

**CITY OF WILLOWICK
LAKE COUNTY, OHIO
MINUTES AND PROCEEDINGS OF A REGULAR MEETING COUNCIL**

DATE: August 18, 2009
PLACE: City Hall
TIME: 7:30 p.m.

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

Councilman Wells requested a moment of silence in honor of former Council Member William Penza as he has passed away. Mr. Wells added Mr. Penza served the city for 12 years.

PRESENT WERE: Council Members Moran, Patton, Allan, Wells, Vanni, and Hintz.
Absent: Mr. Malta.

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

Approval of Minutes

Motion by Mr. Patton, seconded by Mr. Vanni, to approve the minutes of Regular Meeting of Council of July 7, 2009. Discussion: None. Vote: Ayes: Moran, Patton, Wells, Vanni, and Hintz. Abstain: Mr. Allan. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to approve the minutes of Special Meeting of Council of July 14, 2009. Discussion: None. Vote: Ayes: Moran, Patton, Wells, Vanni, and Hintz. Abstain: Mr. Allan. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Patton, to approve the minutes of Special Meeting of Council of July 30, 2009. Discussion: None. Vote: Ayes: Moran, Patton, Wells, Vanni, and Allan. Abstain: Mr. Hintz. Motion carried.

Appointments, Special Resolutions & Proclamations

Special Resolution (Council President)	A Special Resolution recognizing the month of September, 2009 as National Alcohol and Drug Addiction Recovery Month.
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Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Special Resolution. Discussion: None. Vote: All ayes. Motion carried.

Special Resolution (Mayor Bonde) A Special Resolution expressing the gratitude of the City of Willowick to Marty Guzauskas for his many years of service to the Willowick Recreation Department.

Motion by Mr. Wells, seconded by Mr. Patton, to adopt Special Resolution. Discussion: None. Vote: All ayes. Motion carried.

Special Resolution (Mayor Bonde) A Special Resolution expressing the gratitude of the City of Willowick to the 2009 Willowick Wild Kats Swim Team Coaches for their hardwork and dedication.

Motion by Mr. Patton, seconded by Mr. Hintz, to adopt Special Resolution. Discussion: Mr. Patton expressed his appreciation for the dedication of the coaches. He added they were the most improved team in the League and were 3 points away from havin an undefeated season. Vote: All ayes. Motion carried.

Special Resolution (Mayor Bonde) A Special Resolution expressing the gratitude of the City of Willowick to the 2009 Board Members of the Willowick Wild Kats Swim Team for their hardwork and dedication.

Motion by Mr. Patton, seconded by Mr. Wells, to adopt Special Resolution. Discussion: None. Vote: All ayes. Motion carried.

Administrative Appeals

None.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde stated street resurfacing is moving along very well and should be completed soon, with the exception of Thomas Street as this will be a complete rebuild. The city received good news from OPWC in that the Lakeshore Blvd/Glen Arden Project has been approved. Mr. Juday added several details. Explained the Opticom Project, asked for Council’s input on several items, one being the light in front of St. Mary Magdalene on Vine Street may have to be taken down, Mr. Juday will address further at a later time. Reviewed the need for additional IT accessories needed to secure the city’s server, provided Council with a handout of the details. Explained Ordinance on the agenda regarding shopping carts. The summer recreation programs are winding down, approximately 600 people attended the Summer Fun Days and Movie. Praised Julie Kless and the entire recreation staff on the excellent job they have done this year. Reviewed legislation on the agenda this evening pertaining to appropriations of funds. Storefront renovations will begin soon.

Discussion of Mayor’s Report: None.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick written report submitted.

Discussion: Mr. Hintz inquired as to whether the city can post street sweeping notices to avoid residents from parking on the street during that time. Mr. Dominick briefly explained how it is scheduled stressing it is difficult to post something sooner than a day or two prior. He would look into this.

Recreation Director Julie Kless submitted written report; added day camp went very well, commended Mike Necci on the excellent job he did. The circus did sell out again this year and the fall schedule is being prepared.

Discussion: Ms. Moran asked how many children were in the day camp; Ms. Kless responded there were 252 children this summer.

City Engineer Craig Juday submitted written report, bids have been received for the street striping program, Mar-king was the lowest, asked for approval of the striping contract. Reviewed the signalization program, the stimulus money received and totals the city may have to contribute. Any intersections not approved would cost the city approximately \$50,000 per intersection and \$27,000. per pedestrian signal. Asked for Council's input as to what the city would be willing to commit to, should there be some areas not approved for signalization. Reviewed the Lakeshore Blvd/Glen Arden Project. Explained and asked for approval a motion not on the agenda for CT Consultants assistance with the Shoreland Crossings Project.

Discussion:

Discussion had on the necessity of certain lights throughout the city that must remain, should they not be approved. Chief Posipanka stressed the importance of the light remaining in front of St. Mary Magdalene Church, reminding Council of an auxiliary patrolman that was struck and killed before the light was installed. Ms. Moran voiced her opinion that the city needs to commit fully to this project for the safety of the citizens. Mr. Juday added he can supply ODOT with additional data explaining the need for the lights in question to be approved. Mr. Patton addressed the question of the city's liability should the light be taken down and a pedestrian was struck. Law Director O'Donnell stated he believes the city would have no liability. Council is in agreement that it necessary to outfit all the lights with Opticom whether ODOT approves them or not. Finance Director Benedict added the numbers are merely estimates, and project would need to go out to bid, therefore any motion should reflect such. Council President Moran stated that Council is in agreement that the city needs to provide the extra funding for this project. Mr. Juday thanked Council and the city for their approval. Mr. Wells asked if the street striping would begin and have the crosswalks completed before school starts. Mr. Juday stated he does not believe the crosswalks would be completed that quickly.

Finance Director Cheryl Benedict no written report, reviewed and explained in detail, legislation on the agenda this evening. A detailed spreadsheet was provided to Council prior to the meeting explaining the legislation.

Discussion: None.

Law Director John O'Donnell no written report, explained the changes to the shopping cart legislation on the agenda this evening.

Discussion: None.

Police Chief Michael Lazor –Lt. Don Krocker present, written report submitted.

Discussion: Mr. Vanni asked if Lt. Krocker could look into an ongoing issue at house on E. 328th Street.

Fire Chief Robert Posipanka –written report submitted, reviewed and asked for approval of a Purchase Order on the agenda this evening, adding these are budgeted items. Hydrant painting has begun in the city as well.

Discussion: Mr. Wells asked if the hydrant painters could go back over the hydrants to make sure they were painted down to the ground, not three inches up. Mr. Wells addressed the Euclid Ave and E. 305th intersection and the need for the street striping and possibly another sign showing the turning lane. Lt. Krocker to look into further, he believes the lane heading North is the responsibility of Wickliffe.

Chief Building Inspector Joe Dominick no written report

Discussion: None.

WARD MATTERS

Mr. Wells stated the Dudley Field house is in need for ceiling fans and he has been asking for them to be installed the past couple of years. Recreation Director Kless and Mayor Bonde stated that ceiling fans cannot be installed due to people decorating with balloons and streamers. Ms. Kless added they have gotten bids in the past for free standing fans and the cost would be approximately \$800.00 per fan. Mr. Wells stated the grass cutting throughout the city is great, however they are not doing a very good job, if at all, weed whacking, pointed out several locations he had noticed.

PUBLIC PARTICIPATION

Ms. Ann Turk of 706 E. 305th Street, asked that the light in front of St. Mary Magdalene remain and remembers the officer that was fatally struck.

Reports of Standing Committees

Finance Committee – No report.

Safety Committee – No report.

Service, Utilities & Public Lands Committee – No report.

Streets, Sidewalks & Sewers – No report.

Tax Compliance Committee – No report.

Moral Claims Committee –No report, Committee will meet Tuesday, September 1, 2009 at 7:00 pm.

Budget Committee – No report.

Sewer & Storm water Task Force- No report.

Fire Department Development Committee - No report.

City Development Committee - No report.

LIAISON REPORTS

Hearts and Hammers: No report.

Community Energy Awareness Committee: Committee will meet Wednesday, August 19, 2009 at 7:00 pm, guest speaker will be Dr. Doug Hogan and the topic of discussion will be Electric Conservation.

FUND TRANSFERS & BID AUTHORIZATIONS

None.

CONTRACT APPROVALS

None.

INTRODUCTION & CONSIDERATION OF LEGISLATION

Ordinance No. 2009-55 An Ordinance repealing Ordinance No. 2009-39
(Finance Director) and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Allan, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-55.
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-56 An Ordinance repealing Ordinance No. 2009-41
(Finance Director) and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Vanni, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-56.
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-57 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Allan, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, to adopt Ordinance No. 2009-57. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-58 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Allan, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, to adopt Ordinance No. 2009-58. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-59 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Allan, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, to adopt Ordinance No. 2009-59. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-60 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Allan, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, to adopt Ordinance No. 2009-60. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-61 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Hintz, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-61. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-62 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Vanni, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, to adopt Ordinance No. 2009-62. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-63 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Hintz, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Hintz, to adopt Ordinance No. 2009-63. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-64 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Hintz, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-64. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-65 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Vanni, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-65. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-66 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Vanni, seconded by Mr. Hintz, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-66. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-67 (Finance Director) An Ordinance directing the Director of Finance to certify delinquent accounts to the Lake County Auditor and Lake County Treasurer for collection as property tax and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Vanni, to waive the rules requiring three separate readings. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to adopt Ordinance No. 2009-67. Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-68 (Finance Director) An Ordinance amending Ordinance No. 2009-4 to provide for additional appropriations from the General Fund (101), Fired Emergency Rescue Fund (208), Street Improvement Levy Fund (213), Permissive License Fee Fund (215) , Senior Citizens Levy Fund (220) and Security Deposits Fund (802) for current expenses and other expenditures of the City of Willowick, State of Ohio, during the calendar year ending December 31, 2009 and declaring an emergency.

MISCELLANEOUS

Motion by Mr. Allan, seconded by Mr. Patton, authorizing the Mayor to enter into a construction contract with Mar-king Construction for the 2009 Street Striping Program in the amount of \$39,127.50. Discussion: None. Vote: All ayes. Motion carried

Motion by Mr. Patton,seconded by Mr. Vanni, authorizing CT Consultants to provide engineering services associated with closing out the Shoreland Crossings Improvements Project for an estimated fee not to exceed \$20,000. Discussion: None. Vote: All ayes. Motion carried

Motion by Mr. Patton,seconded by Mr. Wells, to approve Purchase Order No. 35576 to the Fire House in the amount of \$10,949. for the purchase of 7 reaxtion coats and 7 pair reaxtion pants. Discussion: None. Vote: All ayes. Motion carried

Motion by Mr. Patton,seconded by Mr. Vanni, to approve Purchase Order No. 36199 to DJL Materials and Supply in the amount of \$17,000. for the 2009 Crack Sealing Program. Discussion: None. Vote: All ayes. Motion carried

Motion by Mr. Allan, seconded by Mr. Patton, to approve liquor license transfer from Renee Makris dba Renee’s located at 31640 Vine Street to EJ2204 Investments, LLC dba Mulligan’s same address. Discussion: None. Vote: All ayes. Motion carried

Motion to by Mr. Allan, seconded by Mr. Vanni, authorizing the expenditure of \$5,746.00 for the purchase of an IT cabinet and necessary accessories to Great Lakes Telecommunications. Discussion: None. Vote: All ayes. Motion carried

PUBLIC PARTICIPATION

None.

ADJOURNMENT

Motion by Mr. Hintz, seconded by Mr. Patton, to adjourn. Discussion: None. Vote: All ayes. Motion carried. Meeting adjourned at 9:15 pm.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL