

# MINUTES

## REGULAR COUNCIL MEETING

8:15 p.m.

October 7, 2008

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on October 3, 2008:

### ROLL CALL

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

**Absent:** Mr. Carr

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

Motion made and seconded to excuse Mr. Carr from tonight's meeting.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

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 September 16, 2008.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

### STANDING COMMITTEES OF COUNCIL

Committee of Full, Mr. Ranally – No report.

Economic Development Committee, Mr. Black – No report.

Environmental Planning Committee, Mr. Fiala – No report.

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

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

Personnel Committee, Mr. Carr – Absent

Safety Committee, Mr. Black – No report.

Service Committee, Mr. Woodin – There will be a Service Committee meeting on October 14<sup>th</sup> at 7:00.

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

**Clean City Commission, Mr. Ranally**– Mr. Ranally reported that the Commission met last night and put together a scarecrow for the Downtown Historic contest. The \$5.00 entry fee will go to the food bank.

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

**Shade Tree Commission, Mr. Carr** – Absent.

**CORRESPONDENCE**

**The Clerk read a request for the transfer of a liquor license from John R. Frech DBA Second Street Grille, 38130 Second Street to PGM Inc. DBA Athenian Restaurant, 4051 Erie Street.**

There were no objections to the transfer

**PUBLIC PORTION**

No one spoke at public portion.

**OLD BUSINESS**

**ORDINANCE NO. 2008-137**

**An Ordinance authorizing the Mayor to enter into a contract with Hamann Construction Company in the amount of \$353,988.60 to provide the services necessary for renovating and upgrading the communication system in the Willoughby Police Station without public bidding, superseding Chapter 153 of the Ohio Revised Code, implementing the Home Rule Provision of the Charter of the City of Willoughby, and declaring an emergency.**

Motion made and seconded to remove Ordinance No. 2008-137 from the table.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to amend Ordinance No. 2008-137 by changing \$353,988.60 to \$351,475.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2008-137 be declared an emergency measure as amended.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to pass Ordinance No. 2008-137 as amended.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

### **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: 6 yes  
0 no

Motion carried 6 to 0

### **ORDINANCE NO. 2008-139**

**An Ordinance amending Chapter 1327 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Licensing and Registration of Contractors"; specifically, Section 1327.13, titled, "Homeowner's Exception".**

Motion made and seconded to pass Ordinance No. 2008-139.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

### **RESOLUTION NO. 2008-140**

**A Resolution approving Change Order No.1-final in the WPCC Haul Road Culvert Replacement Project with Grade Line, Inc., and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-140 be declared an emergency measure.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2008-140.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

### **RESOLUTION NO. 2008-141**

**A Resolution authorizing the Mayor to accept a one- (1-) year "High Visibility Enforcement Overtime Grant" from the Ohio Department of Public Safety, Governor's Highway Safety Office, to reimburse the Willoughby Police Department for up to 474 Hours of Overtime, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-141 be declared an emergency measure.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2008-141.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

**RESOLUTION NO. 2008-142**

**A Resolution establishing Special Revenue Funds titled, Special Projects DUI Fund, Fund 2112, Figgie Drive Storm Outfall Fund, Fund No. 3008, City Hall Renovation Fund, Fund 3011, and Vine Street Sanitary Sewer Fund, Fund No. 6007, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-142 be declared an emergency measure.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2008-142.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

**ADDENDUM**

**RESOLUTION NO. 2008-143**

**A Resolution making a second amendment to Resolution No. 2008-34 to make appropriations for current expenses and other expenditures of the City of Willoughby, Ohio, during the period ending December 31, 2008, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2008-143 be declared an emergency measure.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2008-143.

Roll Call: 6 yes  
0 no

Motion carried 6 to 0

**MAYOR'S REPORT** – No report.

**OTHER REPORTS**

**Law Director Wiles** – The lease for the oil and gas wells will be on the agenda next week. Reported that he and Jack Gorka have met with the drilling company and the details have been worked out.

**Service Director Tomaselli** – absent

**City Engineer Sayles** – No report. Mr. Ranally asked the status of E. 364<sup>th</sup> Street. Mr. Sayles said that the plan is for the county's engineer to work out a schedule with the

contractor for Dominion to get in with the gas line after the completion of the water main work and before the sidewalks. The project should be complete by the end of the month.

Mr. Ranally asked to put resurfacing E. 364<sup>th</sup> Street on the Service Committee meeting for discussion.

**Fire Chief Zwegat** – No report.

**Police Chief Straube** - Thanked Council for approving the contract for the communications center. He commented that he hoped that the lowering of the speed limit and assigning someone with radar will have some impact on the accidents on the Rt.91/Euclid Avenue corridor.

**Chief Building and Zoning Inspector Smith**–Thanked Council for the legislation for the licensing and registration of contractors.

**Parks & Recreation Director Katz** – Reported that the basketball courts are completed.

**Deputy Finance Director Bosley** – Reported that they had a prep-proposal conference this morning with potential auditors for another 4 year contract.

**COUNCILMEN**

**Mr. Woodin** – No report.

**Mr. Fiala** – No report.

**Mr. Carr** – Absent

**Mrs. Manning** – No report.

**Mr. Harrold** – Reported that he will be volunteering for the Lake County Lock Up to raise funds for Muscular Dystrophy on October 29<sup>th</sup>. He will be calling people for pledges to get out of jail.

**Mr. Black** – No report.

**Mr. Ranally** – No report.

**Regular Council Meeting adjourned at 8:40 p.m.**

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

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Clerk of Council

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

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David E. Anderson, Mayor