

Cuyahoga Falls City Council
Minutes of the Finance Committee Meeting
February 9, 2009

Members: Don Walters, Chair
Debbie Ritzinger
Carol Klinger

Mr. Walters called the meeting to order at 6:35 p.m. All members were present.

Legislation Discussed

Temp. Ord. B-13

Discussion:

Temp. Ord. B-13

An ordinance authorizing payment of the moral claim of Mogen Real Estate Company as approved by the Claims Commission, and declaring an emergency.

Mr. Arrington stated when this matter was discussed the previous week during the Claims Commission meeting, he had abstained from any discussion because he was a tenant of Mr. Mogen's many, many years ago. This matter involved a situation with one of Mr. Mogen's properties. In 2003, there was a water main break, and Mr. Mogen noticed a sinkhole situation, which the City repaired. Later, the drive and approach to the property began to settle and eventually got worse. Mr. Mogen had the area dug up and it was discovered that there was a void. The repair cost was \$3,100. When it was submitted to the Claims Commission, there was a motion to deny the claim, but it never received a second. There was then a motion to pay the claim in its entirety and the vote was 2-2, which meant it failed. Finally, a motion was made to pay the claim for \$1,550 which passed unanimously. Mr. Arrington stated he spoke with Mr. Mogen, who could not be in attendance tonight. Mr. Mogen indicated that if Council approved the \$1,550, that would be acceptable to him. Mr. Walters stated he is also on the Claims Commission and is aware of all of the details should anyone have any questions.

Committee recommended bringing out Temp. Ord. No. B-13.

The meeting adjourned at 6:40 p.m.