

Wickliffe City Council Meeting
September 8, 2014

A regular meeting of Wickliffe City Council was called to order by Council President David Krych at 7:00 p.m. on Monday, September 8, 2014. The Mayor swore in two new part-time fire fighters, Andrew Magruder and Nicholas Angie. 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:	Don Kerniskey, Excused
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 Mr. Bala seconded by Mr. Levon that the minutes of the council meeting held on July 29, 2014 be approved as presented.

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

Motion carried.

Moved by Mr. Levon seconded by Mr. Bala that Mr. Jaworski be permitted to abstain from approval of the minutes of the council meeting held on June 23, 2014.

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

Motion carried.

Moved by Mr. Bala seconded by Mr. Levon that the minutes of the council meeting held on June 23, 2014 be approved as presented.

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

Motion carried.

REPORTS AND COMMUNICATIONS FROM MAYOR/SAFETY DIRECTOR - Mayor Margalis updated council on some items that were discussed during the summer recess. The health plan for the employees was discussed and we have been with the county plan for the fourth year. We have not gone out for bids. Last year we agreed that we would go out for bids this year to see what was available, Last week we met with the health care committee and there was another option that was similar to the plan we have with the county, that was Medical Mutual. Their offer was to give us the same package as the county and they would guarantee no increase in that rate this year in 2015 and that their increase in the second

year would be 15%. He explained the difference between these rates. He has asked the representatives to come back to give us some comments before we review this with council. He asked that this be placed into committee for review. Mr. Krych placed the item of health insurance into the FINANCE COMMITTEE.

He also reported that over the summer a meeting was held with the Kimble Company and the Finance Director, Service Director and himself and Mr. Krych. There was an exploratory discussion with them about our contract and options available to use. We have scheduled a meeting for September 18 when we will discuss what our options will be. He further referred to the bids for road salt which came in last week. We have entered into a contractual arrangement with ODOT to become part of their bidding process and the bids came in last week which were shocking throughout the state. Before we went on recess we had to commit to a quantity of rock salt and they would give us a price. We did commit to 500 tons and that price came in at \$36.37. He further explained that prices have gone up. He explained the difference in prices between Morton Salt and Cargill.

He stated that this Thursday we are doing a tree planting with Lubrizol and ABB, they are supplying the help and planting the trees at Levi Lane, Nehls Park and Orlando Park. He reminded council that the town hall meeting this year will be held on October 14 at 7:00 p.m. at the Senior Center, the main item at that meeting will be a financial update on what is going on in the city and the Charter change which is on the ballot for November 4 and the rest of the meeting will be devoted to the new School Superintendent on what is going on in Wickliffe Schools.

REPORTS AND COMMUNICATIONS FROM THE LAW DIRECTOR: Mr. Gargiulo reported on the feral cat problem that was discussed this summer. This is a serious problem and we have received responses from various residents in the city. No one knows what to do. He read a brochure put out by the city of Painesville called "Guide to feral and free roaming cats". We will try to handle this with various departments of the city. This is a problem and we will be working on it. Ms. Koski stated that she would like to have someone come in to address this problem.

COMMUNICATIONS FROM COUNCIL PRESIDENT - Mr. Krych scheduled an executive session at the end of this meeting to discuss litigation. He reported that he contacted Kimble today and a Finance Committee meeting will be held on Monday, September 29 at 7:00 p.m. regarding this.

ADDITIONS OR AMENDMENTS TO THE AGENDA

Mr. Krych added under Olds Business; Bid results from city hall steps replacement project. Ms. Koski added under New Business: Pools.

ADMINISTRATORS:

- A. Police Chief – Chief Ice had nothing to add to his report which is attached.
- B. Fire Chief – Report attached. The Chief reported that he has lost seven part-time fire fighters over the last year and we have also lost our part-time inspector.
- C. Finance Director – Financial report attached. He referred to tonight's agenda regarding three ordinances and a budget resolution on which he will comment on when they come up. He requested an item be added to the September 29 meeting a line item that will need to be adjusted regarding the parking lot of the golf course.

D. Engineer – Report attached. Mr. Formica added that a meeting was held with the Grand Blvd. contractor and discussed the schedule for construction, that project was awarded in July and nothing is happening yet and the contractor's plans are to start on January 1st due to the waterline work through the winter months and in the spring do the concrete work. This is not a problem. The completion date is for July 15th so they have the time to do it. He discussed the golf course parking lot.

E. Service Director – Mr. Kerniskey excused.

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

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

H. Economic Development Director – Mr. Laver commented on the Auto Nation property and they have no plans for developing that site.

AUDIENCE PARTICIPATION OPENED

Raymond Sekarek, 862 Tallmadge, addressed council regarding the black outs that have occurred on his street this past week and also during this past summer. He said he is tired of the outages that occur too frequently.

He also complained about Jindra Park. Mr. Levon responded to him that a Utilities committee meeting is scheduled with the First Energy on September 29 at 7:30 p.m. regarding the power outages.

AUDIENCE PARTICIPATION CLOSED

COMMITTEE REPORTS

Mr. Krych read the report of the Committee of the Whole meeting held on July 14, 2014 which is attached. He then read the report of the Committee of the Whole meeting held on July 29, 2014 which is also attached.

COMMISSION REPORTS

Ms. Koski read the report of the Keep Wickliffe Beautiful meeting which is attached.

OLD BUSINESS

a) City Hall steps replacement bid results – Mr. Formica stated there was only one bid received and the bid was \$98,000.00 for the Base and Alternate as compared to the Opinion of Probable Construction Cost of \$113,000.00. Based upon the non-compliant bid forms received and the unsatisfactory to average reference reviews, he recommends that the project be re-bid with a revised completion date. He recommends that this bid not be accepted.

Moved by Mr. Krych seconded by Mr. Levon that the bid regarding the steps at city hall be rejected and that the Engineer re-bid this project.

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

Motion carried.

NEW BUSINESS

a) Pools – Ms. Koski referred to pool at residents which are not fenced in. These are not safe and fencing is not required. She is concerned about this. Mr. Sack responded to this.

ORDINANCES

ORDINANCE NO. 2014-37 AN ORDINANCE LEVYING ASSESMENTS FOR UNPAID DELINQUENT SEWER AMOUNTS UPON PARCELS OF LAND IN THE CITY OF WICKLIFFE, OHIO; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Levon seconded by Mr. Bala that the rules of council be suspended and that Ordinance No. 2014-37 be placed on third and final reading.

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

Moved by Mr. Bala seconded by Mr. Jaworski that Ordinance No. 2014-37 be adopted as presented.

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

Motion carried. Ordinance No. 2014-37 adopted.

ORDINANCE NO. 2014-38 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS IN THE AMOUNT OF THREE HUNDRED TWENTY-SIX THOUSAND SIX HUNDRED FORTY-EIGHT DOLLARS AND SIXTY-EIGHT CENTS (\$326,648.68) FOR THE IMPROVEMENT OF STREETS WITHIN THE CITY OF WICKLIFFE, OHIO BY SUPPLYING SAID STREETS WITH ELECTRIC STREET LIGHTING; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Jaworski that the rules of council be suspended and that Ordinance No. 2014-38 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. Bala that Ordinance No. 2014-38 be adopted as presented.

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

Motion carried. Ordinance No. 2014-38 adopted.

ORDINANCE NO. 2014-39 AN ORDINANCE LEVYING AN ASSESSMENT FOR UNPAID BILLS AND COST OF CUTTING, NOXIOUS OR POSONOUS WEEDS, VINES, TREE LIMBS OR GRASSES GROWING UPON PARCELS OF LAND IN THE CITY OF WICKLIFFE, OHIO; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Levon that the rules of council be suspended and that Ordinance No. 2014-39 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. Bala that Ordinance No. 2014-39 be adopted as presented.

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

Motion carried. Ordinance No. 2014-39 adopted.

RESOLUTIONS

RESOLUTION NO. 2014-12 A RESOLUTION RECOGNIZING MARY VERONICA (RONNIE) BUBONICS ON HER RETIREMENT FROM THE RECREATION DEPARTMENT OF THE CITY OF WICKLIFFE, OHIO, COMMENDING HER FOR HER DEDICATED SERVICE AND WISHING HER GOOD FORTUNE; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Levon seconded by Mr. Bala that the rules of council be suspended and that Resoluton No. 2014-12 be placed on third and final reading.

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

Motion carried.

Moved by Mr. Krych seconded by Mr. Ely that Resolution No. 2014-12 be adopted as presented.

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

Motion carried. Resolution No. 2014-12 adopted.

RESOLUTION NO. 2014-13 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF WICKLIFFE, OHIO TO ENTER INTO AN AGREEMENT WITH THE LAKE COUNTY BOARD OF COMMISSIONERS TO PARTICIPATE IN THE URBAN ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND FOR THE UTILIZATION OF FUNDS MADE AVAILABLE BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Jaworski that the rules of council be suspended and that Resolution No. 2014-13 be placed on third and final reading.

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

Motion carried.

Moved by Mr. Ely seconded by Mr. Jaworski that Resolution No. 2014-13 be adopted as presented.

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

Motion carried. Resolution No. 2014-13 adopted.

RESOLUTION NO. 2014-14 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR; AND DECLARING AN EMERGENCY. Read by title.

Moved by Mr. Bala seconded by Mr. Ely that the rules of council be suspended and that Resolution No. 2014-14 be placed on third and final reading.

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

Motion carried.

Moved by Mr. Bala seconded by Mr. Levon that Resolution No. 2014-14 be adopted as presented.

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

Motion carried. Resolution No. 2014-14 adopted.

Moved by Mr. Jaworski, seconded by Mr. Levon that council recess into executive session to discuss litigation.

ROLL CALL: Yes: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja

Motion carried. Council recessed into executive session at 8:30 p.m.

Council reconvened from executive session at 9:05 p.m.

PRESENT: Bala, Ely, Jaworski, Koski, Krych, Levon, Matyja

Moved by Mr. Bala seconded by Mr. Levon that the council meeting of September 8, 2014 be adjourned.

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

Motion carried. Meeting adjourned at 9:06 p.m.

Council Clerk

Council President and Presiding Officer