OS Circulated September 3, 2024
Regular Council Meeting
October 7, 2024 Elyria City Council

1. CALL TO ORDER:

The regular meeting of Elyria City Council was called to order on September 3, 2024 at 6:59 p.m. by President Stewart. President Stewart opened the meeting requesting a moment of reflective silence. The Pledge of Allegiance was led by Council member Tollett.

2. ROLL CALL: COUNCIL MEMBERS

PRESENT: Cerra, Armstrong, Oswald, Mitchell, Stewart, Schneider, Davis, Siwierka, Lipian, Tollett

Excused Absent: Callahan

Schneider moved, Cerra seconded to approve the excused absence.

MOTION CARRIED

OTHERS PRESENT: Mayor Brubaker, SSD Pyanowski, Fin. Dir. Pileski, Law Director Deery, Police Chief Pelko, Fire Chief Pronesti, Eng. Schneider, BO Farkas, CD Mngr. Almobayyed

3. PUBLIC HEARINGS:

The regular meeting recessed at 7:01 p.m. for the Public Hearing, Clerk Lotko read the call to public hearing:

CALL TO PUBLIC HEARING:

You are hereby notified that a public hearing will be held September 3, 2024 at 7:00 p.m. to consider the following:

AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS THE ZONING ORDINANCE, TO REZONE CERTAIN REAL PROPERTY LOCATED AT LEONA STREET AND GRISWOLD ROAD, ELYRIA, FROM B-AO BUSINESS-AUTOMOTIVE ORIENTED DISTRICT TO B-G BUSINESS-GENERAL DISTRICT, AND DECLARING AN EMERGENCY.

President Stewart asked if there were any proponents?

Roger Dorsey, 24154 State Route 511, Wellington Ohio. Founder and Director of Good Knights, which is an organization that builds and provides beds for children throughout the county. The organization began in 2020 and have provided over three thousands beds to children throughout Lorain County. Mr. Dorsey shared that he and his wife grew up in the City of Elyria and are glad to give back to the City of Elyria. He shared with council members and the audience, his journey of growing up on the East side of Elyria. He shared that he slept in a closest for over three years. He explained there are children in Elyria that require a better foundation to be able to stay in school and have the appropriate rest needed. The building will allow Good Knights to continue to expand the beds that are being provided throughout Lorain County as well as assist the senior population, working with the Office on Aging and Veterans Service Commission. Mr. Dorsey explained he and his wife are both veterans. He shared the program is designed to allow

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Legular Council Meeting
Elyria City Council

CALL TO PUBLIC HEARING: Continued

engagement with adults at Grafton and Lorain Correctional Facility that are currently building beds for the organization. Mr. Dorsey explained the square footage of their current facility is 3,000, the new facility would be 8,100 square footage. The increased square footage would allow the organization to deliver from 1,456 beds in 2023 to over 2,000. Mr. Dorsey expressed his appreciation to council for their consideration. He extended an invitation to all council members when Good Knights breaks ground on the new facility location.

President Stewart stated what a wonderful program he believed Good Knights to be and thanked Mr. Dorsey and his wife for their continued advocacy in the community.

Council member Tollett stated he believes the city to be better with Mr. Dorsey in it.

President Stewart asked if there were any other proponents? There were none.

President Stewart asked if there were any other proponents? There were none.

President Stewart asked if there were any opponents? President Stewart asked if there were any opponents? President Stewart asked if there were any opponents?

There were none.

President Stewart declared this public hearing had been held.

Sponsored by:	ORDINANCE NO. 2024-134
Community	AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED
Development	,
T. Callahan	ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS
C. Schneider	THE ZONING ORDINANCE, TO REZONE CERTAIN REAL
D. Mitchell	PROPERTY LOCATED AT LEONA STREET AND GRISWOLD
K. Oswald	ROAD, ELYRIA, FROM B-AO BUSINESS-AUTOMOTIVE
	ORIENTED DISTRICT TO B-G BUSINESS-GENERAL
	DISTRICT, AND DECLARING AN EMERGENCY.

Mitchell moved, Davis seconded to pass this ordinance on its first reading, and declared an emergency.

SUSPENSIO	ON	PASSAGE	EMERGENCY
AYE:	10	AYE: 10	AYE: 10
NAY:	0	NAY: 0	NAY: 0
ABSENT:	1	ABSENT: 1	ABSENT: 1

MOTION CARRIED MOTION CARRIED MOTION CARRIED

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	September 3, 2024
	Regular Council Meeting
	Elyria City Council

CALL TO PUBLIC HEARING: Continued

Clerk Lotko read the call to the public hearing:

You are hereby notified that a public hearing will be held September 3, 2024 at 7:00 p.m. to consider the following:

Minutes Approved

AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS THE ZONING ORDINANCE, TO OVERLAY A L-I LIGHT INDUSTRIAL DISTRICT OVER A B-G BUSINESS-GENERAL DISTRICT, AS SET FORTH IN CHAPTER 1176, REDEVELOPMENT OVERLAY DISTRICT ("RDOD"), CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, FOR REAL PROPERTY LOCATED AT LEONA STREET AND GRISWOLD ROAD, ELYRIA, OHIO AND OWNED BY THE CITY OF ELYRIA AND THE ELYRIA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY.

President Stewart asked if there were any proponents?

President Stewart asked if there were any other proponents?

Roger Dorsey, 24154 State Route 511, Wellington Ohio. Mr. Dorsey stated the new facility will not only allow service for the children f today, but today's children. He explained he and his wife have lived in Elyria their entire lives, his wife was born at Elyria Memorial Hospital. Their plans are to set Good Knights forth as a legacy to give back to the community.

President Stewart asked if there were any other proponents?

There were none.

President Stewart asked if there were any opponents? President Stewart asked if there were any opponents? President Stewart asked if there were any opponents?

There were none.

President Stewart declared this public hearing had been held.

Sponsored by:
Community
Development
T. Callahan
C. Schneider
D. Mitchell
K. Oswald

ORDINANCE NO. 2024-135

AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, KNOWN AS THE ZONING ORDINANCE, TO OVERLAY A L-I LIGHT INDUSTRIAL DISTRICT OVER A B-G BUSINESS-GENERAL DISTRICT, AS SET FORTH IN CHAPTER 1176, REDEVELOPMENT OVERLAY DISTRICT ("RDOD"), CODIFIED ORDINANCES OF THE CITY OF ELYRIA, OHIO, FOR REAL PROPERTY LOCATED AT LEONA STREET AND GRISWOLD ROAD, ELYRIA, OHIO AND OWNED BY THE CITY OF ELYRIA AND THE ELYRIA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY.

September 3, 2024	
Regular Council Meeting	
Elyria City Council	

CALL TO PUBLIC HEARING: Continued

Mitchell moved, Schneider seconded to pass this ordinance on its first reading, and declared an emergency.

SUSPENSI	ON	PASSAGE	EMERGENCY
AYE:	10	AYE: 10	AYE: 10
NAY:	0	NAY: 0	NAY: 0
ABSENT:	1	ABSENT: 1	ABSENT: 1

MOTION CARRIED MOTION CARRIED MOTION CARRIED

4. APPROVAL OF MINUTES:

Cerra moved, Mitchell seconded to approve council meeting minutes. MOTION CARRIED

5. REMARKS AND REPORTS OF CITY OFFICIALS:

Mayor Brubaker:

Mayor Brubaker shared n August 26th, after thirty years of service, Police Captain Hammonds, retired from the Elvria Police Department, he is now employed with Lorain County Community College as Director of Security. Also, Mr. Bob Wooley, sanitation Department employee, retired after thirty years as well. His last day of employment was scheduled for September 6th. Mr. Wooley will be moving to the West coast where he will begin a second career. Mayor Brubaker shared that he and Engineer McKillips are working on a report to depict what the next five to six years will look like with the big dig project. East Bridge Street is done and will have a year of recess as they start the next design phase to go underneath the railroad tracks. Mayor Brubaker would like to provide a detailed update for the Eastern Heights area, specifically the neighborhoods of Park and Buckeye. Mayor Brubaker was excited to announce and invite all council members out to a ground breaking on September 17, 2024 at 1:00 p.m. of a \$7.5 milliondollar project. The current owner of the Hampton Inn and Courtyard by Marriot, Raj Chandat of a Home Two and True by Hilton joint hotel. The new hotel is being built in between the current Courtyard by Marriott and the Hampton Inn. The hotel is expected to open in September 2025. Council member Lipian expressed his appreciation on behalf of all council members to the retiring employees.

Safety Service Director:

Safety Service Director Pyanowski provided information regarding a productive meeting with the leadership team of LifeCare. He shared a number of items wee discussed including operational challenges, as well as ambulatory services. Billing was discussed and SSD Pyanowski stated that they anticipate receiving July invoices by September 4th. Non-transport calls will no longer be billed to the city. Going forward quarterly meetings are planned for continued discussions. SSD Pyanowski shared that he has met with department heads regarding their budgets and all are on track to date. Conversations have started regarding thoughts of the 2025 budget as well. SSD Pyanowski referenced the agenda of the evening having several items related to disposition of city property. He stated that in confirmation from the Law Director, he

September 3, 2024 Regular Council Meeting Elyria City Council

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

can approve items that are less than \$1,000. In the future, less items will come before council. A basement clean-up project is underway.

Minutes Annroyed

President Stewart inquired of the LifeCare monthly fees. SSD Pyanowski stated currently below budget and that he would submit a spreadsheet of the invoices that have been coming in. Council member Siwierka asked what precipitated the decision to not bill for the non-transport calls? Director Pyanowski stated the response provided was in the interest of fairness. In addition, he shared the Lorain contract was mentioned. He is uncertain if they may have negotiated differently. Council member Siwierka asked if the contract should be amended. Director Pyanowski will follow up regarding an amendment to the contract. Council member Oswald asked what the chain of command would be in the sanitation department. Director Pyanowski shared that Rick Boone is the department head and Purvie Smallwood is number two. A job posting has been posted for Mr. Wooley's job. Council member Lipian stated that he agreed with Council member Siwierka in having the LifeCare contract amendments memorialized. He expressed that he felt pushed against the wall during the LifeCare vote and wish he hadn't voted in support of the contract. Council member Lipian expressed that is a vote that he regrets. Council member Lipian provided a general statement of dilapidated property on Prospect and Columbia. He was uncertain of the addresses, however stated he would send them to the Safety Service Director. He thanked the Safety Service Director for assistance with a water main break over the Labor Day weekend. Council member Tollett stated that he believed Council member Lipan's employment with the Village of Grafton makes it unethical to comment and or vote on anything financial related to ambulance service as a grant writer for the Village of Grafton. Council member Tollett expressed his belief that it could pose a conflict and he believed it to be inappropriate. President Stewart asked if Law Director Deery could provide some insight, or if more time was needed for research. Law Director Deery responded that she was not prepared to speak conclusively one way or the other regarding the matter. She stated that she did not have any information that would lead to there being a direct conflict between LifeCare and the City of Elyria and the fact of Council member Lipian having an employment relationship with the Village of Grafton. She stated any comments from her at this point would be premature and speculative. Council member Lipian stated that "bringing up conflicts of interest in city council has been something that people have loved to throw at him throughout his employment history as a way to harm him personally and professionally." He expressed that he thinks it's petty and has gone too far and thinks it needs to stop. He stated after the Law Director has a chance to review, if some phantom conflict is of concern, he would recuse himself. He expressed he would ask for the courtesy to express issues to him prior to a meeting respectfully.

Finance Director: No report

Law Director Deery:

Law Director Deery provided an update that the nuisance action against Days Inn had been filed. There was nothing further to report regarding the lawsuit. She is hopeful that she will have

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	September 3, 2024
1	Regular Council Meeting
	Elyria City Council

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

additional information at the upcoming meetings. Foreclosure action is being sought at some of the other properties around the city.

Minutes Approved

Council member Siwierka inquired about trucks on the property area of Days Inn. Law Director Deery stated several types of vehicles from tractor trailers to dumpsters have made use of the parking area. The complaint filed was made possible with the help of the building department both police and fire departments and Lorain County Public Health.

EPD:

Chief Pelko provided an update regarding promotions on Monday September 9th with the recent retirement of Captain Hammonds, the following will be promoted: Lieutenant Lantz, Sergeant Strob, and Officer Brandon Samansky. Friday September 6th Officers Aaron Scott and Court Carter will be graduating from the Tri-C Police Academy. Chief Pelko congratulated everyone on their promotions and graduations.

Council member Lipian stated he witnessed a domestic violence incident in his ward and the response of Elyria police was outstanding.

Council member Siwierka inquired about any new training with the merger of LACADA and Nord Center. Chief Pelko responded he has been in contact with both organizations and trainings will remain the same.

EFD:

Chief Pronesti thanked the administration regarding a grant that was received to staff three firefighters. Chief Pronesti assured council member that the staffing level would be sufficient if a third fire station was funded. He explained that in 2025 there would be retirements that will take place that would absorb the new hires. Laterals will take place for fire departments that may want to transfer to Elyria. He stated that he plans to have all hires in place when monies are received. Chief Pronesti also provided an update on recruiting a church chaplain to join the fire department. Pastor Josh Hargis of Elyria Church located at 276 Washington Ave., Elyria will be sworn in as the Fire department Chaplain on September 23rd. He explained the importance of the mental and emotional aspect for the firefighters. The final update was regarding a serious accident on route 57 and Midway Blvd. between Elyria and Elyria Township. Chief Pronesti commended all first responders from both the City of Elyria and Elyria Township on a great job. He explained that Elyria police was first on the scene and had to extinguish a fire that could have caused major issued.

President Stewart congratulated Chief Pronesti on the safer grant and thanked him for all that he does for the fire department. He expressed his appreciation for the changes that have been implemented with his role as Fire Chief.

Council member Siwierka asked if fire laterals are conducted in the exact same manner as police laterals. She asked if pro-rated vacation time is offered to transfers. Chief Pronesti explained that lateral transfers start at the bottom and the one thing that is different is their pension, the number of years of service carries over. Council member Siwierka asked of the Mayor or SSD a briefing at a finance committee meeting where the HR Director could provide an overview to council

pp.0.02	
	September 3, 2024 Regular Council Meeting

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

members of lateral transfer parameters. Chief Pronesti explained that civil service rules are the same for police and fire.

Minutes Approved

Engineer Schneider:

Engineer Schneider provided an update a few projects starting with East Broad Street. The contractor has some concrete work to complete before the final layer of asphalt will be applied to the road. Plans are to open up traffic westbound by September 6th. The work on the southside will continue with sidewalk and aprons. New traffic lights were opened up on Park Place, Park Avenue and East Broad. The lights on East Broad have "optical lenses" to them. The lights will actually appear as if it is off as you approach the second light, but it's not. The closer you get to the light it will reflect that it is on. He explained if calls are received that the light is out, it actually is not. Plans are for the asphalt to be completed by September 6th. A preconstruction meeting is scheduled for September 4th to talk about the concrete portion of the street resurfacing. A watermain replacement is being repaired on Wesley from Cleveland Street to the turnpike and the road will be resurfaced as well. The East side Sewer Relief project as previously stated by Mayor Brubaker is completed.

President Stewart inquired about a completion date for East Broad Street. Engineer Schneider responded the official date is scheduled for the middle of November, however the contractor is a head of schedule. The contractor plans to have asphalt laid in September. Engineer Schneider explained the final work would include adjustments, pavement markings, removing old traffic lights, installing new ones and signage. He explained some of the final tasks may take a little more time to complete. President Stewart inquired of the completion date for Cleveland Street. Engineer Schneider shared that the contractor would be working on milling and asphalt the week of September 9th. All concrete work has been complete, the asphalt, signage and traffic lights are scheduled for completion. Engineer Schneider explained the sequence of the how the task should be done. President Stewart asked if the manholes would be raised on Gulf Road with the East Side Sewer Relief Project. Engineer Schneider stated Gulf Road was completed.

Council member Schneider asked if work would start on Abbe Rd. once Broad open up for westbound traffic. Engineer Schneider explained bids are in process for South Abbe Rd. Council member Oswald inquired of the work on the bridge and asked if Engineer Schneider could provide an update on the lane direction. Engineer Schneider shared that he had been in communication with the designer regarding the columns and spacing on the north side of the road. There will be a road diet, however coming into town would be two lanes with a two way left turn lane.

Council member Cerra asked a follow up to the trains and whistles on the West Side. Engineer Schneider stated that it does not appear that it will happen.

Council member Siwierka asked if South Abbe would be completed this year Engineer Schneider said yes. She suggested public education on the technology of new optical lights and shared that she pulled up to the light at Cedar and Broad and the light does appear to be out until you get up on it.

September 3, 2024
Regular Council Meeting
Elyria City Council

5. REMARKS AND REPORTS OF CITY OFFICIALS: Continued

Council member Lipian stated that when he hears no train whistles will continue on Olive Street, he is concerned about the east side of town. He requested to meet with Engineer Schneider for more discussion regarding the train whistles. He inquired of the OPWC funds project. Engineer Schneider shared applications has not been submitted as the due date for submittal is Friday September 6th and decisions on the grants are not made until January 2025.

BO Farkas:

Building Official Farkas provided an update to the hotels. Motel 9 is under new management and working on implementing repairs and near completion. Journey Inn has had several inquiries of folks interested in rehab of the hotel for opening. However, no paperwork has actually been received. BO Farkas provided an update regarding home repairs being up this year from 133 compared to 100 last year. The inspection team has six new homes under review. Commercial projects are at the same pace as last year with 110 this year compared to 104 last year. The last update was regarding the newly hired building inspector. B O Farkas stated she has approached her sixty days and is working out quite well. Also, one of the property maintenance inspectors recently obtained a residential building inspector interim and will have the ability to assist in other areas.

Council member Schneider congratulated Building Official Farkas for the number of homes built in Elyria. He shared that in a recent publication Elyria was listed as number one in the U.S. Council member Siwierka asked for an update regarding the old Friendly's property. B O Farkas has no paperwork regarding the property. He promised to look into and provide additional information.

Council member Davis inquired about the house on Bell Ave. and stated she is concerned about the safety of the fence in the front yard. B O Farkas explained the ownership is out of state and is adamant about repairing the structure. The ownership is ok with putting up a fence.

CD Mngr. Almobayyed: No report

6. PRESIDENT'S REFERRAL'S:

1. The matter of a Liquor License transfer from Riser Foods Co. DBA Elyria GetGo 3811, 209 E Bridge St., Elyria to GetGo Operating LLC, DBA Elyria GetGo 3811, 209 E Bridge St., Elyria.

REFERRED BY: DIVISION OF LIQUOR CONTROL REFERRED TO: COMMUNITY DEVELOPMENT

2. The matter of a Liquor License Transfer from Riser Foods Co. DBA GetGo, 559 Midway Blvd., Elyria to GetGo Operating LLC DBA, 559 Midway Blvd., Elyria.

REFERRED BY: DIVISION OF LIQUOR CONTROL REFERRED TO: COMMUNITY DEVELOPMENT

3. The matter of a new Liquor License request for Nirvana Grocers LLC, 1127 Lake Ave. Unit C, Elyria,

REFERRED BY: DIVISION OF LIQUOR CONTROL

 September 3, 2024
Regular Council Meeting
 Elyria City Council

6. PRESIDENT'S REFERRAL'S:

REFERRED TO: COMMUNITY DEVELOPMENT

4. * The matter of increasing the hourly rate for the position of Security Bailiff MC.

REFERRED BY: FINANCE DIRECTOR PILESKI

REFERRED TO: FINANCE

5. The matter of the Public Works Complex (CMG) & Fire Station financing discussion.

REFERRED BY: MAYOR BRUBAKER

REFERRED TO: FINANCE

6. The matter of the forgiveness of the \$296,091.00 loan from the City of Elyria to the Elyria Community Improvement Corporation.

REFERRED BY: ADM. LEGAL COUNSEL MARK F. CRAIG

REFERRED TO: FINANCE

7. The matter of selling of disposing of city property unfit for municipal use.

REFERRED BY: POLICE CHIEF PELKO

REFERRED TO: FINANCE

8. The matter of referral of a new Policy Manual and changes to the Section 165 Ordinances.

REFERRED BY: HR DIR YUSEFI

REFERRED TO: RULES

9. The matter of the Reaser Pointe Crossing update.

REFERRED BY: MAYOR BRUBAKER

REFERRED TO: STRATEGIC PLANNING (referred to Finance 8/12/24)

10. The matter of authorizing the City of Elyria to advertise for bid and award the contract of Water Plant Sludge Cake Disposal for calendar year 2025.

REFERRED BY: WTL JACOB REFERRED TO: UTILITIES

11. The matter of authorizing the Mayor to advertise for bid and enter into contract for the procurement and installation of new EPA compliant hatches.

REFERRED BY: WTL JACOB **REFERRED TO:** UTILITIES

12. The matter of discussion of hazardous unsafe trees.

REFERRED BY: COUNCIL MEMBER OSWALD-WARD 4

REFERRED TO: UTILITIES

	September 3, 2024
M	Regular Council Meeting
	Elyria City Council

6. PRESIDENT'S REFERRAL'S:

13. The matter of authorizing the Mayor to advertise and award a contract for the resurfacing of Furnace St.

REFERRED BY: ENGINEER SCHNEIDER

REFERRED TO: UTILITIES

14.- 18. Received and Placed on file in the clerk's office:

14. July General Fund Cash Balance Report

15. Income Tax Collections Received in June 2024

16. Income Tax Collections Received in July 2024

17. List of receipts collected by each division of the Clerk of Court's office for July 2024

18. Approved Claim for Damage: Dolores Colella

7. PETITIONS-LOBBY: None

8. PETITIONS-COUNCIL MEMBERS: None

9. REPORTS OF STANDING AND SPECIAL COMMITTEES: None

10. RESOLUTIONS FIRST READING:

Finance
P. Tollett
M. Siwierka
B. Davis
C. Schneider
J. Cerra

RESOLUTION NO. 2024- 25
A RESOLUTION APPROVING A LIST SUBMITTED BY THE
SAFETY SERVICE DIRECTOR FOR THE COLLECTION OF
DELINQUENT INACTIVE UTILITY ACCOUNTS AND
DIRECTING THE CLERK OF COUNCIL TO CERTIFY SAID
ACCOUNTS TO THE LORAIN COUNTY AUDITOR.

Tollett moved, Schneider seconded to pass this resolution on its first reading under suspension of the rule.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

Sponsored by: **RESOLUTION NO. 2024-26**

Finance
P. Tollett
M. Siwierka
B. Davis
C. Schneider

A RESOLUTION APPROVING THE LIST OF PROPERTIES FOR
THE COLLECTION OF EMERGENCY TEMPORARY REPAIR
COSTS AND/OR DEMOLITION RELATED COSTS, AND
DIRECTING THE CLERK OF COUNCIL TO CERTIFY SAID

J. Cerra COSTS TO THE LORAIN COUNTY AUDITOR.

	September 3, 2024
0.7	Regular Council Meeting
	Elyria City Council

10. RESOLUTIONS FIRST READING: Continued

Tollett moved, Davis seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION PASSAGE AYE: 10 AYE: 10 NAY: 0 NAY: 0 ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

Sponsored by: **RESOLUTION NO. 2024-27**

Finance A RESOLUTION APPROVING A LIST SUBMITTED BY THE P. Tollett SAFETY SERVICE DIRECTOR FOR THE COLLECTION OF 2023 M. Siwierka DELINQUENT STORMWATER FEES, DIRECTING THE CLERK B. Davis

OF COUNCIL TO CERTIFY SAID LIST TO THE LORAIN C. Schneider J. Cerra COUNTY AUDITOR, AND DECLARING AN EMERGENCY.

Tollett moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules, and declaring an emergency.

SUSPENSION PASSAGE EMERGENCY AYE: 10 AYE: 10 AYE: 10 NAY: 0 NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED **MOTION CARRIED**

Sponsored by: **RESOLUTION NO. 2024-28**

Finance A RESOLUTION APPROVING A LIST SUBMITTED BY THE P. Tollett SAFETY SERVICE DIRECTOR FOR THE COLLECTION OF M. Siwierka FINAL ASSESSMENTS FOR THE REPLACEMENT OF PRIVATE B. Davis SERVICE SEWER LINES, DIRECTING THE CLERK OF C. Schneider

J. Cerra COUNCIL TO CERTIFY SAID LIST TO THE LORAIN COUNTY

AUDITOR, AND DECLARING AN EMERGENCY.

Davis moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules, and declaring an emergency.

SUSPENSION PASSAGE **EMERGENCY** AYE: 10 AYE: 10 AYE: 10 NAY: 0 NAY: NAY: 0 ABSENT: 1 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED MOTION CARRIED

September 3, 2024
Regular Council Meeting
Elyria City Council

10. RESOLUTIONS FIRST READING: Continued

Sponsored by:

RESOLUTION NO. 2024-29

Utilities B. Davis K. Oswald

A RESOLUTION APPROVING A LIST SUBMITTED BY THE SAFETY SERVICE DIRECTOR FOR THE COLLECTION OF

B. Armstrong

FINAL ASSESSMENTS FOR THE REPLACEMENT OF PRIVATE

Finance

WATER SERVICE LINES, DIRECTING THE CLERK OF

P. Tollett M. Siwierka

COUNCIL TO CERTIFY SAID LIST TO THE LORAIN COUNTY

B. Davis

AUDITOR, AND DECLARING AN EMERGENCY.

C. Schneider

J. Cerra

Davis moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules, and declaring an emergency.

SUSPENSION AYE:

PASSAGE

EMERGENCY

NAY:

10

AYE: 10 AYE: 10

0 ABSENT: 1

NAY: 0 ABSENT: 1

NAY: 0 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

MOTION CARRIED

Sponsored by:

RESOLUTION NO. 2024-30

Finance P. Tollett

A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR

MUNICIPAL USE CERTAIN CITY PROPERTY.

M. Siwierka B. Davis

C. Schneider

J. Cerra

Tollett moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY:

NAY:

0 ABSENT: 1

0 ABSENT:1

MOTION CARRIED

MOTION CARRIED

10

Sponsored by:

RESOLUTION NO. 2024-31

Finance P. Tollett

A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR

MUNICIPAL USE CERTAIN CITY PROPERTY.

M. Siwierka B. Davis

C. Schneider

J. Cerra

2.000	September 3, 2024
	Regular Council Meeting
	Elyria City Council

10. RESOLUTIONS FIRST READING: Continued

Tollett moved, Davis seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

Sponsored by: RESOLUTION NO. 2024-32

Finance RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR

P. Tollett MUNICIPAL USE CERTAIN CITY PROPERTY.

M. Siwierka B. Davis C. Schneider J. Cerra

Tollett moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

Sponsored by: RESOLUTION NO. 2024-33

Finance A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR

P. Tollett MUNICIPAL USE CERTAIN CITY PROPERTY.

M. Siwierka B. Davis C. Schneider J. Cerra

Tollett moved, Davis seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

 September 3, 2024
Regular Council Meeting
 Elyria City Council

10. RESOLUTIONS FIRST READING: Continued

Sponsored by: RESOLUTION NO. 2024-34

Finance A RESOLUTION FINDING THAT THE CITY HAS UNFIT FOR

P. Tollett MUNICIPAL USE CERTAIN CITY PROPERTY.

M. Siwierka В. Davis С. Schneider J. Сетта

Tollett moved, Schneider seconded to pass this resolution on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT:1

MOTION CARRIED MOTION CARRIED

11. RESOLUTIONS--SECOND READING: None

12. RESOLUTIONS--THIRD READING: None

13. ORDINANCES--FIRST READINGS:

Companion to above Resolution

Finance
P. Tollett
ORDINANCE NO. 2024- 136

M. Siwierka
AN ORDINANCE AUTHORIZING THE SAFETY SERVICE
B. Davis
DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY

C. Schneider PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

J. Cerra

Tollett moved, Davis seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

Companion to above Resolution

September 3, 2024
Regular Council Meeting
Elyria City Council

13. ORDINANCES--FIRST READINGS: Continued

Finance P. Tollett

ORDINANCE NO. 2024-137

M. Siwierka

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE

B. Davis

DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY

C. Schneider

PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

J. Cerra

Tollett moved, Schneider seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY: 0 ABSENT: 1 NAY: 0 ABSENT:1

MOTION CARRIED

MOTION CARRIED

10

Companion to above Resolution

Sponsored by:

Sponsored by Finance

ORDINANCE NO. 2024- 138

P. Tollett

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE

M. Siwierka

DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY

B. Davis

PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

C. Schneider

J. Cerra

Tollett moved, Davis seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY: 0

NAY:

ABSENT:

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

10

0

Companion to above Resolution

1

Sponsored by:

ORDINANCE NO. 2024-139

Finance: P. Tollett

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE

M. Siwierka

DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY

B. Davis

PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

C. Schneider

Ј. Сетта

Tollett moved, Schneider seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

September 3, 2024
Regular Council Meeting
Elyria City Council

13. ORDINANCES--FIRST READINGS: Continued

AYE: 10 AYE: 10 NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

Companion to above Resolution

Sponsored by: ORDINANCE NO. 2024-140

P. Tollett
M. Siwierka
AN ORDINANCE AUTHORIZING THE SAFETY SERVICE
DIRECTOR OF THE CITY OF ELYRIA TO DISPOSE OF CITY

B. Davis PROPERTY THAT IS UNFIT FOR MUNICIPAL USE.

C. Schneider J. Cerra

Tollett moved, Schneider seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

Sponsored by: ORDINANCE NO. 2024- 141

P. Tollett AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER

M. Siwierka INTO CHANGE ORDER NO. 1 WITH BARBICAS

B. Davis CONSTRUCTION COMPANY, INC. FOR THE ABBE ROAD S.

C. Schneider RESURFACING PROJECT, AND DECLARING AN

J. Cerra EMERGENCY.

Tollett moved, Davis seconded to pass this ordinance on its first reading under suspension of the rules, and declaring an emergency.

SUSPENSION PASSAGE EMERGENCY AYE: 11 AYE: 11 AYE: 11 NAY: 0 0 NAY: NAY: 0 ABSENT: 0 ABSENT: 0 ABSENT: 0

MOTION CARRIED MOTION CARRIED MOTION CARRIED

Sponsored by:

Community ORDINANCE NO. 2024-

Development: AN ORDINANCE AMENDING SECTION 1131.02, CODIFIED

D. Mitchell
C. Schneider
K. Oswald
C. Schneider

LOCATED AT 218 PROSPECT STREET, ELYRIA, OHIO, FROM B-

N BUSINESS-NEIGHBORHOOD DISTRICT TO L-I LIGHT

INDUSTRIAL DISTRICT.

87	September 3, 2024
	Regular Council Meeting
	Elyria City Council
	100

13. ORDINANCES--FIRST READINGS: Continued

Sponsored by: **ORDINANCE NO. 2024-142** Finance:

AN ORDINANCE AMENDING ORDINANCE NO. 2021-73, P. Tollett KNOWN AS THE "SALARY ORDINANCE", INCLUDING M. Siwierka

B. Davis ORDINANCE NO. 2021-111 AND ORDINANCE NO. 2022-210 TO C. Schneider UPDATE THE WAGES FOR CERTAIN PART-TIME MUNICIPAL J. Cerra

COURT EMPLOYEES, AND DECLARING AN EMERGENCY.

moved, seconded to pass this ordinance on its first reading under suspension of the rules, and declaring an emergency.

SUSPENSION PASSAGE EMERGENCY AYE: 10 AYE: 10 AYE: 10 NAY: 0 NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED MOTION CARRIED

Sponsored by: **ORDINANCE NO. 2024-143** Community

AN ORDINANCE APPROVING THE APPLICATION OF RHC Development D. Mitchell PROPERTIES LLC FOR IMPROVEMENTS AT 300 4TH STREET, C. Schneider ELYRIA, PURSUANT TO THE DOWNTOWN FACADE

K. Oswald IMPROVEMENT PROGRAM, CREATED BY ORDINANCE 2019-Finance:

19. P. Tollett

M. Siwierka B. Davis C. Schneider J. Cerra

Mitchell moved, Tollett seconded to pass this ordinance on its first reading under suspension of the rules.

PASSAGE SUSPENSION AYE: 10 AYE: 10 NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

 September 3, 2024
Regular Council Meeting
 Elyria City Council

13. ORDINANCES--FIRST READINGS: Continued

Sponsored by: **ORDINANCE NO. 2024-144** Community

AN ORDINANCE APPROVING THE APPLICATION OF **Development**

HUBERT OLIVER FOR IMPROVEMENTS AT 460 CLEVELAND D. Mitchell C. Schneider STREET, ELYRIA, PURSUANT TO THE DOWNTOWN FACADE K. Oswald IMPROVEMENT PROGRAM, CREATED BY ORDINANCE 2019-Finance:

19.

P. Tollett

M. Siwierka B. Davis C. Schneider J. Cerra

Mitchell moved, Schneider seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION PASSAGE 10 AYE: 10 AYE: NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

Sponsored by: **ORDINANCE NO. 2024-145** Community

AN ORDINANCE APPROVING THE APPLICATION OF DAN Development MARTIN ON BEHALF OF 374 BROAD STREET LLC FOR D. Mitchell C. Schneider

IMPROVEMENTS AT 374 BROAD STREET, ELYRIA,

K. Oswald PURSUANT TO THE DOWNTOWN FACADE IMPROVEMENT Finance:

PROGRAM, CREATED BY ORDINANCE 2019-19. P. Tollett

M. Siwierka B. Davis C. Schneider J. Сетта

Mitchell moved, Schneider seconded to pass this ordinance on its first reading under suspension of the rules.

PASSAGE SUSPENSION 10 AYE: 10 AYE: NAY: 0 NAY: 0 ABSENT: 1 ABSENT: 1

MOTION CARRIED **MOTION CARRIED**

62	September 3, 2024
	Regular Council Meeting
	Elyria City Council

13. ORDINANCES-FIRST READINGS: Continued

Sponsored by:

ORDINANCE NO. 2024-146

Community Development

AN ORDINANCE APPROVING THE APPLICATION OF DAN

D. Mitchell

MARTIN, FOR THE DOWNTOWN HISTORIC

C. Schneider

REDEVELOPMENT GRANT PROGRAM, CREATED BY

K. Oswald

ORDINANCE 2021-31, FOR IMPROVEMENTS AT 341 BROAD

Finance:

STREET, ELYRIA, OHIO.

P. Tollett

M. Siwierka

B. Davis C. Schneider

J. Cerra

Mitchell moved, Oswald seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

AYE:

10

AYE:

NAY: 0

NAY:

10 0

ABSENT: 1

ABSENT: 1

MOTION CARRIED

MOTION CARRIED

Sponsored by:

ORDINANCE NO. 2024-147

Community Development

AN ORDINANCE APPROVING THE APPLICATION FOR THE

D. Mitchell

DOWNTOWN HISTORIC REDEVELOPMENT GRANT

C. Schneider

PROGRAM, CREATED BY ORDINANCE 2021-31, FOR

K. Oswald

IMPROVEMENTS AT 337 BROAD STREET, ELYRIA, OHIO.

Finance:

P. Tollett

M. Siwierka

B. Davis

C. Schneider

J. Cerra

Mitchel moved, Oswald seconded to pass this ordinance on its first reading under suspension of the rules.

SUSPENSION

PASSAGE

AYE:

10

1

AYE:

E: 10 Y: 0

NAY: ABSENT: 0

NAY: 0 ABSENT: 1

MOTION CARRIED

MOTION CARRIED

September 3, 2024
Regular Council Meeting
 Elyria City Council

13. ORDINANCES--FIRST READINGS: Continued

Sponsored by: ORDINANCE NO. 2024-148

Development
D. Mitchell

AN ORDINANCE APPROVING THE APPLICATION OF RICHE
FITZPATRICK, ON BEHALF OF 354 BROAD STREET LLC FOR

C. Schneider IMPROVEMENTS AT 354 BROAD STREET, ELYRIA,

K. Oswald PURSUANT TO THE DOWNTOWN FAÇADE IMPROVEMENT

Finance:

PROGRAM, CREATED BY ORDINANCE 2019-19.

P. Tollett M. Siwierka B. Davis C. Schneider

J. Cerra

of the rules.

Mitchell moved, Schneider seconded to pass this ordinance on its first reading under suspension

SUSPENSION PASSAGE
AYE: 10 AYE: 10
NAY: 0 NAY: 0
ABSENT: 1 ABSENT: 1

MOTION CARRIED MOTION CARRIED

14. ORDINANCES-SECOND READINGS: None

15. ORDINANCES--THIRD READING: None

16. COMMITTEE CALLS:

COMMUNITY DEVELOPMENT

Mon 9/9/2024 Beginning at 6:00 P.M. All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

JOINT CD/FINANCE

Mon. 9/9/2024 Immediately following Community Development All Referred Items Council Chambers w/Law Director, SSD, Engineer, Bldg. Insp.

FINANCE

Mon. 9/9/2024 Immediately following Joint All Referred Items Council Chambers w/Mayor, Auditor, Law Director, SSD, Engineer

UTILITIES, SAFETY & ENVIRONMENT

Wed. 9/4/2024 Combined with Finance All Referred Items Council Chambers w/SSD, Law Director, Engineer All

Timutes 1 ipproved	
	September 3, 2024
	Regular Council Meeting
	Elyria City Council

COUNCIL/STRATEGIC PLANNING

Wed. 9/4/2024 Immediately following Utilities Meeting All Referred Items Council Chambers W/ Mayor, Safety Service Director, Auditor, Solicitor, Engineer

17. MISCELLANEOUS AND UNFINISHED BUSINESS:

Council member Siwierka inquired of the date for the Rules Committee meeting. Council member Cerra shared the meeting is scheduled for September 18th Utilities. Council member Siwierka inquired about a meeting with the administration and Ridge Tool Company regarding the re-zoning on Winckles. Mayor Brubaker stated that ASSD Calvert reached out to Ridge Tool and there were no concerns.

Minutes Approved

18. ADJOURNMENT:

Mitchell moved, Cerra seconded to adjourn the Regular Council Meeting at 8:12 p.m. MOTION CARRIED

Victor Stewart, III

President of Council



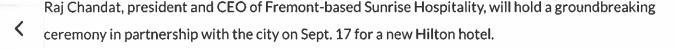
Groundbreaking for \$7 million hotel in Elyria is Sept. 17



Owen MacMillan The Chronicle-Telegram

Sep 05, 2024 1:00 AM

ELYRIA — A local businessman is set to open his third hotel in the same area of Elyria, just off the exit of the Ohio Turnpike.



The hotel will be on Travelers Lane just south of the former Midway Mall in Elyria. It will be between two hotels already operated by Chandat: a Courtyard by Marriott built in the mid-2000s and a Hampton Inn and Suites opened in 2019.

According to Mayor Kevin Brubaker, the project is expected to cost roughly \$7.5 million.

Brubaker announced the groundbreaking during a meeting of Elyria City Council on Tuesday. He invited Council members to attend the ceremony at 1 p.m. on Tuesday, Sept. 17.

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Brubaker said Chandat hopes to open the new hotel in roughly one year.

A request seeking comment made to Sunrise Hospitality was not returned on Wednesday, but Chandat spoke with a Chronicle reporter at an Council Finance Committee meeting in May.

"Because we sit at such a nice corner of two major highways, I think this project will be even more successful than the other two," Chandat said, referring to Interstate 90 and the Ohio Turnpike.

That meeting in May was to discuss a proposed Community Reinvestment Area (CRA) abatement for the property. The abatement would last 15 years and remove 100 percent of local property taxes for the property.

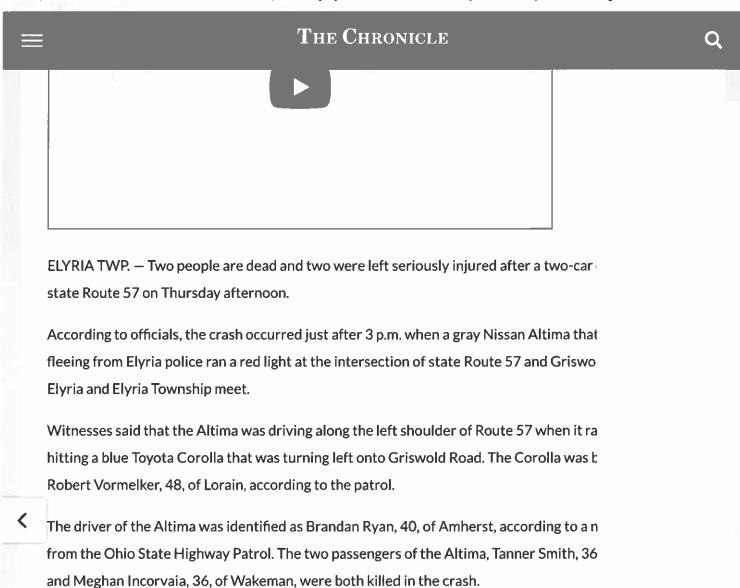
Sunrise agreed to pay the equivalent of what would have been its property tax obligation to Elyria Schools without the abatement, and both Elyria Schools and Lorain County Joint Vocational School District approved the agreement.

The city approved the CRA, which will remain in effect as long as the hotel has 35 full-time employees, 15 part-time employees and at least \$500,000 in payroll by mid-2026.

Chandat said the hotel would have roughly 150 rooms, which would be split between Hilton's "Home2 Suites" extended-stay rooms and more traditional, transient hotel rooms.

Related Stories

Elyria to consider tax abatement for new hotel



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THE CHRONICLE

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Both vehicles were spun and thrown by the collision, coming to rest north of the intersec Township.

According to Elyria Fire Chief Joe Pronesti, his department tended to the passengers in t while Elyria Township fire handled the other vehicle. He said Ryan, Smith and Incorvaia h extricated from the vehicle.

Smith and Incorvaia were pronounced dead at the scene, and Ryan was flown by Metro L MetroHealth Medical Center in Cleveland in "extremely critical" condition. The highway none of them were wearing seat belts.

The impact was so severe that the engine compartment was pushed up into the dash," Pe
"We had to extricate the driver as well as the two passengers who were dead on arrival."

Vormelker was transported to University Hospitals Elyria Medical Center by Elyria Towr critical condition, Chief Russell Scarbrough said.

Scarborough said his department was dispatched for a crash with injuries at 3:19 p.m. an arriving did his crew learn the crash involved entrapment and fatalities.

Elyria Township firefighters were able to remove Vormelker without issue, but did not have the equipment to extricate Ryan. Scarbrough said they had brought only an ambulance and not a fire engine, not expecting to need to extricate.

When Elyria fire arrived at the scene a few minutes later, Scarbrough said his firefighters turned over command of the scene to Pronesti and took Vormelker to UH.

Also surviving the crash was a young pit bull, which was in the Altima. The dog escaped with no apparent injuries and was handed over to the Lorain County Dog Warden.

"It was very chaotic there for a little bit," Pronesti said. "My guys did a great job



THE CHRONICLE

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Route 57 northbound was closed at the intersection for at least two hours while the crash was investigated and cleared. The highway patrol said the crash remains under investigation, have been filed to this point.

Elyria police representatives did not respond to requests for comment before deadline o

Contact Owen MacMillan at (440) 329-7123 or omacmillan@chroniclet.com.



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