

City of Willoughby Hills

Agenda

Regular Meeting of Council April 23, 2009

7:00 p.m.

Regular Meeting of Council Called to Order

Pledge of Allegiance

Roll Call of Council

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

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

Public Hearing

ORDINANCE NO. 2009-12 – THIRD READING

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 – THIRD READING

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 – THIRD READING

AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, 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 – THIRD READING

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 – THIRD READING

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 – THIRD READING

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.

Disposition of the Journal Regular Council Meeting of April 9, 2009

Correspondence

- Kevin M. Delaney, Acting Chair NAC/Airport Manager to Ms. Victoria A. Savage, Clerk of Council, dated April 16, 2009 re: Noise Abatement Council Meeting Notification – as distributed to Council and the Administration
- Matthew J. Thys, Manager/Detroit Airports district Office, to Ms. Victoria Ann Savage, Clerk of Council dated April 8, 2009 re: Cuyahoga County Airport, Cleveland, Ohio/City of Willoughby Hills Letter dated March 27, 2009 and Resolution No. 2009-4
- Charlotte Schryer, Chair of the Planning and Zoning Commission to Kevin D. Malecek, Council President and Members of Council, dated April 20, 2009 re: Ordinances: 2009-12, 2009-13, 2009-14, 2009-15, 2009-16, 2009-17

Notifications

- Ad-hoc Committee of Council Against Any and All Expansion of the Cuyahoga County Airport Meeting of May 4, 2009
- Finance Committee Meeting of April 23, 2009
- Personnel Relations Committee Meeting of April 20, 2009
- Planning and Zoning Commission & Architectural Board of Review Meeting of April 16, 2009
- Rules & Legislation Committee Meeting of April 20, 2009
- Utilities Committee Meeting of April 6, 2009
- Lakeland Community College: *Ohio Ethics Law: Can I Do That?*

Minutes

- Personnel Relations Committee Meeting of April 6, 2009
- Personnel Relations Committee Meeting of April 20, 2009
- Planning and Zoning Commission & Architectural Board of Review Meeting of March 5, 2009
- Rules and Legislation Committee Meeting of April 20, 2009
- Service Committee Meeting of April 6, 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 – THIRD READING

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 – THIRD READING

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.

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ORDINANCE NO. 2009-29 – SECOND READING

AN ORDINANCE AMENDING PART THIRTEEN - BUILDING CODE, TITLE THREE - LOCAL BUILDING PROVISIONS, BY THE ADDITION OF CHAPTER 1377 – ILLICIT DISCHARGE AND ILLEGAL CONNECTION CONTROL OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS.

ORDINANCE NO. 2009-30

AN ORDINANCE TO DECLARE CITY VEHICLES AND/OR EQUIPMENT WITH AN ESTIMATED VALUE OF OVER \$1,000 AS SURPLUS PROPERTY.

ORDINANCE NO. 2009-31

AN ORDINANCE DEFINING THE DUTIES AND RESPONSIBILITIES OF THE POSITION OF LAW DIRECTOR AND FIXING THE SALARY AND COMPENSATION FOR SAID POSITION; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-32

AN ORDINANCE FIXING THE SALARY AND COMPENSATION FOR THE POSITION OF CITY POLICE PROSECUTOR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-33

AN ORDINANCE ESTABLISHING AN ANNUAL SALARY FOR THE MAGISTRATE OF THE CITY OF WILLOUGHBY HILLS MAYOR'S COURT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-34

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITIONS OF CLERK OF COURT AND DEPUTY CLERK OF COURT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-35

AN ORDINANCE AMENDING ORDINANCE NO. 2008-2 ESTABLISHING THE SALARY AND COMPENSATION FOR THE FULL-TIME FINANCE DIRECTOR, JOSEPH MIRTEL; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-36

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF FULL TIME ASSISTANT FINANCE DIRECTOR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-37

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF POLICE CHIEF; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-38

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF POLICE DEPARTMENT SECRETARY; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-39

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE PART TIME MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-40

AN ORDINANCE PROVIDING FOR THE SALARY AND COMPENSATION OF THE POSITION OF PART-TIME DISPATCHER SERVING AS A PART-TIME MEMBER OF THE POLICE DEPARTMENT OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-41

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF FIRE CHIEF; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-42

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF FIRE DEPARTMENT SECRETARY; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-43

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE PART TIME MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-44

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF FULL TIME RECREATION COORDINATOR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-45

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF ROAD SUPERINTENDENT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-46

AN ORDINANCE AMENDING ORDINANCE NO. 2008-26 BY FIXING THE COMPENSATION FOR THE POSITION OF FIELD MAINTENANCE CLASS 1; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-47

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF CLERK/STENOGRAPHER; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-48

AN ORDINANCE FIXING THE COMPENSATION FOR THE POSITION OF MAYOR'S ADMINISTRATIVE ASSISTANT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-49

AN ORDINANCE FIXING THE SALARY AND COMPENSATION FOR THE CLERK OF COUNCIL; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-50

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF TELEPHONE EQUIPMENT FOR THE CITY HALL COMPLEX PROVIDED THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$42,000.00 AND DECLARING AN EMERGENCY.

NEW BUSINESS

FOR THE GOOD OF THE ORDER

ADJOURNMENT