

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

DATE: October 6, 2009
PLACE: City Hall
TIME: 7:30 p.m.

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

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

Approval of Minutes

Motion by Mr. Vanni, seconded by Mr. Patton, to approve the minutes of Regular Meeting of Council of September 15, 2009. Discussion: None. Vote: All ayes. Motion carried.

Appointments, Special Resolutions & Proclamations

Special Resolution A Special Resolution congratulating Mark and Dorothy
(Mayor Bonde) Vesel on their 50 years of marriage.

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

Administrative Appeals

None.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde read a letter received from First Energy regarding free light bulbs, that have a cost of \$21.00. The lateral repairs have begun throughout the city, notices are to be sent to the residents. The Mayor reported the street striping is near complete. A preconstruction meeting will take place next week to discuss Thomas Street after which a meeting will be held for the homeowners on the street at Dudley.

Discussion of Mayor's Report:

None.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick not present, written report submitted.

Discussion: None.

Recreation Director Julie Kless not present, submitted written report.

Discussion: None.

City Engineer Craig Juday not present.

Discussion: None.

Finance Director Cheryl Benedict no written report, added budget process has begun.

Discussion: Mr. Patton asked if Ms. Benedict knew if the city’s involvement in NOPEC would prevent a resident from going to budgeted billing. Ms. Benedict stated she was unaware of that issue, but would look into further. Mr. Allan added the resident would need to re-enroll into the budget plan due to the fact this is a new supplier.

Law Director John O’Donnell no report, reviewed legislation on the agenda this evening.

Discussion: None.

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

Discussion: None.

Fire Chief Robert Posipanka – no written report.

Discussion: None.

Chief Building Inspector Joe Dominick not present.

Discussion: None.

WARD MATTERS

In Councilman Malta’s absence, Council President Moran inquired as to the status of Mike Delguyd’s request for a 24-hour gym at Shoregate Shopping Center. Mayor Bonde responded that Giant Eagle has a provision in the lease agreement that a gym not be placed within so many feet of their store. Mayor Bonde has suggested Mr. Delguyd look into the North Shore Mall as a possible site. Mr. Hintz addressed a memo received from Chief Lazor and Mr. Patton received a memo from Law Director O’Donnell pertaining to current parking restrictions in the city.

PUBLIC PARTICIPATION

None.

Reports of Standing Committees

Finance Committee – Committee met Tuesday, September 22, 2009 for discussion of the Senior Snowplow Rebate Program. It is the recommendation of the committee to continue the rebate program for one more year, capping the rebates at \$100.00 per household and notifying the residents by letter that the program would most likely be discontinued next year.

Safety Committee – No report.

Service, Utilities & Public Lands Committee – No report.

Streets, Sidewalks & Sewers – Committee met Tuesday, September 22, 2009 for discussion of the Perlic residence guardrail and changes to parking near stop signs and intersections. The committee is recommending that a guardrail be placed at the Perlic home rather than the post and cable system CT Consultants is recommending. Mayor Bonde will follow up with Service Director Dominick for the possibility of his department installing, also contacting the utility companies for location of underground lines. Council will discuss further at next meeting after Mr. Dominick has had an opportunity to prepare measurements and an estimate of costs. Discussion had on the proposed change to the prohibited parking ordinance. Chief Lazor's concern with the change is that it is the recommendations of the State to follow these guidelines. However, a memo received from Law Director O'Donnell stated the city was in fact able to change the legislation if desired. It is the recommendation of the committee that Law Director O'Donnell prepare legislation to reflect the change of "within 50' of a crosswalk at an intersection" and "within 50' of and upon the approach to any flashing beacon, stop sign, or traffic control device".

Tax Compliance Committee – No report.

Moral Claims Committee – Committee met this evening to discuss the Frank moral claim. It is the recommendation of the committee and Law Director O'Donnell that Mr. and Mrs. Frank file a claim against the city as the moral claim committee is not the proper venue in which to make a decision on a claim this large and involved. Mr. and Mrs. Frank were present for the committee meeting and have been made aware of the referral.

Budget Committee – No report.

Sewer & Storm water Task Force- No report.

Fire Department Development Committee - No report.

City Development Committee - No report.

LIAISON REPORTS

Hearts and Hammers: No report.

Community Energy Awareness Committee: No report.

FUND TRANSFERS & BID AUTHORIZATIONS

None.

CONTRACT APPROVALS

Motion by Mr. Allan, seconded by Mr. Vanni, one-year contract with Morton Salt Co. in the amount of \$57.14 per ton for road salt delivered and dumped. Discussion: None. Vote: All ayes. Motion carried.

INTRODUCTION & CONSIDERATION OF LEGISLATION

Ordinance No. 2009-79 (Finance Director) An Ordinance amending Ordinance No. 2009-4 to provide for additional appropriations from the General Fund (101) for the calendar year ending December 31, 2009 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. 2009-79 Discussion: None. Vote: All ayes. Motion carried.

Resolution No. 2009-15 (Law Director) A Resolution authorizing the Mayor to enter into a mitigation agreement with Ohio Stream Preservation, Inc. and/or The Hiram House Stream Preserve related to the East 322nd Street Outfall Project 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 Resolution No. 2009-15. Discussion: None. Vote: All ayes. Motion carried.

MISCELLANEOUS

Motion by Mr. Allan, seconded by Mr. Vanni, to declare retired vehicle extrication air bags (reg. #00370) as surplus and unsafe and discard in rubbish. Discussion: None. Vote: All ayes. Motion carried.

PUBLIC PARTICIPATION

Alan Adoryan asked if the commercial dye testing program had been completed. Mayor Bonde responded he was not aware if it were or not and Mr. Dominick is absent from the meeting this evening.

ADJOURNMENT

Motion by Mr. Patton, seconded by Mr. Allan, to adjourn. Discussion: None. Vote: All ayes. Motion carried. Meeting adjourned at 7:55 pm.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL

