

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

8:05 p.m.

**November 17, 2020**

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on November 13, 2020.

**ROLL CALL**

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

**Absent:** Councilman Anderson

Motion made and seconded to excuse Councilman Anderson from tonight's meeting.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

**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, Economic Development Director Thielman, Clerk Novak

The meeting was led in prayer by Councilman Carr.

**Approval of Minutes**

Motion made and seconded to approve the Regular Meeting Minutes of October 20, 2020.

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** – Reported there was a committee meeting this evening.

**Environmental Planning Committee, Mr. Kary** – Reported the committee met earlier this evening; the committee made a recommendation to Council for the passage of EAS #8-9-20 and EAS #9-9-20 both of which are on the agenda tonight.

**Finance and Audit Committee, Mr. Tomaselli** – Reported three items on the agenda this evening.

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

Personnel Committee, Mr. Anderson – Absent.

Safety Committee, Mr. Tomaselli – No report.

Service Committee, Mr. Woodin – No report.

WPCC Committee, Mr. Anderson – Absent.

Clean City Commission, Mr. Garry – No report.

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

Shade Tree Commission, Ms. McNeill – Reported the commission is not currently meeting.

**CORRESPONDENCE:** No correspondence.

**PUBLIC PORTION:**

**Brent Woerner, 39385 King Edward Court** – Mr. Woerner asked if the City would be posting “no construction” signs on Rt. 84 when the road for Ridgewood Greens is complete to keep the traffic off Rt. 84. Mayor Fiala said signs will go up. He said there have been issues through the construction with contractors driving through the grass. Mr. Woerner if a sidewalk is still being planned to go in from Polo Park to King Edward Court. Chief Building & Zoning Inspector Keller said that was still the plan but asked Mr. Woerner to call him tomorrow which would give him time to look at the site plan. Councilman Tomaselli said he felt the developer would put the sidewalk in as he gets closer to Rt. 84 with the road. Mr. Woerner asked if the City development meeting that was planned has been rescheduled. Mayor Fiala said it will be rescheduled and asked that he check the City’s website for the new date.

**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

**NEW BUSINESS:**

**RESOLUTION NO. 2020-106**

**A resolution approving EAS #8-9-20 for construction of nine (9) buildings which will consist of twenty-seven (27) residential units; said buildings to be located on the south side of Lakeshore Boulevard west of and adjacent to Willoughby Memorial Gardens (The Standard on Lakeshore).**

Motion made and seconded to adopt Resolution No. 2020-106.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-107**

**A resolution approving EAS #9-9-20 for demolition of the existing building and construction of a new building located at 34725 Euclid Avenue (Swensons).**

Motion made and seconded to adopt Resolution No. 2020-107.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-108**

**A final resolution proposing to cooperate, enter into a contract, and request the Director of the Ohio Department of Transportation to proceed with the resurfacing of Lakeshore Boulevard (S.R. 283) between the western and eastern corporation limits within the City of Willoughby, Lake County, Ohio, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-108 be declared an emergency measure.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-108.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-109**

**A resolution approving Change Order No. 1-Final in the E. 364<sup>th</sup>/E. 365<sup>th</sup>, Harvard Storm Sewer Project with D.B. Bentley, Inc., and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-109 be declared an emergency measure.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-109.

Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-110**

**A resolution approving Change Order No. 2 in the Erie Street Reconstruction Project with C.A. Agresta Construction Co., Inc., and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-110 as amended be declared an emergency measure.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-110 as amended in Section 1, That Change Order No. 2, *replacing the word increasing with the word decreasing*, the contract amount in the Erie Street Reconstruction Project with C.A. Agresta Construction Co., Inc., a copy of which is attached hereto, is hereby approved in accordance with the recommendation of the City Engineer, and to that extent, said Contract is amended.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-111**

**A resolution authorizing the Mayor to accept the proposal for medical insurance coverage for the eligible employees of the City of Willoughby and the Willoughby Municipal Court provided by OGBC Consortium and administered by Medical Mutual for health care and prescription coverage, effective December 1, 2020 through November 30, 2021, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-111 be declared an emergency measure.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-111.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-112**

**A resolution authorizing the Mayor to enter into a contract with Truassure to provide dental insurance coverage for the employees of the City of Willoughby and the Willoughby Municipal Court, effective December 1, 2020, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-112 be declared an emergency measure.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-112.

Roll Call 6 yes  
0 no

Motion carried 6 to 0

**ORDINANCE NO. 2020-113**

**An ordinance amending Chapter 107 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Public Meetings"; specifically, Section 107.03, titled, "Public Notification".**

Motion carried 6 to 0

Motion made and seconded to adopt Ordinance No. 2020-113.

Roll Call     6 yes  
                  0 no

Motion carried 6 to 0

**ORDINANCE NO. 2020-114**

**An ordinance amending Chapter 111 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "Council"; specifically, Section 111.01, titled, "Rules".**

Motion made and seconded to adopt Ordinance No. 2020-114.

Roll Call     6 yes  
                  0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-115**

**A resolution urging Governor DeWine and the Ohio Legislature to extend the deadline for operating public meetings electronically, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-115 be declared an emergency measure.

Roll Call     6 yes  
                  0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-115.

Roll Call     6 yes  
                  0 no

Motion carried 6 to 0

**RESOLUTION NO. 2020-116**

**A resolution amending Resolution No. 2020-29 to provide for current expenses and other expenditures of the City of Willoughby, Ohio, during the period ending December 31, 2020, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-116 be declared an emergency measure.

Roll Call     6 yes  
                  0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-116.

Roll Call      6 yes  
                  0 no

Motion carried 6 to 0

### **RESOLUTION NO. 2020-117**

**A resolution authorizing an amendment of the Ohio Enterprise Zone Agreement with Prestan Products LLC, and declaring an emergency.**

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-117 be declared an emergency measure.

Roll Call      6 yes  
                  0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2020-117.

Roll Call      6 yes  
                  0 no

Motion carried 6 to 0

**MAYOR'S REPORT** – Mayor Fiala thanked the Fire Department and the Service Department for their work over the last few days with the power outages. He said it was a team effort with Marlene Matteo coming in to help out at the dispatch center. He said a memo went out to Council with an outline of what the holidays will look like this year; he complimented Judean Banker and Shana Boyd for the new activities and programs. Councilman Carr asked if there was any progress with the new art code. Mayor Fiala said it will be going to the Planning Commission at their next meeting with some changes that the Law Department had caught followed by a public hearing in front of City Council. Councilman Tomaselli said the new smoke shop on Erie Street has some obnoxious signage and wanted to know if it had been approved. Mayor Fiala said on Sunday they put up their third banner; he said they are entitled to one temporary banner. Their sign was rejected because it wasn't appropriate. There is a question about their lighting as well. Councilman Kary said he attended the Design Review Board meeting where the sign was denied and applauded the board for denying its approval.

### **DIRECTOR'S REPORTS**

**Law Director Lucas** – No report.

**Service Director Palmisano** – No report.

**City Engineer Lannon** – No report.

**Fire Chief Ungar** – Chief Ungar said he received an update this morning from the Illuminating Company and they were down to about 6,000 customers that were still without power with a goal to have everything done by tomorrow morning. He said it seemed that those residents who live south of the railroad tracks took the biggest hit. He said that the one dispatcher who was on duty during the storm on Sunday processed 58 emergency calls. He said that is normally a several day total between the Willoughby and Kirtland Departments.

He said Michelle Burnett did a phenomenal job and Marlene Matteo came in to help out. He said it was a good test for the new dispatch center with the addition of Kirtland dispatch.

Police Chief Schultz – Chief Schultz said he concurred with the Mayor and Chief Ungar regarding the excellent job the dispatch center did this past Sunday.

Building Inspector Keller – No report.

Parks & Recreation Director Banker – No report. Mr. Carr and Ms. McNeill thanked Ms. Banker for the new ideas she came up with for holiday activities. Mr. Kary asked when the ideas would go public. Ms. Banker said in the next day or two it will be public. Regarding the Santa Parade, each Councilman can go through their ward in a golf cart or walk.

Finance Director Bosley – No report.

**COUNCILMEN:**

Mr. Woodin – No report.

Mr. Kary – No report.

Mr. Tomaselli – No report.

Mr. Anderson – Absent.

Mr. Garry – No report.

Ms. McNeill – No report.

Mr. Carr – No report.

Motion made and seconded to go into Executive Session to consider the purchase or sale of property per ORC 121.22G (2) at 8:48 p.m.

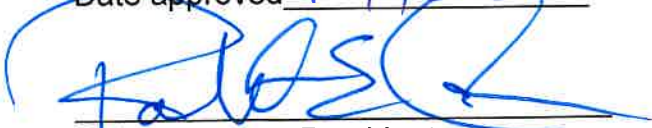
Roll Call      6 yes  
                    0 no

Motion carried 6 to 0

The Council meeting reconvened at 9:31 p.m. from the Executive Session.

*The Regular Council Meeting adjourned at 9:32 p.m.*

Date approved 12/1/2020

  
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Robert E. Carr, President

  
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Clerk of Council  
  
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Robert A. Fiala, Mayor