

REGULAR SESSION

August 8, 2019

The Council of the City of Chardon met in Regular Session Thursday, August 8, 2019 at 6:30 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: Deborah Chuha, Chris Grau, David Lelko, Nancy McArthur, Daniel Meleski, Jeffrey Smock.

Members of Council absent: Andrew Blackley.

Others Present: City Manager Randy Sharpe, Law Director James Gillette, Finance Director Mate Rogonjic, Public Service Director Paul Hornyak, Police Chief Scott Niehus, City Engineer Doug Courtney, Clerk of Council Amy Day, Community Development Administrator Steve Yaney, Bill Hess, Steve Patton, Benjamin Chojnacki, Amy Patterson, Joe Koziol, Colin Wantz.

APPROVAL OF MINUTES

Mayor Smock noted a correction to the meeting start time and a grammatical correction related to the suspension of the rules of Resolution No. 9-19 in the July 11, 2019 Regular Session minutes.

Mrs. Chuha moved and Mr. Grau seconded to approve the minutes of the July 11, 2019 Public Hearing and July 11, 2019 Regular Session as amended.

Upon roll call vote the motion passed unanimously.

RESOLUTION NO. 10-19

A RESOLUTION OF APPRECIATION FOR DOROTHY HOFFACKER was read for the first time in its entirety.

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

Resolution No. 10-19 was then read for the second and third time by title only.

Mrs. McArthur moved and Mrs. Chuha seconded for the adoption of Resolution No. 10-19.

Upon roll call vote the motion passed unanimously.

Members of Council and staff thanked Ms. Hoffacker for her years of service to the City.

MANAGER'S REPORT

Mr. Sharpe reported that the City received notice from the Geauga County Engineer's Office that the City's application for the Chardon Avenue Reconstruction and Canfield Drive

Rehabilitation Project is being recommended for committee reviews. The District 7 Executive Committee will meet on 9/25/19 to review the projects.

Mr. Sharpe reported that the Edward H. Sutton Insurance Agency Inc. will continue to serve as Consultants for the City on all matters of property and casualty insurance. He noted that there is no increase over the prior year's contract of \$3,500.

Mr. Sharpe reported that the 2019 Sidewalk Program Round 6 and the South Street Sidewalk Connection Project will be advertised and bid in August.

Mr. Sharpe reported on the status of capital projects.

PLANNING COMMISSION REPORT

Mr. Grau reported that Planning Commission met and approved a request by Tractor Supply Co. to allow for the removal of decorative rings from their approved outdoor fence.

Mr. Grau reported that Planning Commission approved the concept plan for a lot consolidation for 102 North Street and 109 North Hambden Street.

Mr. Grau reported that Planning Commission also approved a concept plan to allow for the remodel of the Taco Bell restaurant and site.

Mr. Grau reported that Tim Horton's has requested a conditional use approval for a drive-thru facility; however, a traffic survey was requested by staff and action on their request was postponed until the survey has been completed.

Mrs. McArthur inquired if Tim Horton's has conducted a market survey.

Mr. Grau stated that he does not know if Tim Horton's had conducted a market survey but would assume that they had evaluated the market before investing in this project.

COUNCIL COMMITTEE REPORTS

Safety Committee

Mr. Grau reported that the Committee met and continued discussions regarding the City's Emergency Preparedness Plan.

HEARING OF PERSONS BEFORE COUNCIL

THOSE PERSONS ON THE AGENDA - none.

GENERAL PUBLIC

Bill Hess, 115 North Street, asked why the building at 102 North Street is being demolished.

Mr. Yaney stated that the demolition will allow for parking behind the restaurant set to open on North Hambden Street.

GENERAL PUBLIC - none.

OLD BUSINESS - none.

NEW BUSINESS

A public hearing was set for September 12, 2019 at 6:20 PM to provide the public an opportunity to comment regarding an assignment of zoning classification to a parcel that is being annexed into the City of Chardon (Parcel ID#15-703829, Chardon Windsor Road).

Regarding any objections to all liquor permits expiring October 1, 2019, no member of Council had any objections.

EXECUTIVE SESSION

Mrs. McArthur moved and Mr. Grau to adjourn to Executive Session at 6:58 p.m. for the purpose of discussing pending litigation, contracts for the Law Director and Police Prosecutor and the sale of property and invite Benjamin Chojnacki, Chief Niehus and Steve Yaney into the session.

Discussion occurred regarding pending litigation.

Discussion occurred regarding the sale of property.

Discussion occurred regarding Law Director and Police Prosecutor contracts.

Meeting reconvened at 8:08 p.m.

LEGISLATION

ORDINANCE NO. 3079

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EMPLOYMENT CONTRACT FOR THE SERVICES OF BENJAMIN G. CHOJNACKI AS LAW DIRECTOR AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Grau 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. 3079 was then read for the second and third time by title only.

Mrs. McArthur moved and Mr. Grau seconded for the adoption of Ordinance No. 3079.

Upon roll call vote the motion passed unanimously.

ORDINANCE NO. 3080

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE SERVICES OF BENJAMIN G. CHOJNACKI AND WALTER/HAVERFIELD, AN OHIO LIMITED LIABILITY PARTNERSHIP FOR LEGAL SERVICES OUTSIDE THE SCOPE OF THE LAW DIRECTOR EMPLOYMENT CONTRACT AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Grau 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. 3080 was then read for the second and third time by title only.

Mr. Meleski moved and Mrs. Chuha seconded for the adoption of Ordinance No. 3080.

Upon roll call vote the motion passed unanimously.

ORDINANCE NO. 3081

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS FOR THE SERVICES OF STEVEN E. PATTON AS ASSISTANT POLICE PROSECUTOR AND DECLARING AN EMERGENCY was read for the first time by title only.

Mrs. McArthur 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. 3081 was then read for the second and third time by title only.

Mrs. McArthur moved and Mr. Grau seconded for the adoption of Ordinance No. 3081.

Upon roll call vote the motion passed unanimously.

ORDINANCE NO. 3082

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION BRIDGE INSPECTION PROGRAM SERVICES, PID NO. 109334, AND DECLARING AN EMERGENCY was read for the first time by title only.

Mr. Meleski moved and Mr. Grau 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. 3082 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. 3082.

Mr. Sharpe reported that the City has been a part of the State's ongoing bridge inspection program and noted that there are two bridges that would be inspected as part of this program.

Mayor Smock stated that if any deficiencies are found, the City is responsible for repair costs.

Upon roll call vote the motion passed unanimously.

REVIEW OF EXPENDITURES

Mr. Meleski reported that expenditures were in order.

ANY OTHER BUSINESS TO COME BEFORE COUNCIL

Mr. Grau reported that the City's Recreation Director, Adam Rogers, has successfully communicated with the travel basketball program directors to keep the programs in the City.

Mrs. McArthur thanked Joe Rodriguez for his band selections for the Friday night concerts.

Members of Council reported on upcoming City activities.

ADJOURN

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

The meeting adjourned at 8:19 p.m.

Attest:

JEFFREY L. SMOCK, Mayor
President of Council

AMY DAY
Clerk of Council