

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

DATE: January 20, 2009  
PLACE: City Hall  
TIME: 7:30 p.m.

The second meeting of Council was called to order by Council President Moran followed by the Pledge of Allegiance to the Flag and Invocation. Council President Moran offered her and Council's condolences to Mrs. Baker on the loss of her husband Tom.

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

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

**Approval of Minutes**

Motion by Mr. Malta, seconded by Mr. Patton, to approve the minutes of Regular Meeting of Council of January 6, 2009. Discussion: None. Vote: All ayes. Motion carried.

**Appointments, Special Resolutions & Proclamations**

Motion by Mr. Allan, seconded by Mr. Patton, to appoint Donna Lauderback to the Recreation Board for a three-year term ending December 31, 2011. Discussion: None. Vote: All ayes. Motion carried.

Oath of Office to Donna Lauderback administered by Mayor Bonde.

**Administrative Appeals**

None.

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

Mayor Bonde stated that the budget is ready and has been distributed to Council for review. Asked that Council review the budget and direct any questions to Finance Director Benedict or himself. Mayor met with Ray Drukoske from Laketran and visited Shoregate Shopping Center to find a better location for the bus stop, asked that the Ward 3 Councilmen as well as the owner of the Krone Group meet to further discuss possibilities. Discussed the difficulties Laketran is now and will continue to face in the future. Mayor stated the Recreation Board is doing a very good job, there has not been a drop in enrollment of any of the activities, pointed out that there seems to be a significant increase in the number of girls signing up for sports. Will be asking Council to declare approximately 26 computers as surplus, these are the computers that were confiscated from the raid recently. The city is in need of several computers and the remainder may be placed in the auction.

**Discussion of Mayor's Report:**

Mr. Malta stated he received a call from Lori Smerdel on behalf of and in memory of Mr. Baker that the council meetings be televised and the speaker system be improved. Mayor Bonde responded it is up to Council as to whether meetings are televised, offered as an alternative, each

ward having their own segment to discuss the happenings of their ward and in the city. Mr. Malta continued by asking if the Mayor could speak with owners of Shoregate about the snowplowing, as he received a call from a resident that clears the sidewalks along his house for easy entrance into Shoregate for walkers and Shoregate has been piling the snow past knee high making it near impossible for the homeowner to shovel the area and for walkers to get passed.

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

**Service Director Joe Dominick** submitted written report.

**Discussion:** Mr. Wells asked if there were any major water issues on E. 330<sup>th</sup> and E. 326<sup>th</sup>. Mr. Dominick responded there was not, just normal slight infiltration.

**Recreation Director Julie Kless** submitted written report, presently working on the new recreation guide.

**Discussion:** None.

**City Engineer Craig Juday** no written report, reported the outfall has been on hold due to extreme weather conditions.

**Discussion:** Mr. Wells asked if there were any updates on the water issue. Mr. Juday responded he has begun to gather data, review tapes and prepare tabulations for the past couple years and would report further once he is further along in his investigation of the issue.

**Finance Director Cheryl Benedict** no report, provided handout from City of Willoughby Municipal Court, and reviewed Purchase Order regarding such.

**Discussion:** None.

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

**Discussion:** None.

**Police Chief Michael Lazor** – no report.

**Discussion:** None.

**Fire Chief Robert Posipanka** – written report submitted.

**Discussion:** None.

**Chief Building Inspector Joe Dominick** written report submitted stated Pet Supplies Plus has submitted plans and an application for Shoregate Shopping Center location. His Department is in the process of compiling list for commercial dye testing.

**Discussion:** None.

**WARD MATTERS**

None.

**PUBLIC PARTICIPATION**

None.

**Reports of Standing Committees**

Council President Moran announced she is currently working on committee reassignments.

**Finance Committee** – Committee met this evening. It is the recommendation of the committee that there be a sewer rate increase by 5% for the calendar 2009, legislation to be presented for approval.

**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. It is their recommendation that the Moral Claim be denied.

Motion by Mr. Patton, seconded by Mr. Hintz, to deny the Moral Claim. Discussion: None. Vote: All ayes. Motion carried.

**Budget Committee** – No report, Committee Chairman Patton announced the Budget hearing would take place Saturday, February 7, 2009 beginning at 8:00 am.

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

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

**City Development Committee** - No report.

**LIAISON REPORTS**

None.

**FUND TRANSFERS & BID AUTHORIZATIONS**

None.

**CONTRACT APPROVALS**

None.

**INTRODUCTION & CONSIDERATION OF LEGISLATION**

Ordinance No. 2008-56      An Ordinance amending Section 1147.13(f) of  
(Law Director)              the Codified Ordinances of the City of Willowick.

Ordinance No. 2008-56 remains in committee, no action taken.

Ordinance No. 2008-57 (Law Director) An Ordinance amending Section 1147.13(a) of the Codified Ordinances of the City of Willowick.

Ordinance No. 2008-57 remains in committee, no action taken.

Ordinance No. 2008-58 (Law Director) An Ordinance amending Section 1147.14(e) of the Codified Ordinances of the City of Willowick.

Ordinance No. 2008-58 remains in committee, no action taken.

Ordinance No. 2008-59 (Law Director) An Ordinance amending Section 1159.05 of the Codified Ordinances of the City of Willowick and declaring an emergency.

Ordinance No. 2008-59 remains in committee, no action taken.

Ordinance No. 2008-60 (Law Director) An Ordinance amending Section 1151.01 of the Codified Ordinances of the City of Willowick and declaring an emergency.

Ordinance No. 2008-60 remains in committee, no action taken.

Ordinance No. 2008-63 (Law Director) An Ordinance amending Section 1155.01 of the Codified Ordinances of the City of Willowick and declaring an emergency.

Ordinance No. 2008-63 remains in committee, no action taken.

Ordinance No. 2009-2 (Finance Director) An amended Ordinance providing for the compensation of appointed officials and certain other employees of the city, repealing certain ordinances and declaring an emergency.

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

Motion by Mr. Patton, seconded by Mr. Vanni to adopt Ordinance No. 2009-2. Discussion: Mr. Wells asked if the amounts were the same. Finance Director Benedict explained it is 3.5% for each director and non-bargaining employee. Mayor stated he, as Safety Director, would not be taking a raise this year. Mr. Wells asked if this was discussed, Mayor stated it is in the 2009 budget. Finance Director Benedict reiterated that the raise is 3.5% for non-union employees, which is the same percentage amount union employees will be receiving this year. Ms. Moran asked for clarification that these are the only raises that will be requested for the directors and non-union employees. Mayor stated it is in the budget and this would be the only request. Mr. Wells asked if it would be the same request next year. Mayor Bonde stated this is the last year of the union contracts and he is due to begin union negotiations some time this year. Ms. Moran stated that each year non-union employees have generally receive the same raises as union

employees, aside from the Mayor occasionally asking for certain raise amounts for individuals. Mr. Hintz stated his displeasure with just receiving this legislation for approval, would have like more time to look it over. Further stated times are very hard financially right now and perhaps these raises should be discussed at length. Mr. Vanni asked that perhaps this legislation be considered after the budget hearings have taken place so the Council has a better idea of where the city stands. At this time, Mr. Patton withdraws motion to adopt Ordinance No. 2009-2. Council President Moran asked that Council review the budget. Council President Moran reminded Council these raises are in the budget; Mayor and Finance Director Benedict clarified that it was not yet reflected in the budget.

Ordinance No. 2009-2 placed on first reading.

### **MISCELLANEOUS**

Motion Mr. Malta, seconded by Mr. Vanni, to approve Purchase Order No. 34636 to Willoughby Municipal Court for the 2<sup>nd</sup> half 2008 Court Allocation Costs in the amount of \$16,874.00. Discussion: None. Vote: Ayes: Hintz, Moran, Vanni, Malta, Patton, Wells. Nays: Mr. Allan. Motion carried.

### **PUBLIC PARTICIPATION**

None.

Mr. Wells took this time to voice his concern over the water issues, stated the city stands to lose a substantial amount of money with not finding where the problem may lie. The Mayor explained that there is also the issue of a decline in water usage throughout the city as well as an increase in delinquencies. Pointed out that City Engineer Juday is currently compiling the necessary data to review past water flow and rainfall as well as Service Director Dominick. Mr. Wells asked for a report on the Public Hearing of the Planning Commission. Law Director O'Donnell stated there was a public hearing last night, January 19, 2009 and there were two neighbors present with their attorney. Mr. Wells asked if the hearing was advertised in the papers. Mr. O'Donnell stated it was posted in the newspapers. Mr. Wells stated he did not feel the hearing should have taken place on a national holiday.

### **ADJOURNMENT**

Motion by Mr. Patton, seconded by Mr. Vanni, to adjourn. Discussion: None. Vote: All ayes. Motion carried. Meeting adjourned at 8:05 pm.

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

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PRESIDENT OF COUNCIL