

City of Olmsted Falls
Minutes of a Regular Council Meeting
Tuesday, May 22, 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 7:30 p.m. Roll call was conducted. Councilmen Paul Stibich, Ed Gorski, Denise Nicolay, Terry Duncan, and Kyle Miller were present. Lori Jones was excused.

Also in attendance: Andrew D. Bemer, Law Director, Terry Veloski, Asst. Finance Director, Chad Gluss, Fire Chief, Joe Borczuch Service Director, and Paula Accordino, Economic Development Director. Audience: 7.

Approval of Minutes

Mr. Gorski moved to **approve** the minutes from the Regular Council Meeting of May 15, 2018; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Consideration of Amendment to the Agenda - None

Mayor's Report and Appointments

Mr. Stibich moved to **appoint** Katie Gross to the Architectural Board of Review to fill an unexpired term until 12/31/2018; Ms. Duncan **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Mayor Graven would like to remind everyone that the First Friday event will take place on June 1st and he would encourage everyone to pass the word along to friends and family. The event will run from 6:00 p.m. until 9:00 p.m. We will have live music, food and drinks.

He stated that he would like to update Council on the administration's activities. Staff meetings are held every Tuesday with all the directors; he meets with police and fire chief's every Tuesday. He rides weekly with property maintenance inspector Gary Kopchak. We travel all through the city and speak with residents to determine any concerns or issues within their neighborhoods.

He stated that he also works with the fire department on safety drills. He would like to commend all the department's including administration and Council on the great job being done.

He stated that during his ride along with Mr. Kopchak he can say that most of the city is in good shape. We do have approximately eight vacant homes which are being monitored. For the homes in foreclosure we work with the banks to keep the property up kept, his goal is to have zero vacant homes within the city.

He continues to speak with residents regarding any concerns or issues. His administration accesses any concerns and proposes solutions to each issue.

Communications from Residents

Janet Gardner, 7865 Columbia Road, stated that she lives in the blue house on the bend across the river from the Wine Cellar. She stated that the wall behind her home caved late winter or early spring. She is afraid that the water will knock down the bigger wall further down the falls. She did contact the Northeast Ohio Regional Sewer District and they did come inspect the wall and indicated that they would not be able to make any repairs for at least a year. They informed her that the NEORS has a smaller department that handles smaller jobs and they believe the wall does need to be repaired as soon as possible before the entire 15 foot wall caves in. When she spoke with NEORS they indicated that their next step will be to contact the city in order to determine how the city feels about the wall being replaced with the same look. They will also contact the Architectural Board of Review because her home and her neighbor's home are historic. She feels confident that the ABR Board will want the wall to be replaced with the same current design. She stated that if something is not done to repair the wall the larger 15 foot section will eventually cave in. She is present this evening in order to inform Council and the Mayor that the regional sewer district will be making contact with the city to determine how the wall should be rebuilt. Mayor Graven indicated that he and the service director will come and look at the wall in the morning and then consult the NEORS. Mr. Borczuch indicated the due to this being private property the city is limited on what can be done, but can consult with NEORS in order to make sure the wall is rebuilt using the same design. Mr. Stibich asked if this wall ever caved in since he has been with the city. Ms. Gardner stated that she has been in her home for 50 years and there was a couple stones probably 20 years ago that fell which were replaced. She believes this wall has been in place for close to 100 years. Mayor Graven thanked Ms. Gardner for speaking.

Approval of Bills:

Mr. Gorski moved to **approve** Pay Ordinance 2018-10; Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Officials Reports:

Chad Gluss, Fire Chief

Chief Gluss indicated that he would like to replace the diesel exhaust removal system. He stated that when the station was built in 2004 there was a system installed that is considered a non-direct system that has been inoperable for at least two to three years. He and Director Borczuch have contacted several companies in attempt to get the system repaired. Those attempts have been unsuccessful. He submitted a grant application to the Bureau of Worker's Compensation in the amount of \$15,000, which he received. The grant will fund half of the total cost of the project. He stated that initially the system will be installed into the last two bays of the garage, currently the ambulance is gas fueled. However, in the future he may go back to a diesel ambulance. The system will be expandable if installation is needed in the third bay. In the information distributed to Council there is a letter from the BWC which states that there is a 90 day window so the system needs to be purchased by August 2nd. He has everything ready to be purchased, if he receives approval this evening. Mr. Stibich stated that the request is for \$16,705.00 but the actual expenditure would be \$31,705.00 with the grant covering the amount of \$15,000. Chief Gluss replied that was correct.

Joe Borczuch, Service Director

Mr. Borczuch requested approval Mack Industries to purchase a new grinder pump. He stated that he does not have the exact amount of the purchase but wanted to get approval from council due to their summer recess coming up.

Mr. Stibich moved to **approve** a requisition to Mack Industries, Inc. in an amount not to exceed \$5,000 to purchase a new grinder pump; Mr. Miller **seconded**.

Mr. Stibich asked if this pump services both the old library building and the wine cellar. Mr. Borczuch replied that was correct. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Borczuch indicated that bids were received for the concrete street program for 2018. He stated that Set in Stone was the lowest bidder this year. He stated that this amount was in his budget for the year.

Mr. Stibich moved to **approve** a requisition to Set in Stone in an amount not to exceed \$275,000 for the 2018 concrete street program; Mr. Gorski **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Paula Accordino, Economic Development Director

Ms. Accordino indicated that she is requesting approval of a requisition to Heritage Ohio for Main Street. This fee includes the dart visit, which is downtown area resource team, the four revitalization experts that will come in this Thursday and Friday. They will perform a two day assessment and meet with stakeholders. The visioning presentation will take place on Thursday from 6:00 p.m. until 8:00 p.m. The wrap up meeting will take place on Friday from 8:00 a.m. until 11:00 a.m. This two day visit will result in a lot of discussion with the city and provide steps to move forward. They will have a third wrap up visit towards the end of June. This fee also covers the city's one year affiliate membership. The city also received a discount of \$1,000 for being an affiliate member community for the last two previous years. Mayor Graven indicated that the only other cities in Northeast Ohio enrolled in the program are Lakewood and Kent. Ms. Accordino indicated that Amherst also recently joined.

Mr. Gorski moved to **approve** a requisition to Heritage Ohio in an amount not to exceed \$4,000.00; Mr. Miller **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Terry Veloski, Asst. Finance Director

Ms. Veloski indicated that she would like to request approval of a requisition to Ahola Corporation. They now handle the city's payroll due to Mr. DeSan's departure from the city. This is an efficient way to handle the city's payroll. The city has been with Ahola for approximately a month and they have handled two payrolls since there. The payments have run smoothly and we would like to stay with them. The amount of the requisition will encumber the rest of the year's costs.

Mr. Gorski moved to **approve** a requisition to Ahola for payroll services for May through December, 2018 in an amount not to exceed \$7,680.00; Ms. Nicolay **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Stibich asked if Ms. Veloski was the individual involved in working with Ahola to complete the city's payroll. Ms. Veloski indicated that Mr. Nogalo is handling payroll from Europe. Mr. Stibich asked if there were any complaints. Mayor Graven indicated that he has received no complaints.

Councilman Kyle Miller, Ward IV

Mr. Miller stated that serving on Olmsted Falls City Council is an incredible honor and during his time here he has maintained a promise to his family to keep them first throughout this entire process. With that being said, recently an opportunity arose that will be best for his family but will require him to move away from Olmsted Fall therefore effective July 15, 2018 he will resign his seat as Ward IV Councilman. Until that time he will continue to serve without interruption, remain active in the community. He will also attempt to come to the Heritage Ohio presentation. He is happy to be as involved as the rest of Council would like him to be in finding and ultimately selecting his replacement.

Councilman Ed Gorski, Ward I – No Report

Councilman Pro-Tempore, Paul Stibich – No Report

Councilwoman Denise Nicolay, Ward II – No Report

Councilwoman Terry Duncan, Ward III – No Report

Andrew D. Bemer, Law Director

Mr. Bemer indicated that he had the pleasure of attending a civil service meeting earlier today along with Asst. Law Director Dolan, Fire Chief Gluss and Sgt. Takacs. There was a lively discussion regarding the city's protocols, rules and regulations. Everything from looking at the ages of the ceilings for potential candidates, lateral transfers to basic protocols for appointments. One of the initiating issues is a re-composition of the police department moving one of the patrolman into a potential sergeant's position which would give the department a sergeant for each three shifts. The written test has already been given and now an assessment process will begin in order to determine who the sergeant will be. He believes the Civil Service Commission was appreciative to see the compliment of both safety forces present.

Old 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 **Third Reading**

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

Resolution 23-2018

A RESOLUTION AWARDED A CONTRACT TO CARGILL SALT COMPANY FOR THE SALE TO THE CITY OF ROAD SALT AND DECLARING AN EMERGENCY **Third Reading**

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

Ordinance 26-2018

AN ORDINANCE AUTHORIZING THE MAYOR AND LAW DIRECTOR, ON BEHALF OF THE CITY OF OLMSTED FALLS, TO ENTER INTO A SPECIAL COUNSEL AGREEMENT WITH NAPOLI SHKOLNIK, PLLC AND ITS ATTORNEY CONSORTIUM FOR PROFESSIONAL LEGAL SERVICES RELATED TO OPIOID LITIGATION, AND DECLARING AN EMERGENCY **Second Reading**

New Business

Ordinance 28-2018

AN ORDINANCE ACCEPTING THE AWARD OF A GRANT FROM THE OHIO BUREAU OF WORKER'S COMPENSATION SAFETY INTERVENTION GRANT PROGRAM **First Reading**

Mr. Gorski moved to **suspend**; Mr. Miller **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Mr. Miller **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Miller moved to **adopt**; Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Resolution 29-2018

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION FROM THE CITY OF OLMSTED FALLS FOR AN EDWARD BYRNE JUSTICE ASSISTANCE GRANT THROUGH THE OHIO CRIMINAL JUSTICE SERVICE FOR POLICE DEPARTMENT EQUIPMENT, AND IF AWARDED, ACCEPTING SUCH GRANT, AND DECLARING AN EMERGENCY **First Reading**

Mr. Gorski moved to **suspend**; Mr. Stibich **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **waive** the reading in its entirety; Mr. Stibich **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **adopt**; Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Resolution 30-2018

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION ON BEHALF OF THE CITY OF OLMSTED FALLS TO PARTICIPATE IN THE CUYAHOGA COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG) FOR FISCAL YEAR 2018, AND ACCEPTING SAID GRANT IF AWARDED, AND DECLARING AN EMERGENCY **First Reading**

Mr. Stibich moved to **suspend**; Mr. Miller **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Stibich moved to **waive** the reading in its entirety; Mr. Gorski **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Gorski moved to **adopt**; Mr. Stibich **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Ordinance 31-2018

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$1,500,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF

SPECIAL ASSESSMENTS, AND THE CITY'S PORTION OF THE COSTS OF CONSTRUCTING AND INSTALLING SANITARY SEWERAGE SYSTEM IMPROVEMENTS, INCLUDING ALL NECESSARY APPURTENANCES THERETO COMPRISING THE PHASE V SEWER PROJECT, AND DECLARING AN EMERGENCY
First Reading

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

Mr. Stibich asked if there was any urgency to adoption of this Ordinance as he has noticed that the city is spending funds on engineering costs. Ms. Veloski stated that this ordinance may run three readings.

Ordinance 32-2018

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$135,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING REAL ESTATE TO ADD TO THE CITY HALL BUILDING COMPLEX CURRENTLY HOUSING ADMINISTRATIVE OFFICES AND OTHER MUNICIPAL FUNCTIONS, AND DECLARING AN EMERGENCY **First Reading**

Ordinance 33-2018

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$440,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF REMODELING, RENOVATING AND OTHERWISE IMPROVING A CITY BUILDING WHICH WILL HOUSE ADMINISTRATIVE OFFICES AND OTHER MUNICIPAL FUNCTIONS AND IMPROVING THE SITE THEREOF, AND DECLARING AN EMERGENCY **First Reading**

Miscellaneous New Business

Mr. Stibich stated that in conjunction with Ordinance 28-2018 the BWC grant Council will need to approve an expenditure.

Mr. Stibich moved to **approve** an expenditure to MagneGrip Group in an amount not to exceed \$31,705.00 for a vehicle exhaust removal system for the fire department; Mr. Gorski **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

Mr. Stibich indicated that the BWC grant will cover \$15,000 of this expenditure with the remaining balance to be provided by the city's capital funds.

Such other business that may come before Council

Ms. Duncan moved to **adjourn**; Ms. Nicolay **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.
The meeting adjourned at 8:02 p.m.

James Graven, Mayor

Angela Mancini, Clerk of Council