

# City of Willoughby Hills

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

## Regular Council Meeting

### Minutes of March 12, 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.*

**7:03 p.m. Regular Meeting of Council Called to Order by President of Council.**

#### *Pledge of Allegiance*

#### **Roll Call of Council**

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

**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 February 12, 2009**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Fiebig to approve the Regular Council Meeting Minutes of February 12, 2009 as submitted.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Regular Council Meeting Minutes of February 12, 2009 have been approved as submitted.**

#### **Special Council Meeting of February 23, 2009**

**MOTION WAS MADE BY COUNCILMAN FIEBIG**, seconded by Councilman Biro to approve the Special Council Meeting Minutes of February 23, 2009 as submitted.

**Roll Call: 6 AYES with Councilwoman Fellows abstaining**

**MOTION PASSES**

**President Malecek declared that the Special Council Meeting Minutes of February 23, 2009 have been approved as submitted.**

#### **Correspondence**

- Mayor's Monthly Statement to Council for the month of February 2009
- Councilman David Reichelt, Chairman of the Planning & Zoning Committee of Council to Mrs. Charlotte Schryer, Chairman of the Planning & Zoning Commission, dated February 27, 2009 re: Proposed Zoning Code Changes
- Joseph Mirtel, Finance Director to Victoria Savage, Clerk of Council, dated March 6, 2009 re: Donation
- Willoughby Hills – Engineer's Report for the month of March 2009
- Richard Iafelice to Ohio Environmental Protection Agency – DEFA, dated March 10, 2009 re: City of Willoughby Hills/ECTW Area "C"/WPCLF Modified Loan Schedule

• **FINANCIAL REPORTS: CASH RECONCILIATION, PURCHASE ORDERS AND FUND BALANCE CHANGE ANALYSIS FOR THE MONTH ENDING FEBRUARY 2009**

***Notifications***

- Board of Building & Zoning Appeals Public Hearing for Case No. 2009-1
- Planning and Zoning Commission & Architectural Board of Review – No pending business; therefore there will be no meeting for February 19, 2009
- Planning and Zoning Commission & Architectural Board of Review Meeting of March 5, 2009
- Planning & Zoning Committee of Council Meeting of February 16, 2009
- Recreation Committee Meeting of March 2, 2009
- Rules & Legislation Committee Meeting of February 23, 2009
- Rules & Legislation Committee Meeting of March 9, 2009
- Utilities Committee Meeting of February 16, 2009
- Working Committee of Council – Special Meeting of March 7, 2009

***Minutes***

- Recreation Commission Meeting of January 6, 2009
- ***Planning & Zoning Committee of February 16, 2009***
- Rules and Legislation Committee Meeting of February 23, 2009
- ***Recreation Committee Meeting of March 2, 2009***
- ***Rules & Legislation Committee Meeting of March 9, 2009***
- ***Working Committee of Council Meeting of March 7, 2009***

***File***

- Senior Activity Pages for March 2009, Issue Number 3
- Cities & Villages for January/February 2009

**MAYOR'S REPORT – Robert M. Weger**

**Mayor's Report consisted of the following topics:**

**Services**

- State of the Cities Luncheon
- Summer Sprinkling Program – applications available on City Website
- WH Lion's Club Scholarship – applicants available on City Website
- RITA Tax Assistance – Monday, March 16<sup>th</sup> from Noon to 7:00 p.m.
- AARP Tax Form Assistance for Seniors with Federal and State Forms
- WHISPER Program – Clean Up Day for Seniors - Saturday, April 25<sup>th</sup>
- WHISPER Program – applicants available on the City's Website

**Acknowledgements**

- Councilwoman Nancy E. Fellows recipient of the Millie Teuscher Republican of the Year Award
- New Patrolman Joseph Goudy
- Resident Ed Morel named Slovenian of the Year
- New Business – Modern Classics
- WHISPER Program Volunteers: Amanda Brickman, Ann Hassoldt-Fenoff and Kevin Hammond

**Events**

- WH Friends Church to establish Store for Donations – looking for volunteers
- W.H. Lions Club Pancake Breakfast: Sunday, March 15
- Harvest for Hunger
- Kids ID Prints
- VFW Post 4358 – St Patrick Day Lunch/Dinner
- Willoughby Hills Day at Lake County Captains Stadium — Flag Day, Sunday, June 14<sup>th</sup>
- Willoughby Hills Cornfest – September 12<sup>th</sup> and 13<sup>th</sup>
- Gale's Garden Center Fresh Market starting sometime in May

### **Economic Stimulus Package**

- Endorsement of \$900,000 Project - Route 91 Lane Expansion/Signalization Project –NOACA approved project

### **LAW DIRECTOR'S REPORT – Law Director Thomas G. Lobe, L.L.P.**

- Referenced Resolution No. 2009-2 – a Resolution authorizing the Law Director to bring forth litigation against the Cuyahoga County Commissioners for denied access to public records.
- Announced that there is no need to proceed with litigation at this time, Public Records were received and additional records have been requested

### **FINANCE DIRECTOR'S REPORT – Joseph G. Mirtel**

- Distributed the Financial Reports consisting of Cash Reconciliation, Purchase Orders and Fund Balance, for the month ending February 2009
- Passage of Ordinance No. 2009-10 – Establishing the WHISPER Fund

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

- Referenced Monthly Status Report
- NOACA Endorsement of Route 91/Signalization Project – Title 23 Process - Application to be filed
- Modification of the TIF Agreement – to include Shared Use Path Project
- White Road Issue – seeking direction
- Supplemental Projects – Maple Grove Slope Failure and the Bishop Road Resurfacing Projects
- Lake County Stormwater Management District Meeting
- Ordinance to proceed with Green Ridge SSES

### **COMMITTEE REPORTS**

#### **FINANCE – Raymond C. Somich, Chair**

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

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

- Announced that a Finance Committee Meeting has been scheduled for March 23<sup>rd</sup> at 7:45 p.m. to evaluate Permanent Appropriations for 2009
- Announced that a Finance Committee Meeting has been scheduled for March 26<sup>th</sup> at 6:00 p.m. to address establishment of a Garfield Fund Account and to review the TIF Agreement in order to include Shared Use Path Project

#### **PLANNING & ZONING – David A. Reichelt, Chair**

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

#### **COMMITTEE MEETING OF FEBRUARY 16, 2009**

**Members Present:** Chair David A. Reichelt, Councilman David M. Fiebig, Councilman Frank A. Germano

**Also Present:** Councilman Christopher L. Biro, President Kevin d. Malecek, Councilman Raymond C. Somich, Mayor Robert M. Weger

**Purpose of the Meeting was to discuss Changes in Zoning Code and any other business.**

**Meeting convened at 8:04 p.m.**

#### **Order of Business**

The purpose of the meeting was to review the proposed zoning code changes that had been discussed over the course of the last several months and it was the consensus of the Committee to advance them to the Planning Commission which will be the next step in the approval process. Some of these issues had been before the Planning and Zoning Commission, some had not. It was decided to start all of the proposed changes all at the same time so that we could “batch process” them and post our public hearing notices simultaneously in the news paper to contain advertising cost and it also made more sense to put them all in chronological order. So these issues were and are now pending before the Planning Commission:

- **Chapter 1121** – a proposed change to clarify zoning conditions upon the accidental destruction of a building.

This change was recommended by Planning and Zoning Consultant D.B.Hartt and our Law Director Thomas Lobe

- **Section 1111.05** – this would give the Zoning Administrator discretion to waive formal procedures for minor modifications that meet the spirit of the Zoning Code; it streamlines the process for residents so that they need not go through the entire formality of application process for a minor issue.
- **Section 1151.06** – a proposed change to permit pole signs on properties in the area of the intersection of Bishop Road and Chardon Road in the commercial district.
- **Section 1133.10** – this would change the permissible size of free standing accessory buildings from 600 square feet to 960 square feet
- **Section 1157.07** – amending the General Use Regulations for Residential Districts whereby it would regulate the sale of automobiles in those districts.
- **Section 1117.09** – relieve zoning variance applicants from the responsibility of generating a list of property owners within 500 feet of the affected property

Based on the consensus of the Committee a letter was generated and submitted to the Planning and Zoning Commission on February 27<sup>th</sup> outlining these changes and requesting the Commission's review and response. The Planning and Zoning Commission set a Public Hearing Date for April 16<sup>th</sup> and as stated before, the intent was to "batch process" these zoning code changes; Council set a Public Hearing date for April 23<sup>rd</sup>. The Public Hearing dates will run simultaneously in the newspaper thereby reducing advertising costs considerably. The Public Hearing Dates will be posted in the Lake County News-Herald and will be posted on the City's Website and on Channel 12.

***Public Portion***

**Public Portion was opened at 8:29 p.m.**

Commentary was provided by: Charlotte Schryer, Frank Cihula, Joyce Grady and Bob Kowalsky

**Public Portion was closed at 8: 38 p.m.**

**Meeting adjourned at 8:40 p.m.**

**RECREATION – David M. Fiebig, Chair**

**Committee Members:**

**Christopher L. Biro, David A. Reichelt**

**COMMITTEE MEETING OF MARCH 2, 2009**

**Members Present:** Chair David M. Fiebig, Councilman Christopher L. Biro, Councilman David A. Reichelt

**Also Present:** Councilman Frank A. Germano, Mayor Robert M. Weger, Recreation Coordinator Leslie Harmon

**Purpose of the Meeting was to discuss Changes in Zoning Code and any other business.**

**Meeting convened at 6:37 p.m.**

***Order of Business***

- Discussion pertaining to additional changes and edits to Chapter 941. Mayor suggested delete 941.06 (a) and (b).
- Discussion pertaining to ability to waive fees. Councilman Biro questioned how many groups use the Facility? Recreation Coordinator Harmon replied 10 to 15, maybe more. Councilman Reichelt suggested defining the groups; Chair Fiebig stated that in the new form, the non-profit, NFP is spelled out.
- Use a Committee consisting of Recreation Committee Chair, Recreation Coordinator and Mayor to decide borderline case or groups. Use a web-based calendar, internally for scheduling
- **Consensus was to move forward with the edits included herein and that has come forward with Ordinance No. 2009-11:**
  - Council to set the rates and fees (actually lowered fees and rates) for the use of the Community Center
  - Use of Campbell Park is included with no increase in fees
  - Defined and set funeral luncheons and hours
  - Creation of Section 941.09 – Report of Income and Use to Council on a quarterly basis
  - Designated the Community Center as an "emergency use"/home evacuation site

***Public Portion***

Commentary was provided by: Robert Kowalski – keep it simply; Florine O’Ryan – Sec Dep. and Frank Cihula – Monitor required

**Meeting adjourned at 7:48 p.m.**

**RULES & LEGISLATION – Kevin D. Malecek, Chair**

**Committee Members:**

**Frank A. Germano, David A. Reichelt**

**COMMITTEE MEETING OF MARCH 9, 2009**

**Members Present:** President Kevin D. Malecek, 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

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

**Meeting convened at 6:41 p.m.**

***Order of Business***

**Ordinance 2009-7: Rock Salt Contract with ODOT**

Annual Ordinance to participate in rock salt program with the State of Ohio – 4,500 tons

**Consensus to waive Three-Reading Rule and Adopt at Council.**

**Ordinance 2009-8: Limestone Purchase**

Open bids for limestone purchases the other day – Ontario Stone from Bid Processes – for different limestone. Lowest bidder.

**Consensus to waive Three-Reading Rule and Adopt at Council.**

**Ordinance 2009-9: Asphalt Purchases**

Open bids for asphalt purchases – did go up to \$51 for pickup – if it goes down more than 5% or up more than 5%, they will adjust the prices.

**Consensus to waive Three-Reading Rule and Adopt at Council.**

**Ordinance 2009-10: WHISPER Fund Creation**

Keeps everything clear – monitor funds coming in and going out – does not come out of General Fund – creating a new fund – short-lived funds – fund be around for more than one year – right accounting information year to year. Views this as totally volunteer – no general fund appropriate – money from donations

**Ordinance 2009-11: Draft – Recreation Fees.**

Final Recreation meeting – level of punctuation – First Reading will be this week.

***Public Portion***

Frank Cihula – when fund for Garfield Park? Get it into a fund and keep track of it – memorabilia – doesn't go for something over there.

Joyce Grady – point of interest – how did the meeting go Saturday? Point of interest – did notice that Road Department was working on ditches on White Road – where is Marcum/Parkview ditches slated for – Mayor – different machines to be able to do it

Bob Kowalsky – meeting Saturday spoke in Public Portion – none – Finance Meeting – when is the next one? Will it be in the next week?

**Meeting adjourned at 7:09 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 – Nancy E. Fellows, Chair**

**Committee Members:**

**Christopher L. Biro, Frank A. Germano**

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

- **Announced that a Service Committee Meeting has been scheduled for 7:15 p.m. on Monday, March 23, 2009 to discuss SOM Widening Project, Stark Drive Improvements and the Trash/Recycling Program**

**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 at the direction of the City Engineer, a Utilities Committee will be called to further discuss the Sanitary Sewer Project – Assessment Area C.**

## **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.

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

### **SPECIAL COMMITTEE MEETING OF MARCH 7, 2009**

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

**Also Present:** Mayor Robert M. Weger, Finance Director Joseph G. Mirtel, city Engineer Richard Iafelice, Mayor's Assistant Gloria Majeski and Clerk of Council Victoria Ann Savage

**Meeting was called to order at 8:47 a.m.**

**Purpose of the Meeting was to discuss Short-Term vs. Long Term City Issues and any other business.**

**Public Portion was opened at 8:48 a.m.; with no one coming forth from the public sector , was closed at 8:49 a.m.**

**The following is a brief outline of the meeting format along with the topics discussed:**

#### **Roundtable Council Discussion**

Council Members and the Mayor allotted three minutes to talk about what they would like to see occur today and in next year.

#### **Committee and Issue Roundtable**

- Council Security Program
- Dispatch Center Update
- Zoning Changes
- Progress/Direction of Property Maintenance
- Assessment Area "C" Progress
- Runway Expansion Opposition Strategies
- Recreation and Recreation Summit
- W.H.I.S.P.E.R. Program
- Communications – City News Letter
- Trash – Recycling
- Economic Development Task Force

#### **Municipal Finance Discussion**

- Financial Information
- Exploring Revenue Streams
- Labor Negotiations
- Engineering

**The Mayor and Council will take a 0.69 percent in wages.**

#### **Short-Term vs. Long-Term Agenda Items and Planning**

- Immediate Future Action Plans
- Capital Planning Program
- Road Maintenance

**Meeting adjourned at 2:35 p.m.**

## **OTHER COUNCIL REPRESENTATIVE REPORTS**

- **Councilman Biro stated that a meeting of the Ad-Hoc Committee of Council Against the Expansion of the Cuyahoga County Airport will be called for in April..**



## **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 7:43 p.m.; with no one coming forth from the public sector, was closed at 7:43 p.m.

## **UNFINISHED BUSINESS**

- There was no “Unfinished Business” brought forth to Council.

## **LEGISLATION**

### **ORDINANCE NO. 2009-7**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF WILLOUGHBY HILLS TO ENTER INTO A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE CITY’S SODIUM CHLORIDE (ROCK SALT) REQUIREMENTS FOR THE 2009-2010 WINTER SEASON AND DECLARING AN EMERGENCY.**

MOTION WAS MADE BY COUNCILMAN SOMICH, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2009-7.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2009-7 has been suspended.

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Fiebig to adopt Ordinance No. 2009-7.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2009-7 has been adopted.

### **ORDINANCE NO. 2009-8**

**AN ORDINANCE ACCEPTING THE BID OF ONTARIO STONE CORP. FOR THE PURCHASE OF LIMESTONE FOR THE YEAR 2009 AND DECLARING AN EMERGENCY.**

MOTION WAS MADE BY COUNCILMAN BIRO, seconded by Councilman Reichelt to suspend the Three Reading Rule for Ordinance No. 2009-8.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2009-8 has been suspended.

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to adopt Ordinance No. 2009-8.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Malecek declared that Ordinance No. 2009-8 has been adopted.

### **ORDINANCE NO. 2009-9**

**AN ORDINANCE ACCEPTING THE BID OF KOKOSING MATERIALS, INC. FOR THE PURCHASE OF ASPHALT FOR THE YEAR 2009 AND DECLARING AN EMERGENCY.**

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Fiebig to suspend the Three Reading Rule for Ordinance No. 2009-9.

Roll Call: 7 AYES - unanimous

MOTION PASSES

President Malecek declared that the Three Reading Rule for Ordinance No. 2009-9 has been suspended.

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilwoman Fellows to adopt Ordinance No. 2009-9.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek declared that Ordinance No. 2009-9 has been adopted.**

#### **ORDINANCE NO. 2009-10**

**AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 135 – DEPARTMENT OF FINANCE, BY THE ADDITION OF A NEW SECTION 135.31 – WILLOUGHBY HILLS ISOLATED SENIOR PROGRAM FOR EVERYDAY RELIEF, “W.H.I.S.P.E.R” FUND OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.**

**MOTION WAS MADE BY COUNCILMAN FIEBIG**, seconded by Councilman Reichelt to suspend the Three Reading Rule for Ordinance No. 2009-10.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek declared that the Three Reading Rule for Ordinance No. 2009-10 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilwoman Fellows to adopt Ordinance No. 2009-10.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek declared that Ordinance No. 2009-10 has been adopted.**

#### **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.**

**President Malecek declared that the Ordinance No. 2009-11 will remain on First Reading.**

#### **NEW BUSINESS**

**MOTION WAS MADE BY COUNCILMAN REICHELT**, seconded by Councilwoman Fellows for the Mayor, the Mayor serving as Safety/Service Director, Council President, Members of Council to voluntarily take a decrease in pay equal to the Consumer Price Index (CIP) that being a 0.69 percent decrease for 2009.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the City’s Elected Officials will voluntarily take a decrease in pay equal to the Consumer Price Index (CPI) that being a 0.69 percent decrease for 2009.**

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Reichelt to declare as surplus a 1998 Dodge Durango, VIN #1B4HS28YOWSF225878, Mileage 174,951, valued at approximately \$750.00.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that a 1998 Durango (VIN#1B4HS28YOWSF225878) with a value of less than \$1,000 has been declared as surplus.**

#### **FOR THE GOOD OF THE ORDER**

- Councilman Malecek announced that the Mayor along with many Members of Council will be attending the State Representative Steven LaTourette Conference held in Washington, D.C., on Friday, May 15<sup>th</sup>. The Regular Council Meeting of May 14<sup>th</sup> will be rescheduled, a tentative date of Monday, May 11<sup>th</sup> is being considered.
- Councilman Somich announced that the Lake County Council on Aging is sponsoring their annual March for Meals on Wheels this Saturday March 14<sup>th</sup> at 8:00 a.m. at the Great Lakes Mall



- Councilman Somich announced that the United Way of Lake County will be holding their annual St. Patrick's Day /Annual Celebrity Server Luncheon on Tuesday, March 17th at La Malfa Party Centre
- Councilman Fiebig announced that the Willoughby South High Band Boosters will be holding a Raffle this Saturday, March 14<sup>th</sup> – please check the City's Website for details
- Councilman Biro thanked everyone involved with the Pancake Breakfasts held this month and encouraged everyone to please come out and support the Lion's Club Pancake Breakfast to be held this Sunday, March 15<sup>th</sup> from 8:30 a.m. to 2:00 p.m.

## **ADJOURNMENT**

**MOTION WAS MADE BY COUNCILMAN REICHEL**T, seconded by Councilman Fiebig 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 7:55 p.m.**

**APPROVED:**

*Howe 9 2009*  
Date

**ATTEST:**

*Victoria Ann Savage*  
Victoria Ann Savage, CMC  
Clerk of Council

*Kevin D. Malecek*  
Kevin D. Malecek  
President of Council