

# City of Willoughby Hills

## Regular Council Meeting Minutes of September 25, 2008

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. Meeting called to order by President of Council Kevin D. Malecek

### *Pledge of Allegiance*

### Roll Call of Council

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

**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** **Special Council Meeting of August 21, 2008**

MOTION WAS MADE BY COUNCILMAN REICHEL, seconded by Councilman Germano to approve the **Special** Council Meeting Minutes of August 21, 2008 as submitted.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

President Malecek declared that the Regular Council Meeting Minutes of September 11, 2008 have been approved as submitted.

### ***Correspondence***

- Joe Mirtel, Finance Director to Council, dated September 22, 2008 re: Corn Fest Donations

### ***Notifications***

- Planning & Zoning Commission and Architectural Board of Review Meeting of September 18, 2008
- Planning & Zoning Committee Meeting of September 30, 2008
- Rules & Legislation Committee Meeting of September 23, 2008
- Utilities Committee Meeting of September 15, 2008
- Ohio Department of Natural Resources/Office of Coastal Management: Coastal Management Assistance Grants and Workshops
- Housing Research & Advocacy Center presents: *New Strategies in Fair Housing Conference* – Friday, November 14, 2008 at 9:00 a.m. to 5:00 p.m.

### ***Minutes***

- Planning and Zoning Commission & Architectural Board of Review Meeting Minutes for August 21, 2008
- ***Personnel Committee Meeting of September 9, 2008***
- ***RULES & LEGISLATION COMMITTEE MEETING MINUTES OF SEPTEMBER 23, 2008***

- **Utilities Committee Meeting of September 15, 2008**

**On File**

- Housing Research & Advocacy Center News for Summer 2008

**MAYOR'S REPORT – Robert M. Weger**

- The Mayor reported on the following City Services and Events:
  - Fall Corn Fest Activities – Thanked everyone involved
  - Heavy Trash Pickup Complete
  - Storm Damage Clean Up – Tree Limbs and Branches
  - Chardon Road Paving
  - Garfield School Torn Down
  - The Wright Place in business for 20 years
  - Highway Dedication for Col. Joshua Harmon
- Upcoming City Events
  - September 26<sup>th</sup> - CityMusic performing at St. Noel's Church
  - October 13<sup>th</sup> & October 27<sup>th</sup> - Proposed Charter Amendments to be addressed at (2) Town Hall Meetings
  - October 11<sup>th</sup> - Craft Fair to be held at the WH Community Center
  - October 26<sup>th</sup> - Halloween Party to be held at the WH Community Center
  - November 11<sup>th</sup> - Veteran's Day
  - Christmas Lane to be set up after Thanksgiving
  - December 13<sup>th</sup> Breakfast with Santa to be held at the WH Community Center
- Legislation
  - Ordinance No. 2008-69 and Ordinance No. 2008-70

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

- Status of Litigation
- Maple Grove Grange
- Ballot Review

**FINANCE DIRECTOR – Joseph G. Mirtel**

- Supported passage of Ordinance No. 2008-69 – Establishing Multiple Banking Institutions as Depositories for all Active and Interim Funds of the City

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

- OPWC Application – Maple Grove Road Slope Repair and Bishop Road Resurfacing
- Willoughby Hills Friends Church – Establishment of School Speed Limit Zone
- ECTW B – Performance Certification received from the Ohio EPA
- Finance & Building Departments – Coordinating items such as permits and fees
- Chardon Road Project – Time Extension
- Bishop Road – completed Landscape Plan for the Gateway Building
- Rainbow Muffler – Relocate Sign
- Utilities Committee – Review Correction of Sewer Assessment for 2832 Orchard Drive and to review Green Ridge Sewer System

**COMMITTEE REPORTS**

**FINANCE – Raymond C. Somich**

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

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

- The Planning & Zoning Committee has not met; therefore no formal report was given.
- Announced that a Planning & Zoning Committee Meeting will be scheduled for September 30<sup>th</sup> at 7:00 p.m. for a presentation from the *Chagrin River Watershed Partners on Implementing Balanced Growth in the Chagrin River Watershed*.

## **RECREATION – David M. Fiebig**

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

## **RULES & LEGISLATION – President Kevin D. Malecek**

### **COMMITTEE MEETING OF SEPTEMBER 23, 2008**

**Members Present:** Chairman Kevin D. Malecek, Councilman Frank A. Germano, Vice President David A. Reichelt

**Also Present:** Councilman Christopher L. Biro, Councilwoman Nancy E. Fellows, Councilman David M. Fiebig, Mayor Robert M. Weger

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

**Meeting Convened at 7:04 p.m.**

#### **2008-67: Outdoor Fires**

Chief Harmon has made some additional changes to the ordinance to bring it in line with EPA and Ohio Codes in regards to burning fires. Reichelt – should not allow the burning of agricultural waste in the City – no reason why someone should be burning leaves. Fellows – when we did not have the leaf pickup, people burned them – it's helped substantially as we continue to have leaf pickup. Reichelt – leaves are not combustible if they are damp or wet – can contaminate an entire neighborhood. Ordinance already requires a permit anyway. Biro – should we include provisions for a water source or fire extinguisher? Reichelt – knowing that the fire department does not issue permit is gratifying – issues with agricultural burning are well noted. Germano – concern about larger cooking fires.

**Strike the emergency clause.**

**Consensus to waive three reading rule and adopt.**

#### **2008-68: Designing Banking Institutions as Depositories**

Weger – currently seven banking institutions we utilize – this is an effort to standardize them all together – nine in total – licensed and become official depositories. Lot of banks have changed. If banks change, we will have to get a new statement from them.

**Consensus to waive three reading rule and adopt.**

#### **2008-69: Maintain Positive Account Balances**

Weger – appropriating \$2,000 to Veteran's Memorial Fund – there is well over that in the fund itself – moves it in to spend it. Bricks are sinking and it is unstable – taking bricks out, pouring concrete, then relaying bricks. Quote from party that is donating the labor in the memorial.

**Consensus to waive three reading rule and adopt.**

#### **2008-70: Veteran's Memorial Improvement**

Weger - \$1,500 fee – when we exceed 10 percent of the funds – Council must approve. This is an expenditure of more than 10 percent.

**Consensus to waive three reading rule and adopt.**

#### **2008-71: Noise Ordinance Penalty Amendment**

Fiebig – lifted language from old ordinance – minor misdemeanor – can write a ticket and have them go to Court – M4 makes an arrest warranted. Change asked for by Police Chief and Law Director.

**Place emergency tag on Ordinance to make it apply right away.**

**Consensus to waive three reading rule and adopt.**

#### **2008-72: Declare City Vehicles Surplus**

Weger – 1994 Chevy Dump Truck with Plow – does not work – needs injector pump – not worth putting money into – just received our new one.

**Place emergency tag on Ordinance to make it apply right away.**

**Consensus to waive three reading rule and adopt.**

### **Property Maintenance Code Discussion**

Reichelt – forever needed a residential maintenance code for residential – council people get a great deal of complaints. Weger – would you consider being complaint-driven enforcement? Yes – we get enough complaints. Foreclosed homes, grass is not cut – give authority to bill people, banks, tax duplicate, lien to ensure that exteriors are taken care of – four or five on the verge of foreclosure every week. Reichelt – more arbitrary and imposing on people – very fair and very well crafted. Germano – International Code is used by Mayfield Heights, Lyndhurst – they use it. Lawn maintenance in the front yard – fallen trees in the front yard – on top of the house. Complaint-driven indeed. We have had houses in the City condemned. Weger – have to be careful and have some teeth to be able to do this.

Biro – how many complaints per week? Weger – more for the grass than for individual properties – a handful have not been painted.

**Council will review the drafts and documents prepared by the Clerk and continue discussion at the meeting of October 6<sup>th</sup>.**

Reichelt – Glinski letter – document concerns in writing – why do we have to wait for the EPA – our Engineer has been working with First Energy to rectify the original problem – block and rubbish were just dumped back there.

Reichelt – no turn on red sign situation – soon approaching time when ODOT is going to be out of there.

Thursday – reclosing the ramp. Mayor Ruffner has committed to taking those signs down – when the project is closed out, the signs will be removed.

### ***Public Portion***

Frank Cihula – property maintenance code – residential property maintenance code – needs copy from the Clerk. Cover grass height limitations. Have a standard that we follow.

Robert Kowalsky – complaint-driven idea is worrisome – does not really work. Concerned that you don't get it accomplished and the person has to keep on complaining. Maybe the person complaining does not really understand. Not about the fire, it's about the burn. What the standard should be – fuel air standard – what is the standard for a fire – 305 and Euclid – garage has one of those waste oil burners. Watched it just kill the neighborhood. Soot all over them – it is what people are burning – burn all sorts of weird stuff – on the exterior maintenance code – should be based on value – are you devaluing the property around you? Did the building inspector clear that? Devaluing the street – looks terrible because of who did this? Based whole legislation on proving that the person is devaluing the value of their property and their neighbor's property. Right it for everybody in a positive note.

Fiebig – whole purpose is to protect values.

**Meeting adjourned at 8:05 p.m.**

### **SAFETY – David A. Reichelt**

- The Safety Committee has not met; therefore no formal report was given.
- **Announced that a Safety Committee Meeting has been scheduled for Monday, October 6<sup>th</sup> at 7:30 p.m., following the Rules and Legislation Committee.**

### **SERVICE – Nancy E. Fellows**

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

### **UTILITIES – Frank A. Germano**

#### **COMMITTEE MEETING OF SEPTEMBER 15, 2008**

**Members Present:** Chairman Frank A. Germano, Councilwoman Nancy E. Fellows, Councilman Raymond C. Somich

**Also Present:** Councilman Christopher L. Biro, Councilman David A. Reichelt, Mayor Robert M. Weger, City Engineer Richard Iafelice

**Purpose of the Meeting was to review Area Assessment C and any other business.**

**Meeting convened at 7:36 p.m.**

- Sanitary Sewer area from Richmond Heights line east on White Road to creek west of Bishop – discussed if it was going into the Cuyahoga County Sewer District or if it was going into the Euclid Sewer District.

**Consensus of the Committee was a gravity sewer from Richmond Heights line to creek, west of Bishop Road to be serviced by Cuyahoga County.**

**Public Portion was opened with commentary from Frank Cihula and Robert Kowalsky.**

**Meeting Adjourned at 8:35 p.m.**

**PERSONNEL RELATIONS – Christopher L. Biro**

**COMMITTEE MEETING OF SEPTEMBER 9, 2008**

**Members Present:** Chairman Christopher L. Biro, Councilman Raymond C. Somich, Mayor Robert M. Weger

**Also Present:** Councilman David M. Fiebig, Councilman Frank Germano, Council President Kevin D. Malecek, Councilman David A. Reichelt, Law Director Thomas G. Lobe

**Purpose of the Meeting was to review Employee Relations and any other business.**

**Meeting convened at 8:43 p.m.**

- Committee adjourned into Executive Session at 8:45 p.m.
- Committee reconvened at 9:53 p.m.

**Public Portion was opened with no one from the public sector coming forth.**

**Meeting Adjourned at 9:54 p.m.**

**WORKING COMMITTEE OF COUNCIL – President Kevin D. Malecek**

- The Working Committee of Council has not met; therefore no formal report was given.

**OTHER COUNCIL REPRESENTATIVE REPORTS**

- There were no other Council Representative Reports brought forth to Council.

**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.**

**President Malecek opened public portion at 7:32 p.m.**

1. Faye Sivazlian  
37250 Chardon Road  
Re: (1) Time and Date of the Chagrin River Watershed Presentation; (2) Ordinance No. 2008-67 – Outdoor Burning and (3) Meaning of “ECTW” - Euclid Creek Tributary Watershed

**With no further commentary coming forth from the public, President Malecek closed Public Portion at 7:34p.m.**

**UNFINISHED BUSINESS**

- President Malecek passed the gavel to Vice President Reichelt to comment on what types of fires are allowed with the City of Willoughby Hills.
- Vice President Reichelt passed the gavel back to President Malecek to provide further clarification with respect to restrictions pertaining to outdoor burning.

**LEGISLATION**

**ORDINANCE NO. 2008-67**

AN ORDINANCE AMENDING PART FIFTEEN – FIRE PREVENTION CODE, CHAPTER 1503 – OUTDOOR FIRES, SECTION 1503.01 – GENERAL PROHIBITION AND SECTION 1503.02 FIRE CHIEF MAY DISALLOW EXCEPTIONS OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

**MOTION WAS MADE BY COUNCILMAN REICHELT**, seconded by Councilman Somich to suspend the Two Day Notification Rule for Ordinance No. 2008-67.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Two Day Notification Rule for Ordinance No. 2008-67 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Reichelt to suspend the Three Reading Rule for Ordinance No. 2008-67.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Three Reading Rule for Ordinance No. 2008-67 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Reichelt to adopt Ordinance No. 2008-67.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that Ordinance No. 2008-67 has been adopted.**

**ORDINANCE NO. 2008-68**

AN ORDINANCE DESIGNING MULTIPLE BANKING INSTITUTIONS AS DEPOSITORIES FOR ALL ACTIVE AND INTERIM FUNDS OF THE CITY OF WILLOUGHBY HILLS FOR THE PERIOD BEGINNING FROM JULY 1, 2008 THROUGH JUNE 30, 2013; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2008-68.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Three Reading Rule for Ordinance No. 2008-68 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Fiebig to adopt Ordinance No. 2008-68.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-68 has been adopted.**

**ORDINANCE NO. 2008-69**

AN ORDINANCE AMENDING ORDINANCE NO. 2008-17 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 Germano to suspend the Two Day Notification Rule for Ordinance No. 2008-69.

**President Malecek stated that the suspension of the Two Day Notification Rule for Ordinance No. 2008-69 was required due to the increase of the appropriation from \$2,000 to \$4,500.00.**

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Two Day Notification Rule for Ordinance No. 2008-69 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN FIEBIG**, seconded by Councilwoman Fellows to suspend the Three Reading Rule for Ordinance No. 2008-69.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Three Reading Rule for Ordinance No. 2008-69 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to adopt Ordinance No. 2008-69.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-69 has been adopted.**

**ORDINANCE NO. 2008-70**

AN ORDINANCE ACCEPTING AND GRANTING APPROVAL OF THE PROPOSAL SUBMITTED FROM ERIC'S LANDSCAPE/DESIGN IN THE AMOUNT OF \$1,500.00 WITH SAID AMOUNT REPRESENTING ONLY LABOR WITH ALL MATERIALS BEING SUPPLIES BY OSBORNE CONCRETE AT A COST NOT TO EXCEED \$750.00 FOR THE IMPROVEMENT OF THE VETERAN'S MEMORIAL AND DECLARING AN EMERGENCY.

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Biro to suspend the Two Day Notification Rule for Ordinance No. 2008-70.

**President Malecek stated that the suspension of the Two Day Notification for Ordinance No. 2008-70 was in order due to an increase in the appropriation to \$4,500.00 to include the City's purchase of materials and supplies from Osborne Concrete at a cost not to exceed \$750.00.**

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Two Day Notification Rule for Ordinance No. 2008-70 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Fiebig to suspend the Three Reading Rule for Ordinance No. 2008-70.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Three Reading Rule for Ordinance No. 2008-70 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN FIEBIG**, seconded by Councilman Reichelt to adopt Ordinance No. 2008-70.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-70 has been adopted.**

**ORDINANCE NO. 2008-71**

AN ORDINANCE AMENDING PART FIVE – GENERAL OFFENSES CODE, CHAPTER 509 – DISORDERLY CONDUCT AND PEACE DISTURBANCE, SUB-SECTION (C) OF SECTION 509.10 – LOUD RAUCOUS AND UNNECESSARY NOISE OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Reichelt to suspend the Two Day Notification Rule for Ordinance No. 2008-71.

**President Malecek stated that the suspension of the Two Day Notification Rules for Ordinance No. 2008-71 was in order to allow for the effective date of the Ordinance to be in conjunction with Ordinance No. 2008-66; thereby allowing any and all amendments to Section 510.11 to become effective October 11, 2008.**

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Two Day Notification Rule for Ordinance No. 2008-71 has been suspended.**



**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2008-71.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Three Reading Rule for Ordinance No. 2008-71 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Germano to adopt Ordinance No. 2008-71.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-71 has been adopted.**

**ORDINANCE NO. 2008-72**

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

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2008-72.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Three Reading Rule for Ordinance No. 2008-72 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Reichelt to adopt Ordinance No. 2008-72.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-72 has been adopted.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilwoman Fellows to Amend the Agenda of the Regular Council Meeting of September 25, 2008 to include Ordinance No. 2008-73.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Agenda of the Regular Council Meeting of September 25, 2008 has been amended to include Ordinance No. 2008-73.**

**ORDINANCE NO. 2008-73**

**AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.05 – VACATIONS, SUB-SECTION (F) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.**

**President Malecek requested that the Mayor provide Council with an explanation for the need of Ordinance No. 2008-73.**

**The Mayor provided Council the following explanation: The Mayor stated that he added this to the agenda for a reason, “in the past our previous administrations have waived our ordinances which were 157.05, and they did it without Council’s permission. It is the ability to allow employees to carry over vacation”. It was pointed out to the Mayor that they (Finance Department) are not able to do it based on the ordinances; “when it becomes necessary, due to work load and extraordinary circumstances, if someone is not able to use their vacation before their anniversary date and it is not calendar year in the City, it goes by anniversary date, they would, according to this new legislation, be able to write the circumstances and request that they would be able to extend their vacation leave into the next year. There were some limitations that the Mayor wanted, “if they were able to do that, which would limit it up to 80 hours that they could extend into the next year and then also whatever would be extended into the next year would have to be taken within the first 90 days of the anniversary date, so therefore, not affecting their new schedule”.**



The Mayor also stated that he is putting into place vacation calendars and “asking all of our employees to actually schedule their vacation so that they know how much time they have left and this was never the case in the past, they can always change it, but it needs to be scheduled so that they do know and are very aware of what is left and how much they need to schedule and they can plan their work load accordingly. But this is to clear up a situation that has occurred for, or since 2002 that he is aware of, and this just makes it right so if the City is audited, we are able to sustain the audit”.

**MOTION WAS MADE BY COUNCILMAN REICHELT**, seconded by Councilman Biro to suspend the Two Day Notification Rule for Ordinance No. 2008-73.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**President Malecek declared that the Two Day Notification Rule for Ordinance No. 2008-73 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN BIRO**, seconded by Councilman Germano to suspend the Three Reading Rule for Ordinance No. 2008-73.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that the Three Reading Rule for Ordinance No. 2008-73 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN REICHELT**, seconded by Councilman Germano to adopt Ordinance No. 2008-73.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Ordinance No. 2008-73 has been adopted.**

## **NEW BUSINESS**

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Biro to approve Sanitary Sewer Service for properties on White Road from the creek west of Bishop Road to Richmond Heights line to be serviced by Cuyahoga County in Area Assessment C.

**Roll Call: 7 AYES - unanimous**

**MOTION PASSES**

**President Malecek stated that Sanitary Sewer Service for properties on White Road from the creek west of Bishop Road Richmond Heights line is to be serviced by Cuyahoga County in Area Assessment C.**

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

- Councilman Reichelt announced that CityMusic will be performing at St. Noel's this Friday evening, September 26<sup>th</sup> at 8:00 p.m.
- Councilman Reichelt announced the Veteran's Memorial Service to be held on November 11<sup>th</sup>
- Councilman Somich announced that annual Slovenian Sausage Festival will be held at the SNPJ Farm on Heath Road in Kirtland. The event will be from 1:00 p.m. until 9:00 p.m.
- Councilman Somich announced that the League of Women's Voters will be hosting a Candidates Nights and Forum on October 6<sup>th</sup> at 6:30 p.m. at Breckenridge Village.
- President Malecek announced that on Tuesday, September 30<sup>th</sup>, the Lake County NAACP will be having a Candidates Forum at Lakeland Community College at 7:00 p.m.
- Mayor Weger thanked Councilman Reichelt for all of his help, he continues to amaze the Mayor on his responsive time in getting things done quickly; just the other day the City had a problem, the new IT Room is in need of air-conditioning, the City's servers were going down in the Police Department. The new servers were down there, but couldn't be run due to the heat in the building. Councilman Reichelt obtained and installed the required air-conditioning units.
- President Malecek stated that Councilman Reichelt is his colleague and his friend adding that the citizens of the City do not realize just how much that Councilman Reichelt does for the City along with his Council duties, his participation with the City's new Dispatch/Information Technologies Room and not to mention his involvement with the City's Corn Fest.

- Councilman Biro commented on the dedication for Col. Joshua Harmon, it was a wonderful tribute to a wonderful and fantastic person, who the City is lucky to have that connection.
- Councilman Somich announced that there will be a very special event in our City to be held at the La Vera Party Center on November 14<sup>th</sup> in honor of Joshua Harmon.

**MOTION WAS MADE BY COUNCILMAN REICHELT**, seconded by Councilman Fiebig to adjourn.

**Roll Call: 7 AYES – unanimous**

**MOTION PASSES**

**Meeting adjourned at 8:02 p.m.**

**APPROVED:**

Nov 23 2-5  
Date

**ATTEST:**

Victoria Ann Savage  
Victoria Ann Savage  
Clerk of Council

Kevin D. Malecek  
Kevin D. Malecek  
President of Council