



City of Mentor-on-the-Lake

5860 Andrews Road, Mentor-on-the-Lake, OH 44060-2827

Phone: (440) 257-7216 Fax: (440) 257-2766

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MINUTES REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE JANUARY 23, 2018

The Regular Meeting of Council of January 23, 2018, for the City of Mentor-on-the-Lake, Ohio, was called to Order at 7:00 P.M. by Council Vice President Jim Lunder.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

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

READING OF MINUTES:

Continuation of Organizational Meeting of Council – January 9, 2018
Regular Meeting of Council – January 9, 2018

MOTION MADE BY MR. CHABUT, Seconded by Mr. Bittner, for Approval of the Minutes of the January 9, 2018, Continuation of Organizational Meeting of Council. **ROLL CALL:** Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris. Nays: None.

MOTION CARRIED: 6/0

MOTION MADE BY MR. MORRIS, Seconded by Mr. Chabut, for Approval of the Minutes of the January 9, 2018, Regular Meeting of Council. **ROLL CALL:** Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris. Nays: None.

MOTION CARRIED: 6/0

CORRESPONDENCE:

Council Member Chabut advised he had received a call from Joe Galiardi, 5953 Wedgewood, whose neighbor has a pet access door and whose cat keeps coming into Mr. Galiardi's yard to do his business. He feels sorry for Mr. Galiardi but does not think much can be done about this.

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor and Safety Director – Mayor Eva

Mayor Eva advised the meeting with the City business owners was held on January 17, 2018. There was discussion on the business license changes, zoning ordinance changes along with erosion control

underway at the Mentor Harbor Yacht Club. Mrs. Barton clarified details of the CRA program. Council Member Morris provided information on the Labor Day Weekend Car Show. The Fall Festival, which will be held on Saturday, September 8, 2018, was discussed. The repurposing of Mentor Beach Park and rezoning of that property was also discussed.

Mayor Eva stated he would like to discuss changes in dealing with information from the Prosecutor's Office during New Business.

Administrative Director – Mrs. Bartone

Mrs. Bartone asked that Ordinance No. 2018-O-08 on tonight's Agenda be passed as this Ordinance is for the properties in foreclosure; Ordinance No. 2018-O-07 can go on three readings.

Mrs. Bartone advised she sent out the appropriations on Friday. If anyone has not received a copy, or if there are any questions, please let her know. The Appropriations Meeting is scheduled for Saturday, February 3, 2018, beginning at 9:00 A.M.

Law Director – Mr. Lyons (No Report)

City Engineer – Mr. Sayles

Mr. Sayles advised the Mentor road program bid opening is Friday. Mentor-on-the-Lake is part of that bid process.

Service Director – Mr. Moore

Mrs. Bartone gave Mr. Moore's report as he was unable to be at tonight's meeting. The Service Department was able to find a replacement for Glenn Benedict. Chuck Snyder Jr. has joined the Service Department. He is a Mentor-on-the-Lake resident, and has seven years of municipal experience. It is nice to have a local person on board who can respond quickly when needed.

As Council is aware, December and the beginning of January were extremely cold and snowy. The Service Department has gone through about 300 tons of salt so far. The average is about 800 tons for the entire season, and there is less than 200 tons left with the Cargill contract for the season. Mrs. Bartone stated she talked to some people at Monday's Managers Meeting and Perry has already exhausted their contract with Cargill and Cargill cannot supply them with any additional salt, so hopefully Mentor-on-the-Lake can get through the rest of the season.

The Service Department continues to patch pot holes as time and weather permits.

The Service Department had a tie rod and hydraulic lines go out in the back hoe the last couple of weeks. The original cost estimate to have it fixed was \$1,650.00. The part was \$650.00, and Jim was able to fabricate his own tool in house which is a \$300.00 tool to purchase. He made his own and was able to replace it for the \$650.00 which saved \$1,000.00 on that repair.

For 2017 the Service Department had to mark 445 OUPS tickets. The Housing Department performed 128 point of sale inspections, 20 rental inspections, and 382 apartment unit inspections.

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS: (None)

BOARD/COMMITTEE/COMMISSION REPORTS:

Safety Committee / January 16, 2018 / Mr. Morris

Council Member Morris advised the Safety Committee met on January 16, 2018, at 7:00 P.M. to discuss the proposed traffic calming methods - road signs. Present were Council Members Morris, Wolk, and Bittner, and Council President Thompson. The Committee reviewed several proposals for the yard signs to encourage people to slow down in the City. A design was chosen by the Committee. The proposed sign is red background with yellow printing with the City logo on one side and 25 mph speed limit on the other. A few questions arose that the Committee will need to address with Chief Gielink. The Committee also briefly discussed the issue concerning the Fire Chief position. All Members present supported leaving the Ordinance the way it is supporting a Full-time Fire Chief. The meeting adjourned at 7:40 P.M.

Council as a Whole (Rules Committee) / January 22, 2018 / Mrs. Thompson

Council Vice President Lunder advised the Council as a Whole (Rules Committee) met on January 22, 2018. In talking to Council President Thompson, Council Vice President Lunder advised this report will be deferred to the next Regular Council Meeting.

OPEN TO THE PUBLIC TO SPEAK: 7:10 P.M.

Joe Galiardi, 5953 Wedgewood Drive. Mr. Galiardi stated he has been a resident for 47 years. He has never had a cat or dog problem with them pooping in his yard until just recently. His neighbor has a cat that is pooping in his yard. He was upset that Council Member Chabut had passed it off as a light thing, he does not want anyone to feel for him, he wants something done about it. The City of Mentor has an Ordinance on cats and dogs specifically stating it is the owner's responsibility to pick up anything that goes into another neighbor's yard, and there is no reason why Mentor-on-the-Lake cannot have a similar Ordinance. Mr. Galiardi showed a picture of the access door his neighbor has so the cat can go in and out. Mr. Galiardi said these are not feral cats. There are a couple of other neighbors on Wedgewood with the same problem. Mr. Galiardi also gave Council a copy of the Mentor Ordinance and wants Council to adopt this Ordinance and to include cats as well as dogs. He is sure he is not the only resident in Mentor-on-the-Lake with a problem of cats pooping in their yards.

Andy Rose, 8027 Linden Street. Mr. Rose stated he meant to put forth his comment when a couple of members of the Civil Service Committee were being renewed. In looking at the legislation, he noticed a renewal for a Committee Member has come up again. Council is confirming the reappointment of a member to a Board or Committee and is placing it on third reading. Mr. Rose stated he personally thinks this is rude. These are people we know, people in our community, that have not done anything to discredit themselves or the community, for instance Geoff Snow, Cathy Roos, tonight it is Jennifer Jakosh. It doesn't matter who it is, if they have been on a Board, serving the community, serving with honor and not discrediting or doing anything wrong, he thinks the Rules should be suspended and they should be passed instead of dragging it out for three readings. He knows for a fact, if it was him he would be angry and insulted. We should all know who the Board members are, we should all be talking to the Board Members, we should know the members of the BZA, the Civil Service Commission, Planning & Zoning, etc. and if they have not done anything wrong, there is no reason to fire them. The Rules should be waived and they should be placed back on a Board with a thank-you instead of dragging it out for six weeks.

CLOSED OPEN TO THE PUBLIC SECTION: 7:15 P.M.

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2017-R-32 (THIRD READING)

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF JENNIFER JAKOSH TO THE PARKS AND RECREATION BOARD AND DECLARING AN EMERGENCY

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

MOTION CARRIED: 6/0

ORDINANCE NO. 2017-O-39 (THIRD READING)

AN ORDINANCE AMENDING ORDINANCE 232.01 – COMPOSITION OF FIRE DEPARTMENT

Council Vice President Lunder asked for discussion. Council Member Morris stated throughout the Committee Meetings it was discussed quite thoroughly that the majority of Council present supports a full-time Fire Chief, and he told Mayor Eva it was a valiant attempt having a part-time Fire Chief, maybe if it would have been somebody else, maybe it would have worked, but he just does not see how it is working. Mayor Eva brought up the Charter levies, and what was said in the literature, as well as the analysis done by Council Member Morris regarding the Fire Department levy, which was discussed. Mayor Eva and Council Member Morris then discussed having a full-time Fire Chief in the past as opposed to having a part-time Fire Chief now, and how this was working in the Fire Department. Council Member Morris also brought up the disposal of surplus equipment in the Fire Department. Council Member Wolk suggested an up or down vote on this Ordinance.

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

MOTION FAILED: 0/6

ORDINANCE NO. 2017-O-40 (THIRD READING)

AN ORDINANCE AMENDING CODIFIED ORDINANCE 452.03 – TO AMEND ORDINANCE 452.03 AND 452.99 TO INCLUDE FIRE LANE PARKING VIOLATIONS AND TO INCREASE PENALTIES FOR FIRE LANE VIOLATIONS

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

MOTION CARRIED: 6/0

ORDINANCE NO. 2018-O-07

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

Council Member Morris asked Mrs. Bartone if this is the Ordinance she had asked be passed. He was told it was the other one.

There was no Motion for Suspension of the Rules. Ordinance No. 2018-O-07 is placed on Second Reading.

ORDINANCE NO. 2018-O-08

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

Council Vice President Lunder stated this is the Ordinance Mrs. Bartone had asked be passed tonight.

LEGISLATION BEFORE COUNCIL (Continued):

ORDINANCE NO. 2018-O-08 (Continued):

MOTION MADE BY MR. BITTNER, Seconded by Mr. Morris, for Suspension of the Rules. ROLL CALL: Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris. Nays: None.
MOTION CARRIED: 6/0

MOTION MADE BY MR. MORRIS, Seconded by Mr. Bittner, for Passage. ROLL CALL: Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris. Nays: None.
MOTION CARRIED: 6/0

OLD BUSINESS:

Council Vice President Lunder advised the review of Council Rules will be deferred to the next Regular Meeting of Council.

Council Vice President Lunder advised the Administration will be sending letters to the CRA Committee Members and a meeting will be scheduled. Mayor Eva stated two additional members still needed to be appointed for each Committee to raise the total members to seven on each Committee. He stated something will probably be scheduled the beginning of March.

NEW BUSINESS:

Regarding the approval of the 2018 Council Committees, Council Vice President Lunder stated he was told tonight there does not have to be a vote on this, this is automatic, and everyone has received the list of the 2018 Council Committees on the purple sheet of paper.

Mayor Eva stated there was a discussion regarding Mr. Gurley, and in doing some checking, Mentor-on-the-Lake is the only City that requires the Prosecutor to attend Council meetings. Mayor Eva stated Mr. Gurley is supposed to attend Council meetings a couple times during the year, and with Council approval, he would like to work with Mr. Gurley and Chief Gielink to put together a report for Council summarizing Court cases Mr. Gurley is working on, if Council finds this acceptable, and Mr. Lyons, as Assistant Prosecutor, or Mayor Eva, can then present the report to Council. Mayor Eva asked if this was acceptable, or if there were any questions. Mr. Lyons added the Prosecutor coming to Council meetings started about four years ago, he is not a Department Head, and it may have been a misunderstanding including him on the Agenda one time, and once that happened, it continued over the years. He has gone to quite a few other Council meetings and no other prosecutors were present. Mr. Lyons stated it is hard for a prosecutor to talk about an on-going case unless it is in Executive Session, and he feels a report would satisfy Council's need to have some knowledge of what is going on in the Mentor Municipal Court. Council Member Morris said he would be willing to see if this would work out and a report might be the better way to go. Mr. Lyons advised this was not suggested by Mr. Gurley, but was discussed between Mayor Eva, Chief Gielink, and himself. Council Member Wolk asked if this would be a monthly report. Mr. Lyons said it would probably be a quarterly report. Mayor Eva stated he does send out monthly police reports which gives an idea of violations and what the Police Department is handling, and this report would be more into the OVI's and other Court cases. Council Vice President Lunder stated in reading his contract, he thinks Council has to pay Mr. Gurley when he attends a meeting, and this was discussed. Council Member Morris said, if we are going with the report format, the only thing he would ask is that Mr. Gurley be taken off the Agenda so it is not disrespectful to say he is going to be there and then he is not. Council Member Wolk said he believes it was Dale Langbehn who originally started requiring that he come to meetings. Andy Rose said that was correct, it was in 2010. Council Member Morris asked if a motion was needed. Council Member Wolk said Mr. Langbehn, as President of Council, simply required him to come, and does not think there was a vote. Mr. Lyons said

it was never an order, it was something he requested, and it just kept being put on the Agenda and never revisited. It was decided that a motion was not needed if Council was agreeable to this, which Council was.

OPEN TO THE PUBLIC TO SPEAK: 7:36 P.M.

CLOSED OPEN TO THE PUBLIC SECTION: 7:37 P.M.

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Parks & Recreation Board	Thursday, January 25, 2018, at 7:00 P.M.
Finance Committee/Appropriations Meeting	Saturday, February 3, 2018, at 9:00 A.M.
Planning & Zoning Committee	Monday, February 5, 2018, at 7:00 P.M.
Ordinance Committee	Monday, February 12, 2018, at 7:00 P.M.
Regular Agenda Meeting	Thursday, February 8, 2018, at 6:00 P.M.
Regular Council Meeting	Tuesday, February 13, 2018, at 7:00 P.M.

ADJOURNMENT:

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

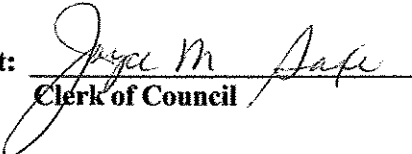
MOTION CARRIED: 6/0

The Regular Meeting of Council adjourned at 7:52 P.M.

APPROVED:

February 13, 2018
Date


DESIREA THOMPSON
President of Council

Attest: 
Clerk of Council