

President of Council
RAYMOND C. SOMICH

Vice President of Council, Pro-tem
NANCY E. FELLOWS

Council Clerk
VICTORIA ANN SAVAGE, CMC

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
FRANK A. GERMANO
CHRISTOPHER HALLUM
JOHN PLECNIK

Agenda

Regular Council Meeting of Council March 13, 2014

7:00 p.m. Meeting of Council Called to Order

Pledge of Allegiance

Roll Call of Council

Members: Councilman Christopher Hallum, Councilman John Plecnik,
President Raymond C. Somich, Councilman Christopher L. Biro,
Vice President Nancy E. Fellows, Councilman David M. Fiebig,
Councilman Frank A. Germano

Others: Mayor Robert M. Weger, Law Director Thomas G. Lobe,
Finance Director Frank J. Brichacek, Jr., City Engineer Pietro A. DiFranco,
Clerk of Council Victoria Ann Savage

Disposition of the Journal Regular Council Meeting of January 23, 2014

CORRESPONDENCE

WH Community Center Rentals for February 2014 (Emailed: March 3, 2014)

City Engineer's Report dated March 6, 2014 (Emailed: March 6, 2014)

Mayor's Court Monthly Statement to City Council of Fines and Other Monies Received or Collected for the Month Ended February 28, 2014 (Emailed: March 10, 2014)

NOTIFICATIONS

Board of Zoning Appeals Meeting of March 11, 2014 – Cancelled due to no appeals received (Emailed: March 4, 2014)

Civil Service Commission Meeting of March 21, 2014 (Emailed: March 3, 2014)

Finance Committee and Service Committee Meeting of March 10, 2014 (Emailed: March 7, 2014)

Service Committee Meeting of March 10, 2014 – Note Meeting changed to a Finance Committee and Service Committee (Emailed: March 6, 2014)

Planning and Zoning Commission and Architectural Board of Review Meeting of March 3, 2014 (Emailed: March 6, 2014)

Planning and Zoning Committee Meeting of March 13, 2014 (Emailed: March 7, 2014)

Recreation Committee Meeting of March 10, 2014 (Emailed: March 5, 2014)

Rules and Legislation Committee Meeting of March 10, 2014 (Emailed: March 5, 2014)

MINUTES

Finance Committee Meeting of February 24, 2014 (Emailed: February 27, 2014)

Rules and Legislation Committee Meeting of March 10, 2014 (Emailed: March 11, 2014)

Service Committee Meeting of January 28, 2014 (Emailed: March 10, 2014)

ON FILE

The Housing Center/Housing Research & Advocacy Center News Letter, Spring 2014

MAYOR’S REPORT – Robert M. Weger

LAW DIRECTOR’S REPORT – Thomas G. Lobe

FINANCE DIRECTOR’S REPORT – Frank J. Brichacek, Jr.

CITY ENGINEER’S REPORT – Pietro A. DiFranco, P.E.

COMMITTEE REPORTS

FINANCE – Raymond C. Somich, Chair

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

PLANNING & ZONING – David M. Fiebig, Chair

Committee Members: Christopher Hallum, John Plecnik

RECREATION – John Plecnik, Chair

Committee Members: Christopher Biro, Nancy E. Fellows

RULES & LEGISLATION – Nancy E. Fellows, Chair

Committee Members: David M. Fiebig, Raymond C. Somich

SAFETY – Christopher L. Biro, Chair

Committee Members: Frank A. Germano, Christopher Hallum

SERVICE – Christopher Hallum, Chair

Committee Members: Frank A. Germano, John Plecnik

UTILITIES – Frank A. Germano, Chair

Committee Members: Christopher L. Biro, Nancy E. Fellows

PERSONNEL RELATIONS – Christopher Biro, Chair

Committee Members: John Plecnik, Mayor Robert M. Weger

WORKING COMMITTEE OF COUNCIL – Raymond C. Somich, President of Council

OTHER COUNCIL REPRESENTATIVE REPORTS

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.

UNFINISHED BUSINESS

LEGISLATION

ORDINANCE NO. 2014-2 – THIRD READING

1st Reading: January 23, 2014

2nd Reading: February 13, 2014

3rd Reading: February 27, 2014

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT MODIFICATION AGREEMENT BY AND BETWEEN CITY OF WILLOUGHBY HILLS, OHIO AND RICHARD L. BOWEN + ASSOCIATES, INC. AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-10 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 - Tabled until Regular Council Meeting of February 27, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES & PUBLIC SERVICES, TITLE FIVE – OTHER PUBLIC SERVICES, CHAPTER 941 – USE OF PUBLIC PROPERTY, SECTION 941.07 – WILLOUGHBY HILLS COMMUNITY CENTER, SUBSECTIONS (f)(3), (g), (h) AND (m) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-11 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 – Amended February 20, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE TRAILARD LANE STORM SEWER EXTENSION PROJECT AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-12 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 – Amended February 20, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE ROCKEFELLER/WHITE STORM WATER CROSSOVER REPLACEMENT PROJECT AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-13 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 – Amended February 20, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE KNECHT/O'BRIEN CULVERT STREAM RESTORATION PROJECT AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-16 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 – Amended February 20, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE EDDY ROAD STORM SEWER OVERFLOW SWALE PROJECT AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-17 – AS AMENDED – THIRD READING

1st Reading: February 13, 2014 – Amended February 20, 2014

2nd Reading: February 27, 2014

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE PLEASANT VALLEY ROAD (WEST) STORM SEWER PROJECT AND REPEALING CONFLICTING LEGISLATION.

ORDINANCE NO. 2014-20 – SECOND READING

1st Reading: February 27, 2014

AN ORDINANCE PROVIDING FOR THE CONSENT AND RATIFICATION OF THE TERMS AND CONDITIONS SET FORTH IN THE AGREED JUDGMENT ENTRY AND ORDER DATED FEBRUARY 13, 2014 CASE TITLED BISHOP-WILLOUGHBY COMPANY, LTD. VS. THE CITY OF WILLOUGHBY HILLS, CASE NO. 13CV002709 AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2014-21

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT ACT AGREEMENT BY AND BETWEEN THE CITY OF WILLOUGHBY HILLS AND NIYATI ENTERPRISE LLC AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2014-22

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND THE CITY, COUNTY, AND WASTE PAPER DRIVERS UNION, LOCAL 244 AND DECLARING AN EMERGENCY.

NEW BUSINESS

FOR THE GOOD OF THE ORDER

ADJOURNMENT