

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

March 22, 2010

- Call to Order:** Mrs. Colavecchio at 6:38 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:** Nathan Leaver, Boy Scout Troup 152
- Approval of Minutes:** The minutes from the March 8, 2010 regular Council meeting were approved as submitted.
- Reports and Communications:**
1. Letter dated March 19, 2010 from Mayor Robart to Members of City Council regarding his re-appointments of David Hilliard and Lauren Arbogast to the Tree Board.

Mrs. Colavecchio appointed a Special Committee consisting of Mr. James, Chair, Mr. Ihasz and Mr. Mader to discuss the Mayor's appointments.
 2. Letter dated March 16, 2010 from the Ohio Division of Liquor Control to Sashi Lad regarding a Notice of Hearing on a new liquor permit application which is scheduled for 10:00 a.m. on April 13, 2010 at the Summit County Department of Jobs & Family Services, 33 N. Main St., Room 402 in Akron.

New Legislation

(First Reading)

Temp. Ord. A-43 (Finance)

An ordinance appropriating certain property along Howe Avenue and Main Street in Cuyahoga Falls and declaring an emergency.

Temp. Ord. A-44 (Finance)

An ordinance authorizing the Director of Public Service to purchase certain property located at 247 Howe Avenue, part of Summit County Parcel #0218919, and declaring an emergency.

Temp. Ord. A-45 (Finance)

An ordinance authorizing the Director of Public Service to purchase certain property located at 1210 Main Street, part of Summit County parcels #0218996 and 0219038, and declaring an emergency.

Temp. Ord. A-46 (Public Improvements)

An ordinance authorizing the Mayor to enter into a contract and/or contracts, according to law, to facilitate Phase II Environmental Assessments for the former Mud Run Gun Club, and declaring an emergency.

Mr. Walters moved to suspend the Rules to hold a Committee meeting on the same night as Council in order to discuss Temp. Ord. A-41, second by Mr. Ihasz. Mr. Walters stated Council received some information during the week and would like to continue discussion with the intent of bringing it out for a vote tonight. Motion passed, voice vote (11-0).

Mr. Walters moved to bring Temp. Ord. A-42 back into the Public Improvements Committee for further discussion tonight with the intent of bringing it out for a vote as well, second by Mr. James. Mr. Walters stated that questions have come up and the only proper way to get them addressed is to do it this way and bring it back out. Motion passed, voice vote (11-0).

Council recessed into a Public Improvements Committee meeting at 6:43 p.m. and reconvened at 7:10 p.m.

Reports of Special Committees

Mr. James moved to approve the Mayor's re-appointments of David Hilliard and Lauren Arbogast to the Tree Board, second by Mr. Ihasz. Mr. James stated it was great to see Mr. Hilliard and Mrs. Arbogast continue to volunteer their time for a worthwhile cause. Motion passed, voice vote (11-0).

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

Nothing to report.

Finance & Appropriations

Sub. Temp. Res. A-40 (dated 3-15-10)

A resolution of intent to appropriate certain property along Howe Avenue and Main Street, in Cuyahoga Falls, and declaring an emergency.

Mrs. Hummel moved to adopt Sub. Temp. Res. A-40 (dated 3-15-10), second by Mr. Walters. Mrs. Hummel stated this will allow the improvements to Howe Avenue and Main Street. Motion passed, voice vote (11-0).

Public & Industrial Improvements

Temp. Ord. A-41

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the annual resurfacing and/or repair of various streets in the City of Cuyahoga Falls and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-41, second by Mr. Ihasz. Mr. Walters stated that Administration will notify Council if there are any changes, additions or deletions to the exhibit. He added that most cities are by-passing street resurfacing this year so this is refreshing. Motion passed, voice vote (11-0).

Temp. Ord. A-42

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the design and engineering of State Road and Portage Trail relative to the construction of Portage Crossing, and declaring an emergency.

Mr. Walters moved to amend Temp. Ord. A-42 by deleting the word "Development" and replacing it with "Public Service", second by Mrs. Hummel. Motion passed, voice vote (11-0). Mrs. Hummel moved to further amend A-42 on line 21 by adding "in an amount not to exceed \$50,000" after the word "outlay" at the end of that sentence; second by Mrs. Klinger. Roll Call: Mrs. Hummel, yes; Mr. Walters, yes; Mr. James, yes; Mr. Ihasz, yes; Mr. Rubino, no; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, no; Mr. Mader, no; Mr. Iula, yes; Mrs. Colavecchio, no. Motion passed (7-4). Mr. Walters moved to adopt amended Temp. Ord. A-42, second by Mr. Mader. Motion passed, voice vote (11-0).

Public Affairs:

Nothing to report.

Community Development:

Nothing to report.

Schedule of Committee Meetings

Planning & Zoning:	Subject to call.
Finance:	April 5, 2010, 6:30 p.m.
Public Improvements:	April 5, 2010, 6:35 p.m.
Public Affairs:	April 5, 2010, 6:40 p.m.
Community Development:	Subject to call.

Miscellaneous Business:

Mrs. Hummel stated that Council has received a copy of Report 21. She asked Mr. Brodzinski if there was anything he would like to comment on. Mr. Brodzinski stated with the income tax deadline still a few weeks away, they do not have a thorough trend. One cannot look at specific dates this year compared to last. For example, through the end of February, the City was down \$56,000 compared with where it should be per the budget but as of last week, the City was up \$11,000. Neither is a huge number when you are talking about \$18 million. Government funds are down. Today the City is down by \$45,000, but the Natatorium is up \$30,000 compared to this point last year.

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (11-0). Meeting adjourned at 7:24 p.m.

Diana Colavecchio, Council President

Cathleen J. Meacham, Clerk of Council