

City of Willoughby Hills

Regular Council Meeting Minutes of June 25, 2015

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. Written minutes of Council shall be shortened whenever possible.

Meeting Called to Order at 7:00 p.m. by President Raymond C. Somich

Pledge of Allegiance

Roll Call of Council

Members: Councilman Christopher L. Biro, Vice President Nancy E. Fellows, Councilwoman Jennifer Sommers Greer, Councilman John Plecnik, President Raymond C. Somich

Absent: Councilman David M. Fiebig, Councilman Christopher Hallum

Also Present: 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

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Biro to excuse Councilman Fiebig from the Regular Council Meeting of June 25, 2015.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich stated that Councilman David M. Fiebig has been excused from the Regular Council Meeting of June 25, 2015.

MOTION WAS MADE BY COUNCILMAN PLECNİK, seconded by Councilman Biro to excuse Councilman Hallum from the Regular Council Meeting of June 25, 2015.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich stated that Councilman Christopher Hallum has been excused from the Regular Council Meeting of June 25, 2015.

PUBLIC HEARING

President Somich opened the Public Hearing at 7:03pm by stating that the first order of business this evening is the Public Hearing relative to Ordinance No. 2015-26. This is our Tax Budget for the fiscal year 2016 which we need to submit to the County. Is there anyone here this evening that would like to address Council relative to this Ordinance?

ORDINANCE NO. 2015-26

AN ORDINANCE ADOPTING A TAX BUDGET FOR THE FISCAL YEAR 2016 FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

With no one coming forth from the public sector, the Public Hearing was promptly closed at 7:03pm.

CORRESPONDENCE

City Engineer's Report dated June 18, 2015 (Emailed: June 18, 2015)

FINANCIAL REPORTS FOR THE MONTH ENDING MAY, 2015 CONSISTING OF: GENERAL FUND

INCOME STATEMENT, CASH RECONCILIATION, PURCHASE ORDER REPORTS, FUND ANALYSIS REPORTS, AND EXPENSE REPORTS (Emailed: June 12, 2015)
MEMO FROM THE ASSISTANT DIRECTOR OF FINANCE DATED JUNE 25, 2015 RE: NEW HIRES (Emailed: June 25, 2015)

NOTIFICATIONS

2015 Charter Review Commission Meetings scheduled for: June 29th, July 13th and July 27th (Emailed: June 16, 2015)

Finance Committee Meeting of June 22, 2015 (Emailed: June 15, 2015)

Planning & Zoning Commission and Architectural Board of Review Meeting of June 18, 2015 (Emailed: June 15, 2015)

Rules and Legislation Committee Meeting of June 22, 2015 (Emailed: June 15, 2015)

MINUTES

Civil Service Commission Approved Meeting Minutes of June 1, 2015 (Emailed: June 23, 2015)

Civil Service Commission Drafted Meeting Minutes of June 15, 2015 (Emailed: June 23, 2015)

FINANCE COMMITTEE MEETING MINUTES OF JUNE 22, 2015 (Emailed: June 25, 2015)

MAYOR'S REPORT – Robert M. Weger

Projects:

Eddy Road & Pleasant Valley Road – Immediate Course is done. They are waiting to do the final coat. On Eddy Road they have several manholes to rise; on Pleasant Valley Road they don't have any but the final coat will go on in the next week or two.

Knecht-O'Brien – working on; pumping due to rain, can't do any digging right now.

Lamplight Lane – will be starting sometime next week.

Pavement Markings Program – started, not concluded yet but they have done a lot work on it.

NOACA Meeting –Route 91 Repaving Project – not going to be a joint project with Willoughby, it will be done by ourselves and County Engineer Jim Gills will be the lead on it and we have designated Bowen to do the design work. Coincidentally Jim Gills, County Engineer, is doing the inspection and construction management at no cost to the City.

United Way Day of Caring – was yesterday; we did several projects: Window washing for Eddy Road Resident, Cleanup at VFW and Brush pile chipping at Nottingham Baptist Church.

Acknowledgements:

Condolences to the family of Dr. Faye Sivazlian who passed away this week

Condolences to the family of Michael Fatica who passed away this week as well

Events:

Shred Day – Saturday, June 27th from 9 to noon

Charter Review Commission Meeting to be held at the Willoughby Hills Community Center on Monday, June 29th at 7pm

President Somich: Relative to Rt 91, Willoughby, that's still happening in Willoughby, but it is a separate project?

Mayor: Yes, it is two separate projects and they will happen...they have to commence before or contract has to be let out before June of 2016. **President Somich:** Will they happen at the same time? **Mayor:** Yes, Yes.

Law Director: Hopefully we are going to save money on engineering fees by having Lake County doing a lot of it, hope a lot of it; secondly, when we did Bishop Road, as you know, if you're not the lead agency, you're always behind chasing money and on this one we didn't want to get into those types of issues. It's a tough thing to do between two cities; I know we want to do it, but somebodys got to be in charge; money flows through one person's hand, cash flow issues become a real issue as we learned last time, so we thought that we were better off and Pete did a good job in convincing Jim to do that, so at least we'll control our own destiny, it's going to be a tough project. We will control our own destiny.

President Somich: That's great news thank you.

LAW DIRECTOR'S REPORT – Law Director Thomas G. Lobe

No formal report was given.

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

No formal report was given.

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

No formal report was given.

COMMITTEE REPORTS

The following Reports have been listed alphabetically by Committee.

President Somich questioned if Councilwoman Fellows had a Rules and Legislation Committee Report to give this evening? Councilwoman Fellows replied no, she was not here and she was not able to get the Meeting Minutes from Councilman Fiebig because David is ill.

President Somich: We did have a Rules and Legislation Committee Meeting this week, fortunately most of the Ordinances, almost all of them were covered also in the Finance Committee and everything that we had discussed, as I recall, coinciding with the consensus view of the Rules and Legislation Committee Members as well so I will at this time give the Finance Committee Report.

FINANCE – Raymond C. Somich, Chair

Committee Members:

Christopher L. Biro, Nancy E. Fellows

COMMITTEE MEETING OF JUNE 22, 2015

Members Present: President Raymond C. Somich, Councilman Christopher L. Biro

Also Present: Councilman David M. Fiebig (late), Councilwoman Jennifer Sommers Greer, Councilman Christopher Hallum, Finance Director Frank Brichacek, Mayor Robert M. Weger, Law Director Thomas G. Lobe.

Purpose of the Meeting was to discuss **City Finances** and any other business.

Meeting convened at 6:05pm

Order of Business

Ordinance 2015-26 is for the City Tax Budget due to the County, designed to validate that we need the real estate taxes they charge and collect for us. Public Hearing is scheduled for 6/25, ads have been placed, is on website, copies available at City Hall. Will need to pass by 7/15 so can get to the County by 7/20. The County Budget Commission then certifies and Council will then adopt the Resolution. This is a formality only and does not restrict Council from approving anything for this same period, as may be required. **Consensus of Committee/attendees is to recommend Adoption.**

Ordinance 2015-29 & 30 are related to acquisition of 2 new police cars for 2016, at a cost of \$84,100. It has been 6 months since we ordered the last ones, and no ship date has been received yet. They apparently are filling larger orders first. Chief Collins has requested that we process this now to get us in the cue faster, since we have several police vehicles with high mileage due for replacement. It will also assure that we receive this price, in case it is increased with the new model year. The 2 vehicles these replace will move to the back line for lesser usage. We have funds, even if these vehicles somehow are received in 2015. Emergency Clause on #30 is required, so will need 5 votes, plus waiving 3 readings to expedite. **Consensus of Committee/attendees is to Waive and Adopt both 29 (Appropriation) and 30 (Purchase).**

Great news on **Healthcare Contract Renewals**. We had anticipated and budgeted for a larger cost increase, so our 2015 budget can decrease \$26,300, with 12 month savings of \$42,300 below expectations.

Resolution 2015-06 authorizes the city fire department to accept a \$40,000 safety grant towards apprx. \$64,800 purchase of 2 new ambulance cots, etc. If received, TBD if it is less costly to buy on state purchase or go to bid, with Council vote needed for either. **Consensus of Committee/attendees is to Waive and Adopt.**

Ordinance 2015-27 increases EMS emergency fees the City charges for ambulance runs requiring transport, as requested by Fire Chief Harmon, and recommended by our insurance carrier. They have not been raised in 7-8 years. Most often,

these fees are reimbursed by insurance company of the person who is transported. Chief also requests quick adoption, so we added an Emergency Clause. **Consensus of Committee/attendees is to Waive and Adopt.**

Not so good news about the New Truck with Snow Plow and Salt Spreader Budget Appropriation. We budgeted \$150,000 for the purchase, and potentially could be \$45 to \$50k higher, which is partly because we are purchasing a better truck that should last longer and have a higher resale value. **No Council action is required at this time.**

General Updates: after approx. 6 months, income tax collection is up about ½% over 2014, even after an unexpected but legitimate large refund had to be paid. Court revenues also ahead of 2014 by about 10%. Overall, total expenses is consistent with budgets. Frank warned that we cannot count on these trends to continue, or not be offset by reductions in the second half, as things have a way of evening out.

Chairman addressed the \$34,000 Expense budgeted for Scanning and Archiving City Documents. Council was divided and did not vote on whether this should be done in 2015 but it will not be done due to budget concerns, and this amount will be adjusted in the budget in the future. Chairman reminded the Committee and Council that despite several budget meetings and many commentaries about doing so, no decisions were finalized or votes taken to bring the budget closer to a balanced state. Due to the tragic passing of our Economic Development Manager, those budgeted funds will not be spent, and Mayor said that he has no immediate plans to fill that position. The Chair asked our Finance Director for an update at the next meeting on how that affects the annual budget.

Public Portion

Opened 6:55pm. Cheryl asked if our City was part of the lawsuit against the road salt providers for alleged price-fixing, and the Mayor responded that we are. No one else spoke. **Public Portion closed at 6:56pm.**

Meeting adjourned at 6:56pm

Councilman Plecnik: Do we know what part of the truck, the salt truck is requiring this \$45 to \$50,000 increase? Why, I know that we got several different bids for the truck itself with different components, what changed?

President Somich: I may not be the expert and we've got Mark here today, but I know initially we had talked about the vehicle itself, the base, chassis and cab going with a better quality then we had originally thought would last longer, so I know that was the bulk of it. Mark, since you're here...**Superintendent Grubiss:** It is going from a steel bed that wouldn't last as long to a stainless bed which there is significant cost there. **Councilman Plecnik:** Okay, so it wasn't a change in the bid prices, we just decided to go with better parts. And does there have to a vote of Council to achieve that? **President Somich:** We've already approved a \$150,000 okay; we will need to approve the additional amount. **Councilman Plecnik:** Is that on the Agenda to get a new...**President Somich:** No because the bids haven't even been open; I think tomorrow. **President Somich:** We are estimating it now, but we don't know for sure.

Councilwoman Fellows: In reference to Resolution No. 2015-6 and maybe it might be more appropriate for Councilwoman Greer to answer as well. Had this been in the Safety Committee for discussion by any chance?

President Somich: This has not been in Committee. **Councilwoman Fellows:** But Rules has recommended to waive the Three Reading Rule and pass? **President Somich:** Yes. **Councilwoman Fellows:** Has everybody read the agreement attached to this Grant? Has anybody read the agreement attached to the Grant? **Councilwoman Fellows:** Well, I think that Councilwoman Greer was indicating that she was going to have a Safety Meeting; I'd like to see this discussed and I would also like to see the Resolution amended to add the agreement attached to it as well. **President Somich:** To my knowledge, the first time that this has come to Council was this past Monday that it had been discussed. The bid as of Monday, had not yet been approved, I don't know if that has happened in the last couple of days. **Mayor Weger:** It was discussed in the budget hearings because it was included in the budget but the Police Department or Fire Department has talked about it since last year and they wanted to do this to reduce the worker's comp. We have very heavy patients and it lifts the people up and then slides, loads into the ambulance and so because of that they talked about it last year and we didn't have any grants available and that's why it's coming about now. So what has got to happen is....I think that grants get awarded either today or next Thursday, one of the two and we have ninety days to purchase it. So we are on a time frame that's a little crunched to get the \$40,000. **Councilwoman Fellows:** Okay, I understand and I don't want to make this a topic of discussion at the Council Meeting because I think that it would have been best served in the Safety Committee Meeting but one of the questions they have on the contract agreement that needs to be signed is that the employer agrees to allow a Bureau

of Worker's Compensation Safety Consultant to conduct a comprehensive safety evaluation of their overall safety practices and the employer agrees not to eliminate jobs due to participation in the Safety Intervention Grant Program; all the interventions must receive approval prior to the purchase in order to qualify for the grant. So have we done...has the Bureau of Worker's Compensation come in and done that comprehensive safety evaluation and if they have what are the results because what this agreement...and this is from the website so I don't know where we are with our ducks.

Law Director Lobe: This would be a question more properly addressed by our Fire Chief. **Councilwoman Fellows:** I tried today and I was told that he wasn't available.

Law Director Lobe: I missed him today too in preparation for this evening's meeting.

Councilwoman Fellows: I had some other money questions and Frank Brichacek got back to me promptly.

Law Director Lobe: It's just a timing....if we want it, there is a timing issue that may go into effect. It's already been appropriated and if we get it and we were hopeful if we even going to know today; I don't know if we got it today because they said we might know today. We have ninety days then in which to purchase it and then to further complicate the matter....

Councilwoman Fellows: But you can get an extension.

Law Director Lobe: You can but you have to ask for it.

Councilwoman Fellows: As is from what I read.

Law Director Lobe: I am sure that you can, they are liberally granted. Also the Chief is already looking, if this is passed, if we get the grant and if we accept the grant the next motion is that we would be presenting an ordinance to you either to go out to bid because the Police Chief, the Fire Chief thinks that he can get it even cheaper than the State authorized prices...**Mayor Weger:** Let me say, no he can't. **Law Director Lobe:** I didn't think that he would be. **Mayor Weger:** The Stryker cot is the only cot that's available with this grant and we're going right to the distributor. **Law Director Lobe:** That's why even on your agenda tonight so that we can even eliminate the Motion to authorize the Mayor to seek bids for the power lift cots. That was just something that the Fire Chief thought that he might be able to save the City money. He is trying to be aggressive to save the City money, I thought that he is not probably going to do better than the State thing but he wanted to possibly try it and that is why I was trying to call him today so that he could eliminate that motion because if this is passed the next one will be that we are going to buy it from the State authorized bid prices. But this is up to the majority of this Council and again we need five to approve of it, so if we are not going to get the five votes don't vote for it tonight because it is going to stretch it out way too far. Okay, that's all I ask.

President Somich: If I could go back on one thing that I had said when I first answered I said that the first time that we had seen it, I was referring to the Resolution, I wasn't referring to the past discussions, but the first time that we had seen the Resolution was this past Monday night in order to discuss it and that particular item that you got off the internet was not attached to it so we did not read that. We were certainly looking at the idea of being in the position of accepting \$40,000 and that was the majority of the discussion on Monday night.

Councilwoman Fellows: But at a previous Council Meeting you already had the First Reading on it. **President Somich:** Well, if it did, I also wasn't at the last meeting so it hadn't yet, so it was already read at that first meeting. Other Members here might recall that.

SAFETY – Jennifer Sommers Greer, Chair

Committee Members: Christopher L. Biro, Christopher Hallum

President Somich: Mr. Greer, I believe that you had wanted to announce a Safety Committee Meeting this evening. Chair Greer announced that a Safety Committee Meeting has been scheduled for 6:00pm on Monday, July 6th.

OTHER COUNCIL REPRESENTATIVE REPORTS

There were no other Council Representative Reports presented.

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.

Public Portion was opened at 7:24pm and with no one coming forth from the public sector, Public Portion was promptly closed at 7:24pm.

UNFINISHED BUSINESS

There was no unfinished business to be addressed by the Members.

LEGISLATION

ORDINANCE NO. 2015-25 – THIRD READING

1st Reading: May 28, 2015

2nd Reading: June 11, 2015

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Biro to adopt Ordinance No. 2015-25.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Ordinance No. 2015-25 has been adopted.

ORDINANCE NO. 2015-26 – SECOND READING

1st Reading: June 11, 2015

AN ORDINANCE ADOPTING A TAX BUDGET FOR THE FISCAL YEAR 2016 FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

President Somich declared that Ordinance No. 2015-26 would remain on Second Reading.

ORDINANCE NO. 2015-27

AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 141 – FIRE DEPARTMENT, SECTION 141.05 – EMERGENCY CALL FEES, SUB-SECTION (d) – FEES OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Greer to suspend the Three Reading Rule for Ordinance No. 2015-27.

Roll Call: Biro-yes, Fellows-no, Greer-yes, Plecnik-no, Somich – yes

MOTION FAILS: 3-AYES/2-NAYS

President Somich declared that the Motion to Suspend the Three Reading Rule for Ordinance No. 2015-27 has failed; therefore, Ordinance No. 2015-27 will remain on First Reading.

ORDINANCE NO. 2015-28

AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.18 – UNIFORM ALLOWANCE FOR SAFETY FORCES, SUB-SECTION (a) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Greer to suspend the Three Reading Rule for Ordinance No. 2015-28.

Roll Call: Biro-yes, Fellows-no, Greer-yes, Plecnik-no, Somich – yes

MOTION FAILS: 3-AYES/2-NAYS

President Somich declared that the Motion to Suspend the Three Reading Rule for Ordinance No. 2015-28 has failed; therefore, Ordinance No. 2015-28 will remain on First Reading.

President Somich: I would like to interrupt just for a quick moment, I don't know if this is proper but obviously our Fire Chief is watching the Meeting and he heard the earlier conversation and he did pass on that City has had and passed the Bureau of Worker's Compensation Safety Assessment that was done prior to submitting the grant request. Through the wonders of technology we were able to communicate that.

ORDINANCE NO. 2015-29

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2015-15 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2015 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE PURCHASE AND EQUIPPING OF TWO NEW VEHICLES TO BE UTILIZED BY THE POLICE DEPARTMENT AND REPEALING CONFLICTING LEGISLATION.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Plecnik to suspend the Three Reading Rule for Ordinance No. 2015-29.

Councilman Plecnik: From my understanding of the discussions with respect to the Police cars we're still waiting on the last order; it's important to get into the queue so I think that it is worthy of waiving the Three Reading Rule given that we have to wait so long to get these Police cars.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that the Three Reading Rule for Ordinance No. 2015-29 has been suspended.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Biro to adopt Ordinance No. 2015-29.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Ordinance No. 2015-29 has been adopted.

ORDINANCE NO. 2015-30

AN ORDINANCE DIRECTING THE MAYOR TO SIGN ANY AND ALL NECESSARY DOCUMENTS TO SECURE THE PURCHASE OF POLICE VEHICLES FOR BUDGET YEAR 2015 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.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Plecnik to suspend the Three Reading Rule for Ordinance No. 2015-30.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that the Three Reading Rule for Ordinance No. 2015-30 has been suspended.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Biro to adopt Ordinance No. 2015-30.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Ordinance No. 2015-30 has been adopted.

RESOLUTION NO. 2015-6 – SECOND READING

1st Reading: June 11, 2015

A RESOLUTION TO ACCEPT A SAFETY GRANT IN THE AMOUNT OF \$40,000 FROM THE OHIO BUREAU OF WORKERS COMPENSATION AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Greer to suspend the Three Reading Rule for Resolution No. 2015-6.

President Somich asked if there was any discussion on the Motion.

Councilman Plecnik: I would like to get a sense for exactly what the Fire Chief told us, as I understand Councilwoman Fellows' concern there are several requirements that have to be met in this contract so could you restate for us what the Fire Chief shared.

President Somich: I can do that he says that we did have and passed the Bureau of Workers Compensation Safety Assessment that was done prior to submitting the grant request.

Councilman Plecnik: And Councilwoman Fellows, I known that was one of the concerns that you had listed, what were the others. I think that we should discuss them because that is really the question, is this really right to be voted on tonight or do we have other issues that need to be resolved. I'll confess that I was not able to attend the Rules and Legislation Meeting on Monday, just the same as Councilwoman Fellows so I haven't seen this contract and I'm just trying to make sure that if we vote on this tonight, we actually have all the relevant information. It sounds like we've gotten past one of the concerns but I would like to kind of go over that contract one more time Councilwoman Fellows.

Councilwoman Fellows: I can, although I'm not sure if this is the type...because I don't think that this action has taken place, but it says...the first part says that the employer agrees to allow the Bureau of Workers Compensation to conduct a Comprehensive Safety Evaluation of their overall safety practices, so that would be the overall safety practices of the Fire Department and I would like to see the results of that so I will request that of Chief Harmon.

Mayor Weger: Here they are right here (shows Councilwoman Fellows his cell phone). We got all fours out of five.

Councilwoman Fellows: Okay, but then the second part says further the employer agrees not to eliminate any jobs due to participation in the Safety Intervention Grant Program. Which it says that all your interventions must receive approval prior to the purchase but doesn't really make a lot of sense, that sentence is just saying unless they are making a pledge that they were not going to do that.

Mayor Weger: We have no plans to terminate any of the full time firemen.

Councilwoman Fellows: I mean I'll pass you know, waiving the Three Reading Rule but then I would like to amend the Resolution to add this contract and also that report as well.

President Somich: That's fine we can do that. **Councilwoman Fellows:** As long as everyone is in agreement with that.

Councilman Biro: I understand Nancy's concerns this is not...you know this has happened before where that very little notice on monies that are available and our attempt to gather them, we do have other concerns but this is....it is my understanding that this is kind of time sensitive also, correct. But there is a good chance that we won't get the grant so it's a mute point, correct.

Mayor Weger: Yeah, they are meeting on it either tonight or next Thursday.

Councilman Biro: So in order to facilitate funds that are given to us I think that it is important and certainly in terms of Workmen's Compensation issues and things like that we see where I work, we see these emergency squads come in and many of them have these lifts and when they say that our population is somewhat large that's an understatement because there are some really big people out there and this is a really good thing for the City, so I do support it; and to try to obtain these monies it is important to do it...**Councilwoman Fellows:** It sounds like Stryker has a monopoly on it.

Councilman Biro: Unfortunately they do and on a lot of things like some of their contract bids with the Clinic.

Mayor Weger: If we want to amend it to add that contract and this there's no problem. **Councilwoman Fellows:** Okay.

Law Director Lobe: If you are going to amend this, to make the motion to amend it is going to take four votes to approve that...**Councilwoman Fellows:** We have that. **Law Director Lobe:** Then you are going to have to waive the Two Day Notification Rule...**Councilwoman Fellows:** We can do that...**Law Director Lobe:** And then the Three Reading Rule and then the actual vote, okay.

President Somich: So we would ask at this time to retract the Motions for waiving the Three Reading Rule so that we can do this in the proper sequence.

Councilman Biro: Okay I retract that. **President Somich:** And Councilwoman Greer do you retract your Second? **Councilwoman Greer:** Yes.

President Somich: Okay thank you very much. We are back to square one and we would like to have the amendment proposed, Mrs. Fellows.

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Plecnik to amend Resolution No. 2015-6 to add a copy of the Comprehensive Safety Evaluation and the Ohio Bureau of Workers' Compensation Agreement to the Resolution.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that the Three Reading Rule for Resolution No. 2015-6 has been amended.

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Biro to suspend the Two Day Notification for Resolution No. 2015-6-AS AMENDED.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Two Day Notification Rule for Resolution No. 2015-6-AS AMENDED has been suspended.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Fellows to suspend the Three Reading Rule for Resolution No. 2015-6-AS AMENDED.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Three Reading Rule for Resolution No. 2015-6-AS AMENDED has been suspended.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilwoman Fellows to adopt Resolution No. 2015-6-AS AMENDED.

Roll Call: 5 AYES – unanimous

MOTION PASSES

President Somich declared that Resolution No. 2015-6-As Amended has been adopted.

NEW BUSINESS

- **Motion of Council for the Police Chief to dispose of Surplus Firearms in accordance with State and Federal Law**

MOTION MADE BY COUNCILMAN BIRO, seconded by Councilwoman Fellows for the Police Chief to dispose of Surplus Firearms in accordance with State and Federal Law.

Roll Call: 5 AYES – Unanimous

MOTION PASSES

President Somich stated that the Motion carries.

President Somich: There is a second Motion that is listed on our Agenda that is not appropriate at this time for us to ask for that Motion because, number one we have not yet received the Grant and secondly it has been determined that if we do receive the Grant it will come back to us in terms of an Ordinance for us to approve going ahead to actually making the purchase through the State Program.

- **Motion of Council authorizing the Mayor to seek bids for two Power Lift Cots and one Power Load System**

FOR THE GOOD OF THE ORDER

Councilman Plecnik:

Excited to share that two of our residents Linda Fulton and Cheryl Ota along with myself delivered a set of what we call "Safety Buckets" to the Willoughby-Eastlake School of Innovation on Chardon Road in Willoughby Hills. The idea behind the Safety Bucket is that you have various items that are necessary in a crisis like bottled water, bandages, etc. to help make our classrooms safer in the event that you need those emergency items. It has been done in a lot of cities by Lions Clubs; this is sponsored by the North Coast Lions which has a lot of Members in Willoughby Hills and the very first school selected was the School of Innovations. So we were able to deliver them to the new Principle Brian Patrick, we had a full tour of the facilities and we are grateful to have the first piece of the project done but for anybody that would like to help contribute in the future you can contact the Chairwoman of the Committee Linda Fulton at LindaFulton70@att.net. Email her for donations. We calculated that the average cost of a Safety Bucket, one per classroom is \$25.00 to \$30.00 so you can do an awful lot of good. But the very first school to be served is the school of Innovation here in Willoughby Hills and I have to tell you that getting to go through the facilities, I am so excited for the first class of kids to go through there, it is going to be a brilliant program.

Law Director Lobe:

I would like to give my condolences to the Sivalizan Family. When I first started in 1997 I had the pleasure of meeting Dr. Faye as I always called her and she was a colorful woman, she really was. We didn't agree on everything but she was truly a colorful woman and we always at the end of the day had an understanding somehow. She always had questions, she always came, I'm going to miss her. And I also got to know her family members; she is survived by a son and daughter who live out of State and we have had communications with them so it is a unique day here in Willoughby Hills because she was an owner of one of the largest tracks of property and she was up here at City Hall a lot; numerous issues for a lot of things and I for one am going to miss her.

President Somich:

I would like to add to that too, Mr. Lobe because although she did get upset with us and sometimes rightfully so, and sometimes maybe not in our minds, but she was a lady, she was always a lady, always dignified, always made her points and we could talk amicably after those points were made and that's something very special because sometimes when people are upset we can't carry on those personal feelings, but she was always separate what was business and what was humanity. A very special lady and we will miss her.

Councilman Biro:

Wished everyone a Happy and Safe July 4th!

ADJOURNMENT

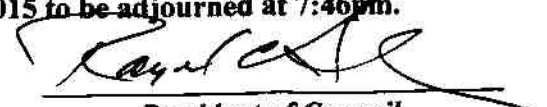
MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Fellows to adjourn the Regular Council Meeting of June 25, 2015.


Roll Call: 5 AYES - unanimous

MOTION PASSES

President Somich declared the Regular Council Meeting of June 25, 2015 to be adjourned at 7:46pm.

APPROVED: September 24, 2015
Date


President of Council

ATTEST: 
Victoria Ann Savage, CMC
Clerk of Council