

**MINUTES
LEGISLATIVE CAUCUS**

7:25 p.m.

April 6, 2010

Pursuant to Codified Ordinance Section 111.01 (17) and ORC Section 121.22, notice of the following meeting was given on April 2, 2010.

Council Members Present: Mr. Ranally, Mr. Harrold, Mr. Carr, Mr. Fiala, Mr. Black, Mr. Woodin (7:40 p.m.).

Absent: Mrs. Manning

Others: Mayor Anderson, Law Director Wiles, Service Director Tomaselli, Fire Chief Zwegat, Police Chief Straube, Parks and Recreation Director Katz, Finance Director Rogowski, Chief Zoning and Building Inspector Smith, Lake County Gazette Reporter McMahon, Clerk Radebaugh

RESOLUTION NO. 2010-43

A Resolution approving EAS#3-1-10 for the rezoning of real property located on the north side of Pelton Road and further identified as Permanent Parcel Nos. 27B-039A-008, 27B-039A-009 and 27B-039A-010 from Commercial Manufacturing (C-M) to General Industrial (G-I). (Big Oat's Oil Field Supply)

The Environmental Planning Committee recommended approval of EAS #3-1-10 tonight.

ORDINANCE NO. 2010-44

An Ordinance amending the zone map of the City of Willoughby, Ohio, to reclassify 2.3774 acres of certain real property located at 38700 Pelton Road and further identified as Permanent Parcel Nos. 27B-039A-008, 27B-039A-009, and 27B-039A-010 from Commercial Manufacturing (C-M) to General Industrial (G-I).

A public hearing will be held on this rezoning tonight.

ORDINANCE NO. 2010-45

An Ordinance accepting a storm sewer easement from the Malish Brush and Specialty Company for a portion of Permanent Parcel No. 027-A-014-A-00-022-0 and a storm sewer easement and temporary construction easement from Jest Limited Partnership for a portion of Permanent Parcel No. 027-A-014-A-00-023-0.

Mr. Sayles explained that the easements are necessary for the storm relief sewer which was authorized a year and a half ago. He said that CT participated with Mr. Wiles in negotiations with the property owners to acquire the easements. A 48" storm sewer will be installed to

help the flooding situation but, Mr. Sayles said it is not a solution. The budget will be reviewed and revised because the easement increased the cost of the project. Mr. Sayles will inform council of the revised cost before he goes out to bid.

ORDINANCE NO. 2010-46

An Ordinance granting an easement for a natural gas line to Orwell Natural Gas on a portion of Permanent Parcel No. 27-B-054-0-00-019-0.

Law Director Wiles explained that Orwell Gas has the right to install their gas line in the city's right of way. Because there were so many lines in the way, Orwell went outside of the right of way for about 10 ft. behind the Jet Center sign, but they did not ask the city's permission. Mr. Sayles said that the easement being granted is for the installation of the line on city property around the sign.

RESOLUTION NO. 2010-47

A Resolution approving Change Order No. 1 in the Lost Nation Airport Building Exterior Improvements Contract with Kempel Industries, Inc., and declaring an emergency.

Mr. Wiles said this change order is for covering five windows rather than spending \$7,000 to replace them.

RESOLUTION NO. 2010-48

A Resolution approving Change Order No. 8 – final in the Riverside Commons Drive and Apollo Parkway Extension with JTO, Inc., and declaring an emergency.

Mr. Sayles said that this concludes the contract with JTO. There were some clean up items and minor repairs to be done, but since there has been no work done on the project in a couple of years, there is no point in having this work done. A value was assigned to each punch list item and a deduct amount of \$19,000 was negotiated with the contractor for non-performed work.

(Councilman Woodin joined the Meeting at the point)

RESOLUTION NO. 2010-49

A Final Resolution proposing to cooperate, entering into a contract, and requesting the Director of the Ohio Department of Transportation to proceed with the improvement of 0.5 miles of SR 91, side street US Rt. 20 and Plaza Drive approaches in the City of Willoughby, Lake County, Ohio, and declaring an emergency.

Mr. Sayles explained that this is the standard contract language for an ODOT project. We will go out for bid in mid-May. The City will pay an amount of \$123,000 to ODOT, but this will be covered by a grant from Ohio Public Works Commission.

Councilman Ranally asked about the improvements in that area. Mr. Sayles said the improvements will consist of replacing the pole signal system at Rt. 91 and 20 and at the plaza entrance on Rt. 20, widening the Rt. 91 approach coming from the north, resurfacing of Rt. 91 and replacing the preempt signals from Shankland to E. 345th along Euclid Avenue.

ORDINANCE NO. 2010-50

An Ordinance authorizing Amendment No. 4 to Ordinance No. 2009-15, the Manning & Payroll Ordinance, relative to the Department of Parks & Recreation and WPCC, and declaring an emergency.

Mr. Katz explained that there was no increase in the minimum wage this year. The current payroll ordinance shows the first and second year pay rate to be the same rate (for Cashier and Lifeguard). The second year rate is being increased.

Mr. Tomaselli explained that the current starting rate for unskilled laborer is \$7.30/hr. Mr. Tomaselli explained that when the current part-time laborer fills in, he does the same type of work as the other employees. He is adding a Maintenance Aide at \$8.60/hr. and a part time custodian at \$10.47/hr. to the manning table.

RESOLUTION NO. 2010-51

A Resolution authorizing an expenditure in the amount of \$35,766 for the purchase of two (2) dump bodies for use by the Service Department from Gledhill Road Machinery Company through the State of Ohio Cooperative Purchasing Program.

Mr. Tomaselli explained that dump bodies are not on the list for state bid. Glenhill Road Machinery deals with the company where the city bought their trucks. Councilman Carr asked about the budget for the dump bodies. Mr. Tomaselli said he budgeted \$240,000. Including all expenses he is just under budget.

RESOLUTION NO. 2010-52

A Resolution authorizing the Mayor to enter into a contract with High Tech Performance Trailers, Inc. in the amount of \$76,715 for the refurbishment of the Willoughby Fire Department 1419 Ladder Truck, and declaring an emergency.

Chief Zwegat explained that Performance Trailers, Inc., the low bidder, is a local company. Councilman Carr asked how the chief has coordinated this truck being out of service with other communities. Chief Zwegat said that every department in the county will be notified that our ladder truck will be out of service. We have automatic response with the City of Eastlake. Chief Zwegat stated that there is a financial penalty for every business day after five weeks that they have the truck.

RESOLUTION NO. 2010-53

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

Mr. Rogowski explained that this amendment adds Dollar Bank to the list of financial institutions.

OTHER BUSINESS

Summer Meeting Schedule

Council President Ranally suggested the following dates for summer schedule for the Council Meetings.

- 1. June 8, July 13 and August 10
Or
- 2. June 15, July 13 and August 3.

He asked council members to check their schedules and get back to him.

The Legislative Caucus meeting adjourned at 8:05 p.m.

Date approved _____

Jerome P. Ranally, Chairman

Clerk of Council