

## KIRTLAND CITY COUNCIL MINUTES

April 20, 2015

The meeting of Kirtland City Council was called to order at 7:24 p.m. by Council President R. Robert Umholtz. Mr. Skrbis led the prayer which followed the Pledge of Allegiance. The members of Council present were: William Catania, Douglas Davidson, Timothy Powell, Robert Skrbis and R. Robert Umholtz. Absent: David Kirek and Matthew Schulz.

Administrative personnel present were: Mayor Mark A. Tyler, Law Director Daniel Richards, Finance Director Keith Martinet, City Engineer Philip Kiefer, Service Administrator Carm Catania, Police Chief Wayne Baumgart and Fire Chief Anthony Hutton.

### MINUTES OF THE APRIL 6, 2015 WORK SESSION:

Mr. Davidson moved to waive the reading of the minutes, with the second by Mr. Catania. The motion of Council passed by unanimous vote. Mr. Davidson moved to adopt the Minutes, as presented, with the second by Mr. Catania. **ROLL CALL: MOTION CARRIED 5/0 (VOTING YEA: POWELL, SKRBIS, UMHOLTZ, CATANIA AND DAVIDSON. VOTING NAY: NONE).**

### MINUTES OF THE APRIL 6, 2015 COUNCIL MEETING:

Mr. Davidson moved to waive the reading of the minutes, with the second by Mr. Catania. The motion of Council passed by unanimous vote. Mr. Davidson moved to adopt the Minutes, as presented, with the second by Mr. Catania. **ROLL CALL: MOTION CARRIED 5/0 (VOTING YEA: POWELL, SKRBIS, UMHOLTZ, CATANIA AND DAVIDSON. VOTING NAY: NONE).**

### DEPARTMENT REPORTS:

Fire Chief Anthony Hutton did not present a formal report and no questions were asked of him.

Police Chief Wayne Baumgart gave no formal report. Responding to Councilman Davidson, Chief Baumgart advised that the new vehicle will arrive soon.

Service Administrator Carm Catania did not present a formal report. Councilman Davidson noted that residents inquired whether the traffic light in front of Willo-Hill Baptist Church can be set to flashing between midnight and 5:00 a.m.; they often travel to and from the airport during those hours and have had to stop for a red light even though there is no other traffic. Chief Baumgart advised that the traffic light is supposed to remain green for northbound and southbound traffic; he noted there may be an occasional glitch.

City Engineer Philip Kiefer gave no formal report and no questions were asked of him.

Finance Director Martinet advised that the State Auditor Local Government Service Group is finishing up their work with the City; he noted that this is relating to the annual report.

Law Director Daniel Richards gave no formal report and no questions were asked of him.

**MAYOR’S REPORT/ANNOUNCEMENTS:**

Mayor Tyler advised that the Sperry Road project has been started, including drainage work and basin repair.

The Mayor noted that Kevin Potter of Kirtland Kiwanis is spearheading the re-roofing and re-shingling of the City Hall gazebo. Mr. Potter was in the audience, and Mayor Tyler thanked him for his work in this regard.

Mayor Tyler advised that the Memorial Day parade is scheduled for 10:00 a.m. on May 25. The Mayor noted that Rick Blum and Scott Haymer have begun power washing the arch at the Veterans' Memorial, and they will apply a sealant.

**STANDING COMMITTEE REPORTS:**

None.

**CORRESPONDENCE:**

None.

**PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:**

None.

**OLD BUSINESS:**

<b><u>RESOLUTION NO. 15-R-12</u></b> <b>(Mayor Tyler)</b>	-	<b>(Second Reading) - A RESOLUTION TO AUTHORIZE AND APPROVE TRANSFER OF FUNDS FROM THE GENERAL FUND #100; CAPITAL PROJECT #300; CAPITAL PROJECT #306; SAID FUNDS TO BE TRANSFERRED BY OR BEFORE MAY 31, 2015 TO GENERAL OBLIGATION BOND FUND #600; IN THE AMOUNTS AND FOR THE PURPOSES SPECIFIED, AND DECLARING AN EMERGENCY.</b>
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Read by title only and placed on Second Reading.

<b><u>RESOLUTION NO. 15-R-13</u></b> <b>(Mayor Tyler)</b>	-	<b>(Second Reading) - A RESOLUTION TO AUTHORIZE AND APPROVE TRANSFER OF FUNDS FROM THE GENERAL FUND #100; CAPITAL PROJECT #309; GENERAL OBLIGATION BOND FUND #600; SAID FUNDS TO BE TRANSFERRED BY OR BEFORE JUNE 15, 2015 TO GENERAL OBLIGATION BOND FUND #600; CAPITAL PROJECT #301 SPERRY ROAD; GENERAL FUND #100; IN THE AMOUNTS AND FOR THE PURPOSES SPECIFIED.</b>
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Read by title only and placed on Second Reading.

**OLD BUSINESS (continued):**

**ORDINANCE NO. 15-O-14**  
**(Mayor Tyler)**

- **(Second Reading) - AN ORDINANCE AMENDING CHAPTER 1601 OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, OHIO, TITLED "OHIO FIRE CODE"; SPECIFICALLY, SECTION 1601.14, TITLED "ADOPTION OF STATE LAW RE PAYMENT OF FIRE LOSS CLAIMS," AND DECLARING AN EMERGENCY.**

Read by title only and placed on Second Reading.

**NEW BUSINESS:**

**RESOLUTION NO. 15-R-18**  
**(Mayor Tyler)**

- **A RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION FOR A NATUREWORKS GRANT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES, AND DECLARING AN EMERGENCY.**

Read by title only. Mr. Skrbis moved to waive the three readings, with the second by Mr. Powell. Councilman Davidson noted that it is his understanding that the deadline for the application is May 1 and that there should be an opportunity subsequent to the application to spend or not spend the money for the matching funds. Council President Umholtz noted that the resolution is to authorize the Mayor to file the application, and if the grant is approved and the City decides to accept, then the City would be obligated to the amount of the matching funds; however if the grant is approved and the City chooses to not participate, there is no commitment by the City and the grant can be rejected. Councilman Skrbis requested that Council members be provided with a copy of the application. Voting began on the motion to waive the three readings. **ROLL CALL: MOTION CARRIED 5/0 (VOTING YEA: POWELL, SKRBIS, UMHOLTZ, CATANIA AND DAVIDSON. VOTING NAY: NONE).** Mr. Davidson moved to declare an emergency and adopt, with the second by Mr. Skrbis. **ROLL CALL: ADOPTED 5/0 (VOTING YEA: POWELL, SKRBIS, UMHOLTZ, CATANIA AND DAVIDSON. VOTING NAY: NONE).**

**RESOLUTION NO. 15-R-19**  
**(Mayor Tyler)**

- **A RESOLUTION APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT BETWEEN THE REGION 4 EDUCATION SERVICE CENTER, LEAD AGENCY FOR THE COOPERATIVE PURCHASING NETWORK ("TCPN") PROVIDING FOR A COOPERATIVE PURCHASING PROGRAM FOR GOODS AND SERVICES, DESIGNATING THE MAYOR AS OFFICIAL REPRESENTATIVE OF THE CITY OF KIRTLAND RELATING TO THE PROGRAM, AND DECLARING AN EMERGENCY.**

Read by title only and placed on First Reading.

**NEW BUSINESS (continued):**

**RESOLUTION NO. 15-R-20**  
**(Mayor Tyler)**

- **A RESOLUTION TO AUTHORIZE AND APPROVE TRANSFER OF FUNDS FROM THE GENERAL FUND #100; TEMPLEVIEW SEWER PROJECT #503; SAID FUNDS TO BE TRANSFERRED BY OR BEFORE JUNE 30, 2015 TO GENERAL OBLIGATION BOND FUND #600; IN THE AMOUNTS AND FOR THE PURPOSES SPECIFIED.**

Read by title only and placed on First Reading.

**ORDINANCE NO. 15-O-21**  
**(Council President Umholtz)**

- **AN ORDINANCE AMENDING SECTION 1262.03(d) OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO SEWERS AND WATER SUPPLY.**

Read by title only and placed on First Reading.

**ORDINANCE NO. 15-O-22**  
**(Mayor Tyler)**

- **AN ORDINANCE REPEALING CHAPTER 272 AND AMENDING SECTIONS 1062.01 (b), (c) AND (d), 1062.02 AND 1062.99 OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO CEMETERY BOARD OF TRUSTEES AND CEMETERIES, AND DECLARING AN EMERGENCY.**

Read by title only and placed on First Reading.

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**CONTINUING CONCERNS:**

None.

**COUNCIL COMMENTS:**

Noting that the Council meeting began late tonight due to the work session, Councilman Skrbis advised the audience that the work sessions are open to the public.

Noting that he observed a traffic stop made by one of the young police officers over the crest of the hill, Councilman Davidson commended the officer for quickly moving the vehicles to the side street for safety reasons.

Council President Umholtz introduced Amy Penza, who is a Kirtland resident and the new reporter from the Kirtland Chronicle.

**PUBLIC COMMENTS:**

None.

**ADJOURNMENT:**

Mr. Davidson moved to adjourn, with the second by Mr. Catania. The motion of Council passed by unanimous vote and the meeting adjourned at 7:38 p.m.

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President of Council

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Clerk of Council