Minutes Approved

June 05, 2023

Regular Council Meeting

Elyria City Council

1. CALL TO ORDER:

The regular meeting of Elyria City Council was called to order on June 5, 2023 at 7:04 p.m. by President Stewart. President Stewart opened the meeting requesting a moment of reflective silence, followed by the Pledge of Allegiance led by Council member Lipian.

2. ROLL CALL: COUNCIL MEMBERS

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

Absent: Simmons

Motion made by Cerra, seconded by Mitchell to excuse the absence of Ms. Simmons.

AYES = 10

MOTION CARRIED

OTHERS PRESENT: Mayor Whitfield, Safety Service Director Lundy, Asst. Safety Service Dir. Calvert, Asst. Safety Service Dir. Williams, Finance Director Pileski, Asst. Fin. Dir. Farrell, Law Director Deery, Dir. Scott, Eng. McKillips, BO Farkas, Supervisor Conner, Fire Chief Pronesti, Police Chief Pelko, Lt. Frank

3. PUBLIC HEARINGS:

The meeting was recessed for the Public Hearing at 7:06 P.M. Clerk Lotko read the Call to the Public Hearing:

CALL TO PUBLIC HEARING

You are hereby notified that a Public Hearing will be held on Monday June 5th, 2023 at 7:00 P.M. to consider the following:

AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS THE ZONING ORDINANCE, TO REZONE CERTAIN REAL PROPERTY LOCATED IN THE VICINITY OF MURRAY RIDGE ROAD, INFIRMARY ROAD AND GARDEN STREET, ELYRIA, OHIO, FROM R-MD RESIDENTIAL- MEDIUM DENSITY DISTRICT TO S-I SPECIAL INDUSTRIAL DISTRICT.

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT PURSUANT TO CHAPTER 1135 OF THE CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO THE CITY OF ELYRIA FOR A FIRST RESPONDER JOINT TRAINING FACILITY AT REAL PROPERTY IN THE VICINITY OF MURRAY RIDGE ROAD, INFIRMARY ROAD, AND GARDEN STREET, ELYRIA, OHIO.

President Stewart asked if there were any proponents?

Lt. Lee Frank- 18 West Ave.- Elyria Police Department- President Stewart shared that Lt. Frank shared with the community development committee during a committee meeting an exhibit depicting the overall plan of what's being considered for the rezoning and facility request. Lt.

Frank displayed an exhibit (attached) that depicted the layout of the training facility. Funding was obtained in conjunction with the FBI to develop a training facility for First Responders in the area on the location of 851 Garden Street. The facility would consist of four different outside ranges, a simunitions training building, and a range support building in the initial phase. Currently the Elyria Police Department has to travel to outside cities to perform training. This facility would provide the opportunity to train officers locally and support local First Responders. The simunitions building is inside of the area, nothing would be on the outside. The range support building would obtain a classroom and would also be located inside the area. General classroom training and range support building meetings as well as workshops would be held within the facility. A location to store materials, targets, etc. would be available as well. The exhibit shown depicts an area outlined in blue that Lt. Frank explained is Phase I. Discussions are being held with the FBI and an MOU (memorandum of understanding) has been created for an overall ten year project. The area outside of the blue outline is a projected training area that has not been funded yet. Lt. Frank explained that the search for the location was thorough in that several locations were identified and eliminated due to proximity to neighborhoods and residential shopping areas and homes. This location was furthest away and made the least impact in the community as possible. The biggest concern is to remediate sound in the area. One option for consideration of reducing noise is to develop some green space on 35 acres of land available. Another option for noise reduction is the creation of tall berms on the outdoor shooting range to help take up sound. Lt. Frank provided examples of sound barrier walls that are made for industrial areas to help reduce sound. He explained these options can all be explored as the project continues, to help mitigate sound. The goal of the training facility is to eliminate long distance travel and maximize the amount of training locally. The opportunity would exist to perform real life scenarios for first responders including fire fighters and provide a regional training space. Training is conducted weekdays Monday through Thursday, some Fridays, until 5:00 p.m. President Stewart inquired on the time line of Phase 1 and what the next steps would look like. Lt. Frank shared that possibly the beginning of 2024. Council member Davis inquired about the cost of the project and the amount the FBI is funding towards the project. Lt. Frank stated that \$2.6 million has been secured all funded by the FBI.

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?

Neil Mabrouk- 9645 Murray Ridge Rd.- Mr. Mabrouk expressed that his concern with the presentation shared by Lt. Frank expressed the possibility of funding would provide the option for green space and sound barrier walls. He expressed his belief is that most government projects run over budget and his concern for what the funding source would be. Mr. Mabrouk stated that from an engineering perspective, Murray Ridge Rd., technically is a ridge which sits higher than the lower lands, sound travels out and up, his perspective is if the facility is above the wall, you will hear the sound. Mr. Mabrouk stated currently practice shooting is being conducted. He has called the Sheriff's department and the department is unaware of practice shooting. He expressed

the following concerns, property values, safety, bike trail, metro parks and dog walkers. He questioned if a mental health assessment had been conducted through the county public health department. Mr. Mabrouk inquired of the idea of repeated shooting in the area and if any of the concerns had been taken into account. He questioned the children at Murray Ridge School that may have auditory issues.

Cherie Crawford- 9033 S. Murray Ridge Rd.- Ms. Crawford was in agreement with Mr. Mabrouk's statement. She added that her property abuts the facility and she did not notice the area for green space or sound barriers. She wasn't sure if the green space or barriers were a projected phase. Ms. Crawford questioned if the project is over a ten year span, could the completion of the green space or barriers conclude in year nine and stated that would certainly not be acceptable. Ms. Crawford expressed her two concerns are property value and the noise as it relates to her horses. She asked if there was any testing that could be viewed on the decibel points of the current shooting.

Keith Cook aka KC 455 11th Street- Exhibit 'A' attached

Daniel Langford- 9373 Murray Ridge Rd.- Mr. Langford expressed that he lives to the north of the "proposed small town" and his major concerns are noise level and property value.

Brenda W. Warren- 436 10th Street- Mrs. Warren stated she was echoing the sentiments previously stated by many of the others. In addition her biggest concern is the quality of life for the residents located in the proposed areas. She stated that she is very concerned that due diligence is maintained regarding the noise abatement and that community involvement is allowed in the planning.

Patrick Helton-9260 Murray Ridge Rd.- Mr. Helton expressed that his property is the closest location to the small town. Speaking from the perspective of a veteran he shared that no barrier is going to solve the noise issue. In addition if first responder mock trainings will be held, that would create additional noise. He suggest the facility be placed in an area with more acreage. He believes the chance of overshooting the range into nearby houses could exist. He suggested the use of the already existing facility in Elyria Township. Mr. Helton suggested partnerships with the existing gun ranges within the county.

Deloris Kibble- 417 W. 10th Street- Ms. Kibble asked why was this area chosen for the facility? Lt. Frank responded that the location was selected to repurpose the land and it was the furthest away from a residential area. Ms. Kibble expressed concern regarding children in the area and the developmental disability facility located in proximity as well. She inquired what is the plan for the stress this may cause that population of people. Lt. Frank stated sound barriers would be put in place. Ms. Kibble responded that she was not convinced the sound barriers would be effective. She inquired if Murray Ridge administration had been contacted and why not.

Johnson 464 W. 8th Street-Ms. Johnson stated everything that was previously asked is what she was concerned about as well. In addition she is concerned about deer. President Stewart stated that he understood all concerns and any additional concerns could be addressed with Lt. Frank and Chief Pelko outside of the Public Hearing. President Stewart stated that he would give the matter of rezoning a second reading. Council member Corbin stated that he was a former resident of Columbia Station for thirty years. He shared Columbia Station has a shooting range. Council member Corbin stated that he attended the trustee's meetings religiously and the complaints regarding the gun range from Columbia Station residents were similar to those heard tonight. Council member Corbin expressed he supports the decision of both Police and Fire Chiefs desires of what is best for the city of Elyria, however stated that he can not support either of the matters before council due to the number of residents that attended the meeting in vocality.

Mayor Whitfield clarified the shooting range is not a public shooting range. The purpose of the facility will be training for the Elyria Police Department and the FBI. Mayor Whitfield stated that he believes a commitment to financially support sound barriers should be made by council. Council member Tollett stated that he agreed with Mayor Whitfield that council would need to commit to the sound barriers. Law Director Deery provided a reminder that this is a first step in a very long process. The matter would need to proceed to planning commission, the architectural renderings would need to be considered at Planning Commission. Council member Lipian stated that he believes it is important to assess the opportunity cost of making the police officers safer, engaging with partners, attracting law enforcement to the city of Elyria as potential recruits and economic consideration. Council member Oswald stated the he agreed with all of the previous statements, in addition the overall purpose of the facility is for good training. President Stewart stated this is the second reading, he is in favor of the training facility. He agrees with Council member Oswald that the training is to the benefit of the protection of the residents, law enforcement and fire department. It will be a long process to completion, however this is the first step.

President Stewart asked if there were any other opponents?

Matt Schwab 503 West Ave.- Mr. Schwab stated the he is in favor of well trained officers, however what he is not in favor of is the noise disturbance. He explained that he has been in a five year battle regarding a noise disturbance near his home and he sympathizes with the residents that shared their concerns. He requested that council buffer the ordinance to ensure that the sound is 65 decibels or less at the property line. Mr. Schwab stated that gunfire by police is exempt of the noise ordinance. He recommended that council review codified ordinance 549.13 and state the hours of training specifically.

President Stewart asked if there were any other opponents?

Purvie Smallwood 614 Georgetown- Mr. Smallwood provided his role with the city of Elyria as a Sanitation Route Manager, he explained that he had been in his role for twenty-six years. He and several other sanitation workers collectively thanked council for the three sanitation trucks that were purchased to provide them the ability to perform their jobs. The group thanked Mayor

Whitfield and the council members. Mr. Smallwood stated on behalf of the group that he is hoping the support will remain because their group believes they provide a significant service to the city of Elyria. He stated that he felt like inaccurate derogatory statements were made about the department and the future of the department. President Stewart explained that this was a public hearing regarding the police training facility. The comments for sanitation should have come before council during the public comment section of the meeting. He thanked Mr. Smallwood for his comments and declared the public hearing had been held. 7:57 PM

Sponsored by:	ORDINANCE NO. 2023-
Community	AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED
Development: T. Callahan	ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS
A, Lipian	THE ZONING ORDINANCE, TO REZONE CERTAIN REAL
C. Schneider	PROPERTY LOCATED IN THE VICINITY OF MURRAY RIDGE
D. Mitchell	ROAD, INFIRMARY ROAD AND GARDEN STREET, ELYRIA,
K. Oswald	OHIO, FROM R-MD RESIDENTIAL- MEDIUM DENSITY
	DISTRICT TO S-I SPECIAL INDUSTRIAL DISTRICT.

Callahan moved, Mitchell seconded to approve this ordinance on its second reading. President Stewart expressed that he would be in favor of additional time to gather more information. Law Director Deery confirmed that the reading was a first reading. President Stewart stated it was his understanding that it was a second reading.

The reading was declared a first reading.

President Stewart declared the ordinance has had its first reading.

AYE:9 ABSENT: 2

MOTION CARRIED

Sponsored by:	ORDINANCE NO. 2023-
Community	AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT
Development: T. Callahan	PURSUANT TO CHAPTER 1135 OF THE CODIFIED
A. Lipian	ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO THE CITY
C. Schneider	OF ELYRIA FOR A FIRST RESPONDER JOINT TRAINING
D. Mitchell	FACILITY AT REAL PROPERTY IN THE VICINITY OF
K. Oswald	MURRAY RIDGE ROAD, INFIRMARY ROAD, AND GARDEN
	STREET, ELYRIA, OHIO.

President Stewart declared the ordinance had it's first reading.

4. APPROVAL OF MINUTES:

Mr. Cerra moved, Mr. Schneider seconded to approve the Regular Meeting Minutes of the May 15, 2023 council meeting as circulated.

MOTION CARRIED

Members of the Elyria Community Partnership were in attendance.

Monet Roberts- 443 Poplar St.- Executive Director Ms. Monet Roberts provided an update-Exhibit 'A' attached

Dominic Price 108 Regency Court- Mr. Price expressed his excitement as a new employee of the ECP. He shared information about the movie night, Third Thursdays and the Farmer's Market. President Stewart spoke to his meeting Mr. Price and stated how engaged he is. President Stewart stated that he is looking forward to the great changes in the downtown area and for the city. Council member Cerra asked if there was a start date for the Farmer's Market that could be provided. Ms. Robert's provided the date of June 24th. Council member Cerra asked how long would the market run? Ms. Roberts shared June 24th through September 9th, every Saturday from 9 a.m. until 1 p.m. in Ely Square.

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Safety Service Director Lundy:

SSD Lundy provided an update to the guidelines for garage/rummage sale permits and length of time. Permits can be retrieved in the office of Safety Service. Sales are to be for no more than four consecutive days. Permits are issued two per year. SSD Lundy provided a reminder for fireworks. Fireworks are permissible on July 4 from 8 p.m to 11 p.m. Council member Mitchell asked for confirmation of the city of Elyria fireworks event, would it be on June 30th? SSD Lundy stated the fireworks would be July fourth from 8-11 p.m.

Finance Director Pileski:

Finance Director Pileski shared two items, one from Judge White. Judge White requested to end two of his employees to a National Association of Drug Court Professionals Conference in Houston Texas. The trip is over the 500 miles and requires council approval.

Council member Cerra moved to approve the travel of the two staff members to Houston, Mitchell seconded.

AYE: 9 ABSENT: 2

MOTION CARRIED

The second item presented was a referral to the finance committee the matter of the 2024 tax budget that would need to go to the next finance committee meeting and passed by council in the July meeting. The tax budget is due to the Lorain County Budget Commission in mid-July.

Law Director Deery:

Law Director Deery provided information on the traffic division which she shared has been very busy. Law Director Deery stated that she would anticipate the municipal court seeking help, as they had sixty arraignments in one morning that were all traffic offenses. It is reflective that the Elyria Police is doing their job. Council member Lipian inquired of the number of tickets that were issued for the first month of the traffic unit existence. It is believed to be over 250 citations issued. Not taken into consideration tickets that can be waived. Council member Lipian thanked

5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED

the Elyria Police, Law Office and Municipal Court for all of their extra work. Council member Oswald stated this is not to make money but to keep resident's safe.

Police Chief Pelko: No Report

Fire Chief Pronesti: No Report

Asst. Safety Service Director Calvert:

ASSD Calvert provided an update on the comprehensive plan that is underway and the survey portion that closed with over 400 survey responses. The steering committee has met twice. Results are available on the ourelyria.com website. In addition the MS Consultants will be in attendance at each of the Third Thursdays event to answer questions. Over the summer four walking tours will be conducted in all four sides of the city. ASSD Calvert provided an update to the Spruce Up Eyria program, she shared that 137 applications had been received, 75 had been approved for \$320,285 worth of improvements. Thirty -seven additional applications are pending final approval, twenty remaining applications to be reviewed.

Safety Service Director Williams: No report

Council member Tollett asked ASSD Williams if he could speak to the stop signs that went to one ward and the rest of the city's request had been neglected. ASSD Williams stated that he wouldn't say the needs of the others were neglected. He expressed that Mayor Whitfield extended for council members to come in and discuss issues, challenges and things they wanted in their ward. ASSD Williams stated the signs were a direct response to a council member coming in and having extensive conversations with Mayor Whitfield and the police department. The result was funding budgeted into the street department budget, money for signs. ASSD Williams stated the opportunity exists. Council member Tollett asked about the process bypassing finance committee, community development and utilities. Council member Tollett asked if Mayor Whitfield made the decision to place all of the signs in one ward. ASSD Williams responded that it was an administrative decision and that nothing was out of the administrative responsibility or authority. Council member Mitchell stated that if there was an invitation extended from Mayor Whitfield to come speak one on one regarding the wards, she missed it. ASSD Williams stated, during the ARPA process, numerous times, an invite was extended to council members to discuss requests. Council member Mitchell stated the process has always been that when signs are needed the request is through engineering, the engineering department determines the need. She expressed one ward received twenty-five signs and she had been waiting for three in her ward. Council member Mitchell asked how is that fair? ASSD Williams stated that he is simply responding to Council member Tollett's question regarding the process. Council member Mitchell stated the other residents count as well. President Stewart stated that the process was not followed through. He inquired where did the money come from. He inquired if ARPA dollars were used? ASSD Williams stated he would not have known the account fund, he signed the purchase order, that came from the street department. He stated that he doesn't examine the purchase orders to see what every single fund is coming from. He stated that he is

5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED

not the only and final signature on purchase orders. President Stewart referred to Finance Director Pileski. Finance Director Pileski stated the particular purchase order came from the street department, it went through the normal process of being approved by the Safety Service Director's office, got approved by Finance and printed out, all a normal process. The money came from the street construction maintenance and repair fund which is funded with gasoline and tax received from the state and license plate fees. Finance Director Pileski explained money was in the account and the total of the purchase order was \$25,000. Council member Oswald stated that he had to agree with Council member Mitchell, anytime he needed a sign, he had to request it through engineering. He stated that he has had to speak with Mrs. Rothgery. Engineering provides the information on wether or not the sign can be installed as well as the cost associated with it. ASSD Williams responded that he would suggest the council member make their requests through the Safety Service Director and not the departments directly and that contact with Safety Services would be the better route. President Stewart stated the council members have attempted to do the right thing and in this situation the signs just went up and the established process did not happen in this situation. He stated the administrative decision was made out of one ward and granted. President Stewart stated that a referral process should be followed when a certain amount of dollars is being expended. President Stewart asked if engineering was consulted? ASSD Williams responded he was uncertain, he was responding because he signed the purchase order. Council member Lipian stated the ward being referred to was ward one and the signs being referred to are solar powered LED stop signs. Council member Lipian stated that conversations regarding the signs happened in the 'light of day'. He explained that at a November or December council meeting he provided a speech where he requested several items that were determined priorities for ward one from conversations with residents through a First Ward Good Neighbors initiative. He further explained that the stops signs, specifically requested in quantity was the only item out of eleven that was honored. He provided the specific locations of the requested signs. President Stewart explained to Council member Lipian, an open request is fine, the process for honoring the request is what is being discussed and should go through Engineering for review and consultation and not through the administration. Council member Tollett stated that seven wards exist in the city of Elyria. If each ward had been granted twenty signs each that cost would equal \$175,000 which far exceeds the Mayor's authority to authorize. He explained why council exist on a ward level and why the initial requests are brought to council in the first place. The Mayor can spend up to \$50,000 without consideration of council. Council member Tollett asked if Finance Director Pileski could provide insight into the \$50,000 cap. ASSD Williams stated to Council member Tollett that he can't state why someone did something to avoid something else. He stated he can make a statement about the math, buy that he cannot assume to know what the reason was. He stated statements of intentions, motivation or the reason why the Mayor did a certain liberty of things, is a liberty that can't be taken with any accuracy. Council member Tollett responded this is the second meeting in a row a request for an answer regarding the signs was posed and council still did not receive an answer, with the exception of what has been brought out at the current meeting. Council member Oswald stated that often times the initial request may appear necessary for a specific ward, however after the engineer and police departments evaluate and provide

5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED

study information and cost analysis, the ward area may not me conducive for the initial request after all. Council member Mitchell expressed the reason she was so upset is that a process does exist and she has always followed the process and to hear that one ward received twenty signs and she hasn't been able to retrieve three. She expressed strong emotion and explained that her residents are just as important as the residents of ward one. Every council ward represented should have had the same opportunity. Council member Mitchell stated that she would never ask for that many signs for her ward out of courtesy for her fellow colleagues and their needs as well. President Stewart explained the engineer should be consulted and request should come before council, not administratively decided.

Eng. McKillips:

Engineer McKillips provided an update on a few city projects. Phase one of the Street Resurfacing Project is scheduled for bid the week of June 5th. Plans are to have a contractor on board in three weeks. Monday June 5th the West Ave. water main project began. The contractors started the project with performing sewer repairs on West Ave. The actual water main project work will proceed the week of June 12th. Engineer McKillips provided an update to the water and sewer rate study that Black and Veatch continued to work on regarding a rate model update. The study will move forward to customer assistance program. Information from the water department, wastewater, public utilities and finance has been provided to Black and Veatch for the update of the model. The Engineering department will be on the lookout over the next three months for a draft of preliminary information regarding the customer assistance program. Engineer McKillips provided an update to the West park improvements, the parking lot has been paved, stripes have been painted. Engineer McKillips explained the trail is for bicycles, walkers, joggers and not for vehicles to drive on. The last update regarding the East Side Sewer Relief project. The issue at the big chamber in front of Smitty's and the gas station has been resolved. The work on the project will begin on Tuesday June 13th. President Stewart asked if Engineer McKillips could prepare for the July council meeting to provide an update on the status of the Chestnut Commons area gas station development, traffic and department of transportation study, and the development of additional access to the South. Council member Mitchell expressed how wonderful the new trails are at West Park. She shared that planning of a grand opening are in the works. The Parks Director is finalizing details for a ribbon cutting ceremony and between herself and the parks department they will provide additional information in the days and weeks to come. Council member Oswald inquired about the blacktop process on the portion of Broad Street. Engineer McKillips explained the system for traffic signal improvements along with the blacktop installation. She explained the curbs, infrastructure, base and intermediate pavement all will need to be set in place before a decision to set the surface layer asphalt. The traffic signals require modifications in order to accommodate three lanes as opposed to four lanes with the middle left double turn lane. President Stewart asked about new curbs, aprons and sidewalks along Cleveland Street. Engineer McKillips explained that if the existing sidewalk is in good shape, new sidewalk can be installed along side the old in an effort of budget efficiency. President Stewart expressed he was hoping to see a clean new slate of sidewalk to sidewalk and apron drives and curbing.

Sup. Connor: No report

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5. REMARKS AND REPORTS OF CITY OFFICIALS: CONTINUED

CD Dir. Scott: No report

BO Farkas:

Building Official Farkas stated that in the last council meeting a request was made regarding updates to hotels within the city of Elyria. He provided the following update, Journey Inn ownership has not responded at all. There is concern of an ownership, potential guardianship issue. Charges are in pursuit with the court system. Motel Nine ownership has responded positively, permits had been issued and the ownership is working towards completion of the issued permits. The last update regarded Days Inn, also responded positively with contractors to assess the building. Building Official Farkas shared that he had requested from his staff to please provide addresses of the worst of the worst blighted properties in the city, based on the remaining building department budget. Twelve properties have been identified that the department will pursue for follow up regarding court status and next steps. Council member Davis, stated that all of the hotels are in her ward. She expressed her appreciation to the building official for all of the hard work. Mr. Farkas further explained the upper level of the Motel nine had to be condemned due to the condition of the stairs, the lower level was called in to question and was pursued by the fire department. The joint efforts of the building, fire and county health department led to the final results. Council member Lipian inquired on the connector street status off of East Broad Street, Mr. Farkas shared the ownership had been identified and the building department is moving forward with request for repairs.

The meeting recessed at 8:47 for a five minute break The meeting resumed at 8:52

6. PRESIDENT'S REFERRALS AND REMONSTRANCES:

1. The matter of allowing Elyria Community Partnership (ECP) to hold their events (Third Thursdays and Farmer's Markets) in Ely Square for 1 year.

REFERRED BY: P&R DIR REARDON

REFERRED TO: COMMUNITY DEVELOPMENT

2. The matter of petitioning the board of commissioners to annex certain state-owned property in Elyria Township.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: COMMUNITY DEVELOPMENT

3. The matter of the Skill Up Our City initiative.

REFERRED BY: SSD LUNDY REFERRED TO: FINANCE

4. The matter of waiving permit fees for Elyria Catholic High School, not to exceed \$7500.

REFERRED BY: COUNCIL MEMBERS; TOLLETT, CERRA

REFERRED TO: FINANCE

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6. PRESIDENT'S REFERRALS AND REMONSTRANCES: CONTINUED

5. The matter of assigning a property lien to 264 Windsor Dr., Elyria, OH 44035: \$313.00.

REFERRED BY: BO FARKAS
REFERRED TO: FINANCE

6. The matter of assigning a property lien to 309 E. Broad Street., Elyria, OH 44035: \$270.09.

REFERRED BY: BO FARKAS
REFERRED TO: FINANCE

7. The matter of authorizing the Mayor to advertise for bids and award a contract for the East Side Relief Sewer Diversion Structure Project.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

8. The matter of authorizing the Mayor to advertise and award a contract for the resurfacing of Lake Ave.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

9. The matter of authorizing the Mayor to advertise and award a contract for the Water Transmission Main Phase 2 Pre-inspection pipeline improvements.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

10. The matter of authorizing the Mayor to advertise and award a contract for the resurfacing of Foster Ave.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

11. The matter of authorizing the Mayor to advertise and award a contract for the resurfacing of Abbe Rd.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

12. The matter of authorizing the Mayor to advertise and award a contract for the resurfacing of Chestnut Ridge Road.

REFERRED BY: ENG. MCKILLIPS

REFERRED TO: UTILITIES

13. The matter of accepting the Pocket Park, located at 1504 West Ave. as a Park in the City of Elvria.

REFERRED BY: P&R DIR REARDON

REFERRED TO: UTILITIES

6. PRESIDENT'S REFERRALS AND REMONSTRANCES: CONTINUED

14. The matter of adopting the updated Parks and Recreation Master Plan.

REFERRED BY: P&R DIR REARDON

REFERRED TO: UTILITIES

6. PRESIDENT'S REFERRALS AND REMONSTRANCES: CONTINUED

15. The matter of referral for Railroad Companies to implement a Maintenance Program to make much needed improvements within the City of Elyria.

REFERRED BY: COUNCIL MEMBERS: CALLAHAN, MITCHELL, DAVIS

REFERRED TO: UTILITIES

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

16. Copy of the Elyria Parks & Recreation Board Minutes from April 13, 2023

7. PETITIONS--LOBBY:

8. PETITIONS-COUNCIL MEMBERS: None

9. REPORTS OF STANDING AND SPECIAL COMMITTEES: None

10. RESOLUTIONS-FIRST READING:

Sponsored by:

RESOLUTION NO. 2023-15

Finance

A RESOLUTION APPROVING THE COLLECTION OF

V. Stewart III

EMERGENCY TEMPORARY REPAIR COSTS FOR 225

P. Tollett B. Davis

HARWOOD STREET, ELYRIA, OHIO 44035 AND DIRECTING

C. Schneider

THE CLERK OF COUNCIL TO CERTIFY SAID COSTS TO THE

Ј. Септа

LORAIN COUNTY AUDITOR.

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

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY: 0 NAY:

ABSENT: 1

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

10

0

Sponsored by:

RESOLUTION NO. 2023-16

Finance

A RESOLUTION APPROVING THE COLLECTION OF

V. Stewart III P. Tollett

EMERGENCY TEMPORARY REPAIR COSTS FOR 888 LORAIN

B. Davis

BOULEVARD, ELYRIA, OHIO 44035 AND DIRECTING THE

C. Schneider

CLERK OF COUNCIL TO CERTIFY SAID COSTS TO THE

J. Cerra

LORAIN COUNTY AUDITOR.

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

SUSPENSION

PASSAGE

10. RESOLUTIONS-FIRST READING: CONTINUED

AYE: 10 NAY: 0

AYE: 10

ABSENT: 1 NAY: 0 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

RESOLUTION NO. 2023-17

Finance V. Stewart III

A RESOLUTION APPROVING THE COLLECTION OF

P. Tollett B. Davis

EMERGENCY TEMPORARY REPAIR COSTS FOR 1825 LORAIN

BOULEVARD, ELYRIA, OHIO 44035 AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY SAID COSTS TO THE

C. Schneider J. Cerra

LORAIN COUNTY AUDITOR.

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

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY: 0 ABSENT: 1

NAY: 0 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

10

Sponsored by:

RESOLUTION NO. 2023-18

Finance

A RESOLUTION APPROVING THE COLLECTION OF

V. Stewart III P. Tollett

EMERGENCY TEMPORARY REPAIR COSTS FOR 2040

B. Davis

MIDWAY MALL, ELYRIA, OHIO 44035 AND DIRECTING THE

C. Schneider

CLERK OF COUNCIL TO CERTIFY SAID COSTS TO THE

J. Cerra

LORAIN COUNTY AUDITOR.

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

SUSPENSION

PASSAGE

AYE:

10 0

1

AYE:

NAY:

NAY:

0 ABSENT: 1

ABSENT: MOTION CARRIED

MOTION CARRIED

10

Sponsored by:

RESOLUTION NO. 2023-19

Finance V. Stewart III

A RESOLUTION APPROVING THE COLLECTION OF

EMERGENCY TEMPORARY REPAIR COSTS FOR 144

P. Tollett B. Davis

IRONDALE STREET, ELYRIA, OHIO 44035 AND DIRECTING

C. Schneider

THE CLERK OF COUNCIL TO CERTIFY SAID COSTS TO THE

J. Сегта

LORAIN COUNTY AUDITOR.

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

REGULAR COUNCIL MEETING ELYRIA CITY COUNCIL **JUNE 05, 2023** 10. RESOLUTIONS-FIRST READING: CONTINUED SUSPENSION **PASSAGE** AYE: 10 AYE: 10 NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1 MOTION CARRIED **MOTION CARRIED** 11. RESOLUTIONS--SECOND READING: None 12. RESOLUTIONS--THIRD READING: None 13. ORDINANCES--FIRST READINGS: Sponsored by: **ORDINANCE NO. 2023-83** Community AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER Development: INTO A PROFESSIONAL SERVICES AGREEMENT WITH T. Callahan RESOURCE CONSULTANTS FOR THE COMMUNITY A. Lipian DEVELOPMENT DEPARTMENT, AND DECLARING AN C. Schneider D. Mitchell EMERGENCY. K. Oswald Callahan moved, Mitchell seconded to pass this ordinance on its first reading under suspension of the rules, and declaring an emergency. **EMERGENCY** SUSPENSION **PASSAGE** AYE: AYE: 8 AYE: 10 2 2 0 NAY: NAY: NAY: ABSENT: 1 ABSENT: 1 ABSENT: 1 Council members Corbin and Lipian MOTION CARRIED MOTION CARRIED Sponsored by: **ORDINANCE NO. 2023-84** Community AN ORDINANCE AUTHORIZING THE MAYOR TO DONATE Development: REAL PROPERTY LOCATED ON NORTH STREET, TO THE T. Callahan ELYRIA COMMUNITY IMPROVEMENT CORPORATION. A. Lipian C. Schneider D. Mitchell K. Oswald Finance P. Tollett B. Davis C. Schneider J. Сегга

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

SUSPENS	SION	PASSAG	E	EMERGEN	CY
AYE:	10	AYE:	10	AYE: 16	0
NAY:	0	NAY:	0	NAY: 0	

JUNE 05, 2023

13. ORDINANCES--FIRST READINGS: CONTINUED

ABSENT: 1 ABSENT: 1

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2023-85

Community Development:

AN ORDINANCE AUTHORIZING THE MAYOR TO DONATE REAL PROPERTY LOCATED ON SHEAR STREET, TO THE ELYRIA COMMUNITY IMPROVEMENT CORPORATION.

T. Callahan A. Lipian

C. Schneider

D. Mitchell K. Oswald

Finance

V. Stewart III

P. Tollett

B. Davis

C. Schneider

J. Сегга

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

SUSPENSION

PASSAGE

AYE:

10 0

AYE: 10

NAY:

NAY: 0

ABSENT: 1 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2023-86

Community **Development:**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER

T. Callahan

INTO AN AGREEMENT TO LEASE REAL PROPERTY

A. Lipian

LOCATED AT 799 NORTH ABBE ROAD, OWNED BY THE CITY

C. Schneider OF ELYRIA, AND DECLARING AN EMERGENCY.

D. Mitchell

K. Oswald

Finance

V. Stewart III

P. Tollett

B. Davis

C. Schneider

J. Сетта

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

SUSPENSION

PASSAGE

EMERGENCY

AYE:

10 0

1

AYE: 10 NAY: 0

AYE: NAY:

NAY: ABSENT:

ABSENT: 1

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

MOTION CARRIED

10

0

JUNE 05, 2023

13. ORDINANCES--FIRST READINGS: CONTINUED

Sponsored by:

ORDINANCE NO. 2023-87

Community Development: AN ORDINANCE AUTHORIZING AN EXTENSION OF THE ELYRIA SKILL CITY PROMISE PROGRAM AGREEMENT WITH

T. Callahan

LORAIN COUNTY COMMUNITY COLLEGE.

A. Lipian

C. Schneider

D. Mitchell

K. Oswald

Finance

V. Stewart III

P. Tollett

B. Davis

C. Schneider

J. Cerra

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

SUSPENSION

PASSAGE

AYE:

10

AYE: 10

NAY:

0

NAY: 0

ABSENT: 1 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2023-88

Community

AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN

Development: T. Callahan

APPLICATION TO THE STATE OF OHIO DEVELOPMENT SERVICE AGENCY, AND ACCEPT IF OFFERED, THE 2023

A. Lipian C. Schneider

COMMUNITY HOUSING IMPACT & PRESERVATION (CHIP)

D. Mitchell

FUNDS, AND DECLARING AN EMERGENCY.

K. Oswald

Finance

V. Stewart III

P. Tollett

B. Davis

C. Schneider

J. Септа

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

SUSPENSION

PASSAGE

EMERGENCY

AYE:

NAY:

10

AYE:

10

AYE:

NAY: 0

ABSENT:

0 1 NAY: ABSENT: 1

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

0

MOTION CARRIED

10

13. ORDINANCES--FIRST READINGS: CONTINUED

Sponsored by: ORDINANCE NO. 2023-89

V. Stewart III

AN ORDINANCE AUTHORIZING THE SUBMISSION,
THROUGH THE LAW DIRECTOR'S OFFICE OF

THROUGH THE LAW DIRECTOR'S OFFICE, OF

B. Davis APPLICATIONS TO THE OFFICE OF THE ATTORNEY

C. Schneider GENERAL, STATE OF OHIO, AND TO ACCEPT, IF OFFERED, A

J. Certa 2023-2024 VICTIMS OF CRIME (VOCA) GRANT AND THE

J. Cerra 2023-2024 VICTIMS OF CRIME (VOCA) GRANT AND THE

2023-2024 STATE VICTIMS ASSISTANCE ACT (SVAA) GRANT

FOR THE VICTIM'S ASSISTANCE PROGRAM.

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

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

14. ORDINANCES-SECOND READINGS: None

15. ORDINANCES--THIRD READING: None

16. COMMITTEE CALLS:

COMMUNITY DEVELOPMENT 6/26/2023 6:00 P.M. All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

JOINT CD/FINANCE 6/26/2023 Following CD All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

FINANCE 6/26/2023 Following Joint All Referred Items Council Chambers w/Mayor, Auditor, Law Director, SSD, Engineer

UTILITIES, SAFETY & ENVIRONMENT 6/07/2023 6:00 P.M. All Referred Items Council Chambers w/SSD, Law Director, Engineer

COUNCIL/STRATEGIC PLANNING 7/10/2023 Immediately following Council Meeting All Referred Items

Council Chambers W/ Mayor, Safety Service Director, Auditor, Solicitor, Engineer

17. MISCELLANEOUS AND UNFINISHED BUSINESS: None

ELYRIA CITY COUNCIL

JUNE 05, 2023

18. ADJOURNMENT:

Mitchell moved, Lipian seconded to adjourn the Regular Council Meeting at 9:05 P.M.

MOTION CARRIED

Victor Stewart, I

erk of Council President of Council

RLP/



City Council Update 6.5 with Elyria Community Partnership

- Staffing
 - o Dominic Price, began employment on May 1, 2023
 - o Increased volunteer base
- Business Development
 - o Small Business Luncheon April 29th
 - o National Small Business Week
 - o Coordinating a business development program
- Development Plan for 2023
 - o Strengthening relationships with funders
 - o Gaining exposure
 - o Strategic Funding outline
- Event Expansion
 - o Movie Night at Pioneer Plaza
 - o Third Thursdays
 - o Farmers Market Elyria
- Vibrancy Action Plan
 - o Phase two with Land Studios partnering consultant Thomas Starinsky
 - o Historical Looking Glass
 - o Art Projects Underway
- Affiliate Connections
 - o Ohio CDC Association
 - o Ohio Heritage Affiliation Program
- Office Space Search

My name is Keith Cook AKA KC. I reside fair city. I consider myself most fortunate that it is before you, honorable council persons, that this day I am offered an opportunity to persuade you to vote against the two (2) ordinances for a proposed regional shooting facility on Garden Street. This legislation not for one range, not for just four ranges but as Elyria Police Lt. Lee Frank said a small city or a village, if passed will completely destroy, your mission to make our great city of Elyria a better place in which to live, learn, work and play.

Depending on the type of gun and the caliber, gun - fire can be heard one to two miles away. This will personally affect hundreds of families not only on the south side but families in Eastern Heights, West Park and elsewhere. This will affect Wesleyan Village with over 200 residents, UH Medical center, Hamilton School and the Murray Ridge school. Residents will not be able to enjoy peace or solitude whether in their back yards or in their homes.

From the proposed range site to: West Ave. & 8th – 3700 Ft. or .7 miles, West Ave. & 4th - 4198 Ft. or .8 miles, Lowell St. & Penfield – 1.2 miles, East River & Stanford – 1.3 miles, University & Park – 1.4 miles, Washington & Columbus 1.4 miles, Park & Princeton -1.6 miles, UH Elyria Medical 1.5

- 20 Text - FAVIST

miles, Murray Ridge & Albrecht – 1 mile, West Ridge & Fowl – 1.9 miles.

The Firelands boy scout range allows only the smallest caliber rifles to be fired, it sits on over 400 acres and has been in operation since the 1930's and still residents complain of the noise. A purposed range of this magnitude must not be allowed in our city.

With a regional facility we can only assume that the multiple ranges will be operational on the weekends as well. This is truly madness. Please think of the wellbeing of your constituents and vote against these two ordinances.

If you are hoodwinked into thinking this is a good idea for the city then please put limitations on its operations. Make it an indoor range. Only allow it to be in operation from 9 to 5 with no weekends allowed. Mandate superior sound barriers and that only suppressed firearms can be used.

NoTIF Funds ARE Available but mandated from the beginning of the Proster.

I am pro second amendment and an avid shooter. I would love nothing more than having an accessible range close by but to put one in such a populated area is inviting nothing but frustration and problems. Please vote against these two ordinances. Thank you.

	5 3		
,			









SOUND BARRIER WALLS



Specializing in Acoustics, Noise & Vibration Control



Barrier Wall Systems

Industrial, commercial, and environmental noise control is important and is often overlooked. Noise control efforts are essential to comply with municipal ordinances, conform to OSHA standards, or to ensure comfort of employees and neighbors. Knowledge and experience is required to design an acoustical system to achieve desired sound levels. eNoise Control Barrier Wall Systems are modular, cost effective, and custom solutions suitable for rooftop equipment, electrical sub-stations, compressor stations, loading docks, railways, and many

other applications.

eNoise Control Barrier Walls are constructed with double walled acoustical panels that feature quick and easy assembly. These panels deliver high levels of sound absorption and transmission loss. Purchase includes project management assistance, design, engineering, and manufacturing.



'EXHIBIT A' (14 Pages)

ELYRIA POLICE DEPARTMENT / FBI CLEVELAND JOINT RANGE PROJECT





AGENDA

- · Ense project design
 - Entry road (south entrance)
 - · Geo sarrey
 - Flat range (100 yards/80 peint)(discuss terming targets?)
 - Bange support hallding (2 story or stand alone)
 - Tacherl mening building (simpleminors)(2 story or stand alone)
 - · Latine Expression (SWAT/FOD/ERT)
- Proposed building phases
 - Phase I: Emry read/parking lot (engoing)
 - Phase In Thit range/support building/training building (anticipated stars)
 - Finase III: Other improvements (renerg/lights/shades/etc)
- · Temperal protocols
- · Validation protocels



HISTORY



- Through the history of the Elyria Police Department, factical training, firearms and
 parrol factics have been our sourced or officers have to travel to training sites outside
 the city.
- . All of the police departments firearms training is conducted outside the circ.
- · It causes logistics problems for the department
 - . Takes time to travel to training locations
 - . Truspag is limited to what is at the location or what can be transported the to
 - . We are always just choses

HISTORY CONTINUED

- Discussions stated at the police department about the development of our own training to they over 6 years ago.
- The sid landfill area behind CMC was identified as a location that could be used for the site.
- It is any worker with the Cuy Engineering Department who made contact with the EP() to get approval for development and work on the fundful.





HISTORY CONTINUED

- I.B.I. Cleveland Field Office has a resident agent that works out of the police department.
- The PBI also has to travel for training and does not currently have a permit training facility
 - Fill Agents have to have I to Camp Perry in Perr Chinon, Ohio
 - Cleveland Fit Office covers approximately not in of Visioned, Oh, foundstown to Yolodo.
 - Agens have to have sometimes 1 to 2 hours to get to training.





HISTORY CONTINUED

- 5 Years ago discussions began with TBT Gleveland Office about the development of a joint first responder training facility.
- . City of Elvina is the centor of travel to: Cheveland I'll field agents to havel to
- Cleveland Phi Office submitted to Fil Head Quarters and Facilities for money to build and develop a joint first responder training facility.
- In 2020 Fill Cleveland and City of Elyria entered into a 30 year J4QU is finild a joint first responder training facility.
- In 2022 Clayeland FBI was awarded \$2,037,600,00 to build the training facility

PROJECT DETAILS

- · Development of a joint first responder training facility
- Project has 3 phases of development over 10 years

· Phase I

- · i limanus ranger
- 2 100 yard flat ranges with 15 firing points each
- 180 degree combat rance
- . Programma Ritle Range
- . Range support building and class room
- Two story 5000 square foot simmunation training building
- . Parking lots and uchnes





PROJECT DETAILS

· Phase 2

- 100 Seat Ampintheater Glass Room & parking for
- Skyo Part for dispers in a prince
- · Development of touch to are commodate a control of oil by.

· Phase 3

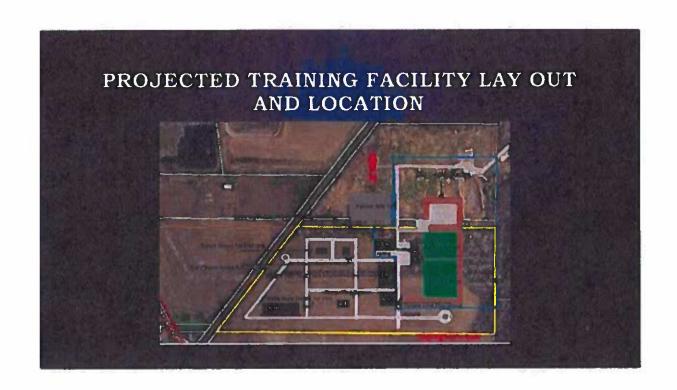
- . have been harn House
- e Especting lose
- . 1800 to 2000 smarps foot two story home of basement
- 1900 to 1800 smale foot tanch style home w/ basemen

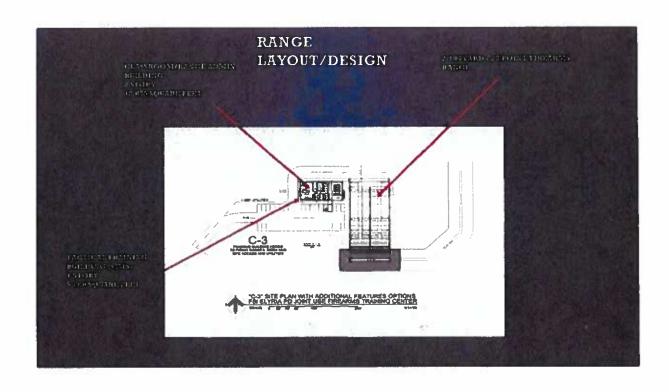


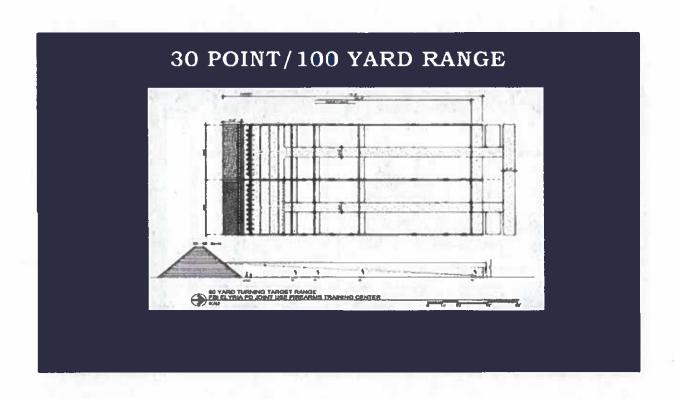


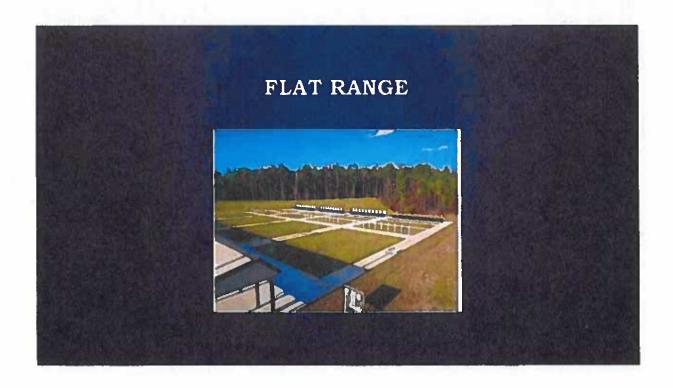


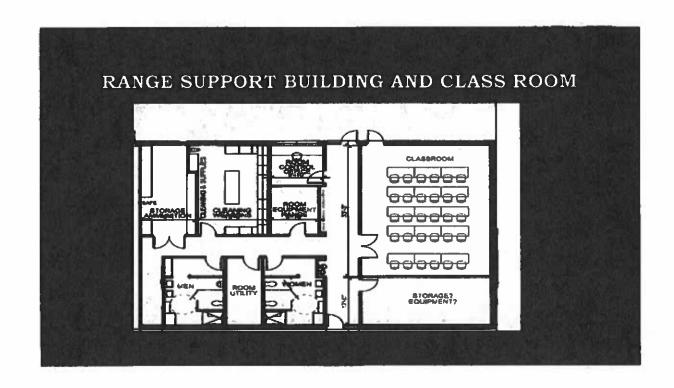


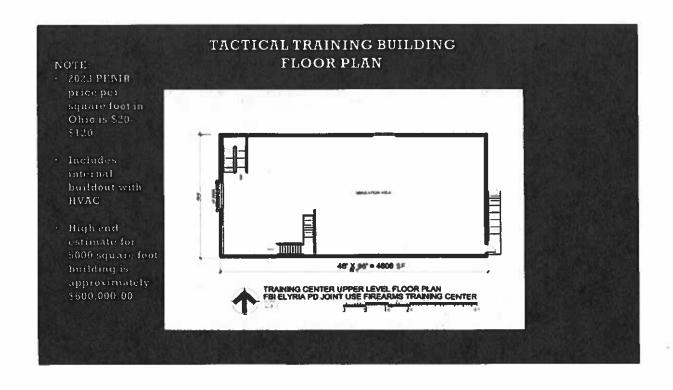


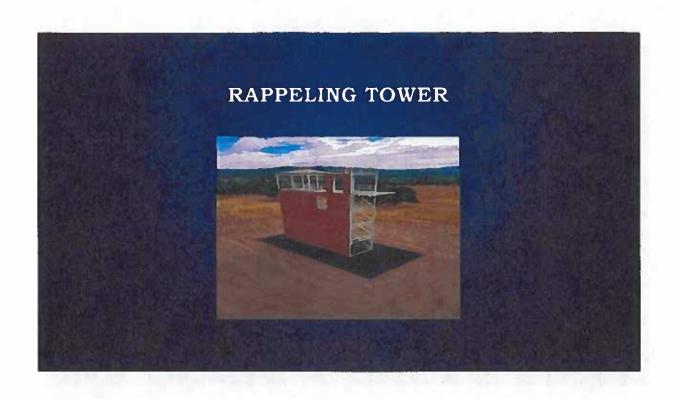


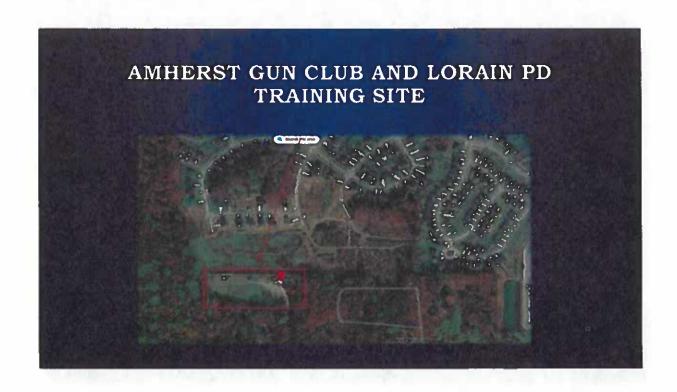


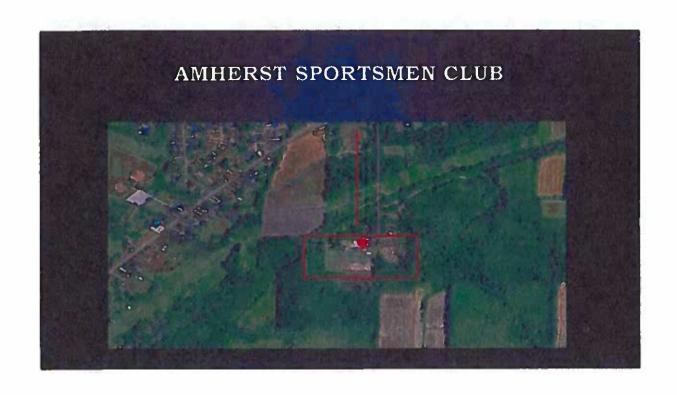




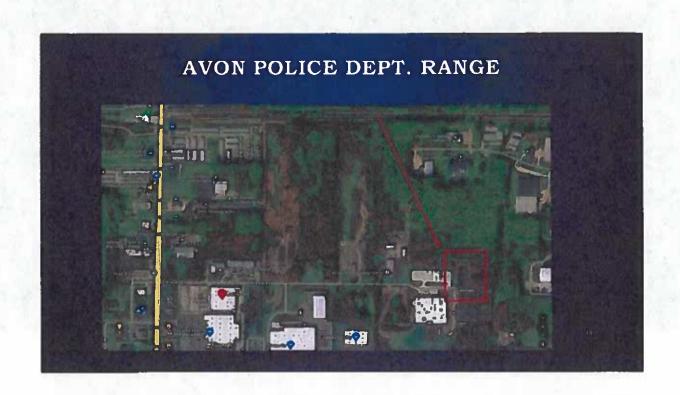


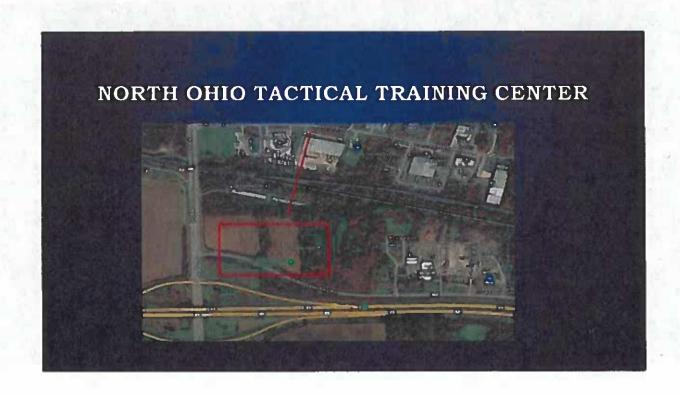












FINANCIAL PROTOCOLS



Reimbursable agreemen; (driven by MOU)



- All buildings and facilities are owned by the City of Plyria.
- Cuv will be responsible for maintenance of the facility.
- FBI Gleveland is committed to help with me facility repairs and improvements

FBI CLEVELAND HISTORICAL RANGE INVESTMENTS (CAMP PERRY): 2004-2022

YEAR	PROJECT		COST
2004	Shoot House	\$	300,000.00
2008	Modular Classroom	\$	30,000.00
2008	Turning Target System	\$	160,000.00
2010	Ammunition Bunker	\$	25,000.00
2014	Storage Conexes	\$	10,000.00
2018	Classroom Improvements	\$	12,000.00
2004-2021	Annual Misc. Maintenance (3k/year)		63,000.00
	TOTAL (2004-2022):	Carrie S La	600,000.00

FINANCIAL PROTOCOLS

- · Reimburgable agreement (driver by MOU)
 - · Monda identified
 - Competitive bid process (as required)
 - * Vender identified/irred
 - * Project completed
 - Completed work to standard validated
 - City of Elyria remaininged by FBi Cleveland via line item, in established purchase order
- . Competitive bidding process. Sele source is also an option

VALIDATION PROTOCOLS

- Verification of project completion (each phase)
- Associated documentation
 - Vendor contract/estimate (as required)
 - Waribration work completed to standard inhetes/Range Spanis
 - Documentation of aforementioned
 - · FBI Pacilities audits
 - Inspection of completed work
 - Audit of documentation (FBI Cleveland)

CITY & POLICE/FIRE DEPARTMENT BENEFITS

- Increased access to training for officers and Fire Fighters and provides opportunities for more advanced training.
- More realistic training makes better decision making during critical incidents
- Tune savings in travel time for others, five lighters = more training time spent on critical skills
- . Cives the departments the ability to maintain training standards for years to come

CITY & POLICE DEPARTMENT BENEFITS

- Makes Ervita the First Responder Training Center of Florin East Ohio, the entire State of Ohio and accessible from Pennsylvania, Michigan and Indiana.
- Provides the City the opportunity to host first Responder Continues. Region and Platford trainings.
- Hostia r chases saves money and branes people to the City.
- Access to PBI training emportunities, (ICS, Leadership, Critical Incidence Forensies)



CITY & POLICE/FIRE DEPARTMENT BENEFITS

- Hosting Training and conferences brings commerce to the city.
 First responders visiting our restaurants, business and staying in hotels.
- 10 year project will produce income tax revenue.

