



## City of Mentor-on-the-Lake

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### MINUTES REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE MAY 9, 2017

The Regular Meeting of Council of May 9, 2017, for the City of Mentor-on-the-Lake, Ohio, was called to Order at 7:00 P.M. by Council President Desirea Thompson.

**CALL TO ORDER:** PLEDGE OF ALLEGIANCE

**ROLL CALL:**

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

**READING OF MINUTES:** Regular Meeting of Council – April 25, 2017

**MOTION MADE BY MR. JOHNSON**, Seconded by Mr. Morris, for Approval of the Minutes of the April 25, 2017, Regular Meeting of Council. **ROLL CALL:** Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson. Nays: None.

**MOTION CARRIED: 7/0**

**CORRESPONDENCE:**

Council Member Morris advised he had received an email from a resident regarding concerns about the Service Department moving the rock salt storage bin behind the Service Garage. He explained to the individual, who lives on Sharon Drive, it is required for that to be dug up so they can put a base down to make it easier for them to store that material. Needless to say she is not real happy about what is going on. He also received an email regarding Pinchurst Road and the one-way status being removed, as well as a few other things, that it is not wide enough, there is no school zone there, etc.

Council President Thompson read an email from Dorinda Myers regarding the CRA failure to send the application to the State and the Ordinance that now has to be passed.. Council President Thompson asked Mrs. Bartone to explain the background on applying for this. Mrs. Bartone explained part of the process to get the CRA approved by the State included 14 items that needed to be done prior to sending it down within a fifteen day deadline. Some of these things should have been done before the Ordinance was passed, and some had to be done after it was passed, including advertising in the newspaper for two consecutive weeks. Since the Ordinance was passed toward the end of the year, the ad was going to cost nearly \$1,000.00 to run in January and she had to wait to make sure there would be enough money to pay for the ad. Also the timing was an issue as the School Board had to be notified and to make sure everyone was properly notified, so it almost cannot be done in fifteen days.

**ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:**

**Mayor and Safety Director – Mayor Eva**

Mayor Eva administered the Oath of Office to Jeannie McPeck, who has been a Part-Time Communications Office, as our Full-Time Communications Officer. He then administered the Oath of Office to Laurie Gunther as a Part-time Communications Officer, and to Edward Lanese as a Part-Time Police Officer.

Mayor Eva then turned the meeting over to Adam Litke, Finance and Human Resources Director with the Lake County General Health District. Mr. Litke stated they are trying to reach out to all Lake County communities and to make sure they were available to answer any concerns anyone might have. Right now the drug assistance program is a concern, Narcan, and trying to help people get off drugs. He is available to answer any questions anyone might have regarding the drug problem in Lake County, questions regarding sewage, or any other questions, and if he cannot answer a question tonight, he will find out the answer and advise.

Mayor Eva stated Members of Council have received a Memo from Mrs. Bartone regarding passage of Resolution No. 2017-R-10 which has to do with the CRA program which has already been discussed, and he would appreciate it if this Resolution was passed tonight.

Mayor Eva advised Members of Council have received the Fire Department Report for April 2017. There were a total of 113 calls for service during the month of April as follows: Service/Fire – 16 calls; Rescue/EMS – 82 calls, and Invalid Assist – 15 calls. The number of runs for the month was 22 more than in March and 8 more than they had last year in April. The total number of calls for the year as of April 30<sup>th</sup> is 419. Last year during the same period they had 336 calls to date. The Department is 83 calls ahead of last year. There were 11 calls during the month that were handled by personnel who responded from home because the “On Duty” crew was committed elsewhere. There were 3 calls that were dispatched as a person overdose. There was one structure fire on April 23<sup>rd</sup> at 5961 Thunderbird. The fire was contained to the dishwasher and counter; there was heavy smoke damage; there were no injuries. The Mentor-on-the-Lake Firefighters Association held their annual Easter Egg Hunt at Lake Elementary on April 8<sup>th</sup>. The weather was nice and there was a great turn-out of about 350 residents. There were three station tours given to residents in April.

Mayor Eva advised Giant Eagle is looking at selling propane and they had the Fire Department look at the rules and regulations for this set up and he believes the information was given to the Ordinance Committee.

Mayor Eva advised Snap Fitness is out of business.

Mayor Eva stated the Fire Department has donated twelve sets of outdated turn-out gear and two pairs of turn-out pants to the International Fire Relief Mission in Kentucky. This Organization provides humanitarian aid to Fire and EMS first responders in developing Countries by recycling serviceable firefighting and EMS equipment.

Mayor Eva advised that effective today the Police Department has two new Interns, Joe Landen and Michael Spisak. Joe Landen is the Senior Project student from Mentor High School and will be with the Police Department for two weeks. Joe is from Sweden and a very interesting person. Michael Spisak is a Bowling Green State University Criminal Justice Intern, and will be spending his entire internship with the Police Department. Please join with Chief Gielink in welcoming both Joe and Mike.

**Administrative Director – Mrs. Bartone**

Mrs. Bartone said she had nothing additional to add to the Mayor's Report.

**Law Director – Mr. Lyons**

Mr. Lyons said he had nothing additional to add to the Mayor's Report.

**City Engineer – Mr. Sayles**

Mr. Sayles advised the asphalt road program is complete and the concrete road program is on-going. The Lake Street Sewer Project is proceeding. There is a problem with gas lines and they are working with Dominion to resolve that problem. The contractor was able to jump to the other end of the job to keep going.

**Police Chief – Mr. Gielink**

Chief Gielink stated he had nothing more to add.

**QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:**

Council Member Wolk asked Mr. Sayles if the gas line situation will add any additional cost to the Lake Street project. Mr. Sayles advised it probably will if Dominion cannot come and relocate the lines in a timely manner, or if the contractor finishes the southern end of the job and has to leave the job and come back. Unfortunately there is no way to recover any of these costs from Dominion and the PUCO does not help at all with its rules and regulations.

Council Member Morris commended the Fire Department for finding a useful purpose for the old turn-out gear. In years past it used to get thrown away, and he is glad they found some use for it. Mayor Eva stated, in talking with the Chief, the gear is recertified before it is sent out. One of the issues the Mayor and the Chief had talked about was someone grabbing the gear and showing up dressed as a Mentor-on-the-Lake fire person, and the Chief was able to find this organization to donate the gear to.

**BOARD/COMMITTEE/COMMISSION REPORTS:**

**Parks & Recreation Board / April 27, 2017 / Mr. Bittner**

Council Member Bittner advised the Parks & Recreation Board met on April 27, 2017, at 7:00 P.M. Present were Council Members Bittner and Johnson, Mayor Eva, Jennifer Jakosh, Committee Chairperson, Harry Burt, Ryan Jakosh, Dorinda Myers, and Catherine Roos. The Committee discussed the Community Clean-Up, which was cancelled. There are no plans to reschedule this. The Committee also discussed the car wash on June 10<sup>th</sup>, and also discussed having the Fill the Cruiser at another time. The Committee also discussed the Fall Festival, which is going well. The meeting adjourned at 8:00 P.M.

**Planning & Zoning Commission / May 1, 2017 / Mr. Johnson**

Council Member Johnson advised the Planning & Zoning Commission met on May 1, 2017, at 7:00 P.M. The Committee granted two conditional use permits, one for Amvets Post 109, which was a renewal, for the sale and consumption of alcoholic beverages, to provide entertainment, dancing and use of rear patio; and one for Ninja Sushi & Hibachi Restaurant for the sale and consumption of alcoholic beverages.

Council Member Johnson advised, under Old Business, Yeager's Auto & Marine failed to appear regarding their conditional use permit.

**OPEN TO THE PUBLIC TO SPEAK: 7:18 P.M.**

Dorinda Myers, 7734 Sharon Drive. Ms. Myers asked Mrs. Bartone, so she could understand, \$1,000.00 was paid in December or January for advertising for the Community Reinvestment, and now the City has to spend another \$1,000. Mrs. Bartone said no, the money was paid to the News Herald at the time of advertising, and no additional money has to be spent. This was a one-time expense.

**CLOSED OPEN TO THE PUBLIC SECTION: 7:19 P.M.**

**LEGISLATION BEFORE COUNCIL:**

**RESOLUTION NO. 2017-R-10**

A RESOLUTION AFFIRMING THE PASSAGE OF ORDINANCE 16-O-28, WHICH IMPLEMENTS SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA IN THE CITY OF MENTOR-ON-THE-LAKE, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND A TAX INCENTIVE REVIEW COUNCIL AND DECLARING AN EMERGENCY

Council President Thompson asked Mr. Lyons since this was amended, does Council have to approve the amendment or just approve the changes that were made and updated today. Mr. Lyons advised typically, once it is on the floor, a motion to amend the language is made, and a motion is all that is necessary. The language added was to clarify a "Whereas" to clearly indicate that Council is affirming and ratifying the prior Ordinance. The motion to amend is made and voted on, then the motion for suspension of the Rules and for Passage can be made.

**MOTION MADE BY MR. JOHNSON**, Seconded by Mr. Morris, to amend Resolution No. 2017-R-10.

**ROLL CALL:** Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson.

Nays: None.

**MOTION CARRIED: 7/0**

**MOTION MADE BY MR. JOHNSON**, Seconded by Mr. Bittner, for Suspension of the Rules. **ROLL**

**CALL:** Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson. Nays:

None.

**MOTION CARRIED: 7/0**

**MOTION MADE BY MR. JOHNSON**, Seconded by Mr. Morris, for Passage. **ROLL CALL:** Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson. Nays: None.

**MOTION CARRIED: 7/0**

**ORDINANCE NO. 2017-O-14**

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

Council President Thompson asked for discussion, and asked if these were Ordinances passed last year so as soon as they are updated, the residents will know of these new changes and what was amended.

**LEGISLATION BEFORE COUNCIL (Continued):**

**ORDINANCE NO. 2017-O-14 (Continued):**

Council Member Wolk encouraged everyone to suspend the Rules on this item as he believes it is important to get these changes out to the residents as quickly as possible. Council Member Morris asked if anybody has read through the packet of changes to make sure this reflects what the Ordinances are, and asked Mr. Lyons if this was necessary, or are they pretty accurate. Mr. Lyons stated traditionally they are not only amending and updating what was previously passed, they are also amending many general laws on the books that are criminal or traffic in nature to make them consistent with State law and so that the City's Ordinances meet these standards. Traditionally these are distributed for review and no matter how they are reviewed, something can still be missed, so when mistakes have been discovered, they have had to go back and correct them.

**MOTION MADE BY MR. BITTNER**, Seconded by Mr. Wolk, for Suspension of the Rules. ROLL CALL: Ayes: Council Member Wolk, Bittner, Lunder, Chabut, Morris, Thompson. Nays: Council Member Johnson.

**MOTION CARRIED: 6/1**

**MOTION MADE BY MR. MORRIS**, Seconded by Mr. Bittner, for Passage. ROLL CALL: Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson. Nays: None.

**MOTION CARRIED: 7/0**

**OLD BUSINESS:** (None)

**NEW BUSINESS:**

Council Member Bittner stated he wanted to make a recommendation that the Finance Committee start meetings now for next year to review the lowering of the Charter Amendments as discussed previously. Council Member Morris stated he thought now is a little early, but early Fall would be good because right now Council has just approved everything. It will take some time, and he is sure Mrs. Bartone has a lot on her plate right now with everything else going on in the City to try to get something together. Early Fall would be good so Council can wrap things up near the end of the year and have a better idea as to where things are headed, but he did agree he would like to see the process done earlier. Council Member Wolk stated he agrees with Council Member Bittner, and he thought the level of the Charter Amendment levies had to be set this summer, so that the level of what will be approved to be charged to the residents will be set this summer, and he thought this is what Council Member Bittner wanted to look at. Mayor Eva said Elaine sends out the monthly expenses and revenue and this may be a good start.

Council Member Morris said with all of the concerns about Pinehurst Road, he would like to recommend that the Safety Committee meet to review that situation and possibly make a recommendation to get the area set up as a school zone, and approach the Mentor School System to take care of that. He knows of two parents who have said their children are scared to walk that way. Mayor Eva said he has had a couple of conversations with the Lake Elementary School Principal. There are twenty children that walk back and forth; there are approximately 300 children at the school; 100 children are being dropped off and picked up every day. He knows Council Member Morris and Council Member Lunder have been out there, and Chief Gielink has been out with the school guards, and they have not come across anything that leads them to believe this is a dangerous situation at this point. Council Member Morris said he has been there on three occasions, twice in front of the school and once at Beech and Pinehurst, and he has not seen anything other than parents driving too fast, not paying attention to what they are doing, spending more time on their cell phones, kids playing on their cell phones while walking to school when they should be more aware of their surroundings, things like this. He thinks there are a lot of things that could be done

to make it a little safer. Mayor Eva said they dismiss the children on the buses and to the parents are 2:50 and then the walkers are dismissed about ten minutes later, which gives the buses and cars some time to clear out of the area. He still thinks the morning is the confusing time when there are cars and buses everywhere. Council Member Wolk said he thinks one of the more dangerous situations on Pinehurst is when there are cars parked on the street during the hours when someone is walking to or from school as this just further restricts an already narrow road and it will conceal the child when they may walk out from behind in front of a car. He would be interested in seeing if something could be done about parking on Pinehurst during school hours. Chief Gielink said there is one family parking their car right by the driveway to the school and thought parking restrictions during the day would be a good idea.

**OPEN TO THE PUBLIC TO SPEAK: 7:30 P.M.**

**CLOSED OPEN TO THE PUBLIC SECTION: 7:31 P.M.**

**ANNOUNCEMENTS AND SETTING OF MEETINGS:**

|  |                                       |
|--|---------------------------------------|
| Ordinance Committee  | Thursday, May 11, 2017, at 6:00 P.M.  |
| Board of Zoning Appeals  | Monday, May 15, 2017, at 7:00 P.M.    |
| Safety Committee   | Wednesday, May 24, 2017, at 6:00 P.M. |
| (Safety Committee to meet at the Lake Elementary School parking lot off Pinehurst Road)                |                                       |
| Finance Committee (Council as a Whole)   | Thursday, June 8, 2017, at 6:15 P.M.  |
| (Mayor Eva asked if any materials are needed, please let the Administration know as soon as possible.) |                                       |

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|-------------------------|--------------------------------------|
| Regular Agenda Meeting  | Thursday, May 18, 2017, at 6:00 P.M. |
| Regular Council Meeting | Tuesday, May 23, 2017, at 7:00 P.M.  |

**ADJOURNMENT:**

**MOTION MADE BY MR. MORRIS**, Seconded by Mr. Lunder, for Adjournment. **ROLL CALL:**  
Ayes: Council Member Wolk, Johnson, Bittner, Lunder, Chabut, Morris, Thompson. Nays: None.  
**MOTION CARRIED: 7/0**

The Regular Meeting of Council adjourned at 7:40 P.M.

**APPROVED:**

May 23, 2017  
Date

Desiree Thompson  
**DESIREA THOMPSON**  
President of Council

Attest: Joyce M. Payne  
Clerk of Council