

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
NANCY E. FELLOWS
DAVID M. FIEBIG
FRANK A. GERMANO
RAYMOND C. SOMICH

Special Council Meeting Minutes of August 24, 2009

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.

6:32 p.m. Meeting of Council Called to Order by President of Council.

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, Clerk of Council Victoria Ann Savage

Proclamation

Mayor proclaimed the Month of August as "WH Firefighter Appreciation Month".

COMMITTEE REPORTS

SERVICE – Nancy E. Fellows, Chair

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

COMMITTEE MEETING OF AUGUST 10, 2009

Members Present: Councilwoman Nancy E. Fellows, Chair, Councilman Christopher L. Biro, Councilman Frank A. Germano

Also Present: Councilman David M. Fiebig, President Kevin D. Malecek, Vice President David A. Reichelt, Councilman Raymond C. Somich, Mayor Robert M. Weger

Purpose of the Meeting was to discuss Heavy Trash Pickup and any other business.

The meeting convened at 6:02 p.m.

Order of Business

Discussion on Heavy Trash Pickup - Returned bid from Penn lowest at \$750.00 per load which is same price as last year. Last year the City spent a total of \$17,816.00 for Heavy Trash Pickup.

Consensus of the Committee was to accept bid for Heavy Trash Pickup and forward to Council for Ordinance at Special Council Meeting on Monday, August 24, 2009.

Discussed Trash and Recycling Program - Decided further discussion at subsequent Service Meetings necessary before Council can move on this issue. Implementation of Program not likely until next Spring.

Mayor Weger asked for a Motion to extend Trash and Recycling Bids from contractors another 30days at next Council Meeting so further discussion can be scheduled.

Public Portion

Joyce Grady, Frank Cihula, Linda Fulton, Cheryl Ota, and Bob Kowalsky voiced comments and concerns about Heavy Trash pickup as well as the Trash and Recycling Program.

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 6:38 p.m.

1. Robert Kowalsky
2585 Timberline Drive
Re: Recycling; Road Levy – Requested a 5 Year Road Levy Plan
2. Tony Discenza
Representing Waste Management
Re: Recycling Bid – How many tons are on a truck; what constitutes a “truck load”; Trash Recycling Bid – Requested to be notified of the next Service Committee Meeting

Public Portion was closed at 6:44 p.m.

LEGISLATION

ORDINANCE NO. 2009-64 – SECOND READING

AN ORDINANCE CONSENTING TO AND APPROVING THE COURT ORDER AND JUDGMENT ENTRY OF THE COURT OF COMMON PLEAS OF LAKE COUNTY, OHIO IN THE CASE TITLED 9091, LLC, ET. AL. VS. CITY OF WILLOUGHBY HILLS, OHIO, CASE NO. 07CV0359, DATED OCTOBER 3, 2007.

President Malecek declared that Ordinance No. 2009-64 will remain on Second Reading.

ORDINANCE NO. 2009-65

AN ORDINANCE ACCEPTING A PERMANENT SANITARY SEWER EASEMENT TO INSTALL, CONSTRUCT, RECONSTRUCT, MAINTAIN, REPAIR, REPLACE, REBUILD, OPERATE, IMPROVE, USE, INSPECT, AND REMOVE SAID SANITARY SEWER AND ALL NECESSARY APPURTENANCES THERETO AS DESCRIBED IN EXHIBIT “A” FOR THE EUCLID CREEK TRIBUTARY WATERSHED AREA “C” SANITARY SEWER IMPROVEMENTS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2009-65.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2009-65 has been suspended.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to adopt Ordinance No. 2009-65.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2009-65 has been adopted.

ORDINANCE NO. 2009-66

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH THE WILLOUGHBY-EASTLAKE CITY SCHOOL DISTRICT FOR THE LEASING OF PROPERTY LOCATED AT 2705 RIVER ROAD, WILLOUGHBY HILLS, OHIO.

President Malecek declared that Ordinance No. 2009-66 will remain on First Reading.

ORDINANCE NO. 2009-67

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ACCEPT THE BID OF PENNOHIO CORPORATION AND THEREBY ENTER INTO A CONTRACT FOR CONDUCTING THE 2009 HEAVY TRASH PICK UP PROGRAM FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Reichelt to suspend the Three Reading Rule for Ordinance No. 2009-67.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2009-67 has been suspended.

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Fiebig to adopt Ordinance No. 2009-67.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2009-67 has been adopted.

NEW BUSINESS

- No new business was brought forth to Council.
- Councilman Somich requested that all the bidders involved with the Trash/Recycling Program be notified of the next Service Committee.

ADJOURNMENT

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to adjourn until the next Regular Council Meeting.

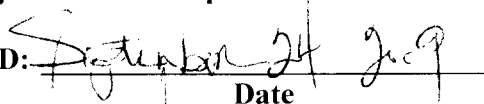
Roll Call: 7 AYES - unanimous

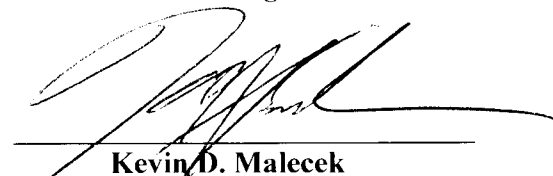
MOTION PASSES

President Malecek declared that Council is adjourned until the next Regular Council Meeting.


Meeting adjourned at 6:50 p.m.

APPROVED:


Date


Kevin D. Malecek
President of Council

ATTEST:


Victoria Ann Savage, CMC
Clerk of Council