

**MINUTES OF CITY COUNCIL WORKSESSION
SHEFFIELD LAKE, OHIO
July 19, 2016**

The regular meeting of the City Council Worksession was held Tuesday, July 19, 2016. President Rick Rosso called the meeting to order at 7:05 PM.

ROLL CALL OF MEMBERS:

Present: President Rosso, Pro Tem Smith, Mayor Bring, Kovach, Erdei, Gee, Cizl, Wtulich, Superintendent Hastings, Law Director Graves

Absent: Stark, Finance Director Smith (excused)

Attending: Park Board Gee, Concerned Citizens, Members of the Media: Journal

PRESENTATIONS: None.

*******COMMITTEES*******

ROADS & DRAINS: None./SAFETY: None./BUILDINGS, LANDS,

VEHICLES & EQUIPMENT: Councilman Smith stated I was reading through your minutes and know that you guys had discussed that snow plow truck. I have a couple of questions, throughout here you guys talked all about the needs and everything else. Then the Law Director asked you if you were talking about a financing option and you stated no but in the section you asked Mr. Hastings from what I understand there is money allotted for this right now. Superintendent Hastings answered yes and stated would be about \$30,000.00. Councilman Smith stated then you guys voted to send the ordinance to Council and I would like to know where it is going to be funded from because you don't send an ordinance without funding. I was just wondering because he said it is allotted and I was just wondering where the money was allotted from. Chairman Erdei answered that is a good question but from what I understand Tammy was the one that said that we had money put aside. Mayor Bring stated what line item were we looking at? Superintendent Hastings answered several. Councilman Smith stated I have been here for a long time and normally you talk about a purchase it goes through Buildings & Lands then it goes to Finance and Finance says okay we are going to pay for it like this then it comes to Council for approval. Instead you guys bypassed the most important thing is how are we going to pay for it because I didn't know, all I know is there an ordinance coming next Tuesday's meeting or August to buy a truck. President Rosso stated that should have come through Worksession which I thought it was tonight. What we don't want to happen is all of a sudden end up at Council on a vote and have everybody not have any questions or still having questions. Councilman Erdei stated if you look on those

minutes I asked whether we should send it to Worksession first before we vote on it to send it to Council. So if you look it is there. Councilman Smith stated how do you send an ordinance to Council with no funding option? President Rosso stated but your intention is 3 readings. Chairman Erdei stated my main thing was just getting on board and Mr. Hastings explained the 3 options and the Mayor and we decided to let them handle it and then David was going to write it up and take it from there. Superintendent Hastings advised the payment schedule – it's a lease. President Rosso stated as the minutes said it wasn't going to be financed, that the money is allotted and that implies we have it. Superintendent Hastings stated no that is inaccurate, it was definitely a 5-year lease as was presented the last time. Councilman Smith stated yes but in the minutes you said that the \$30,000.00 is there, it is allotted for it. Mayor Bring stated for this year. Councilman Smith stated my question is what line is that coming out of, what account is that coming out of. Superintendent Hastings answered several; 202, 205, 207. Councilman Smith stated my main concern through this whole thing is it doesn't come out of the quarter percent income tax money. That was my concern the last time and that is my concern this time, I was just a little confused because normally everything goes to the Finance committee meeting before you purchase something. Superintendent Hastings stated income tax as in 208? Councilman Smith stated the quarter percent income tax that is supposed to go to road/maintenance/resurfacing. Superintendent Hastings stated is that not maintenance equipment? Councilman Smith stated no it would say equipment. Superintendent Hastings stated I was under the impression that the last 2 were purchased out of 208, the sterling. Councilman Smith stated I found that out too and that is not our purchase that is your guy's administration purchase that should have never been done. There was no bid limit so we didn't have any say in it. We got say in this one and we are going to say something. President Rosso stated so we need to clarify that and whatever other lines obviously Tammy is not here so if you just ask and we will talk about it next meeting. Councilman Smith stated that is just my only concern that it doesn't come out of that money. Mayor Bring stated in just going back when Mr. Gardner was also the Service Director we purchased a backhoe, the blue truck and several other items under that line. President Rosso stated I know we have, we weren't supposed to but we have. Mayor Bring stated everybody here, there was people here that were sitting up there that okayed that. President Rosso stated I don't know if that is true. I don't believe that for one second. Councilman Smith stated actually I read the minutes of your committee meeting when you said it was going to be a great thing to have these 2 new trucks that you guys already bought. We never knew anything about buying trucks until after they were bought, it was your committee. Law Director Graves stated the actual language would not preclude the use of that money for equipment because it is ¼% shall be used for construction,

reconstruction, resurfacing, maintenance and repairs of streets. I am not sure that would expressly preclude using it. Now if Council doesn't want to approve it and say that was not the intent, that is a different matter. The plain language does not prohibit the use of it. Councilman Smith stated which is contradicting what I asked you last time and you said the opposite. Law Director Graves stated that is absolutely not true because I have given that opinion before. Councilman Smith stated that was not the intention of that ¼% income tax to buy equipment to fix the roads, it was to actually fix the roads. Superintendent Hastings stated in all due respect, you have to maintain the roads. Councilman Smith stated that is what we have other money for in other accounts, this is specifically for repairing roads. President Rosso stated I will agree with Dennis actually prior administrations to his used that money but was never voted on by Council to take it out of that line. It was just spent that way. So you are absolutely right Mr. Gardner did buy stuff that I don't think he should have bought out of that money because we did not sell it that way to the public. Superintendent Hastings stated so all that being said just as a point of reference it doesn't have to come from 208, there is 4 other lines. Councilman Smith stated that is my only concern, I am not trying to be difficult it is not like we don't need the truck. I know we need a truck I do but I just want to do it right, that is all I want to do. Mayor Bring stated all I will say if you look at what we have done with the roads here in the last 5 years the way we have changed it. We have repaired the roads now and you can't tell me that they are not 100% better then what they were. Councilman Smith stated what does that have to do with purchasing a truck? Mayor Bring stated because that is where we are taking all the money from doing that stuff. Councilman Smith stated I am not saying that we are not using it, I just want to make sure that we are using the correct amount of money out of the right account that we sold to the people. Mayor Bring advised we have spent every dime out of that that we possibly can to do that. Superintendent Hastings stated assisting the Mayor for the maintenance of all this asphalt like the crack sealing project going on, you know that is a very strong argument for the equipment necessary to maintain the roads. If you dump tons and hundreds of thousands of dollars in asphalt you have to maintain it. Councilman Smith stated that is what you have other lines but when we sat here and we talked about that ¼% income tax increase it was specifically to fix and resurface and maintain the roads, not to purchase the equipment to maintain them. Superintendent Hastings stated oh I must have misunderstood David then. Councilman Smith stated no in his opinion he said that we can – you can't, maybe I don't know. Law Director Graves advised the plain language of the ordinance does not prohibit the use of that money, it says for the maintenance. Councilman Smith stated it doesn't allow it either, it doesn't say it either way then. If the money don't come out of that account it is fine with me. I just think it should have come through Finance so

everybody knows what we are doing, we are sitting here talking about finance and we got nobody to ask questions to. So now we are going to have to wait for 3 readings, go to a Council meeting and do it in Council and then wait.

/ORDINANCE: None./FINANCE: None./PARK BOARD: Member Kovach advised we met last night and the pump track is in and the kids were using it today from what I understand? Mayor Bring advised we have had a lot of activity on that, it has been very good. Even though we have got one negative email on it and I did reply to that person. She asked about where the meetings were and blah, blah, blah and I said that we discussed this for over a year. She was disappointed it was a pump track but as you all know if we would have gone just after a skate park grant they would not have allowed it because they thought there was a safety hazard to this so we went after the theme of it being an exercise which we are adding more equipment over there. I will say that the kids that were over there just recently, I went by before there was about 15 kids and this morning I went by and there was about 12 kids and I think Joe Gee did and there was 16 or 17 kids. So apparently most of the people are enjoying it but I get tired of people's negatively looking at things after the fact when we always talk about things for over a year and then they send emails. I just wanted to respond to that and have that on the minutes. Every time we do something whether it is in committees or whatever it is and then after the fact everybody complains about it and I get tired of it. President Rosso asked was that a 50/50 match? Superintendent Hastings answered the city received several grants for that, the total project is about \$50,000.00 and we have got \$30,000.00 in grants so it is not 50/50. The city is contributing and it was presented to Park Board. Member Kovach advised there were substantial matches but well deserved. At least 60% of the people over there, same amount of the financing are enjoying it, so be it. Superintendent Hastings advised there is message kiosks that are ordered, half-court basketball will be there. Everything is portable, a full skate park has been designed by some of the best designers in the country. The complainant implied that we don't know how to design a skate park, well we do and we did it. Unfortunately, it is very isolated to the target audience so all these fund sources said you are going to attract a very limited audience so we brought in this piece of equipment that does skate park theme to a degree but it always has bicycles, roller blades all of that of all age groups. President Rosso stated I want to make sure I am not questioning any of it, its great. I just want to make sure that you didn't think I was thinking we shouldn't do it – it is great. Mayor Bring advised we are not complaining about you guys, we are just get tired from the little negativities that always go out there. We have put up pavilions and we have done Memorial Park and I don't think anybody even gave us any credit for any of that stuff and I know a lot of people here put up a lot of work for all that stuff and we never get credit for anything and I just get sick and tired of all the negativity. I will

tell you that I will send out some emails and they won't be very polite and I don't care anymore. President Rosso stated rightly so. Councilman Cizl stated you got one negative email? Mayor Bring answered just one. Councilman Cizl stated we have like 8000 people in the community, so one email. Member Kovach continued that being said Shell Cove is a work in progress right now. It is now quite finished but they have got the pads in there and the Memorial in there and they are working on the landscaping. I don't think there is any negative emails on that one yet. Mayor Bring stated oh no we had those. Member Kovach continued the last real important issue is the invitation that everybody at Council got this last evening from the Arts & Crafts Summer Program. Everybody is invited at 6:30 at the Civic Center for the presentation of the kids art work just like last years. The rest is all maintenance that we have been doing. Councilperson Gee advised we had over 50 children join this summer's Arts & Crafts in the park and it would be really nice if we could have a good community turn-out. Last year the kids were very excited at their Art Show, they are all proud when they put on their art show and they will be supplying snacks and treats. It would be nice to have a nice community turn-out for it.

*****ADMINISTRATIVE*****

MAYOR: Mayor Bring stated we have Community Days starting tomorrow and security wise we will have most of our Officers on and I think we have just about everybody available for the parade. So I think we are in good shape and I would just like to make a comment in light of what is going on with our Police Departments across the nation. I would just like to thank our Police Department and all the other Police Departments that protect us and I think they do a great job. Again I am very disappointed in the media and some of the other groups that are disparaging the Police Department. I am 100% behind our Police Department and without them we would not be able to have our lives the way we do. That is my own opinion./**FINANCE DIRECTOR:** None./**SUPERINTENDENT:**

Councilman Erdei stated just kind of wondering as I rode my bike behind the shopping center and them 2 big dumpsters, are those from us or that from somebody inside Speedway? Superintendent Hastings asked behind Apples? Councilman Erdei stated no it is down behind Speedway right where the path is kind of. Councilman Kovach answered those would be my dumpsters, that is Community Days dumpsters./**LAW DIRECTOR:** None.

/COMMUNICATIONS: None./**OLD BUSINESS:** None./**NEW BUSINESS:**

Councilman Kovach stated at this point and time I think Council should get started on if they want an increase in the salary for the Council and whatever we may want to do with the Mayors. Now is the time to get started on it and get our figures and ducks in a row as the conversation that we had we have almost a year and that year is going to be gone. I don't want the same thing happening so that we can bring it

up to at least the minimum level for the OPERS benefits is what we would be looking for. President Rosso stated Steve and I were talking, do the ward seats run next year? Law Director Graves answered yes. President Rosso stated so we need to do it by the end of the year basically. Law Director Graves advised 45 days prior to last date for the filing of the nominated petitions. So the primary in May your nomination petitions would probably be early February, so you are probably looking at early January. Councilman Kovach asked don't we have to have that done before the year or do we have all year. President Rosso answered no, we have to have it done before the end of this year. Law Director Graves stated 45 days prior to the dead line to file petitions. So petitions for the May primary next year will probably be around the first week of February and 45 days prior to that would be early January, so mid-December this year. President Rosso stated the minimum for PERS or maybe a little wiggle room. Councilman Smith stated should make it so if that increases it automatically increases so you don't have to keep doing it every time. I don't know if you can do that, put it in the ordinance so then if it raises again you are not right back in the same spot.

ORDINANCES AND RESOLUTIONS: Councils Agenda –

Council#040 – SECOND 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.

MEETING ADJOURNED: With no further business before this council, Motion by Kovach/Second by Erdei to adjourn at 7:25 pm.

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 WORKSESSION of July 19, 2016.

MAYOR

Dennis Bring

COUNCIL PRESIDENT

Richard Rosso