

City of Willoughby Hills

Special Council Meeting Minutes of February 18, 2010

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.

5:49 p.m. Meeting of Council Called to Order by President of Council Kevin D. Malecek

Pledge of Allegiance

Roll Call of Council

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

Absent: Councilman Frank A. Germano

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

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Biro to excuse Councilman Frank A. Germano from the Special Council Meeting of February 18, 2010.

Roll Call: 6 AYES

MOTION PASSES

President Malecek declared that Councilman Germano has been excused from the Special Council Meeting of February 18, 2010.

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 5:51 p.m.

1. Robert Kowasky
2585 Timberline Drive
Re: Questioned why Vice President Reichelt abstained during the vote for the appointment of President of Council and for the appointment of Vice-President of Council; Ordinance No. 2010-7 – Is City going to state what the revenue from the Tax Increase is going to be spent on; please no bike-paths

2. Andy Gardner
38123 Dodd's Hill Road
Re: Thanked Administration and Council for the Resolution of Appreciation for serving on the Charter Review Commission; stated that the Charter Review Commission had recommended further action be taken on the Income Tax Section and the other is the public's right to vote on the Zoning Section

Public Portion was closed at 5:54 p.m.

LEGISLATION

ORDINANCE NO. 2010-7 – SECOND READING

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WILLOUGHBY HILLS A PROPOSED AMENDMENT TO THE CHARTER OF THE CITY PROVIDING FOR AN INCREASE IN THE RATE OF THE MUNICIPAL INCOME TAX TO TWO AND ONE-QUARTER PERCENT (2.25%) AND A TAX CREDIT OF ONE HUNDRED PERCENT (100%) WITH SAID CREDIT LIMIT TO BE EQUAL TO ONE AND EIGHTY-FIVE HUNDREDTHS PERCENT (1.85%) AND DECLARING AN EMERGENCY.

President Malecek stated that Ordinance No. 2010-8 will remain on Second Reading.

Law Director Lobe stated for the record that Ordinance No. 2010-7 has been modified on some minor technical, procedural points, there have been no substantive changes, and there are no changes in the legislative aspect that is why it is to remain on Second Reading. As a matter of law, whenever there is a ballot question, the Lake County Board of Elections as well as the Ohio Secretary of State has the right to revise the question. Law Director Lobe received some written suggested changes from the Lake County Board of Elections; one of the changes was to eliminate the written numeric reference for the question becomes too wordy. It was also suggested that the ballot question read “yes” or “no”. Both the Board of Elections and the Ohio Secretary of State try to simplify the question and eliminate any confusion.

ADJOURNMENT

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Reichelt to adjourn the Meeting.

Roll Call: 6 AYES – unanimous

MOTION PASSES

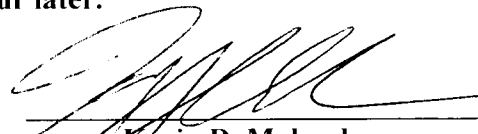
President Malecek declared that this Meeting of Council is adjourned.

Meeting adjourned at 5:57 p.m.


Announcement was made by President Malecek that Council will meet next Thursday, February 25th at 8:00 p.m. – please note the change in time - the time of the meeting is one-hour later.

APPROVED:


Date


Kevin D. Malecek
President of Council

ATTEST:


Victoria Ann Savage, CMC
Clerk of Council