

**CITY OF WILLOWICK  
LAKE COUNTY, OHIO**

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING COUNCIL**

DATE: April 15, 2008  
PLACE: City Hall  
TIME: 7:30 p.m.

The ninth meeting of Council was called to order by Council President Moran followed by the Pledge of Allegiance to the Flag and Invocation.

**PRESENT WERE:** Council Members Moran, Allan, Vanni, Malta, Patton, Wells, and Hintz

**ALSO PRESENT:** Mayor Richard Bonde, Law Director O'Donnell, Finance Director Benedict, Recreation Director Kless, City Engineer Juday, Service/Building Director Dominick, Police Chief Lazor, Fire Chief Posipanka and Council Clerk Russo.

**Approval of Minutes**

Motion by Mr. Patton, seconded by Mr. Malta, to approve the minutes of Special Meeting of Council of March 29, 2008. Discussion: None. Vote: Ayes: Moran, Allan, Vanni, Malta, Patton, Wells. Abstain: Mr. Hintz. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, to approve the minutes of Regular Meeting of Council of April 1, 2008. Discussion: None. Vote: Ayes: Moran, Allan, Vanni, Malta, Patton, Wells. Abstain: Mr. Hintz. Motion carried.

**Appointments, Special Resolutions & Proclamations**

None.

**Administrative Appeals**

Administrative Appeal  
Order No. 2008-2

An Order granting a variance and exception to allow a stockade type fence with ¼" gap between boards in the application of Section 1165.05(c) of the Codified Ordinances in Board of Zoning Appeals Case No. 21-253, Timothy Combs, 28678 Forest Road.

Motion by Mr. Patton, seconded by Mr. Hintz, to approve Administrative Appeal Order No. 2008-2. Discussion: Mrs. Combs was present this evening and explained the ongoing issues with neighbor. Vote: All ayes. Motion carried.

Administrative Appeal  
Order No. 2008-3

An Order granting a variance and exception of 70 Sq. ft. for a temporary sign in the application of Section 1349.07(c)(3) of the Codified Ordinances in Board of Zoning Appeals Case No. 21-251, WAP Construction, 30009 Lakeshore Blvd.

Motion by Mr. Allan, seconded by Mr. Hintz to approve Administrative Appeal Order No. 2008-3. Discussion: Mr. Wells expressed his concern that there was not a representative present at any of the proceedings and asked the Appeal be tabled. Ms. Moran stated the lack of representation was no reason to table the Appeal. Mr. Dominick stated the 5' x 8' sign would have the Larimar Logo, as well as sketches of various views of the property. Mr. Adoryan further stated the Board of Zoning Appeals would only allow the sign to remain up for one year. Mr. Hintz asked Chief Lazor if he felt the sign would become a hazard due to driver's becoming distracted. Chief Lazor responded he was not concerned this would be an issue. Vote: All ayes. Motion carried.

### **Reports & Communications from the Mayor/Safety Director**

Mayor Bonde reported the Service Department was able to obtain brighter lights for the Vine Street light fixtures; they are 25% brighter and will last approximately 4 years. The \$1.00 home program has been temporarily placed on hold, until further notice. Stated Michigan and Ohio are the only states taking advantage of the program. Thanked the Building Department for the successful Home Show this past weekend and Mike Necci and Recreation Department for the Collectables Show. May 3<sup>rd</sup> is Clean up the Parks Day and the city will have a dumpster for the residents to bring large items for disposal. Have completed meetings regarding healthcare. City was able to remain with United Healthcare with only a 6% increase, and a change to the prescription plan. One of the unions chose not to remain with United Healthcare. Commercial Point of Sale was completed at Shoregate Shopping Center. Mayor hopes to meet with the new owners soon.

#### **Discussion of Mayor's Report:**

None.

### **General Communications & Reports – Directors & Officials**

**Service Director Joe Dominick** submitted written report, added the department had an emergency lateral repair on E. 285<sup>th</sup> Street.

**Discussion:** Mr. Wells asked Mr. Dominick if he would see to it that the AT&T boxes were completed in a timely manner as some in the area have been at a stand still for some time. Mr. Hintz complimented the Service Department on the recycling center. Mr. Dominick added the problem with the debris seems to be the paper recycling bins. They are not being emptied regularly; will call the responsible parties to arrange for pick-ups that are more frequent. Mr. Dominick also reported the repair on E. 285<sup>th</sup> Street was under \$3,000.

**Recreation Director Julie Kless** submitted written report, added day camp sign ups began 2 days ago and currently has 120 children enrolled.

**Discussion:** None.

**City Engineer Craig Juday** did not have a report.

**Discussion:** None.

**Finance Director Cheryl Benedict** did not have a written report but reviewed the Purchase Order on the agenda to Brookpark Design, the city will be reimbursed from the insurance company for all but deductible.

**Discussion:** None.

**Law Director John O'Donnell** No report.

**Discussion:** None.

**Police Chief Michael Lazor** submitted written report. Chief Lazor added there will be a Willowick Middle School Fundraiser at Beef O'Brady's on Wednesday, April 16<sup>th</sup> and 20% of the patron's bill will be donated to the Middle School. On Thursday, April 24<sup>th</sup> the Chief and some of his officers will be taking part in a function at LaMalfa, Law Day will take place on Saturday, May 3<sup>rd</sup> at the Great Lakes Mall. Two of the city's dispatchers attended an Amber Alert seminar. The dispatchers made two proposals to the Chief; he would like them to pursue both. First being Child Abduction Response Team (CART) and secondly, Take Me Home, which is designed for an adult who may not be able to communicate. Added most of the training is free of charge. Further added he is working on a new program for a Police Department Chaplain Program, which would be nondenominational, and would be a volunteer program.

**Discussion:** Mr. Patton reviewed a report submitted by the department regarding Ms. Logan; asked Chief Lazor if he felt this would be an ongoing issue each time the lawn care company was in the neighborhood. Chief Lazor responded there have been numerous occasions where the department had been called due to Ms. Logan chasing the lawn care trucks down the street, he has made arrangements in the past for her parking because of the location of her driveway in relation to the neighbor receiving the lawn care. Wanted to make Council aware that this may be a problem again this year. Mr. Patton responded he was concerned with the irrational behavior, Chief Lazor added if the situation would escalate, the department would take care of it. Mayor Bonde explained the issues the city has had with Ms. Logan as well. Mr. Patton stated he is concerned with the harassment of the lawn care workers and the neighbors have the right to hire a company to take care of their property. Mr. Wells suggested the lawn care company call the Police Department the day before they are to service the area.

**Fire Chief Robert Posipanka** submitted report. Chief Posipanka arranged for the Senior Center to get glucose checks once a month at the center through the University Hospitals. Has submitted a grant request for diesel exhaust system, Mobile Data Terminal's for the vehicles and mapping and routing software. The last request took 11 months for a response, which was denied.

**Discussion:** Mr. Wells stated his concern with the City of Euclid not sending a fire department representative when Willowick assists them, particularly the high-rise apartments. Chief Posipanka responded they should have someone present but this is not always possible. They do have some assistance from the custodians in the high rises. Ms. Moran asked if there were any updates on citywide signalization. Chief stated they are working on the funding.

**Chief Building Inspector Joe Dominick** did not have a written report, reported his inspectors will be resuming their zone inspections, handing out warnings and violations.

**Discussion:** Ms. Moran asked how long the resident would have to make repairs. Mr. Dominick responded it depends on the repair, and they would be issuing courtesy notices.

## **WARD MATTERS**

Mr. Malta stated he spoke with Mrs. Kergan who would like to know if the light at Willowick Drive and Vine Street could allow for right on red. Chief Lazor stated he would need to look into the intersection, even though the St. Mary Magdalene School is no longer open; there is still the concern of Wendy's and Auto Zone and would also like to speak with the city engineer. Mayor Bonde would like to speak with her, added Vine Street might be a state highway issue, and the city may not be permitted to allow the change. Mr. Hintz added he has had residents speak to him with the same request. Mr. Malta also added North High School in Eastlake and Willoughby South High School are having a 'Mulch Madness' fundraiser on May 17, 2008, asked for all to support, and if needed, has order forms. Pick up at Willoughby Coal or delivery for a fee. Mr. Wells asked if Brittney Court could be snow plowed by the city. Mayor Bonde stated the city would be liable for any damage caused by the snowplows because it is private property. Mr. Dominick added there is not a safe place to put the snow once removed and the city did plow Brittney Court during the last big snowstorm.

## **PUBLIC PARTICIPATION**

None.

### **Reports of Standing Committees**

**Finance Committee** – No report.

**Safety Committee** - No report.

**Service, Utilities & Public Lands Committee** – Committee will meet Tuesday, May 6, 2008 at 7:00 p.m. to discuss leaf pick up program.

**Streets, Sidewalks & Sewers** –No report.

**Tax Compliance Committee** – Committee met this evening to discuss four cases.

**Moral Claims Committee** – Met this evening, it is the recommendation of the committee that the first claim be denied and upon Law Director O'Donnell advice; the committee can not consider the second claim, the City will provide Mr. and Mrs. Fog with the names and addresses of the bonding and insurance companies.

Motion by Mr. Allan, seconded by Mr. Vanni to deny the Moral Claim of Mr. Zomock.  
Discussion: None. Vote: All ayes. Motion carried.

**Budget Committee** – No report.

**Sewer & Storm water Task Force**- No report.

**Fire Department Development Committee** - No report.

**City Development Committee** - No report.

## **LIASON REPORTS**

Hearts and Hammers: Mr. Malta reported the Murder/Mystery Night event earned \$805.00 a full report will be prepared.

**FUND TRANSFERS & BID AUTHORIZATIONS**

None.

**CONTRACT APPROVALS**

None.

**INTRODUCTION & CONSIDERATION OF LEGISLATION**

None.

**MISCELLANEOUS**

Motion by Mr. Allan, seconded by Mr. Vanni, to approve Purchase Order No. 33866 in the amount of \$6,325.00 to Squires, Sanders & Dempsey for Various Purpose Improvement Note Series 2008. Discussion: Mr. Wells asked for further information. Finance Director Benedict responded this is the portion connected to Shoreland Crossings; the other portions were under \$3,000 and did not need Council approval. These are bond council fees for the note, for that portion of the note associated with Shoreland Crossings and the TIF will pay for it. Mr. Wells asked if this were the last. Finance Director responded it is not, eventually it will be a bond issue, will roll notes for at least one more year and then go to bonds. The city can only capitalize two years interest and won't be built out for five years. Vote: Ayes: Moran, Allan, Vanni, Malta, Hintz, Wells. Abstain: Mr. Patton. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, to approve Purchase Order No. 32971 in the amount of \$3,700.00 to Maggie Cole for Yoga Instructor Contract for 2008. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Hintz, to approve Purchase Order No. 33813 in the amount of \$4,039.46 to Weedman for lawn care fertilization of all city properties and athletic fields. Discussion: Mr. Wells asked how often the property would be treated. Finance Director Benedict stated a majority of the money is for the recreation fields, Mr. Dominick added this also includes city hall property, the senior center, and service department. Finance Director added this is a budgeted item. Recreation Director Kless added the breakdown for her department. Vote: All ayes. Motion carried.

Motion by Mr. Hintz, seconded by Mr. Vanni, to approve Purchase Order No. 33829 in the amount of \$4,915.00 to Brookpark Design Builders for the repair of gutters and roofing at the Service Building. Discussion: None. Vote: All ayes. Motion carried.

**PUBLIC PARTICIPATION**

None.

**ADJOURNMENT**

Motion by Mr. Patton, seconded by Mr. Vanni, to adjourn. Discussion: None. Vote: All ayes. Motion carried.

Meeting adjourned at 8:35 p.m.

---

**PRESIDENT OF COUNCIL**

**ATTEST:** \_\_\_\_\_  
**CLERK OF COUNCIL**