

City of Willoughby Hills

Agenda

Regular Meeting of Council May 12, 2016

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

Pledge of Allegiance

Roll Call of Council

Members:

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

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**

PRESENTATION

Mayor to honor the Basketball team at Cornerstone Christian Academy (WH Friends Church) on their title championship.

Disposition of the Journal Regular Council Meeting Minutes of April 28, 2016

CORRESPONDENCE

Email: Frank Brichacek to the Members and Council Office dated April 28, 2016 re: Ordinance No. 2016-16 Willoughby Hills Community Center Rentals for April 2016 (Emailed: May 2, 2016)

Email: Fred Wyss to the Members, Mayor, Gloria Majeski, Law Director, City Engineer dated May 3, 2016 re: Letter: Mary Kostansek

Letter from Mary Kostansek to Mayor Robert Weger; cc'd to the Members of Council, dated April 28, 2016 re: Misuse of Residential Property (Emailed: May 2, 2016)

City Engineer's Report dated May 5, 2016 (Emailed: May 5, 2016)

Email: Gloria Majeski to Members of Council, Council Office, Law Director Lobe, Frank Brichacek, Willoughby Hills Finance Department, Fred Wyss, Mark Grubiss, Kevin Trepal dated May 5, 2016 re: Willoughby Hills City Engineer's Report

Email: Pietro DiFranco to Gloria Majeski, Mayor, Members of Council, Council Office, Law Director, Frank Brichacek, Willoughby Hills Finance Department, Fred Wyss, Mark Grubiss, Kevin Trepal dated May 5, 2016 re: Willoughby Hills City Engineer's Report

Email: Gloria Majeski to Members of Council, Council Office, Law Director, Frank Brichacek, Willoughby Hills Finance Department, Mark Grubiss, Kevin Trepal, Willoughby Hills Building Dept., Willoughby Hills Finance Dept dated May 5, 2016 re: Willoughby Hills City Engineer's Report

Email: Gloria Majeski to Members of Council, Council Office, Law Director, Frank Cihula, Mayor, dated May 6, 2016 re: Resignation Letter from Planning and Zoning Member Joe Zawatski

Mayor's Monthly Statement to City Council of Fines and Other Monies Received or Collected for the Month ended April 30, 2016 (Emailed: May 10, 2016)

Email: David Fiebig to Council Office dated May 2, 2016 re: COPS Grant Hiring Program

Email: Council Office to the Members of Council dated May 2, 2016 re: COPS Grant Hiring Program

Email: Gloria Majeski to Mayor, Willoughby Hills Recreation Dept., Recreation Commission, Members of the

Recreation Commission dated May 5, 2016 re: Commendation (Emailed: May 9, 2016)

Email: Willoughby Hills Recreation Dept. to Gloria Majeski, Mayor, Members of the Recreation Commission dated May 5, 2016 re: Commendation

Email: Gloria Majeski to Willoughby Hills Recreation Dept., Mayor, Members of the Recreation Commission dated May 5, 2016 re: Commendation

Email: Jennifer Greer to Council Office dated May 8, 2016 re: Commendation

Email: Council Office to Members of Council dated May 9, 2016 re: Commendation

Email: David Fiebig to Council Office dated May 10, 2016 re: May Community Lunch Program Announcement at First Covenant Church

Email: Council Office to the Members of Council dated May 10, 2016 re: Community Lunch Program Announcement at First Covenant Church

NOTIFICATIONS

Board of Building and Zoning Appeals Public Hearing Notice for Case No. 2016-2 scheduled for May 10, 2016 (Emailed: May 3, 2016)

Finance Committee Meeting of May 9, 2016 (Emailed: May 3, 2016)

Personnel Relations Meeting of May 9, 2016 (Emailed: May 3, 2016)

Planning & Zoning Commission and Architectural Board of Review Meeting of May 5, 2016 (Emailed: May 3, 2016)

Recreation Commission Meeting of May 4, 2016 (Emailed: May 2, 2016)

Rules and Legislation Meeting of May 9, 2016 (Emailed: May 3, 2016)

MINUTES

Finance Committee Meeting of April 11, 2016 (Emailed: May 10, 2016)

Personnel Relations Committee Meeting of April 11, 2016 (Emailed: May 10, 2016)

Rules and Legislation Committee Meeting of April 11, 2016 (Emailed: May 10, 2016)

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 Ordinance 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, Pamela Kurt, 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. 2016-11 – THIRD READING

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 925 – SEWERAGE SYSTEM REGULATIONS, SECTION 925.06 – FEES, SUB-SECTION (c) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2016-12 – THIRD READING

AN ORDINANCE DIRECTING THE MAYOR TO SIGN ANY AND ALL NECESSARY DOCUMENTS TO SECURE THE PURCHASE OF A 2016 GMC 3500HD PICKUP THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING AGREEMENT CONTRACT WITH SAID PURCHASE BEING EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 125.04(C) OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-14 – SECOND READING

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 925 – SEWERAGE SYSTEM REGULATIONS, SECTION 925.02 – DEFINITIONS AND SECTION 925.22 – HAULER PROHIBITIONS OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2016-15 – SECOND READING

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT MODIFICATION AGREEMENT BY AND BETWEEN CITY OF WILLOUGHBY HILLS, OHIO AND RICHARD L. BOWEN + ASSOCIATES, INC.; REPEALING ANY AND ALL CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-16 – SECOND READING

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2016-3 - AMENDED TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2016 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE ROUTE 91 RESURFACING PROJECT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-17 – SECOND READING

AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.05 – VACATIONS BY THE ADDITION OF SUB-SECTION (i) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-18 – AMENDED - SECOND READING

AN ORDINANCE AMENDING PART THIRTEEN - BUILDING CODE, TITLE THREE - LOCAL BUILDING PROVISIONS, CHAPTER 1367 – STORMWATER MANAGEMENT OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY CONFLICTING LEGISLATION.

ORDINANCE NO. 2016-19 – AMENDED - SECOND READING

AN ORDINANCE AMENDING PART THIRTEEN - BUILDING CODE, TITLE THREE - LOCAL BUILDING PROVISIONS, CHAPTER 1369 - EROSION AND SEDIMENT CONTROL OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2016-20 – SECOND 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. 2016-21

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF WILLOUGHBY HILLS TO ENTER INTO A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE CITY’S ROCK SALT REQUIREMENTS FOR THE 2016-2017 WINTER SEASON AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-22

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES & PUBLIC SERVICES, TITLE FIVE – OTHER PUBLIC SERVICES, CHAPTER 941 – USE OF PUBLIC PROPERTY, SECTION 941.05 – CAMPBELL PARK AND CAMPBELL PARK FIELD, SUB-SECTION (c); SECTION 941.07 – WILLOUGHBY HILLS COMMUNITY CENTER, SUB-SECTIONS (g) AND (h) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2016-23

AN ORDINANCE AUTHORIZING THE USE OF OHIOCHECKBOOK.COM IN PARTNERSHIP WITH THE OHIO TREASURER TO ADVANCE OPEN AND TRANSPARENT GOVERNMENT.

ORDINANCE NO. 2016-24

AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.05 – VACATIONS BY THE ADDITION OF SUB-SECTION (i) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-25

AN ORDINANCE PROVIDING FOR THE WAGES AND BENEFITS OF THE PART-TIME HOURLY MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-26

AN ORDINANCE PROVIDING FOR THE WAGES AND BENEFITS OF THE PART-TIME HOURLY MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-27

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF POLICE CHIEF; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2016-28

**AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF FIRE CHIEF;
REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

RESOLUTION NO. 2016-8

**A RESOLUTION AUTHORIZING THE FILING OF A NATUREWORKS APPLICATION SEEKING
FUNDING FOR TENNIS COURT REPAIRS AND DECLARING AN EMERGENCY.**

NEW BUSINESS

FOR THE GOOD OF THE ORDER

FOR THE GOOD OF THE COMMUNITY

ADJOURNMENT