

*City of Olmsted Falls*  
**Minutes of a Special Council Meeting**  
**Tuesday, November 15, 2016, at Olmsted Falls City Hall**  
**26100 Bagley Road – Council Chambers, 6:00 p.m.**

The Pledge of Allegiance was recited. Mayor Ann Marie Donegan called the Special Meeting to order at 6:05 p.m. Roll call was conducted. Present: Councilmen Jay Linn, Linda Garrity, Bob Sculac, Paul Stibich, Terry Duncan, and Kyle Miller. Jim Haviland was excused.

Also Present: Gregory Sponseller, Law Director, Mike DeSan, Asst. Finance Director, and Steve Presley, Finance Director.

**OLD BUSINESS:**

***Resolution 44-2016***

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR MUNICIPAL PROPERTY AND LIABILITY INSURANCE COVERAGE FOR A ONE (1) YEAR PERIOD AND DECLARING AN EMERGENCY **Tabled on Third Reading (10/11/2016)**

Ms. Garrity moved to **remove from table**; Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Mayor Donegan indicated that the property & casualty proposal was distributed to Council. Last year's costs were \$61,051 and this year's costs are \$64,327 with the addition of the \$1 million in cyber coverage. Mr. Presley stated that the total cost of the package is \$63,877, he asked for clarification if in fact this amount was included or if that was an add on, last week he was informed it was an add on which was the reason for the higher number. He received a phone call today and was notified that the cyber coverage was included in \$63,877 figure.

Mr. Stibich moved to **amend** Section One to read at the cost of Sixty Three Thousand Eight Hundred Seventy-Seven Dollars (\$63,877); Ms. Garrity **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried.**

Mr. Presley stated that the cyber deception coverage is to cover if someone was to "go fishing." The example he received is, a small library received an email or "fished on" that looked like it came from their local bank, the email informed them that there was some activity that look suspicious and asked that they sign on and review the account could highlighted in the email. Once they signed on they did not realize that they effectively gave all their credentials to the individuals who sent the email and they were now able to gain access to the library's bank accounts and cleared out money. The issue then becomes is the bank liable and the answer is no because the individuals had the sign on and the password information for the library staff, which means you are caught between being insured relative to this type of cyber deception and whether or not the bank will cover the loss because the money was withdrawn falsely. But, as far as the banks are concerned the funds were

not withdrawn factiously or falsely because they had your sign on and password information to get into the accounts. This coverage will protect us from such a situation, if in fact we fall victim, and for \$450 for the coverage he very much recommends we take this coverage. The reason for the additional price increase is the service garage, we went from construction in progress to a finished building and is the primary reason for the increase from last year. Mayor Donegan stated that past years costs were \$80,000. Mr. Presley indicated that the city's costs dropped significantly by going out for proposals.

Mr. Sponseller stated and amended Ordinance was distributed to Council and procedurally Council will need to move to substitute 44-2016 with 44-2016 as amended.

Mr. Stibich moved to **substitute** Ordinance 44-2016 with Ordinance 44-2016 (AMENDED); Mr. Miller **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**.

Ms. Garrity asked if the City's coverage is with Trident Insurance and if the coverages would remain the same. Mr. Presley replied the coverage is through Trident and the only change is the addition of the cyber deception coverage. Mayor Donegan also indicated that the city's deductible is now \$5,000.00 as well.

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

Mayor Donegan asked that a copy of the insurance policy be placed in the Clerk of Council's office as well as the administration area.

Mr. Sculac moved to **adjourn**; Mr. Linn **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

The meeting adjourned at 6:14 p.m.

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*Ann Marie Donegan, Mayor*

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*Angela Mancini, Clerk of Council*