

**MINUTES  
LEGISLATIVE CAUCUS**

**7:31 p.m.**

**August 4, 2009**

Pursuant to Codified Ordinance Section 111.01 (17) and ORC Section 121.22, notice of the following meeting was given on July 31, 2009.

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

**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, Deputy Finance Director Bosley, Lake County Gazette Reporter Borstnik, Chris LeGros/CT Consultants, Mike O'Donnell/Metro Disposal, Clerk Radebaugh

**NEW BUSINESS**

**RESOLUTION NO. 2009-78**

**A Resolution approving EAS# 3-4-09 for construction of a forty (40 ) unit congregate care facility to be located at 34251 Ridge Road; said facility to be owned and operated by Mary Rose Estates, Inc.**

Council President Ranally stated that the Planning Commission and the Environmental Planning Committee denied this request.

**RESOLUTION NO. 2009-79**

**A Resolution authorizing the Mayor to enter into a five- (5-) year contract with Metro Disposal, LLC for the collection and disposal of solid waste from households, condominiums, apartment properties and municipal buildings in the City of Willoughby.**

Service Director Tomaselli said that there were three bids – Republic, Waste Management and Metro Disposal. Metro Disposal was the lowest bid.

Mr. Tomaselli said that Metro Disposal will provide the same service that the city currently has including grass clippings and yard waste pick up. Tires will not be picked up because of a decrease in the demand for this service. The contract with Metro Disposal will start on November 1.

Mr. O'Donnell gave an overview of his company which was founded in 1999 with the main focus on commercial and industrial. Through the course of their growth they have added thousands of condominium complexes. He stated that residential is the next step in the business. Mr. O'Donnell worked for BFI for nine years and was in charge of the municipal contracts.

Councilman Carr asked where the city stands on recycling. Mr. Tomaselli said that the bids did contain figures for curbside recycling to be discussed in the future.

**ORDINANCE NO. 2009-80**

**An Ordinance levying assessments for the improvement of all streets within the city of Willoughby, Ohio, by supplying said streets with electric street lighting, and declaring an emergency.**

These assessments are done every three years.

**RESOLUTION NO. 2009-81**

**A Resolution approving Change Order no. 2 in the Willoughby Fire Department Vertical Engine Exhaust Removal System with Air Vacuum Corporation, and declaring an emergency.**

Chief Zwegas said that this change order is to add two additional units per station to maximize the efficiency at both stations. For the benefit of the residents in attendance, Chief Zwegas explained that a diesel engine exhaust system was installed at both fire stations with FEMA grant funds. This system filters the air to make a healthier environment for the firefighters to work in.

**RESOLUTION NO. 2009-82**

**A Resolution authorizing the Mayor to enter into a contract with Nerone & Sons, Inc., in the amount of \$313,050.00 for the Final Clarifier Rehabilitation Project at the Willoughby-Eastlake Water Pollution Control Center.**

City Engineer Sayles said that the bids were very competitive. The bids were all higher than the engineer's estimate, but there are sufficient funds in the Replacement Fund. Legislation was already passed by Eastlake authorizing the expenditure out of the Replacement Fund.

**RESOLUTION NO. 2009-83**

**A Resolution authorizing the Mayor to enter into a Settlement Agreement and Release of All Claims and Demands with T&G Flying Club, Inc. relative to all pending or potential litigation between the City of Willoughby and T&G Flying Club, Inc., and declaring an emergency.**

Law Director Wiles explained that this settlement was reached through the court. T & G Flying Club will be leaving Lost Nation Airport as the Fixed Base Operator effective August 31<sup>st</sup>. The city will be receiving \$5000 on August 15<sup>th</sup>. All of the aircraft owners housed at the airport will be contacted to be assured that Willoughby will still be in the airport business on September 1<sup>st</sup>.

Council President Ranally commented that the city has other entities that are interested in providing an FBO service. Mr. Wiles explained that two entities were contacted after the agreement was done and they are in the process of working on a proposal to take over on September 1<sup>st</sup>.

**RESOLUTION NO. 2009-84**

**A Resolution making a second amendment to Resolution No. 2009-19 to make appropriations for current expenses and other expenditures of the City of Willoughby, Ohio, during the period ending December 31, 2009, and declaring an emergency.**

Ms. Bosley said that this amendment establishes new funds for the two stimulus sewer projects.

**RESOLUTION NO. 2009-85**

**A Resolution amending Resolution No. 2006-151 designating Public Depositories for active funds of the City of Willoughby, Ohio, and declaring an emergency.**

This amendment adds another bank, Tri-State Capital, as a public depository.

**RESOLUTION NO. 2009-86**

**A Resolution accepting the gift of a 1994 Ford EST from Benjamin Handford.**

Chief Straube explained that this is the end result of a drug case. This car will be auctioned off.

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

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

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Jerome P. Ranally, Chairman

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Clerk of Council