

# MINUTES REGULAR COUNCIL MEETING

8:25p.m.

August 5, 2008

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

## ROLL CALL

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

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

Due to the length of the committee meetings preceding the Regular Council meeting, the Public Hearing was held at 8:25 p.m.

## PUBLIC HEARING

The clerk read the following legal notice for a proposed text change to the Planning and Zoning Code:

**Amending Chapter 1103 of the Codified Ordinances of the City of Willoughby, Ohio, entitled "Definitions"; specifically section 1103.03 entitled, "Definitions of General Terms, by adding the definition of "Pet Shop/Pet Store.**

### **Those speaking in favor of the proposed text change**

No one

### **Those speaking in opposition to the proposed text change**

No one

The Regular Council meeting recessed at 8:27 p.m. to convene the Legislative Caucus meeting.

The Regular Council meeting reconvened at 8:45 p.m.

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 Special Council/Executive Session and the Regular Council minutes of July 8, 2008.

Roll Call            7 yes  
                             0 no

Motion carried 7 to 0

**STANDING COMMITTEES OF COUNCIL**

**Committee of Full Council, Mr. Ranally** – We met this evening and discussed the Mayor’s and Council’s salary. Legislation will be on the September meeting for modifications to the Mayor’s and Safety Director’s salary and Council’s salary.

**Economic Development Committee, Mr. Black** – No report.

**Environmental Planning Committee, Mr. Fiala** – The Environmental Planning Committee has recommended two items for approval tonight.

**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** – We have scheduled a meeting on August 12<sup>th</sup> at 8:30 a.m. at the Fire Station.

**Service Committee, Mr. Woodin**– We had three items on the agenda for discussion this evening..

**WPCC Committee, Mr. Harrold** – No report.

**Clean City Commission, Mr. Ranally** – The annual picnic was a couple weeks ago. The next meeting will be on Monday.

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

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

**CORRESPONDENCE**

No report

**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

**OLD 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).**

Motion made and seconded to remove Resolution No. 2008-65 from the table.

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

Motion made and seconded to adopt Resolution No. 2008-65.

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

**NEW BUSINESS**

**ORDINANCE NO. 2008-93**

**An Ordinance amending Chapter 1103 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Definitions"; specifically, Section 1103.03, titled, "Definitions of General Terms".**

Motion made and seconded to pass Ordinance No. 2008-93

Roll Call: 6 yes  
1 no (Carr) Motion carried 6 to 0

**RESOLUTION NO. 2008-94**

**A Resolution approving EAS#9-7-08 for construction of an addition to the existing patio for the restaurant/bar located at 36830 Jet Center Drive (Lost Nation Sports Park).**

Motion made and seconded to adopt Resolution No. 2008-94.

Roll Call: 6 yes  
0 no Motion carried 6 to 0  
1 abstain (Fiala)

**RESOLUTION NO. 2008-95**

**A Resolution authorizing the Director of Public Service to prepare specifications and to advertise for bids for the collection and disposal of solid waste from apartment properties in the City of Willoughby for a period of one year.**

Motion made and seconded to adopt Resolution No. 2008-95.

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

**RESOLUTION NO. 2008-96**

**A Resolution authorizing the Mayor to enter into an agreement with the law firm of Wiles and Richards for legal representation necessary to the Erie Road Sanitary Sewer Project.**

Motion made and seconded to adopt Resolution No. 2008-96.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**ORDINANCE NO. 2008-97**

**An Ordinance amending Section 941.08 of the Codified Ordinances of the City of Willoughby, Ohio, titled, Scavenging Prohibited.**

Motion made and seconded to adopt Resolution No. 2008-97

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**ORDINANCE NO. 2008-98**

**An Ordinance accepting a permanent sanitary sewer easement from Robert B. Tagg and Anita V. Tagg necessary to the Breckenridge Pumping Station.**

Motion made and seconded to pass Ordinance No. 2008-98

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**ORDINANCE NO. 2008-99**

**An Ordinance accepting a permanent sanitary sewer easement from Domenic J. Iacobacci and Patricia G. Iacobacci necessary to the Breckenridge Pumping Station.**

Motion made and seconded to pass Ordinance No. 2008-99.I

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**ORDINANCE NO. 2008-100**

**An Ordinance accepting a sanitary sewer easement and temporary construction easement from Lake Business Solutions LLC necessary to the SR-2 Improvement project.**

Motion made and seconded to pass Ordinance No. 2008-100.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-101**

**A Resolution accepting the gift of a 1995 Cadillac Deville from Toriyana Marie Wright.**

Motion made and seconded to adopt Resolution No. 2008-101.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-102**

**A Resolution honoring and commending Joseph E. Severino for his dedicated service to the City of Willoughby as a member of the Civil Service Commission.**

Motion made and seconded to adopt Resolution No. 2008-1-2.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-103**

**A Resolution commending Jeffrey Mitchell for his seventeen+ (17+) years of service to the City of Willoughby as a member of the Board of Zoning Appeals.**

Motion made and seconded to adopt Resolution No. 2008-103.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2008-104**

**A Resolution authorizing the Mayor to make application to the Ohio Attorney General's Office for the purpose of acquiring financial assistance for the 2008-2009 Drug Abuse Resistance Education (DARE) Law Enforcement Grants Program, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-104 be declared an emergency measure.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2008-104.

Roll Call: 7 yes  
0 no

Motion carried 7 to 0

**MAYOR'S REPORT** –Reported that this weekend the Heart of Willoughby in conjunction with the Willoughby Coal and Garden Center and the Welcome Center is sponsoring an event called "Last Stop Willoughby". There will be model train exhibits, a steam engine will be on display and Lolly the Trolley will recreate the old stops.

**OTHER REPORTS**

**Law Director Wiles**– Reported that two proposals were received for drilling gas wells at the Wastewater Treatment Plant. Information will go to Council in two weeks.

Request for Qualifications were sent to fourteen architects who might be interested in remodeling the city hall building. It appears we are going to have 6 or 7 responses. Council President Ranally asked that the responses be sent to the Mayor and a meeting will be set with the committee to review them.

**Service Director Tomaselli** – Karvo has 4 crews working in Willoughby. Some streets are already overlaid.

Service Department will have a pool party on August 12<sup>th</sup> at Osborne Park at 6:00 p.m.

Councilman Carr asked how many people were signed up for recycling. Mr. Tomaselli said there were over 200 signed up. The schedule for pick up is the same as Perry's schedule which can be found on their website. This schedule will also be put on Willoughby's website.

Councilmen Ranally and Woodin thanked Mr. Tomaselli for various problems that were taken care of by the Service Department in their wards.

**City Engineer Sayles** – Reported that he will have legislation for the first meeting in September for awarding construction contracts for the Ridge Road Slope Repair and for the SOM Center Sanitary Sewer. There will be a change order for the WPCC Haul Road for a time extension to the end of September.

Reported that he has received the plans for the Rt. 2 Widening. The plans are 1680 sheets long for the entire project. The detour plan is 250 sheets. Mr. Sayles and the Service Department are reviewing the plans and will get information out to the businesses and residents as soon as possible regarding detours and closings.

Mr. Ranally asked if there has been any discussion about the concrete island on Vine Street. Mayor Anderson said he will be meeting with the Planning Engineer at District 12 next week.

Councilman Black asked if Rt. 84 was going to be completely closed during the Ridge Road Stabilization project. Mr. Sayles said Rt. 84 will be closed for thru traffic from Shankland to Robinhood for three months.

Mr. Sayles informed council that the city received funding for three of the five projects applied for. Also, the Lake County project is in Willoughby and the Rt. 306 project in Willoughby and Kirtland received funding.

Councilman Woodin asked if the study CT did regarding Reeves Rd and the Lost Nation/Rt 2 corridor could be revisited when reviewing the plans for the widening of Lost Nation. Mr. Sayles explained the work to be done relative to that section of the project. Mr. Woodin asked the status of Ward Creek near the golf course. Mr. Sayles said an outside contractor is coming in next week to complete phase two.

**Fire Chief Zwegat** – No report.

**Police Chief Straube** - No report.

**Chief Building and Zoning Inspector Smith**– No report. Mr. Ranally, Mr. Woodin and Mr. Harrold asked various questions regarding their wards.

**Parks & Recreation Director Katz** – Reported that the pools are getting more walkup attendance than season passes this year. Compared to last year, we are up 12% in revenue for walkup. New basketball courts are being installed at Lincoln and Browning. Electrical is working at Ryan Park. Vandalism in the parks and some of the measures taken to prevent it were discussed. Mr. Harrold asked that a “Park Closes at Dusk” sign be put at Ryan Park. Mr. Woodin asked that one be put at Osborne Park.

Mr. Black said he has had comments regarding the Osborne Pool and the fact that the slope from the baby pool to the deeper end is a sharper drop off. He said he heard there have been a couple of saves at the pool. Mr. Katz had not heard this and will look into it.

Mrs. Manning asked the status of the driving range at the golf course. Mr. Katz said that the weather has not been favorable. It has been reseeded. Mr. Ranally asked for an update at the September meeting regarding the timeline for the projects at the golf course.

**Finance Director Rogowski** – No report.

**COUNCILMEN**

**Mr. Woodin** – No report.

**Mr. Fiala** – No report.

**Mr. Carr** – No report.

**Mrs. Manning** – Reported that next Wednesday, August 13<sup>th</sup> at 7:00 p.m., there will be a meeting regarding the River Street Sewer Project. Letters will go out to the residents by Friday.

**Mr. Harrold** – No report.

**Black** – No report.

**Mr. Ranally**– Reported that everyone should have gotten the notice from the Ohio Board of Liquor Control asking for any objections regarding liquor permits in their wards. There were no objections from council.

Council’s ad has been put in the Willoughby South High Boosters football magazine.

Willoughby Hills Corn Fest is looking for a team to play corn hole on September 13<sup>th</sup>.

**Regular Council Meeting adjourned at 9:35 p.m.**

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

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Clerk of Council

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Jerome P. Ranally, Council President

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David E. Anderson, Mayor