

STANDING COMMITTEES OF COUNCIL

Committee of Full, Mr. Cox – We had a short meeting this evening regarding gas wells on the WPCC property.

Economic Development Committee, Mr. Black – No report.

Environmental Planning Committee, Mr. Ranally – No report.

Finance and Audit Committee, Mr. Ranally – No report.

Parks & Recreation Committee, Mr. Woodin – No report.

Personnel Committee, Mr. Harrold – No report.

Safety Committee, Mr. Black – No report.

Service Committee, Mrs. Manning – No report.

WPCC Committee, Mr. Harrold – No report.

Clean City Commission, Mr. Cox – The Clean City Commission is getting their float ready for the Frontier Days Parade.

Planning Commission, Mr. Fiala – Planning Commission has approved and recommends approval of the amendment to Chapter 1105.

Shade Tree Commission, Mrs. Manning – The Shade Tree Commission is getting their float ready for the parade on Sunday.

CORRESPONDENCE

No correspondence.

PUBLIC PORTION

Shelia Guzik, 4194 Madison Avenue - Had sewer back up in her home last month but did not report it.

Mr. Tomaselli will send someone out to dye test tomorrow after 4:00 p.m.

At the request of Councilman Ranally, Mr. Tomaselli read a summary of his department's response to all the flooding complaints reported. All the streets mentioned were videoed and cleaned.

Mr. Ranally commented that there have been a number of problems in areas where the county has done repairs to waterline breaks. Mr. Tomaselli said he has asked the county to let him know if they see the city's pipes exposed when they are working on a water break.

Mr. Sayles said that it looks as if the things the Service Department found explain most of the flooding problems, such as broken pipes and pipes full of debris. Mr. Sayles feels a

major sewer study may not be needed, but is considering an overall city wide drainage master plan. He suggested that the Service Department adopt a policy that whenever a water break occurs, the Sewer Department would go out within a day or two to televise and clean the sewer.

Barbara Arter, 37742 Third St. – Flooded about a month ago. Commented that the repair on Church Street did not make a difference.

Mr. Tomaselli explained to Ms. Arter that she needs to have a contractor look at the problems at her house. The Sewer Department would also come out to meet with that contractor.

NEW BUSINESS

Motion made and seconded that all ordinances and resolutions be read by caption only and that as to legislation not containing an emergency clause, the rules requiring that ordinances and resolutions be read on three separate days be waived.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

ORDINANCE NO. 2007-106

An Ordinance amending Chapter 1105 of the Codified Ordinances of the City of Willoughby, Ohio, entitled, “Administrative Powers and Duties”; specifically, Section 1105.03 entitled, “Planning Commission” and Section 1105.04 entitled, “Board of Zoning Appeals”.

Motion made and seconded to pass Ordinance No. 2007-106.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

ORDINANCE NO. 2007-107

An Ordinance amending Chapter 179 of the Codified Ordinances of the City of Willoughby, Ohio, entitled, “City Records Commission”.

Motion made and seconded to pass Ordinance No. 2007-107.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

ORDINANCE NO. 2007-108

An Ordinance establishing Chapter 1352 of the Codified Ordinances of the City of Willoughby, Ohio, entitled, “Storm Water Management”.

Motion made and seconded to pass Ordinance No. 2007-108.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

RESOLUTION NO. 2007-109

A Resolution providing for the City of Willoughby, Ohio, to collect a quarterly video service provider fee from AT&T Ohio of three percent (3%), based on a percentage of the

gross revenue.

Motion made and seconded to adopt Resolution No. 2007-109.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

RESOLUTION NO. 2007-110

A Resolution authorizing the Mayor to enter into an amendment to extend the contract with IntelliNet Corporation in the amount of \$3,000 per month for a sixth additional term of twelve (12) months to provide computer consulting and related network support services necessary to the operation of the Willoughby Municipal Court's Filenet Document Imaging System; and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2007-110 be declared an emergency measure.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2007-110.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

RESOLUTION NO. 2007-111

A Resolution authorizing the Director of Public Service to prepare plans and specifications and to advertise for bids for the Willoughby Police Department Roof Replacement Project, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2007-111 be declared an emergency measure.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2007-111.

Roll Call: 7 yes
0 no

Motion carried 7 to 0

RESOLUTION NO. 2007-112

A Resolution authorizing the Mayor to make application to the Ohio Attorney General's Office for the purpose of acquiring financial assistance for the 2007-2008 Drug Abuse Resistance Education (D.A.R.E.) Law Enforcement Grant Program, and declaring an emergency.

Motion made and seconded to amend Resolution No. 2007-112, Section 1, by changing 50% to 100%.

Roll Call: 7 yes

0 no Motion carried 7 to 0

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Resolution No. 2007-112 be declared an emergency measure as amended.

Roll Call: 7 yes
0 no Motion carried 7 to 0

Motion made and seconded to adopt Resolution No. 2007-112 as amended.

Roll Call: 7 yes
0 no Motion carried 7 to 0

ORDINANCE NO. 2007-113

An Ordinance certifying to the auditor of Lake County certain unpaid bills owing to the City of Willoughby, Ohio, and declaring an emergency.

Motion made and seconded that the rules of Council requiring three separate readings be suspended and that Ordinance No. 2007-113 be declared an emergency measure.

Roll Call: 7 yes
0 no Motion carried 7 to 0

Motion made and seconded to pass Ordinance No. 2007-113.

Roll Call: 7 yes
0 no Motion carried 7 to 0

ORDINANCE NO. 2007-114

An Ordinance accepting the Final Plat for Rionero Estates Subdivision.

Motion made and seconded to pass Ordinance No. 2007-114.

Roll Call: 7 yes
0 no Motion carried 7 to 0

MAYOR'S REPORT – No report. Thanked everyone for their well wishes over the last month. Commented on being able to keep in touch with what was going on through email and cell phones.

Councilman Ranally referred to a copy of a letter he received. He asked what the law was about paint ball shooting in residential neighborhoods. Police Chief Straube answered that it falls under the firearms ordinance.

Councilwoman Manning thanked the Mayor for helping with a noise issue.

Councilman Harrold also thanked the Mayor for helping with an issue.

OTHER REPORTS

Assistant Law Director Simpson – No report. Councilman Woodin asked if for an update on the property on Lost Nation, southeast of Rt. 2 regarding the Osborne Development.

Mayor Anderson answered that there were ongoing talks with all the parties involved. There will be another major meeting the first week of October with the Ohio EPA, Federal EPA, Corps of Engineers, the Ohio Attorney General's Office and the Justice Department in Washington. They will discuss the issue on that Tuesday and visit the site on Wednesday to see if they can resolve the issue without going through the court process. Hopefully by the end of October a decision will be made. Mayor Anderson said he has been a participant in all of the meetings.

Service Director Tomaselli – The road program is coming to a close. There are some punch list items. Mentor Avenue is now opened and stripped. There is a punch list which includes cracked sidewalks, cracked road and rails to be installed. Councilman Fiala asked if there is a timeline established for the punch list items. Mr. Sayles said this is an ODOT Project, but CT's contracts state 14 days after notification.

Councilman Harrold commented that the Sewer Department did a super job on Melody.

City Engineer Sayles – Reported that we will be getting state assistance for the slope failure project on SOM Center by the railroad bridge. A schedule of projects will be set the first week of October. We will receive funds for our Issue 2 project for next year for the slope failure on Rt. 84. River Street slope failure will probably be in 2010 at the latest.

Mayor Anderson commended Mr. Sayles on getting the funding.

Council President Cox asked what happened to the water in the southern most Big Turtle Basin. Mr. Sayles said that there is actually silt building up and filling the basin and it needs to be maintained. Mr. Sayles said he, Mr. Tomaselli and the Mayor have been discussing creating a storm water utility and to start collecting a fee from the residents that would be dedicated strictly to storm water related issues. He commented that the new rules handed down from EPA are also for the city. He said there are around 200 miles of storm and sanitary sewers and to keep that system clean, we need more manpower. There needs to be discussion on how the city is going to fund this long term.

Councilman Woodin asked if Mr. Sayles was going to present the Two Town Ditch Study to Council. It was decided to discuss this report on September 18th at 7:00 p.m.

Fire Chief Zwegat – No report.

Police Chief Straube-. No report.

Chief Building and Zoning Inspector Smith– No report. Councilman Woodin asked about the Osborne property south of Lakeshore Blvd. between Eaglewood and Peach. He said that trees were cut down to about three feet high. He asked if this could be cleaned up more than what they have done. Mr. Smith said there can't be standing water on the property so they have ruts that need to be fixed, but that is the extent of what the city can make them do.

Councilman Ranally asked what Tom Ackerman was doing on Palmetto. Mr. Smith said they had repaved the asphalt areas. There was a swale in the back of the property, but with the paving and addition of stones, they need to re-establish the swale. Mr. Smith will contact them.

Councilman Woodin asked about a house on North Beachview that needs to be demolished. Mr. Smith will look into this.

Parks & Recreation Director Katz – We had a very busy swimming season . Osborne Pool had 52% of the swimmers, Euclid Avenue had 48%. The estimated revenue went over by 17%. Both pools were open an extra week this year. Doggie swim was very popular with over 150 dogs.

Councilman Ranally asked about the progress of the golf course project. Mr. Katz said the timeline is a little behind. The plans took a little more time and Mitch is having trouble getting three quotes on a couple of things.

Finance Director Rogowski– No report.

COUNCILMEN

Mr. Woodin – Asked if we will be looking at a Storm Water Management Committee. Mr. Cox said that storm water issues could be handled by the Service Committee.

Mr. Fiala – No report.

Mr. Ranally – Thanked Mr. Sayles and Mr. Smith for the meeting with property owners on Erie Road and Foothill and the developers of Highgate Bluff. Plans will be submitted to Mr. Sayles and Mr. Smith for storm water runoff from the development.

Thanked Mr. Tomaselli and his department for the report on flooding and the work they have done.

Mrs. Manning – No report.

Mr. Harrold – No report.

Mr. Black – No report.

Mr. Cox – Asked Mr. Smith if the roof problem at Victoria Landing Condos on Rt. 91 has been resolved. Mr. Smith said the repairs are done.

Regular Council Meeting adjourned at 9:15 p.m.

Date approved _____

Clerk of Council

Charles W. Cox, President

David E. Anderson, Mayor