

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

DATE: September 2, 2008
PLACE: City Hall
TIME: 7:30 p.m.

The sixteenth 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 Council Clerk for September 2, 2008 Council Meeting. Discussion: None. Vote: All ayes. Motion carried.

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

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

Approval of Minutes

Motion by Mr. Allan, seconded by Mr. Patton, to approve the minutes of Regular Meeting of Council of August 19, 2008. Discussion: None. Vote: All ayes. Motion carried.

Appointments, Special Resolutions & Proclamations

Special Resolution (Council President)	A Special Resolution recognizing the month of September, 2008 as National Alcohol and Drug Addiction Recovery Month.
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Motion by Mr. Allan, seconded by Mr. Vanni to approve Special Resolution. Discussion: None. Vote: All ayes. Motion carried.

Administrative Appeals

Administrative Appeal Order No. 2008-14	An Order granting a variance and exception to allow the construction of a 23' of 6' board on board fencing toward the front of the house in the sideyard in the application of Section 1165.08(b) of the Codified Ordinances in Board of Zoning Appeals Case 21-262, Natividad Ocana, 32703 Lakeshore Blvd.
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No action taken. Administrative Appeal Order No. 2008-14 remains postponed.

Reports & Communications from the Mayor/Safety Director

Mayor Bonde reported the Storefront Renovation Committee is in place with its members, will be meeting with committee in the next few weeks. Any final decisions pertaining to storefront renovations would be upon Council approval. Packet of violations was received from the Lake County Board of Elections due to lack of handicap accessible polling places in the city. Most violations are striping and handicap parking places. Butterfly garden dedication will take place end of October. Would like to revisit road salt conversation of last meeting, contract does not call for increase in pricing, instructed Law Director O'Donnell to order salt and notify Morton Salt of

the contract wording. Mayor reviewed incident at South High School, the city's police ERT was sent to assist, an officer was sent to the Middle School as a presence only. Royalview is approximately 30 days ahead of schedule, the beginning of the school year started smoothly with buses and parents driving students, police were on hand to assist in the traffic flow. Reviewed lights on the bridge, reported once bridge painting is complete, new light poles and lighting would be installed. Lt. Dan McConnell has been certified as the city's NIMS trainer. Lt. McConnell will be notifying Council in the near future instructing them on the type of NIMS training they need as well as how they can obtain it. Received notification that the tracks on E. 305th would be shut down for 3 days; from September 8th through the 12th. Mr. Dominick would be notifying businesses and residents in trailer park of the closure.

Discussion of Mayor's Report:

Ms. Moran asked if the road salt had been delivered. Mr. O'Donnell stated not to date, certified letter sent to Morton Salt, once city receives verification they have received the letter, salt company has a deadline for delivery. Mr. O'Donnell will track and update Council.

General Communications & Reports – Directors & Officials

Service Director Joe Dominick submitted written report, 30 lateral repairs are needed, calls may begin to come in, as notifications have been sent.

Discussion: Mr. Wells asked if restriping of crosswalks would be done. Mr. Dominick responded they would be touched up as needed around the schools. Complete restriping of the city is done every other year.

Recreation Director Julie Kless submitted written report.

Discussion: None.

City Engineer Craig Juday no written report, reviewed several items; regarding Thomas St. sewer and street project, it has been requested he submit formal application, hoped for final decision by next council meeting. Pertaining to the outfall; environmental consultant to perform stream surveys, making final adjustments to obtain easements, bids received last Friday for the outfall, they were very good numbers, preaward meeting to be held next week. Hopes to have a recommendation by next meeting. North Lakeshore Blvd. project is moving along and should know where city stands soon.

Discussion: None.

Finance Director Cheryl Benedict will be meeting with RITA for discussion of options to assure contractor compliance within the city. It appears there is significant noncompliance further information should be available by next meeting.

Discussion: None.

Law Director John O'Donnell requested Change Order from Shoreland Project in the amount of \$72,619.95.

Discussion: Mr. Wells questioned if there is noncompliance of contractors, does city have authority to go back and collect. Mr. O'Donnell stated he believes this is true.

Police Chief Michael Lazor – monthly report filed, requested approval of budgeted item on the agenda and ask that motion be amended to include going out to bid.

Discussion: None.

Fire Chief Robert Posipanka – Capt. Slavick present for Chief Posipanka had no report this evening.

Discussion: None.

Chief Building Inspector Joe Dominick submitted report.

Discussion: None.

WARD MATTERS

Mr. Malta stated it is the 50th anniversary of the football league, WELW will be broadcasting games on Sept. 14th.

Ms. Moran stated there are no lights in the parking lot at Giant Eagle at Shoregate. Mr. Allan stated they have been out for some time. Mayor Bonde will contact new owners regarding problem.

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 – 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: No report.

FUND TRANSFERS & BID AUTHORIZATIONS

Motion by Mr. Patton, seconded by Mr. Malta, authorizing the Police Chief to prepare bid specifications for an in-car video system. Discussion: Motion amended to include “and advertise for bids”. Vote: All ayes. Motion carried as amended.

CONTRACT APPROVALS

None.

INTRODUCTION & CONSIDERATION OF LEGISLATION

The Supplemental Fiscal Officers Certificate was presented to the Clerk of Council prior to the introduction of Ordinance No. 2008-43.

Ordinance No. 2008-43
(Finance Director) An Ordinance providing for the issuance and sale of \$850,000. notes, in anticipation of the issuance of bonds, for the purposes of paying costs of improving the storm water drainage system by reconfiguring the city’s East 322nd and Lakeshore Boulevard storm outfall, installing storm sewers, channel linings and riprap in connection therewith, and improving the site thereof, all together with the necessary appurtenances thereto, and otherwise improving that system, and declaring an emergency.

Motion by Mr. Malta, seconded by Mr. Patton, 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. 2008-43.
Discussion: None. Vote: All ayes. Motion carried.

Ordinance No. 2008-44
(Finance Director) An Ordinance amending Ordinance No. 2008-14 to provide for additional appropriations from the General Fund (101), Sewer Revenue Fund (205), Emergency Rescue Fund (208), Permissive License Fund (215), Senior Citizen Center Fund (220) and the Stormwater Management Capital Improvement Fund (420) for the calendar year ending December 31, 2008 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. Vanni, seconded by Mr. Hintz, to adopt Ordinance No. 2008-44.
Discussion: None. Vote: All ayes. Motion carried.

Resolution No. 2008-17 A Resolution authorizing the transfer of funds from
(Finance Director) the General Fund (101) to the Stormwater Management
Capital Improvement Fund (420) and declaring an emergency.

Motion by Mr. Malta, seconded by Mr. Patton, 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 Resolution No. 2008- 17.
Discussion: None. Vote: All ayes. Motion carried.

MISCELLANEOUS

Motion by Mr. Patton, seconded by Mr. Allan, to approve Purchase Order No. 34490 to DJL Material and Supply Inc. in the amount of \$17,500.00 for the 2008 Crack Sealing Program.
Discussion: None. Vote: All ayes. Motion carried.

Motion by Mr. Patton, seconded by Mr. Allan, authorizing the expenditure in an amount not to exceed \$5,000. to Lake County Sewer Co. Inc. to investigate and determine the conditions and locations of the sanitary and storm sewer laterals from the main line to the home located at 32319 Lakeshore Blvd., Mark Marhefka, relative to the East 322nd Street outfall project.
(8/22/08 approved by telephone poll of Council) Discussion: None. Vote: All ayes.
Motion carried.

Motion by Mr. Patton, seconded by Mr. Vanni, to waive rental fee of the Manry Park for the Lake County Chapter of Compassionate Friends for Saturday, October 11, 2008. Discussion: None. Vote: All ayes. Motion carried.

Motion by Ms.Moran, seconded by Mr. Alan, to approve a deduct change order #8 to DiGoia-Suburban in the amount of \$72,619.95 pertaining to the Shoreland Crossings Project.
Discussion: None. Vote: Ayes: Wells, Hintz, Moran, Allan, Vanni, Malta. Abstain: Patton.
Motion carried.

PUBLIC PARTICIPATION

Ken Selander stated he moved to the city 56 years ago today and thanked Council and Mayor.

ADJOURNMENT

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

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

Meeting adjourned at 8:27 p.m.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL