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# MINUTES

## City of Mentor

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### MENTOR CITY COUNCIL REGULAR MEETING January 17, 2012

The meeting was called to order by Council President Marn at 7:00 P.M.

INVOCATION was given by Councilman Shiner, immediately followed by the Pledge to the Flag.

ROLL CALL:

Robert M. Shiner, Ward 1 Councilman  
Carolyn P. Bucey, Ward 2 Councilwoman  
Janet A. Dowling, Councilwoman-at-Large  
Ray Kirchner, Councilman-at-Large  
John A. Krueger, Ward 4 Councilman  
Bruce R. Landeg, Ward 3 Councilman  
Scott J. Marn, Councilman-at-Large

ALSO PRESENT:

Richard A. Hennig, Law Director  
Elizabeth A. Limestahl, Clerk of Council  
Kenneth J. Filipiak, City Manager  
Anthony Zampedro, Assistant City Manager  
Lorne Vernon, Public Works Supervisor  
David Malinowski, Finance Director  
David Swiger, City Engineer  
Robert Martin, Parks, Recreation & Public Facilities Director  
Ronald M. Traub, Economic & Community Development Director  
Daniel Llewellyn, Police Chief  
Richard Harvey, Fire Chief

The Clerk of Council confirmed that notice of the meeting was given in conformity with the Ohio Revised Code Section 121.22.

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### APPROVAL OF MINUTES:

MOTION BY COUNCILWOMAN BUCEY, second by Councilman Kirchner to approve the minutes of the December 6, 2011 Meeting of Council. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MINUTES OF 01/10/12 MEETING APPROVED

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### NEW LEGISLATION:

#### ORDINANCE NO. 12-O-05:

AN ORDINANCE TO AUTHORIZE REVISIONS TO APPROPRIATIONS,  
AND DECLARING AN EMERGENCY

Councilwoman Bucey asked for further explanation on the ODNR Lagoons Fund. Mr. Malinowski said that is a realignment of funds for various costs incurred related to a grant. The City was able to charge back some labor costs that were eligible. Those were unplanned for originally, but were eligible.

MOTION BY COUNCILMAN SHINER, second by Councilwoman Bucey to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MOTION BY COUNCILMAN SHINER, second by Councilman Bucey for passage. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

ORDINANCE NO. 12-O-05 PASSED

#### ORDINANCE NO. 12-O-06:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO  
A CONTRACT WITH PENN CARE, INC. FOR THE PURCHASE OF ONE (1)  
2012 BRAUN RESCUE SQUAD AND CHASSIS, AND DECLARING AN  
EMERGENCY

Councilman Kirchner asked about the squad that was involved in the accident. Mr. Filipiak noted that has not been resolved yet, as the unit is not back in service. The Administration will propose to replace that unit with the unit in this legislation. The damages to that unit are approximately 70% of the depreciated value. Due to the life

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expectancy of squads, they do not want to take the risk on a rebuilt unit, and wish to replace the damaged unit with a brand new unit. The individual that caused the accident did not have adequate insurance to cover a new unit, so a portion will be covered by our provider. The City may have to contribute as much as \$10,000 - \$30,000 after insurance payments.

MOTION BY COUNCILMAN SHINER, second by Councilwoman Bucey to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MOTION BY COUNCILWOMAN BUCEY, second by Councilman Kirchner for passage. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

ORDINANCE NO. 12-O-06 PASSED

ORDINANCE NO. 12-O-07:

AN ORDINANCE AUTHORIZING THE AMENDMENT OF A MENTOR INCENTIVE TAX CREDIT AGREEMENT WITH STERIS CORPORATION, AND DECLARING AN EMERGENCY

Gerry Reis, Senior Vice President of Steris, thanked Council for their consideration. Following the placement of their Customer Solutions Center, over 250 customer visits have been hosted. That resulted in visitors spending money in Mentor. Approximately 250 jobs have also been formed. Steris has kept their word relative to grant agreements with the City. Steris is 24 years old. They do not take anything for granted. He appreciates the business friendly attitude of the City. He feels that the establishment of their Customer Solutions Center anchored Steris in the community and was important for the community and growth of the community in general. He urged everyone to have the discussion regarding the sales tax with citizens and companies that it could affect. Competition is fierce for corporations. Dialogue through questions and candid conversation with the Administration, Council and the citizens has made a difference in why Steris remains an anchor and an important business in the City.

MOTION BY COUNCILMAN SHINER, second by Councilwoman Bucey to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

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MOTION BY COUNCILWOMAN BUCEY, second by Councilman Shiner for passage. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

ORDINANCE NO. 12-O-07 PASSED

ORDINANCE NO. 12-O-08:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH OTHER LAKE COUNTY MUNICIPALITIES AND GOVERNMENTAL ENTITIES ESTABLISHING A CRASH RECONSTRUCTION UNIT, AND DECLARING AN EMERGENCY

MOTION BY COUNCILMAN SHINER, second by Councilwoman Bucey to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MOTION BY COUNCILWOMAN BUCEY, second by Councilman Shiner for passage. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

ORDINANCE NO. 12-O-08 PASSED

ORDINANCE NO. 12-O-09:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MOTOROLA SOLUTIONS INC. OF SCHAUMBURG, IL FOR THE PURCHASE OF PORTABLE RADIOS AND RELATED EQUIPMENT AND DECLARING AN EMERGENCY

MOTION BY COUNCILMAN KIRCHNER, second by Councilwoman Bucey to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MOTION BY COUNCILWOMAN BUCEY, second by Councilman Kirchner for passage. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

ORDINANCE NO. 12-O-09 PASSED

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### RESOLUTION NO. 12-R-102

A RESOLUTION ENCOURAGING THE LAKE COUNTY COMMISSIONERS TO DELAY MAKING A DECISION ON INCREASING THE SALES TAX RATE IN LAKE COUNTY, AND DECLARING AN EMERGENCY

MOTION BY COUNCILMAN SHINER, second by Councilman Kirchner to suspend the rule requiring the legislation to be read on three different days. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

MOTION BY COUNCILWOMAN BUCEY, second by Councilman Landeg for adoption. ROLL CALL: Yeas: Council Member: Shiner, Bucey, Dowling, Kirchner, Krueger, Landeg and Marn. Nays: None. Motion Passed 7/0.

RESOLUTION NO. 12-R-102 ADOPTED

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### SECOND READING:

None.

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### THIRD READING:

None.

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### MANAGER'S REPORT:

Mr. Filipiak commented on the recent changes in weather and encouraged residents to contact the City if there are any water issues experienced.

Letters have been sent out regarding the new recycling program. Distribution of the recycling containers has also begun. The program begins February 1<sup>st</sup>.

The lighting west of Route 615 on State Route 2 to Hopkins Road has been out. ODOT indicated that a section of conduit needed to be replaced and repaired. They expect the lights to be operational by the end of January.

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Dominion East Ohio Gas is lowering gas lines at Stoneybrook and Garfield culverts in support of the replacement and expansion project. Aqua Ohio will do the same the week of January 23<sup>rd</sup>.

The Police Department is promoting its Facebook page. One arrest has been made as a result of a surveillance photo posted on the page.

The City has received reimbursement from the Lake County General Health District for participation in the pharmaceutical drug collection and disposal program. The City has collected 816 pounds of pharmaceuticals in the past year.

Welcome to relocated business Abilities Unlimited Services on Hamilton Avenue.

### **CLERK'S CORRESPONDENCE:**

Mentor Municipal Court Monthly Report – December, 2011

### **COMMISSION/COMMITTEE REPORTS:**

Board of Building & Zoning Appeals – December 13, 2011

### **OLD BUSINESS:**

Council President Marn announced vacancies on the following Commissions/Committees:

- One (1) Unexpired 4-Year Term on the Board of Building & Zoning Appeals
- One (1) Unexpired 3-Year Term on the Community Arts Commission
- One (1) 3-Year Term on the Fair Housing Board
- One (1) Unexpired 3-Year Term on the Fair Housing Board

Deadline for submission of applications is January 31, 2012.

Councilwoman Dowling asked if previous applicants have been contacted to see if they are still interested in a position with the City. Answer was yes.

### **NEW BUSINESS:**

Councilwoman Bucey asked for an update on the Stoneybrook improvements. Mr. Swiger said an early setback was the relocation of the utilities. The plan has been revised to accommodate utilities staying in place and to help expedite the relocation of utilities. They hope to have the project completed by the end of May.

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Councilman Krueger asked if there was any headway on the unit count for Newell Creek. Council President Marn said the Administration is looking into that.

Councilman Shiner stated his concerns with the State taking over collection of income tax. He wants to make sure the City does not forget about this issue just because discussions have slowed down. We need to send a clear message to the State whether through a resolution or the Mayors/Managers Association.

**PERSONS BEFORE COUNCIL:**

None.

MOTION BY COUNCILMAN KIRCHNER, second by Councilman Shiner to adjourn.

Meeting adjourned at 7:40 P.M.

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President of Council

ATTEST:

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Clerk of Council