

Minutes Approved  
*As circled*  
*May 15, 2023*

May 1, 2023  
Regular Council Meeting  
Elyria City Council

**1. CALL TO ORDER:**

The regular meeting of Elyria City Council was called to order on May 1, 2023 at 7:09 p.m. by President Stewart. President Stewart opened the meeting with a moment of reflection, followed by the Pledge of Allegiance led by Council member Tollett.

**2. ROLL CALL: COUNCIL MEMBERS**

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

Absent: Lipian

Motion made by Cerra, seconded by Schneider to excuse the absence of Mr. Lipian.

AYES = 10 MOTION CARRIED

OTHERS PRESENT: Mayor Whitfield, Safety Service Director Lundy, Safety Service Director Williams, Asst. Safety Service Dir. Calvert, Finance Director Pileski, Asst. Fin. Dir. Farrel, Law Director Deery, Asst. Law Dir. Breunig, Police Chief Pelko, Fire Chief Pronesti, Eng. McKillips, Superintendent Korzan, CD Manager Almabayyed

**3. PUBLIC HEARINGS:**

The meting was recessed for the public hearing at 7:12 P.M. Clerk Lotko red the Call to Public Hearing:

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT PURSUANT TO CHAPTER 1135 OF THE CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO NITA STEVENS FOR TYPE 'A' IN-HOME CHILD CARE, AT REAL PROPERTY LOCATED AT 836 SANDALWOOD DRIVE, ELYRIA, OHIO.

President Stewart asked if there were any proponents?

Carol Hobert 440 Olivet Dr., Elyria- Day Care - Exhibit "A" attached

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

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

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

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

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

President Stewart declared the Public Hearing had been held.

The meeting went back into regular session at 7:16 PM

**3. PUBLIC HEARINGS: CONTINUED**

**Sponsored by:**  
**Community**  
**Development**  
A. Lipian  
K. Oswald

**ORDINANCE NO. 2023-**  
AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT PURSUANT TO CHAPTER 1135 OF THE CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO NITA STEVENS FOR TYPE 'A' IN-HOME CHILD CARE, AT REAL PROPERTY LOCATED AT 836 SANDALWOOD DRIVE, ELYRIA, OHIO.

Callahan moved that this ordinance be passed under suspension of rules, Mitchell seconded. Motion was amended as no suspension was required due to third reading.

**PASSAGE**

**Roll Call Vote:**

**AYES:** Cerra, Corbin, Simmons

**NAYES:** Callahan, Oswald, Davis, Mitchell, Tollett, Schneider, Stewart

**ABSENT: 1**

**MOTION FAILS**

**4. APPROVAL OF MINUTES:**

Mr. Cerra moved, Mr. Schneider seconded to approve the Regular Meeting Minutes of the April 17, 2023 council meeting as circulated.

**MOTION CARRIED**

**5. REMARKS AND REPORTS OF CITY OFFICIALS:**

**Mayor Whitfield:**

Mayor Whitfield reminded council attendees that May 2<sup>nd</sup> was Election Day and encouraged everyone to vote for the important ballot issues. Mayor Whitfield shared that the childcare issue would be on the May 2<sup>nd</sup> Planning Commission agenda. Recommendations will be reviewed comparing other cities ordinances with the city of Elyria. A bike to school is scheduled May 5<sup>th</sup> with Eastern Heights School.

**Safety Service Director Lundy:**

SSD Lundy shared that communication was submitted to department heads requesting their flexibility with employees for Election Day voting. ORC code was recently updating allowing for flexibility during work hours. Salt order for 7500 tons with ODOT has been completed. SSD Lundy commended the departments that were responsible for the downtown clean up project. SSD Lundy encouraged residents to call the office of safety service for concerns regarding high grass as we enter grass cutting season. Safety Service is coordinating with President Stewart a meeting date for the Lorain County Public Health Commissioner to present information on nuisance properties throughout the city. Council member Tollett inquired about a new employee Reginald Cash, that received paid time off and paid health care, the employee was not covered under FMLA or a collective bargaining agreement. Council member Tollett asked what the standard of hire is for all new hired employees. SSD Lundy explained that the matter was a personnel matter. Council member Tollett explained the question was not in violation of HIPPA.

## **5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED**

Council member Tollett asked if the union was aware of the situation with the employee, if the cost associated was budgeted and if the transaction was legal. Law Director Deery advised that the discussion should be held in executive session. Mayor Whitfield expressed his belief that it is disrespectful and dishonorable to speak about employees names and health publicly.

NOPEC representative Jose Delgado, facilitated a video presentation on NOPEC aggregation. Council member Cerra explained he visited the NOPEC website, he was unable to identify the apples to apples comparison. Mr. Delgado explained apples to apples is a website also known as Energy Choice Ohio, he explained NOPEC would not be on the website because NOPEC is a member based organization. Council member Cerra explained that he received calls regarding the two numbers on the bill, one utility, one supplier, he inquired if the numbers were added up would they still equal a First Energy bill. Mr. Delgado confirmed yes. Mr. Delgado provided an explanation of billing break down through supplier, distribution and transmission costs. Council member Tollett referenced a portion of the video that advised consumers about unscrupulous companies that could be taking advantage of people. Council member Tollett encouraged residents to look at hidden fees that must be listed on the site. Council member Tollett also shared that First Energy has announced an 18% increase effective June 1<sup>st</sup>. Council member Callahan expressed that he has received calls as well, he asked what is a standard term of the program described in the video? Mr. Delgado explained the program is a three year program. Prices default during the three year program from June to December (six month period) meter read. The rate is fixed for six months, after the six month period, it is a variable rate month to month. The four options and rate changes are listed on the NOPEC website. Council member Mitchell thanked Mr. Delgado for coming and expressed that she wished he had attended an earlier council meeting as the deadline to respond is May 2<sup>nd</sup>. Mr. Delgado provided the customer service for NOPEC for residents to call with eligibility questions 855-667-3201. Council member Oswald inquired about the PUCO and regulations on the companies to keep residents from not being taken advantage of. Mr. Delgado stated he could not speak to the management of PUCO.

### **Finance Director Pileski:**

Finance Director Pileski provided an update to his work on the Annual Comprehensive Financial Report for the year end December 31, 2022. He shared the report is 80% complete. The first draft of the report is due to the state auditor's office by the end of May. Independent Auditors review the 250-260 pages document. The final audit should be completed by the end of July.

### **Law Director Deery:** No report

Requested adjournment to executive session, no councilmatic action.

### **Police Chief Pelko:**

Chief Pelko provided an update to a recent bank robbery. He commended EPD for a quick apprehension of the robbery subject at the Keybank. The traffic unit kicked-off on May 1<sup>st</sup> and was off to a good start. EPD participated in the Eastern Heights bike ride with the students. The police department had a one year patrolman resign. Katie Levis, Administrative Assistant with

## **5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED**

the Detective Bureau will be retiring, all are welcomed to celebrate her last day on Friday May 5<sup>th</sup> at noon at the Police station. July 11<sup>th</sup> is a tentative date for car cameras to be set up through Axom. Student Resource Officer Joe Figula's vehicle has been wrapped in a collaboration with Elyria High School. A press release will be submitted soon so all can see. The vehicle looks amazing. May 11<sup>th</sup> is the Lorain County Police Memorial located in the Courthouse square at 11:00M, all are welcome to attend.

### **Fire Chief Pronesti:**

Chief Pronesti provided an update on an apartment fire that left eleven people homeless. Also a fatal fire on Sunday night. He explained that this now makes the eleventh fatal fire in five years. Chief Pronesti explained that he would be meeting with the Red Cross about a program called Sound The Alarm to aid municipalities with smoke detectors. Council member Callahan asked how many members serve on the fire department and asked the fire chief if he would describe the make-up of the fire department. Chief Pronesti responded that the department has sixty-nine active members, one member on injury, one vacancy. The make up of the department is that more than ½ have 10 years of experience, which is considered good. He states the job of a fire person is a young person's job. Chief Pronesti explained his department as the best group in thirty-four years.

**Asst. Safety Service Director Calvert:** No report

**Safety Service Director Williams:** No report

**Engineer McKillips:** No report

### **WWPC Superintendent Korzan:**

Superintendent Korzan shared two updates:

1. This is a notification to Council and the public that the City's Annual Combined Sewer Overflow Report was submitted to EPA and is posted on the Wastewater Department page of the City's website.
2. Engineer McKillips has the final City of Elyria Republic Steel Quarry Operation & Maintenance Plan which will be submitted to EPA. The Plan will be posted on the City's website in the next couple of days. EPA gave the City until December 31, 2023 to complete this item, and we had a goal of completing it by June/July 2023. Here, on May 1, 2023 it is completed ahead of schedule

**CD Mngr. Almobayyed:** No report

**6. PRESIDENT'S REFERRALS AND REMONSTRANCES:**

1. The matter of a liquor license transfer from Ayala Gutierrez LLC 629 Chestnut Commons Dr. & Patio to 628 Midville LLC DBA LA Cocina, located at 629 Chestnut Commons Dr. & Patio, Elyria.

**REFERRED BY:** OHIO DIVISION OF LIQUOR CONTROL

**REFERRED TO:** COMMUNITY DEVELOPMENT

2. The matter to dispose of city property that is unfit for municipal use: 2011 Ford F-350.

**REFERRED BY:** SUPERINTENDENT KORZAN

**REFERRED TO:** FINANCE

3. The matter of the purchase of three (3) F-350 trucks from Mike Bass Ford.

**REFERRED BY:** SSD LUNDY

**REFERRED TO:** FINANCE

4. The matter of a 1-year rate plan pricing agreement with Verizon for Police vehicles.

**REFERRED BY:** IT DIR. ROTHGERY

**REFERRED TO:** FINANCE

5. The matter of a 1-year rate plan pricing agreement with Verizon for Water Distribution service vehicles.

**REFERRED BY:** IT DIR. ROTHGERY

**REFERRED TO:** FINANCE

6. The matter of waiving permit fees for Expresso Bakery not to exceed \$500.

**REFERRED BY:** ASSD CALVERT

**REFERRED TO:** FINANCE

7. The matter of a 2023 Membership dues to the Lorain County Community Development Corporation in the amount of \$10,000

**REFERRED BY:** ASSD CALVERT

**REFERRED TO:** FINANCE

8. The matter of establishing non-partisan elections for the positions of Elyria City Council

**REFERRED BY:** COUNCIL MEMBER LIPIAN WARD -1

**REFERRED TO:** RULES

9. The matter of fixing term limits upon the positions of city council and the Mayor.

**REFERRED BY:** COUNCIL MEMBER LIPIAN WARD -1

**REFERRED TO:** RULES

**6. PRESIDENT'S REFERRALS AND REMONSTRANCES: CONTINUED**

10. The matter of affixing the tilin infrastructure on Miami Ave. to relieve flooding.

**REFERRED BY: COUNCIL MEMBER LIPIAN WARD -1**

**REFERRED TO: UTILITIES**

11. The matter to authorize the Mayor to advertise for bids, and enter into a contract for sludge disposal from the WWPC Plant.

**REFERRED BY: SUPERINTENDENT KORZAN**

**REFERRED TO: UTILITIES**

12. The matter of several revisions to Chapter 932 of the Codifies Ordinances ( Sewer Use Ordinance)

**REFERRED BY: SUPERINTENDENT KORZAN**

**REFERRED TO: UTILITIES**

13. The matter of the purchase of three (3) sanitation trucks.

**REFERRED BY: MANAGER RODNEY EYE**

**REFERRED TO: UTILITIES**

14. The matter of authorizing the Mayor to advertise for bid and enter into contract for the 2023 Street Sweeping Program.

**REFERRED BY: ENG. MCKILLIPS**

**REFERRED TO: UTILITIES**

15. The matter of authorizing the Mayor to advertise and award a contract for the 2023 Wesley Watermain Replacement project

**REFERRED BY: ENG. MCKILLIPS**

**REFERRED TO: UTILITIES**

**16-17 Received and Placed on file in the clerk's office:**

16. Copy of the Elyria Parks & Recreation Board Minutes from March 9, 2023

17. List of receipts collected by each division of the Clerk of Court's office for March 2023

**Executive Session: Pending Litigation with no councilmatic action**

Mitchell moved to adjourn regular council meeting to go into executive session for pending litigation, seconded by Cerra.

Roll Call Vote:

**AYE:** Callahan, Cerra, Corbin, Davis, Oswald, Mitchell, Tollett, Simmons, Schneider, Stewart

**NAYE:** 0

**ABSENT:** 1

Begin executive session 8:02 P.M.

End executive session 8:41 P.M.

Roll Call Vote:

**AYE:** Callahan, Cerra, Corbin, Davis, Oswald, Mitchell, Tollett, Simmons, Schneider, Stewart

**NAYE:** 0

**7. PETITIONS--LOBBY:** None

**8. PETITIONS--COUNCIL MEMBERS:** None

**9. REPORTS OF STANDING AND SPECIAL COMMITTEES:**

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

**COMMITTEE REPORT NO. 2023-3**  
WE HAVE CONSIDERED THE MATTER OF A LIQUOR LICENSE TRANSFER FROM CIRCLE K 5321 TO OHIO MART GROUP LLC DBA OHIO MART ELYRIA, LOCATED AT 515 ABBE RD., ELYRIA AND THE CITY OF ELYRIA DOES NOT REQUEST A HEARING..

Callahan moved that this committee report be passed on its first reading, Mitchell seconded.

**PASSAGE**

**AYE:** 10

**ABSENT:** 1

**MOTION CARRIED**

**10. RESOLUTIONS--FIRST READING:** None

**11. RESOLUTIONS--SECOND READING:** None

**12. RESOLUTIONS--THIRD READING:** None

**13. ORDINANCES--FIRST READINGS:**

**ORDINANCE NO. 2023-**  
AN ORDINANCE WAIVING THE RESIDENCY REQUIREMENT OF THE SAFETY-SERVICE DIRECTOR, MATTHEW LUNDY, PURSUANT TO SECTIONS 735.01 AND 737.01 OF THE OHIO REVISED CODE.

***First Reading***

Tollett moved for passage under suspensions of rules, Stewart seconded

Roll Call Vote:

**SUSPENSION**

**AYE:** Callahan, Cerra, Corbin, Mitchell, Tollett, Schneider, Stewart

**NAYE:** Davis, Oswald, Simmons

**13. ORDINANCES--FIRST READINGS: CONTINUED**

**ABSENT: 1**

**PASSAGE:**

Roll Call Vote:

**PASSAGE:**

**AYE:** Callahan, Cerra, Corbin, Oswald, Schneider,

**NAYE:** Davis, Mitchell, Tollett, Simmons, Stewart

**ABSENT: 1**

**MOTION FAILED**

**Sponsored by:**

**Community  
Development**

- T. Callahan
- A. Lipian
- C. Schneider
- D. Mitchell
- K. Oswald

**Finance**

- P. Tollett
- B. Davis
- C. Schneider
- J. Cerra

**ORDINANCE NO. 2023-57**

AN ORDINANCE APPROVING THE APPLICATION FOR THE DOWNTOWN HISTORIC REDEVELOPMENT GRANT PROGRAM, CREATED BY ORDINANCE 2021-31, FOR IMPROVEMENTS AT 246 SECOND STREET, ELYRIA, OHIO.

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

**SUSPENSION**

**AYE: 10**

**NAY: 0**

**ABSENT: 1**

**MOTION CARRIED**

**PASSAGE**

**AYE: 10**

**NAY: 0**

**ABSENT: 1**

**MOTION CARRIED**

**Sponsored by:**

**Finance**

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

**ORDINANCE NO. 2023-58**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH K.E. MCCARTNEY & ASSOCIATES, INC FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE LOR-CR623-0.00 E. BROAD STREET PROJECT, AND DECLARING AN EMERGENCY.

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

**SUSPENSION**

**AYE: 10**

**NAY: 0**

**ABSENT: 1**

**MOTION CARRIED**

**PASSAGE**

**AYE: 10**

**NAY: 0**

**ABSENT: 1**

**MOTION CARRIED**

**EMERGENCY**

**AYE: 10**

**NAY: 0**

**ABSENT: 1**

**MOTION CARRIED**



**13. ORDINANCES--FIRST READINGS: CONTINUED**

**Sponsored by:**

**Finance**

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

**ORDINANCE NO. 2023-59**

AN ORDINANCE AMENDING ORDINANCE NO. 2023-35, TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT TO PURCHASE PATROL AND SURVEILLANCE CAMERAS AND EQUIPMENT FOR THE ELYRIA POLICE DEPARTMENT, THROUGH THE STATE OF OHIO PURCHASING PROGRAM OR EQUIVALENT PROGRAM, 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     | PASSAGE        | EMERGENCY      |
|----------------|----------------|----------------|
| AYE: 10        | AYE: 10        | AYE: 10        |
| NAY: 0         | NAY: 0         | NAY: 0         |
| ABSENT: 1      | ABSENT: 1      | ABSENT: 1      |
| MOTION CARRIED | MOTION CARRIED | MOTION CARRIED |

**Sponsored by:**

**Finance**

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

**ORDINANCE NO. 2023-60**

AN ORDINANCE AMENDING ORDINANCE NO. 2022-7, FOR THE PURCHASE OF ADDITIONAL BODY-WORN CAMERAS AND IN-CAR CAMERAS FOR THE ELYRIA POLICE DEPARTMENT, THROUGH THE STATE OF OHIO PURCHASING PROGRAM OR EQUIVALENT PROGRAM, AND DECLARING AN EMERGENCY.

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

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

**Sponsored by:**

**Finance**

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

**ORDINANCE NO. 2023-61**

AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE UP TO EIGHT (8) FORD EXPLORER POLICE INTERCEPTORS VEHICLES, OR SIMILAR TYPE, 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, Davis seconded to pass this ordinance on its first reading under suspension of the rules, and declaring an emergency.

**13. ORDINANCES--FIRST READINGS: CONTINUED**

|                       |                       |                       |
|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| AYE: 10               | AYE: 10               | AYE: 10               |
| NAY: 0                | NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-62**  
 AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY, AND ACCEPT IF OFFERED, AN FFY2024 IMPAIRED DRIVING ENFORCEMENT PROGRAM (IDEP)/ SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT, AND DECLARING AN EMERGENCY.

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

|                       |                       |                       |
|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| AYE: 10               | AYE: 10               | AYE: 10               |
| NAY: 0                | NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-63**  
 AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION FOR, AND ACCEPT IF OFFERED, THE 2022 PROJECT SAFE NEIGHBORHOODS GRANT SPONSORED BY THE NORTHERN OHIO VIOLENT CRIME CONSORTIUM (NOVCC), 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.

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|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| AYE: 10               | AYE: 10               | AYE: 10               |
| NAY: 0                | NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-64**  
 AN ORDINANCE AUTHORIZING THE WAIVER OF REZONING, VARIANCE AND/OR CONDITIONAL USE APPLICATION FEES FOR THE CITY OWNED PROPERTY LOCATED IN THE VICINITY OF WEST RIVER ROAD S/INFIRMARY ROAD, ELYRIA, OHIO, AND DECLARING AN EMERGENCY.

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

**13. ORDINANCES--FIRST READINGS: CONTINUED**

rules, and declaring an emergency.

|                       |                       |                       |
|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| AYE: 10               | AYE: 10               | AYE: 10               |
| NAY: 0                | NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-65**  
 AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT, IF OFFERED, THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2023 ENERGIZED COMMUNITY GRANT FUNDS.

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

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|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        |
| AYE: 10               | AYE: 10               |
| NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-66**  
 AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OFFICE OF STATE AND COMMUNITY ENERGY PROGRAMS, U.S. DEPARTMENT OF ENERGY, AND ACCEPT, IF OFFERED, AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) PROGRAM.

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

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|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| AYE: 10               | AYE: 10               | AYE: 11               |
| NAY: 0                | NAY: 0                | NAY: 0                |
| ABSENT: 1             | ABSENT: 1             | ABSENT: 1             |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

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

**ORDINANCE NO. 2023-67**  
 AN ORDINANCE AMENDING ORDINANCE NO. 2023-34, KNOWN AS THE "2023 PERMANENT APPROPRIATIONS ORDINANCE," TO CHANGE FUNDS IN VARIOUS ACCOUNTS.

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

**13. ORDINANCES--FIRST READINGS: CONTINUED**

|                       |                       |
|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        |
| <b>AYE: 10</b>        | <b>AYE: 10</b>        |
| <b>NAY: 0</b>         | <b>NAY: 0</b>         |
| <b>ABSENT: 1</b>      | <b>ABSENT:1</b>       |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

**Sponsored by:**

**Utilities**

D. Mitchell

B. Davis

D. Simmons

M. Corbin

K. OSwald

**ORDINANCE NO. 2023-68**

**AN ORDINANCE AMENDING ORDINANCE NO. 2023-56, AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE 2023 STREET RESURFACING PROJECT, AND DECLARING AN EMERGENCY.**

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

|                       |                       |                       |
|-----------------------|-----------------------|-----------------------|
| <b>SUSPENSION</b>     | <b>PASSAGE</b>        | <b>EMERGENCY</b>      |
| <b>AYE: 10</b>        | <b>AYE: 10</b>        | <b>AYE: 10</b>        |
| <b>NAY: 0</b>         | <b>NAY: 0</b>         | <b>NAY: 0</b>         |
| <b>ABSENT: 1</b>      | <b>ABSENT: 1</b>      | <b>ABSENT: 1</b>      |
| <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> | <b>MOTION CARRIED</b> |

**14. ORDINANCES--SECOND READINGS: None**

**15. ORDINANCES--THIRD READING: None**

**16. COMMITTEE CALLS:**

**COMMUNITY DEVELOPMENT 5/08/2023 6:00 P.M. All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.**

**JOINT CD/FINANCE 5/08/2023 Following CD All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.**

**FINANCE 5/08/2023 Following Joint All Referred Items Council Chambers w/Mayor, Auditor, Law Director, SSD, Engineer**

**UTILITIES, SAFETY & ENVIRONMENT 5/10/2023 6:00 P.M. All Referred Items Council Chambers w/SSD, Law Director, Engineer**

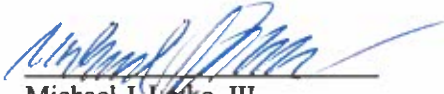
**STRATEGIC PLANNING 5/15/2023 Immediately following Council Meeting All Referred Items Council Chambers W/ Mayor, Safety Service Director, Auditor, Solicitor, Engineer**

17. MISCELLANEOUS AND UNFINISHED BUSINESS: None

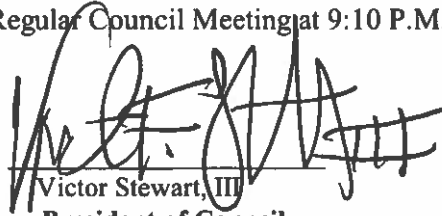
18. ADJOURNMENT:

Mitchell moved, Cerra seconded to adjourn the Regular Council Meeting at 9:10 P.M.

MOTION CARRIED



Michael J. Lotko, III  
Clerk of Council



Victor Stewart, III  
President of Council

RLP/



## DAY CARE - CAROL ROBERT

I WAS here last Monday when the subject of day care came up. I wanted to speak and answer your questions as I had a type B home which is 6 kids for 25 yrs being certified by L.C.H.S. The subject of traffic came up. Parents work different hours and you might have multiple kids from 1 family so they get dropped off and picked up at different times. The parents don't all show up at the same time. If your own kids are under school age they count as part of the 6 kids. If your kids are school age they aren't counted.

L.C.H.S. did surprise inspections once a month. we had to keep a record of fire drills done at different times once a month and my fire extinguisher had to be inspected once a year. I had to take CPR, first aid & communicable disease classes. we also took

classes on physical abuse so we knew what to look for if a child had strange marks. We also had to take training classes yearly hours required.

I had 2 friends that had type A home 12 kids. Both of these women had lg. homes that they added on to to accomodate the day care and they both had lg. property one on Clasc Rd in Avon and one in sheffield

I have fond memories of my time as a day care provider and of all the children that have come through my life