

**MINUTES
REGULAR COUNCIL MEETING**

7:00 p.m.

January 2, 2024

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on December 29, 2023.

ROLL CALL

Council Members Present: Anderson, Carr, Garry, Kary, Sievers and Tomaselli

Absent: Councilman Merhar

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

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

Roll Call 6 yes
 0 no

Motion carried 6 to 0

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

Swearing In – The Honorable Judge Marisa Cornachio swore Councilmen Anderson, Carr, Garry, Kary, Tomaselli and Councilwoman Sievers.

ORGANIZATIONAL BUSINESS

COUNCIL PRESIDENT

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

Roll Call: 6 yes
 0 no

Motion carried 6 to 0

There were no other nominations.

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

Roll Call: 6 yes
 0 no

Motion carried 6 to 0

COUNCIL VICE PRESIDENT

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

Roll Call: 6 yes
 0 no

Motion carried 6 to 0

There were no other nominations.

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

Roll Call: 6 yes
0 no

Motion carried 6 to 0

PLANNING COMMISSION MEMBER FROM COUNCIL

Motion made and seconded to nominate Councilman Kary to be the Council representative on the Planning Commission.

Roll Call: 6 yes
0 no

Motion carried 6 to 0

There were no other nominations.

Motion made and seconded to elect Ken Kary to be the Council representative on the Planning Commission.

Roll Call: 6 yes
0 no

Motion carried 6 to 0

COUNCIL CLERK

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

Roll Call: 6 yes
0 no

Motion carried 6 to 0

DEPUTY COUNCIL CLERK

Motion made and seconded to appoint Cheri Lory as Deputy Council Clerk.

Roll Call: 6 yes
0 no

Motion carried 6 to 0

COUNCIL APPOINTMENTS

Motion made and seconded to appoint Councilmen Bob Carr and Daniel Anderson to the Volunteer Firefighters' Dependents Fund Board.

Roll Call: 6 yes
0 no

Motion carried 6 to 0

Motion made and seconded to appoint Councilmen John Tomaselli and Ken Kary to the Volunteer Peace Officers Dependents Fund.

Roll Call: 6 yes
0 no

Motion carried 6 to 0

Motion made and seconded to appoint Paul Korst and Birkett Gibson to the Income Tax Board of Review.

Roll Call: 6 yes
0 no

Motion carried 6 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 - Mike Maniche
- Design Review Board - Paul Garcia and Adam Brown
- Board of Building Code Appeals - Jay Byram
- Sign Review Board - Tara Ward

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

Roll Call: 6 yes
0 no

Motion carried 6 to 0

STANDING AND REGULAR COMMITTEE REPORTS – Council President Carr stated the committee assignments will be finalized prior to the next Council meeting. He asked Council to reach out to him regarding any requested committee changes.

CORRESPONDENCE: Clerk Novak read a request from the Ohio Division of Liquor Control for a transfer from Lost Nation Sports Park LLC, 38630 Jet Center Drive & Patio, Willoughby, Ohio, 44094 to Club Lounge LLC, dba The Club Lounge, 38630 Jet Center Drive & Patio, Willoughby, Ohio, 44094. There were no objections.

PUBLIC PORTION: No one spoke.

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:

ORDINANCE NO. 2023-146 - Tabled

An ordinance agreeing to change portions of the boundary of the City of Willoughby with the Village of Waite Hill, and superseding Ordinance No. 2023-6.

NEW BUSINESS:

ORDINANCE NO. 2024-1

An ordinance authorizing the Mayor to enter into an Environmental Covenant with the Ohio Department of Natural Resources on a portion of Permanent Parcel No. 27A0190000010, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2024-1 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Ordinance No. 2024-1.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

ORDINANCE NO. 2024-2

An ordinance authorizing the Mayor to enter into an Environmental Covenant with the Ohio Department of Natural Resources on a portion of Permanent Parcel No. 27A020C000160, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2024-2 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Ordinance No. 2024-2.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-3

A resolution approving Change Order No. 2-Final in the 2023 Concrete Pavement Slab Replacement Project with T.C. 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. 2024-3 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-3.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-4

A resolution approving Change Order No. 1-Final in the 2023 Pavement Marking Project Contract with J.D. Striping & Services, Inc., and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-4 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-4.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-5

A resolution approving Change Order No. 1 in the Water Pollution Control Loan Fund (WPCLF) Contract for the Meadowlands Basin Outlet Improvements Project, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-5 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-5.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-6

A resolution requesting the Lake County Auditor to make advance payments of taxes to 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. 2024-6 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-6.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-7

A resolution establishing a Special Revenue Fund titled, Safety Tax Levy Fund, Fund No. 2250, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-7 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-7.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-8

A resolution authorizing the Mayor to enter into an agreement with Motorola Solutions, Inc. through Ohio State Term Schedule #573077-0, necessary to the purchase of Motorola Console Equipment and Services to be used for the Willoughby Police Department, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-8 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-8.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-9

A resolution authorizing the Mayor to enter into an agreement with Motorola Solutions, Inc. through Ohio State Term Schedule #573077-0, necessary to the purchase of Motorola VESTA 911 Equipment and Services to be used for the Willoughby Police Department, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-9 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2024-9.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

MAYOR’S REPORT – No report.

DIRECTOR’S REPORTS

Law Director Lucas – No report.

Service Director Palmisano – Mr. Palmisano reported that temporary shifts are in place for the snow plowing season.

City Engineer Lannon – No report.

Fire Chief Ungar – No report.

Police Chief Schultz – Chief Schultz thanked Council for the passage of Resolution Nos. 2024-8 and 2024-9. He thanked Clerk Novak for her work on the Volunteer Peace Officers Volunteer Fund Board. Chief Schultz reported on an incident that took place in October, 2023. During the incident, Patrol Officer Stacey Wright, who has advanced medical training was able to stabilize a wound suffered by a male. Ms. Wright will be receiving her second life saving award from the Lake County Chief's Association. Officers Taylor Zana, Kyle Bucher, Kyle Dunphy and Sgt. Neath were also on scene that night and provided medical assistance. Dispatch personnel also provided information to the officers.

Chief Building and Zoning Inspector Puskas – Absent.

Parks & Recreation Director Keller – Ms. Keller reported that the Downtown Bar and Restaurant Association is having their Fire and Ice event on Saturday, January 13th from 12:00 p.m. until 7:00 p.m.

Finance Director Hoffman – Ms. Hoffman thanked Council for the passage of Resolution Nos. 2024-6 and 2024-7.

COUNCILMEN REPORTS

Ms. Sievers – No report.

Mr. Kary – Mr. Kary congratulated Bob Carr and John Tomaselli on being elected to Council President and Vice President. He congratulated Council on their reelection.

Mr. Tomaselli – Mr. Tomaselli thanked Council for their trust in voting him Council Vice President.

Mr. Merhar – Absent.

Mr. Garry – No report.



Mr. Anderson – No report.

Mr. Carr – Mr. Carr thanked Council for their trust and confidence in him on his election to Council President.

The Regular Council Meeting adjourned at 7:30 p.m.

Date approved 1/16/24


Robert E. Carr, President


Clerk of Council

Robert A. Fiala, Mayor