

**CITY OF WILLOWICK
LAKE COUNTY, OHIO**

MINUTES AND PROCEEDINGS OF A REGULAR MEETING COUNCIL

DATE: December 18, 2007
PLACE: City Hall
TIME: 7:30 p.m.

The twenty-fourth 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, Tague and Perpar.
Absent: Mr. Patton, Mr. Wells.

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

Approval of Minutes

Motion by Mr. Perpar, seconded by Mr. Allan, to approve the minutes of regular meeting of Council of December 4, 2007. Discussion: None. Vote: Ayes: Moran, Allan, Vanni, and Perpar. Abstain: Tague. Motion carried.

Appointments, Special Resolutions & Proclamations

Special Resolution (Council President) A Special Resolution in honor of Jeffrey Perpar and commending him for his service to the residents of the City of Willowick as Councilman for Ward Two.

Motion by Mr. Vanni, seconded by Mr. Allan, to adopt Special Resolution. Discussion: None. Vote: Ayes: Vanni, Tague, Moran, Allan. Abstain: Perpar. Motion carried.

Special Resolution (Council President) A Special Resolution in honor of Katarina Tague and commending her for her service to the residents of the City of Willowick as Councilwoman for Ward Three.

Motion by Mr. Vanni, seconded by Mr. Allan, to adopt Special Resolution. Discussion: None. Vote: Ayes: Vanni, Moran, Perpar, Allan. Abstain: Tague, Motion carried.

Administrative Appeals

None.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde expressed his gratitude to Mr. Perpar and Ms. Tague for their service as Council members. Reminded Council swearing in ceremony will take place Sunday, December 30, 2007 at the Community Center; Judge Klammer will be administering the Oath. He will be meeting Wednesday with the Willoughby-Eastlake Transportation Department and principal of Royalview to discuss transportation plan before construction begins. New police cruisers will be ready for service soon. Wished all Merry Christmas and Happy New Year.

Discussion of Mayor's Report:

None.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick was not present, submitted his written report.

Discussion: None.

Recreation Director Julie Kless submitted and reviewed written report.

Discussion: None.

City Engineer Craig Juday did not have a written report, received and distributed to Council report from the Army Corps of Engineers, which will be responded to by Mr. Juday.

Discussion: None.

Finance Director Cheryl Benedict submitted written report.

Discussion: None.

Law Director John O'Donnell: reviewed legislation on the agenda. Reviewed and asked that additional motions be added to agenda for approval from Polaris Engineering regarding Shoreland Crossings.

Motion by Mr. Perpar, seconded by Mr. Vanni, to authorize the additional payment to Polaris Engineering in the amount of \$9,350. for the infrastructure redesign of Lakewick Lane.

Discussion: None. Vote: All Ayes. Motion carried.

Motion by Mr. Perpar, seconded by Mr. Vanni, to authorize the additional payment to Polaris Engineering in the amount of \$1,075. for preparation of the legal descriptions for 20' wide sanitary sewer easement and the 30' dedication of 293rd and 32' roadway easement.

Discussion: None. Vote: All Ayes. Motion carried.

Motion by Mr. Perpar, seconded by Mr. Vanni, to authorize the additional payment to Polaris Engineering in the amount of \$1,995. for the additional work for the curbing on the eastside of the development. Discussion: None. Vote: All Ayes. Motion carried.

Discussion: Law Director O'Donnell advised Council that Mr. Pugh resubmitted a new drawing to the Board of Zoning Appeals, which has been tabled by BZA due to confusion of the interpretation of drawing. Mr. O'Donnell has relayed such information to neighbor Mr. Muzychenko, who is also present this evening.

Police Chief Michael Lazor: Lt. Krockner present, did not have a written report.

Discussion: None.

Fire Chief Robert Posipanka did not have a written report, reviewed and asked for approval of Purchase Order on agenda this evening.

Discussion: None.

Chief Building Inspector Joe Dominick was not present, submitted a written report.

Discussion: None.

WARD MATTERS

Mr. Perpar thanked his wife for her support throughout his time on Council as well as his brother in law and fellow council members. Is very proud of the direction the city has taken. Further thanked the residents of his ward for their support and confidence in him.

PUBLIC PARTICIPATION

Ken Selander stated he has been a resident of the City for 55 years, expressed his thanks to Mr. Perpar and Ms. Tague for their dedication to the city. Also wished everyone Merry Christmas.

Dave Weber of 30409 Fern Drive stated he is a new resident and has concerns with the communications of new residents and the city, in particular, large dogs in the city. There is a family on the street that does not keep their dog within their yard. Feels there should be more communication regarding certain ordinances in the city, inquired what could be done.

Response: Mayor Bonde responded he has talked to Mr. Weber, and will be working with the Police Department to remedy this situation, further stated all new residents are sent a packet and there is Channel 23, the city website, the LED board and the Courier to keep residents involved.

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 – Committee met this evening, and recommends the Moral Claim be approved.

Motion by Mr. Perpar, seconded by Mr. Vanni to approve the Moral Claim in the amount of \$51.00. 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

None.

FUND TRANSFERS & BID AUTHORIZATIONS

None.

CONTRACT APPROVALS

None.

INTRODUCTION & CONSIDERATION OF LEGISLATION

Ordinance No. 2007-87 (Law Director) An Ordinance amending Ordinance No. 2005-92, an Ordinance adopting the Tax Increment Financing and Development Agreement between the City of Willowick and the Marucci Group, LLC, adopting the First Amendment to the Tax Increment Financing and Development Agreement between the City of Willowick and the Marucci Group, LLC, and declaring an emergency.

Motion by Mr. Perpar, seconded by Mr.Vanni, to bring Ordinance No. 2007-87 back to the table.
Discussion: None. Vote: All Ayes. Motion carried.

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-87.
Discussion: None. Vote: All Nays. Motion failed.

Ordinance No. 2007-94 (Law Director) An Ordinance amending Chapter 1331, Division of Building Engineering and Inspection to regulate unsafe structures, and declaring an emergency.

Ordinance No. 2007-94 received third reading.

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-94.
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No. 2007-103 (Finance Director) An Ordinance repealing Ordinance No. 2007-102 and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-103
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No. 2007-104 An Ordinance repealing Ordinance No. 2007-100
(Finance Director) and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-104.
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No. 2007-105 An Ordinance repealing Chapter 717 of the Codified Ordinances
(Law Director) of the City of Willowick, and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-105.
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No.2007-106 An Ordinance amending Section 123.04 of the
(Law Director) Codified Ordinances of the City of Willowick,
and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr.Vanni, to adopt Ordinance No. 2007-106.
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No. 2007-107 An Ordinance amending Ordinance 2007-10 to
(Finance Director) provide for additional appropriations from the
General Fund (101), State Highway Fund (203),
Street Lighting Fund (204), Sewer Revenue
Fund (205), Emergency Rescue Fund (208),
Cable TV Commission Fund (210), Sewer
Lateral Levy Fund (211), Street Improvement
Levy Fund (213), Permissive License Fee (215),
Litter Control/ Recycling Fund (216), Senior
Citizens Center Fund (220), Emergency
Management Fund (221), Shoreland Crossings
Project (405), Stormwater Management Capital
Improvement (420), Sanitary Sewer Improvement
Fund (422), Senior Center Improvement
Fund (423), and Security Deposits (802) for the
calendar year ending December 31, 2007 and
declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Vanni, to adopt Ordinance No. 2007-107.
Discussion: None. Vote: All Ayes. Motion carried.

Ordinance No. 2007-108
(Finance Director)

An Ordinance to make appropriations for current expenses and other expenditures of the City of Willowick, State of Ohio, during the first quarter of the calendar year ending March 31, 2008 and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Vanni, to adopt Ordinance No. 2007-108.
Discussion: None. Vote: All Ayes. Motion carried.

Resolution No. 2007-26
(Finance Director)

A Resolution transferring \$108,329.67 received from the Federal Emergency Management Agency and from the Emergency Management Fund (221) to various other funds and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Vanni, to adopt Resolution No. 2007-26.
Discussion: None. Vote: All ayes. Motion carried.

Resolution No. 2007-27
(Finance Director)

A Resolution authorizing the transfer of funds in the amount of \$3,161.75 from the Senior Citizens Improvement Fund (423) to the Capital Improvement Fund (401) and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Vanni, to adopt Resolution No. 2007-27.
Discussion: None. Vote: All ayes. Motion carried.

Resolution No. 2007-28
(Finance Director)

A Resolution authorizing the transfer of funds from the Litter Control/Recycling Fund (216) to the General Fund (101) and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Vanni, to adopt Resolution No. 2007-28.
Discussion: None. Vote: All ayes. Motion carried.

Resolution No. 2007-29
(Finance Director)

A Resolution authorizing the transfer of funds from the Cable TV Commission Fund (210) to the General Fund (101), and declaring an emergency.

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

Motion by Mr. Perpar, seconded by Mr. Allan, to adopt Resolution No. 2007-29.
Discussion: None. Vote: All ayes. Motion carried.

MISCELLANEOUS

Motion by Ms. Tague, seconded by Mr. Perpar, to vacate the regular meetings of Council of January 1, and January 15, 2008 and reschedule for Wednesday, January 9 and Wednesday, Jan. 23, 2008. Discussion: Mayor Bonde explained director appointments will expire on December 31, 2007, will arrange a phone poll of Council for their reappointments. Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Perpar, to approve liquor permit transfer of Bubs Pub dba Horvats Pub located at 30825 Euclid Avenue. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Perpar, seconded by Mr. Vanni, to accept the recommendation of the Planning Commission for an AT&T cabinet located at 31655 Willowick Drive. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Perpar, seconded by Mr. Vanni, to approve Purchase Order No. 32735 in the amount of \$ 5,999. to MPC-Pro, LLC for the purchase of a replacement server in the Fire Department. (**approved by telephone poll of Council 12/7/07**) Discussion: None. Vote: All Ayes. Motion carried.

PUBLIC PARTICIPATION

Shelly Myers of Shoregate Towers inquired about the crosswalks at Vine Street and Lakeshore Blvd. stating the handicapped crosswalk beeps when pushed but does not continue.

Response: Mayor Bonde responded he would meet Ms. Myers at the crosswalk to see what can be done. Ms. Moran wished all a Merry Christmas and reminded the next two Council meetings will be held on Wednesdays instead of Tuesdays.

ADJOURNMENT

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

Meeting adjourned at 8:25 p.m.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL