

Cuyahoga Falls City Council

Minutes of the Council Meeting of October 13, 2014

Call to Order Mrs. Pyke called the meeting to order at 6:32 p.m.

1. Roll Call

Present: Mr. Colavecchio  
Mr. DeRemer  
Mr. Iula  
Mr. James  
Mrs. Klinger  
Mr. Mader  
Mr. Pallotta  
Mr. Rubino  
Mrs. Snyder  
Mr. Weinhardt  
Mrs. Pyke

2. Invocation

The invocation was given by Mr. Mader.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Mr. Colavecchio.

4. Approval of Minutes of Previous Council Meeting.

Without objection, the minutes of the September 22, 2014 and October 6, 2014 Council meetings were approved as submitted.

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

1. E-mail notification dated Sept. 22, 2014 from State Auditor transmitting City of Cuyahoga Falls single audit documents.
2. Copy of an e-mail dated Sept. 23, 2014 from Mark Lown to Jerry James and Gary DeRemer regarding a neighborhood disturbance.
3. Copy of an e-mail dated October 4, 2014 from Mark Blazick to Steve Wiandt regarding the pit bull breed of dogs.
4. Fiscal Officer's Certificate dated October 13, 2014 relative to proposed issuance of notes in the amount of \$4,850,000 (Temp. Ord. A-92).
5. Fiscal Officer's Certificate dated October 13, 2014 relative to proposed issuance of notes in the amount of \$300,000 (Temp. Ord. A-93).

6. Fiscal Officer's Certificate dated October 13, 2014 relative to proposed issuance of notes in the amount of \$1,050,000 (Temp. Ord. A-94).
7. Draft Note Purchase Agreement between the City of Cuyahoga Falls and Stifel, Nicolaus & Co. relative to the notes authorized by Temp. Ords. A-92, A93, and A-94.

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. A-91: An ordinance approving a map amendment for Parcels 35-03376 and 35-03375 from MU-4 Suburban Corridor to C-1 Commercial and approximately 9.2986 acres of Parcel 35-03455 from R-5 Mixed Residential to C-1 Commercial, as more fully described and depicted herein, and declaring an emergency.

To the Finance and Appropriations Committee:

Temp. Ord. A-92: An ordinance providing for the issuance and sale of notes in the principal amount of \$4,850,000, in anticipation of the issuance of bonds, for the purpose of paying a portion of the costs of constructing a community recreation center and acquiring real estate and interests in real estate therefor, and declaring an emergency.

Temp. Ord. A-93: An ordinance providing for the issuance and sale of notes in the principal amount of \$300,000 in anticipation of the issuance of bonds, for the purpose of constructing improvements to portions of State Road and Portage Trail, including, where necessary, constructing or replacing sidewalks and curbs, installing water and sewer lines, constructing turning lanes, installing traffic signals and lighting, and all related improvements, and declaring an emergency.

Temp. Ord. A-94: An ordinance providing for the issuance and sale of notes in the principal amount of \$1,050,000, in anticipation of the issuance of bonds, for the purpose of paying costs of constructing waterlines in Graham Road, together with all appurtenances thereto, and declaring an emergency.

Temp. Ord. A-95: An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for underground cable, to use in reconductoring the underground sub-transmission circuit from Substation #5 to Substation #10, and declaring an emergency.

Temp. Ord. A-96: An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition of buildings and removal of demolition debris at 508 Chart Road, and certifying the cost thereof to the County Fiscal Officer for collection in the manner provided by law, and declaring an emergency.

To the Public Affairs Committee:

Temp. Ord. A-97: An ordinance amending the traffic control file by providing for installation of various traffic control devices, and declaring an emergency.

Temp. Res. A-98: A resolution expressing support for and urging passage of Issue 2, the Cuyahoga Falls Local [sic] School District Renewal Levy, at the election of November 4, 2014, and declaring an emergency.

7. Public Hearings.

There were no public hearings.

8. Reports of Special Council Committees.

There were no reports of special committees.

9. Reports of Council's Standing Committees

Planning & Zoning Committee:

(No report.)

Finance & Appropriations Committee:

(No report.)

Public Improvements Committee:

(No report.)

Public Affairs Committee:

Temp. Ord. A-89: An ordinance authorizing the Director of Public Service to enter into a contract or contracts to purchase property located at 1911 Dwight Street and 138 Graham Road, making an appropriation therefor, and to accept grant funds from the Summit County Land Reutilization [sic] for the purchase of the properties and declaring an emergency.

Motion by Mr. Pallotta to adopt Temp. Ord. A-89. Seconded by Mr. Weinhardt.

Remarks by the Committee Chair: The Chair commended the Mayor for their efforts to bring relief to the affected families and resolution to the problem of these vacated properties.

Mr. DeRemer called the question.

Motion adopted by acclamation, 11-0. The ordinance was passed.

Community Development Committee:

(No report.)

10. Announcement of Schedule of Council Committee meetings.

Planning and Zoning:	Oct. 20, 2014 at 6:30 p.m.
Finance:	Oct. 20, 2014 at 6:35 p.m.
Public Improvements:	Subject to call.
Public Affairs:	Oct. 20, 2014 at 6:40 p.m.
Community Development:	Subject to call.

11. Miscellaneous Business

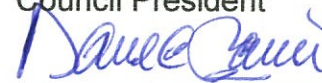
The President recognized the Mayor, who announced a new neighborhood mediation program jointly created by the cities of Cuyahoga Falls, Stow and Tallmadge, and the University of Akron Law School, under which law students will be assigned to mediate neighborhood disputes voluntarily submitted to the program by the affected parties. The City will provide space at the Natatorium for mediation meetings, but will not be otherwise involved following referral of the dispute to the program. Any resulting agreement will be only as between the parties. Police, Fire and Housing Departments will be instructed as to how to refer parties to this program. The President asked what types of disputes would not also be subject to the City's ordinances. The related an example of trash placement. The President asked how parties will be referred. The Law Director stated the Law Department would initiate referrals. The President recognized Mr. Weinhardt who asked how the mediators will be selected. The Law Director stated that the law school will select the mediators from students who have taken the ADR class. Mr. Weinhardt asked how mediation agreements will be enforced. The Law Director stated that the parties will enforce it. There won't need to be an enforcement mechanism. The City will not retain any record of the agreement, only whether there was or wasn't an agreement. The parties do not give up any legal rights by entering into a mediation agreement. The President

asked if the City will know who participates in this program. The Law Director stated that the City will know who participated and whether an agreement was reached, but not the particulars of the agreement. The President asked if this information will be shared with Council. The Law Director stated that it is a matter of public record. The President asked if the Council will be informed without needing to make a request for this information. The Law Director stated the information will be available. The President recognized Mr. Colavecchio who asked if there is a way to compel the parties to use the mediation process. The Law Director stated the City will encourage mediation. The President recognized Mr. Lula, who asked how the program will be publicized. The Law Director stated the brochure will be available at libraries and the Natatorium, and will be provided to affected city employees, and there will be a press release.

12. Adjournment

Motion by Mr. James to adjourn. Seconded by Mr. Lula. Motion adopted by acclamation. The meeting was adjourned at 7:02 p.m.

  
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Mary Ellen Pyke  
Council President

  
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Paul A. Janis  
Clerk of Council