

MINUTES

REGULAR COUNCIL MEETING

8:10 p.m.

May 19, 2009

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on May 15, 2009.

ROLL CALL

Council members Present: Mr. Ranally, Mr. Harrold, Mrs. Manning, Mr. Woodin, Mr. Fiala and Mr. Black

Absent: Councilman Carr

Others Present: Law Director Wiles, City Engineer Sayles, Service Director Tomaselli, Assistant Fire Chief Cook, Police Chief Straube, Parks and Recreation Director Katz, Chief Building and Zoning Inspector Smith, Finance Director Rogowski, Lake County Gazette Reporter McMahon, Clerk Radebaugh

Motion made and seconded to excuse Mr. Carr.

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.

Clean City Commission Presentation

Council President Ranally introduced Katy Pinkerman of the Beautification Committee, a subcommittee of the Clean City Commission, who presented awards to the businesses in the city that have done outstanding work in beautifying their property.

Awards were given to: Willoughby Panini's Bar and Grill
The Homestead House Bed and Breakfast
Brickman Brothers Funeral Home

Approval of Minutes

Motion made and seconded to approve the Regular Council minutes of May 5, 2009.

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.

RESOLUTION NO. 2009-44

A Resolution authorizing the Mayor to apply to the Ohio Department of Public Safety, Governor’s Highway Safety Office for the High Visibility Overtime Grant.

Motion made and seconded to adopt Resolution No. 2009-44.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-45

A Resolution authorizing the Mayor to enter into a contract with Monte Construction Co., Inc. in the amount of \$117,892.50 for implementation of the Erie Street Storm Relief Sewer Project.

Motion made and seconded to adopt Resolution No. 2009-45.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-46

A Resolution approving Change Order No. 1 in the Ridge Road and Breckenridge Village Retaining Wall Improvements Project Contract with Perk Company, Inc., and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2009-46 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2009-46.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

ORDINANCE NO. 2009-47

An Ordinance amending Chapter 947 of the Codified Ordinances of the City of Willoughby, Ohio, titled, “Parks”; specifically, Section 947.09 titled, “Prohibited Acts”.

Motion made and seconded to pass Ordinance No. 2009-47.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-48

A Resolution accepting the gift of a 2000 Ford Explorer from Thomas J. Juhasz.

Motion made and seconded to adopt Resolution No. 2009-48.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-49

A Resolution approving the amendment to Attachment 2 of the contract with Joseph L. Myers, Architect, Inc. to prepare the plans and specifications necessary for the renovation of the Willoughby Municipal Building located at 1 Public Square, Willoughby, Ohio, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2009-49 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2009-49

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-50

A Resolution approving Change Order No. 1-final in the Daniels Park Streambank Stabilization Project with King Excavating Co., and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2009-50 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2009-50.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-51

A Resolution approving Change Order No. 1 in the River Street Sanitary Sewer Replacement Project with Fabrizi Trucking and Paving Co., Inc., and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2009-51 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2009-51.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-52

A Resolution adopting an Identity Theft Policy for the City of Willoughby, Ohio.

Motion made and seconded to adopt Resolution No. 2009-52.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-53

A Resolution approving the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances of the City of Willoughby, Ohio, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2009-53 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2009-53.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-54

A Resolution approving EAS #4-4-09 for construction of a building (wellness and fitness center) and an addition and renovation of the existing building (Healthcare Center) at Breckenridge Village on Euclid Ave.

Motion made and seconded to adopt Resolution No. 2009-54.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

ORDINANCE NO. 2009-55

An Ordinance changing the name of a street within Ridge Acres Subdivision from Marydale Drive to Jack Reinhardt Ave.

Motion made and seconded to pass Ordinance No. 2009-55.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2009-56

A Resolution authorizing the City Engineer to provide a preliminary engineering study necessary to the State Route 91 Bike Path Project.

Motion made and seconded to adopt Resolution No. 2009-56.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

MAYOR’S REPORT - Mayor Anderson was out of town.

OTHER REPORTS

Law Director Wiles – No report. Councilman Woodin asked Mr. Wiles if he researched the information regarding the State Law pertaining to closed gas stations with tanks in the ground. Mr. Wiles said that we can’t do anything about gas stations that are closed up properly, but if they are going to reopen, the city can request a bond be posted to assure that they will take care of the property.

Service Director Tomaselli – Reported that the hanging baskets are up and the planters are on the bridge. He commented that Middle Ridge did a good job planting downtown, at the court house and at the cemetery.

City Engineer Sayles. – No report. Councilman Ranally reported that he, Mr. Sayles, Mr. Tomaselli and the Mayor met with the residents on E. 365th, Harvard and Stevens. The Mayor did a power point presentation regarding the impact of the SR 2 ingress/egress off of Vine Street. Approximately 30 to 40 people attended. The residents closer to the ramp have asked about a sound barrier. Mr. Sayles said they will be doing sound testing at those ramps and at Wood Road.

Councilman Woodin commented that since the 2006 study was done regarding storm sewer projects, there have been some projects completed. He asked if we can get an updated list on the future projects.

Assistant Fire Chief Cook – No report.

Police Chief Straube - No report. Councilman Ranally asked if there will be a bike patrol downtown this summer. Chief Straube said that they were out twice last week, one is scheduled for this week and one on the weekend. The patrol will eventually be cut back to once a week.

Councilman Black asked if the burglary arrests two weeks ago had anything to do with the Waldamere area. Chief Straube said the arrests had nothing to do with the Waldamere area but they solved two burglaries that were done on the north end. He related other areas that have had burglaries, stating that the common derivative is drugs.

Chief Building and Zoning Inspector Smith - No report.

Parks & Recreation Director Katz – The pool drains have been installed. The pools will be cleaned this coming week and will open on June 7th. The driving range at the golf course should open June 1st. Hole #2 opened up yesterday. Sand traps will be rehabbed this year.

The parade will be on Monday at 9:30 a.m.

Finance Director Rogowski – No report.

COUNCILMEN

Mr. Woodin – No report.

Mr. Fiala – No report.

Mr. Carr – Absent

Mrs. Manning– Reported her Ward 5 meeting will be May 28th at Browning School.

Mr. Harrold – Reported that he will pass on to the Ridge Acres Association that council passed an ordinance naming a street after Jack Reinhardt.

Mr. Black – Reported that he, John Wiles and Bob Carr attended a meeting at the Lithuanian Center. Commented that residents at the center are taking sides regarding the proposed new building. Neighbors are also at odds over this. Councilman Ranally said it is zoned properly and they have the area space for it. Mr. Wiles said there is no legal basis to object to the construction of the building.

Mr. Ranally – The next scheduled council meeting is June 9th.

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

Date approved _____

Clerk of Council

Jerome P. Ranally, President

David E. Anderson, Mayor