



City of Mentor-on-the-Lake

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MINUTES REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE JUNE 12, 2018

The Regular Meeting of Council of June 12, 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 – May 22, 2018

MOTION MADE BY MR. MORRIS, Seconded by Mr. Chabut, for Approval of the Minutes of the May 22, 2018, Regular Meeting of Council. **ROLL CALL:** Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris, Thompson. Nays: None.

MOTION CARRIED: 7/0

CORRESPONDENCE:

The Clerk read an email received on June 1, 2018, from Linda Hoetger, PCAM Proclamation Team, ZERO Prostrate Cancer Champion, stating that September is Prostrate Cancer Awareness Month and asked the City or Council to pass a Resolution or Proclamation in support.

Council Member Johnson advised he had received an email from Dorinda Myers asking about the elimination of the tennis courts and why the Parks & Recreation Board was not involved. He also received a telephone call from a resident at The Reserve at Lake Point, who wished to remain anonymous, regarding a sink hole in the parking lot and the reduction of handicapped parking spaces as a result of the sinkhole. He contacted Burton Carroll and found out the repair plan and they were reviewing whether additional handicapped spaces are needed. He relayed this back to the lady who had called.

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director – Mr. Eva

Mayor Eva read a Memo from Chief Gielink addressed to Ptl. Clay Braidic, Ptl. Mark Merims, Ptl. Connor Matson, and Telecommunications Officer Jeannie McPeek regarding the incident in the 7700

block of Primrose Drive thanking them for their professionalism in responding to the accident scene, reviving the driver and comforting the infant and toddler who were passengers in the car, handling the curious onlookers, contacting the driver's wife and mother of the children, as well as handling the news reporters and their cameras. They continue to make him proud of the work they all do for the Police Department.

Mayor Eva announced that the Town Hall to discuss erosion damage caused by Lake Erie will be held on Thursday, June 14, 2018, at 6:00 P.M. at the Northern Career Institute-Eastlake Campus, 34050 Glen Drive, Eastlake, Ohio.

Mayor Eva also announced that the Parks & Recreation Car Wash will be held on Saturday, June 23, 2018, from 11:00 A.M. to 2:00 P.M. to raise money for school supplies for Lake Elementary.

Administrative Director – Mrs. Bartone

Mrs. Bartone advised the Memo with the insert packets for the codified books have been distributed for Council's review. They will be updating the books as time permits.

Mrs. Bartone stated the walking path is now complete and everything has been striped. There was one minor change which was adding a drain towards the back near the corner of the fence by the playground which was collecting water and this was able to be fixed at almost no cost.

Law Director – Mr. Lyons (No Report)

City Engineer – Mr. Sayles (Absent)

Fire Chief – Mr. Pechatsko

Chief Pechatsko gave the Fire Department Report for May, 2018. For the month of May, there were a total of 102 calls for service as follows: Rescue/EMS – 70 calls, including 3 for overdoses; Fire/Service – 23 calls, and Invalid Assist – 9 calls. The average number of calls per day for the month was 3.3 calls.

Chief Pechatsko then gave the Fire Prevention Report for May 2018. They confirmed the final drill schedule with Lake Elementary for fire, tornado, and school safety drills to meet State requirements. There was no final presentation to Lake Elementary before the kids dismissed for the summer. This was the school's choice. They attended the Lake County Fire Prevention meeting over food trucks, tents, and festival requirements. Inspections were conducted at Stylize Hair, Ashley's Moon Shadow, Anderson's Bar, the City's Jail, Mr. Pete's, and State Group Home. There is a possible new client moving into the plaza (All About You). Hood tests were conducted at MHYC, Anderson's Bar, Wing Stop, the Group Home, and Angie's Pizza. They ordered another ten lock boxes. The program is going well as the Fire Department is trying to spread the word on rescue calls to family members about the program. Fliers have also been distributed to apartment complexes.

Chief Pechatsko advised on May 22, 2018, the Fire Department was called to 5420 Woodside for a house fire. The home was unoccupied and the fire was contained to the front bedroom. The majority of the damage was due to smoke and there were no injuries to residents or firefighters. The Fire Department was assisted through the Auto Aid agreements with Mentor and Willoughby Fire Departments.

During the month of May, Chief Pechatsko had the honor of being a guest reader to one of the second grade classes at Lake Elementary. He also participated in the bike to school program with Firefighter Gabe Ananea and Police Chief Gielink.

The Fire Department's day room received a face lift the first weekend in May. It was cleaned, repainted, all new ceiling tiles were installed, and new curtains were hung. He thanked Sherwin Williams for the donation of 25 gallons of paint that made this project possible. He also recognized Firefighter Aaron Husted for volunteering to remodel the Fire Department's front bathroom. He did an excellent job and the bathroom looks brand new. Chief Pechatsko and Firefighter Gabe Ananea completed some wood trim that needed to be done in the dorms, and he thanked Mentor Lumber for their generous donation. He also thanked the volunteers from Victory Lane Church who donated their time to paint the bedrooms in the dorm. Upcoming projects will include painting the entrance area and office in the station along with painting the rest of the inside of the dorm and weight room.

The Fire Department participated in the Annual Memorial Day Parade and was honored to be invited to the Memorial Day Service held by MHYC.

On May 8, 2018, Chief Pechatsko drove to Columbus to pick up the two new Apple iPads that the Fire Department received through a grant from the Ohio Department of Public Safety. These will initially be used for a more flexible EMS reporting option, and will eventually include many departmental activities such as personnel conducting the fire safety inspections and response software.

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

Council Member Wolk asked if Lake Elementary had a stated reason for not having the presentation. Chief Pechatsko said they did not. He knows that Mrs. Poremba will not be back next year as Principal and is not sure if that had anything to do with it, that was just speculation, but as far as he knows, there was no specific reason why they chose not to do it this year. Council Member Wolk asked Mayor Eva if she had contacted him. Mayor Eva said no, they had talked about it earlier. They were there for the awards ceremony the last day of school and he thinks it just got away from her.

BOARD/COMMITTEE/COMMISSION REPORTS:

Parks & Recreation Board / May 24, 2018 / Mr. Chabut

Council Member Chabut stated the Parks & Recreation Board met on May 24, 2018, at 7:00 P.M. Present were Council Members Chabut and Lunder, Committee Chairperson Jennifer Jakosh, Committee Members Michelle Moore and Catherine Roos, Mayor Eva, and Service Director Mr. Moore. The Board discussed the Community Clean-Up Day which went well, and the weather was excellent. Chair Jennifer Jakosh thanked everyone who participated and especially thanked Victory Lane Church for providing hot dogs, chips, and water. The Board discussed how to improve this for next year. There was a City Wide Garage Sale on June 7, 8, and 9, 2018. The walking path has been completed. The Car Wash will be held on June 23, 2018, from 11:00 A.M. to 2:00 P.M. and the City Trunk Sale will be held on August 11, 2018. The meeting adjourned at 7:27 P.M.

Ordinance Committee / May 29, 2018 / Mr. Morris

Council Member Morris advised the Ordinance Committee met on May 29, 2018, at 6:00 P.M. to discuss the amendment to proposed Ordinance 2018-O-15, Business Licenses, and parking issues brought up at the last Council Meeting. Present were Council Members Morris, Chabut, Johnson, Wolk, Council Vice President Lunder, and Council President Thompson. Also present were Mayor Eva, Sgt. Daubenmire, and Service Director Mr. Moore. The meeting opened with a discussion on the amendment of Ordinance No. 2018-O-15 concerning ditch maintenance. There was discussion at the last Regular Council Meeting that this Ordinance should be amended to remove the second paragraph of 1024.03, "Removal of Debris from Ditches," Subsection 4. After a brief discussion, it was decided to remove that paragraph and

everyone agreed. The Committee held a brief discussion concerning the proposed changes to the annual business license, and is waiting for the language from Mr. Lyons, which they did get. Mayor Eva had asked the Committee to review several ordinances that relate to parking commercial trucks in residential districts. There is an issue concerning the distance from the road and the weight restrictions of these vehicles. This has been an issue for several residents in the past. The Committee decided to approach the idea with a type of conditional use permit issued by the Planning and Zoning Commission. This has been referred to Mr. Lyons. The meeting adjourned at 6:46 P.M.

Planning and Zoning Commission / June 4, 2018 / Mr. Johnson

Council Member Johnson advised the Planning and Zoning Commission met on June 4, 2018, at 7:00 P.M. There were two topics on the Agenda, one was for the approval of a fence variance, and the second was a review of Council's proposal for the creation of Business Districts I and II. After reviewing the entire proposal, the Commission voted unanimously to pass it forward and approve it.

Zoning Committee / June 11, 2018 / Mr. Johnson

Council Member Johnson advised the Zoning Committee met on June 11, 2018, at 6:00 P.M. to discuss business zoning. Present were Council Members Johnson, Morris, Chabut, Bittner, Council Vice President Lunder, and Council President Thompson. Also present was Service Director Mr. Moore. The Committee decided to keep the names as Business Districts I and II and will add definitions to clarify Business District I as abutting single family residences and Business District II as all else. The Committee agreed by majority to allow apartments and binary use buildings as opposed to just condo. The Committee asked the Law Director if under 1258.05 Yard Regulations if Planning & Zoning can be granted ability to approve less than 60' from road for binary type buildings. The Committee also recommended that the Law Director review Mr. Buescher's proposal for residential changes before the Committee moves on them. The meeting adjourned at 6:50 P.M.

OPEN TO THE PUBLIC TO SPEAK: 7:14 P.M.

Gayle Pritchard, 7766 Salida Road, #409. Ms. Pritchard had three concerns. First, at the northeast corner of Sharon Drive and Andrews Road, the cross signal light does not work. She is very concerned about this because of the number of wheelchairs in this neighborhood. She hopes this is addressed shortly. Second, Ms. Pritchard asked about the possibility of getting a traffic light at Salida Road and Andrews Road. Third, Ms. Pritchard asked about a bus route on Andrews Road to 615 and the Mall.

Council President Thompson asked Ms. Pritchard if she had contacted anyone about the switch not working. Ms. Pritchard stated she had left messages and talked to the Receptionist, and one time she was told the part was on order. Council Member Wolk said bus routes were brought up when the representative from Lake Tran attended a Council Meeting about three months ago. Council President Thompson said at that time Lake Tran did not feel there was enough volume to support a bus route, and she has discussed this with Mayor Eva. Mayor Eva stated he will place another call to Lake Tran. There was further discussion about the cost for Mentor-on-the-Lake residents to ride the bus. Mentor residents pay 50¢ and Mentor-on-the-Lake residents have to pay \$2.50. Council Member Wolk asked about a possible Resolution asking for a bus route, and Mayor Eva asked to talk to Lake Tran first. Council President Thompson asked if the part was on order for the light switch. Mrs. Bartone advised it was repaired some time ago, and every time they have gone to this corner, it was functioning and they have not been able to witness it not functioning. It was just checked this morning and it was functioning.

CLOSED OPEN TO THE PUBLIC SECTION: 7:46 P.M.

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2018-R-14

A RESOLUTION AUTHORIZING THE SALE/TRANSFER OF PROPERTY ON PRIMROSE DRIVE TO THE LAKE COUNTY LAND REUTILIZATION CORPORATION AND DECLARING AN EMERGENCY

Council President Thompson asked if there was a time line on this. Council Member Chabut said they would like to start going on this. Council President Thompson asked when do they stop building, if there was a deadline, once this goes through, what else has to happen. Council Member Chabut said they are waiting for this to go through, he believes there are two things they have to do, one of which is a survey, the sooner it gets started, the better. Council Member Johnson said his concern about suspending the rules is this is an asset of the City with a rather significant value, and he has concerns about not allowing this to go through the readings so that if a resident has any concerns Council could hear them before voting on this as this is not an insignificant asset.

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

MOTION FAILED: 4/3

Resolution No. 2018-R-14 is placed on Second Reading.

ORDINANCE NO. 2018-O-15 (THIRD READING) (ASSIGNED BACK TO COMMITTEE)

AN ORDINANCE ADOPTING SECTION 1024.03 OF THE MENTOR ON THE LAKE ORDINANCES RELATING TO MAINTENANCE OF DITCHES

Council Member Morris said the Committee has recommended amending this Ordinance by removal of the second paragraph of 1024.03, Subsection 4, and has recommended passage this evening.

MOTION MADE BY MR. MORRIS, Seconded by Mr. Johnson, to amend Ordinance No. 2018-O-15 by removing the second paragraph of 1024.03, Subsection 4. ROLL CALL: Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris, Thompson. Nays: None.

MOTION CARRIED: 7/0

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-16 (THIRD READING)

AN ORDINANCE REPEALING CHAPTER 860 AND 862 AND ENACTING CHAPTER 680 – PROPERTY MAINTENANCE REQUIREMENTS FOR SNOW REMOVAL AND LANDSCAPING

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-17 (SECOND READING)

AN ORDINANCE AMENDING CODIFIED ORDINANCE 670.30 – EXHAUST MUFFLER REQUIRED

There was no Motion for Suspension of the Rules. Ordinance No. 2018-O-17 is placed on Third Reading.

LEGISLATION BEFORE COUNCIL (Continued):

ORDINANCE NO. 2018-O-20

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

There was no Motion for Suspension of the Rules. Ordinance No. 2018-O-20 is placed on Second Reading.

ORDINANCE NO. 2018-O-21

AN ORDINANCE TO AMEND THE COLLECTIVE BARGAINING AGREEMENT WITH THE PART TIME PATROL OFFICERS AND AUTHORIZING THE MAYOR AND ADMINISTRATIVE DIRECTOR TO AMEND THE CONTRACT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, AND DECLARING AN EMERGENCY

Council President Thompson asked about the date of June 25, 2018, in the Ordinance. Mayor Eva advised this is time sensitive as it becomes due before the next Council Meeting. Council Member Morris asked if this follows the 2% wage increase for the rest of the Unions and that is all this is affecting. Mayor Eva said yes.

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

MOTION CARRIED: 7/0

OLD BUSINESS:

Review of request from the Lake County Solid Waste District dated May 2, 2018, for ratification of the Lake County Solid Waste Management District Draft Amended Plan 5-Year Update March 2018.

Mayor Eva advised the legislation can be done for this but it was just the bulk of the plan to look at. He would not give Council a Resolution unless it had ample time to review the plan going forward since it is a 5-year plan, and they can have the legislation for the next Council Meeting.

Council Member Morris stated there has been a lot of misinformation on what work is being done on Pinehurst. He asked Mayor Eva if a letter could be sent to the residents outlining what work is being done. Mayor Eva said a letter could be sent out to the residents on Pinehurst giving an estimated time line, weather permitting.

Council Member Morris brought up at the last Council Meeting a letter was read from Amvets Post 109 concerning feelings about the Memorial Day Parade and as a result of that letter and the subsequent social media attack, the person was vilified. When the letter was read, those who got it, you would understand that the letter was requesting more respect for those who had passed protecting this Country. That's all it was and it has turned into much more. An argument on social media should not have happened. He is saying this because he is the author of that letter and he stands behind it. To Mayor Eva, he never said anything about the ceremony at the Park, and the times he has been able to attend, he thought it was

very respectful. He stands by his opinion that the parade is becoming too commercial. He wants to get this out and feels he has been unjustifiably vilified. Council Member Wolk asked if the letter was submitted into the public record. Council President Thompson said it was. Both letters came in together and were submitted together. Council Member Morris said his letter was written as a private citizen, not as a Council Member. Mr. Lyons stated, as a reminder to Council, you can write something as a private citizen, but most people know your name as a Council Member and it is hard for the public to separate the two. Council Member Johnson stated he raised a question in his emails to Council as to why Council was not given a copy of the letter, when it was addressed to all of Council, until it was read into the record. Council President Thompson stated it was a matter of a timing issue as to when it was sent to her as she did not get the letters until the night before the Council Meeting, and with her work schedule she was not able to get it out. Council Member Johnson said he finds it hard to believe there was not enough time to make a copy of it before the Council Meeting, and it was only offered up if people were interested. It should have automatically been offered up. Council President Thompson agreed. Council Member Wolk said the letter was dated well before that meeting. Council President Thompson said she did not get it until the night before the meeting. Council Member Wolk asked who the letter was originally sent to. Council President Thompson said it was sent to her and dropped off.

NEW BUSINESS:

Mayor Eva advised there is new business. A Resolution has to be added to the Agenda tonight, if possible, approving the 2019 Budget. Mrs. Bartone advised the publication was going into the paper for a public hearing at the next Council Meeting. The Resolution had been prepared but not forwarded to the Clerk. Council was given time to review the Resolution. Mrs. Bartone advised there are no changes to the millage numbers, just the estimated revenue will change by a few dollars. The Clerk advised the number of the Resolution will be 2018-R-15.

MOTION MADE BY MR. JOHNSON, Seconded by Mr. Bittner, to amend the Agenda to add Resolution No. 2018-R-15. **ROLL CALL:** Ayes: Council Member Lunder, Johnson, Bittner, Wolk, Chabut, Morris, Thompson. Nays: None.

MOTION CARRIED: 7/0

Council President Thompson asked the Clerk to read Resolution No. 2018-R-15 by its title, which the Clerk then read:

RESOLUTION NO. 2018-R-15

A RESOLUTION APPROVING THE 2019 BUDGET

There was no Suspension of the Rules as this is has to go to three readings, and Resolution No. 2018-R-15 is placed on Second Reading.

OPEN TO THE PUBLIC TO SPEAK: 7:40 P.M.

CLOSED OPEN TO THE PUBLIC SECTION: 7:41 P.M.

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Parks & Recreation Board
Ordinance Committee

Thursday, June 28, 2018, at 7:00 P.M.
Monday, July 2, 2018, at 6:00 P.M.

Regular Agenda Meeting
Regular Council Meeting

Thursday, June 21, 2018, at 6:00 P.M.
Tuesday, June 26, 2018, at 7:00 P.M.

ADJOURNMENT:

MOTION MADE BY MR. MORRIS, Seconded by Mr. Johnson, 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 7:44 P.M.

APPROVED:

June 26, 2018
Date

Desiree Thompson
DESIREA THOMPSON
President of Council

Attest: Joseph M. Aspi
Clerk of Council