

MINUTES REGULAR COUNCIL MEETING

8:01 p.m.

August 13, 2019

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on August 9, 2019.

ROLL CALL

Council Members Present: McNeill, Tomaselli, Woodin, Anderson, Carr, Harrold and Kary

Others Present: Mayor Fiala, Law Director Lucas, Service Director Bock, Fire Chief Ungar, Police Chief Beckwith, Parks & Recreation Director Banker, Chief Building & Zoning Inspector Keller, Finance Director Bosley, Clerk Novak

The meeting was led in Prayer and Pledge of Allegiance by Councilman Anderson.

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of July 9, 2019.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Committee of Full, Mr. Carr – Reported there was a committee meeting this evening to discuss the Chagrin River and East Branch Corridor Restoration and Preservation Project and City owned lots.

Economic Development Committee, Ms. McNeill – No report.

Environmental Planning Committee, Mr. Kary – Reported three items on the agenda tonight.

Finance and Audit Committee, Mr. Tomaselli – No report.

Parks & Recreation Committee, Mr. Woodin – Requested a committee meeting to continue the discussion regarding the Special Improvement District (SID).

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Harrold – Reported one item on the agenda commending the Fire Department for 125 years of service.

Service Committee, Mr. Woodin – Reported there was a committee meeting this evening to discuss the waste removal and the potential acceptance of the bid from Republic Waste.

WPCC Committee, Mr. Anderson – No report.

Clean City Commission, Mr. Anderson – No report.

Planning Commission, Mr. Kary – Reported one item on the agenda this evening.

Shade Tree Commission, Ms. McNeill – No report.

CORRESPONDENCE: No correspondence.

PUBLIC PORTION:

Council President Carr suggested to the audience that if there is a common topic discussed this evening, it's advisable to simply state that you agree with the previous statements.

William Welker, 4027 Erie Street – Mr. Welker inquired why Council was objecting to his request for a liquor license transfer for All Axs. Councilman Carr said the administration has requested a hearing on the license transfer. Mayor Fiala said his assistant will call him in the morning to schedule an appointment. For clarification, Mayor Fiala said the City has no objection to the current license or the current operations at All Axs.

Chasity Strauder, 38330 North Lane, Building J, Unit 107 – Ms. Strauder wished to address Council regarding the alleged drug trafficking taking place in her condominium development and asked what is being done to address the issue. Chief Beckwith stated there is an ongoing investigation at the condominium development and said sometimes an investigation can take quite a bit of time. Chief Beckwith asked Ms. Strauder to call him tomorrow.

Jerry Ranally, 37832 Park Avenue – Mr. Ranally asked for an update on the traffic signal at Park Avenue and Euclid Avenue. Service Director Bock said the poles are on order and due in the first week of September and will be installed as soon as they are in. He also inquired about the Citizens Bank building property. Mayor Fiala said he has received conflicting information regarding the property. Mr. Ranally congratulated the City on a beautiful new Senior Center.

Chris McQue, 45 West High Street, Painesville – Mr. McQue said he came tonight because he saw some posts on social media concerning All Axs and is concerned there could be some discrimination against the LGBTQ community; however, he said the matter was previously addressed tonight.

Betty Jacobs, 12074 Huntoon Rd. - Ms. Jacobs said she was with a new non-profit in Lake County called LGBTQ+ Allies Lake County. She said she was in support of Mr. Welker and his bar All Axs as it provides a safe haven for the gay community in Lake County.

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

UNFINISHED BUSINESS:

ORDINANCE NO. 2019-74 - Tabled

An ordinance accepting the final plat for Melrose Farms Subdivision, Phase 5, and declaring an emergency.

Motion made and seconded to remove Ordinance 2019-74 from the table.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2019-74 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Ordinance No. 2019-74.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

NEW BUSINESS:

RESOLUTION NO. 2019-75

A resolution approving EAS #6-5-19 for demolition of the existing buildings and construction of two (2) new buildings located at 31581 Euclid Avenue (Cubesmart Self Storage).

Motion made and seconded to adopt Resolution No. 2019-75.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-76

A resolution approving EAS #8-6-19 for construction of additions and interior renovations to the existing buildings located at 36851 Ridge Road (Breckenridge Retirement Community).

Motion made and seconded to adopt Resolution No. 2019-76.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-77

A resolution approving EAS #9-6-19 for conversion of a garage to kitchen space, construction of a garage, and an addition to the existing patio at 37333 Euclid Avenue (Panini's Bar and Grill).

Motion made and seconded to adopt Resolution No. 2019-77.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-78

A resolution approving the editing and inclusion of certain ordinance 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. 2019-78 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-78.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-79

A resolution authorizing the Mayor to apply to the Ohio EPA (OEPA) through the Water Resource Restoration Sponsor Program (WRRSP) for the purpose of acquiring financial assistance for the Chagrin River and East Branch Corridor Restoration and Preservation Project, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2019-79 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-79.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-80

A resolution authorizing the Mayor to enter into a contract with D.B. Bentley, Inc. in the amount of \$2,227,000 for implementation of the E. 364th, E. 365th, and Harvard Drive Storm Sewer Project Replacement Project.

Motion made and seconded to adopt Resolution No. 2019-80.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-81

A resolution approving Change Order No. 1-Final in the Stevens Boulevard Storm Sewer Project with D.B. Bentley, Inc.

Motion made and seconded to adopt Resolution No. 2019-81.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-82

A resolution authorizing the Mayor to enter into a five (5) year contract with Browning Ferris Industries of Ohio, Inc. dba Republic Services of Cleveland for residential municipal curbside solid waste, recyclable and yard waste collection and disposal in the City of Willoughby, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2019-82 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-82.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-83

A resolution honoring and commending the Willoughby Fire Department for its 125 years of service and protection to the residents of the City of Willoughby.

Fire Chief Ungar read Resolution No. 2019-83 in its entirety.

Motion made and seconded to adopt Resolution No. 2019-83.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

MAYOR’S REPORT – Regarding the recent opening of the new Senior Center, Mayor Fiala applauded Judean Banker, Darryl Keller, the Building and Grounds Department and Parks and Recreation personnel for their efforts in the opening of the new center.

Councilman Carr asked for an update on the arts task force for the utility box wraps and RFP for Citizens Bank. Mayor Fiala said an artist has been selected for the utility box wrapping; the City has asked Lake Health to fund the project. Art has been selected that will be placed near the new Citizens Bank. A fundraising effort will take place to fund that project.

Mr. Carr asked for an update on projects downtown i.e., Courthouse Square and the old schools. Mayor Fiala said perhaps an Economic Development Committee meeting should

take place at the next Council meeting to have Tom Thielman provide some updates. Regarding Courthouse Square, the project was stalled due to design changes, but work is ongoing inside the building. Regarding the school properties downtown, Building B is currently resolving some ownership issues with the development team. One of the current partners for Building B will be seeking investors for Building A.

Councilman Woodin asked for an update on the erosion control. Mayor Fiala said all thirteen (13) lakefront communities as well as Euclid want to join the Special Improvement District. A representative from the Smith Group toured the lakefront and will identify what the next steps would be. Parcels along the lake will not be sold in order for them to be used to access the lakefront.

Councilman Kary asked if there was anything happening in Willoughby as far as G5 technology goes. Mayor Fiala said at some point in the near future, the City needs to make downtown a wireless environment. It can provide security cameras and be used to control the lighting etc. Mr. Kary expressed his concern the hardware installation would have on the historic look of downtown. Mayor Fiala said because the technology is federally regulated, the City will need to take a look at design standards in the codified ordinances.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Bock – Reported traffic calming devices were installed on Kirtland Road, Atkins and Hodgson. Two units were sent back for service and will be installed as soon as they are returned. Mr. Kary said he has received positive comments on the two devices in his ward.

City Engineer Sayles – Absent.

Fire Chief Ungar – Thanked Council for the passing of the legislation regarding the 125th anniversary of the department.

Police Chief Beckwith – No report.

Building Inspector Keller – No report.

Parks & Recreation Director Banker – Thanked everyone who helped with the opening of the new Senior Center.

Finance Director Bosley – Reported the City has received the state auditor's award with distinction for the recent audit.

COUNCILMEN:

Council expressed their gratitude for all personnel involved with the opening of the new Senior Center.

Mr. Woodin – Congratulated the Fire Department on their anniversary.

Mr. Kary – No report.

Mr. Tomaselli – Thanked everyone involved in resolving the issues for the residents on Steve Guard Drive.

Mr. Anderson – No report.

Mr. Harrold – No report.

Ms. McNeill – No report.

Mr. Carr – Congratulated Council on their uncontested races. He said he will be having a ward meeting on September 10th at the new Senior Center.

The Regular Council Meeting adjourned at 8:57 p.m.

Date approved

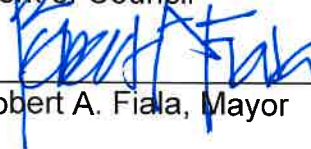
9/3/19



Robert E. Carr, President



Clerk of Council



Robert A. Fiala, Mayor