

MINUTES REGULAR COUNCIL MEETING

8:00 p.m.

April 2, 2019

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on March 29, 2019.

ROLL CALL

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

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

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

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of March 19, 2019.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Committee of Full, Mr. Carr – Reported that the proposed dates for the summer meetings were e-mailed out and most of Council has responded. Mr. Carr asked if anyone has any issues with June 11th, July 9th and August 13th to let him know right away. Legislation will be on the agenda for the next meeting.

Economic Development Committee, Ms. McNeill – No report.

Environmental Planning Committee, Mr. Kary – Reported the Committee reviewed EAS #5-3-19 this evening and it will be sent to Planning Commission with no recommendations. There is one item on the agenda this evening.

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

Parks & Recreation Committee, Mr. Woodin – Mr. Woodin requested a 30 minute committee meeting on April 16th to discuss the master plan for Osborne Park.

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Harrold – Reported four items on the agenda this evening.

Service Committee, Mr. Woodin – Reported two items on the agenda this evening.

WPCC Committee, Mr. Anderson – No report.

Clean City Commission, Mr. Anderson – No report.

Planning Commission, Mr. Kary – No report. A date is being worked on for the next joint session with Council for the zoning update.

Shade Tree Commission, Ms. McNeill – Reported that Arbor Day is April 26th at 6:00 p.m. at Wes Point Park.

CORRESPONDENCE: Council President Carr stated that Council had received a few e-mails from Mr. Neil Sharp regarding the Ridgewood Greens development. He requested those e-mails be recognized as official correspondence. There was no other correspondence.

PUBLIC PORTION:

Mark Gerber, 4176 Clark Avenue – Due to some confusion at a recent Planning Commission meeting regarding the City's codified ordinances; Mr. Gerber made a few suggestions for keeping an updated copy of the ordinances at City Hall.

Jane Bennett, 703 Orchard Road – Ms. Bennett voiced concerns regarding traffic flow in downtown, the upkeep of houses in her neighborhood, trash in Osborne Park, stray cats and controlling the deer population. Mayor Fiala said he would have the Building Department take a look at the houses on Orchard.

The Public Portion was paused in order to hold tonight's public hearing.

PUBLIC HEARING:

Clerk Novak read the legal notice for the public hearing to be held tonight at 8:15 p.m. on the rezoning of PP 27A-006-0-00-0-038-0 (see attached Legal Notice).

Those Speaking in Favor – Jim Pegoraro, Land Design Consultants – Mr. Pegoraro said he is working with Dr. Steinberg to rezone the 120 ft. of his property into two lots that would mimic the lots on Willow Creek drive. He said he feels the rezone would fit in with the existing properties and would help Dr. Steinberg with personal issues. Councilman Carr asked if Dr. Steinberg is willing to put a sidewalk in on the Rt. 91 side of his lot. Mr. Pegoraro said Dr. Steinberg would be willing to do that after the sale of the two lots.

Those speaking in Opposition – No one spoke.

Public portion resumed.

Ruth Richmond, 695 Orchard Drive – Ms. Richmond voiced concerns about dogs doing their business in her yard especially dogs coming from Osborne Park. Parks and Recreation Director Banker said she has asked the Police Department to start ticketing people in parks if they don't have their dog on a leash. This information will also be posted on Facebook. She suggested contacting the Police Department if she sees a dog doing their business in her yard. Ms. Richmond asked when her road would be paved. Councilman Woodin said he can provide the information.

Jerry Ranally, 37832 Park Avenue – Mr. Ranally thanked the Police Department, the Fire Department and the cemetery personnel for the attention they gave when his aunt passed

away recently. Mr. Ranally asked what the status was on updating the rules and regulations for the cemetery. Service Director Bock said the new rule book will go to the printer after a few other changes are made.

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. 2019-23

A resolution approving EAS #1-2-19 for the rezoning of .4158 acres of real property located on the corner of SOM Center Road and Willow Creek Place and further identified as a portion of Permanent Parcel No. 27A0060000380 from Residential One-Family 100 (R-100) to Residential One-Family 60 (R-60).

Motion made and seconded to adopt Resolution No. 2019-23.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-24

An ordinance amending the Zone Map of the City of Willoughby, Ohio to reclassify .4158 acres of real property located on the corner of SOM Center Road and Willow Creek Place (P.P. 27A0060000380 from Residential One-Family 100 (R-100) to Residential One-Family 60 (R-60).

Motion made and seconded to adopt Ordinance No. 2019-24.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-25

A resolution authorizing the Mayor to enter into a contract with Chagrin Valley Paving, Inc. in the amount of \$830,881.50 for implementation of the 2019 Pavement Repair Program.

Motion made and seconded to adopt Resolution No. 2019-25.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-32

An ordinance providing for the Manning Levels and Compensation of Elected and Appointed Officials and Salaried and Non-Union Employees of the City of Willoughby, Ohio; repealing any and all other ordinances or parts thereof which may be inconsistent herewith or which may be redundant hereto; and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2019-32 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Ordinance No. 2019-32.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

MAYOR'S REPORT – Reported that the cities of Eastlake, Willowick and Willoughby have received a \$100,000 planning grant for Vine Street. A consulting team will be hired and three public meetings will be held in each of the cities receiving the grant.

Mr. Carr asked if there were any updates on the development of the old high school. Law Director Lucas said developer has withdrawn from the project and the City is in the process of putting together costs that were incurred so they can be recouped. Mr. Woodin asked if the other developer who had submitted a proposal had been contacted. Mayor Fiala said they would be contacted; however, he is concerned because their proposal would increase the density in downtown.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Bock – No report. Mr. Carr asked if he was given the pictures from Terry Foreman of the welcome sign on Rt. 91 and how well it looked a few years back. Mr. Bock he had seen the pictures and it will be addressed.

City Engineer Sayles – Reported there may be a few pieces of legislation before Council at the next meeting authorizing the engineering and authorizing the expenditure out of the WPCC replacement fund for repairs to the force main that broke. He estimates it could be up to \$250,000. He said it needs to be addressed quickly due to odors being released.

Fire Chief Ungar – Chief Ungar thanked Finance Director Bosley, Law Director Lucas and Mayor Fiala for their help with the contract negotiations.

Police Chief Beckwith – Echoed Chief Unger's comments with regard to the contract negotiations.

Building Inspector Keller – No report. Mr. Woodin asked about a temporary inspector for the season. Mr. Keller said the job is currently being advertised; he would like a start date of May 1st.

Parks & Recreation Director Banker – Ms. Banker asked Council if they could mention the ticketing of dog owners whose dogs aren't on a lease at their respective ward meetings and to also share the Facebook post.

Finance Director Bosley – Ms. Bosley thanked Council for the legislation that was passed. Ms. Bosley gave an overview of financial reports she had submitted to Council this evening.

COUNCILMEN:

Mr. Woodin – No report.

Mr. Kary – Mr. Kary explained the tree clearing on Lost Nation Road is due to FAA regulations because the trees have become too tall and are impeding a flight zone. The trees are fairly new trees even though they are tall. Mr. Kary thanked Mayor Fiala, Jim Sayles and Law Director Lucas for helping work with him with regard to some issues taking place on North Bay with plans for the continuation of the Ward Creek stormwater project.

Mr. Tomaselli – Regarding the Ridgewood Green Development, he plans on meeting with the residents in the area so they can have their voices heard and also to explain the City's stance on the development.

Mr. Anderson – No report.

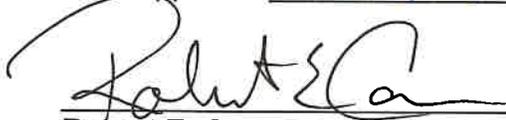
Mr. Harrold – Thanked Tyler Rigg from the News-Herald for his accurate reporting.

Ms. McNeill – No report.

Mr. Carr – Mr. Carr reported that the next council meeting is student government day. He said the students will still run the meeting; however, the students will not participate in the reports portion of the meeting that comes after legislation.

The Regular Council Meeting adjourned at 8:59 p.m.

Date approved 4/16/19


Robert E. Carr, President


Clerk of Council

Robert A. Fiala, Mayor

LEGAL NOTICE

Pursuant to Chapter 1115.03(f) of the Codified Ordinances of the City of Willoughby, Ohio notice is hereby given of a Public Hearing to be held by the Council on Tuesday, April 2, 2019, at 8:15 p.m. in the Municipal Building, One Public Square, Willoughby, Ohio.

Said hearing is for a rezoning application initiated by Joel Steinberg, 5370 SOM Center Rd., Willoughby, OH 44094 for PPN# 27A-006-0-00-038-0 to rezone an existing R-100 lot to:

One parcel (R-100) containing 0.7970 acres, fronting on SOM Center Rd., and creating two additional R-60 parcels containing 0.2079 acres each, fronting on Willow Creek Pl.

Persons affected may appear at said hearing and may speak for or against the proposal either in person or by attorney.

Recommendation of Planning Commission: Approved

BY ORDER OF THE COUNCIL OF THE CITY OF WILLOUGHBY

Alisa Novak
Clerk of Council

Publish: March 18, 2019