

**FAIRPORT HARBOR VILLAGE COUNCIL
REGULAR COUNCIL MEETING
April 18, 2023**

The Mayor called the 18 April 2023 Regular Council meeting to order.

Pledge of Allegiance to the flag of the United States.

Answering Roll calls were Christina Bacnik, Anthony Bertone, Elisabeth Shaver, Jeff McKinney, Frank Sarosy and Jerry Hites.

A motion to approve the minutes from the March 21, 2023 meeting was made by Frank Sarosy, seconded by Christina Bacnik. All present voted aye. Motion passed.

From the Village Solicitor: James Lyons

No report.

From Mayor Timothy S. Manross:

I would like to schedule a Streets, Sidewalks, Buildings and Grounds Committee meeting for May 2nd at 5:00 p.m. and that will be specifically to invite the residents of Chestnut St. and CT Consultants to go over some of the construction and the timing of that project. Does that work for the Streets and Sidewalks Committee? All said yes.

Then the other one would be to schedule a Utilities Committee Meeting for May 2nd at 5:30 P.M. and that would be specifically to give Council a chance to and really the public a chance for CT to kind of walk us through the bid, the bid processes that we have been going through with the water plant. There are another three in front of us here this evening. I know it feels kind of quick and I am very much involved in the process of making the sausage so to speak, but a lot of it had to do with the timing of loans etc., but I think it would be a good exercise to go through and have them explain how the bid process works and things of that nature so the public has trust in what we have done here to this point. So is the Utilities Committee good with that at 5:30 P.M. on the 2nd Mr. Sarosy? Frank replied yes. Mr. Hites asked if that would be here. The Mayor stated yes both meetings would be here at the Senior Center and we will publish those. Mr. Lyons, would it make any sense for us to just call it a working session of Council, Committee of the Whole, that way in case there was something that came up between now and then that we needed to take action on we could. I imagine I'm going to have enough Council members at these meetings to constitute an open meeting. How do we want to advertise I guess is what I am really asking. Mr. Lyons said if you want to take action at the meeting then you have to have a list of items you are considering taking action on listed on the notice. The Mayor said we don't have anything that we are considering so do as a working session maybe. Mr. Lyons said sure, say it's open to the public, and make sure someone takes the minutes, but you can't take any official action until the next Council meeting.

The Mayor said then I have on my list here I need to appoint the Mayor's Court Magistrate of Robert Moore. I know I signed paperwork for that, but I don't think there's any action I need to take here. Mr. Lyons said he thinks it's on there just to put it on record that he was appointed.

Then he read three proclamations, one for Police Officer of the Year, one for Firefighter of the Year and one for April being Child Abuse Prevention Month.

The last thing I have is I would like to try to schedule a Safety Committee meeting. I'm sorry Mr. Sarosy, I always forget you're the head of the Safety Committee not the Utilities Committee. Mr. Sarosy said he could be. The Mayor laughed and thanked him for answering for the Utilities Committee. I would like to get a meeting together, you guys can pick the date and time and Chief Koran. What we need to discuss is the Safety Resource Officer. I guess there was some conversation at the last school board meeting and I think there's a significant desire to have something put in place by the next school year, but I think it is something that we need to fully understand as the Council and as an Administration that this position is going to need to be fully funded at the Village level and I know that the school is committing some funds to it, but if those funds should ever go away it would come to this body then to eliminate a position within the Village of Fairport Harbor. Our budget as it currently stands doesn't really support an add of an SRO and I'm not saying that's not a reason to go forward, but it's a conversation we need to have and I think it will start with Dave defining what the position is. I know he has done some research since the school board meeting so I just think we should go into this with our eyes wide open and I think it's something we all want to commit to and fully support. So when is the soonest you guys think we should get together and discuss. Chief Koran said he would leave it up to the Committee. The Mayor said so you are ready at any time in which Chief Koran said yes. Mr. Sarosy said what about 6 P.M., we could run all the meetings together on the 2nd. There was a little discussion and then an agreement for 6:00 P.M. on May 2nd. Mr. McKinney said in regards to May 2nd, according to my schedule that is the night of notary awards to theater so I will not be able to attend if that is the case. The Mayor asked if he was o.k. with them still having the meeting in his absence. Mr. McKinney said yes.

From the Village Administrator, Amy Cossick:

The U.S. Fish and Wildlife Service announced more than \$20 million in grant funding to assist states and territories in the construction, renovation and maintenance of marinas and other boating facilities for outdoor recreation. I am happy to report that the Fairport Harbor Transient Marina project has been awarded a Boating Infrastructure Grant in the amount of \$1.1 million. The goal is to utilize these funds for the construction of the breakwater. A list of the funded applications is included in your packet.

The Village did receive bids for the East Street Water Tower, the Secondary Water Connection (phase one), and the Water Treatment Plant Demolition, on March 31, 2023. CT Consultants has conducted the review of the bids, and they have provided their letters of recommendation which are included in your packets. Clyde will provide further updates in his report.

On April 5, 2023 Lake County Planning and Community Development held their public hearing for their CDBG and Home Federal Grants Program for fiscal Year 2023. We are working to determine the next funding request. Applications are due on May 19.

We are in the process of creating a Spring/Summer 2023 Newsletter which will provide residents with Village updates and events. We're hoping to have this issue out before Memorial Day Weekend.

The Great Ohio Bicycle Adventure Group will be arriving in Fairport Harbor on June 20. This is not a racing group; this is a tour group that consists of up to 1,500 riders of all ages that participate in an eight-day journey. On Tuesday, June 20 they will be traveling from Jefferson to Willoughby, and Fairport Harbor will serve as their lunch spot for the day. The group will start arriving at 10:00 a.m. to Memorial Park for lunch and they will be well on their way to their next location by 1:00 p.m.

Articles that appeared in the News-Herald in March are included in your packets.

The 2023 Beach Passes are now available at Village Hall. Please stop in with your registration to obtain yours. They are available free to anyone who lives or works in Fairport Harbor. Mr. Hites asked for the people who work in Fairport Harbor what do they need to bring to get their beach pass. The Administrator said they would tell us where their business is located and we would verify the information.

From the Village Engineer, Clyde Hadden:

Let me just start off by mentioning three projects that are not water projects. The first one would be the Third St. Streetscape, then Chestnut St. and also the 2023 road resurfacings.

Starting with the water projects, the vault, the water vault into Painesville connecting our systems. We are scheduling a pre-construction meeting now. We are hoping for Friday, but it may not be until next week. The completion date for that is the end of June.

And as Amy and the Mayor mentioned we did receive bids for the three major water components, the plant demo, the abatement of hazardous materials, the new tower and the secondary connection. Phase one which is the water line from East St. to the bridge. I know we will talk about those on May 2, but I would be happy to answer any questions on those.

Christina said she does not have a question for Clyde, but as we move forward with the projects and we have hard dates can we start pushing that out on our social channels as far as when to expect construction so people can start to plan, they know what's happening then we can get ahead of all the questions. The Administrator said sure.

The Mayor said he needed a motion to accept the bid for the East St. Water Tower. Jeff McKinney made the motion, seconded by Elisabeth Shaver. All present voted aye. Motion passed.

The Mayor said he needed a motion to accept the bid for the Secondary Water Line Connection phase one bid results. Jeff McKinney made the motion, seconded by Christina Bacnik. All present voted aye. Motion passed.

The Mayor said he needed a motion to accept the bid for the Water Treatment Plant Demolition. Jeff McKinney made the motion, seconded by Christina Bacnik. All present voted aye.

The Mayor went on to say Clyde, Amy and Chris, I would like to extend my thanks. You guys have a lot of plates in the air this year, and you have hit everything you're supposed to when you're supposed to so thank you for that.

From the Fiscal Officer, Christine Page:

Your financial reports are tucked in your packet so I'm going to run through the important spots. For the month of March your revenue was \$872,855.37. Your expenditures for the month were \$426,636.00. Your reconciled cash on hand is \$4,029,690.74. Your investment interest for the month of March was \$13,873.27. Year to date your revenues are \$1,527,007.67. Year to date your expenditures are \$1,071,701.48. These revenues do now include the first half distribution of real estate. So that is here and in hand. The majority of your investments are in Star and we are getting I think like 4.87 so we are cleaning house at the moment.

OLD BUSINESS

ORDINANCE 2023-024 2ND Read

AN ORDINANCE CREATING CHAPTER 1319 – SHORT TERM RENTAL REGULATIONS AND DECLARING AN EMERGENCY.

The Mayor said normally we would enter this into a second read at this time, but based on the feedback we got from the public session this evening which I thought was fantastic and well-spoken both in support of and in opposition of, not in a bad way, but in an encouragement of, we just are not quite there yet and I know that Amy and Chief Lloyd have had subsequent conversations with Geneva-on-the-Lake and how they have gone after regulating airbnbs. I think there is a little bit more work to do. And I think the legislation if it does come back to Council will change significantly so my recommendation would be for Council to take action on this and I would ask that Council vote against this legislation as proposed. A motion to suspend the rules was made by Anthony Bertone, seconded by Elisabeth Shaver. All present voted aye. Motion passed. A motion to adopt was made by Anthony Bertone, seconded by Elisabeth Shaver. All present voted nay. Motion denied.

ORDINANCE 2023-025 2ND Read

AN ORDINANCE AMENDING ORDINANCES 1133.02, 1133.04(a), 1133.05, AND 1133.07 (b) & (c) AND CREATING NEW ORDINANCES 1133.051 OF CHAPTER 1133 – SIGNS OF THE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

The Mayor said we can vote on that this evening or we can put it on second read.

Mr. Bertone said Mayor, since some of the business owners were asking questions I think that we leave it out there for another meeting if that's ok.

The Mayor said it's fine with him.

SAFETY COMMITTEE

Mr. Sarosy said the reports are in the packet and as usual they have done an excellent job. Do either of you have anything else to report? They both said no. Mr. Sarosy said ok he will see Chief Koran on May 2nd.

LEGISLATION:

ORDINANCE 2023-026

AN ORDINANCE TO PAY THE BILLS. A motion to adopt was made by Anthony Bertone, seconded by Christina Bacnik. All present voted aye. Motion passed.

RESOLUTION 2023-027

A RESOLUTION TO REQUEST AN AMENDED CERTIFICATE OF ESTIMATED RESOURCES FROM THE AUDITOR OF LAKE COUNTY, OHIO AND AMEND PERMANENT APPROPRIATIONS, AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Anthony Bertone, seconded by Christina Bacnik. All present voted aye. Motion passed. A motion to adopt was made by Anthony Bertone, seconded by Christina Bacnik. All present voted aye. Motion carried.

RESOLUTION 2023-028

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO PARTICIPATE IN AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE 2023-2024 WINTER SEASON AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Jerry Hites, seconded by Christina Bacnik. All present voted aye. Motion passed. A motion to adopt was made by Jerry Hites, seconded by Christina Bacnik. All present voted aye. Motion carried.

RESOLUTION 2023-029

A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO APPLY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS – FY23 SUBSTANTIAL AMENDMENT ALLOCATION FOR PUBLIC FACILITIES / IMPROVEMENTS / ACTIVITIES, AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Frank Sarosy, seconded by Christina Bacnik. All present voted aye. Motion passed. A motion to adopt was made by Frank Sarosy, seconded by Christina Bacnik. All present voted aye. Motion carried.

RESOLUTION 2023-030

A RESOLUTION SUPPORTING FAIR HOUSING. A motion to suspend the rules was made by Christina Bacnik, seconded by Jeff McKinney. All present voted aye. Motion passed. A motion to adopt was made by Christina Bacnik, seconded by Jeff McKinney. All present voted aye. Motion carried.

RESOLUTION 2023-031

A RESOLUTION CONFIRMING THE APPOINTMENT OF SEAN POWERS TO THE FAIRPORT HARBOR TREE COMMISSION AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Jerry Hites, seconded by Christina Bacnik. All present voted aye. Motion passed. A motion to adopt was made by Jerry Hites, seconded by Christina Bacnik. All present voted aye. Motion carried.

ORDINANCE 2023-032

A RESOLUTION CONFIRMING THE APPOINTMENT OF COREY HITES TO THE FAIRPORT HARBOR TREE COMMISSION AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Frank Sarosy, seconded by Elisabeth Shaver. All present voted aye. Motion passed. A motion to adopt was made by Frank Sarosy, seconded by Elisabeth Shaver. Jerry Hites abstained and all others present voted aye. Motion carried.

ORDINANCE 2023-033

A RESOLUTION TO ADVANCE FUNDS FROM THE GENERAL FUND (1000) TO THE CAPITAL FUND (4904) AND DECLARING AN EMERGENCY. A motion to suspend the rules was made by Christina Bacnik, seconded by Jeff McKinney. All present voted aye. Motion passed. A motion to adopt was made by Christina Bacnik, seconded by Jeff McKinney. All present voted aye. Motion carried.

Christina Bacnik gave a little more information on the Earth Day Clean-up that is taking place on 04/22/2023 and gave details on registering for a chance to win 1 year of recycling from Scheiber Hauling. She is hoping to make this an annual event.

The Mayor said there has been some calls and concerns about us shutting down the yard waste drop off due to the new water tower. I just wanted to let everyone know that we are researching other options.

Jerry Hites asked if the Mayor could comment on where we stand with the traffic on New Fourth during the construction of the schools and also can you talk about the rumors of cutting all the trees down on New Fourth and Third St. The Mayor said all that should be addressed May 1st at the school auditorium. Mr. Hites said May 1st. The Mayor said yes I think 6:00 p.m. and Karen would be best to address those questions. The Mayor laughed and said I am only kidding Karen, but yes there is actually a construction meeting and the construction team will be leading a lot of that.

Elisabeth Shaver said she had a question about the old water tower, she assumed it was coming down. The Mayor said it is. She then asked if the new one goes up then the old one comes down. The Mayor said yes.

OPEN TO THE PUBLIC

Karen Bidlack, 635 Eagle St. You mentioned getting together to possibly hire an SRO. Will you be including our Superintendent in that meeting as well. The Mayor said we can invite him, that's

fine. Karen said thank you. The Mayor asked if she was referring to the current superintendent or the new one. Karen said the current. The new one, Mr. William Billington, won't officially take his position until August 1st, but he'll be interim superintendent as of July 1st when Dr. Paolo leaves.

Community Garage Sale is that something that the Village hosts. The Administrator said I sent you an email this afternoon. The community garage sale is happening on June 10 from 9 a.m. to 4 p.m. We put it up on the website and they will collect locations of where yard sales are happening at Village Hall, and they will put a big list together and we will post that as well. Karen said we just call with our name we don't have to fill out a permit. Amy said correct.

And then I have a couple of announcements regarding the school. On May 1st at 6:00 p.m. the public is invited to meet our construction manager. They are going to let you know about the traffic control, the parking, the trees coming down and all the things that are going to come into play, especially the fencing that will be going up and access to the school. Then also I would like to invite the public to our new construction ground breaking ceremony and that will be on May 26th. That is the Friday before Memorial Day weekend and that is at 9:30 a.m. in the morning and weather permitting it will be along New Fourth St.

Sherri Marushak, 528 Third St. I just want to follow up a little bit with Karen with the SRO. We did get the proposal from Chief Koran, great. She went on to explain that anything we might need it is easiest if the Village just goes straight to the Superintendent. His office can help with anything the Village might need.

The Mayor said if there is nothing else from the public at this time he would ask for a motion to adjourn. This motion was made by Frank Sarosy, seconded by Christina Bacnik. All present voted aye. Motion passed, meeting adjourned.

FISCAL OFFICER

MAYOR