

2021 TAX BUDGET HEARING
MONDAY, JULY 20, 2020-7:15 pm

President Paul Hach called the tax budget hearing to order at 7:15 PM. City Council convened in Council Chambers, with the following in attendance in person: Councilpersons Paul Hach, Christine Shoop and Lori DiNallo, Acting City Manager Doug Lewis, Finance Director Andy Unetic, Clerk of Council Valerie Vargo and the following in attendance by video conference: Councilpersons Katie Jenkins, Jim Fodor, and Nick Augustine.

Mr. Hach passed the meeting over to Mr. Unetic to present the 2021 budget to council. See Exhibit A.

The meeting adjourned at 7:20.

REGULAR COUNCIL MEETING
MONDAY, JULY 20, 2020- 7:30 pm

President Paul Hach called the regular meeting to order at 7:30 PM. City Council convened for a regular meeting in Council Chambers, with the following in attendance in person: Councilpersons Paul Hach, Christine Shoop and Lori DiNallo, Acting City Manager Doug Lewis, Law Director Joe Gurley, Finance Director Andy Unetic, Clerk of Council Valerie Vargo and the following in attendance by video conference: Councilpersons Katie Jenkins, Jim Fodor, and Nick Augustine.

On roll call for attendance, Christine Shoop, Lori DiNallo, Jim Fodor, Nick Augustine, Katie Jenkins and Paul Hach were present.

Mr. Hach asked for a Motion to approve the agenda as submitted.

Mrs. Shoop moved to approve the agenda, seconded by Mr. Augustine.

On roll call, Lori DiNallo, Katie Jenkins, Nick Augustine, Jim Fodor, Christine Shoop, and Paul Hach were in favor. Motion carried.

Christine Shoop gave the invocation. The Pledge of Allegiance was recited.

President Hach asked for a motion to approve the meeting minutes as submitted for:

- Regular Meeting 6.15.20

Mrs. Jenkins motioned to approve the minutes, seconded by Mrs. Shoop.

Christine Shoop, Lori DiNallo, Katie Jenkins, Nick Augustine, Jim Fodor and Paul Hach were all in favor by answering "Yes". Motion carried.

Public Comment

Mike Clarke, no address provided, good morning, just wanted to take the time briefly to email in regards to the yard/garage sale legislation being put in place today I believe. My wife and I are new to the area and do believe there should be something such as a flat fee per permit or something of the nature.

Richard Zinsner, 527 Hyacinth Lane, Painesville, I'm writing the express my opinion that any regulation of garage sales is silly and un-needed. I'm requesting that NO new legislation be passed on this issue.

Ray Sternot, 346 Birchwood Lane, Mr. President, in the interest of time, I'm just going to emphasize some main points of the comments that I provided previously in advance to all members of Council for the cancelled March 16, 2020 meeting. Is the legislation fair to residents & clearly written? Which interpretation will you be really voting on? Ms. Jenkins interpretation is that the 1st & 2nd applicants would incur no costs, but 3rd applicant would pay what I would term an exorbitant fee for safety forces. It certainly would be clear if implemented as Ms. Jenkin states! Person 1 & 2 pay nothing. And the costs will prohibit a 3rd or more participants. I view this interpretation as no ifs; ands; or buts cost prohibitive approach. The city manager's interpretation, based on her response to my email, outlines a different interpretation: "...the staff

will put a process in place for the fair implementation of this new law if it passes.” (Not as clearly defined as Ms. Jenkins interpretation and suggests that the administration will ultimately define how the law works after council passes something that may or may not be equally applied to each applicant.) But that seems to be Ok because the city manager goes on to say, “The members of Council who are on the Task Force shared their reasoning behind the language that is presented and seemed confident in that decision.” And, “Our Law Director is comfortable with the language as well.” (However, I’m unsure what the law director’s response really means. Does he agree the legislation is OK as to form and will limit city liability? Or does he agree the law will be effective as implemented using either Ms. Jenkins or the administration’s interpretation? Thus, that comment has me a bit confused.) To me both interpretations can’t be correct! So, I again ask is this bill that you will be voting on tonight fair, clearly worded; and simple. Would a flat fee per permit issued be a simpler; fairer and easier to understand law for Painesville residents? After all, even one or two garage sales on a street may need additional safety forces for traffic reasons and they don’t get any fee? But, maybe ten sales on a different street wouldn’t require safety forces and they would? I suggest using the KISS approach as some others have suggested. You have the historical numbers to develop a safety force charge element as part of a permit that would enhance public safety as it pertains to multiple garage sales going on at the same time and be able to charge a fee per permit. Safety forces could be scaled based on the number of permits issued or other factors as the safety forces on site or the administration might deem necessary. With that I yield my remaining time if any exists.

Committee Report

Mr. Augustine gave the committee report for Parks and Recreation. They welcomed a new committee member. They discussed all the canceled events and movie night in September.

Mrs. Jenkins gave the committee report for Economic Development. The business owners are starting to be polled. NextSite was also discussed for bringing new businesses in the city. The \$15,000 plan was suggested.

Mr. Lewis gave the committee report for Planning Commission. They gave a favorable recommendation for the text amendment of the unified development code.

Mr. Fodor gave the committee report for Finance Committee. Andy presented them with the last 6 months. He said they are doing OK for the rest of 2020 if the city watches their spending.

Mr. Lewis gave the committee report for BZA. Three variance requests were heard and approved.

Mrs. Shoop gave a report from the Concord/Painesville JEDD meeting. They welcomed the new member and discussed the JEDD budget. They kept their credit for next year’s conference. The \$15,000 fee Mrs. Jenkins referred to would be paid by the JEDD once the business is opened.

Legislation

The first piece of legislation is tabled.

AN ORDINANCE AMENDING SECTION 167.07 RELATING
TO THE CLASSIFICATION AND COMPENSATION PLAN
AND DECLARING AN EMERGENCY

was given second read.

Mr. Lewis explained this reclassifies the Public Waters Superintendent due to the compensation study as well as reclassifying the Finance/HR Director to just Finance Director as discussed in the past. This can go three readings.

AN ORDINANCE ENACTING SECTION 1117.10
APPEARANCE STANDARDS FOR NONRESIDENTIAL USES
IN THE B-1 AND B-2 DISTRICTS OF THE PAINESVILLE
CODE OF 1998, RELATING TO COMMERCIAL

PROPERTIES IN THE B-1 AND B-2 DISTRICTS AND
DECLARING AN EMERGENCY

was given first read.

Mr. Lewis explained this has been reviewed by Economic Development Committee and Planning Commission and was given a favorable recommendation. It is recommended to go three readings.

RESOLUTION 20-20 AUTHORIZING THE CITY OF
PAINESVILLE, OHIO, TO PROCEED WITH THE
DEMOLITION OF AN UNSAFE STRUCTURE LOCATED AT
518 CEDARBROOK DRIVE, 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 third read.

The neighbors have complained about the stench. There are cracks in the foundation and is in disrepair.

Mr. Augustine moved to adopt, seconded by Mrs. Jenkins.

On roll call, Mr. Augustine, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins and Mr. Hach answered "Yes". **RESOLUTION 20-20 is ADOPTED.**

RESOLUTION 21-20 ADOPTING THE 2021 TAX BUDGET
FOR THE CITY OF PAINESVILLE, OHIO AND
DECLARING AN EMERGENCY

was given first read.

Mr. Unetic explained this was discussed in the Tax Budget Hearing before the meeting and asked that it be passed on first read.

Mrs. Jenkins moved to suspend, seconded by Mrs. Shoop.

On roll call, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, and Mr. Hach answered "Yes". Motion passed.

Mrs. Shoop moved to adopt, seconded by Mrs. Jenkins.

On roll call, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, and Mr. Hach answered "Yes". **RESOLUTION 21-20 is ADOPTED.**

RESOLUTION 22-20 AUTHORIZING THE CITY
MANAGER TO APPLY FOR AND ACCEPT FUNDING
PROVIDED BY THE CORONAVIRUS AID, RELIEF, AND
ECONOMIC SECURITY ACT, AND DECLARING AN
EMERGENCY

was given first read.

Mr. Lewis explained the Federal Government passed the funding and the City of Painesville must create a Resolution accepting the funds. They must be expenses that were not budgeted and incurred due to COVID-19 from March 1, 2020 to December 30, 2020. The City of Painesville is eligible for \$985,366. If the City does not encumber the money by October 15, 2020 the funds will have to be returned. The funds must be used by December 30, 2020 or they need to be returned. It is recommended to be passed on first reading. Mr. Lewis clarified this does not apply to any lost revenue.

Mrs. Shoop moved to suspend, seconded by Mr. Augustine.

On roll call, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, Mrs. Shoop, and Mr. Hach answered "Yes". Motion passed.

Mrs. Shoop moved to adopt, seconded by Mrs. Jenkins.

On roll call, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo, and Mr. Hach answered "Yes". **RESOLUTION 22-20 is ADOPTED.**

RESOLUTION 23-20 APPROVING THE CREATION OF
THE CARES ACT FUND FOR THE 2020 OPERATING
BUDGET, AND DECLARING AN EMERGENCY

was given first reading.

Mr. Lewis explained this fund is created in order to encumber the money from the CARES Act.

Mrs. DiNallo moved to suspend, seconded by Mrs. Shoop.

On roll call, Mr. Augustine, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins, and Mr. Hach answered "Yes". Motion carried.

Mrs. Shoop moved to adopt, seconded by Mrs. DiNallo.

On roll call, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine and Mr. Hach answered "Yes". **RESOLUTION 23-20 is ADOPTED.**

RESOLUTION 24-20 AUTHORIZING AND DIRECTING
THE CITY MANAGER TO ENTER INTO AN
AGREEMENT WITH THE LAKE COUNTY LAND
REUTILIZATION CORPORATION FOR THE
DEMOLITION OF 459 STORRS STREET, AND
DECLARING AN EMERGENCY

was given first reading.

Mr. Lewis explained this is legislation for the demolition of the former Public Works building. The city is in the process of removing the unsafe structure. The city was recently contacted by the land reutilization corporation and explained the board was able to meet to approve the funding for the demolition. They put one condition on the funding, that the city would reimburse the land reutilization corporation if the city ever decided to sell the property. If this is approved the city will be reimbursed \$32,500 from them. It is recommended to be approved tonight. There is no time restriction on the reimbursement if sold.

Mrs. Jenkins moved to suspend, seconded by Mr. Augustine.

On roll call, Mrs. Shoop, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, and Mr. Hach answered "Yes". Motion carried.

Mrs. Shoop moved to adopt, seconded by Mr. Fodor.

On roll call, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, Mrs. Shoop, and Mr. Hach answered "Yes". Mrs. DiNallo answered "No". **RESOLUTION 24-20 is ADOPTED.**

RESOLUTION AUTHORIZING THE CITY MANAGER TO
ENTER INTO AN AGREEMENT WITH NEXTSITE, LLC
FOR RESEARCH, MARKETING AND CONSULTING
SERVICES AND DECLARING AN EMERGENCY

was given first read.

Mr. Lewis reiterated what Mrs. Jenkins and Mrs. Shoop had already explained about the legislation and explained that the fee would only be paid when a business officially opened. He suggested this go three readings.

Under **Unfinished business** Racism as a Public Health Crisis

Mrs. Vargo explained she kept it on unfinished business because there was no conclusion at the end of the discussion.

Mrs. Shoop brought up some of the following points: The City of Painesville has a long history of promoting diversity in its policies. The community groups have made progress with some of Painesville's most vulnerable residents and they continue to do so. There have been active conversations to provide healthcare for all of Painesville's residents including a healthcare assessment to understand the healthcare options for residents. The Police Department continues to have strong meaningful relationships with the minority groups and prioritize training for it.

Mrs. DiNallo stated that number three of Council's strategic plan, Strengthen Community Communication and Engagement on point four is to promote diversity. One of the things Council did was create committees. She spent some time researching the NAACP and communities conversations. She is willing to reach out to other staff members.

Mrs. Jenkins added they had a robust conversation about three years ago surrounding rights. She thinks it is important to keep this conversation moving forward.

Mrs. Shoop does not want this conversation to end she would like to bring this conversation back to make sure council keeps it on the forefront of council's business.

Mr. Fodor suggested additional training or social service response.

Mrs. Jenkins moved to remove from unfinished business, seconded by Mrs. Shoop.

On roll call, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, Mrs. Shoop, Mrs. DiNallo and Mr. Hach answered "Yes". Motion passed.

Under **New Business** Play Streets

Mrs. Jenkins explained how the topic of Play Streets was brought up during a discussion regarding speeding on a residential road. Research was done by staff and it is old legislation that is outdated and unenforceable. She is bringing forward to council to have it removed from the ordinances.

Mr. Lewis read the legislation. He explained staff will bring back legislation to remove it from the codified ordinances if council is in agreement. Council was in agreement.

Under **Department Presentation** None

Under **Administrative Reports** None

Under **Clerk's Correspondences** The next regular Council meeting will be held on Monday, August 17, 2020 at 7:30 pm. City Hall will be closed Monday September 7th for Labor Day. The car cruises, concerts in the park and farmer's markets are still going strong. Lake Erie College just announced they will return back to school. Painesville City Schools are returning back to school August 24th, but are subject to change. Story time with the Fire Department is Wednesday, September 2nd from 6-7 in the gazebo. Congratulations to the City of Painesville especially the DPO for being added to the National Register of Historic Places.

Closing Comments

Mr. Fodor stated he has a hard time hearing Paul. He suggested maybe Economic Development could look into retention and recruitment/incentives of minority businesses in the city.

Mr. Augustine congratulated everyone that was part of getting Painesville the Historic District recognition. He stated he likes Zoom better as a platform.

Mrs. Jenkins also congratulated the DPO. She also liked Zoom better as a platform.

Mrs. DiNallo recognized the hard work of the DPO.

Mrs. Shoop congratulated Harvey seniors.

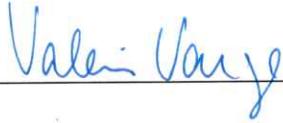
Mrs. Shoop moved to excuse Mr. Fitzgerald, seconded by Mrs. Jenkins.

On roll call, all were in favor by responding "Aye". Motion passed.

Mr. Hach congratulated the Harvey seniors including his son.

Mrs. DiNallo moved to adjourn the regular meeting, seconded by Mr. Augustine.

Nick Augustine, Jim Fodor, Christine Shoop, Lori DiNallo, Katie Jenkins, and Mr. Hach were all in favor by answering "Aye". Meeting adjourned at 8:53 pm.



Valerie Vargo, CMC
Clerk of Council



Paul W. Hach II
President of Council

STATEMENT OF FUND ACTIVITY
(Complete only for General Fund, Bond Retirement Fund, and any other funds requesting general property tax revenue)

EXHIBIT I

FUND: General Fund

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	\$453,595	\$455,702	\$463,679	\$454,406
Homestead, Rollback & 10,000 Exempt	55,338	56,324	57,000	\$55,880
Local Gov't/Rev. Ass't. Fund	732,235	799,374	790,000	710,000
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.	20,000	20,000		
Other Revenues	12,470,935	12,899,482	11,602,811	11,500,000
TOTAL REVENUES	13,732,103	14,230,882	12,853,490	12,720,286
TOTAL EXPENDITURES	13,327,772	13,722,010	13,130,045	13,392,646
REVENUES OVER (UNDER) EXPENDITURES	404,331	508,872	(276,555)	(672,360)
BEGINNING CASH BALANCE	3,571,101	3,975,432	4,484,304	4,207,749
ENDING CASH BALANCE	\$3,975,432	\$4,484,304	\$4,207,749	\$3,535,366
ENCUMBRANCES AT YEAR END	\$1,006,621	\$1,315,868	\$1,000,000	\$1,000,000

FUND: Bond Retirement Fund

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	\$50,398	\$53,726	\$54,000	\$52,920
Homestead, Rollback & 10,000 Exempt	2,776	5,000	\$3,853	3,476
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.	405	450		
Other Revenues	56			
TOTAL REVENUES	53,635	59,176	57,853	56,396
TOTAL EXPENDITURES	646	585	900	900
REVENUES OVER (UNDER) EXPENDITURES	52,989	58,590	56,953	55,496
BEGINNING CASH BALANCE	304,936	357,925	418,515	473,468
ENDING CASH BALANCE	\$357,925	\$416,515	\$473,468	\$528,964
ENCUMBRANCES AT YEAR END	\$0	\$0	\$0	\$0

STATEMENT OF FUND ACTIVITY
(Complete only for General Fund, Bond Retirement Fund, and any other funds requesting general property tax revenue)

EXHIBIT I
(Continued)

FUND: Police Pension Fund

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	54,324	58,723	57,441	56,292
Homestead, Rollback & 10,000 Exempt	12,653	15,115	14,876	14,578
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.				
Other Revenues				
TOTAL REVENUES	66,977	73,838	72,317	70,871
TOTAL EXPENDITURES	808	729	101,000	101,000
REVENUES OVER (UNDER) EXPENDITURES	66,169	73,109	(28,683)	-30,129
BEGINNING CASH BALANCE	75,522	141,691	214,800	185,117
ENDING CASH BALANCE	\$141,691	\$214,800	\$185,117	\$155,988
ENCUMBRANCES AT YEAR END	\$0	\$0	\$0	\$0

FUND: Fire Pension Fund

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	54,324	58,723	57,441	57,441
Homestead, Rollback & 10,000 Exempt	12,653	15,115	14,876	14,578
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.				
Other Revenues				
TOTAL REVENUES	66,977	73,838	72,317	72,019
TOTAL EXPENDITURES	808	729	101,000	101,000
REVENUES OVER (UNDER) EXPENDITURES	66,169	73,109	(28,683)	-28,981
BEGINNING CASH BALANCE	75,566	141,735	214,844	186,161
ENDING CASH BALANCE	\$141,735	\$214,844	\$186,161	\$157,180
ENCUMBRANCES AT YEAR END	\$0	\$0	\$0	\$0

STATEMENT OF FUND ACTIVITY
(Complete only for General Fund, Bond Retirement Fund, and any other funds requesting general property tax revenue)

EXHIBIT I
(Continued)

FUND: Fire Levy Fund

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	96,116	97,214	96,785	94,849
Homestead, Rollback & 10,000 Exempt	8,185	8,675	7,081	6,983
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.				
Other Revenues	0	2,765		
TOTAL REVENUES	104,301	108,654	103,866	101,833
TOTAL EXPENDITURES	87,210	77,347	80,700	82,314
REVENUES OVER (UNDER) EXPENDITURES	17,091	31,307	23,166	19,519
BEGINNING CASH BALANCE	254,525	271,616	302,923	326,069
ENDING CASH BALANCE	\$271,616	\$302,923	\$328,069	\$345,588
ENCUMBRANCES AT YEAR END	\$0	\$0	\$0	\$0

FUND: Police Levy - New

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	\$0	\$0	\$586,711	\$574,977
Homestead, Rollback & 10,000 Exempt	0	0	22,109	21,667
S. B. 3 & 287 Dereg. Reimb.	0	0		
Personal Property Reimb.	0	0		
Other Revenues	0	0		
TOTAL REVENUES	0	0	608,820	596,644
TOTAL EXPENDITURES	0	0	608,820	596,644
REVENUES OVER (UNDER) EXPENDITURES	0	0	0	(0)
BEGINNING CASH BALANCE	0	0		
ENDING CASH BALANCE	\$0	\$0	\$0	(\$0)
ENCUMBRANCES AT YEAR END	\$0	\$0	\$0	\$0

STATEMENT OF FUND ACTIVITY
(Complete only for General Fund, Bond Retirement Fund, and any other funds requesting general property tax revenue)

EXHIBIT I
(Continued)

FUND: Fire Improvement Levy - New

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	308,438	311,760	305,594	299,482
Homestead, Rollback & 10,000 Exempt	22,273	26,262	20,765	20,291
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.				
Other Revenues				
TOTAL REVENUES	330,711	338,022	326,359	319,773
TOTAL EXPENDITURES	174,121	490,642	119,350	122,931
REVENUES OVER (UNDER) EXPENDITURES	156,590	(152,620)	206,948	196,843
BEGINNING CASH BALANCE	361,190	517,780	405,160	612,109
ENDING CASH BALANCE	\$517,780	\$405,160	\$612,109	\$808,952
ENCUMBRANCES AT YEAR END	62,949	30,752	\$50,000	\$50,000

FUND: Road Improvement Levy - New

DESCRIPTION	FOR 2019 ACTUAL	FOR 2019 ACTUAL	2020 CURRENT YEAR ESTIMATE	2021 BUDGET YEAR ESTIMATE
REVENUES:				
Property Taxes (Real & Personal)	629,560	638,752	\$620,712	\$608,298
Homestead, Rollback & 10,000 Exempt	39,637	47,846	35,204	34,500
S. B. 3 & 287 Dereg. Reimb.				
Personal Property Reimb.				
Other Revenues				
TOTAL REVENUES	669,197	686,598	655,916	642,798
TOTAL EXPENDITURES	589,296	607,229	855,800	641,000
REVENUES OVER (UNDER) EXPENDITURES	79,901	79,369	(199,884)	1,798
BEGINNING CASH BALANCE	416,211	496,112	575,481	375,597
ENDING CASH BALANCE	496,112	575,481	\$375,597	\$377,395
ENCUMBRANCES AT YEAR END	67,017	32,897	\$75,000	\$75,000

