

# CUYAHOGA FALLS CITY COUNCIL

## Minutes of the Council Meeting

September 12, 2011

- Call to Order: Mrs. Colavecchio at 6:35 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: Mr. Rubino
- Approval of Minutes: The minutes from the July 25, 2011 regular Council meeting and July 25, 2011 Public Hearing were approved as submitted.
- Reports and Communications: 1. A Fiscal Officer's Certificate dated September 6, 2011 relating to Temp. Ord. B-83 that is up for a vote this evening.

### New Legislation (First Reading)

#### **Temp. Ord. B-84 (Finance)**

An ordinance authorizing payment of the Moral Claim of Eugene Moirano III as approved by the Claims Commission, and declaring an emergency.

#### **Temp. Ord. B-85 (Finance)**

An ordinance authorizing the Director of Public Safety to accept and expend a grant from the Federal Emergency Management Agency, and to enter into a contract or contracts, according to law, for the purchase of certain safety equipment for use by the Fire Department, and declaring an emergency.

#### **Temp. Ord. B-86 (Finance)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, without competitive bidding, with Bell Equipment Company for the purchase of an automated packer truck for use by the Sanitation Division, and declaring an emergency.

#### **Temp. Ord. B-87 (Finance)**

An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts without competitive bidding with Commercial Fitness Solutions, Inc. for the purchase of fitness equipment for the Natatorium Recreation and Wellness Center, and declaring an emergency.

#### **Temp. Ord. B-88 (Finance)**

An ordinance authorizing the Director of Public Service to enter into a second modification of Contract No. 6347 with URS Corporation, for professional design engineering services related to improvements to State Road from Graham Road to Steels Corners Road, and declaring an emergency.

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Mrs. Hummel moved to suspend Council Rules in order to hold a Committee meeting on the same night as Council to discuss Temp. Ord. B-84 and to also hear from a resident, second by Mr. Walters. Motion passed, voice vote (11-0).

**Temp. Ord. B-89 (Public Affairs)**

An ordinance authorizing the Mayor to enter into an amendment of the Boston Township-City of Cuyahoga Falls Joint Economic Development District contract, and declaring an emergency.

Council recessed into Committee meetings at 6:40 p.m. and reconvened at 6:45 p.m.

**Reports of Council's Standing Committees**

(Third Reading)

**Planning & Zoning**

No report.

**Finance & Appropriations**

**Temp. Ord. B-79**

An ordinance authorizing the Mayor to enter into a contract without competitive bidding with Summa Health System, Inc. for the equal value exchange of certain personal property no longer needed for municipal purposes, and to dispose of other obsolete personal property, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-79, second by Mrs. Klinger. Motion passed, voice vote (11-0).

**Sub. Temp. Ord. B-80 (dated 9/6/11)**

An ordinance amending Section 923.03 of Title Five, Part Nine of the Codified Ordinances, relating to free water accounts, and declaring an emergency.

Mrs. Hummel moved to adopt Sub. Temp. Ord. B-80 (dated 9/6/11), second by Mr. Walters. Mrs. Hummel stated this puts in black and white the institutions who receive free water and that free water is not being provided for all uses, such as landscaping and things like that. Motion passed, voice vote (11-0).

**Temp. Ord. B-83**

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$3,300,000 to refund at a lower interest cost certain of the City's outstanding Various Purpose Bonds, Series 2001 which were issued for the purpose of (i) installing new iron filters and otherwise improving the City's water plant and (ii) improving the municipal waterworks system in the high pressure water district; authorizing execution and delivery of a bond registrar agreement and bond purchase agreement with respect to the refunding bonds and an escrow agreement with respect to the refunding of the outstanding bonds, and related matters; and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-83, second by Mrs. Klinger. Motion passed, voice vote (11-0).

**Temp. Ord. B-84**

An ordinance authorizing payment of the Moral Claim of Eugene Moirano III as approved by the Claims Commission, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. B-84, second by Mr. Walters. Motion passed, voice vote (11-0).

Mrs. Hummel wanted to take this opportunity to thank Mr. Janis for the hard work he put into revising B-80 and also to thank Mrs. Carr for providing all of the detailed information over the past months.

**Public & Industrial Improvements**

**Temp. Res. B-81**

A resolution consenting to the repair of the barrier wall on State Route 8 at Broad Boulevard within the City of Cuyahoga Falls, by the State of Ohio, and declaring an emergency.

Mr. Walters moved to adopt Temp. Res. B-81, second by Mr. Ihasz. Motion passed, voice vote (11-0).

**Public Affairs:**

**Temp. Res. B-82**

A resolution authorizing the Superintendent of the Electric Department to represent the City of Cuyahoga Falls as a member of the Board of Trustees of American Municipal Power, Inc. and declaring an emergency.

Mr. Ihasz moved to adopt Temp. Res. B-82, second by Mrs. Hummel. Motion passed, voice vote (11-0).

**Community Development:**

No report.

**Schedule of Committee Meetings**

Planning & Zoning:	Subject to call.
Finance:	September 19, 2011, 6:30 p.m.
Public Improvements:	Subject to call.
Public Affairs:	September 19, 2011, 6:35 p.m.
Community Development:	Subject to call.

**Miscellaneous Business:**

Mrs. Carr spoke in response to the comments made by a resident during the Finance Committee meeting regarding the Senior Snow Removal Program. The City did not want to cut or suspend the program. However, everyone has seen the numbers from the General Fund and that program is supported by the General Fund. City officials felt it would be better to inform the participants now rather than wait until

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the last minute. A year ago, the City informed participants it would be suspending the program but then made a financial decision to shift money in order to avoid the suspension. The Street Department is struggling. The City is proud of the snow removal program, which provides service to 1,500 seniors and has been in place for 12 years. What they have noticed over the past three years is that more than half of the time, the driveway is already plowed before the City gets there. The City has been trying to keep the program together but it has been difficult. This is the first program that has been affected, and, unfortunately, there are other services that will change due to the budget. She added that there have been residents who have called to volunteer plowing services, and the City has been sharing those names with seniors who need help.

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (11-0). Meeting adjourned at 7:35 p.m.

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Diana Colavecchio, Council President

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Cathleen J. Meacham, Clerk of Council