



City of Willowick
CITY COUNCIL REGULAR MEETING

Tuesday, September 05, 2023 at 7:30 PM
City Council Chambers

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

1. The Fifteenth Meeting of Council

PLEDGE ALLEGIANCE

INVOCATION

ROLL CALL OF COUNCIL

APPROVAL OF MINUTES

2. Motion to Approve the Minutes from the August 15, 2023, Regular Council Meeting
3. Motion to Approve the Minutes from the August 24, 2023, Emergency Special Council Meeting

APPOINTMENTS, SPECIAL RESOLUTIONS & PROCLAMATIONS

4. A Proclamation Recognizing Emerson Hren
5. Motion to Appoint Nikolas Janek to the Lake County Board of Health for a Term Ending December 31, 2025

ADMINISTRATIVE APPEALS

REPORTS & COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR

COUNCIL DISCUSSION OF THE MAYOR'S REPORT

GENERAL COMMUNICATIONS & REPORTS – Directors & Officials

Service Director – Todd Shannon

Recreation Director – Julie Kless

City Engineer – Tim McLaughlin

Finance Director – Cheryl Benedict

Law Director – Mandy Gwartz for Stephanie Landgraf

Police Chief – Rob Daubenmire

Fire Chief – Bill Malovrh

Chief Housing/Zoning Inspector – Sean Brennan

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 – Bisbee, Mohorcic, Loncala

Safety – Phares, Malta, Bisbee

Service, Utilities & Public Lands – Malta, Phares, Loncala

Streets, Sidewalks & Sewers – Malta, Antosh, Mohorcic

Tax Compliance – Koudela, Antosh, Loncala

Moral Claims – Antosh, Phares, Koudela

Budget – Mohorcic, Bisbee, Koudela

LIAISON REPORTS

Planning – Phares/Alternate Antosh

Board of Zoning Appeals – Loncala/Alternate Koudela

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

- 6. Motion for the Mayor to Enter into a Contract with Avon Bay Construction in the Amount of \$5,600.00 for Patio Repairs at the Willowick Senior Center

INTRODUCTION & CONSIDERATION OF LEGISLATION

- 7. Resolution No. 2023-36

A Resolution Authorizing the Mayor of the City of Willowick to Prepare and Submit an Application to Participate in the Ohio Public Works Commission State Capital Improvement and/or Transportation Improvement Programs, to Execute Contracts as Required and Declaring an Emergency

8. Resolution No. 2023-37

A Resolution Authorizing the Mayor of the City of Willowick to Enter into an Agreement with LakeTran for the Commercial Driver's License Training of Service Department Employees and Declaring an Emergency

9. Resolution No. 2023-38

A Resolution to Approve Authorizations (Then and Now Certificate) to Stryker in the Amount of \$16,446.00 for the City of Willowick and Declaring an Emergency

10. Resolution No. 2023-39

A Resolution to Approve Authorizations (Then and Now Certificate) to Lake County Treasurer in the Amount of \$4,395.43 for the City of Willowick and Declaring an Emergency

11. Ordinance No. 2023-40

An Ordinance Fixing the Compensation of Adult School Guards and Declaring an Emergency

12. Ordinance No. 2023-41

An Ordinance Amending Ordinance 023-5 to Provide for Additional Appropriations from the General Fund (101); Fairway Storm Sewer Improvement Fund (432); for Current Expenses and Other Expenditures of the City of Willowick, State of Ohio, During the Calendar Year Ending December 31, 2023, and Declaring an Emergency

MISCELLANEOUS #1

13. Motion to Authorize the Mayor to Execute an Agreement with Polito Properties, LLC Relating to the Disposition of Insurance Proceeds

14. Motion Authorizing CT Consultants an Additional Fee of \$11,000 for Construction Administration and Inspection Services for the E. 327th Street Sewer Rehabilitation Phase II Project

PUBLIC PARTICIPATION

EXECUTIVE SESSION

Motion to Adjourn to Executive Session to Discuss the Employment of a Public Employee

RETURN FROM EXECUTIVE SESSION

MISCELLANEOUS #2

Motion Authorizing the Mayor to Enter into a Contract with Hartman Personnel Services for a Temporary Employee with the Option to Become a Full Time Hired Employee

ADJOURNMENT

Avon Bay Construction

We do it all. Any size job guaranteed!!!

2500 Larchview Dr.
Painesville, Oh. 44077
Phone (440) 360-0059

DATE August 8, 2023
Proposal #
Customer ID
Page # 1 of 1

Submitted to:
Doreen Nevulis
Willowick Senior Center
321 East 314th Street
Willowick, Ohio, 44095
440-585-5112
dnevilis@cityofwillowick.com

Quotation valid until:
Prepared by: Ron H


Comments or special instructions:

Description	AMOUNT
Rear Paver Patio Scope of Work- See attached diagram	
Pull pavers from sections 1 thru 3 & 6 thru 8 Add screening and relevel areas as needed Relay existing pavers in sections 1 thru 3 & 6 thru 8 Relay New pavers in section 8	\$5,600
Attached pages Yes ___ No X # ___	TOTAL

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of: (Please make checks payable to R. Homes Inc)


_____ Five Thousand Six Hundred Dollars _____ \$ 5,600 _____

With payments to be made as follows: Deposit upon acceptance of proposal 50% down total \$2,800.
Remainder upon completion of project \$2,800.

Avon Bay Construction representative. 

Proposal acceptance

I accept the payment terms, job specification and understand the terms of this proposal. Avon Bay Construction has my permission to perform the job as specified in this proposal.

 8-17-2023
Client Signature Date

Representative Signature Date

RESOLUTION NO. 2023-36

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF WILLOWICK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS, AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Willowick is planning to make capital improvements as part of its E. 305th Sewer Rehabilitation Project; and

WHEREAS, the infrastructure improvements above-described are considered to be a priority need for the City and are qualified projects under the OPWC programs;

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

Section 1. That the Mayor of the City Willowick is hereby authorized to apply to the Ohio Public Works Commission for funds as described above, and to execute any and all agreements and documents necessary to formalize the validity and implementation of the City's participation in that funding.

Section 2. All formal actions of this Council concerning the passage of this Resolution 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 Chapter 107 of the Codified Ordinances of the City of Willowick and Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick, and further.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

PASSED: _____, 2023

Monica Koudela, President of Council

SUBMITTED to the Mayor for his approval

On _____, 2023

APPROVED by the Mayor on

_____, 2023

ATTEST:

Christine Morgan, Clerk of Council

Michael J. Vanni, Mayor

RESOLUTION NO. 2023-37 ____

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF WILLOWICK TO ENTER INTO AN AGREEMENT WITH LAKETRAN FOR THE COMMERCIAL DRIVER’S LICENSE TRAINING OF SERVICE DEPARTMENT EMPLOYEES, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Willowick is able to have its service employees receive commercial driver’s license (“CDL”) training through Laketrان pursuant to the terms of a training agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Willowick, County of Lake, and State of Ohio:

Section 1. That the Mayor of the City of Willowick is hereby authorized to enter a written Agreement with Laketrان for the CDL training of its service department employees, in a form substantially similar to the agreement annexed as Exhibit A and incorporated herein, and to execute all documentation necessary to formalize the validity and implementation of said Agreement.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 123 of the Codified Ordinances of the City of Willowick.

Section 3. This Resolution constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willowick and further provides for the usual and necessary daily operation of the municipal service department; wherefore, this Resolution shall be in full force and take effect immediately upon its passage by Council and approval by the Mayor.

PASSED: _____, 2023

Monica Koudela, President of Council

SUBMITTED to the Mayor for his approval
on _____, 2023

APPROVED by the Mayor on
_____, 2023

ATTEST:

Christine Morgan, Clerk of Council

Michael J. Vanni, Mayor

RESOLUTION NO. 2023 – 38

A RESOLUTION TO APPROVE AUTHORIZATIONS (THEN AND NOW CERTIFICATE) TO STRYKER IN THE AMOUNT OF \$16,446.00 FOR THE CITY OF WILLOWICK, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code 5705.41(D)(1) provides that if prior certification of funds by the Fiscal Officer was not obtained before the contract or order involving the expenditure of money was made, then the Fiscal Officer may instead certify; and

WHEREAS, that there was at the time of the making of such contract or order and at the time of the execution of such certificate, a sufficient sum appropriated for the purpose of such contract and in the treasury or in process of collection to the credit of an appropriate fund, free from any previous encumbrances; and

WHEREAS, the Fiscal Officer is accordingly certifying that there were appropriations available and funds in the treasury or in the process of collection at the time the contract or order was made (then), and there are still sufficient appropriations and funds in the treasury or in the process of collection at the time the certificate is being issued (now); and

WHEREAS, the amount of the certificate exceeds \$3,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Willowick, County of Lake, and State of Ohio that:

Section 1. It is hereby certified that both at the time of the making of the attached contract(s) or order(s) and at the date of execution of this certificate, the amount of funds required to pay this contract(s) or order(s) has been appropriated for the purpose of this contract or order, attached hereto, and is in the treasurer or in the process of collection to the credit of the fund free from any previous encumbrances.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 123 of the Codified Ordinances of the City of Willowick.

Section 3. This Resolution constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willowick; and so that the certificate meets the timeliness requirement of the Ohio State Auditor; wherefore, this Resolution shall be in full force and take effect immediately upon its passage by Council and approval by the Mayor.

PASSED: _____, 2023

Monica Koudella, Council President

SUBMITTED to the Mayor for his approval
on _____, 2023

APPROVED by the Mayor on
_____, 2023

ATTEST:

Christine Morgan, Clerk of Council

Michael J. Vanni, Mayor



Item #9.

2825 Airview Boulevard
Kalamazoo, MI 49002 USA

Invoice
9204331958
Bill to: 20114831

200345-1.14 0 1448-1.1 1oz

WILLOWICK FIRE RESCUE
ATTN: ACCOUNTS PAYABLE DEPARTMENT
30435 LAKE SHORE BLVD
WILLOWICK OH 44095 - 4624

Ship to

20114831
WILLOWICK FIRE RESCUE
30435 LAKE SHORE BLVD
WILLOWICK OH 44095-4624

For product related inquiries please contact:
Stryker Medical Customer Service: 800-327-0770
For accounts and billing related inquiries please contact:
Stryker account receivable: 800-733-2383(Option 2)

Customer Information

Invoice # 9204331958
Invoice Date 07/20/2023
Currency USD
Payer Number 20114831
Payer Name WILLOWICK FIRE RESCUE

Remit to:

Electronic Payments: JPMorgan Chase
ABA 071000013 (ACH)
Account: 1035237
ABA 021000021 (WIRE)
SWIFT Code: CHASUS33XXX

Checks: Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Please transmit in CTX format. If CTX is not possible, please send remittance information by email to EFTpayments@stryker.com

Header Information

Customer PO RG055363
Payment Terms Net due in 30 days Payment Due Date 08/19/2023
Terms of Delivery PCO
ORIGIN

Item	Item#/GTIN	Description	Quantity / Unit	Unit Price	Extended Price
1	99512-001262 GTIN: 00883873824122	LPCR2,WIFI,H,EN-US,DE,S,1,ROS,MODET, ROS, Serial Number 50659612 50663491 50663507 50663519 50663676 50663677 50663681 50663684	8 PC	2,055.75	16,446.00

PLEASE VERIFY THAT THE GOODS, MATERIALS & / OR SERVICES SHOWN IN THIS INVOICE HAVE BEEN RECEIVED &/OR RENDERED ON BEHALF OF THE CITY OF WILLOWICK, P.O. # RG055363
WAMHURON DATE 8/3/23 20





2825 Airview Boulevard
Kalamazoo, MI 49002 USA

Invoice
9204331958

		Item Total	16,446.00
		Freight and Handling	67.23
		Gross Amount	16,513.23
MODE: 11777483 Service Level	Ground Carrier	FEDEX EXPRESS	
Tracking Numbers	652085777117		
Carrier	FEDEX EXPRESS		
Tracking Numbers	652085777117		

The purchase of products pursuant to this invoice is subject to Stryker's then current terms of sale set forth at (see www.stryker.com/stnc). Any different or additional terms on any purchase order or other document submitted by Buyer are expressly rejected by Stryker. Acceptance of Buyer's purchase order and shipping of Stryker product to Buyer does not serve as acceptance of any such different or additional terms.

The total price shown on this invoice is net of discounts provided at the time of purchase. Some of the products listed on this invoice may be subject to rebates or additional discounts for which separate documentation is provided by Stryker. Customer must (1) claim the value of all discounts and rebates in the fiscal year earned or immediately following fiscal year, (2) properly report and appropriately reflect and allocate prices paid net of all discounts and rebates in Medicare/Medicaid cost reports and all claims for payment filed with third party payers as may be required by law or contract, and (3) provide agents of the United States or a state agency with access to all information from Stryker concerning discounts and rebates upon request.

STRYKER RESERVES THE RIGHT TO CHARGE A 1.5% MONTHLY FINANCE CHARGE (18% PER ANNUM) ON ALL AMOUNTS REMAINING UNPAID AT THE END OF THE NET PERIOD.

NO MERCHANDISE WILL BE ACCEPTED FOR RETURN WITHOUT PRIOR AUTHORIZATION. TO OBTAIN A RETURN AUTHORIZATION OR TO REPORT DISCREPANCIES, PLEASE CALL CUSTOMER SERVICE AT THE NUMBER INDICATED ABOVE.

Please refer to www.stryker.com/returnpolicy for Stryker's product return policies.

RESOLUTION NO. 2023 – 39
A RESOLUTION TO APPROVE AUTHORIZATIONS (THEN AND NOW CERTIFICATE) TO LAKE COUNTY
TREASURER IN THE AMOUNT OF \$4,395.43 FOR THE CITY OF WILLOWICK, AND DECLARING AN
EMERGENCY.

WHEREAS, Ohio Revised Code 5705.41(D)(1) provides that if prior certification of funds by the Fiscal Officer was not obtained before the contract or order involving the expenditure of money was made, then the Fiscal Officer may instead certify; and

WHEREAS, that there was at the time of the making of such contract or order and at the time of the execution of such certificate, a sufficient sum appropriated for the purpose of such contract and in the treasury or in process of collection to the credit of an appropriate fund, free from any previous encumbrances; and

WHEREAS, the Fiscal Officer is accordingly certifying that there were appropriations available and funds in the treasury or in the process of collection at the time the contract or order was made (then), and there are still sufficient appropriations and funds in the treasury or in the process of collection at the time the certificate is being issued (now); and

WHEREAS, the amount of the certificate exceeds \$3,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Willowick, County of Lake, and State of Ohio that:

Section 1. It is hereby certified that both at the time of the making of the attached contract(s) or order(s) and at the date of execution of this certificate, the amount of funds required to pay this contract(s) or order(s) has been appropriated for the purpose of this contract or order, attached hereto, and is in the treasurer or in the process of collection to the credit of the fund free from any previous encumbrances.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 123 of the Codified Ordinances of the City of Willowick.

Section 3. This Resolution constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willowick; and so that the certificate meets the timeliness requirement of the Ohio State Auditor; wherefore, this Resolution shall be in full force and take effect immediately upon its passage by Council and approval by the Mayor.

PASSED: _____, 2023

Monica Koudela, Council President

SUBMITTED to the Mayor for his approval
on _____, 2023

APPROVED by the Mayor on
_____, 2023

ATTEST:

Christine Morgan, Clerk of Council

Michael J. Vanni, Mayor

INVOICE

Payable to The Lake County Treasurer
 105 Main Street
 Painesville, OH 44077

Willowick Itemized List							
CaseID	CaseNumber	Fee ID	FeeCode	CaseStatus	FileDate	AmountPaid	Agency
649321	20TRD04330	1107	FINESTATE	CLOS	11/13/2020	\$35.00	WILLOWICK POLICE DEPARTMENT
649876	20CRB02570	1107	FINESTATE	CLOS	12/2/2020	\$100.00	WILLOWICK POLICE DEPARTMENT
650888	21CRB00096	1107	FINESTATE	CLOS	1/19/2021	\$150.00	WILLOWICK POLICE DEPARTMENT
651893	21CRB00337	1107	FINESTATE	CLOS	2/16/2021	\$150.00	WILLOWICK POLICE DEPARTMENT
654227	21CRB00877	1107	FINESTATE	CLOS	4/12/2021	\$100.00	WILLOWICK POLICE DEPARTMENT
655075	21CRB01018	1107	FINESTATE	CLOS	5/4/2021	\$100.00	WILLOWICK POLICE DEPARTMENT
657621	21CRB01512	1107	FINESTATE	CLOS	6/28/2021	\$6.00	WILLOWICK POLICE DEPARTMENT
658155	21CRB01620	1107	FINESTATE	CLOS	7/9/2021	\$100.00	WILLOWICK POLICE DEPARTMENT
658352	21TRD03546	1107	FINESTATE	CLOS	7/12/2021	\$100.00	WILLOWICK POLICE DEPARTMENT
658580	21CRB01710	1107	FINESTATE	CLOS	7/15/2021	\$150.00	WILLOWICK POLICE DEPARTMENT

654209	21TRC01694	1083	1OVIFINESTATE - DO NOT USE	CLOS	4/12/2021	\$300.00	WILLOWICK POLICE DEPARTMENT
656958	21TRC02805	1085	2OVIFINESTATE - DO NOT USE	CLOS	6/11/2021	\$185.00	WILLOWICK POLICE DEPARTMENT
662094	21TRC05529	1083	1OVIFINESTATE - DO NOT USE	CLOS	10/7/2021	\$175.00	WILLOWICK POLICE DEPARTMENT
667534	22TRC01133	1168	1STOVIFINESTA TE	CLOS	3/7/2022	\$79.43	WILLOWICK POLICE DEPARTMENT
					TOTAL	\$1,847.43	
					OVERALL TOTAL	\$4,395.43	

Cheryl Benedict

From: Chris Simon <simonc@willoughbycourt.com>
Sent: Wednesday, August 9, 2023 12:16 PM
To: Cheryl Benedict
Cc: Samantha Birnbaum; Heidi Collins
Subject: RE: Overpayment of fines to Cities - October 2020 to May 2022
Attachments: INVOICE - Willowick pdf

Cheryl.... the money isn't due to the Court. The money is due to Lake County. The other cities have been paying the Lake County Treasurer directly. If you need an invoice to do so, I've attached what I've given to other cities for this purpose. Please let me know if this works.

Christopher J. Simon

Court Administrator/Clerk of Court
 Willoughby Municipal Court ~ Judge Marisa Cornachio

From: Cheryl Benedict [mailto:cbenedict@cityofwillowick.com]
Sent: Wednesday, August 9, 2023 11:02 AM
To: Chris Simon <simonc@willoughbycourt.com>
Cc: Samantha Birnbaum <birnbaums@willoughbycourt.com>; Heidi Collins <CollinsH@willoughbycourt.com>
Subject: RE: Overpayment of fines to Cities - October 2020 to May 2022

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders.

Good Morning Christopher,

I'm just following up on this because it appears we haven't paid the Court this money yet. Will we be receiving an actual invoice for this?

Thank you,
 Cheryl

Cheryl Benedict

Finance Director
 City of Willowick
 30435 Lakeshore Blvd.
 Willowick, OH 44095

From: Chris Simon [mailto:simonc@willoughbycourt.com]
Sent: Friday, June 30, 2023 1:07 PM
To: Cheryl Benedict <cbenedict@cityofwillowick.com>
Cc: Samantha Birnbaum <birnbaums@willoughbycourt.com>; Heidi Collins <CollinsH@willoughbycourt.com>
Subject: RE: Overpayment of fines to Cities - October 2020 to May 2022

Understood. And thank you.

Christopher J. Simon

Court Administrator/Clerk of Court

process was performed. However, after arriving at the Court and being made aware of some of the issues that were occurring with conversion, it was clear that not all of the data converted correctly. While this is not unusual in system conversions, nonetheless it causes issues for both direct and indirect users of the system.

In the fall of 2021, roughly one year after the go-live date of the new CMS, it was discovered that the dollars that should have been earmarked for Lake County were not being sent. This determination was made especially difficult as all Courts were just starting to emerge from the COVID pandemic and an extreme reduction in its overall case filings resulting in lower revenue. After several months of research it was learned in May 2022 that an incorrect configuration of court fees during conversion resulted in several local communities within the Court's jurisdiction receiving dollars that should have gone to Lake County. The incorrect configuration was then fixed and the proper funds have been dispersed since this time.

During all this time, I have been in contact with some Lake County offices including the Lake County Prosecutor's Office. They have been inquiring about this issue and when they could expect payment. In order to let the County know when they could expect payment, the Court had to research thousands of cases that were processed between October 2020 and May 2022. After much research, in late Spring 2023, a final amount was determined. The total amount owed to Lake County by Willoughby Municipal Court over this 20 month period is \$45,753.98. This total is dispersed amongst several different cities. Attached to this email, you will find the amount owed by your City to Lake County as well as an explanation about how this issue began and how the Court was able to determine what was owed.

The Court has come up with two options for the City to reimburse the County. First, the City could decide to pay the entire amount to the County by directly paying one lump sum payment. For this option, the Court does not need to be involved. Second, the City could decide to have their monthly payment from the Court reduced by 10% each month. The Court would then pay the City their allotment minus the 10%. This 10% would go to the County each month until the full amount owed was paid. In most cases, we believe this will take one year or less.

I realize this is not the best news. I apologize for the inconvenience of all this, but I'm just looking to resolve this issue as quickly and as painlessly as possible. Please let me know if you have any questions and please let me know if you wish to discuss this matter more specifically. Also, if you know how you would like to handle this matter, please let me know and I will inform the Lake County Prosecutor's Office accordingly.

Christopher J. Simon

Court Administrator/Clerk of Court
Willoughby Municipal Court – Judge Marisa Cornachio
4000 Erie Street
Willoughby, OH 44094
440-953-4180



ORDINANCE NO. 2023-40

AN ORDINANCE FIXING THE COMPENSATION OF ADULT SCHOOL GUARDS AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOWICK, LAKE COUNTY, STATE OF OHIO:

SECTION 1: That effective with the first full pay period in September 2023, adult school guards shall receive compensation at a rate of Eleven Dollars and Seventy-Five Cents (\$11.75) per hour; provided, however, that in no event shall the compensation paid to any adult school guard for any on day of the work be less than \$11.75.

SECTION 2: That school guards will be paid up to five (5) days pay, per school year when schools are closed for inclement weather

SECTION 3: That Ordinance No. 2022-21, passed on April 19, 2022 and any other ordinances or parts thereof in conflict herewith be and the same are hereby repealed effective September 5, 2023.

SECTION 4: That this Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willowick an further, provides for the usual daily operation of a municipal department; wherefore, this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED: _____, 2023

Monica Koudela, President of Council

SUBMITTED to the Mayor for his approval

on _____, 2023

APPROVED by the Mayor on _____, 2023

Michael J. Vanni, Mayor

ATTEST:

Christine Morgan, Clerk of Council

ORDINANCE NO. 2023 - 41

AN ORDINANCE AMENDING ORDINANCE 2023 - 5 TO PROVIDE FOR ADDITIONAL APPROPRIATIONS FROM THE GENERAL FUND (101); FAIRWAY STORM SEWER IMPROVEMENT FUND (432); FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF WILLOWICK, STATE OF OHIO, DURING THE CALENDAR YEAR ENDING DECEMBER 31, 2023, 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, 2023, 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

Security of Persons & Property

Safety Communications Dept.

Personal Services

Wages - Clerk Dispatchers	101.100.5136	3,000.00
Total Salaries & Wages		3,000.00
Total Safety Communications Department		3,000.00

Fire Prevention & Inspection

Personal Services

Other

Contract Services	101.102.5354	150,000.00
Total Other Expense		150,000.00
Total Fire Department		150,000.00

Swimming Pools

Personal Services

Wages - Leisure & Regular	101.302.5150	4,200.00
Total Wages & Salaries		4,200.00

Other

P.E.R.S.	101.302.5220	650.00
Medicare	101.302.5260	100.00
Total Other Expense		750.00
Total Swimming Pools		4,950.00

Finance Administration

Personal Services

Other

Contract Employees	101.702.5354	24,000.00
Total Other Expense		24,000.00
Total Finance Department		24,000.00

Legislative

Other

Social Security	101.705.5265	500.00
Total Other Expense		500.00
Total General Govt.		500.00

TOTAL GENERAL FUND: 182,450.00

SECTION 3. That there be appropriated from the Fairway Storm Sewer Improvement Fund:

FAIRWAY STORM SEWER IMPROVEMENT FUND

Other

Capital Improvement	432,917.5600	984,500.00
		984,500.00

TOTAL ALL FUNDS 1,166,950.00

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: _____, 2023

Submitted to the Mayor for his approval on _____, 2023

ATTEST:

Clerk of Council

Council President

Approved by the Mayor on _____, 2023

Mayor

AGREEMENT

This Agreement entered into on August ____, 2023, by and between **Polito Properties, LLC**, an Ohio limited liability company with a principal place of business located at 28809 Lake Shore Blvd., Willowick, Ohio 44095 (“**Polito**”) and the City of Willowick located at 30435 Lakeshore Blvd., Willowick, Ohio 44095 (“**Willowick**”). Polito and Willowick are collectively known as the "**Parties**".

WHEREAS, Polito is the owner of certain commercial property located at 28809 Lake Shore Blvd., Willowick, Ohio 44095, which sustained fire damage on or about September 24, 2022 resulting in significant damage to its building and structure; and

WHEREAS, pursuant to Codified Ordinance 141.07, when loss to an insured within the City of Willowick equal or exceeds 60% of the aggregate limits of liability on all fire policies covering the building or other structure, the insurance company shall adhere to R.C. 3929.86 and transfer funds to the Director of Finance of the City in the amount of \$2,000 for each \$15,000 of the claim; and

WHEREAS, Polito’s insurance policy limit is \$626,712.00, and Polito’s insurance carrier has estimated the loss to be approximately \$398,533.94; and

WHEREAS, Polito has removed or caused to be remedied all instances of fire damage and gutted the interior of the building to the studs/rafters, to the satisfaction of both the fire department and building department; and

WHEREAS, the City has not incurred any costs of repair, removal or securing of Polito’s property as a result of said fire damage; and

WHEREAS, the aforementioned Parties desire to enter into this Agreement pursuant to Codified Ordinance 141.07(B) to authorize the transfer of the insurance proceeds directly to Polito in lieu of the City of Willowick.

NOW, THEREFORE, for and in consideration of the covenants herein contained, and other consideration, the receipt and sufficiency of which are hereby acknowledged by the Parties, the Parties agree as follows:

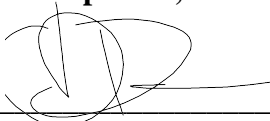
- 1. The insurance proceeds for the fire damage to the building/structure located at 28809 Lake Shore Blvd., Willowick, Ohio 44095, owned by Polito Properties, LLC, occurring on or about 9-24-2022, in the amount of \$398,533.94 is authorized to be paid by Travelers Property Casualty Company of America directly to Polito Properties, LLC.**

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the dates set forth below.

City of Willowick:

By _____
Mayor Michael Vanni

Polito Properties, LLC

By  _____
Dominic Polito, Managing Member

Approved by:

City of Willowick, Finance Director

City of Willowick, Law Director



8789 Tyler Blvd. – Mentor, OH. 44060
Phone: 440-974-0800 Fax: 440-974-0906

**Reduced C2H Service Rate and
Reduced Hours Requirement**

Hartman Personnel Services

Let Hartman Personnel Services serve as your single source for full-service hourly administrative, professional, technical, and light industrial personnel.

Contract to Hire: (“Try before you buy”) Employ your new hire as a contracted worker. The employee will be a contract employee for a 15 1/2-week trial period (620 regular hours). Your company has determined the pay rate you want to pay the new employee. Hartman Personnel Services will charge a 1.75 rate multiplied by the employee’s pay rate. Hartman Personnel Services will pay all employee benefits, including State Worker’s Compensation, State and Federal taxes, Unemployment Insurance, match FICA, and hospitalization should the employee be a long-term contracted worker. At the end of the 15 1/2-week trial period (620 regular hours) the employee can be hired onto your payroll without a conversion fee.

Early Buyout and Termination: Should you have the desire to hire the contracted employee onto your payroll before the end of the 15 1/2-week trial period (620 regular hours), Hartman Personnel Services will calculate a buyout fee.

Customers will be invoiced each week for the prior week’s billable hours. Invoices are due upon receipt. Overdue invoices are subject to late charges of 2% per month.

Hartman Personnel Services is not on-site to manage the employees and shares no liability for faulty work.

Hartman Personnel Services is staffed with consultants who are experienced in staffing Manufacturers and Services Industries. Hartman Personnel Services will only supply you with position-specific, hand-picked applicants who are qualified to handle your specific job needs.

Victoria Southworth
Signature

Signature

VICTORIA SOUTHWORTH
Print Name

Print Name

8/17/23
Date Signed By
Hartman Personnel Services

Date Signed By
City of Willowick



8789 Tyler Blvd. – Mentor, OH. 44060
Phone: 440-974-0800 Fax: 440-974-0906

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Victoria Southworth
Signature

Signature

VICTORIA SOUTHWORTH
Print Name

Print Name

8/17/23
Date Signed By
Hartman Personnel Services

Date Signed By
City of Willowick