

City of Willoughby Hills

Regular Council Meeting

Minutes of October 11, 2012

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

Also Present: Mayor Robert M. Weger, Law Director Thomas G. Lobe, Finance Director Frank J. Brichacek, Jr., City Engineer Richard Iafelice, Clerk of Council Victoria Ann Savage

Presentation of Proclamation to Kate Biddle – Mayor was not able to present Proclamation to Kate Biddle for she was not in attendance.

Two Full-Time Dispatchers, Julius Petro and David Goldstein were sworn-in by the Mayor. The Mayor stated that if Julius and David were half as good as what everyone has said that they were, they are going to be superior; congratulations and welcome aboard! Police Chief Collins stated that we are honored to have these two gentlemen as full time members of the Police Department, they both bring numerous years of experience as Dispatchers and he thinks that it is just a credit to our City and our Department that we are able to attract well-qualified people for these positions; so we are very excited to have them on board and appreciate having them sworn-in tonight.

Disposition of the Journal Regular Council Meeting of September 27, 2012

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Somich to approve the Regular Council Meeting Minutes of September 27, 2012 as submitted.

Roll Call: 7 AYES - unanimous

MOTION PASSES

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

Correspondence

- Interoffice Memo to Robert M. Weger, Service/Safety Director from Clerk of Council, dated October 2, 2012 re: Ohio Division of Liquor Control – C NEW 7160469 (Emailed: October 2 2012)
- City Engineer's Status Report for October 2012 including Service Committee Agenda & Issues and Utilities Committee Agenda & Issues updated as of October 4, 2012 (Emailed: October 5, 2012)
- Interoffice Memo from Mayor Robert Weger to President David Reichelt, dated October 8, 2012 re: Insurance Renewal Quote for General Liability Insurance (Emailed: October 8, 2012)
- Mayor's Court Monthly Report for September 2012 (Emailed: October 9, 2012)

- **FINANCIAL REPORTS FOR THE MONTH ENDING SEPTEMBER 2012 CONSISTING OF: GENERAL FUND INCOME STATEMENT, CASH RECONCILIATION, PURCHASE ORDER REPORTS, FUND ANALYSIS REPORTS, AND EXPENSE REPORTS (Emailed: October 10, 2012)**

Notifications

- Planning & Zoning Commission and Architectural Board of Review Meeting of October 4, 2012 (Emailed: October 1, 2012)
- Recreation Commission Meeting of October 3, 2012 (Emailed: September 26, 2012)
- Rules & Legislation Committee Meeting of October 11, 2012 (Emailed: October 5, 2012)

Minutes

- Planning & Zoning Committee Meeting of September 24, 2012 (Emailed: October 2, 2012)

On File

- Willoughby Hills Senior Center Activity Pages for October 2012, Issue Number 10

MAYOR'S REPORT – Robert M. Weger

- **Maple Grove Bridge Update**
- **Riviera Ridge Project Update**
- **Canterbury Court Cul-de-sac Project Status**
- **Leaf Pick-Up – in progress now till first snow fall**
- **Polling Locations are on the website for voting day on Tuesday, November 6th**
- **Acknowledgements**
 - Get Well to Councilwoman Nancy Fellows on her surgery recovery
 - Welcome two new Dispatchers sworn-in tonight (Daniel Goldstein and Julius Petro)
- **Upcoming Events**
 - Lions “Poor Man’s Raffle” – Sunday, October 14th at La-Vera
 - Fall Craft Show – Saturday, October 13, 2012
 - CityMusic at St. Noel Church – Friday, October 19, 2012 at 7:30pm
 - Halloween Party – Saturday, October 20, 2012

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

- Reported that he has been working with the Building Commissioner in handling foreclosures and vacant properties within the City.

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

- No formal report given.

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

- Referenced Status Report of October 2012
- SOM Center Road Bridge over I-90
- Failure on Rodgers Road – working with contractor – will provide a report to the Mayor the next week pertaining to recommendations for correction after further evaluation of the situation
- Completed a number of minor drainage projects and currently coordinating with the Lake County Stormwater Management Department to fund improvements to Cricket Lane and some drainage improvements behind Sayle Farm Subdivision
- Recommended Service Committee Meeting to address Stormwater Demonstration Project; draft legislation will be provided for next Regular Council Meeting of October 25th – 100% funded by OEPA/Chagrin River Watershed Partners
- Recommended Utilities Committee Meeting to review sewer rates being legislated by the City of Euclid

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

COMMITTEE MEETING OF OCTOBER 11 2012

Members Present: President David A. Reichelt, Chair, Vice President Nancy E. Fellows, Councilman Kevin D. Malecek

Also Present: Councilman Christopher L. Biro, Councilman David M. Fiebig (6:45pm), Councilman Frank A. Germano, Councilman Raymond C. Somich, Mayor Robert M. Weger

Purpose of the Meeting was to discuss Pending Legislation and any other business.

Meeting convened at 6:40pm

Order of Business

Ordinance 2012- 47 – An appropriation Ordinance for various Stormwater Management projects. It was the **consensus of the Committee to waive the Three Reading Rule and recommend the Ordinance for Adoption at tonight’s Council meeting (Regular Council Meeting of October 11, 2012)**

Ordinance 2012-48 – Authorizing the Mayor to renew the City’s General Liability Insurance Policy. It was the **consensus of the Committee to waive the Three Reading Rule and recommend the Ordinance for Adoption at tonight’s Council meeting (Regular Council Meeting of October 11, 2012)**

Ordinance 2012-49 – Declaring several city vehicles as surplus and authorizing the Mayor to post them in an online auction. It was the **consensus of the Committee to waive the Three Reading Rule and recommend the Ordinance for Adoption at tonight’s Council meeting (Regular Council Meeting of October 11, 2012)**

Resolution 2012-13 – A Resolution approving a Then and Now Certificate for an additional purchase of fuel oil. It was the **consensus of the committee to waive the Three Reading Rule and recommend the Ordinance for Adoption at tonight’s Council meeting (Regular Council Meeting of October 11, 2012)**

Public Portion

Opened: 6:50pm Closed: 6:50pm

Nobody approached the microphone to address the Committee

Meeting adjourned at 6:51pm

SAFETY – Raymond C. Somich, Chair

Committee Members: Christopher L. Biro, David A. Reichelt

- Chair Somich announced that a Safety Committee has been scheduled will be making it a Public Meeting to discuss the expanded deer population in the City. The meeting has been scheduled for next Tuesday, October 16th in Council Chambers at 6:00pm. Jason Keller of the ODNR, Bob Bartolotta of the Cleveland Museum of National History, and John Grantham of Lakemetro Parks have been invited to attend.

OTHER COUNCIL REPRESENTATIVE REPORTS

- There were no other Council Representative Reports presented to Council.

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, was promptly closed at 7:24pm.

UNFINISHED BUSINESS

- There was no unfinished business to be brought forth to Council.

LEGISLATION

ORDINANCE NO. 2012-47

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2012-13 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2012-47.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-47 has been suspended.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Fiebig to adopt Ordinance No. 2012-47.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-47 has been adopted.

ORDINANCE NO. 2012-48

ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT(S) FOR GENERAL LIABILITY INSURANCE COVERAGE FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilwoman Fellows to suspend the Three Reading Rule for Ordinance No. 2012-48.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-48 has been suspended.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilwoman Fellows to adopt Ordinance No. 2012-48.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-48 has been adopted.

ORDINANCE NO. 2012-49

AN ORDINANCE TO DECLARE CITY VEHICLE(S) AND/OR EQUIPMENT AS SURPLUS PROPERTY AND GRANTING AUTHORIZATION TO SELL SAID SURPLUS VEHICLE(S) AND EQUIPMENT ON THE OPEN MARKET, UPON SUCH TERMS AND AT SUCH PRICES AS ARE DEEMED MOST ADVANTAGEOUS TO THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2012-49.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-49 has been suspended.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Germano to adopt Ordinance No. 2012-49.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-49 has been adopted.

RESOLUTION NO. 2012-13

A RESOLUTION TO APPROVE A THEN AND NOW CERTIFICATE AND TO AUTHORIZE THE FINANCE DIRECTOR TO DRAW A WARRANT FOR THE ORDERS OR CONTRACTS ASSOCIATED WITH SUCH CERTIFICATE.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Somich to suspend the Three Reading Rule for Resolution No. 2012-13.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Resolution No. 2012-13 has been suspended.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Fiebig to adopt Resolution No. 2012-13.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Reichelt declared that Resolution No. 2012-13 has been adopted.

NEW BUSINESS

President Reichelt stated that there is a request from the Mayor’s office for Council to designate as surplus an Oil and Fluid Dispenser, this a device that holds eight 55 gallon drums; its use is no longer permitted by EPA regulations so it is therefore surplus, its value is under \$300.00.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Somich to declare as surplus and authorize the Administration to dispense with an Oil and Fluid that is longer permitted for use at a value of approximately \$300.00.

ROLL CALL: 7 AYES – unanimous

MOTION PASSES

President Reichelt declared that said Oil and Fluid Dispenser has been declared as surplus.

FOR THE GOOD OF THE ORDER

Councilman Somich:

- Lake County Council on Aging offering free computer classes to seniors, anyone interested may contact the Council on Aging for more details.
- October 12th – Free Fun day at Lake Metroparks Penitentiary Glen Reservation Nature Center, from 10:00am to 4:00pm
- Lake Metroparks – Opening new Park, Pete’s Pond Preserve located in Wickliffe, behind the High School, on Saturday, October 13th at 10:00am
- Lake County Development Counsel’s Monthly Luncheon being held tomorrow (October 12th): Keynote Speaker, Councilman Kevin D. Malecek

President Reichelt:

- Shredding Event being held in the City of Wickliffe, check City Website for more information
- Fall Craft Show – Saturday, October 13, 2012
- CityMusic at St. Noel Church – Friday, October 19, 2012 at 7:30pm
- Halloween Party – Saturday, October 20, 2012

Councilwoman Fellows:

- Thanked everyone for their support, and well wishes. Councilwoman Fellows stated that her hip replacement was a success and she is on the road to recovery; she couldn’t do it without everyone’s thoughts and prayers.

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 October 11, 2012 to be adjourned at 7:35pm

APPROVED: October 15 2012
Date

David A. Reichelt
David A. Reichelt
President of Council

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