

As circulated January 20, 2026
Regular Council Meeting
Feb. 2, 2026 Elyria City Council

1. CALL TO ORDER:

The regular meeting of Elyria City Council was called to order on Tuesday January 20, 2026 at 6:59 p.m. by President Mitchell. President Mitchell opened the meeting requesting observance of a moment of silence. The Pledge of Allegiance was led by council member Lipian. President Mitchell requested all cell phones please be turned off or placed on silent position out of respect for the council. President Mitchell provided an update that the planned Strategic Planning meeting scheduled for the evening will be cancelled and held on Monday February 2, 2026

2. ROLL CALL: COUNCIL MEMBERS

PRESENT: Cerra, Van Wormer, Armstrong, Rothgery, Davis, Tollett, Lipian, Doehne, Schneider, Mitchell

ABSENT: Oswald

Moved by Cerra, seconded by Armstrong to excuse Council member Oswald absence.

OTHERS PRESENT: Mayor Brubaker, SSD Pyanowski, Fin. Dir. Pileski, Law Director Deery, Police Chief Welsh, Fire Chief Pronesti, Engineer Schneider, Supt. Stewart

3. PUBLIC HEARINGS: None

4. APPROVAL OF MINUTES:

Cerra moved, Armstrong seconded to approve the Regular Council meeting minutes of the November 17, 2025 and January 5, 2026 council meetings.

MOTION CARRIED

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Mayor:

Mayor Brubaker expressed his appreciation to Regan Phillips and members of the Elyria Dr. Martin Luther King, Jr. Holiday Commission for an outstanding program that was held on Monday January 19th at the Elyria Performing Arts Center. Mayor Brubaker especially expressed appreciation to all of the community members, leaders and organizations that braved the snowstorm that began as the group left Elyria City Hall to march to the Elyria High School PAC. Kudos to Regan and the Holiday Commission Team, the program was awesome and very well attended. The celebration of Dr. King was appreciated.

SSD:

Safety Service Director Pyanowski provided an update on road salt usage and availability. The city contracted for 9,000 tons for the year. The amount that is in the salt shed totaled 7,000 tons. The recent order, under contract totaled 5,400 tons. SSD Pyanowski shared that he is sure that if additional salt is needed they would have the access to buy it under contract. A fair amount of salt has been used so far this season.

Finance Director: No Report

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

Law Director Deery:

Law Director Deery provided an update of the Lorain County Court of Common Pleas, a hearing has been set for the second half of March from the receiver on the former Days Inn. A motion to get court approval on the purchase agreement that the receiver has entered into with the Lorain County Port Authority. The property owner objected to the agreement. Law director Deery shared she believes this is good news and there should be movement on the case once the hearing is held. Law Director Deery provided an update from the Ohio Division of Liquor Control Commission regarding a hearing on the city's objection regarding Xanmar LLC, informally known as The Bistro on Taylor Street. The hearing is scheduled for Wednesday January 21st virtually, no travel would be required of the Law Office staff. Once the results are confirmed information will be shared with all council members.

Council member Lipian expressed his appreciation to the Law Office for their assistance in helping him compile a statement received from complainants throughout the years about the Xanmar property. Law director Deery added that Attorney Margaret O'Brien will be the handling the argument at the hearing. Attorney O'Brien has had nothing but good things to say about all of the city departments, as well as the county health department that have been extremely helpful, and will be a part of the hearing as well.

EPD: No Report

EFD: No Report

Engineer Schneider: No Report

Supt. Stewart: No Report

6. PRESIDENT'S REFERRAL'S:

**Matter is completed or partially completed*

1. The matter of Amendments to Community Reinvestment Area No. 2 (CRA 2), No. 3 (CRA 3), No. 4 (CRA 4), No. 5 (CRA 5), No. 6 (CRA 6) in accordance with provisions of Ohio Revised Code, as amended by Senate Bill 33.

REFERRED BY: CD Manager Almobayyed

REFERRED TO: Joint Community Development / Finance

2. The matter of the Transfer of Real Property located on Lorain Blvd. from the City of Elyria to the Elyria Community Improvement Corporation for subsequent sale and development.

REFERRED BY: Admin Legal Counsel Mark F. Craig

REFERRED TO: Joint Community Development / Finance

3. The matter of a Demolition Lien to be placed on the property of 413 Marseilles Ave., Elyria.

REFERRED BY: Chief Building Official Farkas

REFERRED TO: Finance

6. PRESIDENT'S REFERRAL'S: Continued

4. The matter of (6) Police Dept. vehicles that are no longer fit for municipal use and to be disposed of by placing for sale on govdeals.

REFERRED BY: Police Capt. Palmer

REFERRED TO: Finance

5. The matter of Amendment No. 5 to the professional services agreement with CTI Engineers, Inc. for construction inspection services for The Water Reclamation Facility.

REFERRED BY: Engineer Schneider

REFERRED TO: Finance

6. The matter of entering into a contract for Legal Services with Bricker, Graydon, Wyatt for the year 2026, (service to be provided by City Labor Counsel Susan Anderson).

REFERRED BY: Safety Service Dir Pyanowski

REFERRED TO: Finance

Items 7 - 9 received and placed on file in the clerk's office:

7. Memo from CD Dir Scott regarding Elyria Tax Incentive Review Council (TIRC) Meeting.

8. November and December 2025 Cash Balance Reports.

9. November and December 2025 Income Tax Reports.

7. PETITIONS- LOBBY:

Judith Padua- Lorain county Children Services – 226 Middle Ave. Ste. 300, Elyria, 44039:
Foster Care information

8. PETITIONS-COUNCIL MEMBERS: None

9. REPORTS OF STANDING AND SPECIAL COMMITTEES: None

10. RESOLUTIONS FIRST READING:

RESOLUTION NO. 2026-1

A RESOLUTION TO APPOINT THREE (3) ELYRIA COUNCIL
MEMBERS TO THE CITY'S ECONOMIC DEVELOPMENT
COMMITTEE, EACH FOR A TWO (2) YEAR TERM, TO EXPIRE
DECEMBER 31, 2027, AND DECLARING AN EMERGENCY.

Davis moved, Cerra seconded to pass this resolution on its first reading 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

10. RESOLUTIONS FIRST READING: Continued

Sponsored by

Finance

P. Tollett
C. Schneider
B. Davis
M. Van Wormer
J. Cerra

RESOLUTION NO. 2026-2

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

SUSPENSION

AYE: 10

NAY: 0

ABSENT: 1

MOTION CARRIED

PASSAGE

AYE: 10

NAY: 0

ABSENT: 1

MOTION CARRIED

Sponsored by

Finance

P. Tollett
C. Schneider
B. Davis
M. Van Wormer
J. Cerra

RESOLUTION NO. 2026-3

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

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

SUSPENSION

AYE: 10

NAY: 0

ABSENT: 1

MOTION CARRIED

PASSAGE

AYE: 10

NAY: 0

ABSENT: 1

MOTION CARRIED

11. RESOLUTIONS--SECOND READING: None

12. RESOLUTIONS--THIRD READING: None

13. ORDINANCES--FIRST READINGS:

Companion to above Resolution

Sponsored by

Finance

P. Tollett
C. Schneider
B. Davis
M. Van Wormer
J. Cerra

ORDINANCE NO. 2026-2

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

13. ORDINANCES--FIRST READINGS: Continued

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

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

Sponsored by
Community
Development
C. Schneider
A. Lipian
E. Doehne
D. Mitchell
G. Rothgery

ORDINANCE NO. 2026-3

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A SANITARY SEWER EASEMENT FROM SOUTH ABBE ROAD PLAZA, LLC, AN OHIO LIMITED LIABILITY COMPANY, AND DECLARING AN EMERGENCY.

Schneider moved, Cerra seconded to pass this ordinance on its first reading 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
Finance
P. Tollett
C. Schneider
B. Davis
M. Van Wormer
J. Cerra

ORDINANCE NO. 2026-4

AN ORDINANCE AMENDING ORDINANCE NO. 2025-214, KNOWN AS THE "2026 TEMPORARY APPROPRIATIONS ORDINANCE".

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

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

13. ORDINANCES--FIRST READINGS: Continued**Sponsored by****Utilities**

D. Mitchell
 K. Oswald
 B. Davis
 G. Rothgery
 B. Armstrong

Finance

P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-5

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR CHEMICALS FOR THE WASTEWATER POLLUTION CONTROL (WWPC) PLANT/ WATER RECLAMATION FACILITY FOR CHEMICALS FOR THE YEARS 2026/2027, AND DECLARING AN EMERGENCY.

Davis moved, Armstrong seconded to pass this ordinance on its first reading 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**Utilities**

D. Mitchell
 K. Oswald
 B. Davis
 G. Rothgery
 B. Armstrong

Finance

P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-6

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR CHEMICALS FOR THE WATER PUMPING PLANT FOR THE YEARS 2026/ 2027 AND DECLARING AN EMERGENCY.

Davis moved, Armstrong seconded to pass this ordinance on its first reading 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

13. ORDINANCES--FIRST READINGS: Continued

Sponsored by

Finance

P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-7

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
 INTO AN AMENDMENT NO. 3 TO THE PROFESSIONAL
 SERVICES AGREEMENT WITH BLACK & VEATCH
 CORPORATION, AND DECLARING AN EMERGENCY.

Tollett moved, Davis seconded to pass this ordinance on its first reading 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

Finance

P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-8

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR
 AND ENTER INTO A WATER POLLUTION CONTROL LOAN
 FUND AGREEMENT WITH THE OHIO EPA, DIVISION OF
 ENVIRONMENTAL AND FINANCIAL ASSISTANCE (DEFA),
 FOR THE ACTIVATED SLUDGE AERATION TANK
 IMPROVEMENTS PROJECT, AND DECLARING AN
 EMERGENCY.

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

Lipian abstained from the vote

SUSPENSION	PASSAGE	EMERGENCY
AYE: 9	AYE: 9	AYE: 9
NAY: 0	NAY: 0	NAY: 0
ABSENT: 1	ABSENT: 1	ABSENT: 1
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by

Finance

P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-9

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
 INTO CHANGE ORDER NO. 1 WITH CROSSROADS ASPHALT
 RECYCLING, INC. FOR THE 2025 OPWC LEONA STREET
 RESURFACING PROJECT, AND DECLARING AN
 EMERGENCY.

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

SUSPENSION	PASSAGE	EMERGENCY
AYE: 10	AYE: 10	AYE: 10
NAY: 0	NAY: 0	NAY: 0

13. ORDINANCES--FIRST READINGS: Continued

ABSENT: 1	ABSENT: 1	ABSENT: 1
MOTION CARRIED	MOTION CARRIED	MOTION CARRIED

Sponsored by

Finance
 P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-10

AN ORDINANCE AMENDING SECTION 165.33(a) OF THE ELYRIA CODIFIED ORDINANCES TO ADD THE POSITION OF PROJECT MANAGER TO WATER RECLAMATION FACILITY, FORMERLY WASTEWATER POLLUTION CONTROL PLANT AND ASSIGN A PAYGRADE FOR SAME; AND DECLARING AN EMERGENCY.

Tollett moved, Schneider seconded to pass this ordinance on its first reading 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

Finance
 P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-11

AN ORDINANCE AMENDING ORDINANCE NO. 2025-195, TO ADDRESS THE WAGES FOR CERTAIN NEWLY CREATED JOB POSITIONS IN ACCORDANCE WITH CHAPTER 165 OF THE ELYRIA CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

Tollett moved, Schneider seconded to pass this ordinance on its first reading 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

Finance
 P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-12

AN ORDINANCE AMENDING THE RURAL LORAIN COUNTY WATER AUTHORITY WATER SUPPLY AGREEMENT, WHICH PROVIDES WATER SERVICES IN THE CHESTNUT COMMONS COMMERCE PARK AREA, TO REFLECT DEFERRED RATE AND TAP FEES EFFECTIVE JANUARY 1, 2025, AND DECLARING AN EMERGENCY.

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

SUSPENSION	PASSAGE	EMERGENCY
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 Elyria City Council

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

Sponsored by

Finance
 P. Tollett
 C. Schneider
 B. Davis
 M. Van Wormer
 J. Cerra

ORDINANCE NO. 2026-13

AN ORDINANCE AMENDING ELYRIA CODIFIED ORDINANCE SECTION 137.01, PERSONNEL; BONDS, IN PERTINENT PART, AND DECLARING AN EMERGENCY.

Tollett moved, Davis seconded to pass this ordinance on its first reading 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

15. ORDINANCES--THIRD READING: None

16. COMMITTEE CALLS:

CD/FINANCE

Mon. 1/26/2026 Beginning at 6:00 P.M. All Referred Items Council Chambers w/ C. Schneider, Chr., P. Tollett, Chr., w/Mayor, Finance Director, Law Director, SSD, Engineer

FINANCE

Mon. 1/26/2026 Immediately following CD. All Referred Items Council Chambers w/ P. Tollett w/Mayor, Finance Director, Law Director, SSD, Engineer

STRATEGIC PLANNING

Mon. 2/2/2026 Immediately following Council Meeting All Referred Items Council Chambers W/ Mayor, Safety Service Director, Finance Director, Law Director, Engineer

17. MISCELLANEOUS AND UNFINISHED BUSINESS:

Council member Lipian asked if he could address questions of a resident that was unsure of the request to address council process. His questions were regarding Days Inn and the old Friendly's property. Law Director Deery provided the information that was provided at the beginning of the meeting regarding the former Days Inn. The resident unfamiliar with the council meeting process, did not agree with the report being provided. Council President Mitchell declared a point of order and requested a sidebar discussion be held to respond to the resident's concerns.

Minutes Approved

Ascertained January 20, 2026
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18. ADJOURNMENT:

Davis moved, Schneider seconded to adjourn the Regular Council Meeting at 7:35 p.m.
MOTION CARRIED



Victor Stewart, III
Clerk of Council



Donna Mitchell
President of Council

YouTube Link: https://www.youtube.com/watch?v=_t9c4FSpFOY

Rlp/