

**MINUTES
REGULAR COUNCIL MEETING**

8:00 p.m.

January 7, 2020

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on January 3, 2020.

ROLL CALL

Council Members Present: Anderson, Carr, Garry, 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 and Recreation Director Banker, Finance Director Bosley, Clerk Novak

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

Swearing In Ceremony – Judge Cornachio swore in Councilmen Anderson, Carr, Garry, Kary, McNeill, Tomaselli, and Woodin

ORGANIZATIONAL BUSINESS

COUNCIL PRESIDENT

Motion made and seconded to nominate Councilman Carr as Council President.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

There were no other nominations.

Motion made and seconded to elect Councilman Carr as Council President.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

COUNCIL VICE PRESIDENT

Motion made and seconded to nominate Councilman Tomaselli as Vice President.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

There were no other nominations.

Motion made and seconded to elect Councilman Tomaselli as Council Vice President.

ROLL CALL: 7 yes
 0 no

Motion carried 7 to 0

Council President Carr nominated Ken Kary to be the Council Representative on Planning Commission. There were no other nominations

Motion made and seconded to appoint Ken Kary as Councils representative to the Planning Commission.

ROLL CALL: 7 yes
0 no

Motion carried 7 to 0

COUNCIL CLERK

Motion made and seconded to appoint Alisa Novak as Council Clerk.

ROLL CALL: 7 yes
0 no

Motion carried 7 to 0

COUNCIL APPOINTMENTS

Motion made and seconded to appoint council members to the following boards:

Volunteer Firefighters' Dependents Fund Board - Bob Carr, Chris Woodin

ROLL CALL: 7 yes
0 no

Motion carried 7 to 0

Board and Commission Members

Mayor Fiala appointed the following members to the boards and commissions:

- Planning Commission - Steve Norris
- Zoning Board of Appeals – Phil Davis, Mike Merhar
- Design Review Board - Paul Garcia, Adam Brown
- Sign Review Board – Tara Ward
- Board of Building Code Appeals – Kevin McCrone
- Shade Tree Commission - Katie McNeill (Council), Pat Lewis

Motion made and seconded to confirm the Mayor's appointments.

ROLL CALL: 7 yes
0 no

Motion carried 7 to 0

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes and Special Meeting Minutes of December 17, 2019.

Roll Call 5 yes
 0 no
 2 abstain (Garry, McNeill)

Motion carried 5 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Mr. Carr said committee reports will be held until the next meeting.

CORRESPONDENCE: No correspondence.

PUBLIC PORTION: No one spoke.

UNFINISHED 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. 2019-108

A resolution approving EAS #12-10-19 for the rezoning of real property from Residential One-Family (R-100) to Residential Multi-Family Low Rise (R-MF-L) and construction of eleven (11) buildings which will consist of fifty (50) residential townhomes with private streets; said buildings to be located at 5164 SOM Center Road (SOM Center Townhomes Frontier Land Group).

Motion made and seconded for Resolution No. 2019-108 to be removed from the table.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2019-108

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2019-109

An ordinance amending the Zone Map of the City of Willoughby, Ohio, to reclassify 6.6 acres of certain real property located at 5164 SOM Center Road (Permanent Parcel Nos. 27-A-006-0-00-025-0, 27-A-006-0-00-024-0 and 27-A-006-0-00-023-0) from Residential One-Family 100 (R-100) to Residential Multi-Family Low Rise (R-MF-L).

Motion made and seconded for Ordinance No. 2019-109 to be removed from the table.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made by Ken Kary to amend and approve Ordinance No. 2019-109 that it be expressly conditioned upon the applicants previous agreement consenting to sign a restriction put in place that all buildings will be fee simple and townhomes. All conditions as expressly agreed to by the applicant with a 30 day recordation of the restrictions.

Dan Anderson seconded the motion to approve Ordinance No. 2019-109 as amended.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

NEW BUSINESS:

RESOLUTION NO. 2020-1

A resolution authorizing the Director of Public Service to prepare plans and specifications and to advertise for bids for the 2020 Highway Pavement Lane Marking Project with one (1) year renewal option, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-1 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-01.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-2

A resolution authorizing the City Engineer to prepare plans and specifications and to advertise for bids for the 2020 Concrete Pavement Slab Replacement Project.

Motion made and seconded to adopt Resolution No. 2020-02.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-3

A resolution amending Resolution No. 2019-21 to adjust the allocations identified within a Special Revenue Fund entitled, Municipal Probation Services Fund, Fund No. 2113, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-3 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-03.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-4

A resolution declaring a 2009 Police Crown Victoria K9 vehicle owned by the City of Willoughby as obsolete and not needed for public use and authorizing the sale thereof to the Village of Sebring, Ohio.

Motion made and seconded to adopt Resolution No. 2020-04.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-5

A resolution expressing an intent to sell unneeded, obsolete, or unfit property by internet auction and establishing a procedure for conducting the sale, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-5 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-05.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2020-6

An ordinance granting an easement for electric facilities to the Cleveland Electric Illuminating Company on a portion of Permanent Parcel No. 27B-36-62, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2020-6 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-06.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-7

A resolution in commendation and appreciation to Bob Harrold for 14 years of service to the City of Willoughby as Ward 6 Councilman.

Councilman Carr read Resolution No. 2020-7 in its entirety.

Motion made and seconded to adopt Resolution No. 2020-07.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORDINANCE NO. 2020-8

An ordinance naming the City of Willoughby Service Garage Facility the Angelo Tomaselli Service Center.

Councilman Woodin read Ordinance No. 2020-8 in its entirety.

Motion made and seconded to adopt Ordinance No. 2020-08.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

MAYOR'S REPORT – The Mayor congratulated the sitting Council and Dan Garry and said he was looking forward to working with them. He congratulated the Tomaselli family and Bob Harrold.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Bock – No report. Councilman Anderson asked for an update on the light at Park and Euclid Avenue. Mr. Bock said as of yesterday, the poles are on schedule to be delivered at the end of the month. Mr. Anderson asked when the work on Erie Street is starting. Mr. Bock said there was a pre-construction meeting today; final contracts need to be signed with work to begin within the week.

City Engineer Sayles – Reported the road program will be late and funding will be limited due to expenditures coming out of the road fund i.e., Lakeshore Blvd. and Rt. 84 resurfacing (including handicap ramps), slab replacement project, contributions to the downtown water main project and resurfacing of downtown areas that are not affected by the water line. He will meet with Service Director Bock and Finance Director Bosley regarding the remaining funds.

Councilman Anderson asked if he knew how much the City would be receiving in gas tax due to an increase in that tax in June. Mr. Sayles said he didn't have an answer. Ms. Bosley reminded Council there has been a transfer into that fund in recent years and is hopeful that transfer can be reduced due to the increase in tax.

Councilman Tomaselli asked if money from the road program will be used for the concrete road program. Mr. Sayles said the money from the county can't go towards any of the engineering and design work or inspection work so the City may have to use some money from the road program. A portion of the engineering work will have to come out of the road program.

Fire Chief Ungar – No report.

Police Chief Beckwith – Chief Beckwith thanked Council for the passage of legislation relating to his department. He congratulated Council, Bob Harrold and the Tomaselli family.

Building Inspector Keller – No report. Mr. Carr asked about the patio that Zeppe's was proposing. Mr. Keller said they have eliminated the patio but there will be an addition. Mr. Carr said neighbors in the area were concerned about the noise from the patio.

Councilwoman McNeill asked how the Courthouse Square apartment building is going. Mr. Keller said the work is slow but it is progressing; contractors were there today. He said there is nothing the City can do to speed up the work but he can call and ask if the windows can be covered.

Parks & Recreation Director Banker – No report.

Finance Director Bosley – No report. After final entries, the fund balance in the General Fund will be slightly above last year.

COUNCILMEN:

Mr. Woodin – Mr. Woodin said it was an honor to name the Service Garage after Angelo Tomaselli.

Mr. Kary – Mr. Kary congratulated former Councilman Harrold on his retirement and to the Tomaselli family. He congratulated the Garry family as well as Bob Carr and John Tomaselli as President and Vice president of Council.

Mr. Tomaselli – Mr. Tomaselli thanked Jerry Ranally, Mayor Anderson, Mayor Fiala, members of Council, Service Director Bock for their efforts in naming the Service Garage after his Father, Angelo Tomaselli. He said his Father would be very proud of the gesture. He thanked Council for entrusting him to be Vice President of Council.

Mr. Anderson – No report. Mr. Anderson congratulated the Tomaselli family, Bob Harrold and Dan Garry.

Mr. Garry – Mr. Garry congratulated Bob Harrold for his years of service and the Tomaselli family.

Ms. McNeill – No report. Ms. McNeill said she missed Mr. Harrold already. She congratulated the Tomaselli family and Councilman Garry.

Mr. Carr – Mr. Carr thanked Council for the vote of confidence in electing him President of Council again. He congratulated Bob Harrold, the Tomaselli family and Councilman Garry.

Mr. Carr said there is one seat on the Income Tax Board of Review that needs to be filled, please reach out if anyone knows of someone with an accounting background who would like to serve.

The Regular Council Meeting adjourned at 8:42 p.m.

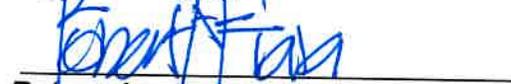
Date approved 1/21/2020



Robert E. Carr, President



Clerk of Council



Robert A. Fiala, Mayor