

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
FRANK A. GERMANO
KEVIN D. MALECEK
RAYMOND C. SOMICH

Regular Council Meeting

Minutes of October 25, 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: Councilman Raymond C. Somich, Vice President Nancy E. Fellows, Councilman David M. Fiebig, Councilman Frank A. Germano, Councilman Kevin D. Malecek, President David A. Reichelt

Absent: Councilman Christopher L. Biro, Law Director Thomas G. Lobe

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

MOTION WAS MADE BY COUNCILWOMAN FELLOWS, seconded by Councilman Fiebig to excuse Councilman Christopher L. Biro from the Regular Council Meeting of October 25, 2012.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Reichelt declared that Councilman Biro has been excused from attending the Regular Council Meeting of October 25, 2012.

Disposition of the Journal Regular Council Meeting of October 11, 2012

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Somich to approve the Regular Council Meeting Minutes of October 11, 2012 as submitted.

Roll Call: 6 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Regular Council Meeting Minutes of October 11, 2012 have been approved as submitted.

Correspondence

- Interoffice Memo to Robert M. Weger, Service/Safety Director from Clerk of Council, dated October 15, 2012 re: Ohio Division of Liquor Control – Liquor Permits (C TRFO 8003607-0130 and C TRFO 8003607-0215) (Emailed: October 15 2012)

Notifications

- Planning & Zoning Commission and Architectural Board of Review Meeting of October 18, 2012 has been cancelled for there were no pending projects (Emailed: October 16, 2012)
- Recreation Commission Meeting of November 7, 2012 (Emailed: September 26, 2012)
- Rules & Legislation Committee Meeting of October 23, 2012 (Emailed: October 17, 2012)
- Safety Committee Meeting of October 16, 2012 (Emailed: October 11, 2012)

Minutes

- Rules and Legislation Committee Meeting of October 11, 2012 (Emailed: October 23, 2012)
- **RULES AND LEGISLATION COMMITTEE MEETING OF OCTOBER 23, 2012** (Emailed: October 24, 2012)

MAYOR'S REPORT – Robert M. Weger

- **Maple Grove Road Status**
- **I-90 Bridge Project Status**
- **Leaf Pick-Up – in progress now till first snowfall**
- **Street Repair in progress**
- **Polling Locations are on the website for voting day on Tuesday, November 6th. Early voting available at Lake county Board of Elections in Painesville only**
- **Acknowledgements**
 - Welcome Timothy McCombs, Part-Time Custodial Property Staff Member
 - Congratulations to Part-Time Recreation Coordinator Denise Edwards, Recreation Commission Members and all Volunteers for a great Halloween Party held last Saturday night and a successful Fall Craft Show on October 13th.
 - Congratulations to Detective Ron Parmertor on his acknowledgment from Ohio Attorney General Mike DeWine on receiving his Master Criminal Investigator's Certification from the State.
 - Congratulations to Dr. Ronald Lemmo (a dentist in our City) on his election as American Dental Association's Treasurer
- **Upcoming Events**
 - Pat O'Brien's Kids Halloween Day – Saturday, October 27th from 10-2pm
 - Highland Heights Lions Club – Hosting a charity poker event at Buckeye Charity Poker, 28301 Chardon, WH – November 2, 3, and 4th – Noon to 2:30am daily
 - Election Day – Tuesday, November 6th
 - Veteran's Day Ceremony – inside this year – Sunday, November 11th at 1:00pm

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

- The Law Director was not in attendance; therefore no formal report was given.

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
- Reviewed in the Rules and Legislation Committee were Ordinances 2012-50, 2012-51, 2012-52
- Bridge Work on I-90 with be communicating with the ODOT Area Engineer with respect to the restoration work being done on the concrete

COMMITTEE REPORTS

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

FINANCE – Kevin D. Malecek, Chair

Committee Members: Christopher L. Biro, Nancy E. Fellows

- **Chair Malecek announced that a Finance Committee Meeting will be scheduled for November 8th prior to the Regular Council Meeting to review Financial Reports.**

RULES & LEGISLATION – David A. Reichelt, Chair

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

COMMITTEE MEETING OF OCTOBER 23 2012	
<u>Members Present:</u> President David A. Reichelt, Chair, Vice President Nancy E. Fellows, Councilman Kevin D. Malecek	
<u>Also Present:</u> Councilman David M. Fiebig, Mayor Robert M. Weger, Law Director Thomas G. Lobe, City Engineer Richard Iafelice	
<u>Purpose of the Meeting was to discuss Pending Legislation and any other business.</u>	
<u>Meeting convened at 6:40pm</u>	
<i>Order of Business</i>	
<u>Ordinances 2012- 50, 51, and 52</u> – Ordinances related to the Community Center Stormwater Management Design Project. It was the consensus of the Committee to waive the Three Reading Rule and recommend adoption at the Regular Council Meeting of October 25, 2012.	
A <u>potential Ordinance</u> to acquire the services of Paragrid, LLC for IT services starting in 2013. Further research is required before this can move forward.	
<i>Public Portion</i>	
<u>Opened:</u> 6:08pm <u>Closed:</u> 6:11pm	
Frank Cihula asked the Engineer to clarify the areas in the parking lot that would be treated with new pavement and if the new project would interfere with the sanitary sewer.	
<u>Meeting adjourned at 6:11pm</u>	

SAFETY – Raymond C. Somich, Chair

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

- Chair Somich announced that a Safety Committee Meeting was held on October 16th; the Minutes for that meeting have not been completed. The Meeting was held to discuss the expanded deer population in the City. It was the determination of the Safety Committee that this was not a safety issue that needed to be attended to by the Safety Committee. While it is a problem in the community, it could be looked at by other committees or by Council as a Whole, the Safety Committee will no longer take any further action on the issue of Deer Culling.
- There was a lot of discussion and the presentation of facts, the number of accidents and incidents occurring because of the deer and there were conversations pertaining to the nuisance element of the deer population, reports were given on what was going on in our park system; however, there was no evidence that it was a major problem in our community in terms of safety.
- President Reichelt stated that the Rules and Legislation Committee will be taking up the issue and is currently involved in research.

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 7:17pm and with no one coming forth from the public sector was promptly closed at 7:17pm.

UNFINISHED BUSINESS

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

LEGISLATION

ORDINANCE NO. 2012-50

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH CHAGRIN RIVER WATERSHED PARTNERS, INC. TO PROVIDE PROFESSIONAL SERVICES RELATED TO THE STORMWATER DESIGN AT THE CITY'S COMMUNITY CENTER AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN SOMICH, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2012-50.

Roll Call: 6 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-50 has been suspended.

MOTION WAS MADE BY COUNCILMAN SOMICH, seconded by Councilwoman Fellows to adopt Ordinance No. 2012-50.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-50 has been adopted.

ORDINANCE NO. 2012-51

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH CT CONSULTANTS, INC. TO PROVIDE PROFESSIONAL DESIGN ENGINEERING SERVICES RELATED TO THE STORMWATER DESIGN AT THE CITY'S COMMUNITY CENTER; AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2012-51.

Roll Call: 6 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-51 has been suspended.

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilwoman Fellows to adopt Ordinance No. 2012-51.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-51 has been adopted.

ORDINANCE NO. 2012-52

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH CT CONSULTANTS, INC. TO PROVIDE PROFESSIONAL ENGINEERING SERVICES RELATED TO THE STORMWATER DESIGN AT THE CITY'S COMMUNITY CENTER; AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Fiebig to suspend the Three Reading Rule for Ordinance No. 2012-52.

Roll Call: 6 AYES - unanimous

MOTION PASSES

President Reichelt declared that the Three Reading Rule for Ordinance No. 2012-52 has been suspended.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilwoman Fellows to adopt Ordinance No. 2012-52.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Reichelt declared that Ordinance No. 2012-52 has been adopted.

President Reichelt stated that the Agenda for this evening's meeting included Ordinance No. 2012-53; however, it has been retracted for the moment as Council is not ready to consider this Ordinance and it has been referred back to the Rules and Legislation Committee.

NEW BUSINESS

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

FOR THE GOOD OF THE ORDER

Councilman Fiebig:

- Complimented the fine work of the Service Department for responding to a resident by fixing a pothole
- North/South Rivalry, game to be played at the Classic Field this Friday, October 26th

Mayor Weger:

- Go South - Game to be held at Classic Field, Friday, October 26th
- Happy Birthday to Councilman Germano – joined the ranks of being the same age as that of the Mayor

Councilman Somich:

- Juvenile Diabetes Research Foundation sponsoring Halloween Activity to be held at the Atlas Cinemas in Mentor – free for all who are diabetic, they give out sugar free candy this Sunday from 2-6pm
- Model Railroad - Lakeland Community College, Saturday, November 3rd from 9-2pm. Anyone interested can call 942-3039 for more information

President Reichelt:

- City's Official Halloween Night is Wednesday, October 31st from 6-8pm. There are some safety tips posted on the City's Website.
- Paper Shredding Event being held in the City of Wickliffe on Friday, November 2nd; check City Website for more information


ADJOURNMENT

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

Roll Call: 6 AYES - unanimous

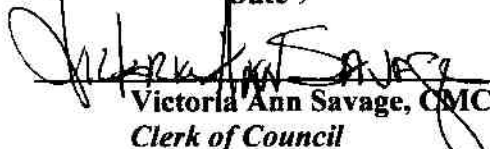
MOTION PASSES

President Reichelt declared the Regular Council Meeting of October 25, 2012 to be adjourned at 7:25pm

APPROVED:  Date



David A. Reichelt
President of Council

ATTEST: 
Victoria Ann Savage, CMC
Clerk of Council