

**MINUTES OF CITY COUNCIL
SHEFFIELD LAKE, OHIO
July 25, 2017
www.sheffieldlake.net**

The regular meeting of the City Council was held Tuesday, July 25, 2017. Council President Rick Rosso called the meeting to order at 7:01 pm.

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

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

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

Attending: Videographer Brendan Burns, Park Board Gee, Concerned Citizens, Members of the Media

READING OF THE MINUTES:

Council - *Motion by Kovach/Second by Gee to accept the minutes of the City Council of July 11, 2017 with any corrections. Yeas All.

City Worksession - *Motion by Kovach/Second by Gee to accept the minutes of the Council Worksession of July 18, 2017 with corrections. Yeas All.

CORRESPONDENCE: None.

PRESENTATIONS: Mr. Mike Cloud, North Coast Design Build, 4205 Lake Road. Mr. Cloud advised I am the President of North Coast Design Build, 32730 Walker Road, Suite F4, Avon Lake, Ohio. We have been before Planning Commission and Zoning Board and have submitted civil design to Bramhall Engineering to view for this project. A brief overview; it is a 3096-square foot office with a parking lot and some landscaping out front and the deck on the back towards the lake. There is three renderings, I have got a long narrow lot there, the architect who did the design, I had him do it sort of a train depot. The building will contain some offices, meeting rooms, file space, a kitchenette and a center for processing drawings for projects. We seeking approval for the project tonight so we can get started for the month of August. Councilperson Gee asked where is your parking all going to be located at? Mr. Cloud answered we have a 12-parking space lane right in front of the building, access of Lake Road. Councilperson Gee asked is that going to be enough for your employees? Mr. Cloud answered yes, we believe so. In our business, the majority of employees are off-site as we have projects anywhere in Ohio and surrounding states and they come in fairly periodically; our Superintendents or Project Managers do. There is some accounting staff that is there every day. I am in and out every day and the Vice President is as well as the Estimator but to be honest frequently there will be 3 people in the building but on an average, I would say there will be 7 in there working and we tend to meet most of our clients off-site. We will have the

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occasional architect in with a subcontractor who we might be meeting with but on 95% of the occasions that lot will never see full occupancy due to the nature of the business being in and out. Law Director Graves advised jus to piggy-back on that, they did receive a variance from the Zoning Board of Appeals for the number of parking spaces. Councilman Cizl stated in regards to parking, obviously there are vacant buildings next to it...to the west of your facility. It has been an internet café, it has been a pizza hut and I see you have a curb that separates the lot. Do you see a potential, not that you can but of parking problems with people parking in your area because they are vacant and available and in excess of whatever goes in next door, just saying an internet café? Mr. Cloud clarified you mean people coming into our lot to park? Councilman Cizl answered yes. Mr. Cloud answered that is what they make tow trucks for. Mayor Bring advised you guys are going to have a curb and a rot-iron fence. Mr. Cloud answered yes but our staff will know where to park, you know the subcontractor or vendor that stops in, someone that we work regularly with that once they find the building then it shouldn't be an issue. We will be very forthright in making sure that nobody trespasses next door. We will be courteous at first but then if it becomes a problem then take action.

Debbie Suarez, 811 Harris Road, regarding the Art & Craft Summer Program – Mrs. Suarez advised I just wanted to thank you all for your support for the Summer Program, this is the 4th year that we have done it and the kids are having a great time and it is because of the support of the community. We have had the support of Park Board, the Civic Counsel and we have gotten monies that we have been very frugal with. We have had our box out here for donations. So, Rick was at the Art Show last night and he just loved these little flags and he wanted one for your Council room so I am presenting this to Council made by my grand-daughter Abby. Mayor Bring hung the flag on the east wall of Council Chambers (applause was heard in Chambers). Mayor Bring asked President Rick Rosso, what did you want her to explain? President Rosso answered was it your friend from Turkey with the paint and the water. Mrs. Suarez shared the art work taught by her friend from Turkey and also, taught to the children at the Summer Program. Mrs. Suarez presented thank you cards made by the children to Mayor Bring for the support. Also, presented to Superintendent Hastings for support and not only allowing them to use the Civic Center but also for the trailer this year. That was a God send for us because we were carting things back and forth in trunks and trucks. She presented a card Avon Lake Press John Edwards and Michelle Murphy for the coverage of the Program in getting the word out to everybody. She also presented a card to President Rosso for City Council for their support. She explained and presented the artwork of paint and water to Chambers. President Rosso thanked Mrs. Suarez and also Councilperson Gee for all the time that they put into the program this year and also for 4 years now. He stated it is a very nice program.

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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 July 17, 2017 meeting./**Council Representative to the Planning Commission:** Representative Erdei reviewed the minutes of the July 19, 2017 meeting./**Council Representative to the Zoning Board of Appeals:** Representative Kovach reviewed the minutes of the July 20, 2017 minutes.

ADMINISTRATIVE REPORTS

MAYOR/SAFETY: Mayor Bring thanked Mr. Mike Cloud for his interest in our city, it is greatly appreciated. Also, Debbie Suarez and all the people who volunteer and help these kids and every year it has grown and it is very nice to see. I do thank them for all they do every year. Mr. Hastings and I had another meeting at Shell Cove the other day to meet with another couple with Mark and Annette over there to continue of how that park is going to look. There has been several more ideas kicked around and with that being said, we have been getting a number of calls. Sometimes 2 and sometimes 3 a week about weddings at that park. So far, my response has been I can't shut the park down because it is for everybody to enjoy but we are also getting phone calls on the pavilions that we have and they want to, not lease them but book them to reserve for a day and we are telling them the same thing. We are going to get into a situation here, we are going to have to sit down with the Park Board and you guys and figure out what we are going to do and how we are going to handle this because I think we are going to end up with overlapping events and it might not end up well. We are to have to maybe get a book and start documenting this and set up schedules because I think we had 2 people call this week for a wedding and I got an email for a wedding. I know when Gregg was laying the bricks for the sidewalk, a bus pulled up and 40 people got out and they were all dressed up and they had a wedding. So, at some point we are going to have to sit and discuss how we are going to handle this. *Motion by Erdei/Second by Gee to accept the report. Yeas All./**SUPERINTENDENT'S**

REPORT: Superintendent Hastings advised although preliminary I was approached about an additional free curb side clothing and home good recycling program. This is a bag program that works alongside of Republic. Although, they are separate entities. My first question was do you work in harmony together and the answer was yes. They are active in Cuyahoga and Summit Counties and entering Lorain County with contracts in North Ridgeville. So, they approached and essentially it is clothing, towels, that kind of thing. This would be another avenue for the residents to recycle and it is no cost to the city. In fact, there is a small rebate paid back to the city based on tonnage. While preliminary, I haven't had a lot of time to discuss it with the Mayor but I certainly wanted it in front of Council so you know that it is out there. We would have to discuss it with David to see if there would any conflicts we might have with our Republic contract. He

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continued with update on some of our projects. Lake Breeze water line is moving along well, we are within probably a couple of weeks. This phase is important as it will impact the residents supply of water. The main line is within 4000 feet and we are now tapping the line and replacing the services to the residents and the apartment buildings and so forth. There are times where water service will be off and we are notifying them individually by letter. It is unfortunately, a necessary part of the project. In moving forward, on phase II we have put out for public bid we have the road improvements portions, we have 3 plant holders all ready and meeting this week on preconstruction and hope to follow through with that in early August. The Roberts Street project is also scheduled to go out for bid on CDBG money and the county is in possession of all of our plans and the spec's for that project. It is estimated at about \$105,000.00. Finally, the ODOT project, I met with ODOT today, Division of Jobs and Commerce. He continued still trying to go after the 1.4 million-dollar improvement on Abbe Road. We did apply for federal funding and that was not successful so we found a couple of alternatives to take advantage of some of the actions of the city and working with the former Abbe Road Lumber, the vacating of land and the potential of new business there. That can be spun into a positive grant possibility and that is what we are working on there. So, because of that I will bringing for your consideration kind of the last minute authorization for the Mayor to apply for OPWC funding because I need to know that number very specifically before I can apply on behalf of the Mayor. I suspect that will be before you in August. Councilperson Gee asked have you heard any more on the nature trail grant for the restrooms at the Boat Launch? Superintendent Hastings answered no, that is scheduled to be responded to in the fall. Councilman Erdei asked are you having any luck on the pump stations, #1 how far did you get on that. Superintendent Hastings advised we have received our proposal today and I have a meeting scheduled for tomorrow with the pump manufacturer's and because next month is a short month it will probably be September. We will be bringing before the Council the authorization to have the design built or drawn, if you will. I will then take that to the Ohio EPA for water pollution control loan fund that we have on hold on nomination. Councilperson Stark asked where are we at on the pothole repair program? Superintendent Hastings answered they have swept the entire city. So, now if you still have them they are fresh. You have them on that end of the city? Councilperson Stark advised nobody has been on all those streets. Superintendent Hastings answered well that is my mistake then. Mayor Bring quipped we did that on purpose. (Laughter was heard in chambers). *Motion by Kovach/Second by Erdei to accept the report. Yeas All./**FINANCE DIRECTORS REPORT:** Finance Director Smith advised I have before you just 2 appropriations this evening for 2 lines that have been used for loans and projects. These are monies that we are going to be getting back. A lot of times we have to pay it ahead then we get it back. We paid it so we have to re-appropriate it and that is what these 2 are specifically. *Motion by Kovach/Second by Gee to accept the report. Yeas All./**LAW DIRECTORS REPORT:** Law

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Director Graves reviewed the legislation as listed below. He advised I will be requesting an executive session prior to Ordinance/Resolutions for the discussion of sale of public property. Councilman Kovach stated on the choice to amend tonight's agenda to include the alternative version of Council#036, does not include that we are removing the original version. Law Director Graves answered yes, to substitute that for the prior version with those amendments. *Motion by Kovach to amend tonight's agenda to replace the original Council#036 with the alternative version. ROLL CALL TO AMEND: Yeas All – Gee, Cizl, Erdei, Kovach, Smith, Stark, Wtulich. *Motion by Kovach/Second by Kovach to accept the report. Yeas All.

CITIZENS COMMENTARY:

Denise Zalek, 785 Hollywood stated we don't have a swimming pool for kids to have an outdoor/indoor pool in the City of Sheffield Lake. I was wondering if there could be at one of the parks changed into a recreational facility which would be able to enable kids to swim all year round. Maybe with an outdoor and indoor pool included in with it. Councilman Kovach answered I would answer that in that it would be totally possible but finding and procuring the funding for such a project will be quite extensive. Mrs. Zalek continued the kids, the youth...they have parks but they are separate and in different areas. There is no real...like, connection for the youth in our community. I mean I went to Community Days and saw my son in the marching band. I mean we have land to a certain degree but we need to have them be able to connect in like a youth center. Something that will keep them off the streets and occupied and exercising, either that or a youth center. President Rosso stated Mr. Kovach can take that to the Park Board for further discussion, that would fall under there. Mrs. Zalek stated I was thinking of where Apple's is at, in that area where the Dollar store used to be. That would be a neat place to have a youth center and have like fruit smoothies and stuff like that for serving and middle eastern foods like pita and humus and vegetables. Then have like computers where they can get online and do their homework and talk with other youths. Councilman Kovach advised I am going to invite you to our Park Board meeting which is going to be August 21st at 7 pm and it is right here in this chambers. I think your ideas will all be welcome and taken under consideration. Mayor Bring advised the swimming pool alone was 3.1 million dollars and that was the outdoor pool. Councilman Kovach stated sounds like you have quite a few ideas rolling around and input like that would be more then welcome.

UNFINISHED BUSINESS: Councilperson Gee advised Superintendent Hastings, you did a great job with your group as far as the gravel at Community Days this year. It really was noticed by a lot of people and it really did help the water issue that we always have in that one area. Also, the Community Civic Counsel of Sheffield Lake really did a great job and they are the ones that put on the Community Days every year, they are the ones that raise the funds for the fireworks. Once again Sheffield Lake's fireworks done by them were the best in the county again and we would also like to thank Jim McFall and his family as

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they did a really great job. Kathy Kovach did a great job with the parade and it was a wonderful time. She continued First Baptist Church is having an all-night event for grades 7 through 12, free food and free fun at 6 pm on July 28th all the way to 6 am July 29th and that is the First Baptist Church which is right next door. The lady mentioned nothing for the youth to do...this might be a great time. She continued Mr. Hastings is also looking to add onto our Community Center, so if that goes through and the addition goes on then that is going to give some great things for the youth to do.

Mayor Bring advised just to let you know I did drive to Geneva the other day, actually yesterday and I looked at the fire truck that they did the wrapping on and I could not tell the difference between the wrap and the paint. They had 3 fire engines in there and this was a ladder truck and they had done that wrapping about 6 years ago and it was pretty neat. Fire Chief Card drove our truck out to Falls in Strongsville and they are taking a look at that to do a quote for our truck. It is a considerable savings to wrap the truck and also to do some prepping but it is only about 10-grand (\$10,000.00) and that is doing the whole truck. Also, there would be a little bit of repair for the electrolysis for the different types of metals.

NEW BUSINESS: Law Director Graves advised we received a notice today that Route 301 in Sheffield Village is going to be closed from Detroit Road to Middlebury Court, it is really not that far south from Detroit but you will not be able to get all the way down Abbe Road to Detroit and that is going to be closed for 90 days from Monday, August 7th through Saturday, November 4th.

Councilman Kovach quipped that will be the preliminary closing. Councilperson Stark stated just out of curiosity, is that going to run concurrent with the work they are doing on 611 where they are shutting part of 611 as well? Law Director Graves answered I have no idea. Councilman Kovach stated I believe it had something to do with a water line break they had. Mayor Bring advised they just approved it yesterday. Avon Lake Press John Edwards reported the water main break was under I90, they are working on it and applying for state financial assistance to pay for it. The closure of 611 was an old one. Mayor Bring added that was the railroad tracks, August 7th through November 4th.

*Motion by Kovach/Second by Stark to go into a brief executive session for the discussion of sale of public property. ROLL CALL TO GO INTO AN EXECUTIVE SESSION: Yeas All – Cizl, Erdei, Gee, Kovach, Smith, Wtulich, Stark.

*Motion by Kovach/Second by Gee to return to regular session. ROLL CALL TO RETURN TO REGULAR SESSION: Yeas All – Kovach, Stark, Erdei, Wtulich, Gee, Smith, Cizl.

Law Director Graves stated let the record reflect that the City Council of Sheffield Lake did adjourn into executive session for the discussion of the sale of public property pursuant to the Ohio Sunshine Laws.

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*Motion by Kovach/Second by Gee to amend tonight's agenda to include Council#049. ROLL CALL TO AMEND THE AGENDA: Yeas All – Smith, Wtulich, Cizl, Erdei, Stark, Gee, Kovach.

ORDINANCES AND RESOLUTIONS:

Council#036 – THIRD READING (alternative version) – an ordinance amending sections 351.21, 1173.02, 1345.01, repealing section 903.05 and establishing Chapter 1357 of the codified ordinances of Sheffield Lake regarding residential driveways, driveway additions and residential off-street parking.

*Motion by Kovach/Second by Smith for ADOPTION:

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

Ordinance Passes#41-17

Council#039 – FIRST READING – an ordinance amending Chapter 1149 of the codified ordinances of the City of Sheffield Lake regarding Industrial Districts.

Council#040 – FIRST READING – an ordinance establishing Chapter 1152 of the codified ordinances of the City of Sheffield Lake regarding conditional use regulations for Industrial Districts.

Council#041 – FIRST READING – an ordinance amending sections 1361.16, 1113.09, 137.13, 1353.36 and 1117.02 of the codified ordinances of Sheffield Lake regarding building permit fees.

Council#046 – THIRD READING – an ordinance authorizing the Mayor to enter into an agreement with Murphy Tractor & Equipment for the purchase of one 332G skid steer for the Service Department and the declaring of an emergency.

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

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

*Motion by Gee/Second by Cizl for ADOPTION:

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

Ordinance Passes#42-17

Council#047 – EMERGENCY – A resolution authorizing the City of Sheffield Lake to accept and approve the donation of six parcels of land to the City of Sheffield Lake by Milos Radojevic and Divna Adams and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Resolution Passes#43-17

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Council#048 – EMERGENCY – a resolution authorizing the Mayor to enter into a first amendment to lease agreement with Exclusive Balloons, LLC for the premises located at 4114 East Lake Road, Sheffield Lake, Ohio and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Resolution Passes#44-17

Council#050 – EMERGENCY – a resolution approving the site plan submitted by Mike Cloud and North Coast Design Build, LLC for new construction at 4205 Lake Rd., Sheffield Lake, Ohio and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Resolution Passes#45-17

Council#051 – EMERGENCY – a resolution authorizing the Mayor to enter into a lease agreement with Franz Bauer and Bau House LTD., for the premises located at 4118 Lake Rd., Sheffield Lake, Ohio and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Resolution Passes#46-17

Council#052 – 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 the emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Ordinance Passes#47-17

Council#049 – EMERGENCY – an ordinance authorizing the Mayor to advertise for bids for and to enter into a contract with the lowest and best bidder for the

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renovation of unit no. 4128B of the Shoreway Shopping Center, and the declaring of an emergency.

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

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

*Motion by Kovach/Second by Gee for ADOPTION:

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

Ordinance Passes#48-17

COUNCIL PRESIDENT: None.

MEETING ADJOURNED: With no further business before this council, *Motion by Kovach/Second by Cizl to adjourn at 8:35 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 July 25, 2017.

COUNCIL PRESIDENT

Rick Rosso

MAYOR

Dennis Bring