

# MINUTES REGULAR COUNCIL MEETING

7:01 p.m.

April 16, 2024

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on April 12, 2024.

## ROLL CALL

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

**Others Present:** Mayor Fiala, Law Director Lucas, Service Director Palmisano, City Engineer Lannon, Fire Chief Ungar, Assistant Police Chief Tartaglia, Chief Building & Zoning Inspector Puskas, Parks & Recreation Director Keller, Finance Director Hoffman, Clerk Novak

The meeting was led in Prayer and Pledge of Allegiance by Councilman Kary.

## Approval of Minutes

Motion made by Mr. Anderson and seconded by Mr. Garry to approve the Regular Council Meeting Minutes of April 2, 2024.

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, Mr. Anderson – No report.

Environmental Planning Committee, Mr. Kary – Reported the committee met this evening to address EAS #2-1-24, EAS #6-1-24 and EAS #7-2-24.

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

Parks & Recreation Committee, Ms. Sievers – No report. Ms. Sievers noted there was a meeting regarding Osborne Park at 6:30 p.m. tomorrow night at the Senior Center.

Personnel Committee, Mr. Anderson – No report.

Safety Committee, Mr. Tomaselli – No report.

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 by Mr. Tomaselli and seconded by Ms. Sievers that all ordinances and resolutions be read by caption only with the exception of Ordinance No. 2024-52 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 excepting Ordinance No. 2024-52.**

Roll Call      7 yes  
                    0 no

Motion carried 7 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.**

**ORDINANCE NO. 2024-41 – Third Reading**

**An ordinance amending Chapters 1103, 1141, and 1155 of the Codified Ordinances of the City of Willoughby, Ohio, titled, “Definitions”, “Business Districts”, and “Use Specific Regulations”, respectively.**

Motion made by Mr. Kary and seconded by Mr. Anderson to adopt Ordinance No. 2024-41.

Roll Call      7 yes  
                    0 no

Motion carried 7 to 0

**ORDINANCE NO. 2024-42 – Third Reading**

**An ordinance amending Chapters 1103, 1141, and 1155 of the Codified Ordinances of the City of Willoughby, Ohio, titled, “Definitions”, “Business Districts”, and “Use Specific Regulations”, respectively.**

Motion made by Mr. Kary and seconded by Mr. Merhar to adopt Ordinance No. 2024-42.

Roll Call      7 yes  
                    0 no

Motion carried 7 to 0

**NEW BUSINESS:**

**ORDINANCE NO. 2024-50**

**An ordinance accepting the final plat for Andrews Ridge Phase 2 Subdivision and declaring an emergency.**

Motion made by Mr. Tomaselli and seconded by Ms. Sievers that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2024-50 be declared an emergency measure.

Roll Call 7 yes  
0 no

Motion carried 7 to 0

Motion made by Mr. Tomaselli and seconded by Ms. Sievers to adopt Ordinance No. 2024-50.

Roll Call 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2024-51**

**A resolution authorizing the Director of Finance to transfer funds from the General Fund to various other funds, and declaring an emergency.**

Motion made by Mr. Garry and seconded by Mr. Tomaselli that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-51 be declared an emergency measure.

Roll Call 7 yes  
0 no

Motion carried 7 to 0

Motion made by Mr. Garry and seconded by Mr. Tomaselli to adopt Resolution No. 2024-51.

Roll Call 7 yes  
0 no

Motion carried 7 to 0

**ORDINANCE NO. 2024-52 – First Reading**

**An ordinance declaring 100% of the improvements to certain parcels of real property to be a public purpose, describing the public 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 Willoughby Union Realty, LLC Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments and related matters, and declaring an emergency.**

**RESOLUTION NO. 2024-53**

**A resolution approving EAS #2-1-24 for construction of a credit union with drive thru located at 37203 Euclid Avenue (Cardinal Community Credit Union).**

Motion made by Mr. Kary and seconded by Mr. Garry to adopt Resolution No. 2024-53.

Roll Call 7 yes  
0 no

Motion carried 7 to 0

**RESOLUTION NO. 2024-54**

**A resolution approving EAS #6-1-24 for the construction of one hundred twenty-eight (128) townhomes consisting of thirty-one (31) fourplexes and two (2) duplexes, and a clubhouse located on Kirtland Road (Everett Woods).**

Motion made by Mr. Kary and seconded by Ms. Sievers to adopt Resolution No. 2024-54.

Roll Call      7 yes  
                  0 no

Motion carried 7 to 0

**RESOLUTION NO. 2024-55**

**A resolution approving EAS #7-2-24 for construction of two (2) outdoor dining terraces and a gas firepit for the existing building located at 37819 Euclid Avenue (Julia’s 1902).**

Motion made by Mr. Kary and seconded by Mr. Merhar to adopt Resolution No. 2024-55.

Roll Call      7 yes  
                  0 no

Motion carried 7 to 0

**RESOLUTION NO. 2024-56**

**A resolution amending the meeting schedule of Council for the months of June, July, August, and September, 2024.**

Motion made by Mr. Anderson and seconded by Mr. Merhar to adopt Resolution No. 2024-56.

Roll Call      7 yes  
                  0 no

Motion carried 7 to 0

**MAYOR’S REPORT** – Mayor Fiala thanked Judean Keller, the Police and Fire Departments, the Service Department and the Parks and Recreation Department for their efforts surrounding the solar eclipse. He stated Judean did a great job putting the day together with a great crowd.

**DIRECTOR’S REPORTS**

**Law Director Lucas** – No report.

**Service Director Palmisano** – No report.

**City Engineer Lannon** – No report. Mr. Carr asked how the bidding was coming along for the SOM Center Road sidewalks. Mr. Lannon stated there is a resident who has concerns about a fence that is in the right-of-way so that has to be dealt with first.

**Fire Chief Ungar** – No report.

**Assistant Police Chief Tartaglia** – No report.

**Chief Building and Zoning Inspector Puskas** – No report.

**Parks & Recreation Director Keller** – Ms. Keller stated there will be tree planting on Monday, April 22<sup>nd</sup> at Daniel’s Park from 9 a.m. until 1 p.m. for Earth Day.

**Finance Director Hoffman** – No report.

**COUNCILMEN REPORTS**

**Ms. Sievers** – No report.

**Mr. Kary** – Mr. Kary

**Mr. Tomaselli** – No report.

**Mr. Merhar** – No report.

**Mr. Garry** – No report.



**Mr. Anderson** – No report.

**Mr. Carr** – No report.

*The Regular Council Meeting adjourned at 7:31 p.m.*

Date approved 5/10/24

  
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Robert E. Carr, President

  
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Clerk of Council  
  
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Robert A. Fiala, Mayor