REGULAR COUNCIL MEETING
Monday, August 16, 2021 – 7:30 PM
EXECUTIVE SESSION IMMEDIATELY FOLLOWING

President Paul Hach called the Regular Council Meeting to order at 7:30 PM. City Council convened for a regular meeting in the City Hall Conference Room, with the following in attendance in person: Councilpersons Paul Hach, Christine Shoop, Jim Fodor, Tom Fitzgerald, Katie Jenkins, Mrs. DiNallo, and Nick Augustine; City Manager Doug Lewis, Assistant City Manager Derek Feuerstein, Law Director Joe Gurley, Finance Director Andy Unetic, City Engineer Leann Exum, and Clerk of Council Samantha Danielson.

On roll call for attendance, Mrs. Shoop, Mr. Fitzgerald, Lori DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, and Mr. Hach were present.

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

Mrs. Jenkins moved to approve the agenda, seconded by Mrs. Shoop. All were in favor by answering "Aye". Agenda approved.

Mrs. Jenkins gave the Invocation. The Pledge of Allegiance was recited.

President Hach asked for a motion to approve the meeting minutes as submitted for: Regular City Council Meeting 07.19.21 and Special City Council Meeting 08.09.21

Mr. Fitzgerald motioned to approve the minutes, seconded by Mrs. Shoop. All were in flavor by answering "Aye". Mrs. DiNallo abstained from the 07.19.21 and Mr. Fodor abstained from the 08.09.21. Minutes accepted.

Public Comment:

Marsita Ferguson, of Stockwell, Painesville, addressed the Council with concerns pertaining to Council Members responsibilities to the community. It is her belief that it is Council's responsibility to get to know the community and the needs of the black and brown community. She feels the Council Members should be in the community getting to know these people, their problems, their families, and their community, but is absent from many of the events that promote the diversity. With this, she feels, that they are not supported or welcomed, and not appropriately represented. She stated she has tried to communicate with the Council Members, but feels it has become disrespectful and discrediting. She believes it is wrong to not know the community, and its suffering and hurt. She commented that it is Council Members responsibility to develop that relationship.

Mrs. DiNallo read a letter sent to her from Thomas Chipps, of Community Lane, Painesville, petitioning to leave the cul-de-sac, which currently exist, not to be torn out. He wrote the letter and had 23 residents sign the petition to maintain the temporary cul-de-sac. He expressed safety concerns as to why it should remain, and wanted the residents to be heard. Several Council Members, Doug Lewis, and Leann Exum discussed the issue stating that the cul-de-sac was temporary, that other ideas were discussed with the developers, there are safety issue of having a cul-de-sac, and a plan was approved and residents were notified.

Committee Report:

Electric Committee

Mr. Hach reported for this committee which has only held two meeting at this time. The first meeting was held on June 15, 2021 which was an introduction/organization meeting; the second meeting was held on July 20, 2021 which toured the Electric Plant, and gave a presentation and answered questions from the committee members. The next Electric Committee meeting will be held in October.

Planning Commission

Doug Lewis reported for the Planning Commission which was held on August 12, 2021. The following items were discussed at the meeting. Refusal No. 2366 Johnson Funeral Home-Crematory at 368 Mentor Avenue was favorably recommended the approval of the Conditional Use Permit with stipulations; Refusal No. 2368 Hallmark Excavating, Inc. chose to withdrawal their request which will be heard at a later date; Refusal 2369 Recording Studio at 24 Elevator Avenue was favorably recommended the approval of the Conditional Use Permit with

stipulations; Administrative Report was the proposed amendments to section 1107.02 (71) Definitions; Amending Section 1113.06(d) Table of Main Uses and enacting 1115.27 Dormitories in B-3 District. Motion was approved to recommend approval to City Council of the amendments related to Dormitories in the B-3 district in section 1107.02 (17), section 1113.06(d) and the adoption of section 1115.27; A Certificate of Appropriateness – new construction 475 Railroad Street, New Engine Barn. A motion was approved for the design of the Engine House at 475 Railroad Street to Western Reserve Railroad Association; and 2021 Design Applications were reviewed. Council Members were made aware that a Public Hearing can be requested to review the decision of the Commission within 15 days for the Conditional Use Permits Requests.

Legislation:

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPLY FOR AND ACCEPT A GRANT THROUGH THE JOBS OHIO INCLUSIVE PROJECT PLANNING PROGRAM, AND DECLARING AN EMERGENCY.

was given third read.

Doug Lewis stated the City of Painesville has been seeking new land opportunities for commercial and industrial development. This 39-acre property located at the intersection of Richmond Street and Richmond Road is zoned B-2 and qualifies for the Business Park zoning designation. To maximize the development potential of this site the City of Painesville is applying for a grant to help pay for site due diligence and a business park site concept plan. If awarded, the City will enter into contract with an engineering firm to complete the necessary work to qualify it as site ready under the Jobs Ohio Program. The City has requested $20,000 to assist with development of a site plan and to certify the site for Jobs Ohio. As a part of this legislation, there is a 50% match requirement which will be paid for either through the Economic Development Incentive Fund or using ARPA funding.

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

On roll call Mrs. Jenkins, Mr. Augustine, Mr. Fodor, Mrs. Shoop, Mr. Fitzgerald, Mrs. DiNallo, and Mr. Hach answered "Yes". Motion carried. **RESOLUTION 31-21 is ADOPTED.**

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN UPDATED MEMORANDUM OF UNDERSTANDING WITH THE LAKE COUNTY LAND REUTILIZATION CORPORATION, AND DECLARING AN EMERGENCY.

was given second read.

Doug Lewis stated in September of 2014, the City of Painesville entered into a Memorandum of Understanding (MOU) with the Lake County Land Reutilization Corporation. Recently, LCLRC sent a revised version of the MOU and asked that City Council approve it in light of the changes occurring in the administrative and legislative bodies of the various communities over the years. Staff has reviewed the updated MOU and determined that no substantive changes have been made from the originally agreed upon MOU. The Law Director reviewed and had no changes. The purpose of the MOU is two-fold, 1) to outline the steps that may be taken by the LCLR if and when properties become available through the forfeiture process, and 2) it clarifies the LCLRC protocols that will be implemented when the LCLRC takes title to a property in the City of Painesville, Ohio. The City of Painesville has worked with the LCLRC to demolish homes and buildings in the City of Painesville since 2014. There have been no issues with the prior MOU and we do not anticipate any issues with the updated MOU given there are no substantive changes. This legislation can go three readings. Mrs. DiNallo had questions about Section B under *Whereas*, and about Land Banks, as well as Mrs. Shoop. Law Director and the City Manager addressed their questions.

Mr. Hach stated this would go to third read.

Unfinished Business: None

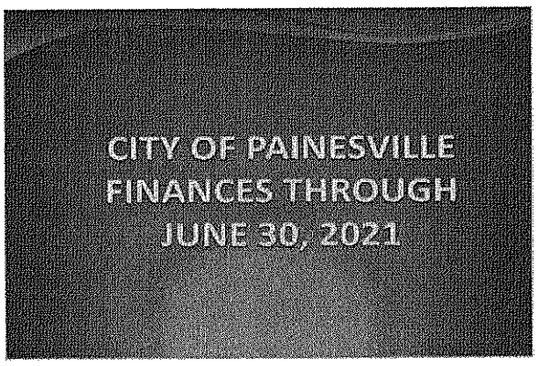
New Business:

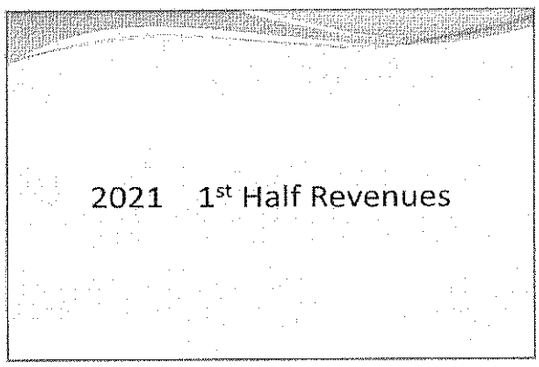
ARPA Funding

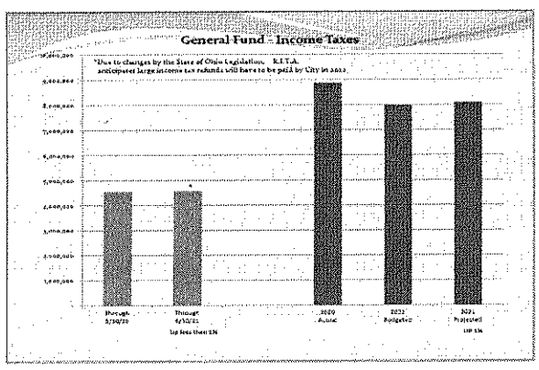
Doug Lewis reported that City Council Members were given a list of possible projects through the American Rescue Plan Act (ARPA). There was discussion of possible projects such as CHASE Bank Streetscape, Home Improvement Program for Residents, Homeless Initiative, Swagit System Upgrades, and Speed Signs. Some of the projects focused on Economic Development, and an agreement for grant consultants is in place. Several Council Members brought further discussion about the Homeless Initiative, and working with Lake County to address this issue.

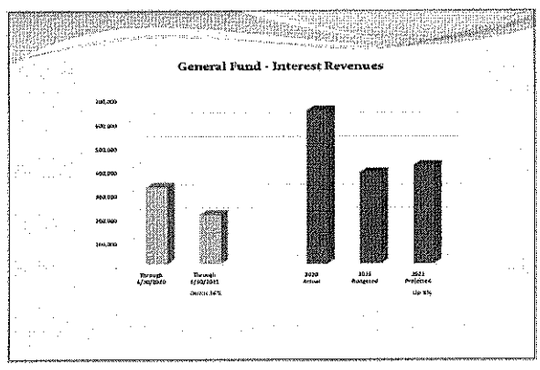
Departmental Presentations: Finance Department

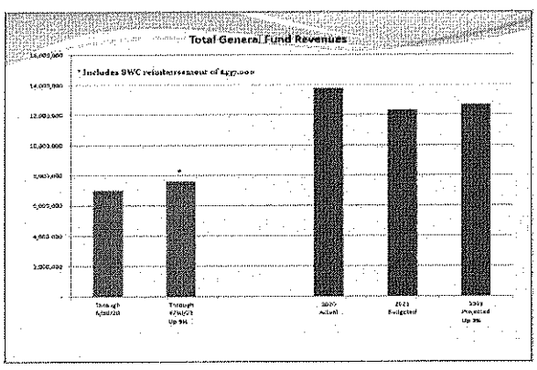
Finance Director, Andy Unetic gave a presentation for the Finance Department. He was available to answer any concerns or questions from the Council Members.

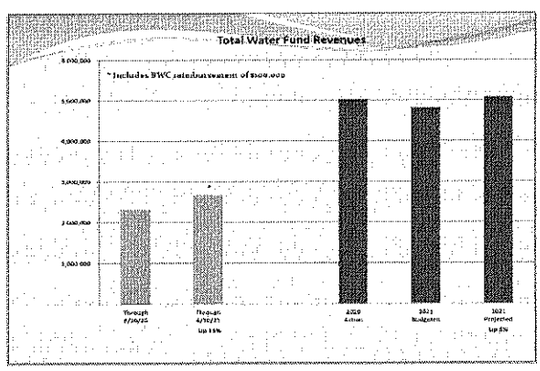


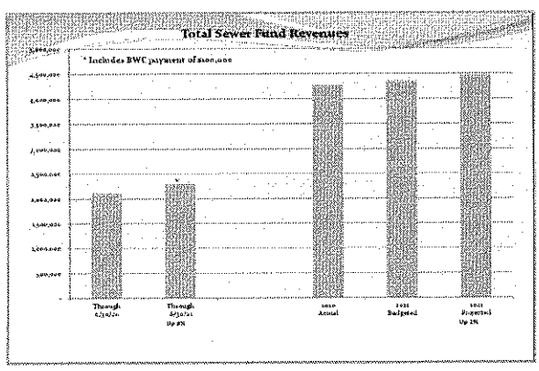


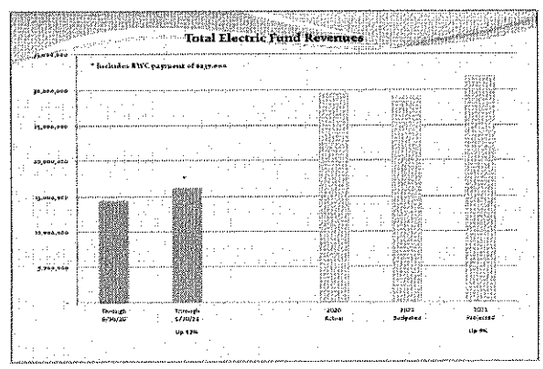


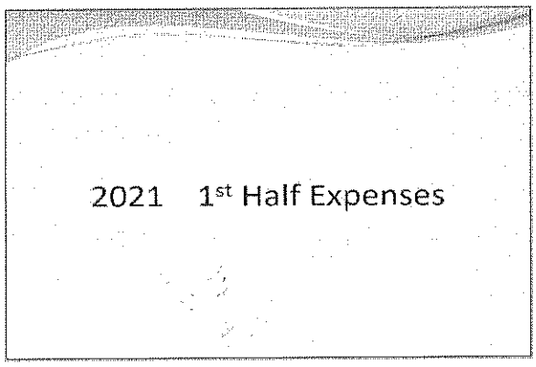


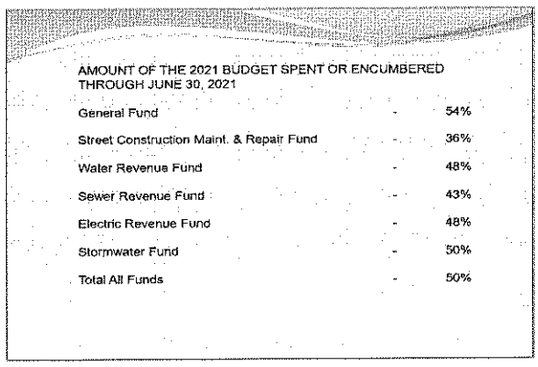


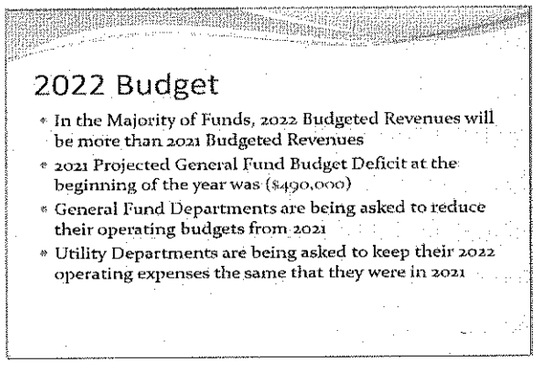


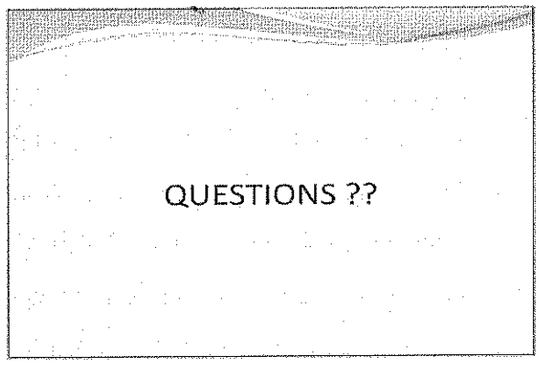












Administrative Reports:

Joe Gurley had nothing to report at this time.

Doug Lewis commented on the following items. **APA Walking Tour:** The American Planning Association (APA) Chapter from Greater Cleveland scheduled a visit and took a walking tour of Downtown Painesville. During the walking presentation, discussion of the following projects took place: Chase Bank, Victoria Place, Lake County Building, Park and Main Streetscape Improvements, Signature Health and the Conceptual Plans for the former Hotel Site and LCGHD property; **Heritage Ohio Downtown Open House with DPO:** The DPO held an event at the Chase Bank Building to recognize the Heritage Ohio Grant that was awarded to Renew Partners (Developers). There were approximately 40 people in attendance. It was an excellent opportunity to talk about projects and thanked those Councilmembers who were able to attend; **Government Officials Meetings:** Cathy Bieterman, Derek Feuerstein and Doug Lewis met with State and Federal Elected Officials. They discussed the various projects and possible grants and state capital funding. The meetings went very well. There will be additional meetings scheduled; **Safe Routes to School Planning Grant:** The City was informed that it was awarded a planning grant to create a SRTS plan; **Planning:** The City has been working with the Interim City Planner to develop language that is acceptable to the City and Renew Partners and would allow for dormitories in the B-3 Central Business District. They also worked on language that would create an events center as a conditional use on properties zoned for B&B and Inns. Both items will be presented to the Planning Commission and the City Council for approval; **Grant Consultant:** Justin McCaulley of McCaulley & Company has been hired as the City Grant Consultants; **Lynch Avenue Closure and Parking Lot:** We received notice from CEI that they will not allow the Temple of the Pentecost to install a parking lot adjacent to the 36,000 kV circuits, so other alternatives will need to be determined; **Black Lives Matters Event:** The Painesville Police Department and BLM Lake County will be holding an event on August 26, 2021 from 5-7 p.m. at the Morse Avenue Community Center. The purpose of the event is to enable students from 10-17 to meet the Painesville Police Officers to develop a relationship and begin to build a bond. Council was invited to attend; **Back Pack Give-Away/Back to School Bash:** The Temple of the Pentecost will be giving away over 3,000 backpacks and school supplies to students of Painesville City Schools They are planning on holding the event at Morse Avenue on Saturday, September 4, 2021. Items can be donated by contacting the Temple of the Pentecost; **Mini-Party in the Park:** Saturday, August 14 from 12:000 noon to 12:00 midnight, and Saturday, September 18 from 12:00 noon to 12:00 midnight; **Sterling Avenue Water Line:** Water Distribution did a wonderful job, working quickly and efficiently to save the City thousands of dollars; **North State Street:** The Contractor, Karvo Companies, is scheduled to start on August 16th, and for other roads are scheduled for September 20th; and **Other Events:** Pomeroy Historical Marker Dedication will be on August 26th at 5:00 PM outside College Hall at Lake Erie College.

Clerk's Correspondences:

The next regular Council meeting will be held on Tuesday, September 7th at 7:30 PM; Farmers Market is from noon – 4:00 PM at the Painesville Square and will be held every Thursday through September 23rd; Car Cruise Friday is from 5:00 – 9:00 PM at the Painesville Square and goes through September 24th; Painesville Art in the Park is Saturday, August 21st from 10:00 AM to 5:00 PM; Movie is the Park is Saturday, August 28th from 6:30 to 9:30 PM at the Painesville Square; Story Time with the Fire Department is Wednesday, September 1st from 6:00 to 7:00 PM at the Painesville Square, and City Offices are closed for Labor Day, Monday September 6th.

Closing Comments:

Mr. Fodor reminded residents to be aware of their Ward Council Member and the At-Large Council Members when sending emails of concerns and/or request, so to receive appropriate responses.

Mrs. Jenkins commented on the students heading back to school this week, and the rental fee for the Morse Avenue.

Mr. Fitzgerald had no comments at this time.

Mrs. DiNallo encouraged residents to share with their ideas where the monies for the ARPA should be spent, and addressed the lack of participation in events of diversity in the community, and spoke on revisiting the role and plan to involve Council Members.

Mr. Augustine had no comments at this time.

Mrs. Shoop also agreed with Mrs. DiNallo to revisit the plan, and get more involved. She also thanked the candidates who are running for Council Member seats for attending the meeting.

Mr. Hach thanked everyone who attended Party in the Park.

Mr. Hach asked for a motion a move into the Executive Session.

Mrs. Shoop motioned to go in to ***EXECUTIVE SESSION BEING HELD IN ACCORDANCE WITH ARTCLE II, Section 6(3)*** To discuss pending or potential litigation involving the City, and ***EXECUTIVE SESSION BEING HELD IN ACCORDANCE WITH ARTCLE II, Section 6(1)*** To consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official of the City; Seconded by Mr. Augustine.

All were in favor by answering "Aye". Motion carried to move into Executive Session at 8:56 PM.

Mr. Fitzgerald moved to adjourn the Executive Session, seconded by Mr. Augustine.

On roll call, Mrs. Shoop, Mr. Fitzgerald, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, and Mr. Hach were all in favor by answering "Aye". Meeting adjourned at 9:45 PM.

Mrs. DiNallo moved to adjourn the Regular Meeting, seconded by Mr. Augustine.

On roll call, Mrs. Shoop, Mr. Fitzgerald, Mrs. DiNallo, Mrs. Jenkins, Mr. Augustine, Mr. Fodor, and Mr. Hach were all in favor by answering "Aye". Meeting adjourned at 9:46 PM.

Samantha Danielson
Clerk of Council

Paul W. Hach II
President of Council