

City of Olmsted Falls
Minutes of a Regular Council Meeting
Tuesday, February 13, 2018, at Olmsted Falls City Hall
26100 Bagley Road – Council Chambers, 7:30 p.m.

Mayor Graven asked for a moment of silence for the two police officers in Westerville, Ohio that were killed in the line of duty on Saturday. The Pledge of Allegiance was recited. Mayor James Graven called the meeting to order at 7:30 p.m. Roll call was conducted. Councilmen Jim Haviland, Paul Stibich, Lori Jones, Ed Gorski, Denise Nicolay, Terry Duncan, and Kyle Miller were present.

Also in attendance: Andrew Bemer, Law Director, Vic Nogalo, Finance Director, and Joe Borczuch, Service Director. Audience: 13.

Approval of Minutes

Mr. Gorski moved to **approve** the minutes from the Regular Council Meeting of January 23, 2018; Mr. Stibich **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

Consideration of Amendment to the Agenda - None

Mayor's Report and Appointments

Ms. Duncan moved to **appoint** Garry Thompson to the Charter Review Commission as the chairman; Mr. Stibich **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

Ms. Jones asked if Mr. Sculac quit. The Clerk replied that Mr. Sculac resigned as chairman.

Ms. Duncan moved to **appoint** Jennifer Jansen to the Park and Recreation Board to fill an unexpired term until 12/31/2019; Mr. Haviland **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

Ms. Duncan moved to **appoint** Jessie Hawkins to the Shade Tree Commission to fill an unexpired term until 12/31/2021; Mr. Gorski **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

Mr. Haviland moved to **appoint** Joe Borczuch to the position of Service Director; Ms. Duncan **seconded**. Mr. Miller thanked Mr. Borczuch for all of the help that he provided him during his first term as a Councilman. He stated that he often asks a lot of questions of Mr. Borczuch and he appreciates his willingness to answer the difficult questions. He never seems to ask a question that a resident is going to be particularly fond of the answer. He appreciates Mr. Borczuch being the smartest person in the room when it comes to that. Poll: 7 ayes; 0 nays. **Motion carried.**

Mayor Graven stated that after one month in office he and his team are proud to present this report to all of our citizens today. Himself and senior members of his team interviewed employees, collected feedback, reviewed city operations and compiled information for this Mayor's report. His report outlines recommendations for creating efficiency within city government, saving money for the tax payers and improving communication with citizens and the business community. When campaigning door to door the citizens told him that they wanted his administration to improve economic

development, cut frivolous spending and improve transparency and accountability in city government. His report will present recommendations for many categories, including saving money, consolidating departments, economic development, transparency and accountability, customer service and communication, infrastructure and grant applications and funding sources. His goal as mayor is to create efficiency within city government in order to save all of the taxpayer's money. Our administration is also very open and transparent with Council and the community. He has been transparent about city finances. The general fund decreased over the four years from \$2 million to \$686,000. So far his administration has been open with Council and the citizens about presenting our finances, costs and other economic facts.

In the first month the new administration conducted a very comprehensive assessment of city departments including police, service, business & community development, the mayor's office, fire department and finance department. We looked at all budgets, personnel and work responsibilities and we reviewed everything. His administration's goals are to streamline operations, eliminate redundancies, improve efficiencies and ultimately lower costs to save the hard earned tax dollars of our citizens. He knows that our citizens work very hard and they want to see their tax money spent wisely. Our recommendations to create efficiencies were the following:

Consolidation of Operations: We are removing duplicate services. We have already taken action to streamline operations and eliminate redundancies that will improve efficiencies and lower costs. We refuse to maintain the business as usual culture that has cause deficit spending of approximately \$1.3 million over the last four years. We have combined the duties of four different redundant positions into one, special projects, business & community services, assistant for business & community services and economic development have been consolidated into one economic development director position. We will save well over \$100,000 per year with this move and we believe these activities will be performed more successfully and with noticeable positive improvements right away. We will institute a strategic economic development plan and improve communications with business owners to create collaboration. We are confident that we have the experience, skill and creativity to do more meaning creating more effective economic development, activities, and while we aggressively and successfully seek funds from government and private sources to help us truly generate a strong economic development movement in our city. We will institute business incentives and actively work to maximize development.

We also reduced unnecessary positions in administration including a part time receptionist and a part time senior services attendant. The Jenkins Place Senior Center and Olmsted Recreation will be merged into one public/private partnership with Olmsted Community Center to streamline operations, save money for the taxpayer's and increase opportunities and avoid duplication of services. This new partnership will enable dramatic expansion of services for all of our seniors and we will increase emphasis on serving and meeting the needs of our senior's.

The paramedicine program will also be streamlined to avoid paying outside entities money and keep the program in house. We will allow the Olmsted Falls Fire Department to run the program as it sees fit. This move will allow our highly trained paramedics and emergency services to tailor their service specifically to the community members that they know and remove reporting and responsibility for a program that does not meet the needs of our community.

Transparency and Accountability: The city will try to improve transparency of financial data and accountability to both the Council and citizens. The administration has already given Council data showing annual salaries of city employees, expenditures, and income.

Customer Service and Communication: As Mayor he will work to try and improve communications with citizens through the development of a professional and strategic social media and web communications protocol. Citizens and business owners will then have better access to information that affects their lives. Employees will also work to improve customer service through new communication protocols.

Economic Development will undertake an aggressive and coordinated approach to securing funding creating incentive programs and building a cooperative spirit among the business community through our new economic development director. New and relevant special and social events will be held to create a cultural community centered approach that is both mindful of our community heritage and suited to modern family and social demands. We plan to become part of the very successful national main street model that is responsible for the success you see in many vibrant historic downtowns throughout the United States.

Arts and Culture: His team will employ a variety of culturally appropriate themes and events. Our economic development approach will include free monthly car shows, a home and building heritage tour, a historic homes fixer upper event, music in downtown and other events and we will also sponsor and host an annual artist contest will be an adjudicated event that determines featured works of our local landscape for use on greeting cards and other items that local businesses will offer for sale.

Infrastructure: We will work to seek more funding for the Phase V sewer to relieve the financial burden for our residents that live in the Phase V district.

Funding Sources: His administration will seek and develop other sources for funding and revenue generation. We will seek grants from County, State and Federal government. We will also seek funds from community foundations, private foundations and individuals. We have an aggressive minimal goal of three grant solicitations per month, this has been set.

Employee Changes: In his first month he set out to keep and hire smart, talented and hard working professionals who would serve the citizens of Olmsted Falls. He now has a staff that is competent and successful at performing many different roles. The employees that we have kept have demonstrated to him that they can do their job. We wanted to keep and hire the very best people, the citizens of Olmsted Falls pay tax money they work hard for their tax money and they want to see it spent wisely, and he has listened to that. We now have an educated, experienced groups whose skills are updated for the task in 2018 and beyond.

In closing, as Mayor he is committed to you to enacting financial and fiscally responsible policies and actions that will enhance the efficiency of city operations. He looks forward to moving ahead with our goals. Thank you.

Communications from Residents

Joe Bertrand, 7141 Fitch Road, Olmsted Township. Mr. Bertrand stated that he is present this evening as the President of the Olmsted Falls Board of Education. Some of you may remember in the past the school district has sponsored and hosted elected official meetings where we invite the elected officials of Olmsted Falls/Olmsted Township to meet with the school board and we all get together and share what is going on in our own little worlds. That being said, we would like to do that again this year. We have set the date for April 16th at 7:00 p.m. There will be a follow-up with a formal invite but he wanted to give everyone a heads up. We had to work around school board meetings on Thursday's and Township meetings on Wednesday's and Council meetings on Tuesday's so Monday was the day. In the past the school board has included what we call our chief's Dr. Lloyd the Superintendent who is like our CEO and the Treasurer, Emily Dales who is our CFO. This year we are going to extend the invitation to the four other chiefs of both communities, the two fire chiefs, two police chiefs as we recognize that these individuals are certainly leaders of our community and we would like them to join us under some less stressful terms as they are usually responding to an alarm or call but to have them join us at a little more relaxing atmosphere on that evening. Enhance the name, we are going to change the name from elected officials meeting to community leaders meeting. We will hold this at the Olmsted Falls High School. The first thing is we will start out with is performance by our top brass quartet which he is excited about because his son is in that. Then we will have a tour of the building and you can see firsthand the additions going on and little things have changed since Mr. Gorski has been there, additions, renovations, and it's going to be an awesome \$21.9 million addition to the high school and he wanted to share that with everyone. When we return to the meeting venue we want to get into the nuts and bolts of what we do in the district and share our strategic plan, our balance score card, how we measure ourselves, above and beyond the state report cards, share with you our financial forecast, our student achievements, so on and so forth. In return, we would like to hear from Olmsted Falls of what is going on. He knows there are sewers going in and on Mapleway he sees trees coming down from some kind of housing development, he has heard of grants, so he would like to hear from the police and fire chiefs. Some ideas would be training they are doing with other districts, so on and so forth, let's kind of get to know each other, learn what we are all doing and the Olmsted Township Trustees will have the same opportunity to share what is going on in their community. The whole intent is to create a forum where we can collaborate and bounce ideas off each other, share resources, share efforts and that being said the first step in doing that is let's get together. He wanted to stop by and personally invite everyone. Again, we will have a follow up invitation sent out. He wanted to get it on everyone's calendars again, that is April 16th at 7:00 p.m. Olmsted Falls High School.

Dee Vanyo, 7826 Brookside. Ms. Vanyo stated that she is present tonight because she wants to greet everyone on Council and thank them for taking her phone calls and giving her their time. She is writing this letter to protest the recent decision by the Graven administration to change the city charter. The decision to change the charter was brought forward as a defense by Mayor appointed law director and assistant law director because of an outcry by residents employed by the city who were fired and later consequently let go for budget cuts after the administration urged the targeted employees to drop out of the union. It was during this process that the mayor appointments in attempt to give the Mayor cover notified the public that the city charter that had been in place with changes that impacted it since 2017 was in place. Of course it is the best interest of all to make sure the Charter reflects the changes the voter passed in the 2016 election. In other words it has to have the same ballot language. If the administration's opinion that merit it still does not cure the past and the

fact at the time of the firing of the 2016 election changes has been made and posted on the city website, placed in new council packets distributed to new council members and given to the Charter Review committee that by law was put into place and must meet to review the charter for compliance issues that make recommended changes. She urges the city and City Council to defer the issue of charter changes to the body that was created and empowered by the Charter to recommend those changes. The Charter Review is made up of residents who vested interest in our community and she sees that they voted in Garry Thompson today who has been a long member of our community, as long as she can remember so that requesting that any hiring and firing may be placed on hold until after the Charter Review process has been completed. In her opinion, the mayor appointed law director department should not be involved in the Charter Review process, Council should contact Cleveland State Leadership Cleveland and see if there is someone with expertise that can be objective to assist the Charter Review Committee. She truly thinks the actions of governing of this new administration over the past two months has been politically based. There was a lady Rosann Jones who was two months away from being vested for full retirement for 20 years, you have two employees that were let go that are in a protective class, you have Joelle who was the director when it was convenient for this administration to define her as one of the objections to SERB, which is the State Employment Review Board, filing now at your work session so that she was not. Please reconsider your decision Council and the effects it will have on your voters and your residents. She sincerely thanked everyone for listening and thank you for having me.

Mr. Bemmer thanked Ms. Vanyo for her comments. A couple of points of correction. Last Tuesday we had an excellent work session with City Council and the issue of the effect of the charter amendment that was passed in November of 2016 modifying specifically Charter Section 4.03 and also indirectly 5.03 concerning the requirement that Council approve any action regarding hire/fire of any employee outside of a director or board commission was submitted to the vote of the public and passed pretty handily. That provision has been in place now for a year and almost four months and that provision clearly identified the authority in the Mayor to address the employment status of all employees outside of a director or commission member. He indicated to Ms. Vanyo that if she would like to see his memo she would certainly be free to do that as it was passed out to City Council and is a public record and if she would like to see it he will make certain she gets a copy of it. The second item had to do with a petition to recognize everyone who was not in a union working for the city, everyone at city hall. That was something that when Mayor Graven came into office within the first three days a reaction needed to be done in providing a response to SERB, which stands for the State Employment Relations Board and they handle all petitions concerning union recognition. The individuals, most of the individuals who were affected were either in confidential, fiduciary, supervisor or management level positions, those people are not recognized as public employees under the Ohio Revised Code. In other words those individuals do not have a right to unionize. So, objections were made to all those individuals across the board. He understands that there were five other employees that on their own right objected to being included in that list. About four weeks in the potential collective bargaining agent withdrew the petition and at that juncture that gave Mayor Graven the opportunity to create not just his own team, but, to analysis the different positions as he mentioned in his report, determine how best to serve the residents at the most efficient and financially fiscally responsible way. Frankly, in his position he asked his opinion on a number of these things as he has experience as a law director in another community. Given what was going on at the Jenkins Center, as the Mayor mentioned what was going on at the Community Center just didn't make a whole lot of sense, so that was something that was clearly under scrutiny. We also knew that the person who is the special projects individual abandoned her job, she never came in after the first of the year and based on some of the documentation that we were reviewing we saw that she was the

primary grant writer and that was pretty much acknowledged last week when Ms. Vrettos came to City Council. There is a huge void there. There were two other individuals that were doing business management coordination and frankly those two petitions, given the vacancy that Ms. Vrettos had screamed to fill those three positions with one individual who had all the qualifications to do marketing, grant writing, communications, public relations and business relationships and it is on the agenda today. Paula Accordino was identified as that person. As the Mayor mentioned four different positions are now rolled into one. That is called good government, identifying the roles individuals are doing and making a determination whether they are working to the capacity and in the best interest of the community. The other issue is Charter Review. He has handled a couple of Charter Review Commission's, the role of the attorney or law director, is not to influence any of the members it is to identify certain issues, make sure that the charter, which is the constitution in effect of this city as a chartered community, is properly reviewed with understanding that there are legal dynamics that go on with the separation of powers, make sure that there is no undue influence of anyone whether they were a favorite of Mayor Graven or a favorite of Mayor Donegan or anyone else. The whole purpose is to make sure that there is nobody with a vested interest in promoting a particular point of view in the charter review process. You need a law director, or someone who has that legal ability to do that, he has done that on a number of occasions, so the thought that we are going to pay someone from Cleveland State just doesn't seem to hold a whole lot of water. For example, there are a couple of councilmen that will be on Charter Review, that's wonderful, but frankly they are going to have to recuse themselves when addressing any of the powers of Council or the powers of the Mayor cause that is incompatible with their particular interest. There are a number of issues going on here that he would gladly share with Ms. Vanyo.

Garry Thompson, 9537 Charney Circle. Mr. Thompson thanked Council for their vote of confidence as Charter Review Chairman taking over Mr. Sculac's position. He is honored and he also has big shoes to fill. As we can already see tonight there are a number of different issues. When he first became a councilman 14 years ago, we were having a discussion and the Mayor at that time said go home and read your Charter. He went home, read the Charter, and then asked if he could do something the Mayor said yes, but we can't do that because the Charter says you cannot. He asked how many people here tonight know that they already violated the Charter this evening. This is why we need to make some of these corrections. This has nothing to do with the individual it has to do with what the Charter says and the action Council took tonight. He does not know if someone asked this question and he is not here to point fingers at anyone. These are some of the corrections that we would need to place into the Charter. If you look at the Charter, under administrative departments, which talks about directors, under 9.03, and unless it incorrect on the city's website that is where he got the copy from which was amended 11/5/02, the very last line states "all directors, excepting the law director and the director of finance, shall be residents of the municipality." He does not believe Mr. Borczuch is a resident of the city. Ms. Jones interrupted and indicated that the State of Ohio passed a law. Mayor Graven asked Ms. Jones to allow the resident to finish. Mr. Thompson stated that he understands that there have been laws in the past about residency requirements. He understands that and has nothing against Mr. Borczuch, that is not why he is present this evening. But, sitting here and having reviewed it before coming and already knowing what the law is, it shows the Charter has not been changed. You had an opportunity to do that as he was already a director when these other changes were made but that was not done. Those are some of the things that we have to look at and review to bring this up to date. The other thing is it says is that "the city shall have a law department, finance department, safety department and a service department." That's what the charter says and he knows that there are other directors, but the charter doesn't list them. Therefore, in his opinion, if he reads this, and he is not an attorney but he has served 10 years as a

councilman, this means that there are only four departments in this city. Now, Council may have passed other legislation to establish other positions but they are not present here in your bylaws, your constitution and they need to be placed in here. Ms. Jones stated that Council can approve departments with ordinance they don't need to be in the charter. Mr. Thompson stated he understands and has sat on Council for 10 years and four years of that was as the president of council he certainly understands all that. But, this document has not been kept up. It should be stated in here that at the will of Council other departments and directors can be created. Ms. Jones replied yes it does and she will show him. Mayor Graven again asked Ms. Jones to let Mr. Thompson finish his comments. Mr. Thompson stated that it states "Council shall by ordinance provide for the duties thereof" but the thereof he would take to be those four departments. Ms. Jones replied no. Mr. Thompson stated that is how it was interpreted when he was on Council, different law director, he can find 10 attorneys and he will have 10 opinions. Ms. Jones stated we can discuss that at charter review. Mr. Thompson again thanked Council. He stated that there are a lot of things we have to look at and a lot of things that were changed in some of the other amendments. When he reviews those as far as removing people from office, it says directors of departments. He does not know who those employees were but unless they were directors of a department that is the only people that Council has the authority to remove or boards and commissions, that is what it says. The second thing it says and Council was granted more powers when those were passed to remove; before it was just to a point. If you go back to the appointment of the director's and again we are back to there are only four directors, unless there is more, but those are the only people Council has any authority over. So, Council does not have any authority over anybody that is not a director of a department according to what he reads here. If they are a director, their term ended it as it coincides with the mayor's. It specifically says that in 9.03 "Mayor shall appoint a director for each department," which they did tonight, "subject to confirmation by a majority of council, as provided in section 4.03 of this charter who shall serve until reappointed or until his successor is appointed and qualified, the terms of each director shall be the same as that of the mayor." So when the mayor's term ends, whoever is director, their terms ends, they can stay on until somebody else is reappointed, if they desire, but they don't have to; so their term is whatever the mayor's term is. If you want to change that certainly let him know, we are open to any possibilities, we will entertain anything that Council has. He stated that he will put together a timeline because he is very aware of when this legislation has to be put on the ballot. We have already put together a tentative timeline so that Council will have adequate time, basically three readings, to examine and get onto the ballot in a timely manner. Ms. Jones asked Mr. Thompson when he would send out the schedule of the meetings. Mr. Thompson stated he did not complete one as of yet as he had to be approved by Council first, don't put the cart before the horse.

Approval of Bills:

Mr. Gorski moved to **approve** Pay Ordinance 2018-03; Ms. Duncan **seconded**. Poll: 7 ayes; 0 nays.
Motion carried.

Officials Reports:

Joe Borczuch, Service Director

Mr. Borczuch thanked the Mayor and Council for his appointment. He will continue to do what he does and do the best he can for the residents, which he has done before.

Mr. Borczuch indicated that he has a requisition for Cargill Salt for an additional 500 tons. All the salt that is on the docks is gone done in Cleveland so everyone is delayed on getting deliveries. Mr. Haviland asked if the city was out of salt. Mr. Borczuch replied that we are not out just slim.

Mr. Miller moved to **approve** a requisition to Cargill Salt for 500 tons of salt for the winter season in an amount not to exceed \$26,525.00; Mr. Gorski **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Stibich stated that Council received a bid sheet and all were bid out and the sheet is the results of bids. Mr. Borczuch replied yes. Mr. Stibich stated that the requisitions are for the lowest and best. Mr. Borczuch replied that was correct.

Mr. Borczuch indicated that he has a requisition for Judco Inc. for a new fan and new hoses on the leaf vac so he can continue with leaf pickup.

Mr. Gorski moved to **approve** a requisition to Judco, Inc. for a new fan and new hoses for the leaf vac in an amount not to exceed \$5,899.27; Mr. Haviland **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Borczuch indicated that the next requisition is for Kokosing for asphalt for the 2018 season. Their price is the same as it was last year. The other competition was lower on the base but are also a long distance to get to which is why we continue to work with Kokosing. We can get there in about eight minutes. The amount may change once we hear back from the County regarding any additional funding the city may receive for asphalt work.

Mr. Stibich moved to **approve** a requisition to Kokosing Materials in an amount not to exceed \$110,000 for asphalt for the 2018 season; Mr. Gorski **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Borczuch stated that he also has a requisition to McConnell Ready Mix for concrete for the 2018 season. Their competition was Westview, the dollar amounts were pretty much the same, but, over the last year he has had some issues with Westview, lots of delays, added costs for multiple stops. He believes it is time that the city tries a new vendor. He has never used McConnell before but did contact numerous contractors and other cities who have not had any issues.

Mr. Gorski moved to **approve** a requisition to McConnell Ready Mix for concrete for the 2018 season in an amount not to exceed \$45,000; Mr. Haviland **seconded**. Mr. Stibich stated that Westview is a local company and are located in Olmsted Falls. Traditionally, the city has tried to send business their way. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Borczuch stated that the next requisition is for Shelly Materials for the department's stone aggregate for the 2018 season. They had the best prices for most of the materials he uses for the delivered price. We save money with deliveries at the service garage and wear and tear on vehicles by picking up the materials all the time.

Mr. Stibich moved to **approve** a requisition to Shelly Materials in an amount not to exceed \$20,000; Mr. Gorski **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Borczuch stated that his last requisition is for Crossroads Asphalt Recycling. This will supply the 407 tack RS for the 2018 season and is what he utilizes between the layers of asphalt and the roadway in order to adhere correctly. Crossroads was the only bidder and the price increased \$0.20 from last year.

Mr. Stibich moved to **approve** a requisition to Crossroads Asphalt Recycling in an amount not to exceed \$9,000.00; Mr. Gorski **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried**.

Vic Nogalo, Finance Director

Mr. Nogalo stated that he did not distribute to Council the property tax analysis but will resume the analysis at the next finance committee meeting. The valuations in Olmsted Falls are the same as in 2017 for the 2018 collection years. We will receive the same amount in property tax in 2018 as we did in 2017.

Councilman Kyle Miller, Ward IV

Mr. Miller would like to recognize that there are three former Council President's in the audience this evening. He believes that is worth recognizing, Mr. Thompson, Ms. Fenderbosch and Ms. Garrity.

He would like to thank Mr. Borczuch and his team. He recently received a phone call from a resident regarding Rural Lorain County Water Authority. He would like to remind all of our utilities that may be looking at the record that the first duty of these utilities is to provide that utility and 1A right behind that is good customer service. When they are coming into our city he hopes they can be really respectful of all of our constituents, all of our residents that are here as they are the customers. He has been working with Mr. Peters in the service department and he has been great at making sure he brings this up directly to them as well.

Councilman Ed Gorski, Ward I

Mr. Gorski would like to gently remind the administration and Council that we do have a certain level of decorum that is expected of us. He believes that we need to make sure that we are treating each other with respect, that we are respecting other people when they are talking, not speaking out of turn and making sure we are actively engaging and listening when other members of Council, members of the administration or residents are speaking.

Councilman Pro-Tempore, Paul Stibich

Mr. Stibich stated that there will be a safety committee meeting on Monday, February 19th at 7:00 p.m. An agenda will be sent out shortly. He stated that the three Council President's in the room and the dedication that these individuals have shown over the years is amazing. They are good citizens to the tenth degree and he is pleased to see that continuing on this Council with the new Council members taking an interest. He would like to see citizen involvement in our government and not the same people over and over again. A change of scenery here and Mr. Haviland is continuing the tradition of these other presidents and is doing a fine job.

Councilman Jim Haviland, Council President

Mr. Haviland stated that he would ask Council to consider adopting two of the three ordinances on the agenda this evening 09-2018 and 10-2018. He would also like to thank Mr. Thompson for his Charter Review comments. He also thanked Mr. Gorski for his comments. He believes this all ties back to the work session, he thanked Ms. Duncan for requesting one, which was held on February 6th. He appreciates all of Council's participation, the Mayor, members of his administration and members

of the public also attended that work session. Council had a very important conversation and discussed some very challenging issues, which some reappeared here tonight. He would like to say that he feels everyone was respectful and handled with dignity. Due diligence was complete before and after the meeting. He would like that to continue as Council moves forward, especially with some of the vision the Mayor commented on and the fact that we all need to work together to support the City of Olmsted Falls and its residents to make it the best place we can.

Councilwoman Lori Jones, Council-at-Large

Ms. Jones stated that a finance committee meeting was held prior to the Council meeting this evening. The committee received reports of the trends of revenues and expenses for the last four years, we reviewed the revenue sources and how much the city receives from property and municipal taxes. We have been discussing these issues to get ready for the budget so we can put the budget in to see how the trend goes. When she ran for office and was present at the forum she said that one of the things she would be is fiscally responsible. She has a bachelors in accounting and master of accounting and financial information systems and she regulates financial institutions so she knows how to hold people to a budget and she is excited to bring her work talents to Council.

She stated to Mr. Thompson that she is one of the two Council people on the Charter Review Commission. She will have you know before she took her first day on Council she studied the charter, read ordinances, read three years of board minutes, so day one she was ready to go. She is looking forward to it. She knows what the law director said but it was her understanding, and she did speak with a couple of judges that she could serve on the commission because she is a resident of Olmsted Falls and on Election Day she can vote the way she wants too. She didn't know that she was not allowed to have an opinion on this Charter Review because from what she understood from two judges she was because she asked before she was appointed and she also spoke with Sponseller and they said yes because she was a resident she could participate on the Charter Review Commission. In fact, had she known that they were even running for it because everyone was blank she would have run for it in the Fall but she didn't know they were on the ballot. She plans to be active, she has studied the charter and is enthusiastic and she is ready to go.

As far as the budget, right now in the account number 010, general fund we have \$638,227.00 but our total fund balance unexpected balance is \$3,930,372.00.

Mr. Stibich moved to **acknowledge** the statement of cash report dated 01/31/2018 with a general fund balance of \$638,227.00 and unencumbered balance of \$3,930,372.00; Ms. Jones **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried**.

Ms. Jones would like to thank Finance Director Nogalo as she asked him for four years of trends, a break out of detailed expenses and he delivered some fantastic reports and she would like to acknowledge that. As an auditor she is detailed oriented and he delivered what she asked for.

Councilwoman Denise Nicolay, Ward II – No Report

Councilwoman Terry Duncan, Ward III

Ms. Duncan stated that the legislation committee will hold a meeting on Tuesday, February 20th at 7:00 p.m. If there is anything that a member would like on the agenda please deliver to Ms. Mancini or her by Thursday at noon.

She stated that Shade Tree Commission did not meet this month. The Park and Recreation Board is planning their usual activities for the summer and would like to know if their budget will be changed because it is a very modest budget. With all the discussions about Olmsted Recreation they have a defined agenda of activities which Council would have seen on the agenda that was placed in your packets. They would like to know if anything is going to change from prior years. The Summer Arts and Flag Football were previously handled by the Park and Recreation Board before Olmsted Recreation came into being and it would be good to know what is happening with that.

She stated that Flags of Honor is coming back to Olmsted Falls this summer during the 4th of July, however, if there is going to be a change in the parade routes for either the Memorial Day or the 4th of July the board would like to know. Particularly as it applies to the Phase V project. She would also like to welcome the new Park and Recreation Board member who is present this evening.

Andrew Bemer, Law Director

Mr. Bemer stated that he would explain his comment to Councilwoman Jones it is just to identify conflicts of interest not her entire preclusion from the process.

Old Business

Ordinance 08-2018

AN ORDINANCE ESTABLISHING THE APPOINTMENT AND THE COMPENSATION OF THE SAFETY DIRECTOR AND DECLARING AN EMERGENCY **Second Reading**

New Business

Ordinance 09-2018

AN ORDINANCE AMENDING SECTION 1480.01, ENTITLED "INTERNATIONAL PROPERTY MAINTENANCE CODE" OF TITLE TWO BUILDING STANDARDS, OF PART FOURTEEN BUILDING REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY AND DECLARING AN EMERGENCY **First Reading**

Mr. Stibich moved to **suspend**; Mr. Haviland **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Mr. Haviland **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **adopt**; Mr. Gorski **seconded**. Poll: 7 ayes; 0 nays. **Motion carried**.

Ordinance 10-2018

AN ORDINANCE APPOINTING PAULA ACCORDINO AS DIRECTOR OF ECONOMIC DEVELOPMENT FOR THE CITY OF OLMSTED FALLS, ESTABLISHING COMPENSATION, AND REPEALING ALL LEGISLATION INCONSISTENT HEREWITH AND DECLARING AN EMERGENCY **First Reading**

Mr. Miller moved to **amend** Section 1 to read an effective date of February 13, 2018 and Section 5 strike out January 2, 2018; Mr. Haviland **seconded**. Poll: 7 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **suspend as amended**; Mr. Miller **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **waive** the reading in its entirety; Mr. Haviland **seconded**. Voice

Vote: 7 ayes; 0 nays. **Motion carried.** Mr. Gorski moved to **adopt as amended**; Mr. Haviland **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

Miscellaneous New Business

Mr. Gorski moved to **acknowledge** the monthly Mayor's Court report for January, 2018; Mr. Stibich **seconded**. Voice Vote: 7 ayes; 0 nays. **Motion carried.**

Mr. Gorski stated that there was a memorandum in packets from Deputy Chief Rogers requesting an approval of the increase in prisoner housing in a prisoner housing agreement with North Royalton.

Mr. Gorski moved to **approve** the prisoner housing increase and authorize Mayor to sign the prisoner housing agreement with the City of North Royalton; Ms. Jones **seconded**. Mr. Stibich asked if this should be discussed at the safety committee or should Council adopt the motion. Mayor Graven indicated that he had no objections to discussing the agreement during the safety committee meeting. Mr. Stibich indicated that he has no objection to voting on the motion this evening. Poll: 7 ayes; 0 nays. **Motion carried.**

Ms. Jones stated that 10 years ago when the last Charter Review Commission was held she believes they donated \$1,000 for outside expertise. She believes that the expertise cost has gone up over the last 10 years and has heard that \$2,500 to \$3,000 is a more appropriate amount for legal to advise us. From what she understands we are supposed to be independent and make recommendations to Council. The law director then writes them for the ballot, interprets them and puts out a sheet on the interpretation. She would ask that Council think about the fact that the commission may need funding. Mr. Stibich replied that this would be something the Charter Review would discuss and then request of Council.

Such other business that may come before Council - None

Ms. Duncan moved to **adjourn**; Ms. Jones **seconded**. Poll: 7 ayes; 0 nays. **Motion carried.**

The meeting adjourned at 8:35 p.m.

James Graven, Mayor

Angela Mancini, Clerk of Council