

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

February 28, 2011

- Call to Order:** Mrs. Colavecchio at 6:35 p.m.
- Roll Call:** Mrs. Hummel, present; Mr. Walters, present; Mr. James, present; Mr. Ihasz, present; 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:** Boy Scout Troup 179
- Approval of Minutes:** The minutes from the February 14, 2011 regular Council meeting and February 22, 2011 Special Council meeting were approved as submitted.
- Reports and Communications:** 1. None

New Legislation
(First Reading)

Temp. Ord. B-19 (Finance)

An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6609 with Jamieson-Ricca Company, and declaring an emergency.

Temp. Ord. B-20 (Finance)

An ordinance authorizing payment of the Moral Claim of the Estate of Thelma Karamelo as approved by the Claims Commission, and declaring an emergency.

Temp. Ord. B-21 (Finance)

An ordinance authorizing payment of the Moral Claim of Nick Calcagno as approved by the Claims Commission, and declaring an emergency.

Temp. Ord. B-22 (Finance)

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, without competitive bidding, with Innoprise Software, Inc., for the professional services necessary to install, maintain and operate an enterprise software system, including associated software licensing, and declaring an emergency.

Mrs. Hummel moved to suspend Council Rules in order to hold a Finance Committee meeting on the same night as Council to discuss Temp. Ord. Nos. B-19, B-20, and B-21, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. B-23 (Public Improvements)

An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, for replacement of the entry vestibule at the Cuyahoga Falls Natatorium Health and Wellness Center, and declaring an emergency.

Temp. Ord. B-24 (Public Affairs)

An ordinance authorizing the Mayor to enter into a mutual aid agreement with various political subdivisions located within Summit County in order to provide and receive police services including accident investigation services in participation with the Summit County Crash Response Team, and declaring an emergency.

Council recessed into a Finance Committee meeting at 6:40 p.m. and reconvened at 6:46 p.m.

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

Sub. Temp. Ord. A-147 (dated 2-22-11)

An ordinance amending Section 1131.05 of Chapter 1131, and Sections 1133.03 and 1133.04 of Chapter 1133, Title 3, Part 11 of the Codified Ordinances of the City of Cuyahoga Falls (General Development Code), enacting new Chapter 1137 of Title 3, Part 11 of the Codified Ordinances, relating to regulation of wind turbine facilities, and declaring an emergency.

Mrs. Hummel moved to amend Sub. Temp. Ord. A-147 on line 489 in the following manner: On the line for "E-1, M-1", in the first column, the number will be 40; the second column will be 35 and the third column will be 30. These changes are in response to a resident who lives in one of these zone classifications and may be located near the first wind turbine if erected at Juno. She spoke with Mr. Guerra who is agreeable with these changes, and he read her some information from a booklet that stated decibels in the 40-45 range will wake up ten percent of people who are sleeping. The recommended decibel is 35 and below for people who are sleeping. Second by Mrs. Klinger. Motion, passed, voice vote (11-0). Mr. Rubino moved to adopt Sub. Temp. Ord. A-147 (dated 2-22-11) as amended, second by Mr. Barnhart. Motion passed, voice vote (11-0).

Temp. Ord. B-8

An ordinance authorizing and approving the site plan to construct a 34,561 square foot school addition, parking lot improvements, detention basin and driveway construction at the Cuyahoga Valley Christian Academy at 4687 Wyoga Lake Road and declaring an emergency.

Mr. Rubino moved to adopt Temp. Ord. B-8, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Finance & Appropriations

Temp. Ord. B-9

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, without competitive bidding, with Sprint Solutions, Inc., to provide wireless data communication services for Police and Fire in-car data modems, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-9, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-10

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, without competitive bidding, with One Communications Corp., to provide telephone services, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-10, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. B-11

An ordinance levying special assessments for the repair or replacement of sidewalks and drive approaches in the district known and designated by this Council as a Sidewalk Repair District for the year 2010 containing all necessary streets, alleys or public roadways within the corporate limits of the City of Cuyahoga Falls, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-11, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-12

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement or adjustment of concrete sidewalks, drive approaches and curbs at various locations in the City of Cuyahoga Falls, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-12, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. B-13

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, without competitive bidding, with Paragrid, Inc., for the professional services, hardware and software necessary to upgrade the City's data network servers, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-13, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-19

An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6609 with Jamieson-Ricca Company, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-19, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-20

An ordinance authorizing payment of the Moral Claim of the Estate of Thelma Karamelo as approved by the Claims Commission, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-20, second by Mr. Walters. Motion passed, voice vote (11-0).

Temp. Ord. B-21

An ordinance authorizing payment of the Moral Claim of Nick Calcagno as approved by the Claims Commission, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-21, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Public & Industrial Improvements

Temp. Res. B-14

A resolution consenting to the repair and upgrade of the bin walls at the State Route 8/Howe Avenue interchange within the City of Cuyahoga Falls, by the State of Ohio, and declaring an emergency.

Mr. Walters moved to adopt Temp. Res. B-14, second by Mr. Mader. Motion passed, voice vote (11-0).

Temp. Res. B-15

A resolution creating for the year 2011 a Sidewalk and Drive Approach Repair or Replacement District containing such streets, alleys, or public roadways as are within the corporate limits of the City of Cuyahoga Falls, declaring the necessity of repairing or replacing the sidewalks and drive approaches abutting on such streets, alleys or public roadways within said corporate limits and providing the method for levying special assessments, and declaring an emergency.

Mr. Walters moved to adopt Temp. Res. B-15, second by Mr. Ihasz. Motion passed, voice vote (11-0).

Temp. Ord. B-16

An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6622 with Spano Brothers Construction Co., Inc., and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. B-16, second by Mr. Mader. Motion passed, voice vote (11-0).

Public Affairs:

Temp. Ord. B-17

An ordinance to approve current replacement pages to the Cuyahoga Falls Codified Ordinances, and declaring an emergency.

Mr. Ihasz moved to adopt Temp. Ord. B-17, second by Mrs. Hummel. Motion passed, voice vote (11-0).

Community Development:

Nothing to report.

Schedule of Committee Meetings

Planning & Zoning:	Subject to call.
Finance:	March 7, 2011, 6:30 p.m.
Public Improvements:	March 7, 2011, 6:35 p.m.
Public Affairs:	March 7, 2011, 6:40 p.m.
Community Development:	Subject to Call

Miscellaneous Business:

Mrs. Hummel indicated that Council has received Report 21. Mr. Fitzsimmons stated that there is not a lot of activity happening in January. They are setting up department spreadsheets to track and monitor expenses. With the looming of state budget problems, they are keeping a close eye on the situation. The City received \$2,177,108 last year from local government funds, however, that could be taken away. It will be June or July before they know anything on that.

Mrs. Carr stated she gave Council two sheets of paper regarding the water accounts. One shows the residents who are serviced by the City but live outside City limits. Most are on the Stow and Boston Twp. borders. The second sheet is a list of the 108 properties that can tap into the former North Hampton Township area but have not yet done so.

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (11-0). Meeting adjourned at 7:04 p.m.

Diana Colavecchio, Council President

Cathleen J. Meacham, Clerk of Council