes that have been totally abandoned and nothing has been done about them. I guess that is another concern versus a question, where are we in terms of doing something about property value. Mayor Bring stated obviously we continuously try to make the city better and that is what is going to improve property values so that is what we have been trying to do. Obviously you know that we have had money issues throughout the last few years and things are a little bit better than they were. They are not perfect so we have to slowly keep moving forward and that is what we have been doing. As far as the empty houses and stuff, people come and go and we are trying to be diligent on that and we have been

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talking about that through ordinances and everything else on trying to make sure these properties aren't becoming an eyesore. We have a gentleman that has been writing several citations up for property maintenance and he is well over, maybe close to 200 of those sent out this year and if you have seen a lot of those trees get cut down and people picking stuff up. We have tried to keep the garbage off the streets before the pickup day because people are sending those out in the beginning of the month. We were going to cite those people but after a couple of letters and actually sending the police over there, the people have removed it and put it back. Now if they continue to do that we keep notifying them through the water bill or through letters but that seems to be a process that doesn't go away. Also the parked cars and everything else, so all this is involved in trying to make the property values higher. Also with abandoned houses we are trying very hard to keep up on those and the banks are getting a hold of these and hold them for a long time which is not good. We still have a large amount of taxes that haven't been collected and they don't seem to be doing anything about that and I am very upset about that. It is over 2 million dollars between Sheffield Village and us. They would have not had to ask for a levy if that would have been taken care of and then they raise the tax values up on the people on the lake because they know they are going to pay those people but they ignored the other part. I don't know what is going to happen with that and I keep kind of talking about that and it is a sore issue on me. I agree with you 100% but the only way to get property values up is to make the city better. People like you, Joe and Rosa and everybody – you guys have been volunteering on Boards and it makes a big difference and we need more of that and we need more people to get involved. Mrs. Prokay stated when it comes to those abandoned homes, the banks are the ones that are holding progress. Mayor Bring stated very difficult and I know Mr. Graves has sent letters to these banks and again with properties and stuff it is very difficult. Mrs. Prokay stated is there anything like the city or the people in the city can do like to push the banks in anyway? Mayor Bring stated that would be up to the Law Director and I don't believe there is any process for that. Mrs. Prokay quipped short of threatening and you didn't hear this from me bomb them or anything, take that off the record.

UNFINISHED BUSINESS: President Rosso stated I just have a brief thing because we had a discussion at Worksession about crosswalks and I know the discussion was about the one at Avondale which I drove down and I will still say that is not on the corner. However there is one right on the corner of Miller Road going into their boat launch. So that contradicts the way I thought it worked when we were talking at Worksession so I am going to go back and dig through the law and see, it might only – what we were talking about Lake Breeze, only effect going east and west not north and south. I might confused because the light was there, it covered all 3. I just want to let you know that I drove down Avondale and measured it off but Miller was definitely right on the corner. I stand corrected on where crosswalks can be a pedestrian right of way.

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NEW BUSINESS: None.

ORDINANCES AND RESOLUTIONS:

Council#055 – THIRD 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.

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#58-15

Council#059 – EMERGENCY – a resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Cizl for ADOPTION:

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

Resolution Passes#59-15

Council#060 – EMERGENCY – a resolution authorizing the Mayor to enter into a subordination agreement with First Federal Savings and Loan Association of Lakewood in favor of David C Judy and Patricia H Judy 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, Smith, Wtulich, Cizl, Erdei.

*Motion by Kovach/Second by Cizl for ADOPTION:

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

Resolution Passes#60-15

Council#061 – 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 Kovach/Second by Cizl for SUSPENSION OF RULES:

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

*Motion by Kovach/Second by Wtulich for ADOPTION:

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

Ordinance Passes#61-15

Council#062 – FIRST READING – an ordinance by the Council of the City of Sheffield Lake amending the zoning classification of permanent parcel no. 03-00-033-118-023 located east of 509 Cove Beach Ave. from Industrial to R-1 single family residential.

Council#063 – EMERGENCY – an ordinance of the Council of the City of Sheffield Lake requesting the Lorain County Auditor to certify the current tax

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valuations of the City of Sheffield Lake, Lorain County, Ohio and the amount to be generated during the first year of collection of a renewal tax levy for current operating expenses of the Domonkas Branch of the Lorain Public Library and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Wtulich for ADOPTION:

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

Ordinance Passes#62-15

COUNCIL PRESIDENT: President Rosso advised BOO-LLOONITY DAYS – Halloween Carnival Balloon Display is open October 23 – 31 at Shoreway Shopping Center, 4114 Lake Road. She has done a great job up there and if you get a chance please go up and check it out. Halloween is Saturday, October 31st from 6 pm to 7:30 pm. Councilman Kovach added to the President’s report, the Sheffield Lake Pride Committee has conducting a Halloween contest, judging some of the homes that entered into this in the community. There were 32 entry’s into the contest and they also invited the business’s in, we didn’t have a great big turnout and hoping for better next year. The contest went very well and I believe the judging finished last night and there will be some reporting as to who the actual winners were and I would suggest that you take a ride through the city and there is a potpourri of houses that went out on their way to decorate throughout the whole community. President Rosso concluded his report with we have our Public Hearing on Tuesday, November 24, 2015 at 6:45 pm for the 2016 Budget.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Erdei to adjourn at 7:41 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 27, 2015.

MAYOR

Dennis Bring