

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

May 24, 2010

- Call to Order:** Mrs. Colavecchio at 6:41 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, absent; Mr. Iula, present; Mrs. Colavecchio, present.
- Invocation:** Mrs. Hummel
- Pledge of Allegiance:** Mr. Ihasz
- Approval of Minutes:** The minutes from the May 10, 2010 regular Council meeting.
- Reports and Communications:** 1. Letter dated May 20, 2010 from Mayor Robart to Members of Council regarding his appointments of Guy Klapp and R. Greg Roush to the Board of Zoning Appeals. Mrs. Colavecchio appointed a Special Committee consisting of Mr. James, Chair, Mr. Ihasz and Mrs. Pyke.

New Legislation (First Reading)

Temp. Ord. A-68 (Finance)

An ordinance authorizing payment of the moral claim of Chris and Deborah James as approved by the Claims Commission, 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-68, second by Mrs. Klinger. Motion passed, voice vote (10-0).

Temp. Ord. A-69 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract with Kenmore Construction, Inc., to perform emergency repairs to a storm sewer outfall located near 2nd Street and State Route 8 Expressway under the State Route 8 southbound 2nd Street Off Ramp, and declaring an emergency.

Temp. Res. A-70 (Public Improvements)

A resolution pledging cooperation by the City of Cuyahoga Falls, Ohio in the matter of the State Road and Portage Trail Roadway improvements related to the redevelopment of the former State Road Shopping Center, and declaring an emergency.

Mr. Walters moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss Temp. Ord. A-49, second by Mr. James. Mrs. Hummel, yes; Mr. Walters, yes; Mr. James, yes; Mr. Ihasz, yes; Mr. Rubino, yes; Mrs. Klinger, yes; Mrs. Pyke, no; Mr. Barnhart, yes; Mr. Iula, yes; Mrs. Colavecchio, yes. Motion passed (9-1).

Mr. Walters moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss Temp. Ord. A-69, second by James. Mr. Walters stated this is for emergency repairs needed to a storm sewer outlet that needs to be repaired as soon as possible. Motion passed, voice vote (10-0).

Temp. Ord. A-71 (Public Affairs)

An ordinance authorizing the Mayor to enter into a license agreement, according to law, to allow Kentucky Data Link, Inc. access to the City's rights of way and electric poles and declaring an emergency.

Reports of Council's Special Committees

Mr. James moved to approve the Mayor's appointments of Guy Klapp and R. Greg Roush to the Board of Zoning Appeals, second by Mr. Ihasz. Motion passed, voice vote (10-0).

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

Temp. Ord. A-61

An ordinance authorizing and approving the site plan to construct the Watermark mixed-use building at 1848 South Front Street and declaring an emergency.

Mr. Rubino moved to adopt Temp. Ord. A-61, second by Mr. Barnhart. Motion passed, voice vote (10-0).

Finance & Appropriations

Temp. Ord. A-62

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, according to law, to upgrade four traffic controllers and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-62, second by Mr. Walters. Motion passed, voice vote (10-0).

Temp. Ord. A-63

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, according to law, to upgrade the City's local network hardware and software, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-63, second by Mrs. Klinger. Motion passed, voice vote (10-0).

Temp. Ord. A-64

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, according to law, to upgrade the City's fiber optic network, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-64, second by Mr. Walters. Motion passed, voice vote (10-0).

Temp. Ord. A-65

An ordinance authorizing the Director of Public Service to purchase certain property located at 1205 Main Street, part of Summit County Parcel #0219937, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-65, second by Mrs. Klinger. Mrs. Hummel stated this was for the purchase of right-of-way for the project at Howe and Main and includes temporary work rights as well. Motion passed, voice vote (10-0).

Temp. Ord. A-68

An ordinance authorizing payment of the moral claim of Chris and Deborah James as approved by the Claims Commission, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-68, second by Mr. Walters. Motion passed, voice vote (10-0).

Public & Industrial Improvements

Temp. Ord. A-66

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the resurfacing and/or repair of Wyoga Lake Road from East Steels Corners Road to Graham Road in the City of Cuyahoga Falls, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-66, second by Mr. Ihasz. Motion passed, voice vote (10-0).

Temp. Ord. A-67

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the resurfacing and/or repair of Portage Trail from State Road to Northampton Road, in the City of Cuyahoga Falls, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-67, second by Mr. Ihasz. Motion passed, voice vote (10-0).

Temp. Ord. A-69

An ordinance authorizing the Director of Public Service to enter into a contract with Kenmore Construction, Inc., to perform emergency repairs to a storm sewer outfall located near 2nd Street and State Route 8 Expressway under the State Route 8 southbound 2nd Street Off Ramp, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-69 second by Mr. Ihasz. Motion passed, voice vote (10-0).

Public Affairs:

Nothing to report.

Community Development:

Nothing to report.

Schedule of Committee Meetings

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| Planning & Zoning: | Subject to call. |
| Finance: | Subject to call |
| Public Improvements: | June 1, 2010, 6:30 p.m. to discuss A-49 and A-70 |
| Public Affairs: | June 1, 2010, 6:35 p.m. |
| Community Development: | Subject to call. |

Miscellaneous Business:

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

Mrs. Hummel stated that Council has received the Report 21. Other members, however, did not have it. Mr. Brodzinski stated he gave hard copies to Mrs. Hummel and to Mr. Rubino and e-mailed the report to the other council members. Mrs. Hummel stated that all members had requested hard copies the previous week. Mr. Brodzinski stated he would do that from this point forward. He then proceeded to give a budget update as of April 30, 2010. On the revenue side, Local Government Funds, which is based on consumer usage, is down \$45,000 compared to budget. The biggest hit is on estate inheritance tax, which is down \$263,000. The next supplement is in September and it could be down between \$350,000 to \$400,000 compared to previous years. Income Tax dollars are down \$7,000, but May is looking better. On the expenditure side, they look at all cost-cutting measures possible. Their job, as a city, is to provide the best resources to the citizens. Their job is not to be an employer of people. Leisure Time fund, overall, is up \$57,000 on revenue compared to 2009. It is up \$145,000 on the budget side across the entire fund.

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (10-0). Meeting adjourned at 8:10 p.m.

Diana Colavecchio, Council President

Cathleen J. Meacham, Clerk of Council