

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

**DATE:** August 4, 2020  
**PLACE:** City Hall  
**TIME:** 7:30 p.m.

This meeting was conducted as a virtual public meeting due to the coronavirus pandemic. We are authorized to hold the virtual meeting under the laws of the State of Ohio as well as the Charter and Ordinances of the City of Willowick.

The twelfth meeting of Council was called to order by Council President Patton at 7:33 p.m., followed by the Pledge of Allegiance to the Flag and Invocation.

**Present:** Council members Bisbee, Vanni, Malta, Patton, and Antosh. Mr. Phares joined the meeting at shortly after it began. Mr. Malta was experiencing audio difficulties and was able to call in to the meeting later. Ms. Koudela was absent.

**Also Present:** Mayor Regovich, Law Director Landgraf, Acting Fire Chief Zak, Police Chief Turner, Mr. Gross for the Service Department, Chief Housing and Zoning Inspector Brennan, City Engineer McLaughlin, and Council Clerk Wovrosh. Finance Director Benedict, Recreation Director Kless and Economic Development Manager Drake were absent.

**Approval of Minutes**

Motion by Ms. Antosh, seconded by Mr. Vanni to approve the minutes of the Regular Meeting of Council of July 7, 2020.

Discussion: None.

Vote: Ayes: Bisbee, Vanni, Phares, Patton, Antosh. Mr. Malta did not vote due to audio difficulties.

Motion by Mr. Vanni, seconded by Ms. Bisbee to approve the minutes of the Special Meeting of Council of July 23, 2020.

Discussion: None.

Vote: Ayes: Bisbee, Vanni, Phares, Patton, Antosh. Mr. Malta did not vote due to audio difficulties.

**Appointments, Special Resolutions & Proclamations**

None.

**Administrative Appeals**

Law Director Landgraf stated that for consistency purposes, it would be easier if the Administrative Appeal motions were made in the affirmative as opposed to an order denying variance requests.

Administrative Appeal  
Order No. 2020-20  
Gurnick

An Order denying a variance and exception for a side yard fence that extends past the rear building line on left side property line in the application of Section 1165.07(b) of the Codified Ordinances in Board of Zoning Appeals

Motion by Ms. Bisbee, seconded by Mr. Vanni to grant the variance requested by Administrative Appeal Order No. 2020-20.

Discussion: Mr. Gurnick explained that the vinyl fence would replace bushes that were there. He can no longer maintain the bushes, and he has also been replacing some that have died. BZA denied his request for the variance because he was unable to join their virtual meeting. Ms. Antosh clarified that the fence

will meet another fence that is already at the corner of his house and run past the front of his house, stopping five feet from the sidewalk.

Mr. Malta joined the meeting via the Council President's speaker phone at this point in the meeting.

Vote: Ayes: Ms. Bisbee, Mr. Malta, Mr. Phares, Mr. Patton. Nays: Mr. Vanni, Ms. Antosh. The variance was approved.

The meeting was paused at this point while Mr. Malta called in to join the meeting via his own phone.

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Administrative Appeal  
Order No. 2020-21  
Bilyk

An Order denying a variance and exception for double fencing in the rear yard in the application of Section 1165.05 of the Codified Ordinances in Board of Zoning Appeals

Motion by Mr. Malta, seconded by Mr. Vanni to grant the variance requested by Administrative Appeal Order No. 2020-21.

Discussion: None.

Vote: Ayes: Bisbee, Vanni, Malta. Nays: Phares, Patton, Antosh. The vote was 3-3. The variance request was denied.

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Administrative Appeal  
Order No. 2020-22  
Shkolnik

An Order denying a variance and exception of 799 sq. ft. for a pavilion and pergola that is attached to the garage with a total square footage of 1399 sq. ft. in the application of Section 1163.07 of the Codified Ordinances in Board of Zoning Appeals

Motion by Mr. Vanni, seconded by Ms. Bisbee to grant the variance requested by Administrative Appeal Order No. 2020-22.

Discussion: Mrs. Shkolnik explained that their garage was built in 2009. They then received permission to build the pergola and pavilion at a later time. Rain would fall in the small gap between those two accessory buildings and the garage. They are now requesting approval to close the gap. Mr. Brennan reported that the work has already been done by the applicant prior to approval. Because the buildings are now attached to the garage, it makes it an oversized garage. The applicants displayed drawings and pictures of the work. Mr. Phares confirmed that all shingles and siding match. Ms. Bisbee confirmed with Mr. Brennan that the buildings received approval to be constructed but did not have approval to connect them. This is a request to connect the structures.

Vote: Ayes: Bisbee, Phares. Nays: Vanni, Malta, Patton, Antosh. The variance request was denied.

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Administrative Appeal  
Order No. 2020-23  
Maclauchlan #1

An Order granting a variance and exception of 71' to extend a fence 75' from side of house on a corner lot in the application of Section 1165.07(c) of the Codified Ordinances in Board of Zoning Appeals

Motion by Mr. Malta, seconded by Mr. Phares to grant the variance requested by Administrative Appeal Order No. 2020-23.

Discussion: None.

Vote: All ayes. Motion carried.

Administrative Appeal

An Order granting a variance and exception of 1' height to

Order No. 2020-24  
Maclauchlan #2

install a fence 5' high on a corner lot in the application of  
Section 1165.07(c) of the Codified Ordinances in Board of Zoning  
Appeals

Motion by Mr. Malta, seconded by Mr. Phares to grant the variance requested by Administrative Appeal  
Order No. 2020-24.

Discussion: None.

Vote: All ayes. Motion carried.

### **Reports and Communications from the Mayor/Safety Director**

Mayor Regovich reported:

- There is legislation on the agenda creating CARES funds and appropriating funds to these accounts. We have received \$1.2 million to cover coronavirus expenditures. These need to be appropriated by October 15 and spent by December. We are looking at ways these monies can be used since it is limited to things related to coronavirus.
- Two tax renewal levies are on the agenda.
- A purchase order for Pradco that is on the agenda is for the psychological testing which is the second phase of the Fire Chief promotional exam. This cost will be less than the purchase order since one candidate has dropped out.
- The coronavirus numbers are going down in Lake County as of that morning. The age group that is surging lately is 20-29, probably because that group is more likely to go out and interact with other people. Numbers for intensive care are not increasing, and the number of deaths are not rising. The number of positive cases seems to be going down. We hope that our efforts in Lake County keep us in the orange level rather than red which would affect schools.
- There has been a big influx of requests for solicitation permits. We cannot deny them without just cause, but people should be careful to do their homework for any company contacting them via door-to-door solicitation. Residents are urged to be cautious in making decisions. Residents interested in signing up for the Do Not Knock registry can contact City Hall.
- A resolution that cancels the municipal building's cleaning contract with Deepwood is also on the agenda. It was difficult to make this decision, but we cannot justify the contract when we have employees who are available to do the cleaning. The workers from Deepwood did a great job and became a part of the culture. They will be greatly missed.
- The third and final public meeting for the Lakeshore and lakefront development is Tuesday, August 11 from 6:30-8:00 p.m. It is a Zoom meeting, and the information for logging in will be available on the website and social media. There will be slides and a presentation of the vision by Environmental Design Group. It will give insight as to what can be done in the future. The Library can accommodate a limited number of people to watch the presentation. NOACA who is providing funding did not want to do hold an in-person public meeting for safety reasons.

### **Council Discussion of the Mayor's Report**

None.

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

**Service Department Foreman Rob Gross:** Written report submitted. The 2020 Road Program is underway and on schedule. Mr. Malta inquired about removing the three boulders at 347 Fairway. They could be moved across the street to 341 Fairway since the homeowner there would like to have them.

**Recreation Director Julie Kless:** Absent. No written report.

**City Engineer Tim McLaughlin:** No written report. Lake County sent out a notice about pre-application forms for Round 35 of OPWC. We have some projects in mind, particularly in the E. 328<sup>th</sup> and 329<sup>th</sup> area where we have worked the past few years. He will work with the Mayor, Ms. Benedict and the Service

Department to determine what projects are most appropriate to apply for before the September 15 deadline. The Road Program is moving forward on schedule, and there will be some funding remaining from estimates that fell short. This will be used for some full curb repair on Arnold and possibly Royalview which were not part of the original plan.

**Finance Director Cheryl Benedict:** Absent. No written report.

**Law Director Stephanie Landgraf:** No written report. Mr. Patton asked her to explain a matter he would like to refer to the Safety Committee. Ms. Landgraf explained that there has been an inquiry about using existing ordinances or revising them to provide for 911 reports made to municipal bodies or agencies which have caused annoyance interference with the ongoing ability of the departments to respond to emergencies. Due to the malleable nature of the laws concerning these ordinances, she requested that any modifications to the ordinance or development of a new one be reviewed by the Safety Committee with her input. Therefore, she would request that the consideration of a nuisance ordinance for the use of 911 or reporting be considered and heard by the Safety Committee before the institution of a new ordinance. Mr. Patton referred the matter to the Safety Committee and requested that they meet together with Ms. Landgraf to begin consideration of this matter.

**Police Chief Turner:** Written report for July submitted electronically.

**Acting Fire Chief Ron Zak:** Written report for July submitted electronically.

**Chief Housing and Zoning Inspector Sean Brennan:** Written report for July submitted electronically.

**Economic Development Manager Monica Drake:** Absent. No written report.

### Ward Matters

None.

### Public Participation

None.

### Reports of Standing Committees

**Finance:** No report.

**Safety:** No report.

**Service, Utilities & Public Lands:** No report.

**Streets, Sidewalks & Sewers:** No report.

**Tax Compliance:** No report.

**Moral Claims:** Ms. Antosh reported that the committee met prior to the Council meeting to discuss two claims. The first involved a person driving north on E. 305 on the morning of June 20 who ran over a large piece of concrete that was in the road between Willowick Drive and Shoregate. The two tires on the right side of her vehicle became flat. She was requesting reimbursement of \$80 for the purchase of two tires and their installation. The Committee voted 2-1 to recommend to Council reimbursement for the damage.

Motion by Mr. Vanni, seconded by Mr. Malta to approve the recommendation of the Committee to approve the moral claim to reimburse for \$80.

Discussion: None.

Vote: Ayes: Bisbee, Vanni, Malta, Patton and Antosh. Nay: Phares. The motion was approved.

The second claim involved a person who was driving east on Lakeshore Blvd. near E. 285<sup>th</sup> Street on July 10 when a rainstorm with 1.06" of rain flooded Lakeshore Blvd.. As he was driving down LSB, his back tire hit the manhole cover which was raised by the water pressure, and it damaged the rim. He is

requesting replacement of the rim which he cannot locate for purchase anywhere except the Ford dealer because of the type it is. The cost of the replacement is \$963.63. The Committee voted 3-0 to recommend to Council reimbursement for the damage.

Motion by Mr. Malta, seconded by Mr. Vanni to approve the recommendation of the committee to reimburse the moral claim in the amount of \$963.63.

Vote: Ayes: Phares, Patton, Antosh. Nays: Bisbee, Vanni, Malta. The vote was tied 3-3. The motion did not pass.

**Budget:** No report.

**Liaison Reports**

Planning Commission: No report.

Board of Zoning Appeals: No report.

Volunteer Firefighters Dependents Fund Board: No report.

Recreation Board: No report.

Plan Review Board: No report.

Hearts & Hammers: Mr. Malta reported that Tuesday nights are project nights. Contact him if interested in participating or for more information.

**Fund Transfers and Bid Authorizations**

None.

**Contract Approvals**

Motion by Mr. Phares, seconded by Mr. Malta to authorize the Mayor to execute a contract with E.L. Robinson Engineering of Ohio Co. for the inspection and evaluation of two culvert extensions at the Larimar Lakefront Neighborhood Development.

Discussion: Mr. Landgraf clarified that the contract was approved at the previous Council meeting in the amount of \$3,500.00.

Vote: All ayes. Motion carried.

**Introduction & Consideration of Legislation**

Ordinance No. 2020-32 (Finance Director)	An Ordinance amending Ordinance 2020-16 to provide for additional appropriations from the General Fund (101); and the Coronavirus Relief Grant Fund for current expenses and other expenditures of the City of Willowick, State of Ohio, during the calendar year ending December 31, 2020, and declaring an emergency.
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Motion by Mr. Vanni, seconded by Mr. Phares to waive the three readings of Ordinance No. 2020-32.

Discussion: None.

Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Ms. Antosh to adopt Ordinance No. 2020-32.

Discussion: None.

Vote: All ayes. Motion carried.

Resolution No. 2020-27  
(Law Director)

A Resolution authorizing the Mayor of the City of Willowick to terminate a contract with Community Employment Services, a division of Deepwood Industries, Inc., and declaring an emergency.

Motion by Ms. Antosh, seconded by Mr. Vanni to waive the three readings of Resolution No. 2020-27.  
Discussion: None.  
Vote: All ayes. Motion carried.

Motion by Mr. Phares, seconded by Mr. Malta to approve Resolution No. 2020-27.  
Discussion: None.  
Vote: All ayes. Motion carried.

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Resolution No. 2020-28  
(Law Director)

A Resolution submitting the question of the renewal of a one mill tax levy for the purpose of constructing, reconstructing and otherwise improving sanitary and storm sewer laterals pursuant to Ohio Revised Code Sections 5705.19 and 5705.191 to the electors of the City, and declaring an emergency.

Motion by Mr. Vanni, seconded by Mr. Malta to waive the three readings of Resolution No. 2020-28.  
Discussion: None.  
Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Mr. Phares to approve Resolution No. 2020-28.  
Discussion: None.  
Vote: All ayes. Motion carried.

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Resolution No. 2020-29  
(Law Director)

A Resolution submitting the question of the renewal of a one and five-tenths mill tax levy for the purpose of providing funds to purchase equipment and capital improvements for the safety forces of the City pursuant to Ohio Revised Code Sections 5705.19 and 5705.191 to the electors of the City, and declaring an emergency.

Motion by Mr. Malta, seconded by Mr. Vanni to waive the three readings of Resolution No. 2020-29.  
Discussion: None.  
Vote: All ayes. Motion carried.

Motion by Mr. Vanni, seconded by Ms. Antosh to approve Resolution No. 2020-29.  
Discussion: None.  
Vote: All ayes. Motion carried.

**Miscellaneous**

Motion by Mr. Phares, seconded by Mr. Vanni to authorize a purchase order to Pradco for the Senior Leadership Assessment portion of the Fire Chief promotional examination in the amount of \$21,000.00.  
Discussion: None.  
Vote: All ayes. Motion carried.

Motion by Ms. Antosh, seconded by Mr. Malta to authorize the city to declare the following vehicles as surplus: 2009 Crown Victoria VIN# 2FA4P71V99X128257; 2005 Crown Victoria VIN# 2FAFP71W55155191; 2002 Crown Victoria VIN# 2FAFP71W73X129110; 2000 Ford E450 VIN# 1FDXE45G27HA62268; 1997 Ford F350 VIN# 1FTHF36H2VEB82942; and 1994 Chevy K3500 VIN # 1GBJC34KXRE311156.

Discussion: None.

Vote: All ayes. Motion carried.

Motion by Mr. Phares, seconded by Ms. Antosh to authorize the Mayor to enter into a contract with Active Networking, Inc. for a block of 200 hours of IT support for 2020-2021 in the amount of \$15,000.00.

Discussion: None.

Vote: All ayes. Motion carried.

**Public Participation**

None.

**Adjournment**

Motion by Mr. Malta, seconded by Ms. Antosh to adjourn.

Discussion: None.

Vote: All ayes. Motion carried.

The meeting adjourned at 8:43 p.m.

  
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**PRESIDENT OF COUNCIL**

ATTEST:   
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**CLERK OF COUNCIL**