

Cuyahoga Falls City Council
Minutes of the Council Meeting
January 13, 2003

CALL TO ORDER Mrs. Hummel at 6:30 p.m.

ROLL CALL Mr. Schmidt, present; Mr. Gorbach, present; Mr. Flinn, present; Mr. Barnhart, present; Mr. Potts, present; Mr. James, present; Mr. Walters, present, Mrs. Pyke, present, Mrs. Klinger, present; Mr. Bauer, present; Mrs. Hummel, present.

INVOCATION Mr. Schmidt

PLEDGE Mr. Potts

APPROVAL OF MINUTES

The minutes of the December 30, 2002 regular Council meeting and the December 16, 2002 and January 6, 2003 Special Council meetings were approved as submitted.

REPORTS AND COMMUNICATIONS

1. A report of the Building Committee for the month of December, 2002.
2. A Notice from the Ohio Division of Liquor Control transferring a liquor license ownership from Denny Lipscomb Enterprises Inc. dba Dennys Bank Shot Tavern to Tracy L. Climes and Linda S. Climes dba Bank Shot Tavern.
3. A letter dated January 10, 2003 from Mayor Robart to Council making appointments to the Taylor Memorial Library Board of Jack Hayes, 767 Roanoke Avenue, Cuyahoga Falls, and Jon Strubbe, 2341 North Haven Blvd., Cuyahoga Falls.
4. A communication from Lowery Lockhart in connection with the Hattie Larlham Foundation stating they are looking for City Officials to participate in an educational program involving students from all of Summit County. The purpose of the program will be educating children how to interact with fellow students who have disabilities. The program is scheduled for January 23 and 24 at Emidio's Party Center.

Mrs. Hummel appointed a special committee consisting of Mr. Schmidt, as Chair, Mr. Walters and Mr. Barnhart to review the Mayor's appointments to the Taylor Memorial Library Board.

NEW LEGISLATION

Temp. Ord. No. B-1 (Finance Committee)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE PURCHASE OF CERTAIN MATERIALS FOR THE SANITATION UTILITIES DEPARTMENT DURING 2003, AND DECLARING AN EMERGENCY.

Temp. Ord. No. B-2 (Finance Committee)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE PURCHASE OF TIRES AND RELATED SERVICES FOR THE CITY'S SANITATION UTILITIES FLEET, AND DECLARING AN EMERGENCY.

Temp. Ord. No. B-3 (Finance Committee)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE PURCHASE OF CERTAIN MATERIALS AND SUPPLIES IN THE WATER/SEWER UTILITIES DEPARTMENT DURING 2003, AND DECLARING AN EMERGENCY.

Temp. Ord. No. B-4 (Finance Committee)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE ANNUAL REQUIREMENTS OF THE MUNICIPAL GARAGE FOR 2003, AND DECLARING AN EMERGENCY.

Temp. Ord. No. B-5 (Finance Committee)

AN ORDINANCE AUTHORIZING THE PARKS AND RECREATION BOARD TO ENTER INTO A CONTRACT OR CONTRACTS FOR PROFESSIONAL SERVICES TO PROVIDE FOR MARKETING SERVICES OF THE COMMUNITY RECREATION CENTER, AND DECLARING AN EMERGENCY.

Temp. Res. No. B-6 (Public Improvements Committee)

A RESOLUTION CREATING FOR THE YEAR 2003 A SIDEWALK REPAIR OR REPLACEMENT DISTRICT CONTAINING SUCH STREETS, ALLEYS, OR PUBLIC ROADWAYS WITHIN THE CORPORATE LIMITS OF THE CITY OF CUYAHOGA FALLS, DECLARING THE NECESSITY OF REPAIRING OR REPLACING THE SIDEWALKS ABUTTING ON SUCH STREETS, ALLEYS OR PUBLIC ROADWAYS WITHIN SAID CORPORATE LIMITS AND PROVIDING THE METHOD FOR LEVYING SPECIAL ASSESSMENTS, AND DECLARING AN EMERGENCY.

Temp. Ord. No. B-7 (Public Improvements Committee)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE REPLACEMENT OR ADJUSTMENT OF CONCRETE SIDEWALKS AND CURBS AT VARIOUS LOCATIONS IN THE CITY OF CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.

Council recessed at 6:35 p.m. for a special committee meeting.

Mr. Schmidt called the special committee meeting to order. Mayor Robart indicated that neither gentleman was present so he would speak on their behalf. The Mayor is asking for the reappointment of these two individuals. Mr. Hayes owns a business in the City. He was originally appointed in July, 1998 and replaced John Walter. This is a three-year appointment. Mr. Strubbe is a retired school teacher and has been on the Board since March, 1995. He replaced Doug Worthington. This would also be a three-year appointment.

Committee recommended bringing out these appointments.

The Special Committee adjourned and Council came back into session at 6:38 p.m.

SPECIAL COMMITTEES

Mr. Schmidt moved to appoint Jack Hayes and Jon Strubbe to the Taylor Memorial Library Board, second by Mr. Barnhart. Mr. Schmidt stated these gentlemen appeared to be excellent appointments and he is appreciative of their service to the community. Motion passed. Voice Vote (11-0).

PUBLIC HEARINGS

None.

STANDING COMMITTEES

PLANNING & ZONING

Nothing to report.

FINANCE

Temp. Ord. No. A-183

Council Clerk read A-183 (third reading). Mr. Gorbach moved to amend A-183 to add the language "not to exceed \$103,788" at the end of line 22, second by Mrs. Klinger. Motion passed. Voice Vote (11-0). Mr. Gorbach moved to adopt amended A-183, second by Mr. Barnhart. Motion passed. Voice Vote (11-0).

Temp. Ord. No. A-184

Council Clerk read A-184 (third reading). Mr. Gorbach moved to adopt A-184, second by Mr. Schmidt. Motion passed. Voice Vote (11-0).

Temp. Ord. No. A-185

Council Clerk read A-185 (third reading). Mrs. Klinger moved to amend A-185 by deleting the number 5 and replacing it with the number 1 on line 23, second by Mr. James. Motion passed. Voice Vote (11-0). Mr. Gorbach moved to adopt amended A-185, second by Mr. Barnhart. Motion passed. Voice Vote (11-0).

Temp. Ord. No. A-186

Council Clerk read A-186 (third reading). Mr. Gorbach moved to amend A-186 by substitution, second by Mr. Schmidt. Mr. Gorbach stated the substitution breaks down the capital items from other operations in Section 3. Motion passed. Voice Vote (11-0). Mr. Gorbach moved to adopt substitute A-186, second by Mr. Schmidt. Motion passed. Voice Vote (11-0).

Temp. Ord. No. A-187

Council Clerk read A-187 (third reading). Mr. Gorbach moved to amend A-187 by adding the language "in an amount not to exceed \$40,000" at the end of line 30, second by Mrs. Klinger. Motion passed. Voice Vote (11-0). Mr. Gorbach moved to adopt amended A-187, second by Mr. Barnhart. Motion passed. Voice Vote (11-0).

PUBLIC IMPROVEMENTS

Temp. Res. No. A-189

Council Clerk read A-189 (third reading). Mr. Walters moved to adopt A-189, second by Mrs. Pyke. Motion passed. Voice Vote (11-0).

Temp. Res. No. A-190

Council Clerk read A-190 (third reading). Mr. Walters moved to adopt A-190, second by Mr. Bauer. Motion passed. Voice Vote (11-0).

PUBLIC AFFAIRS

Temp. Ord. No. A-188

Council Clerk read A-188 (third reading). Mr. James moved to adopt A-188, second by Mr. Flinn. Motion passed. Voice Vote (11-0).

COMMUNITY DEVELOPMENT

Temp. Ord. No. A-192

Council Clerk read A-192 (third reading). Mr. Bauer moved to adopt A-192, second by Mr. Potts. Motion passed. Voice Vote (11-0).

Temp. Ord. No. A-193

Council Clerk read A-193 (third reading). Mr. Bauer moved to adopt A-193, second by Mr. James. Motion passed. Voice Vote (11-0).

SCHEDULE OF MEETINGS

Planning & Zoning Committee:	Subject to call.
Finance Committee:	Tuesday, January 21, 2003 6:15 p.m.
Public Improvements Committee:	6:20 p.m.
Public Affairs Committee:	6:25 p.m.
Community Development Committee:	Subject to call.

MISCELLANEOUS BUSINESS

Mr. Schmidt moved to dissolve into executive session to discuss pending litigation, second by Mr. Potts. Roll call: Mr. Schmidt, yes; Mr. Gorbach, yes; Mr. Flinn, yes; Mr. Barnhart, yes; Mr. Potts, yes; Mr. James, yes; Mr. Walters, yes, Mrs. Pyke, yes, Mrs. Klinger, yes; Mr. Bauer, yes; Mrs. Hummel, yes. Motion passed. (11-0).

Mrs. Hummel stated since next Monday is Martin Luther King day, the Committee meetings will be held on Tuesday, January 21.

Mr. Brodzinski introduced John Konich as the new head of the IT Department. He is a life-long resident of Cuyahoga Falls and comes from Lincoln Electric. The City received 89 initial inquiries

about the position and narrowed it down to 17. After phone interviews, they chose Mr. Konich for the position.

Council recessed into executive session at 6:50 and came back into session at 7:50 p.m.

Mrs. Hummel appointed a special committee consisting of Mr. Schmidt, as Chair, Mr. Gorbach and Mrs. Klinger to review Council rules.

Mr. Schmidt moved to adjourn, second by Mrs. Pyke. Motion passed. Voice vote (11-0). Meeting adjourned at 7:57 p.m.

Kathy Hummel, Council President

Cathleen J. Beebe, Council Clerk