

VIRTUAL REGULAR MEETING

Council Chambers @ 7:00 p.m.

June 24,

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1. **CALL TO ORDER.** President of Council Kilway called the Regular Council meeting of Thursday, June 24, 2021, to order at 7:00 p.m.
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 Law Raber, and Clerk of Council Burton.
4. **CORRECTING AND ADOPTING THE PREVIOUS MEETING MINUTES:** 6-10-21 Virtual Regular Council Meeting minutes. Mr. Loughry moved to adopt the 6-10-21 minutes. Seconded Mr. Sisak. Roll Call: Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway – unanimous. **The Regular Meeting minutes of the 6-10-21 meeting were adopted by a vote of 7-0.**
5. **Financial Reports:** None.
6. **Public Hearings:** None.
7. **Community Input:** We do have someone in attendance today that would like to speak. If you would just come to the podium and state your name and address. These meetings are recorded.
Vic Pallatta, 407 Marian Lake Blvd., Cuyahoga Falls. I am representing 110 Woodside Lane here in Tallmadge. My daughter and her husband are working. I will make this brief. There is a huge amount of children, as I understand, in the Woodridge area and surrounding areas that would benefit by having a park on that side of town. I did talk to Summit Racing to see if they would be collaborating that possibly with the city. As I understand the City of Tallmadge; the Parks and Rec don't own the playground areas. It is owned by the School Board. I know I only have 2 minutes and so my second request is and I think I had spoken to Mr. Rorar, that the Woodridge area there and I guess there are other areas in Tallmadge that there has been a moratorium on trees. They lift the sidewalks and so I am not an arborist, but the arborist that we had suggested that we use a service bearing tree, Autumn Brilliance and I think we spoke about that. They don't lift the sidewalks.
Mayor: Thank you for coming in. Let me speak a little bit about Dunbar School and everybody has been calling and asking what we are going to do with Dunbar School. In dealing with the new Superintendent, Steve Wood; he has definitely approached us asking us if the City of Tallmadge would want to take that building over. They are going out to auction that building very soon. The issue is that the building for a tear-down; we are waiting to see what that would involve tearing that building down. But we are in line as a city and a municipality, government to government; we would be first in line to be able to get that if we want to take on that debt burden.
Mr. Sisak: I mean, if we could get a block grant or some other grants for the raising of the building and then re-building and then retain the property. The building I think is beyond its use and the other thing about the playground is I know the PTA has dumped thousands and thousands of dollars into that playground within the past probably 6 or 7 years. So, yeah, if there is a way that we could retain that and add it, that would be wonderful.
Mayor: I do have a meeting with Steve Wood this coming Tuesday and that is a topic of discussion.
Mr. Grimm: There is nothing on the east side. There is nothing in the 3rd Ward where they can take their kids to a park. I strongly believe that it is the right thing to do is to acquire that building even if the building structure has to stay there a few years, but to take that and to look to build an additional ball field; it's only like 5 acres is all it is. You are going to build a mini park in there.
Pres. of Council: I would have to agree on that as well.
Dir. of Pub. Service: If I could take a crack at the tree lawn. To let you know, we do have a game plan to put out for some trees in the tree lawns. It is just not ready yet.
Mr. Pallatta: I asked Amanda from Summit Racing if she would speak to you if somehow it becomes a city park or themed as a city park if they could donate some of that property and expand the park. She said she was going to speak to you and I'm not sure if she did.
Mayor: She hasn't yet.
Mr. Pallatta: But Summit Racing was open to it they said.
Mayor: So, we will get with Summit Racing and talk about it. Thank you.
8. **Agenda Additions**
 - a. **Executive Session: Re: Pending Litigation prior to adjournment.**
 - b. **Reminder – Joint Work Session of Council and Planning & Zoning Commission. June 30th @ 7:00 p.m. in Council Chambers Re: Draft Zoning Code.**
9. **Reports of Administrative Officers:**
 - a. **Mayor/Director of Safety**
Mayor: Thank you. It is good to see Council Back in Chambers.

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- **Farmer's Market** – It opened last week. We had 23 vendors for the first week at the Farmer's Market. It was the largest start-off of any Farmer's Market we have ever had up there. On July 8th we will have a food truck.
- Last week we had the **Diamond Project** scheduled for the Tallmadge Circle. They were gracious enough to reschedule July 22nd which is a Thursday night for them at 6:30 p.m. and the Time Machine is Saturday, July 24th so we will literally have two Concerts in the Park that week.
Tallmadge Fire Department Full-Time applications were being accepted until today at noon. We did receive 28 applications for full-time firefighters, and we also have part-time applications being accepted now through I think the second week in July. We have a couple folks who are going to retire and move out of Tallmadge or out of State actually and that is probably going to happen sometime towards the end of this summer. We are out looking for replacements for that.
- In the **Police Department**, through the National Testing Agency, we are currently out to getting applications through that testing agency and those will go through July 19th.
- You can see our **brand-new fire truck**. A couple of folks from the Fire Department travelled to Wisconsin to look at it and to go over it and to accept it and to do a check list of the items that were on the truck, and it is due to be released to us in the next week or so and you can see it is 78,000 lbs. and 44' long. It replaces a 26-year-old truck. We hope to have it in service sometime in October or November.
- This is a **rendering of the new Fire Station No. 2**. This exact photo will be placed in front of the existing Station 2 facing 6 Corners. We will be putting that up after we do the groundbreaking and so we are trying to organize a groundbreaking sometime next week or the following week and I am thinking it is going to be around noon time or we can try to make it in the evening. Today the construction fence did go up. When Mollie gets back next week, we are working on the contract for Phase I which is the site portion of it. It was originally coming in around \$2 million for the site which included all of the underground and a lot of prep, and we got it down now to \$1.35. As you can see, this rendering shows the roof that we are going with. We wanted to do a metal roof on some of the original renderings; the difference between the shingle roof and the metal roof was \$600,000. We are under \$8 million, but we are working to get it down a little bit further.
I had to throw this in there; Dr. Cooper showed me **an article that was in a national Government Tech magazine** that goes nationwide and as you can see, and it is highlighted, **"Summit County Executive, Eileen Shapiro and Mayor Kline of the City of Tallmadge are some of the most notable leaders on the opposition of this amendment down in Columbus."** You know as I have asked Council about the broadband, and I think everybody is on board about opposing what is down in Columbus. There is a resolution tonight that I would ask Council to consider adopting for opposing the broadband amendment that is in the budget that may be adopted tomorrow. They were talking about taking it to a vote tomorrow, but it has to be done by July 1st and so June 30th, which is next week is the ultimate deadline for them to vote on it. So, we are asking for your consideration to adopt that legislation so we can fax it down to the State tomorrow morning.
So we have two other ordinances; **one is authorizing us to spend \$60,000 for an engineering study for the broadband** and that I am going to ask Council, not for tonight, but that will be rejected because if you recall at the last Council meeting, I said that CDBG was offering a 50/50 grant to redo the same thing that we were going to go forward with the \$60,000 and so we have an ordinance in there to apply for the CDBG Funds and to allow us to go forward with the study. I am only going to ask for 1st Reading of that because if they keep the budget amendment in there, then we won't be able to get the CDBG Funds and we won't be able to go forward with that study.
There is an ordinance in there for the **new subdivision out at Ripley Farms**. Phase I; we did install conduit in the ground in anticipation for this and that was done on last year's budget. Phase II and Phase III; the road it installed and so I have legislation to reappropriate money to put that conduit in the ground and I still think we should go forward with the conduit even if the State says we are not going to allow municipalities to do broadband because it is so much cheaper to put it in now than it will be later. Ohio Edison, the

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Mayor (Cont'd.) developer, puts the trenches in and Ohio Edison puts their pipe in and then the other utilities put their stuff in and then our utility folks will put our pipes in and leave them empty for future fiber. I think that is the end of my report.

Mr. Bollas: Did you mention a date for the ribbon cutting?

Mayor: I did not. I am trying to organize that for next week. I was just really polling Council to see if noon would work on Wednesday or Thursday of next week.

Mr. Grimm: Dave, on the broadband; personally, I think we need to progress with this thing. Most people with common sense realize it was stuck in there as a political favor from somebody. I think we should go ahead, personally; and adopt the legislation when it comes to the floor and wait and see what happens. It is the same thing with the CDBG money; we should apply for it and have that ready to go and if it falls apart; it falls apart. If something happens and they pull it out next week, we will be the first one at the table waiting to get the money from CDBG. We should be prepared and when the money becomes available, we are the first one in line.

Mayor: That would be great. I just didn't want to put that on Council to do a 1st Reading adoption.

Mr. Grimm: It is going to happen. The real shame would be to finish the development and not have the conduit in the ground. I really think we should adopt all of three of them tonight.

Mayor: Thank you. And the one would be withdrawn. The resolution of opposing it would be one.

Mr. Sisak: Ord. 76-2021 is to adopt and then 64-2021.

Pres. of Council: 64-2021; is that the one that needs to be amended?

Mayor: Rejected. Reject 64-2021 and adopt . . .

Pres. of Council: Adopt 76-2021 and Res. 13-2021.

Mayor: And 79-2021. We will walk through it when we get there.

Pres. of Council: I just had one quick question in reference to the Fire Station 2 with the demolition of the homes and that; they found a natural spring? How are we going to work around that? How does that work?

Mayor: So, the natural spring is in the detention pond.

Pres. of Council: It is in the detention pond? How lucky did we get?

Mayor: So, the last house that we purchased where that detention pond is; we just can't get it dry to backfill it and so we just said we would leave it go and so we will work the pond into that.

b. **Dir. of Administration:** Good evening everyone. Welcome back. Mayor Kline addressed every single thing I was going to talk about. So, I have no further report this evening unless you have any questions.

c. **Dir. of Pub. Service:** Good evening. Just a couple things. **July 1st** at the Tallmadge Rec Center we are going to **start selling daily admissions** again and so I want to emphasize the Tallmadge Rec Center; that is not Maca Pool; that is Tallmadge Rec Center.

Also, we **awarded the contract to Lockhart for the East Avenue/Washburn Intersection Improvement**. They are planning on starting on July 6th.

Then lastly, with the same project, I'll be coming to you at the next meeting with an **M.O.U. with the Summit County D.O.E.S.** to fund the force main part of that project. It is replacing the existing force main that is there now. It makes sense to do it while we are doing that project, so I'm just letting you guys know.

Mr. Sisak: How is that going to work? Is the railroad track going to be done over there off of Eastwood?

Dir. of Pub. Service: That is only supposed to be closed for a week so it will be . . . they probably won't have a whole lot going on at the Washburn intersection that week.

Pres. of Council: Mr. Rorar, I just want to remind the city that we do have a lot of neighborhoods that are 50+ years old and the cement curbs in those neighborhoods and the driveway approaches are deteriorating rapidly and so maybe if we could take a look at some of them in some of the older neighborhoods and see what needs to get fixed and what doesn't and try to work it into our budget; I think that would be great for our citizens.

Dir. of Pub. Service: We will take a look at that.

d. **Dir. of Econ. Development:** Good evening. I have no official report, but I would be happy to answer any questions that you might have.

e. **Dir. of Finance:** Mrs. Gilbride is not here.

f. **Dir. of Law:** Welcome back to everyone. It is nice to see everybody in person instead of on the computer screen. I'm glad we are all back and I have no official report this evening.

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

a. Planning and Zoning

James Donovan, Chair

Craig Sisak, Vice Chair

i. First Readings of Resolutions and Ordinances

A. **Ord. 75-2021** – Approving and granting a conditional zoning certificate to applicant Ken Stuursma/Tru North Deck on behalf of the owner Eric Taiclet for a building materials store with outside display not totally enclosed to be located at 1377 Southeast Avenue.

Mr. Donovan: I call Planning & Zoning to order. We have Ord. 75-2021 at 1st Reading. Ord. 75-2021 was read into the record. The recommendation was to just give this a 1st Reading.

B. **Ord. 73-2021** – To consider a conditional zoning certificate for special nonresidential development for a mixed use of single-family dwelling, agricultural use to keep small livestock (ungulates, poultry, and fowl), apiculture, crop harvesting with onsite sales/market space (agro-tourism farm) and (outdoor) photography services at 551 Northeast Avenue (PN 6005248).

Mr. Donovan: Next, we have Ord. 73-2021. Ord. 73-2021 was read into the record. The recommendation was to just give this a 1st Reading.

ii. **Additional Items:** None.

b. Finance

Craig Sisak, Chair

James Donovan, Vice Chair

i. Third 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: I call the Finance Committee to order. We have Ord. 64-2021 before us at 3rd Reading. Ord. 64-2021 was read into the record. I am looking for a rejection from the committee please.

Pres. of Council: I move to reject Ord. 64-2021. Seconded Mr. Loughry.

Mr. Grimm: Explain to me why we are rejecting this.

Mr. Sisak: This was the one that didn't have the block grant.

Mr. Grimm: Right, but you can't use a block grant with this ordinance?

Mayor: So, if you go to Ord. 79-2021 which I do have up on the screen,

Mr. Sisak: Ord. 76-2021 is the ordinance that has the CDBG linked with it for the broadband for EDG. It is at 1st Reading.

Mr. Loughry: We just need to state the reason for the rejection.

Dir. of Law: So, the reason for the rejection is that this ordinance accomplishes the same thing as the other ordinance did in addition to allowing us to apply for the CDBG monies. The other one had an appropriation that we would be paying the entire amount and this one allows us to apply and get funding for that and then appropriate accordingly.

Mr. Sisak: Madame Clerk, can you call the roll please. Roll Call: Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mrs. Allman – unanimous.

Ord. 64-2021 has been rejected by a vote of 7-0.

ii. Second readings of Resolutions and Ordinances

A. **Ord. 72-2021** – Authorizing the Mayor to enter into an agreement with East End Welding, LP for a New Jobs Program Grant pursuant to T.C.O. 160.05 and providing for immediate enactment.

Mr. Sisak: Next, we have Ord. 72-2021. Ord. 72-2021 was read into the record. The recommendation of the committee was to give Ord. 72-2021 a 2nd Reading.

iii. First readings of Resolutions and Ordinances

A. **Ord. 78-2021** – Authorizing the Director of Public Service to advertise for bids and the Mayor to award a contract for temporary labor and providing for immediate enactment.

Mr. Sisak: Ord. 78-2021 is at 1st Reading. Ord. 78-2021 was read into the record. I think, Mr. Rorar, you are hiring for the fall leaf program.

Dir. of Pub. Service: What we would like to do is a hybrid of what we did last year. We are looking at probably instead of 16-20 seasonal workers which we normally, we are looking at between 4-5 and so that is a smaller version, but we would still like to bring in a few of them.

Mr. Sisak: Would you like this adopted tonight or is it not a time issue for you?

Dir. of Pub. Service: It's up to you folks. It would be great, but there again, it is not necessary.

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Mr. Grimm: This is pretty much a housekeeping ordinance that we do every year, so let's just go ahead to adopt it and move on. So, I will make a motion to adopt Ord. 78-2021. Seconded Mr. Loughry. Roll Call: Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas – unanimous. **Ord. 78-2021 is adopted at 1st Reading by a vote of 7-0.**

B. Ord. 79-2021 – Authorizing the appropriation of additional amounts and providing for immediate enactment.

Mr. Sisak: We also have Ord. 79-2021 at 1st Reading. Ord. 79-2021 was read into the record. That's about as vague as you can get.

Mayor: This is for the conduit for Phase II and Phase III at Ripley Farm. The road is in and they are going to start the infrastructure, so I could use it at 1st Reading.

Mr. Sisak: What is the dollar amount; I did not see that?

Mayor: \$41,000.

Mr. Loughry: I move for adoption. Seconded Mr. Grimm. Roll Call: Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Donovan – unanimous. **Ord. 79-2021 is adopted by a vote of 7-0.**

iv. **Additional Items:** None.

c. Personnel

Christopher Grimm, Chair

Rebecca Allman, Vice Chair

Mr. Grimm: I call the Personnel Committee to order. We have no legislation at this time. I do have a question for Mr. Cooper; what is our minimum wage right now for our summer help and so forth?

Dir. of Administration: I don't have the figures in front of me.

Mr. Grimm: I only ask that because McDonald's is like \$13 or \$14 an hour and I was just curious if we are having trouble getting people maybe our minimum wage is just too low.

Mayor: We don't have too much trouble at Maca. We filled that roster up extremely well this year. The Part-Time Firemen are in the range of \$21 to \$22 and we are struggling to fill that spot. The other part-time positions: we don't seem to have any issues with.

Dir. of Administration: To answer your question, I don't have that information with me, but I would be happy to get it to you if you like.

Mr. Grimm: If you just want to shoot it off to me, I would appreciate it.

Pres. of Council: The current minimum wage for Ohio is \$8.80/hr.

Mr. Grimm: Yeah, but I don't think anybody is paying that though.

Mayor: Our Band 1 is always at the minimum wage.

Mr. Grimm: Anything else to come before Personnel? No one responded. I will close committee.

i. **Additional Items:** None.

d. Community Issues

Dennis Loughry, Chair

Jonathon Bollas, Vice Chair

Mr. Loughry: I call Community Issues to order. We have no legislation. Anything else?

Mr. Bollas: Was there any response to the complaint received about the fireworks controls or how do we handle those complaints?

Mayor: I was going to bring it up under your committee; Safety. So, I talked to the Police Chief today. The State legislators were changing the laws about fireworks. Local municipalities could take out a 3-day permit to allow fireworks in your community. They didn't pass that at this point and so this year it is illegal to use fireworks in the City of Tallmadge.

Dir. of Law: To be clear; it is still illegal statewide.

Mayor: We get complaints every year. We will go out and warn the person the first time around and the second time they will be ticketed.

Dir. of Administration: The current legislation that is pending and is not in effect also says that it goes into effect 351 days after it passes, so it is, even if it passed today, it won't affect the 4th of July or you know, New Year's Day or anything like that.

Mr. Sisak: I have been talking to Mr. Rorar about some issues at Lions Park basketball and I just appreciate the follow-up and you were working on getting the basketball court lights on a separate breaker?

Dir. of Pub. Service: Correct

Mr. Sisak: That is being worked on as we speak?

Dir. of Pub. Service: Hopefully, we should get something soon.

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Pres. of Council: I did receive a couple of e-mails in reference to residents cooking in their garages and using their garages as kitchens and living rooms and they don't seem to like it; the other residents don't seem to like it, but in talking with Mrs. Raber, I mean it's no different than having you know a man cave in your garage.

Dir. of Law: Mrs. Kilway, if I could, we have verified with the Safety Services with the Fire Department and there is no Fire Code violation there. I mean you can have a rated appliance; it could be a stove; you could do your fish fry; you could do your turkey fry in your garage. Actually, the garage, because it has a firewall that separates it from the house, ironically it is one of the safest places to do some of those activities.

Mayor: But it does have to be an approved appliance. So, you can't have open charcoal in your garage; you have to have a fireplace that is properly vented to the outside and the gasoline products probably don't come in contact with the open flames.

Dir. of Law: Right, no open flames in your garage. Those have to be 15 feet away from the house.

Pres. of Council: So, how would a stovetop work, if it is a gas stovetop that they have rated and professionally installed in their garage; it is going to have an open flame?

Dir. of Law: If it is professionally installed and it is fire rated, then the Fire Chief or the Fire Marshal has indicated that that is not a Fire Code violation.

Pres. of Council: OK.

Mr. Donovan: I know this has come up before, but I am going to bring it up again because it seems to be getting more prolific. People camping in their driveways. We have campers with people living in their driveways in multiple locations around Tallmadge.

Dir. of Law: So that can be problematic. We have to be able to demonstrate that they are actually living and residing there as opposed to just occasionally utilizing the resources of their camper or running it. Currently the campers are permitted as long as they are on a paved surface or a gravel surface according to our Code.

Mr. Donovan: I mean, one for a while had the sewer hooked up. They have electric hooked up; water hooked up . . .

Dir. of Law: If you have those complaints, we can certainly monitor that, and it does present a challenge to be able for us to prove that.

Pres. of Council: So, on that note, I noticed in my neighborhood a couple times that there will be a camper that kind of just shows up and is kind of parked in front of the house and it is obviously people who are visiting, and they hook all of their stuff up to the house and they stay there for a weekend or something like that. Is that permitted?

Mr. Loughry: So, we allow home-based businesses and so people run businesses out of their homes. We say that is OK and we take their income tax, and we are fine, but as soon as they move the exact same use to an outbuilding on their property then we get mad about that. It is on my property, and I am still paying taxes; I don't understand the rationale. We may discuss that next week at our joint work session. Some residents had called me about that, and I told them to call Mrs. Hussing.

Mr. Grimm: I guess the question comes back up with what Jim was talking about with these campers. In my neighborhood you can pull into my allotment and there are two neighbors that are catty-cornered from each other, and they both have 25-30' campers parked in their driveways, and they have been there for months. I guess for Council to ponder is do we want to put a limit to how long you can park one of those units in your driveway.

Is it proper to allow a neighbor to park a unit that large in the front yard for an indefinite period of time, or should we ask people to be respectful to the neighborhood and leave it there for 7 days or maybe 10 days, but you need to move it somewhere else?

Mr. Sisak: I think next Wednesday hopefully we can get some clarity to some of this when we have our conversation with P&Z.

Dir. of Law: Some of that relates to the parking code. Some of that could be managed through that and some could be managed through separate code sections.

Mr. Loughry: Or if you allow it, you put it behind the setback of your rear yard. You don't let it be out in front.

Mayor: A lot of deed restrictions have that in there. In my allotment you are not allowed to have those in there. You are not allowed to have a shed either, but everyone has a shed. Deed restrictions are only enforced by property owner to property owner. It is not the city that enforces it. Jim, I know your neighborhood has to have some deed restriction probably stating that there are no RV trailers being parked in the driveway and Whitegate might have the same thing.

Mr. Loughry: I am trying to end my committee. Is there anything else? No one responded. I close committee.

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 before us this evening. Does anybody have anything for the Safety Committee? No one responded. I wanted to ask one clarification question; we had talked about in the past about two structures that were unfortunately victims of fire in the area. Are there any updates on what is going on with those structures?

Dir. of Law: So, we did issue a citation to the property owner of the house on Northwest Avenue.

been delivered and we anticipate that there should be some movement on demolition on the one on East Avenue soon.

Mr. Bollas: Is there anything else for the Safety Committee this evening? No one responded. I will 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. 71-2021** – Providing for the submission to the electors of the city various amendments to the City Charter as proposed by the Charter Review Commission and providing for immediate enactment.

Mrs. Allman: I call the Public Service Committee to order. We have Ord. 71-2021 at 2nd Reading. Ord. 71-2021 was read into the record. **The committee recommends just giving this a 2nd Reading.**

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

A. **Ord. 74-2021** – Declaring certain City-owned equipment to be excess and authorizing the Fire Chief to trade-in such equipment and providing for immediate enactment.

Mrs. Allman: Next, we have Ord. 74-2021 at 1st Reading. Ord. 74-2021 was read into the record.

Mr. Grimm moved for the adoption of Ord. 74-2021. Seconded Mrs. Kilway. Roll Call: Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm – unanimous. **Ord. 74-2021 is adopted by a vote of 7-0.**

B. **76-2021** – Authorizing the Mayor to apply for and receive funding from the Community Development Block Grant (CDBG) Program for the Broadband Infrastructure Implementation Study and Consulting Services and authorizing contracting with the Environmental Design Group for the same, appropriating necessary sums, and providing for immediate enactment.

Mrs. Allman: We have Ord. 76-2021 at 1st Reading. Ord. 76-2021 was read into the record.

Mrs. Kilway moved for the adoption of Ord. 76-2021. Seconded Mr. Grimm. Roll Call: Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway – unanimous. **Ord. 76-2021 is adopted by a vote of 7-0.**

C. **Ord. 77-2021** – Authorizing the City of Tallmadge to obtain a municipal separate storm sewer system national pollutant discharge elimination system (“MS4NPDES”) permit and providing for immediate enactment.

Mrs. Allman: Ord. 77-2021 is at 1st Reading. Ord. 77-2021 was read into the record. Mr. Grimm moved for the adoption of Ord. 77-2021. Seconded Mr. Loughry. Roll Call: Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry – unanimous. **Ord. 77-2021 is adopted by a vote of 7-0.**

D. **Res. 13-2021** – A resolution opposing provisions of the Ohio Senate Omnibus Budget Amendment which would effectively prohibit in the State of Ohio the new construction of public-owned broadband networks, and the ongoing provision of broadband services provided by public-owned networks such as Fairlawn GIG and Hudson’s Velocity Broadband, thereby harming the ability for Ohio’s residents and businesses to participate in the 21st century digital economy and declaring an emergency.

Mrs. Allman: Last, we have Res. 13-2021 at 1st Reading. Res. 13-2021 was read into the record.

Mr. Grimm moved for the adoption of Res. 13-2021. Seconded Mr. Loughry. Roll Call: Mrs. Allman, Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak – unanimous. **Res. 13-2021 is adopted by a vote of 7-0.**

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iii. **Additional Items:**

Mr. Grimm: Coming into town every day, I stop at that 6-Corners light coming in toward the Circle, the garage on the left-hand side there has been in repair for years. What is the status of that thing? When are they going to get that thing done? Do you have any idea?

Mayor: No, but we'll find out and get back to you. I know Jerry no longer owns it.

Mr. Loughry: I think the guy on the corner owns it. I believe Deaton.

Mr. Grimm: The other one is if you look to the right, that building used to be a gas station years and years ago. It is pretty much an eyesore. It is a shame when you come into the city that those are the two buildings that you get stuck looking at at that light. It would be nice if they would clean up that site also.

Mr. Donovan: I don't know how recent this was, but did the sign that says Welcome to Tallmadge near Mogadore get knocked over?

Dir. of Pub. Service: Yes, we are in the process of making sure we get that back up. We do have the accident report as well as the Police report.

Mrs. Allman: Anything else for Public Service? No one responded. I close committee.

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

12. **Announcements:** Executive Session re: Pending Litigation prior to adjournment.

Mr. Sisak moved to go into Executive Session regarding pending litigation at 8:18 p.m. Seconded Mr. Bollas. Roll Call: Mr. Bollas, Mr. Donovan, Mr. Grimm, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mrs. Allman – unanimous. **Council went into Executive Session at 8:18 p.m. by a vote of 7-0.** It is 8:45 p.m. and we have returned from Executive Session.

13. **Adjournment:** Mr. Loughry moved to adjourn. Seconded Mr. Sisak. Voice vote 7-0. **The Regular Council meeting of 6-24-21 adjourned at 8:45 p.m.**

sb

Adopted:

Susan E. Burton, Clerk of Council

Carol A. Kilway, President of Council