

CHRISTOPHER HALLUM
President of Council

MICHAEL KLINE
Vice President of Council

JOANNE E. MONACO
Clerk of Council

COUNCIL:

NANCY E. FELLOWS

JOE JARMUSZKIEWICZ

DANIEL KNECHT

TANYA TAYLOR DRAPER

DAN ZEGARAC

City of Willoughby Hills

Regular Council Meeting

Minutes of July 23, 2020

Policy No. 2: 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.

The Regular Council Meeting was called to order on **Thursday, July 23, 2020 at 7:00 p.m.** remotely, using Zoom and Facebook Live. Council President Hallum presided. (Audio: 0:08-0:17)

Pledge of Allegiance (Audio: 0:18-0:34)

ROLL CALL

(Audio: 0:35-1:44)

Members Present: Councilwoman Nancy Fellows, Council President Chris Hallum, Councilman Joe Jarmuszkiewicz, Council Vice President Mike Kline, Councilman Dan Knecht, Councilwoman Tanya Taylor Draper and Councilman Dan Zegarac.

Also Present: Mayor Andy Gardner, Finance Director Frank Brichacek, Jr., Law Director Michael C. Lucas, and City Engineer Pete DiFranco.

DISPOSITION OF THE JOURNAL

COUNCIL CORRESPONDENCE AND MISCELLANEOUS REPORTS (Audio: 1:45-2:01)

- 7/02/20 email from OMCA, re: Implementing legislation regarding mask.
- 7/02/20 email from, Ohio Municipal League, re: Guidance-CARES Act Fund.
- 7/02/20 email from Council Clerk, re: Ordinance 2020-37 Amended.
- 7/03/20 email from Council Clerk, re: Agenda 7-6-20 - Working Committee of Council.
- 7/04/20 email from Katherine Lloyd, re: BZA Meeting on 7-14-20.
- 7/05/20 email from OMCA Website, re: Special Streetlight Assessment.
- 7/06/20 email from OMCA Website, re: Who's Back & Who's Still Virtual.
- 7/06/20 email from Gloria Majeski, re: 7-6-20 - Meeting Id for Website.
- 7/06/20 email from Council Clerk, re: Zoom Meeting Invitation 7-9-20 Council Meeting.
- 7/06/20 email from Council President Hallum, re: 6-22-20 Meeting Recording.
- 7/06/20 email from Nance White, re: Reinstatement of the WHISPER Program.
- 7/07/20 email from OMCA Website, re: OHRAB Citizen Archivist Award 2020.
- 7/07/20 email from Linda Sacerich, re: WHISPER Program.
- 7/07/20 email from Gloria Majeski, re: Mayor's Gardner's Memo to Council.
- 7/07/20 email from Anthony Camino, re: WHISPER Program.
- 7/07/20 email from OMCA Website, re: Laptops, Software & Remote Meetings.

- 7/07/20 email from Marcie Levine, re: WHISPER Program.
- 7/07/20 email from Councilwoman Taylor Draper, re: Draft -Resolution Racism
- 7/08/20 email from Joanne Majeski, re: 7-09-20 Agenda.
- 7/08/20 email from OMCA Website, re: To Wear a Mask or Not to Mask.
- 7/08/20 email from Councilwoman Taylor Draper, re: Zoom Meeting Recording.
- 7/08/20 email from Jan Clair, re: Required Filing.
- 7/08/20 email from Luke Fretwell, re: Willoughby Hills Website.
- 7/09/20 email from Lakeland Nonprofit Center, re: August LogON& Learn.
- 7/09/20 email from Jen Boger, re: 2019 Financial Disclosure Statement Deadline.
- 7/09/20 email from President Hallum, re: Recording of 7/9/20 Council Meeting.
- 7/10/20 email from Frank Brichacek, re: Tax Budget & Finance Director Report.
- 7/12/20 email from NOPEC, re: Survey.
- 7/13/20 email from Gloria Majeski, re: Scans for Racism Resolution Project.
- 7/13/20 email from Gloria Majeski, re: Certification Statement.
- 7/13/20 email from Gloria Majeski, re: WHISPER Subcommittee Meeting.
- 7/13/20 email from OML, re: July 2020 Worker's Comp Newsletter.
- 7/13/20 email from OMCA Website, re: Record Retention Schedule RC-2.
- 7/14/20 email from OMCA Website, re: City Manager Job Description.
- 7/14/20 email from Katherine Llyoyd, re: PZ/ABR Remote Meeting – 7/16/20.
- 7/14/20 email from Gloria Majeski, re: Open Meetings: Where are We Now.
- 7/15/20 email from OMCA Website, re: Law Director/City Pros. Job Description.
- 7/15/20 email from OMCA Website, re: Purdue Pharma Litigation.
- 7/15/20 email from President Hallum, re: 7-20-2020 Meeting.
- 7/15/20 email from OMCA Website, re: Vegetable Gardens.
- 7/15/20 email from Gloria Majeski, re: Ordinances for 7/23/20 Council Meeting.
- 7/16/20 email from Gloria Majeski, re: Mayor's Memo re: Masks.
- 7/17/20 email from Gloria Majeski, re: Public Record's Request Res. 2204-10.
- 7/17/20 email from Frank Brichacek, re: CRF Special Rev. Fund Creation- Draft.
- 7/17/20 OMCA Website, re: OMCA 2020 Clerk of the Year.
- 7/17/20 Ohio Municipal League, re: Legislative Bulletin.
- 7/17/20 email from Frank Brichacek, re: 2020 App. Ordinance Revision 01 Draft.

PUBLIC PORTION #1 (Audio: 2:02 -3:03)

An opportunity for the public to address Council concerning anything pertaining to tonight's agenda.

Public Portion opened at 7:02 p.m.

Public Portion closed at 7:03 p.m.

MAYOR'S REPORT (Audio: 3:04-10:45)

Mayor Gardner reported:

- Wished President Hallum a “Happy Birthday”.
- **COVID-19** update: In the last two weeks there was a significant increase of new cases. We are currently at 77 confirmed cases.
- A statewide mask order has gone in effect. The order requires that all individuals in Ohio wear facial coverings (masks) in public at all times when they are in an indoor location that is not a residence.
- Individuals are required to wear facial coverings (masks) outdoors if they are unable to maintain six-foot social distance from people who are not household members; or if they are waiting for, riding, driving, or operating public transportation, such as a taxi, a car service, or a private car used for ride-sharing.
- The requirement to wear a facial covering does not apply when: the individual is under 10 years of age; a medical condition; the individual is communicating or seeking to communicate with someone who is hearing-impaired or has another disability, the individual is exercising or participating in sports, the individual is an officiant of a religious service, individuals are involved in public safety work, individuals are publicly eating or drinking.
- Regarding Lake County, if members of the public want to register complaints regarding the mask order, do not call 911.
- Please contact the Lake County General Health District Hotline or report it through their website at www.lcghd.org. The phone number is (440) 350-4357.
- Continue to urge all residents to follow the Health Department suggestions and guidelines for safety.
- If you have any suggestions for use of the CARES Act Funding, please contact the Mayor’s Office.
- The Lake County Board of Elections now has Absentee Ballot applications available.
- Labor Union negotiations are continuing, we had two very productive meetings.
- Weather permitting, street rehab. for Evergreen Drive, Beech Hills Drive, and Graylock Drive will begin next week.
- City Engineer Pete DiFranco will report on the Rockefeller Road Project.
- The 2020 Sewer Rehab. Project is progressing well and will be done in a few weeks.
- Regarding yard waste, Republic Services has notified the City that some residents are unsatisfied with addition to their bill.
- The City contracts as a group that provides for trash, recycling, and yard waste; that is why we have a good price. The Yard Waste feature is not an “Opt Out” option. The yard waste feature was recently added at the price of \$7.00 per quarter. Republic expects the entire bill to be paid in order to avoid trash collection discontinuation.
- PC-ABR applications have been received to fill Jonathan Irvine’s term and those have been passed on to the Chair and Vice-Chair for their review.
- Regarding Walker Safety, reminder to wear visible clothing, including safety vests and bright colors when walking or riding in our Community.
- Sympathies to the families of Michael Rayko, Lisa D’Angelo, Shirley Andryszak and Michael Dugas for their losses.

- Note of thanks to Christina Luciano Welsh and all the residents who provided meals and other signs of appreciation to support our safety forces this month.
- The Senior of the Day is continuing, please contact the Mayor's Office if there is a Senior you would like to nominate.
- Upcoming Event, Garage Sale day on August 1st, the City's second Shred Day on August 8th, from 9:00 a.m. until noon at City Hall.

Questions/comments following Mayor's Report: (Audio: 10:46-12:53)

Councilman Jarmuszkiewicz asked if the extra new cases reported of COVID-19, how many of those cases required hospitalization. **Mayor Gardner** stated that they do not tell them. They are given a breakdown by age group. Fortunately, there were no deaths from it in Willoughby Hills. **Councilwoman Fellows** expressed her condolences to the Millie Kriz family, formally of Lynn Drive. Funeral Services at DeJohn Funeral Home, Willoughby Hills, Ohio. **Councilwoman Fellows** asked about the proposal from NOACA regarding the 271-White Road Full Interchange? **Mayor Gardner** stated he would defer to City Engineer DiFranco.

LAW DIRECTOR'S REPORT (Audio: 12:54-14:32)

Law Director Lucas reported:

- Wished President Hallum a Happy Birthday.
- Regarding the recent result of the new Pandemic Order, he sent the Mayor an issue punch list from Ohio Municipal Attorneys Association. (OMAA)
- OMAA crystalizes at least 7 issues in terms of mask wearing and enforcement issues.
- Will be receiving additional information regarding what the communities should be doing regarding the wearing of masks, what is public vs. private and more importantly, the enforcement component.
- Information will be provided to Mayor Gardner and Chief Collins.

Questions/comments following Law Director's Report: (Audio: 14:33-15:41)

Mayor Gardner stated that he has received suggested guidance by many entities on the enforcement of mask wearing order and he is sharing it with Chief Collins and others in the County and Statewide.

FINANCE DIRECTOR'S REPORT: (Audio: 15:42-18:46)

Finance Director Brichacek reported:

- Requests the passage of Ordinance 2020-37, which places the renewal of Road Levy on the ballot.
- The Road Levy is critical in financing the City's future road improvement programs.
- Requests the passage of 2020-43, which establishes CARES Act funding and that is to account for the recent expenditure of \$532,000. By the terms of the grant we are required to establish a separate special revenue fund.

- Ordinance 2020-44 is the appropriation ordinance for the CARES Act Fund and is the companion ordinance to 2020-43.
- Income Tax Report Update: Through 7 months, we are approximately \$650,000 behind the 7th month total for 2019. We are \$765,000 behind what was budgeted for 2020.
- Looking at the daily collections so far this month we are \$186,000 ahead of where we were through the same point last year; which would put us year to date through mid-July, \$466,000 behind last year's actual and \$580,000 behind what was budgeted.
- With the July 15th revised filing deadline for this year, the daily collections have picked up significantly.
- It will take several more months before we have a good idea of what the financial impact of the COVID-19 is going to have on our income tax receipts.

Questions/comments following City Finance Director's Report: (Audio: 18:47-19:56)

Councilwoman Fellows asked if there was a request for Council to waive the Three Readings on Ordinance 2020-44 since it is the companion ordinance to 2020-43? **Finance Director Brichacek** stated: Yes, so they can get the programs up and running as quickly as possible. The deadline to spend the funds is 12/28/20.

CITY ENGINEER'S REPORT (Audio: 19:57-21:51)

City Engineer DiFranco reported:

- He was not contacted by NOACA regarding the potential interchange at I-271 and White Road but found an article in Cleveland.com. It appeared they discussed the potential interchange at their last board meeting on July 14th.
- Continue to work on the Corp 90 Sanitary Force Main Project; they are on schedule and looking to go out to bid in late August.
- Working on the Rockefeller Resurfacing Project, looking to go out to bid in August and have a contractor selected and ready for approval at the first meeting in September.
- Still waiting for an official funding agreement from Ohio Public Works (OPWC). Hoping to get that in August and ready for approval at the first meeting in September.

Questions/comments following City Engineer's Report: (Audio: 21:52-23:58)

Councilwoman Fellows thanked Mr. DiFranco for the update regarding the I-271 and White Road Interchange. **Councilwoman Fellows** stated she noticed Mr. Belich's trucks are going down Hayes Road to bring fill from his other property and the road is not structured like Chardon Road. **Councilwoman Fellows** stated that she has concerns for the residents on Hayes Road. **Councilwoman Fellows** asked if the Ohio Army Corps of Engineers and the EPA are aware of the situation. **City Engineer DiFranco** stated that he spoke with Mr. Belich once he was made aware. It was for a house that he or one of his employees is building. Although our residential streets are load restricted there are exemptions, such as, someone building a house or getting a delivery. They are just load restrictive for pass through traffic.

The Ohio Army Corps of Engineer and EPA are aware of his house project on Hayes Road. Mr. Belich did get permits but was not required for either of those for the house project.

COMMITTEE REPORTS (Audio: 23:59-25:50)

PC-ABR:

Councilwoman Taylor Draper reported on the **Architectural Board of Review & Planning and Zoning:**

- The Architectural Board of Review & Planning and Zoning met on 7/16/20.
- The **ABR** approved the following:
 - a shed, at 2466 River Road.
 - an in-ground pool at 2539 Maple Hill Road.
 - a detached garage at 35851 Maple Grove Road.
 - a new single-family home at 2823 Stark Drive.
 - a storage addition to a new business called the “The Vault”, at 27700 Chardon Road.
- The **Planning and Zoning Board** approved the following:
 - a split lot at the Shoppes of Willoughby Hills, located between NTB and the Police Sub-Station.
- Chairman Tom Elliot is organizing a meeting to update the Master Plan.

Questions/comments following PC-ABR Report: (Audio: 25:51-25:52)

There were none.

Councilwoman Taylor Draper reported on the **WHISPER Sub-Committee: (Audio: 25:53-27:22)**

- The WHISPER Sub-Committee has finished. It has achieved its objective to provide “guardrails” around the program and provide full transparency oversight and basically to get back to helping our Seniors.
- The WHISPER Guideline Booklet is completed. The cover of the Booklet is a picture of the Pleasant Valley Bridge (thanks to Mr. Frank Cihula).
- A banner announcing WHISPER’s return will go up in front of the Community Center next week.
- The WHISPER Program will be open for business on 8/1/20.
- Recommended that the WHISPER Committee meet soon and establish workflows.
- Happy to report that the WHISPER Committee is taking shape.
- Officer Craig Anderson will be the representative for the Police Department; Chief Gandee will be representing the Fire Department and Mark Grubiss from the Service Department.
- Several applications have been received for resident volunteers.
- The WHISPER Program is taking shape and is well on its way.

Questions/comments following WHISPER Sub-Committee Report: (Audio: 27:23-30:29)

Councilman Zegarac asked if there were any fees associated with the construction of the buildings that were approved. **Councilwoman Taylor Draper** stated there are permit fees.

City Engineer DiFranco stated that the City charges for the zoning permit fees. There are also building code fees that the County charges.

Councilman Zegarac asked if there was a fee for swimming pool, whether it is an in-ground or above ground; or a fee for an outbuilding, based on square footage. **City Engineer DiFranco** said, “No, there are just flat fees and most of them are either \$50.00 or \$75.00”.

Mayor Gardner stated that under the Lake County Planning Commission’s Charter, they provide all of the communities in Lake County with up to 24 hours of service a year to assist with planning matters. The Lake County Planning Commission will be assisting with the City’s Master Plan for next year. **Mayor Gardner** stated that he plans on putting together a Charter Review Commission which will serve until the next General Election. **Mayor Gardner** stated that he would like to appoint them after the election in November to assist with the Master Plan.

Councilman Jarmuszkiewicz reported on the **Recreation Commission: (Audio: 30:30-31:13)**

- Garage sale registrations are due by July 24, 2020 for the August 1, 2020 Garage Sale Day.
- The Recreation Commission is teaming up with Emerald Glen Title for a book bag giveaway on August 15, 2020 from 9:00 a.m.-1:00 p.m.

Questions/comments following Recreation Commission Report: (Audio: 31:14-33:15)

Councilman Zegarac stated regarding the Charter Review Commission, Council may want to have American Legal Publishing look at the ordinance dates as they are finalized. The last update appears to be in August of 2016. **Council President Haullum** stated that Law Director Lucas and/or Assistant Law Director Lobe is reviewing that as well. **Mayor Gardner** stated they are planning on doing a codification of ordinances and will be sending out a memo to all the Department Heads and to Council.

UNFINISHED BUSINESS (Audio: 33:16-33:24)

There was none.

LEGISLATION (Audio: 33:25 -52:59)

ORDINANCE 2020-37-AMENDED-THIRD READING

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WILLOUGHBY HILLS A RENEWAL OF AN EXISTING 2.5 MILL LEVY IN EXCESS OF THE TEN (10) MILL LIMITATION AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 3, 2020 FOR THE CONSTRUCTION, RECONSTRUCTION, RESURFACING AND REPAIR OF STREETS, ROADS, BRIDGES AND THE REPLACEMENT AND REPAIR OF NECESSARY ROAD EQUIPMENT & MACHINERY INCLUDING BUT NOT LIMITED TO MATERIALS, LABOR & FACILITIES IN THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

Motion made by Councilman Jarmuszkiewicz, seconded by Councilman Knecht to adopt Ordinance 2020-37 as Amended.

Discussion: None.

Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac

NAYS: None

Vote: 7/0

Motion Carries to adopt Ordinance 2020-37 as Amended, Road Levy Renewal.

ORDINANCE 2020-39 – THIRD READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A DOCUMENT MANAGEMENT AGREEMENT WITH COM DOC FOR THE LEASE OF FIVE (5) NEW XEROX COPYING DEVICES AND MANAGED PRINT SERVICE FOR THE CITY OF WILLOUGHBY HILLS, RESCINDING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

Motion made by Councilman Vice President Kline, seconded by Councilwoman Tanya Taylor Draper to adopt Ordinance 2020-39.

Discussion: Councilman Vice President Kline reminded everyone that the City will save \$6000 a year; and all five existing old pieces of equipment will be replaced with five new pieces of equipment.

Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac

NAYS: None

Vote: 7/0

Motion Carries to adopt Ordinance 2020-39, Agreement with COM DOC.

ORDINANCE 2020-41- FIRST READING

AN ORDINANCE AUTHORIZING THE TEMPORARY ENFORCEMENT ABEYANCE, OF THE CITY OF WILLOUGHBY HILLS CODIFIED ORDINANCE, CHAPTER 1103.02- DEFINITION AND CHAPTER 1137.02(d) – COMMERCIAL ZONING DISTRICT DURING THE CURRENT “STAY AT HOME” & “STAY SAFE” ORDERS FOR A PERIOD OF TIME NOT TO EXCEED EIGHTEEN (18) MONTHS.

Council President Hallum stated this Ordinance will remain on First Reading.

ORDINANCE 2020-42 – FIRST READING

AN ORDINANCE WAIVING THE STIPULATION AS SET FORTH IN PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.05(F) VACATIONS–OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS TO ALLOW CHIEF ROBERT GANDEE TO CARRY OVER FORTY-ONE AND A HALF (41.5) HOURS OF VACATION TIME AND DECLARING AN EMERGENCY.

Council President Hallum stated this Ordinance will remain on First Reading.

ORDINANCE 2020-43 – FIRST READING

AN ORDINANCE AMENDING PART ONE–ADMINISTRATIVE CODE, TITLE FIVE - ADMINISTRATIVE, CHAPTER 135 - DEPARTMENT OF FINANCE - BY THE ADDITION OF A NEW SECTION 135.36 - CORONAVIRUS RELIEF SPECIAL REVENUE FUND TO THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

Motion made by Councilman Jarmuszkiewicz, seconded by Councilwoman Nancy Fellows to waive the Three Readings on Ordinance 2020-43.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to waive the Three Readings on Ordinance 2020-39, CARES Act Special Relief Fund.

Motion made by Councilwoman Fellows, seconded by Councilman Jarmuszkiewicz to adopt Ordinance 2020-43.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to adopt Ordinance 2020-39, the CARES Act Special Relief Fund.

ORDINANCE 2020-44 - FIRST READING

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2020-15 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2020 OPERATING BUDGET REVISIONS, SPECIFICALLY FOR THE CORONAVIRUS RELIEF FUND SPECIAL REVENUE FUND AND REPEALING CONFLICTING LEGISLATION.

Motion made by Councilwoman Fellows, seconded by Councilman Knecht, to waive the Three Readings on Ordinance 2020-44.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to waive the Three Readings on Ordinance 2020-44, the CARES Act Special Relief Fund Appropriation.

Motion made by Councilwoman Fellows, seconded by Councilman Zegarac, to adopt Ordinance 2020-44.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to adopt Ordinance 2020-44, the CARES Act Special Relief Fund Appropriation.

RESOLUTION 2020-06 – FIRST READING

A RESOLUTION DECLARING THE CITY OF WILLOUGHBY HILLS’ STAND AGAINST RACISM AND THE DESIRED ESTABLISHMENT OF A “BEGIN THE CONVERSATION” ORGANIZATION IN THE CITY OF WILLOUGHBY HILLS.

Motion made by Councilwoman Taylor Draper, seconded by Council Vice President Kline, to waive the Three Readings on Resolution 2020-06.

Discussion: None.

Roll Call: **AYES:** Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0

Motion Carries to waive the Three Readings on Resolution 2020-06, the Resolution on Racism.

Motion made by Councilwoman Taylor Draper, seconded by Councilman Knecht, to adopt Resolution 2020-06.

Council President Hallum asked Councilwoman Taylor Draper to read Resolution 2020-06.

Discussion: **Councilwoman Fellows** stated there was not an emergency tag on Resolution 2020-06 so it will not go into effect for 30 days. **Council President Hallum** asked if someone would like to “amend” Resolution 2020-06? **Councilwoman Fellows** stated that there is already a “second” to adopt Resolution 2020-06. **Council President Hallum** deferred to **Law Director Lucas**. **Law Director Lucas** stated since it has not been called to vote yet, a motion can be made to amend, to add the Emergency Provision on to it.

Motion made by Councilwoman Taylor Draper, seconded by Councilman Knecht, to amend Resolution 2020-06 to include the emergency tag, “Declaring An Emergency” to the Resolution.

Discussion: None.

Roll Call: **AYES:** Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0

Motion Carries to Amend Resolution 2020-06, to include the emergency tag, “Declaring An Emergency.”

Motion made by Councilman Jarmuszkiewicz, seconded by Councilwoman Taylor Draper, to adopt Resolution 2020-06, as Amended.

Discussion: **Councilwoman Taylor Draper** stated in the spirit of **Resolution 2020-06**, condolences to the family, friends, and admirers of the passing of Congressman John Lewis, a great American. **Council President Hallum** stated he agreed, and that Congressman John Lewis changed the world.

Mayor Gardner stated procedurally, the initial motion and the “second” should be withdrawn.

Motion made by Councilwoman Taylor Draper, seconded by Vice President Kline, to withdraw the initial motion to adopt Resolution 2020-06.

Mayor Gardner expressed his appreciation with the outstanding efforts of Council to pass **Resolution 2020-06 as Amended.**

Roll Call: **AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac**
NAYS: None
Vote: 7/0

Motion Carries to adopt Resolution 2020-06 as Amended, Racism Resolution.

NEW BUSINESS (Audio: 53:00-1:01:44)

Motion made by Councilman Jarmuszkiewicz, seconded by Councilwoman Taylor Draper, to establish a Sub-committee for Business Engagement and Appoint Council Vice President Kline as Sub-Committee Chair. As Chair, Vice President Kline shall select two other members to be on the Committee.

Discussion: None.

Roll Call: **AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac**
NAYS: None
Vote: 7/0

Motion Carries to establish a Sub-committee for Business Engagement and Appoint Council Vice President Kline as Committee Chair. Vice President Kline shall select two other members to be on the Committee.

Motion made by Councilwoman Taylor Draper, seconded by Councilman Jarmuszkiewicz, to appoint Council Vice President Kline to serve as Council Representative for the WHISPER Program Committee.

Discussion: None.

Roll Call: **AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac**
NAYS: None
Vote: 7/0

Motion Carries to appoint Council Vice President Kline to serve Council Representative for the WHISPER Program Committee.

Councilman Zegarac stated he and Gloria Majeski listened to a Webinar regarding the uses of Coronavirus Relief Funds (CRF). It was interesting and very informative. Brian Nelson from Summit County gave an overview on how Summit County is using the funds. You can go on www.grants.ohio.gov website for information. Councilman Zegarac plans on listening to it again, at least one or two more times. The grant information may cause Council to reconvene in the next few weeks depending on what Mayor Gardner and Council decide to do with some of the funds. **Mayor Gardner** stated that Gloria Majeski will be sending the link to Council members and all the Department Heads.

Motion made by Councilwoman Fellows, seconded by Councilman Jarmuszkiewicz, to have Council recess for the month of August 2020, unless something occurs that requires Council to meet.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to declare Council in recess for the month of August 2020, unless something occurs that requires Council to meet.

Motion made by Councilman Jarmuszkiewicz, seconded by Councilwoman Fellows to declare a Public Purpose for the Emerald Glen Title Agency Book Bag Giveaway with the Recreation Commission on August 15, 2020.

Discussion: None.

**Roll Call: AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Taylor Draper and Zegarac
 NAYS: None
 Vote: 7/0**

Motion Carries to declare for a Public Purpose, the Emerald Glen Title Agency Book Bag Giveaway with the Recreation Commission on August 15, 2020.

PUBLIC PORTION #2 (Audio 1:01:45–1:07:45)

An opportunity for the public to address Council with any comments, issues, or concerns.

Public Portion opened at 8:02 p.m.

Linda Fulton, 2990 Marcum Blvd., Willoughby Hills, OH 44094

- Ms. Fulton asked Council about the Airport Advisory Board (CCA). There has not been any report and wondered if they were meeting.

Dale Fellows, 2812 Fowler Drive, Willoughby Hills, OH 44094

- Mr. Fellows thanked Mayor Gardner for bringing up the absentee ballot applications that are available at the Board of Elections.

- October 6, 2020 is the beginning of early Absentee Voting. Folks can vote either by mail or at the Board of Elections up until the last two weekends.
- House Bill 680 is in the Senate and will probably get passed in the next few weeks.
- The only change to the Election Law Absentee Voting by mail will now end on Tuesday, the week before the Election which would be October 27, 2020 instead of the Saturday before the Election.

Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, OH 44094

- Regarding COVID-19, Mrs. Bing wanted to know the age breakdown that Mayor Gardner had reported.
- Regarding WHISPER, how is the vetting of volunteers going and are the volunteers ready.
- The Library was closing due HVAC issues, the lobby felt very cold, but it was hot inside the Library.
- The Library is such a valuable place, hopefully the issues can be addressed.

Frank Cihula, 35060 Dixon Road, Willoughby Hills, OH 44094

- Regarding Legislation, Ordinance 2020-39, COM DOC, it was on Second Reading, did that receive a suspension of rules?

Council President Hallum stated it was on Third Reading.

Public Portion closed at 8:07 p.m.

Comments/Responses following Public Portion #2 (Audio: 1:07:46-1:11:43)

Mayor Gardner responded the following to Ms. Fulton:

- The Noise Abatement Council (NAC) met this month. Our representative, Mr. Pratt reported operations were down due to COVID-19 issues.

Mayor Gardner responded the following to Ms. Bing:

- COVID-19 census data for the City's demographic, the trend is in the younger population.
- There was an HVAC part that died while the library was shut down in mid-March. It is an older system, the part was ordered but it took a while to create the part.
- There were power outages over the weekend, which caused the HVAC damage.
- Had an issue with the elevator at the Community Center.
- Unfortunately, the library had to close due to the power surges.
- He will be meeting with Library's Director to discuss HVAC issues and other things.
- We have a great relationship with the Library, and we do everything we can to support them.

Councilwoman Taylor Draper responded the following to Ms. Bing:

- We will not be raking leaves on August 1, 2020; that is a target date for the opening of our process.
- If a service application is received, the process will be explained to that resident.

FOR THE GOOD OF THE ORDER/FOR THE GOOD OF THE COMMUNITY

(Audio: 1:11:44-1:12:53)

Council Vice President Kline reported:

- He contacted CEI about the frequent power failures.
- CEI has opened an investigation and a report should be back mid-August regarding non weather-related outages.
- Once the report is received, he will forward the information to Council.

ADJOURNMENT (Audio: 1:12:54– 1:13:48)

Motion was made by **Councilwoman Fellows** to adjourn seconded by to **Councilwoman Taylor Draper** to Adjourn the meeting of July 23, 2020.

Roll Call: **AYES:** Fellows, Hallum, Jarmuskiewicz, Kline, Knecht, Taylor Draper and Zegarac.

NAYS: None

Vote: 7/0

Motion carries to adjourn the meeting of July 23, 2020.

The Regular Council Meeting of July 23, 2020, was adjourned 8:13 p.m.

APPROVED:

Date

September 10, 2020


Christopher Hallum
President of Council

ATTEST:

Council Clerk

