

**CITY OF WILLOWICK
LAKE COUNTY, OHIO**

MINUTES AND PROCEEDINGS OF A REGULAR MEETING COUNCIL

DATE: May 6, 2008
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.

Motion by Mr. Allan, seconded by Mr. Patton to appoint Helen Sebulski as acting Clerk of Council for May 6, 2008 council meeting. Discussion: None. Vote: All ayes. Motion carried.

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

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

Approval of Minutes

Motion by Mr. Allan, seconded by Mr. Vanni, to approve the minutes of Regular Meeting of Council of April 15, 2008. Discussion: None. Vote: All ayes. Motion carried.

Appointments, Special Resolutions & Proclamations

Oath of Office to Ryan Gvora as Firefighter administered by Mayor Bonde.

Oath of Office to Luke Okenden as Firefighter administered by Mayor Bonde.

Oath of Office to Matt Bobinski as Firefighter administered by Mayor Bonde.

Administrative Appeals

None.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde reported the city would be reimbursed from FEMA for the snowstorm of March 7-9, 2008. Reviewed CGBD grant application, provided handouts to council, formal approval will need to be for individual grant applications. New owners of the Shoregate Shopping Center will meet with the Mayor. RMS has begun repairing the Shoregate Shopping Center parking lot. The HUD Dollar Home program is still on hold, Mayor is looking into foreclosed homes throughout the city. Attended dismissal at Royalview Elementary School recently with the Police Department due to a number of complaints received from parents about traffic patterns coming and going at the school. There are a number of issues regarding cars parking close to the driveway of the school on Pendley making it nearly impossible for the school buses to turn right. Reminded Council there are 1,000 children coming out of two doors at the school, 17 buses are in the parking lot at dismissal and the parking lot is extremely small. Fire Marshall Simonian reported to Mayor Bonde the city would be installing Safety Boxes at

several locations in the city. The Governor has signed into law HB 67, called the State Transportation Budget Bill. Mayor explained with the signing of this bill, the County Engineer would no longer be responsible for maintaining bridges, ODOT would now be. Further explained the cities are now responsible for all bridges on State Highways, adding this would mean the city would now be responsible for snow removal at the entrance and exit ramps on Route 2 in the city. Mayor Bonde has contacted the Mayor of Wickliffe to set up a meeting, also spoke with the County Engineer, who explained to the Mayor they have had an agreement with the cities of Lake County to maintain the bridges and would continue to do so, including snowplowing the ramps, Mayor reminded Mr. Gills there are several lights that need to be replaced. Royalview construction is moving along, have received many compliments from residents about Fabrizi Construction and the excellent work they are doing. Mayor has received several complaints about children playing basketball at the parks and the foul language; reported bike patrols have begun and will continue to patrol the parks throughout the summer. Trees have been planted on Vine Street.

Discussion of Mayor's Report:

Mr. Malta questioned a home in foreclosure in the city; Mayor Bonde explained the process the city must follow in order to purchase a home through the HUD program once it begins. Mr. Malta suggested outdoor supervisors be hired and placed at the parks to hinder the bad behavior of children. Provided the Mayor with an Emergency Handout a resident had prepared, thought perhaps this would be of interest for the city to provide. Mr. Patton reported he spoke with resident Mr. Hocevar who informed him of a letter he had written. Law Director O'Donnell suggested Mr. Patton not speak with Mr. Hocevar in the future as there may be litigation regarding the issues he has with the city.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick submitted written report.

Discussion: Mr. Allan asked Mr. Dominick to look into a complaint from a resident, Mr. Vanni asked if someone could cut the grass at the corner of E. 324th Street. Mr. Hintz asked if it were possible for the department to pick up a large television the garbage company will not as it has been on the tree lawn over a week. Mr. Patton thanked Mr. Dominick for the assistance he provided on E. 294th. Mr. Malta thanked Mr. Dominick for his departments participation in Willoughby Eastlake Schools Mulch Madness fundraiser.

Recreation Director Julie Kless was not present this evening, submitted written report.

Discussion: None.

City Engineer Craig Juday submitted a written report.

Discussion: None.

Finance Director Cheryl Benedict submitted written report.

Discussion: None.

Law Director John O'Donnell reviewed Ordinance on the agenda this evening.

Discussion: None.

Police Chief Michael Lazor, Lt. Krockner present for Chief Lazor had no written report.

Discussion: Mr. Wells asked if there were any progress on the problems in the parks. Lt. Krockner stated he would speak with Chief Lazor about the issue.

Fire Chief Robert Posipanka no written report, explained Purchase Order on the agenda this evening.

Discussion: None.

Chief Building Inspector Joe Dominick did not have a written report. Wished Mr. Wells a Happy Birthday.

Discussion: None.

WARD MATTERS

None.

PUBLIC PARTICIPATION

Eleanor Hoagie of 388 E. 329th Street asked if there were something that could be done about a neighbor whose basketball continually ends up in her yard. She has been in contact with the Police Department and was told she could be charged if she would not return the ball to him. Would like to know what her rights are with regard to this ongoing issue.

Charles Navin of Cresthaven Ave. voiced his concern regarding the leaf program and the purchase of a new leaf machine.

Mr. Baker of 181 E. 316th asked Mr. Dominick how much longer his street would be under construction.

Charlie Albert of 28418 Gilchrist stated in the 49 years that he has lived in the city; there have been several zip code changes, wondered if the city would be getting their own zip code.

Ken Selander of 628 Pendley wished Mr. Wells a Happy Birthday.

Response:

Mayor Bonde responded to Mr. Baker as to the problem on his street, stating the repairs to take quite some time and will check on the progress. Also addressed Mr. Albert's question regarding the city zip code and explained that he has written to Congressman LaTourette and the Post Office in an attempt to take care of the situation. Mayor assured Mrs. Hoagie she would not go to jail for keeping the neighbors basketball, spoke with the Chief, suggested she sit down with the Chief and Mayor to discuss this situation further. Mrs. Hoagie asked if the neighbor could move the basketball hoop further into his yard and perhaps the ball would not end up in her yard breaking her flowers. Mr. Dominick stated he has had this situation presented to the department before, the resolution was to place netting up to stop the ball from entering the neighbor's yard. Mayor Bonde invited Mrs. Hoagie to make an appointment to discuss this further. Council President Moran explained to Mr. Baker that she has spoken to the Utilities Department previously about barricades and they have explained the barricades would stay up until there were enough jobs at the same stage to order one concrete truck to complete the jobs at one time.

Ms. Moran explained to Mr. Navin the leaf program would be discussed in the next portion of the meeting. Mr. Malta explained the zip code issue began when Eastlake insisted the city have their own. Mrs. Hoagie further stated her frustrations with the neighbor; Ms. Moran strongly suggested she contact the Mayor's office for an appointment.

Reports of Standing Committees

Finance Committee – No report, committee will meet Tuesday, May 13, 2008 to discuss Sewer Revenue Program.

Safety Committee - No report.

Service, Utilities & Public Lands Committee – Committee met to discuss leaf pick up, committee still has questions to be answered, therefore will meet Tuesday, May 13, 2008 at 6:30 p.m. to discuss leaf pick up program.

Mr. Navin voiced his concern with the time limitations to order new machine. Ms. Moran explained the machine would need to be ordered by June 1, therefore, there is still some time to meet and discuss thoroughly. Ms. Moran stated next Council Meeting would be May 20, 2008 at 7:30 p.m. Mr. Patton stated he is in favor of continuing the leaf program. Mayor Bonde stated the city would be prepared should a new machine need to be ordered.

Streets, Sidewalks & Sewers – Committee meeting Tuesday, May 13, 2008.

Tax Compliance Committee –No report.

Moral Claims Committee – No report.

Budget Committee – No report.

Sewer & Storm water Task Force- No report.

Fire Department Development Committee - No report.

City Development Committee - No report.

LIASON REPORTS

Hearts and Hammers: Mr. Malta reported they began a project in the city, will have report for Council. Reminded all the Post Office Food Drive is Saturday, May 10th, asked for support.

FUND TRANSFERS & BID AUTHORIZATIONS

None.

CONTRACT APPROVALS

None.

INTRODUCTION & CONSIDERATION OF LEGISLATION

Ordinance No. 2008-22 An Ordinance amending Section 1355.02(b)(3)
Law Director of the Codified Ordinances of the City of Willowick
and declaring an emergency.

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

Motion by Mr. Vanni, seconded by Mr. Hintz, to adopt Ordinance No. 2008-22.
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2008-23 An Ordinance fixing the compensation of adult
Finance Director school guards and declaring an emergency.

Motion by Mr. Patton, seconded by Mr. Malta, 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. 2008-23.
Discussion: None. Vote: All ayes. Motion carried.

MISCELLANEOUS

Mayor Bonde explained the following motions and explained they must be voted on individually.
(Previously approved by telephone poll of council 4/18/08)

Motion by Mr. Patton, seconded by Mr. Vanni authorizing the Mayor to apply for a Federal
Community Development Grant for Storefront Renovations, city is requesting \$75,000. with city
share to be \$25,000. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Allan, seconded by Mr. Patton authorizing the Mayor to apply for a Federal
Community Development Grant for the Hearts and Hammers Home Improvement Program in
the amount of \$20,000. Discussion: Mr. Malta asked when the money would be available. Mayor
Bonde stated grants would be awarded in June, funding shortly after. Stated the amount of
money requested by cities is much higher than that available, has begun to lobby to the
commissioners for approval of the grant. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni authorizing the Mayor to apply for a Federal
Community Development Grant in the amount of \$5,000. for Senior Citizens Sidewalk
Replacement Program. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, to approve the recommendation of the Planning
Commission for AT&T cabinet location of 30521 Euclid Avenue. Discussion: Mr. Wells stated
he feels this location would not work and explained in detail why. Mr. O'Donnell explained
there has been much discussion with AT&T and the Planning Commission as to the location of
the cabinet and position it would be placed. Mr. Wells feels the cabinet may be a hazard. Mr.
Allan stated his committee has looked into the location. Mr. Wells asked the motion fail and an
alternate site be found. Vote: Ayes: Hintz, Moran, Allan, Vanni, Malta, And Patton.
Nays: Mr. Wells. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Malta, to approve the recommendation of the Planning Commission for AT&T cabinet location of 32324 Willowick Drive. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Hintz, to approve Purchase Order No. 33838 in the amount of \$ 3,640.00 to O.P. Aquatics for 2 stainless portable lifeguard chairs for Dudley Park. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Hintz, seconded by Mr. Vanni, to approve Purchase Order No. 33518 in the amount of \$ 9,000. to Fire Force Inc. for the purchase of a MSA Evolution Thermal Imager. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Malta, to approve Purchase Order No. 33846 in the amount of \$ 4,090. to Lake County Nursery for the purchase of 30 Serviceberry trees for replacement on Vine Street. Discussion: Mr. Allan asked if the city would be reimbursed for the purchase. Mr. Juday stated there is an understanding for some reimbursement. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, to approve Purchase Order No. 33690 in the amount of \$6,726. to Anderson Recreational Design for the purchase of playground equipment. Discussion: None. Vote: All ayes. Motion carried.

PUBLIC PARTICIPATION

Alan Adoryan asked if the city engineer's sewer report was prepared and ready for review. Also asked what company provides yard waste pick up and the contract cost per year.

Response:

Mr. Dominick stated the yard waste is picked up by Republic Waste, does not know the exact cost but an estimate of the yearly cost is \$6,000-\$7,000 per year. Mayor Bonde responded yard waste is a part of the waste pick up contract. invited Mr. Adoryan to view contract. Mrs. Benedict asked if Mr. Adoryan were speaking of the rate study. Mr. Adoryan responded he was. Mrs. Benedict stated it would be discussed at the Finance Committee meeting. Recommendations would be reviewed at that time and report filed shortly thereafter.

ADJOURNMENT

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

Motion by Mr. Patton, seconded by Mr. Vanni to return to regular meeting of Council. Discussion: None. Vote: All ayes. Motion carried.

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

Meeting adjourned at 8:35 p.m.

PRESIDENT OF COUNCIL

ATTEST: _____
ACTING CLERK OF COUNCIL

