

**MINUTES
REGULAR COUNCIL MEETING**

7:09 p.m.

October 18, 2022

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on October 14, 2022.

ROLL CALL

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

Absent: Councilman Merhar

Others Present: Mayor Fiala, Law Director Lucas, Service Director Palmisano, City Engineer Lannon, Chief Building and Zoning Inspector Keller, Parks & Recreation Director Keller, Finance Director Bosley, 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 Councilman Garry.

Approval of Minutes

Motion made and seconded to approve the Regular Council Meeting Minutes of October 4, 2022.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to approve the Special Council Meeting Minutes of October 11, 2022.

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, Mr. Anderson – No report.

Environmental Planning Committee, Mr. Kary – No report.

Finance and Audit Committee, Mr. Tomaselli – No report.

Parks & Recreation Committee, Ms. Sievers – No report.

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Tomaselli – Reported there was a committee meeting this evening to give a status update regarding the purchase of the Meister Media building for the purpose of creating a Police Station.

Service Committee, Dan Anderson – No report.

WPCC Committee, Mr. Garry – No report.

Planning Commission, Mr. Kary – No report.

CORRESPONDENCE: No correspondence.

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. 2022-130 – Amended 10/4/22, 10/18/22, Second Reading
An ordinance amending Chapter 440 of the Codified Ordinances of the City of Willoughby, Ohio titled, “Commercial and Heavy Vehicles”; specifically, establishing Section 440.11 titled, “Local Residential Streets Without Sidewalks”.

Motion made and seconded to adopt Resolution No. 2022-130 as amended in the Second Reading dated 10/18/22.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

NEW BUSINESS:

RESOLUTION NO. 2022-132
A resolution authorizing the Mayor to enter into an agreement with The Western Reserve Land Conservancy for the purchase of real property, contingent upon the City receiving funding from grant sources; said real property located in the City of Willoughby, Lake County, Ohio, and further identified as Permanent Parcel Nos. 27A0310000010, 27A0260000040, 27A0260000050, 27A0260000060, 27A0200000090, 27A0200000100, 27A0200000110, and 27A0310000170, portions of Permanent Parcel No. 27A0310000020, and a portion of Permanent Parcel No. 27A0310000160, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2022-132 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2022-132.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2022-133

A resolution authorizing the Mayor to enter into a Service Fee Agreement with the Western Reserve Land Conservancy for services rendered in the Chagrin River Floodplain Restoration and Trail Connection Project, contingent upon the City receiving funding from grant sources, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2022-133 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2022-133.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2022-134

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 Kirtland Road (C.R. 513) between just west of Sherwin Road and the eastern Willoughby corporation limit 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. 2022-134 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2022-134.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2022-135

A resolution authorizing the Mayor to enter into a Memorandum of Understanding with the Board of Lake County Commissioners necessary to establish funding and reimbursement procedures 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. 2022-135 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made and seconded to adopt Resolution No. 2022-135.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

MAYOR’S REPORT – Mayor Fiala said the last Transportation for Livable Communities Initiative (TLCI) meeting for the Vine Street corridor project was last night in Willowick. The presentation included all the design schemes which were broken down into the three cities, Willowick, Eastlake and Willoughby into discreet portions and allocated costs associated for the improvements. One of the improvements includes murals under the Rt. 2 and railroad underpasses. He said the final report will be out soon and will be available for Council review. The American Planning Association’s Ohio has awarded the City one of three design awards for the state of Ohio. The City’s downtown commercial district was awarded for its historic downtown. Mayor Fiala said surveys for the summer concerts and one for the amphitheater project are on the City website.

DIRECTOR’S REPORTS

Law Director Lucas – No report. Mr. Carr asked about the status of the Residential Improvement District (RID) for Shepard’s Glen. Mr. Lucas said the City is trying to put in place restrictions on the homeowner’s association, which the developer is in full agreement with, but the legal counsel for the homeowner’s association feels the City is trampling on private property rights. This is holding up the plat that was amended. He feels there will be a resolution by the end of the week.

Service Director Palmisano – Mr. Palmisano reported the leaf truck will be out this week or the beginning of the following week depending on how many leaves are on tree lawns. Trucks are being outfitted in anticipation of future weather.

City Engineer Lannon – Mr. Lannon reported the concrete slab program will be starting soon; he is hoping it will be completed this year, but it is a \$400,000 project. Osborne Park pavement should receive its final coat this week. Mr. Carr asked about the Northeast Ohio Areawide Coordinating Agency’s (NOACA) shared use path on Rt. 91. Mr. Lannon said the City filed a notice with the Ohio Department of Transportation (ODOT) that the City is ready to start the project. There is \$1.8 million in federal funds which would require a match of about a half million in City funds, but he does not think that is enough money to build the trail from Pine Ridge Golf

Course to Rt. 20. There needs to be a discussion on the next step on how to complete the project.

Fire Chief Ungar – Absent.

Police Chief Schultz – Absent.

Building Inspector Keller – No report.

Parks & Recreation Director Keller – Ms. Keller reminded everyone that the Trick or Treat trail is this coming weekend at Osborne Park from 12 to 2:30 p.m.; please be there about 11:30 a.m. Pumpkin Chunkin’ takes place prior to that.

Finance Director Bosley – No report.

COUNCILMEN REPORTS

Ms. Sievers – No report.

Mr. Kary – No report.

Mr. Tomaselli – Mr. Tomaselli thanked Law Director Lucas for his help with the commercial truck legislation (Resolution No. 2022-130). He also thanked the Mayor for his help. He said his Ward meeting is October 25th in the basement of City Hall at 7:00 p.m.

Mr. Merhar – Absent.

Mr. Garry – No report.

Mr. Anderson – No report.

Mr. Carr – No report.

The Regular Council Meeting adjourned at 7:39 p.m.

Date approved 11/15/22



Robert E. Carr, President



Clerk of Council



Robert A. Fiala, Mayor