



City of Willowick
CITY COUNCIL REGULAR MEETING

Tuesday, June 15, 2021 at 7:30 PM
City Council Chambers/ Webex

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

(Total meetings to date - 11)

The twelfth meeting of Council was called to order at 7:31 p.m. by Council President Patton.

PLEDGE ALLEGIANCE

INVOCATION

ROLL CALL OF COUNCIL

PRESENT

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

ALSO PRESENT

Mayor Regovich, Police Chief Turner, Fire Chief Tennyson, Finance Director Benedict, City Engineer McLaughlin, Assistant Law Director Lucas, Economic Manager Drake and Council Clerk Trend.

ABSENT

Law Director Langraf, Sewer Foreman Gross and Chief Housing and Zoning Inspector Brennan.

APPROVAL OF MINUTES

1. Motion made by Ms. Antosh, seconded by Mr. Phares to approve the Minutes of the Regular City Council meeting of June 1, 2021.

Discussion: None.

Vote: Ayes: Ms. Koudela, Mr. Malta, Mr. Phares, Mr. Patton, Ms. Antosh, Ms. Bisbee.

Vote: Abstain: Mr. Vanni.

APPOINTMENTS, SPECIAL RESOLUTIONS & PROCLAMATIONS

None.

ADMINISTRATIVE APPEALS

2. Administrative Appeal Order No. 2021-16 Moore #1

An order granting a variance and exception to install an air conditioning unit in the side yard in the application of Section 1167.01(c)(i) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Ms. Antosh, seconded by Ms. Bisbee to approve Administrative Appeal Order No. 2021-16.

Discussion: None.

Vote: All ayes. Motion carried.

3. Administrative Appeal Order No. 2021-17 Moore #2

An order granting a variance and exception of 37' from rear property line for an a/c unit in the application of Section 1167.01(c)(ii) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Ms. Antosh, seconded by Mr. Phares to approve Administrative Appeal Order No. 2021-17.

Discussion: None.

Vote: All ayes. Motion carried.

4. Administrative Appeal Order No. 2021-18 Moore #3

An order granting a variance and exception to allow side yard fencing in the application of Section 1165.07(b) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Ms. Antosh, seconded by Ms. Bisbee to approve Administrative Appeal Order No. 2021-18.

Discussion: None.

Vote: All ayes. Motion carried.

5. Administrative Appeal Order No. 2021-19 Kaminsky

An order granting a variance and exception of 483 sq. ft. to construct a 1059 sq. ft. garage in the application of Section 1337.01(c)(5)(b) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Mr. Phares, seconded by Ms. Antosh to approve Administrative Appeal Order No. 2021-19.

Discussion: Mr. Kaminsky stated his property is two parcels located at 29403 Cresthaven Drive where he would like to build a three car garage. There have been no objections from the neighbors.

Vote: All ayes. Motion carried.

6. Administrative Appeal Order No. 2021-20 Rigotti

An order granting a variance and exception of 46' 3" height to construct a garage 21' 3" in height in the application of Section 1337.01(c)(5)(b) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Mr. Phares, seconded by Mr. Malta to approve Administrative Appeal Order No. 2021-20.

Discussion: Mr. Rigotti stated his neighbors have no objection to him building the garage. He did notice that the Administrative Appeal shows a height of 46'3" and the correct height is 6'3" which he believes is a typographical error. It was noted by the Council Clerk to have the appeal corrected.

Vote: All ayes. Motion carried.

7. Administrative Appeal Order No. 2021-21 Hitzel

An order granting a variance and exception of 144 sq. ft. to construct a 720 sq. ft. garage in the application of Section 1337.01(c)(5)(b) of the Codified Ordinances in Board of Zoning Appeals.

Motion made by Mr. Malta, seconded by Ms. Antosh to approve Administrative Appeal Order No. 2021-21.

Discussion: Mr. Hitzel stated that the house currently does not have a garage on the property and the purpose is for storage of his cars. There are no objections from the neighbors.

Vote: All ayes. Motion carried.

REPORTS & COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR

The Senior Center opened today with Doreen Nevulis as the new Senior Center Director. Starbucks has submitted their plans for the new construction at Shoregate.

COUNCIL DISCUSSION OF THE MAYOR'S REPORT

Mr. Phares inquired if the birthday lunches would be coming back to the Senior Center. Mayor Regovich confirmed that they would be.

GENERAL COMMUNICATIONS & REPORTS – Directors & Officials

Acting Service Director – Rich Regovich

The Service Department took delivery of the new Kubota skid steer this week. The pools are up and running and plans are moving forward to have air conditioning installed at Dudley Field House. Grant money will be used to update the HVAC system at the Senior Center as well as improving the air quality.

Recreation Director – Julie Kless

No report. Ms. Kless was absent.

City Engineer – Tim McLaughlin

Written report submitted electronically.

Mr. Vanni inquired about the money that can be borrowed for infrastructure sewer projects. Mr.

McLaughlin stated this is a once year program that goes by nominations. The due date for nominations is August 31, 2021. A package will be submitted to Council once the estimates are together.

Finance Director – Cheryl Benedict

No written report.

The Tax Budget needs to be approved by July 15th and Ms. Benedict requested a Tax Budget Hearing for the July 6th Council meeting to be set at 8:15 p.m.

Law Director – Stephanie Landgraf

No written report.

Mr. Lucas is sitting in for Ms. Langraf. The litigation for Concrete Inc. vs. The City of Willowick was scheduled for Friday, June 11 however it has been continued and the new date has not been scheduled yet.

Police Chief – Brian Turner

Written report submitted electronically.

Mr. Phares inquired about details on the carjacking that occurred on Cresthaven Dr. Chief Turner stated that there are no new details and he did do a phone interview with Fox 8 News with the information they do have.

Fire Chief – Joe Tennyson

Written report submitted electronically.

Chief Housing/Zoning Inspector – Sean Brennan

No written report.

Mr. Brennan was absent.

Economic Development Manager – Monica Drake

There is currently 2200 square feet of commercial space available for lease in the Guiseppe's building. The owner of Shoregate Shopping Center has been working on leasing out the old Pat Catan's space.

WARD MATTERS

Mr. Phares spoke with the on site maintenance person for Shoregate Plaza about the garbage in the courtyard area near Planet Fitness. He said the area is checked daily but due to the strong wind at times the litter tends to end up there.

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)

Chanda Busselle 379 E 323 St. is concerned about calls reporting her grass being too long. Mr. Malta offered to speak with Ms. Busselle about the issue.

REPORTS OF STANDING COMMITTEES

Finance – Vanni, Bisbee, Koudela

A joint Budget & Finance meeting was held tonight. The surplus in the General Fund is due to the COVID money that the City received last year. The Finance Committee recommended \$80,000.00 be transferred from the General Fund to the Earned Benefits Fund which is a yearly occurrence.

Safety – Phares, Malta, Bisbee

A Safety Committee meeting was held on June 8 and the discussion revolved around chickens, exotic animals and bee keeping within the city. Chief Turner also provided information on some needs in the Dispatch Center which will all be included in the Safety Committee minutes.

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

No report.

Streets, Sidewalks & Sewers – Vanni, Malta, Antosh

No report.

Tax Compliance – Koudela, Antosh, Patton

A meeting of the Tax Compliance Committee was held on Tuesday, June 8 and two cases were discussed.

Case No. 1 a resident requested that \$1091.00 of penalties and interest be waived. The recommendation of the committee was to charge the \$75.00 penalty and waive \$1016.00 in interest.

Case No. 2 a resident requested that \$2512.98 of penalties and interest be waived. The recommendation of the committee was to charge the \$425.00 penalty and waive \$2087.98 in interest. The stipulation in both cases is that they will not be eligible for a waiver in the future.

Moral Claims – Antosh, Phares, Patton

A meeting of the Moral Claims Committee was held tonight.

Motion made by Ms. Antosh, seconded by Mr. Phares to deny the Moral Claim from Mr. Gary Miller for the replacement of one tire that was damaged.

Discussion: None.

Vote: All ayes. Motion carried. The Moral Claim was denied.

Budget – Vanni, Koudela, Patton

Report combined with Finance.

LIAISON REPORTS

Planning – Phares/Alternate Koudela

A meeting of the Planning Commission was held on Monday, June 14 and two cases were discussed.

Case No. 1: Revised site plan at Larimar. The original plan was for four buildings to include three triplexes and one fiveplex. The Larimar representative stated they want to change the site plan to all duplexes creating five buildings with ten units. The Planning Commission approved the new site plan and it will need to go before Council.

Case No. 2: A new business going into the plaza in front of Willowpraise Church. The Commission had some questions for the applicant who did not attend the meeting. The case was tabled.

Board of Zoning Appeals – Koudela/Alternate Vanni

No report.

Volunteer Fire Fighters' Dependents Fund Board – Antosh, Phares

No report.

Recreation Board – Bisbee/Alternate Phares

Ms. Bisbee stated that the Heart Walk and parade were a success and thanked all that were involved. The T-Ball and Minis opening weekend is June 26.

Plan Review Board – Antosh

No report.

Hearts & Hammers – Malta

Mr. Malta stated they are in need of more help with their projects. Please contact him at 440-488-1757 or Ms. Antosh at 440-364-4663 if interested.

FUND TRANSFERS & BID AUTHORIZATIONS

None.

CONTRACT APPROVALS

None.

INTRODUCTION & CONSIDERATION OF LEGISLATION**8. Ordinance No. 2021-25 (Finance Director)**

An Ordinance amending chapter 133 of the Codified Ordinances of the City of Willowick, Ohio, titled, "Department of Finance"; and specifically establishing Section 133.45, titled "East 328 Street Phase 2 Sewer Improvement Fund," and declaring an emergency.

Motion made by Mr. Malta, seconded by Ms. Bisbee to waive the three readings on Ordinance No. 2021-25.

Discussion: None.

Vote: All ayes. Motion carried.

Motion made by Ms. Antosh, seconded by Mr. Phares to adopt Ordinance No. 2021-25.

Discussion: None.

Vote: All ayes. Motion carried.

9. Ordinance No. 2021-26 (Finance Director)

An Ordinance amending Ordinance 2021-9 to provide for additional appropriations from the General Fund (101); Sewer Revenue Fund (205); Senior Citizens Center Fund (220); and the E. 328th St. Phase 2 Sewer Improvement Fund (430) for current expenses and other expenditures of the City of Willowick, State of Ohio, during the calendar year ending December 31, 2021, and declaring an emergency.

Motion made by Mr. Malta, seconded by Mr. Phares to waive the three readings on Ordinance No. 2021-26.

Discussion: None.

Vote: All ayes. Motion carried.

Motion made by Mr. Malta, seconded by Ms. Antosh to adopt Ordinance No. 2021-26.

Discussion: None.

Vote: All ayes. Motion carried.

10. Ordinance No. 2021-27 (Finance Director)

An Ordinance authorizing the Finance Director of the City to temporarily advance funds from the Sewer Revenue Fund (205) to the East 328 Street Phase 2 Sewer Improvement Fund (430), and declaring an emergency.

Motion made by Mr. Phares, seconded by Ms. Antosh to waive the three readings on Ordinance No. 2021-27.

Discussion: None.

Vote: All ayes. Motion carried.

Motion made by Ms. Antosh, seconded by Mr. Malta to adopt Ordinance No. 2021-27.

Discussion: None.

Vote: All ayes. Motion carried.

11. Resolution No. 2021-12 (Finance Director)

A Resolution to approve authorizations (Then and Now Certificate) to City of Wickliffe in the amount of \$7,500.00, for the City of Willowick, and declaring an emergency.

Motion made by Ms. Antosh, seconded by Mr. Phares to waive the three readings on Resolution No. 2021-12.

Discussion: None.

Vote: All ayes. Motion carried.

Motion made by Mr. Malta, seconded by Ms. Antosh to approve Resolution No. 2021-12.

Discussion: None.

Vote: All ayes. Motion carried.

MISCELLANEOUS

12. Motion made by Mr. Malta, seconded by Mr. Phares authorizing the Mayor to enter into a contract with Joey Tomsick for the concert entertainment on Sunday, July 18, 2021 for a fee of \$550.00 as part of the Summer Concert Series at Lakefront Park.

Discussion: None.

Vote: All ayes. Motion carried.

13. Motion made by Mr. Phares, seconded by Ms. Antosh authorizing the Mayor to enter into a contract with Vandra Brothers for the 2021 Road Program in the amount of \$649,429.00.

Discussion: None.

Vote: All ayes. Motion carried.

14. Motion made by Antosh, seconded by Mr. Phares authorizing CT Consultants to perform final engineering and construction services for the 2021 Road Program for a fee not to exceed \$40,000 in accordance with the Agreement for engineering services.

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)*

None.

ADJOURN TO EXECUTIVE SESSION

Motion made by Mr. Malta, seconded by Ms. Antosh to adjourn to Executive Session To discuss the appointment of the Service Director and the compensation of the Economic Development Manager.

Discussion: None.

Vote: All ayes. Motion carried.

RETURN TO THE TABLE FROM EXECUTIVE SESSION

Motion made by Ms. Antosh, seconded by Mr. Malta to return to the table from Executive Session.

Discussion: None.

Vote: All ayes. Motion carried.

ADJOURNMENT

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

Discussion: None.

Vote: All ayes. Motion carried.

Meeting was adjourned at 9:23 p.m.

PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL