

**MINUTES
REGULAR COUNCIL MEETING
VIRTUAL MEETING VIA ZOOM**

8:00 p.m.

October 6, 2020

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on October 2, 2020.

ROLL CALL

Council Members Present: Anderson, Carr, Kary, McNeill, Tomaselli, Woodin

Absent: Councilman Garry

Motion made and seconded to excuse Councilman Garry from tonight's meeting.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Others Present: Mayor Fiala, Law Director Lucas, Interim Service Director Palmisano, City Engineer Lannon, Fire Chief Ungar, Police Chief Schultz, Chief Building & Zoning Inspector Keller, Parks & Recreation Director Banker, Finance Director Bosley, Economic Development Director Thielman, Clerk Novak

The meeting was led in prayer by Councilman Carr.

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of September 15, 2020.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Committee of Full, Mr. Carr – No report.

Economic Development Committee, Ms. McNeill – Reported that a handful of Council members took a tour of the new Marous Brothers facilities yesterday.

Environmental Planning Committee, Mr. Kary – No report.

Finance and Audit Committee, Mr. Tomaselli – Reported four items on the agenda this evening.

Parks & Recreation Committee, Mr. Woodin – No report.

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Tomaselli – Reported one item on the agenda this evening.

Service Committee, Mr. Woodin – Reported three items on the agenda this evening.

WPCC Committee, Mr. Anderson – Reported one item on the agenda.

Clean City Commission, Mr. Garry – Absent.

Planning Commission, Mr. Kary – No report.

Shade Tree Commission, Ms. McNeill – No report.

CORRESPONDENCE: No correspondence.

PUBLIC PORTION: No one spoke.

Motion made and seconded that all ordinances and resolutions be read by caption only and that as to legislation not containing an emergency clause, the rules requiring that ordinances and resolutions be read on three separate days be waived.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

UNFINISHED BUSINESS:

ORDINANCE NO. 2020-59 – SECOND READING

An ordinance declaring 100% of improvements to certain parcels of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit those parcels, requiring the owners of the improvements thereon to make service payments in lieu of taxes, establishing a SOM Center I Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments and related matters.

Motion made and seconded to waive the third reading for Ordinance No. 2020-59.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Ordinance No. 2020-59 as amended specifically set forth on Exhibit A to the Ordinance, captioned Description of Improvements.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Roll Call 7 yes
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-100.

Roll Call 7 yes
0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-101

A resolution authorizing an expenditure of \$42,374.56 for the purchase of one (1) 2020 Ford F350 RC 4x4 from Classic Ford of Mentor for use by the Service Department, and declaring an emergency

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-101 be declared an emergency measure.

Roll Call 7 yes
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-101.

Roll Call 7 yes
0 no

Motion carried 7 to 0

MAYOR’S REPORT – Reported the market analysis the City had requested from Environmental Design Group (EDG) for the north end and downtown will be completed this week; the findings will be discussed with Council. The City has submitted an application for an Ohio Department of Natural Resources (ODNR) Coastal Management Grant to help offset the cost of hiring a consultant for the erosion control master plan services. It would be a 50% grant with a savings of \$40,000 to \$50,000. The Shoreline Special Improvement District (SSID) needs two more signatures that will be forthcoming shortly.

Council President Carr asked about the art code that was discussed at the last meeting. Mayor Fiala said it needs to go to the Planning Commission first and then to City Council. Chris Hopkins from CT Consultants is working on a draft to be presented to the Planning Commission later this month.

Councilwoman McNeill asked if there was an update on the “welcome” corner at Erie and Mentor Avenue. Mayor Fiala said he believes the City has collected \$5,000 to \$10,000 with a possible pledge of \$25,000 that won’t reach the City until after the first of the year. The City needs \$65,000 to \$75,000 to complete the project. Donors are being sought along with the naming rights.

Regarding the SSID, Councilman Woodin asked if the remaining signatures are needed to get the funding mechanism to go through or is there enough to satisfy the lending institution. The Mayor didn’t know but will find out.

DIRECTOR'S REPORTS

Law Director Lucas – No report. Regarding a tree removal on Chestnut that requires a crane, Mr. Woodin said he could reach out to the homeowners who are not permitting the crane on their property. He asked Mr. Lucas if the City is at risk for potential litigation as the City has deemed the tree to be unsafe; would the City or the homeowners have to file a claim. Mr. Lucas said it would be the responsibility of the homeowners. Mr. Lucas said there is a warrant out for the arrest of the homeowner for failure to comply with the order to remove the tree. There was discussion regarding contacting tree services whom may have a larger crane.

Interim Service Director Palmisano – No report. Councilman Tomaselli asked when the three vehicles approved tonight will be in service. Mr. Palmisano said all three are on the lot at Classic Ford; he anticipates receiving them before the end of the year.

City Engineer Lannon – Regarding the SOM Center multi use trail, Mr. Lannon said the City is on the list for 80/20 funding. The original program that Mr. Bock applied for was for fiscal year 2025 funding which translates to July 1, 2024. Engineering is slated for next July and the design is the responsibility of the City. The City should schedule a programming meeting with the Ohio Department of Transportation (ODOT) to get the City on the books. There is potential the construction schedule could move up.

Fire Chief Ungar – Reported the annual pump tests on Willoughby fire trucks were conducted today at the Eastlake Fire Department. The exhaust system extension that was approved by Council in September was completed today. He said the department hosted a class last week and is happy to report the City has 12 more certified fire investigators in the department. One detective from the Police Department was also trained. All Fire Lieutenants and above are required to take the class and some other personnel were added due to retirements.

Police Chief Schultz – Chief Schultz thanked Council for the passage of Resolution 2020-97 honoring Assistant Chief Tom Trem. He worked with Tom for 27 of his 33 years with the department. He said Mr. Trem set the standard with regards to work ethic and will be helping the department out in the future. Reported that this next Sunday from 6 to 8 p.m. all Lake County police departments will be holding the first Trunk or Treat at the Captains Stadium parking lot in Eastlake. Chief Schultz gave a brief update on Operation Safe Stay. Chief Schultz said he will have an updated spreadsheet on the arrests for this operation within the week.

Building Inspector Keller – Mr. Keller thanked Council for the passage of Ordinance No. 2020-94.

Parks & Recreation Director Banker – No report. Mr. Anderson asked what the City's position was on trick-or-treating this year. Ms. Banker said it is a national holiday and residents can choose not to participate. Mr. Carr asked if seniors can still use the walking track at the YMCA because the senior center won't be opening. Ms. Banker said there are some pre-school classes currently operating at Daniel's Park. That session is over next week so they will move inside the senior center on Tuesdays and Thursdays. Parks and Rec is

operating on Tuesdays and Thursdays offering some services. Seniors can walk the track on Tuesdays and Thursdays from 9 a.m. to 2:30 p.m. and the remainder of the week from 12 p.m. to 2 p.m. through the YMCA doors. She has inquired about opening the weight room and should find out soon. Mr. Tomaselli asked about tree lighting this year. Ms. Banker said the Lake County Health Department has asked to review all events for the next few months. She isn't sure it will happen this year or not, but different ideas are being reviewed.

Finance Director Bosley – Reported the remaining CARES Act monies (\$828,000) will be received tomorrow. A health care committee meeting took place last week; there will be a zero premium increase this year for both medical and dental insurance for 2021. This is partially due to consortium the City is part of but the City also had a good year. The City has committed to the Ohio Government Benefit Cooperative (OGBC) to become the fiscal officer. Ms. Bosley would be the treasurer and the City would be the custodian of the funds for the group. Legislation will need to be passed. RITA is working on developing a model to assist the City with continued work at home and potential impact of lost revenue or gains of revenue for those working from home into 2021. Projections will be provided to Council when received from RITA. Mr. Anderson asked if the City will spend the \$828,000 in CARES money. She said she is seeking advice from the state auditor's office on some questions on how the money can be spent.

COUNCILMEN:

Mr. Woodin – No report.

Mr. Kary – Mr. Kary congratulated Assistant Chief Trem for his recognition this evening.

Mr. Tomaselli – No report.

Mr. Anderson – No report.

Mr. Garry – No report.

Ms. McNeill – No report.

Mr. Carr – No report.

Motion made and seconded to go into Executive Session to discuss imminent litigation per ORC 121.22G (3).

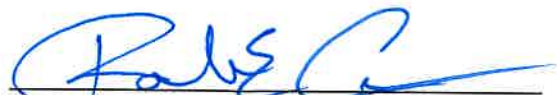
Roll Call 5 yes
 0 no

Motion carried 5 to 0

The Council meeting reconvened at 9:35 p.m. from the Executive Session.

The Regular Council Meeting adjourned at 9:36 p.m.

Date approved 10/20/2020



Robert E. Carr, President



Clerk of Council



Robert A. Fiala, Mayor