

City of Willoughby Hills

Agenda

Regular Meeting of Council March 26, 2009

7:00 p.m. Regular Meeting of Council Called to Order

Pledge of Allegiance

Roll Call of Council

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

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

Disposition of the Journal Regular Council Meeting of March 12, 2009

Correspondence

- David A. Reichelt, Chairman of the Planning & Zoning Committee of Council to Mrs. Charlotte Schryer, Chairman of the Planning & Zoning Commission, dated March 13, 2009 re: Proposed Ordinances/Revisions to Proposed Zoning Code Amendments previously submitted to the Planning Commission
- City of Highland Heights Resolution No. 13-2009, re: Highland Heights' Unequivocal Opposition to the Extension of the runway at Cuyahoga County Airport
- **Email:** Kevin Delaney to Councilman Reichelt, dated March 20, 2009 re: Noise Abatement Council

Notifications

- Finance Committee Meeting of March 23, 2009
- Finance Committee Meeting of March 26, 2009
- Planning and Zoning Commission & Architectural Board of Review – No pending business; therefore there will be no meeting for March 19, 2009
- Rules & Legislation Committee Meeting of March 23, 2009
- Service Committee Meeting of March 23, 2009

Minutes

- Board of Building and Zoning Appeals Meeting of January 13, 2009
- Planning and Zoning Commission & Architectural Board of Review Meeting of January 15, 2009
- Planning and Zoning Commission & Architectural Board of Review Meeting of February 5, 2009
- Rules and Legislation Committee Meeting of March 23, 2009

MAYOR'S REPORT – Robert M. Weger

LAW DIRECTOR'S REPORT – Thomas G. Lobe

FINANCE DIRECTOR'S REPORT – Joseph G. Mirtel

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

COMMITTEE REPORTS

FINANCE – Raymond C. Somich, Chair

Committee Members: Nancy E. Fellows, David A. Reichelt

PLANNING & ZONING – David A. Reichelt, Chair

Committee Members: David M. Fiebig, Frank A. Germano

RECREATION – David M. Fiebig, Chair

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

RULES & LEGISLATION – Kevin D. Malecek, Chair

Committee Members: Frank A. Germano, David A. Reichelt

SAFETY – David A. Reichelt, Chair

Committee Members: Christopher L. Biro, David M. Fiebig

SERVICE – Nancy E. Fellows, Chair

Committee Members: Christopher L. Biro, Frank A. Germano

UTILITIES – Frank A. Germano, Chair

Committee Members: Nancy E. Fellows, Raymond C. Somich

PERSONNEL RELATIONS – Christopher L. Biro, Chair

Committee Members: Raymond C. Somich, Mayor Robert M. Weger

WORKING COMMITTEE OF COUNCIL – Kevin D. Malecek, President of Council

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.

UNFINISHED BUSINESS

LEGISLATION

ORDINANCE NO. 2009-11

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES & PUBLIC SERVICES, TITLE FIVE – OTHER PUBLIC SERVICES, CHAPTER 941 – USE OF PUBLIC PROPERTY OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-12

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE THREE – CODE ADMINISTRATION, CHAPTER 1111 – DEVELOPMENT PLAN REVIEW PROCEDURES, SECTION 1111.05 – MINOR ALTERATIONS REVIEWED BY ZONING ADMINISTRATOR OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-13

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE THREE – CODE ADMINISTRATION, CHAPTER 1117 – APPEALS AND VARIANCES, SECTION 1117.09 – VARIANCES, SUB-SECTION (a) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-14

AN ORDINANCE AMENDING CHAPTER ELEVEN, TITLE THREE – CODE ADMINISTRATION, CHAPTER 1121 – NONCONFORMING USES, LOTS, AND STRUCTURES, SECTIONS 1121.01 – PURPOSE, 1121.03 – NONCONFORMING USES OF BUILDINGS, STRUCTURES OR LAND, AND 1121.04 – NONCONFORMING BUILDINGS AND STRUCTURES OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-15

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE SEVEN – ZONING DISTRICT/USE REGULATIONS, CHAPTER 1133 – SINGLE-FAMILY RESIDENTIAL DISTRICT REGULATIONS, SECTION 1133.10 – ACCESSORY USE REGULATIONS FOR SINGLE – FAMILY DETACHED DWELLINGS, SUB-SECTION (g) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-16

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE NINE – SIGNS, CHAPTER 1151 – SIGN REGULATIONS, SECTION 1151.06 – PROHIBITED SIGNS OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-17

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE ELEVEN – SUPPLEMENTAL DEVELOPMENT STANDARDS, CHAPTER 1157 – GENERAL USE REGULATION, SECTION 1157.07 – ADDITIONAL REGULATIONS REGARDING MOTOR VEHICLES IN RESIDENTIAL ZONING DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2009-18

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE CONTRACT AMENDMENT NO. 7 WITH CT CONSULTANTS, INC. FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES FOR THE PLANNING, DESIGN, AND CONSTRUCTION-RELATED SERVICES FOR THE EUCLID CREEK TRIBUTARY WATERSHED SANITARY SEWER IMPROVEMENTS; AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-19

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.

ORDINANCE NO. 2009-20

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF EQUIPMENT FOR THE SERVICE DEPARTMENT PROVIDED THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$53,187.00 AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-21

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$450,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF RENOVATING, IMPROVING AND EQUIPPING THE CITY'S EXISTING FIRE AND POLICE COMMUNICATIONS CENTER AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-22

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$600,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF IMPROVING, IN COOPERATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION, U.S. ROUTE 6 IN THE CITY BY RESURFACING AND INSTALLING AND REPLACING CURB RAMPS THERETO, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, AND MAKING OTHER IMPROVEMENTS AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-23

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$200,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF RENOVATING, IMPROVING AND EQUIPPING THE CITY'S EXISTING FIRE AND POLICE COMMUNICATIONS CENTER.

ORDINANCE NO. 2009-24

AN ORDINANCE ADOPTING PERMANENT APPROPRIATIONS NECESSARY TO MAINTAIN CITY SERVICES FOR THE FISCAL PERIOD BEGINNING JANUARY 1ST THROUGH DECEMBER 31ST OF 2009; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-25

AN ORDINANCE ACCEPTING A PERMANENT AND/OR TEMPORARY EASEMENT FOR THE CONSTRUCTION OF A STORM SEWER AS DESCRIBED IN EXHIBIT A AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2009-3

A RESOLUTION BY THE ADMINISTRATION AND COUNCIL OF THE CITY OF WILLOUGHBY HILLS TO SUPPORT AND ENDORSE AN APPLICATION FOR AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEDERAL STIMULUS) FUNDING FOR TRAFFIC SIGNALIZATION AND ROADWAY IMPROVEMENTS ALONG SOM CENTER ROAD (S.R. 91) AND EUCLID CHARDON ROAD (U.S. 6) AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2009-4

A RESOLUTION ADVISING THE FEDERAL AVIATION ADMINISTRATION OF THE CITY OF WILLOUGHBY HILLS' UNEQUIVOCAL OPPOSITION TO THE EXTENSION OF THE RUNWAY AT CUYAHOGA COUNTY AIRPORT.

NEW BUSINESS

FOR THE GOOD OF THE ORDER

ADJOURNMENT