

REGULAR SESSION

July 12, 2018

The Council of the City of Chardon met in Regular Session Thursday, July 12, 2018 at 6:25 P.M. in Council Chambers of the Chardon Municipal Center.

Jeffrey Smock, President of Council presiding.

The meeting opened with the pledge of allegiance and roll call.

Members of Council present: Andrew Blackley, Deborah Chuha, Chris Grau, David Lelko, Daniel Meleski, Jeffrey Smock.

Members of Council absent: Nancy McArthur.

Others Present: City Manager Randy Sharpe, Finance Director Mate Rogonjic, Clerk of Council Amy Day, Law Director James Gillette, Planning and Zoning Administrator Steve Yaney, Public Service Director Paul Hornyak, Amy Patterson, Sharon Kastor, Kristopher Kastor, Joe Koziol, Michael McArthur, Barry Dimberio, Carla Gray.

APPROVAL OF MINUTES

Mr. Meleski moved and Mr. Grau seconded to approve the minutes of the June 14, 2018 Public Hearing and June 14, 2018 Regular Session.

Mayor Smock noted that the Regular Session minutes should reflect that Mr. Grau abstained from voting on Ordinance No. 3019 and that Resolution 10-18 was read for the 2nd and 3rd time by title only.

Various members of Council made grammatical corrections to the Regular Session minutes.

Upon roll call vote the motion passed unanimously.

MANAGER'S REPORT

Mr. Sharpe reported that bids for the 2018 Street Maintenance & Repair Project were received and opened on June 21, 2018. Legislation is on the agenda to award the contract to Burton Scot Contractors, LLC.

Mr. Sharpe reported that a fee increase is needed in order to keep the girls' travel basketball program cost neutral. Expenses due to the number of tournaments have increased while fund raising has decreased. The Park and Recreation Board as well as the Recreation Director are in favor of increasing the program cost from \$210 to \$300. If increased, the girls travel program will be the same cost as the boys' travel program.

Mr. Blackley moved and Mr. Grau seconded to increase the girls' travel basketball program fee from \$210 to \$300.

Mr. Grau asked if there was any objection from the participants' families.

Mr. Sharpe stated that he does not know if the participants are aware of the potential price increase; however, the recreation director had indicated that he did not expect any decline in program participation.

Upon roll call vote the motion passed unanimously.

Mr. Sharpe reported that the price for the ODOT Sodium Chloride Winter Fill Program will be \$44.63/ton. The 2018 price was \$27.11/ton. The City has committed to 3,600 ton (+/- 10%) for the next season.

Mr. Sharpe reported that the City has recently terminated its cleaning service contract with Anago Cleaning Service due to non-performance and is in the process of hiring a replacement cleaning company.

Mr. Sharpe reported that Doug Million has been hired for the part-time property maintenance position. He will be spending his time between the lands and buildings and park and recreation departments.

Mr. Sharpe reported that the hiring process is continuing for the Street Department maintenance positions.

Mr. Sharpe reported that the written test for the second sergeant's position will be given July 14, 2018.

Mr. Sharpe reported on the status of public works projects.

PLANNING COMMISSION REPORT

Mr. Grau reported that Planning Commission met and approved a variance to increase the height of a fence for Roger Kangas, 423 North Street. Planning Commission also approved proposed exterior finish changes to the old First American Title Building at 107-111 North Hambden Street.

Mr. Grau reported that Planning Commission had an informal discussion concerning a potential 24-unit, single-family development on Park Avenue.

Steve Yaney reviewed the 2nd quarter Economic Development Report.

COUNCIL COMMITTEE REPORTS

Economic Development Committee

Mr. Grau reported that the Committee met and discussed the streamlining of the survey content as part of the business retention and expansion program.

Mr. Yaney reported on a business visitation made to EGC Enterprises.

Mr. Grau reported that the Committee discussed the Retail Business Grant Program and concluded that the Finance Committee Chairman and the members of the Economic Development Committee would be voting on the applications rather than having two members from each committee voting.

Mr. Lelko reported on the successful turnout for the historic preservation tax credit program hosted by Chardon Tomorrow.

Mr. Grau reported that signatures are in the process of being collected through Chardon Tomorrow so that voters have the opportunity to vote on allowing Sunday liquor sales in Precinct A.

HEARING OF PERSONS BEFORE COUNCIL

THOSE PERSONS ON THE AGENDA -

Christian Giza addressed Council to request permission to modify the Community Room as an Eagle Scout Project. He provided a timeline for the project and provided a list and sample of materials he plans to use in the renovation.

Mr. Sharpe stated that arrangements have been made so that the renovation will work around existing room reservations.

General discussion occurred regarding the project materials and budget.

Mr. Blackley moved and Mrs. Chuha seconded to approve Christian Giza's request to remodel the community room as he has outlined. Upon roll call vote the motion passed unanimously.

GENERAL PUBLIC

Barry Dimberio, 12860 Mayfield Road, described a harassment situation he has experienced at his home in Claridon Township and during his travels into the City.

Mayor Smock stated that the situation being described is a matter for the Police Department and instructed Mr. Dimberio to contact the Police Department for assistance.

Carla Gray, representing Chardon Schools Foundation, requested permission to set up a table to sell their excess supply of glow items at City evening events such as movie night on the Square and Concerts in the Park.

Mr. Grau asked how much inventory is remaining.

Ms. Gray stated that she anticipates being able to sell the remaining items at three events.

Mr. Lelko stated that he would look to staff to make sure the sale fits in with the event and expressed concern about giving permission for the sale of the items at someone else's event.

Mr. Sharpe stated that the un-official policy for the sale of items by a non-profit group is for approval to be given by Council. For concerts in the park and movie nights, he would still like direction from Council since he does not have the authority to grant the group permission to sell items.

Mr. Blackley stated that he does not have an issue with the request as it has been presented.

Mr. Sharpe stated that if permission is granted, there may be other non-profit groups that would also have to be given permission.

Mr. Grau suggested the items be sold through the concession window or at a table in the general area by the Heritage House. He added that keeping the sale of the items to City events makes sense.

Mr. Lelko moved and Mr. Grau seconded to authorize Chardon Schools Foundation to sell glow items at City-sponsored events.

Mayor Smock asked for clarification about which events would be considered.

Ms. Gray stated that evening events would be most beneficial.

Mr. Sharpe suggested the following events: National Night Out, Concerts in the Park and Movie Nights.

No objection was heard.

Upon roll call vote the motion passed unanimously.

Michael McArthur, 117 Cedar Glen, requested to see a written report of the Mayor and Vice Mayor's trip to Washington DC to determine if there were any tangible benefits from the trip.

Mayor Smock stated that there is no written report other than the itemized list of expenses turned in to the City. He explained that a verbal report was provided to Council at the June meeting.

Mr. McArthur addressed Council concerning the Charter Review Committee proposals which Council voted on in June. He asked Council members why they voted the way they did on the ballot issues.

Mr. Meleski stated that significant discussion took place at the June meeting regarding each of the proposed ballot issues and the video from the meeting is available for viewing.

Mr. McArthur stated that Council's vote on the Charter changes was about putting the changes on the ballot for the voters to decide on; however, Council denied the voters the right to have a say by not allowing the Charter changes to be placed on the ballot. He asked why Council made the decision and didn't let the voters make it.

Mayor Smock explained that the way the Charter is set up is so that the proposed changes go to Council to make the decision whether or not to send the proposed amendments to the ballot.

Mr. McArthur stated that there should be some extreme reason as to why Council would not agree to put an issue on the ballot that has been recommended by the Charter Review Committee.

Mr. Grau stated that he does not take lightly the time the Charter Review Commission spent reviewing the Charter and making recommendations.

Mr. Meleski stated that Council spent quite a bit of time discussing the issues and did not take lightly the time spent by the Charter Review Commission members. They followed what the Charter said and what the provisions are.

Mr. McArthur stated that he thought there was confusion amongst Council on what they were voting on and asked if Council knew that they were only voting whether or not to put the issues on the ballot.

Mayor Smock stated that he is not going to vote to put an issue on the ballot that he does not support.

Mr. McArthur asked additional questions of the Law Director regarding advice he provides Council and questioned the Mayor regarding his comments made at the June meeting pertaining to Councilman McArthur's attempt to adjourn to Executive Session during a Charter Review Committee meeting.

OLD BUSINESS - none.

NEW BUSINESS

Regarding adoption of the 2019 Tax Budget, Mr. Rogonjic stated that the completion of the tax budget is a statutory requirement and is a starting point in the City's budgeting process. The budget must be submitted to the County in order to receive the City's share of local government funding.

Mr. Blackley moved and Mr. Lelko seconded to adopt the tax budget for fiscal year 2019.

Mr. Blackley inquired about the projected income tax collections for 2019.

Mr. Rogonjic stated that collections to date are above what were budgeted. He noted that he included a modest increase which will be looked at closer to the end of the year.

Upon roll call vote the motion passed unanimously.

Regarding updates to Classification and Pay Plan, Mr. Rogonjic explained that the first proposed amendment includes adding a part-time victim advocate due to changes in State law that will increase the case load for the department.

Mr. Gillette spoke about the demands on the department and the increase in case load and he asked Council to support the additional position.

Mr. Rogonjic stated that an additional amendment to the plan includes combining the duties of two part-time jobs of probation secretary and pretrial release officer into one full-time probation / pre-trial officer position.

Mr. Lelko moved and Mr. Blackley seconded to amend the classification and pay plan to add part-time victim advocate under step G-2 and full-time probation pretrial officer under step C-3. Upon roll call vote the motion passed unanimously.

Regarding the Chardon Living Memorial Park Mural location, Mr. Hornyak reported that the mural was presented to the City; however, due to its size and because the mural is painted on plywood without a frame support, it may deteriorate quickly which is why he proposes to mount it on the exterior of the Chalet.

Mr. Blackley asked if a clear covering would be put on it to protect it from the weather.

Mr. Hornyak stated that it would be protected with a covering.

Mr. Lelko asked if a roofed kiosk could be made to protect the mural.

Mr. Hornyak stated that a roofed kiosk is an option that would not be able to be done in-house.

Discussion occurred regarding possible locations for the sign.

Mayor Smock stated that he would like to explore other options before deciding on the placement of the mural.

Council asked Mr. Hornyak to provide a price to have a kiosk constructed.

Mr. Hornyak stated that he would investigate prices for a kiosk.

LEGISLATION

ORDINANCE NO. 3020

AN ORDINANCE AMENDING APPROPRIATIONS IN THE CITY OF CHARDON TREASURY FOR 2018 AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Meleski moved and Mrs. Chuha seconded the rules be suspended and the Ordinance be read for the second and third time by title only. Upon roll call vote the motion passed unanimously.

Ordinance No. 3020 was then read for the second and third time by title only.

Mr. Grau moved and Mr. Meleski seconded for the adoption of Ordinance No. 3020.

Mr. Rogonjic reviewed the proposed amendments to the appropriations that are being requested.

Upon roll call vote the motion passed unanimously.

ORDINANCE NO. 3021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT/AGREEMENT WITH BURTON SCOT CONTRACTORS, LLC FOR PAVEMENT MAINTENANCE - MILLING, REPAIR AND PAVING AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Blackley moved and Mr. Meleski seconded the rules be suspended and the Ordinance be read for the second and third time by title only. Upon roll call vote the motion passed unanimously.

Ordinance No. 3021 was then read for the second and third time by title only.

Mr. Blackley moved and Mr. Meleski seconded for the adoption of Ordinance No. 3021.

Mr. Sharpe reported on the project cost and streets included in the street maintenance repair program for 2018.

Mr. Lelko expressed concern about the condition of portions of Lost Pond Parkway, Sawmill Bend and Tinkers Trail that are in need of attention that are not included in the list of streets to be repaired.

Mr. Hornyak stated that the 2018 street inventory is in the process of being completed and if there are some areas that have worsened, they will have to be re-prioritized.

General discussion occurred regarding the timeline and the process to be used on the streets.

Upon roll call vote the motion passed unanimously.

ORDINANCE NO. 3022

AN ORDINANCE AUTHORIZING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) COOPERATIVE PURCHASING PROGRAM, RESURFACING PART OF SR 44/SOUTH STREET, AND AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH THE DIRECTOR OF TRANSPORTATION AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Blackley moved and Mr. Meleski seconded the rules be suspended and the Ordinance be read for the second and third time by title only. Upon roll call vote the motion passed unanimously.

Ordinance No. 3022 was then read for the second and third time by title only.

Mr. Meleski moved and Mr. Grau seconded for the adoption of Ordinance No. 3022.

Mr. Smock asked if ODOT has indicated when they will resurface other portions of the State routes through the City.

Mr. Hornyak stated that he was last told that State repaving would take place in 2023.

Upon roll call vote the motion passed unanimously.

REVIEW OF EXPENDITURES

Mr. Meleski reported that expenditures were in order. He noted an upward trend in help desk tickets for IT services which will continue to be monitored.

EXECUTIVE SESSION - none.

ANY OTHER BUSINESS TO COME BEFORE COUNCIL - none.

ADJOURN

Mr. Meleski moved and Mr. Grau seconded to adjourn. Upon voice vote the motion passed unanimously.

The meeting adjourned at 8:38 p.m.

Attest:

JEFFREY L. SMOCK, Mayor
President of Council

AMY DAY
Clerk of Council

