

City of Willoughby Hills

Organizational Meeting of Council

Minutes of January 6, 2014

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 wherever possible.

7:02 p.m. - Organization Meeting of Council called to order by Law Director Thomas G. Lobe pursuant to Article III, Section 3.23 of the Charter of the City of Willoughby Hills.

Pledge of Allegiance

Law Director Lobe stated for the record, it is his understanding that all the newly elected officials, Councilman Plecnik and Councilman Hallum have been sworn-in and Councilwoman Fellows and Councilman Fiebig were also sworn-in, in an official capacity.

Law Director Lobe stated that he will be taking roll call.

Roll Call of Council: Councilman Christopher L. Biro, Councilwoman Nancy E. Fellows, Councilman David M. Fiebig, Councilman Frank A. Germano, Councilman Kevin D. Malecek, Councilman David A. Reichelt, Councilman Raymond C. Somich

Also Present: Mayor Robert M. Weger, Law Director Thomas G. Lobe

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.

Law Director Thomas G. Lobe opened the Public Portion at 7:03 p.m. directing anyone from the public to come forth to address Council with their comments pertaining to the Organizational Meeting set forth by the Agenda. With no one coming forth from the public sector, Public Portion was closed at 7:03 p.m.

ORGANIZATION OF COUNCIL

City Charter – Section 3.25

Motion to appoint Clerk of Council

MOTION WAS MADE BY COUNCILMAN SOMICH, to appoint Vicki Savage to serve as Clerk of Council for the upcoming term. Ms. Savage was in agreement with the motion brought forward to serve as Council Clerk. The Law Director then requested if there were any other nominations, and proceeded to request three separate times for nominations. The Law Director noted that Ms. Savage was the only individual nominated at the time, therefore nominations were closed. The Law Director stated that the residency issue should be waived, in the past the Law Director is on record stating that the matter could be dispensed with for it is a matter that doesn't need to be formally dispensed with; however, it is always good to have things on the record. The Law Director stated that Ms. Savage does have the qualifications, at least from the Law Director's

perspective; he wanted to state for the record and could debate the issue further with the Members. The Law Director directed the Members to view the Job Description for the Clerk of Council, the Job Description is what she has done for the last twelve years: Accountable to the President of Council, Reports to all Members of Council, Collaborates with the Law Director and that she does on a routine basis, Liaison between Council, Mayor and his Administrative Staff. The Law Director further stated that the responsibilities are numerous, the ones that the Law Director feels that Ms. Savage has done in the past, not only in a good fashion, but a great fashion are: Fulfill public records requests according to Law, which is a huge and growing issue, Work with Council President and the recodification company to ensure accuracy, Maintain good personal relations with all Members of Council, and the biggest responsibility is to ensure that the Council Clerk's position and duties do not become political in any form. Ms. Savage has maintained all of the job responsibilities listed in the Job Description and the qualifications, she still continues to maintain all of them. The Law Director stated with the appointment of Vicki Savage, he would like an amendment indicating that the residency aspect is waived if Ms. Savage is appointed.

The Law Director stated for the Members of Council, that the nomination is for Vicki Savage to serve as Clerk of Council with the further understanding that the residency requirement would be waived. The Law Director questioned Members as to if there is any discussion on the nomination and the amendment which has been included.

Roll Call: 7 AYES – unanimous

MOTION PASSES

Law Director Thomas Lobe stated that Vicki Savage is to serve as Clerk of Council.

City Charter – Section 3.22

Nomination of President of Council

Law Director Thomas Lobe stated according to Section 3.22 of the City Charter, there will be a nomination of President of Council; this will be a two-step process, first will be the nomination of President of Council and thereafter, there will be a nomination for Vice President of Council. Upon nomination of the President of Council, the Law Director will pass the gavel on to the newly appointed Council President and then the newly appointed Council President will continue with the nomination for the Vice President and will continue to run the meeting tonight as well as all future meetings pursuant to the City's Ordinances and schedules.

The Law Director opened the floor for the consideration of nominations for the position of President of Council.

COUNCILMAN BIRO nominated Councilman Raymond C. Somich for the position of President of Council. Councilman Somich accepted the nomination.

Councilman Somich accepted the nomination. Law Director Lobe asked three separate times for any other nominations; there were none. The Law Director put the nomination to a vote of Council.

Roll Call: Biro-yes, Fiebig-yes, Fellows-yes, Germano-yes, Hallum-yes, Plecnik-no, Somich-abstain

MOTION PASSES: 5 AYES/1 NAY/1 Abstention

Law Director Lobe passed the gavel to President of Council Raymond C. Somich.

President Somich thanked the Board for its trust in him, this does mean a lot to him, and he wanted to thank the Members for their trust that they placed in him. President Somich is sorry that there was not a unanimous vote on his appointment, perhaps we can talk about that, those who descended, in order to be able to move forward. President Somich feels that there is nothing more important at this time, for this community, to work together, as a unified body. President Somich continued to say that we are faced with some very serious challenges, especially financially, and these are not of the making of this body, they are not of the making of Administration to have the funds that have been cut to us from the State and to lose our second largest employer; causing some financial problems for us that we need to overcome collectively. President Somich hopes that we can work together and he thanks everyone for the trust in him to try to make that happen.

President Somich opened nominations for the position of Vice President of Council.

COUNCILMAN FIEBIG nominated Councilwoman Nancy E. Fellows for the position of Vice President of Council. Councilwoman Fellows accepted the nomination.

President Somich asked three separate times for any other nominations; there were none. President Somich stated that there being no further nominations, nominations are closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich stated that Councilwoman Nancy E. Fellows will serve as Council Vice President. President Somich also stated that he looks forward to working with Councilwoman Fellows.

Councilwoman Fellows thanked everyone for their vote of confidence for her to continue serving as Vice President of Council. Councilwoman Fellows stated that she has learned a lot over the last couple of years, and she is looking forward to working with President Somich, helping him in any capacity that he might require from her.

COMMITTEES OF COUNCIL

Administrative Code – Section 121.01(c)(1) Committees

President Somich stated that the Members have been communicating on a individual basis, not collectively, but on an individual basis, to try to obtain information on where people think that they can best serve as a Committee Chair. President Somich distributed a grid that he had prepared for the Members to review. President Somich stated that this has been very difficult for there have been a couple of Committees that have virtually had everybody request to either Chair or to serve on and there is one Committee that no one has requested to Chair or serve on and there is one that only one person has requested to be a part of, so there are definite holes in the schedule to work out. What President Somich has provided to the Members and the responsibility of today is to appoint Chairs where ever we possible can and to officially set-up these Committees of Council and at that point, the members are determined by the Chair, that is the policy for our new Members of Council. All that President Somich is putting on the grid is recommendations for Members as according to who has requested to be on these Committees. So looking at the sheet, everybody that is listed is a possible members are people who have requested to be on the Committee and then there are some additional ones, that are located on the right side that have also requested on the Committee and further at the right side, for reference are the 2013 Chair and Members of each Committee, the President provided that so that we did know who had the experience and tenure of being on those Committees because the Chairs will then be responsible to complete the Committees with the Members. The Committee that stands out is Recreation, we will have to discuss what to do because we do have some conflicts with that particular Committee of Council. President Somich addressed Councilman Plecnik by asking if he expressed interest in being a part of Safety because is wasn't sure. Councilman Plecnik answered by stating that he didn't believe that it had been discussed, however, he would be happy to serve on any Committee. President Somich requested that the Chairs of the Committees to please consider the Members as indicated on the grid.

Councilwoman Fellows stated that pertaining to the Chair of the Recreation Committee. The Charter does not state that the Chair has to serve or attend all Recreation Commission Meetings, unlike Planning and Zoning. Whoever is appointed to Chair the Recreation Committee can certainly communicate with the Chairman of the Recreation Commission, can review the minutes to see if there are items that are more applicable to present to Council. Over the years, there have not been too many Recreation Committees called; meetings have been called to address use of public property, rental rates for the Community Center and a Memorandum of Understanding between the City and the Boys League.

Councilman Fiebig addressed President Somich by stating that he did serve as Chair of the Finance Committee and it wasn't reflected on the grid, prepared by President Somich. Councilman Fiebig stated that President

Somich had listed himself to serve as Chair of the Finance Committee, not knowing that he would be serving as President of Council. Obviously, the President of Council is a Committee Member of just about every Committee. Councilman Fiebig stated that it was important to him to carry on as the Chair of the Finance Committee.

Councilwoman Fellows stated that she was erroneous in appointing Councilman Fiebig as Chair of the Finance Committee, per Charter; it should have been by the vote of the Members of Council.

President Somich responded by stating that Councilwoman Fellows, just addressed the issue of who were officially the Members of Committees because these are reflected as officially by Council activity. It was not meant to disregard the service of Councilman Fiebig, but officially were the members of Council per Committee. President Somich also stated that as far as putting his name as Chair of the Finance, it was not without precedent, as a matter of fact, last year and in others years, we have had the Chairman who also served as Council President. President Somich further stated that because of what he stated earlier this evening, the financial situation of our City is very much top of mind for all of us. It is top of mind for each one of us, individually and collectively, President Somich would very much like to be the Chair of the Finance Committee, this particular year. President Somich believes that to further the efforts of all of the City, in terms of increasing revenue and minimizing expenses, is important to all of us and that is why if President Somich is to serve in one additional area, that would be the area, and he feels important about it. President Somich also stated that he had served in that capacity for a number of years, so he does have experience in that area as well.

To that point, Councilman Fiebig, stated that the President will be busy with duties of running and organizing the Meetings of Council. Councilman Fiebig stated that he would be able to concentrate his full efforts on the Finance Committee and work with the President on that, teaming up and putting heads together, Councilman Fiebig feels that he would be the most able to dedicate the most amount of effort to that Committee. Councilman Fiebig stated that he has attended all the meetings of almost all of the Committees throughout his six years of service, he is dedicated and would put a 110% effort into it, with no other distractions from any other Committee. Councilman Fiebig would like the body to consider appointing him as Chair of Finance, so he could continue the work he started in December.

President Somich responded that these appointments are ass subject to vote; we will have to vote to formally form the Committees for this term and to also vote on the Chairs and at that point the Chairs are able to appoint their members; so that is the practice that we will be having. President Somich stated that this is all a purposed situation; this is not a finalized sheet.

Councilman Plecnik stated that he would be willing to serve as Chair of the Recreation Committee and the Council Representative to the Commission if it were understood that he couldn't attend all of the meetings due to a conflict with his classes, he teaches on Wednesday evening, so that he could free up his evenings to be in attendance at Council Meetings. Councilman Plecnik would be able to attend all summer meetings as well as December and January meetings, it would depend on what the Members would want to do, Councilman Plecnik could attend about half of the meetings.

Councilman Biro added that if there an important issue being addressed by the Recreation Commission, Councilman Plecnik could designate a Member of Council to be in attendance. Councilman Biro stated that he had Chaired the Recreation Committee twice, and occasionally it is nice to have a Member of Council to be in attendance.

President Somich questioned the Law Director as to if a formal motion needs to be made to form a Finance Committee. The Law Director responded that a formal motion of council does need to be made and because it is a formal motion, the majority of Council is all that is required. The Law Director recommended that the Members do not abstain, even when voting for oneself.

President Somich entertained a Motion to formally establish a Finance Committee of Council for this coming term.

MOTION WAS MADE BY COUNCILMAN BIRO to have President Somich serve as Chair of Finance.

President Somich thanked Councilman Biro; however, President Somich stated that he was not asking for that, he was requesting that the Council Committee be established.

Members of Council and the Law Director stated that these are Standing Committees of Council.

President Somich stated that we have a Motion by Councilman Biro to appoint President Somich to serve as Chair of the Finance Committee, and requested a second. Councilwoman Fellows second the Motion. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich entertained a Motion from Council for the Chair of the Planning and Zoning Committee.

COUNCILMAN PLECNIK nominated Councilman David M. Fiebig to Chair the Planning and Zoning Committee.

President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich entertained a Motion from Council for the Chair of the Recreation Committee.

COUNCILMAN BIRO nominated Councilman John Plecnik to serve as Chair of the Recreation Committee. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Somich entertained a Motion from Council for the Chair of the Rules and Legislation Committee.

COUNCILMAN FIEBIG nominated Councilwoman Nancy E. Fellows to Chair the Rules and Legislation Committee. President Somich stated that Councilwoman Fellows has been nominated to Chair the Rules and Legislation Committee. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich entertained a Motion from Council for the Chair of the Safety Committee.

COUNCILWOMAN FELLOWS nominated Councilman Christopher L. Biro to Chair the Safety Committee. President Somich stated that Councilwoman Fellows has nominated Councilman Biro, do we have a second; Motion seconded by Councilman Germano.

President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich requested nominations for the Chair of the Service Committee.

COUNCILMAN BIRO nominated Councilman Hallum to Chair the Service Committee.

Nomination seconded by Councilwoman Fellows.

President Somich stated that Councilman Hallum has been nominated to Chair the Service Committee. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich opened the nominations for the Chair of the Utilities Committee.

COUNCILMAN BIRO nominated Councilman Frank A. Germano to Chair the Utilities Committee. Councilman Germano accepted the nomination. Nomination seconded by Councilwoman

Fellows.

President Somich stated that Councilman Frank A. Germano has been nominated to serve as the Chair of the Utilities Committee. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

Administrative Code – Section 121.01(c)(3)

Personnel Relations Committee

President Somich stated that he would consider a Motion of Council for the Chair of the Personnel Relations Committee. President Somich clarified for the new Members of Council that this Committee meets very infrequently, it meets when we have vital issues internally and usually meets in Executive Session.

COUNCILMAN GERMANO nominated Councilman Christopher L. Biro to serve as the Chair of the Personnel Relations Committee. Nomination was seconded by Councilwoman Fellows.

President Somich stated that Councilman Christopher L. Biro has been nominated to serve as Chair of the Personnel Relations Committee. President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

COUNCIL REPRESENTATIVES FOR SUBCOMMITTEES OF COUNCIL

President Somich explained that we do have various representatives that are appointed by Council. Councilman Fiebig, in the past, has served as the Chagrin River Watershed Partners Trustee and would like to continue to serve as Trustee.

President Somich asked if there is a Motion for Councilman Fiebig to continue in that position or is there a Motion for someone else to serve as Trustee.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Biro for Councilman David M. Fiebig to continue serving as the Chagrin River Watershed Partners Trustee.

President Somich asked three separate times for any other nominations; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

President Somich stated that looking at the top of the grid, there were three people who expressed interested in Planning and Zoning and again, it is up to the Chair to determine its members, but Councilman Plecnik and Councilman Hallum both expressed interest in being members that is why accordingly, Councilman Hallum is

listed in one position and Councilman Plecnik on the other; again, that is up to the Members of Council to determine. Both alternates are in the unlikely case that the main representative cannot attend the meeting.

President Somich stated that officially, we are looking for a nomination for an Alternate as the Trustee for the Chagrin River Watershed Partners. President Somich called for a Motion.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Biro for **Councilman Hallum to serve as the City's Chagrin River Watershed Alternate Trustee.**

President asked three separate times for any other nominations for Alternate Trustee; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

Administrative Code – Section 185.2501 Income Tax Board of Review

President Somich explained that this position is determined by the Members of Council, it can be any Member of Council, for many years, the Chair of the Finance Committee as served as Council Representative; however, it is not required. Councilman Plecnik did inquire about this position and did ask to be the Representative and President Somich stated that he, himself, is will to serve as Representative.

President Somich stated that he would entertain a Motion for the Income Tax Board of Review Representative.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilwoman Fellows for **Councilman John Plecnik to serve as the Income Tax Board of Review Representative.**

President Somich asked three separate times for any other nominations for Income Tax Board of Review Representative; there being no further nominations, nominations were closed.

Roll Call: 7 AYES

MOTION PASSES

City Charter – Section 5.11 Planning & Zoning Commission

President Somich stated that Councilman Fiebig has served as the Planning & Zoning Commission Representative and has offered to serve in that capacity for this coming year.

MOTION WAS MADE BY COUNCILMAN PLECNIK, seconded by Councilman Hallum to have **Councilman Fiebig continue serving as the Representative to the Planning & Zoning Commission.**

President Somich asked three separate times for any other nominations for Planning & Zoning Commission Representative of Council; there being no further nominations, nominations were closed.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Somich requested nominations for the Planning & Zoning Commission Alternate Representative.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to have **Councilman Plecnik serve as the Alternate Representative to the Planning & Zoning Commission.**

President asked three separate times for any other nominations for Alternate Representative for Planning & Zoning Commission; there being no further nominations, nominations were closed.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Somich stated that as a side note, we are not going to vote on the Vibrant Northeast Ohio, is a group we have had presence at for sometime, President Somich is willing attend the meetings; they involve finances, economic development, they involve a number of aspects. President Somich is willing to continue serving and we can look at addressing this in the future.

Former President Reichelt did an excellent job in putting together the Airport Noise Abatement Council and served as a vital member of that group, we will need an official person to serve. Councilman German stated that he is already serving as the City's Representative. President Somich stated that he was not aware of the appointment and we can still discuss the Vibrant Northeast Ohio and the Airport Noise Abatement Council at a future meeting.

CONSIDERATION OF THE POLICIES OF COUNCIL

President Somich stated that the Clerk has provided the Members with the Policies of Council. We will address each Policy individually. Many of these policies have been in effect for a long time; but this is the proper time to discuss any of these policies and to certainly entertain any changes that the Members would want to consider for this coming term. The first is Policy No. 1.

Policy No. 1.

Roll Call of Council will be by rotating alphabetically each Council Meeting. (1/2/80)

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adopt Policy No. 1.

Roll Call: 7 AYES – unanimous

MOTION PASSED

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. Written minutes of Council shall be shortened wherever possible.

(rev. 1/1/02); (rev. 1/3/08)

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Germano to adopt Policy No. 2.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 3.

To provide that the Chair be required to recognize the Mayor, permitting him to participate in matters of discussion before the body. (12/9/82)

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adopt Policy No. 3.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 4.

No legislation can be considered unless it is presented 48 hours in advance, except when such legislation meets the criteria as emergency legislation. This Rule has no provision for suspension. (9/8/84)

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adopt Policy No. 4.

Councilman Germano questioned if this was a Rule of the State or the Charter. Where does this Rule come from? The Law Director responded that he doesn't know the history of it because it even predates him. This is not in the statute; this isn't an emergency provision, where you have to have x amount of votes, this isn't the Three Reading Rule which is by statute and/or by ordinance, this has just been put in there and it is only in Willoughby Hills, as far as he knows, he doesn't know if other cities have the same thing. The Law Director never really understood why it is only a policy, because policies are really the law.

If you really wanted this policy you could make it an ordinance, but not keep it a policy. The Law Director has stated this before; he believes that it is so that the Members receive legislation a few days in advance. He thinks that it ensures that the clerk gets the Members legislation on a timely basis, a lot of times; the particular matter is that you will amend things at the table. Again, he is not sure why it is only a policy, never really quite appreciated that fact. The Law Department would rather it be a law instead of a policy.

Councilman Germano questioned if there is a need to state that this Rule has no provision for suspension. The Law Director responded that if you have an emergency tag with it, then you can have a suspension.

Councilwoman Fellows stated that she believes that it is not really used very often, but it is there if we need it. She feels that because we don't use it often, that is why it is not legislated. Councilwoman Fellows believes that it provides the Members legislation in an amount of time that it can be reviewed and maybe perhaps be able to ask questions for clarification. Councilwoman has no problem for it to be a Policy of Council, for it to be there in case it is needed; it doesn't necessarily have to be a law.

President Somich stated that the Clerk has provided him with information pertaining to Section 121.01(d) of the Administrative Code: Council shall not be required to consider any legislation presented to it for passage at any meeting of council unless such legislation has been submitted to each member of council at last two days prior to the date of the meeting at which it is proposed to be considered. Any such legislation which has not been submitted at least two day prior to the meeting as herein provided shall only be acted upon by Council at the meeting upon the affirmative vote of five Members of Council waiving this rule and consenting to consider such legislation.

The Law Director ruled that it doesn't hurt to have the policy. President Somich stated that the Law Director said that it doesn't hurt to have the policy despite the fact that there is a very similar, if not an identical directive already in the Administrative Code. President Somich stated that we have had some discussion, is there any further discussion on this matter.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 5.

Notification of all new Safety Forces is to be made in writing to the Clerk of Council's Office within 72 hours of hiring. (1/11/96); (revised 1/3/06); (revised 1/4/10).

Councilman Biro stated that the Clerk read "Safety Forces". The Members copy of Policy No. 5 reads "all new City Employees". The Clerk stated the copy was incorrect; Policy No. 5 previously read "Safety Forces" and was expanded to "all new City Employees". The Clerk stands corrected.

President Somich clarified that the originally Policy No. 5 provided to the Members was the correct Policy. President Somich stated that Policy No. 5 states "all new City Employees".

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Fiebig to adopt Policy No. 5.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 6.

Council shall not expend City funds for any charitable or philanthropic purpose. (4/11/96) (4/11/96); (revised 1/3/08)

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilwoman Fellows to adopt Policy No. 6.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 7.

A “reasonable opportunity to hear the public portion” set forth in Chapter 107.08(a) shall be a one-time period of three (3) minutes per person, per meeting. (1/1/02)

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adopt Policy No. 7.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 8.

If any member of Council in attendance at a Council Meeting fails to obey and/or abide by the Chair’s ruling when one is ruled out of order more than twice at any given meeting, that disruptive behavior shall be grounds for expulsion from the meeting for the remainder of the meeting. The Chair shall advise the member of the violation of this rule and the potential consequences after the second violation. A vote of Council without debate for expulsion shall be in order after the third violation is declared by the Chair.

(3/3/97); (Del. 1/1/00); (reinstated 1/1/02); (Revised 1/4/10)

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to adopt Policy No. 8.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 9.

To adopt the Council Seating Arrangement identified “CITY OF WILLOUGHBY HILLS COUNCIL SEATING ARRANGEMENT, Revised: January 4, 2010” to serve as the seating arrangement for Regular and Special Meetings of Council and Working Committee of Council. (1/1/02); (Revised 1/4/10)

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Fiebig to adopt Policy No. 9.

President Somich asked if all the Members had a copy of the Seating Arrangement; for the last ten years or so, we have not had specified places for Council Members to sit. Councilwoman Fellows stated no, until former Member Malecek decided to have some things done differently, the Vice President of Council sat on the other side of the Council Clerk. President Somich stated that there has been some precedent for change other than this; in going way back over the years, probably ten years or more, there were actual district seating set up, so particular district representatives sat in specified seats and at-large representatives sat at specified seats. So for quite a few years, it has been very much “sit where you want” although everyone had seemed to fallen-in normal spots. As it is set up now, anyone can sit where they want at any given meeting. President Somich requested the wishes of Council pertaining to Policy 9.

Councilwoman Fellows serving as Vice President of Council would desire to sit on the other side of the Council Clerk. President Somich stated that it would be to the left of the Council Clerk as shown on the “City of Willoughby Hills Council Seating Arrangement, dated January 1, 2002, established from January 1, 2002 until January 4, 2010.

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Fiebig for the Vice President of Council to sit to the left of the Council Clerk, as depicted in the Seating Arrangement, from January 1, 2002 to January 4, 2010.

Roll Call: 7 AYES – unanimous

MOTION PASSED

President Somich asked if there were any other suggestions and/or changes to the Seating Arrangement or do we have a Motion to adopt.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adopt Policy No. 9 as amended.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Policy No. 10.

The Law Director shall serve as Council’s advisor as to the procedural rules for the conducting of Council Meetings and any other necessary procedures. (1/1/02)

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilwoman Fellows to adopt Policy No. 10.

Roll Call: 7 AYES – unanimous

MOTION PASSED

Councilwoman Fellows stated that going back to Policy No. 1, the last time she looked at the alphabet, “e” came before “i” so we have been voting all night with Councilman Fiebig before Councilwoman Fellows. Councilwoman Fellows realizes that it is only a technicality, just mentioned it since we voted on the Policy.

President Somich questioned if there were any other policies that the Members would like to consider. The Law Director stated that the Members are not limited to considering additional policies and/or changes to just this meeting, they can be addressed in the future.

Councilwoman Fellows asked if there was any legislation to consider for the Regular Council Meeting of January 9, 2014. Councilwoman Fellows stated that if we don’t have any legislation for the next meeting, our Charter states that we need to have our Committee Members in place by the second Regular Council Meeting in January, she would move that we make notification that there will not be a Regular Council Meeting held this Thursday and have our first official Council Meeting January 23, 2014.

President Somich asked the Law Director and the Mayor if there were any concerns with the cancellation of the Regular Council Meeting of January 9, 2014 and there were none.

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Fiebig to cancel the Regular Council Meeting of January 9, 2014 with proper notification to be served by the Council Clerk. The Members of Committees to be reported at the Regular Council Meeting to be held January 23, 2014

Roll Call: 7 AYES – unanimous

MOTION PASSED

ADJOURN

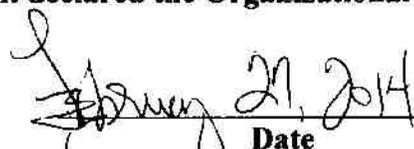
MOTION WAS MADE BY COUNCILMAN FIEBIG seconded by Councilman Biro to adjourn the meeting.

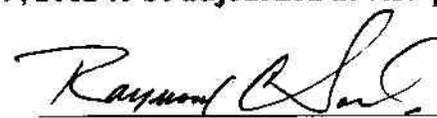
Roll Call: 7AYES – unanimous

MOTION PASSES

President Reichelt declared the Organizational Meeting of January 9, 2012 to be adjourned at 7:59 p.m.

APPROVED:


Date


Raymond C. Somich
President of Council

ATTEST:


Victoria Ann Sayage, CMC
Clerk of Council