

WICKLIFFE CITY COUNCIL MEETING
October 26, 2009 - 7:00 p.m.

A regular meeting of Wickliffe City Council was called to order by Council President William Margalis at 7:00 p.m. on Monday, October 26, 2009. The following were present at roll call:

MAYOR:	Thomas W. Ruffner
COUNCIL PRESIDENT:	William Margalis
COUNCIL:	Jaworski, Koski, Krych, Levar, Luther, Matyja
LAW DIRECTOR:	William C. Gargiulo
FINANCE DIRECTOR:	Martin Germ
ACTING SVS. DIRECTOR:	Donald Kerniskey
ENGINEER:	Peter J. Formica
BUILDING COMMISSIONER:	Raymond F. Sack
RECREATION DIRECTOR:	Timothy E. Stopp, excused
POLICE CHIEF:	Randy E. Ice
FIRE CHIEF:	James G. Powers
ECONOMIC DEVELOPMENT:	Jason Laver

APPROVAL OF MINUTES:

Mr. Levar referred to the minutes of the meeting of October 12th under Audience Participation, the address in the second paragraph should read "Warren Road" instead of "Worden Road."

Moved by Ms. Luther seconded by Mr. Jaworski that the minutes of the council meeting held on October 12, 2009 be approved as amended.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried.

REPORTS AND COMMUNICATIONS FROM MAYOR/SAFETY DIRECTOR - Mayor Ruffner had no communications.

REPORTS AND COMMUNICATIONS FROM LAW DIRECTOR - Mr. Gargiulo reported that he received a letter from the attorney for the title holder of Knight's Inn and a telephone call from the attorney representing the Evolution, both of these are similar in language hinting that there may be some litigation.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Margalis referred to a letter from NEOSO name changing to Sourcing Office, we have done nothing with NEOSO as of yet, this is mainly group purchasing out of Cuyahoga County, there are other Lake County communities involved with it, but we are not.

ADDITIONS OR AMENDMENTS TO THE AGENDA

Mr. Margalis added item (a) under New Business: November 23rd council meeting and Mr. Jaworski added item (b) under New Business: Worden Road repairs.

ADMINISTRATORS:

A. Police Chief - Chief Ice gave a brief update regarding the Evolution Lounge problems. A meeting was held with the Mayor and the owner and two main issues were of concern, one of letting people 21 years old or over inside and not requiring a cover charge. He reported on a few arrests made recently.

He further stated that Mr. Jaworski had asked him to look at possible overtime of police officers and the expenses involved. This depends on how many men are needed, but it would be in four blocks, this would cost from about \$200 to \$400 in the worst scenario. It seems like we are getting some cooperation from the owner. Mr. Margalis inquired if a reply was received from the Liquor Control Department to which Chief Ice stated he had received none as yet.

Mr. Margalis further referred to an article in the News Herald regarding crime activity in Lake County and asked why the City of Wickliffe was not included in the statistics. Chief Ice explained how this is tabulated and stated that he has not participated in that survey but will look into it.

B. Fire Chief - Chief Powers reported that the Fire Department has set aside in capital expenditures money for two heart monitor fibrillators for a total of \$40,000.00 which will be purchased under State Purchasing and asked if authorization is needed from council for this purchase to be made.

Moved by Mr. Levar seconded by Mr. Krych that council authorizes the Mayor to purchase for the Fire Department two heart monitor fibrillators at a cost of \$40,000.00 through the Ohio Department of Administrative Services.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried.

Chief Powers added that the City is ready to go with the H1N1 vacation program. Everything is in place and they are waiting for the vaccine to arrive.

C. Finance Director - Mr. Germ informed council that as of last Friday the city income tax refund line item in the General Fund budget has gone over budget by about \$10,000.00. Due to the economy this year we have had to return a certain amount of estimated payments to businesses and last Friday we wrote a check for \$14,000.00 for one company and that put us over. Hopefully, this is the bulk of it until now. Earnings of these companies were not as they had anticipated.

D. Engineer - Report attached. Mr. Formica added that he and the Service Director have prepared a letter dated October 20th regarding the 2010 Pavement Improvements and Infrastructure Watermain Replacement Projects. Mr. Margalis placed this letter into the IMPROVEMENT COMMITTEE. Mr. Formica also updated council on the Empire Road Project. Mr. Formica reported that the contractor plans to have the final layer of asphalt done by next week and they are now working on the topsoil and backfill.

E. Service Director - Report attached. Mr. Kerniskey reported on the smoke testing on Regent Road which they are still working on. Some blueprints were discovered from 1957 and found out that from Halifax to Worden Road there is a 24 inch drop in the storm line coming from Truman and from Truman to Halifax there is a 21 inch drop and from Halifax to Worden there is a 48 inches which puts it underneath the sanitary line so checking is being done into this. He further reported on the trees being planted in the Gateway Project.

F. Building Commissioner - Mr. Sack had no report.

G. Recreation Director - Mr. Stopp excused.

H. Economic Development Coordinator - Report attached. Mr. Laver commented on some rumors regarding the car dealers in the area but he was reassured that both of the locations referred to are not leaving the area. He further asked for council's support of Ordinance No. 2009-57.

THERE WAS NO AUDIENCE PARTICIPATION

COMMITTEE REPORTS

Mr. Margalis read the report of the Finance Committee meeting held on October 19 which is attached.

THERE WERE NO COMMISSION REPORTS

THERE WAS NO OLD BUSINESS

NEW BUSINESS

a) November 23 council meeting - Mr. Margalis stated he received a call from Ms. Barnes the vocal director at the High School requesting council to attend the Chagrin Valley Conference Choir Festival where there will be many schools participating and she would like for council to attend this event which starts at 7:00 p.m., which is on the date of our regular council meeting. Upon talking to some council members they have agreed to attend the event and the November 23rd meeting will be held on November 16th.

Moved by Mr. Levar seconded by Ms. Luther that the November 23rd council meeting be moved to November 16th at 7:00 p.m.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried.

b) Worden Road repairs - Mr. Jaworski stated that when Worden Road was closed last week he received many complaints from residents regarding the traffic flow because it was being rerouted down Regent and back to Worden and a lot of residents were angry with the speeding going on and stop signs were being ignored. There were many kids playing on the streets and the residents called the police but there was no response from the police. Maybe this can be coordinated better the next time this happens so an officer can go down and look into the problems that arise. Chief Ice will look into this.

ORDINANCES

ORDINANCE NO. 2009-55 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) NEW 2009 CHEVROLET IMPALA THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF STATE PURCHASING, FOR USE BY THE POLICE DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO, AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Krych seconded by Ms. Luther that the rules of council be suspended and that Ordinance No. 2009-55 be placed on third and final reading.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried.

Moved by Mr. Krych seconded by Mr. Jaworski that Ordinance No. 2009-55 be adopted as presented.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried. Ordinance No. 2009-55 adopted.

ORDINANCE NO. 2009-56 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) NEW DUMP BODY/SNOW PLOW PACKAGE WITH REQUESTED EQUIPMENT, INSTALLED ON CITY OF WICKLIFFE'S TRUCK CHASSIS, THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF STATE PURCHASING, FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF WICKLIFFE, AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Krych seconded by Mr. Jqowski that the rules of council be suspended and that Ordinance No. 2009-55 be placed on third and final reading.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried.

Moved by Mr. Margalis seconded by Mr. Jaworski that Ordinance No. 2009-56 be adopted as presented.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried. Ordinance No. 2009-56 adopted.

ORDINANCE NO. 2009-57 AN ORDINANCE AMENDING CERTAIN SECTIONS OF ORDINANCE NO. 2005-80, WHICH ESTABLISHES THE CITY OF WICKLIFFE INCENTIVE GRANT PROGRAM. Read by title.

Ordinance No. 2009-57 placed on first reading.

MISCELLANEOUS

Mr. Levar reported that with the change of the meeting of November 23rd he may be out of town for the first meeting.

There being no further business, it was moved by Mr. Krych seconded by Ms. Luther that the council meeting of October 26, 2009 be adjourned.

ROLL CALL: Yes: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja
No: None

Motion carried. Meeting adjourned at 7:30 p.m.

Council Clerk

Council President and
Presiding Officer