

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

October 25, 2010

- Call to Order:** Mrs. Colavecchio at 6:33 p.m.
- Roll Call:** Mrs. Hummel, present; Mr. Walters, present; Mr. James, present; Mr. Ihasz, absent; Mr. Rubino, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Barnhart, present; Mr. Mader, present; Mr. Iula, present; Mrs. Colavecchio, present.
- Invocation:** Mrs. Hummel
- Pledge of Allegiance:** Mr. Rubino
- Approval of Minutes:** The minutes from the October 11, 2010 regular Council meeting were approved as submitted.
- Reports and Communications:** None.

New Legislation

(First Reading)

Temp. Ord. A-130 (Finance)

An ordinance authorizing the Finance Director to enter into a contract or contracts, according to law, for the purchase of comprehensive government entity insurance and risk management services, and declaring an emergency.

Temp. Ord. A-131 (Finance)

A resolution accepting the amounts and rates of taxation as certified by the Summit County Budget Commission, authorizing the necessary tax levies, certifying such authorization to the County Fiscal Officer, and declaring an emergency.

Mrs. Hummel moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss Temp. Ord. A-131, second by Mr. Walters. Mrs. Hummel stated this rule suspension was requested by the Administration. Motion passed, voice vote (10-0).

Temp. Ord. A-132 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6394 with Kenmore Construction Company Inc., and declaring an emergency.

Temp. Ord. A-133 (Public Affairs)

An ordinance authorizing the Mayor to enter into an agreement with the International Association of Firefighters, Local 494, effective January 1, 2011, and declaring an emergency.

Mrs. Hummel moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss Temp. Ord. A-133, second by Mrs. Pyke. Mrs. Hummel stated this rule suspension was also requested by the Administration. Motion passed, voice vote (10-0).

Temp. Ord. A-134 (Public Affairs)

An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.

Temp. Ord. A-135 (Community Development)

An ordinance authorizing the Director of Community Development to purchase certain blighted real property located at 1110-1130 Portage Trail, Summit County Parcel No. 0204623, and to enter into a contract or contracts, according to law, for the demolition of buildings and removal of demolition debris at the site, and declaring an emergency.

Mr. James moved to dissolve into executive session to review collective bargaining negotiations with the City's negotiating team, second by Mrs. Hummel. Roll call: Mrs. Hummel, yes; Mr. Walters, yes; Mr. James, yes; Mr. Rubino, yes; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, yes; Mr. Mader, yes; Mr. Iula, yes; Mrs. Colavecchio, yes. Motion passed (10-0).

Council dissolved into executive session at 6:40 p.m.

Mr. James moved to dissolve from executive session, second by Mrs. Hummel. Roll call: Mrs. Hummel, yes; Mr. Walters, yes; Mr. James, yes; Mr. Rubino, yes; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, yes; Mr. Mader, yes; Mr. Iula, yes; Mrs. Colavecchio, yes. Motion passed (10-0).

Council dissolved from executive session at 7:00 p.m.

Council recessed into committee meetings at 7:00 p.m. and came back into session at 7:08 p.m.

Reports of Council's Standing Committees
(Third Reading)

Planning & Zoning

Nothing to report.

Finance & Appropriations

Temp. Ord. A-131

A resolution accepting the amounts and rates of taxation as certified by the Summit County Budget Commission, authorizing the necessary tax levies, certifying such authorization to the County Fiscal Officer, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-131, second by Mrs. Klinger. Motion passed, voice vote (10-0).

Public & Industrial Improvements

Temp. Res. A-126

A resolution declaring the necessity of and intention to appropriate certain interests in real property necessary for the improvement of Chart Road between Keyser Parkway and Northampton Road, and declaring an emergency.

Mr. Walters moved to adopt Temp. Res. A-126, second by Mr. Mader. Motion passed, voice vote (10-0).

Public Affairs:

Temp. Ord. A-124

An ordinance authorizing the Director of Public Service to enter into an agreement for professional services with American Municipal Power, Inc. for the establishment, operation and management of an energy efficiency program to be known as "Efficiency Smart Power Plant," and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-124, second by Mrs. Klinger. Roll call: Mrs. Hummel, yes; Mr. Walters, yes; Mr. James, yes; Mr. Rubino, no; Mrs. Klinger, yes; Mrs. Pyke, no; Mr. Barnhart, yes; Mr. Mader, no; Mr. Iula, yes; Mrs. Colavecchio, yes. Motion passed (7-3) but not as an emergency measure.

Temp. Ord. A-127

An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts without competitive bidding with Commercial Fitness Solutions, Inc, for the purchase of fitness equipment for the Natatorium Recreation and Wellness Center, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-127, second by Mr. James. Motion passed, voice vote (10-0).

Temp. Ord. A-133

An ordinance authorizing the Mayor to enter into an agreement with the International Association of Firefighters, Local 494, effective January 1, 2011, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-133, second by Mr. James. Mrs. Hummel stated this is the first in the union negotiations for this year and the parties have settled. Motion passed, voice vote (10-0).

Community Development:

Temp. Ord. A-128

An ordinance authorizing the Mayor to cancel a Community Reinvestment Area Tax Abatement Agreement with Sungki & Michelle Leemaster, repealing Ord. No. 98-2009, and declaring an emergency.

Mr. James moved to adopt Temp. Ord. A-128, second by Mrs. Pyke. Motion passed, voice vote (10-0).

Temp. Ord. A-129

An ordinance amending Ordinance No. 69-2006, passed June 26, 2006, to expand the scope of the zoning districts in the Cuyahoga Falls Community Reinvestment Area where real property improvements may be eligible for negotiated tax exemptions, and declaring an emergency.

Mr. James moved to amend Temp. Ord. A-129 with Sub. Temp. Ord. A-129 (dated 10/25/10), second by Mrs. Klinger. Mr. James stated the only changes were on lines 35, 37 and 77 which now refers to Section 4 instead of Section 3. Motion passed, voice vote (10-0). Mr. James moved to adopt Sub. Temp. Ord. A-129 (dated 10/25/10), second by Mrs. Pyke. Motion passed, voice vote (10-0).

Schedule of Committee Meetings

| | |
|------------------------|-----------------------------|
| Planning & Zoning: | Subject to call. |
| Finance: | November 1, 2010, 6:30 p.m. |
| Public Improvements: | November 1, 2010, 6:35 p.m. |
| Public Affairs: | November 1, 2010, 6:40 p.m. |
| Community Development: | November 1, 2010, 6:45 p.m. |

Miscellaneous Business:

Mrs. Hummel moved to excuse the absence of Mr. Ihasz, second by Mr. James. Motion passed, voice vote (10-0).

Mrs. Hummel stated that Council has received the most recent Report 21. Mr. Brodzinski stated that this report is as of the end of September. They initially budgeted to end this year at 11.7% of the fund balance compared to revenues. The standard benchmark is 15%, which is their goal. Expenditures are down compared to last year, as are revenues. They have been monitoring the numbers monthly with the various departments and are getting savings from them for the end of the year. Admissions tax is up \$34,000 compared to last year. They still have the Halloween presentation at Blossom so he felt they should be up approximately \$45,000 at year end. Local government funds are down but the trend has been changing so he anticipates it being above the budgeted figure by year-end. Income tax dollars are currently ahead, however, while they will receive corporate proceeds in October and December, the City will not receive what it did last year. He anticipates a flat line in November and dropping in December. The Natatorium is up \$51,000 compared to last year, and Leisure Time is up much higher than that. There is a 26% increase over last year because this year was a great summer weather-wise.

October 11, 2010 - Page 5

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (10-0). Meeting adjourned at 7:25 p.m.

Diana Colavecchio, Council President

Cathleen J. Meacham, Clerk of Council