

KIRTLAND CITY COUNCIL MINUTES

July 10, 2017

The meeting of Kirtland City Council was called to order at 7:05 p.m. by Council President R. Robert Umholtz. Mr. Schulz led the prayer which followed the Pledge of Allegiance. The members of Council present were: Kevin Eilerman, Kevin Potter, Matthew Schulz, Robert Skrbis, Joseph Smolic and R. Robert Umholtz. Absent: David Kirek.

Administrative personnel present were: Mayor Douglas E. Davidson, Law Director Daniel Richards, Finance Director Keith Martinet, Service Administrator Carm Catania, Police Chief Lance Nosse and Fire Chief Anthony Hutton.

MINUTES OF THE JULY 3, 2017 WORK SESSION:

Mr. Eilerman moved to waive the reading of the minutes, with the second by Mr. Smolic. The motion of Council passed by unanimous vote. Mr. Eilerman moved to adopt the Minutes, as presented, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 3/0/3 (VOTING YEA: SMOLIC, EILERMAN AND POTTER. VOTING NAY: NONE. ABSTAINING: UMHOLTZ, SCHULZ AND SKRBIS).**

MINUTES OF THE JULY 3, 2017 COUNCIL MEETING:

Mr. Eilerman moved to waive the reading of the minutes, with the second by Mr. Potter. The motion of Council passed by unanimous vote. Mr. Eilerman moved to adopt the Minutes, as presented, with the second by Mr. Potter. **ROLL CALL: MOTION CARRIED 4/0/2 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN AND POTTER. VOTING NAY: NONE. ABSTAINING: SCHULZ AND SKRBIS).**

DEPARTMENT REPORTS:

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

Police Chief Lance Nosse gave no formal report and no questions were asked of him.

Service Administrator Carm Catania did not present a formal report. Answering Councilman Smolic with regard to the Raccoon Hill project, Mr. Catania stated that the contractor was planning to pour the headwall this afternoon if the weather allowed. Mr. Catania stated that the pipes are already installed, except for two pipes from the road ditches, and the work should be substantially complete in another week, weather permitting.

Councilman Smolic stated that the paving on Eagle Road came out very well; he inquired what will be addressed next. Mr. Catania stated that the Department is working on a 48-inch crossover on Heath Road, noting that there was a washout; he stated that the work should be complete tomorrow. Mr. Catania stated that the curb will be replaced and the road repaired on the Route 306 hill toward the end of the week, weather permitting; and once that is done the Department will be working in Kirtland Lakes Estates. He stated that there are some aprons to adjust to grade, and then they will begin paving. Mr. Catania stated that some road striping will also be done.

Mayor Davidson noted that City Engineer Philip Kiefer is on vacation.

Finance Director Keith Martinet advised that the State issued the 2016 compiled financial statements; he noted that he will e-mail the statements to Council members and post them on the City website. Mr. Martinet stated that he is working on the financial statements to bring them up to date.

DEPARTMENT REPORTS (continued):

Law Director Daniel Richards did not present a formal report and no questions were asked of him.

MAYOR'S REPORT/ANNOUNCEMENTS:

Mayor Davidson stated that he does not yet have the final memorandum regarding the skeet shooting. The Mayor noted that he has not received any early results from ODOT with regard to the crosswalk.

Mayor Davidson advised that events are planned on the gazebo green for the library, noting that today's event was rained out.

The Mayor advised that he had discussion with staff regarding the request at last week's meeting for outdoor pickleball courts. Mayor Davidson advised that the City does not have the general funds to install the courts. He stated that if money is available through the senior funds, the City can look at providing in-kind labor. The Mayor stated that in the meantime, the City can mark the floor semi-permanently to make it easier to set-up. He stated that he will follow up with Lakeland Community College regarding the possibility of using their facility for pickleball, in the same manner that the school's tennis team plays at Lakeland.

With regard to the crosswalk, Councilman Smolic inquired if there was a number from the second traffic count. The Mayor stated that CT Consultants did not give an exact date for the next portion of the study, noting that he will pass that information along to Council once he receives it.

Responding to Councilman Smolic regarding the skeet shooting, Mayor Davidson stated that he had a discussion with the Council President and the Law Director; he stated that there is one more point of law that needs to be addressed. Noting that a thorough review takes time, the Mayor stated that he expects to receive word in approximately one week.

STANDING COMMITTEE REPORTS:

None.

CORRESPONDENCE:

None.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

Bridget Welter, 10396 Wilbert Drive, stated that she realizes from the Mayor's comments that there are not sufficient funds in the general fund for an outdoor pickleball court, but she questioned why there are not funds. She stated that it is a small item they are requesting and it is for the health of the seniors and the community, and it is an investment for seniors that will come to the center in the future. Ms. Welter requested that the City look into where the funds can be obtained. She stated that she is also concerned because they will not be able to play pickleball outside during the winter, and she would like to see if facilities can be found so the seniors can continue to play. Ms. Welter noted that the courts have to be concrete, not asphalt. She expressed her thanks for the City's consideration of the seniors' request.

OLD BUSINESS:

- RESOLUTION NO. 17-R-22** - (Third Reading) - A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE ONE (1) NEW ROSENBAUER PUMPER FOR USE BY THE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Mr. Schulz moved to declare an emergency and adopt, with the second by Mr. Skrbis. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN, POTTER, SCHULZ AND SKRBIS. VOTING NAY: NONE).**

- ORDINANCE NO. 17-O-25** - (Tabled) - AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF THE NORTH ROUTE 306 CORRIDOR COMMUNITY REINVESTMENT AREA IN THE CITY OF KIRTLAND, OHIO, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND A TAX INCENTIVE REVIEW COUNCIL.
(Mayor Davidson)

The legislation remains tabled.

- ORDINANCE NO. 17-O-26** - (Tabled) - AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF THE SOUTH ROUTE 6 CORRIDOR COMMUNITY REINVESTMENT AREA IN THE CITY OF KIRTLAND, OHIO, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND A TAX INCENTIVE REVIEW COUNCIL.
(Mayor Davidson)

The legislation remains tabled.

- RESOLUTION NO. 17-R-27** - (Second Reading) - A RESOLUTION COMMENDING WAYNE C. BAUMGART FOR HIS DEDICATED SERVICE TO THE CITY OF KIRTLAND AS POLICE CHIEF.
(Mayor and Council)

Read by title only. Mr. Eilerman moved to waive the three readings, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN, POTTER, SCHULZ AND SKRBIS. VOTING NAY: NONE).** Mr. Skrbis moved to declare an emergency and adopt, with the second by Mr. Eilerman. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN, POTTER, SCHULZ AND SKRBIS. VOTING NAY: NONE).**

- RESOLUTION NO. 17-R-28** - (Second Reading) - A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF LANCE R. NOSSE AS POLICE CHIEF, ESTABLISHING A WAGE AND FEE ARRANGEMENT, AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Mr. Eilerman moved to waive the three readings, with the second by Mr. Skrbis. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN, POTTER, SCHULZ AND SKRBIS. VOTING NAY: NONE).** Mr. Skrbis moved to declare an emergency and adopt, with the

OLD BUSINESS - RESOLUTION NO. 17-R-28 (continued)

second by Mr. Smolic. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SMOLIC, UMHOLTZ, EILERMAN, POTTER, SCHULZ AND SKRBIS. VOTING NAY: NONE).**

NEW BUSINESS:

None.

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CONTINUING CONCERNS:

None.

COUNCIL COMMENTS:

Councilman Skrbis inquired whether authorization is needed for the City Engineer to approve zoning permits for new residences during Council's recess. It was noted that there are currently no new subdivisions with undedicated streets.

Councilman Potter advised that coffee with Council will be held this Saturday at 9:00 a.m.

PUBLIC COMMENTS:

None.

ADJOURNMENT:

Mr. Eilerman moved to adjourn, with the second by Mr. Potter. The motion of Council passed by unanimous vote and the meeting adjourned at 7:24 p.m.

President of Council

Clerk of Council