

President of Council
CHRISTOPHER HALLUM

Vice President of Council
MICHAEL KLINE

Clerk of Council
KAREN MEHOLLIN

City of Willoughby Hills

Regular Council Meeting

Minutes of October 13, 2022

COUNCIL:

JULIE A. BELICH

JOE JARMUSZKIEWICZ

DANIEL KNECHT

VICKI MILLER

TANYA TAYLOR DRAPER

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, October 13, 2022 at 7:00 p.m. in Council Chambers. Council Vice President Kline presided.

Call to Order 7:00 p.m. (Audio: 0:00 – 0:14)

Cell Phone Reminder to Turn off Devices

Pledge of Allegiance (Audio: 0:16 – 0:32)

ROLL CALL (Audio: 0:38 – 3:03)

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

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

Absent: Council President Chris Hallum.

Motion made by Councilwoman Taylor Draper, seconded by **Councilwoman Belich** to excuse Council President Hallum from tonight's Regular Council Meeting.

Discussion on the Motion:

None.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.

NAYS: None

Vote: 6/0

Motion carries to excuse **Council President Hallum** from tonight's Regular Council Meeting.

Motion made by Councilwoman Belich, seconded by **Councilwoman Miller** to appoint **Councilwoman Taylor Draper** as Council Vice President Pro Tem for tonight's Regular Council Meeting.

Discussion on the Motion:

None.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, and Belich.
NAYS: None
ABSTAIN: Taylor Draper.
Vote: 5/0

Motion carries to appoint **Councilwoman Taylor Draper** as Council Vice President Pro Tem for tonight's Regular Council Meeting.

DISPOSITION OF THE JOURNAL (Audio: 3:08 – 3:59)

Motion made by Councilwoman Miller seconded by **Councilwoman Belich** to adopt the minutes of the September 22, 2022 Regular Council Meeting.

Discussion on the Motion:

None.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.
NAYS: None
Vote: 6/0

Motion carries to adopt the meeting minutes of the September 22, 2022 Regular Council Meeting.

COUNCIL CORRESPONDENCE AND MISCELLANEOUS REPORTS (Audio: 4:02 – 4:22)

9/22/22 email from Jim Kinnaird, re: ODNR Link.

9/23/22 email from Pietro DiFranco, re: Ordinance 2022-054.

9/23/22 email from Assistant Finance Director, re: Resolution 2022-021.

9/23/22 email from Julie Belich, re: Nature Walk.

9/25/22 email from Laura Templar, re: Gloria Majeski.

9/26/22 email from Pietro DiFranco, re: Maypine and West Pines Develop. Info.

9/26/22 email from Mayor Gardner, re: Signatures & Meeting Coverage.

9/26/22 email from Gloria Majeski, re: WH PCABR Meeting 10.6.22 at 7:30pm.

9/26/22 email from Gloria Majeski, re: WH Recreation Commission Meeting – Wed 10/5/22 – at 7:00pm.

9/26/22 email from Gloria Majeski, re: WH Master Plan Revision Meeting – October 6, 2022 – 7:00pm.

9/26/22 email from Mayor Gardner, re: Fall District Meeting – Rough Draft.

9/27/22 email from Pietro DiFranco, re: Municipal Bridge Inspection Program Renewal (2023).

9/27/22 email from Omar Abu-Hajar, re: Municipal Bridge Inspection program Renewal (2023).

9/27/22 email from Stephanie Kellner, re: Adopted Legislation for September – Willoughby Hills.

9/27/22 email from Pietro DiFranco, re: PC-ABR Meeting 10/6.

9/27/22 email from Jim Kinnaird, re: ODNR Link.

9/27/22 email from Mayor Gardner, re: Senior Services Levy, Issue 5.

9/28/22 email from Tanya Taylor Draper, re: Master Plan Update to Website.

9/28/22 email from Laura O'Donnell, re: Outdoor Signs.

9/28/22 email from Mike Tobin, re: Civil Service Commission Meeting Notification to Media.

9/28/22 email from Laura O'Donnell, re: Outdoor Signs.

9/28/22 email from Pietro DiFranco, re: PC-ABR Agenda – maybe.

9/28/22 email from Katherine Lloyd, re: PC-ABR.

9/29/22 email from Katherine Lloyd, re: PCABR Meeting 10/6/22 at 7:30pm.

9/29/22 email from Pietro DiFranco, re: PC-ABR Agenda – maybe.

9/29/22 email from Chris Hallum, re: Senior Services Levy, Issue 5.

9/29/22 email from Katherine Lloyd, re: Master Plan Minutes 8/25/22.

9/29/22 email from Laura O'Donnell, re: Outdoor Signs.
9/30/22 email from Michael Lucas, re: Fellows Lawsuit.
9/30/22 email from Michael Lucas, re: Fellows Litigation.
9/30/22 email from Stephanie Kellner, re: Adopted legislation for September – Willoughby Hills.
10/1/22 email from Mayor Gardner, re: Opioid Settlement Payment Update (Willoughby Hills).
10/2/22 email from Laura O'Donnell, re: Rec Comm Agenda.
10/2/22 email from Laura O'Donnell, re: Rec Comm Agenda.
10/2/22 email from Michael Lucas, re: Law Director Position.
10/3/22 email from Michael Lucas, re: Ordinance 2020-10.
10/3/22 email from Michael Lucas, re: Fellows litigation.
10/3/22 email from Laura O'Donnell, re: Rec Comm Mtg draft agenda.
10/3/22 email from Michael Lucas, re: Please place on current agenda.
10/3/22 email from Pietro DiFranco, re: Willoughby Hills city Engineer Report 221003.
10/3/22 email from Assistant Finance Director, re: Please place on current agenda.
10/3/22 email from Michael Lucas, re: Please place on current agenda.
10/3/22 email from Laura O'Donnell, re: Agenda...again.
10/3/22 email from Frank Brichacek, re: Commission Reports as of 9/30/22.
10/3/22 email from Rec Commission, re: Rec Commission Reports as of 9/30/22.
10/3/22 email from Rec Commission, re: Rec Commission Reports as of 9/30/22.
10/3/22 email from Michael Lucas, re: Service Department CBA Amendment Ordinance.
10/3/22 email from Rec Commission, re: Recreation Center Report for 10/5/22.
10/4/22 email from Will. Hills Recreation Department, re: Rec Commission reports?
10/4/22 email from Will. Hills Recreation Department, re: Sanctioning.
10/4/22 email from Building Department, re: PC/ABR Meeting – Thursday 10/6/22.
10/4/22 email from Charles Booth, re: PC/ABR Meeting – Thursday 10/6/22.
10/4/22 email from Chuck Szucs, re: Thursday's Planning Commission Meeting – Pat Perrino – West Pines Subdivision.
10/4/22 email from Building Department, re: Ordinance 2022-057 Chapter 1373 amendments.
10/4/22 email from Assistant Finance Director, re: Resolution for signatories.
10/4/22 email from Pietro DiFranco, re: PCABR Preliminary Review – West Pines Subdivision – SOM Center Rd.
10/4/22 email from Michael Tobin, re: City Roster – updated 090422 final.
10/4/22 email from Pat Perrino, re: Thursday's Planning Commission Meeting – Pat Perrino – West Pines Subdivision.
10/4/22 email from Pietro DiFranco, re: PCABR Preliminary Review – West Pines Subdivision – SOM Center Rd.
10/4/22 email from Deer Program/Eastlake, re: Deer Management.
10/5/22 email from Tanya Taylor Draper, re: PCABR Preliminary Review – West Pines Subdivision – SOM Center Rd.
10/5/22 email from Katherine Lloyd, re: Rec Commission Meeting Agenda.
10/5/22 email from Building Department, re: PC-ABR Signs for residents.
10/6/22 email from Michael Tobin, re: 10/12 Civil Service Meeting.
10/6/22 email from Building Department, re: Ordinance 2022-057 Chapter 1373 amendments.
10/6/22 email from Building Department, re: PCABR Preliminary Review – West Pines Subdivision – SOM Center Rd.
10/6/22 email from Patty Fulop, re: July & August Unemployment and July Economic Dashboard.
10/6/22 email from Michael Lucas, re: Clerk of Courts.
10/6/22 email from Assistant Finance Director, re: Clerk of Courts.
10/6/22 email from Michael Tobin, re: 10/12 Civil Service Meeting.

10/6/22 email from Frank Brichacek, re: City of Willoughby Hills – Property & Liability Insurance Program.

10/6/22 email from Frank Brichacek, re: City of Willoughby Hills – Property & Liability Insurance Program.

10/6/22 email from Michael Lucas, re: Revised Ordinance re Clerk of Courts under CBA.

10/6/22 email from Council Clerk, re: Gen Liability Insurance Ordinance.

10/7/22 email from Michael Lucas, re: Gen Liability Insurance Ordinance.

10/7/22 email from Michael Lucas, re: Ordinance 2022-057.

10/7/22 email from Pietro DiFranco, re: List of Goals – West Pines Subdivision.

10/7/22 email from Lake Development Authority, re: Lake Develop. Auth. September/October Newsletter.

10/7/22 email from Assistant Finance Director, re: New hire.

10/7/22 email from Laura O'Donnell, re: Quick Sign Question...

10/8/22 email from Robert Gandee, re: 75th Anniv – Save the Date.

PUBLIC PORTION #1 (Audio: 4:24 – 21:20)

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

Public Portion #1 opened at 7:04pm.

Nicole Beck, 333 Clarmont Road, Willowick, Ohio 44095 spoke on the upcoming Willoughby-Eastlake School Levy, Issue 3 renewal, and encouraged residents to vote for it and discussed the reasons why residents should vote for the levy. One reason being that if it should fail, there will be numerous cuts within the District.

Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, Ohio 44094 spoke on personnel related legislation on the agenda and questioned Union involvement; asked why going from a Union position to non-union position? Union busting?

Sean Cahill, 37155 Chardon Road, Willoughby Hills, Ohio 44094 spoke on his reasons for not wanting the traffic camera legislation to pass tonight stating specifically safety issues and fiscally irresponsible.

Public Portion #1 closed at 7:19pm.

Questions/comments following Public Portion #1:

Councilman Jarmuszkiwicz responded to Mr. Cahill in saying that the stationary cameras have been discussed over the last 6-8 weeks and safety of the officers is a large consideration.

Council Vice President Kline responded to Ms. Bing stating that report issued by SERB (Ohio Employee Relations Board) will explain Union Busting.

MAYOR'S REPORT (Audio: 21:25 – 27:55)

Mayor Gardner reported the following:

- This week is the 100th Anniversary of National Fire Prevention Week with the theme "Fire Won't Wait, Plan Your Escape." Fire Chief Gandee and all of the members of the Willoughby Hills Fire Department encourage all residents to have an Escape Plan in the event of a fire in their home. Any questions about fire prevention, fire safety, or help in creating a plan call the Fire Department's Fire Prevention Bureau at 440-918-8710.
- Thank you to all who attended or participated in the Fall Craft Show and the Classic 5K Run/Walk last weekend. The Craft Show was a vendor sell-out with over 800 attendees. Thank you to Laura O'Donnell and the Recreation Commission for their hard work. Also thank you to

Matt Dietz and his team at Classic Lexus. The 5K benefitted Velosano and St. Noel Church Food Pantry. In addition, thank you to Officers Fink and Continenza for their outstanding Crime Prevention/Surviving and Active Shooter presentation at the Community Center Wednesday.

- Shred Day will be October 15th from 9am to noon at the Community Center parking lot due to construction at City Hall.
- Trivia Night will be next Tuesday, October 18th starting at 7:00pm in the O’Ryan Room. Anyone age 50 and over is welcome to join the friendly competition.
- Some Halloween Events: The City’s Halloween Party will be Friday, October 21st from 6-8pm at the Community Center. City Trick or Treating hours will be between 6:00 and 8:00pm on Monday, October 31st.
- City Hall’s East Driveway is under construction for about the next two weeks. Traffic will be maintained by please use caution in the area. In addition, the front entrance to City Hall is being renovated as part of the project so please use the rear (Police Department) entrance while the front entrance is closed.
- Thank you to Gary Pratt for the Noise Abatement Council report. For the third quarter (July to September 2022) there were 9,440 operations; 103 additional operations during the Voluntary Noise Abatement hours (11pm-7am). Nine complaints received from one non-Willoughby Hills resident.

Questions/comments following Mayor’s Report:

Councilwoman Taylor Draper asked if there will be signs up for Shred Day noting the location change. **Mayor Gardner** stated that there will be staff on premises as well as visibility in front of the Community Center.

Councilwoman Belich asked what kind of complaints were reported in the NAC report. **Mayor Gardner** stated that it was noise complaints from one resident nine separate times.

LAW DIRECTOR’S REPORT (Audio: 27:57 – 31:52)

Law Director Lucas reported the following:

- Update on House Bill 563 (limiting local regulations of short term rentals): The status continues as it has for the last 6 months. Local government committee report in May recommended approval of the Bill by a 9:3 vote. The next step will bring it to the House for a vote but hasn’t been placed on the House yet. Full House vote once it’s introduced.

Questions/comments following Law Director’s Report:

Councilwoman Belich asked about the Air BnB locations that are still operating locally and are booked.

Law Director Lucas answered that before the Bill was introduced letters were mailed. Everything has since been in a holding status and therefore the local short term rentals are still operating.

FINANCE DIRECTOR’S REPORT (Audio: 31:55 – 34:38)

Finance Director Brichacek discussed the following:

- Income tax revenue is 9.5% ahead of this time last year mostly due to increase of withholding taxes.
- \$61,000 behind in Court revenue from last year mainly due to the temporary shut down of the court. It should start picking up again.
- Fire/EMS revenue is up \$31,000.
- Gasoline and motor vehicle taxes were about \$24,000 behind what was budgeted.
- Overall, on target with revenue budget.

Questions/comments following Finance Director's Report:

None.

CITY ENGINEER'S REPORT (Audio: 34:40 – 36:16)

City Engineer DiFranco reported the following:

- In addition to the front drive project, the salt dome is also ongoing. Both projects will last about 3-4 weeks and will be monitored closely.
- Update to Beech Hills AirBnB from 2 years ago – it is getting cleaned up after a zoning inspection 2 weeks ago. The owner is working with the Lake County Building Department to get his building inspections performed to fix and sell the property.

Questions/comments following City Engineer's Report:

None.

COMMITTEE REPORTS (Audio: 36:20- 41:29)

PC-ABR – reported by Councilwoman Taylor Draper (Audio:

Councilwoman Taylor Draper reported the following:

- PC-ABR meeting held on October 6th
- During the Architectural Board of Review:
 - Postponed approval for a house addition at 37601 Eagle Road because the plans were not all there. Homeowners will return.
 - Approval on signage upgrade at 2860 Bishop Road.
- During Planning Commission:
 - West Pines Development received preliminary approval. There are 7-10 items to correct/present for the next meeting in order to continue review of project, one item being parking.
- Master Plan Meeting (held before PC-ABR meeting on 10/6)
 - David Radachy and his assistant compiled a list of concerns for review; nothing has been finalized. It is a work in progress.

Questions/comments following the PC-ABR Report:

Councilman Jarmuszkiewicz asked what sign was upgraded. **Councilwoman Taylor Draper** responded that it was a Daycare at 2860 Bishop Road.

Recreation Commission Report by Councilman Jarmuszkiewicz (Audio: 40:16 – 41:27)

Councilman Jarmuszkiewicz reported the following:

- Pickleball season will be coming to a close on November 1st. There will be a wrap up meeting soon after.
- Shred Day is Saturday from 9-noon at the Community Center.
- Willoughby Hills Halloween Party is Friday, October 21st from 6-8 at the Community Center.
- Recreation Commission is still looking for additional members to join.

Questions/comments following the Recreation Commission Report:

None.

Beautification Committee – reported by Councilwoman Taylor Draper:

No report.

Finance Committee Report by Council Vice President Kline:

No report.

Business Subcommittee – reported by Council Vice President Kline:

No report.

Questions/comments following Committee Reports:

None.

UNFINISHED BUSINESS (Audio: 41:33 – 43:34)

Councilwoman Taylor Draper reassured residents that Council will soon be discussing delivery hour issues.

Councilman Jarmuszkiewicz let residents know that deer culling will be a discussion with Council soon as well. **Councilwoman Belich** encouraged residents to comment and give their opinions with regard to deer management.

LEGISLATION (Audio: 43:36 – 1:07:20)

ORDINANCE 2022-034 AMENDED – THIRD READING

AN ORDINANCE AMENDING PART SEVEN - BUSINESS REGULATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO WITH THE ESTABLISHMENT OF CHAPTER 759 CAPTIONED “MEDICAL MARIJUANA LICENSURE”.

Council Vice President Kline stated that this would remain on Third Reading.

ORDINANCE 2022-051 – THIRD READING

AN ORDINANCE AMENDING PART 3-TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS BY THE ESTABLISHMENT OF CHAPTER 315 CAPTIONED “OFFICER-OPERATED HANDHELD TRAFFIC LAW ENFORCEMENT DEVICE.”

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilman Jarmuszkiewicz** to adopt Ordinance 2022-051.

Discussion on the Motion:

Councilwoman Taylor Draper stated that concerns have been heard. Discussions with the Police Chief and JenOptik have also taken place. Something has to be done to help stop the speeding issue in the City.

Councilwoman Miller commented that hand held cameras are not a replacement for traffic stops, they are just an additional tool for the officers.

Councilwoman Belich stated that there is a 90-day out clause for an opportunity to try the program and see how things go.

Councilman Jarmuszkiewicz commented that he’s hoping the cameras will help discourage speeding and protect the officers on the job.

Council Vice President Kline stated that, based on previous discussions with JenOptik and the Police Chief, studies have shown that the use of the program over time discourages speeding and will help protect the Police Force and residents.

Mayor Gardner complimented Police Chief Naegele on educating Council. Speeding is the number one complaint in the City. It's been a long two and a half year journey to this point.

Roll Call: **AYES:** **Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.**
NAYS: **None**
Vote: 6/0

Motion carries to adopt Ordinance 2022-051.

ORDINANCE 2022-052 – THIRD READING

AN ORDINANCE TO AMEND CHAPTER 505 OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, TITLED “ANIMALS AND FOWL;” AND SPECIFICALLY ESTABLISH SECTION 505.09 CAPTIONED “ANIMAL DEFECATION AS A NUISANCE.”

Motion was made by **Councilman Jarmuszkiewicz**, seconded by **Councilwoman Belich** to adopt Ordinance 2022-052.

Discussion on the Motion:

Councilman Jarmuszkiewicz stated that this Ordinance gives a little more definition that “littering” and protects against other people’s animals defecating on your property.

Councilwoman Taylor Draper commented that animal feces also carries bacteria and is a health hazard.

Roll Call: **AYES:** **Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.**
NAYS: **None**
Vote: 6/0

Motion carries to adopt Ordinance 2022-052.

ORDINANCE 2022-053 – THIRD READING

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH TRAFFIPAX, LLC, A MEMBER OF THE JENOPTIK GROUP, A DULY ORGANIZED AND EXISTING DELAWARE LIMITED LIABILITY COMPANY, WITH A BUSINESS ADDRESS AT 16490 INNOVATION TRAIL, JUPITER, FLORIDA 33478, TO PROVIDE BUSINESS AND TECHNOLOGY SERVICES TO FACILITATE THE DETECTION, ISSUANCE, AND/OR PROCESSING OF VIOLATIONS OF THE CITY OF WILLOUGHBY HILLS TRAFFIC LAWS OR CODE ENFORCEMENT PROGRAMS.

Motion was made by **Councilman Miller**, seconded by **Councilman Knecht** to adopt Ordinance 2022-053.

Discussion on the Motion:

No discussion.

Roll Call: **AYES:** **Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.**
NAYS: **None**
Vote: 6/0

Motion carries to adopt Ordinance 2022-053.

ORDINANCE 2022-055 – SECOND READING

AN ORDINANCE ESTABLISHING THE POSITION OF CITY COMMUNICATIONS SUPERVISOR, FIXING THE SALARY FOR SAID POSITION AND DECLARING AN EMERGENCY.

Council Vice President Kline stated that this would remain on Second Reading.

ORDINANCE 2022-056 – FIRST READING

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND TEAMSTERS LOCAL 436 TO INCREASE THE HOURLY RATE EXCLUSIVELY FOR THE JOB POSITION AND TITLE OF ROAD CREW, PROBATIONARY (YEAR 3), UNDER THIS COLLECTIVE BARGAINING AGREEMENT’S “APPENDIX A, HOURLY RATES-SERVICE DEPARTMENT” FROM THE CURRENT YEAR 3 HOURLY RATE OF \$19.77 FOR THIS POSITION TO \$23.57, EFFECTIVE AUGUST 1, 2022, AND DECLARING AN EMERGENCY.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Belich** to waive the Three Reading Rule on Ordinance 2022-056.

Discussion on the Motion:

Councilwoman Taylor Draper stated that the City is losing people to higher paying Cities and Willoughby Hills needs to be competitive.

Councilwoman Belich agreed and stated that it is very difficult to find road crews.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.

NAYS: None

Vote: 6/0

Motion carries to waive the Three Reading Rule on Ordinance 2022-056.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Belich** to adopt Ordinance 2022-056.

Discussion on the Motion:

No discussion.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.

NAYS: None

Vote: 6/0

Motion carries to adopt Ordinance 2022-056.

ORDINANCE 2022-057 – FIRST READING

AN ORDINANCE AMENDING CHAPTER 1373 OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO, TITLED “REGISTRATION OF CONTRACTORS”; SPECIFICALLY, SECTION 1373.01, SECTION 1373.03, SECTION 1373.06, AND SECTION 1373.99, REPEALING ANY CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

Council Vice President Kline stated that this would remain on First Reading.

ORDINANCE 2022-058 – FIRST READING

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS AND AMERICAN FEDERATION OF STATE, LOCAL, AND MUNICIPAL EMPLOYEES LOCAL 3058-2 AND OHIO COUNCIL 8, AFL-CIO, SPECIFICALLY ARTICLE 14 VACATIONS, TO ALLOW THE OUTSIDE HIRE BY THE CITY TO THE JOB POSITION OF CLERK OF COURTS, ONLY, TO IMMEDIATELY RECEIVE UPON HIRING VACATION LEAVE BASED UPON A LENGTH OF SERVICE SPECIFIED AS AFTER FIVE (5) YEARS AND EQUAL TO 120.0 HOURS OF FULLY PAID VACATION, AND DECLARING AN EMERGENCY.

Council Vice President Kline stated that this would remain on First Reading.

ORDINANCE 2022-059 – FIRST READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR GENERAL LIABILITY INSURANCE COVERAGE FOR THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.

Motion was made by Councilwoman Miller, seconded by Councilwoman Taylor Draper to waive the Three Reading Rule on Ordinance 2022-059.

Discussion on the Motion:

Councilwoman Miller commented that Council needs to move on this before the October 17th expiration date.

Councilwoman Belich stated that the increase is to be expected and that the deductibles remain the same.

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

NAYS: None

Vote: 6/0

Motion carries to waive the Three Reading Rule on Ordinance 2022-059.

Motion was made by Councilwoman Miller, seconded by Councilman Knecht to adopt Ordinance 2022-059.

Discussion on the Motion:

No discussion.

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

NAYS: None

Vote: 6/0

Motion carries to adopt Ordinance 2022-059.

RESOLUTION 2022-025

A RESOLUTION DESIGNATING THE AUTHORIZED SIGNATORIES FOR THE MAYOR'S COURT BANK ACCOUNTS WITH HUNTINGTON NATIONAL BANK, AND DECLARING AN EMERGENCY.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller** to waive the Three Reading Rule on Resolution 2022-025.

Discussion on the Motion:

Councilwoman Taylor Draper explained that this Resolution will enable to the new Clerk of Court signature privileges with the bank.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.
 NAYS: None
 Vote: 6/0

Motion carries to waive the Three Reading Rule on Resolution 2022-025.

Motion was made by **Councilwoman Taylor Draper**, seconded by **Councilwoman Miller** to adopt Resolution 2022-025.

Discussion on the Motion:

No discussion.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.
 NAYS: None
 Vote: 6/0

Motion carries to adopt Resolution 2022-025.

NEW BUSINESS (Audio: 1:07:21 – 1:07:30)

No New Business.

PUBLIC PORTION #2 (Audio: 1:07:33 – 1:35:25)

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

Public Portion #2 opened at 8:07pm.

Daniel P. Troy, 31600 Lakeshore Boulevard, Willowick, Ohio 44095 stated that he is hoping to represent Willoughby Hills beginning January 1, 2023 with the redistricting. He continued to speak on the hand-held camera issue stating that hand-held isn't as much of an issue as stagnant cameras. Mr. Troy commented that, in regards to the Air BnB issue, he is opposed to legislation and feels this should be left to the communities to regulate, not State. He encouraged Council to "keep on radar" issues regarding the regulation of Ohio's municipal income taxes. Also, note an upcoming proposed bill (House Bill 552) in lame duck session that will raise the contribution up to 26% in the Fire and Police Pension Fund.

Alyce Germovsek, 2892 Rockefeller Road, Wickliffe, Ohio 44092 asked if the monitors up now on poles part of the program? Are they collecting data? She stated her concerns with regard to speeding in the SOI school zone on Chardon Road. Ms. Germovsek also asked for an explanation of a NOPEC letter she received.

Linda Fulton, 2990 Marcum, Willoughby Hills, Ohio 44094 spoke of a situation on Route 91 in the school zone regarding the traffic line. All South bound traffic was blocked because of the line heading North sitting across 4 lanes of traffic. She stated that something needs to be done – possibly re-routing in the school parking lot – as it's very dangerous. She also commented that the Safety Program last night was wonderful.

Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, Ohio 44094 stated that she is glad Mr. Troy spoke about redistricting as there are many people she's encountered who are unaware that Willoughby Hills has been redistricted in that the City is not with Eastern Lake County as it was before. Ms. Bing suggested adding something to the newsletter to make residents aware of the redistricting lines.

Tony Miller, 2857 Hayes Drive, Willoughby Hills, Ohio 44094 voiced his concerns about deer culling and acreage. He stated that assigning acreage is happening in other cities but is concerned that he lives on two acres that back up against a MetroPark. He feels that exceptions with acreage are needed.

Sean Cahill, 37155 Chardon Road, Willoughby Hills, Ohio 44094 stated that it's important to have discussions even though he is in disagreement with Council. Mr. Cahill said he has faith in the police who are trained to stop people speeding. He does not have faith that the people speeding will slow down and not hit his family. Tickets in Lindale have not gone down, they've stayed the same or gone higher. He commented that he appreciates the 90 day period to reassess but what would have to happen to pull out of this deal in 90 days? Mr. Cahill stated that he felt like Council was not interested in reassessing in 90 days, but hopes that he is wrong.

Public Portion #2 closed at 8:25pm.

Questions/comments following Public Portion #2:

Councilwoman Miller thanked Mr. Troy for coming in. She also responded to Ms. Germovsek in saying that the cameras currently installed are Flock cameras, not speed cameras, that are run through a database. **Councilwoman Miller** let Ms. Germovsek know that she had a NOPEC sheet with her to help understand and would give it to her after the meeting. To Ms. Fulton, **Councilwoman Miller** asked if the school she was referring to was Cornerstone School.

Councilman Jarmuszkiewicz commented that officers do have the option of stopping. The idea of the cameras is to protect people by slowing people down and protecting the officers as well. He feels that the cameras and signs posted will encourage people to slow down.

Councilwoman Belich commented that she is grateful for the 90 day period for follow-up and assessment. As for speeding in the school zone, she agrees that a traffic study needs to be done.

Mayor Gardner stated to Mr. Troy that he will certainly weigh in for municipalities. Higher contributions will not be sustainable. To Ms. Germovsek, those are the Flock Cameras and data is retained to help fight crime. The City is asking for a speed study to be done in the school zone on Route 6. To Ms. Fulton, her concerns about Route 91 during school hours will definitely be passed along to the Police Chief. **Mayor Gardner** finished in saying that there is a Q&A section in the newsletter regarding NOPEC understanding.

FOR THE GOOD OF THE ORDER/FOR THE GOOD OF THE COMMUNITY

(Audio: 1:35:29 – 1:38:37)

Councilwoman Miller reminded residents of the Nature Walk with John Lillich on October 22nd at Hach-Otis on Skyline Drive at 1:00pm.

Councilwoman Belich agrees with Ms. Bing about the redistricting concern. She added that the League of Women Voters has been hosting events to meet the candidates and get to know them. There will be 2 more in the future. In addition, the League of Women Voters also puts out a publication to help better understand the candidates and their platforms.

Councilwoman Miller the other two event dates Councilwoman Belich mentioned are Tuesday, October 18th at the Perry Library at 8:00pm and Wednesday, October 19th at Kirtland High School at 6:00pm.

ADJOURNMENT (Audio: 1:38:39 – 1:39:03)

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

Discussion on the Motion:

None.

Roll Call: **AYES:** Jarmuszkiewicz, Kline, Knecht, Miller, Taylor Draper, and Belich.

NAYS: None

Vote: 6/0

Motion carries to adjourn the Regular Council meeting of October 13, 2022.

The meeting was adjourned at 8:39pm.

APPROVED: 10/27/22
Date



Michael Kline
Vice President of Council
Chairman Pro-Tem

ATTEST: 

Karen Mehollin
Clerk of Council