

**Cuyahoga Falls City Council
Minutes of the Council Meeting
March 12, 2007**

Call to Order: Mr. Walters at 6:32 p.m.

Roll Call:

Mrs. Hummel, present; Mr. Gorbach, present; Mrs. Colavecchio, present; Mr. James, present; Mrs. Ritzinger, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Barnhart, present; Mr. Flinn, present; Mr. Mader, present; and Mr. Walters, present.

Invocation: Mrs. Colavecchio

Pledge: Mrs. Pyke

Approval of Minutes: The minutes of the Regular Council Meeting of February 26, 2007 were approved as submitted.

Reports and Communications:

Notice of hearing from the Ohio Division of Liquor Control regarding a new permit application for Rockne Becker, 1861-2nd St., Cuy. Falls. Hearing is scheduled for March 27, 2007 at 10:30 a.m. at the Ohio Building, 175 S. Main St., 8th floor meeting room, Akron, Ohio.

**New Legislation
(first reading)**

Temp. Ord. B-43 (Planning & Zoning)

An ordinance authorizing and approving the site plan for development of a 385,778 sf warehouse/distribution center at 210 East Steels Corners Road in an E-1 Employment District and M-1 Manufacturing District and declaring an emergency.

Temp. Ord. B-44 (Finance)

An ordinance authorizing the Mayor to enter into a contract and/or contracts, according to law, for the purchase of nine self-contained breathing apparatus units for use by the Fire Department, and declaring an emergency.

Temp. Ord. B-45 (Finance)

An ordinance authorizing the Director of Finance to enter into a contract or contracts to purchase time and attendance hardware, software and professional services, and declaring an emergency.

Temp. Ord. B-46 (Finance)

An ordinance amending Section 945.06 of the Codified Ordinances and declaring an emergency.

Temp. Ord. B-47 (Finance)

An ordinance authorizing the Mayor to enter into an agreement with the Fraternal Order of Police/Ohio Labor Council (FOP/OLC) representing the dispatchers, effective from July 1, 2005 through June 30, 2008, and declaring an emergency.

Temp. Ord. B-48 (Public Improvements)

An ordinance authorizing the Director of Public Service to execute a modification of the contract for professional engineering services for improvements to the Howe Avenue and Main Street intersection, and declaring an emergency.

Temp. Res. B-49 (Public Affairs)

A resolution authorizing the City of Cuyahoga Falls to file an application to the State of Ohio, to participate in the Clean Ohio Revitalization Fund and, declaring an emergency.

Temp. Res. B-50 (Public Affairs)

A resolution in support of an application to the Clean Ohio Council and, declaring an emergency.

Temp. Ord. B-51 (Public Affairs)

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

Mr. Gorbach moved to suspend the rules to allow a Finance Committee meeting on the same night as Council to discuss B-47, second by Mr. James. Motion passed, voice vote (11-0).

Mr. Walters entertained a motion to dissolve into executive session to discuss negotiations with public employees concerning their compensation or other terms and conditions of their employment as it pertains to B-47. Mr. James so moved, second by Mr. Gorbach. Mr. Walters instructed the Clerk to call the roll:

Mrs. Hummel, yes; Mr. Gorbach, yes; Mrs. Colavecchio, yes; Mr. James, yes; Mrs. Ritzinger, yes; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, yes; Mr. Flinn, yes; Mr. Mader, yes; and Mr. Walters, yes. Motion passed (11-0).

Following the executive session, Mr. Walters recessed Council at 6:55 to allow the Finance Committee meeting.

Mr. Gorbach called the Finance Committee meeting to order and read B-47 (second reading). He said this ordinance was discussed in executive session this evening.

The Committee recommended bringing out B-47 for approval.

The meeting adjourned at 6:56 p.m.

Mr. Walters announced that Council was back in session.

Reports of Council's Standing Committees

Planning & Zoning

No report.

Finance & Appropriations:

Temp. Ord. B-39

An ordinance amending Exhibit A of Ordinance 12-2007 establishing pay ranges for part-time, per diem, and special classification workers, and declaring an emergency.

Mr. Gorbach moved to adopt B-39, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-40

An ordinance amending Sections 901.01, 901.06, 901.07, 901.12(a), 903.01, 903.02, 903.03 and 927.06 of the Codified Ordinances of the City of Cuyahoga Falls, and declaring an emergency.

Mr. Gorbach moved to adopt B-40, second by Mr. James. Motion passed, voice vote (11-0).

Temp. Ord. B-41

An ordinance authorizing the Mayor to enter into a contract or contracts with a firm or firms for Community Correctional Services, and declaring an emergency.

Mr. Gorbach moved to adopt B-41, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. B-47

An ordinance authorizing the Mayor to enter into an agreement with the Fraternal Order of Police/Ohio Labor Council (FOP/OLC) representing the dispatchers, effective from July 1, 2005 through June 30, 2008, and declaring an emergency.

Mr. Gorbach moved to adopt B-47, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Public & Industrial Improvements:

No report.

Public Affairs:

Mrs. Ritzinger moved to take A-132 from the table, second by Mrs. Colavecchio. Motion passed, voice vote (11-0).

Mrs. Ritzinger moved to take A-133 from the table, second by Mrs. Colavecchio. Motion passed, voice vote (11-0).

Temp. Ord. B-33

An ordinance authorizing the Mayor to enter into a contract or contracts, according to law, to allow Clearwire US, LLC, access to the City's water tower at Indian Mountain Park and property, and declaring an emergency.

Mrs. Ritzinger moved to adopt B-33, second by Mrs. Colavecchio. Motion passed, voice vote (11-0).

Temp. Ord. B-42

An ordinance to approve current replacement pages to the Cuyahoga Falls Codified Ordinances, and declaring an emergency.

Mrs. Ritzinger moved to adopt B-33, second by Mr. Flinn. Motion passed, voice vote (11-0).

Temp. Ord. A-132

An ordinance authorizing the Mayor to enter into a contract or contracts with AT&T Ohio for the provision of IP/Video services and declaring an emergency.

Mrs. Ritzinger moved to adopt A-132, second by Mr. Flinn. Since the number of votes could not be determined by voice, Mr. Walters instructed the Clerk to call the roll:

Mrs. Hummel, yes; Mr. Gorbach, no; Mrs. Colavecchio, no; Mr. James, no; Mrs. Ritzinger, yes; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, yes; Mr. Flinn, yes; Mr. Mader, yes; and Mr. Walters, no. Motion passed (7-4).

Temp. Ord. A-133

An ordinance authorizing the Mayor to grant a license to AT&T Ohio for the use of a portion of the City's property to erect, maintain and repair telecommunications equipment, and declaring an emergency.

Mrs. Ritzinger moved to adopt A-133, second by Mrs. Colavecchio. Since the number of votes could not be determined by voice, Mr. Walters instructed the Clerk to call the roll:

Mrs. Hummel, yes; Mr. Gorbach, no; Mrs. Colavecchio, no; Mr. James, no; Mrs. Ritzinger, yes; Mrs. Klinger, yes; Mrs. Pyke, yes; Mr. Barnhart, yes; Mr. Flinn, yes; Mr. Mader, yes; and Mr. Walters, no. Motion passed (7-4).

Community Development:

No report.

Schedule of Committee Meetings

Planning & Zoning	March 19, 2007 at 6:15 p.m.
Finance	March 19, 2007 at 6:20 p.m.
Public Improvements	March 19, 2007 at 6:25 p.m.
Public Affairs	March 19, 2007 at 6:30 p.m.
Community Development	Subject to Call

Miscellaneous Business:

Mr. Walters asked the administration if the landlord ordinance B-27 will be discussed in committee on March 19. Mrs. Carr said she will meet with Mr. Gorbach later this week and let Council know.

Mr. Gorbach moved to adjourn, second by Mr. Flinn. Motion passed, voice vote (11-0). The meeting adjourned at 7:04 p.m.

Don Walters, Council President

Barbara White, Clerk of Council

