

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

DATE: March 3, 2009
PLACE: City Hall
TIME: 7:30 p.m.

The fifth 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, Malta, Patton, Wells, Allan and Hintz.
Absent: Mr. Vanni.

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

Approval of Minutes

Motion by Mr. Allan, seconded by Mr. Patton, to approve the minutes of Regular Meeting of Council of February 17, 2009. Discussion: None. Vote: All ayes. Motion carried.

Appointments, Special Resolutions & Proclamations

Special Resolution (Mayor Bonde)	A Special Resolution congratulating Linda Burke as the recipient of the 2009 Irish American Club East Side Member of Year.
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Motion by Mr. Patton, seconded by Mr. Malta, to approve Special Resolution.
Discussion: None. Vote: All ayes. Motion carried.

Administrative Appeals

None.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde pointed out to Council they have an amended budget ordinance. The budget was amended to include the hiring of a part-time cleaning person at the Service Department. Reminded Council the city did not replace 2 full-time employees that retired this past year. Mayor reported the stimulus grant applications have been submitted to and received by the state for consideration. Chief Lazor will be filing for a COPS Program grant to fund existing employees. Chief Posipanka is looking into alternative funding for his department. The Service Department has begun work televising on Lakeshore Blvd. and jetting when needed. Reviewed Ordinance not on the agenda this evening, explaining the ordinance pertains to mutual aid billing. Larimar intends to connect waterline on Lakeshore Blvd. to the county waterline soon, Mayor stated three of the four lanes would need to be closed for some time in order for this to be completed. It has been agreed that there would be police officers directing traffic for safety reasons while this takes place and the developer would pay the expense. Further added this would be placed on Channel 20 as well as the electronic sign. Spoke with Royalview Elementary and they will have the largest incoming kindergarten in the history of the school this coming fall.

Discussion of Mayor's Report:

Discussion had on mutual aid calls and billing.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick submitted written report.

Discussion: None.

Recreation Director Julie Kless submitted written report.

Discussion: Mr. Wells inquired on the progress and cost of the new pavilion. Ms. Kless stated it should be ready for bid mid-month and it the costs should fall within the approved range. Mr. Wells asked if the city could build pavilion using volunteers and service department employees. Mr. Patton and Law Director O'Donnell stated there would be liability issues with using volunteers as well as the risk of injury if pavilion were built improperly. Mr. Patton further added money for pavilion is not coming out of the general fund.

City Engineer Craig Juday was not present this evening

Discussion: None.

Finance Director Cheryl Benedict no report, stated sold the various purpose notes at 2.5%

Discussion: None.

Law Director John O'Donnell no report, reviewed legislation on the agenda.

Discussion: Ms.Moran asked if the Planning Commission would still be required to prepare minutes, Law Director O'Donnell stated they would for the first hearing; however, it is up to the Planning Commission how subsequent hearing notes or minutes would be prepared. Mr. Hintz asked for clarification on council vote, Law Director explained a $\frac{3}{4}$ vote of Council would be 6 out of 7, the amendment would require a majority vote.

Police Chief Michael Lazor – written report submitted, reviewed request for liquor permit, stated Department has no objections to its approval.

Discussion: None.

Fire Chief Robert Posipanka – no report.

Discussion: Mr. Allan complimented the EMS on their work; his daughter needed to be transported this past weekend and they were very kind and thorough

Chief Building Inspector Joe Dominick written report submitted, added the letters regarding commercial dye testing would be mailed this week to those businesses along Vine Street.

Discussion: Ms.Moran questioned a home on Clairmont as to whether it had water and added that it is not vacant as previously thought and there are 30-gallon buckets of water sitting behind

the house. Mr. Dominick stated he would send someone back to the house and report back to Ms. Moran.

WARD MATTERS

Mr. Wells commented on the deplorable condition of the recycling center this weekend. Mayor Bonde stated the city should be receiving several larger bins from the County.

PUBLIC PARTICIPATION

None.

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.

Budget Committee – Committee minutes filed.

Sewer & Storm water Task Force- No report.

Fire Department Development Committee - No report.

City Development Committee - No report.

LIAISON REPORTS

Hearts and Hammers: Mr. Malta stated there would be a meeting tomorrow evening, Wednesday, March 04, 2009.

Mr. Malta announced there would be a Community Energy Awareness Meeting Wednesday, March 18th at 7:00 pm at City Hall.

FUND TRANSFERS & BID AUTHORIZATIONS

Motion by Mr. Wells, seconded by Mr. Patton authorizing the transfer of appropriated funds in the amount of \$500.00 from account number 208-102-5270 (uniform allowance) to account number 208-102-5210 (hospitalization). **(2/27/09 approved by telephone of Council)**

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

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 An Ordinance amending Section 1147.13(a) of the
(Law Director) Codified Ordinances of the City of Willowick.

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

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

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

Ordinance No. 2009-4 An Ordinance to make appropriations for current
(As Amended) expenses and other expenditures of the City of
(Finance Director) Willowick, State of Ohio, during the calendar year
ending December 31, 2009 and declaring an
emergency.

Amended Ordinance No. 2009-4 was placed on second reading.

Ordinance No. 2009-8 An Ordinance amending Section 1131.05 of the
(Law Director) Codified Ordinances of the City of Willowick and
declaring an emergency.

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

Motion by Mr. Patton, seconded by Mr. Malta, to adopt Ordinance No. 2009-8.
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2009-9 An Ordinance amending Section 133.17(b) of the Codified
(Law Director) Ordinances of the City of Willowick and declaring an
emergency.

Motion by Mr. Patton seconded by Mr. Allan to waive the three-day rule. Discussion: None.
Vote: All ayes. Motion carried.

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. 2009-9. Discussion: None.
Vote: All ayes. Motion carried.

MISCELLANEOUS

Motion by Mr. Patton, seconded by Mr. Malta, to postpone the approval of Purchase Order No. 35164 in the amount of \$194,480.45 to the Bureau of Worker's Compensation for the annual workers compensation premium. Discussion: None. Vote: All ayes. Motion carried. Purchase Order approval postponed.

Motion by Mr. Patton, seconded by Mr. Malta, to approve a request for a new liquor permit filed with the Division of Liquor Control by Nicholas G. Cirino dba JP & Cirinos Tobacco located at 1213 E. 305th Street. Discussion: None. Vote: All ayes. Motion carried.

PUBLIC PARTICIPATION

None.

ADJOURNMENT

Motion by Mr. Allan, seconded by Mr. Patton, to adjourn. Discussion: Mr. Malta stated Willowick resident Mrs. Laura Cirino passed away, visitation would be at Orlando Funeral Home in Wickliffe on Thursday from 4-8pm. Vote: All ayes. Motion carried. Meeting adjourned at 8:10 pm.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL