

WILHELMINA F. KAMIS
President of Council

ROBERT M. WEGER
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills Regular Council Meeting

Council
CHRISTOPHER L. BIRO
NANCY E. FELLOWS
KEVIN D. MALECEK
DAVID A. REICHEL
RAYMOND C. SOMICH

Minutes of December 22, 2005

8:04 p.m. Meeting called to order by President of Council, Billie Kamis.

Pledge of Allegiance

Invocation

Gracious God, grant us light to our understanding, prudence in our investigating, foresight in our planning, sincerity in our deliberating, and the grace to follow truth in our judgment. Help us to be moved in our decisions, neither by fear nor by self-interest, and to do our work faithfully. May we respect the authority vested in us, assured that you are the source of all authority; and may we use it in our directives for the common good and for your honor and glory. Amen.

Roll Call of Council

Vice President Robert M. Weger, Councilman Christopher L. Biro, President Billie Kamis, Councilman Kevin D. Malecek, Councilman David A. Reichelt, Councilman Raymond C. Somich

Absent

Councilwoman Nancy E. Fellows

Also Present

Mayor Kenneth A. Lorenz, Law Director Thomas G. Lobe, Finance Director Brian Condron, City Engineer Richard Iafelice, Clerk of Council Victoria Ann Savage

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Reichelt to excuse Councilwoman Nancy E. Fellows.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Kamis declared that Councilwoman Fellows has been excused.

DISPOSITION OF JOURNAL

– Regular Council Meeting Minutes of November 10, 2005

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Somich to approve the Regular Council Meeting Minutes of November 10, 2005.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Kamis declared that the Regular Council Meeting Minutes of November 10, 2005 have been approved.

– Regular Council Meeting Minutes of December 8, 2005

MOTION WAS MADE BY COUNCILMAN REICHELT, seconded by Councilman Somich to approve the Regular Council Meeting Minutes of December 8, 2005.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Kamis declared that the Regular Council Meeting Minutes of December 8, 2005 have been approved.

Correspondence

- Clerk of Council from Leo E. Wright of 2027 Orchard Drive Extension, dated December 14, 2005 re: Request for Sanitary Sewer Service

- Ray Somich to Gary Pratt of Canterbury Court, dated December 5, 2005 re: Recycling Program
- Ohio EPA Annual Sewage Sludge Report 4229, dated December 1, 2005 re: Notification of the Requirement to submit the Ohio Environmental Protection Agency (EPA) Annual Sewage Sludge Report Form 4229
- NOPEC Members Communities from NOPEC Board of Directors, dated December 7, 2005 re: Hannah Report
- John Tighe, Director of Support Services/CT Consultants, Inc. to Mr. Jack Hoogeveen, West Unit Supervisor/Assistance Administration Section/OEPA-DEFA, dated December 8, 2005 re: City of Willoughby Hills/Woodlands Assisted Living Development/Sanitary Sewer Project/Waiver of Rights
- **MEMORANDUM FROM BILLIE KAMIS TO ALL MEMBERS OF COUNCIL RE: EUCLID CREEK WATERSHED PARTNERS, DATED DECEMBER 22, 2005 WITH A CC TO LYNN GARRITY OF THE EUCLID CREEK WATERSHED PARTNERS COORDINATOR**

Notifications

- Planning and Zoning Commission & Architectural Board of Review Meeting of December 15, 2005
- Text Sub-Committee of the Council Select Committee on Zoning Improvements Meeting of December 19, 2005
- Working Committee of Council Meeting of December 22, 2005

Minutes

- Recreation Committee of Council Meeting of November 15, 2005

On File

- Thank You from George & Norma Wills, received December 16, 2005
- Anti-Defamation League – Religious Freedom Resource Kit

PUBLIC PORTION

President Kamis opened Public Portion at 8:14 p.m. inviting the public to come forth to address Council with their questions and/or comments.

1. Madeleine Smith
38220 Dodd's Hill Drive
re: Commended President Kamis for her service to the City.
2. Lynn Smith
2816 Orchard
re: Sanitary Sewer issues such as frozen water lines, poor communication process and no available Project Manager; Willoughby Hills Couple's League

With no additional comments, President Kamis closed Public Portion at 8:16 p.m.

MAYOR'S REPORT – Kenneth A. Lorenz

- December 9th, Software Solutions gave a presentation regarding their software accounting package.
- December 12th I attended a Grant Writing Training Workshop at the Office of Criminal Justice Services.
- Lee Mercadante was promoted to Road Foreman.
- James Vespro has been hired for the Service Department.
- Elizabeth Miles has been hired to replace John Smicklas.
- Charlotte Schryer was reappointed to the Planning Commission and Architectural Board of Review.
- **Police Department**
 - The U.S. Drug Enforcement Administration (DEA) in Cleveland has notified me that they have adopted four of our criminal cases involving the seizure of U.S. currency, to wit: \$15,577, \$20,000, \$39,670 and \$48,213 for a total amount of \$123,460.
 - Officer Vachet and Sgt. Jackson were involved in a traffic stop on IR-90 for suspect drug trafficking when the male passenger in the back seat jumped into the driver's seat and fled the scene in the car. Sgt. Jackson pursued the suspect and was assisted by the Ohio State Patrol, and the Police Departments of Madison Village and Madison Township. The suspect vehicle was stopped without incident near Geneva and the male suspect from Buffalo was charged with felony possession of cocaine, possession of criminal tools, and several traffic violations. The suspect has a criminal history for drugs and receiving stolen property.

- The Detective Bureau is investigating an unattended death at Winchester Apartments of a 40 year old male. All information gathered to date indicates the death was of natural causes.
- The four 2006 Police Cars approved by the Mayor and City Council have been ordered.
- **Fire Department**
 - The Fire Department had another successful year as a Toys for Tots drop-off point under the direction of Lieutenant Heller. A substantial amount of toys as well as monetary donations were given to the organization for needy children in our area.
 - Chief's vehicle 1200 is out of service because of front-end repair.
 - The Fire Department is wrapping up 2005 right on track with last year as far as call volume. Total emergency runs will end up being right around 1,400.
 - The Fire Department advises residents to be smart and use caution when using alternative means of heating their houses. There have been several house fires in the county the past several weeks.
- **Service Department**
 - The Service Department is currently involved with tree work, street signs, and equipment maintenance. Snow plowing and salting is underway on an as-needed basis. To date, we've used 1500 tons of salt.
 - They are painting interior portions of the Police Department and are currently removing wallpaper from, and painting, the interior of the Finance Department.
 - A special December edition of the Hills Herald was produced to inform citizens of recycling and is currently at the printer.
 - We've updated the road projects announcement hotline and the City Website with respect to the Sanitary Sewer Project and upcoming changes.

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

- No Formal Report was given.

FINANCE DIRECTOR'S REPORT – Brian Condron

- Reviewing Accounting Software Packages – Software Solutions
- Increase in Postage of \$.02
- City Postage Meter will be out of date as of December 31, 2006 due to new security requirements for bar-coding as a result of September 11th. Vendor offers a "Technology-Swap Program" which has the potential of lowering monthly cost of postage

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

- Update of the Final Costs of Pleasant Valley Road Bridge
 - Project came in approximately \$100,000 under budget
 - Ten year note or the Ten year term of financing that the County is allowing for the City to finance is just over \$8,700 a year to pay the debt of the City's share. The original numbers were projected to be over \$10,000.
- Application for the Traffic Signal for SOM Center Road – Preparing Financial Assistance Application for ODOD to seek funding for this project. Contact will be made with the City of Willoughby, the Cleveland Clinic and the Snavely Development Company for participation in the local share. The ODOD will fund 30% of the project costs.
- 2006 Road Program & Capital Appropriations
 - Sayle Drive Project
- Bishop Road Widening Project
 - project should be under budget
- Zoning Map Update – City Engineer recommended that a Planning & Zoning Committee Meeting be called.

COMMITTEE REPORTS

FINANCE – Robert M. Weger

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

- Ordinance No. 2005-122 – reviewed by each member of the Finance Committee with each Committee Member recommending passage.

PLANNING & ZONING – David A. Reichelt

- The Planning & Zoning Committee met along with the Service Committee on December 14th. Report to be given by Councilman Somich, Chair of the Service Committee.

RECREATION – Christopher L. Biro

- Recreation Committee has not met; therefore no formal report was given.
- Committee Meeting to be scheduled to discuss the preparation of Bid Specifications and Lease Agreements.

RULES & LEGISLATION – Kevin D. Malecek

- Rules & Legislation Committee has not met; therefore no formal report was given.

SAFETY – Robert M. Weger

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

SERVICE – Raymond C. Somich

- Service Committee met along with the Planning & Zoning Committee on December 14th to discuss:
 - Riparian Ordinance
 - Stormwater Management Ordinance
 - Kyle Dreyfuss-Wells Director of the Chagrin River Watershed Partners, Inc. and the City Engineer facilitated the meeting

UTILITIES – Nancy E. Fellows

- Councilwoman Fellows was absent; therefore the no formal report was given.

PERSONNEL RELATIONS – Raymond C. Somich

- Personnel Relations Committee has not met; therefore no formal report was given.

WORKING COMMITTEE OF COUNCIL – President Billie Kamis

- The Working Committee of Council met this evening and the following topics were discussed:
 - Orchard Extension Assessment
 - Recycling
 - Lateral Assistance Program
 - Chardon Road Sewer

OTHER COUNCIL REPRESENTATIVE REPORTS

- There were no Other Council Representative Reports given.

UNFINISHED BUSINESS

MOTION WAS MADE BY COUNCILMAN MALECEK, seconded by Councilman Reichelt to adjourn into an Executive Session inviting the Mayor, Law Director and the Finance Director for the purpose of discussing Personnel Issues.

Roll Call: 6 AYES – unanimous

MOTION PASSES

Council adjourned into Executive Session at 8:50 p.m. Council reconvened at 9:07 p.m.

LEGISLATION

ORDINANCE NO. 2005-110 – THIRD READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF WILLOUGHBY HILLS TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION, DISTRICT 12 FOR THE RESURFACING OF A PORTION OF RIVER ROAD AND DECLARING AN EMERGENCY.

President Kamis declared that Ordinance No. 2005-110 will remain on Third Reading.

ORDINANCE NO. 2005-122

AN ORDINANCE AMENDING ORDINANCE NO. 2005-10 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 WEGER, seconded by Councilman Biro to suspend the Three Reading Rule for Ordinance No. 2005-122.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Kamis declared that the Three Reading Rule for Ordinance No. 2005-122 has been suspended.

MOTION WAS MADE BY COUNCILMAN WEGER, seconded by Councilman Malecek to adopt Ordinance No. 2005-122.

Roll Call: 6 AYES – unanimous

MOTION PASSES

President Kamis declared that Ordinance No. 2005-122 has been adopted.

NEW BUSINESS

- There was no New Business brought forth to Council.

FOR THE GOOD OF THE ORDER

- All of Council bestowed their gratitude and commended President Kamis for her service to the City and her support as a fellow Council Member.
- Councilman Reichelt suggested that Council present Resolutions of Appreciation to John Smicklas and David Burnett for their good service to the City.
- President Kamis thanked everyone for the opportunity to serve the City and its residents.

MOTION MADE BY COUNCILMAN MALECEK seconded by Councilman Somich to adjourn until the next Meeting of Council that being the Organizational Meeting of January 3, 2006.

Roll Call: 6 AYES – unanimous

MOTION PASSES

Adjournment: 9:28 p.m.

APPROVED: _____

January 12, 2006
Date

Robert M. Weger
Robert M. Weger
President of Council

ATTEST: _____

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council