

CUYAHOGA FALLS CITY COUNCIL
Minutes of the Council Meeting

July 27, 2009

- Call to Order:** Mr. James at 6:35 p.m.
- Roll Call:** Mrs. Hummel, present; Mrs. Colavecchio, present; Mr. Walters, present; Mrs. Ritzinger, present; Mr. Ihasz, present; Mr. Rubino, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Barnhart, present; Mr. Mader, present; Mr. James, present.
- Invocation:** Mrs. Hummel
- Pledge of Allegiance:** Mrs. Klinger
- Approval of Minutes:** The minutes from the July 13, 2009 Council meeting have been approved as submitted.
- Reports and Communications:** The 2008 Annual Report of the Cuyahoga Falls Police Department.

Mr. Barnhart moved to suspend the rules to permit the introduction of Resolution B-74, even though it was not in Council's hands 48 hours before the meeting, and to permit the resolution to be read by title only, second by Mrs. Pyke. Motion passed, voice vote (11-0)

New Legislation
(First Reading)

Temp. Ord. B-69 (Planning & Zoning)

An ordinance authorizing and approving the site plan to construct an 11,988 sf warehouse building at 3500 State Road and declaring an emergency.

Temp. Ord. B-70 (Finance)

An ordinance authorizing payment of the moral claim of Joyce and Eric Almonte as approved by the Claims Commission, and declaring an emergency

Temp. Ord. B-71 (Finance)

An ordinance authorizing the sale of City owned property in the State Road Shopping Center to Portage Crossing, LLC. for redevelopment in accordance with a contract for sale of land for private redevelopment, determining that such real property will not be needed for public use, that the purchase price is satisfactory, and related findings, 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. B-70, second by Mrs. Ritzinger. Mr. Walters stated Council was requested to expedite this claim because of the August recess. Motion passed, voice vote (11-0).

Temp. Res. B-72 (Public Affairs)

A resolution declaring opposition to and urging the denial of parole for Samuel J. Herring, an inmate at the Toledo Correctional Institution, and declaring an emergency.

Temp. Ord. B-73 (Public Affairs)

An ordinance declaring a mural depicting the Cuyahoga Falls Marching Band to be a work of art exempt from the sign regulations of Chapter 1146 of the Codified Ordinances and declaring an emergency.

Temp. Res. B-74 (Public Affairs)

A resolution objecting to the renewal of liquor permit number 91164360005 of Two Taverns, Inc., and declaring an emergency.

Mr. Rubino moved to suspend the rules in order to hold a committee meeting on the same night as Council to discuss Temp. Res. B-72 and Temp. Res. B-74, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Council recessed at 6:40 p.m. and reconvened at 8:15 p.m.

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

Temp. Ord. B-53

An ordinance amending the Planning and Zoning Code, Part 11 of the Codified Ordinances of the City of Cuyahoga Falls and declaring an emergency.

Mrs. Colavecchio moved to adopt Temp. Ord. B-53, second by Mr. Barnhart. Motion passed, voice vote (11-0).

Finance & Appropriations

Temp. Ord. B-64

An ordinance providing for the issuance and sale of not to exceed \$11,000,000 principal amount of notes, in anticipation of the issuance of bonds, for the purpose of revitalizing the State Road Redevelopment Area by acquiring, clearing and improving certain properties in that area, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. B-64, second by Mrs. Ritzinger. Motion passed, voice vote (11-0).

Temp. Ord. B-65

An ordinance authorizing the Park and Recreation Board to extend its contract for the lease of golf carts, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. B-65, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-66

An ordinance authorizing the Director of Finance to increase appropriations in the SCMR Fund and General Fund and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. B-66, second by Mrs. Ritzinger. Motion passed, voice vote (11-0).

Temp. Ord. B-70

An ordinance authorizing payment of the moral claim of Joyce and Eric Almonte as approved by the Claims Commission, and declaring an emergency

Mr. Walters moved to adopt Temp. Ord. B-70, second by Mrs. Ritzinger. Motion passed, voice vote (11-0).

Public & Industrial Improvements

Temp. Ord. B-67

An ordinance amending the Codified Ordinances with the enactment of Chapter 926 entitled "Capital Cost Surcharge Hardship Committee" and declaring an emergency.

Mrs. Ritzinger moved to adopt Temp. Ord. B-67, second by Mr. Ihasz. Mr. James stated he would be appointing Mr. Mader to be the Council representative on the Committee. He feels Mr. Mader would do a good job. Also, 90% of the people who would benefit from this are from Mr. Mader's ward. Motion passed, voice vote (11-0).

Public Affairs:

Temp. Ord. B-68

An ordinance amending the traffic control file by providing for installation of various traffic control devices, and declaring an emergency.

Mr. Rubino moved to adopt Temp. Ord. B-68, second by Mrs. Hummel. Motion passed, voice vote (11-0).

Temp. Res. B-72

A resolution declaring opposition to and urging the denial of parole for Samuel J. Herring, an inmate at the Toledo Correctional Institution, and declaring an emergency.

Mr. Rubino moved to adopt Temp. Res. B-72, second by Mrs. Hummel. Motion passed, voice vote (11-0).

Temp. Res. B-74

A resolution objecting to the renewal of liquor permit number 91164360005 of Two Taverns, Inc., and declaring an emergency.

Mr. Rubino moved to adopt Temp. Res. B-74, second by Mrs. Hummel. Motion passed, voice vote (11-0).

Community Development:

No report.

Schedule of Committee Meetings

Planning & Zoning:	September 8, 2009, 6:15 p.m.
Finance:	September 8, 2009, 6:20 p.m.
Public Improvements:	Subject to call
Public Affairs:	September 8, 2009, 6:25 p.m.
Community Development:	Subject to call

Miscellaneous Business:

Mr. Walters asked if Council could receive a copy of the Development Agreement. Mrs. Truby stated she would get a copy to Council as soon as it is completed.

Mrs. Ritzinger moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (11-0). Meeting adjourned at 8:25 p.m.

Jerry James, Council President

Cathleen J. Meacham, Clerk of Council