

**MINUTES OF THE CITY COUNCIL
SHEFFIELD LAKE, OHIO
September 22, 2020**

This regular meeting of the City Council was held Tuesday, September 22, 2020. Council President Richard Rosso called the meeting to order at 7:01 pm.

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

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

Absent: Gee.

Attending: Citizens.

READING OF THE MINUTES:

Council - *Motion by Kovach/Second by Erdei to accept the minutes of the September 8, 2020 meeting with any noted corrections. Yeas All.

Public Hearing - *Motion by Kovach/Second by Erdei to accept the minutes of the September 8, 2020 meeting with any noted corrections. Yeas All.

Worksession- *Motion by Kovach/Second by Erdei to accept the minutes of the September 15, 2020 meeting with any noted corrections. Yeas All.

CORRESPONDENCE: None.

PRESENTATIONS: None.

CITY COUNCIL REPORTS

Roads, Drains, Water, Sewer and Refuse: Chairman Wtulich reviewed the minutes of the September 14, 2020 meeting. *Motion by Wtulich/Second by Kovach to approve the \$58.20 sewer credit at 551 Parkview Dr. Yeas All. *Motion by Wtulich/Second by Kovach to approve the \$159.08 sewer credit at 832 Devonshire Ave. Yeas All. *Motion by Kovach/Second by Erdei to accept the report. *Motion by Kovach/Second by Erdei to accept the report. Yeas All. /*Safety:* None. /*Buildings, Lands, Vehicles & Equipment:* None. /*Ordinance:* None. /*Finance:* None. /*Council Representative to the Joyce Hanks Community Center:* None. /*Council Representative to the Park Board:* Representative Kovach reviewed the minutes of the September 21, 2020 meeting. /*Representative to the Planning Commission:* President Rosso reviewed the minutes of the September 16, 2020 meeting. /*Council Representative to the Zoning Board of Appeals:* Chairman Erdei reviewed the minutes of the September 17, 2020 meeting.

ADMINISTRATIVE REPORTS

MAYOR/SAFETY: Mayor Bring reports we had two more cases of COVID so we are up to 58 or 59. The water department continues to get updates on the bills. One of the girls is working on that right now with someone from the company. October 1st they are going to have a homecoming parade like we have had in the past. The new generator I believe is going to be installed around October 5th. The one ordinance we have coming up tonight is because there is a little glitch in our bulk pickup. This will pertain to some

of the bags and stuff we have put there instead of just the containers. The way it read was not correct. We are having a meeting tomorrow between the mayors of Avon, Avon Lake, North Ridgeville, Sheffield Village and us about the radios and reception they are getting from the fire department; it is getting poor. We are going to determine if we are going to move forward on that or have more discussions on it. When Elvira Windsor gave us that \$146,000, Mr. Hastings turned it into \$788,000. That all went into our parks department and I really appreciate what he has done. I would like to thank our Clerk of Council for what she does with the cats. She had a nice write up in the paper the other day and a lot of the money comes out of her own pocket. I appreciate that. Councilman Radeff asks is trick or treating going to be on Halloween? Mayor Bring replies on Saturday the 31st is the plan. Councilman Erdei asks on the recyclable stuff, is there anything in our contract that they aren't gonna be recycling certain items? In Oberlin and some other places, they aren't accepting glass, etc. Mayor Bring replies we have a contract for six more years and they would have to renegotiate that with us. I don't believe they will do that. *Motion by Kovach/Second by Erdei to accept the report. Yeas All. /**SUPERINTENDENT'S REPORT:** Superintendent Hastings reports our pump stations in the event of heavy rain have what's called an OSS, which is an overflow system. In the case of pump station #2, because Lake Erie water levels are high and there are strong north winds, that water is coming back into our station. I was at the covered bridge the other day and the water is actually coming up the box culvert. We need to eliminate this connection because ultimately this water goes into our holding tanks and we treat it. We have been working on that project and it would include relocation, an easement, etc. The project itself is under the threshold of \$50,000, although the city and engineering solicited multiple bids to get the best deal. That should all be culminating in the month of October. I have been working with FEMA and ODNR on some updates that will be necessary for council to consider and pass to protect the eligibility of flood insurance for the community. President Rosso asks the problem with pump station two, is any of that caused by the resident doing that construction around there? Superintendent Hastings replies yes, the littoral drift which is the sand that moves across the lake and shoreline, we suspect because of the jetties and structures he built, and the sand does block that water; there's a single manhole between the pump station and his residence where the water pushes the lid up and floods them. I sent a backhoe out to clear that pipe of sand. It will also benefit him, because we will be eliminating that connection. He is working with ODNR to remove a good portion of that and reinstall it. That will all come to city council on I believe a submerged land lease approval. President Rosso asks will him removing that help eliminate this issue? Superintendent Hastings replies it will not, because of the levels of Lake Erie. The pipe is full of water all the time. Councilwoman Stark asks in regard to Irving Park, there are a couple complaints of people being blocked because of equipment, etc. do they need to call the service department or where? Superintendent Hastings replies they can call the service department. All the residents in the area were given a flier with all the contacts on it. People need to have patience. This is a one-time shot for the next 25 years. Councilwoman Stark asks and you will go back in and fix where all the equipment is on the grass, etc.? Superintendent Hastings replies absolutely. We have video before of every property. *Motion by Kovach/Second by Erdei to accept the report. Yeas All. /**FINANCE DIRECTORS REPORT:** Finance

Director Smith reports I have three changes and would like to establish two lines. The first: programming and support, is something I normally pay at the beginning of the year. It is for our annual software support. The second: one of our patrolmen has applied for his sick conversion. I also went ahead and established the Lincoln Trail line which will be engineering for this year. It is the reimbursable grant. Motion by Kovach/Second by Erdei. Yeas All. /**LAW DIRECTORS REPORT:** Law Director Graves reports we received correspondence that all the liquor licenses in the community will be coming up for renewal in December. I spoke with the police chief and there are no issues with any of the establishments in town. Council would have to do a motion that they aren't going to object to any renewals. The flood protection ordinance that the superintendent spoke of, we did pass a comprehensive ordinance: chapter 1353 in 2008, this would be updating that. I have prepared an easement agreement for the joint property owned by Mr. Seagraves for the relocation of the overflow sanitary pipe. We have an informal agreement with the woodshop for a second amendment to their lease. That will be in front of you at the October meeting. The lease is set to expire October 31st. The proposal is for another two-year extension at the same rent and they are going to prepare three signs for the city. Council #039 is our annual recodification ordinance. In addition to the updates in our book and online, they also update our local criminal and traffic code to be consistent with changes that have been made by the general assembly. Council #040 which was referred out of Worksession, is authorizing us to go out to bid for the sale of the three parcels on the paper street of Dorchester. Council #041 upon reviewing the language of 965.02 of the codified ordinances, it puts the timeframe of when you can set your trash out at the curb. Looking at that closely, it only refers to containers. It does not discuss rubbish or other items. Some people are putting that out too early. This establishes subsection c which sets the same timeframe for putting bulk pickup items and rubbish out. Council #042 are the appropriation adjustments. Today Andrew Smith gave out the dates for the food pantry distributions at the school. It is the third Wednesday of each month. It is open to all residents of Ohio and there is no documentation needed, it is on the honor system. *Motion by Kovach/Second by Erdei to accept the report. Yeas All.

CITIZENS COMMENTARY: *Anastasia Kapperman, Perch on the Lake* states I wonder why we have this beautiful community building and we haven't had any meetings. When are we going to start going again? People need somewhere to go. Why aren't there any exercise programs there? Superintendent Hastings replies I don't have a confirm date. Rosa and I have spoken about it several times and we have been erring on the side of caution. It's going to be soon. We were talking about October. The program you are talking about, we had actually started some of that. A mind game senior program that was in the works which will still be realized in 2021 as well as exercise programming. We are following the protocols. Mayor Bring states originally, we couldn't do it because of the amount of people. I think we were limited to ten people. As it went on, Rosa was afraid of the social distancing and keeping people apart, especially with the age of everyone.

UNFINISHED BUSINESS: None.

NEW BUSINESS: *Motion by Kovach/Second by Erdei to amend tonight's agenda to include Council #041 and #042. ROLL CALL TO ADD COUNCIL #041 and #042: Cizl, Stark, Wtulich, Kovach, Radeff, Erdei. Yeas All.

Councilwoman Stark asks have we heard anything about Amber Oaks reopening? Mayor Bring replies they are talking end of September or beginning of October. I think they are trying to get employees and train right now. Finance Director Smith states the only council meeting we have before our Shoreway note renews/is due, is the first meeting in October. I wanted to let you know it was coming. Councilman Radeff states I had a lady contact me about when garbage picks up the trash and puts it in the dumpster, stuff is falling out. She sent some pictures and I have had that issue as well. Mayor Bring replies they have a route supervisor that is contacted when people call in. He goes around and takes care of that. If it continues and becomes sloppy, she needs to notify Republic or us and we will make sure they slow down and take their time. Some people are not filling the containers properly and that leads to problems as well. President Rosso states I would like council to go into an executive session after ordinances and resolutions for the discussion of compensation of a public employee.

ORDINANCES AND RESOLUTIONS:

COUNCIL #019- TABLED – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SHEFFIELD LAKE, THE CITY OF AVON, THE CITY OF AVON LAKE, THE CITY OF NORTH RIDGEVILLE AND THE VILLAGE OF SHEFFIELD TO ESTABLISH A 700 MHz 5-CITY REGIONAL RADIO SYSTEM AND THE DECLARING OF AN EMERGENCY.

COUNCIL #039- EMERGENCY- AN ORDINANCE APPROVING THE RECODIFICATION, EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF SHEFFIELD LAKE, OHIO, AND THE DECLARING OF AN EMERGENCY.

*Motion by Kovach/Second by Erdei for SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Kovach, Erdei, Stark, Wtulich, Cizl, Radeff. Yeas All.

*Motion by Kovach/Second by Erdei for ADOPTION.

ROLL CALL FOR ADOPTION: Radeff, Wtulich, Stark, Kovach, Erdei, Cizl. Yeas All.

Ordinance Passes #38-20

COUNCIL #040- EMERGENCY - AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT WITH THE HIGHEST BIDDER FOR THE SALE OF THREE VACANT LOTS KNOWN AS PERMANENT PARCEL NUMBERS 03-00-044-105-017, 03-00-044-105-018 AND 03-00-044-105-019 LOCATED ON THE PAPER STREET OF DORCHESTER AVENUE AND THE DECLARING OF AN EMERGENCY.

*Motion by Kovach/Second by Erdei for SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Erdei, Radeff, Wtulich, Stark, Kovach, Cizl. Yeas All.

*Motion by Kovach/Second by Erdei for ADOPTION.

ROLL CALL FOR ADOPTION: Stark, Kovach, Wtulich, Cizl, Erdei, Radeff. Yeas All.

Ordinance Passes #39-20

COUNCIL #041- EMERGENCY - AN ORDINANCE ESTABLISHING SECTION 965.02(c) OF THE CODIFIED ORDINANCES OF THE CITY OF SHEFFIELD LAKE REGARDING TYPE OF CONTAINERS; ACCESSIBILITY, AND THE DECLARING OF AN EMERGENCY.

*Motion by Kovach/Second by Erdei for SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Cizl, Stark, Wtulich, Kovach, Radeff, Erdei. Yeas All.

*Motion by Kovach/Second by Erdei for ADOPTION.

ROLL CALL FOR ADOPTION: Kovach, Wtulich, Stark, Erdei, Cizl, Radeff. Yeas All.

Ordinance Passes #40-20

COUNCIL #042- EMERGENCY- AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT, INCREASE AND/OR 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 Erdei for SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Kovach, Erdei, Stark, Wtulich, Cizl, Radeff. Yeas All.

*Motion by Kovach/Second by Erdei for ADOPTION.

ROLL CALL FOR ADOPTION: Radeff, Wtulich, Stark, Kovach, Erdei, Cizl. Yeas All.

Ordinance Passes #41-20

*Motion by Kovach/Second by Stark to go into EXECUTIVE SESSION TO DISCUSS THE COMPENSATION OF A PUBLIC EMPLOYEE.

ROLL CALL For EXECUTIVE SESSION: Stark, Wtulich, Radeff, Kovach, Gee, Erdei, Cizl. Yeas All.

*Motion by Kovach/Second by Erdei to go into REGULAR SESSION.

ROLL CALL FOR REGULAR SESSION: Stark, Wtulich, Radeff, Kovach, Gee, Erdei, Cizl. Yeas All.

Law Director Graves states let the record reflect the City Council of Sheffield Lake did adjourn to executive session for the discussion of the compensation of a public employee pursuant to the state sunshine laws.

COUNCIL PRESIDENT: None.

MEETING ADJOURNED: With no further business before this council, *Motion by Kovach/Second by Erdei to adjourn at 8 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
Brandy Randolph

COUNCIL PRESIDENT
Rick Rosso

I, Brandy Randolph, 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 September 22, 2020.

MAYOR
Dennis Bring