

## **KIRTLAND CITY COUNCIL MINUTES**

### **January 3, 2024 – Work Session**

The work session meeting of Kirtland City Council commenced at 6:48 p.m. Council members present were: Ronald Fenstermaker, Suzanne Grazia, Scott Haymer, Matthew Schulz, Joseph Smolic, Julie Symonds and Eric Ziegler.

Mayor Kevin Potter, Law Director Matthew Lallo, City Engineer Douglas Courtney, Service Director Joseph Fornaro, Police Chief Brian McCallister, Fire Chief Anthony Hutton and Senior Center Coordinator Teresa Szary were also in attendance.

Mayor Potter advised that Louis Slapnicker will not be present at tonight's meeting; he is working on closing 2023 and opening 2024.

With regard to Ordinance 24-O-2, Mayor Potter said the Law Director has advised that Mr. Marong will attend the next meeting, for the combined meeting with the Planning and Zoning Commission and the Board of Zoning Appeals, to meet everyone and answer any questions. Mr. Lallo said that Mr. Marong is very well versed in municipal law; he is the Law Director for the Village of Glenwillow; and he believes he is the Assistant Law Director for the Village of Bratenahl. His office handles a lot of municipal work and some Workers' Compensation defense work. He noted that Mr. Marong is in tune with the current state of the law. Mayor Potter noted that Mr. Lallo mentioned bringing Mr. Marong in specifically for the Planning and Zoning Commission and the Board of Zoning Appeals. Noting that he met with Mr. Marong, the Mayor said they discussed drainage issues, easement issues and Planning and Zoning in general. He said he is confident that he will work well with the Planning and Zoning Commission, the Board of Zoning Appeals, and Council when needed. Answering Councilman Schulz, Mr. Lallo confirmed that Mr. Marong will attend Council meetings in his absence. Mayor Potter noted that Mr. Marong's firm has also handled a lot of economic development and TIF work. Answering questions from Council, Mr. Lallo confirmed the salary amount as specified in the legislation and confirmed that Mr. Marong will contribute his employee portion of PERS.

With regard to Resolution 24-R-3, Mr. Lallo said the City's pick-up of the PERS contribution was part of the negotiated fee, but he has not yet exercised that option, essentially giving \$25,000 back to the City. He noted that the provision is still included in his new contract; he did not request a salary increase but is asking to exercise that provision now. Mayor Potter thanked Mr. Lallo for his service to the City over the past four years; he noted it was a benevolence to the City that he did not previously exercise that option that was part of the negotiation.

Referring to Resolution 24-R-1 relating to the internet auction, Mayor Potter noted this is legislation that is passed each year. Answering Council President Smolic, Mr. Fornaro said there is nothing that will be going on the auction site at this time.

With regard to the two resolutions on the agenda relating to the Parks Farm Subdivision, Mayor Potter requested that Council waive the three readings and adopt the legislation tonight. Answering Councilman Fenstermaker regarding dedication of the street, Mr. Lallo said that everything is complete with the subdivision, and maintaining and plowing the street is a big factor this time of year. He noted that this is a formality once everything has been addressed by the developer.

Referring to Resolution 24-R-5, Councilman Fenstermaker inquired if the City has adopted similar legislation in the past. Mr. Lallo advised that similar legislation was passed for Alpenrose Subdivision; he confirmed that the Mayor is authorized to sign the agreement.

Council President Smolic inquired about stormwater, relating to Resolution 24-R-5. Mr. Courtney advised that it pertains to stormwater ponds, offsite storm sewers, swales, etc. He said the agreement provides that they inspect on a regular basis and maintenance steps are addressed, based on the City's stormwater ordinance. Mr. Courtney said the City would do an inspection only if the homeowners' association fails to do their inspections.

Answering Councilman Fenstermaker regarding the Exhibit drawing for Resolution 24-R-5, Mr. Courtney said the layout is correct, but property ownerships may have transferred.

Council President Smolic noted that the combined meeting with Planning and Zoning will be held on Tuesday, January 16, immediately following the Council meeting.

There was no further discussion, and the work session meeting adjourned at 7:00 p.m. upon the unanimous consent of Council.

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President of Council

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Clerk of Council