

# City of Willoughby Hills

## Regular Council Meeting

### Minutes of January 10, 2013

*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 David A. Reichelt*

#### *Pledge of Allegiance*

#### **Roll Call of Council**

**Members Present:** Councilman Frank A. Germano, Councilman Kevin D. Malecek, President David A. Reichelt, Councilman Raymond C. Somich, Councilman Christopher L. Biro, Vice President Nancy E. Fellows, Councilman David M. Fiebig

**Absent:** City Engineer Richard Iafelice

**Also Present:** Mayor Robert M. Weger, Law Director Thomas G. Lobe, Clerk of Council Victoria Ann Savage

#### **Disposition of the Journal** Regular Council Meeting of December 13, 2012

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to approve the Regular Council Meeting Minutes of December 13, 2012 as submitted.

**Roll Call:** Germano-yes, Malecek-yes, Reichelt-yes, Somich-yes, Biro-yes, Fellows-yes, Fiebig-abstain

**MOTION PASSES: 6 AYES/1 ABSTENTION**

**President Reichelt declared that the Regular Council Meeting Minutes of December 13, 2012 have been approved as submitted.**

#### **Regular Council Meeting of December 27, 2012**

**MOTION WAS MADE BY COUNCILMAN MALECEK**, seconded by Councilman Biro to approve the Regular Council Meeting Minutes of December 27, 2012 as submitted.

**Roll Call: 7AYES**

**MOTION PASSES**

**President Reichelt declared that the Regular Council Meeting Minutes of December 27, 2012 have been approved as submitted.**

#### **Correspondence**

- City Engineer's Status Report for January 2013 (Emailed: January 4, 2013)
- Mayor's Court for month ending December 31, 2012 (Emailed: January 7, 2013)

#### **Notifications**

- Board of Building & Zoning Appeals Meeting of January 8, 2013 (Emailed: December 28, 2012)
- Planning and Zoning Commission & Architectural Board of Review Meeting of January 3, 2013 (Emailed: December 28, 2012)

- Recreation Commission Meeting of January 2, 2013 (Emailed: December 27, 2012)
- Rules & Legislation Committee Meeting of January 7, 2013 (Emailed: January 4, 2013)
- Working Committee of Council Meeting of January 10, 2013 (Emailed: January 8, 2013)

#### ***Minutes***

- Rules and Legislation Committee Meeting of December 27, 2012 (Emailed: January 7, 2013)
- Rules and Legislation Committee Meeting of January 7, 2013 (Emailed: January 8, 2013)

#### ***On File***

- Willoughby Hills Senior Center Activity Pages, January 2013, Issue Number 57

#### **MAYOR'S REPORT – Robert M. Weger**

- Maple Gove – Speed Limit Change and Stop Sign down at Somrack – Police Department is strictly enforcing the Speed Limit
- All Departments planning their budgets for 2013 and being asked for their Annual Reports
- Planning of Veteran's Memorial Park ongoing – Donations being accepted for benches – Boy Scout Troop 562 on board to build Walkway Bridge for the project
- Insurance Broker to meet with Administration and Finance next week to review upcoming health care reform and how it will affect the City
- Residential Summer Sprinkler Program application forms now available
- Free AARP Tax Assistance – appointments every Tuesday from February 5<sup>th</sup> through April 9<sup>th</sup> – Call Mayor's Office for appointment

#### **Acknowledgements**

- Thanks to Council for their work on the Community Center Rates – Recreation Commission is busy getting rates in place and sanctioning groups
- Congratulations to Karen Danko and Kathy Longo on Emerald Glen Title's recognition as Business of the Year by Willoughby Area Chamber of Commerce

#### **Upcoming Events**

Art Gallery Reception – Friday, January 11, 2013 from 7 to 9pm

#### **LAW DIRECTOR'S REPORT – Thomas G. Lobe, L.P.A.**

- Status of Litigation. Reported on a recent case involving a slip and fall at the Community Center and then informed the Members that another case had just been filed and will provide a report to Council when more information becomes available.

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

- No formal report.

#### **CITY ENGINEER'S REPORT – Richard J. Iafelice, P.E., P.S.**

- The City Engineer was not in attendance; therefore there was no formal report.

#### **COMMITTEE REPORTS**

President Reichelt asked if there were any Committee Chairs who would like to provide a report. Committees Reports have been listed alphabetically.

#### **RULES & LEGISLATION – David A. Reichelt, Chair**

Committee Members: Nancy E. Fellows, Kevin D. Malecek

<b>COMMITTEE MEETING OF JANUARY 7, 2013</b>	
<b>Members Present:</b> President David A. Reichelt, Chair, Vice President Nancy E. Fellows, Councilman Kevin D. Malecek	
<b>Also Present:</b> Councilman David M. Fiebig, Councilman Frank A. Germano, Mayor Robert M. Weger	
<b>Purpose of the Meeting was to discuss Pending Legislation and any other business.</b>	
<b>Meeting convened at 6:37pm</b>	
<i>Order of Business</i>	
<b><u>Ordinances 2013-1</u></b> – Approving the creation of a new position and setting the pay rate for Police Department Executive Assistant and Dispatch Supervisor based on a request by the Mayor and Police Chief. The Committee desires to insert language regarding the Mayor’s discretion to set the rate as high as 10% over the minimum, as is typical in past legislation. <b>It was the consensus of the Committee to waive the Three Reading rule and recommend for adoption at Thursday’s Council meeting (Regular Council Meeting of January 10, 2013)</b>	
<b><u>Ordinances 2013-2</u></b> – Approving the staffing level for the position of Part-time Road Worker and the amendment of the Training and Experience Requirements based on a request by the Mayor. <b>It was the consensus of the Committee to waive the Three Reading Rule and recommend for adoption at Thursday’s Council meeting (Regular Council Meeting of January 10, 2013)</b>	
<b><u>Ordinances 2013-3</u></b> – Approving the revision of “Compensation Schedule A” of Chapter 157. <b>It was the consensus of the Committee to waive the Three Reading Rule and recommend for adoption at Thursday’s Council meeting. (Regular Council Meeting of January 10, 2013)</b>	
<b>The Mayor requested an Executive Session to discuss Personnel Issues and was approved by the Committee to be held after Public Portion. All in attendance were invited and the Session commenced at 6:49pm.</b>	
<b>The Committee re-convened after the Executive Session and hearing no further business, the Chairman adjourned the meeting at 8:13pm</b>	
<i>Public Portion</i>	
<b>Opened: 6:53pm Closed: 6:57pm</b>	
Nobody spoke.	
<b>Meeting adjourned at 8:13pm</b>	

#### **SAFETY – Raymond C. Somich, Chair**

##### **Committee Members:**

**Christopher L. Biro, David A. Reichelt**

- Chair Somich stated that he just requested the Mayor’s permission to provide comment as the Safety Chair, for Chair Somich has had a number of people ask him about the tragedy that occurred in our City at the Metroparks. There was a shooting and there was news coverage that a person had been found in a car with gun shots. Chair Somich had talked with the Police Chief regarding this incident and had just checked with the Mayor and they do suspect that the incident was a suicide. That is the belief that it was a suicide and the people who have contacted Chair Somich wanted to know if it was safe to be in the parks, for they jog in the parks, they walk there with their families, and obviously it is a tragedy, at any level but it is a different type of tragedy, when it is a suicide and not some random act of violence. So on behalf of the Safety Committee, Chair Somich wanted to share this information with the various people who may not have received the update.

#### **WORKING COMMITTEE OF COUNCIL – David A. Reichelt, Chair**

- Chair Reichelt reported that the Working Committee of Council met earlier this evening at 6:30pm. There will be formal minutes submitted to the Clerk; however, the entire meeting was an Executive Session to discuss a Personnel Issue. Public Portion was held at 6:31pm and the Committee came back after the Executive Session and adjourned the meeting at approximately 6:58pm.

#### **OTHER COUNCIL REPRESENTATIVE REPORTS**

- There were no other Council Representative Reports.**

## **PUBLIC PORTION**

Section 107.08 – Public Meetings of Municipal Bodies of the Codified Ordinances of the City of Willoughby Hills:  
(a) All meetings of any municipal body are declared to be public meetings open to the public at all times. All meetings shall provide a reasonable opportunity to hear public opinion.

**Public Portion was opened at 7:14pm**

1. **Robert Kowalsky**  
**2585 Timberline Drive**  
**Re: Lower property tax evaluation for 2012; wanted City to look into the issue of the fairness of devaluation across the City; Revamp the Meeting Notices – 24 Hour Notification of all Meetings**
2. **Linda Fulton**  
**2990 Marcum Boulevard**  
**Re: When the Meeting Notification for the Rules and Legislation Committee was posted on City Website**

**Public Portion was promptly closed at 7:18pm**

## **UNFINISHED BUSINESS**

- **There was no unfinished business brought forth to the Members of Council.**

## **LEGISLATION**

### **ORDINANCE NO. 2013-1**

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**AN ORDINANCE ESTABLISHING AND FIXING THE COMPENSATION FOR THE POSITION OF POLICE EXECUTIVE ASSISTANT/DISPATCH SUPERVISOR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

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**MOTION WAS MADE BY COUNCILMAN FIEBIG**, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2013-1.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared that the Three Reading Rule for Ordinance No. 2013-1 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Biro to adopt Ordinance No. 2013-1.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Reichelt declared that Ordinance No. 2013-1 has been adopted.**

### **ORDINANCE NO. 2013-2**

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**AN ORDINANCE ADJUSTING THE REQUIRED STAFFING LEVEL FOR THE POSITION OF PART-TIME ROAD WORKER AND DECLARING AN EMERGENCY.**

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**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Fiebig to suspend the Three Reading Rule for Ordinance No. 2013-2.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared that the Three Reading Rule for Ordinance No. 2013-2 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to adopt Ordinance No. 2013-2.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Reichelt declared that Ordinance No. 2013-2 has been adopted.**

**ORDINANCE NO. 2013-3**

**AN ORDINANCE AMENDING THE WILLOUGHBY HILLS COMPENSATION SCHEDULE A OF CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS SECTION 157.01 – COMPENSATION; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2013-3.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared that the Three Reading Rule for Ordinance No. 2013-3 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN MALECEK**, seconded by Councilman Fiebig to adopt Ordinance No. 2013-3.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Reichelt declared that Ordinance No. 2013-3 has been adopted.**

**NEW BUSINESS**

- There was no new business brought forth to the Members of Council.

**FOR THE GOOD OF THE ORDER**

Councilman Fiebig:

- Wanted to congratulate Councilwoman Fellows on her recent appointment by the Governor to serve on the Ohio State Board of Nursing; the appointment is a four year term.

Councilman Somich:

- Fine Arts Association – Sunday, January 20<sup>th</sup> at 2:00pm will hold an Instrument Discovery for children to try out a variety of instruments, there will also be a variety of art activities and a therapy station will be available for those who may be interested finding out more about music therapies. A full concert will be held at 3:00pm.
- Monday, January 21<sup>st</sup> – Lake Farm Park and Penitentiary Glen offering free activities for kids

**ADJOURNMENT**

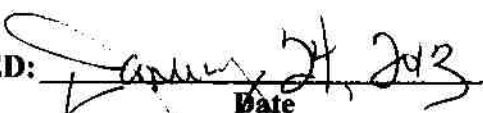
**MOTION WAS MADE BY COUNCILMAN FIEBIG** seconded by Councilman Biro to adjourn the meeting.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared the Regular Council Meeting of January 10, 2013 to be adjourned at 7:25pm**

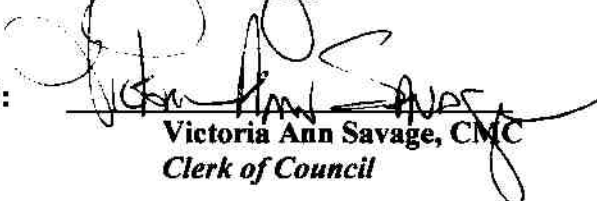
**APPROVED:**

  
Date



**David A. Reichelt**  
*President of Council*

**ATTEST:**

  
**Victoria Ann Savage, CMC**  
*Clerk of Council*