

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

DATE: October 7, 2008  
PLACE: City Hall  
TIME: 7:30 p.m.

The eighteenth meeting of Council was called to order by Council Clerk Russo in the absence of Council President Moran followed by the Pledge of Allegiance to the Flag and Invocation.

Council Clerk Russo asked for nominations for Council President Pro tem. Mr. Wells nominated Mr. Allan. No further nominations received.

Motion by Mr. Wells, seconded by Mr. Vanni, approving the appointment of Andy Allan as Council President Pro tem for this evenings meeting. Discussion: None. Vote: Ayes: Vanni, Malta, Patton, Wells and Hintz. Abstain: Allan. Motion carried.

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

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

**Approval of Minutes**

Motion by Mr. Patton, seconded by Mr. Malta, to approve the minutes of Regular Meeting of Council of September 16, 2008. Discussion: None. Vote: All ayes. Motion carried.

**Appointments, Special Resolutions & Proclamations**

None.

**Administrative Appeals**

None.

\*Introduction of new Willowick Police Department Chaplains by Chief Lazor. Oath of Office administered by Mayor Bonde. Mayor Bonde stated the city is only the second city in the County to begin a Chaplain program

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

Mayor Bonde reported the dedication of the Butterfly Memorial Gardens would take place this Saturday, October 11, 2008. The Storefront Renovation Committee had their first meeting, the committee would like to recommend four projects, will update as progress is made. Spoke of the raid at Lucky's Internet Café this past weekend, Chief Lazor will update later this evening. City auction will be held Saturday, October 18<sup>th</sup>. Met with Dave Krone, the new owner of Shoregate Shopping Center. Mr. Krone is more than willing to relocate the Laketran bus stop. The Mayor will be meeting with Mr. Krone and Laketran to discuss further. Eight juveniles were arrested this weekend for vandalism at Manry. Mayor had Service Department remove bleachers from baseball diamonds as it is too dark and kids like to congregate there. Service Department has also made repairs from the vandalism, added the juvenile's would be made responsible for the costs

of the repairs. Reviewed what new stores may be coming to Shoregate Shopping Center, Subway has agreed to the location and the new owners are working with a couple larger businesses. Mayor has been working with the American Legion to dress up the landscaping at 305. Reviewed what the plan would be. Mr. Juday went to look at the expansion joints on Willowick Drive since there had been a complaint by a resident. It is Mr. Juday's opinion the expansion joints look good and nothing needs to be done.

**Discussion of Mayor's Report:**

Mr. Patton thanked the Mayor for meeting with Mr. Krone and agreeing to move the bus stop, asked if there could be something done about the shopping carts all over the place. Mayor responded the city has an option to pick up the carts and hold them at the Service Department and charge the store for the storage of them. Added he does not feel this would be beneficial. Mr. Malta added he too went to Willowick Drive with Rob Gross.

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

**Service Director Joe Dominick** submitted written report; added Council should have received a copy of the auction items.

**Discussion:** Mayor Bonde added the cars would have a minimum bid this year, as they could also be cashed in for scrap value.

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

**Discussion:** None.

**City Engineer Craig Juday** no written report, reviewed several projects. Funding application for the Thomas St. Project has been submitted; Construction contracts have been executed for the Outfall Project, a preconstruction meeting will be set within the next couple of weeks. Regarding the mitigation, still waiting for a response from the Army Corps of Engineers.

**Discussion:** None.

**Finance Director Cheryl Benedict** no report.

**Discussion:** None.

**Law Director John O'Donnell** no report, reviewed legislation on agenda this evening.

**Discussion:** Mr. Hintz thanked Mr. O'Donnell for his assistance, asked if there were any thing more the city could do regarding those homeowners who need constant reminding for grass cutting. Mr. O'Donnell responded it would become very complicated to try to charge them higher rates and refer them to the Willoughby Muni Court. Mayor Bonde reviewed an idea he had regarding maintenance of homes and the city's assistance regarding such. Mr. O'Donnell stated the city has intervened in the past when a chimney was in danger of falling away from the home. Further stated the question remains how far the city would want to get involved, the Chief Building Inspector would have the authority to assess the situation and make recommendations.

**Fire Chief Robert Posipanka** – no written report stated he has been in contact with the Lake County Water Department and last year they began a program to paint all hydrants in the cities throughout the County. Willowick was not on the list for this year, but will keep in contact with them and update.

**Discussion:** None.

**Police Chief Michael Lazor** – monthly report filed, reviewed raid this passed weekend. Stated there were 26 computers, 5 televisions and \$18,000. in cash. The employees and proprietor were arrested and charged with various violations. Other cities have contacted the department since the raid for information. Asked Council to keep retired officer Bill Ryan in their thoughts as his health is failing. Added Officer Ryan often stopped into the department to visit and has continued to keep in contact with the Chief since his retirement.

**Discussion:** Mr. Wells asked if the confiscated items would be entered into the auction. Chief responded they could not be this year, but will ask the court if the city might keep possession of the items. Mr. Allan asked about the vandalism in the park. Chief responded the paperwork was sent to the Juvenile Court for filing of charges, adding there were eight juveniles and one adult.

**Chief Building Inspector Joe Dominick** submitted written report.

**Discussion:** None.

### **WARD MATTERS**

None.

### **PUBLIC PARTICIPATION**

Carol Furman of 29236 Edgewood Drive stated she is a representative of the Siamese Cat Rescue and is currently working with the resident in need of getting rid of her cats. Informed Council she and another representative visited the home this past weekend and the home not only did not have an odor, it was very tidy and clean. The homeowner currently has 11 cats remaining, 6 cats are in the home, she will be keeping 5, and one female will go with Ms. Furman. There are also 5 males living in garage, Ms. Furman will take possession of one very ill male to attempt to save. Stressed the fact that the homeowner is a very caring pet owner, understands the position she is in and is working toward complying what the city has asked of her. 15 of the cats have been relinquished to the Humane Society, 9 have been given away, the Siamese Cat Rescue will take 2, added she will assist the homeowner in getting rid of the remaining cats. Further hoped the city would not prosecute the homeowner and she is well aware the situation had gotten out of control and is doing all that is in her power to comply with the city ordinance. The homeowner stated to Ms. Furman she would spay and neuter every cat she has remaining in the home.

### **Response:**

Mayor stated that she is accurate about the current condition of the home; however, when the home was first visited it was flea infested and the neighbors had been complaining about the situation. Further added that he believes the homeowner is trying her best to comply explaining that the prosecutor has the paperwork but has not filed any charges until which time the Chief Building Inspector determines she is no longer complying with the ordinance. The city had given

her 30 days to comply; it is now entering the seventh week. The city will continue to work with her to avoid having to file charges.

Mr. Malta thanked Ms. Furman for getting involved in helping this homeowner.

### **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** – 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: For the record, Mr. Malta reviewed the process by which homeowners are chosen for projects by explaining when application is received it is forwarded to Janet Bucci. Once received, the board reviews and discusses each application on a case-by-case basis. Mr. Malta pointed out that he is merely the Council liaison for the committee and does not have a vote or opinion on the applications. As Council liaison, he merely sits in on the meetings, and reports to Council the happenings of the committee as well as volunteering with them to repair homes. There is no way to predict in which ward the qualifying homeowners would be chosen. This is a need-based program that the board meets to discuss.

### **FUND TRANSFERS & BID AUTHORIZATIONS**

Motion by Mr. Patton, seconded by Mr. Vanni, authorizing the transfer of appropriated funds in the amount of \$2,000 from account # 101-708-5564 (Lands & Building Maint. & Repair) to account #101-301-5563 (Park Repairs) for the purchase of curb replacements at Dudley Park. Discussion: None. Vote: All ayes. Motion carried.

### **CONTRACT APPROVALS**

None.

**INTRODUCTION & CONSIDERATION OF LEGISLATION**

Ordinance No. 2008-48            An Ordinance directing the Director of Finance to  
(Finance Director)            certify delinquent accounts to the Lake County  
                                         Auditor and Lake County Treasurer for collection  
                                         as property tax 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. Patton, seconded by Mr. Malta, to adopt Ordinance No. 2008-48.  
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2008-49            An Ordinance amending Section 521.10 of the  
(Law Director)            Codified Ordinances of the City of Willowick  
                                         regarding public nuisance 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. 2008-49.  
Discussion: None. Vote: All ayes. Motion carried.

**MISCELLANEOUS**

Motion by Mr. Patton, seconded by Mr. Vanni, to approve Purchase Order No. 34548 in the  
amount of \$8,5000.00 to Seal Tech for crack seal/coating and striping Dudley Field’s parking  
lot. Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Malta, to approve Purchase Order No. 34751 in the  
amount of \$3,785.34 to Sherman Industries for concrete for road repairs. Discussion: None.  
Vote: All ayes. Motion carried.

Motion by Mr. Patton seconded by Mr. Vanni, to declare items listed for the city auction as  
surplus. A copy of which is attached to these minutes. Discussion: None. Vote: All ayes. Motion  
carried.

**PUBLIC PARTICIPATION**

Mr. Adoryan asked the date and time of auction and whether there would be a preview of items.

**Response:**

Mr. Dominick stated there would be a walk-through Friday afternoon from 3:30 to 4:30 pm.;  
Saturday’s auction is set for 9:00 am at the Service Department.

**ADJOURNMENT**

Motion by Mr. Patton, seconded by Mr. Vanni, to adjourn. Discussion: None. Vote: All ayes. Motion  
carried. Meeting adjourned at 8:20 pm.

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

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**PRESIDENT OF COUNCIL**

