



City of Mentor-on-the-Lake

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MINUTES REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE FEBRUARY 27, 2018

The Regular Meeting of Council of February 27, 2018, 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:** 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
Aye: **Ward 4:** DESIREA THOMPSON, President

READING OF MINUTES: Regular Meeting of Council – February 13, 2018

MOTION MADE BY MR. MORRIS, Seconded by Mr. Lunder, for Approval of the Minutes of the February 13, 2018, Regular Meeting of Council. **ROLL CALL:** Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris, Thompson. Nays: None.

MOTION CARRIED: 7/0

CORRESPONDENCE: (None)

7:01 P.M. Presentation by Bruce R. Landeg, PE, PS, Chief Deputy Engineer, Lake County Engineer's Office, regarding information on a new County permissive motor vehicle \$5.00 license fee. Mr. Landeg explained the County Engineer's Office maintains Lake County roads and bridges with funding coming from the State gas tax which is divided among the 88 County Engineers and the \$5.00 license plate fees. The State has passed legislation making the \$5.00 motor vehicle license fee available for the County Engineers which has to be enacted by the County Commissioners. Since 2005 County road and bridge projects have increased 200%, with less funding. Mr. Landeg advised they hope to present this issue to the County Commissioners again with a vote hopefully by June, so that they can start collecting the additional fees in 2019. Mr. Landeg asked for support from Council to the County Commissioners, if Council desires to, which would be appreciated. Mr. Landeg briefly discussed infrastructure funding. Council President Thompson asked Mr. Landeg what he would need from Mentor-on-the-Lake if Council was agreeable. Mr. Landeg suggested a letter to the County Commissioners. They will be hearing from the Townships and the County Engineers are going around to the other cities to explain their needs and ask for support. Mr. Lyons asked about maintenance of S.R. 2 by the State, which was briefly discussed. Mayor Eva asked about passing a resolution rather than sending a letter. Mr. Landeg said he did not know of any resolutions at this point. He gave Mayor Eva and Council President Thompson a packet of information on this issue which County President Thompson said she would scan and send to all members of Council.

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director – Mr. Eva

Mayor Eva advised the City received a letter this week from the Ohio Public Works Commission approving the loan for the Miami drainage system improvement.

Mayor Eva stated the Police Chief and Fire Chief sent out their annual reports for 2017 and covered a couple of highlights of those reports. The Fire Department has applied for seven Federal, State, and local grants totaling \$95,970.00 and has received grants totaling \$57,776.00. The Fire Department is waiting for grant approval on two others. The Fire Department responded to 1,216 rescue, fire, and service calls in 2017, which is ten more calls than 2016. The total fire training for 2017 was 418 hours. The Police Department advised all of its officers completed a minimum of twenty hours of State mandated continuing professional training through the Ohio Peace Officer Training Academy. In 2017 the Police Department had 2,293 calls for service compared to 2,353 for 2016. Both the Police and Fire Departments continue to be very engaged with the community, either through events at Lake Elementary or other charitable community events throughout the year. Mayor Eva stated he is very proud of all they accomplish on the job and a lot of times they volunteered hours outside of work.

Administrative Director – Mrs. Bartone

Mrs. Bartone advised she had nothing additional to report

Law Director – Mr. Lyons

Mr. Lyons advised the Yacht Street transfer has finally been ok'd by the County Engineer's Office and the Prosecutor's Office and they can go ahead and file the deed, however, they still want the City, after this is done, to file a vacation ordinance for the 10'. Mr. Lyons said he did not think it was needed but it does not hurt the City and the deal is still done and the City will have the money to improve the right-of-way through there. Mr. Brizes is fine with this and Mr. Lyons is hoping to meet with Mr. and Mrs. Brizes next Tuesday to sign the deed. They are waiting for the County Engineer's Office to stamp the legal description and the deeds cannot be done until the County Engineer's Office stamps the legal description.

Service Director – Mr. Moore

Mr. Moore advised he was present tonight to discuss the 2009 International truck the City still has. Within the last two to three weeks they have had to put over \$1,000.00 in it. Right now there is an air brake problem which could cost between \$150.00 to \$500.00 for air brakes. He was not sure of the cost yet but more than likely it will be \$500.00. As far as the new truck and the bed, he talked to the sales representative today. If the Resolution is passed tonight, they are looking at getting the order in tomorrow with a build date starting in late May; we would see a new truck in one hundred twenty days. If we wait the extra reading, we are looking at a start date in the middle of June and we probably would not get the truck until November. Meanwhile they may not have that salt truck as that one has already been sold while they were waiting for the City to get back to them, so the City could start next winter without that truck. Mr. Moore stated he is asking Council to pass the Resolution tonight.

City Engineer – Mr. Sayles (No Report)

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

Council Member Morris asked Mr. Sayles when the Pinehurst project was going out for bid. Mr. Sayles advised they expect to advertise two weeks from Wednesday, which is a three week process, then a month

or two to start the project. Council Member Morris asked Mr. Sayles if he has heard back from the Mentor Schools Transportation Department yet. Mr. Sayles stated he had not but what they are planning to do is bid it with no work can occur between Tall Oaks and Beech during the time school is in session, and a policeman will be added to direct traffic at Beech and Pinehurst.

Council President Thompson asked Mr. Moore if the truck that needs the repairs is the one that is being traded in. Mr. Moore said it is. Council President Thompson asked if the City is repairing a truck that is being traded in. Mr. Moore said that was correct.

Council Member Morris stated at the last Council Meeting Mayor Eva kind of chastised Council for a statement he made about the Fire Chief. He wished to clarify that statement was an attempt as a compliment to the Mayor, not a personal attack on anybody, but a professional opinion which he deems he is qualified to make considering he has worked under at least three different Fire Chiefs about the condition of the Department. It was not meant as a personal attack on anybody, just a professional observation. Council Member Morris said last week when Mayor Eva said it was a brutal attack and unnecessary, it was meant as a compliment to the Mayor, it was not meant as a personal attack on anybody, just a professional opinion. Mayor Eva said he had no comment on that one, he read the Minutes. Council Member Morris said he had read the Minutes also.

BOARD/COMMITTEE/COMMISSION REPORTS:

Safety Committee / February 19, 2018 / Mr. Morris

Council Member Morris advised the Safety Committee met on February 19, 2018, at 6:00 P.M. to discuss issues with speeding in the City. Present were Council Members Morris, Wolk, Bittner, Council President Thompson, and Police Chief Gielink. The meeting was held to have an open discussion about the enforcement of speeding within the City. Chief Gielink explained the guidelines that the Police Department uses for deciding whether to write a speeding ticket vs. a warning. Chief Gielink was asked if he believed there is a speeding problem within the City. He said no, he doesn't believe that the City has a speeding problem. He explained that a person witnessing a car speeding is many times a matter of perception rather than actual speeding. In areas where the Police Department has target enforcement at a resident's request the officers usually do not witness speeding. The Committee decided not to intervene in how the Police Department enforces the traffic laws on this issue, and will continue with the traffic calming program. The meeting adjourned at 6:50 P.M.

Board of Zoning Appeals / February 19, 2018 / Mr. Bittner

Council Member Bittner advised the Board of Zoning Appeals met on February 19, 2018, at 7:00 P.M. for the election of officers. Present were Council Member Bittner, Council President Thompson, Chairperson Al Buescher, David Baranski, Mike Sweeney, and Service Director Mr. Moore. Al Buescher was elected Chair, and David Baranski Vice Chair. The Committee discussed the residential district ordinance changes proposed by Mr. Buescher. The meeting adjourned at 8:20 P.M.

Parks & Recreation Board / February 22, 2018 / Mr. Chabut

Council Member Chabut advised the Parks & Recreation Board met on February 22, 2018, at 7:00 P.M. Present were Council Members Lunder, Chabut, Council President Thompson, Chairperson Jennifer Jakosh, Dorinda Myers, Michelle Moore, Service Director Mr. Moore, and Committee Secretary Nikki Velez. The Committee discussed the Car Wash. The date has not been decided yet but they are looking at either June 9, 2018, or June 23, 2018, from 11:00 A.M. to 2:00 P.M. as they are trying to coordinate with other Departments. The Mentor-on-the-Lake Clean Up Day will be May 5, 2018, from 10:00 A.M. until Noon.

The School Supply Drive will be held on August 4, 2018, from 10:00 A.M. until 2:00 P.M. The meeting adjourned at 7:20 P.M.

Zoning Committee / February 26, 2018 / Mr. Johnson

Council Member Johnson advised the Zoning Committee met on February 26, 2017, at 6:30 P.M. right after the Ordinance Committee Meeting. Present were Council Members Johnson, Bittner, Morris, Lunder, Council President Thompson, Service Director Mr. Moore, and Al Buescher. The Committee discussed the rezoning of Andrews Road, the creation of two business districts (Business 1 west side of Andrews; Business 2 east side of Andrews). Discussion was had regarding what limitations would be desired in Business District 1 vs. Business District 2 particularly with regard to lots adjacent to single family zoned properties. Also discussed was requiring barriers through vegetation or other means to reduce noise/odor/light pollution with adjacent single family zoned properties. Conditional use permits would be required for certain businesses and activities such as having a drive-thru, etc. and a table of permitted vs. conditionally permitted uses was created for discussion at the next meeting. The Committee also briefly discussed the various zoning corrections needed around the City and the Chair redistributed the list created in 2017 for further discussion at the next meeting. The Committee decided to eliminate the industrial and office district zones upon creation of Business District 1 and Business District 2. The official names of the districts have not been determined. The possibility of having residential units on top of business units was also discussed but the exact verbiage will still need to be determined. The meeting adjourned at 7:05 P.M.

Ordinance Committee / February 26, 2018 / Mr. Morris

Council Member Morris advised the Ordinance Committee met on February 26, 2018, at 6:00 P.M. to discuss non-feral cat issues; proposed changes to Ordinance 1034; changes proposed by Al Buescher concerning single family dwellings. Present were Council Members Morris, Johnson, Bittner, Lunder, Council President Thompson, Service Director Mr. Moore, and Al Buescher. Council Member Chabut was absent and excused. The Committee started the meeting by discussing the on-going cat issue. It reviewed Mentor's Ordinance and Mentor's method of enforcement. Mentor uses a complaint based enforcement. The Committee decided to table this topic for the time being due to the lack of a clear method of enforcement and to allow more time to research what other communities do. The Committee all agreed that it would be better if neighbors would communicate with each other in a friendly manner to resolve these issues. The Committee then discussed the proposed changes to Ordinance 1034 which clarifies that the property owner will be responsible for the trees on their property, including those in the right-of-way. After a brief discussion, the Committee agreed to pass this on to the next Regular Council Meeting and it will be provided for the Agenda. The meeting adjourned at 6:35 P.M. and started into the Zoning Meeting.

OPEN TO THE PUBLIC TO SPEAK: 7:25 P.M.

CLOSED OPEN TO THE PUBLIC SECTION: 7:26 P.M.

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2018-R-05 (SECOND READING)

A RESOLUTION AUTHORIZING THE ADMINISTRATIVE DIRECTOR TO PURCHASE ONE STAINLESS STEEL DUMP BODY, SNOW PLOW AND SALT SPREADER FROM HENDERSON TRUCK EQUIPMENT-OHIO, AND DECLARING AN EMERGENCY

Council President Thompson stated this is the Resolution Mr. Moore asked Council to pass on an emergency tonight so he can have proper trucks for winter and for use during the summer as well.

LEGISLATION BEFORE COUNCIL (Continued):

RESOLUTION NO. 2018-R-05 (SECOND READING) (Continued):

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

MOTION CARRIED: 7/0

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

MOTION CARRIED: 7/0

ORDINANCE NO. 2018-O-07 (THIRD READING)

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

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

MOTION CARRIED: 7/0

ORDINANCE NO. 2018-O-09 (SECOND READING)

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF ELECTED AND APPOINTED SALARIED HOURLY EMPLOYEES OF THE CITY OF MENTOR-ON-THE-LAKE; REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS THEREOF WHICH MAY BE INCONSISTENT HERewith OR WHICH MAY BE REDUNDANT HERETO, AND DECLARING AN EMERGENCY

There was no Motion for Suspension of the Rules. Ordinance No. 2018-O-09 is placed on Third Reading.

ORDINANCE NO. 2018-O-10 (SECOND READING)

AN ORDINANCE PROVIDING APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MENTOR-ON-THE-LAKE FOR THE YEAR 2018, REPEALING ANY ORDINANCE PRIOR THERETO, AND DECLARING AN EMERGENCY

There was no Motion for Suspension of the Rules. Ordinance No. 2018-O-10 is placed on Third Reading.

OLD BUSINESS:

Review of Council Rules: Council President Thompson stated she gave all Members of Council a copy of the proposed definitions of Committees at the last meeting. She asked if everyone had had a chance to look them over and if any changes had to be made.

MOTION MADE BY MR. MORRIS, Seconded by Mr. Lunder, to accept the Committee definitions as submitted. ROLL CALL: Ayes: Council Member Lunder, Johnson, Chabut, Morris, Thompson. Nays: Council Member Bittner, Wolk.

MOTION CARRIED: 5/2

Council Member Wolk stated a couple of weeks ago Council had a request from Chief Gielink to support the Crime Lab Levy and asked if Council was going to do anything about it. Council President Thompson stated she did not think Council had talked about it. Council discussed supporting the levy.

Council Vice President Lunder stated he would make a motion to support the levy and thinks it is needed. Council Member Wolk agreed. Council President Thompson asked Mr. Lyons to prepare a Resolution supporting the Crime Lab Levy.

Council Member Morris stated at the last Council Meeting Mayor Eva brought up the question as to how much money the Car Show raised in 2017. He advised the Car Show raised \$1,581.00, \$1,331.00 in cash and a check from Cleveland Clinic for \$250.00 for Fisher House in Cleveland, which they were very happy to get. The Car Show is scheduled for September 1, 2018, the park has been reserved, and hopefully the weather will permit them to have the Car Show on that date. There are more vendors coming this year. Mrs. Bartone asked where the check came from that he presented to Fisher House, and Council Member Morris said out of his personal account. Mrs. Bartone said on the Fisher House website it lists Mentor-on-the-Lake as a donor, and she has requested them to clarify this as she does not want any "fake news" out there and assumes this was a clerical error. Council Member Morris said he will clarify this with the Fisher House. The letter he received from them states they are having a ground breaking March 26, 2018, for two Fisher Houses. They are still looking for money to maintain the homes. Mrs. Bartone said she would rather the City not be named as a donor. Council Member Morris stated the reason he did not do the presentation in front of Council as he had heard stories that some people on Council were curious as to why he did it the first time as it is not a City function. He did it because he is proud of what the citizens did here and what the Committee did, which consisted of Council Member Morris, Council Member Johnson, and Council Member Lunder, and hopefully they can keep it going forward. He would be glad to do the presentations in front of Council again.

NEW BUSINESS: (None)

OPEN TO THE PUBLIC TO SPEAK: 7:34 P.M.

CLOSED OPEN TO THE PUBLIC SECTION: 7:35 P.M.

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Planning & Zoning Commission Monday, March 5, 2018, at 7:00 P.M.
Combined Ordinance Committee and Zoning Committee Monday, March 12, 2018, at 6:00 P.M.

Regular Agenda Meeting Thursday, March 8, 2018, at 6:00 P.M.
Regular Council Meeting Tuesday, March 13, 2018, at 7:00 P.M.

ADJOURNMENT:

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

The Regular Meeting of Council adjourned at 7:38 P.M.

APPROVED:

March 13, 2018
Date

Desiree Thompson
DESIREA THOMPSON
President of Council

Attest: Joyce M. Sage
Clerk of Council