

President of Council
CHRISTOPHER HALLUM

Vice President of Council
MICHAEL KLINE

Council Clerk
KAREN MEHOLLIN

City of Willoughby Hills

Council
JULIE A. BELICH
JOE JARMUSZKIEWICZ
DANIEL KNECHT
VICKI MILLER
TANYA TAYLOR DRAPER

Agenda

Regular Meeting of Council January 13, 2022

Regular Meeting of Council Called to Order

7:00 p.m. Call to Order

Cell Phone Reminder to Turn off Devices

Pledge of Allegiance

PRESENTATION OF MAYORAL PROCLAMATION AND COUNCIL RESOLUTION 2021-020 TO MARK RADEBAUGH FOR RESCUING HIS CO-WORKER, MATTHEW KAHLEY, ON OCTOBER 4, 2021.

Roll Call of Council

Members Present: Councilwoman Julie Belich, Council President Christopher Hallum, Councilman Joe Jarmuszkiewicz, Council Vice President Michael Kline, Councilman Dan Knecht, Councilwoman Vicki Miller, and Councilwoman Tanya Taylor Draper.

Also Present: Mayor Andy Gardner, Law Director Michael C. Lucas, Finance Director Frank J. Brichacek, Jr., and City Engineer Pietro A. DiFranco.

DISPOSITION OF THE JOURNAL

Approval of the December 9, 2021 Regular Council Meeting minutes.

COUNCIL CORRESPONDENCE AND MISCELLANEOUS REPORTS

12/9/21 email from PC-ABR, re: WH PCABR Meeting 12/16/21 – CANCELED.

12/9/21 email from Nathalie De Gracia, re: Mental Health Resource Suggestion.

12/9/21 email from Gloria Majeski, re: Backpack found in Council Chambers.

12/9/21 email from Patty Fulop, re: September Economic Dashboard and September & October Unemployment.

12/10/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.
12/10/21 email from Jacob Dowling, re: FY23-24 Capital Budget.
12/10/21 email from Gloria Majeski, re: Signed Ordinance 2021-058.
12/10/21 email from newsletter, re: City E-newsletter.
12/10/21 email from Gloria Majeski, re: Signed Ordinance and agreement for 2022-2024 Central Dispatch & Communication Svs.
12/10/21 email from Council Clerk, re: Ordinance 2021-068 Exh A Signed Contract.
12/10/21 email from Gloria Majeski, re: Signed Final Resolution – Chardon Road ODOT Project.
12/10/21 email from Pietro DiFranco, re: Ordinance 2021-068 Exh A Signed Contract.
12/10/21 email from Council Clerk, re: Signatures.
12/10/21 email from Council Clerk, re: Ordinance 2021-068.
12/10/21 email from Frank Brichacek, re: Chardon Road Project Check.
12/10/21 email from Chris Hallum, re: Police operated photo enforcement.
12/10/21 email from Gloria Majeski, re: Ordinance 2021-058 Exhibit – signed.
12/10/21 email from Mayor Gardner, re: Chardon Road Project Check.
12/10/21 email from Gloria Majeski, re: Ordinance 2021-058 Exhibit – signed.
12/11/21 email from Council Clerk, re: Ordinance 2021-061 PD Central Dispatch Signed Contract.
12/11/21 email from Pietro DiFranco, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.
12/11/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.
12/11/21 email from newsletter, re: Road Closure – Eagle Road Bridge.
12/11/21 email from Gloria Majeski, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.
12/12/21 email from Pietro DiFranco, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.
12/12/21 email from newsletter, re: Eagle Road Bridge has re-opened!
12/13/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.
12/13/21 email from Gloria Majeski, re: Codification.
12/13/21 email from Mayor Gardner, re: Codification.
12/13/21 email from Frank Brichacek, re: Codification.
12/13/21 email from Gloria Majeski, re: CUY/LAK-TSG-FY2021 – Cuyahoga County Noise Ordinance Waiver Request for City of Willoughby Hills.
12/13/21 email from Chris Hallum, re: Codification.
12/14/21 email from Paul Matias, re: Photo Enforcement Program.
12/14/21 email from PC-ABR, re: WH Master Plan – Meeting/Discussion with Dave Radachy.
12/14/21 email from PC-ABR, re: Master Plan Issues.
12/15/21 email from Chris Hallum, re: City of Willoughby Hills and Evolve.
12/16/21 email from David Radachy, re: Master Plan Key Issues.
12/16/21 email from Frank Brichacek, re: Donation Acceptance Swagelock Foundation.
12/16/21 email from Gloria Majeski, re: Fully executed copy of Lake County Dispatch Contract 1/1/22-12/31/24.
12/16/21 email from Frank Brichacek, re: Donation Acceptance Swagelock Foundation – corrected.

12/17/21 email from Pietro DiFranco, re: PID 1125003 LAK US 006 02.60; Willoughby Hills; Final Legislation & Invoice.

12/17/21 email from newsletter, re: City E-Newsletter.

12/17/21 email from The Ohio Municipal League, re: Legislative Bulletin.

12/17/21 email from Gloria Majeski, re: Procedure for new copier/printer lease for WHFD.

12/21/21 email from BZA, re: WH BZA Meeting 1/11/2022 Tuesday.

12/12/21 email from Stephanie Kellner, re: Proof.

12/23/21 email from newsletter, re: Holiday Parade Questions.

12/23/21 email from Gloria Majeski, re: Organizational Meeting Agenda UPDATE.

12/27/21 email from BZA, re: 2022 BZA Meeting Schedules.

12/27/21 email from Mike Kline, re: Organizational Meeting Agenda 01/03/21.

12/28/21 email from Mike Kline, re: Organizational Meeting Agenda 01/03/21.

12/28/21 email from Gloria Majeski, re: New Council Rep – Vicki Miller.

12/28/21 email from Council Clerk, re: Swearing In Ceremony.

12/29/21 email from Gloria Majeski, re: O’Ryan Room setup for 1/1/22.

12/29/21 email from Frank Cihula, re: 2022 BZA Meeting Schedules.

12/30/21 email from newsletter, re: City E-Newsletter.

12/30/21 email from Council Clerk, re: Swearing In Oath for Saturday.

12/30/21 email from Gloria Majeski, re: Resumes for 2021 Council District 1 seat.

12/30/21 email from Michael Lucas, re: Resolution No. 2022-Opioid Settlement Legislation.

12/30/21 email from Gloria Majeski, re: Council Oath of Office Ceremony on 1/1/22 – FB Live.

12/31/21 email from Nancy Fellows, re: Last date of service.

01/03/22 email from John Nader, re: New Council Rep – Vicki Miller.

01/03/22 email from PC-ABR, re: PCABR Meeting 1/6/22 Thursday – 7:00pm.

01/03/22 email from Vicki Miller, re: Charter.

01/04/22 email from Council Clerk, re: Mailbox Keys.

01/04/22 email from Gloria Majeski, re: Contract Update.

01/04/22 email from Gloria Majeski, re: Stationery and envelopes.

01/04/22 email from Gloria Majeski, re: Council Retreat.

01/05/22 email from Gloria Majeski, re: Proclamation/Council Recognition for Mark Radebaugh.

01/05/22 email from Council Clerk, re: Mayor’s Retreat Agenda – DRAFT.

01/05/22 email from Gloria Majeski, re: Contract Economic Development.

01/05/22 email from Gloria Majeski, re: Question Sheet for Retreat.

01/05/22 email from Gloria Majeski, re: AV assistance.

01/06/22 email from Gloria Majeski, re: 2022 Street Rehab Engineering Ordinance.

01/06/22 email from Pietro DiFranco, re: Ord 2006-35 – Ch. 1105 – Current Zoning Map.

01/06/22 email from Gloria Majeski, re: Analysis of Dispatch Services – 2018 to proposed 2024.

01/06/22 email from Pietro DiFranco, re: Ord 2006-35 – Ch. 1105 – Current Zoning Map.

01/06/22 email from Council Clerk, re: Legislation for Regular Council Meeting 01.13.22

01/06/22 email from Council Clerk, re: Legislation and Working Committee Agenda for next week.

01/06/22 email from Council Clerk, re: Updated Council Policies and Seating.

01/06/22 email from Gloria Majeski, re: Legislation and Working Committee Agenda for next week.

01/07/22 email from newsletter, re: City E-Newsletter.

01/07/22 email from Gloria Majeski, re: Cleveland Metroparks Deer Management Program.
01/07/22 email from Gloria Majeski, re: Income Tax Board of Review candidates.
01/07/22 email from Gloria Majeski, re: Bowen & Associates, Inc. contract for City Engineering Services – Ordinance 2018-44.
01/07/22 email from Gloria Majeski, re: Ordinance 2018-44 – 48 mos vs. 36 mos.
01/07/22 email from BZA, re: WH BZA Meeting changed to 2/8/22 Tuesday at 8:00 pm.
01/10/22 email from Council Clerk, re: Keys and Codified Ordinances.
01/10/22 email from Mayor Gardner, re: Vet Rehab Revenue Sharing Agreement.
01/10/22 email from Michael Lucas, re: Ordinance and Exhibit.
01/11/22 email from Pietro DiFranco, re: Bowen Proposal – 2022 Sewer Rehab.
01/11/22 email from Gloria Majeski, re: Willoughby Hills Service Department; Kevin Trepal.

PUBLIC PORTION #1 – An opportunity for the public to address Council concerning anything pertaining to tonight’s agenda

Section 107.08 – Public Meetings of Municipal Bodies of the Codified Ordinances of the City of Willoughby Hills: (a) All meetings of any municipal body are declared to be public meetings open to the public at all times. All meetings shall provide a reasonable opportunity to hear public opinion.

MAYOR’S REPORT – Mayor Andy Gardner

LAW DIRECTOR’S REPORT - Attorney Michael C. Lucas

FINANCE DIRECTOR’S REPORT – Finance Director Frank J. Brichacek, Jr.

CITY ENGINEER’S REPORT - Pietro A. DiFranco, P.E.

COMMITTEE REPORTS:

Business Subcommittee: Chairman, Vice Chairman Kline

Rules & Legislation: Chairman, Council President Hallum

Working Committee of Council: Chairman, Council President Hallum

BOARDS & COMMISSIONS REPORTS:

Planning & Zoning and Architectural Board of Review

Representative, Councilwoman Taylor Draper

Recreation Commission

Representative, Councilman Jarmuszkiewicz

UNFINISHED BUSINESS:

LEGISLATION:

ORDINANCE 2021-060 – SECOND READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS, THE BOARD OF EDUCATION OF THE WILLOUGHBY-EASTLAKE CITY SCHOOL DISTRICT, CLEVELAND VETERINARY REHABILITATION LLC, AND CVR HOLDINGS LLC AUTHORIZING GENERAL COMPENSATION AND INCOME TAX REVENUE SHARING ON NEW MUNICIPAL INCOME TAX REVENUES RELATING TO CVR'S COMMUNITY REINVESTMENT AREA PROJECT IN THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

ORDINANCE 2021-065 – SECOND READING

AN ORDINANCE ADOPTING PERMANENT APPROPRIATIONS NECESSARY TO MAINTAIN CITY SERVICES FOR THE FISCAL PERIOD BEGINNING JANUARY 1ST THROUGH DECEMBER 31ST OF 2022; REPEALING ALL LEGISLATION INCONSISTENT HEREWITH.

ORDINANCE 2022-001 – FIRST READING

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF ENGINEERING FEES ASSOCIATED WITH THE 2022 STREET REHABILITATION PROGRAM SPECIFICALLY FOR RESURFACING LEGEND LANE AND ASPHALT REJUVENATION OF ROCKEFELLER RD (SOUTH OF CHARDON RD) AND STREETS RESURFACED IN 2021 AND DECLARING AN EMERGENCY.

ORDINANCE 2022-002 – FIRST READING

AN ORDINANCE REPLACING EXISTING CHAPTER 1369 EROSION AND SEDIMENT CONTROL OF THE BUILDING CODE WITH NEW CHAPTER 1369 EROSION AND SEDIMENT CONTROL TO MEET NEW AND UPDATED REQUIREMENTS OF THE OHIO EPA ASSOCIATED WITH NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM REQUIREMENTS AND REPEALING ANY CONFLICTING LEGISLATION.

ORDINANCE 2022-003 – FIRST READING

AN ORDINANCE REPLACING EXISTING CHAPTER 1367 COMPREHENSIVE STORMWATER MANAGEMENT OF THE BUILDING CODE WITH NEW CHAPTER 1367 COMPREHENSIVE STORMWATER MANAGEMENT TO MEET NEW AND UPDATED REQUIREMENTS OF THE OHIO EPA ASSOCIATED WITH NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM REQUIREMENTS AND REPEALING ANY CONFLICTING LEGISLATION.

ORDINANCE 2022-004 – FIRST READING

AN ORDINANCE AUTHORIZING THE TEMPORARY ENFORCEMENT ABEYANCE OF THE CITY OF WILLOUGHBY HILLS CODIFIED ORDINANCE CHAPTER 1103.02 – DEFINITIONS AND CHAPTER 1137.02 (d) - COMMERCIAL ZONING DISTRICT DURING THE CURRENT RESURGENCE OF COVID-19 PANDEMIC IN THE OMICRON VARIANT FOR A PERIOD OF TIME NOT TO EXCEED TWO (2) YEARS.

ORDINANCE 2022-005 – FIRST READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS, OHIO AND RICHARD L. BOWEN + ASSOCIATES, INC. FOR CITY ENGINEERING SERVICES AND REPEALING CONFLICTING LEGISLATION.

RESOLUTION 2022-001 – FIRST READING

A RESOLUTION RECOGNIZING DAVIS & YOUNG, A LEGAL PROFESSIONAL ASSOCIATION, FOR 100 YEARS OF SERVING GREATER CLEVELAND AND ITS NEIGHBORING COMMUNITIES UNDER THE LEADERSHIP WITNESSED THROUGH MANAGING PARTNERS, THOMAS W. WRIGHT AND DENNIS R. FOGARTY.

RESOLUTION 2022-002 – FIRST READING

A RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY.

NEW BUSINESS:

Motion to accept the donation of \$2,000 from the Swagelock Foundation (\$1,000 for Police Department use and \$1,000 Fire Department use).

Motion to amend current practice of seeking prior approval from Council for Grant submission due to necessity of online submission. Grant applicants shall advise Council upon submission.

Motion to go out to bid for road salt.

Motion to go out to bid for asphalt.

Motion to go out to bid for limestone.

PUBLIC PORTION #2 – – An opportunity for the public to address Council with any comments, issue or concern

Section 107.08 – Public Meetings of Municipal Bodies of the Codified Ordinances of the City of Willoughby Hills: (a) All meetings of any municipal body are declared to be public meetings open to the public at all times. All meetings shall provide a reasonable opportunity to hear public opinion.

FOR THE GOOD OF THE ORDER/FOR THE GOOD OF THE COMMUNITY

ADJOURNMENT