

KIRTLAND CITY COUNCIL MINUTES

January 17, 2018

The meeting of Kirtland City Council was called to order at 7:13 p.m. by Council President Kevin Potter. Mr. Schulz led the prayer which followed the Pledge of Allegiance. The members of Council present were: David Kirek, John Lesnick, Richard Lowery, Kevin Potter, Matthew Schulz, Robert Skrbis and Joseph Smolic.

Administrative personnel present were: Mayor Douglas E. Davidson, Law Director Daniel Richards, Finance Director Keith Martinet, City Engineer Philip Kiefer, Service Administrator Carm Catania, Police Chief Lance Nosse and Fire Chief Anthony Hutton.

MINUTES OF THE JANUARY 3, 2018 COUNCIL MEETING:

Mr. Lesnick moved to waive the reading of the minutes, with the second by Mr. Lowery. The motion of Council passed by unanimous vote. Mr. Lesnick moved to approve the Minutes, as presented, with the second by Mr. Lowery. **ROLL CALL: MOTION CARRIED 4/0/3 (VOTING YEA: LESNICK, LOWERY, POTTER AND SMOLIC. VOTING NAY: NONE. ABSTAINING: SCHULZ, SKRBIS AND KIREK).**

DEPARTMENT REPORTS:

Fire Chief Anthony Hutton did not present a formal report. Responding to Council President Potter, Chief Hutton confirmed that the equipment and staff are holding up during this cold weather. Council President Potter stated his thanks to the members of the Fire Department.

Police Chief Lance Nosse did not present a formal report. Responding to Council President Potter, Chief Nosse confirmed that the equipment and staff are holding up well. Council President Potter stated his appreciation to the Police officers.

Service Administrator Carm Catania did not present a formal report. Councilman Lesnick inquired about salt usage during the past couple weeks. Mr. Catania stated that a lot of salt was used during the holidays, noting that the ice storm took a great deal of salt. Mr. Catania noted that deliveries are starting to come in more regularly; he noted that everyone in the State of Ohio ordered salt on January 2. Mr. Lesnick stated his thanks to the Service Department for keeping the roads cleared.

Councilman Lowery stated that at 7621 Euclid-Chardon Road, there is a 30 to 40 ft. light pole that is about ready to fall; he noted that there is a yellow caution sign wrapped around it and it looks like a hazard. Mayor Davidson noted that there was a recent traffic accident at that location. Mr. Catania stated that he will contact CEI in this regard.

Noting that it was mentioned at a previous meeting, Councilman Lesnick inquired about the status of the street light on Hobart at the corner of the new development. Mr. Catania stated that he submitted the request, but he has not heard anything yet from CEI.

Councilman Smolic inquired about the telephone pole that was hit recently near the former American Legion hall. Mr. Catania stated that he will follow up on this matter.

Referring to Route 306, Councilman Smolic inquired if the middle turn lane is not salted as often as the other lanes. Mr. Catania stated that due to delayed deliveries of salt, only hills, curves and intersections were salted. Responding to Mr. Smolic, Mr. Catania stated that the salt bin holds approximately 4000 to 4500 tons of salt, which is enough for one season; he noted that the bin was not full at the beginning of the season.

DEPARTMENT REPORTS (continued):

Responding to Councilman Smolic, Mr. Catania stated that the new front-end loader is scheduled to be delivered on January 22.

Responding to Councilman Schulz, Mr. Catania stated that he was using the road grader on Route 306 to widen some areas and to scrape off some of the ice pack.

Council President Potter stated his thanks to the Service Department staff for their work in keeping the roads clear.

City Engineer Philip Kiefer did not present a formal report. Responding to Councilman Lesnick, Mr. Kiefer stated that he has not heard from the Lake County Health Department regarding the septic issue in the Joseph and Maple Street area.

Councilman Smolic noted that recently the Service Department was doing some work on a sewage leak at a residence, and they had to wait over the weekend because the records were at CT Consultants. He inquired whether there are records available at the City. Mr. Kiefer stated that there were no records regarding the location of the pipe. Mr. Catania noted that the resident knew the pipe location.

Finance Director Keith Martinet advised that he has been working on the financial statements and will continue work on the budget.

Law Director Daniel Richards did not present a formal report and no questions were asked of him.

MAYOR'S REPORT/ANNOUNCEMENTS:

Noting that he and Councilman Lowery coordinated with Troop 286, Mayor Davidson stated that Tommy Calvert and Adam Sceranka will attend the March 5 meeting, and a proclamation will be read. The Mayor noted that these two young men have achieved the rank of Eagle Scout. Mr. Lowery stated his thanks on behalf of Troop 286, noting that there are powerful dynamics in the City and a new Eagle Scout every year. Mr. Lowery stated that the entire troop will have an opportunity to attend a City Council meeting as part of their Citizenship merit badge.

STANDING COMMITTEE REPORTS:

As Chairman of the Service Department Standing Committee, Councilman Smolic stated that he will be forwarding responses to the Mayor with regard to the initial inquiry a couple months ago.

CORRESPONDENCE:

Council President Potter advised that an invitation was received from Lake Metroparks for their quilt show for a reception on February 8 from 6:30 to 9:00 p.m., before the show opens to the public.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

None.

OLD BUSINESS:

- ORDINANCE NO. 17-O-36** - (Tabled) - AN ORDINANCE AMENDING SECTION 1268.04(d) OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO OFF-STREET PARKING IN RESIDENTIAL DISTRICTS.
(Council President Umholtz)

The legislation remains tabled.

- RESOLUTION NO. 18-R-1** - (Second Reading) - A RESOLUTION DECLARING INTENT TO CONDUCT AN INTERNET AUCTION FOR THE SALE OF UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY OF THE CITY OF KIRTLAND.
(Mayor Davidson)

Read by title only. Councilman Schulz inquired if this brings any money into the City or if the purpose is to unload items. Mr. Martinet stated that it does not generate revenue, but the City must be careful in how it unloads personal property and this provides the proper procedure. The legislation was placed on Second Reading.

NEW BUSINESS:

- RESOLUTION NO. 18-R-2** - A RESOLUTION ACCEPTING THE APPLICATION OF NORTHSTAR TOWERS LLC, FOR A NEW WIRELESS COMMUNICATION FACILITY AT 9301 CHILLICOTHE ROAD, KIRTLAND, OHIO.
(Council President Potter)

Read by title only. Councilman Schulz stated his thanks for the inclusion of the engineering drawings in the packet, noting that he will put together his comments. With regard to the contract, Mayor Davidson stated that the Law Director reviewed it and provided comments. The Mayor noted that he requested some improvements, and the contract will soon be presented to Council.

Councilman Lesnick inquired if there was any discussion about the tower being used for additional providers. Mayor Davidson stated that Northstar Towers is a developer of cell tower sites, and in this case they are servicing Verizon. Mr. Kiefer advised that the tower must be designed for at least three users. Councilman Skrbis stated that it is his understanding that additional users would provide potential additional revenue to the City.

The legislation was placed on First Reading.

CONTINUING CONCERNS:

None.

COUNCIL COMMENTS:

Councilman Schulz noted that the 2018 Council meeting schedule should be amended to change the February 21 Council meeting to February 22 to accommodate schedules for the budget meeting. Mr. Schulz moved to make the change in the meeting schedule as noted, and Mr. Lowery provided the second. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: LESNICK, LOWERY, POTTER, SCHULZ, SKRBIS, SMOLIC AND KIREK. VOTING NAY: NONE).**

COUNCIL COMMENTS (continued):

Councilman Skrbis commented that over the past several weeks and since the new Council has taken session, there have been a lot of discussions regarding standing committees. Mr. Skrbis requested that Council consider scheduling a work session to discuss the standing committees' purposes.

Upon the proposal of Councilman Lesnick, as Co-Chairman of the Finance Committee, it was agreed that a work session be held following the next regular Council meeting, on February 5, 2018, to review the budget process and the final numbers of the 2017 budget, in preparation for the 2018 budget meetings.

Responding to Councilman Lesnick regarding the road temperature pucks, Councilman Schulz stated that it is a State of Ohio program. He noted that temperature pucks help assess the temperature of the pavement and send the necessary resources, which helps in plowing. Mr. Schulz stated that he made a request to the State of Ohio for a puck at the Route 90 and Route 306 interchange and on Route 306 just south of the City limit, since the State maintains that section. Mr. Schulz noted that the City could piggy-back on those pucks to understand the temperature of the pavement at the edge of the City in order to send more resources if necessary. Mr. Schulz stated that he has not received a response with regard to the puck to the south, but he was advised that a puck will be installed at the Route 90 and Route 306 interchange.

Councilman Smolic inquired about the possibility of a puck being placed at the east and west ends of Route 6. Mr. Schulz advised that the initial determination is based on whether ODOT maintains the roadway.

PUBLIC COMMENTS:

Walter Tornstrom, 8735 Palomino Trail, inquired about the status of the contractor vehicle parking. Council President Potter advised that it is a tabled ordinance, noting that a Standing Committee work session was held in this regard in December so the new Council members could be familiarized with the previous discussion. Mr. Potter stated that a committee meeting is not scheduled in the near future.

Responding to Councilman Skrbis regarding the issue of the vehicles parked at a Palomino residence, Mr. Catania stated that if they are unlicensed, the Police Department would address that situation. Mr. Catania stated that when he looked into the situation last summer, there was a small trailer, a one-ton dump truck and a van parked on a drive in front of a resident's house, and there was no zoning violation.

Council President Potter noted that the Planning and Zoning Commission did extensive work in this regard, and a public hearing was held on the proposed ordinance relating to off-street parking of commercial vehicles, which is the ordinance currently before Council. Mr. Potter noted that the ordinance is tabled, and it has not yet been determined when or how Council will proceed with this ordinance. Mr. Potter advised that a meeting with the Planning and Zoning Commission and the Board of Zoning Appeals will be held following the Council meeting, noting that the off-street parking issue is an item on that agenda.

Richard Blum (Planning and Zoning Commission member), 8111 Forestdale Drive, stated that at the last Planning and Zoning meeting, the Commission was informed that the Assistant Law Director, Nicholas Laudato, would be moving on. Mr. Blum stated that Mr. Laudato did a wonderful job for the Commission for many years, noting that he attended all the meetings and gave the Commission great advice and worked on many of the ordinances.

ADJOURNMENT:

Mr. Lesnick moved to adjourn, with the second by Mr. Skrbis. The motion of Council passed by unanimous vote and the meeting adjourned at 7:45 p.m.

President of Council

Clerk of Council