

President of Council
NANCY E. FELLOWS

Vice President of Council
JOHN PLECNIK

Clerk of Council
VICTORIA ANN SAVAGE

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
JENNIFER SOMMERS GREER
CHRISTOPHER HALLUM
JANET R. MAJKA

Agenda

Regular Meeting of Council January 12, 2017

7:00 p.m. Meeting of Council Called to Order

Pledge of Allegiance

Roll Call of Council

Members:

**Councilwoman Janet R. Majka, Vice President John Plecnik,
Councilman Christopher L. Biro, President Nancy E. Fellows,
Councilman David M. Fiebig, Councilwoman Jennifer Sommers Greer,
Councilman Christopher Hallum**

Others:

**Mayor Robert M. Weger, Law Director Thomas G. Lobe,
Finance Director Frank J. Brichacek, Jr., City Engineer Pietro A. DiFranco,
Clerk of Council Victoria Ann Savage**

Disposition of the Journal Regular Council Meeting Minutes of December 8, 2016

CORRESPONDENCE

Interoffice Memo of the Assistant Finance Director to Council re: New Hires (Emailed: December 14, 2016)

City Engineer's Report dated December 15, 2016 (Emailed: December 15, 2016)

City Engineer's Report dated January 5, 2017 (Emailed: January 5, 2017)

WH Community Rentals for December 2016 (Emailed: January 9, 2017)

Mayor's Court Monthly Statement to City Council of Fines and Other Monies Received or Collected for the month of December, 2016 (Emailed: January 4, 2017)

Email of Thomas Lobe to Council Office, Building Commissioner, City Engineer, dated January 6, 2017 re: State Preemption on Cell Towers – Cell Towers in ROW even in Residential zones without City Regulations (Emailed to the Members on January 6, 2017)

Email of Thomas Lobe to Council Office, Members of Council, Building Commissioner, City Engineer dated January 6, 2017 re: SB 331 Towers

Email of Thomas Marsh to Members of Council, dated January 9, 2017 (3:38pm) re: Counsel Meeting 1/12/16 Request for Town Hall Meeting

Email of Thomas Marsh to Members of Council, dated January 9, 2017 (3:48pm) re: Grange Open House and Plan for Council Meeting

Email of Thomas Marsh to Members of Council, Mayor's Assistant, dated January 9, 2017 (4:01pm) re: OH 317 Willoughby Hill/Clev-478

Information received from Thomas Marsh as provided to Members of Council and Council Office: (1) Colored Area Map of the Compound Area/Area of Direct Effects; Electronic Silent Spring/An Electronic Silent Spring – Facing the Dangers and Creating Safe Limits (2) Copy of Letter from CTL Engineering of Ohio, Inc., dated July 6, 2016 as received by Willoughby Hills Historical Society (Frank Cihula, Chair of WHHS) re: Construction of a Stealth Tree Type Tower and Equipment

Email from Thomas Marsh to Chris Galloway of Strategis, dated January 4, 2017 re: Grange OH 317

NOTE: On a monthly basis, the Finance Director provides a report of the City's financial activity to City Council. The purpose of this reporting practice is to make the City's finances as transparent as possible and to

keep the Council informed as to the City's financial activity. Financial Reports for 2014, 2015 and 2016 are posted on the City's Website

NOTIFICATIONS

Mayor's Retreat of December 14, 2016 (Emailed: December 7, 2016)

Planning & Zoning Commission and Architectural Board of Review Meeting of December 15, 2016 (Emailed: December 13, 2016)

CANCELLATION of the Regular Council Meeting of December 22, 2016 (Emailed: December 20, 2016)

Utilities Committee Meeting of December 28, 2016 (Emailed: December 19, 2016)

CANCELLATION of the Planning & Zoning Commission and Architectural Board of Review of January 5, 2017 (Emailed: January 4, 2016)

Recreation Commission Meeting of January 4, 2017 (Emailed: December 27, 2016)

Recreation Commission Subcommittee Meeting for the planning of the Willoughby Hills Eggstravaganza scheduled for January 9, 2017 (Emailed: December 27, 2016)

Rules and Legislation Committee of Council Meeting of January 9, 2017 (Emailed: December 28, 2016)

Recreation Commission Meeting to discuss marketing strategies scheduled for January 25, 2017 (Emailed: December 27, 2016)

Civil Service Commission Meeting of January 25, 2017 (Emailed: January 5, 2017)

Open House at The Grange scheduled for February 4, 2017 from 9:00am til Noon, sponsored by the neighbors of historic Maple Grove Grange.

MAYOR'S REPORT – Robert M. Weger

LAW DIRECTOR'S REPORT – Thomas G. Lobe

FINANCE DIRECTOR'S REPORT – Frank J. Brichacek, Jr.

CITY ENGINEER'S REPORT – Pietro A. DiFranco, P.E.

COMMITTEE REPORTS

Finance: All matters concerning and affecting revenues of the City including, but without limiting the generality of the foregoing, the receipt and expenditure of funds, salaries of City employees, budgetary matters, tax administration and policy and matters concerning Municipal indebtedness.

Chair: John Plecnik

Committee Members: Nancy E. Fellows, Jennifer Sommers Greer

Planning & Zoning: All matters concerning the Planning and Zoning of the City and the Chairman of the Committee shall be a Member of the City Planning and Zoning Commission.

Chair: Christopher Hallum

Committee Members: Christopher L. Biro, Jennifer Sommers Greer

Recreation: All matters concerning the development, maintenance and management of public playgrounds and public recreational activities in and for the City.

Chair: Jennifer Sommers Greer

Committee Members: Christopher L. Biro, Janet R. Majka

Rules and Legislation: All matters concerning the screening, coordination, form and substance of all proposed legislation and requests therefore, including coordination with the Law Department concerning the preparation of Ordinances and Resolutions and referral of legislation to Standing Committees or presentation to Council for consideration.

Chair: Nancy E. Fellows

Committee Members: Janet R. Majka, John Plecnik

Safety: All matters concerning the general safety of the inhabitants of and the property within the City including, but without limiting the generality of the foregoing, matters concerning the safety forces, equipment for safety forces, fire prevention matters and matters concerning regulation of conduct.

Chair: David M. Fiebig

Committee Members: Jennifer Sommers Greer, Janet R. Majka

Service: All matters pertaining to the services of the Department of Public Service such as maintenance and repair of streets and other public property.

Chair: Christopher L. Biro

Committee Members: Christopher Hallum, Janet R. Majka

Utilities: All matters concerning the installation, use and regulation of public utilities within the City.

Chair: Janet R. Majka

Committee Members: Christopher L. Biro, John Plecnik

Personnel Relations: There is hereby established a Personnel Relations Committee of Council which shall be a Standing Committee organized and chosen as provided herein, notwithstanding the provisions of Subsection (c)(1) hereof. Not later than January 31st, of each even numbered year, Council shall appoint a Personnel Relations Committee composed of such members as Council shall, by Motion determine. Persons not members of Council may be appointed to serve as members of the Personnel Relations Committee. The members of the Committee may be changed by Motion of Council from time to time as Council shall determine. Subject to the provisions of the City Charter, the Personnel Relations Committee of Council shall consider all legislation concerning relations with City Employees.

Chair: John Plecnik

Committee Members: Chris du Laney, Linda Fulton, Greg McCarthy

Working Committee of Council: the Working Committee of Council shall be comprised of all Members of Council. A meeting of the Working Committee of Council may be called, and shall be subject to, the provisions of Subsection (b) hereof. The Working Committee of Council shall determine its own rules. The Working Committee of Council may consider any matter referred to it by a majority of the Members of Council or by a majority of its Members.

Chair: Nancy E. Fellows, President of Council

OTHER COUNCIL REPRESENTATIVE REPORTS

PUBLIC PORTION

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.

UNFINISHED BUSINESS

LEGISLATION

ORDINANCE NO. 2016-58 – 3RD READING

AN ORDINANCE AMENDING PART ONE ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.01 – COMPENSATION OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-62 – 2ND READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE HEIGHTS-HILLCREST TECHNICAL RESCUE TEAM FOR SPECIAL RESCUE SERVICES; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 1

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION ON BEHALF OF THE SERGEANTS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 2

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION ON BEHALF OF THE PATROL OFFICERS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 3

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION ON BEHALF OF THE DISPATCHERS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 4

AN ORDINANCE REPEALING ORDINANCE NO. 1978-33 AND ENACTING IN LIEU THEREOF A NEW ORDINANCE AMENDING PART THREE – TRAFFIC CODE, TITLE SEVEN – PARKING, CHAPTER 351 – PARKING GENERALLY, SECTION 351.14 – OVERNIGHT PARKING OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 5

AN ORDINANCE DIRECTING THE MAYOR TO SIGN ANY AND ALL NECESSARY DOCUMENTS TO SECURE THE PURCHASE OF POLICE VEHICLES FOR BUDGET YEAR 2017 THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING AGREEMENT CONTRACT WITH SAID PURCHASE BEING EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 125.04 (B) OF THE OHIO REVISED CODE; APPROVAL OF FUNDING IN THE AMOUNT OF \$27,018 TO PROPERLY EQUIP SAID VEHICLES; AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2017 – 6

AN ORDINANCE REPEALING ORDINANCE NO. 2013-41 AND ENACTING IN LIEU THEREOF A NEW ORDINANCE AMENDING PART NINE – STREETS, UTILITIES, AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 923 – SEWER RATES, SECTION 923.01 – SEWER RATE CHARGES ESTABLISHED, SUBSECTIONS (c) AND (d) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2017 – 1

A RESOLUTION FOR THE ACCEPTANCE OF REIMBURSEMENT FUNDING FROM THE LAKE COUNTY STORMWATER MANAGEMENT DEPARTMENT IN THE ESTIMATED AMOUNT OF \$15,750 FOR THE FOWLER DRIVE DRAINAGE MAINTENANCE AND IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY.

NEW BUSINESS

- **Motion of Council to authorize and direct the Mayor to secure bids for the City's Asphalt and Limestone requirements for 2017**

FOR THE GOOD OF THE ORDER

FOR THE GOOD OF THE COMMUNITY

ADJOURNMENT