

Wickliffe City Council Meeting
February 9, 2015

A regular meeting of Wickliffe City Council was called to order by Council President David Krych at 7:00 p.m. on Monday, February 9, 2015. The following were present at roll call:

MAYOR:	William Margalis
COUNCIL PRESIDENT:	David Krych
COUNCIL :	Bala, Ely, Jaworski, Koski, Levon, Matyja
LAW DIRECTOR:	William Gargiulo
FINANCE DIRECTOR:	Martin Germ
SERVICE DIRECTOR:	Joseph D'Ambrosio
ENGINEER:	Peter J. Formica
BUILDING COMMISSIONER:	Raymond F. Sack
RECREATION DIRECTOR:	Timothy E. Stopp
POLICE CHIEF:	Randy E. Ice
FIRE CHIEF:	James G. Powers
ECONOMIC DEVELOPMENT:	Jason Laver

APPROVAL OF MINUTES

Moved by Ms. Koski seconded by Mr. Ely that the minutes of the council meeting held on January 26, 2015 be approved as presented.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried.

REPORTS AND COMMUNICATIONS FROM MAYOR/SAFETY DIRECTOR - Mayor Margalis reported the following: He has forwarded this comment to all of council, this was from Mike DeWine, Attorney General and is giving us consumer tips following the Anthem problem. All of our employees are on the health plan for the health insurance and there was a data breach last week so the Attorney General is giving some tips on what to do to protect yourself in case of a breach. One of the things that probably could be done is to check annualreport.com, you are entitled to one free credit report per year for each of the three major credit companies. This correspondence also includes various things that can be done to make sure all is right. Anthem is working on it and we have contacted the County, there is nothing known that has been compromised yet.

On Monday, February 23 the annual Lake County Development Council Legislative breakfast will be held at LaMalfa, if anyone is interested in attending, this will be from 7:30 a.m. to 9:30 a.m., let Sue Iafelice know if you are interested and reservations will be confirmed for anyone wishing to attend. He further stated that he received a letter from the State Senator of the 25th District, Ken Yuko, concerning the state budget that the Governor has proposed, he read one excerpt from it. He will try to fix some of the changes that are being considered. Our local officials are also fighting for that and we wish them the best of luck. The school funding plan is also in the budget, out of the 600 school districts of the State of Ohio, half of them will have reductions and half will see increases as to how much they get from the state. Unfortunately the City of Wickliffe is looking at a 7.7% reduction in revenue from the State which comes out to about \$360,000 over the next two years. Basically that is because Wickliffe is considered a high property value community along with a high income community. In Lake County we are the highest percentage of decrease at 7.7%. This has to be passed by the legislature.

Last week he reported that he attended two meetings with the Western Lake County Mayors, on Thursday he met with Mayor Bondi and Mayor Morley and on Friday Mayor Anderson, Jason Boyd, the County Administrator and Commissioner Troy to discuss ways that we can share services especially within western Lake County. The County is looking to offer IT services and phone service, getting away from the hard wire service, some have already caught on. Information has been given to them regarding building inspections services. The Lake County Dispatch Center has been looked into to see if we can share some services.

REPORTS AND COMMUNICATIONS FROM THE LAW DIRECTOR: Mr. Gargiulo thanked Mr. Zele the Assistant Prosecutor for covering for him for the month of January. Nick Tomino, the attorney handling Mosley and Miller is preparing a Motion for Summary Judgment against Dan Miller and we have been supplying him with information he needs to file a Motion for Summary Judgment. If this motion is successful that should terminate the Dan Miller matter. Sometime ago he had given council the dates for different hearings, those dates are not good anymore. He will keep everybody informed on the status of that, once it gets filed it takes about 30 days for the Judge to complete.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Krych had no communications. He referred to the finances and scheduled a Finance Committee meeting for Monday, February 16 at 7:30 p.m. to discuss the 2015 budget.

ADDITIONS OR AMENDMENTS TO THE AGENDA

Mr. Jaworski added item (a) under Old Business: Feral cats on Craneing.

ADMINISTRATORS:

A. Police Chief – Chief Ice reported on two items that occurred within the city.

B. Fire Chief – Report attached. Chief Powers gave a supplemental report to his previous written report on snow and fire hydrants, school safety pre-planning and several major incidents in the past two years.

C. Finance Director – January Financial statement attached. Mr. Germ reported that the budget numbers are reflecting the temporary budget which we hopefully will carry us for the first three months. He explained the revenue numbers and some of those numbers will change slightly. He also commented that a lot of talk has been had about HB5 which is the bill that was intended to bring uniformity to local income tax, whether or not that is succeeded. The effective date of legislation is March 20th of 2015 as a result of that bill we will have to a re-write our tax code to reflect all changes that are in the bill. We are part of the Ohio Association of Tax Professionals and through that organization we are working with CCA, RITA and other independent taxing communities to come up with a conflict that all must be used to re-write our code, they are suggesting that we have that done by October 15 so it can be passed by council and ready for enactment by the first of the year. One of the major changes that will affect us is the makeup of the Tax Board of Review, we will need to have two members appointed by council and they cannot be employees or elected officials or contractors of the city, a third member is to be appointed by the administrator, the mayor, the city employee cannot be the Finance Director, Tax Administrator or other employee involved in tax administration. There are a lot of smaller changes that will affect due dates of taxes, interest and penalty percentages, etc. We know what our first two months of collections are for this year and as of this date we are one per cent up from where we were at the same time last year. The Mayor interjected that the tax code should be put into the appropriate committee now, so as Mr. Germ gets information available we can follow it through, we will have to act on that quickly. Mr. Krych placed the revision of the tax code HB 5 into the FINANCE COMMITTEE.

D. Engineer – Report attached. Mr. Formica added that no work is being performed on Grand Blvd. this week, we are waiting for the bacteria test to come in, all other tests have been passed. He referred to the city hall steps and stated that perhaps these can be re-examined regarding the step replacements and he will get numbers together to show that we are still interested in the project and he is still waiting to hear from other bidders in verifying his numbers and hopefully by the next council meeting he will be able to come up with that and we can decide if it can be done within the budget. We may be receiving some funding for the repairs to the Green Ridge Course.

E. Service Director – Report attached. He referred to the attachment to his report regarding tree removal which he is hoping to give to the residents and what is being considered. The letter was discussed and will be amended and sent to the Mayor for approval. Mr. Levon also recommended that if a tree has to be removed it will be by the city not the resident.

F. Building Commissioner – Mr. Sack had nothing to add to his report which attached..

G. Recreation Director – Mr. Stopp had nothing to add to his report which is attached.

H. Economic Development Director – Mr. Laver updated council on ABB and they may have something to share with us in the next couple of weeks. He also informed council that a conditional use permit has been sent to the purchaser of Mosley Hotel and it appears that there is a deal, this would be for a medical office program.

AUDIENCE PARTICIPATION OPENED

Jim Lis, 29717 Arthur Avenue, inquired about the trash containers.

AUDIENCE PARTICIPATION CLOSED

COMMITTEE REPORTS

Mr. Krych read the report of the Finance Committee meeting held on February 2, 2015 which is attached.

THERE WERE NO COMMISSION REPORTS

OLD BUSINESS

(a) Feral cats on Craneing - Mr. Jaworski reported that he received a couple e-mails over the weekend from residents on Craneing who are still seeing quite a few feral cats roaming around the neighborhood and they are concerned that people are still feeding them and the problem will grow worse as spring gets closer. Ms. Koski stated that she would get in touch with the person in charge of this.

THERE WAS NO NEW BUSINESS

ORDINANCES

ORDINANCE NO. 2015-02 AN ORDINANCE ENACTED TO PROVIDE SIGNAL IMPROVEMENTS AT THE INTERSECTION OF LAKELAND FREEWAY (SR-2) AND EAST 305 STREET IN THE CITY OF WICKLIFFE AND THE CITY OF WILLOWICK; AND DECLARING AN EMERGENCY.

Read by title.

Moved by Mr. Jaworski seconded by Mr. Bala that the rules of council be suspended and that Ordinance No. 2015-02 be placed on third and final reading.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried.

The Mayor referred to Section 3 of the ordinance and wants to verify what the engineer reported as he presented this is that the entire cost and expense of this improvement will be provided by the Department which is ODOT, no financial participation by the City of Wickliffe, if we suggest additional improvements we would be responsible for that.

Moved by Mr. Levon seconded by Mr. Ely that Ordinance No. 2015-02 be adopted as presented.

ROLL ALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried. Ordinance No. 2015-02 adopted.

ORDINANCE NO. 2015-03 AN ORDINANCE PROVIDING TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF WICKLIFFE FOR THE PERIOD BEGINNING JANUARY 1, 2015 AND ENDING MARCH 31, 2015; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Ely seconded by Mr. Bala that the rules of council be suspended and that Ordinance No. 2015-03 be placed on third and final reading.

Ms. Koski referred to the first paragraph of the ordinance and noted that the date was wrong and should read March 31, 2015.

Moved by Ms. Koski seconded by Mr. Jaworski for the correction in Section 1 deleting December 31 and inserting March 31, 2015.

ROLL ALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried.

Moved by Mr. Ely seconded by Ms. Koski that Ordinance No. 2015-03 be adopted as presented.

ROLL ALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried. Ordinance No. 2015-03 adopted.

Mr. Germ explained the changes that were made to the appropriations.

THERE WERE NO RESOLUTIONS

There being no further business it was moved by Mr. Ely seconded by Ms. Koski that the council meeting of February 9, 2015 be adjourned.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja
No: None

Motion carried. Meeting adjourned at 7:40 p.m.

Clerk of Council

Council President and Presiding Officer

ADDENDUM TO MINUTES OF JANUARY 26, 2015

Dave Griesmer, 2930240 Elm Street, thanked the Mayor for talking to the residents, also Mr. Matyja, Ms. Koski and Mr. Ely. I understand we need to pay more on the standard that there have been cuts, he understands all that and what happened here is we signed up for a seven year contract before the other contract was done and there was no bids no quotes, words to the Mayor were I talked to other cities and found that they were paying less and got a good deal and who ever was out there, you did not get a quote. This may be illegal because maybe you are calling it an extension but I think what ever words got in there and they got taken too. The Mayor and the four people that voted for it, we don't need a Cadillac service, I don't need recycling every week and I don't need to have yard waste every week, I don't need that. I would like to not bother with bags. Something needs to be done, put the council meetings on TV so I could watch it at home and so the people of Wickliffe would know what is going on. We did not get a good deal, we bought the Cadillac, thank you.