

WICKLIFFE CITY COUNCIL MEETING
May 18, 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, May 18, 2009. The following were present at roll call:

MAYOR: Thomas W. Ruffner
COUNCIL PRESIDENT: William Margalis
COUNCIL: Jaworski, Krych, Levar, Luther, Matyja
Ms. Koski not present at roll call
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
POLICE CHIEF: Randy E. Ice
FIRE CHIEF: Daniel L. Helsel
ECONOMIC DEVELOPMENT: Jason Laver

APPROVAL OF MINUTES:

Moved by Ms. Luther seconded by Mr. Krych that the minutes of the council meeting of May 11, 2009 be approved as presented.

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

Motion carried.

REPORTS AND COMMUNICATIONS FROM MAYOR/SAFETY DIRECTOR - Mayor Ruffner requested that an ordinance we currently have allowing dogs in the park be placed back into committee to discuss enforcement issues. Mr. Margalis placed this into the LEGISLATION AND WELFARE COMMITTEE. Mr. Margalis further stated that this can also be discussed on June 1st. Ms. Luther added the parks and sale of vehicles to that meeting.

REPORTS AND COMMUNICATIONS FROM LAW DIRECTOR - Mr. Gargiulo reported on two items, the solicitors and peddlers ordinance has been prepared and will be presented to council at the next meeting. Also, that he and the Service Director talked to the Norfolk and Western Railroad people concerning the crossing at E. 289 Street which is to be closed at the crossing and we have the cooperation of those individuals. E. 289 Street will be reconstructed.

Ms. Koski entered the meeting at this point.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Margalis referred to a letter from the Lake County Commissioners regarding a program for the establishment of a special 2009 Summer Youth Work Experience for Youths made possible through the American Recovery and Reinvestment Act (ARRA) of 2009. This went out to every municipality and township in Lake County. The Recovery Act allocated monies to each Local Workforce Area and has directed them to be used as an economic stimulus through summer youth work experience activities. This provides for in and out of school youths ages 16 through 24. This program will begin on June 15. We have to let them know if we want to utilize this type of work, this is being managed and administered through the Catholic Charities of Lake County and it's all government monies.

THERE WERE NO ADDITIONS OR AMENDMENTS TO THE AGENDAADMINISTRATORS:

A. Police Chief - Chief Ice reported that a most successful bike auction was held, 84 bikes were sold and we had a profit of \$3,200.00.

B. Fire Chief - Chief Helsel had no report. The Law Director reported that he and the Chief talked concerning the change in the rates for the ambulance fees. He reviewed the ordinances which we have had in the past and the old contract along with the new contract so it would be appropriate for the Mayor to sign the new contract, he has the authority to make the adjustments. The question is whether or not we need an ordinance to which the Law Director advised that no ordinance is needed. Mr. Margalis replied that this was discussed in committee and there was no objection indicated.

C. Finance Director - Mr. Germ had no report.

D. Engineer - Report attached. Mr. Formica reported that the pre-construction meeting with Fabrizi Construction will be held next week. He also received notice from the Lake County Engineer's Office that the preliminary applications for grant money from OPWC is due next month. He will get together with the Service Director for possible projects to apply for funding. The Law Director asked Mr. Formica to brief council regarding the resolution of the lawsuit. Mr. Formica stated that apparently A&J Cement Contractors and Collinwood Concrete have arrived at an agreement regarding their dispute about the Rockefeller Road project and we are told that the case has been dropped by Collinwood and once we see evidence of that we will be able to pay the contractor with the money we are holding back.

E. Service Director - Report attached. Mr. Kerniskey reported that he received a notice today from ODOT that the contract was approved and it went down from \$66.00 to \$54.62 for rock salt. As to the railroad crossing, Mr. Kerniskey advised that it will be closed all week until Friday.

F. Building Commissioner - Mr. Sack reported that he turned in the grants to the County for the painting program.

G. Recreation Director - Mr. Stopp thanked everyone who attended the first Health Fair. He further reported that Vanyo Construction laid the cement for the pads and will be back for the expansion joints. Mr. Krych inquired about the golf course bridges and the pool drain covers. Mr. Kerniskey advised Mr. Krych that this was talked about this morning and Vanjo Construction has been there and looked over the bridges with the Engineer from CT Consultants, there are a couple of items that they want to add as far as strengthening the bridge. He will have the information for us so we can make the changes. Mr. Krych asked about any time for a completion date to which Mr. Kerniskey replied that he has no completion

date. Mr. Stopp referred to the drain covers, the Health Department has been out and they have given us the blessing to go ahead and open up. We will ask for something in writing to absolve us of this. Mr. Kerniskey further added that compliance of these pool drains will not be until 2010 or 2011. The same thing applies to Lazy River which is welded on the side so the Engineer can write off on it that hair or fingers cannot get stuck in it.

H. Economic Development Coordinator - Mr. Laver reported on the closing of dealers and stated that Ganley will be staying in Wickliffe. Also in reference to Hall Chemical, there is another company interested in buying that business and there are serious negotiations.

THERE WAS NO AUDIENCE PARTICIPATION

THERE WERE NO COMMITTEE REPORTS

THERE WERE NO COMMISSION REPORTS

The Mayor referred to the Environment Committee regarding the deer population. Ms. Koski reported that only 21 surveys were received and there were no clear complaints so it was decided to have an annual report to keep track of complaints regarding deer.

THERE WAS NO OLD BUSINESS

THERE WAS NO NEW BUSINESS

ORDINANCES

ORDINANCE NO. 2009-30 AN ORDINANCE CREATING CHAPTER 1103 - UNFAIR HOUSING PRACTICES PROHIBITED OF THE CODIFIED ORDINANCES OF THE CITY OF WICKLIFFE. SECOND READING.

Ordinance No. 2009-30 placed on second reading.

ORDINANCE NO. 2009-31 AN ORDINANCE PROVIDING FOR THE COMPENSATION AND OTHER EMPLOYMENT PROVISIONS FOR SPECIAL POLICE OFFICERS IN THE CITY OF WICKLIFFE, OHIO POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Moved by Ms. Luther seconded by Mr. Krych that the rules of council be suspended and that Ordinance No. 2009-31 be placed on third and final reading.

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

Motion carried.

Moved by Ms. Luther seconded by Mr. Krych that Ordinance No. 2009-31 be adopted as presented.

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

Motion carried. Ordinance No. 2009-31 adopted.

RESOLUTIONS

RESOLUTION NO. 2009-10 A RESOLUTION RECOGNIZING THE IMPORTANCE OF AREA LOCAL GOVERNMENTS WORKING TOGETHER TO FORM A UNIFIED COALITION AGAINST EXPANSION OF THE CUYAHOGA COUNTY AIRPORT, AND DECLARING AN EMERGENCY.
Read by title.

Moved by Ms. Luther seconded by Ms. Koski that the rules of council be suspended and that Resolution No. 2009-10 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 Ms. Luther that Resolution NO. 2009-10 be adopted as presented.

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

Motion carried. Resolution No. 2009-10 adopted.

There being no further business, it was moved by Ms. Luther seconded by Mr. Krych that the council meeting of May 18, 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