



City of Willowick
CITY COUNCIL REGULAR MEETING - AMENDED AGENDA

Tuesday, March 21, 2023 at 7:30 PM
City Council Chambers

ADA NOTICE

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify the City of Willowick at 440-585-3700 at least three working days before the meeting.

MINUTES

***CALL MEETING TO ORDER**

***PLEDGE ALLEGIANCE**

***INVOCATION**

***ROLL CALL OF COUNCIL**

****PRESENT**

Council President Robert Patton
Ward 1 Councilwoman Monica Koudela
Ward 1 Councilman Patrick Mohorcic
Ward 2 Councilwoman Natalie Antosh
Ward 2 Councilwoman Theresa Bisbee
Ward 3 Councilman Charles Malta
Ward 3 Councilman David Phares

****Also present;** Mayor Vanni, Law Director Landgraf; Lieutenant Mastroianni for Chief Turner; Service Director Shannon; Recreation Director Kless; City Engineer McLaughlin; Finance Director Benedict; Chief Housing & Zoning Inspector Brennan and Council Clerk Morgan

****Absent:** Fire Chief Malovrh

***APPROVAL OF MINUTES**

1. Motion to approve the minutes of the Regular City Council Meeting of March 7, 2023.

Motion made by Mr. Malta; Seconded by Ms. Antosh to approve the minutes of the Regular City Council Meeting of March 7, 2023.

Discussion: None Vote: All ayes; Motion carried

***APPOINTMENTS, SPECIAL RESOLUTIONS & PROCLAMATIONS**

None

***ADMINISTRATIVE APPEALS**

None

***REPORTS & COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR**

Introduction of the new Council Clerk. Mayor, Fire Chief and Police Chief met with St. Mary Magdalene on February 13 regarding this year's festival that will run for 4 days with no rides, same security coverage and closing an hour early each night. NOPEC license renewed for two more years and in the process of getting everybody back on the program. Information to be on the website regarding virtual and in person meetings. Budget amendments on agenda: Road program budgeted \$55,000 less so went back into the street levy. Manry was \$80,000 more than anticipated. Will take from ARPA money to move project forward. Shoreland light came to \$6,250 over what was budgeted so an amendment is needed. Once approved, the job will be scheduled. NOACA approved a grant between Willowick, Eastlake and Willoughby for the Vine St. Corridor project for \$1.5 million. Meeting to take place next week. NOACA also approved a potential \$2 million plus grant for redoing East 305 in 2025. Agreement still being reviewed by City Engineer and Law Director. Construction to begin March 31, 2023 to late November, 2023 (Worden Rd.) for SR 2 bridge replacement. Willowick to be the Lake County Commissioner's feature city in the spring newsletter. Mayor introduced Tom Loncala who spoke of the 'cross-jurisdictional contract' between Geauga and Lake County health departments. Geauga has laid off employees, the health care will be outsourced to Lake County, and all GHD employees will be hired in Lake County. He noted this was not a merger but a 5-year contract will save Geauga \$350,000 to \$600,000 per year. This will allow Lake County to apply for grants that it could not before based on population. Each county will maintain their own Board of Health.

***COUNCIL DISCUSSION OF THE MAYOR'S REPORT**

Mr. Phares inquired about meeting with Shoreland regarding the lighting on the 27th. Mayor stated it we are at the point where it was going to be scheduled if council decides to appropriate the funds. There is no date yet but we do have to pay them in full before they schedule the job. Mr. Phares asked to be kept up to date.

GENERAL COMMUNICATIONS & REPORTS – Directors & Officials***Service Director – Todd Shannon**

More discussion about Shoreland. The estimate has been received and once the budget approved, PO will be submitted for approval. The contractor is lined up, but the lights are on backorder. Discussion of the garbage truck fire. Worden Rd. potential start date March 31.

****Recreation Director – Julie Kless**

Collectible flea market on Saturday April 1st from 9-2, April 2nd, Willowick baseball hosting breakfast with the bunny at community center from 9-1, April 8th, Easter egg hunt at Dudley beginning at noon. Discussion of Ord. 2023-11 to amend recreation fees to include contract instructors and rental fee for the gym for the youth leagues.

****City Engineer – Tim McLaughlin**

Motions on the agenda include the pavement repair and striping program contract along with the Lateral Program Project bid and Fairway sewer project. Asked that Fairway be tabled while waiting on word from the county regarding ARPA money. Mayor added that he spoke with commissioner and we are close to a decision. The city is getting money, just unsure how much.

****Finance Director – Cheryl Benedict**

The legislation on agenda and the corrections. The quote received for the streetlights was received, originally budgeted for \$44,000 and asked that it be amended to add the additional \$6,000 to line item 302.204.5600 (to \$50,000).

****Law Director – Stephanie Landgraf**

No formal report but asked that agenda item 14 be amended to read that the premium pay would commence '...on the weekend of Memorial Day.'

****Police Lieutenant Mastroianni for Chief Turner:**

No formal report but reminder of warmer weather approaching and being cautious of children out playing.

****Fire Chief – Bill Malovrh**

No formal report. Absent

****Chief Housing/Zoning Inspector – Sean Brennan**

No formal report.

***WARD MATTERS**

None

***PUBLIC PARTICIPATION**

a) Public statement (1 minute maximum)

b) Council response to the public

c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)

Nadia and Brandon Clark, 787 Glenhurst, asked what could be done about their neighbor on 820 Bayridge continuing to burn garbage, which smells of chemicals, has visible plume and concerned it has not been properly addressed.

President Patton stated it was the first he heard of it and asked officials about their knowledge. Mr. Brennan had issued violations for property maintenance problems (not the open burning which is under fire code) that were forwarded to the city prosecutor. Mayor Vanni asked the residents to call police when the neighbor begins burning. Ms. Antosh addressed the open burning ordinance.

REPORTS OF STANDING COMMITTEES***Finance – Bisbee, Koudela, Mohorcic**

No report.

****Safety – Phares, Malta, Bisbee**

No report

****Service, Utilities & Public Lands – Malta, Phares, Bisbee**

No report.

****Tax Compliance** – Koudela, Antosh, Patton

No report.

****Streets, Sidewalks & Sewers** – Malta, Antosh, Mohorcic

No report.

****Moral Claims** – Antosh, Phares, Patton

No report.

****Budget** – Koudela, Bisbee, Mohorcic

No report.

***LIAISON REPORTS**

****Planning** – Phares/Alternate Koudela

No report.

****Board of Zoning Appeals** – Koudela/Alternate Mohorcic

No report.

****Volunteer Fire Fighters' Dependents Fund Board** – Antosh, Phares

No report

****Recreation Board** – Bisbee/Alternate Phares

No report.

****Plan Review Board** – Antosh

No report.

****Hearts & Hammers** – Malta

Assisting the recreation board with spring cleaning on Saturday May 6 at Manry from 7:45 or 8am to noon.

***FUND TRANSFERS & BID AUTHORIZATIONS**

None

***INTRODUCTION & CONSIDERATION OF LEGISLATION**

2. Ordinance No. 2023-5 (Finance Director) (as Amended)

An Ordinance to Make Appropriations for current expenses and other Expenditures of the City of Willowick, State of Ohio, During the Calendar year ending December 31, 2023, and Declaring an Emergency.

1st Reading 2-21-23 2nd Reading 3-7-23 3rd Reading 3-21-2023

Request to remove 'declaring an emergency' due to this being the final reading. Breakdown for the record as follows: \$7,000 added to Small Equipment Fire 207.102.5430; \$55,000 added to Street, Resurfacing and Repair; 213.601.5367; \$80,000 added to Capital Improvement-Recreation 228.303.5600; \$5,700 added to Retirement Payout-Mayor's Office 240.701.5195; \$3,000 added to Retirement Payout-Finance 240.702.5195; \$6,000 added to Capital Improvement 302.204.5600

Motion made by Ward 3 Mr. Malta; Seconded by Ward 2 Ms. Antosh.

Discussion: None Vote: All ayes; Motion carried.

3. Ordinance No. 2023-6 (Law Director) (as amended)

An Ordinance Amending Chapter 921 of the Codified Ordinances of the City of Willowick, Ohio, titled "Streets, Utilities and Public Services Code;" Specifically, Section 921.08, titled "Sanitary Sewer Rental Rates," to Provide a Use Charge Rate Based upon \$6.786 per 100 cubic feet of Water, Establish a Minimum Quarterly Billing for Such Use Charge Rate of \$54.29 per 800 Cubic Feet of Water, or Part Thereof.

1st Reading 2-21-23 2nd Reading 3-7-23 3rd Reading 3-21-2023

Motion made by Ms. Antosh; Seconded by Mr. Phares.

Discussion: None. Vote: All ayes; Motion carried.

4. Ordinance No. 2023-9 (Law Director) (as amended)

An Ordinance Amending Chapter 1141 of the Codified Ordinances of the City of Willowick, Ohio, titled "Mixed Use District;" Specifically Section 1141.09, titled "Development Standards; Exceptions," and Declaring an Emergency

Motion made by Mr. Mohorcic; Seconded by Ms. Antosh to waive the three readings on Ordinance 2023-9.

Discussion: None Vote: All ayes; Motion carried

Motion made by Mr. Malta; Seconded by Ms. Antosh to adopt Ordinance 2023-9.

Discussion: None Vote: All ayes; Motion carried

5. Ordinance No. 2023-10 (Law Director) (as amended)

An Ordinance Amending Chapter 1145 of the Codified Ordinances of the City of Willowick, Ohio, titled "Retail District"; Specifically, Section 1145.11, titled "Development Standards; Exceptions," and Declaring an Emergency

Motion made by Mr. Phares; Seconded by Ms. Antosh to waive the three readings on Ordinance 2023-10.

Discussion: None Vote: All ayes; Motion carried

Motion made by Mr. Mohorcic; Seconded by Ms. Antosh to adopt Ordinance 2023-10.

Discussion: None Vote: All ayes; Motion carried

6. Ordinance No. 2023-11 (Recreation Director)

An Ordinance Amending Ordinance No. 2023-1 Establishing the 2023 Fee Schedule for the Willowick Recreation Department, Repealing Certain Ordinances, and Declaring an Emergency.

Motion made by Ms. Antosh; Seconded by Mr. Phares to waive the three readings on Ordinance 2023-11.

Discussion: None Vote: All ayes; Motion carried.

Motion made by Mr. Phares; Seconded by Ms. Antosh to adopt Ordinance 2023-11.

Discussion: None. Vote: All ayes; Motion carried.

7. Ordinance No. 2023-12 (Law Director) (as amended)

An Ordinance Amending Chapter 922 of the Codified Ordinances of the City of Willowick, Ohio, titled "Willoughby-Eastlake Wastewater Collection and Treatment System"; Specifically, Section 922.06, titled "Fees," and Declaring an Emergency.

Motion made by Ms. Antosh; Seconded by Mr. Phares to waive the three readings on Ordinance 2023-12.

Discussion: None Vote: All ayes; Motion carried.

Motion made by Ms. Antosh; Seconded by Mr. Malta to adopt Ordinance 2023-12.

Discussion: None Vote: All ayes; Motion carried.

8. Resolution No. 2023-12 (Service Director)

A Resolution Authorizing the Mayor of the City of Willowick to Enter into a Contract with Innovative Landscape Management, LLC, for Grass Cutting and Maintenance Services for all City Properties and Declaring an Emergency.

Motion made by Ms. Antosh; Seconded by Mr. Phares to waive the three readings on Resolution 2023-12.

Motion made by Ms. Antosh; Seconded by Mr. Phares to adopt Resolution 2023-12.

Discussion: None Vote: All ayes; Motions carried.

9. Resolution No. 2023-13 (Finance Director)

A Resolution to Approve Authorizations (Then and Now Certificate) to CityForce in the Amount of \$5,400.00 for the City of Willowick and Declaring an Emergency

Motion made by Ms. Antosh; Seconded by Mr. Mohorcic to waive the three readings on Resolution 2023-13.

Discussion: None Vote: All ayes; Motion Carried

Motion made by Mr. Malta; Seconded by Ms. Antosh to adopt Resolution 2023-13.

Discussion: None Vote: All ayes; Motion Carried

***CONTRACT APPROVALS**

10. Motion authorizing the Mayor to enter into a contract with Chagrin Valley Paving, Inc. for the Base Bid and Alternates B of the 2023 Pavement Repair Program in the amount of \$1,007,847.10.

Motion made by Ms. Antosh; Seconded by Mr. Mohorcic

Discussion: None Vote: All ayes; Motion carried

11. Motion authorizing the Mayor to enter into a contract with Dura Mark, Inc. for the 2023 Pavement Striping Program in the amount of \$93,885.00.

Motion made by Mr. Malta; Seconded by Mr. Phares

Discussion: None Vote: All ayes; Motion carried.

***MISCELLANEOUS**

12. Motion authorizing CT Consultants to prepare specifications, details, and bid documents, advertise and obtain bids, and provide construction administration services for the 2023 Lateral Program Project for a fee of \$22,800 in accordance with the Agreement for engineering services.

Motion made by Mr. Phares; Seconded by Ms. Antosh

Discussion: None Vote: All ayes; Motion carried

13. Motion authorizing CT Consultants to prepare specifications, details, and bid documents, advertise and obtain bids, and provide construction administration services for the Fairway Storm Sewer Repair Project for a fee of \$75,000 in accordance with the Agreement for engineering services.

TABLED 3/21/2023

14. Motion to implement weekend premium pay in the Fire Department commencing the Weekend of Memorial Day 2023 through Labor Day 2023, from Friday at 1800 hours to Monday at 0600 hours, at an additional rate of \$8.00 per hour, excluding holidays.

Motion by Ms. Antosh; Seconded by Mr. Phares

Discussion: None Vote: All ayes; Motion carried.

***PUBLIC PARTICIPATION**

a) Public statement (1 minute maximum)

b) Council response to the public

c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)

Jean Bolin 472 E. 319th Street addressed the couple in the first public participation. Lt. Mastroianni noted the citation dates for the burn complaints. First misdemeanor offence \$150 plus court costs. President Patton requested residents keep him updated as well as the ward representatives. Law Director Landgraf noted the resident had been cited 5-6 times; he pleads guilty and pays a small fee. The ordinance does not have set fines and it was up to council to set a mandatory minimum fine for the courts to impose. It was recommended the fine gradually increases with multiple citations. President requests safety meeting be set.

***EXECUTIVE SESSION**

Motion to adjourn to Executive Session by Mr. Malta; Seconded by Ms. Antosh

Discussion: None Vote: All ayes; Motion carried at 8:25pm

15. To discuss the compensation of a public employee.

***RETURN TO THE TABLE FROM EXECUTIVE SESSION**

Motion to return to the table from executive session made by Ms. Antosh; Seconded by Mr. Phares.

Discussion: None Vote: All ayes; Motion carried. Returned at 9:20pm

***ADJOURNMENT**

Motion to adjourn made by Ms. Antosh; Seconded by Mr. Phares.

Discussion: None Vote: All ayes; Motion carried. Meeting adjourned at 9:21pm