

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

October 8, 2012

Call to Order: Mr. Ihasz at 6:35 p.m.

Roll Call: Mrs. Colavecchio, present; Mr. Walters, present; Mr. James, present; Mr. Rubino, present; Mrs. Snyder, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Mader, present; Mr. Barnhart, present; Mr. Iula, present, Mr. Ihasz, present.

Invocation: Mrs. Snyder

Pledge of Allegiance: Cub Scout Pack 3161

Approval of Minutes: The minutes from the September 24, 2012 regular Council meeting were approved as submitted.

Reports and Communications: None

New Legislation (First Reading)

Temp. Ord. A-102 (Planning & Zoning)

An ordinance approving a conditional zoning certificate for the operation of a vehicle repair facility and outdoor sales lot at 1559 State Road, in an MU-4 Mixed Use District, and declaring an emergency.

Temp. Res. A-103 (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.

Temp. Ord. A-104 (Finance)

An ordinance authorizing the Director of Finance to enter into a contract or contracts without competitive bidding with Wichert Insurance Services, Inc. for the professional services necessary to manage the City's risk management and insurance program and for the purchase of public entity insurance coverages, and declaring an emergency.

Temp. Ord. A-105 (Finance)

An ordinance authorizing the Director of Public Service to enter into a contract and/or contracts without competitive bidding with Karvo Paving Company for emergency pavement repairs to a portion of Graham Road, and declaring an emergency.

Temp. Ord. A-106 (Finance)

An ordinance authorizing the Director of Law to enter into a settlement agreement regarding the legal claim of Associated Materials, LLC, and declaring an emergency.

Mrs. Colavecchio moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss A-106, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. A-107 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for construction of a 4,397 square foot warehouse addition to a City-owned building at 2550 Bailey Road, and declaring an emergency.

Temp. Ord. A-108 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract with the Ohio Department of Transportation for the Improvement of State Road between Graham and Quick Roads, authorizing the Director of Finance to pay the City's estimated share of the costs therefor, and declaring an emergency.

Temp. Ord. A-109 (Public Affairs)

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

Council recessed into Committee meetings at 6:41 p.m. and reconvened at 8:27 p.m.

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

No report.

Finance & Appropriations:

Temp. Ord. A-93

An ordinance providing for the issuance and sale of Notes in the principal amount of \$7,000,000, in anticipation of the issuance of Bonds, for the purpose of paying a portion of the costs of constructing a community recreation center and acquiring real estate and interests in real estate therefor, and declaring an emergency.

Mrs. Colavecchio moved to adopt Temp. Ord. A-93, second by Mr. Iula. Motion passed, voice vote (11-0).

Temp. Ord. A-94

An ordinance providing for the issuance and sale of Notes in the principal amount of \$1,400,000, in anticipation of the issuance of Bonds, for the purpose of constructing improvements to portions of State Road and Portage Trail, including, where necessary, constructing or replacing sidewalks and curbs, installing water and sewer lines, constructing turning lanes, installing traffic signals and lighting, and all related improvements, and declaring an emergency.

Mrs. Colavecchio moved to adopt Temp. Ord. A-94, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. A-95

An ordinance assigning and/or re-assigning the various job classifications of the City to appropriate established pay grades, and declaring an emergency.

Mr. Rubino moved to table Temp. Ord. A-95, second by Mr. James. Motion passed, voice vote (11-0).

Temp. Ord. A-96

An ordinance amending Section 2 of Ord. No. 63-2012 to designate additional sources of funding for the construction of public improvements authorized thereunder, and declaring an emergency.

Mrs. Colavecchio moved to adopt Temp. Ord. A-96, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. A-106

An ordinance authorizing the Director of Law to enter into a settlement agreement regarding the legal claim of Associated Materials, LLC, and declaring an emergency.

Mrs. Colavecchio moved to adopt Temp. Ord. A-106, second by Mr. Walters. Motion passed, voice vote (11-0).

Public & Industrial Improvements:

No report.

Public Affairs:

Temp. Ord. A-97

An ordinance amending Section 129.01 of Title Five, Part One of the Codified Ordinances, relating to authorized staffing of the Police Department, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-97, second by Mrs. Klinger. Motion failed, voice vote (0-11).

Temp. Ord. A-98

An ordinance amending Section 131.01 of Title Five, Part One of the Codified Ordinances, relating to authorized staffing of the Fire Department, and declaring an emergency.

Mr. Walters moved to amend Temp. Ord. A-98 by substitution with Sub. Temp. Ord. A-98 (dated 10/8/12), second by Mrs. Klinger. Mr. Walters stated the words "Section 7" in line 12 should have read "Section 8." That is the only change. Motion passed, voice vote (11-0). Mr. Walters moved to adopt Sub. Temp. Ord. A-98 (dated 10/8/12), second by Mrs. Snyder. Roll call: Mrs. Klinger – no; Mrs. Pyke – no; Mr. Mader – yes; Mr. Barnhart – yes; Mr. Iula – yes; Mr. Ihasz – no; Mrs. Colavecchio – no; Mr. Walters – no; Mr. James – no; Mr. Rubino – no; Mrs. Snyder – no. Motion failed (3-8).

Temp. Ord. A-100

An ordinance authorizing the Mayor to enter into a Franchise Agreement including pole attachment rights with OneCommunity, Inc., and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-100, second by Mrs. Snyder. Motion passed, voice vote (11-0).

Community Development:

No report.

Schedule of Committee Meetings

Planning & Zoning:	October 15, 2012, 6:30 p.m.
Finance:	October 15, 2012, 6:35 p.m.
Public Improvements:	October 15, 2012, 6:40 p.m.
Public Affairs:	October 15, 2012, 6:45 p.m.
Community Development:	Subject to call.

Miscellaneous Business:

Mr. James moved to adjourn, second by Mrs. Colavecchio. Motion passed, voice vote (11-0). Meeting adjourned at 8:37 p.m.

Mark Ihasz, Council President

Cathleen J. Meacham, Clerk of Council