

# MINUTES

## REGULAR COUNCIL MEETING

8:10 p.m.

February 5, 2008

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on February 1, 2008:

### ROLL CALL

**Councilmen Present:** Mr. Ranally, Mr. Woodin, Mr. Harrold, Mrs. Manning, Mr. Black, Mr. Carr, Mr. Fiala

**Others Present:** Law Director Wiles, Service Director Tomaselli, City Engineer Sayles, Fire Chief Zwegat, Police Chief Straube, Parks and Recreation Director Katz, Chief Building and Zoning Inspector Smith, Community Development Manager Lipscomb, News Herald Reporter Butz, Clerk Radebaugh

The meeting was led in prayer and the Pledge of Allegiance by Council President Ranally.

### Approval of Minutes

Motion made and seconded to approve the Regular Council minutes of January 15, 2008 and Special Council Meeting of January 22, 2008.

### January 15, 2008 Regular Council Minutes:

|           |                    |                       |
|-----------|--------------------|-----------------------|
| Roll Call | 6 yes              |                       |
|           | 0 no               | Motion carried 6 to 0 |
|           | 1 abstain (Woodin) |                       |

### January 22, 2008 Special Council Minutes:

|           |       |                       |
|-----------|-------|-----------------------|
| Roll Call | 7 yes |                       |
|           | 0 no  | Motion carried 7 to 0 |

### Roll Call

### STANDING COMMITTEES OF COUNCIL

Committee of Full, Mr. Ranally – No report.

Economic Development Committee, Mr. Black – No report.

Environmental Planning Committee, Mr. Fiala – There is one item on the agenda for approval.

Finance and Audit Committee, Mrs. Manning – No report.

Parks & Recreation Committee, Mr. Harrold – No report.

Personnel Committee, Mr. Carr – No report.

Safety Committee, Mr. Black – No report.

**Service Committee, Mr. Woodin** – Reported that he met with Angelo on Monday.

**WPCC Committee, Mr. Harrold** – Reported that he, Mr. Carr and Mr. Woodin toured the WPCC plant last Wednesday.

**Clean City Commission, Mr. Ranally**– Clean City Commission will meet on Feb. 11<sup>th</sup>.

**Planning Commission, Mr. Fiala** – No report.

**Shade Tree Commission, Mr. Carr** – No report.

**CORRESPONDENCE**

No correspondence.

**PUBLIC PORTION**

No one spoke at Public Portion

**NEW BUSINESS**

**Motion made and seconded that all ordinances and resolutions be read by caption only and that as to legislation not containing an emergency clause, the rules requiring that ordinances and resolutions be read on three separate days be waived.**

Roll Call: 7 yes  
0 no Motion carried 7 to 0

**RESOLUTION NO. 2008-10**

**A Resolution authorizing the Mayor to enter into a Sponsorship Agreement with the Metro Parks Serving Summit County to provide for Water Resources Restoration Program funding assistance through the Water Pollution Control Loan Fund to qualify the City of Willoughby for an interest rate discount for the River Street Sanitary Sewer Project, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No.2008-10 be declared an emergency measure.

Roll Call: 7 yes  
0 no Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-10.

Roll Call: 7 yes  
0 no Motion carried 7 to 0

**RESOLUTION NO. 2008-11**

**A Resolution to comply with the rules and regulations of the WPCLF Loan Fund and the Ohio Environmental Protection Agency, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No.2008-11 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-11.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-12**

**A Resolution authorizing the Mayor to file a loan application and enter into a loan agreement with the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, and the Ohio Water Development Authority through the Water Pollution Control Loan Fund for an amount not to exceed \$2,320,792.89, necessary for the construction of the River Street Sanitary Sewer Project, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No.2008-12 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-12.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-13**

**A Resolution approving Change Order No. 1-Final in the 2007 Pavement Repair Program Contract with Karvo Paving Company, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-13 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-13.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-14**

**A Resolution authorizing the Director of Public Service to request informal proposals for the furnishing of natural gas and related services for the City of Willoughby's public buildings for a period of two (2) years with an option of a two- (2-) year renewal.**

Motion made and seconded to adopt Resolution No. 2008-14.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-15**

**A Resolution accepting the gift of a 1993 Chevrolet Lumina from Timothy Balogh.**

Motion made and seconded to adopt Resolution No. 2008-15.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-16**

**A Resolution declaring certain vehicles owned by the City of Willoughby as surplus and authorizing the sale thereof.**

Motion made and seconded to adopt Resolution No. 2008-16.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-17**

**A Resolution authorizing an expenditure in an amount not to exceed \$14,000 for replacement of the Sewage Sludge Incinerator System's Continuous Emissions Monitoring System's Total Hydrocarbon Analyzer at the Willoughby-Eastlake Water Pollution Control Center, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-17 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-17.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-18**

**A Resolution authorizing the Mayor to enter into a contract with Ohio Paving & Construction Co. in the amount of \$368,611.66 (base bid & alternate bid) for the Lost Nation Municipal Golf Course Bridges and Parking Lot Improvement Project; ratifying and confirming the actions of the City Engineer, Director of Parks & Recreation, and Director of Public Service; and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-18 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-18.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-19**

**A Resolution authorizing the Mayor to enter into a contract with Industrial Energy Systems in the amount of \$60,495 for the Willoughby Police Department Roof Replacement Project, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-19 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-19.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-20**

**A Resolution approving EAS#1-1-08 for construction of a building which will consist of five (5) units; said building to be located on Sublot No. 3, Willoughby Parkway**

Motion made and seconded to adopt Resolution No. 2008-20.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**MAYOR'S REPORT** – Mayor Anderson was absent. Community Development Manager Lipscomb reported that on February 20<sup>th</sup> at 6:00 p.m. there will be a meeting with D.B. Hartt to discuss the Master Plan. Items for discussion will be submitted to Council prior to the meeting.

**OTHER REPORTS**

**Law Director Wiles** - Commented that he had submitted legislation regarding Wind Turbines to Council. He asked the councilmen for any questions, additions or corrections. He would like to put this on the Planning Commission agenda for their next meeting.

Councilman Ranally said the legislation did not have anything relative to adjacent properties within 500 ft. of the proposed site. Mr. Wiles said that Mrs. Manning also mentioned this to him and he will modify the ordinance to include this. Mr. Wiles also stated that he has put the conditional use in all three industrial zones.

Councilman Black asked questions regarding lot sizes where wind turbines would be allowed. He questioned whether the city would want to consider allowing these in a new residential development as an option.

Councilman Carr asked if we could completely exclude the historical areas. Mr. Wiles said that historical districts in industrial areas can be excluded.

Councilman Fiala asked if Mr. Wiles' attendance at the Public Records Seminar will suffice for the councilmen. Mr. Wiles said he will attend as the designee for all of council.

**Service Director Tomaselli** – No report. Councilman Ranally asked if there were any complaints about residential flooding. Mr. Tomaselli said he did not have any complaints.

**City Engineer Sayles** – No report. Councilman Carr asked the status of putting quotes together for sidewalk possibilities along Rt. 91. He said that Mayor Anderson asked Mr. Sayles to check about possible federal funding for bikeways. Mr. Sayles said NOACA indicated that they would be interested in providing funding assistance for a bike path that would go from Lakeshore Blvd. to Wilson Mills Road. He said there is definitely funding available for installing bike paths, but it does not appear that there is any funding available for installing sidewalks.

**Fire Chief Zwegat** – No report.

**Police Chief Straube** - Reported that he hired Jim Fox (former Wickliffe Police Chief) as the School Resource Officer.

**Chief Building and Zoning Inspector Smith**– No report.

**Parks & Recreation Director Katz** – Thanked Council for passing the legislation for the golf course. Reported that Daniels Park is closed because of the heavy rains.

**Finance Director Rogowski** – absent.

**COUNCILMEN**

**Mr. Woodin** – No report.

**Mr. Fiala** – No report.

**Mr. Carr** – Reported that he is soliciting email addresses in his ward to create a distribution list for an electronic newsletter.

**Mrs. Manning** – No report.

**Mr. Harrold** – Reminded the WPCC Committee members that the joint meeting is set for Wednesday, February 27<sup>th</sup> at 6:00 p.m. at the plant.

**Mr. Black** – No report.

**Mr. Ranally** – No report.

**Regular Council Meeting adjourned at 8:50 p.m.**

Date approved \_\_\_\_\_

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Jerome P. Ranally, Council President

\_\_\_\_\_  
David E. Anderson, Mayor