MEETING MINUTES
CITY OF WILLOUGHBY HILLS 2014 CHARTER REVIEW COMMISSION
Monday, November 3, 2014

Call to Order:
Meeting called to order by Chairman Andy Gardner at 7:06 p.m.

Roll Call:
Members Present:

Stephen Atkins, DDS, Chairman Andy Gardner, Mrs. Joyce Grady, Mrs. Judy Shrefler, Mrs. Sandy Taddeo, Mrs. Tanya Taylor-Draper and Mr. Jerry Wolanin

Members Absent:

Mr. C. J. Latsa, Vice Chairman Jim Walsh

Seven of nine members are present at Roll Call – recognized as quorum.

Approval of Charter Review Commission minutes of 10/20/14 as amended:

Motion made by Mrs. Tanya Taylor-Draper to approve the minutes 10/20/14, seconded by Dr. Stephen Atkins.
VOTE: 5 AYES, 2 Abstentions (Mrs. Judy Shrefler and Mr. Jerry Wolanin).
MOTION PASSES.

Public Portion:
Public Portion opened at 7:08 p.m.

1) Mr. Frank Cihula, 35060 Dixon Road, Willoughby Hills, OH 44094
Mr. Cihula discussed his attendance at the Zoning Workshop last Friday in Westlake. He indicated a new item came up regarding "BZA should have alternate members." This is in the event that there would be a potential conflict with the nature of a hearing (i.e. an appeal being heard from a neighbor or friend of a board member). While he feels obligated to mention it, Mr. Cihula does "not favor it". He will provide copies of applicable handouts from the meeting (upon Chairman Gardner's request).

Public Portion closed at 7:14 p.m.

Old Business:

Chairman Andy Gardner provided the Commission with the provisions provided at the last CRC meeting. He made some minor capitalization/grammar changes, but the document has been prepared to include the red-lined items in preparation for ballot language.

Mrs. Judy Shrefler offered the following:

1) *9.2 General Qualifications – substitute "all laws of the State of Ohio" rather than "all laws applicable to Ohio."*
   To this point, Mr. Jerry Wolanin said that the way it is currently written by Chairman Gardner is inclusive of "federal" laws as well and would not suggest changing it to limit it to only Ohio law.
   Discussion ensued and the group agreed to leave it as originally drafted to further define state, federal or any other applicable laws.
2) *"Unless otherwise provided in this Charter" was a phrase that was offered in earlier discussions to integrate into the Charter changes.*
   Chairman Gardner agreed that there could be a place for that in the Charter, but the group was unsure where to insert that provision. Chairman Gardner will review it and draft something for the group's consideration at the next meeting.
3) *Mrs. Shrefler was concerned about the proposed language "not giving the full picture of conflict of interest" and it being covered under Ohio Ethics Law and not just "struck from the Charter."*
   Chairman Gardner pointed out that it will be "part of the education" when the ballot language will be discusses with the voters. He said, "we can certainly look at it" if there may be a better way to get the point across to the voters before it goes to ballot language.
4) *"punish, suspend and remove" – are there guidelines for when and how?*
   Dr. Atkins indicated that we are "leaving that up to Council to develop a Code of Conduct" as they will be the judge and jury in this regard.

Mr. Jerry Wolanin offered that "Constitution" should be made pleural in 9.22. The group agreed.

Chairman Gardner distributed Vice Chairman Jim Walsh's handout regarding 5.6 and 10.4 (clarifying where public office was held, CRC dates for submissions and 2/3 Council members requirement for amendment). The group discussed the 2/3 Council issue that Vice Chairman Walsh considered deleting from the current Charter. Mrs. Sandy Taddeo felt that the Council should have the option to introduce something for a Primary or General Election. The

group agreed that perhaps a "semicolon" should be added after "Council", rather than deleting this phrase in its entirety.

In reviewing 5.61, the group agreed that "not less than" should be changed to "at least" with regard to CRC composition.

Chairman Gardner indicated that he would get the changes discussed by the Commission to Vice Chairman Walsh and circulate it with the recommended changes at the next CRC meeting.

New Business:

Chairman Gardner spoke to Mayor Weger regarding reappointments and said that he would ask the members to let the Mayor know within about one month of their intention to be reappointed. He is unsure of Council's time table to confirm Mayor's reappointments, but would hope it would be sooner than later in order to get back to work early enough to prepare for November 2015 ballot.

Chairman Gardner also confirmed first and third Monday meetings again in 2015, to be held at the Community Center, unless TV broadcast is necessary, at which time the meeting would be moved to Council Chambers.

Chairman Gardner spoke to Law Director Lobe, who indicated that the CRC members are no longer "city officials" after tonight. He suggested that they still not meet as a group, avoid CRC discussion with 5 members present, avoid Sunshine Law disputes.

Dr. Stephen Atkins asked if Law Director Lobe or the City Prosecutor could review the work of the CRC to date. Chairman Gardner indicated the need for Public Hearings, etc. after reappointment and "we can wait until then."

Closing Comments to 2014 CRC Commission from the Chairman:

Chairman Gardner officially thanked the group for the good job they did. He feels they did the right thing by not putting anything prematurely to the ballot. They should be proud of the job they did.

Public Portion #2

Public Portion #2 was opened at 7:57 p.m. and the following residents spoke:

1) **Mr. Frank Cihula, 35060 Dixon Road, Willoughby Hills, OH 44094**

Mr. Cihula indicated that he likes "the 2nd public portion option." He offered suggestions regarding the wording of the 2015 meeting dates, felt that 9.2 was "unclear" and proposed adding "City of" before "Willoughby Hills" in 9.22.

2) **Mr. Dale Fellows, 2812 Fowler Drive, Willoughby Hills, OH 44094**
Mr. Fellows inquired about the status of his suggestions at previous CRC meetings.

Chairman Gardner indicated that they "will still be considered at future meetings and are still on the agenda."

3) **Gloria Majeski, 2717 Graylock Drive, Willoughby Hills, OH 44094**
On behalf of Mayor Weger, thanks to the Charter Review Commission for their hard work. He looks forward to reappointing all members after January 1, 2015.

Public Portion closed at 8:02 p.m.

For the Good of the Order:

Mrs. Joyce Grady commended the fine work of CRC Chairman, Andy Gardner. The group agreed and applauded his outstanding leadership.

Chairman Andy Gardner announced that the South High Band will be playing this Friday during the South Rebels Football Playoff game.

Adjournment:

Motion to adjourn by Mr. Jerry Wolanin seconded by Mrs. Joyce Grady.
ROLL CALL: 7 AYES – unanimous MOTION PASSES.
Meeting adjourned at 8:05 p.m.

APPROVED: 2/17/15

Andy Gardner, Chairman

ATTEST: Gloria Majeski
Gloria Majeski