The rescheduled meeting of the Avon Lake Municipal Council was called to order on April 15, 2019 immediately following the Collective Committee Meeting in the Council Chamber with Council President O'Donnell presiding.

Mrs. Campo led the Council, staff, and public in the Pledge of Allegiance.

Present: Council Members Zach Arnold, Eileen Campo, Jennifer Fenderbosch, Rob James, David Kos, Marty O'Donnell, K. C. Zuber; Mayor Zilka; Law Director Abe Lieberman; Finance Director Steve Presley; Public Works Director Joe Reitz; and Clerk of Council Valerie Rosmarin.

APPROVAL OF MINUTES

The minutes of the April 8, 2019 Council meeting were approved as prepared and published.

MAYOR’S REPORT

The Health Services Advisory Commission provided the final report to the City and noted that communication with Lorain County Public Health has improved. The Health Services Advisory Commission encourages a review of this document for comparison purposes.

Mayor Zilka was a guest bagger at Giant Eagle to support Second Harvest’s goal to raise $20,000.

COUNCIL PRESIDENT’S REPORT

Due to the Easter holiday, Council will not meet on Monday, April 22nd.

Due to April 29th being the fifth Monday, Council will not meet.

The next Collective Committee Meeting will be Monday, May 6th at 7:30 p.m.

Avon Lake Community Council selected Tom and Tomi Patton as the 2018 Citizen of the Year and the Avon Lake Kiwanis Scholarship Program as the 2018 Project of the Year. An award ceremony and dinner will be held on Thursday, May 16th at the Avon Lake Public Library at 6 p.m. For more information, contact Marty O’Donnell at 933-7310.
PUBLIC WORKS DIRECTOR’S REPORT

The Public Works Department weekly update was distributed.

The tennis court resurfacing project has begun. The asphalt contractor removed the fence on the west side and will begin removing the asphalt in preparation for the new surface.

LAW DIRECTOR’S REPORT

The Law Director’s litigation update was distributed electronically.

NATURAL RESOURCES, ENVIRONMENTAL & PUBLIC MEDIA COMMITTEE REPORT

Mrs. Campo reported on the results of the Natural Resources, Environmental & Public Media Committee meeting on April 10. Discussions were conducted on the successful 2018/2019 deer culling program. The program began December 3rd and ended February 1st. Forty deer were culled in comparison to last year’s culling of 60. The 40 deer culled resulted in 2,297 pounds of processed meat donated for distribution to the local food bank, Second Harvest.

The annual deer control survey will be released in May. There were no deer/auto accidents in March for a total of one deer/auto accident(s) for 2019. The goal of the Deer Management Plan is less than 10 per year.

There were no deer carcass pickups by the Public Works Department in March and only two pickups for 2019. The goal of the Deer Management Plan is less than 20 per year.

The Public Works Department continues to monitor coyote sightings for record keeping purposes. In March, there were four coyote sightings reported, totaling 13 for 2019.

FINANCE COMMITTEE REPORT

Mr. O’Donnell reported on the Finance Committee meeting on April 15th. Discussions were conducted on supplemental appropriations, quarterly transfers, paramedic funds, March financials, quarterly expense reports, and revenue accounts. Fire Chief Betsa and Finance Director Presley are considering the purchase of an ambulance. A request to extend the lease at The Anchor will be discussed next month.

HUMAN RESOURCES COMMITTEE REPORT

The next Human Resources Committee meeting will be held Monday, May 13th at 6:00 p.m. at the Public Works Conference Room.
SEWER COMMITTEE REPORT

Mrs. Fenderbosch reported on the Sewer Committee meeting on April 10th. The Sewer Separation Lateral Project started with over 3,000 homes. To date, 71 homes in Group A (deadline of April 30th) need to be separated. Of those 71, 32 homes are under contract leaving 39 homes non-compliant. These favorable results display the success of the City efforts to bring compliance into effect. In Group B/C (deadline of June 30th), there are 158 homes that need to be separated. Of those 158, 36 homes are under contract leaving 122 homes non-compliant.

ZONING BOARD OF APPEALS

Mayor Zilka reported that the Zoning Board of Appeals meeting for April was cancelled due to the lack of a quorum. The next meeting will be May 22nd at 7 p.m. in the Council Chamber.

CHARTER REVIEW COMMISSION

Mr. O'Donnell reported that the Charter Review Commission one year term expired and confirmed with Chair Brooks that the Commission has completed their service to the City.

MOTIONS

Mr. Zuber moved to add a motion to accept the resignation of Jim Motz from the Zoning Board of Appeals. In order to make the appointment of the new member of the Zoning Board of Appeals, Council is required to formally accept Mr. Motz's resignation.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. Arnold moved to authorize the Finance Director to disburse cash incentives to recipients of the Avon Lake Jobs Growth Incentive Program for the tax year 2018. This is an annual program established by City Council to award local businesses who have had growth in personnel with a 25% rebate. For the tax year 2018, 119 businesses will receive an award totaling $121,953.46 in disbursements.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. Zuber moved to accept the resignation Jim Motz from the Zoning Board of Appeals. Based on personal matters Mr. Motz is unable to fulfill his term and submitted his letter of resignation.
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Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. O'Donnell moved to confirm the Mayor's appointment of Jim Shook to the Zoning Board of Appeals for a term expiring December 31, 2021. Mr. Shook submitted a letter of interest to fulfill the term of the recent vacancy.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

LEGISLATION

Mr. O'Donnell moved to add Temporary Legislation #11254 to the agenda.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Third Reading:

Temporary Legislation #11202, AN ORDINANCE ADOPTING A JOB DESCRIPTION FOR THE POSITION OF TECHNICAL SUPPORT SPECIALIST, ESTABLISHING THE QUALIFICATIONS AND DUTIES FOR SAID POSITION, AND REPEALING ORDINANCE NO. 56-2017, was read by title only.

Mr. Zuber moved for passage of Temporary Legislation #11202. This legislation will adopt the position of Technical Support Specialist in Avon Lake Regional Water and repeal the job description of Analyst/Assistant as recommended by the Chief Utilities Executive and approved by the Avon Lake Municipal Utilities Board.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Ordinance No. 46-2019 adopted.

Temporary Legislation #11203, AN ORDINANCE ESTABLISHING A PAY RANGE FOR THE POSITION OF TECHNICAL SUPPORT SPECIALIST, AND DECLARING AN EMERGENCY, was read by title only.

Mr. Zuber moved for passage of Temporary Legislation #11203. This legislation will establish the pay range for the Technical Support Specialist as recommended by the Chief Utilities Executive and approved by the Avon Lake Municipal Utilities Board.
Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.
**Ordinance No. 47-2019 adopted.**

Second Readings:

TEMPORARY LEGISLATION #11241, AN ORDINANCE AWARDING A CONTRACT TO RESURFACE THE TENNIS COURTS AT BLESER PARK, AND DECLARING AN EMERGENCY, was read by title only.

Mr. James moved for suspension of the rules requiring three readings.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. James moved for passage of Temporary Legislation #11241. This legislation will award a contract to resurface the tennis courts at Bleser Park to Industrial Surface Sealer of Cleveland, Ohio in the amount of $22,940.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.
**Ordinance No. 48-2019 adopted.**

TEMPORARY LEGISLATION #11243, AN ORDINANCE AMENDING DIVISION (d) OF SECTION 618.13 OF THE CODIFIED ORDINANCES TO INCREASE THE PENALTIES FOR SUBSEQUENT VIOLATIONS, was read by title only.

This legislation will amend Codified Ordinance Section 618.13(d) by increasing the penalty imposed on violators who feed wildlife in the City, which is prohibited. The Police Department has issued citations on repeat violators and recommended the increase in penalties.

TEMPORARY LEGISLATION #11244, AN ORDINANCE AUTHORIZING PAYMENT TO THE LORAIN COUNTY COMMISSIONERS FOR THE 2019 MAINTENANCE COSTS OF THE NEW WORLD COUNTYWIDE CAD/RECORDS MANAGEMENT SYSTEM, AND DECLARING AN EMERGENCY, was read by title only.

This legislation will authorize the Finance Director to pay the 2019 maintenance costs for the New World Countywide Computer Aided Dispatch/Records Management System in the amount of $16,239.69. This system provides the City with access to the County 911 system through data transmissions to coordinate dispatch and deliver emergency services.
TEMPORARY LEGISLATION #11245, A RESOLUTION IN SUPPORT OF THE SEAT BELT PILOT PROGRAM FOR AVON LAKE CITY SCHOOL DISTRICT BUSES, was read by title only.

This legislation will support the efforts of the Avon Lake School Board to establish a seatbelt pilot program. Seat belts will be installed in two new school buses ordered for the 2019/2020 school year. Through this pilot program, Avon Lake will become the second community in the State of Ohio to install seatbelts on school buses.

TEMPORARY LEGISLATION #11248, AN ORDINANCE ADOPTING A JOB DESCRIPTION FOR THE POSITION OF FINANCE RECEPTIONIST/ASSISTANT CLERK OF COUNCIL AND ESTABLISHING THE QUALIFICATIONS AND DUTIES FOR SAID POSITION, was read by title only.

This legislation will adopt a job description for the position of Finance Receptionist/Assistant Clerk of Council. After a vacancy occurred in the Assistant Clerk of Council position, the Finance Receptionist and Assistant Clerk of Council, both part-time positions, merged into a full-time position.

TEMPORARY LEGISLATION #11249, AN ORDINANCE APPROVING A WAGE INCREASE FOR PRISCILLA SHUTIC, FINANCE RECEPTIONIST/ASSISTANT CLERK OF COUNCIL, AND DECLARING AN EMERGENCY, was read by title only.

This legislation will approve a wage increase for Priscilla Shadic, Finance Receptionist/Assistant Clerk of Council. When Mrs. Shadic was hired in the merged, full-time position, her wage was not evaluated; therefore, she continued to earn a part-time wage. This increase will align her salary with other full-time staff.

First Readings:

TEMPORARY LEGISLATION #11251, AN ORDINANCE PROVIDING FOR TRANSFERS, AND DECLARING AN EMERGENCY, was read by title only.

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

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. O'Donnell moved for passage of Temporary Legislation #11251. This legislation will transfer the amount of $998,557.91 in the months of April, May, and June for the necessary expenditures of the City as determined by the Finance Director.

Yes: Campo, Fenderbosch, James, Kos, O'Donnell, Zuber, Arnold
No: None
Motion carried.

Ordinance No. 49-2019 adopted.
TEMPORARY LEGISLATION #11252, AN ORDINANCE TO AMEND APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF AVON LAKE FOR THE FISCAL YEAR 2019, AND DECLARING AN EMERGENCY, was read by title only.

Mr. O’Donnell moved for suspension of the rules requiring three readings.

Yes: Campo, Fenderbosch, James, Kos, O’Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. O’Donnell moved for passage of Temporary Legislation #11252. This legislation will reappropriate funds to be disbursed in the 2018 Jobs Growth Incentive Program based on the calculations of the Finance Director and Economic Development Director. The funds appropriated for the 2019 budget were lower than projected.

Yes: Campo, Fenderbosch, James, Kos, O’Donnell, Zuber, Arnold
No: None
Motion carried.

**Ordinance No. 50-2019 adopted.**

TEMPORARY LEGISLATION #11254, AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND DECLARING AN EMERGENCY, was read by title only.

Mr. O’Donnell moved for suspension of the rules requiring three readings.

Yes: Campo, Fenderbosch, James, Kos, O’Donnell, Zuber, Arnold
No: None
Motion carried.

Mr. O’Donnell moved for passage of Temporary Legislation #11251. This legislation approves the 2018 updates prepared by American Legal for the City’s Codified Ordinances.

Yes: Campo, Fenderbosch, James, Kos, O’Donnell, Zuber, Arnold
No: None
Motion carried.

**Ordinance No. 51-2019 adopted.**

Mrs. Fenderbosch moved for adjournment.
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Yes: Arnold, Campo, Fenderbosch, James, Kos, O’Donnell, Zuber
No: None
Motion carried.

Adjournment: 8:31 P.M.

Approved: Martin E. O’Donnell
Council President

Attest: Valerie E. Rosmarin
Clerk of Council