

City of Olmsted Falls
Minutes of a Regular Council Meeting
Tuesday, February 28, 2017, at Olmsted Falls City Hall
26100 Bagley Road – Council Chambers, 7:30 p.m.

The Pledge of Allegiance was recited. Mayor Ann Marie Donegan called the meeting to order at 7:31 p.m. Roll call was conducted. Councilmen Linda Garrity, Jim Haviland (arrived at 7:33 p.m.), Bob Sculac, Paul Stibich, Terry Duncan, and Kyle Miller were present.

Also in attendance: Gregory M. Sponseller, Law Director, Mike DeSan, Asst. Finance Director, Chad Gluss, Fire Chief, Joe Borczuch, Service Director, Rosann Jones, Manager Business & Community Services, and George Smerigan, City Planner. Audience: 12.

Mayor Donegan administered the Oath of Office to Mr. Sculac as a Councilmen-at-Large.

Approval of Minutes

Ms. Duncan moved to **approve** the minutes from the Regular Council Meeting of February 14, 2017; Mr. Miller **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Mr. Sculac moved to **approve** the minutes from the Special Council Meeting of February 21, 2017, as amended; Mr. Stibich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Consideration of Amendment to the Agenda - None

Mayor's Report and Appointments

Mayor Donegan introduced Karen Kirsch from First Energy Corporation.

Karen Kirsch stated that she is the city's liaison to First Energy. She stated that after Hurricane Sandy First Energy determined that they needed a better way to prioritize which circuits are restored first. We then put together a "Critical Customer List" which includes police, fire stations, hospitals, nursing homes and schools and which circuits they are located on. When there are outages now we can pull a report which indicates which circuit has the most critical customers. This information is now five years old and she would like the city to update their areas of the list. She would also like the city to list if there are any back-up generators and their locations. Mayor Donegan asked that Mr. Borczuch and Fire Chief Gluss review and update.

Phase V Update – Mayor Donegan indicated that that Phase V(a) is in process. The Clerk has re-sent the Phase V assessment letters. She then asked Mr. Sponseller to develop a timeline for the project and when the Board of Equalization would need to meet.

Westlawn/Lindberg Water Update – Mayor Donegan indicated that Council will receive a copy of an extensive letter and FAQ that was sent to the residents. This will hopefully outline that this is not a project the city has committed to but that there are serious questions for the residents. She would like everyone to keep in mind that the city does have a responsibility for the aging infrastructure. There

are zero records on the installation of these water lines. They were definitely installed during Westview which is late 50's or early 60's. She will keep Council posted on the results of the questionnaire sent to the residents to indicate whether they would like the city to keep moving forward. The total customers serviced with Berea Water is 118.

Mayor Donegan stated that Chief Trainee has asked her to share information with Council. Officer Bob Swope has been diagnosed with Hodgkin's Lymphoma, we do not know what stage as of yet. It is upsetting. She asked that everyone keep him and his family in their prayers. As she obtains information she will pass along to Council.

Mayor Donegan stated that a letter and lease was sent to Father Wally for Christians in Action organization.

She indicated that Mr. Miller received a question from a constituent regarding the Ohio Turnpike bridge repair. The resident stated that "we have many residents in Plum Creek and elsewhere that will be on the wrong side of police, fire and EMS and asked what the city's plans are for these residents? This rehab begins in March, 2017." Mayor Donegan indicated that the project will begin Memorial Day weekend not March. She stated that the fire, police and service departments will determine if in fact there needs to be a squad located across the bridge. She assured that the residents do not need to worry because the chief's and service director will determine the needs of each department. In the past we have notified all surrounding communities for mutual aid services. She believes the city will be prepared.

Mayor Donegan indicated that Council held their public hearing last evening. She commended Mr. Smerigan for taking the lead, not only for the Planning & Zoning and the new code, which of course came from not only Mr. Smerigan, as a smart City Planner, but the Master Plan that was generated by the County for the MUTND and the work Mr. Smerigan completed with Shade Tree Commission with the new tree preservation and management section of the code. She believes all the work was evident in the fact that there was not a lot of residents in attendance at the hearing. She stated that she hopes Council will untable those ordinances and adopt this evening.

She also indicated that she distributed 07-2016 which outlines the range of compensation for employees and would like Council to consider increasing the Fire Lieutenant/Asst. Fire Chief and the Police Lieutenant/Deputy Chief from \$70,000 to \$76,000. She indicated that if Council would pass a motion indicating this increase it will be ratified with legislation at the next Council meeting. She indicated that this has been reviewed with the finance department and Mr. Sculac and the Council President have been involved in those discussions.

Communications from Residents

Tony Campanalie, 7565 Clark Street, stated that he has had a conversation with the Mayor via email regarding the sewer costs. His main question is with the assessments all the same around \$13,000, was there an ordinance for this or a Council vote to set up this way and what formula was used to determine the costs. Mayor Donegan stated that there was a motion by Council because the old methodology that was used, frontage, valuation was archaic and convoluted. The recommendations were from the finance director, engineer, law director, assistant law director weighing in and the old methodology was antiquated, archaic methodology. Council then decided on

this type of methodology which made more sense because the City does not care if a residents home is worth \$20,000 or \$200,000 each resident receives one connection. Mr. Campanalie stated that the way everyone else paid for their connections throughout the City in the past, he feels that he is paying for someone's bigger property. Mayor Donegan replied that was incorrect. Each resident receives one connection and the assessment is the cost of the connection. She stated that her personal property assessment will come off her tax duplicate this year and has been on for 20 years costed her a little under \$12,000. The City has done an unbelievable job as well as Mr. Sheehy for bringing money in to reduce the costs to the residents. Again, it is one connection and much easier and makes a lot more sense. Mr. Campanalie stated that basically the costs were divided by the amount of residents in the project. Mayor Donegan replied minus all the grants the city has received. The city also received another \$600,000 a couple of months ago for this project and are still aggressively seeking funding. Mayor Donegan stated that some residents have indicated that their assessment last time was only \$7,000 and the new assessment is doubled, but, she would argue that the project was tanked because it could not be funded.

Mayor Donegan stated that Mr. Campanalie helped with the tree ordinance revisions and she believes this is a good example of healthy debate and dialogue, which is what government is about, and all the hard work developed a good ordinance that is more reasonable and still ultimately saves trees.

William Henzey, 9354 Rollingbrook Circle, stated that he is the President of Downtown Olmsted Falls. This organization represents the businesses in the downtown area. He stated that Ordinance 06-2017 amends various code sections regarding establishing protections for various classes. In reviewing the legislation he would like to ask for the businesses in the community how this legislation will impact them. What is the city asking the businesses to do? There is language in the legislation regarding public accommodation and what he would like to understand exactly what the intent of this legislation is. Mayor Donegan stated that generally speaking to make certain that there are protections for sexual orientation and gender identity and expression. Mr. Henzey asked if the businesses would need to make any type of accommodations for public space, for example, is this a bathroom bill where bathrooms will need to be amended. Mr. Miller stated that this is not a bathroom bill but rather an employment discrimination bill. Mr. Henzey stated that where the legislation states public accommodations, particularly in singling out restaurants and the like, there is nothing that is really going to impact any business other than any discrimination for employment purposes. Mr. Miller stated that was his understanding. Mayor Donegan indicated that she would be happy to ask Equality Ohio to attend one of the Downtown Olmsted Falls meetings to explain the purpose of the legislation. Mr. Henzey indicated that he would appreciate in order for the businesses to understand the legislation and have an opportunity to comment further once they receive an explanation prior to adoption. Mayor Donegan stated that the legislation is currently on second reading. Mr. Henzey asked if it would be adopted in two weeks. Mayor Donegan replied that the City feels strongly about protections for all individuals but there is nothing that says Council cannot table the legislation until the businesses afforded the opportunity to speak with Equality Ohio. Mayor Donegan asked when the next Downtown Olmsted Falls meeting would be held, Mr. Henzey replied March 14th.

Ann Reichle, 8155 Columbia Road, stated that she is present tonight both on behalf of the business community and as a business owner in regard to the business/community aspect of 06-2017. She stated that she would like some clarity as she did not understand why this legislation is being declared an emergency for immediate preservation of public peace, health and public safety. She asked if there have been issues in the community as she has not personally heard of any. Mayor Donegan stated that there was a glaring Council snafu in terms of businesses she is not certain as nothing has

been brought to her attention. Ms. Reichle stated that during the last Council meeting she believed there was only one issue in regards to this legislation and another when she arrived at the meeting. One rolled into the private sector, which affects her personally, and the testimony during the Council meeting was not about any problem in our community but rather in the Township. Mayor Donegan stated that she believes this bias exists in the community, she does not know if it is talked about. The city felt strongly that they would like to make a statement on behalf of who Olmsted Falls is to ensure that these things do not happen. She stated that 05-2017 deals with the City of Olmsted Falls and 06-2017 deals with the public. She does not feel that there is anything in the legislation that should be intimidating and believes that the businesses will have a better understanding once they meet with Equality Ohio. Ms. Reichle stated that she does not understand why this should be declared an emergency if there weren't any issues. Mayor Donegan stated that the emergency clause means when the legislation is adopted it will take effect immediately, it does not mean that there is an emergency in the city, but rather when the law would take effect. She stated that she believes that the whereas clauses should be more specific. If you look at past legislation there was no explanation in the clauses and she is trying to get them to be more reflective of the expression of the ordinance. Ms. Reichle stated that she misunderstood. Ms. Reichle stated that as a business owner she has concerns with 623.05(b)(2) states that "services cannot be withheld, refused or denied to any person who is unwelcome, objectionable, not accepted, desired, or solicited." She recently had an issue with someone harassing her staff that prompted a phone call to the police department. Does the sentence she just read mean that she is not allowed to refuse service to anyone? Mr. Sponseller stated that this identifies various classifications and as drafted, if you are refusing to serve someone based on one of the classifications that is contained in the ordinance that would be a violation. If, however, someone comes in and verbally abuses your employees and you want them removed the business owner has every right to call the police and have that person removed, not only will you not violate the law, this other person may be violating the law and be charged with a crime. Ms. Reichle thanked Council.

Approval of Bills:

Mr. Sculac moved to **approve** Pay Ordinance 2017-04; Ms. Garrity **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Officials Reports:

Rosann Jones, Manager Business & Community Services

Ms. Jones stated that the city newsletter is now with the individual performing the layout and after a few revisions it will be printed and mailed.

We continue to work on summer events. There is a senior health and wellness day planned with the help of Joelle our senior director and James which will take place on Friday, March 31st from 11:00 a.m. until 2:00 p.m. here at City Hall. There will be local vendors present related to health and wellness. Southwest General is helping sponsor the event and will perform wellness checks on site. There will also be food, music and giveaways. The Evening in the Falls events will take place on the second Thursday of June, July and August. The Vintage Market Place will take place on the last Sunday of June, July, August and September. We are receiving a lot of responses for Vintage Market Place which was a success last year. She stated that Connie from Second Thyme Around organized Vintage Market Place last year and is working with James so that the city can produce this event and help financially but with her expertise and connections. An events calendar will be included in the newsletter mailing.

Mr. Haviland stated that Ms. Jones has done a great job in obtaining grants. He asked where the city stood with regarding to a study or grant money for a crosswalk on Columbia. He had a personal experience when he attended an event at the Wine Cellar with his daughter, they then walked to Matteo's for a dinner and while they were returning to the Wine Cellar he felt like a duckling trying to cross the street at night. He stated that whatever he can do to help get a pedestrian light or something in this area sooner rather than later especially with all the great economic work taking place. Ms. Jones stated that this is a priority and the city did have a traffic study of this area in 1999 but because of the proximity of the railroad tracks and because there is a parking lot exit plus the dead end of the street we did not meet any of the 11 warrants for a light or any type of actuated signal. However, the city has applied for three NOACA plants and did receive a grant that will allow the city to engage someone to study this particular intersection in terms of traffic and pedestrian movement. This particular grant is a planning grant and not an implementation grant. We are currently awaiting NOACA to begin their process.

Joe Borczuch, Service Director

Mr. Borczuch indicated that he received a quote regarding the work needed on the bucket truck. This truck is inspected each year and this year replacement of the pads was needed.

Mr. Haviland moved to **approve** a requisition to Utility Truck Equipment in an amount not to exceed \$5,100.98 for repairs to the bucket truck; Ms. Garrity **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Mr. Borczuch stated that the flag football process is beginning and will be headed by Michael Mental this year. He is a retired 38 year school teacher with 20 years officiating Division 1 Basketball and 40 years of high school basketball. He was a scout for Baldwin Wallace as well as an offensive coordinator and a volleyball coach. He believes that Mr. Mental will move the flag football into another level.

Mayor Donegan asked Council to sponsor a motion in order to allow Mr. Mental to begin designing the program. She indicated that legislation would be presented at the next Council meeting to ratify that motion.

Ms. Garrity moved to **authorize** the Mayor to enter into an agreement with Mike Mental for the 2017 Flag Football Program in an amount not to exceed \$2,800.00; Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Mr. Borczuch stated that with regard to the installation of a bathroom in the lower level for the Christians in Action Group he would like Council to be aware that the expense is between \$5,000 and \$10,000. He will work with the Christians in Action Group regarding fundraising in order to split the costs of renovation.

Chad Gluss, Fire Chief

Chief Gluss thanked everyone for the opportunity to serve as Fire Chief. He received an email this morning from Ms. Kirsch who indicated that a black helicopter will be flying over the city during the next couple of weeks, weather permitting, checking on the Illuminating Company power lines. He has notified the police department and dispatch center in case they receive any calls.

He stated that in the past couple of weeks five of the six full time firefighters and three of the part time firefighters have attended a decision making for initial company officers program. This two day course is provided by the State of Ohio Fire Academy and was held in Olmsted Township. Out of the 21 participants nine were from Olmsted Falls. This past weekend he and another firefighter attended the Northern Ohio Arson Seminar at Ashland University.

Mayor Donegan stated that she appreciates all Chief Gluss work and his leadership that he has instilled in the department, as well as his commitment to training. There has not been training in the department in quite a few years.

Mr. Miller asked if information regarding the helicopter could be placed on social media in order to inform the residents. Mayor Donegan indicated that she would.

Mike DeSan, Asst. Finance Director

Mr. DeSan stated that on the next health insurance advisory meeting will be held on March 7th. He stated that the health insurance is running smoothly but this advisory committee will begin meeting monthly.

He would like to request a motion from Council for a clothing allowance for the two community police officers in the amount of \$450.00. Mayor Donegan indicated that these officers have not had a clothing allowance and Chief Trainee feels that these two officers should not spend their small salary to obtain clothing needed for their position.

Mr. Stibich moved to **approve** a clothing allowance in the amount of \$450.00 for Officer Priolo and Officer Norton; Mr. Haviland **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Councilman Kyle Miller, Ward IV – No Report

Councilman Paul Stibich, Ward II

Mr. Stibich stated that Fire Chief Gluss does not have to thank Council for his position he earned the position and Council has full faith in him.

Councilwoman Terry Duncan, Ward III

Ms. Duncan stated that it has been three years since the City was awarded the turnpike grant for a safety wall in the Redwood area and asked for a status on the project. Mayor Donegan indicated that the project has begun. Mr. Borczuch indicated that brush clearing has been completed. There are five sites that are being completed and the project will be completed by October 31st. He indicated that he will place information on the service department webpage.

Councilman Jim Haviland, Council Pro-Tempore

Mr. Haviland indicated that there will be a JEDD meeting this Thursday at 7:00 p.m. This will be a planning meeting and Bill Engelmann will also attend to transition to the new Chairman who is Fran Migliorino.

Councilman Bob Sculac, Ward I

Mr. Sculac stated that information was distributed regarding the personnel ordinance.

Mr. Sculac moved to **increase** the upper salary limit for Fire Lieutenant/Asst. Fire Chief and Police Lieutenant/Deputy Chief to \$76,000; Mr. Stibich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried.**

Mr. Sculac stated that he and Mr. Borczuch met with Mr. Dan O'Leary from Garland Company regarding the roof on the administration building. He stated that information and pictures were distributed to Council. He stated that the roof is in critical condition and is not an "if we do" but rather "it needed to be done yesterday." If you review the pictures you will see the ponding and the capstones that as so porous water is leaking through them. If you have had the opportunity to go upstairs you will see where the water is pouring into one of the rooms and needs to be repaired before the leakage makes it through the administrative floors. He stated that Mr. Borczuch will speak with Mr. Presley in order to determine some sort of financing as this will be a \$489,000 project. He received material and samples from Mr. O'Leary and those samples are much more compatible with what needs to be completed for a replacement as opposed to those materials used previously. A meeting will be held Friday morning with Mr. O'Leary and contractor that he will also be attending. Mr. Borczuch indicated that the existing roof is 1.5" of SPUF, which is a sprayed polyurethane foam and there is nothing in between that layer that helps when you are walking on the roof for the units that have to be serviced. Each time you walk on the roof you compress the foam and create possible cracks which leads into the issues of water leakage that we currently have. When the core test was completed the roof was hit and water sprayed up into our faces, this is how waterlogged the foam is. The only thing that is probably saving us right now is the fact that it is a concrete roof. The replacement roof will consist of a foam portion with a hard core type of material for walking purposes and then a rubber membrane with a shingle mix over the top. This replacement comes with a 30 year warranty. He stated that Garland manages the project with bidding through U.S. Communities contracts. He stated with the potential of usage for the upstairs he would recommend replacing this roof. He stated that currently contractors are looking for work but once the school season ends the contractors will begin bidding on school projects. He has spoken with Mr. Presley who is currently researching financing. Mayor Donegan stated that there are economic development opportunities for the upstairs and we can't engage in those opportunities with a leaking roof. Mr. Sculac stated that as Mr. Borczuch mentioned this is a good time to go out for bids since contractors are looking for work and once the school bids come out they want their work completed during the summer months prior to the next school year. He stated that the roof is roughly 17 years old. The replacement roof comes with a 30 year warranty and if you calculate the estimated cost of the entire project we are looking at \$16,000 a year which is a reasonable price even though we do not want to stretch out the payments for that long. If we completed this project in phases by the time contractors would be mobilized each time a phase was to be completed we will not receive the quotes we could currently get. The recommendation is that the entire roof be completed rather than phases and with the economic development possibilities the city needs to replace the roof. Mr. Miller asked if the city received any type of assurance when the roof was installed and 17 years does not seem like a long time. Mr. Borczuch indicated that the roof that was put on was one of the cheapest ones that could be put on. It is what most roofing companies will say this is what you put on in a pinch if you are attempting to sell a property and doesn't have the life span. He indicated that the 30 year warranty includes labor, material and design process since Garland will performing the design process as well. He stated with the 2" ISO that will be put down will give the building roughly an R25 which could enhance future tenants and may meet the energy code. Mr. Sculac stated that this work will also cover the sandstone caps around the edges as they are so porous now that they are leaking. Mr. Borczuch indicated that he would ask Council to allow this project to continue moving forward including going out for bids in order for Council to make an informed decision. Ms. Garrity asked if Council would receive a completion date. Mr. Borczuch indicated that he is sure a completion date will be given but the

biggest aspect is to get pricing for this project. Mayor Donegan stated that Mr. Borczuch is asking Council to commit to obtaining all the information in order to determine what steps to take next.

Mr. Sponseller asked if Mr. Borczuch was looking for one contract with a design build firm or authority to bid out elements of the contract. Mayor Donegan indicated that the contract would be with Garland for a design build. Mr. Sponseller stated that Garland would obtain the quotes which would then be presented to Council. Mayor Donegan indicated that was correct.

Mr. Sculac moved to **authorize** the City to move forward with the due diligence with the Garland Corporation for the roof project; Ms. Garrity **seconded**.

Mr. Stibich asked if the motion would authorize a contract. Mayor Donegan replied no this will allow the service department to move forward and obtain quotes and financing which would then be presented to Council. Poll: 6 ayes; 0 nays. **Motion carried**.

Councilwoman Linda Garrity, Council President

Ms. Garrity would like to invite everyone to the Open House on Sunday, March 19th from 1:00 p.m. to 3:00 p.m. There will be music, food and door prizes. This is the 4th annual Open House.

She stated that the Southwest trustee meeting will be held tomorrow evening and will report back to Council at the next meeting.

Mayor Donegan stated that Ms. Donna McCaffrey, a Park and Recreation Board member, made bears for the fire and police departments to hand out to children.

Gregory M. Sponseller, Law Director – No Report

Old Business

Ordinance 49-2016

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY TO CHANGE THE ZONING CLASSIFICATION OF PERMANENT PARCEL NO. 281-14-001 CONSISTING OF APPROXIMATELY 53 ACRES AND LOCATED WEST OF MAPLEWAY DRIVE FROM I-2 “INDUSTRIAL MANUFACTURING DISTRICT,” TO MUTND, “MIXED USE TRADITIONAL NEIGHBORHOOD DISTRICT” **Tabled on Third Reading** (referred to Planning Commission 09/27/2016) - Council public hearing scheduled for 02/27/2017 (Planning & Zoning Commission recommendation received on 01/26/2017)

Mr. Sculac moved to **remove from table**; Ms. Garrity **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Ms. Garrity **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Ordinance 54-2016

AN ORDINANCE AMENDING CHAPTER 1218, TREE PRESERVATION AND MANAGEMENT; AND SECTION 1232.06(C)(5) OF THE CITY’S PLANNING AND ZONING CODE TO PROVIDE FOR LANDSCAPING AND TREE PRESERVATION AND REPLACEMENT REQUIREMENTS IN THE CITY FOR CERTAIN DEVELOPMENT OF

LANDS IN EXCESS OF TWO ACRES **Tabled on Third Reading (11/22/16)** (referred to Planning Commission and Shade Tree Commission 10/24/16) – Council public hearing scheduled for 02/27/17 (Planning & Zoning Commission Recommendation received on 02/17/2017)

Ms. Garrity moved to **remove from table**; Mr. Stibich **seconded**. Voice Vote: 6 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Haviland **seconded**. Ms. Garrity stated that during the public hearing one of the comments received was that there is language contained on page 8 of Chapter 1218 suggesting a change of “the city may inspect the site” rather than the “city will regularly inspect the site during construction.” She would like to know the reasoning behind the change. Mr. Smerigan replied that this will indicate that the city has the authority to make those inspections but do not have to regularly schedule inspections. The inspections could then be periodic or regular but the change will remove the requirement for the city to inspect but keeps the authorization for inspections. Mr. Sponseller stated that using “may” rather than “shall” does not impose a legal obligation on the city to conduct the inspection necessarily such that it might give rise to a cause of action against the city for failure to conduct a specific inspection. Poll: 6 ayes; 0 nays. **Motion carried**.

Ordinance 70-2016

AN ORDINANCE ADOPTING CHAPTER 1469 OF THE CODIFIED ORDINANCES OF THE CITY OF OLMSTED FALLS TO ESTABLISH EROSION AND SEDIMENT CONTROL AND DECLARING AN EMERGENCY **Tabled on Third Reading (01/10/17)** (Referred to Planning & Zoning Commission – awaiting recommendation)

Remained on table

Ordinance 03-2017

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY TO CHANGE THE ZONING CLASSIFICATION OF PERMANENT PARCEL NO. 281-02-135 LOCATED ON ELM STREET FROM D-3 (“SINGLE FAMILY DWELLING DISTRICT”) TO P-2 (“PROFESSIONAL OFFICE/MULTI FAMILY DISTRICT”) **Third Reading** (Referred to Planning & Zoning Commission – Received Recommendation on 02/17/2017 – Council to set public hearing)

Ms. Garrity moved to **table**; Mr. Sculac **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Mayor Donegan indicated that this is the expansion of Sprenger Health Care and will have economic value to the community which includes 30 new jobs and \$225,000 in income taxes. She requested that Council set a date in which to hold their public hearing. Council determined to set the public hearing for April 11, 2017 at 7:00 p.m.

Ordinance 04-2017

AN ORDINANCE ESTABLISHING SALARIES FOR THE MEMBERS OF COUNCIL FOR THE TERM OF OFFICE COMMENCING JANUARY 1, 2018 AND THEREAFTER **Third Reading**

Mr. Sculac moved to **adopt**; Ms. Garrity **seconded**. Poll: 4 ayes; 2 nays (Stibich, Miller). **Motion carried**.

Ordinance 06-2017

AN ORDINANCE AMENDING SECTIONS 214.01; 214.04(a); 214.06; 623.01; 623.02; 623.03(a) and (c); 623.04; 636.20(a); 636.21; 1479.08 OF THE CODIFIED ORDINANCES OF THE CITY TO EXPAND THE CLASSES OF PROTECTED PERSONS IN THE AREAS OF CITY EMPLOYMENT, FAIR HOUSING, AND ETHNIC INTIMIDATION TO INCLUDE SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION, AND TO ADD PROTECTIONS IN THE AREAS OF PRIVATE EMPLOYMENT AND PUBLIC ACCOMMODATIONS, AND DECLARING AN EMERGENCY **Second Reading**

New Business

Resolution 07-2017

A RESOLUTION REQUESTING AND CONSENTING TO AN EMERGENCY ROAD MAINTENANCE PROJECT BY THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS FOR 2017 AND DECLARING AN EMERGENCY **First Reading**

Resolution 08-2017

A RESOLUTION AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENGAGE ENGINEERING SERVICES FOR, AND TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR ASPHALT OVERLAYS, CONCRETE REMOVAL AND REPLACEMENT, CRACK SEALING AND BITUMINOUS SURFACE TREATMENTS TO VARIOUS CITY STREETS FOR THE ANNUAL STREET MAINTENANCE AND REHABILITATION PROGRAM, APPROPRIATING FUNDS THEREFOR, AND DECLARING AN EMERGENCY **First Reading**

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

Resolution 09-2017

A RESOLUTION AUTHORIZING RATIFYING AND AFFIRMING THE MAYOR ENTERING INTO A CERTAIN LEASE AGREEMENT WITH ST. MARY OF THE FALLS PARISH (CHRISTIANS IN ACTION GROUP) FOR A LOWER LEVEL PORTION OF 26100 BAGLEY ROAD, AND MAKING FINDINGS RELATED THERETO **First Reading**

Mr. Miller noted a typographical error in the title.

Miscellaneous New Business - None

Such other business that may come before Council - None

Ms. Garrity moved to **adjourn into executive session** to discuss matters of personnel pursuant to ORC 121.22(G)(1) and matter of economic development pursuant to ORC 121.22(G)(8); Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

The meeting adjourned at 8:42 p.m.

Mr. Sculac moved to **adjourn into regular session**; Mr. Stibich **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

Meeting reconvened at 9:51 p.m.

Mr. Haviland moved to **approve** appraisals be completed on the Jenkins Center and the old library buildings in an amount not to exceed \$4,000.00; Ms. Duncan **seconded**. Poll: 6 ayes; 0 nays. **Motion carried**.

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

The meeting adjourned at 9:52 p.m.

Ann Marie Donegan, Mayor

Angela Mancini, Clerk of Council