

WICKLIFFE CITY COUNCIL MEETING
February 23, 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, February 23, 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
SERVICE DIRECTOR: Daniel C. Paschke, excused
Joe D'Ambrosio in attendance
ENGINEER: Peter J. Formica
BUILDING COMMISSIONER: Raymond F. Sack
RECREATION DIRECTOR: Timothy E. Stopp
POLICE CHIEF: Randy E. Ice
FIRE CHIEF: Daniel L. Helsel
ECONOMIC DEVELOPMENT: Jason Laver

APPROVAL OF MINUTES:

Moved by Mr. Levar, seconded by Mr. Krych that the minutes of the council meeting of February 9, 2009 be approved as presented.

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

Motion carried.

REPORTS AND COMMUNICATIONS FROM MAYOR/SAFETY DIRECTOR - Mayor Ruffner

Reported that he will refer to the Engineer later in the meeting to discuss the stimulus projects that the City has sent to the committee and he will brief council where these items stand.

REPORTS AND COMMUNICATIONS FROM LAW DIRECTOR - Mr. Gargiulo reported the following: He received a copy of the lease agreement in reference to the Denny's property, the term is five years as is with an option to buy, the lease is available for council's review. He received a copy of a traffic crash report and he thanked Lt. Valko for preparing it. A memo was also received from the Finance Director concerning the Comfort Inn wherein he has indicated that we would have a written agreement by the next council meeting. A sign control memo has been prepared which will be placed into committee, also there is a memo on open meeting law which is a review for the Senior Citizens Center.

There are two other items, a suggested idle reduction ordinance and support efforts to reduce the social and environmental effects of bottled water and to patronize public water systems. He suggested that these two items go into the Environmental Committee and he will have some comments concerning these. He will also suggest that the idle reduction ordinance that the City of Cleveland has would be almost impossible for our police department to enforce. He also stated that at the last meeting he mentioned an indigent burial, that cremation has taken place and we have received a billing from Brickman Funeral Home on Lakeland Blvd. and the bill was for \$493.00. This bill was referred to the Finance Director.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Margalis had no communications.

ADDITIONS OR AMENDMENTS TO THE AGENDA

Mr. Margalis added item (b) under New Business: Shared use paths and the Mayor added an executive session at the end of the meeting to discuss personnel.

ADMINISTRATORS:

A. Police Chief - Chief Ice referred to the solicitation ordinance and said he would like to modify some of the items.

B. Fire Chief - Chief Helsel had no report.

C. Finance Director - Mr. Germ mentioned that at the Finance Committee meeting last Wednesday he presented a budget but he has made some minor changes since then. Mr. Matyja had suggested that he revisit the PERS calculation due to some personnel changes. The total expense on the ordinance before council this evening is about \$11,000 less than what was discussed earlier.

Mr. Krych referred to an article in the News Herald regarding Willowick's budget they are indicating that they are going to put a part time position at the Senior Center funded through the Lake County Senior Citizens Levy and he asked Mr. Germ to look into this and find out if there is any way we can transfer any of it, to which Mr. Germ replied he would look into it.

D. Engineer - Report attached. Mr. Formica reported that he registered with the Governor's Stimulus web site and through the Lake County Mayors and Managers projects which may qualify for grant money, these projects have been listed under miscellaneous of his report to council. He asked council to review these. Additionally, he informed council that he is meeting with the Lake County Department of Utilities tomorrow morning to touch up a couple of their comments and once the county's approval is received we will be able to go out to bid for the Empire Road Project. He requested council to authorize him to go out for bids for that project.

Moved by Mr. Margalis seconded by Ms. Luther that the Engineer be authorized to advertise for bids for the Empire Road waterline and street resurfacing project.

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

Motion carried.

Mr. Jaworski reported that he had a couple calls last week from residents on Kennedy Drive concerning the condition of their street, this has been talked about in the past. He wanted to make the Engineer and the Service Department aware of this condition, it seems to be deteriorating around the joints. Mr. Margalis agreed that the road is bad, in the meantime the

Service Department can do some patching if there is a way to do something more permanent about those joints.

E. Service Director - Report attached. Mr. D'Ambrosio commented on the storm of February 12th. He also mentioned that on tonight's agenda Ordinance No. 2009-05 is for the purchase of a pick-up truck, bid amount in section 2 is for \$19,919.00, this is actually lower than the budget amount. This is lower because of the possibility of not painting vehicles anymore and the paint runs around \$1,000, this price is just to purchase the vehicle. Mr. Margalis said not painting the vehicles was never discussed in council. The Mayor added that in asking for the price of the trucks he asked the question of how much do we pay extra for that green color and if it is necessary. Mr. Margalis agreed that the color of the trucks should be consistent whatever color it is.

F. Building Commissioner - Mr. Sack has some changes to the proposed ordinance for fences and pole signs which he has given to the Law Director. He also has visited the old Denny's property and reported on the repairs which are being made. All the items cited are being taken care of.

G. Recreation Director - Mr. Stopp had no report.

H. Economic Development Coordinator - Report attached. Mr. Laver informed council about the Ponderosa property and the LTV Group is working on the asbestos survey right now. The plan is to doing the demolition about mid-March. He also reported on the vacating of Wickliffe Floral and their moving.

THERE WAS NO AUDIENCE PARTICIPATION

COMMITTEE REPORTS

Mr. Margalis read the reports of the Finance Committee meetings held on February 16th and February 18th which are attached.

Mr. Matyja read the report of the Improvement Committee meeting held on February 16th which is attached. Ms. Koski read the report of the Services and Special Equipment meeting held on February 16th which is attached. Ms. Luther read the report of the Legislation and Welfare Committee meeting held on February 18th, also attached.

THERE WERE NO COMMISSION REPORTS

THERE WAS NO OLD BUSINESS

NEW BUSINESS

- a) Bid Opening - Exercise stations at Jindra Park - Feb. 27, 2009
- b) Shared Use Paths - Mr. Margalis stated that this past week he attended the NOACA meeting held in Cleveland. One of the projects before them was a project for the City of Willoughby which will be getting the NOACA funding for a shared use path to go from the North Chagrin Reservation on Route 91 all the way down 91 and to connect all the way to the City of Eastlake. This will be done in two projects, the first will go from the North Chagrin Reservation down to Route 20, this is a one million dollar project and he believes all but \$50,000 will be paid by the Federal Government because it is a bike path similar to the path on 91 which goes from North Chagrin to Mayfield. There is money for these kind of projects.

There was a project in the early nineties which consisted of a proposal to put this walking path down Ridge Road down the tree lawn on the south side of the road. If we could come up with that type of path on Ridge Road to connect from the city limits of Willoughby all the way down Ridge Road and connect to this path on 91 would be an easy connection to ride a bike to the North Chagrin Reservation and to eventually take it all the way to Lake Shore Blvd. This will be approved for the first phase. He would like to see CT do some preliminary looking into this to see if this project can be funded under this same type of category.

ORDINANCES

ORDINANCE NO. 2009-02 AN ORDINANCE DEDICATING LLOYD COURT DRIVE AS A PUBLIC THOROUGHFARE IN THE CITY OF WICKLIFFE, OHIO. THIRD READING.
Read by title.

Moved by Mr. Krych seconded by Mr. Margalis that Ordinance No. 2009-02 be adopted as presented.

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

Motion carried. Ordinance No. 2009-02 adopted.

ORDINANCE NO. 2009-03 AN ORDINANCE AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH EASTON LEASING, INC. FOR THE DEMOLITION OF THE STRUCTURE LOCATED AT 28707 EUCLID AVE. IN THE CITY OF WICKLIFFE, AND DECLARING AN EMERGENCY. THIRD READING. Read by title.

Moved by Mr. Levar seconded by Ms. Luther that Ordinance No. 2009-03 be adopted as presented.

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

Motion carried. Ordinance No. 2009-03 DEFEATED.

ORDINANCE NO. 2009-04 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CITY OF WICKLIFFE, OHIO, AND DECLARING AN EMERGENCY. Read by title.

Moved by Ms. Luther seconded by Mr. Margalis that the rules of council be suspended and that Ordinance No. 2009-04 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. 2009-04 be adopted as presented.

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

Motion carried. Ordinance No. 2009-04 adopted.

ORDINANCE NO. 2009-05 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) NEW FOUR-WHEEL DRIVE DODGE RAM PICKUP TRUCK WITH REQUESTED EQUIPMENT, THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF STATE PURCHASING, FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO AND DECLARING AN EMERGENCY. Read by title.

Moved by Ms. Luther seconded by Mr. Margalis that the rules of council be suspended and that Ordinance No. 2009-05 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. 2009-05 be adopted as presented.

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

Motion carried. Ordinance No. 2009-05 adopted.

ORDINANCE NO. 2009-06 AN ORDINANCE PROVIDING FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF WICKLIFFE FOR THE PERIOD BEGINNING JANUARY 1, 2009 AND ENDING DECEMBER 31, 2009. Read by title.

Ordinance No. 2009-06 placed on first reading.

Moved by Mr. Krych seconded by Ms. Koski that council recess into executive session to discuss personnel.

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

Motion carried. Council recessed into executive session at 7:40 p.m.

Council reconvened from executive session at 8:25 p.m.

PRESENT: Jaworski, Koski, Krych, Levar, Luther, Margalis, Matyja

There being no further business, it was moved by Ms. Luther seconded by Mr. Krych that the council meeting of February 23, 2009 be adjourned.

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

Motion carried. Meeting adjourned at 8:25 p.m.

Council Clerk

Council President and
Presiding Officer