

KIRTLAND CITY COUNCIL MINUTES

December 5, 2022

The meeting of Kirtland City Council was called to order at 7:00 p.m. by Council President Jeffrey Ruple. Mr. Ziegler led the prayer which followed the Pledge of Allegiance. The members of Council present were: Ronald Fenstermaker, Jeffrey Ruple, Joseph Smolic and Eric Ziegler. Absent: Scott Haymer, Richard Lowery and Matthew Schulz.

Administrative personnel present were: Mayor Kevin Potter, Law Director Matthew Lallo, Finance Director Louis Slapnicker, City Engineer Douglas Courtney, Service Director Joseph Fornaro, Police Chief Brian McCallister and Senior Center Coordinator Teresa Szary.

ORGANIZATIONAL MEETING:

RESOLUTION NO. 22-R-73 - A RESOLUTION RECORDING THE ELECTION OF THE
(Council as a Whole) PRESIDENT OF COUNCIL FOR THE TERM ENDING
NOVEMBER 30, 2023, AND DECLARING AN
EMERGENCY.

The legislation was read by title only and placed on First Reading.

RESOLUTION NO. 22-R-74 - A RESOLUTION RECORDING THE ELECTION OF THE
(Council as a Whole) COUNCIL PRESIDENT PRO TEMPORE FOR THE TERM
ENDING NOVEMBER 30, 2023, AND DECLARING AN
EMERGENCY.

The legislation was read by title only and placed on First Reading.

RESOLUTION NO. 22-R-75 - A RESOLUTION APPOINTING DENISE A. ROELLE AS
(Council as a Whole) CLERK OF COUNCIL AND ESTABLISHING WAGE AND
DUTIES, AND DECLARING AN EMERGENCY.

The legislation was read by title only and placed on First Reading.

RESOLUTION NO. 22-R-76 - A RESOLUTION RELATING TO ESTABLISHING RULES,
(Council as a Whole) TIME AND PLACE OF COUNCIL MEETINGS FOR THE
PERIOD FROM DECEMBER 1, 2022, THROUGH
NOVEMBER 30, 2023, AND DECLARING AN
EMERGENCY.

The legislation was read by title only and placed on First Reading.

Noting that only four members are present tonight, Mr. Ruple stated he would entertain a motion to continue the Organizational Meeting to the next regular Council meeting on Monday, December 19, 2022 at 7:00 p.m. Mr. Ziegler so moved, and Mr. Smolic provided the second. **ROLL CALL: MOTION CARRIED 4/0 (VOTING YEA: ZIEGLER, FENSTERMAKER, RUPLE AND SMOLIC. VOTING NAY: NONE).**

REGULAR MEETING:**MINUTES OF THE NOVEMBER 21, 2022 FINANCE / POLICE & FIRE STANDING COMMITTEE:**

Mr. Smolic moved to waive the reading of the minutes, with the second by Mr. Fenstermaker. The motion of Council passed by unanimous vote. Mr. Smolic moved to approve the Minutes, as presented, with the second by Mr. Fenstermaker. **ROLL CALL: MOTION CARRIED 4/0 (VOTING YEA: ZIEGLER, FENSTERMAKER, RUPLE AND SMOLIC. VOTING NAY: NONE).**

MINUTES OF THE NOVEMBER 21, 2022 COUNCIL MEETING:

Mr. Smolic moved to waive the reading of the minutes, with the second by Mr. Ziegler. The motion of Council passed by unanimous vote. Mr. Smolic moved to approve the Minutes, as presented, with the second by Mr. Ziegler. **ROLL CALL: MOTION CARRIED 4/0 (VOTING YEA: ZIEGLER, FENSTERMAKER, RUPLE AND SMOLIC. VOTING NAY: NONE).**

DEPARTMENT REPORTS:

Service Director Joseph Fornaro thanked the Garden Club for decorating City Hall. He noted they came to the Public Works Department and made 45 swags; it was impressive to see how they worked together.

Mr. Fornaro thanked the Service Department team, noting they did a great job on the lights, working in the cold and snow.

Mr. Fornaro also thanked the Kiwanis for allowing the City to use some Ericson boxes for plugging in all the cords.

City Engineer Douglas Courtney reported on the street repair, noting that he and Mr. Fornaro conducted a walk-through on the streets on Friday and generated a deficiency list, with fairly minor deficiencies. The punch list was sent to the contractor today.

With regard to the Old Town sewer improvements, Mr. Courtney advised that the bidding schedule has been set for Phase I of the project. The project will advertise on December 9 for a bid opening on Wednesday, January 18.

With regard to stormwater projects, Mr. Courtney said there is no update on Fox Hill. For the Rockwood area stormwater basin, funds from Lake County Stormwater Management were received last week; he will be moving forward on the design. Regarding the Parkwood area drainage improvement project, a concept plan was received from Davey Resource Group with a cost estimate. Mr. Courtney said he and Mr. Fornaro reviewed the concept plan and sent some questions and comments to Davey Resource Group today.

Finance Director Louis Slapnick stated that legislation for the temporary appropriations for 2023 is on tonight's agenda for First Reading; this legislation can receive two readings. Comparing the 2022 and 2023 totals, Mr. Slapnick said there is an increase in those appropriations of approximately \$350,000. Noting that it relates to timing, Mr. Slapnick said there is a seventh payroll in the first three months of 2023; typically there are six payrolls in that period. He noted that much of the increase is related to that seventh payroll; overall there are still 26 payrolls throughout the year. Mr. Slapnick said he will review the details during the scheduled 5:30 work session before the next meeting. Mr. Slapnick said a final 2022 appropriation will be on the next agenda as well.

Councilman Smolic inquired about the amount of each payroll. Mr. Slapnick replied that it is typically between \$110,000 to \$120,000, depending on overtime or comp time paydowns.

DEPARTMENT REPORTS (continued):

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

Police Chief Brian McCallister did not give a formal report and no questions were asked of him. He noted that he and the Fire Chief were attending to an accident on Route 306 that occurred before the meeting.

MAYOR'S REPORT/ANNOUNCEMENTS:

Mayor Potter noted that the ecumenical service was held at Divine Word just before Thanksgiving. He noted it was a wonderful service with representation from some of the other faith groups in town.

Mayor Potter thanked the Garden Club for the decoration of City Hall and all they do with decorations around the City.

The Mayor thanked the Service Department for their hard work with the lights around City Hall, noting that they look terrific. He also thanked the Kiwanis for the use of their Ericson boxes.

As part of the lighting ceremony last week, the City joined forces with the Kirtland Football Team. The Mayor noted that the tree lighting scheduled for Wednesday, November 30, was postponed due to high winds and nasty weather. Mayor Potter said the Football Moms allowed the City to team up with them Thursday night; the pep rally started at City Hall with the tree lighting, and then moved to the school stadium. Mayor Potter said he is very proud of the Kirtland Football Team, noting they played a great game on Saturday.

With regard to the power outage over the last couple days, Mayor Potter noted that the City opened the Community Center yesterday. He thanked the attendants who made themselves available to open the Community Center. Mayor Potter noted that the City does not have anything to do with restoring power. He said that the City works closely with a First Energy liaison; although she was not available, the individual covering for her called him right back and provided updates throughout the outage. The Mayor noted that the City cannot touch trees and limbs that come down and are touching wires. He thanked the residents for their patience.

Mayor Potter stated that on the final appropriation amendment, there will likely be at least one plow truck, possibly two, and a potential second police car. He stated that he and Mr. Slapnicker will be reviewing the final numbers and the carry-over balance. Referring to the Service Department Standing Committee meeting held after the last Council meeting, the Mayor thanked Mr. Smolic and the Committee members for the discussion regarding capital needs in the Service Department.

Mayor Potter said the community received some heartbreaking news overnight on Thursday, noting that a seven-year-old girl in the community passed away. The Mayor expressed his deepest condolences to the family, noting that the City will do whatever it can to support the family, and also to support the Police and Fire responders to that call. Mayor Potter thanked those first responders and Chief Hutton, who stayed at the house as long as needed.

STANDING COMMITTEE REPORTS:

None.

CORRESPONDENCE:

Council President Ruple reported on correspondence dated November 30, 2022, received from Aqua Ohio; it is a notice to public officials relating to Aqua’s application to the Public Utilities Commission of Ohio to increase its overall rates for water service by 12.87 percent, for reasons specified in the notice. Mr. Ruple read a portion of the notice, inquiring if this notice should be posted on the City’s website.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

Sharon Vyskocil, 8415 North Locust Drive, said that she and her husband, Jim, just joined the Senior Center about a week ago and immediately took advantage of the bus trip to the Browns’ stadium. She stated that Teresa Szary and her staff have done a wonderful job, noting that it was a lot of fun, with excellent food.

OLD BUSINESS:

None.

NEW BUSINESS:

PUBLIC COMMENTS ON AGENDA ITEMS OF NEW BUSINESS:

None.

RESOLUTION NO. 22-R-77 - **A RESOLUTION ADOPTING THE UPDATED LAKE COUNTY HAZARD MITIGATION PLAN FOR THE CITY OF KIRTLAND, AND DECLARING AN EMERGENCY.**
(Mayor Potter)

The legislation was read by title only and placed on First Reading.

ORDINANCE NO. 22-O-78 - **AN ORDINANCE PROVIDING TEMPORARY APPROPRIATIONS FOR THE THREE-MONTH PERIOD ENDING MARCH 31, 2023.**
(Mayor Potter)

The legislation was read by title only and placed on First Reading.

* * * * *

COUNCIL COMMENTS:

None.

CONTINUING CONCERNS:

Council President Ruple noted that this is an opportunity for the public to address Council about any continuing concerns. There were no comments from the public.

ADJOURNMENT:

Mr. Smolic moved to adjourn, with the second by Mr. Fenstermaker. The motion of Council passed by unanimous vote and the meeting adjourned at 7:20 p.m.

President of Council

Clerk of Council