

KIRTLAND CITY COUNCIL MINUTES

May 9, 2018

The meeting of Kirtland City Council was called to order at 7:03 p.m. by Council President Kevin Potter. Mr. Skrbis led the prayer which followed the Pledge of Allegiance. The members of Council present were: David Kirek, John Lesnick, Richard Lowery, Kevin Potter, Robert Skrbis and Joseph Smolic. Absent: Matthew Schulz.

Administrative personnel present were: Mayor Douglas E. Davidson, Law Director Daniel Richards, Finance Director Keith Martinet, City Engineer Philip Kiefer, Police Chief Lance Nosse and Fire Chief Anthony Hutton.

MINUTES OF THE APRIL 16, 2018 WORK SESSION:

Mr. Lesnick moved to waive the reading of the minutes, with the second by Mr. Lowery. The motion of Council passed by unanimous vote. Mr. Lesnick moved to approve the Minutes, as presented, with the second by Mr. Lowery. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

MINUTES OF THE APRIL 16, 2018 COUNCIL MEETING:

Mr. Skrbis moved to waive the reading of the minutes, with the second by Mr. Smolic. The motion of Council passed by unanimous vote. Mr. Skrbis moved to approve the Minutes, as presented, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

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At the request of Mayor Davidson, Mr. Lesnick moved to suspend Council rules in order to recognize the members of the Fiscal Review Task Force. Mr. Lowery provided the second. The motion of Council passed by unanimous vote.

Mayor Davidson requested that Mr. Slapnicker, Mr. Friedl, Mr. Bailey and Mr. Dicillo come forward, noting that unfortunately all members were not available to attend this evening. The Mayor presented each member with an appreciation award. He stated that the objective was to complete a fiscal review to look at the City's operations from an outside perspective. The Mayor stated that it was modeled after Mayor Anderson's task force in the City of Willoughby, noting that he and Mr. Slapnicker customized the mission statement. Mayor Davidson stated his appreciation to the members of the Task Force, noting that they invested many hours of their time to complete the project. The Mayor also stated his appreciation to the Department Heads for providing the resource materials.

Council President Potter also stated his thanks to the members of the Task Force for their many hours of work to produce a good product for the City.

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DEPARTMENT REPORTS:

Fire Chief Anthony Hutton advised that the monthly report has been distributed.

Police Chief Lance Nosse advised that the monthly report has been distributed. On a sad note, Chief Nosse noted that the Department's resident canine, J.D., has passed on.

Referring to the report, Councilman Lesnick inquired about the assistance to other Departments. Chief Nosse explained that the Police Department assists the Fire Department and Police Departments in other communities. Answering Mr. Lesnick, he explained the entry for follow-up investigations, noting that the Department has been busy. Mr. Lowery stated that traffic stops have increased since the beginning of the year; Chief Nosse stated that it is mainly because of the better weather and the training of new officers.

City Engineer Philip Kiefer advised that his monthly report has been distributed. Councilman Smolic inquired about the status of the drainage work on Route 306. Mr. Kiefer noted that Mr. Catania had indicated that work would be starting at the South end on the east side of the road. Answering Council President Potter, Mr. Kiefer stated that the drainage work does not have to be done before the road project starts, noting that the City's work will not be done during resurfacing.

Answering Councilman Lesnick, Mr. Kiefer stated that he does not have any information on the Verizon fiber optic, noting that he will remove that item from his report until something is submitted.

Responding to Councilman Smolic regarding base repair on Route 306, Mr. Kiefer stated that the extent won't be known for sure until a couple inches of the surface are milled. Mr. Kiefer stated that the bid came in low, and the cost for the full depth repair is much lower than the estimate.

With regard to Arborhurst and Singlefoot, Council President Potter inquired about the preliminary cost. Mr. Kiefer stated that the \$200,000 was for material only, not including construction to the new standards. Mr. Kiefer stated that the construction costs would be \$450,000 to \$500,000, noting that there is extra cost for engineering, design plans, specifications and inspection. Responding to Mr. Potter, Mr. Kiefer stated that concrete curb and gutter must be done by a contractor. Responding to Mr. Smolic, Mr. Kiefer confirmed that the two roads will have Cem-base. There was discussion regarding the costs involved. Mayor Davidson referred to Ordinance No. 18-O-17 and 18-O-18 on tonight's agenda, noting that while he is in agreement with some of the proposed amendments, he has some concerns and recommended that these ordinances be sent to the proper Standing Committee for review.

Noting that there are a limited number of Council meetings before the summer recess, Councilman Skrbis stated concern about the potential deadline to use the borrowed funds for Arborhurst and Singlefoot. Mayor Davidson stated that the City has some options that can be discussed in a work session.

Councilman Lesnick noted that he sent an e-mail with pictures attached regarding some drainage and road issues. With regard to Glenstone, Mayor Davidson stated that the road was collapsing and the pipe was extended; he noted that it was messy due to the weather. The Mayor stated that he has had communication with the residents on the street in this regard, noting that he will follow up with Mr. Catania and Mr. Kiefer. Answering Mr. Lesnick, Mr. Kiefer stated that his understanding is that the work was done at the outlet because that was the area of the slope failure.

Mr. Lesnick stated that there were some pictures of a drain between residents' properties on Arborhurst that drains to a creek. Mr. Kiefer advised that this is not the responsibility of the City; he noted that the City does not have an easement. There was discussion regarding the drainage issues in that area.

Mr. Lesnick noted that the other pictures relate to a drainage issue on Fox Hill, noting that it was fixed once and is falling apart again and causing erosion. Mr. Lesnick inquired whether there is any plan to fix these types of issues. Mayor Davidson noted that there are drainage issues that are not funded for repair.

DEPARTMENT REPORTS (continued):

There was discussion regarding drainage and stormwater issues. Mr. Kiefer noted that a procedure should be established and priorities need to be set. Council President Potter noted that this should be reviewed by the Utilities Standing Committee.

Finance Director Keith Martinet provided a summary of the notes and bonds for the bond anticipation notes on tonight's agenda for First Reading. Mr. Martinet stated that he has been working on the financial statements, noting that they will be available for the next meeting.

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

MAYOR'S REPORT/ANNOUNCEMENTS:

With regard to the crosswalk legislation, Mayor Davidson stated that the Opticom, the decorative pole, and the battery back-up system have been added; he noted that the curb ramps are already included. The Mayor advised that the revised total cost with the additions is \$125,149.61, which does not include overages. He noted that the location per the HAWK study is 250 feet south of the south drive of the circle in front of the Elementary School, with the pole on the opposite side of the street from the school. The Mayor stated that the warrant study was done, the scope of work and bid package were done, and the bids were returned and reviewed by the City Engineer. The Mayor noted that after looking for grants, which were not received, the crosswalk is being funded from capital taken from the Service Department for equipment, noting that acquisition of two pieces of equipment will be delayed in order to pay for the crosswalk. Mayor Davidson stated that if there is an overage, the sidewalk extension to Pinehurst will be delayed.

Mayor Davidson stated that legislation is on tonight's agenda for the road salt bid through ODOT; he noted that the salt is needed for the safety of the citizens. Due to ODOT's deadline for participation, the Mayor requested that Council waive the three readings and adopt the legislation as an emergency.

With regard to the Service Department vehicle on tonight's agenda, Mayor Davidson noted that the legislation can proceed to Second Reading if Council would like to see pictures showing the condition of the vehicle that will be replaced.

Councilman Lowery questioned the total amount for the crosswalk, noting that the document he was provided shows a lesser amount. Mr. Kiefer advised that the option for the different style of pole was inadvertently not added into the total shown on the document provided by IAP; he also noted that Option 5 for the ramps should be deducted from the total since curb ramps are included in the base bid. There was discussion regarding the possibility of overages.

Councilman Smolic inquired about the status of the road plan. Mr. Kiefer stated that he will be providing a proposal to the Mayor, noting that he will be working on the pavement condition rating report in June. Answering Mr. Smolic, Mr. Kiefer stated that he is requesting \$20,000 to prepare the road analysis. Mayor Davidson stated that the estimate he received from another commercial firm is congruent with the amount Mr. Kiefer anticipates for the cost of the road report and five-year plan. The Mayor stated that as the City goes forward with the road plan, he would like to have the professional engineer's plan available to regain the confidence of the population to support the road plan. Discussion ensued. Councilman Skrbis noted that he did some research, and found that the pavement condition report is crucial.

STANDING COMMITTEE REPORTS:

Councilman Lowery advised that the Planning and Zoning Standing Committee met on April 16 to discuss off-street parking. Noting that this is challenging, Mr. Lowery stated that the Committee had good discussion and red-lined the current draft of Ordinance No. 17-O-36 with some new ideas and sent it to the Law Director for review. Mr. Lowery stated that the Planning and Zoning Standing Committee will meet again in this regard on Monday, May 21, 2018 at 5:30 p.m.

Mr. Lowery stated that the challenge is to not restrict the citizens to the point that they are unable to do their daily work based on the vehicles they drive, but the issues of equipment and vehicles cluttering the neighborhoods also needs to be addressed. Mr. Lowery stated that the Committee has more work to do, but they are making progress.

CORRESPONDENCE:

Council President Potter advised that Council received a note from a resident thanking Council for their work.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

Ted Hlavaty, 8814 Fox Hill Drive, addressed Council with regard to a sinkhole and stormwater runoff. Mr. Hlavaty stated that there are four residential streets and two major streets, Eagle Road and Kirtland-Chardon Road, from which water flows between Arborhurst, Singlefoot, Deerfield and Fox Hill. He noted that there was a pond and a dam on Booth Road, but it is now all silt, and there are trees and branches impeding the water flow. He stated that the creek that runs alongside his property has been impeded by debris, fallen trees and silt, noting that there is an easement from the Gas Company. Mr. Hlavaty showed some pictures to Council, showing the water in his back yard. Mr. Hlavaty stated that he brought this up to Mr. Catania and Mr. Kiefer in 2016 and in 2017, and he was told that nothing could be done because the area is a wetland. Mr. Hlavaty stated that the City cleaned out drainage ditches between Booth and Eagle, which makes it easier for the water to flow into that area and resulting in more water on his property. He inquired whose responsibility this is, noting that there are over four dozen homes contributing to this problem. Mr. Hlavaty stated that he has lived there for over 30 years, and he remembers that the City used to come and clean out the creek and the pond, but it hasn't been done in over a decade. Mr. Hlavaty stated that this has caused a lot of standing water, which results in mosquitoes in the summer. He noted that he lost a lot of trees on his property because of standing water. Mr. Hlavaty stated that he does not believe he would be able to sell his property now because of the sinkhole and the flooding.

Tom Friedl, 8760 Arborhurst Lane, stated that Mr. Lesnick took pictures in between his house and Mr. Hlavaty's property. He questioned why this is not the City's responsibility. Mr. Kiefer stated that where easements have been given to the City, the City has the responsibility to maintain it; he noted that when the City has not been given an easement, the City does not have that responsibility. Mr. Kiefer stated that previous Mayors did not want to take additional easements because there is no funding to maintain them. Mr. Friedl stated his frustration that the City is not maintaining these drainage ditches.

Discussion ensued with regard to these drainage concerns, and drainage issues generally.

Hans Wichter, 10899 Crestwood Drive, stated that rebar is sticking up out of the concrete on his street; he showed some pictures to the Mayor and Council.

OLD BUSINESS:

- ORDINANCE NO. 17-O-36** - (Tabled) - AN ORDINANCE AMENDING SECTION 1268.04(d) OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO OFF-STREET PARKING IN RESIDENTIAL DISTRICTS.
(Council President Umholtz)

The legislation remains tabled.

- RESOLUTION NO. 18-R-12** - (Third Reading) - A RESOLUTION TO AUTHORIZE AND APPROVE TRANSFER OF FUNDS FROM THE GENERAL FUND #100; CAPITAL PROJECT FUND #307; GENERAL OBLIGATION BOND FUND #600; SAID FUNDS TO BE TRANSFERRED BY OR BEFORE JUNE 15, 2018 TO GENERAL OBLIGATION BOND FUND #600; GENERAL FUND #100; IN THE AMOUNTS AND FOR THE PURPOSES SPECIFIED.
(Mayor Davidson)

Read by title only. Mr. Martinet advised that he provided the amended Exhibit A, which was adjusted to include the crosswalk and \$500,000 for the Route 306 project. Councilman Lesnick inquired why the funds are included now when it isn't yet known if they will actually be spent. Mr. Martinet stated that the City borrows money once a year in order to be efficient and obtain the best interest rate. Mr. Martinet stated that authority can be given to transfer the money, noting that the bond legislation is separate and will be considered separately by Council. Answering Mr. Lesnick, Mr. Martinet stated that this legislation does not authorize the borrowing of funds.

Mr. Skrbis moved to amend the Resolution to incorporate the amended Exhibit A provided by the Finance Director. Mr. Kirek provided the second. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).** It was noted that as a result of the amendment, the legislation reverts to Second Reading. Mr. Lesnick moved to waive the three readings, with the second by Mr. Lowery. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).** Mr. Skrbis moved to adopt the legislation as amended, with the second by Mr. Lesnick. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

- RESOLUTION NO. 18-R-15** - (Third Reading) - A RESOLUTION ACCEPTING THE BID OF HALL INDUSTRIAL INSULATION FOR THE CONSTRUCTION AND INSTALLATION OF A CROSSWALK ON STATE ROUTE 306, AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Noting that only two bids for the crosswalk were received, Councilman Lowery inquired if additional bids were requested. Mayor Davidson advised that five contractors attended the walk-through before bidding, and there were two full single-spaced pages of pre-qualified vendors that were contacted by IAP. The Mayor noted that IAP is a contract management firm that works with pre-qualified bidders.

Councilman Lesnick inquired if a study was done to determine the best crosswalk locations and types. Mr. Kiefer stated that the warrant study looked at three locations for the HAWK system; he noted that the area near the Temple was eliminated because it was too close to the top of the hill and did not give motorists adequate opportunity to stop. He noted that the two remaining locations were near the library and near the school, and the location near the school was chosen as the best option.

OLD BUSINESS – RESOLUTION NO. 18-R-15 (continued):

Mr. Lesnick inquired if there were any studies to determine the best system, other than only the HAWK system. Mayor Davidson advised that a scope of work was developed and provided to IAP; he noted that the study included a red light. The Mayor stated that the scope of work was based on guidance from Chief Baumgart, Chief Hutton and Mr. Kiefer that the red-light system would be the safest crosswalk.

Mr. Lesnick inquired if there was discussion with the school regarding the crosswalk location. Mr. Kiefer advised that the engineer that prepared the report spoke with school representatives. Mayor Davidson stated that the City kept in touch with the School Superintendent throughout the process.

Mr. Lowery inquired if the decision on the location is final, and who makes that decision. Mayor Davidson stated that the location in the study is 250 feet south of the south leg of the circle drive in front of the Elementary School, with the post located opposite the school. The Mayor noted that it would be closer to Florence Road and closer to the football field, and it would alleviate some of the issues Chief Hutton discussed regarding cars turning out of the circle.

Pam Klann, 7856 Russellhurst Drive, requested clarification of the location, which was provided by the Mayor. Ms. Klann stated that the children will be crossing into the parking lot. Mayor Davidson stated that he is confident that the School Administration will provide for the children's safety on the school property. Ms. Klann inquired how the use of the crosswalk will be enforced. Chief Nosse stated that there are Ordinances pertaining to crossing the street; he noted that once the crosswalk is installed and functioning, the Police Department will be more aggressive in the issuance of citations. Mayor Davidson stated the importance of the professional traffic engineer's recommendation regarding the location.

There was discussion regarding the cost and safety of the HAWK system compared to other types of crosswalks. Fire Chief Hutton stated that the HAWK system is the safest system, and it can be set up with the Opticom. Mr. Lesnick stated concern about having received only two bids.

Ron Fenstermaker, 8851 Billings Road, stated that at the last Council meeting, Councilman Schulz commented that the quote that was received for the HAWK system is competitive and is in line with the cost that he is used to seeing for this type of system. Mr. Fenstermaker stated the importance of the safety of the children, and he stated that he hopes Council will move this forward.

Councilman Kirek noted that there has been a great deal of discussion, and he suggested that the legislation be put to a vote.

There was discussion regarding whether another type of system will provide the same function as the HAWK system at a lesser cost, and how long it would take to pursue.

Mr. Lesnick stated that there is not a question regarding making the crosswalk safe, but he noted that in the future he would like to see more information than what was provided relating to the bidding process.

Mr. Lowery stated the importance of getting this right, especially with the cost involved; he noted that he is an advocate for the crosswalk, but the City needs to do its due diligence.

Mayor Davidson stated that he hired a professional firm from Columbus that is certified to provide contract management, and they had two full pages of pre-qualified bidders for this project; five vendors came to the site, and two vendors bid on the project. The Mayor stated that the bid is before Council, and he requested that a vote be taken.

Mr. Skrbis moved to amend Resolution No. 18-R-15 to reflect the updated pricing as provided by the City Engineer. Mr. Lowery provided the second. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

OLD BUSINESS – RESOLUTION NO. 18-R-15 (continued):

It was noted that as a result of the amendment, the legislation reverts to Second Reading. Mr. Skrbis moved to waive the three readings, with the second by Mr. Kirek. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).** Mr. Skrbis moved to declare an emergency and adopt, with the second by Mr. Lowery. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

ORDINANCE NO. 18-O-17
(Council President Potter)

- **(Second Reading)** - **AN ORDINANCE AMENDING SECTION 236.02 OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO EXPENDITURES AND COMPETITIVE BIDDING, AND DECLARING AN EMERGENCY.**

Read by title only. Councilman Skrbis noted that the Mayor has recommended that this Ordinance, along with Ordinance No. 18-O-18, be tabled and referred to the proper Standing Committee for review. Mayor Davidson stated that there are financial and legal implications that need to be discussed.

Council President Potter inquired about the potential legal implications. Mr. Richards stated that the City has the authority under the Charter to pass this type of legislation, although it is different from the standpoint of the general law of the State of Ohio pertaining to force account and bidding. Mr. Richards stated that the Ordinance would be somewhat problematic, because it creates a situation where the City Service Department follows the process of bidding. He stated that it is like putting together a force account for the purpose of coming up with a bid in competition with private contractors on the market. Mr. Richards suggested that Council look into the concept of force account.

Mr. Potter inquired about the financial implications. Mr. Kiefer stated that it will cost the City a lot more money and he believes it will take away a lot of the road improvements that can be done by the Service Department.

Mayor Davidson stated that discussion is needed on the proposed Ordinance, and it has not been reviewed by the appropriate Standing Committee. The Mayor stated that he has concerns about the Ordinance, primarily prevailing wage and what would happen to in-kind work.

Mr. Skrbis moved to table Ordinance No. 18-O-17, with the second by Mr. Kirek. Mr. Skrbis stated that he believes the Council and Administration need to work together on this Ordinance and that compromise is needed; he stated that he believes it is in the best interests of the City to table this Ordinance for further review and discussion.

Mr. Lesnick stated that he would like this to be done before Council goes on recess. Mr. Skrbis stated that if there is no particular event that will be impacted before Council recess, there should be no issue with taking the necessary time for review and discussion. Mr. Smolic stated that this legislation is before Council because he has been asking for true road costs for the past two years and has not received that information.

Mr. Potter stated that he is committed to working with Council, noting that a Standing Committee meeting needs to be scheduled soon. Following brief discussion, voting began on the motion to table. **ROLL CALL: MOTION CARRIED 5/1 (VOTING YEA: SKRBIS, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: SMOLIC).**

OLD BUSINESS – (continued):

- ORDINANCE NO. 18-O-18** - (Second Reading) - AN ORDINANCE AMENDING CHAPTER 236 OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, BY ADDING SECTION 236.12 RELATING TO THE PROVISION OF AN ANNUAL ROAD PLAN, AND DECLARING AN EMERGENCY.
(Council President Potter)

Read by title only. Based on discussion regarding the previous Ordinance, Mr. Skrbis moved to table Ordinance No. 18-O-18. Mr. Kirek provided the second. **ROLL CALL: MOTION CARRIED 5/1 (VOTING YEA: SKRBIS, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: SMOLIC).** Mr. Smolic explained to the audience that this legislation provides that a yearly road plan must be prepared.

- RESOLUTION NO. 18-R-21** - (Second Reading) - A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY AND THE CITY OF WICKLIFFE, OHIO AND THE CITY OF WILLOWICK, OHIO, REGARDING LAKE COUNTY OHIO PORT AND ECONOMIC DEVELOPMENT AUTHORITY HIRING AND EMPLOYING A SHARED ECONOMIC DEVELOPMENT MANAGER, AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Mayor Davidson advised that they are on the second round of candidates and expect additional interviews; he noted that he will pursue with Mr. Rantala the minor change in language. The legislation was placed on Second Reading.

NEW BUSINESS:

- RESOLUTION NO. 18-R-22** - A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT), AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Mayor Davidson requested that Council waive the three readings and adopt the legislation as an emergency, noting that the timing of this matter is based on the State's provision of the contract to the City and is not related to any delay on the part of the City. Mr. Lowery moved to waive the three readings, with the second by Mr. Lesnick. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).** Mr. Lowery moved to declare an emergency and adopt, with the second by Mr. Lesnick. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: SKRBIS, SMOLIC, KIREK, LESNICK, LOWERY AND POTTER. VOTING NAY: NONE).**

- RESOLUTION NO. 18-R-23** - A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE ONE (1) NEW 2018 FORD F550 4X4 TRUCK FOR USE BY THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.
(Mayor Davidson)

Read by title only. Mayor Davidson advised that this is the State bid price. He noted that if Council wishes to see some pictures of the vehicle that is being replaced or discuss this with Mr. Catania, the legislation can proceed to next reading. The Mayor noted that in discussions with Mr. Catania and the mechanic, the current vehicle will not be in service for the City next year; it will be traded in or sold at auction.

NEW BUSINESS – RESOLUTION NO. 18-R-23 (continued):

Responding to Mr. Lesnick, Mayor Davidson stated that multiple vehicles were included in the budget, but he asked Mr. Catania to re-prioritize in order to support the crosswalk funding. The Mayor noted that this is the one truck that will be purchased this year. Mr. Martinet stated that money will be borrowed, but if the second vehicle is not needed, it will not be purchased this year.

The legislation was placed on First Reading.

ORDINANCE NO. 18-O-24 - **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$2,305,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF RETIRING, TOGETHER WITH OTHER FUNDS AVAILABLE TO THE CITY, THE CITY'S OUTSTANDING VARIOUS PURPOSE NOTES, SERIES 2017, DATED JUNE 21, 2017, AND DECLARING AN EMERGENCY.**
(Mayor Davidson)

Read by title only. With regard to Ordinance No. 18-O-24 through Ordinance No. 18-O-29, Finance Director Martinet advised that prior to the Council meeting he signed the Fiscal Officer's Certificates for the bond anticipation notes and presented them to the Clerk of Council. Responding to Mr. Lesnick, Mr. Martinet stated that these are one-year notes and the interest rates are increasing. Mr. Martinet advised that Ordinance No. 18-O-24 through Ordinance No. 18-O-29 can proceed to Second Reading.

Mr. Lesnick moved to waive the three readings, with the second by Mr. Lowery. Discussion ensued. Mr. Lesnick noted that adopting the legislation tonight provides more time for selling the notes and securing a better interest rate. Mr. Skrbis stressed the importance of allowing for the readings unless there is an imminent need to adopt. Mr. Martinet stated that he has been advised that if the markets are tight, it is helpful to pass the legislation at Second Reading.

Voting began on the motion to waive the three readings. **ROLL CALL: MOTION FAILED 3/3 (VOTING YEA: SMOLIC, LESNICK AND LOWERY; VOTING NAY: SKRBIS, KIREK AND POTTER).** The legislation was placed on First Reading.

ORDINANCE NO. 18-O-25 - **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$150,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING EQUIPMENT AND RELATED SOFTWARE FOR THE CITY'S POLICE AND FIRE DEPARTMENT 9-1-1 EMERGENCY COMMUNICATIONS SYSTEM, AND DECLARING AN EMERGENCY.**
(Mayor Davidson)

Read by title only and placed on First Reading.

ORDINANCE NO. 18-O-26 - **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$150,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING MOTOR VEHICLES, INCLUDING RELATED EQUIPMENT AND APPARATUS, FOR USE BY THE CITY'S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.**
(Mayor Davidson)

Read by title only. Mr. Martinet advised that this is for the purchase of the new Service Department vehicle for \$80,000, with an additional \$70,000. The legislation was placed on First Reading.

NEW BUSINESS (continued):

ORDINANCE NO. 18-O-27
(Mayor Davidson)

- **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$100,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING WISNER ROAD BY GRADING, DRAINING, CURBING AND PAVING, AND DECLARING AN EMERGENCY.**

Read by title only. Mayor Davidson stated that this is related to work with the Watershed Partners, noting that the City is leveraging this \$100,000 against grant money. The Mayor noted that Wisner Road is sliding into the Chagrin River, and this is for the City's contribution to that project. The legislation was placed on First Reading.

ORDINANCE NO. 18-O-28
(Mayor Davidson)

- **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$100,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING CHILLICOTHE ROAD (SR 306) BY CONSTRUCTING A CROSSWALK ADJACENT TO THE KIRTLAND LOCAL SCHOOL DISTRICT CAMPUS, AND DECLARING AN EMERGENCY.**

Read by title only. Mayor Davidson advised that \$100,000 for the crosswalk will come from the issuance of bonds, and \$25,000 will come from the General Fund. The legislation was placed on First Reading.

ORDINANCE NO. 18-O-29
(Mayor Davidson)

- **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$500,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING CHILLICOTHE ROAD (SR 306) BY RESURFACING, AND DECLARING AN EMERGENCY.**

Read by title only and placed on First Reading.

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CONTINUING CONCERNS:

None.

COUNCIL COMMENTS:

Councilman Lowery noted that a Planning and Zoning Standing Committee meeting will be held at 5:30 p.m. on May 21, 2018.

Upon discussion, a Service Department Standing Committee meeting was scheduled to be held following the June 4 Council meeting. Mr. Skrbis stated that he would like to attend the Standing Committee meeting and be part of that discussion, but he is not available on June 4. Council President Potter suggested that Mr. Skrbis send Council an e-mail stating his concerns.

PUBLIC COMMENTS:

None.

ADJOURNMENT:

Mr. Kirek moved to adjourn, with the second by Mr. Skrbis. The motion of Council passed by unanimous vote and the meeting adjourned at 9:45 p.m.

President of Council

Clerk of Council