

Minutes Approved

as written

March 2, 2020

Regular Council Meeting

Elyria City Council

3/16/2020

1. CALL TO ORDER:

The regular meeting of Elyria City Council was called to order on Monday, March 2, 2020 at 7:00 P.M. by President Stewart. President Stewart opened the meeting with a moment of reflection and followed by the Pledge of Allegiance led by Mr. Oswald.

2. ROLL CALL--COUNCIL MEMBERS:

PRESENT: Callahan, Cerra, Oswald, Mitchell, Tollett, Madison, Davis, Keys, Jessie, Stewart

ABSENT: Baird

OTHERS PRESENT: Mayor Whitfield, Safety Ser. Dir. Feuerstein, Law Dir. Deery, Finance Dir. Pileski, Engineer Schneider, Dean Marks (Fire Dept), Police Chief Whitely, ASSD Brubaker, ASSD Calvert, Asst Fin. Dir. Farrell, Clerk Lotko

Cerra moved, Mitchell seconded to excuse Mr. Baird's absence.

MOTION CARRIED

3. PUBLIC HEARINGS:

The meeting recessed for a Public Hearing at 7:02 P.M. Clerk Lotko read the call to the Public Hearing.

You are hereby notified that Elyria City Council will conduct a Public hearing pursuant to Section 715.72 (L) (2) and (1) of the Ohio Revised Code to consider approval of Amendment No. 2 to the Elyria Township and City of Elyria Joint Economic Development District (JEDD) on March 2, 2020 at 7:00 P.M. at Elyria City Council Chambers, Elyria City Hall, 131 Court Street, Elyria, Ohio.

President Stewart asked if there were any other proponents? There was none.

President Stewart asked if there were any opponents? There were none.

President Stewart declared the Public Hearing has been held.

The meeting resumed at 7:03 P.M.

3. PUBLIC HEARINGS: Continued

Sponsored by:

ORDINANCE NO. 2020- 27

Community
Development:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
AMENDMENT OF THE ELYRIA TOWNSHIP JOINT ECONOMIC
DEVELOPMENT DISTRICT (JEDD) CONTRACT TO ADD CERTAIN PARCELS
OF REAL PROPERTY.

T. Callahan
D. Mitchell
M. Jessie
J. Cerra
M. Madison

Finance:

V. Stewart, III
B. Davis
M. Madison
M. Jessie
J. Baird
P. Tollett

Callahan moved, Madison seconded to pass this ordinance on its third reading.

PASSAGE:

AYE: 10
NAY: 1 (Baird)
ABSENT: 0
MOTION CARRIED

4. APPROVAL OF MINUTES:

Mitchell moved, Cerra seconded that the Regular Meeting Minutes of February 18, 2020 be approved as printed.

MOTION CARRIED

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Mayor Whitfield: No Report

Safety Service Director Feuerstein: No Report

Finance Director Pileski: Mr. Pileski stated they would be having the budget discussions next Monday at the Finance meeting. They are having a very hard with the Sanitation Fund and . . .

Law Director Deery: Law Director Deery requested an Executive Session for pending litigation with possible action.

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

Police Chief Whitely: Police Chief Whitely stated that he did not have a report but was asked by two people about the usage of the drones. Mr. Oswald stated that they spent a lot of money on those drones. Chief Whitely state that the drones were purchased by Water Pumping for water tower inspections, five (5) towers and a cost of \$50,000.00. They can use the drones for 15 to 20 different things and they were paid off 18 months ago. They can be used for missing people, etc. They used them at a serious accident scene that would have blocked traffic for at least 2 hours using the wheel to measure everything, the drone did it in 3 minutes. The fire department can use them for finding hot spots and the Building Department can use them for checking out taller buildings in the City. Mr. Oswald asked what happens if they fall from the sky and break? Chief Whitely stated that they had this happen and it was covered under warranty and they are talking with the company about a maintenance agreement. Mr. Tollett asked if the fire department has used them in house fires for firefighter protection? No, they have not at this point in time. Mr. Callahan asked if the City was the first in the County to obtain them? Chief Whitely's comment was not heard; the Sheriff Department has them but they do want to look at the City's.

Fire Capt. Dean Marks: No Report

Engineer Schneider: Engineer Schneider gave a brief report on the different projects. Mrs. Mitchell reminded everyone to get their street lists into the Engineer as soon as possible.

ASSD Calvert: No Report

Asst. Fin, Dir Farrell: No Report

6. PRESIDENT'S REFERRALS AND REMONSTRANCES:

* = Matter done/partially done

COMMUNITY DEVELOPMENT:

1. The matter of the acceptance of the final plat for the Fieldstone Lakes Subdivision Phase 4.
REFERRED BY: Engineer Schneider

2. The matter of the PY2019 CDBG Action Plan Substantial Amendment. (Public Hearing March 9, 2020) W/Finance
REFERRED BY: Engineer Schneider

FINANCE:

1. The matter of unpaid utilities for property liens approved by the Resolution Board.
REFERRED BY: Asst. SSD Brubaker

2. The matter of the issuance of short-term general obligation bond anticipation notes for the Chestnut Commons Connector Road Project.
REFERRED BY: Finance Dir. Pileski

6. PRESIDENT'S REFERRALS AND REMONSTRANCES: Continued

UTILITIES:

1. The matter of authorizing the Mayor to advertise for bids and enter into a contract for the completion of the Ely Fountain Plaza Project.

REFERRED BY: Eng. Schneider

2. The matter of the 2020 Street Sweeping Program.

REFERRED BY: Eng. Schneider

7. PETITIONS--COUNCIL MEMBERS: None

8. PETITIONS--LOBBY: None

9. REPORTS OF STANDING AND SPECIAL COMMITTEES: None

10. RESOLUTIONS – FIRST READING:

Sponsored by:	<u>RESOLUTION NO. R 2020-4</u>
<u>Finance:</u>	A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR PUBLIC
V. Stewart, III	USE CERTAIN CITY PROPERTY.
P. Tollett	
M. Jessie	
B. Davis	
M. Madison	

Madison moved, Tollett seconded to pass this resolution on its first reading under suspension of rules.

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 1 (Baird)

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 1 (Baird)

MOTION CARRIED

10. RESOLUTIONS – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-28
Finance: AN ORDINANCE AUTHORIZING THE DIRECTOR OF SAFETY SERVICE TO
V. Stewart, III DISPOSE OF, BY THE BEST MEANS POSSIBLE, CITY PROPERTY THAT IS
P. Tollett UNFIT FOR PUBLIC USE.
M. Jessie
B. Davis
M. Madison

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:	PASSAGE:
AYE: 10	AYE: 10
NAY: 0	NAY: 0
ABSENT: 1 (Baird)	ABSENT: 1 (Baird)
MOTION CARRIED	MOTION CARRIED

Sponsored by: RESOLUTION NO. R 2020-5
Finance: A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR PUBLIC USE
V. Stewart, III CERTAIN CITY PROPERTY.
P. Tollett
M. Jessie
B. Davis
M. Madison

Madison moved, Tollett seconded to pass this resolution on its first reading under suspension of rules.

SUSPENSION:	PASSAGE:
AYE: 10	AYE: 10
NAY: 0	NAY: 0
ABSENT: 1 (Baird)	ABSENT: 1 (Baird)
MOTION CARRIED	MOTION CARRIED

10. RESOLUTIONS – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-

Community
Development:

T. Callahan

D. Mitchell

M. Jessie

J. Cerra

M. Madison

Finance:

V. Stewart, III

P. Tollett

M. Jessie

B. Davis

M. Madison

Callahan moved, Mitchell seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 0

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 0

MOTION CARRIED

Sponsored by: RESOLUTION NO. R 2020-

Finance:

V. Stewart, III

M. Jessie

B. Davis

M. Madison

J. Baird

Callahan moved, Mitchell seconded to pass this resolution on its first reading under suspension of rules.

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 0

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 0

MOTION CARRIED

10. RESOLUTIONS--SECOND READING: None

12. RESOLUTIONS--THIRD READING: None

13. ORDINANCES – FIRST READING:

Sponsored by: ORDINANCE NO. 2020-
Community
Development:
T. Callahan
D. Mitchell
M. Jessie
J. Cerra
M. Madison

Callahan moved, Mitchell seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:	PASSAGE:
AYE: 10	AYE: 10
NAY: 0	NAY: 0
ABSENT: 1(Baird)	ABSENT: 1(Baird)
MOTION CARRIED	MOTION CARRIED

Sponsored by: ORDINANCE NO. 2020-
Community
Development:
T. Callahan
D. Mitchell
M. Jessie
J. Cerra
M. Madison

Callahan moved, Mitchell seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:	PASSAGE:
AYE: 10	AYE: 10
NAY: 0	NAY: 0
ABSENT: 1(Baird)	ABSENT: 1(Baird)
MOTION CARRIED	MOTION CARRIED

Sponsored by: ORDINANCE NO. 2020-

Finance:

V. Stewart, III

B. Davis

M. Madison

M. Jessie

J. Baird

P. Tollett

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

13. ORDINANCES – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-

Finance:

V. Stewart, III

B. Davis

M. Madison

M. Jessie

J. Baird

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

Sponsored by: ORDINANCE NO. 2020-
Finance:
 V. Stewart, III
 B. Davis
 M. Madison
 M. Jessie
 J. Baird

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:		PASSAGE:	
AYE:	10	AYE:	10
NAY:	0	NAY:	0
ABSENT:	1(Baird)	ABSENT:	1(Baird)
MOTION CARRIED		MOTION CARRIED	

13. ORDINANCES – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-
Finance:
 V. Stewart, III
 B. Davis
 M. Madison
 M. Jessie
 J. Baird

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:		PASSAGE:	
AYE:	10	AYE:	10
NAY:	0	NAY:	0
ABSENT:	1(Baird)	ABSENT:	1(Baird)
MOTION CARRIED		MOTION CARRIED	

Sponsored by: ORDINANCE NO. 2020-

Madison moved, Tollett seconded to pass this ordinance on its first reading under suspension of rules and declaring an emergency.

SUSPENSION:	EMERGENCY:	PASSAGE:
AYE: 10	AYE: 10	AYE: 10
NAY: 0	NAY: 0	NAY: 0
ABSENT: 1(Baird)	ABSENT: 1(Baird)	ABSENT: 1(Baird)
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

13. ORDINANCES – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-

Utilities

Safety &

Env.:

D. Mitchell

B. Davis

K. Oswald

J. Cerra

J. Keys

Mitchell moved, Keys seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:	PASSAGE:
AYE: 10	AYE: 10
NAY: 0	NAY: 0
ABSENT: 1(Baird)	ABSENT: 1(Baird)
MOTION CARRIED	MOTION CARRIED

Sponsored by: ORDINANCE NO. 2020-
Utilities
Safety & Env.:
D. Mitchell
B. Davis
K. Oswald
J. Cerra
J. Keys

Mitchell moved, Baird seconded to pass this ordinance on its first reading under suspension of rules.

SUSPENSION:		PASSAGE:	
AYE:	10	AYE:	10
NAY:	0	NAY:	0
ABSENT:	1(Baird)	ABSENT:	1(Baird)
MOTION CARRIED		MOTION CARRIED	

13. ORDINANCES – FIRST READING: Continued

Sponsored by: ORDINANCE NO. 2020-
Community
Development:
T. Callahan
D. Mitchell
M. Jessie
J. Cerra
M. Madison
Finance:
V. Stewart, III
B. Davis
M. Madison
M. Lotko, III
J. Baird

Callahan moved, Madison seconded to pass this ordinance on its first reading under suspension of rules.

Sponsored by: ORDINANCE NO. 2020-

Community
Development:

T. Callahan

D. Mitchell

M. Jessie

J. Cerra

M. Madison

Finance:

V. Stewart, III

B. Davis

M. Madison

M. Jessie

J. Baird

SUSPENSION:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

PASSAGE:

AYE: 10

NAY: 0

ABSENT: 1(Baird)

MOTION CARRIED

14. ORDINANCES–SECOND READING: None

15. ORDINANCES–THIRD READING: None

16. COMMITTEE CALLS:

COMMUNITY DEVELOPMENT 2/10/20 6:10 P.M. Joint with Finance to Follow
CD All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg.
Insp.

FINANCE 2/10/20 Following CD and Joint with CD All Referred Items
Council Chambers w/Mayor, Auditor, Law Director, SSD, Engineer

RULES 2/10/20 6:00 P.M. All Referred Items Council Chambers w/law
Director

STRATEGIC PLANNING 2/18/20 Immediately following Council All Referred
Items Council Chambers W/ Mayor, Safety Service Director, Auditor, Solicitor,
Engineer

17. MISCELLANEOUS & UNFINISHED BUSINESS:

REGULAR COUNCIL MEETING ELYRIA CITY COUNCIL MARCH 2, 2020

Mr. Jessie reported on the fund raiser for Issue 6 and was advised by Mr. Pileski that they have a little over \$7, 000.00 in the fund. Mr. Jessie referred the matter of a resolution of support for Issue 17 for LCCC to the proper committee of Council.

REFERRED TO: Rules

18. ADJOURNMENT:

Baird motioned to adjourn, seconded by Cerra.

MOTION CARRIED 7:39 P.M.

Michael J. Lotko, III
Clerk of Council

Victor F. Stewart, III
President of Council