

CHRISTOPHER HALLUM
President of Council

MICHAEL KLINE
Vice President of Council

KAREN MEHOLLIN
Clerk of Council

City of Willoughby Hills

COUNCIL:
JULIE BELICH
JOE JARMUSZKIEWICZ
DANIEL KNECHT
VICKI MILLER
TANYA TAYLOR DRAPER

Regular Council Meeting

Minutes of January 13, 2022

Policy No. 2: All Council meetings shall be recorded by audio recording device and will be held in perpetuity and shall be part of the official records and minutes. Written minutes of Council shall be shortened whenever possible.

The Regular Council Meeting was called to order on Thursday, January 13, 2022 at 7:00 p.m. in Council Chambers. **Council President Hallum** presided.

Call to Order 7:00 p.m. (Audio: 0:10 – 0:17)

Pledge of Allegiance (Audio: 0:18 – 0:30)

Presentation of Mayoral Proclamation and Council Resolution 2021-020 to Mark Radebaugh for rescuing his co-worker, Matthew Kahley, on October 4, 2021.

ROLL CALL

Members Present: Councilwoman Julie Belich, Council President Chris Hallum, Councilman Joe Jarmuszkiewicz, Council Vice President Mike Kline, Councilman Dan Knecht, Councilwoman Vicki Miller, and Councilwoman Tanya Taylor Draper,

Also Present: Mayor Andy Gardner, Law Director Michael C. Lucas, Finance Director Frank J. Brichacek, Jr., and City Engineer Pietro A. DiFranco.

DISPOSITION OF THE JOURNAL (Audio: 6:16 – 6:58)

Motion made by Council Vice President Kline seconded by **Councilman Dan Knecht** to adopt the minutes of the December 9, 2021 Regular Council Meeting.

Roll Call: AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, and Taylor Draper

NAYS: None.

Abstain: Miller

Vote: 6/0/1

COUNCIL CORRESPONDENCE AND MISCELLANEOUS REPORTS (Audio: 7:00 – 7:17)

12/9/21 email from PC-ABR, re: WH PCABR Meeting 12/16/21 – CANCELED.

12/9/21 email from Nathalie De Gracia, re: Mental Health Resource Suggestion.

12/9/21 email from Gloria Majeski, re: Backpack found in Council Chambers.

12/9/21 email from Patty Fulop, re: September Economic Dashboard and September & October Unemployment.

12/10/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.

12/10/21 email from Jacob Dowling, re: FY23-24 Capital Budget.

12/10/21 email from Gloria Majeski, re: Signed Ordinance 2021-058.

12/10/21 email from newsletter, re: City E-newsletter.

12/10/21 email from Gloria Majeski, re: Signed Ordinance and agreement for 2022-2024 Central Dispatch & Communication Svcs.

12/10/21 email from Council Clerk, re: Ordinance 2021-068 Exh A Signed Contract.

12/10/21 email from Gloria Majeski, re: Signed Final Resolution – Chardon Road ODOT Project.

12/10/21 email from Pietro DiFranco, re: Ordinance 2021-068 Exh A Signed Contract.

12/10/21 email from Council Clerk, re: Signatures.

12/10/21 email from Council Clerk, re: Ordinance 2021-068.

12/10/21 email from Frank Brichacek, re: Chardon Road Project Check.

12/10/21 email from Chris Hallum, re: Police operated photo enforcement.

12/10/21 email from Gloria Majeski, re: Ordinance 2021-058 Exhibit – signed.

12/10/21 email from Mayor Gardner, re: Chardon Road Project Check.

12/10/21 email from Gloria Majeski, re: Ordinance 2021-058 Exhibit – signed.

12/11/21 email from Council Clerk, re: Ordinance 2021-061 PD Central Dispatch Signed Contract.

12/11/21 email from Pietro DiFranco, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.

12/11/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.

12/11/21 email from newsletter, re: Road Closure – Eagle Road Bridge.

12/11/21 email from Gloria Majeski, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.

12/12/21 email from Pietro DiFranco, re: Code 1367 & 1369 EPA NPDES MS4 Updates – Willoughby Hills.

12/12/21 email from newsletter, re: Eagle Road Bridge has re-opened!

12/13/21 email from Pietro DiFranco, re: Proposal & Legislation – 2022 Street Rehab Project.

12/13/21 email from Gloria Majeski, re: Codification.

12/13/21 email from Mayor Gardner, re: Codification.

12/13/21 email from Frank Brichacek, re: Codification.

12/13/21 email from Gloria Majeski, re: CUY/LAK-TSG-FY2021 – Cuyahoga County Noise Ordinance Waiver Request for City of Willoughby Hills.

12/13/21 email from Chris Hallum, re: Codification.

12/14/21 email from Paul Matias, re: Photo Enforcement Program.

12/14/21 email from PC-ABR, re: WH Master Plan – Meeting/Discussion with Dave Radachy.

12/14/21 email from PC-ABR, re: Master Plan Issues.

12/15/21 email from Chris Hallum, re: City of Willoughby Hills and Evolve.

12/16/21 email from David Radachy, re: Master Plan Key Issues.

12/16/21 email from Frank Brichacek, re: Donation Acceptance Swagelock Foundation.

12/16/21 email from Gloria Majeski, re: Fully executed copy of Lake County Dispatch Contract 1/1/22-12/31/24.

12/16/21 email from Frank Brichacek, re: Donation Acceptance Swagelock Foundation – corrected.

12/17/21 email from Pietro DiFranco, re: PID 1125003 LAK US 006 02.60; Willoughby Hills; Final Legislation & Invoice.

12/17/21 email from newsletter, re: City E-Newsletter.

12/17/21 email from The Ohio Municipal League, re: Legislative Bulletin.

12/17/21 email from Gloria Majeski, re: Procedure for new copier/printer lease for WHFD.

12/21/21 email from BZA, re: WH BZA Meeting 1/11/2022 Tuesday.

12/12/21 email from Stephanie Kellner, re: Proof.

12/23/21 email from newsletter, re: Holiday Parade Questions.

12/23/21 email from Gloria Majeski, re: Organizational Meeting Agenda UPDATE.

12/27/21 email from BZA, re: 2022 BZA Meeting Schedules.

12/27/21 email from Mike Kline, re: Organizational Meeting Agenda 01/03/21.

12/28/21 email from Mike Kline, re: Organizational Meeting Agenda 01/03/21.

12/28/21 email from Gloria Majeski, re: New Council Rep – Vicki Miller.

12/28/21 email from Council Clerk, re: Swearing In Ceremony.

12/29/21 email from Gloria Majeski, re: O’Ryan Room setup for 1/1/22.

12/29/21 email from Frank Cihula, re: 2022 BZA Meeting Schedules.

12/30/21 email from newsletter, re: City E-Newsletter.

12/30/21 email from Council Clerk, re: Swearing In Oath for Saturday.

12/30/21 email from Gloria Majeski, re: Resumes for 2021 Council District 1 seat.

12/30/21 email from Michael Lucas, re: Resolution No. 2022-Opioid Settlement Legislation.

12/30/21 email from Gloria Majeski, re: Council Oath of Office Ceremony on 1/1/22 – FB Live.

12/31/21 email from Nancy Fellows, re: Last date of service.

01/03/22 email from John Nader, re: New Council Rep – Vicki Miller.

01/03/22 email from PC-ABR, re: PCABR Meeting 1/6/22 Thursday – 7:00pm.

01/03/22 email from Vicki Miller, re: Charter.

01/04/22 email from Council Clerk, re: Mailbox Keys.

01/04/22 email from Gloria Majeski, re: Contract Update.

01/04/22 email from Gloria Majeski, re: Stationery and envelopes.

01/04/22 email from Gloria Majeski, re: Council Retreat.

01/05/22 email from Gloria Majeski, re: Proclamation/Council Recognition for Mark Radebaugh.

01/05/22 email from Council Clerk, re: Mayor’s Retreat Agenda – DRAFT.

01/05/22 email from Gloria Majeski, re: Contract Economic Development.

01/05/22 email from Gloria Majeski, re: Question Sheet for Retreat.

01/05/22 email from Gloria Majeski, re: AV assistance.

01/06/22 email from Gloria Majeski, re: 2022 Street Rehab Engineering Ordinance.

01/06/22 email from Pietro DiFranco, re: Ord 2006-35 – Ch. 1105 – Current Zoning Map.

01/06/22 email from Gloria Majeski, re: Analysis of Dispatch Services – 2018 to proposed 2024.

01/06/22 email from Pietro DiFranco, re: Ord 2006-35 – Ch. 1105 – Current Zoning Map.

01/06/22 email from Council Clerk, re: Legislation for Regular Council Meeting 01.13.22

01/06/22 email from Council Clerk, re: Legislation and Working Committee Agenda for next week.

01/06/22 email from Council Clerk, re: Updated Council Policies and Seating.

01/06/22 email from Gloria Majeski, re: Legislation and Working Committee Agenda for next week.

01/07/22 email from newsletter, re: City E-Newsletter.

01/07/22 email from Gloria Majeski, re: Cleveland Metroparks Deer Management Program.

01/07/22 email from Gloria Majeski, re: Income Tax Board of Review candidates.

01/07/22 email from Gloria Majeski, re: Bowen & Associates, Inc. contract for City Engineering Services – Ordinance 2018-44.

01/07/22 email from Gloria Majeski, re: Ordinance 2018-44 – 48 mos vs. 36 mos.

01/07/22 email from BZA, re: WH BZA Meeting changed to 2/8/22 Tuesday at 8:00 pm.

01/10/22 email from Council Clerk, re: Keys and Codified Ordinances.

01/10/22 email from Mayor Gardner, re: Vet Rehab Revenue Sharing Agreement.

01/10/22 email from Michael Lucas, re: Ordinance and Exhibit.

01/11/22 email from Pietro DiFranco, re: Bowen Proposal – 2022 Sewer Rehab.

01/11/22 email from Gloria Majeski, re: Willoughby Hills Service Department; Kevin Trepal.

PUBLIC PORTION #1 (Audio: 7:18 – 7:37)

An opportunity for the public to address Council concerning anything pertaining to tonight's agenda.

Public Portion #1 opened at 7:07 p.m.

No one spoke.

Public Portion #1 closed at 7:07 p.m.

Questions/comments following Public Portion #1:

No questions/comments.

MAYOR'S REPORT (Audio: 7:42 – 20:05)

Mayor Gardner wished everyone a Happy New Year and recognized the efforts our Recreation Commission, many City Employees and elected officials who made the Holiday Season so amazing in Willoughby Hills. Our Holiday Events were all very successful.

Police Department Food Drive, a brand new program (1,000 lbs to St. Noel's), Police Department Blanket Drive, also new (60+Blankets), Holiday Fest and Toy Drive (ambulance full of toys), Breakfast with Santa, Holiday Coloring Contests, Holiday Lighting Contest, Christmas Card Lane and Decorations at City Hall, Letters to Santa and our Holiday Santa Parade. The Holiday parade grew again. Over 4 nights, Santa distributed twice as many goodie bags for children as last year and many received an additional bag from the Grinch! It was wonderful to see so many residents come out for these events and **Mayor Gardner** is so grateful to our Commission Members, Employees and each of you for helping make it a special holiday. Special Recognition to Road Superintendent Grubiss for the Grinch Truck, **Councilwoman Taylor Draper**, and **Councilwoman Belich** - it was amazing!

The City has had a few employees that have been infected with COVID. Many thanks to all that have stepped up to assist when their teammates have been out. We continue to be a Central Vaccination/Booster POD for the West End of Lake County (Mondays in the Community Center). Things continue to rapidly change and the best source of information is always the Health District's website: www.lcghd.org.

As reported in December, our surplus for last year was \$328,000, far in excess of the budgeted deficit. Updated 2022 Budget Books have been distributed. We are projecting a surplus of about \$112,000 on conservative revenue estimates. Thanks to Frank for his hard work on getting this out early. The new books have final 2021 numbers for comparison. The Administration looks forward to meeting with council to discuss this budget.

In reviewing the end of the year, **Mayor Gardner** broke up the Police/Fire Review into two meetings. The following is the Police review:

- Cars that were ordered last January have been delivered. They are out for paint and decals and are expected to be on the road very soon.
- The new Police Department Radios have been delivered and are in service.

- The Police Department handled 912 calls in December (bringing total calls for service up to 13,333 for the year). There were 354 traffic or motor vehicle matters (disabled vehicles, accidents, traffic complaints and traffic stops) (6,054/year), investigations of 36 suspicious conditions, persons or vehicles (444/year) and 60 public assists and welfare checks (lockouts, other non-emergency) (808/year).
- The department is focusing on community policing and crime prevention this year. New programs will be announced soon including the SCRAM program (Security Camera Registration) where residents with Ring or private security cameras let us know if something happens in their neighborhood.

Also very important to note, the Fire Department has been very busy. A big issue currently is a significant increase in ER wait times (both COVID and staffing challenges related). This creates issues getting our ambulances and paramedics back in the City. Chiefs are working with our hospitals to minimize this issue.

Safety note: As the temperatures hover below freezing for the next month or two, please remember that the river also freezes. Please stay off of it. Water continues to move under the ice and conditions can change suddenly, especially when a coating of snow falls on top of the ice. River rescues are incredibly difficult, especially in the winter and are potential tragedies.

Another safety note regarding space heaters: Please follow all cautions when using them. If there is a fire in the room, close the door to help prevent it from spreading.

The Service Department is handling plowing as necessary. There were about 800 tons of salt delivered this week so we are ready. When the snow isn't flying, the Service Department is undertaking a few indoor projects.

Recreation Commission met last week. Many thanks to out-going members Sandy Grubiss, Jeanne Kaston and Vicki Miller. Welcome to new members Nancy Erickson, Allison Coliatie, Rachel Tercek.

The Recreation Commission has a full year of exciting events ahead – one returning is the Photography Contest so start taking photos now! The Recreation Commission is always looking for volunteers. **Mayor Gardner** and **Councilman Jarmuszkiewicz** are in the process of building a list of volunteers that will be moved to an online platform for event sign ups.

Welcome back to the Planning Commission/ABR Dan Biondolillo.

Dr. Doug Moul is taking Frank Cihula's position on the BZA.

Civil Service Commission: Thanks to outgoing members Tom Majeski, Tom Kicher and Carolyn Patton. Welcome to new members Steve Nash, Dave Liggett and Mike Tobin.

Pat Grebenc stepped down from Chagrin River Watershed Partners as representative. Bob Bartolotta will now move from alternate member to primary member.

Gary Pratt, representative of the Noise Abatement Council at the Airport, sent over his quarterly report today (Fourth Quarter). There were 5,597 operations at the airport with 78 during Voluntary Noise Abatement (VNA) hours (11:00pm-7:00am). There were 3 complaints in the quarter - none from Willoughby Hills - during VNA hours and all from one resident in another city. For comparison, last year during the same period there were 6,622 operations and 6 complaints - none of them being from Willoughby Hills. Gary noted that the total complaints received from Willoughby Hills this year is at 2, which is down from 4 last year.

There will be a Trivia Night in February in hopes of recruiting new folks for our Mind Challenge teams and also just to play trivia. If you're interested in City events, the best way to get more information is by subscribing to the City's weekly electronic newsletter by sending an email to NEWSLETTER@WILLOUGHBYHILLS-OH.GOV.

Many sympathies go out to the families of Jean Hart, Don McCune, and Jeanne Reichard who recently passed away. Please keep their families in your thoughts and prayers.

Questions/comments following Mayor's Report:

Councilwoman Taylor Draper asked for an update on the LED sign that has been mentioned previously.

Mayor Gardner stated that there is a meeting set up with Florine O'Ryan's daughter to discuss the ways that the Gymnasium Fund that Mrs. O'Ryan set up can be best utilized – one item being an LED sign.

LAW DIRECTOR'S REPORT (Audio: 20:07 – 21:15)

Law Director Lucas stated that the Ohio Municipal Attorney's Association released additional information concerning AirBnBs, including some additional input from the City of Poland, Ohio. **Law Director Lucas** stated that he received the information yesterday, will review it, then forward it over to **Council Vice President Kline** for the Business Subcommittee and also copy **Finance Director Brichacek** as there is some financial information included. As updates come in, **Law Director Lucas** will continue to forward them along.

Questions/comments following Law Director's Report:

None.

FINANCE DIRECTOR'S REPORT (Audio: 21:20 – 24:20)

Finance Director Brichacek stated that he did not have much to add outside of the highlights mentioned in the Mayor's Report earlier. The Budget Book is available online as well as at the counter should anyone want to come in to review it. There is a new addition at the end of the Budget Book - Capital needs for the next 10 years, current estimates of what is needed along with the 5 year potential projected road plan. Those are the last two exhibits of the document. The amounts that are listed are the 2021 actuals.

Questions/comments following Finance Director's Report:

Council Vice President Kline commented about a statement he made at the March 25, 2021 Council Meeting (audio 52:32) regarding the deficit budget, having a balanced budget, and having a surplus. He was correct in his statement.

CITY ENGINEER'S REPORT (Audio: 24:24 – 27:48)

City Engineer DiFranco pointed out both Ordinances 2022-002 and Ordinance 2022-003 on tonight's agenda being code updates that are required to be updated to conform with the EPA report by April.

Questions/comments following City Engineer's Report:

Councilman Jarmuszkiewicz asked which roads are set for resurfacing.

Mayor Gardner responded that Route 6 (east of Route 91) and Legend Lane will be resurfaced as well as the rejuvenation **City Engineer DiFranco** had mentioned previously. The City's contribution for Route 6 is 20% and Legend Lane is allocated for about \$200,000. **Mayor Gardner** added that Eddy Road (about ¼ mile stretch past ODOT's portion) is at the top of his list for resurfacing if there is enough money and the bid is low enough.

COMMITTEE REPORTS/BOARD & COMMISSION REPORTS (Audio: 27:55 – 40:28)

PC-ABR – reported by Councilwoman Taylor Draper:

Councilwoman Taylor Draper reported that the second meeting in December for the PC-ABR was canceled. However, the Master Plan Subcommittee met on December 15th and included David Radachy, Director of Lake County Planning and Community Development. The group has been narrowing specific areas down over the year to focus on. The four areas and ideas are:

- West Region (Shoppes of Willoughby Hills, shops on Bishop Road and Chardon): Create live, work, and play environment, sidewalks added, benches; welcome economic developers while respecting the residents.
- Downtown Area (north by Route 90, South by White Road, East by City Hall, West to I-271): sidewalks to generate foot traffic between businesses, extend current bike path that ends at White Road and extending it north and creating a path east to the Metroparks entrance, commercial possibilities along Route 91.
- Parks: Connecting parks to the downtown area, to Manakiki, to the Pleasant Valley Bridge, to Chagrin River to give residents better usage to the land and those parks.
- Referendum Voting: It's a big turn-off to developers. This makes it tough for businesses to come into the area. The City needs more flexibility to entice businesses to come into the City.

For more specific details on the meeting go to the City's website for the audio.

The group met on January 6, 2022 for their Organizational session. Tom Elliot returns as Chairman, Dan Biondolillo maintains his role as Vice Chairman. This Commission is full of very capable members full of knowledge and experience. The City should be very proud of the Mayor's choices. During this meeting the ABR portion reapproved an in-ground pool at 2283 River's Edge, approved a Hoop House and Pole Barn at 37200 Chardon Road. During the Planning portion, preliminary approval was granted for a single family home addition at 37220 Chardon Road.

Finance Committee:

Council Vice President Kline stated there is no report (no recent meeting) but meetings will be scheduled now that everyone has the Budget Book. They will take place toward the end of the month into early February when Department Heads can come in and meet with Council. At the Department Heads' request, please get any questions/comments to **Council Vice President Kline** in advance so that he can then disperse them to the Department Heads so they'll be prepared to answer when the meetings take place. Dates for the meetings will be announced once confirmed with Department Heads.

Recreation Commission Report by Councilman Jarmuszkiewicz:

Councilman Jarmuszkiewicz thanked Laura O'Donnell and Matt Gray who stepped up to co-chair the Recreation Commission. Sandy Grubiss gave some good ground to start with and they will continue with that. Pancake Breakfast is coming up on March 6th. Eggstravaganza and the Spring Craft show are being worked on as well and needing several volunteers to help out. Hopefully the volunteer sheet will be set up soon so we can start filling in the blanks. There will be subcommittee meetings for some of these events.

Pickleball: The courts were painted last Fall but there wasn't a chance to finish them. They're very close to being complete. A subcommittee meeting will be held before spring to brainstorm ideas on how to open it and present it to the public.

Questions/comments following Committee Reports:

Councilwoman Belich stated that the City of Wickliffe recently eliminated referendum voting for very similar reasons and thinks that it's worthy of a good solid conversation including the public, residents, and local businesses.

Councilwoman Taylor Draper asked **Councilman Jarmuszkiewicz** if all positions were filled on the Recreation Commission, or were more people needed. **Councilman Jarmuszkiewicz** stated that there will be 7 or 8 people and that's right around where they wanted to be. More can be added if needed. The biggest need is for volunteers to help pull off the events that have been planned.

Council President Hallum asked **Councilman Jarmuszkiewicz** if there were any other plans for improvement at Roemisch. **Councilman Jarmuszkiewicz** stated that the only thing being discussed is possibly a re-line and/or re-field two of the worst fields with the crushed red clay. It creates a great drainage system and will make the fields more playable. There have been many rain-outs because the rain just sits on the field. The clay will help with this issue so games can be played right after rain. They're looking at splitting the cost with the Sports Authority to purchase everything and having the Recreation Commission pay for the labor/installation with our Service Department.

UNFINISHED BUSINESS (40:30 – 41:16)

Council Vice President Kline reported that at the Organizational Meeting the Business Subcommittee was re-authorized. Members are himself, **Councilwoman Taylor Draper**, **Councilman Jarmuszkiewicz**. There are a couple of projects on hand to move forward with. **Council Vice President Kline** stated that once the meetings begin, he hopes that other Council members will participate as there are several significant projects to take care of.

LEGISLATION (Audio: 41:18 – 53:05)

ORDINANCE 2021-060 – THIRD READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS, THE BOARD OF EDUCATION OF THE WILLOUGHBY-EASTLAKE CITY SCHOOL DISTRICT, CLEVELAND VETERINARY REHABILITATION LLC, AND CVR HOLDINGS LLC AUTHORIZING GENERAL COMPENSATION AND INCOME TAX REVENUE SHARING ON NEW MUNICIPAL INCOME TAX REVENUES RELATING TO CVR'S COMMUNITY REINVESTMENT AREA PROJECT IN THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

Motion was made by **Councilman Jarmuszkiewicz**, seconded by **Councilwoman Taylor Draper**, to adopt Ordinance 2021-060.

Discussion on the Motion:

Councilwoman Taylor Draper commented that Community Reinvestment Acts (CRAs) were created just for this type of business. She has every confidence that this business will excel and bring more businesses here. It's a wonderful opportunity for them to grow their business, get settled, and sell themselves to Willoughby Hills.

Councilwoman Belich added that because this is fairly new for the Council she appreciates all of the education and back up that was provided between **Mayor Gardner** and Monica Drake. **Mayor Gardner** added an additional thank you to Monica Drake for all of her help.

Roll Call: AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.
NAYS: None
Vote: 7/0

Motion Carries to adopt Ordinance 2021-060.

ORDINANCE 2021-065 – SECOND READING

AN ORDINANCE ADOPTING PERMANENT APPROPRIATIONS NECESSARY TO MAINTAIN CITY SERVICES FOR THE FISCAL PERIOD BEGINNING JANUARY 1ST THROUGH DECEMBER 31ST OF 2022; REPEALING ALL LEGISLATION INCONSISTENT HEREWITH.

Council President Hallum stated that Ordinance 2021-065 will remain on Second Reading.

ORDINANCE 2022-001 – FIRST READING

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF ENGINEERING FEES ASSOCIATED WITH THE 2022 STREET REHABILITATION PROGRAM SPECIFICALLY FOR RESURFACING LEGEND LANE AND ASPHALT REJUVENATION OF ROCKEFELLER RD (SOUTH OF CHARDON RD) AND STREETS RESURFACED IN 2021 AND DECLARING AN EMERGENCY.

Motion made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller**, to waive Three Readings on Ordinance 2022-001.

Discussion on the Motion:

Councilwoman Taylor Draper stated that it's important to get our bids in and get the best prices for the project. **Councilwoman Miller** agreed. **Council President Hallum** stated that the faster we get the engineering done, the sooner we can get an Ordinance to Council to go out for bids.

Roll Call: **AYES:** Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.
NAYS: None
Vote: 7/0

Motion Carries to waive Three Readings on Ordinance 2022-001.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller**, to adopt Ordinance 2022-001.

Discussion on the Motion:

No discussion.

Roll Call: **AYES:** Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.
NAYS: None
Vote: 7/0

Motion Carries to adopt Ordinance 2022-001.

ORDINANCE 2022-002 – FIRST READING

AN ORDINANCE REPLACING EXISTING CHAPTER 1369 EROSION AND SEDIMENT CONTROL OF THE BUILDING CODE WITH NEW CHAPTER 1369 EROSION AND SEDIMENT CONTROL TO MEET NEW AND UPDATED REQUIREMENTS OF THE OHIO EPA ASSOCIATED WITH NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM REQUIREMENTS AND REPEALING ANY CONFLICTING LEGISLATION.

Council President Hallum stated that Ordinance 2022-002 will remain on First Reading.

ORDINANCE 2022-003 – FIRST READING

AN ORDINANCE REPLACING EXISTING CHAPTER 1367 COMPREHENSIVE STORMWATER MANAGEMENT OF THE BUILDING CODE WITH NEW CHAPTER 1367 COMPREHENSIVE STORMWATER MANAGEMENT TO MEET NEW AND UPDATED REQUIREMENTS OF THE OHIO EPA ASSOCIATED WITH NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM REQUIREMENTS AND REPEALING ANY CONFLICTING LEGISLATION.

Council President Hallum stated that Ordinance 2022-003 will remain on First Reading.

ORDINANCE 2022-004 – FIRST READING

AN ORDINANCE AUTHORIZING THE TEMPORARY ENFORCEMENT ABEYANCE OF THE CITY OF WILLOUGHBY HILLS CODIFIED ORDINANCE CHAPTER 1103.02 – DEFINITIONS AND CHAPTER 1137.02 (d) - COMMERCIAL ZONING DISTRICT DURING THE CURRENT RESURGENCE OF COVID-19 PANDEMIC IN THE OMICRON VARIANT FOR A PERIOD OF TIME NOT TO EXCEED TWO (2) YEARS.

Council President Hallum stated that Ordinance 2022-004 will remain on First Reading.

ORDINANCE 2022-005 – FIRST READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS, OHIO AND RICHARD L. BOWEN + ASSOCIATES, INC. FOR CITY ENGINEERING SERVICES AND REPEALING CONFLICTING LEGISLATION.

Council President Hallum stated that Ordinance 2022-005 will remain on First Reading.

RESOLUTION 2022-001 – FIRST READING

A RESOLUTION RECOGNIZING DAVIS & YOUNG, A LEGAL PROFESSIONAL ASSOCIATION, FOR 100 YEARS OF SERVING GREATER CLEVELAND AND ITS NEIGHBORING COMMUNITIES UNDER THE LEADERSHIP WITNESSED THROUGH MANAGING PARTNERS, THOMAS W. WRIGHT AND DENNIS R. FOGARTY.

Motion made by **Councilman Jarmuszkiewicz**, seconded by **Councilman Knecht**, to waive Three Readings on Resolution 2022-001.

Discussion on the Motion:

Councilman Jarmuszkiewicz noted that it's important to recognize the longevity of this business in our City and community. There's a history and growth of that history is important. **Council President Hallum** clarified that they have not been in Willoughby Hills for 100 years, but in business for 100 years and here now. It's definitely important to recognize them for being in business so long and for being in our City.

Roll Call: **AYES:** Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.
NAYS: None
Vote: 7/0

Motion Carries to waive Three Readings on Resolution 2022-001.

Motion was made by **Councilman Jarmuszkiewicz**, seconded by **Councilman Knecht**, to adopt Resolution 2022-001.

Discussion on the Motion:

No discussion.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion Carries to adopt Resolution 2022-001.

RESOLUTION 2022-002 – FIRST READING

A RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY.

Motion made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller**, to waive Three Readings on Resolution 2022-002.

Discussion on the Motion:

Councilwoman Taylor Draper stated that as Law Director Lucas explained Monday, it's essential to jump in and get this process going for our residents.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion Carries to waive Three Readings on Resolution 2022-002.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller**, to adopt Resolution 2022-002.

Discussion on the Motion:

No discussion.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion Carries to adopt Resolution 2022-002.

NEW BUSINESS (Audio: 53:08 – 58:17)

Motion was made by **Councilman Jarmuszkiewicz**, seconded by **Councilman Knecht**, to accept the donation of \$2,000 from the Swagelock Foundation (\$1,000 for Police Department use and \$1,000 Fire Department use).

Discussion on the Motion:

Councilman Jarmuszkiewicz stated that **Mayor Gardner** had mentioned that the Departments already had an idea of how the money would be used (radios, bodycams). **Council President Hallum** stated that this has been an ongoing donation and thanked Swagelock for continuing to think of us and donating to our safety forces.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion carries to accept the donation of \$2,000 from the Swagelock Foundation (\$1,000 for Police Department use and \$1,000 Fire Department use).

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilman Knecht**, to amend current practice of seeking prior approval from Council for Grant submission due to necessity of online submission. Grant applicants shall advise Council upon submission.

Discussion on the Motion:

Councilwoman Taylor Draper stated that it's important to note that they're just applying for the Grant and Council still has to approve it and sometimes that process is impeded having to wait for the next Council meeting. She feels it's important to give the opportunity to go ahead and submit then come to Council after. **Council President Hallum** agreed.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion carries to amend current practice of seeking prior approval from Council for Grant submission due to necessity of online submission. Grant applicants shall advise Council upon submission.

Motion was made by **Councilwoman Miller**, seconded by **Councilman Jarmuszkiewicz**, to allow Administration to go out to bid for road salt.

Discussion on the Motion:

No discussion.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion carries to allow Administration to go out to bid for road salt.

Motion was made by **Councilwoman Miller**, seconded by **Councilman Knecht**, to allow Administration to go out to bid for asphalt.

Discussion on the Motion:

No discussion.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None

Vote: 7/0

Motion carries to allow Administration to go out to bid for asphalt.

Motion was made by **Councilman Jarmuszkiewicz**, seconded by **Councilwoman Miller**, to allow Administration to go out to bid for limestone.

Discussion on the Motion:

Councilman Jarmuszkiewicz stated that the three motions for road salt, asphalt, and limestone will give our Service Director and Mayor the opportunity to secure the bids for the best prices for the City and make sure we're included in the supplies that are there.

Roll Call: **AYES: Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.**
NAYS: None
Vote: 7/0

Motion carries to allow Administration to go out to bid for limestone.

PUBLIC PORTION #2 (Audio: 58:20 – 1:02:00)

An opportunity for the public to address Council with any comments, issues or concerns.

Public Portion #2 opened at 7:58 p.m.

Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, OH 44094 raised concern over repaving the City Hall parking lot. It used to be a road, but now it looks shabby and it shouldn't be that way. She also commented on a situation where someone stepped up to be on the Recreation Commission but was never contacted (no call back, no interview, etc.). She hopes that we can be better with the residents who want to volunteer.

Linda Fulton, 2990 Markum, Willoughby Hills, OH 44094 commented on the trees along the roadway on White Road from Bishop west to the county line. She stated that they are looking bad with limbs falling off and threatening to become a hazard. She's wondering if they can be taken down permanently before an accident. Another concern was delivery drivers, mainly Amazon. She has seen trucks parked to deliver on busy roads, in no hurry, blocking traffic and causing backups. She feels that because deliveries are more common now, it's a concern that needs to be addressed before an accident occurs.

Public Portion #2 closed at 8:01 p.m.

Comments following Public Portion:

Mayor Gardner stated that Mark Grubiss is taking a look to see about fixing the City Hall parking lot. It's a bigger issue because it's City property and can't be done with road funds. Because it's been done over multiple times, it's too high so that is being looked into as well. With respect to applicants, **Mayor Gardner** stated that he emailed back everyone who applied asking for a response back with the best time to give them a call and there was only one person who did not respond back.

Mayor Gardner added that he will have Mark Grubiss take a look at the trees along the roadway. With regards to the delivery truck issue, if you see a unsafe conditions, call the police. **Mayor Gardner** added that he would talk to the Police Chief to see if there is any other traffic enforcement code necessary. **Councilman Jarmuszkiewicz** asked if contacting Amazon would be an option. **Mayor Gardner** said he could look into it through a contact he has at Amazon. **Councilwoman Taylor Draper** suggested also getting the number of the driver or even a picture to report so maybe the behavior would change.

FOR THE GOOD OF THE ORDER/FOR THE GOOD OF THE COMMUNITY:
(Audio: 1:02:02 – 1:08:05)

Council Vice President Kline stated that because this is **Councilwoman Miller**'s first Regular Council meeting, he wanted to acknowledge that there are now three accountants on Council (**Council Vice President Kline, Councilwoman Belich, and Councilwoman Miller**) and "You can never be too many accountants on City Council." A Council Cap was then presented to **Councilwoman Miller** by **Council Vice President Kline**.

Councilwoman Belich wanted to let residents know that spring will be coming and on the Chagrin River Watershed Partners' Facebook page they have an online speaker series with some really interesting and nice events they host. You can register and log in and watch. **Councilwoman Miller** added that they do record them so you can view them after the fact.

ADJOURNMENT (Audio: 1:08:10 – 1:08:35)

Motion was made by **Councilwoman Belich**, seconded by **Councilwoman Miller**, to adjourn.

Discussion on the Motion:

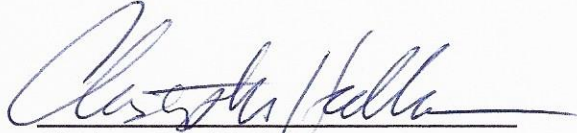
None

Roll Call: **AYES:** Belich, Hallum, Jarmuszkiewicz, Kline, Knecht, Miller, and Taylor Draper.
 NAYS: None
 Vote: 7/0


Motion Carries to adjourn the Regular Council meeting of January 13, 2022.

The meeting was adjourned at 8:08 p.m.

APPROVED: January 27, 2022
 Date



Christopher Hallum
President of Council

ATTEST: 

Karen Mehollin
Clerk of Council