

VIRTUAL REGULAR MEETING

Council Chambers @ 7:00 p.m.

May 27

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1. **CALL TO ORDER.** President of Council Kilway called the Virtual Regular Council meeting of Thursday, May 27, 2021, to order at 7:00 p.m. as permitted by House Bill 197 and extended by House Bill 404, this meeting is being held via teleconference and/or teleconference only and will be live streamed via a link on the City's calendar. Public input is invited at the beginning of the meeting and you have to wait until you are recognized by the Chair to state your name and address so the comments can be properly recorded. Please limit your remarks to two (2) minutes and you will be entered into the meeting digitally during the time allotted. Any comments can be submitted to Council and must be received by 3:00 p.m. on the day of the meeting. So, we will stand for a silent prayer.
2. **OPENING PRAYER AND PLEDGE OF ALLEGIANCE.**
3. **ROLL CALL:** Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak – present. Also, present were Mayor Kline, Dir. of Public Service Rorar, Dir. of Administration Cooper, Dir. of Economic Development Springer, Dir. of Finance Gilbride, Dir. of Law Raber, and Deputy Clerk of Council Conti.
4. **CORRECTING AND ADOPTING THE PREVIOUS MEETING MINUTES:** 5-13-21 Virtual Regular Council Meeting minutes. Mr. Loughry moved to adopt the 5-13-21 minutes. Seconded Mr. Sisak. Roll Call: Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas – unanimous. **The Virtual Regular Meeting minutes of the 5-13-21 meeting were adopted by a vote of 7-0.**
5. **Financial Reports:** None.
6. **Public Hearings:** None.
7. **Community Input:** None.
8. **Agenda Additions:**
  - Liquor Application for El Tran LLC. You should all have received an e-mail from the Clerk on 5-18-21 with the information. We need to either request or waive a public hearing.

**Pres. of Council:** We did receive an e-mail earlier on 5-18-21 in reference to this. My only question is; Megan, is this a new liquor license for El Tran? Is it something that we are going to have to redo every year because I know we have done it a couple times?

**Mayor:** Madame Chair, Megan if you want Matt to talk about it; he did do some follow-up on that. If you want him to step in, Matt.

**Dir. of Law:** Yes, I think Matt had been the one as we had continued before, the Economic Development Director is in charge of kind of reaching out to the folks when they have a new liquor application. I believe we got some communication from them regarding this matter as well.

**Economic Developer:** Yeah, so from what I can tell, I did meet with the owner a few weeks back and the property sold just a few months ago and so based upon what I can tell on the request, the liquor permits themselves are the exact same. It is just a change in name on the application itself and so that is my understanding is that it is new ownership of the restaurant, but everything else would resume and continue to be the same.

**Mr. Grimm:** Mrs. Kilway, I know Dennis has some concerns and I think we all have about the train car, but this is really just about the liquor license and so I will just go ahead and move that we waive the public hearing. Seconded Mr. Loughry. Voice vote 7-0. **Council voted 7-0 not to hold a public hearing.**
9. **Reports of Administrative Officers:**
  - a. **Mayor/Director of Safety:**

**The following items were discussed:**

    - **Summit Reworks – Annual Grow Green Scrap Compost** and if you can see that compost there; that was delivered to our Community Gardens. Community Gardens are ready to go and Andrea Kidder who runs that, has been doing an excellent job on that.
    - **Annual Fire Hydrant Flushing Program** – Completed.
    - **Demo on South Munroe** for the preparation for the new fire station.
    - **Storm Damage** from high winds.
    - **Memorial Day Service** is this coming Monday. It is at 10:00 a.m. at the cemetery. This will be live streamed on our Facebook page and on YouTube. It is the 153<sup>rd</sup> continuous Memorial Day ceremony.

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- **Municipal Electrical Aggregation** – We did enter into a contract with Energy Harbor and that is our current supplier to continue with the service. The service begins June 1<sup>st</sup> and the current rate that we have been in for the past 4 years was 4.95/kw and the new negotiated rate is 4.96/kw and so not a very big increase and that is good through May of 2024.
- **Gas Aggregation** is up this November, and we are currently under negotiations with our vendor to help us in getting a new gas rate.
- **House Fire on Sunset Blvd.** – When you drive down Sunset from the front of the house it doesn't look that bad, but it is a walk-out basement and the fire apparently started in the basement area and traveled up the back of the house and looped over and fortunately no one was hurt.
- **Advertising for Full-Time Firefighter and also taking Part-Time Firefighter applications.** That application deadline is June 24<sup>th</sup> at noon.
- **Safety School** – Registration is full. It will take place 8-2-21 through 8-5-21 at the Tallmadge Rec Center from 9:30 a.m. to 11:00 a.m. and 1:00 p.m. to 2:30 p.m. Monday through Friday.
- **City Hall Hours** – We are modifying the City hours. Beginning June 2<sup>nd</sup> the City Hall public hours will be from 9:00 a.m. to 3:00 p.m. Monday through Friday and City Hall hours will remain 7:30 a.m. to 4:00 p.m. If the public needs to meet with a staff member outside of those hours they are welcome to call and make an appointment to handle that.  
The front door receptionist has worked out very well and we will continue that spot to help the people walking into City Hall for the foreseeable future.
- All **public meetings** outside of Planning & Zoning will start back up in June. Planning & Zoning's public meeting held on June 3<sup>rd</sup> will continue to be virtual because of the notices that went out for that meeting and there is only one public hearing on that and then two other items on the agenda setting a public hearing for July.

**b. Director of Administration:**

- **Part-Time Firefighters Association** has indicated that their association has approved the draft of the collective bargaining agreement. It is now in final review by their legal counsel and so I would like to ask that Council vote out of committee that document so that it could be addressed at the next meeting if that is possible.
- **The other three unions** are all up for negotiations this year. All of our collective bargaining agreements end at the end of the calendar year of 2021 and we have already engaged informally with a couple of the unions, and we are going to be starting mid-summer or so with discussions with some of them.
- The elected officials and the Administration have been reviewing **our health care options for the City** in terms of consultants and brokers that would show us where our options might be.

**Mr. Loughry:** Mr. Cooper, I had a couple questions regarding the Firefighters' contract that I would prefer to ask in Executive Session.

**Dir. of Administration:** Yeah, I believe our plan is to, at the next meeting, go into Executive Session where we actually share the changed language with you prior to the meeting so you have a chance to review it and go into Executive Session to have a discussion and then hopefully ratify it when we are done.

**c. Director of Public Service:**

- I would like to request Council if they could **pass Ord. 67-2021**; that would be appreciated.
- **Maca Pool soft opening** starts tomorrow from 3:00 p.m. to 8:00 p.m. and on Saturday from 11:00 a.m. to 7:00 p.m. I'm sorry, Monday through Thursday is 11:00 a.m. to 7:00 p.m.
- **June 19<sup>th</sup> we will go back to doing a few Concerts in the Park.** We are only doing three on the Circle, but the Diamond Project starts on June 19<sup>th</sup>.

**Mr. Grimm:** Mr. Rorar, the property on Northwest Avenue, or Northeast Avenue that I keep bringing up; the one that had the fire. I noticed that the grass on that property is a good foot and a half to two feet long. Can we get somebody to cite that property and start getting it mowed?

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**Dir. of Pub. Service:** Yes sir.

**Mr. Grimm:** Obviously if they are not going to pay attention to trying to contact us; they are not going to mow the lawn. And clean off the porch if they will also. There is a bunch of debris on the porch.

d. **Director of Economic Development:** I have no official report, but I would be happy to take any questions.

e. **Director of Finance:**

- **Update on House Bill 157** that deals with the municipal income tax that did pass through the House to move to the Senate. They did address that any income tax withheld under the emergency provisions for 2021 would be eligible to be reimbursed through a refund if the applicant requested that if they were not working at the employer's location within the City with which it was withheld, so that is only for 2021. They did not address any of the income tax withheld in 2020 itself and it also gave the employer the opportunity to decide that they did not want to continue to withhold, and that the employer may, if they choose, start withholding at the actual location that the employee works.

f. **Director of Law:**

- **Public Meetings** – I did just want to make clear that we are permitted through the end of June to continue to have meetings virtually. At first, we believed that with the lifting of some of the or almost all of the health orders associated with Covid by the Governor that that might also mean the lifting of the State of Emergency, but that is not our understanding at this point and so Planning & Zoning will be meeting virtually, and they are doing that within the confines of what is permitted.
- **Dr. Cooper mentioned the Part-Time Firefighters meeting** to be voted out of committee. That ordinance actually does not need to be voted out of committee. When it was tabled, it was tabled to come back on June 10<sup>th</sup> which happens to coincide with when it needs to come back, so that will automatically come back on Council's agenda at the next meeting, so the committee does not need to take any action to do that tonight.

**Mr. Loughry:** Mrs. Raber, since we are allowed to stay virtual, I would like to stay virtual just because I thought we were and so I scheduled a trip to be gone on the 10<sup>th</sup> thinking that I could participate virtually, but I understand if the rest of Council wants to get together in person.

**Dir. of Law:** Yes, so that is completely up to Council.

**Pres. of Council:** I think we probably need to have a discussion about that at this time. What does everyone feel? I mean, I have been coming down to Council chambers this whole time, so it doesn't matter to me. I do like the safe space and the personal connections.

**Mr. Bollas:** Yeah, I second the face to face. I just wanted to ask a question. If certain disciplines are continuing to be virtual; are we still going to continue to stream the meetings for those who would like to attend the meeting in the community but are unable to attend in person if we choose to do so?

**Dir. of Law:** So right now, I don't believe that there is any mechanism to do that where we could have a split of virtual and in-person. Keep in mind that the virtual at this time will expire at the end of June. It is my understanding that there is legislation that is pending before the State Legislature to possibly extend that until the end of the year, but right now that is hung up in committee and hasn't really moved forward, so I really don't know that that will happen. So, right now the choice is to remain virtual, but only through the end of June and then go back to in-person.

Now we can record the meeting, but it would be likely at this point, we really don't have the technology to be able to record it and capture it in any way that is easy to watch and so what we anticipate doing and I believe what was indicated by Mayor Kline in the newspaper article, was that we intend to post the audio of the recording so it is still available to people that can listen to the meetings, but it would not be able to be doing it like a hybrid of both at the same time.

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**Mr. Grimm:** I am excited about going back to an in-person Council. I have never met Mr. Bollas and I look forward to that. I took this job and I kind of started off this way after 20 some years of in-person meetings and so I really am looking forward to getting back into Council Chambers.

**Mrs. Allman:** I am fine with either. I was actually in favor of June 10<sup>th</sup> still being virtual because I am also going out of town and so that is why I would like that.

**Mr. Sisak:** I am fine either way. If our space is ready June 10<sup>th</sup> but then we will only have 5 Council members present; you know, I don't know if that is worth it or not, or if we just wait until the second meeting in June or we just wait until the first meeting in July. It doesn't make sense to have a meeting and not be able to pass legislation.

**Pres. of Council:** I think you are correct and in light of you know two people only being able to participate virtually, I think we need to have our June 10<sup>th</sup> meeting virtually. Does anyone have any problems with that? No one responded.

**Mayor:** Madame Chair, also you do have two public hearings on June 10<sup>th</sup> which we have run public hearings virtually extremely well and with the new CDC regulations, anybody who has been vaccinated; you do not have to wear a mask or social distance, but if you have not been vaccinated and we are not asking who is and who is not, but we are telling them to wear their mask and social distance. But on June 10<sup>th</sup> you have two public hearings.

Pres. of Council: Right, we do those virtually too.

**Mr. Grimm:** Mrs. Kilway, since we have a problem with two members already taking vacation, I will make a motion that we go back to in-person meetings on June 24<sup>th</sup>. Seconded Mr. Loughry. Roll Call: Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas, Mr. Loughry, Mr. Grimm – unanimous. **The in-person Council meetings will resume on June 24<sup>th</sup> by a vote of 7-0.** So, we will be virtual for the 6-10-21 Council meeting and we will do both public hearings virtually.

**Dir. of Law:** OK, the only thing that I am concerned about is that the notifications may have already gone out to be an in-person meeting which we may have an issue with that. Mrs. Conti, do you know if the notifications for those public hearings have already gone out?

**Deputy Clerk of Council:** I do not. I don't think they have. I haven't heard Susan talk about doing those.

**Clerk of Council:** Megan, those have already been posted as being in Council Chambers.

**Dir. of Law:** Well, what we could do, and what we have run into is since some people are coming in person, as long as they can join the meeting virtually, we could still do that actually so if they attend . . . if they come to the meeting, in-person and we can get them on-line we will have a device where they can be present in the meeting and be able to observe it and then also be able to participate in the meeting virtually so we will have the technology there that they can do that. So, sorry; I'm just kind of; the whole discussion just kind of . . . I wasn't expecting all of that so I think that will work and we will be able to allow people if they do show up in person to participate virtually and we will go ahead and do that June 10<sup>th</sup> meeting virtual and then we will kind of put out there on the notices in social media that people can do it either way. Then the one that has already posted, we will make sure that we have someone available to let them in should anybody come wishing to speak. Alright. I think we have that worked out.

**10. Reports of Standing Committees of Council of the Whole:**

- a. **Planning and Zoning**  
James Donovan, Chair  
Craig Sisak, Vice Chair

**Mr. Donovan:** I call the Planning & Zoning Committee to order. We have no legislation before us at this time. Hearing none; I close committee.

- i. **Additional Items:** There are no additional items.

- b. **Finance**  
Craig Sisak, Chair  
James Donovan, Vice Chair

- i. **Second readings of Resolutions and Ordinances**

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- A. Ord. 63-2021** – Authorizing the Mayor to contract with United Survey Inc. for CCTV Inspection and Cleaning Consulting Services related to City Sewers and providing for immediate enactment.

**Mr. Sisak:** I call the Finance Committee to order. We have Ord. 63-2021 at 2<sup>nd</sup> Reading. Ord. 63-2021 was read into the record.

Mr. Donovan moved for the adoption of Ord. 63-2021. Seconded Mr. Loughry. Roll Call: Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas, Mr. Loughry, Mr. Grimm, Mr. Donovan – unanimous. **Ord. 63-2021 is adopted by a vote of 7-0.**

**Mr. Sisak:** Point of order for Mrs. Raber; it just seems like since we started this Mrs. Kilway and myself are stepping on each other. Is it permissible for the Chair of the committee to ask for a roll call and then make a statement at the end about the final vote?

**Dir. of Law:** There is nothing in the rules that specifies how that needs to be done. It just specified that a roll call needs to be taken.

**Mr. Sisak:** Well, I guess I don't know, but the Chair of the committee it seems like it is the Chair of that committee and you run your committee and I guess I don't know, is there any input from Council?

**Mayor:** I think it flows much smoother by the Chair of the committee to do exactly what you did Craig.

**Mr. Sisak:** OK, I don't want to be speaking out of turn, but I want this to be fluid and a more fluid process.

**ii. First readings of Resolutions and Ordinances**

- A. Ord. 64-2021** – Authorizing the Mayor to enter into a contract with the Environmental Design Group for the Broadband Infrastructure Implementation Study and Consulting Services, appropriating necessary sums, and providing for immediate enactment.

**Mr. Sisak:** We also have 1<sup>st</sup> Readings of resolutions and ordinances, and we have Ord. 64-2021. Ord. 64-2021 was read into the record. We will just give that a 1<sup>st</sup> Reading.

**Pres. of Council:** Excuse me Craig, just another point of order; everybody is in the committee. So, you don't have to just ask the Vice Chair. You can ask everyone on Council their opinion on giving it another reading.

**Mr. Sisak:** So, we should do a roll vote each time then?

**Pres. of Council:** No, I am not saying that, but you don't have to say you know just to the Vice Chair; you can say does anyone have any objection to you know giving it another reading or does anyone have any thought to you know adopting it at 1<sup>st</sup> Reading or anything like that. I'm just saying you don't have to just talk to the Vice Chair of the committee. You need to . . . we are all part of the committee at this point in time.

**Mr. Sisak:** OK, then I think you have an opportunity to speak up at any point in time then if you are part of the committee.

**Pres. of Council:** Exactly.

**Mr. Sisak:** OK. Thank you.

- B. Ord. 67-2021** – Authorizing the Mayor to exceed a contract with Cementech Inc. in excess of ten percent (10%) for concrete repair and providing for immediate enactment.

**Mr. Sisak:** We have Ord. 67-2021. Ord. 67-2021 was read into the record. Mr. Rorar, I think you wanted to speak to this?

**Dir. of Pub. Service:** Yes, so our concrete work is out and most of it is sidewalk for the base bid and we always add sidewalks on and there are always additional pieces added on and I don't know why this year is more excessive than it has been in the past. In addition to that we received a letter of someone who fell on Garwood; she tripped over the sidewalk and West Garwood was not part of the sidewalk program, but because of the notice that we were given that there were issues out there; I quickly threw that on there to correct the sidewalks on Garwood and so that is really where the big chunk of that increase for the base bid came.

The alternate for the Fire Station came from two inlets that were unknown and they were part of the project, but they were in very, very bad shape. They were deteriorated as they got into, they found that there was undersized pipe connected to them and so they had to start replacing the pipe. It was 6" and

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**Dir. of Pub. Service (Cont'd.)** they had to go to 10" pipe. That just created a snowball effect. Each section of the driveway and parking lot in that area just kept going. You had to replace every piece of that to replace the pipe. That is the reasoning on both the base bid and the alternate for the concrete.  
**Pres. of Council:** So basically Mr. Rorar, this is basically about a 20% increase over what was expected; correct?

**Dir. of Pub. Service:** Correct. There again, we are not out of the concrete; they still have roads to do.

**Pres. of Council:** We did have contracts and none of this is due to any unforeseen increase in building supplies; correct?

**Dir. of Pub. Service:** Correct.

**Mr. Loughry:** When the contractor is adding additional sections of sidewalk; do we approve those sections before they add them or do we give them a certain amount of latitude?

**Dir. of Pub. Service:** No, they don't do any sidewalks without us approving it.

Pres. of Council moved for the adoption of Ord. 67-2021 at 1<sup>st</sup> Reading. Seconded Mr. Loughry. Roll Call: Mrs. Allman, Mr. Sisak, Mr. Bollas, Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway – unanimous. **Ord. 67-2021 is adopted by a vote of 7-0.**

- C. **Ord. 68-2021** – Authorizing the Mayor to apply for and accept the Federal Surface Transportation Block Grant by the Akron Metropolitan Area Transportation Study for the Munroe Avenue Phase I to improve Eastwood Avenue to East Avenue and providing for immediate enactment.

**Mr. Sisak:** Next, we have Ord. 68-2021. Ord. 68-2021 was read into the record.

Mr. Grimm moved for the adoption of Ord. 68-2021 at 1<sup>st</sup> Reading. Seconded Mr. Loughry. Roll Call: Mr. Sisak, Mr. Bollas, Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman – unanimous. **Ord. 68-2021 is adopted by a vote of 7-0.**

Is there anything else to come before the Finance Committee tonight? Seeing none, I will go ahead and close committee.

iii. **Additional Items:** None.

c. **Personnel**

Christopher Grimm, Chair  
Rebecca Allman, Vice Chair

i. **First readings of Resolutions and Ordinances**

- A. **Ord. 65-2021** – Extending the training period for Finance Department Accounts Receivable Technician to 30 days and providing for immediate enactment.

**Mr. Grimm:** I call the Personnel Committee to order. The only ordinance before us this evening is Ord. 65-2021. Ord. 65-2021 was read into the record.

Mr. Sisak moved for the adoption of Ord. 65-2021. Seconded Mr. Loughry. Roll Call: Mr. Bollas, Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak – unanimous. **Ord. 65-2021 is adopted by a vote of 7-0.**

At our next meeting we will bring back Ord. 70-2020 on the Part-Time Firefighters and we will ask for an Executive Session to be called at the beginning of the meeting for discussion on that. Anything else for Personnel? Hearing none, I will close committee.

ii. **Additional Items:** None.

d. **Community Issues**

Dennis Loughry, Chair  
Jonathon Bollas, Vice Chair

**Mr. Loughry:** We have no legislation before us in our committee. Does anybody on Council have anything that they would like to bring up?

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**Mr. Bollas:** I would ask for clarification on the process for reviewing the application for the project at Washburn Road and Timbertop. Could I get a clarification on the process beyond the Planning & Zoning meeting. Would that then be presented to Council in terms of a public hearing?

**Dir. of Law:** Mr. Bollas, if I could answer that. The hearing is actually at the Planning & Zoning meeting. It is a preliminary plat and so it does not go in front of Council. After the preliminary plat process, they would come back for a final plat and if there were need for any dedication of streets or bonds, that would come in front of Council, but I don't know that that is going to be a situation with this one because the streets are already in existence should it be approved through Planning & Zoning.

**Mr. Bollas:** Secondly, I just wanted to say thank you to the Service Director. We had an issue with some soil and grass seed around some concrete slabs and that was quickly resolved, so thank you for that.

**Mr. Loughry:** Anybody else? No one responded. I just have a couple things as well. We are still working some bugs out with Kimble regarding when they will stop and pick from a resident and when they don't and what they will pick up and what they leave, but Mr. Rorar has been very, very helpful in working through those.

Also, as you know, we lease some City property to some groups; Little League being one and soccer clubs being another and so a couple different issues have come up to where a member of the organization has approached or interacted or called one of our residents telling them the terms of our agreement and when they could use something and when they cannot use something and so I just had a conversation with Mr. Rorar that I think that needs to be cleaned up and that if there needs to be any interaction between a resident on a City owned property, that interaction should happen between the City and the resident and not some civic group or sports presidents interacting with the resident. If there is a problem perceived by our lessor, then they should contact Mr. Rorar or his designate and communicate with us and we will communicate with the residents. That's all I had. Just my thoughts. Anything else to come before the committee?

**Mr. Sisak:** Dennis, on that, I can only imagine that you are probably talking about and I have had this conversation with Mr. Rorar in the past about the soccer fields and I know that he was going to implement some stuff and so maybe if Mr. Rorar could expand on what he implemented so that we are all kind of on the same page and then if we do hear or get complaints we will kind of know.

**Dir. of Pub. Service:** Councilman Sisak, the soccer field issue was resolved. We actually went up there and worked with the group that was utilizing those fields and they embraced that, and they moved to an open field when practice begins and so that issue is resolved. What Councilman Loughry was talking about was the baseball diamonds actually and there again, our parks are public parks and so they are open to the public unless there is a game going on, anybody and their brother can use those fields and that is only if there is a game or practice scheduled; that would be the only time you wouldn't be allowed to do it. So, we have expressed that to the individual as well. We express that to everybody at the start of the season, so we try reiterating that quite a bit.

**Mayor:** Mr. Loughry, the only field that is an exception to that is Mac Burleson Field. Tallmadge Little League has a lease for inside the fence line and so they probably do have a right inside the fence line, but all the other parks are open to the public.

**Mr. Loughry:** I get that; my concern more is the process that everyone knows that hey, we are leasing you these fields, whether they are baseball, soccer, or a pavilion or whatever and so we are leasing these and if there is an issue, you contact the City. I don't want . . . I am trying to hopefully circumvent a resident having an altercation of some sort with some board member you know of an organization. That's all.

**Mayor:** Right. I totally agree.

**Pres. of Council:** Is there any way we could possibly get like a fact sheet on who the lessees are and when they have permission to use the fields and when the rest of the public has permission to use any fields and have it posted at the fields so that it is black and white, and it is right there in front of everybody. I think that might help a lot too.

- i. **Additional Items:** None.

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**e. Safety**

Jonathon Bollas, Chair

Christopher Grimm, Vice Chair

**Mr. Bollas:** I call the Safety Committee to order. We have no legislation this evening. At this time, I would like to open up discussion to all of Council.

**Mr. Donovan:** Mr. Bollas, actually I do. I have had actually several new complaints on Eastwood between Six Corners and Brimfield with the truck traffic. I am not exactly sure what is causing that, but apparently there are a lot more trucks than there used to be. There is some concern about, especially about the dump trucks and the speed they are coming over the hill and I used to be the Ward representative here and if you don't know, all the mailboxes are on one side of the street through there and I have actually wondered how nobody has been hit yet with cars coming over the hill and I know we have addressed it before and we have actually put the speed sign out and several things, but I think the residents that I am talking to have kind just had it and if we are not going to do something or ticket a few people or make a point of slowing the people down there that it is just going to continue until there is a tragedy. We can't have trucks going 50 mph over that hill there before somebody does get hurt. I know this is probably the second or third time, but we need to do something. We really have to address it; that's all or tell people why we are not going to address it.

**Mr. Sisak:** So, I had a resident actually reach out to me about the speed tables that the City of Akron was putting in and I mentioned it to Mr. Rorar if that was something that maybe we could put over there.

My other comment was, and it is more the Law Director as far as how has it been when we have criminals, and the jails are still not taking people because of Covid and when do you see that opening up and how has that made your job more difficult Megan?

**Dir. of Law:** Thank you. So, it was challenging even before Covid with the availability of jail space and the Summit County Jail in particular had limited availability and it does get frustrating for Judges and at this point in time, it does make it even more challenging. We do have the benefit of being able to utilize Cuyahoga Falls for their jail and Macedonia jail as well. We have explored other possibilities as well and we will continue to do that, but right now we are in the same boat as almost every community within Summit County; not every community, but almost everyone with a lack of availability of jail space and it can make it challenging to sentence . . . ask for sentences or get sentences that we think would be more appropriate at times.

**Mr. Sisak:** And then to add on, I know a lot of times our Police force will pick up an individual that has an outstanding warrant that is maybe just driving through the city and again they are just releasing them based on jail space or lack of availability through Akron or Summit County. I mean, do you see that opening up any time soon or have you had conversations with the new Sheriff? What does that conversation look like and how do we make progress towards, I mean basically . . . ultimately enforcing the law and enforcing these people that have outstanding warrants and things like that?

**Dir. of Law:** First, I guess I want to be clear that people who are violent offenders obviously have priority and they are typically being held and again, we are able to utilize Cuyahoga Falls and Macedonia so if we do pick up someone with an outstanding warrant; a bench warrant and we do make every effort to hold them. Sometimes that is not possible if the facilities are full and we do our best to get appropriate bonds, but yes there is discussion and I think Covid has made it especially challenging and now that things are kind of opening up a little bit more, those conversations will begin again, but I can't give you a quick fix or an easy solution to that question.

**Mr. Sisak:** No, I know. I just wondered if that is something that is on your radar or something that you plan on having further discussions within the future. That's all.

**Mr. Bollas:** I have one more item. We had a concern noted and I notified the Mayor and the Law Director on Webb Road at Dunbar Elementary where there are baseball games going on; there was a concern in entering and exiting Webb with the parking along the side of the street in both directions and the solution we discussed was having a temporary No Parking sign on Webb Road there and I was just going to ask if there is any update or if you need anything from me at all on that?

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**Mayor:** No, I got it so noted and the Street Department should be putting those up really quick.

**Mr. Bollas:** Anything else for the Safety Committee? Hearing none, I close committee.

i. **Additional Items:** None.

f. **Public Service**

Rebecca Allman, Chair

Dennis Loughry, Vice Chair

i. **Second readings of Resolutions and Ordinances**

**A. Ord. 57-2021 – P.H. on 6-10-21 @ 7:03 p.m. –** Vacating the entry island (block A) at Bentley Place Boulevard that is not needed for municipal purposes.

**Mrs. Allman:** We have Ord. 57-2021. There is a public hearing on 6-10-21 @ 7:03 p.m. Ord. 57-2021 was read into the record. Are there any comments on this; if not, I will go on.

**B. Ord. 58-2021 – P.H. on 6-10-21 @ 7:06 p.m. –** Vacating 0.0879 acres of Treat Blvd. that is not needed for municipal right-of-way, retaining the utility easements, and dedicating a portion of parcel number 6000980 and the whole of parcel number 6000981, totaling 0.0974 acres for right-of-way.

**Mrs. Allman:** Next is Ord. 58-2021 and there is a public hearing on this also on 6-10-21 @ 7:06 p.m. Ord. 58-2021 was read into the record.

**C. Ord. 61-2021 – Ex. 1 – Ex. 2 – Ex. 3 – Ex. 4 –** Authorizing the creation and acceptance of an access easement at 221 Hanna Drive and drainage easements at 221 Hanna Drive, 245 Hanna Drive, and 278 Washburn Road and providing for immediate enactment.

**Mrs. Allman:** Next is Ord. 61-2021. Ord. 61-2021 was read into the record. I know at our last meeting it was stated that we could take this to a 3<sup>rd</sup> Reading. Are there any comments?

**Mr. Bollas:** I know I stated that at the last meeting, but if anyone has any questions on this, I worked with Service Director, and this has come a long way in the past year and so I am happy to help out to get this passed.

ii. **First readings of Resolutions and Ordinances**

**A. Ord. 66-2021 –** Authorizing the Mayor to enter into a cooperative agreement with County of Summit Department of Sanitary Sewer Services for installation of a sanitary force main as a part of the East Avenue/Washburn Road intersection Improvement Project and providing for immediate enactment.

**Mrs. Allman:** Next, we have Ord. 66-2021. Ord. 66-2021 was read into the record.

**Dir. of Pub. Service:** So, down in that section of town, Summit County has the sanitary sewer, and they need to replace that force main that runs down there now and with the Washburn/East Avenue Intersection Project it just made sense to have them tack that onto our engineering and then have D.O.E.S. pay for that portion of the bid. So that is part of our bid package for the East Avenue/Washburn Intersection, but it is to replace that force main and that would run along East Avenue outside of the roadway. So, it is a cooperative agreement with them, and they are on board.

**Mrs. Allman:** So, Ord. 66-2021 is at 1<sup>st</sup> Reading and will remain before the Public Service Committee.

**B. Ord. 69-2021 –** Authorizing the creation and acceptance of a permanent right-of-way for 0.001 acres from Parcel 6006569 and 0.116 acres from Parcel 6004337 and providing for immediate enactment.

**Mrs. Allman:** Ord. 69-2021 is at 1<sup>st</sup> Reading. Ord. 69-2021 was read into the record.

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Mr. Grimm moved for the adoption of Ord. 69-2021 at 1<sup>st</sup> Reading. Seconded Pres. of Council Kilway. Roll Call: Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas – unanimous. **Ord. 69-2021 is adopted by a vote of 7-0.**

**C. Ord. 70-2021** – Accepting 0.081 acres for a utility easement from Tallmadge Alliance Fellowship of the Christian and Missionary Alliance along East Avenue at Parcel 6005192 for public purposes and providing for immediate enactment.

**Mrs. Allman:** Next is Ord. 70-2021. Ord. 70-2021 was read into the record.

Mr. Loughry moved for the adoption of Ord. 70-2021 at 1<sup>st</sup> Reading. Seconded Pres. of Council Kilway. Roll Call: Mr. Loughry, Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas – unanimous. **Ord. 70-2021 is adopted by a vote of 7-0.**

**Mr. Donovan:** I am going back to that other one that I asked Mr. Rorar about why we were holding up on that. We might as well pass that this evening too. I forget what number that was; I apologize.

**Mayor:** 66-2021.

**Mr. Donovan:** I would make a motion to pass that this evening also and be done with this. Seconded Mr. Sisak. Roll Call: Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas, Mr. Loughry – unanimous. **Ord. 66-2021 is adopted by a vote of 7-0.**

iii. **Additional Items:** None.

11. **Reports of Special Committees:** None.

12. **Announcements:** None.

13. **Adjournment:** Mr. Donovan moved to adjourn. Seconded Mr. Loughry. Roll Call: Mr. Grimm, Mr. Donovan, Mrs. Kilway, Mrs. Allman, Mr. Sisak, Mr. Bollas, Mr. Loughry – unanimous.

Pres. of Council: **The Virtual Regular Council meeting adjourned at 8:15 p.m.**

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Adopted:

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Susan E. Burton, Clerk of Council

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Carol A. Kilway, President of Council