

MINUTES

REGULAR COUNCIL MEETING

8:35 p.m.

January 5, 2010

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on December 31, 2009.

ROLL CALL

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

Others Present: Mayor Anderson, City Engineer Sayles, Law Director Wiles, Fire Chief Zwegat, Police Chief Straube, Parks and Recreation Director Katz, Chief Building and Zoning Inspector Smith, Finance Director Rogowski, Lake County Gazette Reporter Borstnik, Clerk Radebaugh

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 December 15, 2009.

Roll Call: 7 yes
 0 no

Motion carried 7 to 0

ORGANIZATIONAL BUSINESS

COUNCIL PRESIDENT

Motion made and seconded to nominate Councilman Jerry Ranally as Council President.

There were no other nominations.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

COUNCIL VICE PRESIDENT

Motion made and seconded to nominate Councilman Bob Fiala as Vice President.

There were no other nominations

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

COUNCIL CLERK

Motion made and seconded to appoint Loretta Radebaugh as Council Clerk

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

COUNCIL APPOINTMENTS (Board and Commission Members)

Council President Ranally appointed council members to serve on the following boards and commissions:

- Clean City Commission – Jerry Ranally
- Income Tax board of Review – Karen Manning
- Planning Commission – Robert Fiala
- Rooming House License Appeal Board – Karen Manning
- Shade Tree Commission – Robert Carr

Motion made and seconded to confirm the Council President’s appointments to the boards and commissions.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

MAYOR’S APPOINTMENTS (Confirmed by Council)

Mayor Anderson appointed the following Directors:

- Director of Finance – Ray Rogowski
- Director of Law – John Wiles
- Director of Parks and Recreation – Brian Katz
- Director of Public Service – Angelo Tomaselli

Motion made and seconded to confirm the Mayor’s appointments

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

Board and Commission Members

Mayor Anderson re-appointed the following members to the boards and commissions:

- Board of Building Code Appeals –Randy Vinson
- Board of Zoning Appeals – Robert Hill
- Design Review Board - Ken Kary and Jeanne Gifford
- Planning Commission – Robert Irvine
- Sign Review Board – Jerry Thompson

Motion made and seconded to confirm the Mayor’s re-appointments.

ROLL CALL: 7 yes
 0 no

Motion carried 7 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 – There is one item on the agenda for approval tonight.

Finance Committee, Mrs. Manning – No report.

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

Personnel Committee, Mr. Carr – No report.

Safety Committee, Mr. Black – No report.

Service Committee, Mr. Woodin – No report.

WPCC Committee, Mr. Harrold – No report.

Clean City Commission, Mr. Ranally – No report.

Planning Commission, Mr. Fiala – No report.

Shade Tree Commission, Mr. Carr – No report.

CORRESPONDENCE - _No correspondence

PUBLIC PORTION - No one spoke.

OLD BUSINESS

ORDINANCE NO. 2009-139

An Ordinance authorizing the Mayor to enter into an amendment to the WPCC Joint Agreement with the City of Eastlake, as amended.

Motion made and seconded to remove Ordinance No. 2009-139 from the table.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to pass Ordinance No. 2009-139.

Roll Call 7 yes
 0 no

Motion carried 7 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: 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2010-1

A Resolution approving EAS#9-11-09 for construction of an eighty-three (83) unit assisted living facility to be located at the proposed Chagrin River Walk located on Mentor Avenue across from Andrews Osborne Academy; said facility to be owned by Chagrin River Walk, LLC.

Motion made and seconded to adopt Resolution No. 2010-1.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2010-2

A Resolution approving Change Order No. 1 in the Renovation of Willoughby Municipal Building Project with B&B Contractors & Developers, Inc., and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2010-2 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2010-2

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2010-3

A Resolution authorizing the City Engineer to update the Willoughby-Eastlake Facilities Plan in conformance with the Ohio EPA NPDES permit issued August 1, 2009 for the Willoughby-Eastlake Water Pollution Control Center, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2010-3 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2010-3

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2010-4

A Resolution authorizing an expenditure in the amount of \$186,509.88 for the purchase of one (1) 2010 International Chassis with Horton 623 Type 1 Series All Aluminum Emergency Medical Vehicle Conversion (base price of \$194,009.88 minus a trade in amount of \$7,500.00) from Horton Emergency Vehicles, Inc. through the State of Ohio Cooperative Purchasing Program; said vehicle for use by the Willoughby Fire Department; and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2010-4 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2010-4.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ADDENDUM

RESOLUTION NO. 2010-5

A Resolution amending Resolution No. 2009-104 accepting the amounts and rates as determined by the Budget Commission, authorizing the necessary tax levies, certifying same to the Lake County Auditor, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2010-5 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2010-5

Roll Call 7 yes
 0 no

Motion carried 7 to 0

MAYOR'S REPORT – Mayor Anderson commented that there is a solid history with council and administration working as a team. He said that in the next couple of years we are going to be making tough decisions and facing some difficult times. He said that the level of respect and trust that has been built over the years will serve us very well.

OTHER REPORTS

Law Director Wiles – Mr. Wiles thanked the Mayor for his re-appointment. Thanked Loretta (Council Clerk) and Cheri Lory in his office for making his job a lot easier.

Councilwoman Manning asked if anything could be done about the newspapers that are being thrown in resident's yards but have not been requested. One paper is County Chat and the other is the PD Wrap Up. Mayor Anderson said he spoke to the Mentor City Manager who is having the same problem. The city manager called the News Herald to ask them to stop, but the News Herald declined.

Mr. Wiles said that a resident could complain about littering, but the enforcement would be difficult. He looked at this problem before for Councilman Carr and determined that there was nothing that could be done. Mrs. Manning said she is thinking of having her residents sign a petition threatening to cancel their paper if they continue to do this.

Service Director Tomaselli –Thanked Mayor Anderson and council for his re-appointment.

Advised council that for the last few days Service Dept. has been running 12 hour shifts. There are nine trucks on the road at night. Discussion followed regarding plowing sidewalks. The first priority is Lakeshore Blvd. and McKinley School.

City Engineer Sayles – Thanked Council for the legislation tonight. Councilman Carr referred to an email from a resident concerned with the water lining project and the basins. Mayor Anderson said the Service Department will be doing the inspections.

Fire Chief Zwegat – Thanked council for the passage of the legislation for the new squad.

Police Chief Straube – Advised council that the Fraternal Order of Eagles has given the Police Department \$3000 to begin a program to purchase AED’s for the front line cruisers.

Chief Building and Zoning Inspector Smith - No report. Council President Ranally discussed the progress of the renovation of city hall with Mr. Smith.

Parks & Recreation Director Katz–Thanked Mayor and council for his re-appointment.

Finance Director Rogowski – Thanked Council for his re-appointment this evening. He asked council’s approval for a request from the Fine Arts Association for the city’s annual donation. Council agreed to the donation.

COUNCILMEN

Mr. Woodin – Commented that he is looking forward to the next two years with everyone.

Mr. Fiala – Thanked the Mayor and the directors for getting us through a very tough year.

Mr. Carr – Commented that he has talked to the Mayor, Mr. Katz and Ms. Lipscomb about using the Parks and Recreation building as an Historical Society building after it is vacated.

Mrs. Manning– No report.

Mr. Harrold – No report

Mr. Black – No report.

Mr. Ranally – Thanked Administration and thanked council members for re-electing him as council president. Thanked Councilman Fiala for serving as vice-president. He commented that we have a lot of work ahead of us in the next two years.

The Regular Council Meeting adjourned at 9:10 p.m.

Date approved_____

Clerk of Council

Jerome P. Ranally, President

David E. Anderson, Mayor