

CUYAHOGA FALLS CITY COUNCIL
Minutes of the Council Meeting

April 28, 2008

- Call to Order:** Mr. James at 6:30 p.m.
- Roll Call:** Mrs. Hummel, present; Mrs. Colavecchio, present; Mr. Walters, present; Mrs. Ritzinger, present; Mr. Ihasz, present; Mr. Rubino, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Barnhart, present; Mr. Mader, present; Mr. James, present.
- Invocation:** Mrs. Hummel
- Pledge of Allegiance:** Mr. Walters
- Approval of Minutes:** The minutes from the April 14, 2008 regular Council meeting and the April 7, 2008 and April 21, 2008 Special Council meetings have been approved as submitted.
- Reports and Communications:**
1. A memo dated April 24, 2008 from Mayor Robart to City Council regarding the appointment of Paul Moledor as fire chief of the Cuyahoga Falls Fire Department. Mr. James appointed a special committee consisting of Mr. Walters, chair, Mrs. Hummel and Mr. Mader.
 2. A memo dated April 22, 2008 from Virgil Arrington to City Council requesting Council appoint a hardship committee to consider a hardship deferment request from a resident on Williams Street. Mr. James appointed a hardship committee consisting of Mrs. Colavecchio, chair, Mr. Rubino and Mrs. Pyke.
 3. Certificate of Official Result of Election from the Summit County Board of Elections regarding the results on the local option for particular use for GNG Wings Inc. dba Wings Warehouse in Ward 8-A. The Law Department was to get Mr. Mader a copy of the Certificate.
 4. A Notice from the Ohio Division of Liquor Control regarding a liquor license transfer from Strike One Enterprises Ltd. Db a North Lanes to El Charro Taquera Inc., 1792 State Road, Cuyahoga Falls, OH 44223.

New Legislation
(First Reading)

Temp. Ord. A-53 (Planning & Zoning)

An ordinance authorizing and approving the site plan for Bath Crest Estates, a 228 unit residential development on West Bath Road in an R-5 moderate density district and declaring an emergency.

Temp. Ord. A-54 (Planning & Zoning)

An ordinance authorizing and approving the site plan for a 25,500 square foot animal care and housing facility at 222 Cochran Road, in an E-1 employment district and declaring an emergency.

Temp. Ord. A-55 (Finance)

An ordinance authorizing the Director of Public Service to enter into a contract with Johnson Controls, and declaring an emergency.

Temp. Ord. A-56 (Finance)

An ordinance amending Section 303.10 of the Codified Ordinances, and declaring an emergency.

Mr. Walters moved to hold a committee meeting on the same night as Council in order to discuss A-15 and A-39, second by Mrs. Ritzinger. Mr. Walters indicated that Administration originally wanted Council to discuss and vote on this legislation tonight but Administration indicated it was not ready for a vote; therefore, both pieces of legislation would be discussed again next Monday during regular Committee. Motion passed, voice vote (11-0).

Temp. Ord. A-57 (Community Development)

An ordinance approving the fiscal year 2008 CDBG Annual Action Plan, and declaring an emergency.

Temp. Ord. A-58 (Community Development)

An ordinance authorizing the City of Cuyahoga Falls to file an application to the State of Ohio, Department of Development, to support an application for assistance under the Ohio Job Ready Sites Program and declaring an emergency.

Mr. James stated he was also calling a Committee-on-Committees meeting for the purpose of reconfiguring committee assignments consisting of himself as Chair, Mr. Ihasz, Mr. Barnhart and Mrs. Klinger.

Council recessed into Finance Committee, Special Committee and Committee-on-Committee meetings at 6:40 p.m. and reconvened at 7:15 p.m.

Report of Special Committee

Mr. Walters moved to approve the appointment of Paul Moledor as fire chief for the Cuyahoga Falls Fire Department, second by Mr. Barnhart. Motion passed, voice vote (11-0). Mayor Robart added that based on Council's confirmations, there will be a formal swearing in of Mr. Moledor scheduled for May 13, 2008 at 4:00 p.m.

Report of Committee-on-Committees

Mr. James moved to approve the reconfiguring of Public Affairs with Mr. Walters stepping down and Mr. Rubino taking his place, second by Mrs. Pyke. Motion passed, voice vote (11-0).

Reports of Council's Standing Committees
(Third Reading)

Planning & Zoning

Nothing to report.

Finance & Appropriations

Temp. Ord. A-46

An ordinance authorizing the Director of Public Service to Enter into a contract or contracts, according to law, for the sale of used equipment no longer used by the City, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-44, second by Mrs. Klinger. Motion passed, voice vote (11-0).

Temp. Ord. A-47

An ordinance authorizing the Mayor to enter into an amended contract with the Village of Silver Lake, Ohio extending the existing agreement for water services to Silver Lake, and declaring an emergency.

Mr. Walters moved to adopt Temp. Ord. A-44, second by Mrs. Ritzinger. Motion passed, voice vote (11-0).

Public & Industrial Improvements

Temp. Ord. A-48

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of the existing culvert pipe under Babb Run Drive, and declaring an emergency.

Mrs. Ritzinger moved to adopt Temp. Ord. A-48, second by Mr. Mader. Motion passed, voice vote (11-0).

Temp. Ord. A-50

An ordinance authorizing the Director of Public Service to enter into a contract with O. R. Colan Associates for right-of-way professional engineering services for improvements to the Howe Avenue and Main Street intersection, and declaring an emergency.

Mrs. Ritzinger moved to adopt Temp. Ord. A-50, second by Mr. Mader. Motion passed, voice vote (11-0).

Temp. Ord. A-51

An ordinance authorizing the construction of the extension of the sanitary sewer on Taylor Avenue in the City of Cuyahoga Falls by a private developer and accepting dedication of the same, and declaring an emergency.

Mrs. Ritzinger moved to adopt Temp. Ord. A-51, second by Mr. Ihasz. Motion passed, voice vote (11-0).

Public Affairs :

Nothing to report.

Community Development:

Nothing to report.

Schedule of Committee Meetings

Planning & Zoning	May 5, 2008, 6:15 p.m.
Finance	May 5, 2008, 6:20 p.m.
Public Improvements	Subject to call.
Public Affairs	Subject to call.
Community Development	May 5, 2008, 6:25 p.m.
Hardship Committee	Subject to call.

Miscellaneous Business:

Mrs. Hummel asked Mrs. Truby is the Action Plan for CDBG funds was available for Council Review. Mrs. Truby stated that Mr. Ihasz had asked her about the Plan last week. She indicated they had one small piece yet to finish and the plan was to get it in the mail tomorrow. She indicated that Council would discuss the plan on May 5 and vote on it on May 12. The deadline is May 15. She added that there was going to be a public meeting on May 1 at 7:00 p.m. in the Erie Room of the Natatorium.

Mrs. Hummel asked Mrs. Carr if the Johnson Controls report would be made available to all of Council for review. Mrs. Carr stated they are working on it and should get it to Council tomorrow. Mr. Brodzinski added they would get the copies along with the financial information. Mrs. Hummel asked for clarification on whether this was for upgrades to the buildings or for automated meter reading. Mr. Brodzinski stated it was for automated meter reading and compliance with lighting issues to bring it to code. 95% of the project will be on a capital lease basis with the remaining piece on a cash basis depending on the dollar amount. It will be included the 2009 budget.

Mr. Barnhart moved to adjourn, second by Mr. Mader. Motion passed, voice vote (11-0). Meeting adjourned at 7:25 p.m.

Jerry James, Council President

Cathleen Meacham, Clerk of Council