



City of Mentor-on-the-Lake

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www.CityMOL.org

AGENDA

VIRTUAL REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE OCTOBER 13, 2020 7:00 P.M.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

At Large: JIM LUNDER, Vice-President
Ward 3: ROB JOHNSON
At Large: KEVIN BITTNER
At Large: PRESTON WOLK
Ward 1: DAVID CHABUT
Ward 2: PAUL MORRIS
Ward 4: DESIREA THOMPSON, President

APPROVAL OF MINUTES: Virtual Regular Meeting of Council – September 22, 2020

CORRESPONDENCE:

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director – Mr. Eva
Administrative Director – Mrs. Bartone
Law Director – Mr. Lyons

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

BOARD/COMMITTEE/COMMISSION REPORTS:

OPEN TO THE PUBLIC TO SPEAK:

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2020-R-15 (THIRD READING)

A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE PART TIME FIREFIGHTERS AND AUTHORIZING THE MAYOR AND ADMINISTRATIVE DIRECTOR TO EXECUTE A WRITTEN CONTRACT WITH THE MENTOR-ON-THE-LAKE PART TIME FIREFIGHTERS ASSOCIATION, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2020-O-17 (THIRD READING)

AN ORDINANCE TO AMEND THE COLLECTIVE BARGAINING AGREEMENT WITH THE FULL-TIME FIREFIGHTERS AND AUTHORIZING THE MAYOR AND ADMINISTRATIVE DIRECTOR TO AMEND THE CONTRACT WITH THE MENTOR-ON-THE-LAKE FIRE FIGHTER'S IAFF, LOCAL 3049, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2020-O-20

AN ORDINANCE LEVYING LIENS FOR EXPENSES INCURRED FOR LAWN MAINTENANCE AND/OR CULVERT REPAIRS

ORDINANCE NO. 2020-O-21

AN ORDINANCE TO AMEND THE 2020 APPROPRIATION ORDINANCES AND DECLARING AN EMERGENCY

ORDINANCE NO. 2020-O-22

AN ORDINANCE AMENDING ORDINANCE 1258.02 – PERMITTED BUILDINGS AND USES OF THE CODIFIED ORDINANCES

ORDINANCE NO. 2020-O-23

AN ORDINANCE AMENDING CODIFIED ORDINANCE 232.01 – COMPOSITION OF FIRE DEPARTMENT

OLD BUSINESS:

NEW BUSINESS:

Review of Community Reinvestment Area (CRA) Program applications

Expenditure Approval:

Vendor: Classic Ford
Items: 2020 Ford F350
Cost: \$40,424.00
Fund: CARES ACT Fund
(Per Memorandum of October 8, 2020, from Mrs. Bartone)

OPEN TO THE PUBLIC TO SPEAK:

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Ordinance Committee

Monday, October 19, 2020, at 6:00 P.M.

ADJOURNMENT:

The next **AGENDA MEETING** will be held on
October 22, 2020, at 6:00 P.M.

The next **REGULAR MEETING OF COUNCIL** will be held on
October 27, 2020, at 7:00 P.M.

ORDINANCE NO. 2020-O-20

**AN ORDINANCE LEVYING LIENS FOR EXPENSES INCURRED FOR
LAWN MAINTENANCE AND/OR CULVERT REPAIRS.**

WHEREAS, pursuant to Chapter 1024 and Chapter 678 of the Mentor-on-the-Lake Codified Ordinances, notice was served on the owner, lessee, agent, or tenant having charge of such land, that weeds & litter and/or driveway culverts were in need of removal, repair and/or replacement; and

WHEREAS, the Service Director caused lawn maintenance to be performed and/or such driveway culvert to be removed, repaired, replaced and/or installed and the expense to be invoiced; and

WHEREAS, the owner, lessee, agent or tenant having charge of such land failed to pay the amount invoiced.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO:

Section 1. That this Council does hereby certify that the amount set forth opposite the name of each respective owner is the true and correct amount of the expense necessarily incurred by the City of Mentor-on-the-Lake for lawn maintenance and/or in the removal, repair and/or replacement of driveway culverts:

PROPERTY OWNERS	PERMANENT PARCEL NUMBER	AMOUNT DUE
Wilson Land Properties	19A090A000010	\$68.80
Richard M. Osborne, Tr.	19A090I000010	\$68.80
Wilson Land Properties	19A093F000170	\$68.80
Shannon Nadvornik	19A091C000120	\$68.80
Landstar Management	19A093E000040	\$68.80

Section 2. That the amounts herein set forth with respect to each respective owner, be entered upon the 2020 tax duplicate by the Auditor of Lake County, Ohio, upon the parcel of land described and set forth and returned to the General Fund of the City of Mentor-on-the-Lake, out of which said services have been paid.

Section 3. That the Administrative Director is hereby authorized and directed to send a certified copy of this Ordinance to the Auditor of Lake County, Ohio.

Section 4. All formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and all deliberations of this Council or any of its Committees, which resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

DESIREA A. THOMPSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

ORDINANCE NO. 2020-O-21

**AN ORDINANCE TO AMEND THE 2020 APPROPRIATION ORDINANCES
AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-
LAKE, COUNTY OF LAKE, AND STATE OF OHIO:**

SECTION 1. THAT, the following Current and Prior Year Appropriation Sections and provisions of Ordinance No. 2020-O-01 be amended as follows:

SECTION 2. General Fund Current Appropriations

	<u>From</u>	<u>To</u>
226 CARES Act –		
Personnel Services:	-0-	\$ 150,000
Other	\$ 563,352	\$ 679,656

SECTION 3. That, The Administrative Director is hereby authorized to issue checks for payment from any of the foregoing appropriations, upon receiving proper certificates and vouchers therefore, and approved by the officer authorized by law to approve same, or an ordinance, resolution, or motion of Council to make expenditure, provided that no checks shall be issued or paid for salaries or wages except to those employed by authority of or in accordance with law or ordinance.

SECTION 4. The Administrative Director is hereby directed to forward a certified copy of this Ordinance to the Lake County Auditor.

SECTION 5. That, all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised Code.

SECTION 6. That, this Ordinance is hereby declared to be an emergency measure and is passed as such, the emergency being the need to provide for the current expenses and other expenditures required necessary for the immediate preservation of the public peace, health, safety, and welfare of the City.

WHEREFORE, this Ordinance shall take effect and be in full force immediately upon its passage by Council and approval by the Mayor, or as otherwise provided by law.

ADOPTED: _____

DESIREA A. THOMPSON
PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

**DAVID R. EVA
MAYOR**

DATE

ORDINANCE NO. 2020-O-22

AN ORDINANCE AMENDING ORDINANCE 1258.02 – PERMITTED BUILDINGS AND USES OF THE CODIFIED ORDINANCES

WHEREAS, Council wishes to amend Ordinance 1258.02 of the Codified Ordinances in order to improve the zoning regulations for the Business Zoning District of the City and to add the language to indicate that certain uses are not permitted and to add and additional uses that may either be permitted, not permitted or allowable with a conditional use permit; and

WHEREAS, the additional uses that are being added to the existing ordinance are as follows:

Subheading	Use	B-I	B-II
1. Entertainment and Recreation	Sound Studio	NP	CUP
2. Self Storage		NP	P
3. Recreational Vehicles – Trailers, Motor Homes, Mobile Homes Sales or Rentals		NP	CUP
4. Outdoor Storage of Heavy Equipment		NP	NP
5. Motor Vehicle Repair, Autobody, Painting		NP	CUP

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance Chapter 1258 is amended in its entirety and as amended hereby reads as follows:

1258.01 COMPLIANCE REQUIRED.

Buildings, structures or land shall be used, and buildings or structures shall be erected, altered, enlarged or designed to be used, in whole or in part, only in accordance with the regulations for the Business District set forth in this chapter. The Business District is subdivided into Business I and Business II. Business District I are those lots that are shown on the Zoning Map and as a general rule the Business District I lots abut a single family district. Business District II are those lots that are shown on the Zoning Map and as a general rule the Business District II lots primarily abut a non-single family district.

1258.02 PERMITTED BUILDINGS AND USES

The following buildings and uses are permitted or not permitted or allowed with a conditional use permit in the Business District I and Business District II. Binary Use Structure is defined for the purposes of Chapter 1258 as building comprised of a condominium or an apartment built above a permitted business. (“P” is a permitted use, “NP” is a use that is not permitted and “C” is a conditional use that is approved pursuant to the provisions of Ordinance 142.03)

Classification	Use	Business	
		I	II
Office			
	Offices (Administrative, Professional, and Business)	P	P
	Sales office in completely enclosed building (no retail)	P	P
	Banks, Financial Institutions	P	P
	Mortuary	P	P
	Dispensaries, Medical Clinics, Urgent Care	P	P
	Research and Testing Laboratories	C	C
Retail/Services			
	Retail in completely enclosed building	P	P
	Automated Teller Machines (ATMs)	C	C
	Personal Services in completely enclosed building	P	P
	Restaurants (no sale of alcoholic beverages)	C	P
	Restaurants (including sale of alcoholic beverages)	C	C
	Dance floor/entertainment in association with permitted use	C	C
	Hotels, Motels, Inns, and Bed and Breakfasts	C	C
	Business Equipment and Supply	P	P
	Pet Shops	P	P
	Veterinary Hospitals, Animal Hospitals and Clinics	C	C
	Animal Boarding and Daycare Facilities	C	C
	Outdoor storage and display associated with a permitted use	C	P

	Drive-in/Drive-thru facility in association with a permitted use	C	P
	Pharmacy and associated convenience goods	P	P
Automotive Associated			
	Gasoline Station	C	C
	Electric Vehicle Charging Stations	C	C
	Alternative Automotive Fuel Filling Station	C	C
	Car Wash/Car Detailing	C	P
	Automobile Service Station	C	C
	Car Sales Agency	C	P
	Automobile/Truck Rental Agency	C	P
	Parking Lot For noncommercial vehicles as principle use	NP	NP
	Recreational Vehicles – Trailers, Motor Homes, Mobile Homes Sales or Rentals	NP	C
	Motor Vehicle Repair, Autobody, Painting	NP	C
Entertainment and Recreation			
	Membership Sports/Fitness Club	P	P
	Studios for Instruction	P	P
	Indoor Commercial Recreation	P	P
	Family Fun Center	P	P
	Theater	C	P
	Assembly Hall, Meeting Place, Party Center	P	P
	Sound Studio	NP	C
Community Services and Facilities			
	Libraries, Museums	P	P
	Places of Worship, Public and Private Schools	P	P

	Public Safety Facility	P	P
	Child Daycare	C	C
	Adult Daycare	C	C
	Nursing Home	C	C
	Vocational, Technical, or Trade School	C	C
	Assisted Living Facilities	C	C
Residential			
	Apartments for the Elderly (ARTARP Only)	P	
	Binary Use (Condominium or apartment above Business Unit)	C	C
Storage			
	Self-Storage Facility	NP	P
	Outdoor Storage of Heavy Equipment	NP	NP

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

 DESIREA THOMPSON
 PRESIDENT OF COUNCIL

 DAVID R. EVA
 MAYOR
 Dated: _____

ADOPTED: _____

ATTEST: _____
 Clerk of Council

ORDINANCE NO. 2020-0-23

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 232.01 - COMPOSITION OF FIRE DEPARTMENT**

WHEREAS, Council wishes to amend Ordinance 232.01 in order to remove the position of Captain from the composition list of authorized full-time Fire Officers for the City so that the Ordinance is consistent with the City current Civil Services Rules.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance Sections 232.01 is amended and as amended hereby reads as follows:

232.01 COMPOSITION.

The authorized strength and alignment of the Fire Department shall be as follows:

- (a) Full-time officers and staff complement:
 - (1) One Chief Officer.
 - (2) One Lieutenant.
 - (3) Three Firefighters/EMT's.

- (b) Part-time officers and staff complement:
 - (1) Two Battalion Chiefs.
 - (2) Four Lieutenants.
 - (3) Twenty-four Firefighter/EMTs

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

DESIREA THOMPSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR
Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council