

City of Willoughby Hills

Regular Council Meeting Minutes of July 8, 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.

7:02 p.m. Meeting of Council Called to Order by President Kevin D. Malecek

Pledge of Allegiance

Roll Call of Council

Members Present: 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, Councilman Raymond C. Somich

Absent: Law Director Thomas G. Lobe

Also Present: Mayor Robert M. Weger, Todd D. Cipollo for 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 May 13, 2010

MOTION WAS MADE BY COUNCILMAN BIRO seconded by Councilman Germano to approve the Minutes of the Regular Council Meeting of May 13, 2010.

Roll Call: 7 AYES – unanimous **MOTION PASSES**
President Malecek stated that the Regular Council Meeting Minutes of May 13, 2010 have been approved.

Regular Council Meeting of May 27, 2010

MOTION WAS MADE BY COUNCILMAN BIRO seconded by Councilman Germano to approve the Minutes of the Regular Council Meeting of May 27, 2010.

Roll Call: 6 AYES w/Councilwoman Fellows abstaining **MOTION PASSES**
President Malecek stated that the Regular Council Meeting Minutes of May 27, 2010 have been approved.

Special Council Meeting June 7, 2010

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Fiebig to approve the Minutes of the Special Council Meeting of June 7, 2010.

Roll Call: 6 AYES w/Councilwoman Fellows abstaining **MOTION PASSES**
President Malecek stated that the Special Council Meeting Minutes of June 7, 2010 have been approved.

Special Council Meeting of June 24, 2010

MOTION WAS MADE BY COUNCILMAN FIEBIG, seconded by Councilman Biro to approve the Minutes of the Special Council Meeting of June 24, 2010.

For the record, Councilman Reichelt stated that there are some minor grammatical changes with respect to the Safety Committee Report of June 21, 2010.

Roll Call: 5 AYES w/President Malecek and Councilman Somich abstaining MOTION PASSES
President Malecek stated that the Special Council Meeting Minutes of June 24, 2010 have been approved with said grammatical errors to be corrected.

Councilman Biro requested point of clarification; Councilman Biro stated that he reviewed the minutes of the meeting and therefore voted yes in terms of approving the minutes. A “yes” vote given here was to approve the minutes as to content, not the action(s) taken by the members present during the Special Meeting of June 24, 2010.

President Malecek stated that this has not been the established procedure of Council; and stated that his abstention remains.

Correspondence

- Email received from Ted Dellas dated June 24, 2010 to Mayor and Councilman Raymond Somich, President Kevin Malecek and Council Office re: Tax Increase (Forwarded to Members of Council July 6, 2010)
- Mayor's Court Monthly Statement for June 2010 (Emailed: July 6, 2010)
- Email from Mayor's Assistant Gloria Majeski, dated June 28, 2010 re: New Garbage Bin – Additional 4 Yard Garbage Bin for City Hall
- Email from Clerk of Council to Members of Council dated June 29, 2010 re: Financial Statements for 2009 (General Purpose External Financial Statements for the Year Ended December 31, 2009)
- Memo from Mayor Robert Weger to Council President Kevin Malecek, Council Clerk dated June 28, 2010 re: In-Car Video Bid Summary (Emailed: June 29, 2010)
- Sheriffs Sales in the City of Willoughby Hills, dated July 6, 2010 (Emailed: July 6, 2010)
- City Engineer's Report for July 2010 (Emailed: July 2, 2010)
- **CITY OF WILLOUGHBY HILLS/LAKE COUNTY REGULAR AUDIT FOR THE YEARS ENDED DECEMBER 31, 2007 AND 2006**
- **EMAIL: ASSISTANT FINANCE DIRECTOR DEBBIE DOLES TO MEMBERS OF COUNCIL, DATED JULY 7, 2010, SUBJECT: FINANCIAL REPORTS FOR THE MONTH OF JUNE 2010, CONSISTING OF: PURCHASE ORDERS, CASH RECONCILIATION FUND CHANGE ANALYSIS, BANK REPORT, FUND REPORTS, CURRENT EXPENSE REPORT AND REVENUE REPORT**
- **EMAIL RESPONSE FROM MAYOR WEGER TO TED DELLAS DATED JULY 8, 2010 RE: TAX INCREASE**

Notifications

- Finance Committee Meeting of July 8, 2010 (Emailed: July 6, 2010)
- Planning & Zoning Committee Meeting of July 1, 2010 (Emailed: June 28, 2010)
- Recreation Commission Meeting of July 6, 2010 – Time Changed to 8:00 p.m.
- Rules & Legislation Committee Meeting of July 6, 2010 (Emailed: July 1, 2010)

Minutes

- **Finance Committee Meeting of June 16, 2010**
- **Finance Committee Meeting of July 8, 2010**
- Planning & Zoning Commission and Architectural Board of Review Meeting of June 3, 2010 (Emailed: June 23, 2010)

- **RULES & LEGISLATION COMMITTEE MEETING MINUTES OF JULY 6, 2010 (EMAILED: JULY 8, 2010)**
- **WORKING COMMITTEE OF COUNCIL MEETING MINUTES OF JUNE 11, 2010 (EMAILED: JULY 6, 2010)**

MAYOR'S REPORT – Robert M. Weger

- Maple Grove Slope Failure Project is well underway expecting a completion date of July 30th ; contract date of completion is August 15th
- Stark Road Pump Station/Improvement of Area and Route 91 Pump Station
- Gale's Farm Market
- Work being done on the Wright Place
- Magnets/Calendar/Recycling Dates/Emergency Numbers
- National College – Official Opening/Open House
- Save the Dates:

Thursday, July 8th

Art Gallery Reception – 7:00 p.m. to 9:00 p.m.

Week of July 19 – 23

Safety Town

Saturday, August 21st

Annual Community Flea Market to be held at Campbell Park from 9:00 a.m. to 3:00 p.m.

Saturday, August 28th

Touch-A-Truck from 10:00 a.m. to 2:00 p.m.

October 9th

Craft Fair – WH Community Center from 10:00 a.m. to 4:00 p.m.

- **Formation of a Performance Audit Task Team** – requested references from Council as well as people that the Mayor knows to be on the Performance Audit Task Team. This Performance Audit Task Team will be comprised of highly competent professionals such as City Engineers, Electrical Engineers, CPAs, MBAs, Attorneys, some very smart people that are volunteering their time to work and interview people within the City; observe the day to day operations within the City and do a performance audit at no cost to the City. The City of Willoughby did this eighteen years ago and are in the process of doing it now – they are looking at anything from how many fire hydrants do we paint to how many paper clips we use. Eighteen years ago when Willoughby did this, they had seventy-eight (78) recommendations and over the last eighteen years, implemented fifty-two (52) of them.

LAW DIRECTOR'S REPORT – Todd D. Cipollo, L.P.A.

- In Law Director Lobe's absence no formal report was given.

FINANCE DIRECTOR'S REPORT – Joseph G. Mirtel

- Financial Reports for the month of June 2010 consisting of Purchase Orders, Cash Reconciliation, Fund Change Analysis, Bank Report, Fund Reports, current expense Report and Revenue Report were distributed to Council
- 2008 – 2009 Audit: Audit Team to begin July 11th

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

- Maple Grove Slope Failure – temporary delay; quality control problems with the contractor regarding backfill not acceptable
- SOM Center Road Project/ Improvements – no activity seen, probably sometime next month
- Euclid Creek Sewer Project – project moving along, however, not as aggressively as the contractor had indicated; anticipate additional road repairs, the roads are much worse than the contingencies that had been included in the project

- Received Grant from the OPWC for the Lamplight Lane Retention Basin Project; funding for this project is to be coupled with a Federal Grant which the City is attempting to provided written documentation and are running into some issues relative to the Grant; will have more to report after reviewing information with Building Commissioner Fred Wyss; City still has some contribution to garnish from the Lake County Storm Water Management Department to get the project done. Goal for this project is to get it done at no cost to the City.
- Date for Utilities Committee Meeting – requested a Utilities Committee Meeting to be held to discuss the Sewer Project in greater detail

Councilman Reichelt questioned if the Utilities Committee would be addressing the “Payne” resident issue as well. The City Engineer replied no, the issue was being addressed as we speak.

FINANCE – Raymond C. Somich, Chair

Committee Members:

Nancy E. Fellows, David M. Fiebig

COMMITTEE MEETING JUNE 16, 2010	
<u>Members Present:</u>	Councilman Raymond C. Somich, Chair, Councilwoman Nancy E. Fellows, Councilman David M. Fiebig
<u>Also Present:</u>	Councilman Frank A. Germano, Councilman David A. Reichelt, Mayor Robert M. Weger, Finance Director Joseph G. Mirtel
<u>Purpose of the Meeting was to discuss City Finances and any other business.</u>	
Meeting convened at 5:10 p.m.	
<i>Order of Business</i>	
<u>Ordinance 2010-26</u>	
Adjustments to remove negative balances within funds – Consensus of the Committee was to recommend passage of this Ordinance	
<u>Ordinance 2% (yet unnumbered)</u>	
Question on projected 3% income tax reduction – mostly attributed to Eaton leaving the City and projection of at least one year vacant building; if we do not put ordinance on ballot, we will be forced to slash service and/or safety budgets.	
Highest levels of Income:	
1. Income Tax	
2. Real Estate Tax	
3. Fees and Court Fines	
People like one acre zoning and less business. This allows voters to determine if they want to maintain levels of City services and safety forces.	
Discussed some items from brainstorming session (April 17 th): radar, billboards, weigh station, turbines, etc.	
<i>Public Portion</i>	
<u>Opened at 5:55 p.m.</u>	
Linda Fulton and Robert Kowalsky came forth with commentary:	
1. Sometimes you have to raise taxes – if you educate the public we think it can be passed;	
2. Let people know how good our residents have it; taxes are required; let people know we are low taxes and what our per capita spending is;	
3. hire more police to give tickets rather than a machine; give people two offers – breaks in RE taxes	
<u>Closed at 6:03 p.m.</u>	
Discussed Traffic Cam – issue currently in Safety Committee – being reviewed; 2% increase earmarked for Safety and Safety is unsustainable	
6:08 p.m. – In recess for another scheduled meeting	
6:45 p.m. – Reconvened to discuss various possibilities, continue with suggested Economic Development Committee of Council; perhaps include listing on Website; another cell tower being proposed in Maple Grove	
Spent a little time discussing the Tax Budget	
Meeting adjourned at 7:14 p.m.	

COMMITTEE MEETING JULY 8, 2010

Members Present: Councilman Raymond C. Somich, Chair, Councilwoman Nancy E. Fellows, Councilman David M. Fiebig

Also Present: Councilman Christopher L. Biro, Councilman Frank A. Germano, President Kevin D. Malecek, Councilman David A. Reichelt, Mayor Robert M. Weger, Finance Director Joseph G. Mirtel

Purpose of the Meeting was to discuss City Finances and any other business.

Meeting convened at 6:33 p.m.

Order of Business

The following 4 major issues were discussed pertaining to Ordinance No. 2010-27:

- (a) 2% Tax Rate – two of the three Members agreed to the 2% Tax Rate
Other cities at 2% - those cities get ½ %
- (b) 1.50% Credit Limit – all three Members agreed
- (c) Giving Vote for further Tax Credit Changes to the Voters – All three Members agreed
- (d) Provision for Appropriating additional Funds for Safety Forces – two of the three Members agreed

Public Portion

Opened at 6:58pm

Joyce Grady – retired, but concerned about raising taxes. Understands but concerned will not pass. Will need education; does not like phasing of earmarking the ½% for Safety Forces

Meeting adjourned at 7:05 p.m.

Councilman Reichelt questioned if it there was a consensus of the Committee to move Ordinance No. 2010-27 on to Council for consideration. Chair Somich replied no, that vote had not been taken this evening, the Committee talked about the four areas of content. There will be another Finance Committee Meeting scheduled before the next Regular Council Meeting of July 22nd.

PLANNING & ZONING – David M. Fiebig, Chair

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

- The Planning & Zoning Committee has not met; therefore no formal report was given.

RECREATION – Nancy E. Fellows, Chair

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

- The Recreation Committee has not met; therefore no formal report was given.

RULES & LEGISLATION – Kevin D. Malecek, Chair

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

COMMITTEE MEETING JULY 6, 2010

Members Present: President Kevin D. Malecek, Chair, Councilman Frank A. Germano, Councilman David A. Reichelt

Also Present: Councilman Christopher L. Biro, Councilman David M. Fiebig, Councilman Raymond C. Somich, Mayor Robert M. Weger, Law Director Thomas G. Lobe

Purpose of the Meeting was to discuss Pending Legislation and any other business.

Meeting convened at 6:20 p.m.

Order of Business

Ordinance 2010-23: Sewer Inspection Update

Third Reading on Thursday – up for final consideration. **Recommendation to Adopt at Council.**

Ordinance 2010-24: Tax Budget

Third Reading on Thursday – up for final consideration. **Recommendation to Adopt at Council.**

Ordinance 2010-26: Fund Balances/Positive Accounts

Second Reading on Thursday. **Waive Three Reading and Adopt at Council.**

Ordinance 2010-27: Income Tax Rate Adjustment Ballot Issue

Second Reading on Thursday. **Further discussions in Finance Committee on Thursday.**

Ordinance 2010-28: Accepting Bid for In-Car Video and Mobile Data Systems in Police Cars.

First Reading on Thursday. Grant for in-car video for arrests – two in cars today – replacing four computers – integrated into one. Applied for and got for \$57,000 – under bid quote. Somich – can we use funds after grant made? Weger – is no balance, small piece that we have to pay – Law Enforcement Trust Fund will pay. **Waive Three Reading and Adopt at Council.**

Ordinance 2010-29: Accepting Bid for HVAC Unit from Burrier (result of rebid)

First reading on Thursday. Bids came in well – down \$20,000 – saved 20k more from original contractor bid – first contractor submitted same exact bid – alternative for hooking up the rest to the controller – bid from Burrier not take second boiler. Without major modifications – good to stagger those – get the second one five years later. Of that bid, \$94,000 – energy reductions. Got approved for the grant last week. Biro – how soon can they work? Weger – eight weeks – can start with chiller – 6 to 8 weeks. Carrier needs to build. We nixed the first bid – totally different bid. Balance of money is from Capital Improvement. **Waive Three Reading and Adopt at Council.**

In need of Utilities Committee Meeting to discuss Payne Property and Resolution from prior Council Meeting and potential legislation.

Public Portion - Opened at 6:57pm

Frank Cihula – HVAC Ordinance just this building or across the street – any work across the street? Just on this side of the street, some work being done on humidity control – controls were installed backwards originally – no dehumidifier in there.

Robert Kowalsky – what about the balancing on the bid – how is it going – who is going to do the balancing – the installer? Spend the money and get a real balancer to do it – going to have to hide that trouble – spend for that trouble – real thing you are supposed to be – every school does it – same people in the same bid – different company – who was the company before – now there are two bids. Who was the one you were going to expect? This is going to happen with the garbage – never a clean bid – glad you are happy with it – how is this for an attitude – aren't you worried about asking for an income tax raise. You are going to be the only one – every other city is doing the same thing – you don't even intend to say – intended 0.5 percent for safety forces – going to do whatever you want to do – that's the way you are doing to it. Mr. Malecek – I want that thing to go through straight up. You thought what you say – put that on first read – is this the city want to – giving on it.

Meeting adjourned at 6:37 p.m.

SAFETY – David A. Reichelt, Chair

Committee Members:

Christopher L. Biro, David M. Fiebig

- The Safety Committee has not met; therefore no formal report was given.

SERVICE – Christopher L. Biro, Chair

Committee Members:

Nancy E. Fellows, Frank A. Germano

- The Service Committee has not met; therefore no formal report was given.

UTILITIES – Frank A. Germano, Chair

Committee Members:

Nancy E. Fellows, Raymond C. Somich

- The Utilities Committee has not met; therefore no formal report was given.
- Announced that a Utilities Committee Meeting would be scheduled.

PERSONNEL RELATIONS – Christopher L. Biro, Chair

Committee Members:

Raymond C. Somich, Mayor Robert M. Weger

- The Personnel Relations Committee has not met; therefore no formal report was given.
- Will be looking at possible dates to schedule Personnel Relations Committee Meeting; Chair Biro stated that all of the Members of Council are invited to attend the Personnel Relations Committee Meetings and to be part of the process.

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

- President Malecek reported that the Working Committee of Council Meeting Minutes are available.
- Note that said Meeting Minutes have been provided herein.

COMMITTEE MEETING JUNE 11, 2010

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

Also Present: Mayor Robert M. Weger, Law Director Thomas G. Lobe, FAA Congressional Liaison Charles Everett, Manager, Nat'l Planning/Environmental Division FAA Ralph Thompson, Office of Rep. LaTourette Kate Ostrander, Director of Airport Planning, FAA Benito De Leon

Purpose of the Meeting was to discuss Pending Legislation and any other business.

Meeting convened at 6:20 p.m.

Order of Business

Meeting with Federal Aviation Administration Personnel Regarding Cuyahoga County Airport

Meeting called to order at 1:38pm at the Capitol Visitors Center, Washington, DC

Councilman Reichelt – what is the update on potential expansion?

Mr. De Leon – airport plan provided, substantial comments on it in July 2009 from FAA. Received in May latest copy of the layout plan. Turn around and review as fast as we can. Once we look at the update, will begin process of review. Aerospace review. Is there a particular air traffic issue?

The Master Plan shows current and future improvements over 20 years. Come up with preferred alternate on the planning. Go through process – impacts – air traffic – approve airport land plan. Environmental from planning purposes – put another hat on in terms of National Environmental Protection Act. Even if the ELP or environment shows preferred alternate for expansion, needs to meet purpose and need for the project. In that review process right now.

Councilman Somich – always understood lengthy process – County Commissioners who approved the plan – outside of the group there is no support for this – inaccurate minutes or meeting advertising from community meetings. We want to make sure we continue to say the same thing – no evidence of need for this – operational decline – continues to decrease year after year. No justification. One of the major operators in the airport has shut down – significant dropoff in the number of operations. No need for expansion, no demand for it.

Mr. De Leon – the process/planning stage – has committed to build nothing or expanding nothing – we do not commit money – only go to environmental when within five years of moving forward of it. Still have not committed funding to the project – federal government only has so much money to contribute. Phases can be completed – once start a project, it gets completed. Takes number of years to get it done.

Mr. Thompson – County plans that airport, may want something – is there a valid purpose and need for the airport? NEPA process – the hard question – do you have valid purpose and need? Are there other reasonable and feasible alternatives? Our process in the end.

Mayor Weger – very political issue over the years – new government in Cuyahoga County is coming into – Executive and Council. They may say they don't want to move forward – whole structure is going to change – outlook could change – master plan could be pulled.

Mr. DeLeon – we like to see advance planning, but we do not force it onto them.

Councilman Fiebig – move to do cost-benefit analysis prior to environmental.

Mr. DeLeon – we will ask for that before we supply any money. Some types of funding – use that kind of money only.

Mr. Lobe – impression we want to leave – understanding the planning – the county talks about the increase and need and their numbers are wrong – making it out to be better than what it is – they have faulty figures – justification on false

numbers – tailgating safety with you. Our problem is they are asking for everything and they’ve got bad numbers for it. Safety is a necessity, but the other needs are not.

Mr. De Leon – Talk about forecasting – we all know that they can vary. When you get to the environmental process, you look at the forecast consistently.

Mr. Thompson – The forecast needs to be consistent – operations down at many airports across the country due to the economy. Slow growth right now, back up – having to alter plans.

Mr. Lobe – Please look with heightened scrutiny.

Mr. Reichelt – what is the projected timeline for the review?

Mr. De Leon – not real fast – not usually a short process. Once that airspace is done, development has to be in striking range. Not accept the master plan until sometime in the Fall.

Mr. Thompson – what they are going to analyze and what they are going to do. Airport layout plan – without an environmental analysis – approve the airport subject to environmental analysis – there can be conditions on it. Got to do the environmental analysis.

Mr. Reichelt – next point for public input in environmental review phase?

Mr. De Leon – notification is done by consultant by the airport – FAA requirements and handbook – they prepare that – have meetings with the FAA – may scope this project. We review the document. Needs to comply with NEPA – it’s a federal document. Control of at very start until very end. Public input session. Requirement that agency must hold public hearings for any type of extension. Get input as environmental process moves along.

Mayor Weger – will probably hire C and S – can FAA recommend? City can do it’s own environmental.

Mr. Thompson – The FAA is going to be watching – has to meet our requirements and we have to approve the document. If we agree, we accept, if we don’t, they have to change it. We review the document as if we produced it.

Mayor Weger – would you do field tests?

Mr. De Leon – The FAA has not really done that in the past, but doesn’t mean we would not do that (through a consultant most likely)

Councilman Somich – seen blatant abuse, so we are concerned.

Councilman Fiebig – there are other airports in the vicinity that are underutilized – all of this planning is done without considering other airports?

Mr. De Leon – we look at system airports – balance – state does play in this – what system do you need in the state? We look to the states for guidance. State gets funding from us.

Councilman Fiebig – we’d like a contact there – State Director.

Mr. Thompson – you are going to plan your airport without looking at the others. A typical alternative comes up, use other airports. Got to take a hard look at the plan when it comes out. Is it possible that all can be fulfilled for this particular airport?

Councilman Reichelt – only the FAA has the ability to look at those other airports, vis-à-vis this one and the functions they all serve together.

Mr. De Leon – State has a big role in this thing – determining functions of all airports in a region.

FAA Personnel had another commitment immediately after this meeting, so it was adjourned at this time.

Public Portion – No One Spoke

Meeting adjourned at 2:09 p.m.

OTHER COUNCIL REPRESENTATIVE REPORTS

- There were no other reports given.

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 7:28 p.m.

1. Lynn Smith
2816 Orchard
Re: Noticed a camera up on the corner of Trabar and Eddy, what is going with that; why aren't we on U-verse
2. Robert Kowalsky
2585 Timberline Drive
Re: Ordinance No. 2010-23 – Sewer Related Fee for Area “C”, Areas A & B had a Deposit; Ordinance No. 2010-27 – Changing Income Tax to 2% - Portion to be used for Safety; Ordinance No. 2010-29 – HVAC System

Public Portion was closed at 7:33 p.m.

UNFINISHED BUSINESS

- Councilman Somich responded to comments made by Mr. Kowalsky with respect to Ordinance No. 2010-23, there is no new tax. In fact there is a planned reduction for everyone in Assessment Area “C” because we did average the amount that people were paying in the previous assessment areas and we have also taken that responsibility “in-house” by our own Service Department in an effort to try to be more efficient to reduce costs and to speed up the process – in the past they paid a \$400.00 deposit and a great majority of that was utilized, we have estimated by certain analysis that \$250.00 should be an amount that would cover everybody's cost this time around and to eliminate paper work , processing and refund checks we have lowered that cost and we expect it to be a savings.

- Mayor Weger responded to comments made by Mr. Smith with respect to the camera and U-verse. The Mayor stated that the camera was put up by a resident, it is not a working camera; the Mayor does not know why the resident put it up, it is not the City's.

- The Mayor stated that the City is in the process of getting on U-verse for both of the Council Meetings and the Recreation Commission Meetings. Should be functional within 60 to 90 days. Order was placed for the equipment from AT&T which cost is to be reimbursed.

- Mayor thanked Councilman Reichelt for all that he is doing; he is handling all of this at no cost to the City. It is a lot of work that he is doing on the TV Station, the Internet and getting ready for U-verse.

- Councilwoman Fellows wanted to make sure that Mr. Smith was provided answers to his questions.

- Councilman Germano wanted to comment on Ordinance No. 2010-23 – this is a fee, not a deposit, we are charging it because before if you ran over it, resident had to pay more.

- Councilman Fiebig wanted to mention that he had attended the Noise Abatement Council Meeting, in Councilman's Reichelt absence. Councilman Fiebig noted that Gloria Majeski was also there on behalf of the City. It was a very good, positive meeting with a lot of people involved and he is sure that Gloria will have a report prepared.

LEGISLATION

ORDINANCE NO. 2010-23 – THIRD READING

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 921 – CENTRAL SANITARY SEWERS, SECTION 921.01 – RULES FOR HOUSE SERVICE CONNECTIONS, SUB-SECTIONS (m), (n), and (o); REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to adopt Ordinance No. 2010-23.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2010-23 has been adopted.

ORDINANCE NO. 2010-24 – THIRD READING

AN ORDINANCE ADOPTING A TAX BUDGET FOR THE FISCAL YEAR JANUARY 1, 2011 TO DECEMBER 31, 2011 FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Somich to adopt Ordinance No. 2010-24.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2010-24 has been adopted.

ORDINANCE NO. 2010-26 – SECOND READING

AN ORDINANCE AMENDING ORDINANCE NO. 2010-12 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2010-26

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2010-26 has been suspended.

MOTION WAS MADE BY COUNCILMAN SOMICH, seconded by Councilwoman Fellows to adopt Ordinance No. 2010-26.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2010-26 has been adopted.

ORDINANCE NO. 2010-27 – 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 TO PROVIDE ADDITIONAL FUNDS FOR THE SAFETY FORCES OF THE CITY THROUGH AN INCREASE IN THE RATE OF THE MUNICIPAL INCOME TAX TO 2% AND FURTHER PROVIDE A TAX CREDIT OF 100% WITH SAID CREDIT LIMIT TO BE EQUAL TO 1.50% AND DECLARING AN EMERGENCY.

President Pro-tem Reichelt stated that Ordinance No. 2010-27 will remain on Second Reading.

ORDINANCE NO. 2010-28

AN ORDINANCE ACCEPTING THE BID OF COBAN TECHNOLOGIES, INC. FOR DIGITAL IN-CAR VIDEO SYSTEMS AND MOBILE DATA COMPUTERS AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2010-28.

The Mayor wanted to clarify this Ordinance and what the Grant was for. These are in car video systems for the Police Cars, that they may monitor and tape record what is going on in front of the car and also behind the car; it also has sound recordings. We have had many different versions of this, Watchmen, different things some with dvd players, some with vcr players and they all have really met with disastrous conditions. These are actually, we have had two in service for the last year now, and these are top of the line, they are all digital photos and they do definitely help on traffic stops when either talking with people and documenting for Court. The Grant that the City received was for over \$50,000 and it includes the cameras and also new computers for some of our cars. If you will remember we did put car computers in the cars and they are probably eight years old now and up until two years ago we did not use them because we did not have the kind of activity to use them. Starting this year in January, we did get authorization from LEADS and now the policemen can actually get all the information in their car, what a suspect looks like, their pictures and their criminal history right at their finger tips and actually see it on-line. So this is replacing some of those computers and those cameras.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2010-28 has been suspended.

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Fiebig to adopt Ordinance No. 2010-28.

Councilman Somich wanted to state that no General Funds were being used for the purchase of this equipment.

Councilman Reichelt wanted to clarify or better state that the computers were not used to their fullest capability over the past but they did function somewhat; they were proven in that period to be beneficial and he is glad to see that they are part of this project.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2010-28 has been adopted.

ORDINANCE NO. 2010-29

AN ORDINANCE ACCEPTING THE BID OF BURRIER SERVICE COMPANY, INC. FOR THE REPLACEMENT OF A HVAC SYSTEM AND DECLARING AN EMERGENCY.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Reichelt to suspend the Three Reading Rule for Ordinance No. 2010-29.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2010-29 has been suspended.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Reichelt to adopt Ordinance No. 2010-29.

Councilwoman Fellows questioned if Grant Money was being used for this Project; the Mayor replied yes, \$94,000.

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2010-29 has been adopted.

NEW BUSINESS

- There was no new business was brought forth to Council.

FOR THE GOOD OF THE ORDER

- Councilman Somich announced a Motorcycle Poker Run; there is a Leukemia Motorcycle Poker Run being held this Sunday, July 18th, it starts in Willoughby Hills at Pat O'Brien Chevrolet and goes all over the area and ends back up at the Fire House in Willoughby Hills. Anyone interested in participating can go to Pat O'Brien Chevrolet and get more information.
- Councilman Reichelt requested that all the Members of Council take a moment and attend the Art Gallery Reception being held at the WH Community Center this evening.
- Councilman Fiebig added that is air conditioned!

ADJOURNMENT

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

Roll Call: 7 AYES – unanimous

MOTION PASSES

President Malecek declared that this Meeting of Council is adjourned at 7:47 p.m.

APPROVED:

7-16-2018
Date

[Signature]
Kevin D. Malecek
President of Council

ATTEST:

[Signature]
Victoria Ann Savage, CMC
Clerk of Council