

**MINUTES OF THE CITY COUNCIL
SHEFFIELD LAKE, OHIO
October 8, 2024**

This regular meeting of the City Council was held Tuesday, October 8, 2024.
Council President Rosso called the meeting to order at 7:01 pm.

*******ROLL CALL OF MEMBERS*******

Present: President Rosso, Stark, Kovach, Gee, Cizl, Wtulich, DeBottis, Petrucci, Service Director Hastings, Law Director Graves.
Excused: Mayor Radeff.
Attending Videographer, citizens.

READING OF THE MINUTES:

Council - *Motion by Kovach/Second by Gee to accept the minutes of the September 24, 2024 meeting with any noted corrections. Yeas all.

Special Council - *Motion by Kovach/Second by Gee to accept the minutes of the October 3, 2024 meeting with any noted corrections. Yeas All.

CORRESPONDENCE: Monthly report of court receipts September 2024- \$3,817.00.

CITY COUNCIL REPORTS

Roads, Drains, Water, Sewer and Refuse: *Motion by Wtulich/Second by Gee to approve the sewer credit at 765 Lafayette Blvd. in the amount of \$28.80. *Motion by Wtulich/Second by Gee to approve the sewer credit at 953 Stark St. in the amount of \$374.40. /*Safety:* Chairman Kovach reviews the minutes of the October 2, 2024 meeting. *Motion by Gee/Second by Cizl to accept the report. Yeas All. /*Buildings, Lands, Vehicles & Equipment:* Chairman Wtulich reviews the minutes of the October 1, 2024 meeting. *Motion by Gee/Second by Cizl to accept the report. Yeas All. /*Ordinance:* Chairman Cizl reviews the minutes of the October 1, 2024 meeting. *Motion by Gee/Second by Wtulich to accept the report. Yeas All. /*Finance:* None. /*Council Representative to the Joyce Hanks Community Center:* Representative Petrucci reviews the minutes of the October 3, 2024 meeting. Councilwoman Gee asks were you able to find out anymore information on the window coverings? Representative Petrucci replies not yet. /*Council Representative to the Park Board:* None. /*Representative to the Planning Commission:* None. /*Council Representative to the Zoning Board of Appeals:* None.

ADMINISTRATIVE REPORTS

MAYOR/SAFETY: Excused. / **SERVICE DIRECTOR'S REPORT:** Service Director Hastings has no report. Councilman Cizl says I noticed you were digging up on Lake Rd. for a couple days and I was just curious. Service Director Hastings replies that was the Lake Rd. taps to the residents who had complained of flooding on that end of town. That project was completed today. *Motion by Gee/Second by Cizl to accept the report. Yeas All. /**FINANCE DIRECTORS REPORT:** N/A. /**LAW DIRECTORS REPORT:** Law Director Graves reports

we will have a civil service commission meeting tomorrow at 4:45pm. There will be two items on the agenda. One: to consider a protest that has been presented under the civil service rules related to the sergeant's exam that was recently conducted. Under the rules, candidates have the opportunity to review their test scores and any question they think may have been scored incorrectly, they are allowed to file a protest and civil service will consider those protests. The other item will be to certify a new list of eligibles for entry level to the police dept. I had a teleconference today via Microsoft Teams with the state auditors. We did review our 2023 audit which is a clean audit and no issues raised. We have reached the term limit of using the state auditors. You can only go through the state auditors for so many years, then you have to go through an independent auditor. You go back and forth. Next year we will be going out to bid for an independent auditing firm to do our audit for 2024 which happens in 2025. I also attended the Lorain County Budget Commission meeting and went over what you have before you tonight which is our annual certification from the Lorain County Budget Commission of anticipated rates and revenues from our various tax levies. Law Director Graves reviews legislation for the evening. President Rosso says I thought we got an email saying the audit review is on the 15th. Law Director Graves replies so, when your audit is complete, you have the opportunity to have a post audit conference to just go over it. Historically, the city has waived that, but this year we asked to have it. Councilwoman Gee asks was there any reason as to why instead of turning it in on time, we turned it in in August? Law Director Graves responds I have no explanation for that except the individual who was responsible for submitting that information was delayed. Councilwoman Gee asks are we going to be fined by the state, or no? Law Director Graves replies no. *Motion by Gee/Second by Cizl to accept the report. Yeas All.

CITIZENS COMMENTARY: *Tammy Asire, 648 Maplewood Ave.* says I've been listening and reading Facebook posts and comments about a business proposal on Abbe Rd. Very unofficial survey that doesn't really mean anything, but on three different Facebook pages, out of over 200 responses of people commenting about supporting or not supporting a food truck and outdoor recreation on Abbe Rd., over 200 are positive and two were against it. That was before people starting putting flyers in people's mailboxes about it. Surprisingly, still haven't seen a change on those numbers. I want to point out that that section of Abbe Rd. is light industrial. The back of that property to the east is storage units, to the north an empty lot, to the south more light industrial and an automotive repair shop, to the west there are a couple houses and more storage units. This development going in possibly, has absolutely zero cost to the city and zero cost to the taxpayers. Sewer and water are already there, nothing really needs to be done. In a city that is pushing a master plan that is discussing more recreational opportunities and bringing in business, to me this seems like an easy one. The other thing I want to say is about comments I have heard through different meetings about noise ordinances at other places. Specifically, a bar that's been there longer than I've lived in this area which is way back in the 70's. One of the comments that I heard that raised a question in my mind was a certain individual during her conversation discussed the drug issue there. So, I called the chief of police and asked whether there was or has been an increased issue with drug usage, drug violations, drug tickets, drug problems at Pez's. The response from Chief Kory was once or twice we have told people in the parking lot that even though marijuana smoking is now legal in the State of Ohio, you can't smoke it here in the

parking lot and that was the end of it. He said there's been no heavy drugs, no increase. So, I just want to point out that you can make your point, but use facts please.

President Rosso says this is the second time I have heard someone refer to the old Abbe Rd. property as zoned for light industrial. It is zoned industrial; it is not light industrial.

Fred Nida, 320 Cove Beach says in reference to the outside recreational zoning type, whatever you people have going on, I think it's a very poor idea. The only way that myself and my neighbors have found out about this is through flyers in the mailbox. I don't understand why the city did not notify residents of their proposal to do this. President Rosso replies that flyer was made by an individual; it was totally inaccurate, it was full of misinformation, there is nothing immediately going to be passed by council regarding any of this. What is currently being discussed now is changing the language that would allow someone to apply to get a conditional use. That's when all the public hearings start. That flyer implying that there's going to be outdoor entertainment 365 days a year, that was all wrong. That was just somebody stirring up trouble. I would like to find out who put it in people's mailboxes so I could report it to the post office, because that is a felony. Mr. Nida says I would hopefully think that the city would not allow something of that nature to be put there. Right now, Pez's is bad enough on Tuesday night with their motorcycles out there and they are doing parking lot drags. If you think that you could put an outside recreational food truck whatever there year-round without having a noise issue, is wrong. Miller Road Park's a mile away and we can hear those bands playing half the night. I'm just here to state my feelings on it and I'm sure all my other neighbors feel the same way, because that's my back yard. I really would appreciate if something of that nature that crowds are gathered, noise whatever would hopefully not be allowed to go there.

President Rosso says it is preliminary. It's gotta go through planning, council, etc. It doesn't have to be rezoned, there is no zoning under discussion here. It's a conditional use. There are different conditional uses people can ask for in certain zoning areas. I'm trying to make it clear to everyone, because that letter did a disservice to the residents by implying last week that we were going to be unanimously voting on something that isn't even through the process yet. There will be plenty of opportunities to voice your concern.

UNFINISHED BUSINESS: None.

NEW BUSINESS: None.

ORDINANCES AND RESOLUTIONS:

COUNCIL #011- TABLED- AN ORDINANCE VACATING PORTIONS OF PARKVIEW DRIVE, IVANHOE AVENUE AND FERNDALE AVENUE AND THE DECLARING OF AN EMERGENCY.

COUNCIL #045- FIRST READING- AN ORDINANCE ESTABLISHING THE COMPENSATION FOR THE POSITION OF DIRECTOR OF FINANCE, AND THE DECLARING OF AN EMERGENCY.

*Motion by Kovach/Second by Wtulich FOR SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Wtulich, Kovach, Petrucci, Stark, Cizl.

Nays- Gee, DeBottis.

*Motion by Kovach/Second by Wtulich FOR ADOPTION.

ROLL CALL FOR ADOPTION: Kovach, Wtulich, Stark, Cizl, Petrucci.

Nays- Gee, DeBottis.

Ordinance Passes #41-24

COUNCIL #046- FIRST READING- A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

*Motion by Kovach/Second by Stark FOR SUSPENSION OF THE RULES.

ROLL CALL FOR SUSPENSION: Cizl, Petrucci, Stark, Wtulich, Kovach, DeBottis, Gee. Yeas All.

*Motion by Kovach/Second by Stark FOR ADOPTION.

ROLL CALL FOR ADOPTION: Kovach, Stark, Wtulich, Gee, Cizl, DeBottis, Petrucci. Yeas All.

Resolution Passes #42-24

PRESENTATIONS:

Acting Mayor Rosso submits Corey Rummel for the full-time position of Finance Director.

*Motion by Kovach/Second by Stark to approve the appointment of Corey Rummel. ROLL CALL: Kovach, Cizl, Wtulich, Stark, Petrucci.

Nays- Gee, DeBottis.

COUNCIL PRESIDENT: President Rosso says I don't care how anyone votes, vote your conscience, but consistently people are voting no with no explanation on why they are voting no after having opportunity to ask their questions and get them answered.

MEETING ADJOURNED: With no further business before this council, *Motion by Kovach/Second by Wtulich to adjourn at 7:35 PM. Yeas All.

CLERK OF COUNCIL AFFIRMATION: This Meeting of The City Council Of The City Of Sheffield Lake, Ohio Was Held And Conducted Under All Rules And Regulations Governing The Sunshine Laws Of The State Of Ohio As They May Apply. All meetings are recorded and available in council offices.

CLERK OF COUNCIL/COMMITTEES

Brandy Randolph

I, Brandy Randolph, duly appointed Clerk of Council of Sheffield Lake DO HEREBY CERTIFY that

this is a true and exact copy of the Minutes of

COUNCIL of October 8, 2024.

COUNCIL PRESIDENT

Rick Rosso

MAYOR

Rocky Radeff