

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

DATE: May 19, 2009
PLACE: City Hall
TIME: 7:30 p.m.

The tenth 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, Allan, Vanni, Hintz, Patton.
Late arrival: Mr. Wells.

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

Approval of Minutes

Motion by Mr. Malta, seconded by Mr. Vanni, to approve the minutes of Regular Meeting of Council of May 5, 2009. Discussion: None. Vote: All ayes. Motion carried.

Appointments, Special Resolutions & Proclamations

Oath of Office administered to Daniel Salesky to the Board of Zoning Appeals by Mayor Bonde.

Administrative Appeals

Administrative Appeal Order No. 2009-10	An Order granting a variance and exception of 1' height for a tool shed in the application of Section 1171.01(c) of the Codified Ordinances in the Board of Zoning Appeals Case No. 21-276 Bob Patton, 235 Shoreland Circle.
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Motion by Mr.Allan, seconded by Mr. Malta, to approve Administrative Appeal Order No. 2009-10. Discussion: None. Vote: Ayes: Allan, Vanni, Malta, Hintz and Moran.
Abstain: Mr. Patton. Motion carried

Reports & Communications from the Mayor/Safety Director

Mayor Bonde reported on his trip to Washington, DC., explaining the discussion on stimulus money available. Stated Chief Lazor applied for a COPS grant, noting the city was turned down seven times before receiving grant, Chief Lazor is prepared to follow through with the application process. The Mayor stated city received notice from Lake County they are beginning a Stimulus Summer Youth Work Program for children and adults aged 16 to 24. This program was made available by the American Recovery and Reinvestment Act of 2009. The program would employ 140 low income, disabled, or in a family receiving public assistance, or a member of a family which has a 6 month income below the poverty level. The Mayor would like to see some of the participants work in the city parks or with the service department. Mayor will place

pertinent information on Channel 20. Discussed signalization program, reviewed complaints the Building Department is receiving pertaining to commercial dye testing. Requested Council email him should they notice a home in need for grass cutting in an attempt to keep up with the growing number of foreclosures in the city. Mayor introduced Tony Vitolo as a board member of the Lake County Health District to give an update of the department.

Mr. Tony Vitolo provided Council with a handout pertaining to the swine flu outlining what the Health District has done to track the flu. Commended the Health District on the fine job they do. Further explained the Incident Command Center which has many physician and nurse volunteers should the need arise, explained what services they provide. Announced Mr. Joel Lucia will retire as commissioner of the Health District and Mr. Frank Kellogg will take over the end of this year. Council President Moran thanked Mr. Vitolo for taking the time to speak with Council

Discussion of Mayor's Report:

None.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick Rob Gross present and written report submitted.

Discussion: None

Recreation Director Julie Kless did not have a written report, but added opening day for baseball was this past Saturday, The Danny Ertter Tournament will take place this coming weekend and there are 29 teams expected to participate over the three-day weekend. Manry pool painting is to be completed by Friday as are the drain upgrades.

Discussion: Mr. Malta stated Willowick is the only city in Lake County with a high school basketball team, expressed his gratitude to Ms. Kless for arranging this. Mayor Bonde further pointed out the city also has the disabled softball program, which is backed by the letter carriers in Lake County.

City Engineer Craig Juday no report.

Discussion: Mr. Hintz questioned a motion on the agenda this evening; Mr. Juday responded he is not in a position to respond as he did not prepare the motion. Finance Director Benedict suggested it may be a typographical error. Mr. Wells asked for an update on the Outfall, as it seems there is not much progress when driving Lakeshore Blvd. Mr. Juday stated the Outfall construction is proceeding very well, hopes the outfall will be complete within the month and that the work cannot be seen from the street, they are in the process of regarding and putting down topsoil.

Finance Director Cheryl Benedict no report

Discussion: None.

Law Director John O'Donnell no report, explained two motions on the agenda this evening.

Discussion: None.

Police Chief Michael Lazor –written report submitted, the Department has no objection to liquor permit transfer on the agenda this evening.

Discussion: Mr. Patton and Chief Lazor discussed an ongoing trash issue. Mr. Malta thanked Chief Lazor for personally taking the time to make a noise call to the Taste of Sicily. Mayor believes the music may be coming from the Willowick Café which is in the same area.

Fire Chief Robert Posipanka –written report submitted.

Discussion: None.

Chief Building Inspector Joe Dominick Rob Gross present, written report submitted

Discussion: None.

Hearts & Hammers- Janet Bucci – submitted written report of projects.

Discussion: Mayor stated the city is still attempting to obtain a \$1.00 HUD home for Hearts and Hammers to renovate and sell. Mrs. Bucci stated that in the past the Lake Council on Aging has provided grasscutting services to the seniors in the past, however, this year the program has been dropped, some discussion had on the possibility of getting teen volunteers.

WARD MATTERS

None.

PUBLIC PARTICIPATION

Matt Vanjo of 31200 Willowick Drive thanked the Service Department for repairing the sewer cover in front of his home, however, feels the entire street is in need for repair and the work has been substandard. Mr. Vanjo provided a petition to Council, a copy of which is attached to these minutes.

Tony Vitolo of 31500 Daniel Drive asked if people with mental disabilities would be eligible for work on the Summer Youth Work Program.

Response:

Mayor Bonde stated he believes that a person with a cognitive disability would most certainly be eligible for work in the program.

Reports of Standing Committees

Finance Committee – No report.

Safety Committee – No report.

Service, Utilities & Public Lands Committee – No report.

Streets, Sidewalks & Sewers – Met this evening to discuss the Thomas Street Project and the committee would meet again before the June 16, 2009 Council meeting for discussion of the Laketrans bus shelter.

Ordinance No. 2009-19 (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. 2009-19. Discussion: Vote: All ayes. Motion carried.

MISCELLANEOUS

Motion by Mr. Patton, seconded by Mr. Vanni, to approve liquor permit transfer to 4Slogerms LLC dba Coaches II located at 30525 Euclid Avenue. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, authorizing Change Order No. 2 to Phil Miller Construction relative to the Sewer & Lateral Replacement and Repair Program in the amount of \$8,383.00. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, authorizing the release of retainage in the amount of \$6,976.00 to Phil Miller Construction relative to the Sewer & Lateral Replacement and Repair Program. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, authorizing Change Order No. 3 to Phil Miller Construction extending the contract completion date to December 15, 2009 and authorizing \$200,000 for additional lateral replacements. Discussion: Finance Director Benedict explained this motion. Vote: All ayes. Motion carried.

Motion by Mr. Hintz, seconded by Mr. Patton, authorizing Change Order No. 9 to DiGioia-Suburban Excavating in the amount of \$5,062.72 relative to the Shoreland Crossings Subdivision. Discussion: None. Vote: Ayes: Allan, Moran, Hintz, Wells, Malta, Vanni. Abstain: Mr. Patton. Motion carried.

Motion authorizing the release of the remaining retainage in the amount of \$17,928.96 to DiGioia-Suburban Excavating relative to the Shoreland Crossings Subdivision. Motion postponed at this time. No action taken.

PUBLIC PARTICIPATION

None.

ADJOURNMENT

Motion by Mr. Vanni, seconded by Mr. Hintz, to adjourn. Discussion: None. Vote: All ayes. Motion carried. Meeting adjourned at 8:16 pm.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL