

VIRTUAL REGULAR MEETING

in Council Chambers @ 7:00 p.m.

July 9,

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- 1. **CALL TO ORDER.** President of Council Kilway called the Virtual Regular Council meeting of Thursday, July 9, 2020 to order at 7:04 p.m. This is a virtual meeting due to the State of Emergency.
- 2. **SILENT PRAYER:**
- 3. **PLEDGE OF ALLEGIANCE:**
- 3. **ROLL CALL:** Mr. Bollas, Mr. Carano, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mr. Donovan – present. Also present were Mayor Kline, Dir. of Pub. Service Rorar, Dir. of Administration Cooper, Dir. of Economic Development Springer, Dir. of Law Raber, Dir. of Finance Gilbride and Clerk of Council Burton. Mrs. Allman was excused.
- 4. **MINUTES:** 6-25-20 Virtual Regular Council Meeting minutes. Mr. Loughry moved for the adoption of the minutes. Seconded Mr. Donovan. Voice vote 6-0. **The 6-25-20 Virtual Regular Council Meeting minutes were adopted by a vote of 6-0.**
- 5. **FINANCIAL REPORTS:**

- **Fire & EMS Fund Transfer in the amount of \$110,000 to Council on 6-30-20.**
- **Street Maintenance & Repair Transfer in the amount of \$100,000 to Council on 6-30-20.**
- **Bond Retirement Transfer in the amount of \$79,500 to Council on 6-30-20.**
- **Police Pension Transfer in the amount of \$78,250 to Council 6-30-20.**
- **Appropriation Report, Fund Report and Revenue Report for the period ending 6-30-20 to Council on 7-6-20.**
- **June Financial Reports to Council on 7-6-20.**
- **Tallmadge Recreation Center Profit and Loss Report for the period ending 6-30-20 to Council on 7-6-20.**
- **Income Tax Comparisons for the period ending 6-30-20 to Council on 7-6-20.**
- **Revenue Comparisons for the period ending 6-30-20 to Council on 7-6-20.**
- **Consolidated Investment Portfolio for the period ending 6-30-20 to Council on 7-6-20.**

Mr. Sisak moved for the approval of the financial reports. Seconded Mr. Donovan. Voice vote 6-0. **The Financial Reports from Dir. of Finance Gilbride have been accepted by a vote of 6-0.**

- 6. **PUBLIC HEARINGS:**

<p>Ordinance 43-2020</p> <p>PERSONNEL</p> <p>P.H. ON 7-9-20 @ 7:03 P.M.</p>	<p>At 3rd Reading.</p> <p>Establishing the number of non-collective bargaining employees by department and position pursuant to R.C. 731.08 and providing for immediate enactment. needed for municipal purposes.</p>
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Pres. of Council: It is now 7:08 p.m. and I call the public hearing for Ord. 43-2020 open. Is there anyone who would like to speak in favor of Ord. 43-2020? At this point in time, since this is a virtual meeting and our meetings are recorded so, we did not receive anything from the residents who are in favor of it at this time.

Mayor: I just wanted to confirm what you just said that it is a virtual meeting and there is also a note on the front door that I am looking at right now. I am at the front door and if anybody wanted to speak specifically on this ordinance, I would help with the way they could talk to us and there were no letters, but you will have to confirm that with the Clerk of Council.

Pres. of Council: Yes, Susan there were no letters as of this afternoon that came in in reference to Ord. 43-2020; correct?

Clerk of Council: Yes.

Mr. Carano: Is this where I recommend adoption or how does the process work here?

Pres. of Council: We haven't finished the public hearing and then I will call you as Chair so you can open your committee.

Mr. Carano: Alright. Thank you.

Pres. of Council: OK. So, is there anyone to speak against? No one responded. For a second time, is there anyone who would like to speak in favor or Ord. 43-2020? No one responded, and is there anyone who would like to speak against Ord. 43-2020? No one responded. Third and final time; is there anyone who would like to speak in favor of or against Ord. 43-2020?

Mayor: Madame Chair, there is still no one at the door trying to get in.

Pres. of Council: Thank you. I really appreciate that. Thank you very much. It is now 7:11 p.m. and I am going to call the public hearing for Ord. 43-2020 closed and I am going to recognize the Personnel Chair; Mr. Carano.

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Mr. Carano: Is this where I would recommend adoption?

Pres. of Council: This is where you would open your committee and make a recommendation.

Mr. Carano: I would like to open the Personnel Committee; Rebecca Allman, Jonathon Bollas and I are present.

Pres. of Council: Mrs. Allman is not here this evening.

Mr. Carano: I'm sorry; Mrs. Allman is absent. It is just Jonathon Bollas and I. This has gone to the 3rd Reading. Does anyone have any comments on it; Jonathon or anybody in the Council of the Whole or the Administration? No one responded.

Mayor: Ord. 43-2020 allows us to adjust the water; the person; Kathy Mowrey's position, who used to be in the Water Department and now is in the Finance Department and it is going from a classified to a non-classified, which is under the Finance Director. This ordinance has been through the Civil Service Commission with their recommendation to Council to adopt.

Mr. Carano: If no one has any comments; I would like to recommend adoption of Ord. 43-2020. Seconded Mr. Bollas.

Pres. of Council: OK, so there is a recommendation to adopt Ord. 43-2020 by a vote of 2-0. So, at this time you would close your committee and then make a motion.

Mr. Carano: Alright, I would like to close the Personnel Committee and I am not going to wait until No. 6 for the Personnel committee; I do that now then? I would like to recommend adoption of Ord. 43-2020. Seconded Mr. Bollas. Roll Call: Mr. Bollas, Mr. Carano, Mr. Donovan, Mrs. Kilway, Mr. Loughry, Mr. Sisak – unanimous. **Ord. 43-2020 is adopted by a vote of 6-0.**

7. **COMMUNITY INPUT:**

Pres. of Council: We are in receipt of a letter from a Mr. Bob Tucker who resides at 290 Hanna Drive. He and his wife have asked that this letter be read into the record at this time. Susan: could you please read the letter.

Clerk of Council: "Attached find our comments for tonight's virtual council meeting. We will provide the Mayor and Council with copies in case we cannot connect to the virtual meeting.

On Thursday before the 4th of July neighbors attended the 6th annual fireworks and picnic dinner at the Jeffries home on Hanna Drive.

Who are the Jeffries and why are we, their neighbors, here for them? Mr. Jeffries-Gary- is that guy who mows his neighbor's lawn because that neighbor has health issues. His wife Lisa has been the volunteer girl scout cookie lady for several years . . . making sure I got my thin mints. Their children attended Tallmadge Schools, and their son is in the US Army stationed in Louisiana got leave and came home just for the annual 4th of July event. They are our neighbors and they are good neighbors.

I am here too because I feel how this was handled was an insult to each person who was present. This was not a rowdy or in any way threatening crowd that called for a heavy handed response on the city's part.

The Jeffries have graciously hosted this event for 6 years and as far as I know there has not been any complaint from the city or any resident during that time. Fireworks take about 45 minutes and are over around 10. Yet not one but three cruisers were sent to address somebody's noise complaint. The first officer to arrive asked that the fireworks be ended in a half hour. No problem. Yet in short order two more cruisers arrived because a "city administrator" had apparently directed Mr. Jeffries be cited. He received a misdemeanor charge, a fine and court costs.

WHAT I WOULD LIKE TO KNOW IS

Why wasn't this call left to the discretion of the police. Who was this administrator who involved themselves in a simple noise ordinance issue and why did they insist the police issue a citation? Before this person's interference this call was well on its way to being resolved by the police using their knowledge of the neighborhood and there was no pushback from anyone at the gathering to their request for it to be wrapped up.

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The city has had many opportunities to raise this issue with Mr. Jeffries over the past five years but never did. Certainly, a written or verbal warning would have been sufficient under the circumstances.

Instead a show of force, and an unnecessary one was employed to make their point. It was a disheartening ending for an otherwise pleasant evening.

How many other Tallmadge residents were cited or fined in the two weeks surrounding the fourth for noise violations? There was certainly plenty of opportunity (Seriously, how many others were cited? We would like to know that.

Lastly, as a 50-year old resident of this city I am surprised how poorly Tallmadge handled this. Tallmadge doesn't typically treat their residents this way. I would like to suggest this council move to vacate the penalties against the Jeffries. It would be the right thing to do."

Bob Tucker
290 Hanna Drive
330-633-9781

Pres. of Council: Thank you Susan. Is there anything that the Administration can expound on this?

Mayor: I will start and then I'm sure Megan might kick in. A week before the 4th of July the City Administration met, and we said . . . we had been getting several complaints of the fireworks starting already. We instructed the police to go down wherever you have to go and just warn the people that we've got complaints. We did not go out without a complaint registered through the dispatch center. There were several complaints that came in on this location. We did go down and kindly ask . . . you know, we had complaints and your operation is illegal. Please shut it down. Then the officer left, and more complaints continued to come in and that is when they went back. That's really all I can really say. We are not out there to shut fireworks down; we are investigating the call and it is under our legal department right now and so, I don't know Megan, if you want to add anything else? Probably can't talk a lot about it because it is under the court system right now and I'm sure Megan will work with them.

Dir. of Law: That pretty much summarizes everything. Fireworks are illegal in the State of Ohio and the City of Tallmadge follows the State of Ohio law with regard to fireworks and officers have an obligation to respond on a complaint.

Pres. of Council: OK. Thank you very much. We will just continue to monitor this situation and see how it turns out. I know there is always two sides to the story and until everything is finalized, the whole story might not come out until then. So, thank you for the input on this. I appreciate that. Does anyone else on Council have any comments on this? No one responded.

- 8. **ANNOUNCEMENTS:** None.
- 9. **AGENDA ADDITIONS:** None.
- 10. **REFERRALS OF FIRST READING ORDINANCES AND RESOLUTIONS:**
 - a. The following shall be referred to the **Finance Committee:** None.
 - b. The following shall be referred to the **Planning & Zoning Committee:** None.
 - c. The following shall be referred to the **Personnel Committee:** None.
 - d. The following shall be referred to the **Community Issues Committee:** None.
 - e. The following shall be referred to the **Safety Committee:** None.
 - f. The following shall be referred to the **Public Service Committee:** None.
- 11. **REPORTS OF ADMINISTRATIVE OFFICERS: MAYOR, DIR. OF PUBLIC SERVICE, DIR. OF ADMINISTRATION, DIR. OF ECONOMIC DEV., DIR. OF FINANCE AND DIR. OF LAW.**

Mayor: Thank you Madame Chair. I will try to be brief. First of all, I would like to **thank all safety forces** for their hard work over this Covid situation and everything else that is going on in the different communities and in the City of Tallmadge. So, thank you to all of the safety forces. Also, **all City employees going through this pandemic and the responses that they are doing; the work that they are doing to keep all of the employees safe and the residents safe.** I am actually sitting in the lobby of our new area for residents to come into City Hall. For the folks that are listening; City Hall's doors are open at 10:00 a.m. to, I think it is 2:00 p.m., it could be 3:00 p.m. Sorry. So, you can come in the front door and there is a sign there that says that if you have any symptoms or have you done this and if you answer yes to any of them, then you just make a phone call to us instead of coming in the building. If not,

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Mayor (Cont'd.) you come in and you are required to wear a mask and sanitize your hands and then we move that person into the Council Chambers where we meet with them, and actually today I met with Mr. & Mrs. Tucker in the Council Chambers to talk about the letter that they submitted so I did accept that for Council. So, it truly worked out well out here in the lobby.

As you know today, **Summit County was issued as a red district**. I am assuming that you guys can see the Ohio map and then Summit County is right there and they are a Level 3 which is in red, indicating different rules for a Level 3, but the one rule that is effective as of tomorrow night at 6:00 p.m. is the wearing of mandatory masks in public spaces; public areas, unless you can do 6' social distancing when you are out in that space.

I know there is a push for cities to mandate mask wearing. At this time, the Governor did that for us and for all of Summit County and so we will abide by the Governor's request and do the best that we can to keep everybody safe.

Also, on the **Ripley Farm**, they are very close to starting on the process of the construction. All of the plans and specs are just about completed and approvals to start the infrastructure for Phase I, which is east of the Washburn intersection. That will be the first intersection going in and that is closer to the Brimfield border.

For the **ODOT Project or the East Avenue Corridor**, GPD & Associates were awarded the contract for the engineer of record representing the City of Tallmadge. I am also working with GPD for the design specs of the Washburn intersections at East Avenue for the traffic light signal. The problem with the ODOT Project; it will not be installed until 2025/2026/2027 era. I can't wait for the intersection. So, we are working with them to do the design; working with Finance and the Law Department and it will be coming back to City Council for appropriation for the design of that intersection and then how to fund that intersection and we are looking at ways of funding such as a residential TIF (tax increment) from the Ripley Farm, so you will get more on that.

Also you know that when we passed the 2020 budget, we did not put in any of **the ¼% income tax**, but I told Council that if it passes, then we would start working on the plans and specs for the new fire station at Station 2. I am requesting RFQ's for proposals for the architectural firms for that intersection and then I will come back to City Council for the appropriation. That fund; you can see in your Fund Report that is how Mollie is tracking that separately and it is starting to build up a little bit there and so I will come back for a re-appropriation for the design and engineering of that station in anticipation of construction sometime in 2021; the spring of 2021 era; that would be my guess.

I think that is all I had on my paper. I will entertain any questions.

Pres. of Council: Is there anything for the Mayor this evening? No one responded. In reference to the Governor's mandate that everyone in Summit County has to wear masks, I would be remiss if I didn't indicate that I received two e-mails from residents. One I received last night urging the City to make it mandatory for us to wear masks; well, the Governor did that for us. Then I received one this afternoon asking for us not to wear masks, but we have to abide by the Governor's rule.

I did get a little bit of information from Summit County Department of Public Health and just to let everybody know, there are only 26 cases of the virus in the City that were not part of the skilled nursing facility and so I think we are very fortunate for where we are at right now. Anything else for the Mayor? No one responded.

Dir. of Pub. Service: Good evening. I would like to ask for the **adoption of Ord. 48-2020** be passed at 2nd Reading tonight. That is the curbside trash and recycling bid and with the recess coming up; I would like to get that out sooner than later.

Moving on to the report for the month of June. There were **34 Code Violations**; the majority of which were for high grass and trash.

In the **cemetery** we had one burial and that was cremains. The spring foundations: I keep bringing this up; we are not installing them until the fall because we were understaffed because of the whole Covid thing and we do apologize for that. Dave, if you could switch the screen.

Does anybody know **Mabel or Clarence Robinson**? Does anybody recognize that name? Their shrub that was planted at the gravesite is now encroaching into the neighboring grave and you can understand that that family is hoping that the shrub gets removed or trimmed back and before we do that we want to try to reach out to the Robinson family. So, if anybody knows them; I'm even toying with putting something in the Express because I don't want to be removing something that means something to somebody else. Does anybody recognize that name?

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Pres. of Council: Sorry.

Dir. of Pub. Service: We have researched for the last couple weeks and have had no success, so maybe we will put an ad out in the paper.

Mr. Donovan: What were the names again Mike?

Dir. of Pub. Service: Mabel and Clarence Robinson.

Mr. Donovan: Clarence.

Dir. of Pub. Service: 83 and 85 and so it has been a while.

Pres. of Council: Jim, you might have some resources to use.

Mr. Donovan: Yeah, we might have a contact for you. Didn't know you were looking for that.

Dir. of Pub. Service: Yeah, in the cemetery; we don't allow trees, shrubs, bushes or any plants other than cuttings be on the headstones and you can see in that picture that there are several people that have planted permanent shrubs there and then they get out of control and this becomes an issue. Thanks.

The Recreation Center: we are full swing there. There are the hours. We are about 125-175 people a day and the fitness classes were back on July 6th and we have seen an uptick in attendance, however, it will be interesting to see what happens when the Level 3 mask facial covering; how that is going to affect the attendance.

I would like to bring up **Serpentini**; they reached out to us before the whole Covid thing started and they wanted to partner with several events in the park system this year because of the Covid thing. I shut them all down, but they still reached out and they did 75 summer craft bags and they included sidewalk chalk, paint brushes, scissors, construction paper and within 90 minutes all 75 were reserved and so that was pretty impressive. Thanks to Serpentine for still helping us out.

Upcoming events: you can see there the **camp in the box**. A couple of varieties here of superheroes and Harry Potter and then the ultimate kids' sports. That starts July 19th.

The **parks, the shelters and the halls are still closed**. We have cancelled all reservations until July 31st. The staff is cleaning all the restrooms on a 3 to 4-hour basis right now.

Maca Park is the only park that has the playground closed and that is because we are putting the floor in place; a resurface.

Maca Pool; the floor has been painted and the walls have been painted and now we are hoping to get the features; the whale, the buckets all repainted, and that pool should be in great shape for 2021.

I have a photo of the pour-in-place rubber at Maca. It will not be black; it is going to get colored to a brown and black surface to match the rest of our pour-in-place. It is no longer a good fall surface for kids playing as well as what was in there before was a pea gravel and so it wasn't ADA compliant so this rubber serves both purposes; it is ADA compliant and it makes a good fall surface for kids playing on it.

Moving on, we had another vehicle damage the Circle which was yesterday.

Somebody came off of Southwest Avenue and took out another light pole. You can see there are two cones in the picture. That cone was still the original one back in the wintertime when the guy took out the Veteran's Memorial. We had issues getting everything replaced on that because of the Covid. It shut down the manufacturing of the granite, so the war memorial or the veteran's memorial has been replaced and the lights. I am a little weary to put up those lights if we are changing the sidewalks anyways for the landscape plan and so I will just keep you . . . you know, I am toying with thinking it would be great to put some rumble strips so it won't shake the cars but some noise rumble strips just to try them out to see if they wake the drunks up because it's got to be drunk people driving through the Circle. I mean; who else is driving through the Circle at that time of night?

Moving on to the next slide. **Street work**: almost 3,000 lineal feet of ditch was done this past month. **105 tons of asphalt**, and I want to point out that that is 2,000 lbs. a ton and so that is done by shovel-full and that is a lot done and that is pretty impressive when you think about it. The guys are doing a great job.

Training: we always like to do some training.

Crack sealing and the vac truck which cleans out the sewers. I mentioned the removal of the pea gravel and then the prep work. The concrete was done around the playground as well and that turned out real nice. It adds a nice touch to it. Here is the **paving schedule**. August 10th through August 21st. Here is the problem; we went

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Dir. of Pub. Service (Cont'd.) out to bid with the County to get a better price, but they kind of . . . we can't really tell them when we want to get paved; they kind of give it to us when they can pave it because they have many municipalities that they have to get to and that is one of the only drawbacks. School is starting on the 17th and I told them that I would love to get them done before the 17th. **NorthStar is the contractor.** They were awarded the bid. There are the streets that are being paved. It is a short list so they should be able to get done before the 17th I hope. I am hoping on a revision on that.

The **Utility Department:** there was a **water break that was out on Nottingham.** So far so good on those. Sewer backups: there were none.

The big thing this past month was that we **replaced three valves and two of them were in the high-pressure district:** one on Wring and Howe and the other one on North and Village View. They have been leaking for years and so the fact that those are finally done leaking goes a long way and it is excellent because that is the high-pressure district. The other interesting thing is there are over 150 feet of sanitary sewer lines were repaired in the City. It was done by digging down and replacing the pipe, but we also lined several lineal feet of it too and that is a more cost-effective way. It all depends on how bad the pipe is damaged and so that is the monthly report unless anybody has any questions.

Mr. Loughry: Two things; one, at your convenience, could you please provide us with an update on the status of the Planning & Zoning rewrite just on how that is going regarding progress and secondly, I have had an opportunity to interact with the Rec Department personnel (Dennis' microphone went dead – having problems with the audio) . . . extensively in the last three or four weeks and just wanted to commend them with how professional they have been and how good they have been to work with compared to our experience with this organization that I am a part of in comparison to other communities and so our membership is just really impressed with our Rec Department and so I just wanted to thank you.

Dir. of Pub. Service: Thank you and I will pass that on to them. They have been doing a great job and thank you for mentioning that. The status on the Code; we are waist deep in it right now. I will tell you that is a grind. I mean, I can see why nobody wants to touch that, but I am going to tell you Helene Hussing has been doing an outstanding job and she keeps pushing us through.

Mayor: I want to say Megan Raber too.

Dir. of Pub. Service: I guess we are 2/3 through it right now. We probably have another third to go.

Mayor: Yeah. That is a good . . . am I locking up or is everyone else locking up?

Dir. of Pub. Service: We are making some good progress. There again, we spent two hours on it the other day and like the Mayor mentioned, Law Director Raber definitely her and Helene are definitely pushing us through. They have done a good job.

Pres. of Council: Can anybody hear me? I don't know if I am in the meeting or not.

Mayor: I'm back.

Dir. of Law: Yes, we can hear both you and Dave and we can see you in motion.

Pres. of Council: OK. Thank you very much. Anything else for Mr. Rorar this evening? No one responded.

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

Dir. of Econ. Development: As he is transitioning to the next slide, I will share the big news of the day. I'm sure many of you made your way over to the **recently opened Meijer.** We had the opportunity yesterday to meet with Meijer Corporate and take a little tour and several of you were able to join us and it was an exciting day. There is a full-service grocery store as you likely know; 320 employees; both full-time and part-time. Hours of operation are Monday through Sunday, 6:00 a.m. until midnight. They carry everything from your groceries to your household items, even your Blue Devil gear. You can see the Mayor off to the far right posing and they do have merchandise and apparel for Tallmadge so please get over there and get it while it lasts.

On the next slide, I won't take a great deal of time to go through this, as we have talked about this in recent weeks, but again, Tallmadge has been fortunate in that we had 75 different small businesses receive some grant funding through the **Summit County Small Business Grant Program** and many of those businesses are receiving those funds as we speak. They are going through a verification process, but the first checks are going out as we speak, and they will be receiving some desperately needed funding.

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Dir. of Econ. Development (Cont'd.) The next slide, on a similar note; we had just recently received, through Jobs Ohio, a report that was issued by the Small Business Administration and it directly relates to the Tallmadge businesses that have benefited through this CARES Act Program and so there is a breakdown of those Tallmadge businesses. There were 244 of them that received less than \$150,000, but it was \$9.2 million that was awarded to them and that is very significant in that that retains 1,682 jobs and you can look through that list there and you can see those larger businesses that received more than \$150,000. One received \$27.4 million and again almost 2,000 jobs were retained so in total we had 290 businesses that were awarded these funds. Not all of them have accepted, but again, 290 businesses and that comes out to about \$36.6 million and 3,646 jobs that are retained within our community and so it is unfortunate that we needed to go to this, but at the same time this is very important for our local businesses.

On to the next slide. As part of our **ongoing business retention efforts**, every month we go out and meet with many businesses in our community as possible. We learn about what their needs are; what may be holding them back; what challenges they may be experiencing, so in the month of June we had the opportunity to meet with Kyoto Cooling, Website NEO, Serpentine, Storetek Engineering and Green Technologies of Ohio, United Dental Labs, DermaMed, Aero Industries and then representatives from the Village at Town Center.

Just among this list here it is interesting in not only do we again better learn about these businesses within our community, but when we start to connect the dots on what their challenges might be and many of these that are listed among here are direct beneficiaries of that PPP Program or the Small Business Grant Program. So, it is really neat to see how those businesses are being able to keep their jobs and then keep growing in the community as well. So, that really concludes my report for this evening, and I would be happy to answer any questions that you might have.

Mr. Loughry: First off, thank you very much for your efforts. I really appreciate your reports for Council and then secondly I am going to ask this question of you, but maybe Mrs. Gilbride might know better; so with the projected loss of Waltco and Summit DD; do we know what that projected loss of income tax revenue will be and then with that; do we know what the projected increase of JEDD revenue should be with those 320 jobs at Meijer so that we can do a comparison of loss and gain?

Dir. of Econ. Development: I would be happy to work with Ms. Gilbride and put something together. I would certainly be happy to get you something back. With Summit DD, obviously many of those jobs; they are working remotely as we speak, but they are staying at that location until the year 2022. So many of those jobs will continue to produce for the City. In terms of Waltco, the majority of those jobs have left, but I will certainly be happy to work with Ms. Gilbride and we can put something together.

Dir. of Finance: We have already accounted for the Waltco job losses in the 2020 budget. We reduced that withholding knowing . . . with the expectation of them leaving in February and so that was incorporated in that estimate you are seeing in our 2020 budget.

Mr. Loughry: Thanks. I'm sorry, I just didn't remember what that amount was. I apologize.

Dir. of Finance: Good evening. Everybody should have received the June reports. There is not really much change in terms of our income tax; it stayed pretty much where we were in April. I'm just pleased to see, as evidenced by Mr. Springer's report, that the withholding in the General Fund has maintained its 2019 levels and we are only down about .2% in that area in the General Fund. So that is promising.

The other areas that are causing the major decline is our Net Profit Tax and the individual taxes. We will see what happens with that. Tax returns are due next Wednesday, July 15th and so we should see the income from those in our August and September numbers.

Since I was at the last Council meeting, our Audit Report has been released by the State Auditor's Office so that is now a public document and has been posted on the website. I also posted on the website the 2020 Community Report that I began doing when I took office. That is posted there, and I will be working in the coming weeks to get some social media notifications out to the residents that that is out there for their review on the website. That's the end of my report unless anybody has any questions.

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Pres. of Council: Mrs. Gilbride, I just want to reiterate that you do a phenomenal job with the budget and the year end and the audit and I thank you very much for your due diligence in everything. We are really lucky to have you.

Dir. of Law: Thank you. I don't really have anything to report this evening. I would just state that my office remains very busy during these times and I would be happy to take any questions. Otherwise, end of report.

12. **REPORTS OF STANDING COMMITTEES OF COUNCIL OF THE WHOLE:**

- a. **COMMUNITY ISSUES**
Dennis Loughry, Chair
Jonathon Bollas, Vice Chair
Rebecca Allman

No legislation at this time.

Mr. Loughry: I call Community Issues to order; myself and Mr. Bollas are here this evening. Mrs. Allman is excused. We have no issues in our community that require legislation at this time. Does anybody have anything for the committee from Council?

Mr. Bollas: I just wanted to give a quick update and thank Mr. Rorar again for all the research he has been doing on the easement proposal around Hanna and Washburn. The residents have been very receptive and excited about that opportunity and I can share, if he hasn't, the diagram of that proposal.

Mr. Loughry: Do you have anything to add to that Mr. Rorar?

Dir. of Pub. Service: It is a long process. Unfortunately, it just takes time to muddle through and hopefully we have some resolution here in the end.

Mr. Loughry: Just to update Council on something that I have been working on both with the Administration, specifically the Mayor, and then also the School Board and that is . . . I get complaints weekly that have been amplified since more and more people are working from home because of the pandemic of poor mobile phone service, specifically in Regency Park, Kiowa Trail, and Whittlesey that abuts the high school, the Tallmadge Lutheran Church, the Baptist Church and Mindale Farms vacant property as well as at the stadium itself when people are trying to use the facility. There are some safety concerns when they are by themselves walking and they don't have good cell reception. And so, the school district has never been approached by any provider of cell service regarding putting a tower or anything that would enhance a signal on their property and so they would be willing to have a discussion with providers that would be interested in doing that. But right now, that is where it stands and so I just wanted to keep everybody in the loop on that because I do get complaints weekly from people complaining about cell phone service in that area.

Pres. of Council: Mr. Loughry; real quick, If you could also, I don't know if there is any way to do some type of a study about the City because I know I have had people complain that live over by Betsy Trail and the Old Orchard area complaining of their cell service. I guess Verizon doesn't work very well over there at all and then over in Tallmadge Woods closer to the Middle School area, the cell service is very poor at that area too. So, I don't know if there is a study we can do to see where a booster might be the most beneficial.

Mr. Loughry: I would definitely welcome that. I concur with what you have heard is that the complaint typically tends to be most often about Verizon users, but that could very well be because there are more of them as opposed to Sprint or T-Mobile or maybe some of the others. But I just wanted to keep everybody in the loop. So, anything else for our Community Issues Committee?

Mr. Sisak: Dennis, just for your notification and any resident watching, Summit County CARES Program is going to help some folks out who qualify for rent or mortgage payments up to \$5,000, so that could be a pretty significant program for some of our residents if they qualify. So, I just wanted to share that with you.

Mr. Loughry: I appreciate that. Anything else? No one responded. I close committee.

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12. REPORTS OF STANDING COMMITTEES OF COUNCIL OF THE WHOLE: (Cont'd.)

b. SAFETY

Jonathon Bollas, Chair
Michael Carano, Vice Chair
Craig Sisak

No legislation at this time.

Mr. Bollas: Thank you. I call the Safety Committee to order; myself, Mr. Carano and Mr. Sisak are all present this evening. We have no legislation at this time. Does anyone on the committee or Council or the Administration have anything this evening? No one responded. I had one question regarding a comment that was made at the last meeting regarding the Charter Commission; I was just going to expand and ask a question around the process of selecting those members.

Mayor: Mr. Bollas, the Mayor appoints the positions to the board and so I will entertain any recommendations that Council may have for the committee. If I recall, it is an 11-member committee. I know I have received probably five people so far that are requesting to be part of that committee and so I am logging those in and anybody listening from the public or any Councilperson as a name of recommendation, please submit it with an e-mail address so we can get back to them. I am required to appoint the committee by November for them to review the Charter to be able to be on next year's 2021 November election.

Mr. Bollas: Thank you Mr. Mayor. Secondly, what are the requirements of those applicants to be considered?

Mayor: Tallmadge resident.

Mr. Bollas: OK. Thank you. In terms of the Safety Committee, are there any other items today? No one responded. I guess I did have one more question that comes to mind; in terms of the community input that we received earlier; in terms of all of the overall summaries of reports and police calls; are there any resources available for not just that incident, but for a summation of incidents that occurred over the past month; are there any resources available that anyone can go to try to find that information?

Mayor: Megan, are you going to respond to that?

Dir. of Law: Do you just mean . . . I mean, we have all the records for calls for service that can be made available.

Mr. Bollas: OK. I just wasn't sure in terms of that question but just a general summary because we read various articles in police blotters and what not of incidents that occurred over the past weeks or months and I just didn't know what summaries were available and if there were available to the public.

Dir. of Law: If there is a Police Report and it is a charged suspect then those are available to the public and they get posted routinely and that is how the newspaper picks them up and prints them and then they decide which ones to pick; they go through it and decide which ones to publish, but those are available to whoever would be interested as public record.

Mr. Bollas: Thank you for that information. Anything else for the Safety Committee? No one responded. I close committee.

c. PUBLIC SERVICE

Rebecca Allman, Chair
Dennis Loughry, Vice Chair
James Donovan

- **Ord. 46-2020 (2nd Reading)** – An ordinance to approve, adopt and enact the 2020 replacement pages to the Codified Ordinances; to repeal ordinances in conflict therewith, to publish the enactment of new matter, and providing for immediate enactment.

Mr. Loughry: I call the Public Service Committee to order in the absence of Mrs. Allman; I will do this. Mr. Donovan is here. We have Ord. 46-2020 with an exhibit. It is at 2nd reading to approve, adopt, and enact the Codified Ordinances. Mrs. Raber; are you ready for this to be adopted this evening?

Dir. of Law: Yes, that would be fine. Thank you

Mr. Donovan: Sorry, I had to unmute. Could you just give a quick overview of what it is please?

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12. REPORTS OF STANDING COMMITTEES OF COUNCIL OF THE WHOLE: (Cont'd.)

c. **PUBLIC SERVICE (Cont'd.)**

Rebecca Allman, Chair

Dennis Loughry, Vice Chair

James Donovan

Dir. of Law: Yes, I did address that previously, but basically this is almost like a housekeeping ordinance to the extent that what it does is codifying the ordinances that Council has previously passed that were codified ordinances from last year and then it also is codifying the State Law as it related to our mirror ordinances for traffic and for criminal code. There were a few minor changes and then the only other one that I think I noted last meeting was the reflection of the "Not Under 21" tobacco sale and possession which the State legislature actually adopted as well. It will now be reflective as one of our codified ordinances.

Mr. Donovan: Thank you. I am in favor of adoption.

Mr. Loughry: OK, do we have anyone else on Council who wants to comment on this? No one responded. Anyone on the Administration? No one responded. OK, the committee recommends adoption of Ord. 26-2020 by a vote of 2-0.

Mr. Carano: I have a question. Mrs. Raber, if someone had a problem with someone who is parked and they had a small accident and I looked up; would this be part of the Code? It has where you can't park within 20' of a stop sign, but then right under it, it has the same language except it said 30' of a stop sign. So, it is like two different things, but there was no like clarification between one and the other. I am just wondering if that . . .

Dir. of Law: Mr. Sisak is already looking at that particular ordinance. He noted some of those issues when we made the amendment with regard to the distancing of a mailbox and we are actually reviewing that now. Also, if you have any input on that particular ordinance; we want to clarify and clean up that particular error that you might have mentioned, but if you had both distances, you would interpret the last distance as right and so depending on what it was; if it says you can't park within 30' or you can't park within 20' then you can't park within 20'. That is an inconsistency and so we do want to get that cleaned up and as I said, we are actually working on that right now and also for any other input on that ordinance, please feel free to give that information to me or Councilperson Sisak.

Mr. Carano: Yeah, I can send those two things and send them to you. OK. Thank you.

Dir. of Law: Just for clarification; that is not what is here; that is just a pre-existing; that is in the ordinance that we already adopted, so this is just publishing that then. We will clean that up moving forward with this other revision.

- **Ord. 48-2020 (2nd Reading) –** Authorizing the Mayor to advertise and solicit bids for City-wide trash and recycling collection, to enter into a contract therefore, and providing for immediate enactment.

Mr. Donovan: We have Ord. 48-2020 authorizing the Mayor to advertise and solicit bids for City-wide trash and recycling collection, to enter into a contract therefore, and providing for immediate enactment. I don't see any issue why we couldn't adopt that this evening. If we get Dennis back. Council?

Mr. Carano: No problem.

Pres. of Council: I think this is something that we need to get moving on so we can get all of the bids in so we can see where we are going. It would be so much better.

Mr. Donovan: I am going to recommend 1-0 to adopt this evening. Is there anything else to come before Public Service? No one responded. Hearing none; close committee.

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d.

FINANCE

Craig Sisak, Chair

James Donovan, Vice Chair

Michael Carano

No legislation at this time.

Mr. Sisak: Thank you. I would like to call the Finance Committee to order; Mr. Carano, Mr. Donovan and myself are present. We do not have any legislation at this time. Is there anything from the committee?

Mr. Donovan: I have nothing.

Mr. Sisak: I would also like to thank and recognize Mrs. Gilbride for another clean audit. You can kind of count on two hands all of her clean audits over her tenure. I think I saw that she was awarded the State Auditor's Award with Distinction for her work and so thank you Mollie for all your work on behalf of the City and its citizens.

Dir. of Finance: Thank you.

Mr. Sisak: Seeing nothing else, I will go ahead and close committee. Thank you.

Pres. of Council: Thank you Mr. Sisak and just for the record, it looks like we have Mr. Loughry back.

Mr. Loughry: Did we get a recommendation on 28-2020?

Mr. Donovan: Yes.

e.

PERSONNEL

Michael Carano, Chair

Rebecca Allman, Vice Chair

Jonathon Bollas

- **Ord. 42-2020 (3rd Reading)** – Extending the training period for Utility Billing Technician position to 120 days and providing for immediate enactment.

Mr. Carano: I would like to open the Personnel Committee; Mrs. Allman is excused, and Vice Chair Jonathon Bollas is present as am I. We have before us Ord. 42-2020 at 3rd Reading extending the training period for Utility Billing Technician position to 120 days and providing for immediate enactment. Is there any comment from anyone on committee? No one responded. Council? No one responded. Alright. I would like to move to adopt Ord. 42-2020. Seconded Mr. Bollas.

Pres. of Council: OK, so we have a recommendation to adopt Ord. 42-2020 by a vote of 2-0.

Mr. Carano: Anything else? No one responded. I will close committee. Thank you.

f.

PLANNING & ZONING

James Donovan, Chair

Craig Sisak, Vice Chair

Dennis Loughry

- **Ord. 47-2020 (2nd Reading)**
Amended – P&Z Recommends Approval 5-0.

Approving and granting a conditional zoning certificate to applicant/owner Rodney Myers/Myers Iron Sales and Rental, LLC for use as a public storage garage at 1392 Newton Street (Parcel No. 60-10480).

Mr. Donovan: I call Planning & Zoning Committee to order; myself, Mr. Sisak and Mr. Loughry are present. We have Ord. 47-2020 and I guess this was amended. Is that correct? We are looking at amending.

Mayor: Planning & Zoning made a recommendation to your committee and so if you choose to accept P&Z's recommendation, then you have to amend, and it will stay at 2nd Reading until next month.

Mr. Donovan: Correct, so I would recommend amending Ord. 47-2020. Thoughts from the Council members?

Mr. Loughry: I agree.

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Pres. of Council: The only thing that I have in reference to this ordinance is that I did receive a phone call from one of the neighbors; Sharron Burrell and she is at 1376 Newton and she was very much opposed to this, but as I was listening to the Planning & Zoning meeting itself, this seems . . . the whole neighborhood is an industrial neighborhood and there just happens to be some residential in it and this seems to be probably the safest type of a business to go in next door to her. There won't be that much foot traffic since it is a public storage area and so I think I just would be remiss if I didn't indicate that she did call me with her concerns on it, but I think this is probably one of the safer bets as opposed to a machine shop going in and working three shifts and working 24 hours a day. I think she would be much better off with something like this.

Mr. Donovan: So, this is the recommendation to amend at this point.

Pres. of Council: Right and I am just letting you know what was stated to me.

Mr. Donovan: No, I appreciate it. I hadn't seen it. Members?

Mr. Loughry: I agree.

Mr. Donovan: I guess we are 3-0 . . .

Mr. Sisak: The only question I had is it says a public storage garage. Are they going to be building something else here? It looks like it.

Dir. of Law: Actually, if I could clarify for you that one of the conditions that was added is to clarify exactly what type of storage garage, and so it is only for indoor storage of like RV's, boats, vehicles like classic cars and things that people want to store and so again, the foot traffic shouldn't be too significant because typically people will house that in the winter and get it out in the summer type thing and so that is the nature of the business and that specific condition which clarifies exactly what type of storage it is included as part of the new conditions listed.

Mr. Sisak: Thank you.

Pres. of Council: It does also specify on the Planning & Zoning Commission's recommendation that the hours of operation are going to be from 7:00 a.m. to 9:00 p.m. for all rental clients too.

Mayor: Mr. Chair, also just to clarify too that the front office of the area is for his construction business that he will maintain his construction equipment, not on that site. He is currently located in the Walsh building on Southeast Avenue down from Gary's Mowers; that building there and some of you may know that Walsh building . . . he is going to move his office complex out on Newton Street.

Mr. Donovan: So, there will be a building in front?

Mayor: The same building just some office area in front of the other building; like a back-bay area for storage.

Mr. Donovan: Thank you. Is there anything else to come before Planning & Zoning? No one responded. I will close committee.

13. REPORTS OF SPECIAL COMMITTEES: None.

14. THIRD READINGS OF RESOLUTIONS AND ORDINANCES:

- a. **Ord. 42-2020 (Personnel) – 3rd Reading.** Extending the training period for Utility Billing Technician position to 120 days and providing for immediate enactment.

Mr. Carano moved for the adoption of Ord. 42-2020. Seconded Mr. Loughry. Roll Call: Mr. Carano, Mr. Donovan, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mr. Bollas – unanimous. **Ord. 42-2020 is adopted by a vote of 6-0.**

15. SECOND READINGS OF RESOLUTIONS AND ORDINANCES:

- a. **Ord. 46-2020 (Public Service) – 2nd Reading.** An ordinance to approve, adopt and enact the 2020 replacement pages to the Codified Ordinances; to repeal ordinances in conflict therewith; to publish the enactment of new matter; and providing for immediate enactment.

Mr. Loughry moved for the adoption of Ord. 46-2020 at 2nd Reading. Seconded Mr. Donovan. Roll Call: Mr. Donovan, Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mr. Bollas, Mr. Carano – unanimous. **Ord. 46-2020 is adopted by a vote of 6-0.**

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15. **SECOND READINGS OF RESOLUTIONS AND ORDINANCES (Cont'd.)**

b. **Ord. 47-2020 (Planning & Zoning) – 2nd Reading.**

Amended – P&Z Recommends Approval 5-0.

Approving and granting a conditional zoning certificate to applicant/owner Rodney Myers/Myers Iron Sales and Rental, LLC for use as a public storage garage at 1392 Newton Street (Parcel No. 60-10480).

Mr. Donovan moved to amend Ord. 47-2020. Seconded Mr. Sisak. Roll Call: Mrs. Kilway, Mr. Loughry, Mr. Sisak, Mr. Bollas, Mr. Carano, Mr. Donovan – unanimous. **Ord. 47-2020 is amended by a vote of 6-0 and it will go back to 2nd Reading.**

c. **Ord. 48-2020 (Public Service) – 2nd Reading.** Authorizing the Mayor to advertise for bids for the City-wide trash and recycling collection, to enter into a contract therefore, and providing for immediate enactment.

Mr. Loughry moved for the adoption of Ord. 48-2020 at 2nd Reading. Seconded Mr. Donovan.

Mr. Sisak: I have a question for the Service Director. We currently have a contract that we kind of piggy-back off of the City of Barberton if I'm not mistaken. With this resolution, do we limit ourselves from doing that again in the future if we don't find competitive rates or what is our opportunity here with the new contract?

Dir. of Pub. Service: We wouldn't limit ourselves from doing that in the future; not with this contract.

Mr. Sisak: OK; good. Thank you.

Roll Call: Mr. Loughry, Mr. Sisak, Mr. Bollas, Mr. Carano, Mr. Donovan, Mrs. Kilway – unanimous. **Ord. 48-2020 is adopted by a vote of 6-0.**

16. **FIRST READINGS OF RESOLUTIONS AND ORDINANCES:** None.

Pres. of Council: At this time, I would like to remind Council that we are on summer recess starting this evening and will not meet again until August 13th. So, everyone stay safe and have a nice summer as safely as we can. Is there anything else to come before Council? No one responded.

17. **ADJOURNMENT:** Mr. Donovan moved to adjourn. Seconded Mr. Loughry. Voice vote 6-0. **The Virtual Regular Council meeting of 7-9-20 adjourned at 8:18 p.m.**

sb

Adopted:

Susan E. Burton, Clerk of Council

Carol A. Kilway, President of Council