

**MINUTES
LEGISLATIVE CAUCUS**

7:35 p.m.

June 10, 2008

Pursuant to Codified Ordinance Section 111.01 (17) and ORC Section 121.22, notice of the following meeting was given on June 6, 2008.

Council Present: Mr. Ranally, Mr. Harrold, Mr. Black, Mr. Carr, Mr. Fiala, Mr. Woodin

Absent: Mrs. Manning

Others: Mayor Anderson, Law Director Wiles, City Engineer Sayles, Service Director Tomaselli, Fire Chief Zwegat, Police Chief Straube, Chief Building and Zoning Inspector Smith, Parks and Recreation Director Katz, Finance Director Rogowski, Clerk Radebaugh

NEW BUSINESS

RESOLUTION NO. 2008-65

A Resolution approving EAS #6-4-08 for construction of an addition to the existing building located at 38015 Euclid Avenue (Plant Magic).

The committee recommended tabling EAS#6-4-08 at their meeting tonight until storm water management and parking information is submitted for the project.

RESOLUTION NO. 2008-66

A Resolution approving EAS #7-5-08 for the rezoning of real property located at 37221 and 37223 Euclid Avenue from Retail Business (R-B) to Manufactured Home Park (MH-P), Retail Business (R-B) to General Business (G-B), and Manufactured Home Park (MH-P) to General Business (G-B).

There will be a public hearing for this rezoning at 8:15 p.m. this evening.

ORDINANCE NO. 2008-67

An Ordinance amending the zone map of the City of Willoughby, Ohio, to reclassify 0.2164 and 0.0717 acres of real property identified as portions of Permanent Parcel No. 27A-016-0-00-009-0 from Retail Business (R-B) to General Business (G-B) and Retail Business (R-B) to Manufactured Home Park (MH-P), respectively; and 0.5313 acres of a portion of Permanent Parcel No. 27A-016-0-00-014-0 from Manufactured Home Park (MH-P) to General Business (G-B); said real property is located at 37221 and 37223 Euclid Avenue aka Orchard Mobile Home Trailer Park.

There will be a public hearing this evening for the rezoning.

ORDINANCE NO. 2008-68

An Ordinance granting one (1) permanent exclusive easement and one (1) permanent non-exclusive easement to the Ohio Bell Telephone Company, dba AT&T Ohio, an Ohio Corporation, for a portion of Permanent Parcel No. 27A-0071-00-017-0 (Ryan Park at Ridge Acres); said easements necessary for communication purposes.

Law Director Wiles commented that AT & T will use an existing easement that is non-exclusive and will use another easement to put in a wireless communication system for use throughout the city. AT & T will give the city \$5000 for the two easements at Ryan Park in Ridge Acres.

ORDINANCE NO. 2008-69

An Ordinance repealing Chapter 701 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Businesses Generally".

ORDINANCE NO. 2008-70

An Ordinance repealing Chapter 709 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Automatic Car Wash and Service Establishments".

Law Director Wiles explained that Councilman Carr was reviewing the codified ordinances and asked about Chapters 701 and 709. Mr. Wiles determined that these two Chapters were outdated and not applicable to the operation of the city.

RESOLUTION NO. 2008-71

A Resolution authorizing the City Engineer to prepare plans and specifications and to advertise for bids for the construction of a storage structure for vehicles for use by the Willoughby Senior Center.

Mayor Anderson asked that this resolution be permanently tabled. Existing city facilities are being look at for storage.

RESOLUTION NO. 2008-72

A Resolution authorizing the Mayor to enter into a contract with Fabrizi Trucking and Paving Co., Inc. in the amount of \$2,013,417.90 for implementation of the River Street Sanitary Sewer Replacement Project.

Mr. Sayles said that after Council's approval of this resolution and paper work being sent to EPA, the contract award by OWDA will be at the end of July. The Notice to Proceed will be issued to the contractor sometime in August. The engineer's estimate on this project was \$2.6 million. Mr. Rogowski said there will be changes in the budget amount because both the loan amount and the grant amount will be decreased along with the cost of the project. Mr. Sayles explained that all of the grants are a percentage of the project. The balance of the loan from WPCLF will make up the difference.

RESOLUTION NO. 2008-73

A Resolution authorizing the purchase of 2008 road maintenance materials for use by the Service Department.

Mr. Tomaselli said there were only two bidders.

RESOLUTION NO. 2008-74

A Resolution rejecting all bids received by the City for the collection of recyclables at three (3) locations within the City of Willoughby.

Mr. Tomaselli said the bids are being rejected because the budget would have been increased by \$60,000-\$65,000. Mayor Anderson explained that when curbside recycling begins, the city will relocate the recycling bins from Lowes to the Service Garage. The second recycling site will be at the fire station north of the freeway.

RESOLUTION NO. 2008-75

A Resolution honoring Willoughby Firefighter Paramedics Michael Dorsey, Michael Vatty, Michael Gibson, Timothy Gamiere, Ryan Ruthenberg, and Menachem Weiszner as recipients of the 2008 EMS Star of Life Award and commending them for their lifesaving effort on July 17, 2007.

Fire Chief Zwegat said that a proclamation from Lorraine Fende on behalf of the House of Representatives will also be presented to the firefighters. He explained the circumstances for which the firefighters are receiving the award.

ORDINANCE NO. 2008-76

An Ordinance amending Chapter 913 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Sanitary Sewerage System Charges"; specifically, Section 913.03, titled, "Charges and Rents Generally", and declaring an emergency.

Finance Director Rogowski said these sewer rates were discussed at the last meeting.

RESOLUTION NO. 2008-77

A Resolution authorizing the Mayor to enter into a two-(2) year agreement with Medicount Management, Inc. for services necessary to the collection of rates charged by the City of Willoughby for all fire department emergency medical and rescue squad services provided to residents and non-residents of the City, and declaring an emergency.

Mr. Rogowski commented that Medicount has acted as our collection agent for the last four years. Their rates are consistent with what everyone else in the area is charging.

ORDINANCE NO. 2008-78

An Ordinance amending Chapter 131 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Division of Fire"; specifically, Section 131.08, titled, "Emergency Medical Service Rates and Regulations", and declaring an emergency.

This Ordinance ties in with Resolution No. 2008-77.

RESOLUTION NO. 2008-79

A Resolution authorizing the Mayor to enter into a renewal agreement with Concern EAP for the 2008-2010 Employee Assistance Program, and declaring an emergency.

This contract was discussed earlier at the Personnel Committee.

RESOLUTION NO. 2008-80

A Resolution authorizing the Mayor to enter into a contract with Karvo Paving Company in the amount of \$897,599.38 (base bid) for implementation of the 2008 Pavement Repair Program.

Mr. Sayles said that Karvo Paving has done work in the city a couple of times and they do a good job. The base bid includes two basketball courts.

RESOLUTION NO. 2008-81

A Resolution authorizing the Mayor to enter into a contract with Grade Line, Inc., in the amount of \$39,915.40 for the replacement of the Haul Road Culvert at the WPCC.

Council President Ranally said that the engineer's estimate was \$50,000. Mr. Sayles commented that Grade Line, Inc. has been involved with CT Consultants on a number of projects. FEMA is involved with this project. Mr. Rogowski said that we will receive approximately 87% of the project from FEMA. It does not include engineering.

OTHER DISCUSSION

Taxi Cab Rates

Council President Ranally referred to a letter regarding an increase in the rates for Willoughby Taxi Cab Service. He asked Law Director Wiles if council needs to act on this. Mr. Wiles said that they did not need to do anything.

The Legislative Caucus meeting adjourned at 8:00 p.m.

Date approved _____

Jerome P. Ranally, Chairman

Clerk of Council