

**MINUTES
REGULAR MEETING OF COUNCIL
CITY OF MENTOR-ON-THE-LAKE
MARCH 23, 2010**

The Regular Meeting of Council of March 23, 2010 for the City of Mentor-on-the-Lake, Ohio, was Called to Order by Council President, Andrew M. Rose, at 7:00 p.m.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL: Aye: Dale O. Langbehn, Vice President
Aye: David R. Eva
Aye: Susan M. Shirley
Vernita L. Savage (excused)
Aye: Troy D. Elam
Aye: John Hawkins
Aye: Andrew M. Rose, President

READING OF MINUTES: March 9, 2010 – Regular Meeting of Council

MOTION MADE BY MR. LANGBEHN, Seconded by Ms. Shirley, to approve the Minutes for the March 9, 2010, Regular Meeting of Council, as submitted by the Clerk.

ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose.
Nays: None.

MOTION CARRIED: 6/0

CORRESPONDENCE: (none)

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor and Safety Director – Mayor Rogers

The first Resolution on the Agenda this evening is with respect to the agreement with the Army Corps of Engineers pertaining to the funds to be provided to us from the Federal Government for the Andrews Road Reconstruction Project. Mayor Rogers informed Council that this evening he signed a letter of agreement with the Army Corps of Engineers, and the Administration is asking that Resolution No. 2010-R-02 be placed on First Reading until the paperwork is finalized.

Mayor Rogers said that Resolution No. 2010-R-03 designates April, 2010 as Child Abuse Prevention Month. Mayor Rogers said that Child Abuse is a tragedy that occurs in this Country on a daily basis, and feels this is a most important Resolution for the consideration of Council at the appropriate time.

Mayor Rogers said he is not certain if the Law Director had the opportunity to review the update on the codified ordinance. He said it was his recollection that this Ordinance was placed on first reading at the last meeting of Council, so the Law Director will have to advise Council on whether or not he had the opportunity to review this ordinance.

Mayor Rogers asked that at the appropriate time Council approve the expenditure for the renewal of various insurance policies as requested by Mr. Molenaar in his memo to Council. This expenditure is approximately \$600.00 less than last year.

The Mayor announced that Service Department Foreman, Dennis Graley is retiring from his position after 33 years of service to the City. The Mayor said he is not present this evening to receive his Proclamation, but asked that the Proclamation be made a part of the Minutes. (attached hereto)

Administrative Director – Mr. Molenaar

Mr. Molenaar said with regard to the 2009 audit, the auditors have been here twice and have concluded their field work. They should be completing the audit within the next couple of weeks. There will be a post audit conference within the next few weeks and he will advise Council of the date of that meeting should any Member of Council wish to attend.

Law Director – Mr. Lyons

As discussed at the Agenda Meeting, Mr. Lyons said he did a review of the codification update and he recommends that this Ordinance be taken off of second reading to be adopted by Council.

City Engineer – Mr. Sayles (no report)

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS: (none)

BOARD/COMMITTEE/COMMISSION REPORTS:

Ordinance Committee / Meeting of March 23, 2010 / Mr. Elam

The Ordinance Committee met on March 23, 2010, at 6:30 p.m. The purpose of the meeting was to review the sign ordinance as it pertains to the school, the library, and City government. Present were Committee Members, Mr. Elam and Ms. Shirley. Also present were Lynn Hawkins, Director of Mentor Public Library, and Library Staff Member, Pam Rose.

They held a brief, interesting and concise discussion. The Library is requesting their ability to erect a banner from time-to-time promoting library events, hours of operation, recognitions, etc. The banners or signs would be temporary and professionally done and aesthetically pleasing.

The Ordinance Committee recommends amending the temporary sign ordinance to waive the two week time limit and to amend the fee for the school, library, and city hall entities to accomplish this particular request. They see this as an update of the temporary sign ordinance which was initially put into play for new businesses opening up as they were waiting on their permanent sign. This does not affect the menu board ordinance which is a different type of ordinance. The Committee also recommends that the school and library secure a permit from the City which would let them put up the temporary banners/signs from time-to-time for special purposes.

OPEN TO THE PUBLIC TO SPEAK: 7:10 p.m.

Lynn Hawkins / Director, Mentor Public Library

Mrs. Hawkins said she is pleased to announce that the Mentor Public Library has been named the 2010 Mentor Chamber of Commerce Civic Organization of the Year. She appreciates all the support given from Council Members and the Administration. Mrs. Hawkins said this is what has prompted the consideration of the revision of the sign ordinance so they can erect a banner as organization of the year. Mrs. Hawkins showed the banner to Members of Council.

Council President Rose congratulated Mrs. Hawkins on their accomplishment and said they provide a tremendous service to the community and this award is well deserved.

Mr. Lyons asked Mrs. Hawkins if the City of Mentor allows the banner to be displayed without a permit. Mrs. Hawkins said they actually do, and they do not have to pay any fees, but it cannot be left up indefinitely.

Council Member Elam said he would like to amend his prior report in that the Library would like to erect this sign tomorrow and they are planning on coming in tomorrow for a temporary sign permit.

Mayor Rogers said the existing ordinance does not account for this. Mr. Rose said that without going through Planning & Zoning he does not believe they have the ability to immediately change a zoning law according to the charter. Mr. Rose said it would have to go through the proper process. At the appropriate time, Mr. Rose said he will assign this to Planning & Zoning for their consideration at their meeting in April. Mr. Hawkins said they should be looking at revised language at some point. Mr. Elam said he would certainly recommend Council expediting this matter, if possible.

CLOSED OPEN TO THE PUBLIC SECTION: 7:16 p.m.

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2010-R-02 (FIRST READING)

A RESOLUTION BY THE CITY OF MENTOR-ON-THE-LAKE, OHIO AUTHORIZING ITS PARTICIPATION AND RATIFYING ITS PRIOR PARTICIPATION WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS, IN THE MENTOR-ON-THE-LAKE NEW STORM SEWER SYSTEM-SR 283, AND AUTHORIZING ITS MAYOR TO ACT FOR AND ON BEHALF OF THE CITY OF MENTOR-ON-THE-LAKE IN EXECUTING, ACCEPTING OR OTHERWISE APPROVING ALL DOCUMENTS, AGREEMENTS, INSTRUMENTS OR OTHER NECESSARY PAPERS, REQUIRED BY THE DEPARTMENT OF THE ARMY FOR PARTICIPATION IN THE IMPLEMENTATION OF THE PROJECT.

RESOLUTION NO. 2010-R-03

A RESOLUTION DESIGNATING APRIL, 2010 AS CHILD ABUSE PREVENTION MONTH.

MOTION MADE BY MS. SHIRLEY, Seconded by Mr. Langbehn for Suspension of the Rules. ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose. Nays: None.

MOTION CARRIED: 6/0

MOTION MADE BY MS. SHIRLEY, Seconded by Mr. Eva for Passage. ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose. Nays: None.

MOTION CARRIED: 6/0

ORDINANCE NO. 2010-O-05 (SECOND READING)

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

(Ordinance No. 2010-O-05)

MOTION MADE BY MR. LANGBEHN, Seconded by Ms. Shirley for Suspension of the Rules. ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose. Nays: None.

MOTION CARRIED: 6/0

MOTION MADE BY MR. LANGBEHN, Seconded by Ms. Shirley for Passage. ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose. Nays: None.

MOTION CARRIED: 6/0

OLD BUSINESS:

Council President Rose asked if we received the numbers from the McMinn League that we requested. He realizes it is early but he knows that practices start at the end of the month, and they should be requesting field permits. Mayor Rogers said they have not yet approached him and Mr. Molenaar said that they have not yet received this information.

NEW BUSINESS:

Council Member Elam said that in our current budget we did not include the police accreditation program. He asked if that affected the insurance rate that we pay. Mr. Molenaar said the law enforcement liability went up \$400-\$500.

MOTION MADE BY MR. LANGBEHN, Seconded by Ms. Shirley to approve the expenditure to St. Paul Travelers Insurance Company in the amount of \$51,801.00 for the renewal of various insurance policies. ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose. Nays: None.

MOTION CARRIED: 6/0

Mayor Rogers read the Proclamation that he will be presenting to Dennis Graley who is retiring after 33 years of service to the City.

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Based on the recommendation of the Ordinance Committee to update and amend the temporary sign ordinance, Council President Rose asked that Mr. Lyons prepare some language for Council on this matter, and he will then forward this item to the Planning & Zoning Committee for their consideration and review.

Mr. Rose said once Planning & Zoning has made their recommendation then a public hearing will be scheduled in order to get this passed as quickly as possible. Mr. Lyons said they can begin this process once the new ordinance is drafted and presented to Council.

Planning & Zoning Commission	April 5, 2010	7:00 p.m.
Agenda Meeting of Council	April 8, 2010	6:00 p.m.
Regular Meeting of Council	April 13, 2010	7:00 p.m.

ADJOURNMENT:

MOTION MADE BY MR. LANGBEHN, Seconded by Ms. Shirley for Adjournment.
ROLL CALL: Ayes: Council Member Langbehn, Eva, Shirley, Elam, Hawkins, Rose.
Nays: None.

MOTION CARRIED: 6/0

The meeting adjourned at 7:30 p.m.

APPROVED:

Date

Andrew M. Rose
President of Council

Attest: _____
Clerk of Council