

City of Willoughby Hills

Regular Council Meeting Minutes of June 28, 2018

Policy No. 2: All Council meetings shall be recorded by audio recording device and will be held in perpetuity and shall be part of the official records and minutes. Council minutes shall be written, and approved by Council.

The Regular Council Meeting was called to order on Thursday, June 28, 2018 at 7:10pm in Council Chambers. President Fellows presided.

Members Present: Councilman David M. Fiebig, Councilman Christopher Hallum, Councilwoman Laura Lenz, Councilwoman Janet R. Majka, Councilwoman Laura Pizmoht, Vice President John Plecnik, President Nancy E. Fellows

Others Present: Mayor Robert M. Weger, Finance Director Frank J. Brichacek, Jr., City Engineer Pietro A. Di Franco, Clerk of Council Victoria Ann Savage

REMEMBRANCE

President Fellows: Before we start our meeting this evening, I would like for us to take a few moments to remember and honor Patrol Officer Mathew Mazany, age 41 of Mentor, who passed away, June 24th while on duty.

He was born in Warrenville Heights on December 17, 1976. He was a proud and loving husband, father, son, brother, uncle and dear friend. A tremendous loss is felt by all of those who were blessed and honored to know him. Mathew proudly served the Mentor Police Department for over 14 years. He graduated from Crossroads Christian Academy in 1995 and he went on to graduate from Tri-C's Police Academy in 2002. His charm and sense of humor left lasting impressions on all the lives he has touched.

Mat is survived by his loving and devoted wife of 22 years, a son, his father, siblings, niece and nephew, dear friends, and his brothers in blue. Please keep Mathew and his family in your prayers.

DISPOSITION OF THE JOURNAL

President Fellows: First order of business is the Disposition of the Journal. We have four of them.

Vice President Plecnik: Madam President. Motion to adopt the Regular Council Meeting Minutes of April 26, 2018.

Councilwoman Majka: Second.

President Fellows: I have a motion from Vice President Plecnik and a second from Councilwoman Majka to adopt the Regular Council Meeting Minutes of April 26, 2018. Is there any discussion on the motion?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The Regular Council Meeting Minutes for April 26, 2018 have been adopted.

Vice President Plecnik: Madam President. Motion to adopt the Regular Council Meeting Minutes of May 10, 2018.

Councilwoman Majka: Second.

President Fellows: I have a motion from Vice President Plecnik and a second from Councilwoman Majka to adopt the Regular Council Meeting Minutes of May 10, 2018. Is there any discussion on the motion?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The Regular Council Meeting Minutes of May 10, 2018 have been adopted.

Vice President Plecnik: Madam President. Motion to adopt the Special Council Meeting Minutes of May 17, 2018.

Councilwoman Pizmoht: Second.

President Fellows: I have a motion from Vice President Plecnik and a second from Councilwoman Pizmoht to adopt the Special Council Meeting Minutes of May 17, 2018. Is there any discussion on the motion?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The Special Council Meeting Minutes of May 17, 2018 have been adopted.

Vice President Plecnik: Madam President. Motion to adopt the Regular Council Meeting Minutes of May 24, 2018.

Councilwoman Majka: Second.

President Fellows: I have a motion from Vice President Plecnik and a second from Councilwoman Majka to adopt the Regular Council Meeting Minutes of May 24, 2018. Is there any discussion on the motion?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The Regular Council Meeting Minutes of May 24, 2018 have been adopted.

And thank you very much to Vicki for transcribing all these, word by word. Also, I'd like to remind everybody that the official minutes of our meetings are the audio that are posted immediately after the meeting.

Mayor's Report, Mr. Mayor.

ADMINISTRATION REPORTS & COMMUNICATIONS

MAYOR'S REPORT: Thank you. There seems to be a lot of interest in the old motorcycle shop. There's two people that are competing for the office space. And it seems like they'll make the decision very shortly.

Sam's Club there's some movement there to put an industry type business, but it has to through zoning changes for that, but that seems very promising. The industry that was looking at going in there has a 6.2-million-dollar payroll with 120 employees. And it's very light industry.

Two people, two companies have taken out bids for the Road Program so far. The bid books are in the Finance Office and you can, the interested bidders can get the specs.

Dispatch is going very good. We have a letter that I think all you got. If you're all in agreement with it, it seems we're going to give them four things if they stay with us the whole time. If you're in agreement, I'll give the Chief the okay to send that out. We have to do it at least two weeks before but give them four weeks would be even better. So...

Councilman Fiebig: Madam President. If I could interrupt, Bob with a question.

Mayor: Yeah.

Councilman Fiebig: I saw a draft of it, is that the...

Mayor: Yes.

Councilman Fiebig: Is that the final one or is was that...

Mayor: That's a draft. So, far.

Councilman Fiebig: Was there an update to it that was...

Mayor: No.

Councilman Fiebig: Because I made one suggestion, I think, but I don't if that was, if that went anywhere?

Mayor: Okay.

Councilman Fiebig: About some help with placement, resume writing, things like that.

Mayor: Okay.

Councilman Fiebig: Did you see that?

Mayor: No. But, I'll check that. But, other than that, it was fine?

Councilman Fiebig: It seemed okay with me, yes.

Mayor: And then, Attorney Joe Diemert, I'm currently putting him through the vetting process. He was out of town earlier in the week. He did his BackTrack and fingerprinting today and should be done next week sometime. And so, then I'll bring him forth to you, to confirm, if you wish. That's all I have.

President Fellows: Thank you. Do we need a motion? Any questions for the Mayor?

Councilwoman Majka: Madam President. I had a quick question. I received an email from a resident asking, number one, if we were still holding the City's Garage Sale and if so, how she would go about getting an application because she has called a couple times or emailed a couple times and she could not find it on the website?

Mayor: We are not having the Garage Sale. The advertising and all that for the Garage Sale, we just don't have the people that can put it in place right now. I'm currently now looking at all the resumes; they're very large. And as soon as we can get somebody we can do some of the events, but I can't do that one.

Councilwoman Majka: This is for Rec Coordinator, you're speaking of?

Mayor: Right.

Councilwoman Majka: Okay, okay, thanks.

Councilman Fiebig: Madam President. On that note, the idea that the community has a Garage Sale is still okay. What you're saying is that we wouldn't have a registry that people would be able to pick up all the addresses, but we can still share through social media...

Mayor: Right. We wouldn't be able advertise.

Councilman Fiebig: And through other channels that if you want to make August, was it August 4th...

Mayor: Yeah, August 4th.

Councilman Fiebig: If you want to make August 4th your Community Garage Sale Day in Willoughby Hills, you know, there's nothing stopping anybody from doing that and all of Council could be promoting it on social media. We could still make it sort of a thing, but you don't really need a registry of addresses...

Mayor: And right, and we wouldn't advertise...

Councilman Fiebig: I mean, Craig's List is free.

Mayor: Right.

Councilman Fiebig: I'll post an ad on there. It's not that difficult to do that. So, we can still continue it, but not just a registry where an employee is taking the time to...

Mayor: To list the address...

Councilman Fiebig: Right. Is that okay, can we do that?

Mayor: Yeah.

Councilman Fiebig: Well, then, we'll agree to do that.

Councilwoman Pizmoht: Madam President. Mayor, where else, who else are you looking to, what other positions are you looking to fill. So, are you also looking at resumes for Mayor's Court? Are you also looking at resumes for Building/Service Department Clerk?

Mayor: Yes. I'm looking at all of them.

Councilwoman Pizmoht: How long, how much longer do you think it will be before you can fill the positions?

Mayor: Maybe, two weeks. We'll get them vetted and...the vetting process takes so long, like you heard, at the meeting, the Personnel Relations meeting. The Fire Chief, he took the resumes and he just checked off and copied the things and he didn't write down what the people said. So, we had to go over that, all that again so, we had documentation of what they said and documentation of the certificates that the people had cuz he just took their word for it and checked it off if he got a copy of it. Well, we found out in the past, you know, with computers nowadays, you can make anything you want. So, we don't want to get caught in that. So, the two firemen are right behind Joe Diemert and they'll be ready probably next week. I got submitted one policeman for confirmation and he's now in the Civil Service. So, I expect that next week, too. So, the problem with the Police Department, they don't have a problem because they do all of it themselves. The Fire Department relies on Dawn to do it and it was a little mixed-up because Tim was just checking off and we need more than a checkmark.

President Fellows: Anybody else? All right.

Councilwoman Pizmoht: Actually, Madam President. Mayor, I also heard at Campbell Park that the water has been turned off.

Mayor: No. The water was fixed yesterday.

Councilwoman Pizmoht: Okay.

Mayor: So, there was two leaks in it and they dug it up yesterday and then fixed it. They're currently paving on Rogers Road and that will be done probably tomorrow and then they'll move on to other roads.

Councilwoman Pizmoht: Okay, but the water issue is fixed. So, there are operating restrooms and faucets at Campbell Park.

Mayor: Right.

Councilwoman Pizmoht: Okay.

Councilman Fiebig: Mayor, how is the process in your opinion, going with closing the brush pile and sending residents to 1291 East 289th Street in Wickliffe?

Mayor: It seemed to subside as far as the people complaining. It's working. We had all the leaves hauled out of there and now we've just got to break brush to deal with. So...

Councilman Fiebig: Do you think that we should consider or have you thought of, back in the day, we use to go around and maybe once in the spring and once in the fall and we did a brush pickup at the resident's house?

Mayor: I can look into that and it's like when we do leaves, it's very labor intensive.

Councilman Fiebig: It sure is.

Mayor: I'll look into it. If we have the help we can do it. But, we don't have much help today.

Councilwoman Pizmoht: Madam President. What about a brush drop off, kind of like a shredding day. A Brush Drop Day or something like that or...

Mayor: Ah, that doesn't work because we've got to get rid of it right away. We can't stockpile it.

Councilwoman Pizmoht: Sure. Well, if you had it, the truck ready and people put it on a truck to take.

Mayor: We don't have enough trucks to handle that.

Councilwoman Pizmoht: Sure. Just thinking about it. Could we may be put the address and the hours and the information for the Wickliffe location on the website too. That might be really helpful to people because I know I've gotten calls about that too and I think that it would be helpful if people can just look that up. That would save...

Mayor: Because the hours aren't on the sign out there. They're only Monday through Friday and Saturday till noon.

Councilwoman Pizmoht: Yeah. A lot of people are confused. You can even say that it doesn't look like anything, but it's actually there.

Mayor: Right. Okay.

Councilman Fiebig: If it's appropriate, now, to just mention it again, where it is, 1291 East 289th Street...

Mayor: Right.

Councilman Fiebig: It's off of Euclid Avenue and you travel all the way down the street till the end and it looks like an industrial building there, right over the railroad tracks, but you turn left, and you follow that along the railroad tracks and there's a gate. Now it is, and then you go inside, and you do have to sign in. There's no cost, but you do have to sign in per EPA regulations. And they're open from, I believe it was from 7:30 to 4, Monday through Friday and a short time on Saturday.

Mayor: Saturday, right.

Councilman Fiebig: It's called Green Vision Materials. Green Vision Materials.

Vice President Plecnik: Madam President.

President Fellows: Councilwoman Majka first, she had a question.

Councilwoman Majka: Thanks. Just one more, quick one on the Garage Sale. This resident also mentioned that she hadn't seen any signs put out, she normally sees signs on SOM Center. Would it be a problem to still put signs out, ahead of the event or do the signs say register at City Hall or something like that because if it's just a sign, Garage Sales, Citywide, August 4th, I can't speak for everybody, but I'd be willing to put one out in my District and it wouldn't have to involve any labor on that.

Mayor: I'll check to see if we have the signs, but...

President Fellows: Do they need to be update at all? Put a sticky date on it.

Mayor: I don't know if we have the signs except for large ones that go in front of City Hall, but, I'll check.

Councilwoman Majka: Okay.

President Fellows: Okay, thank you.

Vice President Plecnik: Just one other thought on the brush drop-off, and a possible solution. I know that it's been a few years since we've last renegotiated our last garbage contract, so it's got to be coming up. I know many municipalities have brush pickup from the garbage company in their contract and that might be one thing to consider if it doesn't increase the cost to residents, to try to bargain for that as well. We are a pretty big contract and we might be able to negotiate for that. And while we're at it, as we're making notes on the garbage contract, one thing a lot of our seniors have expressed a need for to me, is to have door pickup of garbage. You know, door to curb pickup, for you know, seniors who aren't physically capable of bringing their garbage bag out to the road. Some driveways in Willoughby Hills, as you know, are very, very long and if you are not in the best of health, it might be difficult to carry garbage or a bag of garbage all the way from your home to the street. And many cities have negotiated for that too and I understand some of these things may be cost prohibited, may not be possible, but when we're at the bargaining table, these are things that we might consider asking for from Republic.

Mayor: Okay.

Vice President Plecnik: Thank you.

President Fellows: All right. Thank you. Finance Director's Report, Mr. Brichacek.

FINANCE DIRECTOR'S REPORT: Nothing to report tonight.

President Fellows: Any questions for the Finance Director this evening? We do have an ordinance from you on the docket tonight.

Finance Director: Yes, you do.

Councilman Fiebig: Madam President. The numbers from this tax budget were similar, I think, to last year's in that they were a projected deficit number just under 300,000, is that correct?

Finance Director: That's correct. Yeah. The primary purpose of the tax budget is to enable the City to demonstrate need to the County Budget Commission for its property tax levies. This is what, is a vehicle to enable them to levy our property taxes. The figures that are in the tax budget are based on the 2018 adopted budget.

Councilman Fiebig: Correct.

Finance Director: And the best way to demonstrate need to the County Budget Commission is to show an excess of expenditures over revenues.

Councilman Fiebig: I thought that there was a method to the madness.

Finance Director: Yeah, it's the same, and if you read the memo, the memo reads, it's very similar to last year's memo, there's very little change. The only funds that you see in the tax budget are the funds that receive property taxes. So, you don't see any of the other, you see a minority of the funds. You don't, for example, you don't see the Safety Forces Fund, you don't see the Street Construction, Maintenance and Repair Fund, you don't see the Sewer Fund. None of those are in there because they don't receive property taxes. The ah, the ah, I set up for part of the next Council meeting, the Public Hearing on the Tax Budget which is required to be advertised in the News-Herald. The State requirement is that the Notice of the Public Hearing be advertised at least 10 days prior to the meeting. So, we're well in advance of that. And also, to have two copies available for public inspection and we do have those copies available in the Finance Department. It's the first step in, and probably the least important step in the, unless you miss it, in the budget process because, as I had said, the primary outcome of this is that in late November, earlier December, the County Budget Commission will certify

our property tax rates to us for adoption. The only thing to add to that, this is really the Public Hearing information, is that this is a reappraisal year. Under State Law, once every six years, the County, we have a sexennial appraisal cycle and once every six years, the County Auditors, statutorily are required to do a reappraisal of all the properties, the value of all properties in the county and it happens to be this summer. In the middle of the cycle, after three years, the County Auditors are required to do what they call a reassessment. This is a reappraisal where they are supposed to go out and actually observe the property and do an appraisal. In the middle of the cycle, the reassessment is an adjustment basically based upon trends, not necessarily, it's not a full-blown reappraisal. The good news for the City is that, while this is very primary and um, I based the tax budget on a 12% increase in the overall value of the residential property of the City. The figures aren't finally, they're subject to revision by the County, but that's the primarily figure, you know, that we're working with.

President Fellows: Thank you, Frank, very much. Moving on, City Engineer's Report, Mr. Di Franco.

CITY ENGINEER'S REPORT: Thank you, Madam President. Construction at the Meadowbrook Pump Station is substantially complete. This was our first time working with this contractor and they did a great job and we're very happy. And we had a Design Kickoff meeting today on the Dodd Bank Stabilization Project. KS Associates is planning to do the surveying and soil borings around July 9th and that completes my report.

President Fellows: Thank you, Pete. Any questions for the City Engineer, this evening?

Vice President Plecnik: Madam President. If I could just say thank you. I've directed more than a couple of residents' concerns to our City Engineer in the past couple weeks and Peter always works so hard to address them, so just want to thank you for taking the time.

City Engineer: Thank you.

President Fellows: And the pictures today were amazing. I liked the before and after. Thank you very much.

All right, moving on to Council Committee Reports. Councilman Fiebig, anything on Planning and Zoning?

COUNCIL COMMITTEE REPORTS/OTHER COUNCIL REPRESENTATIVE REPORTS

Councilman Fiebig: Madam President. Our meeting last Thursday, we approved a house addition at the Penfield property that we just discussed, as well as, a lot split that would take that area into four different parcels which would allow them to build the other drawings for the Frank Lloyd Wright house which was, I think, the last known architectural rendering of Frank Lloyd Wright. So, the plan, I think from the owner, was to move forward with that and build it, so you know, hopefully, that will come to fruition.

We approved the final plans for the new two-story office building, just to the north of the animal hospital, on that property. If anybody has driven by, you've probably seen that the old house there was torn down. So, that's moving along. That building is going to look great, two-stories and a brick facade, it's a Loreto property, but it will look a little different than all the other properties that he has here at the center of town.

And um, let's see, we also did some work on approving the driveway and earthwork fill operations for one of the largest properties, it's the old Faye Sivazlian property at 37200 Chardon Road, that one of our residents in the City will be, they purchased that building and they'll be moving in to that building once they fix both houses and do some work on that.

And an approval of a Change of Use from a retail for a new fitness center's basketball gym at Aspire Fitness going in down at the Shoppes of Willoughby Hills.

We did talk about the Master Plan in Council Representative's report, so you know, we made a little bit of progress and I was kind of kicking a little bit to get that progress going so we can do a Zoning Review, a Master Plan review. So, we made a little bit of progress, it was good dialogue to that end. That's all I have.

President Fellows: Any questions for Councilman Fiebig on Planning and Zoning? Let's see, Other Committee Reports. Dave, did you want to talk about Safety? Did you have a meeting last week, right? On the Substation?

Councilman Fiebig: Yes, and you know what, I didn't prepare any formal notes on that. So, let me get back to you on that.

President Fellows: Okay.

Councilman Fiebig: On that, just in general, I'm sorry, it had been a busy week. We did discuss the substation and had some dialogue regarding that. I've had some phone calls in between as well. I think the biggest hurdle that we have, if those of you, by the way, I do have the contract if anybody wasn't here that night we distributed them and Vicki has them in her office, so you can pick those up. The biggest hurdle we have is not having a Law Director to review the contract. We can not enter into a contract with out that legal review. If he, it's just very wrong for us to enter into a long-term agreement whether the contract was free or not. We just have to have that review. And the same applies to any sort of laser technology that we would use for traffic enforcement as well as solving the Mayor's Court personnel issues. So, that is where we are on the status of that. So, there you go.

President Fellows: Thank you. Councilwoman Pizmoht, did you want to do anything with Personnel Relations?

Councilwoman Pizmoht: I do not. I also do not have my formal minutes done yet. I've been...

Councilman Fiebig: It's summer.

President Fellows: Just checking, it's all right. I know everybody is busy. Any other Committee Chairs?

RULES AND LEGISLATION MEETING – JUNE 28, 2018

President Fellows: I will give a quick report from Rules and Legislation that met this evening. We started our meeting at 6:18pm. All members of the Committee were present: myself, Councilman Fiebig, Councilwoman Pizmoht and Vice President Plecnik. Also present were the Mayor, Councilwoman Lenz, and Councilwoman Majka.

The majority of discussion in the meeting was the Grange and Landmark Commission. Councilwoman Pizmoht has started to spearhead the interest in the Grange and we met, actually, she and Councilman Fiebig and I, a while ago, met with Kathy Crowther, President of the Cleveland Restoration Society, with her thoughts on what could be done with Grange, inspirationally. We talked about how the Grange could be used, meetings for Boy Scouts and Girl Scouts, Landmark Commission, once it's in place, City historical groups, the need to develop the Commission. The brainstorming kind of went in and out of a different order, but looking to have an Administrative representative, Council representative, residents from each Districts of our City, a member from the Historical Society.

Councilwoman Pizmoht mentioned some of the similarities that Aurora has to us in their creation of their Commission. Talked about the baseline, how the City should identify historical type landmarks, City property versus residential properties, the Landmark Commission overseeing the Grange versus the Recreation

Commission, how the Landmark would sanction groups to use the Grange, similar or different then the Recreation Commission, what would it mean to be a Landmark Community in Willoughby Hills. Already this evening, the Frank Lloyd Wright home was mentioned, Squires Castle, independent homes, the Pleasant Valley Road Bridge, our cemeteries which we have three in the City, the home at Manakiki, Councilman Feibig's 204-year-old home, and the infamous La Vera Party Center that was the Mounds Club.

We looked at the comment from Councilman Fiebig to look at Lake County's Historical Society for designation of purpose and mission.

Councilwoman Pizmoht mentioned that Aurora also engages the National Registry for historical places for some assistance. Vice President Plecnik mentioned a volunteer application for designations and maintenance and standards.

The group decided this evening that we would put together some verbiage so that the Mayor could place it on the City website, our Clerk could place it on the Council section of the website, and Channel 1012 to see what residents would be interested in being on this Commission so that they could come forth with their name and information and interest.

Looking to repeal Ordinance No. 2017-63 that just limits the Grange to be used by Boy and Girl Scouts currently, to include meetings to discuss the Landmark Commission. Also, Councilman Fiebig mentioned to look at Section 941 of the Codified Ordinances, for Use of Public Property. The Mayor shared that in about a month, the Dispatch Center, the dispatch area will be open from 8 to 5, Monday through Friday, so we need to look at an alternative for how the keys can be distributed for use of the Grange and how the keys can be brought back.

We went into Public Portion at 6:52pm and Mr. Miller thanked us for our discussion. He thought it was a good idea to get members on a board to get the board together so that they could provide some ownership with the overall project.

Mr. Cihula, Frank Cihula, indicated that some of the ordinances that were looked at in terms of comparison for us were from the City of Cleveland and Cuyahoga County. They're very different than us, as well as from Shaker Heights, that there's not much applicability from Shaker Heights to us. And that we need to find a community more like us in terms of representation. The Grange is actually from the 1930s.

And then Mr. John Krause came forward, he's a Boy Scout Leader, and he indicated that he would like to purchase the Grange and use it for a museum and for Boy Scouts and Girl Scout meetings and also, other groups such as the Lake, the um, I'm going to get mixed up now, as well as the Landmark Commission and other historical groups from the City. So, it would be a private property, but he would have it open to the public. Something like the Frank Lloyd Wright house.

Heidi Lee-Cameron came forward, she is a Girl Scout Leader. She shared the love of the Grange, and the Girl Scouts that love to be there and reiterated the fact how she needs to get the keys and get them back.

Linda Fulton came forward and asked if the Grange property included the cemetery which I thought that it did, and it does not.

And then we closed Public Portion and then, I think John, I missed a comment by you in terms of mission and purpose. I'll find those in my notes. But, at any rate, that was kind of the bulk of tonight's meeting. I will get these in order and get them to Vicki, so that everybody can have them.

Any other Committee Report, information?

Councilman Fiebig: Madam President. There was one other point in the Safety meeting that we discussed about the Acting Fire Chief, he had discussed his needs for hiring part-time firefighters. And I just wanted to reiterate that with vacations coming up, and some other personnel issues, that we do need to look at perhaps streamlining somewhat the process that they go through so that we don't lose applicants, we can get people in there. He brought up a good example. Say, a candidate that has a nursing degree, we don't even require a nursing degree, so is it really important to hold that up while we're waiting to dig that up from a school that may be doesn't exist anymore when he really doesn't need it. And we know that he works there, at say Hillcrest Hospital, because you see him there, you know that type of thing. So, there's some commonsense applications there. And I hope we can work together and look into that and see if there are any ways we can trim a few corners that make good commonsense that won't put us in a pickle when these vacations come up and other personnel issues hit because getting that place fully staff is critical.

President Fellows: Any other Council Representative Reports?

PUBLIC PORTION

Section 107.08 – Public Meetings of Municipal Bodies

(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.

President Fellows: So, Public Portion is an opportunity for individuals to come forth and share their thoughts and opinions. We ask that you provide your name and your address for the record and try to keep your comments to three minutes. I will **open Public Portion at 7:44pm.**

Doris Dodge – 37881 Milann Drive. I would like to congratulate John Plecnik in having his article cited before the Supreme Court of the United States. This is a great honor for him to have his work utilized by the highest Court in our land. And we are so fortunate to have him working for us in Willoughby Hills. Those of us who have attended Council meetings in the past or watched them on TV have witnessed some bantering back and forth on occasion between the Mayor, the former Law Director and Mr. Plecnik in regards to Mr. Plecnik being a lawyer. The fact that the Supreme Court utilized his work should settle this issue once and for forever. He is a lawyer, he was educated, graduated, learned it and earned it. Just as Dr. Ben Carson who now works in the Trump Administration. He is still a doctor, he may or may not hold an active license, but he is a doctor just the same. And also, the same for the late Doctor Charles Krauthammer. He was a journalist, an author and a psychiatrist. And he did all that after being paralyzed from the neckdown.

And also, I would like to have an update on Route 6. The moguls on Route 6. The last I heard, ODOT was to reevaluate it in late April and I know that this is a state road, but I would appreciate an update.

And will we ever be able to have a once a year major trash pickup like we used to have in Willoughby Hills?

Linda Fulton – 2990 Marcum Boulevard. I'm a little concerned about the Grange as far as selling it. What happens right now, as far as I know, it's still under, I can't think of the word, investigation as far as, if anybody is, you know, it hasn't been approved by the Lake County Utilities or whoever does the inspections. And I'm concerned, like if you have a private individual who wants to buy this, then what happens to that, is it, does it still get inspected? So that these people can spend their time and efforts there, you know, to have meetings. That, you know, it's concerning to me because I'm thinking of safety. And I still believe that there should not be any meetings that would be held overnight. And the other thing is, I see this happening more and more, at one time, all of Council members were at these committee meetings whether or not if they were actually on the committee. And it was nice because often times they have something to say or add to the conversation. And tonight, there were two people that were not here. And I think that it should be talked about in Rules and

Legislation to see whether or not if you want all Council members to come to these meetings because I would like to have the input from everybody. Thank you.

President Fellows: Anyone else this evening for Public Portion? **I will close Public Portion at 7:49pm.**

UNFINISHED BUSINESS

President Fellow: Unfinished Business. I don't know how to update Route 6.

City Engineer: I can speak to that. ODOT did come back out, but it still does not meet their criteria for funding. So...

Councilwoman Pizmoht: Madam President. To that end, to redo Route 6, for the City to do that portion of Route 6, I think the estimate is \$800,000 and we had to work very hard to make enough money in our budget so that we can pave five small roads that don't even remotely add up to that much money, so by catching up with these smaller roads, hopefully we can free up some funds down the line and hopefully, within the next year or two, ODOT will rate Route 6 low enough that the State will kick in some money so that we can redo it. But, yes, that is a problem and unfortunately, we just don't have \$800,000 to solve it ourselves right now.

Vice President Plecnik: Madam President. And following on Councilwoman Pizmoht's point, I will say, that we're very grateful to our former Planning and Zoning Commission member and resident Mike Tyler for putting in the time and effort to contact ODOT and to try to push them to reevaluate the road. Unfortunately, they haven't given us a green light to repave it with their support at this point. But, as Councilwoman Pizmoht says, hopefully that work will lay the groundwork for them to, in a soon and future year, give us that support because the City can't realistically pave a state route on its own without support from Ohio. So, thanks to Mike Tyler for his efforts there.

Mayor: The uh, problem there with Route 6 is the cracks in the concrete underneath, if you resurface it, they'll reappear after two or three years. It was fine when they did it, but with the upheaval and the freezing and thawing it creates these things. So, even if they repave it, because they're not going to dig out the concrete and replace it. So, it's going to be short-lived, but it's very expensive.

Councilwoman Pizmoht: Madam President. Just that \$800,000 is not to just alleviate it forever, that's just to pave it again which essentially won't cure it, only alleviate the problem for the short-term. So, this is, if we were ever to, try to completely fix that problem, it would be a lot more money than \$800,000, I think.

Councilman Fiebig: Madam President. We'd have to dig down and put rebar into the concrete to stabilize it and then overlay with some more asphalt. That's a pretty expensive job.

To Ms. Fulton's comment. Committee members are, you know, probably it's the Chairman of the Committee that can call the shots on their committee. I know on mine, the other Council members, Mayor, Administration are always welcome to come up here. It seems like it's been just in the last year or two, we've had some members that are in the audience instead. I mean, it's whatever someone's comfort level is, I guess, but you're always welcome up here if you're on Council or the Administration. So, just to put that out there.

As far as the sale of the Grange goes, we just heard that an hour ago, so, I think that would be a long hard discussion, not a hard discussion, but something that we would consider very seriously only after much debate. So, I don't think that you have to worry about us rushing to sell the Grange right this minute.

President Fellows: I have a question for the Mayor. So, Doris mentioned a major trash day, I don't know what that is.

Mayor: A heavy trash pickup...

President Fellows: A heavy trash pickup...

Mayor: Where everybody puts...

President Fellows: You mean like...

Mayor: Oodles and oodles of stuff out...

President Fellows: You mean like a refrigerator or a bath tub or a toilet...

Mayor: Once a year and we in the provisions of the contract with Republic, we eliminated that and they'll take the heavy waste as you go. So, you don't have to storage it in your garage or outside your house. You can put it out at any time.

President Fellows: Doris, are you aware of that, then?

Councilwoman Pizmoht: Madam President. I think that there are some limitations through. It's a certain weight limit to that. You can't put a couch out there if the trash hauler can't pick it up. But, I think that there's a limit on the size. But, a lot of things you can.

Mayor: You just have to call and they send another truck. But, what it helps is, half the stuff would disappear before the trash would be picked up.

President Fellows: There's some truth to that.

Mayor: So...

Councilman Fiebig: They call that the curb store.

Mayor: Right, so....

President Fellows: That's a politically correct term now, right, okay. All right, any other Unfinished Business?

Vice President Plecnik: Madam President. Just one quick item. I received a complaint from some residents about our website. This is something that we've talked about before, particularly under our hours of operation, there's some very bold, all caps, red text that refers to our hours. A lot of it is inaccurate and it certainly doesn't promote our City in any positive way. It talks about elimination of staff by Council and states that there is no one in the Recreation Department. We obviously have an individual budgeted for and the Mayor shared with us that he is working to hire them. It also says that our Clerk's office is open from Friday noon to 6:30pm which isn't entirely accurate. Our Clerk is on flex hours and so, sometimes she is there all-day Sunday, but she may not be there Tuesday and we want to make sure residents have an accurate picture of what's happening going forward. Now, I know that the Mayor had promised us he was going to cleanup the website and try to get all these things off and I'm sure you're in the process of that. But, I just wanted to let the Mayor know that we've getting complaints from residents. They view it as unprofessional. They're concerned that our website has been vandalized and it's certainly not accurate information on the hours or who is staffing the different departments and we want to make sure that our website is entirely nonpolitical, factual and shows our City in the best possible light. So, that's another item that I'd be appreciative if we could cleanup quickly. Thank you.

President Fellows: Any other Unfinished Business? Then we'll move on to Legislation.

LEGISLATION

ORDINANCE NO. 2018-29 – 2nd READING

1st Reading: June 14, 2018

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ACCEPT THE PROPOSAL AS SUBMITTED BY RICHARD L. BOWEN + ASSOCIATES INC. PROVIDING ZONING ADMINISTRATION SERVICES FOR THE CITY OF WILLOUGHBY HILLS, OHIO AND DECLARING AN EMERGENCY.

President Fellows: This ordinance is on 2nd Reading but it's time sensitive because this is the new consent or contract for Bowen and Mr. Di Franco for our zoning which would begin July 1st.

Councilman Fiebig: Madam President. Move to waive the 3rd Reading on Ordinance No. 2018-29.

Vice President Plecnik: Second.

President Fellows: I have a motion from Councilman Fiebig and a second from Vice President Plecnik to waive the 3-Reading Rule on Ordinance No. 2018-29. Is there any discussion on the motion?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The 3-Reading Rule on Ordinance No. 2018-29 has been waived.

Vice President Plecnik: Madam President. Motion to adopt Ordinance No. 2018-29.

Councilman Fiebig: Second.

President Fellows: I have a motion from Vice President Plecnik and a second from Councilman Fiebig to adopt Ordinance No. 2018-29. Is there any discussion on the motion?

Councilwoman Pizmoht: Madam President. The terms of this agreement are the same as the previous six months, is that correct?

City Engineer: Yes.

Councilwoman Pizmoht: So, this is to just engage our City Engineer for another six-month contract to serve our City.

City Engineer: Correct.

President Fellows: Any other questions?

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: Ordinance No. 2018-29 has been adopted.

ORDINANCE NO. 2018-34

AN ORDINANCE ADOPTING A TAX BUDGET FOR THE FISCAL YEAR 2019 FOR THE CITY OF WILLOUGHBY HILLS.

President Fellows: This is an ordinance that the Finance Director was referring to earlier under his report. This needs to be on 3-Readings and there will be a Public Hearing on July 12th at 7:00pm. So, 1st Reading.

RESOLUTION NO. 2018-6

A RESOLUTION RECOGNIZING THE WORK AND CHARITABLE SPIRIT OF FORMER MEMBER OF THE “GANG FOR GOOD”, JOHN E. HUNT.

Councilwoman Pizmoht: Madam President. Move to waive the 3-Reading Rule on Resolution No. 2018-6.

Vice President Plecnik: Second.

President Fellows: I have a motion from Councilwoman Pizmoht and a second from Vice President Plecnik to waive the 3-Reading Rule on Resolution No. 2018-6. Is there any discussion on the motion?

Vice President Plecnik: Madam President. Just for our folks back at home, it's our typical procedure to waive the 3-Reading Rule on resolutions particularly when our goal is to present them as soon as possible to the family and friends. And we have already established a plaque honoring Mr. Hunt's work in Campbell Park. So, it's appropriate for us to move forward.

Roll call: **YEAS:** **Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows**
 Abstain: **Fiebig**

Motion PASSED.

President Fellows: The 3-Reading Rule on Resolution No. 2018-6 has been waived.

Councilwoman Pizmoht: Madam President. Motion to adopt Resolution No. 2018-6.

Vice President Plecnik: Second.

President Fellows: I have a motion from Councilwoman Pizmoht and a second from Vice President Plecnik to adopt Resolution No. 2018-6. Is there any discussion on the motion?

Councilwoman Pizmoht: Madam President. I would just like to say that I took my children to play at Campbell Park a few years ago and the playground was a little terrifying. And so, I for one, with my small children very much appreciate the work of Mr. Hunt and the Gang for Good in our City.

Vice President Plecnik: And Madam President, if I could add, I took Bimmer to play on the jungle gym in Campbell Park and he very much enjoyed it. And it's just a wonderful addition. I have to say that the craftsmanship is beyond professional. You can see that the jungle gym will last for many, many years to come and really is a monument to John's spirit far more than any resolution that we can pass. But, nonetheless, we simply want to express our thanks for such a great contribution to our City from such a wonderful young man.

President Fellows: And just so you know, John's parents are here and Sue Roseum who brought this forward to Council and to Administration and we are so grateful.

Roll call: **YEAS:** **Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows**
 Abstain: **Fiebig**

Motion PASSED.

President Fellows: Resolution No. 2018-6 has been adopted.

NEW BUSINESS

President Fellows: One of the things that I wanted to mention is that we were sent communication from Linda Hoetger from Canal Winchester, Ohio supporting September as Prostate Cancer Awareness Month. We talked a little about this under Rules and I would recommend that the Clerk create a resolution from us so that we can support that endeavor and then let her know that our community has done so.

Any other New Business?

Mayor: Madam President. I'd like to request an Executive Session, not to be five minutes. But I want to discuss a contract with you. And I invite all of Council and the Finance Director.

President Fellows: After the...

Mayor: After the Good of the Community.

Councilman Fiebig: Madam President. I'll make that motion then to move to Executive Session at the conclusion of For the Good of the Community for a time not to exceed ten minutes, inviting the Mayor and the Finance Director to discuss a contract issue.

President Fellows: And excusing the City Engineer.

Councilwoman Majka: Second.

President Fellows: I'm not going to repeat it. Everybody got it? Thank you.

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

President Fellows: The motion to move into Executive Session to discuss a contract for about ten minutes including the Mayor and all of Council and Finance Director; excusing the City Engineer has passed. We will do this after For the Good of the Order and For the Good of the Community.

FOR THE GOOD OF THE ORDER

President Fellows: I want to reiterate Doris' message about John's article being used by the Supreme Court, correct? That's amazing. When I hear people do these kinds of things, I'm just in awe that they do them. And I am truly honored to know individuals that aspire to that level and education. So, John, congratulations.

Vice President Plecnik: Thank you, Nancy.

Anyone else?

FOR THE GOOD OF THE COMMUNITY

Councilwoman Pizmoht: Madam President. I just want to wish everyone a very safe and wonderful 4th of July celebration.

Councilwoman Majka: Madam President. I don't know whether if anybody has had a chance to visit the recently reopened McDonalds on the westside on Bishop Road. But, I stopped in there the other day, and they're back open for business. The inside has been completely redone. It's beautiful, it's bright, it's very inviting. And the cool thing is that, I've never before seen, have you been in? There's one whole wall that says

Willoughby Hills, Willoughby Hills, Willoughby Hills, in big, black print. And then there's a map of the local area on one of the other walls. So, I don't ever remember seeing a McDonalds personalized to the City in that way and I encourage everybody, even if you just go in for coffee or whatever, just patronize this business and just encourage them because we want to be business friendly in Willoughby Hills, especially on the west end. Thanks.

President Fellows: Anyone else?

EXECUTIVE SESSION

President Fellows: All right we will move into Executive Session at 8:04pm.

With all Members of Council presented, President Fellows reconvened the Regular Council Meeting of June 28, 2018 at 8:22pm.

ADJOURNMENT

Motion was made by Vice President Plecnik moved to adjourn. Councilwoman Lenz seconded.

Roll call: YEAS: Fiebig, Hallum, Lenz, Majka, Pizmoht, Plecnik, Fellows
Motion PASSED.

The Regular Council Meeting of June 28, 2018 was adjourned at 8:22pm.

APPROVED: September 13, 2018
Date

Nancy E. Fellows
Nancy E. Fellows
President of Council

ATTEST: Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council