

# City of Willoughby Hills

Council  
CHRISTOPHER L. BIRO  
DAVID M. FIEBIG  
FRANK A. GERMANO  
KEVIN D. MALECEK  
RAYMOND C. SOMICH

## Regular Council Meeting

### Minutes of May 10, 2012

*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.*

*Meeting Called to Order at 7:00 p.m. by President David A. Reichelt*

#### *Pledge of Allegiance*

#### Roll Call of Council

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

**Absent:** Councilman Christopher L. Biro  
Finance Director Frank J. Brichacek

**Also Present:** Mayor Robert M. Weger, Law Director Thomas G. Lobe, Economic Development Director, City Engineer Richard J. Iafelice, Clerk of Council Victoria Ann Savage

**MOTION WAS MADE BY COUNCILWOMAN FELLOWS**, seconded by Councilman Fiebig to excuse Councilman Christopher L. Biro from the Regular Council Meeting of May 10, 2012.

**Roll Call: 6 AYES – unanimous**

**MOTION PASSES**

President Reichelt declared that Councilman Christopher L. Biro has been excused from attending the Regular Council Meeting of May 10, 2012.

#### ***Swearing-In of Part Time Firefighter, Class 2: George Glasney***

The Mayor administered the Oath of Office for Part-Time Firefighter George Glasney. Chief Harmon stated that George's full time career is with Highland Heights Fire Department and he has been with them for about seven years. George is a paramedic, he has some rescue training, lives close by, interviewed exceptionally well and we are excited to bring him on board; he is a good addition to our organization.

#### **Disposition of the Journal Regular Council Meeting of April 26, 2012**

Councilman Malecek stated that the following correction pertaining to the number of Ayes and Abstentions needed to be made to the adopting Motion for Ordinance No. 2012-17:

MOTION WAS MADE BY COUNCILMAN GERMANO, seconded by Councilman Biro to adopt Ordinance No. 2012-17.  
Roll Call: Fiebig-yes, Germano-yes, Malecek-Abstain, Reichelt-Abstain, Somich-yes, Biro-yes, Fellows-yes  
MOTION PASSES: **5 AYES/2 Abstentions**  
President Reichelt declared that Ordinance No. 2012-17 has been adopted.

**MOTION WAS MADE BY COUNCILMAN MALECEK**, seconded by Councilwoman Fellows to approve the Regular Council Meeting Minutes of April 26, 2012 as corrected.

**MOTION PASSES: 6 AYES**

**MOTION PASSES**

**President Reichelt declared that the Regular Council Meeting Minutes of April 26, 2012 have been approved as corrected.**

### ***Correspondence***

- Interoffice Memo from Mayor Robert M. Weger to Council President David Reichelt, dated April 20, 2012 re: Candidate for Economic Development Director - Salary (Emailed: April 30, 2012)
- WH Community Center Rentals for April 2012 (Emailed: April 16, 2012)
- Mayor's Court Monthly Statement for April 2012 (Emailed: May 8, 2012)
- Memo from Clerk of Mayor's Court, dated May 1, 2012 re: Waiver Schedule (Emailed: May 8, 2012)
- City Engineer's Status Report for May 2012 along with the Agenda & Issues – for both the Service and Utilities Committees - Updated May 3, 2012 (Emailed: May 4, 2012)

### ***Notifications***

- Planning & Zoning Commission and Architectural Board of Review Meeting of May 3, 2012 (Emailed: April 30, 2012)
- Planning & Zoning Committee of May 7, 2012 (Emailed: May 4, 2012)
- Rules & Legislation Committee Meeting of May 7, 2012 (Emailed: May 4, 2012)

### ***Minutes***

- Planning & Zoning Commission and Architectural Board of Review Meeting of April 5, 2012 (Emailed: May 4, 2012)
- Planning & Zoning Committee of Council Meeting of May 7, 2012 (Emailed: May 8, 2012)
- Rules and Legislation Committee Meeting of May 7, 2012 (Emailed: May 8, 2012)
- **SERVICE COMMITTEE MEETING MINUTES OF APRIL 23, 2012 (EMAILED: MAY 10, 2012)**

### ***On File***

- WH Senior Center Activity Pages for May 2012, Issue Number 5

### **MAYOR'S REPORT – Robert M. Weger**

- **Rogers Road Update**
- **Maple Grove Bridge Update**
- **Consolidation of Building and Service Departments** continuing construction; hope to complete project by end of May.
- **Charitable Event Gambling** to be established in the City of Richmond Heights and sponsored by the City of Woodmere
- **City News Letter** is on Line
- **Disposal of Prescription Drugs** – Disposal Container located in the lobby of the Police Department
- **Acknowledgements**
  - Proclamation to declare Thursday, May 17, 2012 “Curves Day in Willoughby Hills – Join Curves of WH from 5:00pm to 7:00pm for an Open House promoting healthy lifestyle
  - Congratulations to WH Part-Time Assistant Fire Chief Tom Talcott – Mentor Fire Department Retirement
  - Welcomed Economic Development Director – Steve Roszczyk
- **Upcoming Events**
  - Fall Corn Fest Meeting – May 22<sup>nd</sup> at WH Community Center – All Volunteers Welcomed!
  - Captains Day at Classic Park – June 3<sup>rd</sup>
  - Shred Day in Willoughby Hills – June 16<sup>th</sup>

### **ECONOMIC DEVELOPMENT DIRECTOR – Steve Roszczyk**

- **The Mayor invited the Economic Development Director to be a standing member at Council Meetings so that he can report on some of the things that he is doing.**

- The Economic Development Director introduced himself, formerly the publisher of the News-Herald for about seven years; lives in Lake County and plans to remain in Lake County
- The past four days have been hectic, getting to know the area
- Reviewed the Audit Report
- Toured the City a couple of times, once with the Building Commissioner the another time with the Mayor's Assistant; was able to get different perspectives of the City
- Making a potential list of contacts to start talking to people
- Need to develop an inventory for sales; working on Website in order to "sale ourselves"
- City needs to be available everywhere that they can – Website is one of the best ways to do this
- Looks forward to meeting and working with the Economic Development Task Force, as well with the Administration and the Members of Council

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

- No formal report was given.
- Requested an Executive Session to discuss the threat of litigation issues; inviting the Members of Council, the Mayor and the Economic Development Director

#### **FINANCE DIRECTOR'S REPORT – Frank J. Brichacek, Jr.**

- The Finance Director was not in attendance; therefore no formal report was given.

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

- Referenced Status Report for May 2012
- Assessment Area C – Sewer Connections: at the end of 2011 we had 59 homes connected, in the first four months of 2012, 42 additional homes have been connected
- Service Department managing sewer inspections – going real well
- City Construction Projects getting underway

#### **COMMITTEE REPORTS**

**President Reichelt asked if there were any Committee Chairs who would like to provide a report. Committees Reports have been listed alphabetically.**

**PLANNING & ZONING – David M. Fiebig, Chair**

**Committee Members: Nancy E. Fellows, Frank A. Germano**

#### **COMMITTEE MEETING OF MAY 7, 2012**

**Members Present: Councilman David M. Fiebig, Chair, Councilman Frank A. Germano, Vice-President Nancy E. Fellows**

**Also Present: BZA Chair Frank Cihula**

**Purpose of the Meeting was to discuss Master Plan: Comprehensive Land Use Plan and any other business.**

**Meeting convened at 7:03pm**

#### ***Order of Business***

Comprehensive Land Use Plan for the City. There has been ample time to review by all Council Members. Should 2011-59 be put forth at this next Council Meeting for Adoption? It has had Three Readings.

We have hired a person (today-first day) who needs to understand the intent of the Planning Commission. This Plan is a roadmap and should be a working document, ability to grow and change. Our City's needs and residents and business community develops, it's important for a Plan to be kept up to date. Welcome suggestions and ideas for the next version and for discussion for making the existing plan functionally better.

Fellows, Germano, Fiebig concur.

**Public Portion opened at 7:07pm**

Cihula – Actual name is Comprehensive Land Use Plan. Kowalsky – Developers use this How will Economic Development Director Develop? Freeway by Eddy multi-family. He was in Court with Klammer, Heritage. Council said to Sanvely go ahead, and what will development in Loehmanns be? Internet Café should be backdoor only. In WH thing, stop airport growth. TIF in legislation, schools.

Publix Portion closed at 7:13pm

**Committee: Fellows, Germano, Fiebig agree to recommend to council for Adoption.**

**Meeting adjourned at 7:14pm**

**RULES & LEGISLATION – David A. Reichelt, Chair**

**Committee Members:**

**Nancy E. Fellows, Kevin D. Malecek**

**COMMITTEE MEETING OF MAY 7, 2012**

**Members Present:** President David A. Reichelt, Chair, Vice President Nancy E. Fellows, Councilman Kevin D. Malecek

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

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

**Meeting convened at 5:42pm**

***Order of Business***

**Ordinance 2012-21-23** – regarding pay increases for part-time and non-union employees - Some possible discrepancies in the current versions were noted and discussed. The Mayor will review the documents for accuracy and return to the Committee for further consideration. In the interim, they will not be included in the Agenda for the upcoming Council Meeting.

**Resolution 2012-5**, a resolution required by the County for participation in the Community Development Block Grant Program was approved and recommended for Adoption by Council.

**Resolution 2012-6**, another resolution required by the County for participation in the Community Development Block Grant Program was approved and recommended for Adoption by Council.

***Public Portion***

**Opened: 5:52pm Closed: 6:00pm**

The Committee fielded general questions regarding the issues discussed.

**Meeting adjourned at 6:00pm**

**OTHER COUNCIL REPRESENTATIVE REPORTS**

- There were no other Council Representative 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 7:21pm**

1. Robert Kowalsky

2585 Timberline Drive

RE: Ordinance No. 2012-9 – Position of Economic Development Director

**Public Portion was closed at 7:25pm**

**UNFINISHED BUSINESS**

- There was no unfinished business brought forth to Council.

## **LEGISLATION**

### **RESOLUTION NO. 2012-5**

**A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO PARTICIPATE IN LAKE COUNTY'S 2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TO SEEK FUNDING IN THE AMOUNT OF \$30,000 FOR THE COLLABORATIVE WORKSHOP FOR BOY SCOUT MERIT BADGES.**

---

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to suspend the Three Reading Rule for Resolution No. 2012-5.

**Roll Call: 6 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared that the Three Reading Rule for Resolution No. 2012-5 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN GERMANO**, seconded by Councilman Somich to adopt Resolution No. 2012-5.

**Roll Call: 6 AYES – unanimous**

**MOTION PASSES**

**MOTION PASSES: 6 AYES**

**President Reichelt declared that Resolution No. 2012-5 has been adopted.**

### **RESOLUTION NO. 2012-6**

**A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO PARTICIPATE IN LAKE COUNTY'S 2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TO SEEK FUNDING IN THE AMOUNT OF \$50,000 FOR THE CITY'S RESIDENTIAL SANITARY SEWER SERVICE CONNECTION PROGRAM.**

---

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Germano to suspend the Three Reading Rule for Resolution No. 2012-6.

**Roll Call: 6 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared that the Three Reading Rule for Resolution No. 2012-6 has been suspended.**

**MOTION WAS MADE BY COUNCILMAN SOMICH**, seconded by Councilman Fellows to adopt Resolution No. 2012-6.

**Roll Call: 6 AYES – unanimous**

**MOTION PASSES**

**President Reichelt declared that Resolution No. 2012-6 has been adopted.**

## **NEW BUSINESS**

**MOTION WAS MADE BY COUNCILMAN MALECEK**, seconded by Councilman Fiebig to move into Executive Session at the conclusion of "For the Good of The Order", inviting the Mayor, the Law Director, the Economic Development Director, for a period not exceed twenty minutes for the purpose of threatened litigation.

**Roll Call: 6 AYES – unanimous**

**MOTION PASSES**

**President Reichelt declared that Council will adjourn into Executive Session following the conclusion of "For The Good of the Order" with the City Engineer being excused at such time.**

**Councilman Somich and the Law Director responded to comments made during Public Portion.**

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

Councilwoman Fellows along with the Members of Council wished the Clerk a Happy Birthday and thanked her for all that she does, it is greatly appreciated.

Councilman Somich: May Stroke Awareness Month  
Information available at the following website Radiology.org

Annual Edison Fun Run  
Edison Elementary School  
Saturday at 9:00am

Lake County Council on Aging – 32<sup>nd</sup> Seniors Today  
Great Lakes Mall  
Saturday from 8:30am to 3:00pm

Annual Kids Fun and Safety Day  
Pat O'Brien Chevrolet  
Saturday, May 19<sup>th</sup> from 12:00 to 3:00pm

Councilman Fiebig: Willoughby Hills Lions Club  
Annual Run for the Hills  
Sunday, June 24<sup>th</sup>

Mayor Weger: Wished Larry O'Donnell Get Well Wishes

**President Reichelt announced that it is now 7:34pm and Council along with the Mayor, Law Director and Economic Development Director will adjourn into Executive Session.**

**The Regular Council Meeting reconvened at 7:57pm with all of the Members of Council, the Mayor, Law Director and Economic Development Director present.**

### **ADJOURNMENT**

**MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilwoman Fellows to adjourn the Meeting.**

**Roll Call: 6 AYES - unanimous**

**MOTION PASSES**

**President Reichelt declared the Regular Council Meeting of May 10, 2012 to be adjourned at 7:58pm**

APPROVED: May 24, 2012  
Date

David A. Reichelt  
David A. Reichelt  
President of Council

ATTEST: Victoria Ann Savage  
Victoria Ann Savage, CMC  
Clerk of Council