

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

September 13, 2010

- 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. Walters
- Approval of Minutes:** The minutes from the July 26, 2010 regular Council meeting and September 7, 2010 Special Council meeting were approved as submitted.
- Reports and Communications:**
1. A Notice from the Ohio Division of Liquor Control regarding a license transfer from Two Taverns Inc. dba Buckeye Tavern to BCA Taverns Inc. dba Buckeye Tavern, 1931 Bailey Rd., Cuyahoga Falls, OH. Mrs. Colavecchio stated this Notice arrived during the August recess and no objections were received by Council members.
 2. A letter dated September 9, 2010 from Mayor Robart to Members of Council regarding the Mayor's appointments of Terry Mader, Paul Janis and Joe Brodzinski to the Boston Twp. JEDD Board of Directors.
- Mrs. Colavecchio appointed a special committee consisting of Mr. James, Chair, Mr. Rubino and Mr. Iula.

New Legislation

(First Reading)

Temp. Ord. A-110 (Finance)

An ordinance authorizing the Director of Finance to increase appropriations in the Street Construction, Maintenance and Repair Fund and the General Fund, and declaring an emergency.

Temp. Ord. A-111 (Finance)

An ordinance authorizing payment of the moral claim of A. Hugh McLaughlin 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-111, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. A-112 (Public Improvements)

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An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6561 with Perrin Asphalt Co., Inc. and declaring an emergency.

Temp. Ord. A-113 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, with PFK Associates, Inc. for professional services necessary for Phase 2 design engineering for the construction and replacement of Substation #4, and declaring an emergency.

Temp. Ord. A-114 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract and/or contracts without competitive bidding with the City of Stow, Ohio for construction of a water main in Seasons Road, 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 Special Committees

Mr. James moved to approve the Mayor's appointments of Terry Mader, Paul Janis and Joe Brodzinski to the Boston Twp. JEDD Board of Directors, second by Mrs. Hummel. Motion passed, voice vote (11-0).

Reports of Council's Standing Committees
(Third Reading)

Planning & Zoning

Nothing to report.

Finance & Appropriations

Temp. Ord. A-111

An ordinance authorizing payment of the moral claim of A. Hugh McLaughlin as approved by the Claims Commission, and declaring an emergency.

Mrs. Hummel moved to adopt Temp. Ord. A-111, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Public & Industrial Improvements

Temp. Ord. A-107

An ordinance authorizing the Director of Development to enter into a contract, and/or contracts, according to law, to facilitate environmental assessment and remediation activities at the property located at 1110-1130 Portage Trail and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-107, second by Mr. Ihasz. Motion passed, voice vote (11-0).

Public Affairs:

Temp. Ord. A-82

An ordinance enacting Chapter 111 of the Codified Ordinances, titled "Council Rules" and declaring an emergency.

Mr. Ihasz moved to adopt Temp. Ord. A-82, second by Mrs. Klinger. Mrs. Hummel moved to amend page 9 of the attachment to A-82 under "Committee Quorum." The words "in attendance" need to be deleted. Leaving the words in would influence what a quorum would be; second by Mrs. Klinger. Motion passed, voice vote, (11-0). Mr. Ihasz moved to adopt amended Temp. Ord. A-82, second by Mrs. Pyke. Motion passed, voice vote (11-0).

Community Development:

Temp. Ord. A-104

An ordinance authorizing the Mayor to enter into a Community Reinvestment Area Agreement with the Village at Watermark LLC and Watermark Commercial LLC (Testa Enterprises) and declaring an emergency.

Mr. James moved to adopt Temp. Ord. A-104, second by Mrs. Pyke. Motion passed, voice vote (11-0).

Temp. Ord. A-108

An ordinance authorizing an amendment to the 2009-2013 Community Development Block Grant Consolidation Plan, as approved in Ordinance No. 45-2009, and declaring an emergency.

Mr. James moved to adopt Temp. Ord. A-108, second by Mrs. Pyke. Motion passed, voice vote (11-0).

Schedule of Committee Meetings

Planning & Zoning:	Subject to call.
Finance:	September 20, 2010, 6:30 p.m.
Public Improvements:	September 20, 2010, 6:35 p.m.
Public Affairs:	Subject to call.
Community Development:	Subject to call.

Miscellaneous Business:

Mrs. Hummel acknowledged Mrs. Colavecchio's leadership and thoroughness on revising Council's Rules. Without her keeping everyone on track, they would have floundered. She also thanked Ms. Jones and Mr. Janis for their review and help. She feels the Rules are much improved.

Mrs. Hummel stated that Council has received Report 21 through July 31 and August 31. Mr. Brodzinski stated his comments would address the August 31 report. The budget is right on track. On the revenue side of the General Fund through August, it is down \$1.5 million compared to 2009. Part of that is \$457,000 for inheritance tax and part is a timing difference. Last year, the City received the real estate funds by the end of August and this year, it received the funds in September. Expenditures are down \$1 million due to changes made at the beginning of this year. Income tax money is right on course but October and December are the telltale months that have significant corporate profit taxes. In Leisure Time, the Natatorium is up. Waterworks received \$131,000 more than in 2009 and golf is slightly down. Mrs. Hummel asked, with the exception of GO-JO, whether the budget was pretty much on track with projections. Mr. Brodzinski stated it is. He added that each City department continues to go through its budget to find more savings. Mrs. Klinger asked about the taxes coming in from the County. Mr. Brodzinski stated the dollar amount would be pretty close to budget when you look at real estate, homestead, rollback and intangible.

Mrs. Colavecchio stated with the passage of A-82, Council Committees would begin using the new language next week for bringing legislation out of committee.

Mr. James moved to adjourn, second by Mrs. Pyke. Motion passed, voice vote (11-0). Meeting adjourned at 7:00 p.m.

Diana Colavecchio, Council President

Cathleen J. Meacham, Clerk of Council