

Cuyahoga Falls City Council

Minutes of the Council Meeting of May 26, 2015

Call to Order Mrs. Pyke called the meeting to order at 6:30 p.m.

1. Roll Call

Present: Mr. Brillhart
Mr. Colavecchio
Mr. DeRemer
Mr. James
Mrs. Klinger
Mr. Mader
Mr. Rubino
Mr. Weinhardt
Mrs. Pyke

Absent: Mr. Iula
Mr. Pallotta

2. Invocation

The invocation was given by Mr. Mader.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Mr. Weinhardt.

4. Approval of Minutes of Previous Council Meeting.

Without objection the minutes of the meeting of May 11, 2015 were approved as submitted.

5. Reading of petitions, claims, communications and reports of City officials.

1. From the Finance Director, Report 21 dated May 12, 2015, for period ending April 30, 2015.
2. From the Finance Director, the Fiscal Officer's Certificate required by Section 133.20 of the Revised Code, related to the 30-year bonds to be issued in accordance with Temp. Ord. B-36.
3. From the Finance Director, the draft Bond Purchase Agreement dated May 6, 2015 related to the 30-year bonds to be issued in accordance with Temp. Ord. B-36.

4. From the Finance Director, the draft Bond Registrar Agreement dated May 6, 2015 related to the 30-year bonds to be issued in accordance with Temp. Ord. B-36.
 5. From the Finance Director, the draft Continuing Disclosure Agreement dated May 6, 2015 related to the 30-year bonds to be issued in accordance with Temp. Ord. B-36.
6. Introduction of new ordinances and resolutions.

The following ordinances and resolutions were introduced and referred as noted:

To the Planning & Zoning Committee:

Temp. Ord. B-38: An ordinance accepting the Planning Commission approval, findings and conditions of the JUZO site plan at 3690 Zorn Drive, and declaring an emergency.

To the Public Affairs Committee:

Temp. Ord. B-39: An ordinance amending Section 516.02 of Chapter 516, Part Five of the Codified Ordinances, relating to Minors' Curfew, and declaring an emergency.

7. Public Hearings.

Temp. Ord. B-26: An ordinance approving the creation of an individual historic overlay landmark of 2.479 acres at 783 West Bath Road according to Section 1132.21 H, Historic Overlay in the Cuyahoga Falls General Development Code, and declaring an emergency.

The President opened the public hearing at 6:34 p.m.

Planning Director Fred Guerra gave an overview of the Planning Commission's recommendation. On February 12, 2015 the Historic and Design Review Board recommended that the house and barn, along with 2.79 acres of grounds at 783 West Bath Road be designated an historic landmark. The designation is consistent with the Code's requirements for historic overlay districts and landmarks.

David J. Brown, 2316 Iota Ave., spoke in favor of the ordinance. He stated that the Keyser farmstead is representative of the history of Northampton Township, and that the official designation will assist in fundraising for restoration of the house.

Dreama Powell, 211 Washington Ave., spoke in favor of the ordinance. She stated that the historical society has a collection that could be preserved and displayed in a museum setting, and urged the society and the City to work together to preserve the house for this purpose.

No one spoke against the ordinance.

The public hearing was closed at 6:40 p.m.

8. Reports of Special Council Committees.

There were no reports of special committees.

9. Reports of Council's Standing Committees

Planning & Zoning Committee:

Temp. Ord. B-35: An ordinance accepting the Planning Commission approval, findings and conditions of the Adams Run 2 Preliminary Subdivision Plat, and declaring an emergency.

Motion by Mr. Mader to adopt Temp. Ord. B-35. Seconded by Mr. Weinhardt.

Remarks by the Committee Chair: None

Mr. Rubino called the question.

Motion adopted by acclamation, 9-0. The ordinance was passed.

Finance & Appropriations Committee:

Temp. Ord. B-36: An ordinance providing for the issuance and sale of Bonds in the maximum principal amount of \$6,300,000 for the purpose of paying the costs of revitalizing the State Road Redevelopment Area by acquiring, clearing and improving certain properties in that area, authorizing execution and delivery of a Bond Registrar Agreement and Bond Purchase Agreement with respect to the Bonds and related matters, and declaring an emergency.

Motion by Mrs. Klinger to adopt Temp. Ord. B-36. Seconded by Mr. James.

Remarks by the Committee Chair: None

Mr. James called the question.

Motion adopted by acclamation, 9-0. The ordinance was passed.

Public Improvements Committee:

Temp. Ord. B-37: An ordinance authorizing the Director of Public Service to execute a modification of Contract No. 7113 with JADCO Construction Services for repairs to the Red, Green and Blue parking decks, and declaring an emergency.

Motion by Mr. Mader to adopt Temp. Ord. B-37. Seconded by Mr. Weinhardt.

Remarks by the Committee Chair: None

Mr. James called the question.

Motion adopted by acclamation, 9-0. The ordinance was passed.

Public Affairs Committee:

(No report.)

Community Development Committee:

(No report.)

10. Announcement of Schedule of Council Committee meetings.

Planning and Zoning:	June 1, 2015 at 6:30 p.m.
Finance:	Subject to call.
Public Improvements:	Subject to call.
Public Affairs:	June 1, 2015 at 6:35 p.m.
Community Development:	Subject to call.

11. Miscellaneous Business

The President recognized Finance Director Bryan Hoffman with respect to Report 21. Mr. Hoffman stated that the first half real estate taxes were received in April. The amount is very close to what was budgeted: \$8,722,000. This is less than what the City received in 2014 due to the County's reappraisal. No revenue was budgeted for Estate taxes. However \$46,251 was received from cases outstanding. Income tax receipts are up 10.6%, while there was a large refund of over \$100,000 in April. The net is that receipts are still up 8.7%. In the Leisure Time Fund, the Natatorium is up 2.2% YTD over 2014. Brookledge is down 5.3%.

Water Works is up 5%. Downview is down 6.6%. Brookledge and Downview were affected by abnormally cool and wet spring weather. On the expense side, the Self-insurance Fund claims expenditures are down 13.1% YTD over 2014 for hospitalization and dental claims. Prescription drug claims are down 8.3%. Claims for prescription drugs are still significantly higher than 2013, due to the cost of specialty drugs. Timing issues that affect the report include: in sanitary sewer expenditures, the bill from the County was not received until April 17, 2015 and was not paid until May 2. In hotel taxes, the payment from the Sheraton was not deposited until the first week of May. In motor vehicle license taxes, the payment was not received until the first week of May.

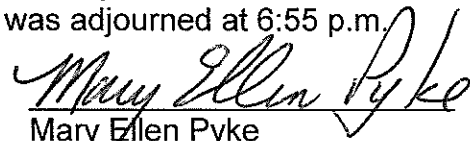
The President asked if the revenue for Water Works is from the sale of passes. Mr. Hoffman stated that it is from pre-sale of yearly passes. The President asked what the City plans to do regarding an earlier school year start date at the end of the summer season. The Mayor stated that the schools will be opening earlier this year and the City will "coincide" with that because the City's workforce is mostly students. The President asked if Water Works will close when schools open, and what effect this will have on planned revenues. The Mayor stated that revenue from annual passes will not be affected. Daily pass revenue may be affected. The City is considering extending the season beyond the school start date. However, attendance will be very low after school opens. Therefore, staying open after school starts, even weekends only, will not help revenue. The City will attempt to have the same number of days available for annual pass holders, even though the facility will likely close when school opens, as the City will lose its work force.

The President recognized Mr. Weinhardt, who asked if the sanitary sewer invoice from the County is a quarterly invoice. Mr. Hoffman stated it is, but the County is very behind in sending out invoices. Mr. Weinhardt asked if the invoices from the City of Akron are also quarterly. Mr. Hoffman stated that the City of Akron bills monthly.

Motion by Mr. Mader to excuse the absence of Messrs. Iula and Pallotta. Seconded by Mr. Weinhardt. Motion adopted by acclamation, 9-0.

12. Adjournment

Motion by Mr. James to adjourn. Seconded by Mr. Colavecchio. Motion adopted by acclamation. The meeting was adjourned at 6:55 p.m.


Mary Ellen Pyke
Council President

A handwritten signature in blue ink, appearing to read "Paul A. Janis", written in a cursive style.

Paul A. Janis
Clerk of Council