

**MINUTES OF THE REGULAR MEETING
OF THE AVON LAKE MUNICIPAL COUNCIL
APRIL 27, 2020**

The regular meeting of the Avon Lake Municipal Council was called to order on April 27, 2020 at 7:14 P.M. in the Council Chamber with Council President O'Donnell presiding.

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

Present: (Via Zoom) Council Members Zach Arnold, Billie Jo David, and Jennifer Fenderbosch, Finance Director Steve Presley, and Public Works Director Joe Reitz; (Council Chamber) Gary Izo, David Kos, Marty O'Donnell, K. C. Zuber, Mayor Zilka, Law Director Gary Ebert, and Clerk of Council Valerie Rosmarin.

APPROVAL OF MINUTES

The minutes of the March 16, 2020 Special Council Meeting and April 13, 2020 Council Meeting were approved as prepared and published.

CORRESPONDENCE

On April 24, 2020 Kathy Wall, 650 Heron Bay, Avon Lake emailed Mrs. Fenderbosch regarding street interconnectivity with Innisbrook in Legacy Isle.

MAYOR'S REPORT

The Mayor's weekly video reports of the COVID-19 statistics were suspended; however, the City's website has been updated regularly. There were no new cases reported on Friday, April 10th and Sunday, April 12th but two new cases on Saturday, April 11th.

Governor DeWine announced the dates when the following services/businesses will be permitted to resume:

- Friday, May 1st all non-essential medical procedures that do not require an overnight hospital stay, including dental procedures; and
- Monday, May 4th construction, manufacturing, distribution operations along with other offices previously deemed non-essential by the Department of Health.

Steps to protect workers, customers, and families such as social distancing, hygiene, facial covering, and other measures will be required. Employees will have to conduct and report daily assessments by taking their temperature and monitoring symptoms. Employers must require employees to stay at home if they are symptomatic. Office desks must be disinfected and patients/clients arrive in a staggered fashion. The Avon Lake Ford plant will be included in the manufacturing category and will likely open provided that all safety measures are in place.

Also permitted to resume:

- Tuesday, May 12th, retail and service businesses.

Facial coverings will be required of employees and guests should enter in a staggered fashion. Food courts, however, will remain closed.

This first reopening phase does not include restaurants, barber shops, and beauty parlors.

At the Mayors and Managers meeting on Wednesday, April 15th, a discussion will be conducted with Commissioner David Covall of the Lorain County Public Health Department on the types of recreational activities that will be allowed and specifically, swimming pools. At the last meeting, all communities agreed that it would be in the best interest to have a uniform date for the opening of swimming pools provided that pools will open this season. Some changes will probably be necessary, such as a reduction in capacity. If schools decide to push back the traditional start of the school year, then the City will have to adjust. Summer and fall activities will be jeopardized if there isn't any direction for the Recreation Department.

Based on the directive of the state and federal American Legion chapters, the Memorial Day Parade has been cancelled. ALCTV will air past parades and ceremonies.

The success of these partial openings will help decide if it is possible to have the Fourth of July fireworks and an announcement will be forthcoming. Another event to be determined if it will occur is Boo by the Woods, held in October. Since this event requires months of preparation, a decision should be made by July.

The City of Avon Lake and City of Avon organized the Heros Fund to acknowledge the heros at University Hospitals, Cleveland Clinic, and Mercy Health. Residents can drop off donations or gift cards at Avon Lake City Hall. Since April 28th has been designated as Heros Day, Superintendent Bob Scott emailed school families to encourage them to stand on their driveway at 7 p.m. and "make some noise" to honor these heros.

Through the end of May, Avon Lake is competing with Avon to determine which City has the higher percentage of residents who have completed the 2020 census before the door to door campaign begins in June. Currently, Avon Lake is in the lead.

In response to Mr. O'Donnell, Mayor Zilka stated garage sales will not be permitted at this time since it will be difficult for individuals having a garage sale to enforce the social distancing and masks.

Mr. Kos acknowledged the efforts of Avon Lake Community Improvement Corporation and Avon Lake Waterfront Corporation to help 25 local restaurants and bars through grants of \$3,000 or \$4,000, totalling \$98,000.

A resident emailed Mr. Kos requesting that the Mayor report statistics on the recovered COVID-19 patients. Mayor Zilka stated that he has requested that information from Commissioner Covell; however, at this time only countywide numbers of recovered patients are reported, not by community. A report will be made when those numbers have been provided.

LEGISLATION

Third Readings:

Temporary Legislation #11371, AN ORDINANCE REPEALING SECTIONS 670.43, 672.01, 672.01, 672.025, 672.03, 672.04, 672.05, 672.06, 672.07, 672.085, 672.095, 672.15, 672.16, 672.17, AND 850.03 OF THE CODIFIED ORDINANCES AND AMENDING SECTIONS 467.03, 606.10, 612.06, 612.09, 672.09, AND 672.095 OF THE CODIFIED ORDINANCES RELATING TO THE OWNERSHIP, POSSESSION, PURCHASE, OTHER ACQUISITION, TRANSPORT, STORAGE, CARRYING, SALE, OTHER TRANSFER, MANUFACTURE, TAXATION, KEEPING, AND REPORTING OF LOSS OR THEFT OF FIREARMS, THEIR COMPONENTS, AND THEIR AMMUNITION AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for passage of Temporary Legislation #11371. This legislation repeals and eliminates all redundancies within the City's Codified Ordinances and amends the Codified Ordinances to be in alignment with the Ohio Revised Code. It will not permit anything that is currently prohibited and will not prohibit anything that is currently permitted.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Ordinance 54-2020 adopted.

Temporary Legislation #11373, AN ORDINANCE CONFIRMING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR REFINEMENTS TO THE APPROVED GENERAL DEVELOPMENT PLAN FOR LEGACY ISLE, was read by title only.

Mrs. Fenderbosch moved for passage of Temporary Legislation #11373. This legislation will confirm the recommendation for refinements to the general development plan of Legacy Isle approved by the Planning Commission on March 3rd. After the general development plan was approved 18 months ago, the developer submitted refinements to the plan based on input he received from residents, Planning Commission, and City Council. Some of the changes include a reduction in density by changing the area from a "V" configuration to a "U" configuration to widen the space between backyards. Also, more trees will be retained, additional parking included, and a pool installed instead of another three-unit residence.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Ordinance 55-2020 adopted.

Second Readings:

Temporary Legislation #11385, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PURCHASE AGREEMENT WITH LEGACY POINTE LTD. FOR THE SALE OF PERMANENT PARCEL NUMBER 04-00-017-103-103 AND DECLARING AN EMERGENCY, was read by title only.

Mrs. Fenderbosch moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Mrs. Fenderbosch moved for passage of Temporary Legislation #11385. This legislation will authorize the Mayor to execute an agreement with Legacy Pointe, Ltd. to sell .81 acres identified as PPN 04-00-017-103-103. Upon acquisition, Legacy Pointe, Ltd. will install a south bound turn lane on Avon Belden Road and modify the traffic signal at the intersection of Webber and Avon Belden Roads. This will provide the residents in Legacy Pointe with an alternative route for ingress and egress.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Ordinance 56-2020 adopted.

Temporary Legislation #11386, AN ORDINANCE AUTHORIZING A DONATION TO COMMUNITY RESOURCE SERVICES AND DECLARING AN EMERGENCY, was read by title only.

Mr. O'Donnell moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Mr. O'Donnell moved for passage of Temporary Legislation #11386. This legislation authorizes the annual donation to Community Resource Services (CRS) in the amount of \$20,000, which was increased from last year's amount of \$18,000. City Council and the Administration support the mission of CRS to provide Avon Lake families in need with basic assistance such as financial assistance, use of their food pantry, or other resources.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Ordinance 57-2020 adopted.

Temporary Legislation #11387, A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE OF SHEFFIELD, THE CITY OF SHEFFIELD LAKE, THE CITY OF AVON, THE CITY OF AVON LAKE, AND THE CITY OF NORTH RIDGEVILLE TO ESTABLISH A 700 MHz 5-CITY REGIONAL RADIO SYSTEM AND DECLARING AN EMERGENCY, was read by title only.

This legislation will authorize the Mayor to enter into a Memorandum of Understanding with the Village of Sheffield and the Cities of Sheffield Lake, Avon, and North Ridgeville to establish public safety/service radio communication coverage for the region at the total cost \$767,171.55 to be equally shared by each.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

The next meeting of Planning Commission will be Tuesday, June 2nd at 7:30 p.m. in the Council Chamber.

Mr. Kos moved for adjournment.

Yes: Kos, O'Donnell, Zuber, Arnold, David, Fenderbosch, Izo

No: None

Motion carried.

Adjournment: 7:45 P.M.

Approved: Martin O'Donnell
Council President

Attest: Valerie E. Rosmarin
Clerk of Council