



**City of Willowick**  
**CITY COUNCIL REGULAR MEETING**

Tuesday, April 20, 2021 at 7:30 PM  
City Council Chambers/ Webex

**ADA NOTICE**

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify the City of Willowick at 440-585-3700 at least three working days before the meeting.

**AGENDA**

**CALL MEETING TO ORDER**

**PLEDGE ALLEGIANCE**

**INVOCATION**

1. Motion to appoint Jennifer Quinn as Acting Council Clerk of Willowick City Council for the April, 20th, 2021 Regular Meeting of Council.

**ROLL CALL OF COUNCIL**

**APPROVAL OF MINUTES**

2. Motion to approve the minutes of the Regular City Council Meeting of April 6th, 2021.

**APPOINTMENTS, SPECIAL RESOLUTIONS & PROCLAMATIONS**

3. Motion to approve a Special Resolution to Anna Varanese for her years of service at Alesci's of Shoregate. (Council President Patton)

**ADMINISTRATIVE APPEALS**

4. Administrative Appeal Order No. 2021-3 Mayher

An order granting a variance and exception of 96 sq. ft. to construct a 672 sq. ft. garage in the application of Section 1337.01(c)(5) of the Codified Ordinances in Board of Zoning Appeals.

5. Administrative Appeal Order No. 2021-4 Robb

An order granting a variance and exception of 6' into setback to construct an enclosed patio on the front of the house only 30' permitted per setback map in the application of Section 1163.10 of the Codified Ordinances in Board of Zoning Appeals.

6. Administrative Appeal Order No. 2021-5 Cotturo

An order granting a variance and exception of double fencing to allow 2 fences on the left side of the property in the application of Section 1165.05 of the Codified Ordinances in Board of Zoning Appeals.

**REPORTS & COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR**

**COUNCIL DISCUSSION OF THE MAYOR'S REPORT****GENERAL COMMUNICATIONS & REPORTS – Directors & Officials**

**Acting Service Director** – Rich Regovich

**Recreation Director** – Julie Kless

**City Engineer** – Tim McLaughlin

**Finance Director** – Cheryl Benedict

**Law Director** – Stephanie Landgraf

**Police Chief** – Brian Turner

**Fire Chief** – Joe Tennyson

**Chief Housing/Zoning Inspector** – Sean Brennan

**Economic Development Manager** – Monica Drake

**WARD MATTERS****PUBLIC PARTICIPATION**

*a) Public statement (1 minute maximum)*

*b) Council response to the public*

*c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)*

**REPORTS OF STANDING COMMITTEES**

**Finance** – Vanni, Bisbee, Koudela

**Safety** – Phares, Malta, Bisbee

**Service, Utilities & Public Lands** – Malta, Phares, Bisbee

**Streets, Sidewalks & Sewers** – Vanni, Malta, Antosh

**Tax Compliance** – Koudela, Antosh, Patton

**Moral Claims** – Antosh, Phares, Patton

**Budget** – Vanni, Koudela, Patton

**LIAISON REPORTS**

**Planning** – Phares/Alternate Koudela

**Board of Zoning Appeals** – Koudela/Alternate Vanni

**Volunteer Fire Fighters' Dependents Fund Board** – Antosh, Phares

**Recreation Board** – Bisbee/Alternate Phares

**Plan Review Board** – Antosh

**Hearts & Hammers** – Malta

**FUND TRANSFERS & BID AUTHORIZATIONS****CONTRACT APPROVALS**

**INTRODUCTION & CONSIDERATION OF LEGISLATION****7. Ordinance No. 2021-19 (Finance Director)**

An Ordinance amending Ordinance 2021-9 to provide for additional appropriations from the General Fund (101); the Street Construction, Maintenance & Repair Fund (202) for current expenses and other expenditures of the City of Willowick, State of Ohio, during the calendar year ending December 31, 2021, and declaring an emergency.

**MISCELLANEOUS**

8. Motion to declare the Recreation Department software named "Recware" with the City tag #1336 as unfit for use by the City, and having no value, to be disposed of as surplus.
- 9.** Motion authorizing the expenditure to Brite, in the amount of \$22,848.00 for 7 new MDT's and accessories for the police department.

**PUBLIC PARTICIPATION**

- a) Public statement (1 minute maximum)*
- b) Council response to the public*
- c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)*

**ADJOURNMENT**



**City of Willowick**  
**CITY COUNCIL REGULAR MEETING**

Tuesday, April 06, 2021 at 7:30 PM

City Council Chambers/ Webex

### ADA NOTICE

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify the City of Willowick at 440-585-3700 at least three working days before the meeting.

### MINUTES

#### CALL MEETING TO ORDER

(Total meetings to date - 6)

The seventh meeting of Council was called to order at 7:31 p.m. by Council President Patton.

#### PLEDGE ALLEGIANCE

#### INVOCATION

#### ROLL CALL OF COUNCIL

#### PRESENT

Ward 1 Councilwoman Monica Koudela

Ward 1 Councilman Michael Vanni

Ward 3 Councilman Charles Malta

Ward 3 Councilman David Phares

Council President Robert Patton

Ward 2 Councilwoman Natalie Antosh

Ward 2 Councilwoman Theresa Bisbee

**Also Present:** Mayor Regovich, Finance Director Benedict, Fire Chief Tennyson, Police Chief Turner, City Engineer McLaughlin, Recreation Director Kless, Sewer Foreman Gross, Law Director Landgraf, Chief Housing and Zoning Inspector Brennan, Economic Director Drake and Council Clerk Trend.

#### APPROVAL OF MINUTES

1. Motion to approve the minutes of the Regular City Council Meeting of March 16, 2021.

Motion made by Mr. Malta, seconded by Ms. Bisbee to approve the Regular City Council Meeting of March 16th, 2021.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

## APPOINTMENTS, SPECIAL RESOLUTIONS & PROCLAMATIONS

2. A Proclamation congratulating Don and Carole Andrus for their 70th wedding anniversary on April 7th, 2021.

Commissioner John Plecnik presented a Proclamation to Don and Carole Andrus on behalf of The Lake County Board of Commissioner's. Ohio Representative Daniel P. Troy congratulated Don and Carole on their 70th wedding anniversary on behalf of the Ohio House of Representatives and the Ohio General Assembly.

Motion made by Mr. Malta, seconded by Ms. Antosh to approve the Proclamation from the City of Willowick to Don and Carole Andrus.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

3. A Special Resolution declaring the month of April as child abuse prevention month in the City of Willowick.

Motion made by Mr. Phares, seconded by Mr. Vanni to approve the Special Resolution declaring April 2021 as child abuse prevention month.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

## ADMINISTRATIVE APPEALS

None.

## REPORTS & COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR

Solicitor permits for door-to-door within the City are still not being approved due to COVID. Acting Service Director Regovich reported progress is being made on the new building at Shoregate. The sewers on Maplewood have been baited for rats. The pools are on schedule to open in June with a touchless pass system in place.

## COUNCIL DISCUSSION OF THE MAYOR'S REPORT

Mr. Malta inquired as to when the pool passes would be on sale. Ms. Kless stated the passes are available for purchase now.

## GENERAL COMMUNICATIONS & REPORTS – Directors & Officials

**Acting Service Director** – Rich Regovich

Discussed in the Mayor's report.

**Recreation Director** – Julie Kless

Registrations for all programs begin April 20th at Manry.

**City Engineer** – Tim McLaughlin

No report. There are three motions on the agenda for the E. 329 St. project and the 2021 Street Improvement Project.

**Finance Director – Cheryl Benedict**

No report.

**Law Director – Stephanie Landgraf**

No report. Ordinance 2021-18 is the same Ordinance on the last agenda however it contains final revisions made by ODNR in order to be sent to FEMA for approval.

**Police Chief – Brian Turner**

Report submitted electronically. There are two motions are on the agenda for a new fingerprint scanner and video surveillance equipment.

**Fire Chief – Joe Tennyson**

Written report submitted electronically. Acting Lieutenant Frank Paul and Firefighter Tom Ponzani were presented with the Distinguished Service Award for their work on the Firefighter's Memorial behind the station. Mr. Phares inquired if the Fire Prevention position had been filled. Chief Tennyson stated the position is slowly opening back up and returning to normal.

**Chief Housing/Zoning Inspector – Sean Brennan**

No report.

**Economic Development Manager – Monica Drake**

NOACA has entered into a contract with MS Consultants to work on a regional plan for the lakefront which will incorporate the Chagrin River and Willowick will be part of the study.

**WARD MATTERS**

Mr. Phares stated he contacted Laketran about the bus shelter in front of the library needing work. Laketran confirmed the shelter in on the schedule to be painted.

**PUBLIC PARTICIPATION**

- a) Public statement (1 minute maximum)*
- b) Council response to the public*
- c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)*

Dee Logan, 327 Blissfield, inquired about the lakefront plans.

Christine Sebrasky, 220 E. 328 St., inquired about the broken curb and damaged treelawn in front of her house due to a water main break.

Mayor Regovich stated the final plans for the lakefront are awaiting approval and once approved it will be made available to the public. The water department will be contacted to check the status of when the curb and treelawn will be fixed on E. 328th. St.

**REPORTS OF STANDING COMMITTEES****Finance – Vanni, Bisbee, Koudela**

None.

**Safety – Phares, Malta, Bisbee**

Topics discussed in tonight's Safety Committee Meeting were animals, beekeeping and traffic control issues.

**Service, Utilities & Public Lands** – Malta, Phares, Bisbee

None.

**Streets, Sidewalks & Sewers** – Vanni, Malta, Antosh

None.

**Tax Compliance** – Koudela, Antosh, Patton

None.

**Moral Claims** – Antosh, Phares, Patton

None.

**Budget** – Vanni, Koudela, Patton

None.

**LIAISON REPORTS****Planning** – Phares/Alternate Koudela

None.

**Board of Zoning Appeals** – Koudela/Alternate Vanni

None.

**Volunteer Fire Fighters' Dependents Fund Board** – Antosh, Phares

None.

**Recreation Board** – Bisbee/Alternate Phares**Plan Review Board** – Antosh

None.

**Hearts & Hammers** – Malta

May 1st is "Clean-up the Parks" day.

**FUND TRANSFERS & BID AUTHORIZATIONS**

None.

**CONTRACT APPROVALS**

4. Motion authorizing the Mayor to enter into a Month to Month contract with Spectrum Enterprise in the amount of \$89.98 for internet service at Dudley Park & Pool.

Motion made by Ms. Antosh, seconded by Mr. Malta to enter into a Month to Month contract with Spectrum at Dudley Park & Pool.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

**INTRODUCTION & CONSIDERATION OF LEGISLATION**

5. Ordinance No. 2021-16 (Finance Director)

An Ordinance amending Ordinance 2021-9 to provide for additional appropriations from the

Municipal Tax Increment Equivalent Fund (302) for current expenses and other expenditures of the City of Willowick, State of Ohio, during the calendar year ending December 31, 2021, and declaring an emergency.

Motion made by Mr. Malta, seconded by Ms. Antosh to waive the three readings on Ordinance No. 2021-16.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

Motion made by Mr. Phares, seconded by Ms. Antosh to adopt Ordinance No. 2021-16.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

6. Ordinance No. 2021-17 (Law Director)

An Ordinance establishing the Northeast Ohio Public Energy Council (“NOPEC”) Grant Fund, under fund number 227, and declaring an emergency.

Motion made by Ms. Antosh, seconded by Mr. Phares to waive the three readings on Ordinance No. 2021-17.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

Motion made by Mr. Phares, seconded by Ms. Antosh to adopt Ordinance No. 2021-17.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

7. Ordinance No. 2021-18 (Law Director)

An Ordinance amending Chapter 1182 of the Codified Ordinances of the City of Willowick, Ohio, titled “Flood Damage Prevention”; and declaring an emergency.

Motion made by Mr. Malta, seconded by Mr. Phares to waive the three readings on Ordinance No. 2021-18.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

Motion made by Ms. Antosh, seconded by Mr. Vanni to adopt Ordinance No. 2021-18.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

8. Resolution No. 2021-6 (Finance Director)

A Resolution to approve authorizations (Then and Now Certificate) to Lake County Telecommunications in the amount of \$3,788.03, for the City of Willowick, and declaring an emergency.

Motion made by Mr. Phares, seconded by Ms. Antosh to waive the three readings on Resolution No. 2021-6.

**Discussion:** None.

**Vote:** All ayes. Motion carried.



Motion made by Mr. Phares, seconded by Ms. Antosh to approve Resolution No. 2021-6.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

9. Resolution No. 2021-7 (Law Director)

A Resolution authorizing the Mayor of the City of Willowick to enter into a lease agreement with Lake County Council on Aging for use of the Willowick Senior Citizens' Center, and declaring an emergency.

Motion made by Mr. Malta, seconded by Mr. Vanni to waive the three readings on Resolution No. 2021-7.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

Motion made by Mr. Phares, seconded by Ms. Antosh to approve Resolution No. 2021-7.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

**MISCELLANEOUS**

10. Motion made by Mr. Phares, seconded by Ms. Bisbee authorizing an expenditure to Century Equipment in the amount of \$18,704.84 for a ballfield groomer and attachments.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

11. Motion made by Mr. Phares, seconded by Ms. Antosh authorizing an expenditure to Great Lakes Telecom & Electric, LLC, in the amount of \$19,500.00 for audio and video surveillance for the Police Department and Municipal Center.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

12. Motion made by Ms. Antosh, seconded by Mr. Vanni authorizing an expenditure to ID Networks, Inc., in the amount of \$15,495.00 for a new fingerprint system and printer for the police department.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

13. Motion made by Mr. Malta, seconded by Ms. Antosh authorizing a new liquor permit to Lucid Willowick LLC (Cleveland Pizza), 31222 Vine St., Willowick, Ohio 44095.

**Discussion:** None.

**Vote:** All ayes. Motion carried,

14. Motion made by Ms. Antosh, seconded by Mr. Vanni declaring a phone system with city asset tag #1935 as unfit for use by the City, obsolete, and having no value, to be disposed of as surplus.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

15. Motion made by Ms. Antosh, seconded by Mr. Vanni authorizing Change Order #1 to United Survey in the deduct amount of \$188,141.70 relative to the E. 329th Street Sewer Rehabilitation Project.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

16. Motion made by Mr. Vanni, seconded by Ms. Antosh authorizing the release of retainage in the amount of \$46,158.07 to United Survey relative to the E. 329th Street Sewer Rehabilitation Project.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

### **ADD - ON**

17. Motion made by Ms. Antosh, seconded by Mr. Malta authorizing CT Consultants to prepare plans and bid documents and obtain bids for the 2021 Street Improvements Project and for a fee not to exceed \$35,000 in accordance with the Agreement for engineering services.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

### **PUBLIC PARTICIPATION**

*a) Public statement (1 minute maximum)*

*b) Council response to the public*

*c) Public clarification (30 seconds to 1 minute for the purpose of restating or rearticulating an original question, concern, suggestion or idea)*

None.

### **ADJOURNMENT**

Motion made by Ms. Antosh, seconded by Mr. Vanni to adjourn.

**Discussion:** None.

**Vote:** All ayes. Motion carried.

Meeting adjourned at 8:22 p.m.

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President of Council

Attest: \_\_\_\_\_

Clerk of Council

# Resolution

## City of Willowick

### A SPECIAL RESOLUTION ACKNOWLEDGING AND COMMENDING

#### ANNA VARANESE FOR HER YEARS OF SERVICE AT ALESCI'S OF SHOREGATE

**WHEREAS**, the Mayor, Council and residents wish to express their gratitude and appreciation to **ANNA VARANESE** for her dedicated service at Alesci's of Shoregate; and

**WHEREAS**, **ANNA VARANESE** was born in Matrice, Italy on April 16<sup>th</sup>, 1947 and moved to Collinwood with her husband Michele and 2 daughters Cesira and Debora in June of 1982; and

**WHEREAS**, **ANNA VARANESE** has been working at Alesci's for almost 40 years, starting in September of 1982 and retiring in April of 2021 ; and

**WHEREAS**, **ANNA VARANESE** moved to Willowick with her family in 1998; and

**WHEREAS**, **ANNA VARANESE** never let a day go by at Alesci's without a smile on her face and treated everyone as if they were her family.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILLOWICK, LAKE COUNTY, STATE OF OHIO:**

**Section 1.** That the Mayor and Council of the City of Willowick wish to extend to **ANNA VARANESE** their sincere gratitude and appreciation for her years of faithful and dedicated service to Alesci's at Shoregate and the many patrons that passed through, and to convey to her and her family their very best wishes for a well-deserved retirement.

**Section 2.** That the Clerk of Council be hereby requested to provide copies of this Special Resolution to **ANNA VARANESE** and her family.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
President of Council

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

## ADMINISTRATIVE APPEAL ORDER NO. 2021-3

AN ORDER GRANTING A VARIANCE AND EXCEPTION OF 96 SQ. FT. TO  
CONSTRUCT A 672 SQ. FT. GARAGE IN THE APPLICATION OF SECTION 1337.01(c)(5)  
OF THE CODIFIED ORDINANCES IN BOARD OF ZONING APPEALS

CASE 21-504  
STEVE MAYHER  
30320 MILDRED

WHEREAS, the Board of Zoning Appeals, in Case No. 21-504 has recommended to Council that variance and exception in the application of Section 1337.01(c)(5) of the Codified Ordinances of the City of Willowick be granted; and

WHEREAS, the Council finds and determines that said variance and exception be granted

NOW, THEREFORE BE IT ORDERED, BY THE COUNCIL OF THE CITY OF WILLOWICK, STATE OF OHIO:

SECTION 1. That a variance and exception be granted of 96 sq. ft. to construct a 672 sq. ft. garage in the application of Section 1337.01(c)(5) of the Codified Ordinances.

SECTION 2. This order shall take effect and be in force from and after its passage.

PASSED: \_\_\_\_\_ 2021 \_\_\_\_\_  
President of Council

ATTEST: \_\_\_\_\_  
Clerk of Council

## ADMINISTRATIVE APPEAL ORDER NO. 2021-4

AN ORDER GRANTING A VARIANCE AND EXCEPTION OF 6' INTO SETBACK TO  
CONSTRUCT AN ENCLOSED PATIO ON THE FRONT OF THE HOUSE ONLY 30'  
PERMITTED PER SETBACK MAP IN THE APPLICATION OF SECTION 1163.10 OF THE  
CODIFIED ORDINANCES IN BOARD OF ZONING APPEALS

CASE 21-505  
RICHARD ROBB  
32924 WILLOWICK DR.

WHEREAS, the Board of Zoning Appeals, in Case No. 21-505 has recommended to Council that variance and exception in the application of Section 1163.10 of the Codified Ordinances of the City of Willowick be granted; and

WHEREAS, the Council finds and determines that said variance and exception be granted

NOW, THEREFORE BE IT ORDERED, BY THE COUNCIL OF THE CITY OF WILLOWICK, STATE OF OHIO:

SECTION 1. That a variance and exception be granted of 6' into setback to construct an enclosed patio on the front of the house only 30' permitted per setback map in the application of Section 1163.10 of the Codified Ordinances.

SECTION 2. This order shall take effect and be in force from and after its passage.

PASSED: \_\_\_\_\_ 2021 \_\_\_\_\_  
President of Council

ATTEST: \_\_\_\_\_  
Clerk of Council

## ADMINISTRATIVE APPEAL ORDER NO. 2021-5

AN ORDER GRANTING A VARIANCE AND EXCEPTION OF DOUBLE FENCING TO ALLOW 2 FENCES ON THE LEFT SIDE OF THE PROPERTY IN THE APPLICATION OF SECTION 1165.05 OF THE CODIFIED ORDINANCES IN BOARD OF ZONING APPEALS

CASE 21-505  
PHILIP COTTURO  
30921 ROYALVIEW DR.

WHEREAS, the Board of Zoning Appeals, in Case No. 21-505 has recommended to Council that variance and exception in the application of Section 1165.05 of the Codified Ordinances of the City of Willowick be **denied**; and

WHEREAS, the Council finds and determines that said variance and exception be **denied**

NOW, THEREFORE BE IT ORDERED, BY THE COUNCIL OF THE CITY OF WILLOWICK, STATE OF OHIO:

SECTION 1. That a variance and exception be granted of double fencing to allow 2 fences on the left side of the property in the application of Section 1165.05 of the Codified Ordinances.

SECTION 2. This order shall take effect and be in force from and after its passage.

PASSED: \_\_\_\_\_ 2021 \_\_\_\_\_  
President of Council

ATTEST: \_\_\_\_\_  
Clerk of Council

CITY OF WILLOWICK  
MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE  
BOARD OF ZONING APPEALS

DATE: April 14, 2021  
PLACE: WebEx Meeting due to Covid-19  
TIME: 7:30 p.m.

The meeting was called to order by Chairman, Nick Koudela at 7:30 p.m.

Pledge of Allegiance

PRESENT WERE: Messrs. Koudela, Beck, Yarletts, and Flaisig. Mr. Trem was absent.

ALSO PRESENT: Stephanie Landgraf, Law Director was absent. Sean Brennan, Chief Housing and Zoning Inspector. Councilwoman Antosh and Councilwoman Koudela.

Motion by Mr. Koudela, Seconded by Mr. Yarletts to approve the minutes of March 10, 2021. Discussion: None. Vote: Koudela, Beck and Flaisig Ayes. Mr. Yarletts abstain. Motion carried.

Mr. Koudela swore in the appellants and audience members who will be testifying before the board.

**Case No. 21-504**

Steve Mayher  
30320 Mildred

Steve Mayer and Greg Kerns of Kerns Home Improvement appeared before the board.

The secretary sent out neighbor notification forms.

**Reason and justification for request:** Homeowner has outdoor sporting equipment that he would like to store inside.

Mr. Mayher stated he would like a bigger building to store his kayaks and other equipment in.

Mr. Koudela asked what size the current garage is. Mr. Mayher stated 23 x 23 and asked Mr. Kerns if that was correct. Mr. Kerns stated around that size. It's a typical Willowick garage.

Neighbor Paige Farmer of 30314 Mildred stated she had no issues with the garage and feels it will only increase the property value.

**Findings and recommendations:** Motion by Mr. Koudela, Seconded by Mr. Yarletts to grant a variance of 96 sq. ft. to construct a 672 sq. ft. garage in the application of Section 1337.01(c)(5) of the codified ordinances of the City of Willowick at 30320 Mildred. Discussion: None. Vote: All Ayes. Motion carried.

**Case No. 21-505**

Richard Robb  
32924 Willowick Dr.

Richard Robb the homeowner and Ryan Bell of Great Day Home Improvements 700 E. Highland Rd. Macedonia, OH 44056 appeared before the board.

The secretary sent out neighbor notification forms.

**Reason and justification for request:** Open porch exists on the front of the house, and the homeowner wishes to enclose the porch with Patio Enclosures Porch Enclosure System for seasonal use. The footprint will not change, just enclosing what is already there.

Mr. Robb stated that the existing porch has been there for at least 34 years, and there is a large tree with branches that causes leaves and ice to fall on the patio and would like a safer structure.

There were no neighbors in the audience.

Mr. Koudela confirmed that there is an existing raised patio. Mr. Robb stated yes there is.

Mr. Ryan stated that they are not changing the footprint and are just covering the patio.

**Findings and recommendations:** Motion by Mr. Koudela, Seconded by Mr. Yarletts to grant a variance of 6' into the setback to construct an enclosed patio on the front of the house. Only 30' permitted per the setback map in the application of Section 1163.10 of the Codified Ordinances at 32924 Willowick Dr. Discussion: None. Vote: All ayes. Motion carried.

Mr. Ryan thanked Mr. Koudela for the Pledge of Allegiance as he is a veteran and doesn't see this happen much anymore. Mr. Koudela thanked him for his service.

**Case No. 21-506**

Philip Cotturo  
30921 Royalview Dr.

Philip Cotturo appeared before the board.

The secretary sent out neighbor notification forms.

**Reason and justification for request:** Would like to erect a 6' tall privacy fence next to the neighbors encroached fence structure. Over the past five years, the neighbors have had no respect for his privacy or himself. He has spoken to them numerous times to no avail and has only gotten combative responses. He has filed a police report detailing these encounters along with video evidence. They have also put a wireless security camera along our property line that is facing toward the back of his house and into his windows which is another invasion of his privacy. This fence would allow him to use his own backyard without fear of harassment, and intimidation every time he emerges. It would also allow him to regain an acceptable quality of life that everyone should have in this fine city.

Mr. Koudela asked Mr. Cotturo if the neighbors fence was on his property. Mr. Cotturo stated yes it is. Mr. Koudela asked him why he doesn't remove it if it's on his property. Mr. Cotturo stated he believes there would be legal ramifications if he just removed it from what he has heard.

Mr. Koudela asked Mr. Brennan if Mr. Cotturo could remove the fence, and Mr. Brennan stated that it would be a legal matter between the property owners.



Mr. Koudela confirmed with Mr. Cotturo that if the variance was granted he will have 2 fences back to back on his property. Mr. Cotturo stated yes there would.

Mr. Koudela asked Mr. Brennan if the fence was put up legally with a permit. Mr. Brennan stated that he is not sure at this time, but that he is only there for a double fence request whether it's on his property or the neighbors.

Mr. Koudela asked Mr. Cotturo if he would seek legal advice on removing the fence instead of the variance. Mr. Cotturo stated that no it would be too expensive to hire an attorney so that's why is trying for the variance.

Mrs. Phillips of 30915 Royalview Dr. the neighbor with the existing fence stated that she has been there for 50 years, and the fence has been there since she's been there. She stated that they need the fence as they have little dogs. She stated they are in their 80's and in poor health, and is being told by Mr. Cotturo that they can't sit on their patio because they're out there too much. She stated she has never had any problems with any other neighbors in 50 years.

Mr. Koudela asked if the fence was hers, and she stated yes, but that all of the fences on the street are a little off.

Randy Phillips of 1187 E. 340 St. in Eastlake is the son of Mrs. Phillips. He stated that the former homeowners of Mr. Cotturo's property Domenic and Josephine Talladino loved the fence and even put a gate in the back to go in and out because they loved it so much. He stated the fence has been there for at least 35 years and it keeps the dogs in and matches the rest of their fencing.

Mr. Beck asked if the Law Director Stephanie Landgraf would have been there tonight would she be able to help out with the legal questions.

Mr. Koudela asked Mr. Brennan if they should wait for Stephanie and table the case. Mr. Brennan said they are only there for no more than one fence on a property. Only for double fencing.

Mr. Cotturo stated that he did have a property survey, and that is not removing their fence he is only putting up a privacy fence to hide their camera and for his privacy.

Mr. Koudela asked Mrs. Phillips if she had a problem with Mr. Cotturo putting up a privacy fence. Mrs. Phillips stated that yes she does because she won't be able to maintain her fence, and snow would pile up that they cannot shovel as they're in their 80's. She said with 2 fences the air won't circulate properly and that they couldn't handle that as they're both in poor health.

Mr. Cotturo stated he would kill the grass between the fences and put down stones and gravel.

Mr. Frank Fox a neighbor stated that from a survey the fence is only the width of a 2x4 plus 1" onto Mr. Cotturo's property and that the area along the fence has always been kept clean.

Mr. Joe Geraci of 30909 Royalview stated that he lives next door to the Phillips and that they are very good neighbors, and will do anything to help them out. They help each other out with shoveling, unloading cars, etc.

Danielle Cleary of 30916 Royalview Drive lives across the street, and the only issue she has is Mr. Cotturo's reasoning for the fence. She stated he also has video cameras that records everyone who is out and has seen him follow Mrs. Phillips around with his phone videotaping her. She stated he invades her privacy just as much as he claims she invades his.

Mr. Randy Phillips stated that Mr. Cotturo knew the fence was there when he looked at and purchased the house and only made it an issue after he moved in.

Mr. Koudela asked if it was going to be a solid fence, and Mr. Cotturo stated no it will be a shadowbox fence because a solid fence would not be allowed.

Mr. Koudela stated he feels everyone was given ample time to speak and that the board is only there to vote on the fence not the back and forth of the neighbors.

**Findings and recommendations:** Motion by Mr. Koudela, Seconded by Mr. Yarletts to grant a variance to allow double fencing in the application of Section 1165.05 of the Codified Ordinances at 30921 Royalview Dr. Discussion: None. Vote: Koudela, Beck and Yarletts Nays. Flaisig Aye. Motion failed.

**Case No. 21-507**

Luke & Lydia Donatelli  
750 E. 300 St.

Luke and Lydia Donatelli appeared before the board.

The secretary sent out neighbor notification forms.

**Reason and justification for request:** They would like ample access to their backyard and would like it fenced in for multiple reasons such as; to keep their small timid dog in the yard while encouraging exercise, to discourage the children of the neighborhood from coming into their yard, and for a future playground for their child that she's expecting in July 2021.

Mrs. Donatelli stated that while she's happy there are a lot of children outside playing they go across their yard and they have no privacy. She has an emotional support dog that needs to be fenced in and a child due in July 2021.

Mr. Koudela asked Mrs. Donatelli if the fence was going to be 6' high in its entirety. Mrs. Donatelli stated no it will be a 4' chainlink fence.

Mr. Yarletts asked Mr. Brennan if the blue lines on the bottom of the photo were showing the right of way. Mr. Brennan stated that the bottom information is not exact as to where the lines are and that they may need a survey to find the exact location of the lines.

Mr. Yarletts asked Mr. & Mrs. Donatelli why they want to go all the way up to the sidewalk. They stated it would be easier to mow the grass and they could get extra space out of their smaller yard.

Mr. Koudela asked if they felt with the 4' chainlink there would be no visibility issues. Mrs. Donatelli stated yes. Mr. Koudela asked if they considered staying the 4' from the sidewalk. Mr. Donatelli stated that they can consider it, but if they can they would like to get the extra space.

Jennifer Turk of 29349 Oakdale stated she is not for or against the variance but wanted to know if it would be on the property line and not her property. She is the back neighbor. Mrs. Donatelli stated that it would only be on their side of the driveway and the other side not past the garage so it would not affect her. Jennifer stated no problem only had the one question.

**Findings and recommendations:** Motion #1 by Mr. Koudela, Seconded by Mr. Beck to grant a variance of 13' 9" to extend a fence 17' 9" from the side of the house in the application of Section 1165.07(c) of the Codified Ordinances at 750 E. 300 St. Discussion: None. Vote: Koudela and Yarletts Ayes. Beck and

Flaisig Nays. Mr. Koudela stated due to the fact there is a tie the case will have to be tabled until the next meeting.

Motion #1 by Mr. Koudela, Seconded by Mr. Yarletts to table the variance request of 13' 9" to extend the fence 17' 9" from the side of the house in the application of Section 1165.08(c) of the codified ordinances at 750 E. 300 St. Discussion: None. Vote: All ayes. Motion carried.

Motion #2 by Mr. Koudela, Seconded by Mr. Yarletts to grant a variance of 4' to place a fence at the public sidewalk in Section 1165.07(d) of the Codified Ordinances of the City of Willowick at 750 E. 300 St. Discussion: None. Vote: Koudela Aye. Beck, Yarletts and Flaisig Nay.

Mr. Yarletts asked that being the variances go hand in hand should they have tabled the variance of 4' to place the fence at the public sidewalk also even though they had a legal vote.

Mr. Koudela stated that they cannot have a yes vote with variance number 1 without variance number 2 being approved.

Mr. Koudela stated that without the Law Director present he isn't sure and that they should table both.

Motion # 2 by Mr. Koudela, Seconded by Mr. Beck to table the variance request of 4' to place a fence at the public sidewalk in the application of Section 1165.07(d) of the codified ordinances of the City of Willowick at 750 E. 300 St. Discussion: None. Vote: All ayes. Motion carried.

There was no old business.

There was no new business.

Motion by Mr. Koudela, Seconded by Mr. Flaisig to adjourn the meeting. Discussion: None. Vote: All ayes Motion carried.

Meeting adjourned at 8:35 p.m.

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Chairman, Nick Koudela

ATTEST:

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Secretary, Jennifer Quinn

**ORDINANCE NO. 2021 - 19**

**AN ORDINANCE AMENDING ORDINANCE 2021-9 TO PROVIDE FOR ADDITIONAL APPROPRIATIONS FROM THE GENERAL FUND (101); THE STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND (202) FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF WILLOWICK, STATE OF OHIO, DURING THE CALENDAR YEAR ENDING DECEMBER 31, 2021, AND DECLARING AN EMERGENCY.**

**SECTION 1.** Be it ordained by the Council of the City of Willowick, State of Ohio, that to provide for the current expenses and other expenditures of said City of Willowick during the calendar year ending December 31, 2021, that the following sums be and they are hereby set aside and appropriated as follows:

**SECTION 2.** That there be appropriated from the General Fund:

**GENERAL FUND****Lands & Buildings****Other**

Maintenance & Repair	101.708.5564	22,000.00
<b>Total Other Expense</b>		22,000.00
<b>Total Lands &amp; Buildings</b>		<b>22,000.00</b>

**TOTAL GENERAL FUND: 22,000.00**

**SECTION 3.** That there be appropriated from the Street Construction, Maintenance & Repair Fund:

**SCM&R FUND****Other**

Small Equipment & Supplies	202.601.5430	1,500.00
Tools	202.601.5440	500.00
Maintenance & Repair	202.601.5564	4,000.00
<b>Total Other Expense</b>		6,000.00
<b>TOTAL SCM&amp;R FUND</b>		<b>6,000.00</b>

**TOTAL ALL FUNDS 28,000.00**

**SECTION 4.** That the Finance Director is hereby authorized to make expenditures or payments from any of the foregoing appropriations upon receiving proper certification and vouchers therefore, approved by the Board of Officers authorized by law to approve the same, or an Ordinance or Resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

**SECTION 5.** All formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 3.12 of the Charter of the City of Willowick and Section 121.22 of the Ohio Revised Code.

**SECTION 6.** That the Clerk of Council be and she is hereby requested to deliver a certified copy of this Ordinance to the Lake County Auditor.

**SECTION 7.** That this Ordinance is hereby declared and determined to be an emergency measure necessary for the preservation of the public peace, health and safety of said City for the reason that immediate provision must be made for the appropriation herein provided for and it shall, therefore, be in effect immediately upon its approval by the Mayor of the City.

**PASSED:** \_\_\_\_\_, 2021

**Submitted to the Mayor for his approval**  
**on** \_\_\_\_\_, 2021

**ATTEST:**

\_\_\_\_\_  
**Clerk of Council**

\_\_\_\_\_  
**Council President**

**Approved by the Mayor on**  
\_\_\_\_\_, 2021

\_\_\_\_\_  
**Mayor**

# Brite

7647 Main Street Fishers  
Victor, NY 14564  
Toll Free: 1-800-333-0498  
FAX: 585-758-0222  
salesinfo@brite.com

## Quote

No. #Q88524  
Date 4/12/2021

**Bill To:**

Willowick Police Department - OH  
30435 LAKESHORE BLVD  
WILLOWICK OH 44095

**Ship To:**

Willowick Police Department - OH  
30435 LAKESHORE BLVD  
WILLOWICK OH 44095

Quote Expiration Date	Contract Number	Sales Rep	Shipping Via
5/31/2021	Thank you for choosing Brite!	Steve Hecht	Drop Ship

Qty	Item Number	Unit Price	Extended
	Mobile Data Terminal - Getac A140		
7	<b>GET-AM22Z4QAXDXX</b>	\$2,250.00	\$15,750.00
	GETAC : A140 G2 Fully Rugged 14IN Tablet, Intel Core i5-10210U Processor, (No Webcam), Windows 10 Pro+8GB RAM, 256GB PCIe SSD, Sunlight Readable, WiFi +BT, LAN, SCR, 3 Year B2B Warranty		
7	<b>GET-OHHGTC802</b>	\$750.00	\$5,250.00
	GETAC : A140 Havis Vehicle Docking W/ Bracket (Include 120W vehicle adapter)		
7	<b>TG3-KBA-BLTX-USNNR-US</b>	\$165.00	\$1,155.00
	TG3 Rugged Keyboard - 83 Key - Backlit - Touchpad - USB - Straight Cord - Plastic Keycaps		
7	<b>LUN-CSM-VESA-REV3</b>	\$99.00	\$693.00
	Vesa Computer Mount		



**Sales Information:**  
Steve Hecht  
Public Safety Account Executive  
585-869-6076  
shecht@brite.com

**SubTotal:** \$22,848.00  
**Tax Total:** \$0.00  
**Total:** \$22,848.00

**Finance Payment:** \$1,359.53 / Annual