

*City of Olmsted Falls*  
**Minutes of a Regular Council Meeting**  
**Tuesday, March 24, 2020, at Olmsted Falls City Hall**  
**26100 Bagley Road – Council Chambers, 7:00 p.m.**

Mr. Stibich stated that he would like to read a statement prior to beginning the meeting. “Due to the coronavirus outbreak and the directives from the CDC and the State of Ohio we are to limit gatherings. We are attempting to accommodate the public given the size of our room and maintaining the recommended radius of six (6) feet we will be able to exceed the 10 person minimum limit and permit 44 individuals into Council Chambers. We will conduct only city business that is necessary to keep operations moving forward. Communications will be limited to a duration of three (3) minutes and will be regarding legislative items only.”

The Pledge of Allegiance was recited. Council President Paul Stibich called the meeting to order at 7:03 p.m. Roll call was conducted. Councilmen Cornel Munteanu, Jay McFadden, Yvonne Buchholz, and Brian Chitester were present. Lori Jones was absent. Jennifer Jansen was excused.

Also, in attendance: James Graven, Mayor, and Andrew D. Bemmer, Law Director, via speaker phone. Audience: 1.

**Approval of Minutes**

Mr. Munteanu moved to **approve** the minutes from the Finance Committee Meeting of March 10, 2020; Ms. Buchholz **seconded**. Poll: 4 ayes; 0 nays; 1 abstain (Chitester). **Motion carried**.

Mr. Munteanu moved to **approve** the minutes from the Regular Council Meeting of March 10, 2020; Ms. Buchholz **seconded**. Poll: 4 ayes; 0 nays; 1 abstain (Chitester). **Motion carried**.

**Consideration of Amendment to the Agenda - None**

**Mayor’s Report and Appointments – No Report**

**Communications from Residents**

**Ann Reichle, 8155 Columbia Road**, stated that we are in the middle of a local emergency and she thanked Council for accommodating her at tonight’s meeting. As far as the emergency goes she would like to see the city have a resource for residents of the few businesses that are still open so they know where they can go, if that is possible. She is also concerned about thefts at closed businesses, if there was some way to accumulate a list of those so the police department could keep a closer eye on them. As it would be very heartening to get a periodic phone call from anybody here asking how we are doing and if there is anything that we need. Mayor Graven indicated that he did walk around to the downtown businesses and check in, but obviously because of the order he cannot go inside. Any business owner can contact City Hall or him. The City website also contains information from the Small Business Association regarding loan information.

### **Approval of Bills:**

Mr. Chitester moved to **approve** Pay Ordinance 2020-06; Mr. Munteanu **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**.

### **Old Business**

#### ***Ordinance 18-2020***

AN ORDINANCE REPEALING ORDINANCE 85-2019 AND READOPTING AMENDMENTS TO SECTION 1240.09(a)(3)(A) OF THE OLMSTED FALLS CODIFIED ORDINANCES ENTITLED "ACCESSORY USE REGULATIONS" AND DECLARING AN EMERGENCY **Third Reading (Referred to Planning and Zoning Commission on 02/25/2020)**

Mr. Munteanu moved to **table**; Mr. Chitester **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**.

#### ***Ordinance 22-2020***

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF OLMSTED FALLS, OHIO, FOR THE PERIOD COMMENCING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020, AND DECLARING AN EMERGENCY **Second Reading**

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

#### ***Resolution 23-2020***

A RESOLUTION AUTHORIZING THE CITY TO DECLARE SAID PROPERTY LOCATED AT 8051 BROOKSIDE TO BE NO LONGER NECESSARY FOR PUBLIC USE, AND AUTHORIZING THE CITY TO ENTER INTO A LISTING AGREEMENT TO SELL SAID PROPERTY, AND FURTHER AUTHORIZING A CONTRACT WHICH ACCEPTS A FAIR MARKET PRICE TO PURCHASE SAID PROPERTY AND DECLARING AN EMERGENCY

**Second Reading (Referred to Planning and Zoning Commission on 03/24/2020)**

### **New Business**

#### ***Resolution 24-2020***

A RESOLUTION PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND DECLARING AN EMERGENCY **First Reading**

Mr. Munteanu moved to **amend** Resolution 24-2020 by substituting with Resolution 24-2020 (AMENDED); Mr. Chitester **seconded**. Poll: 5 ayes; 0 nays. **Motion carried**. Mr. Chitester moved to **suspend**; Ms. Buchholz **seconded**. Voice Vote: 5 ayes; 0 nays. **Motion carried**. Mr. Chitester moved to **waive** the reading in its entirety; Ms. Buchholz **seconded**. Voice Vote: 5 ayes; 0 nays.

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

**Miscellaneous New Business**

Mr. Stibich asked Council to approve a requisition to Aero-Mark for the 2020 edgeline/centerline.

Mr. Munteanu moved to **approve** a requisition to Aero-Mark for the 2020 edgeline/centerline season in an amount not to exceed \$17,997.00; Ms. Buchholz **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Mr. Stibich asked Council to approve a requisition to Signal Service for the replacement and repairs to a traffic control cabinet. He stated that Mr. Borczuch has noted that this cabinet was damaged from an accident and the city has received insurance reimbursement.

Mr. Chitester moved to **approve** a requisition to Signal Service for the replacement and repairs to a traffic control cabinet located at the intersection of Columbia and Sprague in an amount not to exceed \$29,367.00; Ms. Buchholz **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Mr. Stibich indicated that Council received an email from former Councilman and health care professional Ed Gorski indicating that he highly recommended that Resolution 24-2020 be adopted by Council. Mr. Stibich thanked Mr. Gorski for his continued interest in the City.

Mr. Stibich stated that with the statewide emergency being declared until April 6, 2020 he would like Council to consider and, if so inclined, pass a motion to cancel the April 14, 2020 regular Council meeting with the condition that if the April 6<sup>th</sup> deadline for the emergency is extended past April 14<sup>th</sup> the Council meeting will not take place. He would like to note that a special meeting can be called if there is any necessary business that may occur.

Mr. Munteanu moved to **cancel** the April 14, 2020 regular Council meeting, if the state wide emergency is extended past April 14, 2020; Ms. Buchholz **seconded**. Poll: 5 ayes; 0 nays. **Motion carried.**

Mr. Stibich would ask the Clerk to add to the record the memo that Finance Director Nick Vitalone wrote regarding the budget. (see attached).

**Such other business that may come before Council - None**

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

The meeting adjourned at 7:16 p.m.

  
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**Paul Stibich, Council President**

  
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**Angela Mancini, Clerk of Council**

# Memo

**To:** City Council  
**From:** Nick Vitalone, Finance Director  
**CC:** Mayor Graven  
**Date:** 4/27/2020  
**Re:** Budget Concerns – Jennifer Jansen, Council-at-Large

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Per the email addressed to the Finance department from Ms. Jansen regarding the City's 2020 Budget, we will try to address concerns that we derived from the letter. I believe the primary concern is that building permit money is not properly allocated to the Park funds.

The revenue budget for building permits includes fees for building permits, electrical permits, plumbing permits and other miscellaneous permits. The majority of those fees would be posted to the City's general fund. We will comply with section 1448.035 and credit Fund 113 for \$500 for each new dwelling as prescribed in this section. The confusion might be that because we did not budget revenue for 2020, we do not expect to receive any revenue. We do expect to receive funds but it is not readily predictable. We are taking a conservative approach to the budgeting of revenues. Revenue does not have to be budgeted when there is not a clear indication of funds the City will actually receive. Fund 113 received approx. \$11,000 in 2019, \$500 in 2018 and \$1,200 in 2017. So far through three months in 2019 we have not received any revenue in Fund 113. The current state of the economy does not bode well for revenues in 2020.

The finance department will monitor the budget throughout the year and advise council if excess funds can be appropriated. As monies are received and credited to Fund 113, council can approve supplemental appropriations to expend those funds for recreational purposes.

We are asking council to approve the annual appropriation measure before the April 1<sup>st</sup> deadline so that the City will be in compliance with ORC Section 5705.38.

We will also comply with City ordinances and post appropriate recreation program fees to Fund 121. This fund appears to have not been used in 2019 and was subsidized in 2017 and 2018 with transfers from the General Fund.

Fund 108 is funded with the one mill levy and does have healthy balances for recreational purposes.

Thank you for your attention to this matter. If you have any other questions please don't hesitate to ask.