

REGULAR MEETING

in Council Chambers @ 7:30 p.m.

May 9,

19

- 1. **CALL TO ORDER.** President of Council Kilway called the Regular Council meeting of Thursday, May 9, 2019 to order at 7:30 p.m.
- 2. **PRAYER:** Silent prayer.
- PLEDGE OF ALLEGIANCE.**
- 3. **ROLL CALL:** Mr. Carano, Mr. Donovan, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Ms. Tricaso, Mrs. Allman – present. Also present were Mayor Kline, Dir. of Pub. Service Rorar, Dir. of Administration Cooper, Dir. of Econ. Development Weinberg, Dir. of Finance Gilbride, Dir. of Law Raber and Clerk of Council Burton.
- 4. **MINUTES:** 4-25-19 Regular Meeting minutes.
Mr. Sisak moved to adopt the Regular Council meeting minutes of 4-25-19. Seconded Mr. Donovan. Voice vote 7-0. **The 4-25-19 Regular Council Meeting minutes were adopted by a vote of 7-0.**

5. **FINANCIAL REPORTS:**

- Fire & EMS Fund Transfer in the amount of \$100,000 to Council on 4-29-19.
- Street Maintenance & Repair Transfer in the amount of \$100,000 to Council on 4-29-19.
- Bond Retirement Transfer in the amount \$100,000 to Council on 4-29-19.
- Police Pension Fund Transfer in the amount of \$73,000 to Council on 4-29-19.
- Appropriation Report, Fund Report, Revenue Report, and Encumber Report for the period ending 4-30-19 to Council on 5-6-19.
- April Financial Reports to Council on 5-8-19.
- Tallmadge Recreation Center Profit and Loss Report for the period ending 4-30-19 to Council on 5-8-19.
- Income Tax Comparisons for the period ending 4-30-19 to Council on 5-8-19.
- Revenue Comparisons for the period ending 4-30-19 to Council on 5-8-19.
- Consolidated Investment Portfolio for the period ending 4-30-19 to Council on 5-8-19.

Mr. Sisak moved to accept the Financial Reports submitted. Seconded Mr. Donovan. Voice vote 7-0. **The Financial Reports submitted by Dir. of Finance Gilbride were accepted by a vote of 7-0.**

6. **PUBLIC HEARINGS:** None.

7. **COMMUNITY INPUT:**

Pres. of Council: Tallmadge City Council meets on the second and fourth Thursday's of the month with Council Committee meetings starting at 7:00 p.m. followed by the Regular Council meeting. At the Committee meeting, legislation is discussed thoroughly with Council deciding to adopt, amend, reject, hold or table the legislation. We do allow a brief period of time for community input at this point in the meeting. Is there anyone that would like to address Council? Please come forward and state your name and address for the record.

Scott Hileman, 1013 East Avenue, Tallmadge. It was wonderful to listen to all of the great things that are coming around here in Tallmadge and all of the activities, but I've missed one and that is the canned food drive this Saturday. That is the Post Office's annual drive and Tallmadge has always been a great giver. For the size of our community, we are like twice as high as a lot of the others, so Tallmadge has been great and I just wanted to thank Tallmadge for that and remind everybody that this Saturday to give. You can put it in your mailbox; you can put it by your mailbox or you can bring it down to the Post Office and drop it off. Thank you.

Pres. of Council: Thank you very much for reminding us of that; we appreciate it.

8. **ANNOUNCEMENTS:** None.

9. **REPORTS OF SPECIAL COMMITTEES:** None.

10. **AGENDA ADDITIONS:** We do have the addition of Item 22.A. which is a resolution; it is Res. 13-2019 and we are all in receipt of that.

11. **REPORTS OF ADMINISTRATIVE OFFICERS: MAYOR, DIR. OF PUBLIC SERVICE, DIR. OF ADMINISTRATION, DIR. OF ECONOMIC DEVELOPMENT, DIR. OF FINANCE AND DIR. OF LAW.**

Mayor: Thank you Madame Chair. Very briefly, Rita and I attended a **meeting out at NEOMED at 5:00 p.m. today.** It was an award ceremony for different people in Portage County and one of the award recipients was the Maplecrest Development and so they were there and pretty excited. There were a lot of good things that they were talking about that will be coming out. If you have driven by there, you can see a lot of the infrastructure is installed and the gas station is being installed. The big fuel tank was there yesterday, but it is gone today and so it is in the ground and so that is a good thing. Things are moving along very well out there.

You can see **the building next door.** The blue color is not the Summa color that is going to be on the building. That is protection for the underlayment and the brick will go on top of it. There are people who ask me every day if it is going to be blue. No. So, end of report.

Dir. of Pub. Service: Good evening. For the **month of April,** we had six burials and we were also leveling and landscaping the gravesites. All of the spring foundations have been poured and so the monuments can be placed here relatively soon.

Zoning; there has been a substantial increase in permits. Last month we were at 26 and so you can tell that spring is definitely breaking.

At the **Rec Center,** the memberships are down about 85 from 2018. The visitors are down about 3,000 and that is possibly due to the courts being closed due to the last couple tournaments that we've had. The courts are being refinished beginning July 8th and let people know that those courts will be closed for about 3-4 weeks and that is just the process.

Upcoming events; you have the **Food Truck Festival.** We talked about that. That is next weekend and that is at the Fairgrounds. That is a change. We just outgrew the Rec Center

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Dir. of Pub. Service (Cont'd.) area, so it is nice enough to use the fairgrounds. **Memorial Day festivities** start on May 25th and they will end that Monday, May 27th. **Summer Camp starts June 3rd**. The 7-9 age group is full for the summer and so that is already out.

Maca Pool; the passes are going pretty well right now. We have more passes sold this year than we did last year at this time. The pool opens on May 26th so right now we are working out the kinks over there. We filled it over the last couple weeks and are working on the pumps.

A couple of things in the **parks**; the Early Bird Tournament on April 12th and 14th was put on by Tallmadge Little League and that was a successful tournament even though we had the rain.

The **shelters opened up May 1st** and many of the weekends are already booked.

There is the information on Memorial Day; we already talked about that.

The **Zenith Award**; which is a special honor to those who recognize individuals or organizations that have made a significant contribution to Summit County Hospitality Industry and this was given to **Adam Bozic** who is in Parks and Rec. He was recognized for bringing the Toyota National Wheelchair Basketball Tournament to Tallmadge. That was quite an accomplishment and it is amazing that more cities don't host that. They are looking for people to host it and so it was nice that Adam did that.

In the **Utility Department**, we had two watermain breaks; one on Tacoma and one on West Avenue. No sewer backups, however, this past weekend we had two horrible backups so we will cover that next month.

We **completed the hydrant flushing** and one of the coolest things about that is that we actually found a valve that was slightly cracked open and that explains the poor water pressure in the neighborhood for the last several years. So, there are a lot of plusses to flushing the hydrants. The **Evergreen sewer relining** is still ongoing. They are having a lot of issues with ground water getting in there and so that is . . . hopefully by next month we are done with that.

Training; we had "Confined Spaces in Evacuation" going on.

In the **Street Department**, actually we had one day of snow control; I don't remember that, but that was on the report.

We **received 98 work orders** and 89 of them were storm water complaints and we have completed 96 of them and most of that comes back from that April 14th Sunday rain storm that we had and we have ditched more than I think we have all last year with 2,500 lineal feet. We mulched most of the landscape on City property and we did training in that department as well and flammable liquids.

F.Y.I., we **started taking down the trees along the sidewalks**. I don't know if anybody is getting phone calls. Those are the streets that are getting sidewalk repair.

Here is the **concrete**; on Timbertop Drive; we have signs posted there because that entrance might be closed for about a week or so when they are doing that. That is a boulevard; that is a very difficult entrance to work on due to that boulevard, but we will do our best to keep the traffic moving through there.

We did get the **paving bids** in and those are the streets . . . we picked up the one alternate; Craig Drive, and that is from Howe Road to the dead end. Those are the streets there. We have a sign posted there. We are going to do that in-house. That is how it is now with the double lanes and we are going to reduce the curb lane on the outside and so you should be down to one lane and that should help out with the traffic and the issues that we have over there on that Roundabout. If there are any questions.

Dir. of Administration: Good evening everyone. I have no report this evening.

Dir. of Econ. Development: I have no report this evening.

Dir. of Finance: Thank you. Everybody should have received their April financial reports. Unlike like last year, our income tax is on an uptick and so I am pleased with that. We are back to around our 2017 numbers and so we have kind of rebounded and so we will continue to watch that. I was glad to see that most of that was within our Withholding area. Again, though, part of that is probably a one-time uptick due to the subpoena program and the additional revenue for that. We only do that program every other year due to the cost. So, otherwise I think everything is looking well and everybody is running within their budget. End of report.

Dir. of Law: Thank you. I have no report this evening.

- 12. Ordinance 41-2019
FINANCE

At 2nd Reading.
Accepting a donation from the family of Carroll Eugene ("Gene") Stalnaker to purchase and install the Living Tree Memorial and providing for immediate enactment.

Mr. Sisak moved for the adoption of Ord. 41-2019. Seconded Mr. Donovan. Roll Call: Mr. Donovan, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Ms. Tricaso, Mrs. Allman, Mr. Carano – unanimous. **Ord. 41-2019 is adopted by a vote of 7-0.**

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13. Ordinance 43-2019
FINANCE **At 2nd Reading.**
Authorizing the expenditure of certain sums for the 2019 Memorial Day Celebration in the City of Tallmadge and providing for immediate enactment.
Mr. Sisak moved for the adoption of Ord. 43-2019. Seconded Mr. Donovan. Roll Call: Mrs. Kilway, Mr. Loughry, Mr. Sisak, Ms. Tricaso, Mrs. Allman, Mr. Carano, Mr. Donovan – unanimous. **Ord. 43-2019 is adopted by a vote of 7-0.**
14. Ordinance 45-2019
FINANCE **At 2nd Reading.**
Authorizing the Mayor to apply for the Nature-works Grant Program and providing for immediate enactment.
Mr. Sisak moved for the adoption of Ord. 45-2019. Seconded Mr. Donovan. Roll Call: Mr. Loughry, Mr. Sisak, Ms. Tricaso, Mrs. Allman, Mr. Carano, Mr. Donovan, Mrs. Kilway – unanimous. **Ord. 45-2019 is adopted by a vote of 7-0.**
15. Ordinance 46-2019
FINANCE **At 1st Reading.**
Reducing appropriations in the K-9 Unit Donation Fund #792 and providing for immediate enactment.
Pres. of Council: **Ord. 46-2019 is at 1st Reading and is assigned to the Finance Committee.**
16. Ordinance 47-2019
PLANNING & ZONING **At 1st Reading.**
Authorizing the Mayor to enter into a Use Agreement of 35 Southwest Avenue with the American Legion Kneil-Lawrentz Post 255 and providing for immediate enactment
Pres. of Council: **Ord. 47-2019 is at 1st Reading and is assigned to the Planning & Zoning Committee.**
17. Ordinance 48-2019
COMMUNITY ISSUES/SAFETY **At 1st Reading.**
Exhibit A
Authorizing the approval and adoption of the Summit Hazard Mitigation Plan and providing for immediate enactment.
Pres. of Council: **Ord. 48-2019 is at 1st Reading and is assigned to the Community Issues/Safety Committee.**
18. Ordinance 49-2019
FINANCE **At 1st Reading.**
Recreation Grid 2019
Amending and supplementing Ordinance 107-2017 to amend rates, charges, and fees for all recreational facilities and providing for immediate enactment.
Mr. Sisak moved for the adoption of Ord. 49-2019. Seconded Mr. Donovan.
Mr. Loughry: Why do we need to do this now and not only tonight, but at this particular time?
Dir. of Pub. Service: The reason why is because it is the start of the season and we weren't thinking ahead of time, but there are a couple issues. There is an Early Entry Fee that we can charge an hourly rate for the halls because people want to get into those halls early. The way we have to do it now is we have to charge them for a whole day when really they only need to get in for two hours or four hours so we can do an hourly rate. The other thing too is we have an opportunity to hold some classes that would benefit the Park and Rec staff and so if we don't get charged a fee; we would like to offer that room for a free charge to that instructor.
Mr. Loughry: Does this include Maca and . . . this has nothing to do with Maca and the Rec Center?
Dir. of Pub. Service: It has to do with the Rec Center if they hold a class there.
Mr. Loughry: But not Maca Pool; not pool rates or anything like that.
Dir. of Pub. Service: No.
Mr. Loughry: So, it has nothing to do with our user rates?
Dir. of Pub. Service: No.
Mr. Loughry: OK; thanks.
Mayor: I'm OK with giving it one more reading. I was talking to Molly and Megan and if you choose to look closer at it or . . . it doesn't go into effect until July anyways.
Mr. Loughry: I'm fine. I just wanted some clarification; that's all.
Roll Call: Mr. Sisak, Ms. Tricaso, Mrs. Allman, Mr. Carano, Mr. Donovan, Mrs. Kilway, Mr. Loughry – unanimous. **Ord. 49-2019 is adopted by a vote of 7-0.**

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19. Ordinance 50-2019
PERSONNEL
P.H. ON 6-13-19 @ 7:33 P.M.
- At 1st Reading.**
Tracked
Amending and supplementing Ord. 28-2012 authorizing and directing the Tallmadge Civil Service Commission to adopt rules and regulations that differ from those provided by general law as set forth in Ohio House Bill 153.

Pres. of Council: **Ord. 50-2019 is at 1st Reading and is assigned to the Personnel Committee.**

20. Resolution 10-2019
- At 1st Reading.**
Expressing appreciation and gratitude to Rubber City Kennel Club, accepting donations to the Tallmadge Police Department K9 Program and providing for immediate enactment.

Mr. Sisak moved for the adoption of Res. 10-2019. Seconded Mr. Donovan.

Mr. Sisak: Since the Rubber City Kennel Club is still here, again thank you on behalf of the Tallmadge City Council for your donations and contributions to the program.

Voice vote 7-0. **Res. 10-2019 is adopted by a vote of 7-0.**

Pres. of Council: We are going to go back to Ord. 50-2019. We do need to set a public hearing and the public hearing will be set for June 13th at 7:33 p.m. Thank you for that little bit of housekeeping there.

21. Resolution 11-2019
- At 1st Reading.**
Expressing appreciation and gratitude to Michael Andrews DVM of the Tallmadge Animal Hospital, accepting in-kind donations to the Tallmadge Police Department K9 Program and providing for immediate enactment.

Mr. Sisak moved for the adoption of Res. 11-2019. Seconded Mr. Donovan.

Pres. of Council: I just want to say that Dr. Andrews; he is our vet, and he's just the sweetest thing in the world and for him to do this for our K9 Unit is amazing and I thank him very much.

Voice vote 7-0. **Res. 11-2019 is adopted by a vote of 7-0.**

22. Resolution 12-2019
- At 1st Reading.**
Expressing appreciation and gratitude to Pet Supplies Plus: Store# 124, accepting in-kind donations to the Tallmadge Police Department K9 Program and providing for immediate enactment.

Mr. Sisak moved for the adoption of Res. 12-2019. Seconded Mr. Donovan. Voice vote 7-0.

Pres. of Council: Again, I just want to express gratitude for what Pet Supplies Plus has done for our K9 Unit. That is above and beyond and we appreciate it.

Res. 12-2019 is adopted by a vote of 7-0.

- 22.A. Resolution 13-2019
- At 1st Reading.**
Congratulating Adam Bozic and providing for immediate enactment.

Ms. Tricaso moved for the adoption of Res. 13-2019. Seconded Mr. Carano.

Mayor: I actually was able to attend the meeting. Mary was there also. There were about 200 . . . how many were there?

Ms. Tricaso: 250.

Mayor: Adam was one of several people who won an award, but the Friends of Hospitality and his efforts in doing the wheelchair tournament really opened the eyes of not only the Akron Visitor's Bureau that he worked with a lot, but around the nation. We definitely want to attract that next year and now they want it to grow and bring in both leagues the same weekend utilizing some of the school districts fields. It is just pretty cool that Adam was recognized for the fine job he did at the Rec Center. It was fun to do that. He was totally surprised even with us sitting there.

Voice vote 7-0. **Res. 13-2019 is adopted by a vote of 7-0.**

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23. **ADDITIONAL ITEMS:**

Mr. Loughry: I am going to be brief. I just want to congratulate the school district and I tell this story often, but when my wife and I went to our very first facilities meeting where the Superintendent, which happened to be Dan McCombs, said that these buildings in our community (school buildings) have out lived their usefulness and they need to be replaced. That was 29 years ago. My youngest son was 8 years old and in 2nd Grade and he will be 37 next month. But, with persistence and with a plan, even though it took 29 years, we now are a school district that has, or will soon have state-of-the-art facilities and new money and so the district is solid and I say that because I truly believe this next part is that decisions that we make as a Council in the next 2 to 3 years will impact our community for the next 20 to 25 and you can look back.

I am guilty of looking back, but I only look back because history repeats itself. So, I think it is very important that we have a plan and we've been told that we do have a plan, but our future is going to be determined by the amount of debt we incur and by zoning decisions that we make and then also by safety and service.

So, not to get all melodramatic, but the school district has done their part even though it has taken a long time. We have over 800 acres vacant zoned R-1 and the way that is developed and the way that we handle our Commercial zoning and do economic development going forward in the future and trying to look forward is going to determine what our community looks like in the future. We are going to vote on those issues as presented to us by the Administration.

So, it is fun, but it is going to be challenging.

Mr. Carano: I am also pleased with the passage of the levy for the schools. I know that it is often a divisive issue, but public education I think is foundational to communities and it is so important for the development of America and I just think keeping and funding our public education system is of great importance to the future of our country actually. So, I was pleased with that. I know, like I say, it is divisive at times, but it passed.

24. **ADJOURNMENT:** Mr. Donovan moved to adjourn. Seconded Mr. Sisak. Voice vote 7-0. **The Regular Council meeting of 5-9-19 adjourned at 7:57 p.m.**

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Adopted:

Susan E. Burton, Clerk of Council

Carol A. Kilway, President of Council