

SPECIAL CITY COUNCIL MEETING FOR
EXECUTIVE SESSION
MONDAY, JULY 20, 2015 – 6:30 PM

REGULAR COUNCIL MEETING
MONDAY, JULY 20, 2015 - 7:30 PM

PUBLIC HEARING
MONDAY, JULY 20, 2015 - 7:30 PM

President Paul Hach called the Special Meeting to order in Council Chambers at 6:30 pm. He asked for a motion to convene to Executive Session. Mrs. DiNallo motioned to move into Executive Session in Accordance with the City's Charter Article II, Section 6, Items 1, 3, and 4: (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official of the City; (3) To discuss pending or potential litigation involving the City; and (4) To prepare for, conduct or review negotiations or bargaining sessions with municipal employees concerning their compensation, or other terms of employment, seconded by Mrs. Jenkins.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered, "Yes". Motion carried. Council moved to Courtroom #2. Mr. Fitzgerald was absent.

At 7:29 pm, Council returned to Council Chambers in Courtroom #1. President Hach asked for a Motion to Adjourn from Executive Session and reconvene the regular meeting. Motion to Adjourn from Executive Session by Mrs. Jenkins, seconded by Mrs. DiNallo.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, and Mr. Hach answered, "Yes". Motion carried. Mr. Fitzgerald was absent.

At 7:30 pm, President Hach called the regular meeting to order in Courtroom #1, requested visitors please turn off their cell phones and other electronic devices. Councilwoman Katie Jenkins gave the invocation. The Pledge of Allegiance was recited.

City Council convened in a regular meeting in Council Chambers, with the following in attendance: Paul Hach, Lori DiNallo, Katie Jenkins, Andrew Flock, Jim Fodor, Mike DeLeone, City Manager Anthony Carson, Law Director Joseph Gurley, Assistant City Manager Doug Lewis, Fire Chief Mark Mlachak, Finance Director Andy Unetic, Water Superintendent George Ginnis, Public Works Director Brian Belfiore, Water Pollution Control Plant Superintendent Randy Bruback; Electric Superintendent Jeff McHugh, Parks and Recreation Director Lee Homyock, City Planner Lynn White, City Engineer Leanne Exum, and Acting Clerk Tina Pomfrey. Tom Fitzgerald was absent.

Motion by Mrs. DiNallo, seconded by Mrs. Jenkins to approve the meeting minutes for June 15, 2015 and July 23, 2015 as submitted. All members answered "Yes". Motion carried.

Proclamations were presented to Lubrizol Corporation, Painesville Little League, and Painesville Disc Golf for their contributions to the City.

Mr. Hach stated we will now recognize Visitors. At 8pm, there will be two (2) Public Hearings to discuss Items #10-12 and then Item #13 of legislation. For those visitors who wish to speak on these Items, you will be given the opportunity during the Public Hearing. For all other matters, please raise your hand if you wish to speak. When called upon, please use the podium, clearly state your name and address into the microphone, and limit your comments to 3 minutes." Any dialogue must be conducted through me as President of Council, although your comments or questions can be addressed to Council, the Administration, or both. Three (3) people wished to speak.

Mr. Ray Sternot of 346 Birchwood Lane read from his comments on the City sidewalk plowing equipment. (*See Attachment #1*).

Mr. Angelo Cimaglio of 477 Owego Street questioned why Painesville is listed as a Sanctuary City and have steps been taken to have us removed from these kinds of lists.

Mr. Anthony Torre of 158 Sanford Street expressed his views on gay marriage.

President Hach stated if visitors wish to comment on Legislation Items # 1-9, they must request to do so at this time. Those making such requests will then be called upon after the reading. Any dialogue must be conducted through him as President of Council, although your comments or questions can be addressed to

Council, the Administration, or both. When called upon, please use the podium, remember to clearly state your name and address into the microphone, and limit your comments to 3 minutes. He asked that visitors please remember for those who wish to speak on the Public Hearing Items #10-13, they will be given the opportunity during the Public Hearing. Please raise your hand to be recognized at this time.

ORDINANCE: AN ORDINANCE AMENDING SECTION 167.071, 167.09, 167.11, AND 167.12 OF THE PAINESVILLE CODE OF 1998 RELATING TO THE CLASSIFICATION AND COMPENSATION PLAN, and DECLARING AN EMERGENCY

was given first reading.

Mr. Carson stated this Ordinance concludes the ratification of all the outstanding contracts through 2017. These contracts call for a 2.5% rate increase in 2015, a 2.5% rate increase in 2016 and a 1.5% rate increase in 2017. These union's agreements are retroactive to April 1, 2015.

Motion by Mr. Fodor seconded by Mr. Flock to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mrs. Jenkins, Mr. DeLeone, Mrs. DiNallo, answered "No"; Mr. Fodor, Mr. Flock, and Mr. Hach answered "Yes". Motion failed 3-3. Mr. Fitzgerald was absent.

This matter was requested to be reconsidered after an Executive Session at the end of the meeting.

RESOLUTION: A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BID AND PURCHASE SIDEWALK SNOW REMOVAL EQUIPMENT AND DECLARING AN EMERGENCY.

was given first reading.

Mr. Carson stated we are requesting authorization to Advertise for Bid and the Purchase of Snow Removal Equipment to be used for the city's sidewalk snow clearing throughout the city. This equipment includes: Two (2) Wacker Nueson WL32 tractors and accompanying snow removal equipment and One (1) Bob Cat T450 TA Skid Steer Loader and accompanying snow removal Equipment. The Total estimated cost of this equipment is \$159,154.61. The equipment recommended can be used with other implements throughout the year. Our existing equipment is over 20 years old and will not make it through our next snow clearing season.

This item was left on First Reading.

At 8:00 p.m. President Hach called the 1st Public Hearing to order. He stated the Public Hearing Section will be divided into 2 separate Public Hearings coinciding with the items of legislation on each topic.

Motion by Mr. DeLeone, seconded by Mr. Fodor to move into the Public Hearing. All members answered "Yes". Motion carried.

ORDINANCE NO. 13-15: AN ORDINANCE AMENDING SECTIONS 1127.01, 1127.05 AND 1127.06 OF THE PAINESVILLE CODE OF 1998, RELATING TO THE CREATION OF A R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY

was given third reading.

At the Special Planning Commission meeting held on May 28th a new zoning category was presented and favorably recommended by a vote of 5-0. This new classification is R1-60 Single Family 60-Foot Frontage Residential District. This district would allow a denser single family residential development as allowed in the R-2 Zoning Category similar to what is being constructed within the Heisley Park Subdivision. The difference in the two categories is the permitted uses in the zoning category. The permitted uses in this category mimic the R-1 Single Family Zoning Classification. Also included are the height, lot area, and minimum floor area requirements for the new district. These regulations support what has already been developed.

Motion by Mrs. Jenkins seconded by Mrs. DiNallo that ORDINANCE NO. 13-15 be adopted.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. ORDINANCE NO. 13-15 adopted.

ORDINANCE NO. 14-15: AN ORDINANCE AMENDING SECTION 1129.01 OF THE PAINESVILLE CODE OF 1998, RELATING TO HEIGHT, LOT AREA AND MINIMUM

FLOOR AREA REQUIREMENTS IN THE R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY

was given third reading.

Motion by Mr. DeLeone seconded by Mrs. DiNallo that ORDINANCE NO. 14-15 be adopted.

On roll call, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. ORDINANCE NO. 14-15 adopted.

ORDINANCE NO. 15-15: AN ORDINANCE AMENDING THE DISTRICT MAP AND THE SETBACK MAP REFERRED TO IN SECTION 1127.02 OF THE PAINESVILLE CODIFIED ORDINANCES REZONING CERTAIN LANDS IN THE CITY OF PAINESVILLE FROM R-2 MULTI-FAMILY DISTRICT TO R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY

was given third reading.

Ms. White further explained at the Special Planning Commission meeting held on May 28th a new zoning category was presented and favorably recommended by a vote of 5-0. This new classification is R1-60 Single Family 60-Foot Frontage Residential District. This district would allow a denser single family residential development as allowed in the R-2 Zoning Category similar to what is being constructed within the Heisley Park Subdivision. The difference in the two categories is the permitted uses in the zoning category. The permitted uses in this category mimic the R-1 Single Family Zoning Classification. Also included are the height, lot area, and minimum floor area requirements for the new district. These regulations support what has already been developed. Also Rezoning Application No. 82-15 for Permanent Parcel No. 35A-001-001 was presented and favorably recommended by a vote of 5-0. The rezoning of this property from R-2 Multi Family to the newly created R1-60 Single Family 60-Foot Frontage Residential District provides the City with a reasonable alternative for protection of this property. By rezoning the property, the property owner will be allowed to proceed with the development and marketing of the property consistent with what has previously been proposed at this location. The R1-60 Single Family Zoning District will not affect the overall future vision for the area as residential in use. It will also provide the City with the necessary protection as to how the property will be develop in the future without negatively affecting adjoining properties, the neighborhood, or the vision of the area as presented in the Comprehensive Plan.

Motion by Mrs. DiNallo seconded by Mrs. Jenkins that ORDINANCE NO. 15-15 be adopted.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. ORDINANCE NO. 15-15 adopted.

Motion to Close the Public Hearing made by Mrs. DiNallo, seconded by Mr. Flock. All members answered "Yes". Motion carried.

President Hach called the 2nd Public Hearing to order.

Motion by Mr. DeLeone, seconded by Mr. Fodor to move into the 2nd Public Hearing. All members answered "Yes". Motion carried.

ORDINANCE NO. 16-15: AN ORDINANCE AMENDING THE DISTRICT MAP AND THE SETBACK MAP REFERRED TO IN SECTION 1127.02 OF THE PAINESVILLE CODE OF 1998 REZONING FOUR (4) PERMANENT PARCELS; 15-B-009-0-00-059-0; 15-B-009-0-00-058-0; 15-B-009-0-00-057-0 AND 15-B-009-0-00-056-0, LOCATED ON SOUTH ST. CLAIR STREET FROM AN M-2 INDUSTRIAL DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY

was given first reading.

City Planner, Lynn White explained the Administration requested that the Planning Commission review the rezoning of four properties located on South St. Clair Street from their current M-2 Industrial Zoning to the R-1 Single Family Residential district. The property at 575 South St. Clair Street was purchased in March of this year. After purchasing, the new property owner inquired about the status of the property and was made aware the house could no longer be used as a single family residence. The property has been vacant for a number of years. Chapter 1139 of the Codified Ordinances states: If any such nonconforming use ceases for any reason for a period of more than twelve months, any subsequent use shall conform to the regulations specified by this ordinance for the district in which such land is located. The property owner inquired about the options available for this property. The area was looked at for a potential rezoning as has been done in the past for similar nonconforming

areas within the City. The change in zoning will result in the parcels of land that currently have existing residential units to be changed to allow them to be conforming. The Planning Commission considered this request at their regularly scheduled meeting June 11th and gave a positive recommendation to City Council. The vote was 4-0.

Motion by Mr. DeLeone seconded by Mrs. Jenkins that ORDINANCE NO. 16-15 be adopted.

On roll call, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mrs. DiNallo, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. ORDINANCE NO. 16-15 adopted.

Motion to Close the Public Hearing made by Mr. DeLeone, seconded by Mr. Fodor. All members answered "Yes". Motion carried.

RESOLUTION NO. 20-15: AUTHORIZING THE CITY OF PAINESVILLE, OHIO, TO PROCEED WITH THE DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT 113 CHESTER STREET, IN THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO, AND TO REQUEST THE ASSISTANCE AND COOPERATION OF THE LAKE COUNTY LAND REUTILIZATION CORPORATION IN EFFECTING THE SAME, AND DECLARING AN EMERGENCY

was given first reading.

Mr. Carson stated the next four items The Lake County Land Reutilization Corporation (LCLRC) has internal funding to demolish additional properties located within Lake County. The Executive Director of the LCLRC, John Rogers, has asked if the City of Painesville has additional properties to utilize those funds. Staff identified four (4) additional properties for demolition pending City Council approval. They include: 364 West Jackson Street, 113 Chester Street, 512 Fairlawn Avenue, and 175 Ridgelawn Avenue. Pictures will be provided at the City Council meeting. Staff has been contacted by the owners of the property (Lindsay Demeter) located at 364 West Jackson Street. They have expressed concerns because they would like to sell the property. We are currently working with them to determine the best course of action. If the owners of 364 West Jackson Street present us with a plan for rehabbing the home, we will remove it from the list. However, at this time, staff is requesting that we submit the four (4) properties listed above for abatement and demolition. We are in the process of completing all the procedural steps required by the LCLRC for each property listed. Due to the fact that there is limited funding and it is on a first come, first serve basis, we are asking City Council to approve the legislation for each of the properties as an emergency tonight. With the exception of the title search and advertising, the expenses to abate and demolish the structures will be paid at 100% of the total costs through the LCLRC.

Motion by Mr. DeLeone seconded by Mr. Fodor to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent.

Motion by Mrs. DiNallo seconded by Mr. DeLeone that RESOLUTION NO. 20-15 be adopted.

On roll call, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. RESOLUTION NO. 20-15 adopted.

RESOLUTION NO. 21-15: AUTHORIZING THE CITY OF PAINESVILLE, OHIO, TO PROCEED WITH THE DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT 175 RIDGELAWN AVENUE, IN THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO, AND TO REQUEST THE ASSISTANCE AND COOPERATION OF THE LAKE COUNTY LAND REUTILIZATION CORPORATION IN EFFECTING THE SAME, AND DECLARING AN EMERGENCY

was given first reading.

Motion by Mrs. DiNallo seconded by Mr. Fodor to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent.

Motion by Mr. DeLeone seconded by Mr. Fodor that RESOLUTION NO. 21-15 be adopted.

On roll call, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mrs. DiNallo, and Mr. Hach answered “Yes”. Motion carried. Mr. Fitzgerald was absent. RESOLUTION NO. 21-15 adopted.

RESOLUTION NO. 22-15: AUTHORIZING THE CITY OF PAINESVILLE, OHIO, TO PROCEED WITH THE DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT 364 WEST JACKSON STREET, IN THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO, AND TO REQUEST THE ASSISTANCE AND COOPERATION OF THE LAKE COUNTY LAND REUTILIZATION CORPORATION IN EFFECTING THE SAME, AND DECLARING AN EMERGENCY

was given first reading.

Motion by Mrs. DiNallo seconded by Mr. DeLeone to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, and Mr. Hach answered “Yes”. Motion carried. Mr. Fitzgerald was absent.

Motion by Mrs. DiNallo seconded by Mr. DeLeone that RESOLUTION NO. 22-15 be adopted.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered “Yes”. Motion carried. Mr. Fitzgerald was absent. RESOLUTION NO. 22-15 adopted.

RESOLUTION NO. 23-15: AUTHORIZING THE CITY OF PAINESVILLE, OHIO, TO PROCEED WITH THE DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT 512 FAIRLAWN AVENUE, IN THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO, AND TO REQUEST THE ASSISTANCE AND COOPERATION OF THE LAKE COUNTY LAND REUTILIZATION CORPORATION IN EFFECTING THE SAME, AND DECLARING AN EMERGENCY

was given first reading.

Motion by Mr. DeLeone seconded by Mrs. DiNallo to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, and Mr. Hach answered “Yes”. Motion carried. Mr. Fitzgerald was absent.

Motion by Mr. DeLeone seconded by Mrs. DiNallo that RESOLUTION NO. 23-15 be adopted.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, and Mr. Hach answered “Yes”. Motion carried. Mr. Fitzgerald was absent. RESOLUTION NO. 23-15 adopted.

RESOLUTION: AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST BIDDER FOR THE RESURFACING OF NORTH STATE STREET, AND DECLARING AN EMERGENCY

was given first reading.

This legislation authorizes the bidding of the Resurfacing of North State Street. This project is funded thirty six percent by the Northeast Ohio Areawide Coordinating Agency (NOACA). The project includes resurfacing of North State Street from the intersection with Mentor Avenue north through the intersection with Chester Street. This project will consist of the planing of existing asphalt concrete, and the overlaying of asphalt concrete and pavement markings.

RESOLUTION NO. 24-15: AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST BIDDER FOR THE RESURFACING OF GILLET STREET, AND DECLARING AN EMERGENCY

was given first reading.

This legislation authorizes the bidding of the Resurfacing of Gillett Street. The project includes resurfacing of Gillett Street from the intersection with Walnut Avenue to the intersection with Luary Drive. This project will consist of the planing of existing asphalt concrete, and the overlaying of asphalt concrete and pavement markings.

Motion by Mrs. DiNallo seconded by Mr. DeLeone to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mrs. DiNallo, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent.

Motion by Mr. DeLeone seconded by Mrs. DiNallo that RESOLUTION NO. 24-15 be adopted.

On roll call, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. RESOLUTION NO. 24-15 adopted.

RESOLUTION: APPROVING THE PRELIMINARY PLAT OF LEXINGTON VILLAGE RESIDENTIAL SUBDIVISION NO. 2 AND DECLARING AN EMERGENCY
was given first reading.

This item was reviewed by the Planning Commission and recommended approval with stipulations. Lexington Village Residential Subdivision No. 2 is a continuation of the Lexington Village residential development located between Newell Street and Lexington Avenue and includes the extension of Community Lane. The new subdivision includes 19 single family lots. The layout is based on a 60' frontage lot which received a variance as approved by the BZA on June 18, 2015 to permit this development. The proposed stipulations for the subdivision are technical details on the plat and will all be addressed in the improvement plans along with the inclusion of an HOA to serve the new subdivision.

Mr. DeLeone and Mr. Fodor asked this be left on first reading.

Tabled Legislation:

AN ORDINANCE AMENDING SECTION 1303.03 AND 1303.04 OF THE PAINESVILLE CODE OF 1998, RELATING TO PERMITS AND FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1305.03 OF THE PAINESVILLE CODE OF 1998, RELATING TO ELECTRICAL CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1306.03 OF THE PAINESVILLE CODE OF 1998, RELATING TO GENERAL CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1307.02 OF THE PAINESVILLE CODE OF 1998, RELATING TO PLUMBING CONTRACTOR REGISTRATION FEES and DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1308 OF THE PAINESVILLE CODE OF 1998, RELATING TO SEWER BUILDER CONTRACTOR REGISTRATION FEES and DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1309 OF THE PAINESVILLE CODE OF 1998, RELATING TO HEATING, VENTILATING AND AIR CONDITIONING CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

Under Unfinished Business was Prairie State Power Plant. Mr. Flock will be putting information together for the next Council meeting.

There were two items of New Business: Refuse Collection and Computer Server Upgrades with Information Technology Department.

Mrs. Jenkins wanted to inform the community that our contract with Waste Management is up at the end of June 2016. The County Auditor is no longer allowing unpaid trash bills to be added as a lien against a property and also Painesville has the highest number of delinquent accounts in Lake County. She would like us to find a solution by looking ahead of the situation. Mr. DeLeone asked the administration what would happen if we no longer offered a monopoly and people paid based on their credit rating and payment history and what would be the ramifications.

Mr. Carson stated he has marked this issue for one of the first meetings in January, will need direction from Council and go three readings.

The second New Business item of Computer Server Upgrades with the Information Technology Department was questioned by Mr. DeLeone. Mr. Fodor discussed the new microphone quotes for Council meeting recordings for broadcasting on Channel 12. Mr. Carson discussed the server conversion and the conversion should be complete by mid-August, except for Police. Once City Hall is completed, then complete conversion will occur. Police will be complete by end of September.

There was no presentation to Council.

Administrative Reports:

Mr. Gurley did not have an administrative report.

Mr. Carson noted that the requested information on the tabled items is in the Council packet. Ms. Exum said Erie St. striping will be done later this week, and the Grand River railroad line at Stage and Richmond St at 535 will be reactivated at the non-signalized intersections. We are working to get them signalized even though they are outside the City's limits.

Under Clerk of Council Correspondences, Ms. Pomfrey stated that we continue with the Summer Schedule for Council Meetings. We only meet the 3rd Monday of August, therefore the next Regular Council Meeting will be held on Monday, August 17, 2015 at 7:30 pm; Art in the Park is Saturday, August 15, 2015 from 11am – 5pm. This top-notch art show features local, as well as regional artists who transform Painesville's Veterans Park tree-lined sidewalks into an outdoor art gallery bursting with fine art. Enjoy shopping for paintings, glassware, jewelry, wood items & more. Featured Artist this year will be Dani Klein from Stella's Arts with her amazing pottery. Come hear the sounds of "Whooz Playin" formerly known as "First Class Trio", as well as "The Chordials" and "732 Electric Duo" performing in the gazebo along with Cleveland Parade the Circle making an appearance. Bring your kids to the FREE "Kid's Tent" to enter the painting contest and have their face painted! Visit the 'Student Art Exhibit' displaying the artwork of our talented Painesville City school students plus check out the winning entries from the City Photo Contest; Farmer's Market every Thursday with NEW HOURS 12-4pm in Veteran's Park through September 24th. Check out our new vendors, giveaways, special guests and monthly food trucks; and Friday Night Car Cruises, sponsored by the Downtown Painesville Organization in Veteran's Park from 5-9 pm through September 25th, weather permitting.

Closing Comments.

Mrs. Jenkins made a motion to excuse Councilman Fitzgerald from the meeting which was seconded by Mr. DeLeone. All members answered yes. She also thanked various other businesses and entities for their valuable work in and for the City.

Mrs. DiNallo Thanks the 3 proclamation recipients and Representative Rodgers and Mr. Lewis and his team. She also asked for New Business to be added for Sidewalk Replacement Program.

Mr. Flock would like the speeding on Argonne Drive to be addressed

Mr. Fodor reiterated Mrs. Jenkins and Mrs. DiNallo's congratulations and noticed the caboose being restored by the WRRRA.

Mr. DeLeone stated is it wonderful to see all the things happening in our city, how it is growing and becoming family-oriented. He also would like to place Comprehensive Zoning on New Business for the next meeting. Mr. DeLeone asked about clarification for voting after Executive Session this evening. He also commended his neighborhood for handling the graffiti issue.

Mr. Hach sent his condolences to Chief Powalio and his family on the passing of his mother. Was excited with the outcome of Party in the Park He thanked everyone for coming this evening.

At 10:00 pm. He asked for a motion to convene to Executive Session. Mr. Fodor motioned to move into Executive Session for reconsideration in Accordance with the City's Charter Article II, Section 6, Item 4: (4) To prepare for, conduct or review negotiations or bargaining sessions with municipal employees concerning their compensation, or other terms of employment, seconded by Mr. DeLeone.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered, "Yes". Motion carried. Council moved to Courtroom #2. Mr. Fitzgerald was absent.

At 10:25 pm, Council returned to Council Chambers in Courtroom #1. President Hach asked for a Motion to Adjourn from Executive Session and reconvene the regular meeting. Motion to Adjourn from Executive Session by Mr. DeLeone, seconded by Mrs. Jenkins.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, Mr. Flock, and Mr. Hach answered, "Yes". Motion carried. Mr. Fitzgerald was absent.

Item #13 was reconsidered:

ORDINANCE NO. 12-15: AN ORDINANCE AMENDING SECTION 167.071, 167.09, 167.11, AND 167.12 OF THE PAINESVILLE CODE OF 1998 RELATING TO THE CLASSIFICATION AND COMPENSATION PLAN, and DECLARING AN EMERGENCY

Motion by Mr. DeLeone seconded by Mr. Fodor to suspend the rule requiring the legislation to be read on three different days.

On roll call, Mr. Fodor, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent.

Motion by Mr. DeLeone seconded by Mr. Fodor that ORDINANCE NO. 12-15 be adopted.

On roll call, Mr. Flock, Mrs. DiNallo, Mrs. Jenkins, Mr. DeLeone, Mr. Fodor, and Mr. Hach answered "Yes". Motion carried. Mr. Fitzgerald was absent. ORDINANCE NO. 12-15 adopted.

Motion to Adjourn made by Mr. DeLeone seconded by Mr. Flock. All members answered "yes". Motion carried. The meeting was adjourned at 10:29p.m.

Tara Diehl
Clerk of Council

Paul W. Hach II
President of Council

Comments to Painesville City Council
July 20, 2015

Raymond F. Sternot
346 Birchwood Lane
Painesville, Ohio 44077

Mr. President,

Should the city spend money on new sidewalk snow removal equipment? I don't believe that they should. Nor do I think the city should continue the snow removal program at this time. Why?

- 1.) The ordinance states it is a citizen's responsibility.
- 2.) The purchase of this equipment will result in no (zero) manpower savings.
- 3.) Funds would be coming out of the general fund which is already extremely low to the point that the city had to have residents pass a road levy for road repair AND replacement. Why...because roads ARE the city's responsibility!

In better times maybe this service could be given to residents at no cost. I don't know how or when this program got started. Maybe it was when the economy was booming? Maybe it was when the general fund was overflowing with unspent dollars? Maybe it was done for the downtown businesses? But is that where we are now?

Does the city provide free garbage and trash removal?
Does it provide free grass cutting to residents?
Does it provide free electric and storm water maintenance and repair?
Can it come and clear the snow from my driveway?
Should the city be in a business that it isn't legally responsible for?

It isn't even a timely service. We've been told it takes the city 2-3 days to clear all the sidewalks after a storm. Who gets serviced first? Maybe if the city didn't provide this service, the money could be spent on REGULAR road maintenance using these general fund dollars. I've lived in Painesville now 8 years and my road has seen no maintenance in that time! NONE! NADA! We can't even get the administration to provide a basic road maintenance (not major road replacement) [Fill in the cracks] schedule. We keep hearing that a schedule is under development! Even the City of Cleveland now posts this type of information. Not Painesville! When will Council demand to see one? We also have new roads in this city being entirely flooded! Is the city looking at that? But, I digress!

Bottom line, if the city isn't doing the job(s) that it has responsibility using general fund dollars for, then why would it want to spend general fund dollars to do a job it isn't responsible for. Finally, maybe if the program was done away with, there could be a reduction in costs/manpower thus freeing up those resources to do other higher priority things in this city.

Ray Sternot