

MINUTES REGULAR COUNCIL MEETING

7:06p.m.

August 13, 2024

Pursuant to Codified Ordinance Chapter 107 and ORC Section 121.22, notice of the following meeting was given on August 9, 2024.

ROLL CALL

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

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

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

Approval of Minutes

Motion made by Mr. Anderson and seconded by Mr. Garry to approve the Regular Council Meeting Minutes of July 9, 2024.

Roll Call 7 yes
 0 no

Motion carried 7 to 0

ORGANIZATIONAL BUSINESS:

Board and Commission Members

Mayor Fiala has appointed Nichole Chapman to the Design Review Board. Mayor Fiala stated Ms. Chapman owns a historic building in downtown and is very active in the community; he feels she will bring a lot of knowledge to the board.

Motion made by Mr. Anderson and seconded by Mr. Merhar to confirm the appointment of Nichole Chapman to the Design Review Board.

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 there was a committee meeting to discuss the project that is taking place on Hodgson Road.

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 – No report.

Service Committee, Dan Anderson – No report.

WPCC Committee, Mr. Garry – No report.

Planning Commission, Mr. Kary – No report.

CORRESPONDENCE: Clerk Novak read a request from the Ohio Division of Liquor Control for a stock transfer for D & S Tavern Inc., dba Lakeshore Lounge Patio & Deck, 38770 Lakeshore Blvd., Willoughby, Ohio 44094. There were no objections.

PUBLIC HEARING:

Clerk Novak read the legal notice for the public hearing to be held tonight on proposed text amendments (see attached).

Those Speaking in Favor – No one spoke.

Those Speaking in Opposition – No one spoke.

PUBLIC PORTION: No one spoke.

Motion made by Mr. Tomaselli and seconded by Mr. Merhar 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

NEW BUSINESS:

ORDINANCE NO. 2024-83

An ordinance amending Chapter 1131 of the Codified Ordinances of the City of Willoughby, Ohio, titled “One-Family Residential Districts”; specifically, Section 1131.10, titled, “Accessory Buildings and Uses”.

Motion made by Mr. Anderson and seconded by Mr. Garry to adopt Ordinance No. 2024-83.

Roll Call 6 yes
 1 no (Tomaselli)

Motion carried 6 to 0

Councilman Anderson was excused from the meeting at this time (7:15 p.m.)

RESOLUTION NO. 2024-84

A resolution authorizing the Mayor to enter into a contract from Industrial Surface Sealer, Inc. in the amount of \$49,500 for the application of resurfacer to the Osborne Park Pickleball Courts, and declaring an emergency.

Motion made by Ms. Sievers and seconded by Mr. Kary that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-84 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Ms. Sievers and seconded by Mr. Kary to adopt Resolution No. 2024-84.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-85

A resolution approving the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances of the City of Willoughby, Ohio, and declaring an emergency.

Motion made by Mr. Merhar and seconded by Mr. Kary that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-85 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Mr. Merhar and seconded by Mr. Kary to adopt Resolution No. 2024-85.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-86

A resolution authorizing the Mayor to enter into a contract with Cole Burton Contractors, LLC in the amount of \$987,000 for implementation of the 2024 Pavement Repair Program, and declaring an emergency.

Motion made by Mr. Tomaselli and seconded by Mr. Gary that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-86 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Mr. Tomaselli and seconded by Mr. Gary to adopt Resolution No. 2024-86.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-87

A resolution authorizing the Mayor to enter into a contract with J.D. Striping & Services, Inc. in the amount of \$114,498 for the 2024 Highway Pavement Marking Project, and declaring an emergency.

Motion made by Mr. Gary and seconded by Mr. Tomaselli that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-87 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Mr. Gary and seconded by Mr. Tomaselli to adopt Resolution No. 2024-87.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-88

A resolution authorizing the Mayor to apply for and enter into a contract with the Ohio Public Works Commission (OPWC) Round 39, for funds necessary to the SR-84 Slope Stabilization Project, and declaring an emergency.

Motion made by Mr. Merhar and seconded by Mr. Garry that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-88 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Mr. Merhar and seconded by Mr. Garry to adopt Resolution No. 2024-88.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-89

A resolution declaring it necessary to improve the streets and public thoroughfares of the City of Willoughby, Ohio, within the termini designated herein, by supplying said streets and public thoroughfares with street lighting, and declaring an emergency.

Motion made by Ms. Sievers and seconded by Mr. Kary that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-89 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Ms. Sievers and seconded by Mr. Kary to adopt Resolution No. 2024-89.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-90

A resolution amending Resolution No. 2024-39 to provide for current expenses and other expenditures of the City of Willoughby, Ohio, during the period ending December 30, 2024, and declaring an emergency.

Motion made by Mr. Tomaselli and seconded by Mr. Garry that the rules of Council requiring three separate readings be suspended and that Resolution No. 2024-90 be declared an emergency measure.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

Motion made by Mr. Tomaselli and seconded by Mr. Garry to adopt Resolution No. 2024-90.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

RESOLUTION NO. 2024-91

A resolution approving EAS #15-10-23(b) for the construction of a subdivision consisting of twelve (12) single family homes located on the north side of Hodgson Road (Williams Glen).

Motion made by Mr. Kary and seconded by Mr. Tomaselli to adopt Resolution No. 2024-91.

Roll Call 6 yes
 0 no

Motion carried 6 to 0

MAYOR'S REPORT – Mayor Fiala thanked Council for reconsidering the text amendments to Chapter 1131. Mr. Carr asked what the current status is concerning the 911 (PSAP) systems in Lake County. Mayor Fiala stated that Eastlake and Kirtland need to pass resolutions; once that is done the meetings will commence.

DIRECTOR'S REPORTS

Law Director Lucas – No report.

Service Director Palmisano – Mr. Palmisano stated Dispatch, the Police and Fire Departments and the Service Department did an incredible job last Tuesday responding to the storm. He stated the majority of the hazards were stabilized that evening. He stated the in-house paving projects have been put on hold due to storm clean up. Mayor Fiala stated he received a call from Mayor Vanni of Willowick who stated our Fire Department responded to fires in their community while responding to the rain event in our City; he complimented Chief Ungar.

City Engineer Lannon – No report.

Fire Chief Ungar – No report. (Chief Ungar left the meeting due to an emergency.)

Assistant Police Chief Tartaglia – Chief Tartaglia thanked the Service Department and Fire Department for their assistance the night of the storm last Tuesday.

Chief Building and Zoning Inspector Keller – No report.

Parks & Recreation Director Keller – Ms. Keller thanked Council for the passage of Resolution No. 2024-84. The second master plan meeting for the Euclid Avenue pool was held; two different ideas were discussed. One plan includes the current Police Station property and one did not. Three residents are on the committee and she feels they are in favor of selling the property. Demolition pricing as well as pricing for fixing the pool is being done. The next meeting is Monday, October 19th. She stated she was hoping to come to Council in October to present ideas.

Finance Director Hoffman – Ms. Hoffman thanked Council for the passage of Resolution Nos. 2024-81 and 2024-90.

COUNCILMEN REPORTS

Ms. Sievers – Ms. Sievers stated the final concert is tomorrow night at Osborne Park at 6:30 p.m. She gave kudos to Ms. Keller for the work on the pickleball courts.

Mr. Kary – No report.

Mr. Tomaselli – No report.

Mr. Merhar – No report.

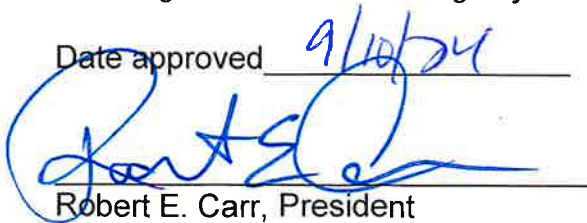
Mr. Garry – No report.



Mr. Anderson – Absent (left meeting early).

Mr. Carr – Mr. Carr reminded everyone there will be one meeting in September on September 10th.

The Regular Council Meeting adjourned at 7:33 p.m.

Date approved 9/10/24


Robert E. Carr, President


Clerk of Council

Robert A. Fiala, Mayor

LEGAL NOTICE

Pursuant to Chapter 1115.03(f) of the Codified Ordinances of the City of Willoughby, Ohio notice is hereby given of a Public Hearing to be held by the Council on Tuesday, August 13, 2024 at 7:10 p.m. in the Municipal Building, One Public Square, Willoughby, Ohio.

Said hearing will be held on the following proposed text changes to the Planning and Zoning Code:

Amend Chapter 1131 of the Codified Ordinances of the City of Willoughby, Ohio, titled, "One-Family Residential Districts", specifically Section 1131.10 titled "Accessory Buildings and Uses" amending the square footage of accessory buildings, the requirements for a fence, wall or hedge on a corner lot, and prohibiting "stockade" type fences.

BY ORDER OF THE COUNCIL OF THE CITY OF WILLOUGHBY

Alisa Novak
Clerk of Council

Publish: July 26, 2024