

COUNCIL MEETING

Council Chambers @ 7:00 p.m.

January 27,

22

1. **CALL TO ORDER.** President of Council Loughry called the Council meeting of Thursday, January 27, 2022, to order at 7:00 p.m. Just a note, we will have an Executive Session this evening to discuss collective bargaining matters prior to adjournment. Also tonight, we will be working from an amended agenda. We received the Firefighters contract early this afternoon and so the agenda was amended, and that attachment was sent to Council.
2. **OPENING PRAYER AND PLEDGE OF ALLEGIANCE.**
Pres. of Council: At this time, I would like to call to lectern Pastor Andy Alberts to lead us in prayer.
3. **ROLL CALL:** Mrs. Allman, Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak – present. Mrs. Kilway is excused.
4. **Correcting and Adopting the Previous Meeting Minutes**
1-13-22 Council Meeting Minutes. Mr. Sisak moved to adopt the minutes as presented. Seconded Mr. Bozic. Roll Call: Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman – unanimous. **The 1-13-22 Council Minutes are adopted by a vote of 6-0.**
5. **Financial Reports:** None.
6. **Public Hearings:** None.
7. **Community Input:**
Pres. of Council: This is the time in the meeting for the audience that if anyone would like to speak to Council about anything that is on your mind that is not on our agenda this evening, you can come to the podium and do that at this time. You have two minutes. Please address your comments to me as the Chair. Does anyone want to speak this evening? Mr. Summers.
Justin Summers, 767 Southeast Avenue, Tallmadge. I just want to thank you guys for what you guys do. Decisions you make, the way that you keep our City running. As citizens some of us take it for granted. We just think it is going to be there and I am just here to thank you guys. I had to call upon the City twice this week; once my wife got rear-ended trying to turn into our drive and then I found a watermain break and you guys fixed it pronto. So, thank you guys for what you do. I appreciate it.
Pres. of Council: Thank you Justin.
8. **Agenda Additions:** None.
Pres. of Council: So, this is the 2nd meeting of the month and something new that we are going to try is the 2nd meeting of the month, any of our Department Heads have an opportunity to come speak or send one of their staff to speak about anything in their department for five minutes. This evening, Chief Passarelli decided to be the first one up. So Chief, the floor is yours.
Chief Mike Passarelli: I have a lot of things going on in our department. We are in the process of new full-time hires and we are doing polygraphs and background checks on them and we expect to onboard those folks the first part of March.
The second part is we are promoting two Battalion positions. Dave Gatie retired, or he will effectively the 1st of next month and Steve Gibson, the Fire Marshall. Both those positions are battalion positions, and we are in the process of testing for that. I hope to have those promoted and on-board the 1st of March.
I sent you our data for the month for your review. If you have any questions, I would be more than happy to explain some of it. The Mayor is going to go into great detail with the new building because he is there even more than I am. So, any questions for me?
Mr. Sisak: How is the turnaround time at the emergency rooms?
Chief Passarelli: Improving. If you haven't followed this, the City of Akron has issued a directive to the hospitals that they will not stand in the hallway for more than an hour. At the 45-minute mark, they give them the 15-minute warning and at the 1-hour mark they offload stable patients. These

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Chief Passarelli (Cont'd.) are not people with IV's, not people that are critical; what we call Code 1 patients.

The City of Cuyahoga Falls followed the following day and Stow has followed. A policy is being reviewed at this point in time. We waited a week to see where it all shifted out, so we didn't have to write this thing two times. They have improved. I think the sheer thought of us doing this has pushed them to do a few other things. They are getting better.

Pres. of Council: Again, all departments are welcome. We hope to get future takers. So, Mayor Kline, do you want to make a recommendation for the Bd. of Zoning Appeals?

Mayor: Yes, thank you very much. For Bd. of Zoning Appeals, Ted Roy who used to work at the Rec Center for a while, a long-term member of the City of Tallmadge and has worked on numerous boards and commissions throughout the City, not so much for the City, but Tallmadge Little League, Chambers . . . he has done a very good job. He was on the Charter Review Commission, and he said at that time that anytime we have a board coming open he would love to serve to help continue my services to the City of Tallmadge, so Ted Roy has offered his services to replace Tim Gray who was a long-term member of BZA.

Pres. of Council: Hearing none, I would entertain a motion to appoint Ted Roy to the Bd. of Zoning Appeals.

Mr. Sisak: So moved. Seconded Mrs. Allman. Roll Call: Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas – unanimous. **Mr. Ted Roy is appointed to the Bd. of Zoning Appeals.**

Pres. of Council: We are going to remove the Veteran's Commission Members appointments until such time as Mrs. Raber lets us know that we need to do something with that. Is that OK?

The **Bd. of Tax Review**; we have two folks that we affirm based on the Finance Director's recommendation to us and so Mrs. Gilbride, would you like to address that.

Dir. of Finance: Yes, previously the Council had approved for their appointments Helen Fire and Cheryl Ray to the Income Tax Bd. of Review. The Income Tax Bd. of Review is an interesting board because we only meet as needed when a resident or taxpayer appeals a tax decision of the Tax Administrator. So, we do not meet very often. I did reach out to both of them, and they said they would be willing to serve the next two-year term. It would be in Council's interest to appoint them. That would be great.

Pres. of Council: Can I have a **motion to confirm the appointments of Helen Fire and Cheryl Ray to the Bd. of Tax Review.**

Mr. Sisak: So moved. Seconded Mrs. Allman. Roll Call: Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Bozic – unanimous. **Those two appointments are affirmed by a vote of 6-0.** That completes our board appointments unless something comes up in term.

9. Reports of Administrative Officers:

a. **Mayor/Director of Safety:** Thank you Council.

Let me start off with today, after 36 years, **Karen Morgan, the Administrative Assistant to the Mayor's office**, tomorrow is her last day. She **is retiring** and so I am very happy for Karen to go to the next stage of her life and enjoy some of her grandkids a little more and so if you see Karen after tomorrow, congratulate her and hats off to Karen Morgan. She served in a lot of different departments including 12 years to myself being Mayor and 14 years with Mayor Grimm and she was in the Clerk of Council office for a long time, and she worked at the Service Department under Jack Cooper for some time. She did an outstanding job for the City of Tallmadge.

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Mayor (Cont'd.) Secondly, the **Police Department upgrades** have begun. They have been painting the sallyports and the downstairs and that is why you see some of the cars sitting out in the parking lot.

I would like to give you an **update on the Fire Station**. You can see the steel trusses on what we call the business side (showing a picture on the screen). On Tuesday the decking materials showed up and also the trusses for the high bay area will be here on Tuesday. It has been a tough couple of weeks with the weather that has been out there with the heavy snow and there are snow blowers inside that building. They are working today at 3^o.

On February 17th at 10:00 a.m. there will be a Consolidated Dispatch Document signing ceremony. Council will be invited to that. It will be up at the new center and that is where all the signatory people to the COG will be signing the documents and kicking off the Joint Dispatch Center, so Council will be invited to that which also leads into me asking for 3rd Reading adoption of Ord. 2021-130 and that is the revenue sharing with the City of Akron and we can talk about that again when it comes up.

End of report.

- b. **Director of Administration:** Good evening everyone. Just a couple quick things. As you know, the **IAFF has ratified their contract** and we will be talking about that in Executive Session tonight.

Briefly I will just mention that we have been reviewing our **Emergency Operations Plan** for the last several days intensely and we are going to be adding a recovery section based on other good practices around the County but basically it is something that we had started when we made a major update of that document some time ago, but we just started it and now we are going to add another 50 pages to the plan, but basically what it is for is to should there be some major event, say a weather event that damages a good portion of the City, we would then have a plan, a framework with which to plan the recovery of that and so it describes the organization, the process that should be gone through. It has a federal basis. There are federal guidelines for this and other State level best practices around the Country. The review of the entire document includes things like updating any URL's web links and things like that. Also, we are essentially reviewing every part of it, but we are also considering, I am considering, when we did this once I think a couple of years ago, but a work session with Council to kind of describe and Council does have a role in the emergency operations plan although it is limited, but there is a role and also to make sure that you understand how it all fits together and what the whole think is in case you are asked questions from your constituents. So, at some point, once we get this review completed, what we would like to, I would like to schedule something like that so we can chat about it. Any questions? End of report.

- c. **Director of Public Service:** My slide show is the first meeting of the month, but I have a couple points. First off, I would like to say what a **great job the Street Department did the last two weekends on the storm events**. Also, just an F.Y.I., the first bill in February is going to have that note about the sanitary sewer increase going up by 16% on May 1st. We covered that at the last meeting. So, you will probably be getting some calls. We are putting a website link on there so they can go to the website and link to it and hopefully get some questions answered, but if not, they can always call in.

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Dir. of Pub. Service (Cont'd.) Hiring: just an update. Not going so well. We had 4 applicants for the Civil Service test for the Assistant Street Superintendent and that is really low. Then we have had zero sign up for the part-time General Laborer and that is key for our service department for maintaining our parks. That's not good. Lastly, let me just continue that theme of bad news; price increase across the board for milling and paving. It is up 60% and concrete work is up 12.5%, sidewalk is up 23% and then chip seal is only up 7% so maybe we will look back at chip seal. That's the end of my report unless you have any questions.

Mr. Loughry: Since we test, Civil Service, do you have any options after a certain timeframe to do something different or do you just have to keep working within the same structure?

Dir. of Pub. Service: I think it is a two strike and then we can try something different.

Mr. Sisak: Question for the Service Director; the Police Department tried something different as far as pulling of a candidate and using a regional test. Is there anything like that for the service side?

Dir. of Public Service: I'm sure there is. We haven't looked at it because we have been having some issues, but we have been finding some good candidates, but this is the first time we have had zero for that part-time spot.

Mrs. Gutman: Have you tried recruiting candidates beyond the posting and hiring notice?

Dir. of Pub. Service: Slightly. We have tried some, but there again we are getting the same amount. I mean we have gone soliciting after some people and we have tried to get some folks from other cities that we know are good workers and it has been not the best.

Mrs. Gutman: Any internet advertisement?

Dir. of Pub. Service: We are going to have to reinvent the wheel for sure.

- d. **Director of Econ. Development:** No major announcements this evening. No official report, but if you do have any questions about what you are seeing out there, I would be happy to take any questions you might have.

Mr. Bozic: The last Council meeting you had mentioned some discussion with a consultant about the use of the **DD location**. Are there any new developments?

Dir. of Econ. Development: No, it has gotten pushed back a couple weeks, but we still anticipate having that some time in March to be able to review. Again, at that point we will have to evaluate our options. So, it looks to be early March.

Mr. Bozic: And then do we know what the cost would be to make renovations within that space to make it either useful for our purposes, other agencies, or other businesses?

Dir. of Econ. Development: Yeah, that would be a tough question to answer. It really depends on the end use. We have taken countless groups through the space if it was used for educational purposes. What we heard was that half of the building wouldn't be able to be utilized because they don't want the cross contamination between students and the general public inside the building. Based upon that alone, it is difficult to fill a 125,000 square foot facility. We know what our caring costs are annually. We know there are some pretty significant costs that will be incurred with the replacement of rooftop mechanicals, the roof is dated and also needs to be replaced. There is a pretty significant investment that is going to be required.

- e. **Director of Finance:** Everyone should have received your **W-2's**. We are continuing to plug through starting the new year off for our audit so I have nothing else to report

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Dir. of Finance (Cont'd.) tonight and I will be glad to answer any questions.

Mr. Loughry: Do you still do a **CAFR**?

Dir. of Finance: Yes, I do. And actually, to correct you it is **now called an Annual Financial Report**. That acronym was determined to be offensive in certain circles and so we now just call it an Annual Financial Report.

- f. **Director of Law:** Thank you. I just briefly wanted to share that since we last met, we did have **multiple training sessions with the Police Department** that we hosted in conjunction with the Summit County Prosecutor's Office and that was very well received by the officers. It was related to testimony, and we appreciate the Summit County Prosecutor's Office coming in and presenting that information. End of report.

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

a. **Planning and Zoning**

Carol Kilway, Chair

Rebecca Allman, Vice Chair

The Planning & Zoning Committee deals with land use, zoning, conditional uses, planning, economic and community development, public property.

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

- A. **Ord. 2022-29 – P.H. on 2-24-22 @ 7:01 p.m.** – Amending the zoning map by rezoning the property of Applicant, Pulte Homes of Ohio LLC and owner, Mindale Farms Co. from R-1 Residential District to R-6 Residential open space planned development District consisting of approximately 124.3 acres and approving the general development plan located at 1485 Northeast Avenue, Parcel 6008558.

Sponsor: Councilperson Carol Kilway

Mrs. Allman: I call the Planning & Zoning Committee to order. We have Ord. 2022-29 before us this evening. Ord. 2022-29 was read into the record. This is at 1st Reading and there is a public hearing scheduled for 2-24-22 @ 7:01 p.m.

ii. **Additional Items:** None.

Pres. of Council: I learned something today that I didn't know and that is that the Chair of Planning & Zoning is the one who presents the legislation. It is the only committee that operates that way. Since Mrs. Kilway is the sponsor, I just wanted to give her a heads up in case her phone started ringing. My point to those visitors' tonight is just that because you sponsor a piece of legislation does not necessarily mean that you support it.

We do have some visitors tonight. Is there anyone in the audience that came tonight to speak to us about this ordinance? Please come to the podium and state your name and address sir. You will have 2 minutes and address your comments to me please.

Vince Putaturo, 1435 Northeast Avenue, Tallmadge. I just wanted to say Mr. Mayor and Mr. Chairman that we are . . . there are a lot of people in the community who are extremely interested in this proposal, this **Pulte Homes development** on Northeast Avenue. So, we understand that there is a hearing, a public hearing next week on Thursday.

Mayor: That would be the Planning & Zoning Commission. The public hearing on Council is after the Planning & Zoning Commission meets. So, you will come next Thursday.

Dir. of Law: But next Thursday there will be lengthy discussion and they will have a long discussion with regard to that matter; it is on the agenda at 7:00 p.m. next Thursday evening. Then following that it will have two more readings in front of City

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Dir. of Law (Cont'd.) Council and the last meeting of February which would be February 24th and it will have a public hearing in front of City Council is how that works.

Mr. Putaturo: So, when will this be voted on then?

Dir. of Law: So, it will actually not be able to be voted on until February 24th at the earliest and typically it will be voted on that evening. There is a potential always that there is a continuance, but for the most part it will flow with the meeting next week and then the two meetings in front of City Council. Next week will be a recommendation so if you want to come and voice your opinion at that meeting as well you are encouraged to do so. It is an open meeting and all the information about the site is also available on the City's website as well and if you have any questions, you are welcome to call the Zoning Department and they can also walk you through that.

Mr. Putaturo: There will be a lot of discussion about it.

Mr. Bozic: I was just curious if the gentleman had any other comments in regard to this.

Pres. of Council: OK, so we will just give this a 1st Reading.

Mrs. Allman: Are there any other comments? If not, I close committee.

b. Finance

Craig Sisak, Chair

Jonathon Bollas, Vice Chair

The Finance Committee deals with budget, appropriations and re-appropriations, bonds, franchises, investments, and expenditures.

i. Third Readings of Resolutions and Ordinances

- A. Ord. 2021-130 – Exhibit –** Authorizing the Mayor to enter into an agreement with the City of Akron for Revenue Sharing Agreement related to occupation and use of joint PSAP public safety facility and providing for immediate enactment.

Sponsor: Mayor David G. Kline

Mr. Sisak: I call the Finance Committee to order. We have Ord. 2021-130 before us this evening. Ord. 2021-130 was read into the record.

Mayor: As I said before, this is at 3rd Reading and I would request Council's adoption. As I stated when we adopted the **COG document**, I said that that was probably one of the most important documents that City Council has put forth in a long time was to create a regional dispatch center. I would be in favor of it no matter where it was, but it happens to be in Tallmadge and this ordinance gives us the opportunity to not only help with all the COG members saving money, but as Tallmadge has stated in the document that Mollie sent you; \$37,000 to the City of Tallmadge, but if you look at the overall totality of the City of Akron and working out this agreement that the COG itself is close to \$300 a year savings which means that the COG members do not have to spend \$300,000 for the roof repairs and the utility bills as much as we would and so it is really a good thing. We negotiated with Akron, and I feel very confident that it is a great deal not only for the City of Tallmadge, but for all of Summit County and so I would request your adoption.

Do I have a motion?

Mr. Loughry moved for the adoption of Ord. 2021-130. Seconded Mrs. Allman. Roll Call: Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry – unanimous.

Ord. 2021-130 is adopted by a vote of 6-0.

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ii. First Readings of Resolutions and Ordinances

- A. **Ord. 2022-27** – Authorizing the Mayor to contract with OHM Advisors for consulting services relating to Planning and Zoning and providing for immediate enactment.

Sponsor: Dir. of Public Service Michael Rorar

Mr. Sisak: We also have Ord. 2022-27 at 1st Reading. Ord 2022-27 was read into the record. This seems to be a housekeeping ordinance. Do I have a motion?

Mr. Loughry moved for the adoption of Ord. 2022-27. Mrs. Allman seconded the motion. Roll Call: Mrs. Allman, Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak – unanimous. **Ord. 2022-27 is adopted by a vote of 6-0.**

- B. **Ord. 2022-28** – Authorizing the Mayor to contract with Brandstetter Carroll Inc. for engineering and consulting services related to Parks and Recreation and providing for immediate enactment.

Sponsor: Dir. of Public Service Michael Rorar

Mr. Sisak: Next, we have Ord. 2022-28. Ord. 2022-28 was read into the record. Do I have a motion? Mr. Loughry moved for the adoption of Ord. 2022-28. Seconded Mrs. Allman. Roll Call: Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman – unanimous. **Ord. 2022-28 is adopted by a vote of 6-0.**

- C. **Ord. 2022-30** – Authorizing the Mayor to enter into a contract with the K Company through Ohio Buys State Purchasing Program without competitive bid for the HVAC system located at the Recreation Center and providing for immediate enactment.

Sponsor: Mayor David G. Kline

Mr. Sisak: Next, we have Ord. 2022-30. Ord. 2022-30 was read into the record. There was discussion regarding this ordinance.

Mr. Sisak: We will just give this a 1st Reading.

iii. **Additional Items:** None.

c. Personnel

Jonathon Bollas, Chair

Adam Bozic, Vice Chair

The Personnel Committee deals with personnel, labor relations, insurance claims, Rules of Council and State Statutes.

i. Third Readings of Resolutions and Ordinances

- A. **2021-118 – Amended / Tracked/ Amended/Tracked** – Establishing the number of non-collective bargaining employees by department and position pursuant to R.C. 731.08 and providing for immediate enactment.

Sponsor: Mayor David G. Kline

Mr. Bollas: I call the Personnel Committee. We have Ord. 2021-118 before us at 3rd Reading. Ord. 2021-118 was read into the record.

There was discussion regarding this ordinance.

Do I have a motion to adopt? Mr. Loughry moved for the adoption of Ord. 2021-118. Seconded Mr. Sisak. Roll Call: Mr. Bozic, Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas – unanimous. **Ord. 2021-118 was adopted by a vote of 6-0.**

- B. **2021-125 – Amended** – Authorizing the Mayor to enter into an agreement with the International Association of Firefighters, Local 2764 and providing for immediate enactment.

Sponsor: Mayor David G. Kline

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Mr. Bollas: Next, we have Ord. 2021-125. Ord. 2021-125 was read into the record. We will continue this after we have Executive Session this evening. Is there anything else to come before the Finance Committee this evening. I close committee.

i. Additional Items: None.

d. Community Issues

Mary Gutman, Chair

Carol Kilway, Vice Chair

The Community Issues Committee deals with Parks and Recreation, civic affairs, and liaison between Council and the Recreation Board and intergovernmental affairs

Mrs. Gutman: I call the Community Issues Committee to order. We are all here this evening. We have no legislation before the committee this evening. Does anyone have any questions for Community Issues this evening? I will close committee.

Mayor: We had our first internal meeting for the **Circle Fest** today. Just starting the process of figuring out the fireworks location, the parade routes, and the safety forces. So, it was just internal, not with the Chamber; just the City's logistic portion of it and so there will be many more meetings to come forward with that.

Mr. Rorar also chaired his committee for the **Memorial Day Celebration** and so we are working on those details. We will have a Memorial Day ceremony at the cemetery.

i. Additional Items: None.

e. Safety

Adam Bozic, Chair

Craig Sisak, Vice Chair

The Safety Committee deals with Disaster services, communications, fire and paramedics, police, and health

Mr. Bozic: I call the Safety Committee to order. We have no legislation before us this evening. Does anyone have anything for the Safety Committee? I will close committee.

i. Additional Items: None.

f. Public Service

Rebecca Allman, Chair

Mary Gutman, Vice Chair

The Public Service Committee deals with streets, highways, sidewalks, buildings, and improvements; water, sewer, electricity, gas, energy resources, recycle, waste, and trash.

Mrs. Allman: I call the Public Service Committee to order. We are all present. We have no legislation before us this evening. Does anyone from the Committee or the public have anything to offer? Hearing none, I will go ahead and close committee.

11. Reports of Special Committees:

a. Council Operations Committee

Pres. of Council: Mr. Bollas could you give us an update on the video system?

Mr. Bollas: Certainly. I received an update on January 21st from Mr. Davis and it was just an update that all the equipment had been ordered and it was looking positive they would get it within the next week or so. One item that they couldn't get what is known as a power soft

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Mr. Bollas (Cont'd.) amp. The manufacturer was months out, but he was able to get an upgrade to what is referred to as a Lee Professional Amp and it is actually equal or even more of an upgraded product at the same price and so that item retails at \$1,542 and they honored the quote of \$845, so I should say that it was a savings to us with better equipment. We are still waiting for any further updates, but that is all I have for this evening.

i. Additional Items: None.

Pres. of Council: So, as a follow-up to that, Mrs. Conti and I have a meeting next week with Mr. Omni at Tallmadge High School. Mr. Omni runs their theatre program, and we are going to have a discussion with him about possible for-credit activities for students in the theatre to possibly get involved with our Council meetings on the video end in some way.

12. Announcements:

Pres. of Council: We have some new Council people, and we have some that have not been around that long. I would encourage you to have a conversation with Mrs. Raber regarding the dos and don'ts.

We do have an Executive Session scheduled for this evening. Can I get a motion to go into Executive Session for the purpose of discussing collective bargaining matters.

Mr. Sisak: So, moved. Seconded Mrs. Allman. Roll Call: Mrs. Gutman, Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Bozic – unanimous.

Pres. of Council: The Council voted 6-0 to go into Executive Session for the purpose of discussing collective bargaining matters. It is now 8:09 p.m.

Pres. of Council: It is 8:26 p.m., and we are back on the floor and I will recognize the Personnel Chair, Mr. Bollas.

Mr. Bollas: I call the Personnel Committee to order. We have before us Ord. 2021-125. Ord. 2021-125 was read into the record.

Do I have a motion to adopt? Mr. Sisak moved to adopt. Seconded Mr. Loughry. Roll Call: Mr. Loughry, Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Bozic, Mrs. Gutman – unanimous. **Ord. 2021-125 is adopted by a vote of 6-0.** I close committee.

Adjournment: Mr. Bollas moved for adjournment. Seconded Mrs. Allman. Roll Call: Mr. Sisak, Mrs. Allman, Mr. Bollas, Mr. Bozic, Mrs. Gutman, Mr. Loughry – unanimous. **The Council meeting of 1-27-22 adjourned at 8:29 p.m. by a vote of 6-0.**

sb

Adopted:

Susan E. Burton, Clerk of Council

Dennis K. Loughry, President of Council