

MINUTES REGULAR COUNCIL MEETING

8:20 p.m.

April 16, 2019

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on April 12, 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

As part of Student Government Day, students from South High School participated in tonight's meeting representing councilmen and directors.

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

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of April 2, 2019.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Committee of Full, Mr. Carr – No report.

Economic Development Committee, Ms. McNeill – No report.

Environmental Planning Committee, Mr. Kary – No report.

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

Parks & Recreation Committee, Mr. Woodin – No report.

Personnel Committee, Mr. Anderson – Reported one item on the agenda this evening.

Safety Committee, Mr. Harrold – No report.

Service Committee, Mr. Woodin – No report.

WPCC Committee, Mr. Anderson – Reported four items on the agenda this evening.

Clean City Commission, Mr. Anderson – No report.

Planning Commission, Mr. Kary – Reported three items on the agenda this evening.

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

CORRESPONDENCE: Clerk Novak read a request from the Ohio Division of Liquor Control for a new liquor license for 5850 SOM Center Rd., LLC, 5850 SOM Center Rd., Willoughby, Ohio 44094. Council received an e-mail from Economic Development Director Thielman regarding who will be going into this space. There were no objections.

PUBLIC PORTION:

Brent Woerner, 39385 King Edward Court – Before Mr. Woerner spoke, Council President Carr informed him that the e-mail correspondence received from Mr. Neil Sharpe has been placed on record with the City. Mr. Woerner asked Council to vote no on Ordinance Nos. 2019-44 and 2019-45. He asked if there will be a sign directing the construction traffic to Mentor Avenue if the ordinances pass. Mr. Carr said there will be a sign posted.

Neil Sharpe, 39425 King Edward Court – Mr. Sharpe said it has been a long road and he remains concerned about the safety on Rt. 84 because of the intersection being created across from King Edward Court and the fact that no stop light was warranted.

Gregg Patt, 38005 Brown Avenue – Mr. Patt said he is the moderator of the Wonderful Willoughby Facebook page where pictures have been posted of the erosion at Osborne Park recently discussed by Council. He said he looked at the erosion and said it represents only about 5% of the shoreline. He suggested looking at the big plan at Osborne Park and expressed his opinion that the City doesn't need a fishing pier or beach because there are plenty of other fishing piers and beaches in other communities.

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

ORDINANCE NO. 2019-33

An ordinance authorizing the Mayor to enter into a Fifteenth Amendment to the WPCC Joint Agreement with the City of Eastlake, as amended.

Motion made and seconded to adopt Ordinance No. 2019-33.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-34

A resolution authorizing the Mayor to enter into an agreement with the City of Eastlake for implementing the payment procedure for the WPCC Capacity Enhancement Project.

Motion made and seconded to adopt Resolution No. 2019-34.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-35

A resolution authorizing an expenditure in the amount of \$49,369.97 for the cleaning of the Plains Road Pump Station Sewage Force Main, a joint facility of 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. 2019-35 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-35.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-36

A resolution authorizing the City Engineer to prepare plans and specifications and to advertise for bids for the repairs to the Plains Road Pump Station Force Main, a joint facility of 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. 2019-36 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-36.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-37

A resolution authorizing an expenditure in an amount not to exceed \$89,000 for engineering costs for the Erie Street Reconstruction Project, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2019-37 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-37.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-38

A resolution authorizing the Mayor to review and accept the best pricing and time period proposed by a retail electric supplier for the subsequent inclusion within an agreement for purchase of electricity for the City of Willoughby’s Street Lighting, within such time period parameters to be from twelve (12) to thirty-six (36) months, effective June 1, 2019.

Motion made and seconded to adopt Resolution No. 2019-38.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-39

An ordinance providing for the issuance and sale of not to exceed \$5,615,000 notes, in anticipation of the Issuance of Bonds, to pay the property owners’ portion, in anticipation of the levy and collection of special assessments, of costs of improving the Riverside Commons Property identified and described in Resolution No. 2002-134, adopted July 9, 2002, by grading, draining, curbing, and paving, constructing sidewalks and driveway approaches, and constructing sanitary/storm sewers and water lines, and otherwise improving the same in the manner provided in the aforesaid Resolution No. 2002-134, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2019-39 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Ordinance No. 2019-39.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-40

An ordinance providing for the issuance and sale of not to exceed \$6,400,000 notes, in anticipation of the issuance of bonds, for the purpose of paying the City’s portion of the costs of constructing, furnishing and equipping recreational and educational facilities for senior citizens, with related site improvements and necessary appurtenances thereto, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2019-40 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Ordinance No. 2019-40.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-41

A resolution approving an agreement between the Willoughby Part-Time Firefighter Association and 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. 2019-41 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-41.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-42

A resolution amending the meeting schedule of Council for the months of June, July, and August, 2019.

Motion made and seconded to adopt Resolution No. 2019-42.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2019-43

A resolution authorizing the Mayor to enter into a Memorandum of Understanding with Bedaos Limited Liability Company to memorialize the required performance of certain conditions imposed by the Planning Commission of the City of Willoughby for approval of the major subdivision and final plat of Ridgewood Greens Subdivision 2, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2019-43 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-43.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-44

An ordinance accepting an exclusive roadway easement from the Cleveland Electric Illuminating Company necessary to ingress and egress at Bedaos Drive and Johnnycake Ridge Road (Ridgewood Greens Subdivision).

Motion made and seconded to adopt Ordinance No. 2019-44.

Roll Call 6 yes
 1 no (Tomaselli)

Motion carried 7 to 0

ORDINANCE NO. 2019-45

An ordinance accepting the Final Plat for Ridgewood Greens Subdivision 2, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2019-45 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Ordinance No. 2019-45.

Roll Call 6 yes
 1 no (Tomaselli)

Motion carried 7 to 0

MAYOR’S REPORT – Mayor Fiala thanked the students and teachers from Willoughby South High School who came out to participate in Student Government Day.

DIRECTOR’S REPORTS

Law Director Lucas – No report.

Service Director Bock – Reported that electrical repairs have been completed at Diamond No. 2 at Todd Field and the installation of the LED lighting will be completed before May 1st. This project was funded with a NOPEC grant and a donation from the Willoughby Baseball League. Traffic calming devices have been ordered with installation as soon as they are received.

City Engineer Sayles – Mr. Sayles said he will inform Council when the date and time has been set for the road program preconstruction meeting.

Fire Chief Ungar – No report.

Police Chief Beckwith – No report.

Building Inspector Keller – No report.

Parks & Recreation Director Banker – Reported this past Saturday was the 39th annual Easter Egg Hunt. Approximately 400 children were in attendance. Thank you to South High School for the use of the stadium. Thank you to Mr. Woodin for the discussion regarding the Osborne Park Master Plan.

Finance Director Bosley – No report.

COUNCILMEN:

Mr. Woodin – No report.

Mr. Kary – Reminded everyone that his Ward 2 meeting is coming up on May 6th at 6:30 p.m. at Classic Jet Center.

Mr. Tomaselli – No report.

Mr. Anderson – No report.


Mr. Harrold – Reminded everyone that his Ward 6 meeting is this Thursday at 7:00 p.m. at Fire Station #1.

Ms. McNeill – No report.


Mr. Carr – No report.


The Regular Council Meeting adjourned at 9:16 p.m.

Date approved 5/2/19



Robert E. Carr, President



Clerk of Council


Robert A. Fiala, Mayor