

**MINUTES OF THE REGULAR MEETING
OF THE AVON LAKE MUNICIPAL COUNCIL
HELD MAY 11, 2015**

The regular meeting of the Avon Lake Municipal Council was called to order on May 11, 2015 at 7:30 P.M. in the Council Chamber with Council President Pro Tem Meiners presiding.

Mr. Shondel led the Council, staff, and public in the Pledge of Allegiance.

Present: Council Members Dan Bucci, Jennifer Fenderbosch, Rob James, Larry Meiners, John Shondel; Mayor Zilka, Law Director Abe Lieberman; Finance Director Steve Presley; Public Works Director Joseph Reitz, Clerk of Council Barbara Dopp.

Absent: Mr. Kos, Mr. O'Donnell

There being no objections, Mr. Kos and Mr. O'Donnell were excused from attendance at the meeting.

APPROVAL OF MINUTES

The minutes of the April 27, 2015 Regular Council Meeting were approved as prepared and published.

MAYOR'S REPORT

A hearing was held in April on the NRG natural gas pipeline with two days of testimony presented by NRG and property owners challenging the route and the amount of payments offered for the easements. The item was not on the Power Siting Board agenda for May, but will most likely be on the agenda in June.

The Recreation Department will show the following movies as part of the "Movies Under the Stars" program: Little Giants - June 19th; Despicable Me 2 - July 10th; and Frozen - August 7th.

The Public Works Department has acquired a drone for monitoring the shoreline. In areas where there is a steep retaining structure, the drone can be flown very low near the waterline and bank. A policy will be developed to deal with the new technology to ensure it is used responsibly.

COUNCIL PRESIDENT'S REPORT

The next Collective Committee meeting is scheduled for May 18th. In observance of Memorial Day, no Council meeting will be held on May 25th. A rescheduled Council meeting will be held on May 26th.

PUBLIC WORKS DIRECTOR REPORT

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The Public Works Department update was distributed.

LAW DIRECTOR REPORT

The Law Department update was distributed.

FINANCE DIRECTOR REPORT

A Finance Committee meeting is scheduled for May 18, 2015 at 6:45 P.M.

ENVIRONMENTAL COMMITTEE REPORT

The report of the deer culling program on City owned property has been prepared. The total charges incurred by the City of Avon Lake were \$8557.81. The amount of venison delivered to Second Harvest was 696 pounds. A total of 19 deer were taken with 15 fetuses.

There is a vacancy on the Environmental Affairs Advisory Board. Letters of interest and resumes should be sent to the Clerk of Council at 150 Avon Belden Road or by e-mail to bdopp@avonlake.org. There are many environmental issues that affect the City such as deer management and storm water runoff and its effect on Lake Erie.

The Environmental Committee is scheduled to meet May 13, 2015 at 6:00 P.M.

PUBLIC UTILITIES COMMITTEE REPORT

The Avon Lake website has information on how to report cable pedestals that are in disrepair.

Before digging on property, owners should call 811 to have any underground cables located.

SEWER COMMITTEE REPORT

The next meeting of the Sewer Committee is scheduled for May 14, 2015 at 6:30 P.M. in the Public Works Conference Room.

ECONOMIC DEVELOPMENT COMMITTEE REPORT

Mr. Bucci reported on the items discussed at the May 11, 2015 meeting of the Economic Development Committee.

MOTIONS

Mr. Shondel moved to authorize the Mayor to sign an agreement with Verizon Wireless for location at 32119 Division Road pending approval by the Law Director.

Mrs. Fenderbosch asked Mr. Shondel to find out the amount of fees received for location on the water tower.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

LEGISLATION

Third Readings:

Temporary Legislation #10488, AN ORDINANCE DESIGNATING THE DUNNING HOME LOCATED AT 240 JAYCOX ROAD AS A HISTORIC LANDMARK, was read by title only.

Mrs. Fenderbosch moved for passage of Temporary Legislation #10488. Tom and Glendalee Burns applied for historic designation of their home located at 240 Jaycox Road. The home was built in the 1800's. It is located on the northern most part of the original 150 acre property. The Historical Preservation Commission recommended that the home be granted historic landmark designation.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

Ordinance No. 64-2015 adopted.

Temporary Legislation #10498, AN ORDINANCE REPEALING SECTION 288.04 OF THE CODIFIED ORDINANCES PERTAINING TO THE CITY'S PUBLIC RECORDS POLICY.

Mr. Bucci moved for passage of Temporary Legislation #10498. The Law Director determined there are some inconsistencies between the Ohio Revised Code and the Avon Lake Codified Ordinances regarding the timeliness in responding to public records requests. The Law Director recommends deleting the Avon Lake Public Records Policy from the Codified Ordinances; he will develop a new policy.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

Ordinance No. 65-2015 adopted.

First Reading:

Temporary Legislation #10501, AN ORDINANCE ADOPTING A JOB DESCRIPTION FOR THE POSITION OF ENGINEERING TECHNICAL AIDE 1 FOR THE PUBLIC WORKS DEPARTMENT, ESTABLISHING THE QUALIFICATIONS AND DUTIES FOR SAID POSITION, AND REPEALING ORDINANCE NO. 171-2001, was read by title only.

The job description for the position of Technical Adie 1 has been upgraded to allow more flexibility and support in the Public Works Department.

Temporary Legislation #10502, AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTION 474.08, ENTITLED KEEPING TO THE RIGHT, AND DECLARING AN EMERGENCY, was read by title.

This ordinance was recommended by the Safety Committee to repeal a provision of the City's bicycle code since it is inconsistent with Ohio Revised Code. Mrs. Fenderbosch pointed out that bicycles are vehicles and all vehicles are required to travel in the same direction.

Temporary Legislation #10503, AN ORDINANCE PROVIDING FOR TRANSFERS, AND DECLARING AN EMERGENCY.

Mr. Meiners moved for suspension of the rule requiring three readings.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

Mr. Meiners moved for passage of Temporary Legislation #10503. The Finance Director determined certain transfers of funds are necessary for the expenses of the City.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

On May 13, 2015 at 1:00 P.M. a meeting will be held at the Avon Lake Public Library regarding the erosion prevention program at North Point Drive and Veterans Memorial Park.

In an effort to help the Avon Lake City Schools Foundation, all residents are encouraged to go to Facebook page Community Foundation of Lorain County and enter Avon Lake in the 35th Anniversary Contest by liking the photo of the five children with the tagline "Shining a Light on Education". If Avon Lake has the most

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likes by the end of the month, Avon Lake will receive \$10,000 from the Lorain County Foundation.

ADJOURNMENT

Mrs. Fenderbosch moved for adjournment.

Yes: Shondel, Bucci, Fenderbosch, James, Meiners

No: None

Absent: Kos, O'Donnell

Motion carried.

Adjournment: 7:55 P.M.

Approved: _____
Council President

Attest: _____
Clerk of Council