

**MINUTES
REGULAR COUNCIL MEETING
VIRTUAL MEETING VIA ZOOM**

8:08 p.m.

September 1, 2020

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on August 28, 2020.

ROLL CALL

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

Others Present: Mayor Fiala, Law Director Lucas, Interim 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

The meeting was led in prayer by Councilman Carr. A moment of silence was held in honor of City of Willoughby employee, Lee Bock, Director of Public Service who recently passed away.

ORGANIZATIONAL BUSINESS

Mayor Fiala thanked Council for the moment of silence honoring Service Director Bock. He said Mr. Bock worked until the very end. Mayor Fiala strongly recommended Mr. Palmisano's appointment to the position noting the amazing job he did in Mr. Bock's absence and also through the pandemic.

Mayor Fiala appointed Rich Palmisano as the interim Director of Public Service.

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

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of August 11, 2020.

Roll Call 6 yes
 1 abstain (Woodin)
 0 no

Motion carried 6 to 0

STANDING AND REGULAR COMMITTEE REPORTS

Committee of Full, Mr. Carr – No report.

Economic Development Committee, Ms. McNeill – Reported that Economic Development Director Thielman gave an update this evening.

Environmental Planning Committee, Mr. Kary – No report.

Finance and Audit Committee, Mr. Tomaselli – Reported one item on the agenda this evening.

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

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Tomaselli – Reported three items on the agenda this evening.

Service Committee, Mr. Woodin – No report.

WPCC Committee, Mr. Anderson – No report.

Clean City Commission, Mr. Garry – No report.

Planning Commission, Mr. Kary – Reported the commission is currently working on two projects; one is a 47 home subdivision off SOM Center Road and a proposed development on the former YMCA site. The developer is proposing two restaurants as well as 12 fee simple townhomes.

Shade Tree Commission, Ms. McNeill – No report.

CORRESPONDENCE: No correspondence.

PUBLIC PORTION:

Greg Hocevar, 38451 North Beachview – Mr. Hocevar asked for an update on the Special Improvement District (SID). The Mayor said there are three pieces of legislation on the agenda tonight regarding the SID. Mayor Fiala said the original law firm the City was working with was failing the City; therefore, another firm had to be brought in. A county wide SID was needed in order to collateralize the amount of money necessary to do the improvements which are estimated to be about \$20 million. Essentially, all of Lake County's lakefront is being collateralized to be the basis of the funding. He believes the bank will be Erie Bank. One piece of legislation on the agenda tonight is for the engagement of the new attorney, Amanda Gordon, from McDonald Hopkins. The second resolution is for the creation of the SID based on the new legal requirements from McDonald Hopkins. Economic Development Director Thielman is encouraging residents to get their temporary shoreline permits and pricing in place. Mr. Hocevar said many of the homeowners he talked to are elderly and don't have access to e-mail and have no information on the SID. An effort will be made to reach those residents who haven't been contacted. Mr. Hocevar wanted to know what the City is doing about the 11 or so City owned lots. Mayor Fiala said the City has applied for shoreline permits on all 11 lots making the City part of the SID. Mayor Fiala said the City hasn't lost the vision for the connection between Osborne Park and Sunset Park but wants to focus on the erosion control first. Mr. Hocevar said some people aren't in favor of the plan because it makes backyards accessible to the public. Mayor Fiala said the incentive that the Euclid residents had to allow public access in the backyards was being able to receive grant money for erosion control.

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. 2020-59 – SECOND READING

An ordinance declaring 100% of improvements to certain parcels of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit those parcels, requiring the owners of the improvements thereon to make service payments in lieu of taxes, establishing a SOM Center I Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments and related matters.

This ordinance remains on second reading.

NEW BUSINESS:

RESOLUTION NO. 2020-74

A resolution approving EAS #6-4-20 for the construction of a subdivision consisting of forty-seven (47) single family homes located at 5363 SOM Center Road (Abbott’s Mill).

Motion made and seconded to adopt Resolution No. 2020-74.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-75

A resolution authorizing an expenditure in the amount of \$328,191.00 to Pfund Superior Sales Co., Inc. for the purchase of a 2019 Ford F-550 4X4 Life Line Type 1 Ambulance for use by the Willoughby Fire Department, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-75 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-75.

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 Resolution No. 2020-79 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-79.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-80

A resolution authorizing the Mayor to enter into a contract with A & J Cement Contractors, Inc. in the amount of \$215,650 for implementation of the 2020 Concrete Pavement Slab Replacement Project aka Lost Nation Road and Airport Parkway Concrete Pavement Slab Replacement , and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-80 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-80.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-81

A resolution authorizing the Mayor to enter into a Letter of Engagement, with McDonald Hopkins LLC, relative to the establishment of a Special Improvement District for Shoreline Erosion Control Purposes with neighboring communities to 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. 2020-81 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-81.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-82

A resolution approving a petition for the creation of a Shoreline Special Improvement District and for the Levy of Special Assessments for Shoreline Improvement Projects, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-82 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-82.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-83

A resolution authorizing the Mayor to enter into a Municipal Tax Incentive Agreement with Cast Nylons Co., Ltd., pursuant to R.C. Chapter 718, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-83 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-83.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

MAYOR'S REPORT – Mayor Fiala reported there may be a problem with the e-gov system with one Councilman's e-mail blacklisted for no apparent reason; he has not been getting notifications through e-gov. The City will go back about six months to make sure no other e-gov messages were missed. He said Shana Boyd is looking into a new system to replace e-gov. Mayor Fiala thanked Council for confirming the interim appointment of Rich Palmisano as Service Director.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Interim Service Director Palmisano – No report. Mr. Woodin asked if the City would be updating the grading of the roads which would identify poor roads in the City. He said he has quite a few roads in his ward that need attention. Mr. Palmisano said the two roads being paved now are using up all the funds. He said he spoke with City Engineer Lannon today about updating the ratings on the roads. Mr. Palmisano thanked Council for the appointment.

City Engineer Lannon – Reported there was a lot of work done by the county starting last week on the Waite Hill Road bridge; beams were put in place. Easement acquisitions have begun on three projects including Ward Creek improvements, Meadowlands Basin outlet improvements and storm water outfalls.

Fire Chief Ungar – Chief Ungar congratulated Rich Palmisano noting the loss the Service Department recently had. Chief Ungar thanked Council, Mayor Fiala and Diane Bosley for helping with the three resolutions tonight. Regarding the Willoughby Arts Collaborative, Chief Ungar said he spoke with Paul Garcia from the Willoughby Arts Collaborative noting they have some historic items from the fire department they are working on; he believes the project will be really neat.

Police Chief Schultz – Regarding the merger with Kirtland dispatch, they have been dispatching a little over two weeks for Kirtland; it is going well with only a few hiccups. Regarding the hotel interdiction that was mentioned at the last Council meeting, he said in two weeks' time, the department has had 23 different calls at the Motel 6, 32 calls at the Skylight Inn. These calls included disturbances, narcotics, overdoses, suspicions, warrant arrests, traffic stops and other incidents. He said there was 18 self-initiated incidents at those two hotels specifically which resulted in 7 arrests with a lot of property and evidence recovered one being a hand gun but mostly narcotics. He said Operation Safe Stay is going well and will continue throughout the fall. The initiative also covers the Red Roof Inn and the Days Inn.

Building Inspector Keller – No report. Mr. Garry asked who purchased the Browning Center. Mr. Keller said it was a local resident who plans on keeping the character of the building.

Parks & Recreation Director Banker – Reported that the state is allowing senior centers to re-open. The guidelines came out yesterday; she and Amy Skolny will be doing a Zoom call with other senior center managers, The Lake County Board of Health and perhaps The Lake County Council on Aging on what will be permitted. She said in the past two weeks, the senior center received 125 hot lunches that were distributed to seniors in need. Mr. Carr asked if any COVID preparations have been made at the senior center. Ms. Banker said glass has been ordered and is ready. Some no touch functions have been added. Creative ideas for different activities need to be discussed and thought through.

Finance Director Bosley – No report.

COUNCILMEN:

Mr. Woodin – Mr. Woodin said he was very sorry for the loss of Mr. Bock. He congratulated Rich Palmisano.

Mr. Kary – Mr. Kary said Mr. Bock stepped up and served Willoughby very well in his few years he was here. He congratulated Rich Palmisano.

Mr. Tomaselli – Mr. Tomaselli said Lee Bock did an awesome job in his tenure with the City and said it will run smoothly with Rich Palmisano.

Mr. Anderson – Mr. Anderson said Lee Bock will be missed; Rich Palmisano will do a great job.

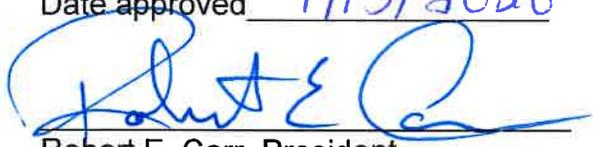
Mr. Garry – Mr. Garry echoed the sentiments regarding Mr. Bock. He welcomed Rich Palmisano to his new position.

Ms. McNeill – Ms. McNeill welcomed Rich Palmisano; she heard great things about him. She said Mr. Bock holds a special place in her heart.

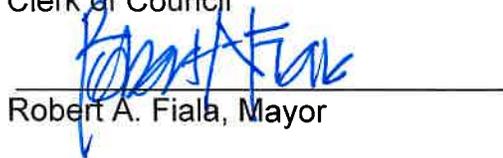
Mr. Carr – Noting that the first meeting in November is scheduled on Election Day, he asked Council if they had any thoughts on whether they wanted to meet that night. Ms. McNeill asked if Council would be going back to regular in person meetings. Law Director Lucas said the consensus among the municipal league lawyers is that a hybrid meeting is acceptable. There was a question whether or not the technology is ready in Council chambers.

The Regular Council Meeting adjourned at 9:04 p.m.

Date approved 9/15/2020



Robert E. Carr, President


Clerk of Council
Robert A. Fiala, Mayor