

As Circulated July 8, 2024
Regular Council Meeting
Elyria City Council

1. CALL TO ORDER:

The regular meeting of Elyria City Council was called to order on July 8, 2024 at 7:01p.m. by President Stewart. President Stewart opened the meeting requesting a moment of reflective silence. The Pledge of Allegiance was led by Council member Davis.

2. ROLL CALL: COUNCIL MEMBERS

PRESENT: Callahan, Armstrong, Oswald, Mitchell, Schneider, Davis, Siwierka, Lipian, Stewart, Tollett

Excused Absent: Cerra

Schneider moves, Mitchell seconded to approve the excused absence.

MOTION CARRIED

OTHERS PRESENT: Mayor Brubaker, SSD Pyanowski, Fin. Dir. Pileski, Law Director Deery, Police Chief Pelko, Fire Chief Pronesti, Eng. Schneider

3. PUBLIC HEARINGS:

The meeting recessed at 7:02 p.m. for the Public Hearing, Clerk Lotko read the call to public hearing:

CALL TO PUBLIC HEARING:

You are hereby notified that a public hearing will be held July 8th, 2024 at 7:00 p.m. to consider the following:

Notice is hereby given that copies of the proposed TAX BUDGET (estimated unencumbered balances, estimated revenues and estimated expenditures) of the City of Elyria, County of Lorain, State of Ohio, for the calendar (fiscal) year of 2025, will be on file beginning Friday, June 21st, 2024 in the offices of the City Finance Director and the Clerk of Council, and will be available for public inspection by contacting the Finance or the Council Offices, pursuant to the requirement of law. The proposed Tax Budget indicates the estimated revenues, estimated unencumbered balances and estimated expenditures for the year 2025.

President Stewart asked if there were any proponents?

Finance Director Pileski explained that annually the City of Elyria is required by the Ohio Revised Code to pass what is called the Tax Budget. What was presented before council was the 2025 Tax Budget. The presented Tax Budget kicked off the appropriation process for next year. The document presented estimates amounts available to spend by fund type. The fund types are, general fund, which is a fund type unto itself, special revenue funds, which the city currently has forty-five special revenue funds, one tax increment financing fund, which would be the Chestnut Commons fund, seven capital project funds, two debt service funds, six enterprise funds, which would be the business type activity funds, two internal service funds, eighteen trust and custodial funds, and a fund for the Elyria Public Library, as the city is a conduit issuer for the library's bonds and their monies flows through the county from us to them. Finance Director Pileski

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CALL TO PUBLIC HEARING: Continued

explained his responsibility is to estimate cash in each fund at the end of April 2024, and estimate revenues moving forward for the remainder of this year, estimate remainder expenditures, and finalize the balance at the end of the year beginning of 2025, that balance becomes the amount reflected on the certificate of estimated resources with the Lorain County Budget Commission. Finance Director Pileski reminded council that this year there are two funds to pay particular attention to: the general fund is starting with a very high cash balance, he explained the reason is that the city has used American Rescue Plan Act monies to pay for certain general fund activities. The other fund is the employee's health insurance fund. At the beginning of 2025, the city will need to move thirty police officers and seventeen firefighters from the American Rescue Plan Act back into the general fund. That totals 5.8 million dollars in payroll. Cash is estimated at 14.6 million t the beginning of 2025. At the end of 2025 10.6 million. The city will spend more than what we bring in according to Finance Director Pileski, mainly because the people being moved into the general fund. Finance Director Pileski stated that he is hopeful the city will begin to collect some more tax revenue to cut into the deficit. The employee's health insurance fund is an internal service fund, funded eighty-five percent by the city, fifteen percent by the employees. If there are no changes to the fund, the city would be slipping into the red by the end of 2025 in the employees' health insurance fund. Upon approval, the presented document will be submitted to the Loran County Budget Commission. At the end of 2024, beginning of 2025, the document would be amended to reflect actual cash available in each fund. The expenditure portion is removed when council passes the permanent appropriation in March.

Council member Tollett asked if there has been any update from the state of Ohio regarding the additional PERS contribution for the city? Finance Director Pileski stated not at the time. He explained the Ohio Public Employees Retirement System plans to increase the employer share and also the police pension fund plans to increase the employer share. The total that is being requested will cost the city an extra two million dollars per year in payroll costs.

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?

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

There were none.

President Stewart declared this public hearing had been held.

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CALL TO PUBLIC HEARING: Continued

Sponsored by:
Finance
P. Tollett
M. Siwierka
B. Davis
C. Schneider
J. Cerra

ORDINANCE NO. 2024-104

THE MATTER OF ADOPTING THE TAX BUDGET OF THE CITY OF ELYRIA, OH, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2025, AND DECLARING AN EMERGENCY.

Tollett moved, Davis seconded to pass this ordinance on its first reading, and declared an emergency.

ROLL CALL VOTE:

SUSPENSION: Callahan, Armstrong, Oswald, Mitchell, Schneider, Davis, Siwierka, Lipian, Stewart, Tollett

EMERGENCY: Callahan, Armstrong, Oswald, Mitchell, Schneider, Davis, Siwierka, Lipian, Stewart, Tollett

PASSAGE

AYE: Callahan, Armstrong, Oswald, Mitchell, Schneider, Davis, Siwierka, Lipian, Stewart, Tollett

NAYE: 0

ABSENT: 1 Cerra

MOTION CARRIED

Clerk Lotko read the call to the public hearing:

You are hereby notified that a public hearing will be held July 8th, 2024 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 AT 1267 LOWELL STREET, ELYRIA, OHIO, FROM L-I LIGHT INDUSTRIAL DISTRICT AND H-I HEAVY INDUSTRIAL DISTRICT TO H-I HEAVY INDUSTRIAL DISTRICT.

President Stewart asked if there were any proponents?

Tye Stewart, Liberty Development Company, 28045 Rainy Parkway, Westlake, OH. Mr. Stewart explained re-zoning was needed to comply with a split and consolidated parcel for eighty-two acres in a donation to Lorain County Metroparks.

President Stewart asked if there were any other proponents?

There were none.

President Stewart asked if there were any other proponents?

There were none.

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CALL TO PUBLIC HEARING: Continued

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

There were none.

President Stewart declared this public hearing had been held.

Sponsored by:

**Community
Development**

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

ORDINANCE NO. 2024-105

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 AT 1267 LOWELL STREET, ELYRIA, OHIO, FROM L-I LIGHT INDUSTRIAL DISTRICT AND H-I HEAVY INDUSTRIAL DISTRICT TO H-I HEAVY INDUSTRIAL DISTRICT.

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

PASSAGE

AYE: 10

NAY: 0

ABSENT:1 Cerra

MOTION CARRIED

Clerk Lotko read the call to public hearing:

You are hereby notified that a public hearing will be held July 8th, 2024 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 AT 1267 LOWELL STREET, ELYRIA, OHIO, FROM R-MHL RESIDENTIAL-MULTI-HOUSEHOLD LOW DENSITY DISTRICT AND L-I LIGHT INDUSTRIAL DISTRICT TO R-MHL RESIDENTIAL-MULTI-HOUSEHOLD LOW DENSITY DISTRICT.

President Stewart asked if there were any proponents?

Tye Stewart, Liberty Development Company, 28045 Rainy Parkway, Westlake. Mr. Stewart explained re-zoning was needed to comply with the same project as previous.

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?

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CALL TO PUBLIC HEARING: Continued

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

There were none

President Stewart declared this public hearing had been held.

Sponsored by:

**Community
Development**

T. Callahan

C. Schneider

D. Mitchell

K. Oswald

ORDINANCE NO. 2024-106

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 AT 1267 LOWELL STREET, ELYRIA, OHIO, FROM R-MHL RESIDENTIAL-MULTI-HOUSEHOLD LOW DENSITY DISTRICT AND L-I LIGHT INDUSTRIAL DISTRICT TO R-MHL RESIDENTIAL-MULTI-HOUSEHOLD LOW DENSITY DISTRICT.

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

PASSAGE

AYE: 10

NAY: 0

ABSENT:1 Cerra

MOTION CARRIED

Clerk Lotko read the call to the public hearing:

You are hereby notified that a public hearing will be held July 8th, 2024 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 AT 827 CLEVELAND STREET, ELYRIA, OHIO, FROM H-I HEAVY INDUSTRIAL DISTRICT TO B-G BUSINESS-GENERAL DISTRICT.

President Stewart asked if there were any proponents?

Mickey Mann, CS Plaza LLC., 5050 Detroit Rd., Sheffield Village, OH. Requesting re-zone at 827 Cleveland Street from heavy industrial to business general to develop a proposed Biggby Coffee and a remodel of a sit-down restaurant of the former Burger King.

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?

President Stewart asked if there were any opponents?

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CALL TO PUBLIC HEARING: Continued

President Stewart asked if there were any opponents?

There were none

President Stewart declared this public hearing had been held.

Sponsored by:

**Community
Development**

T. Callahan
C. Schneider
D. Mitchell
K. Oswald

ORDINANCE NO. 2024-107

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 AT 827 CLEVELAND STREET, ELYRIA, OHIO, FROM H-I HEAVY INDUSTRIAL DISTRICT TO B-G BUSINESS-GENERAL DISTRICT.

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

PASSAGE

AYE: 10

NAY: 0

ABSENT:1 Cerra

MOTION CARRIED

Clerk Lotko read the call to the public hearing:

You are hereby notified that a public hearing will be held July 8th, 2024 at 7:00 p.m. to consider the following:

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT PURSUANT TO CHAPTER 1135 OF THE CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO CHERYL CARTER FOR A CHILD CARE FACILITY, AT REAL PROPERTY LOCATED AT 250 WINCKLES STREET, ELYRIA, OHIO.

President Stewart asked if there were any proponents?

President Stewart asked if there were any other proponents?

President Stewart asked if there were any other proponents?

There were none.

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

President Stewart asked if there were any opponents?

There were none.

President Stewart declared this public hearing had been held.

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CALL TO PUBLIC HEARING: Continued

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

ORDINANCE NO. 2024-108
AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT PURSUANT TO CHAPTER 1135 OF THE CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, TO CHERYL CARTER FOR A CHILD CARE FACILITY, AT REAL PROPERTY LOCATED AT 250 WINCKLES STREET, ELYRIA, OHIO.

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

PASSAGE

AYE: 10

NAY: 0

ABSENT:1 Cerra

MOTION CARRIED

4. APPROVAL OF MINUTES:

Schneider moved, Mitchell seconded to approve council meeting minutes.

MOTION CARRIED

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Mayor Brubaker:

Mayor Brubaker shared that earlier in the evening in Ely Square Park, a celebration honoring Mateo Medina was held for his accomplishments for the 2024 Track State Championship, where he won the 100, 200 and 40 meter which led to him single-handedly winning the division one state championship for the team. The celebration was in collaboration with the Elyria School District, Coaches and teammates. Mayor Brubaker expressed his appreciation to the Elyria Fire department for using the department ladder truck, the Elyria Police department and the Parks and Recreation department that were all involved in escorting Mateo Medina into the square. Mayor Brubaker updated council members of a task force that was implemented the week of July 1st to handle fireworks complaints. Mayor Brubaker requested that Police Captain Welsh compile a report that provides the data of the types of complaints received. From July 2nd through July 7th, one hundred eighty-three calls for service were received. Of the one hundred eighty-three calls, there were nineteen arrests were issued, majority ere fireworks, one was for aggravating menacing. Mayor Brubaker provided accolades to Sergeant Walker who spoke with over two hundred residents regarding fireworks issues. Sergeant walker parks his cruiser and walks the neighborhoods of concern and speaks directly with residents. Residents are encouraged to call the non-emergency line of 440-323-3302 with fireworks concerns. Task force officers will respond to the calls.

Council member Siwierka applauded the Brubaker administration and everyone working on this taskforce. She expressed the publicity was highly visible and the City of Elyria is reflective of enforcing rules and regulations and that neighbors throughout the community were appreciative.

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5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

Council member Lipian stated that he agreed with Council member Siwierka statement. He applauded the creativity of drone usage. Council member Lipian inquired about a report regarding an ambulance committee report audit. Mayor Brubaker responded that he is not familiar with legal issues concerning Lifecare.

Safety Service Director:

Safety Service Director Pyanowski provided information on the Annual Kerstetter Memorial 5k scheduled for July 13, 2024 at East Falls. SSD Pyanowski shared that fireworks at West Park went very well, he expressed credit to the Parks and Recreation department Director Carrie Reardon and the parks crew as well as other city departments that participated. He also recognized the 6:30 a.m. Saturday morning clean-up crew that cleaned the park after the fireworks.

Council member Siwierka inquired about the status of recycling items. She also stated that she has noticed and submitted a high number of incidents of hoarding, property maintenance issues. She suggested a focused committee meeting for the issue specifically. SSF Pyanowski explained the financial risk associated with the recycling, because it cost more per ton than trash. The administration is reviewing effective cost effectiveness regarding recycling. The hoarding concerns are in progress of being addressed.

Council member Lipian suggested that also if there is an option for access to mental health services in the hoarding situations. In addition, regarding recycling, he inquired about recycling education materials. SSD Pyanowski stated he agreed and that is what is currently being worked on.

Council member Callahan inquired about what percentage of items collected are actually recycled? SSD Pyanowski stated the is was unsure f exact percentages, however he understands that we are not doing very well and have a lot of room for improvement.

Council member Lipian asked for clarification regarding properly recycled items providing funding back to the city. Mayor Brubaker clarified that Solid Waste grants ended in 2022. There is no financial benefit from recycling.

Finance Director:

Finance Director Pileski updated council members on the completion of the Independent Audit, he explained the 2023 financial statements single audit report has been submitted and certified to the Federal Audit Clearing House by the independent auditors and himself. It is anticipated to be completed by Columbus by July 29th.

Finance Director Pileski thanked council members for their support and well wishes while he was out for knee replacement surgery. He shared he will have the left knee replaced in September.

Law Director Deery:

Law Director Deery provided an update that construction of the law office is ongoing, however if any of the staff is needed, it's suggested to call, or email prior to stopping in, as staff are in temporary work spaces. Law Director Deery provided an update that Attorney Margaret O'Brien,

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5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

who has been employed with the city of Elyria on a part-time basis for the last five years, will transition to full-time as of Monday July 15th.

EPD:

Police Chief Pelko provided an update to council members regarding a fatal accident on State Route 57 and Abbe Rd. that police responded to on July 7th. The non-fault person involved did not survive

the crash. The accident is still being investigated, it appears the fault driver was under impairment, more information will be forthcoming. Chief Pelko provided an update on the retirement of Casey Cardi as an FBI Special Agent who had been employed with the Police department for several years. Everyone is invited to a planned celebration for Special Agent Cardi on Thursday July 11th. Chief Pelko requested permission to retrieve the armored vehicle that is over the 500-mile radius. The vehicle is in Massachusetts.

Lipian moved, Siwierka seconded to approve travel beyond the 500-mile radius.

AYE: 10

NAYE: 0

ABSENT: 1

MOTION CARRIED

Chief Pelko requested permission for Sergeant Varga, who is responsible for special event to travel beyond the 500-mile radius for training in Florida for a three-day conference on how to properly plan and prepare for special events.

Schneider moved, Oswald seconded to approve travel beyond the 500-mile radius.

AYE: 10

NAYE: 0

ABSENT: 1

MOTION CARRIED

Council member Oswald expressed appreciation to Captain Welsh for assistance with community policing in his ward.

Council member Siwierka asked if there would be an FBI replacement for Special Agent Cardi? Chief Pelko responded they are working on a replacement. Council member Siwierka inquired about the update of the CALEA certification. Chief Pelko explained the recertification is currently in process.

Council member Schneider inquired of an update to the FBI training facility. Chief Pelko explained that engineering is working closely on the facility. They have recently installed building pads. They are waiting on completion of mechanical drawings. They have a planned meeting with the FBI in the upcoming days and will discuss next steps with the facility.

Council member Lipian inquired of a status update regarding recruiting. Chief Pelko explained twenty-nine officers are currently on the list, the current total is eighty-three, the budget is for ninety. Background investigations are currently being conducted on applicants. The academy starts in October, the plan is to have new hires ready for employment by then.

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5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

Council member Mitchell commended Chief Pelko for community policing in the other ward, and invited him to consider policing in the areas of Gateway Blvd. and Bullock Parkway. Chief Pelko stated an officer would be assigned to those areas.

Council member Lipian asked if there was thought of working with the Ohio State Patrol on traffic concerns? Chief Pelko explained there has been collaboration with the State Highway Patrol.

EFD: No report

Engineer Schneider:

Engineer Schneider provided an update on the East Side Sewer Relief project, all of the pipes are done and the restoration phase has begun. The week of July 15th, Poplar Street will be closed. Gulf Road will be open for two- way traffic up to Dilworth. East Broad Street excavation will begin the week of July 15th from South Logan to South Abbe Rd. Cleveland Street project is continuous. Curbs are being installed around Gulf Road. Traffic lights are being worked, as well as asphalt installation. Street resurfacing will begin the week of the July 15th as well.

Council member Oswald inquired if the aprons would be installed along with curbs on Gulf Rd.? Engineer Schneider responded yes, however no sewer work would be completed.

Council member Siwierka inquired of S. Abbe between Broad and University, when would the work begin? Engineer Schneider explained the project is with Ohio Public Works and has not been scheduled for bid. Council member Siwierka asked for clarification that Broad Street would be completed before the work begins on University. Engineer Schneider stated that it should be completed.

President Stewart asked if a projection on Cleveland Street completion could be provided.

Engineer Schneider shared the contractor pace is slower than anticipated, however there is not much work left to complete. He anticipates early November. President Stewart asked for an update to the FBI Training facility. Engineer Schneider explained dirt is being brought in and other cost saving efforts that keeps the project moving along.

Council member Mitchell inquired when might resurfacing begin. Engineer Schneider responded the week of July 15th.

Council member Lipian inquired of resurfacing for a portion of Miami. Engineer Schneider explained the hopes are to complete the concrete roads, odds are Miami will not be resurfaced.

Council member Lipian inquired of the right of way from the sidewalk to the resident's property. Engineer Schneider explained that typically sidewalk is installed one foot from the right of way.

Council member Oswald inquired of an update on the railroad bridges. There is currently no update.

6. PRESIDENT'S REFERRAL'S:

1. The matter of PY 2025 CDBG Action Plan, 2025-2029 Consolidated Plan, Analysis of Impediments to Fair Housing Slum & Blight Re-certification.

REFERRED BY: CD Director Scott

REFERRED TO: Joint Community Development and Finance Committee

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6. PRESIDENT'S REFERRAL'S: Continued

2. The matter of the creation of a position, titled City Planner.

REFERRED BY: Mayor Brubaker

REFERRED TO: Finance Committee

3. The matter of re-appropriating Issue 6 Capital Funds.

REFERRED BY: Mayor Brubaker

REFERRED TO: Finance Committee

4. The matter of finding City Property that is no longer used and to be disposed of or sold.

REFERRED BY: Chief Pronesti

REFERRED TO: Finance Committee

5. The matter of a contract for the Lowell Street Sanitary Sewer Extension Improvement Project.

REFERRED BY: Engineer Schneider

REFERRED TO: Utilities and Finance Committees

6. The matter of levying final assessments for the 2023 Sidewalk Program.

REFERRED BY: Engineer Schneider

REFERRED TO: Utilities and Finance Committees

7. The matter of an agreement with ODOT to replace signs on SR-57.

REFERRED BY: Engineer Schneider

REFERRED TO: Utilities

8. The matter of additional easements for the Windward Sewer / Gulf Road Pump Station Project.

REFERRED BY: Engineer Schneider

REFERRED TO: Utilities

9. The matter of a City-wide Parking Restriction on the hydrant side of City dedicated streets.

REFERRED BY: 3rd Ward Council Rep Siwierka

REFERRED TO: Utilities

10. The matter of a new contract with the City of Amherst for the sale of water.

REFERRED BY: Water Team Leader Jacob

REFERRED TO: Utilities

11. The matter of applying for assistance from Ohio EPA for determining unknown material used in water service lines and for technical assistance with lead service plan, program and project.

REFERRED BY: Water Team Leader Jacob

REFERRED TO: Utilities

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6. PRESIDENT’S REFERRAL’S: Continued

12. The matter of a Memorandum of Agreement with Elyria Firefighters, IAFF Local 474.

REFERRED BY: Safety Svc Dir Pyanowski

Referred to Council without Committee Support

13. The matter of Adult Use Marijuana Facilities within the City Limits.

REFERRED BY: President Stewart

REFERRED TO: Strategic Planning

14- 17 - Received and Placed on file in the clerk’s office:

14. Denial Letter to Kristin L Peterson.

15. Month-end Cash and Investment Balances for all Funds through May 2024.

16. Income Tax Collections Received in May 2024.

17. Lists of receipts collected by Municipal Courts for the Month of May 2024.

18. The matter of amending relevant ordinances, including the zoning code to conditionally permit adult use marijuana in the same zoning classifications as medical marijuana.

REFERRED BY: President Stewart

REFERRED TO: Planning Commission/ Strategic Planning

20. June General Fund Cash Balance Report

21. Lists of receipts collected by each division of the Clerk of Court’s office for June 2024

7. PETITIONS– LOBBY:

1. Carol Russo-724 Keat Circle- Parking ban.

2. Anthony Twine- 247 Harvard Ave. – Adult use marijuana

3. Dawn Guanjuato- 311 Gulf Rd.- General comments

4. Chase Farris- 715 Eastern Hts. Blvd.- Save Our Children

8. PETITIONS–COUNCIL MEMBERS: None

9. REPORTS OF STANDING AND SPECIAL COMMITTEES: None

10. RESOLUTIONS FIRST READING:

Finance

P. Tollett
M. Siwierka
B. Davis
C. Schneider
J. Cerra

RESOLUTION NO. 2024- 20

A RESOLUTION APPROVING A LIST SUBMITTED BY THE SAFETY SERVICE DIRECTOR FOR THE COLLECTION OF DELINQUENT INACTIVE UTILITY ACCOUNTS AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY SAID ACCOUNTS TO THE LORAIN COUNTY AUDITOR.

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

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10. RESOLUTIONS FIRST READING:

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

Sponsored by:

Finance

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

RESOLUTION NO. 2024-21

A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR MUNICIPAL USE CERTAIN CITY PROPERTY.

Tollett moved, Davis seconded to pass this resolution 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

11. RESOLUTIONS--SECOND READING: None

12. RESOLUTIONS--THIRD READING: None

13. ORDINANCES--FIRST READINGS:

Companion to above Resolution

Finance

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

ORDINANCE NO. 2024- 109

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

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

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13. ORDINANCES--FIRST READINGS: Continued

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

ORDINANCE NO. 2024-110

AN ORDINANCE ACCEPTING THE DEDICATION OF CERTAIN LANDS, EASEMENTS AND RIGHTS-OF-WAY FOR THE INSTALLATION OF STREETS AND UTILITIES AS PROVIDED FOR IN THE FINAL PLAT OF EATON POINT DRIVE, AND DECLARING AN EMERGENCY.

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	AYE: 10	AYE: 10
NAY: 0	NAY: 0	NAY: 0
ABSENT: 1	ABSENT:1	ABSENT: 1
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

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

ORDINANCE NO. 2024- 111

AN ORDINANCE ACCEPTING THE DEDICATION OF CERTAIN LANDS, EASEMENTS AND RIGHTS-OF-WAY FOR THE INSTALLATION OF STREETS AND UTILITIES AS PROVIDED FOR IN THE FINAL PLAT OF RIDGE WATER SUBDIVISION PHASE 6.

Callahan moved, Mitchell 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

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13. ORDINANCES--FIRST READINGS: Continued

Sponsored by:

Community Development

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

Finance:

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

ORDINANCE NO. 2024-112

AN ORDINANCE ADOPTING THE ELYRIA ARCHITECTURAL DESIGN RENDERING FINANCIAL SUPPORT PROGRAM.

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

SUSPENSION
 AYE: 10
 NAY: 0
 ABSENT: 1

PASSAGE
 AYE: 10
 NAY: 0
 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

Finance:

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

ORDINANCE NO. 2024-113

AN ORDINANCE AMENDING ORDINANCE NO. 2024-46, KNOWN AS THE "2024 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.

SUSPENSION
 AYE: 10
 NAY: 0
 ABSENT: 1

PASSAGE
 AYE: 10
 NAY: 0
 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- V. Stewart III
- K. Oswald
- B. Armstrong

ORDINANCE NO. 2024- 114

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT NO. 11 TO THE AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. FOR MANAGEMENT SERVICES FOR THE CITY OF ELYRIA WASTE WATER POLLUTION PLANT CONSOLIDATED SSO/CSO/WWPCP WET WEATHER PLAN, AND DECLARING AN EMERGENCY.

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13. ORDINANCES--FIRST READINGS: Continued

Mitchell 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

Council member Siwierka requested a copy of the exhibit that was not attached to the legislation.

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- V. Stewart III
- K. Oswald
- B. Armstrong

Finance:

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

ORDINANCE NO. 2024-115

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY TO THE STATE OF OHIO FOR ROUND 39 GRANT AND/OR LOAN FUNDING, ADMINISTERED BY THE OHIO PUBLIC WORKS COMMISSION, FOR REPAIR, RECONSTRUCTION, AND RESURFACING OF CERTAIN ROADS IN THE CITY OF ELYRIA; AUTHORIZING THE ACCEPTANCE OF SAID GRANT AND/OR LOAN, IF OFFERED; PROVIDING LOCAL FUNDS AS NECESSARY TO COMPLETE SAID PROJECTS.

Mitchell 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

Sponsored by:

Finance:

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

ORDINANCE NO. 2024-116

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO CREATE THREE (3) NEW CAPITAL PROJECT FUNDS, 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

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13. ORDINANCES--FIRST READINGS: Continued

MOTION CARRIED MOTION CARRIED MOTION CARRIED

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- V. Stewart III
- K. Oswald
- B. Armstrong

ORDINANCE NO. 2024-117

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE ABBE ROAD S. RESURFACING PROJECT, AND DECLARING AN EMERGENCY.

Mitchel 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

PASSAGE
 AYE: 10
 NAY: 0
 ABSENT: 1

EMERGENCY
 AYE: 10
 NAY: 0
 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

MOTION CARRIED

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- V. Stewart III
- K. Oswald
- B. Armstrong

ORDINANCE NO. 2024-118

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE FURNACE STREET RESURFACING PROJECT, AND DECLARING AN EMERGENCY.

Tollett moved to pass this ordinance without the benefit of a committee report under suspension of rules, and declaring an emergency, Lipian seconded.

Council member Siwierka inquired of confirmation of terms. SSD Pyanowski responded terms are for a three -year contract.

SUSPENSION
 AYE: 10
 NAY: 0
 ABSENT: 1

PASSAGE
 AYE: 10
 NAY: 0
 ABSENT: 1

EMERGENCY
 AYE: 10
 NAY: 0
 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

MOTION CARRIED

Sponsored by:

Utilities:

- D. Mitchell
- B. Davis
- V. Stewart III
- K. Oswald
- B. Armstrong

ORDINANCE NO. 2024-119

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE MIDWAY BOULEVARD RESURFACING PROJECT, AND DECLARING AN EMERGENCY.

July 8, 2024
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13. ORDINANCES--FIRST READINGS: Continued

Tollett moved, Davis seconded to pass this ordinance under suspension of 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:

Community Development

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

Finance:

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

ORDINANCE NO. 2024-120

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE SALE AND PURCHASE OF REAL ESTATE FOR CITY-OWNED REAL PROPERTY LOCATED AT 925 SPRUCE STREET, ELYRIA, OHIO, TO SAVE OUR CHILDREN OF ELYRIA, INC., AND DECLARING AN EMERGENCY.

Mitchell moved, Davis seconded to pass this ordinance under suspension of 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

Council member Tollett moved, Mitchell seconded to move into Executive Session.
Roll call vote: Callahan, Armstrong, Oswald, Mitchell, Schneider, Davis, Siwierka, Lipian, Stewart, Tollett

ORDINANCE NO. 2024-121

AN ORDINANCE AUTHORIZING MEMORANDUM OF AGREEMENT WITH THE ELYRIA FIREFIGHTERS, IAFF LOCAL 474, AND DECLARING AN EMERGENCY.

Mitchell moved to pass this ordinance without the benefit of a committee report under suspension of rules, and declaring an emergency Davis seconded.
accrued under.

SUSPENSION	PASSAGE	EMERGENCY
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13. ORDINANCES--FIRST READINGS: Continued

AYE: 10	AYE: 10	AYE: 10
NAY: 0	NAY: 0	NAY: 0
ABSENT: 1	ABSENT: 1	ABSENT: 1
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

14. ORDINANCES--SECOND READINGS: None

15. ORDINANCES--THIRD READING: None

16. COMMITTEE CALLS:

COMMUNITY DEVELOPMENT

Mon 7/15/2024 Beginning at 6:00 P.M. All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

JOINT CD/FINANCE

Mon. 7/15/2024 Immediately following Community Development All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

FINANCE

Mon. 7/15/2024 Immediately following Joint All Referred Items Council Chambers w/Mayor, Auditor, Law Director, SSD, Engineer

UTILITIES, SAFETY & ENVIRONMENT

Wed. 7/10/2024 Combined with Finance All Referred Items Council Chambers w/SSD, Law Director, Engineer All

COUNCIL/STRATEGIC PLANNING

Mon. 8/5/2024 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 8:16 p.m.

MOTION CARRIED

Executive Session began at 8:29 p.m.

Executive session ended at 9:07 p.m.

Minutes Approved

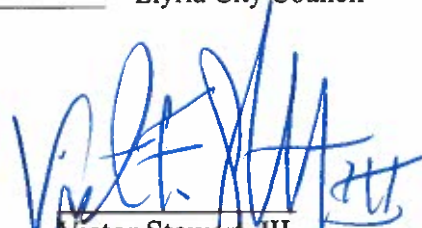
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Michael J. Lotko, III
Clerk of Council



Victor Stewart, III
President of Council

Strategic Planning Meeting to Follow Full Council