

Minutes Approved
As Circulated September 19, 2022
10/3/2022 Regular Council Meeting
Elyria City Council

1. CALL TO ORDER:

The Regular Meeting of Elyria City Council was Called to Order on Monday September 19, 2022 at 7:00 P.M. by President Stewart.

President Stewart opened the meeting with a moment of reflective silence.

Councilwoman Simmons led the Pledge of Allegiance.

The recording of this meeting is available on City of Elyria Channel on YouTube. *(Zoom meeting)*

2. ROLL CALL--COUNCIL MEMBERS:

PRESENT: Callahan, Cerra, Corbin, Davis, Lipian, Mitchell, Oswald, Schneider, Simmons, Stewart, Tollett

OTHERS PRESENT: Mayor Whitfield, Safety Service Dir Brubaker, Law Director Deery, Council Clerk Lotko, Finance Dir Pileski, Police Chief Pelko, Fire Chief Pronesti, Asst Dir Calvert, Asst Dir Williams, Building Official Farkas, WWPC Superintendent Korzan

3. PUBLIC HEARINGS:

The meeting was recessed for the first public Hearing at 7:03P.M. Clerk Lotko read the call to the Public Hearing;

You are hereby notified that a Public Hearing will be held on

Monday, September 19th, 2022 at 7:00 P.M. to consider the following:

An Ordinance Granting a Conditional Use Permit to Cross Community Church, Pursuant to Chapter 1174 of the Codified Ordinances of the City of Elyria, Ohio, for a New Full Color LED Display Sign on Real Property located at 525 Abbe Road.

President Stewart asked if there were any proponents?

Dan Beeman, Wagner Signs, 7135 West Ridge Rd., Elyria

Brandon McKinney, Pastor of Cross Community Church, 525 Abbe Rd., Elyria

There were no questions asked of the proponents.

President Stewart asked if there were any other proponents?

President Stewart asked if there were any other proponents?

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

President Stewart declared the Public Hearing had been held.

Sponsored by:
**Community
Development**
T. Callahan
A. Lipian
C. Schneider
D. Mitchell
K. Oswald

ORDINANCE NO. 2022-146
AN ORDINANCE GRANTING A CONDITIONAL USE
PERMIT TO CROSS COMMUNITY CHURCH, PURSUANT
TO CHAPTER 1174 OF THE CODIFIED ORDINANCES OF
THE CITY OF ELYRIA, OHIO FOR A NEW FULL COLOR
LED DISPLAY SIGN ON REAL PROPERTY LOCATED AT
525 ABBE ROAD.

Callahan moved, Mitchell seconded to pass this ordinance under suspension of the rules.

SUSPENSION:	PASSAGE:
AYE: 11	AYE: 11
NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED

4. APPROVAL OF MINUTES:

Mr. Cerra moved, seconded by Mrs. Mitchell to approve the Meeting Minutes of the September 6, 2022 Council Meeting.

PASSAGE:
AYE: 11
NAY: 0
ABSENT: 0
MOTION CARRIED

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Mayor Whitfield:

Mayor Whitfield began by offering his condolences to the family of Shane Edwards Jr. The Police Department is working around the clock diligently to bring Justice to this case. Last week was a tough for our City, but he's proud of how the City came together, not only to support the family and he also wants to thank all the Social Service and Faith Organizations for stepping up with support. They had a prayer breakfast on Saturday and got a chance to share gratitude and also the work ahead.

He also wants to thank the Apple Festival Committee for a great Festival and the City employees who helped make it happen. He also wants to thank all our young people who were well behaved and made for a safe and enjoyable time.

Lastly, he wants to congratulate the residents as well as the Elyria Police Department on receiving one of the largest Grants in the City's History. The Grant is to combat violent crime and he looks forward to working with Chief Pelko on the details of how to implement this grant and how we might utilize this opportunity to invest in improving the conditions that lead to crime. He's available for questions.

Safety Service Director Brubaker:

Dir Brubaker said he wanted to pick up where the Mayor left off about the Apple Festival. The City employees and staff, almost every department added to the Apple Festival, particularly Gina Rothgery, who works in Engineering. This was her first year working with the festival and making some changes. Also, our Fire Department, there are several new Fire Inspectors and they worked on the planning process for the festival which goes on for months before the event. The City employees stepped up greatly. And as the Mayor said, kudos to the young people of the City and the Police for working together for making it a safe event. Every department really worked hard. Coming out of covid, we didn't have the festival in 2020 and last year's was a little down in attendance. The committee really kicked it up this year, the pageant was brought back, kids costumes, arts, music. They are happy with the results on that and the Committee chair, Ms. Francis will be giving a report to Council in the coming weeks.

Finance Director Pileski: No report

Law Director Deery:

Director Deery said she wanted to let Council know, as well as the Public, that the Lorain County Board of Elections has certified the ballot issues relating to proposed Charter Amendments, which are Elyria Issues numbers 21 through 26 and shortly the Law Dept will be issuing some informational matters as far as what each of those issues mean, what the proposals, as based on what the Charter Commission was seeking to do, background info for the voters. Early voting begins October 12th and Election Day is November 8th.

Mr. Tollett asked Dir Deery if she gets to participate in the ballot language or is it strictly up to the Board of Elections how that language is written.

Director Deery said, the language itself that will be posted, will be exactly as it was approved by Council in our ordinances. The caption for each of the issues was shortened and her office did prepare that. It has to be approved by the Board of Elections and also the Secretary of State. That is compared to the ordinance language and that is what has been certified. It's also been approved and translated into Spanish and that is not something that the City's Law Office does, that is left for certified translators to do.

Police Chief Pelko:

Chief Pelko said he wants to assure that his detective Bureau is working diligently to try to resolve the death of Shane Edwards and apprehend the suspects in that.

Last week the department welcomed Rosa Calandros as a Chaplin with the department. She was sworn in on Monday. She comes from Cleveland, she's a Chaplin, she's bilingual, she just recently opened up a church in Elyria. We want to welcome her to the City and she will provide a valuable asset to the City and the Police Department.

The Department was awarded a 2.75 million dollar grant for ARPA Funds. This money will be used to hire 12 police officers. \$175,000 is earmarked for training for the Crime Unit and Forensic Lab at the Department. There is also money for recruiting and retention bonuses for officers and money to hire a recruiting officer to help to recruit officers.

Mr. Lipian thanked the Chief and congratulated him and the department.

Police and Fire are the finest in Elyria and he respects and salutes the Chiefs and the departments. He heard, at one time there was a unit called South Side Impact Unit, is that still in existence?

Chief said that used to be called the Neighborhood Impact Unit which consisted of 5-7 officers and they would patrol in the high crime areas and deal with Community problems and they would attend Block Watch meetings.

Mr. Lipian asked if the Chief envisions the re-creation of a Unit like that with this new funding?

Chief Pelko said yes, that is on his list of things to do and he would like to get that restarted again once they get more officers.

Mr. Lipian asked if he envisions a canine unit?

Chief Pelko said yes, they would like that again, but running into issues with staffing.

Mr. Lipian asked if it's possible with this funding to examine the creation of a Traffic Patrol Unit?

Chief said he didn't know if specifically we can use some of this money for that, but they will look into it.

Mr. Lipian said he hears vehicles careening in his ward and he does get calls from residents in his ward complaining about speeding. He also gets a lot of calls of residents on Logan Street shooting off what looks to be bottle rockets and yelling at all hours of the night and Logan Street is besieged by a lot of noise and disruption. If we get these new officers it would be much needed relief for the residents in that area.

Chief Pelko said if there are complaints to be sure to contact dispatch at 440-323-3302 when it's happening and they'll send an officer out.

Also, Chief wanted to acknowledge Lieutenant Eric Palmer was the one who wrote the Grant and collaborated with McCauley & Company and he deserves the credit for writing it up and coming up with the right criteria so the department was able to be awarded that grant.

Mr. Oswald said it's great that we will be able to hire new police and he asked how long those funds will last until the City has to pay for those police?

Chief said the grant dates back to March or April of this year so we can back-date the 8 officers that we've hired since then. And they currently have an active lateral list. They have offered positions to 2 persons and waiting on their test results and if all good they will be hired in mid-October. And there are 12 people that recently took the written entrance exam and are conducting background checks on them. They are looking to hire them in December.

Mr. Oswald asked how long will we be able to pay these new hires?

Chief said the money from the grant is for two years, for 12 officers. He thinks with the attrition and everything else there shouldn't be a problem. There will be retirements coming up.

Mrs. Mitchell said congratulations on the grant and asked for an update on body cameras.

Chief said they will begin training with the body cameras in October. Once everyone is trained, the officers will be wearing them.

Fire Chief Pronesti:

Chief Pronesti said they are still waiting for the grant for the ambulance, they haven't heard anything on that yet. They continue to see an up-tick in calls.

A followup with what Councilman Oswald said and leads into two things; he and the union will bring in with the IFF, a GIF study of the department. They will look at station locations, response times, staffing, EMS, everything and there is no cost for this, it's just time.

How long will the ARPA money last?

It's time the City looks at, what kind of future the residents want with their safety forces? What do they want, funding wise for police and fire and other departments. Police & Fire are the biggest cut of the pie. It's time that there is a hard look at how the safety forces are being financed. This GIS study is coming into play. Over the weekend a builder wanted a fire truck at the development off Indian Hollow. That's too far away, they can't have an engine company and it just shows the distances and the remote areas of the city are exploding. He said he couldn't have a crew sit there because of the area. It shows that we have to start looking at the growth and safety forces and where we want to go in the future.

The income tax renewal is on the horizon and we have to start thinking about what we want from our safety forces. He would like to be the chief to lead that and he's sure Chief Pelko would want to also. We need stations in the right locations and we to have a plan on equipment for those stations.

The department has been continuously busy. Their overtime is plummeting, which is good. The hiring works. It's eliminating overtime which will allow the department to do other things. Mr. Oswald touched on something, what will we do when ARPA is over? Now is the time to plan.

President Stewart asked when the study will take place.

Chief said it's happening now and it will be completed in maybe 6 months. It will be a lot like the McGraph report.

Mr. Oswald said they are right with this study because now we're getting those new developments in the south end. He was told the department went to the fire on Hammer Court in less than 3 minutes. This needs to be looked at and maybe a new station in the south area.

Chief said the City has a station on East Broad that's not finished. We cannot make a mistake of the poor planning that took place 30-40 years ago with they built that station on East Broad and that plan. It happened, it's a mistake and he said it won't happen under his watch.

Mr. Tollett asked how many retirements does he think there will be in next year?

Chief said one for sure, maybe two. And some that are injured and he's not sure on them.

Asst. Dir Calvert:

Mr. Oswald said he's been asked where we're at with Mr. Flanigan's projects downtown?

Dir Calvert said the projects are underway. They are currently doing the Engineering and Construction planning phase. They are getting near to submitting the building plans for the E-Sports Arena. There have been questions and concerns of the debris left from the nightclub which is a matter of a clean-up grant that they've applied for from the Ohio Dept of Development and they are behind schedule on making awards for the clean-up grants. If they start the clean-up project before an award is made they will lose the opportunity to have the grant funding. Therefore they are currently in limbo on that.

Mr. Oswald asked about the vacant McDonalds on Broad St., windows are getting broken and they had those issues at Oakwood, as soon as windows are broken out, problems begin.

Can we get the building boarded up?

Dir Calvert said she would be happy to reach out to them.

Asst. Dir Williams: No Report

City Engineer McKillips: No Report

Chief Building Official Farkas: No Report

WWPC Superintendent Korzan: No Report

6. PRESIDENT'S REFERRALS AND REMONSTRANCES:

1. The matter of a Stock Transfer request for The Dawg House Bar & Grille. 114 Antioch Dr., Elyria, Permit Class D5 & D6.

REFERRED BY: Ohio Division of Liquor Control

REFERRED TO: Community Development Committee

2. The matter of a Transfer request from Backstreet to Dirty Donkey Tavern & Grill, LLC, 656 Sugar Lane, Elyria, Permit Class D5.

REFERRED BY: Ohio Division of Liquor Control

REFERRED TO: Community Development Committee

3. The matter of a request to accept the Final Plat for Harvest Meadows Subdivision Phase 2.

REFERRED BY: Jeffrey Rutushin, K. Hovnanian

REFERRED TO: Planning Commission and Community Development Committee

4. The matter of Conditional Use request for a Drive-up Window and Parking at the Lorain County Veteran's Services Building at 1230 N. Abbe Road.

REFERRED BY: Architect Gary Fisher for Lorain County Commissioners

REFERRED TO: Planning Commission and Community Development Committee

5. The matter of a 2nd Conditional Use request for multiple parcels of Villas of the Valley LLC, located at 1100 Gulf Road.

REFERRED BY: Maple Waffles Land, LLC

REFERRED TO: Planning Commission and Community Development Committee

6. The matter of approval to go out for bids for the purchase of Cameras and Equipment for the Violent Crime Reduction Program Grant for the Police Dept.

REFERRED BY: Police Chief Pelko

REFERRED TO: Finance Committee

7. The matter of approval to purchase a 2023 Ford Explorer Police Interceptor Vehicle.

REFERRED BY: Police Chief Pelko

REFERRED TO: Finance Committee

8. The matter of the acceptance easements/right-of-way for the Cleveland Street Project.

REFERRED BY: Engineer McKillips

REFERRED TO: Finance and Utilities Committees

9 - 11 Received and Placed on file in the clerk's office:

9. List of receipts collected by each division of the Clerk of Court's Office for August 2022.

10. Denied Claim for Damage: Edward Czubek

11. Denied Claim for Damage: Bradley Schneider

7. PETITIONS - LOBBY:

Mike Swabb - 503 West Ave., Elyria.

Mr. Swabb's topic is the City's noise ordinance. He lives next to the highschool parking lot. In 2019 the schools were doing construction at the stadium so they moved the band practice outside of their dining room window, essentially. He has made complaints with Safety Service Dir Brubaker, Law Director's office, former Police Whitely, the School Principal, the School Board and the Superintendent and nothing happened and then the pandemic happened. Mr. Swabb complained again and sucked it up and last year they were aggressive with the School Board and now it's 2022 and it's continuing. Mr. Swabb keeps a log of the practices and over the 4 years it's been 160 hours of band music outside the windows of his house. It's a quality of life issue. Mr. Swabb is also representing the neighbors. It echos thru the back of the houses. It's hard to enjoy their evenings. Sometimes practice is from 3:00-3:30 until 5:00 or 6:00 and sometimes the alumni band comes after the students and there have been nights they've practiced until 8:00 P.M.

There is a clause in the ordinance that says non-commercial, public speaking and public assembly activities conducted on any public space or public right of way are exempt from this ordinance. The marching band is a private thing, the practice isn't open to the public, it's a school/classroom and they're conducting outside and violating the noise ordinance. He's spoken to the Law Dept and they said they aren't going to uphold that noise ordinance and he's asking Council to look at this and if they think the school is right then it should be changed. We shouldn't have to deal with this, it's too loud. Mr. Swabb played an audio recording of the band practice which was recorded from inside his house. It's like that when he comes home from work and they have to close their windows. This goes on for 3 months; August, September and October. They have to pray for rain on Tuesdays and Thursdays and he has to hope the team doesn't continue into the playoffs so they don't have to continue to practice.

President Stewart said they will follow up with the Safety Service Director, Law Dir Deery and the schools. They will see what they can do to help resolve this issue.

Mrs. Mitchell asked what the School Board's response was on this issue?

Mr. Swabb said that the school will continue their practices as they've been doing. He said he spoke the Superintendent, petitioned the School Board, the Principal and the Band Director and they feel they are in the right.

8. PETITIONS - COUNCIL MEMBERS: None

REGULAR COUNCIL MEETING ELYRIA CITY COUNCIL SEPTEMBER 19, 2022

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

SUSPENSION		PASSAGE	
AYE:	11	AYE:	11
NAY:	0	NAY:	0
ABSENT:	0	ABSENT:	0
MOTION CARRIED		MOTION CARRIED	

Sponsored by:
Community Development:
D. Mitchell
A. Lipian
K. Oswald
Finance:
P. Tollett
B. Davis
C. Schneider
V. Stewart III
J. Cerra

ORDINANCE NO. 2022-148
AN ORDINANCE APPROVING THE APPLICATION OF ELYRIA LODGE 465 BPOE (ELYRIA ELKS) FOR IMPROVEMENTS AT 246 SECOND STREET, ELYRIA, PURSUANT TO THE DOWNTOWN FACADE IMPROVEMENT PROGRAM, CREATED BY ORDINANCE 2019-19.

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

SUSPENSION		PASSAGE	
AYE:	11	AYE:	11
NAY:	0	NAY:	0
ABSENT:	0	ABSENT:	0
MOTION CARRIED		MOTION CARRIED	

Sponsored by:
Community Development:
D. Mitchell
A. Lipian
K. Oswald
Finance:
P. Tollett
B. Davis
C. Schneider
V. Stewart III
J. Cerra

ORDINANCE NO. 2022-149
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH MS CONSULTANTS, INC. FOR A COMPREHENSIVE LAND USE PLAN AND ZONING CODE UPDATE, AND DECLARING AN EMERGENCY.

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 11	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by:
Finance:
P. Tollett
B. Davis
C. Schneider
V. Stewart III
J. Cerra

ORDINANCE NO. 2022-150
AN ORDINANCE AUTHORIZING THE FINANCE
DIRECTOR TO CREATE A NEW SPECIAL REVENUE
FUND.

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

SUSPENSION	PASSAGE
AYE: 11	AYE: 11
NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED

Sponsored by:
Finance:
P. Tollett
B. Davis
C. Schneider
V. Stewart III
J. Cerra

ORDINANCE NO. 2022-151
AN ORDINANCE AMENDING ORDINANCE NO. 2022 -
45, KNOWN AS THE "2022 PERMANENT
APPROPRIATIONS ORDINANCE," TO CHANGE FUNDS
IN VARIOUS ACCOUNTS.

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

SUSPENSION	PASSAGE
AYE: 11	AYE: 11
NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2022-152

Finance:

- P. Tollett
- B. Davis
- C. Schneider
- V. Stewart III
- J. Cerra

AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION FOR AND ACCEPT, IF OFFERED, BODY-WORN CAMERA GRANT PROGRAM 2023 FROM THE STATE OF OHIO, DEPARTMENT OF PUBLIC SAFETY, OFFICE OF CRIMINAL JUSTICE SERVICES, AND DECLARING AN EMERGENCY.

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 10	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 1	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2022-153

Finance:

- P. Tollett
- B. Davis
- C. Schneider
- V. Stewart III
- J. Cerra

AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE UP TO FIVE (5) FORD EXPLORER POLICE INTERCEPTOR VEHICLES AND NECESSARY EQUIPMENT FOR SAME, FOR THE ELYRIA POLICE DEPARTMENT, THROUGH A PARTICIPATING PURCHASING PROGRAM AUTHORIZED BY THE STATE OF OHIO, AND DECLARING AN EMERGENCY.

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 11	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- D. Simmons
- M. Corbin
- K. Oswald

Finance:

- V. Stewart III
- P. Tollett
- B. Davis
- C. Schneider
- J. Cerra

ORDINANCE NO. 2022-154

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE RURAL LORAIN COUNTY WATER AUTHORITY (RLCWA).

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

SUSPENSION		PASSAGE	
AYE:	11	AYE:	11
NAY:	0	NAY:	0
ABSENT:	0	ABSENT:	0
MOTION CARRIED		MOTION CARRIED	

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- D. Simmons
- M. Corbin
- K. Oswald

Finance:

- V. Stewart III
- P. Tollett
- B. Davis
- C. Schneider
- J. Cerra

ORDINANCE NO. 2022- 155

AN ORDINANCE AMENDING THE RURAL LORAIN COUNTY WATER AUTHORITY WATER SUPPLY AGREEMENT, WHICH PROVIDES WATER SERVICES IN THE CHESTNUT COMMONS COMMERCE PARK AREA TO REFLECT 2022-2023 DEFERRED RATE AND TAP FEES.

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

SUSPENSION		PASSAGE	
AYE:	11	AYE:	11
NAY:	0	NAY:	0
ABSENT:	0	ABSENT:	0
MOTION CARRIED		MOTION CARRIED	

Sponsored by:

ORDINANCE NO. 2022-156

Utilities:

- D. Mitchell
- B. Davis
- D. Simmons
- M. Corbin
- K. Oswald

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT, IF OFFERED, THE H2OHIO GRANT PROGRAM - ROUND 2, AND DECLARING AN EMERGENCY.

Finance:

- P. Tollett
- B. Davis
- C. Schneider
- V. Stewart III
- J. Cerra

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 11	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2022-157

Utilities:

- D. Mitchell
- B. Davis
- D. Simmons
- M. Corbin
- K. Oswald

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO PURCHASE A REPLACEMENT CONTROL SYSTEM FOR THE WEST 8TH STREET LIFT STATION, FOR THE WASTEWATER POLLUTION CONTROL PLANT, THROUGH THE STATE PURCHASING PROGRAM OR EQUIVALENT PROGRAM, AND DECLARING AN EMERGENCY.

Finance:

- P. Tollett
- B. Davis
- C. Schneider
- V. Stewart III
- J. Cerra

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 11	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by:

Utilities:

D. Mitchell
B. Davis
D. Simmons
M. Corbin
K. Oswald

Finance:

P. Tollett
B. Davis
C. Schneider
V. Stewart III
J. Cerra

ORDINANCE NO. 2022-158

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO PURCHASE TWO POWER GENERATORS FOR THE WINDBROOK DRIVE AND ABBE ROAD SOUTH LIFT STATIONS FOR THE WASTEWATER POLLUTION CONTROL PLANT, THROUGH THE STATE PURCHASING PROGRAM OR EQUIVALENT PROGRAM, AND DECLARING AN EMERGENCY.

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

SUSPENSION	EMERGENCY	PASSAGE
AYE: 11	AYE: 11	AYE: 11
NAY: 0	NAY: 0	NAY: 0
ABSENT: 0	ABSENT: 0	ABSENT: 0
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

14. ORDINANCES–SECOND READING: None

15. ORDINANCES–THIRD READING: None

16. COMMITTEE CALLS:

COMMUNITY DEVELOPMENT 10/11/2022 6:00 P.M. All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

FINANCE 10/11/2022 Following CD All Referred Items Council Chambers w/Mayor, Fin. Director, Law Director, SSD, Engineer

UTILITIES, SAFETY & ENVIRONMENT 10/12/2022 6:00 P.M. All Referred items w/ Law Director, SSD, Engineer

STRATEGIC PLANNING 10/03/2022 Immediately following Council All Referred Items Council Chambers w/ Mayor, Safety Service Director, Finance Dir., Law Director, Engineer

17. MISC AND UNFINISHED BUSINESS:

Mr. Oswald said every time it rains he cringes because he thinks he'll be getting phone calls from residents in his ward over in the Spring Valley area. In October it will be two years that he has brought the Spring Valley flooding matter to the Mayor and they sat down in the Safety Service office and it was decided that something needs to be done about this issue. He feels that the City needs to get something rolling on that and sooner rather than later because every time it rains those folks worry about their basements flooding.

Mrs. Simmons has been talking to Mr. Swabb for sometime now and even if it's not an ordinance, she feels there should be something done. The School Board, the Band Director, and Council should work together. These folks have been going through this for a while and she's tried everything to help and now everyone should work together.

Mr. Lipian said that upon reviewing the previous meeting minutes where Mr. Korzan made a recommendation to increase funding to the lateral line loan program. He asked Mr. Korzan to speak on this and how effective that would be as a solution.

Supt. Korzan said he discussed the future budget years in light of the fact that there have been so many conversations regarding the flooding and also homeowners acquiring the back-flow preventers or check valves if their property so allows. It is something that is part of the fund that is controlled by the City Engineer and it's something that we can take a look at going forward. We can see what we need to do to have money available, especially since we're putting as much information out there if homeowners do take the City up on that loan.

Mr. Lipian asked if Mr. Korzan thought if their were more of those back-flow preventers on Miami if that would have prevented some of the damage that was done there during the last storm?

Mr. Korzan said if the plumbing is set up is properly and the back flow preventers are installed properly, there have seen instances where homeowners have installed them and they do work. There is some maintenance that goes into installing them correctly and minimal maintenance that has to be done depending on the type of preventer or check valve.

Mrs. Mitchell said that many years ago the Elyria High School Band used to practice at the Moen parking lot, could that be an option?

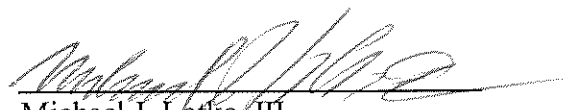
Dir Brubaker said he reached out to the School Superintendent and he will mention that when they have a follow-up discussion. They also have used the old Roosevelt School but they now have a big tent there for Beyond The Walls Church. He will see if they can work together.

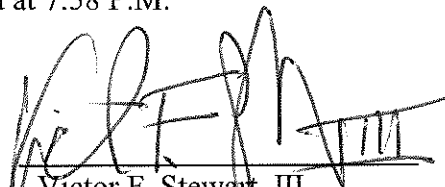
Mrs. Mitchell also suggested West Park.

18. ADJOURNMENT:

Mitchell motion to adjourn, Cerra seconded at 7:58 P.M.

MOTION CARRIED


Michael J. Lotko, III
Clerk of Council


Victor F. Stewart, III
President of Council

