

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

8:01 p.m.

May 12, 2020

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on May 8, 2020.

ROLL CALL

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

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

The meeting was led in prayer by Councilman Kary.

Approval of Minutes

Motion made and seconded to approve the Regular Meeting Minutes of April 21, 2020.

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 – Reported that beginning this Thursday, May 14th, the City will begin using the new protocol for handling Environmental Assessment Statements. The Planning Commission will review EAS's first and make a recommendation to Council who will review and vote on.

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

WPCC Committee, Mr. Anderson – No report.

Clean City Commission, Mr. Garry – No report.

Planning Commission, Mr. Kary – Reported the Planning Commission will be getting back to business full time beginning this Thursday, May 14th. Please go to the website for details on how to attend the meeting.

Shade Tree Commission, Ms. McNeill – No report. Ms. McNeill asked when the Shade Tree Commission could meet again and about the replacement of Don Lewis. The Mayor said the commission could go ahead and meet when feasible and he will be searching for a replacement.

CORRESPONDENCE: No correspondence

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

RESOLUTION NO. 2020-42

A resolution approving the editing and inclusion of certain ordinance as parts of the various component codes of the Codified Ordinances of 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. 2020-42 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-42.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-43

A resolution authorizing the Mayor to apply to the Lake County Office of Planning and Community Development for a Community Development Block Grant for the Fiscal Year 2020, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-43 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-43.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-44

A resolution recognizing the responsibility of the City of Willoughby to affirmatively further fair housing, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-44 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-44.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-45

A resolution authorizing the Mayor to enter into a contract with RMH Concrete & Foundations, Inc. in the amount of \$139,244 for implementation of the ADA Ramp Replacement Project, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-45 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-45.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-46

A resolution authorizing the Director of Finance to transfer funds from the general fund to various other funds, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2020-46 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-46.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-47

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. 2020-47 be declared an emergency measure.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2020-47.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-48

A resolution honoring Patrolman David Scott and commending him for his 25 years of dedicated service to the City of Willoughby.

Police Chief Schultz read Resolution No. 2020-48 in its entirety.

Motion made and seconded to adopt Resolution No. 2020-48.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-49

A resolution honoring Detective Sergeant Derrick Stewart and commending him for his 26+ years of dedicated service to the City of Willoughby.

Police Chief Schultz read Resolution No. 2020-49 in its entirety.

Motion made and seconded to adopt Resolution No. 2020-49.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-50

A resolution honoring Chief of Police Jack Beckwith and commending him for his 28 years of dedicated service to the City of Willoughby.

Police Chief Schultz read Resolution No. 2020-50 in its entirety.

Motion made and seconded to adopt Resolution No. 2020-50.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

RESOLUTION NO. 2020-51

A resolution in commendation and appreciation of City Engineer Jim Sayles for 32 years of service to the City of Willoughby.

Law Director Lucas read Resolution No. 2020-51 in its entirety.

Motion made and seconded to adopt Resolution No. 2020-51.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

PUBLIC PORTION:

Brent Woerner, American Legion Post 214, 4304 Center Street – Mr. Woerner asked what the status of Building A was (former high school). Mayor Fiala said the current developer has allowed the City to assist in securing a partner to continue with the project until June. If the City cannot locate an interested party, the City can either sell the property back to the school district or issue a new Request for Qualifications (RFQ). The City will start to assess a schedule for an RFQ.

Greg Patt, 38005 Brown Avenue – Mr. Patt simply wanted to test to see how the “raise your hand” icon worked through Zoom.

Patricia Terlizzi, 35100 Aspenwood Lane – Ms. Terlizzi asked Councilman Carr for an update on the Rt. 91 corridor. Mr. Carr said there are townhouses going in across the street from Big Turtle 1, a Sports Clip next to Starbucks in the former Bally's location. There is a proposed housing development on the Millstein property that is before Planning Commission on Thursday. A Marc's location will go in the plaza with TJ Maxx in the former fitness location and Sheetz will replace Eat n Park.

MAYOR'S REPORT – Reported the administration has been in contact with Congressman Joyce's office to request federal aid for lakefront erosion. The Congressman, along with representatives from other lakefront states sent a letter to Senate Majority Leader Mitch McConnell and Speaker of the House Nancy Pelosi asking for federal aid. Given the pandemic, the City is not confident this is a priority.

The City has been in contact with lakefront property owners asking them to identify the scope and costs of erosion control work and to apply for temporary shoreline permits. Our Economic Development team will assist in this effort. This information is required to identify the funding sources for the special assessments.

The City is seeing continued economic growth with four projects planned or underway along the SOM Center Road corridor with four new tenants in and near downtown and a renovation project in the Lakefront District. Witz End has utilized the façade improvement grant and Tom

Thielman and Councilman Woodin worked with Lost Nation Convenient to obtain grant money for their façade improvement.

Mr. Tomaselli asked why the City would be holding off on RFPs for the Union High School project since the current developer was having such an issue with funding and has been for months. He said that opening an RFP may actually light a fire under the current development team as well as showing good faith to the school board that some progress is being made. Mayor Fiala said that was indeed an option they would explore.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Bock – Mr. Tomaselli asked if the north end of Erie Street reconstruction was on schedule for mid-May. Mr. Bock reported it was scheduled to begin June 1st.

City Engineer Sayles – No report.

Fire Chief Ungar – No report.

Police Chief Schultz – Chief Schultz thanked Council for the three resolutions honoring the department's retirees and spoke briefly about each of their contributions to the department. Chief Schultz thanked the Mayor and Council for the opportunity to represent the department and the City and is looking forward to working with everyone.

Building Inspector Keller – No report. Councilman Tomaselli asked if Mr. Keller could look into the illegal parking of a commercial vehicle in his ward; Mr. Keller will investigate. Regarding the opening of downtown businesses, Councilman Kary asked Mr. Keller if he could reach out to the owners of the property where Westel's is located and make sure their documents are in order prior to their May 15th opening.

Parks & Recreation Director Banker – No report. Councilman Tomaselli asked about fireworks this summer. Ms. Banker said the City was waiting for further direction but said she didn't feel they would happen on July 4th but possibly another time. Regarding the opening of pools, Ms. Banker said Governor DeWine would be making an announcement on Thursday regarding pools, camps and summer activities. She said training is a three week process once a decision has been made regarding the pool opening. Pools may be open a little longer this summer as some fall sports at the high school level maybe restricted.

Finance Director Bosley – Reported the Riverside note sold at a good rate considering the timing; 2% compared to 2.5% last year and a net interest of 1.33. She said she will be taking part in her first rating agency call ahead of selling the Senior Center bonds. Councilman Tomaselli asked about court terminations benefit being paid out of the general special project fund. Law Director Lucas said under the Ohio Revised Code and interpretive case law, the purpose of the Court's Special Projects Fund permits this termination benefit to be paid from that specific Fund. The Law Department will further request that the Court journalize the expenditure and its purpose.

COUNCILMEN:

Mr. Woodin – Mr. Woodin thanked Chief Beckwith for his leadership and dedication to the City. He thanked Jim Sayles for his years of service to the City and welcomed the new City Engineer, Mr. Lannon. He thanked the Mayor for his continued diligence in trying to resolve the lakefront erosion issues.

Mr. Kary – Reported that residents are anxiously awaiting the repaving of Lakeshore Blvd. Mr. Kary reminded City Engineer Sayles and Tim Lannon from CT Consultants that the residents of North Bay are awaiting the meeting to finalize the plans for the Ward Creek Stormwater project. He congratulated Patrolman Scott, Detective Stewart, Chief Beckwith and City Engineer Jim Sayles.

Mr. Tomaselli – No report.

Mr. Anderson – No report.

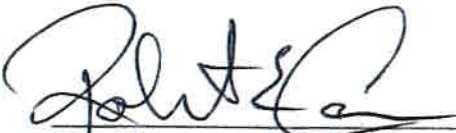
Mr. Garry – No report.



Ms. McNeill – Ms. McNeill said that a tree had recently been dedicated to Don Lewis for his many years of service on the Shade Tree Commission. Ms. McNeill asked Mr. Keller if there were penalties if a construction project doesn't start or isn't finished in a timely manner. Mr. Keller said currently there is no penalty.

Mr. Carr – No report.

The Regular Council Meeting adjourned at 9:17 p.m.

Date approved 6/9/2020


Robert E. Carr, President


Clerk of Council

Robert A. Fiala, Mayor