

City of Olmsted Falls
Minutes of a Regular Council Meeting
Tuesday, December 18, 2018, at Olmsted Falls City Hall
26100 Bagley Road – Council Chambers, 7:30 p.m.

The Pledge of Allegiance was recited. Mayor James Graven called the meeting to order at 7:55 p.m. Roll call was conducted. Councilmen Paul Stibich, Jim Haviland, Lori Jones, Ed Gorski, Lee Fenrich, and Terry Duncan were present. Denise Nicolay was excused.

Also, in attendance: Andy Bemer, Law Director, Vic Nogalo, Finance Director, Odis Rogers, Police Chief, Joe Borczuch, Service Director, and Chad Gluss, Fire Chief. Audience: 0.

Approval of Minutes

Mr. Gorski moved to **approve** the minutes from the Regular Council meeting of November 27, 2018; Mr. Stibich **seconded**. Mr. Fenrich indicated a typographical error. Poll as amended: 6 ayes; 0 nays. **Motion carried.**

Consideration of Amendment to the Agenda - None

Mayor's Report and Appointments

Mayor Graven indicated that the union contract negotiations have been completed and he feels the contracts are fair to both the employees and residents. He would like to thank everyone for bargaining in good faith.

Mr. Stibich moved to **reappoint** Gary Pehanic to the Planning and Zoning Commission term to expire 12/31/2023; Mr. Fenrich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Mr. Fenrich moved to **appoint** Dave Fenderbosch to the Planning and Zoning Commission to fill an unexpired term until 12/31/2020; Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Communications from Residents - None

Approval of Bills:

Mr. Stibich moved to **approve** Pay Ordinance 2018-19; Ms. Jones **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Officials Reports:

Odis Rogers, Police Chief – No Report

Joe Borczuch, Service Director

Mr. Borczuch stated that he would ask Council to approve a requisition to Cargill Salt for 300 tons of road salt.

Mr. Stibich moved to **approve** a requisition to Cargill Salt for 300 tons of road salt in an amount not to exceed \$16,845.00; Mr. Gorski **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Mr. Borczuch stated that the first round of leaf pickup was October 15th; second round October 22nd; third round October 29th; fourth round November 1st; fifth round November 8th; and our final and last sixth round started December 7th. Currently we have picked up over 3700 yards worth of leaves with 1100-man hours used. Mr. Stibich asked if leaf pickup was over or is there more to be picked up. Mr. Borczuch replied that his department is making its last run through the city. The north end has been completed and are currently going through the south end of town.

Chad Gluss, Fire Chief – No Report

Vic Nogalo, Finance Director

Mr. Nogalo stated that he would like to thank Council for allowing him to present amendments to the 2018 appropriation. He also indicated that Council will review the 2019 budget in January in order to make amendments to the beginning balances. Also, in January we will have our first reading on the \$5 million dollars of debt that we will have to issue out for Phase V and that will go through the normal three readings and hopefully pass in February.

Councilman Lee Fenrich, Ward IV – No Report

Councilman Ed Gorski, Ward I

Mr. Gorski moved to **acknowledge** receipt of the monthly Mayor's Court report for November, 2018; Mr. Stibich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Mr. Gorski stated that members of the insurance committee received the insurance committee minutes from the meeting of November 27, 2018 and he would like to ask if a member of the committee would make a motion to approve those minutes.

Mr. Stibich moved to **approve** the Insurance Committee meeting minutes of November 27, 2018; Mr. Fenrich **seconded**. Poll: 4 ayes; 0 nays. **Motion carried**.

Council President Paul Stibich

Mr. Stibich stated that he would like to thank Council for the past year. We have a new Council with new faces and were learning and feeling our way around at the beginning of the year but he feels like Council accomplished a lot. He wants to thank everyone for what they have done and in particular Ms. Jones for her work on the finance committee; Ms. Duncan for the amount of time she puts in with the Park and Recreation Board; Mr. Fenrich for being a new council person and being the face of Council during the fire, his presence there at all times during the crisis was tremendous; Mr. Gorski for his work with the insurance committee; and Ms. Nicolay and Mr. Gorski for their assistance with the safety committee meetings we had. All in all, Council did a great job and he looks forward to working with everyone in the coming year. This has been the most enjoyable Council he has participated in. We are supposed to be a non-partisan community and he doesn't see any partisan activities going on everyone on Council is looking out for the benefit of the residents which he appreciates.

Council Pro-Tempore Jim Haviland

Mr. Haviland would like Mr. Stibich for his leadership and his comments. He would also like to thank everyone for their support during his absence this year. He wished everyone Happy Holidays and continued success in everything we are doing.

Councilwoman Lori Jones, Council-at-Large

Ms. Jones stated that the cemetery is now operating in the black. She would like to wish everyone a happy and safe Holiday Season.

Councilwoman Terry Duncan, Ward III

Ms. Duncan stated that Ordinance 73-2018 deals with a correction to Chapter 1218. Council does not have to adopt the ordinance this evening as she actually is hopeful that the Shade Tree Commission members will give comments. Basically, this legislation will correct some language the Commission has complained about for over a year. They finally got the information to the clerk and the clerk got it to the law director for legislation.

Andy Bemer Law Director

Mr. Bemer would like to thank everyone for the welcome; it has been an interesting 2018. Happy Holidays to everyone.

Old Business

Ordinance 70-2018

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF OLMSTED FALLS, OHIO, FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018. REPEALING ORDINANCE 21-2018, AND DECLARING AN EMERGENCY **Third Reading**

Mr. Gorski moved to **adopt**; Mr. Stibich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Ordinance 71-2018

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF OLMSTED FALLS, OHIO, FOR THE PERIOD COMMENCING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019 AND DECLARING AN EMERGENCY **Third Reading**

Mr. Gorski moved to **adopt**; Ms. Jones **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

New Business

Ordinance 73-2018

AN ORDINANCE AMENDING SECTION 1218.03, "DEFINITIONS" OF CRITICAL ROOT ZONE IN CHAPTER 1218, ENTITLED "TREE PRESERVATION AND MANAGEMENT" OF THE CODIFIED ORDINANCES OF THE CITY OF OLMSTED FALLS **First Reading**

Mr. Stibich would like to thank Ms. Duncan for indicating that Council should not adopt this legislation this evening in order to give the Shade Tree Commission time to submit comments.

Resolution 74-2018

A RESOLUTION ADOPTING THE CONTRACT NEGOTIATED BETWEEN THE CITY OF OLMSTED FALLS, OHIO AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (SERGEANTS UNIT), AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR AND DECLARING AN EMERGENCY **First Reading**

Mr. Gorski moved to **suspend**; Ms. Duncan **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **waive** the reading in its entirety; Ms. Duncan **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **adopt**; Mr. Haviland **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Resolution 75-2018

A RESOLUTION ADOPTING THE CONTRACT NEGOTIATED BETWEEN THE CITY OF OLMSTED FALLS, OHIO AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 2373 AND DECLARING AN EMERGENCY **First Reading**

Mr. Gorski moved to **suspend**; Ms. Duncan **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **waive** the reading in its entirety; Mr. Haviland **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **adopt**; Ms. Jones **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Resolution 76-2018

A RESOLUTION ADOPTING THE CONTRACT NEGOTIATED BETWEEN THE CITY OF OLMSTED FALLS, OHIO AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (PATROL UNIT, FULL-TIME), AND AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR AND DECLARING AN EMERGENCY **First Reading**

Mr. Stibich moved to **suspend**; Mr. Haviland **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Mr. Haviland **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Haviland **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Resolution 77-2018

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ARTHUR J. GALLAGHER & COMPANY AS AGENT FOR THE CITY OF OLMSTED FALLS EMPLOYEES HEALTH AND LIFE INSURANCE COVERAGE AND DECLARING AN EMERGENCY **First Reading**

Mr. Stibich moved to **suspend**; Mr. Gorski **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Ms. Jones **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Haviland **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Resolution 78-2018

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SENIOR TRANSPORTATION CONNECTION FOR 2019 FOR THE PROVISION OF SENIOR TRANSPORTATION SERVICES AND DECLARING AN EMERGENCY **First Reading**

Mr. Gorski moved to **suspend**; Ms. Jones **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **waive** the reading in its entirety; Ms. Jones **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **adopt**; Ms. Jones **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Resolution 79-2018

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, AND ITS OHIO COUNCIL 8 LOCAL 2681 REPRESENTING CERTAIN EMPLOYEES OF THE CITY OF OLMSTED FALLS, OHIO AND DECLARING AN EMERGENCY **First Reading**

Mr. Stibich moved to **suspend**; Ms. Jones **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Ms. Jones **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Haviland **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Ordinance 80-2018

AN ORDINANCE ESTABLISHING THE 2019 WAGES, BENEFITS AND OTHER CONDITIONS OF EMPLOYMENT FOR NON-UNION EMPLOYEES **First Reading**

Mr. Stibich moved to **suspend**; Ms. Duncan **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Mr. Fenrich **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Fenrich **seconded**. Mr. Gorski stated the legislation states "it is appropriate to reconstitute and restate the comprehensive grid schedule for non-union employees in one ordinance" and would like to know why? Mr. Bemer indicated that there were some moderate changes in the upper range of pays and a number of positions that were deleted. Mr. Gorski indicated that he did not review 07-2016. Ms. Jones asked what the difference is between a Director of Finance and a Finance Director. Mr. Nogalo indicated one is part time and one is full time. Poll: 6 ayes; 0 nays. **Motion carried**.

Miscellaneous New Business

Mr. Stibich indicated that Councilwoman Nicolay asked him to wish everyone a Merry Christmas and Happy New year.

Such other business that may come before Council - None

Mr. Gorski moved to **adjourn**; Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

The meeting adjourned at 8:20 p.m.

James P. Graven, Mayor

Angela Mancini, Clerk of Council