

**CITY OF WILLERNIE
COUNCIL MEETING
OCTOBER 21, 2009**

PRESENT: Parent, Bohnen, Miller, Greeder, Marcellais, Attorney-Scott McDonald, Maintenance Superintendent-Rick Paulson and Clerk-Vickie Keating.

ADOPTION OF AGENDA

Miller made the motion to accept the agenda as presented, Bohnen seconded the motion and the motion passed.

MINUTES OF THE SEPTEMBER MEETING

Bohnen moved to accept the September minutes as pre-read, Marcellais seconded the motion and the motion passed.

PUBLIC COMMENTS

There were no public comments at the October meeting.

LAW ENFORCEMENT OFFICERS

The Washington County officer attending the meeting presented the Mayor with the September activity report. There was a citation at one of the bars and the officer recommended that residents lock their cars since the unlocked cars are currently being robbed.

JIM MCGLAUFLIN VARIANCE

Mr. McGlaulin handed out pictures of the proposed retaining wall and the location of said retaining wall on his property. The Council asked Rick if there was a problem with the plow going through the area if the retaining wall is installed as suggested. Rick explained that there is not a problem with the location of the wall. The reason for the variance is that the old retaining wall was removed and a new one must be approved by the Council since it is not ten feet from the road.

The regular Council meeting was suspended at 8:04 p.m. at which time the Variance hearing was opened.

The Council has no problem with the retaining wall as it was presented in the photos. Mrs. McGlaulin showed the Council the landscaping plans for the yard and the trees that they are going to plant on the corner of the property.

The regular meeting resumed at 8:09 p.m.

Miller moved to approve the variance for the retaining wall on the McGlaulin property even though it is not ten feet from the street. Marcellais seconded the motion and the motion passed.

INJUNCTION

Scott brought the papers for the injunction on the proposed Hanger Room for the Mayor to sign. Scott received a report on the work that has been done on the Hanger Room from Jack Kramer and then contacted the Buzicky's concerning the problem with the property. The deed is still in the Buzicky's name even though they have sold the property to Nick Miller, because the property was sold on a contract for deed.

Mr. Buzicky explained that the purchaser of the property is the Hanger Room, Inc., Nicholas P. Miller. However, since the property is still in the Buzicky's name the injunction names them as well as Nick Miller.

The sequence of events as explained to Scott are that the building inspector checked on the property in late August and discovered that the bowling alleys had been removed along with some walls that were being rebuilt. After two weeks the workers had not stopped working on the property even though no permits were issued. They have been red tagged because no permits have been applied for or issued.

The bottom line is that the building inspector feels that legal action is required to stop the building without permits.

Scott suggested adding a provision for the building inspector to be allowed inside the building to check on all the work that has been done without a permit.

Miller moved to authorize the mayor to sign the complaint contingent on the approval to allow Jack Kramer, Willernie Building Inspector, into the building to inspect the work that has been done without a permit. Greeder seconded the motion and the motion passed.

420 PADDINGTON

Scott explained that the woman living at 420 Paddington contacted him and asked when she was required to vacate the property. She thought that her grandmother might know some heirs of Liz Mahoney and she was going to contact Scott with that information.

There was severe damage to the porch; however, the young woman living there did not believe it was structurally hurting the house.

Scott recommended that the building inspector video the inside of the house to document the condition of the property, then the publication on the ownership of the property will need to be done before any other steps can be taken on this property.

Scott will try to contact the young woman that is living in the house and obtain permission for Jack to enter the property and inspect it.

RICK REPORT

The leaf vac was out on Monday but not enough leaves have fallen for the residents to rake. The weather has been a problem because the leaves have not fallen and then the rain makes it too wet to rake. The leaf vac will be out in November as long as the weather permits.

The Mayor explained that Rick turned off the water in six houses due to lack of payment. The residents were given notice in the newsletter and sent letters giving them an

opportunity to pay their bills before the water was turned off and most of the residents made arrangements to bring the water bill current before it was turned off.

It has been suggested that residents that have problems paying quarterly pay the bill in thirds, sending a check each month to keep the bill current.

Rick suggested increasing the turn on fee from \$25 to \$50.

A motion to change the ordinance to say that we can change the fee by resolution from time to time was made by Miller and seconded by Marcellais. The motion passed.

APPROVAL OF BILLS

Bohnen moved to approve the bills, Marcellais seconded the motion and the motion passed.

ADJOURNMENT

Bohnen moved to adjourn the meeting at 8:55 p.m., Marcellais seconded the motion and the motion passed.

Respectfully Submitted,

Victoria R. Keating
Clerk-Treasurer