

MINUTES REGULAR COUNCIL MEETING

7:00 p.m.

December 7, 2021

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on December 3, 2021.

ROLL CALL

Council Members Present: Tomaselli, Anderson, Carr, Garry, Kary & McNeill

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

Absent: Councilman Woodin

Motion made and seconded to excuse Councilman Woodin from the meeting.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

The meeting was led in Prayer and Pledge of Allegiance by Councilwoman McNeill.

Council President Carr presented Clerk Novak with her Certified Municipal Clerk (CMC) designation plaque.

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of November 16, 2021.

Roll Call 6 yes
 0 no

Motion carried 6 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 – Mr. Tomaselli said he would like to have a committee meeting on January 4th to discuss sewer rates. He said the rates haven't changed since 2014.

Parks & Recreation Committee, Mr. Woodin – Absent.

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Tomaselli – No report.

Service Committee, Mr. Woodin – Absent.

WPCC Committee, Mr. Anderson – No report.

Clean City Commission, Mr. Garry – No report.

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

Shade Tree Commission, Ms. McNeill – No report.

CORRESPONDENCE: Clerk Novak read three requests from the Ohio Division of Liquor Control for stock transfers for three Speedway locations: Speedway LLC, dba Speedway #3350, 38700 Mentor Avenue, Willoughby; Speedway LLC, dba Speedway #3998, 4189 SR 306, Willoughby and Speedway LLC, dba Speedway #3529, 34740 Euclid Avenue, Willoughby. Mr. Carr said there was a change of ownership request for one of the Speedway locations, but it is not an issue that those two items run parallel. There were no objections.

PUBLIC HEARING:

Council President Carr said the public hearing is currently in recess and will be reopened this evening. Mr. Carr said the applicant has withdrawn his rezoning application request; therefore, there will be no legislation tied to the public hearing before Council this evening. Law Director Lucas said the public hearing cannot remain in recess; it needs to be opened up to allow the public to speak. The public hearing will be formally closed this evening.

Those Speaking in Favor – No one spoke.

Those Speaking in Opposition – No one spoke.

PUBLIC PORTION:

Jerry Ranally, 37832 Park Avenue – Mr. Ranally congratulated Alisa Novak on her CMC designation stating he was part of the team that hired her. As former Council President, he said he appreciated all her hard work. Mr. Ranally thanked the team responsible for the Christmas lighting; he said it was outstanding. Mr. Ranally asked if the agreement with Liberty Development was being tabled this evening. Mr. Carr said it was coming off the table and will be voted on.

Bob Sabetto, Tioga Trail – Mr. Sabetto voiced concerns about a motion light at his neighbor's house that goes off when cars go down the street. He said it's very bright and shines into the front of his house. Chief Building and Zoning Inspector Keller said there was a recent complaint about a light on Tioga Trail. He said the Zoning Inspector was unable to cite the homeowner because the motion light didn't trip for her when she went to investigate. He will look into the matter further.

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 6 yes
0 no

Motion carried 6 to 0

UNFINISHED BUSINESS:

RESOLUTION NO. 2021-111 - Tabled

A resolution authorizing the Mayor to enter into an agreement for the sale and development of 2.337 acres of real estate and building with Liberty Development Company, and declaring an emergency.

Motion made and seconded to remove Resolution No. 2021-111 from the table.

Roll Call 6 yes
0 no

Motion carried 6 to 0

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2021-111 be declared an emergency measure.

Roll Call 6 yes
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2021-111.

Roll Call 6 yes
0 no

Motion carried 6 to 0

ORDINANCE NO. 2021-112 - Tabled

An ordinance authorizing the Mayor to enter into an agreement with Andrews Osborne Academy for the purchase of real property; said real property located with frontage on Mentor Avenue and Ridge Road and further identified as Permanent Parcel Nos. 27A0310000160, 27A0310000170, and 27A0310000020, and declaring an emergency.

Motion made and seconded to permanently table Ordinance No. 2021-112.

Roll Call 6 yes
0 no

Motion carried 6 to 0

NEW BUSINESS:

RESOLUTION NO. 2021-113

A resolution accepting the amounts and rates as determined by the Budget Commission, authorizing the necessary tax levies, certifying same to the Lake County Auditor, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2021-113 be declared an emergency measure.

Roll Call 6 yes
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2021-113.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

ORDINANCE NO. 2021-114

An ordinance repealing Ordinance No. 2021-33 in order to adjust a lot line and amend the Zone Map of the City of Willoughby, Ohio, to reclassify 3.0694 acres of certain real property located at 37100 Euclid Avenue (Permanent Parcel Nos. 27A0150000050 and 27A0150000040, and a portion of Permanent Parcel Nos. 27A0150000170 and 27A0150000180) from Residential Multi-Family Low Rise (R-MF-L) to General Business (G-B).

Motion made and seconded to adopt Ordinance No. 2021-114.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

The Mayor, Directors and Council congratulated Clerk Novak on her CMC designation.

MAYOR'S REPORT – No report.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Palmisano – No report. Mr. Carr commented that quite a bit of work was done to complete the paving project on Rt. 84. Mr. Palmisano said the majority of the project is done with a few items to be completed next year. Mr. Anderson asked how long the Service Department will be out picking up leaves. Leaf pick up has been extended to December 17th. Mr. Anderson asked if the City put up the wreath on the old Burgers-N-Beer building. Ms. Banker said the City did put up the wreath; she said it's the biggest wreath in the state of Ohio at 10' wide.

City Engineer Lannon – Mr. Lannon said the Ward Creek improvements are out for bid; therefore, bids should be in front of Council for consideration soon. Mr. Carr asked about a pipe that was on backorder for a project. Mr. Lannon said that pipe was for Topps Industrial Parkway; the pipe for that outfall project is in and almost complete.

Fire Chief Ungar – Chief Ungar said he was happy to report there were no injuries at an accident that took place yesterday at the end of Lost Nation Road. However, the front of the building did sustain pretty significant damage. The East Side Technical Rescue Team was called in to shore up the remaining portions of the building.

Police Chief Schultz – No report.

Building Inspector Keller – No report.

Parks & Recreation Director Banker – Ms. Banker said the Santa Parade will take place on December 18th and 19th with routes posted on the website on December 13th as well as Facebook. Contact her if you would like to participate in the parade. Mr. Carr said the holiday lighting this year was spectacular.

Finance Director Bosley – Ms. Bosley said there was a preliminary Finance meeting last week to discuss transfers for year end. Recommendations for year-end transfers will be before Council at the next meeting. She said there will not be a transfer to the golf course this year recognizing Ms. Banker and the golf course staff for their hard work this year.

COUNCILMEN:

Mr. Woodin – Absent.

Mr. Kary – No report.

Mr. Tomaselli – No report. Mr. Tomaselli thanked the Mayor and Ms. Banker for including his family in the holiday lighting.

Mr. Anderson – Mr. Anderson thanked everyone involved in the holiday lighting; he said everyone had a great time.

Mr. Garry – Mr. Garry thanked Ms. Banker and everyone involved in the holiday lighting.

Ms. McNeill – Ms. McNeill said the holiday lighting was amazing. She said it has been an honor and privilege serving with everyone these last four years.

Mr. Carr – Mr. Carr thanked Ms. McNeill for her service to the City these last four years.

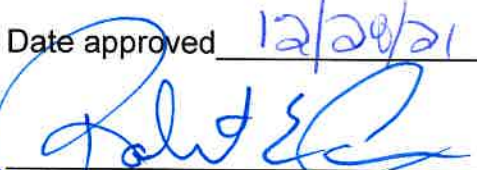
Motion made and seconded to go into Executive Session in accordance with ORC 121.22(G)2 to consider the purchase and sale of property at 7:40 p.m.


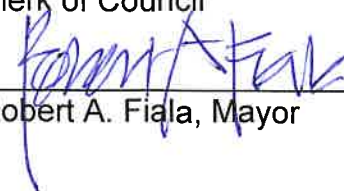
Roll Call 6 yes
 0 no

Motion carried 6 to 0

The Council meeting reconvened at 7:57 p.m. from the Executive Session.

The Regular Council Meeting adjourned at 7:57 p.m.

Date approved 12/20/21

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, October 19, 2021 at 7:10 p.m. (remote access through Zoom) in the Municipal Building, One Public Square, Willoughby, Ohio.

Said hearing is for a rezoning application initiated by George Davis of GD3 Ventures, 9124 Tyler Blvd., Mentor, OH 44060 for the rezoning of PPN #27-A-031-0-00-017-0 and the partial rezoning of PPN #27-A-031-0-00-002-0, #27-A-031-0-00-016-0 and #27-A-031-0-00-018-0 from an R-100 zone district to an R-80 zone district .

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

BY ORDER OF THE COUNCIL OF THE CITY OF WILLOUGHBY

Alisa Novak
Clerk of Council

Publish: October 4, 2021