

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
August 23, 2016
www.sheffieldlake.net**

The regular meeting of the City Council was held Tuesday, August 23, 2016. Council President Rick Rosso called the meeting to order at 7 pm.

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

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

Present: Rosso, Mayor Bring, Smith, Kovach, Gee, Erdei, Wtulich, Stark,
Finance Director Smith, Law Director Graves, Superintendent
Hastings
Absent: Cizl (excused)
Attending: Concerned Citizen, Members of the Media

READING OF THE MINUTES:

Council - *Motion by Kovach/Second by Gee to accept the minutes of the July 26, 2016 meeting with any corrections. Yeas All.

CORRESPONDENCE:

Monthly report of court receipts for month of July 2016 - \$6823.67.

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:

None./Council Representative to the Park Board: Member Kovach reviewed the minutes of the August 15, 2016 meeting and advised on the pavilion that was set-up they got an exceptional bid from one of our local contractors and when do you feel that we will be moving forward with that? Superintendent Hastings answered that job is being mixed in and I hope to see it in September. Member Kovach continued Ferndale Park, the Mayor suggested that we may possibly pull the pump track out to put that skating rink in. We are talking about putting up a skating rink similar to the that they put up in the Village every year, something on that line and make that all season use parks. Also under grants, gifts and awards; the grant was I believe around \$85,000 to \$90,000 and our match is going to be around \$20,000 of that. So that actually is a very good grant match wise. The bike trail/covered bridge, I guess Griffith Paving is going to pave which part of that that is going to be finished off? Mayor Bring stated it is finished, it was just that little area where

Council July 26, 2016

the walkway was. Member Kovach advised I had suggested to the Mayor that he possibly look into getting these plastic or rubberized panels to upgrade a couple of our basketball courts as that we wouldn't have to go into ripping out we could just possibly patch the basketball courts with laying these on and they actually come in colors and very similar to what we use on the stage during Community Days and you can actually get them in patterns that your basketball court would be laid out in. So the Mayor is going to be looking into that price wise and see if it is feasible for us to do that. He continued also under Citizens Commentary, Councilperson Rosa Gee had asked about the Christmas tree and the Mayor had said that he and Pat were going to go ahead and purchase that for the park. We will be getting that sometime after it cools off so that we don't stunt or kill the tree./Council

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

ADMINISTRATIVE REPORTS

MAYOR/SAFETY: Mayor Bring reported just a couple of things, we had some break-in's going around the city for about a week and that case has been solved and we caught the gentleman in the act. I am sure that Mr. Graves is going to do the prosecution on that and I would like to thank a couple of our Officers; Shawn Corr and Frank Goscewski for their work and also we had an Officer from Sheffield Village and two Officers from Avon Lake that responded to that. I know as I was driving away from the scene that the residents were actually waving and thanking us for being over there. You never like to have somebody like that in the neighborhoods and they solved that pretty quickly, they had a good idea, but I would like to thank the Officers because the gentleman was actually driving away in a stolen car at the time. In addressing some of the water breaks that we have been having, we have been having more than usual because of the dryness of the ground that is shifting. We have had several residents on Facebook complaining about response and I would like to address that. When somebody calls in a water break, if the pipe is not a large pipe we don't have to respond immediately to that but 99.9% of the time we do. What they don't know is that we have to call OOPS and everything else we just can't go and start arbitrarily start digging because we would get fined for that and if we hit a gas line or an electrical line – it just isn't what you are supposed to do. But some of the complaints with what is going on, I would just address it as ignorant people because of how they are addressing this and complaining about our Service Department people and these guys are out there killing themselves trying to make this city run right. I can't tell you how many hours they have been working on all this, a couple of the guys only had 3 hours of sleep and they were back out doing these water breaks. So while they are all sleeping and enjoying their nice little naps these guys are out there killing themselves and these people are complaining about it and it is only a few but I just get tired of the nonsense. I just wanted to address it and I wanted it to be on record

Council July 26, 2016

and I do hope they take the time to call me because I would like to talk to them personally. President Rosso asked is Griffith Paving still paving in the city? Mayor Bring answered no they are done. Councilman Smith asked do you have any idea when they are going to fix the water break that is on Hollywood right next to me that has been like that for 2 months. Superintendent Hastings answered it is scheduled for Thursday because we will be on Robinwood tomorrow. Councilman Smith stated because OOPS has been there. Mayor Bring advised some of the valves that are leaking, we had some major breaks, but we also have valves and some of them are very old and parts that we have to replace are very hard to find. The guys are turning the valves back and forth and trying to find a sweet spot with them but they do drip. Councilman Smith stated this is in the tree lawn, that the leak has been like that for 2 months now and OOPS has been there and everything. Superintendent Hastings stated that is a service line and it has been about 6 weeks. Councilman Smith stated people keep asking me are they ever going to fix it but that is not being ignorant, that is just looking at a leak that is there that has been there for 2 months. You can't blame them for calling and being a little upset, that's all. Mayor Bring stated here is the problem with that, Alan, let me address one second. They called at the one at 7 o'clock, but we got the call at 6:40 am and our guys responded because we didn't want to spend 20 minutes of overtime to go over there and they are all over Facebook calling Pat a liar and everything else and I am sick and tired of it Alan. Yes, there are problems, you know when I drive into Cleveland I see water breaks and I see them for months and months and months. You don't have to go and fix everything immediately when it comes to water breaks, it is not an emergency and yes when people start doing that I call them ignorant. Councilman Smith stated I got that, but they are not all ignorant. Mayor Bring recanted, I didn't say that, did I? President Rosso stated I don't think he is addressing like what you are saying, I don't think he is saying hey why didn't you do this you guys aren't doing a good job. Mayor Bring answered, I agree and I didn't say all people, I was addressing a few people on Facebook. Councilman Smith stated I kind of took offense to it because that is the way it came across, maybe I took it wrong. *Motion by Erdei/Second by Kovach to accept the report. Yeas All. /**SUPERINTENDENT'S REPORT:** Superintendent Hastings advised just a couple of brief points to update Council on the water pollution control loan fund for the sewer that has been bid, August 25th a couple of days the final processing will take place with the Ohio EPA and then they will come down and meet with myself and the Finance Director. Then we will go through the appropriate steps to get that project completed, which will be done through pipe bursting which will avoid a lot of traditional open trench digging and so forth through their properties and alleviated our problem in delays through wetlands mitigation. At the same time we have already started, the Mayor had me begin the process for the next round which I will have complete at the end of the month actually which would be the next phase in our improvements to each of the pump

Council July 26, 2016

stations in telemetry the pumps themselves/all the safety equipment/the air and oxygen and LEL sensors and so forth. The other thing I wanted to report on was the water supply revolving loan account, the Mayor had me submit an application for that back in the winter of which we were approved on the nomination as this is for the planning and design of water line repair. You have to have the plans and the designs in place before you can go to the EPA and even ask for the permissions, the permits and the loans to install them. So we are putting that in place as well and I just wanted to give you a heads up on that because we will be coming with more details; debt service or funding strategies towards that. I would only comment briefly on the topic of the water line repairs I was able to answer you that is on our schedule on a Thursday. Every single day there is an unscheduled water break, so that is really the delays. We have contractors this week that ripped our water lines out. Obviously the city does it in a schedule and we have in time, this is just extraordinarily high and they are on schedule. Councilman Smith stated that was my question and you answered it. Superintendent Hastings advised I just wanted you to be clear on why something was delayed, that was upheld and scheduled in advance of all of the 14 breaks. Councilman Smith stated well people are asking me. Mayor Bring stated also Alan if you take a drive down Warwick, take a look at what they wrote on the street too. That is what the frustrating part is. Councilman Smith stated I got it, I just had people asking me so I had to ask him and he said Thursday, but just sometimes maybe I don't like your choice of words sometimes that is all. President Rosso asked somebody wrote something on Warwick? Mayor Bring answered yes very big. Superintendent Hastings answered Warwick and Forestlawn, that wrote in bold, bright defacing letters; broken since 8/15, your tax dollars down the drain. Mayor Bring stated on the street and I will prosecute them if we can catch them and we are actively searching. Superintendent Hastings advised now what they don't know is that we shut that line down for 3 different water breaks and a fire hydrant that blew. When you operate those valves since 1928 it stresses them, so there was water trickling and then you prioritize what you fix. The city has successfully reduced our water monthly by 3 million gallons because we have been prioritizing what leaks are important. We have gone through so many parts that we are borrowing from the City of Avon Lake and Avon and we are in line with other cities because it is plaguing the entire area. So those gentlemen over there that I work with are licensed by the Ohio EPA, and we definitely have a lot of respect for their knowledge and their planning. It is just unfortunate that you can superficially look and say okay I am going to spray paint on the road because this has been 7 days. As I suspected when they took that apart, the valve blew up and the 4 bolts turned into a total valve replacement and it costs the city from \$50.00 in hardware to \$4000.00 and that is just arbitrary numbers, several thousand in valves that I had to put in inventory. That is why it takes time to get those materials. President Rosso stated I wasn't aware of anybody spray painting and that was all I was asking. Mayor Bring stated just tired of the

Council July 26, 2016

comments, also the Service Director and Water Department person telling us how to fix things. That we don't know what we are doing, I don't know what you call them Alan but I call them something different and that is just the way it is. Councilman Smith stated I took it as a general that people complain about water breaks and blah, blah, blah. Councilman Erdei asked overall Pat how is our pump stations doing in the city, are they in need of repair or are we just tackling one at a time. Superintendent Hastings answered the current loan for the project that we are writing is to rehabilitate all 3 at once which would be 8 new pumps. All of the air and oxygen sensors; all of that was put in already 20 plus years ago surprisingly. So they don't function the telemetry, the emergency notification systems are all failing. Now the pumps themselves move the sewage and everything is good and we have portable systems that for our safety go in there with. From the planning and perpetuity standpoint and these running we need to do it again. Councilman Erdei stated so on a grade level from A to D, what would you consider our stations to be at? Superintendent Hastings answered C-, we did take the time during this down of the force main to have our pumps refurbished which are ready for pick-up now. We put in bypassing for the emergency to prevent any flooding of homes and so forth, it is an ongoing thing. Councilman Erdei stated I just didn't have an update because I haven't asked in a long time. Just wanted to see how things were going, that's all. Mayor Bring advised if I may interject if we do, the new system they can actually run by phone, you can operate the pumps by phone so you won't have to call guys out and it will make it more efficient and the engineer recommended that like 4 years ago and we have been talking about that. Pat is just enhancing this and starting to get more information about it and that is what he has been working on, one of the things he has been working on. This makes the whole system better, we will just have to see how much it cost. Councilperson Stark stated when we change the bolts on some of these, like I know Hawthorne I believe they have a water thing that we are going to have to put a bolt in. What do we do about fixing that road or is it under warranty at all since it got recently paved, will they come back and repave that or how would we do handle that? Superintendent Hastings asked Hawthorne where? Councilperson Stark answered Hawthorne in front of the glass house, I think they came through a couple of weeks ago and they have marked it and I think they told them they had to put a bolt in or something because there is a leak from under the road coming up. Superintendent Hastings advised I apologize but Hawthorne is broke up all through the city so I don't know what block you are referring to, down by your end of the city? Councilperson Stark answered yes between Thelma. Superintendent Hastings answered that particular road wouldn't be under warranty. However, our department can do a full depth repair and a crack seal around the finished rolled asphalt. Councilperson Stark continued our new department that is doing all the inspections – Safebuilt, do we have somebody in the city who goes in and does inspections of what they have done afterwards as a precaution, just out of curiosity? Mayor Bring answered no.

Council July 26, 2016

Councilperson Stark stated for building permits and I know that we have issued them and stuff, do we have somebody that if Safebuilt approves something do we eventually go back at some point and ride along with them or anything to say hey we are good with the job that they are doing. Mayor Bring answered we don't have any certifications so there would be no sense in anybody driving along with him, you have to be certified and you have to have a license and they have all of the credentials and we don't. They have supervisors that oversee them that they have to be accountable to. As far as property maintenance, we have our Property Maintenance Officer that we have driving around for that and he also does his own thing but that is totally different. It would be no different if I would walk up and look up to it, yes, I could say something, but I don't have a license and it doesn't mean a hill of beans. Councilman Erdei stated I just want to commend the street crew for sealing those cracks in Lake Road, they are doing a nice job and moving right along. They are going to do all of Lake Road and what are they are going to do; Harris or Lake Breeze? I know in between all these other stuff going on but it was nice to see them out there and they are doing a nice job, I just want to comment on that. Superintendent Hastings stated Lake Breeze we are applying for OPWC for total replacement and storm sewer repair. Abbe Road we are applying for NOACA and OPWC in the next round and then the state was in here that we met with. So no they will not be crack sealed because those few streets are being earmarked for total replacement. In doing it in-house we are at about \$21,000.00, that contract would have been upwards of triple digits of \$100,000.00. So it is a very good program, very good job by the guys. Councilperson Gee asked Pat do you still have Day Ditch scheduled anytime in the next couple years to work on it. Superintendent Hastings answered couple years, we are working with the engineering now. It is twofold, one when we had all the flooding we responded with companies that could come in and help these homeowners with their isolated flooding and then when we started talking to engineering we realized that well maybe we ought to address the source of the flooding. So we have trekked through all of the outfalls, the railroad with the Owner and President of Bramhall Engineering he and I went through there. What we are compiling now is the source of all the water, be it Forestlawn Ditch, the Village, the homes in that development and we also have to be cognizant of the flood plain which is identified which prevents us from just arbitrarily going in there and digging not to mention that is private property still. Although that is not as big a hurdle. All that being said, our goal is to put together a complete plan by the end of this year and the Mayor and I and our engineering have reached out to some significant funding sources which is really the biggest hurdle. Councilperson Gee stated I have another question in regards to that, the state is really talking a lot about the algae blooms and the seriousness with the outfalls going to the lake. Do we have anything set in place already for testing storm water prior to entering our city, as it is entering our city because we are the end source. Are we testing it at all at any time if it is entering?

Council July 26, 2016

Superintendent Hastings answered as it is entering – no but each municipality that is contributing should be filling out public forms for MS4, Stormwater management plan. It is really their burden that is public record which we could use and I see where you are with that, you certainly could use that data to get a collective support and funding. *Motion by Erdei/Second by Kovach to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith advised I have an ordinance before you this evening, just several small things. I would like to establish a line for ambulance billing as we have changed our ambulance billing company and they have a different way as they bill us after where Medi-Count subtracted it from the billing/Holidays – Fire, I somehow missed something there so I am correcting that/Windsor Estate is the money that we took out for the grant for Skate area and Healthy Habitat and we are going to get \$20,000.00 back and we want to put it back in the Windsor Estate line so we only use it for the matching portion. We have to use it initially to pay for the whole grant and then we get part of it back, so we are putting back the \$20,000.00 that we are getting back. All the 601, 607 and 611 are just moneys for overtime, equipment and repairs and some capital improvement money because of all the water breaks and such. Then I put in a few lines that I lowered the amounts because we are not going to use them through the end of the year so I was just going to get rid of those and it makes the increase not quite as much. President Rosso stated the Windsor Estate, that is our match for the skate area which I think Steve it says in your report it says basically \$100,000.00 and our match was \$20,000.00. Mayor Bring stated that is a totally different thing, skate is over in Ferndale and he is talking about Shell Cove. Two totally different grants. *Motion by Kovach/Second by Wtulich to accept the report. Yeas All./**LAW DIRECTORS REPORT:** Law Director Graves stated a couple things to report on tonight, as you are all aware the Dollar General is being constructed at the corner of Harris and Lake Roads and we are monitoring that very closely to make sure that they are in compliance with all the parameters that were set by the Zoning Board of Appeals that were conditions of the permit. As the Mayor pointed out we did arraign the individual who was involved in the burglaries today. He is being held in Lorain County Jail on \$50,000.00 cash/surety bond and we will be doing his preliminary hearing on Thursday. You should all have this in your packet tonight, a printout that I created from the Lorain County Auditor. I was contacted by Cynthia Daddario, she and her brother Kevin Cozart inherited 6 lots on Dorchester which is the paper street on the far west end of town just to the west of Devonshire. There are 6 vacant lots and they are desiring to donate those to the city. So I am just giving that to you tonight for your consideration to think about it and at some point I would be looking for some direction about whether Council would want to accept that and if so I can prepare the necessary deeds and effectuate that transition or transfer it to the city. Moving onto legislation before you tonight. Council#040, this is the resolution authorizing the city to apply for round 31 of the OPWC funding for some potential

Council July 26, 2016

road resurfacing projects on 301, Lake Breeze and Harris Roads. We are asking that that be passed if Council so chose to pass that tonight that that be passed with the emergency clause because that needs to be submitted by I believe September 2nd. He continued Council#042 as referred by the Ordinance Committee this is amending Chapter 159 of the codified ordinances. He explained Chapter 159 was an antiquated Chapter that setup a former Industrial Development Committee which is really not appropriate any longer as Sheffield Lake really doesn't have a lot of land suitable for Industrial Development but the committee felt that it did have merit to restructure that committee as an Economic Development Advisory Board. So that is what this does, it changes 159 to create an Advisory Board make recommendations on proposals for economic development in the City of Sheffield Lake. He continued Council#043 also coming out of the Ordinance Committee and this is up for a first reading tonight amending section 905.08 regarding yard storm drains. This would require any new residential construction in the city as part of their plan to install appropriate yard drainage for storm water. Council#044 also up for a first reading tonight, this is something that was recommended by the Auditors as you are well aware every year the city has an audit and we always do very well thanks to our Finance Director. One of the small little details that they recommend is that we have a policy regarding political activity and using city resources for political activity. This is just basically a restatement of ORC 9.03 but formalizing it into a city policy. Council#045 also for a first reading tonight, this is for 5-year lease purchase for the plow/salt truck and the Administration is also asking that you suspend the rules and pass this by emergency if Council sees fit tonight. We need to move on this in order to participate this year with a truck. The Superintendent has entertained a number of different quotes, the general parameters of the truck that the city would be interested in is a 39,000 pound chassis with the appropriate equipment components that you were provided with a more detailed list of what those were and those aren't attached to the legislation. But this would be a 5-year \$155,000.00 maximum, that is a max agreement. The Fiscal Officer has certified that at least \$35,000.00 per year out of the permissive tax fund, that is **not** the road income tax would be available to pay the debt service on that lease purchase. Council#046 this is authorizing the Mayor to advertise for bids and enter contract for the capital improvements of the Police and Fire Station. As Council would remember on March 12th we did enter into a collaborative application for a grant and we did receive that on May 20th and we also have already approved on June 28th the borrowing of \$250,000.00 in bonds for the project and this is to actually bid it out and enter into that agreement for those necessary improvements. Council#047 amending section 1345.01 regarding certificates of occupancy, this legislation again is up for a first reading out of the Ordinance Committee designed to address illegal gravel driveway additions in the City of Sheffield Lake and they are quite pervasive and the question is how to appropriately deal with them and the proposal is to require that they be corrected

Council July 26, 2016

upon the sale or transfer of the property as part of the point of sale inspection and as a condition to the issuance of a certificate of occupancy that if a non-complying gravel driveway addition is discovered that the seller would have to either pave that with an appropriate hard-surface or remove it; remove all the gravel and plant grass and restore it to its prior condition before being awarded a certificate of occupancy from the city. Council#048 as described by the Finance Director, city appropriations.

Councilperson Gee stated I see Council#040 and then I see Council#042 but no Council#041. Clerk Fantauzzi answered that passed at the last meeting.

President Rosso stated I just wanted to make a comment about this snow plow which the Law Director mentioned and we talked about this at the last Council meeting about maybe passing as an emergency tonight. In passing it as an emergency tonight we feel we have a very good chance of getting that plow delivered before the end of the year? Superintendent Hastings answered that is correct. President Rosso stated so basically we would have it for the whole winter. If we go 3 reading's we are probably looking at February maybe? Superintendent Hastings stated or longer, probably longer. President Rosso stated I think as we talked about last Council meeting if we pass it tonight we will have it for this winter and if we don't then basically we won't. I just wanted to mention that.

Councilperson Stark stated Council#044 with the whole political activity thing, is there a reason all of sudden this has become an issue that we feel we need to pass something like this? Finance Director Smith answered no it is not an issue, every time we have an audit they have to try to find something that we don't have a policy on and this is one of them. It is in the ORC, it is illegal and we have never done it and it has never happened but they want us to have a policy and they want Council to adopt it. It is not just us, they are making every city they audit this year do the same thing. Law Director Graves advised we had several discussions about this very issue when Council voted to put the income tax on the ballot, under the code we can't spend any city resources advocating for/against an issue or for/against an issue or for/against any candidate. Once you vote to put it on the ballot you really can't discuss it any further in a city proceeding or use any city resources. Finance Director Smith stated we have never broken this rule, not at least since I have been here but it is just a policy. Councilperson Stark stated it seems sort of redundant and a little pushy on their part. Mayor Bring stated they have to justify what they do here, for \$60,000.00 they have to give us something. President Rosso stated you are exactly right. *Motion by Erdei/Second by Wtulich to accept the report. Yeas All.

CITIZENS COMMENTARY:

Ann Marie Woltman, 649 Sheffield Road stated driving through the shopping center today, they were cleaning the stones and everything. They are so very nicely landscaping that they have done. Maybe I didn't notice it but is there something new besides months ago when they started adding the stone and all that different

Council July 26, 2016

sections it looks like? Mayor Bring answered 2 years ago Ann. Mrs. Woltman stated I thought they added, well they added the flowers. Mayor Bring advised that has been a couple of years too, those are donated. Finance Director Smith advised those flowers were donated. Mrs. Woltman stated I was really impressed with it because when you go through some of the other shopping centers in little places there is nothing like that being done, they are barren. Finance Director Smith stated we take pride. Mrs. Woltman stated so I think it really helps the image of the city to do that.

UNFINISHED BUSINESS: None./NEW BUSINESS: Councilman Wtulich stated I have a question on these properties, I just wonder what would be the benefits of us taking those and what would the negative of us accepting those? Law Director Graves advised it is really kind of a non-event, at some point in the future if a developer want to develop that street the city might be able to sell those lots for some money. At this point, it is just woods undeveloped property so there is no maintenance, no detriment to it. It is just if you wanted to acquire additional property. Finance Director Smith added we are going to probably lose \$3.20 a year in property tax on that property and that is really about all those single little lots are bringing in. President Rosso added some background on this, I went to school with Cindy and at our recent reunion she was asking me about it and whoever is on Devonshire across from her in front of lots 1, 2, 3 or 4 is just constantly calling them telling them that she is going to sue them because a tree is going to fall on their property and she is going to take everything that they own and she is terrified and she said will the city just take them? So I told her won't you just call David. I said A) they can't do anything and B) I will ask the Law Director to put it together. Her Mom used to come to City Council and it has probably been longer then I realize. Councilman Kovach stated she passed away quite some time ago. President Rosso stated that is how Cindy and her brother got these lots, I think her Mom inherited them from somebody else type thing. Finance Director Smith stated she had a couple of houses here in Sheffield Lake, 2 houses and all that property too. Councilman Erdei asked those aren't considered wetlands are they, they're not underwater or anything? Superintendent Hastings advised it doesn't have to be underwater to be wetlands. Mayor Bring stated 2 weeks of water on the property for the year constitutes wetlands and plant materials so we wouldn't know that unless the EPA told us. Finance Director Smith stated depends on which EPA agent comes out and some will look out their car window and say oh that is wetlands. President Rosso stated this is where the gentleman wanted to build homes back there and he went to the state to get a loan or something and it all fell apart? Is this where DiBenedetto owns that 40 acres or 25 acres or whatever it is across from, somewhere in that area? Mayor Bring advised yes that was for low income people. Law Director Graves stated yes the tax credit housing.

ORDINANCES AND RESOLUTIONS:

Council July 26, 2016

Council#040 – THIRD READING – a resolution of the City Council of the City of Sheffield Lake authorizing the Mayor to present an application for Round 31 of the Ohio Public Works Commission Capital Improvement funding for the City of Sheffield Lake, Ohio’s projects and supporting the submission of such application and the declaring of an emergency.

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Resolution Passes#40-16

Council#042 – FIRST READING – an ordinance amending Chapter 159 of the codified ordinances of Sheffield Lake regarding the creation and duties of the Economic Development Advisory Board.

Councilperson Gee stated we have a difficult time filling residents on the boards that we already have. All we did was change this to instead of 6 residents, it takes 5 residents. We are still having a huge time filling what boards we already have, is this board really a necessity and I asked that from the beginning on this?

Councilman Kovach advised I believe what the consensus on that was again was that we did not want to eliminate this board. We did not have to fill it in anytime soon but that if we did not eliminate it we could fill it if we so desired. If we eliminated it and then decided that we needed it, we would have to reconstitute this board and I believe that that was what that was about.

Council#043 – FIRST READING – an ordinance amending section 905.08 of the codified ordinances of Sheffield Lake regarding yard storm drains.

Council#044 – FIRST READING – an ordinance adopting a political activity policy for the City of Sheffield Lake and the declaring of an emergency.

Council#045 – FIRST READING – an ordinance authorizing the Mayor to enter into a five-year agreement for the lease purchase of a new plow/salt truck for the Service Department.

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

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

*Motion by Kovach/Second by Erdei for ADOPTION:

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

Ordinance Passes#41-16

Council#046 – EMERGENCY – an ordinance authorizing the Mayor to advertise for bids and enter into a contract with the lowest and best bidder for capital improvements to the Police and Fire Departments and the declaring of an emergency.

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

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

Council July 26, 2016

*Motion by Kovach/Second by Gee for ADOPTION:

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

Ordinance Passes#42-16

Council#047 – FIRST READING – an ordinance amending section 1345.01 of the codified ordinances of Sheffield Lake regarding certificates of occupancy.

President Rosso stated I would like to make a suggestion, in reading through this I think there is a lot of unanswered, a lot of questions and in my opinion before this got added to Council's agenda should have went through at least one Worksession if not two because this came out of Ordinance but in reading the Ordinance minutes I am not quite sure it was referred to Council other than asking the Law Director to draw up legislation. But it is here and as the Law Director informed me earlier this evening I do not have the power to remove it but I would strongly suggest that this get referred to Worksession and removed from Council's agenda. Mayor Bring stated we are not in any hurry for this, so if you guys want to have more discussion with this it really doesn't matter what you want to do. I would be more then glad to sit down and give you my opinion at a later date, whatever you want to do. Like I said winter time is coming up so nothing is going to get acted upon right away with this anyways. Yes, if you want to take your time I have no problem with this. President Rosso stated I just think there is a lot of questions there. Councilperson Stark asked can we table it? President Rosso answered yes you can table it. Councilperson Stark stated then after discussion bring it back. President Rosso stated we can refer it back to committee. Councilman Smith stated what do we do just make a motion to refer it back to committee, I will make that motion. Councilman Kovach stated did you want to refer it to Worksession, it doesn't have to come back to committee because committee has done everything at this point. Councilman Smith stated we are still going to talk about it at Worksession right, even though it would be in committee. Law Director Graves stated you can just table it and un-table at Worksession.

*Motion by Gee/Second by Wtulich to remove Council#047 from Council's agenda and send back to Ordinance committee for more reviewing. ROLL CALL FOR SO-NOTED MOTION: Yeas All – Smith, Kovach, Wtulich, Stark, Gee, Erdei. President Rosso stated there is no reason why we can't discuss this in Worksession and we will send it to Worksession too.

Council#048 – 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 Wtulich for SUSPENSION OF RULES:

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

*Motion by Kovach/Second by Wtulich for ADOPTION:

Council July 26, 2016

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

Ordinance Passes#43-16

COUNCIL PRESIDENT: None.

MEETING ADJOURNED: With no further business before this council, *Motion by Kovach/Second by Erdei to adjourn at 7:59 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

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 23, 2016.

COUNCIL PRESIDENT

Rick Rosso

MAYOR

Dennis Bring