

City of Olmsted Falls
Minutes of a Regular Council Meeting
Tuesday, April 24, 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 7:31 p.m. Roll call was conducted. Councilmen Paul Stibich, Lori Jones, Ed Gorski, Denise Nicolay, and Terry Duncan, were present. Mr. Miller was excused.

Mr. Gorski moved to **excuse** Kyle Miller; Mr. Stibich **seconded**. Voice Vote: 5 ayes; 0 nays. Motion carried.

Also in attendance: Andrew Bemer, Law Director, Vic Nogalo, Finance Director, Odis Rogers, Police Chief, and Paula Accordino, Economic Development Director. Audience: 12.

Approval of Minutes

Ms. Duncan moved to **approve** the minutes from the Regular Council Meeting of April 10, 2018; Mr. Gorski **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Gorski moved to **approve** the minutes from the Finance Committee Meeting of March 20, 2018; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Stibich moved to **approve** the minutes from the Finance Committee Meeting of March 27, 2018; Ms. Duncan **seconded**. Poll: 4 ayes; 0 nays; 1 abstain (Gorski). **Motion carried**.

Consideration of Amendment to the Agenda

Mr. Gorski moved to **amend** the agenda to include an executive session for pending or imminent litigation pursuant to ORC 121.22(g)(3); Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mayor's Report and Appointments

Mayor Graven stated that sometimes we get the privilege of watching an exceptional young person grow up before our eyes and that is the case with your Chad Theriot who is now 12 years old. Chad and his family have organized lunches for our senior's over the past two years. These have been wonderful events that have made the seniors feel very special and provided a chance to simply celebrate our seniors in our community. Service to others is something that strengthens our community and this family has been exceptional at demonstrating that. He would like to thank Chad and his family for showing a great deal of generosity and thoughtfulness. Mayor Graven presented Chad Theriot with a proclamation. Chad Theriot introduced his family.

Mayor Graven stated that since taking over as Mayor he has been working very hard to reduce government spending while also keeping services to the community in tack. We are going to continue to monitor the budget and downsize through attrition and vacancies. Last week he initiated an efficiency stewardship and accountability program. This program encourages all employees to

report areas of inefficiency or waste in city resources. A bonus will be given to the employee with the suggestion that saves the most money. The program will end July 1st and the winning idea will be announced along with estimated cost savings later this summer.

We are also starting our community policing efforts in conjunction with smart policing technology. The public over the next few weeks will notice more police officer's out of their cruisers talking to residents and businesses. This new community engagement with officers will be a benefit to both the police department and our citizens. Police operations will be improvement because officers will be more in tune with what is going on in the community. As safety director he has also implemented the incident command and risk reward training in the fire department. He has already been able to provide this training to two of our firefighting shifts. Also, the paramedicine has been re-organized to better meet the specific needs of our community members. The Olmsted Falls Fire Department is running our paramedicine program exclusively. He would like to remind everyone that every Thursday at 10:30 a.m. our firefighters are taking blood pressures at the senior center and all are welcome. Through our paramedicine program the firefighters will still visit homes to monitor those who need assistance.

As we all know growing discontent among taxpayers angered by ever increasing tax burdens is causing more cities to consider sharing services. This lean government thinking has caused the new administration to suggest to Council that we should partner with Olmsted Community Center to offer services to seniors and recreation for all while also saving money. Sharing services is among the most popular and cost saving measures in government. The city is collaborating with the Olmsted Community Center to save money. The new administration will look for ways to further reduce costs, we will simply not be satisfied with accepting status quo.

Communications from Residents – None

Approval of Bills:

Mr. Gorski moved to **approve** Pay Ordinance 2018-08; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays.
Motion carried.

Officials Reports:

Odis Rogers, Police Chief – No Report

Vic Nogalo, Finance Director

Mr. Nogalo stated that during the finance committee he indicated that a new payroll system will take effect next Tuesday. He stated that an email will be sent to all employees with information on how to log into the new website to retrieve their pay stub.

Paula Accordino, Economic Development Director – No Report

Councilman Ed Gorski, Ward I – No Report

Councilman Pro-Tempore, Paul Stibich

Mr. Stibich moved to **approve** a requisition to Finley for the purpose of purchasing 3 SCBA cylinders; 14 1.75” key true ID attack hose; 19 2.5” key true ID attack hose in an amount not to exceed \$8,945.85; Mr. Gorski **seconded**.

Ms. Jones asked if this purchase was budgeted. Mayor Graven indicated that it was and the fire equipment fund will be utilized for this purchase. The self-contained breathing apparatus (SCBA) need to be replaced yearly along with replacements of attack hose that wear out. Mr. Stibich stated that Chief Gluss indicated at the safety meeting that there is a difference between attack and supply hoses. The attack hoses take more beating than a supply hose. He indicated that Chief Gluss would like to begin a program where the hoses and SCBA cylinders are replaced periodically. The last time Chief Gluss purchased the SCBA cylinders he replaced all of them in his department and does not feel the city budget can handle that purchase as the last time these were purchased a grant was utilized. Mr. Gorski stated that he appreciates from all aspects of city safety, fire and police, and the Mayor as safety director, their dedication to being pro-active rather than reactive. He believes this purchase is certainly a testament to that. Voice Vote: 5 ayes; 0 nays. **Motion carried**.

Mr. Stibich stated that the reports from Mayor Graven, Chief Rogers and Chief Gluss have given at the safety committee meetings he feels the city is in good hands. We have a good safety force. He would like to compliment the Mayor on his participation and active support of the fire and police departments. He knows that last week there was a train accident on West Road and the Mayor was there to support the firefighters. Mayor Graven stated that during the past week the fire and police departments did an excellent job on the incident on the railroad tracks. Over the weekend there was an incident. He was contacted by the police chief on Sunday regarding the incident on Sprague Road and he reviewed the tape on Monday morning. Our officers, under extreme conditions, perform their duties professionally.

Councilwoman Lori Jones, Council-at-Large

Mr. Jones indicated that a finance committee meeting was held prior to the Council meeting and we discussed ways to update our ordinances and charter to allow for electronic payment of bills.

Councilwoman Denise Nicolay, Ward II – No Report

Councilwoman Terry Duncan, Ward III

Ms. Duncan stated that a legislation committee meeting was scheduled for May 8th, which is a primary election day. Mr. Gorski asked if Council would like to entertain a motion to move the council meeting date. Ms. Duncan stated that she will schedule the legislation committee meeting to May 15th at 6:30 p.m.

Ms. Jones moved to **change** the regular Council meeting from Tuesday, May 8th to Tuesday, May 15, 2018 due to the primary election; Mr. Gorski **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Ms. Jones reminded Council that the Charter Review Commission will be meeting tomorrow evening if there are any issues that Council would like to present.

Andrew Bemer, Law Director

Mr. Bemer stated that Councilman Miller had asked us to inquire about the opioid litigation that has gone across the country in municipalities, counties and other seats of government attempting to

recoup the costs associated with fighting opioid abuses and addiction. He stated that he has been in touch with a couple of law firms and have negotiated tentatively a contingency fee arrangement with the New York law firm of Napoli and Shkolnik, with a local firm of Plevin & Gallucci. He stated that legislation will be provided to Council for approval. There is no cost to the city but rather a 25% contingency fee, which is lower than any other contingency fee, for anything from settlement to first trial. If there is an appeal the fee would be up to 35%. Mayor Graven indicated that this firm is also representing Cuyahoga County and many other larger counties in Northern Ohio.

Mr. Bemer stated that he is will be out of town on May 15th but will have Mike Dolan the assistant law director appear on his behalf.

Old Business

Resolution 18-2018

A RESOLUTION REQUESTING AND CONSENTING TO AN EMERGENCY ROAD MAINTENANCE PROJECT BY THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS FOR 2018 AND DECLARING AN EMERGENCY **Third Reading**

Mr. Stibich moved to **adopt**; Mr. Gorski **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Resolution 20-2018

A RESOLUTION AUTHORIZING, RATIFYING AND AFFIRMING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OLMSTED COMMUNITY CENTER (“OCC”) TO PROVIDE SENIOR SERVICES AND PROGRAMMING FOR THE JENKINS PLACE SENIOR CENTER, AND DECLARING AN EMERGENCY **Third Reading**

Mr. Stibich moved to **table**; Ms. Duncan **seconded**. Mr. Stibich indicated that it does seem to be the majority consensus of Council that additional discussion is needed. This item will be placed on the legislation committee meeting agenda scheduled for May 15th. Poll: 5 ayes; 0 nays. **Motion carried**.

New Business

Resolution 22-2018

A RESOLUTION DECLINING UTILIZATION OF FISCAL YEAR 2018 TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE GRANT TO THE NORTHEAST OHIO AREA WIDE COORDINATING AGENCY (NOACA), AND DECLARING AN EMERGENCY **First Reading**

Ms. Jones inquired if the city would have to decline the entire grant or would the county be willing to permit Mill Street to remain a two way street. Mayor Graven stated that he explained that a public meeting was held which the businesses expressed that they did not want Mill Street one way and NOACA indicated to us that the grant was all or nothing. Ms. Duncan asked if the city engineer was present at the meeting. Mayor Graven replied that he was present.

Resolution 23-2018

A RESOLUTION AWARDDING A CONTRACT TO CARGILL SALT COMPANY FOR THE SALE TO THE CITY OF ROAD SALT AND DECLARING AN EMERGENCY

First Reading

Miscellaneous New Business - None

Such other business that may come before Council - None

Mr. Gorski moved to **adjourn** into executive session to discuss pending or imminent litigation pursuant to ORC 121.22(g)(3); Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

The meeting adjourned at 7:56 p.m.

Mr. Gorski moved to **adjourn back into regular session**; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

The regular Council meeting reconvened at 8:47 p.m.

Mr. Gorski moved to **approve** a settlement regarding the Roberts v. Donegan, et. al. matter in an amount not to exceed Seven Thousand Dollars (\$7,000.00); Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Gorski moved to **adjourn**; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

The meeting adjourned at 8:49 p.m.

James Graven, Mayor

Angela Mancini, Clerk of Council