

Wickliffe City Council Meeting  
April 27, 2015

A regular meeting of Wickliffe City Council was called to order by Council President David Krych at 7:00 p.m. on Monday, April 27, 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, excused
FIRE CHIEF:	James G. Powers
ECONOMIC DEVELOPMENT:	Jason Laver

APPROVAL OF MINUTES

Moved by Mr. Jaworski seconded by Ms. Koski that the minutes of the council meeting of April 13, 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 commented on the following: He met with a company that is interested in erecting a sign in front of the Service Garage on Lakeland Blvd., this is a new company selling advertising. He would like to present this to council to check into this further to see if this would be possible and to also place this into committee. They would spend between \$1,500 to \$3,000 a month they would pay us to erect a sign in front of the property. He would like to discuss this further with council to pursue something like this and to see if other companies are looking to do this also. We can set a meeting to see what this consists of. Mr. Krych placed the sign advertising on city property into the FINANCE COMMITTEE.

He further referred to the Ohio Municipal bulletin that came out last Friday, one paragraph that is interesting is that the House approved a budget plan which would provide at this point a three per cent income tax which includes affirmative 75% small business tax deduction on the first \$250. This has been approved out of the House and sent to the Senate. The calculation concerns a change in the state tax policy and how changes will affect the amount of revenue the State collects for the general fund which in turn the tax revenue will be available for local government fund which is 5.66% of the general revenue fund. The general fund will decrease so that the local government fund distribution levels which equals pure resources for cities to assess and to provide a level of services which will mean higher local taxes. This will be monitored closely. If the state is looking to cut taxes it will affect us and if they start hitting the local government fund it will affect our local fund and this has been hit already and at state level it is to reduce this.

Lastly, he attended a Mayors and Manager's meeting where the subject was information on the training available for the Sunshine Law, they are having training at Lake Community College on Wednesday, May 20 at 1:00 p.m. and they also have an Ohio Ethics Law training on Thursday, June 4 also at Lakeland. We all know we have to go through the Sunshine training law one time during our term of office.

REPORTS AND COMMUNICATIONS FROM THE LAW DIRECTOR: Mr. Gargiulo reported that he has been working Attorney Nick Tomino concerning the Mosley and Miller cases.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Krych set a committee of the Finance Committee for May 4 at 7:00 p.m. to discuss Chapter 171 Employment provisions. He also placed into the Finance Committee the split between the Capital and General Fund, which will also be discussed at the Finance Committee meeting on May 4, 2015. He also reminded council that this Wednesday is the Lake County Opiate Task Force meeting at the Senior Center at 7:00 p.m. The Mayor added that a meeting will be held at the Senior Center with County Treasurer Fende to explain taxes at 6:30 p.m. tomorrow evening.

THERE WERE NO ADDITIONS OR AMENDMENTS TO THE AGENDA

ADMINISTRATORS:

A. Police Chief – Chief Ice excused.

B. Fire Chief – Chief Powers had no report but commented on the Moseley site.

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

D. Engineer – Mr. Formica commented on his report which is attached. He added that the Grand Blvd. paving will be starting with the south side and the catch basins are also being worked on. He also received information about the city hall steps that the State of Ohio Historical Society and because of the fact we are using non federal funding to do this project there is no requirement for review or approval by them.

E. Service Director – Mr. D'Ambrosio updated council on the pothole issue.

F. Building Commissioner – Mr. Sack commented on the Moseley site activity and also reported that a fence will be constructed there for safety purposes. Mr. Matyja reported that a resident complained about the removal of snow on Euclid Avenue and that the businesses do not clear their sidewalks.

G. Recreation Director – Mr. Stopp had no report.

H. Economic Development Coordinator – Mr. Laver updated council on the possible relocation of ABB.

THERE WAS NO AUDIENCE PARTICIPATION

THERE WERE NO COMMITTEE REPORTS

COMMISSION REPORTS

Ms. Koski read the report of the Keep Wickliffe Beautiful meeting held on April 23, 2015 which is attached.

THERE WAS NO OLD BUSINESS

NEW BUSINESS

a) Council meeting of May 25, 2015 – Mr. Krych stated that the May 25 meeting falls on the Memorial Day holiday and therefore he requests that the meeting of May 25, 2015 be moved to May 18, 2015 at 7:00 p.m.

Moved by Mr. Jaworski seconded by Mr. Bala that the meeting of May 25, 2015 which falls on the Memorial Day holiday be moved to May 18, 2015 at 7:00 p.m.

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

Motion carried.

ORDINANCES

ORDINANCE NO. 2015-07 AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF WICKLIFFE, OHIO TO TRANSFER OR ADVANCE SUMS OF MONEY BETWEEN VARIOUS FUNDS FOR 2015; AND DECLARING AN EMERGENCY. Read by title. SECOND READING

Ordinance No. 2015-07 was placed on second reading.

ORDINANCE NO. 2015-10 AN ORDINANCE AMENDING CHAPTER 1147-INTERNATIONAL PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WICKLIFFE, OHIO. Read by title. SECOND READING

Ordinance No. 2015-10 placed on second reading.

ORDINANCE NO. 2015-11 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF WICKLIFFE, OHIO TO ENTER INTO A CONTRACT WITH HARRY S. PETERSON COMPANY, INC. FOR THE CITY HALL STEPS REPLACEMENT PROJECT; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Ely that the rules of council be suspended and that Ordinance No. 2015-11 be placed on third and final reading.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon  
No: Matyja

Motion carried.

Moved by Mr. Bala seconded by Mr. Jaworski that Ordinance No. 2015-11 be adopted as presented.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon  
No: Matyja

Motion carried. Ordinance No. 2015-11 adopted.

ORDINANCE NO. 2015-12 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF APPOINTED OFFICIALS OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-12 placed on first reading.

ORDINANCE NO. 2015-13 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-13 placed on first reading.

ORDINANCE NO. 2015-14 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO; REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEROF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE, AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Ely that the rules of council be suspended and that Ordinance No. 2015-14 be placed on third and final reading.

The Mayor commented that this is a position that means revenue for the city, we started all the weed notices that are sent out, this position speaks for itself for the monies that we collect so he would like for council to pass this so we can get someone on board to handle this process. Mr. Levon asked do we need two people to do this, the Mayor said only one. Mr. Levon questioned this. The Mayor explained the reason for this to get someone out to start doing this process. If we don't do this we will get behind on the weed notices and no money will be collected. Mr. Jaworski added you mentioned the building inspector, who is doing building inspection at this point in time. The Mayor replied that Mr. Sack is doing building inspections and those that need certification we still need to contact the employee that does the inspection. We are not using him to do maintenance. Mr. Sack added that this person also does all the finance on the permit and any other problems with sewers and sidewalks and other complaints. That's what takes care of the property maintenance and all the complaints on that, it's all followed up with the banks for Chapter 11 and what goes on back and forth to collect that money and find out who owns the property, it's quite extensive, there are four or five different tasks it's not just going out looking at grass. The Mayor added that we have received about five or six resumes for this position and there was only one or two that had the certification to do this. He also added that young people are not doing this any longer so we need to hire someone that is retired, this would be a part-time position. We are not paying benefits for these people.

Certification of these people ensued. Mr. Matyja added that the building inspector must be certified and that is the one we are having trouble finding and maybe this should be placed into committee. The Mayor explained that this is a part-time job and they cannot be found. Discussion followed. Mr. Krych inquired if anyone wanted to amend this to which there was no interest to do. Mr. Jaworski asked Mr. Sack about how much time does he spend doing what this property maintenance inspector would be doing. Mr. Sack replied that right now he is spending a lot of time like today it was half a day of four or five hours spent on this having to do with registration and he had four of these today and he had to find out who owns the property and we had to investigate that because the properties were switched and we had to write a letter back to them saying that they don't own the property any more so we have to find out who the owner is and re-send the letters out. This is all part of the job. Mr. Jaworski asked how is this research conducted do you have a data base somewhere. Mr. Sack responded that we make them tell us when the sheriff's sale goes through and then when they transfer to another bank we send the notice and put them on notice for

that registration and send them a bill they have to prove to us who owns the property. Mr. Jaworski asked if there are other city hall employees who can assist the building department in doing that research. The Mayor replied that he does not think there is, the problem is that this department is small and there is no person that can do that at this time. This is a part-time seasonal employee that will do this. The hours are limited in the budget. Discussion followed.

The Mayor added that we discussed this in committee and there are building department fees, \$225,000 so right now we are running with two full time people and we are asking to bring it up with a part-time person so I find that these two time people with benefits and then you have another person which will probably be \$15,000 and we are going to generate \$250,000. Mr. Ely added that the way it was presented here is why council cannot be won over. Ms. Koski commented that if someone is not hired for this position there will be no one to write the weed notices or do the inspections so that money will not be made. The Mayor added that if we don't bring this person on we are still going to lose. We will not do the same amount of revenue that we did last year with one full time person. Mr. Sack added that on the grass cutting last year it cost us \$17,000 cutting those grasses and he is working with Mr. Germ to prepare something to line item where the grass money is and that will be our property maintenance so if we add 2.5 plus the other \$60,000 we will draw in, that's \$85,000 the grass alone would be \$7,000, it does pay for itself. It's not only cutting grass or taking pictures, it's also looking at the property and billing the people. It's cost saving for the city and it is necessary. This is what he is doing now.

Mr. Jaworski added that we hire this property maintenance inspector, would that free up your time to do other things then how does this affect what you do doing the work day. Mr. Sack replied that he would have to go to court and make sure that we are taking the right person to court. Mr. Jaworski asked would you be doing any on-site inspection yourself to which Mr. Sack replied this would not be a problem. We are trying to keep our costs down and keep things together. The Mayor added that hours would be limited. This is a part-time seasonal employee, after the grass stops growing in the fall then we don't need that person.

The vote was taken on the suspension.

ROLL CALL: Yes: Bala, Ely, Koski, Krych, Levon, Matyja  
No: Jaworski, Matyja

Motion carried.

Mr. Matyja added that he is confused and has asked for a meeting, two full time and two part time with a big question mark over inspections that the certified building inspector is not improving the building department at all, it does not improve service to the residents, we have no plans for hiring anyone else that can certify building inspections, this is a bad choice, why not have a meeting to discuss the future of the building department and look at the other citations that were being used and the building inspections that were done by a certified builder, I don't think this is the right thing to do. Mr. Ely stated that this position is needed.

Moved by Ms. Koski seconded by Mr. Ely that Ordinance No. 2015-14 be adopted as presented.

ROLL CALL: Yes: Bala, Ely, Koski, Krych, Levon, Matyja  
No: Jaworski, Matyja

Motion carried. Ordinance No. 2015-14 adopted.

ORDINANCE NO. 2015-15 AN ORDINANCE PROVIDING FOR THE COMPENSATION AND OTHER EMPLOYMENT PROVISIONS FOR THE PUBLIC SAFETY DISPATCHERS OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-15 placed on first reading.

ORDINANCE NO. 2015-16 AN ORDINANCE PROVIDING FOR THE COMPENSATION AND OTHER EMPLOYMENT PROVISIONS FOR SPECIAL POLICE OFFICERS OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-16 placed on first reading.

ORDINANCE NO. 2015-17 AN ORDINANCE PROVIDING FOR THE COMPENSATION AND OTHER EMPLOYMENT PROVISIONS OF PART-TIME FIREFIGHTERS IN THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-17 placed on first reading.

ORDINANCE NO. 2015-18 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-18 placed on first reading.

ORDINANCE NO. 2015-19 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-19 placed on first reading.

ORDINANCE NO. 2015-20 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-20 placed on first reading.

ORDINANCE NO. 2015-21 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO, AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-21 AN ORDINANCE PROVIDING FOR THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES OF THE CITY OF WICKLIFFE, OHIO AND REPEALING ANY AND ALL OTHER ORDINANCES OR PARTS THEREOF THAT MAY BE INCONSISTENT WITH THIS ORDINANCE. Read by title.

Ordinance No. 2015-21 placed on first reading..

ORDINANCE NO. 2015-22 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) NEW 2015 MODEL YEAR GMC SIERRA PICKUP TRUCK WITH REQUESTED EQUIPMENT, THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF STATE PURCHASING, FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO 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. 2015-22 be placed on third and final reading.

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

Motion carried.

Moved by Mr. Levon seconded by Mr. Ely that Ordinance No. 2015-22 be adopted as presented.

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

Motion carried. Ordinance No. 2015-22 adopted.

ORDINANCE NO. 2015-23 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) NEW VAC-ALL BODY TO REPAIR THE EXISTING VAC-ALL USED BY THE SERVICE DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO; 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. 2015-23 be placed on final reading.

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

Motion carried.

Moved by Mr. Levon seconded by Mr. Bala that Ordinance No. 2015-23 be adopted as presented.

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

Motion carried. Ordinance No. 2015-23 adopted.

ORDINANCE NO. 2015-24 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) BRUSH BANDIT WOOD CHIPPER TO BE USED BY THE SERVICE DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Ely that the rules of council be suspended and that Ordinance No. 2015-24 be placed on third and final reading.

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

Motion carried.

Moved by Mr. Levon seconded by Mr. Ely that Ordinance No. 2015-24 be adopted as presented.

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

Motion carried. Ordinance No. 2015-24 adopted.

MISCELLANEOUS

Mr. Jaworski requested that a resolution be prepared for the Baton Twirlers Show Stoppers.

There being no further business it was moved by Mr. Jaworski seconded by Ms. Koski that the council meeting of April 27, 2015 be adjourned.

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

Motion carried. Meeting adjourned at 8:45 p.m.

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Clerk of Council

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Council President and Presiding Officer