

REGULAR COUNCIL MEETING – 7:00 P.M.

The Council of the City of Cortland met in regular session on Monday, July 6, 2015 at 7:00 p.m. at the City Administration Building, 400 N High St, Cortland, Ohio with Council President Jim Woofter presiding. Members of Council present were Dennis Linville, Deidre Petrosky, Kevin Piros, Scott Rowley and Terry Tackett; absent was James Edwards. Also present at the meeting were Mayor Moll, Law Director Wilson, Police Chief Andrews, Finance Director Moyer, Service Director Wittman and Clerk of Council Horn; absent was Fire Chief Rea.

A motion to approve Council Minutes from the June 15, 2015 Council Meeting was made by Councilman Tackett and seconded by Councilman Linville. **ROLL CALL** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, abstain; Rowley, aye; Tackett, aye; Woofter, aye. **MOTION PASSED**

A motion to approve Schedule of Bills to be paid totaling \$197,402.80 was made by Councilman Rowley and seconded by Councilman Piros. **ROLL CALL** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **MOTION PASSED**

OLD BUSINESS:

ORDINANCE O-16-15 – An Ordinance authorizing the Mayor to enter an agreement with GPD Group to perform construction administration and inspection for the North High Street Pedestrian Enhancement Project was read and moved for second reading by Councilman Tackett and seconded by Councilwoman Petrosky. **ROLL CALL O-16-15** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ORDINANCE PASSED SECOND READING**

ORDINANCE O-17-15 – An Ordinance authorizing ODOT to perform PID No. 96568 resurfacing work on sections of SR 305 within the corporation limits in the City of Cortland, Ohio was read and moved for second reading by Councilman Linville and seconded by Councilman Rowley. **ROLL CALL O-17-15** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ORDINANCE PASSED SECOND READING**

NEW BUSINESS:

RESOLUTION R-29-15 – A Resolution declaring it necessary to levy a tax to support the Fire Levy Fund in excess of the ten mill limitation was read and moved by Councilman Linville and seconded by Councilman Rowley.

LAW DIRECTOR WILSON - Let me make a note that we will be coming back to you, after we get a certification from the auditor on the amounts, with another resolution to proceed. In that resolution there will be ballot language. I've already revised the language from last time. I incorporated more language from the statute which is what the Secretary of the State wanted to see. I talked to the Board of Elections today and I talked to the prosecutor from Trumbull County that represents the Board of Elections. So, I'm trying to cover all the bases as we proceed so we can get a nice clean levy on the ballot for Chief Rea.

ROLL CALL R-29-15 - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **RESOLUTION PASSED**

RESOLUTION R-30-15 – A Resolution requesting the Auditor of Trumbull County, State of Ohio, to advance the amount of \$ 75,000 collected thru real estate tax, August settlement for use in the General Fund of the City of Cortland, Ohio was read and moved by Councilman Linville and seconded by Councilwoman Petrosky.

MAYOR MOLL – Fran, there was a question that came up at staff meeting as to why this is \$75,000 and the other two are \$200,000, and what’s the rationale behind the amounts.

FINANCE DIRECTOR MOYER – Last time we put on \$100,000 for the General Fund, there wasn’t that much available anyway, so we backed it off to \$75,000.

MAYOR MOLL – So, that is what’s driving it?

FINANCE DIRECTOR MOYER – Yes, but anything that is available we would have access to by passing this resolution.

MAYOR MOLL – Very good. Thank you.

COUNCIL PRESIDENT WOOFTER – So, that means we are not necessarily getting this full amount; we are going to get what’s available?

FINANCE DIRECTOR MOYER - We aren’t getting it all at once, but whatever is available at the time that we file this with the county and they release money we will get as opposed to having to wait until they to their close out and their final settlement. This gets it to us in a more timely fashion.

COUNCIL PRESIDENT WOOFTER - When do they do that final assessment?

FINANCE DIRECTOR MOYER - Usually the cut-off date is the beginning of August. A lot of times we don’t get the final settlement until September. This way we get some of the money in August.

COUNCIL PRESIDENT WOOFTER - Right away.

ROLL CALL R-30-15 - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **RESOLUTION PASSED**

RESOLUTION R-31-15 – A Resolution requesting the Auditor of Trumbull County, State of Ohio, to advance the amount of \$200,000 collected thru real estate tax, August settlement for use in the Police Levy Fund of the City of Cortland, Ohio was read and moved by Councilman Rowley and seconded by Councilman Piros.

ROLL CALL R-31-15 - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **RESOLUTION PASSED**

RESOLUTION R-32-15 – A Resolution requesting the Auditor of Trumbull County, State of Ohio, to advance the amount of \$200,000 collected thru real estate tax, August settlement for use in the Fire Levy Fund of the City of Cortland, Ohio was read and moved by Councilman Rowley and seconded by Councilwoman Petrosky.

ROLL CALL R-32-15 - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **RESOLUTION PASSED**

ORDINANCE O-18-15 – An Ordinance authorizing the Mayor to enter into a contract with Foust Construction Inc. for the Downtown Waterline Replacement – Phase III was read and moved by Councilman Piros and seconded by Councilman Rowley. A motion to suspend the rules was made by Councilman Rowley and seconded by Councilman Piros. **ROLL CALL ON SUSPENSION OF RULES** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ROLL CALL O-18-15** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ORDINANCE PASSED IN EMERGENCY**

ORDINANCE O-19-15 – An Ordinance authorizing the City of Cortland to enter into a contract with Butch and McCree Paving Inc. for the 2015 Asphalt Resurfacing Program was read and moved by Councilman Piros and seconded by Councilwoman Petrosky. A motion to suspend the rules was made by Councilman Rowley and seconded by Councilwoman Petrosky. **ROLL CALL ON SUSPENSION OF RULES** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ROLL CALL O-19-15** - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **ORDINANCE PASSED IN EMERGENCY**

MAYOR’S REPORT:

MAYOR MOLL – The Lion’s Club Car Show is downtown this weekend in case you are interested.

We had a fairly uneventful 4th of July. A lot of fireworks, but other than that it was pretty uneventful.

We managed to complete the agreement for natural gas for this year. We did it a little differently this year. We are going to do a two year cycle. It will start in the Oct/Nov billing cycle this year. The rate is \$3.67/mcf which is at least around a dollar less than last year.

COUNCIL PRESIDENT WOOFTER - Do we get a lower rate because we are going two years?

MAYOR MOLL – It saved us a little bit but it locks in a situation. So, that should be fairly positive. I called the company last year to sign up for my new account and actually ended up signing up for a different plan with the same company for a little less than the city plan. It’s still a dollar higher than this. This should be pretty positive news.

FINANCE DIRECTOR’S REPORT:

FINANCE DIRECTOR MOYER – I did a spreadsheet if anyone wants to see the specifics. When I got back we had loans that were due. They were the 0% loans for all the water and sewer projects that were not able to be put on the agenda and be paid on time. So for this one time, I went ahead and I typed the checks and I made the payments. I wanted council to be aware that it did not appear on the list of bills, but you will see if reflected in your June Financial Report. I will attach to that financial report the list of what checks were issued. Normally, we do not issue checks without them coming to council. This is a significant amount of money so I wanted to note for the record that because of my absence when I got back there wasn’t enough time to pay them and bring them to you. They did get paid and they got paid on time.

It’s time to do the 2016 Budget. It’s on my desk. I was hoping to get it started and meet with the Mayor prior to this meeting but that didn’t happen. So I will get the tentative numbers put together this week. The Mayor and I will review them and I will send it out to you as soon as I have it prepared. It will be on the next meeting’s agenda to be passed. It has to be filed with the county right after that meeting so I wanted to give you guys time to review it prior to actually passing it. So, since I don’t have a tentative budget prepared for tonight’s meeting, you’ll get one this week.

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MAYOR MOLL – I would ask if you have questions, please bring those questions to her before the meeting so we don't have to go through a big tutorial at the meeting.

FINANCE DIRECTOR MOYER – Yes, since that night we aren't really going to have any other choice other than to pass it.

MAYOR MOLL – But I want to make sure everyone's questions are answered. The easiest way to do it is if you don't understand it, come and see us.

COUNCILMAN PIROS – Will this be emailed to us or through the mail?

FINANCE DIRECTOR MOYER – I will probably mail it but if you would like me to attach it to an email as soon as it is done I can do that.

MAYOR MOLL - We will have Rhonda send it out in an email.

POLICE CHIEF'S REPORT:

POLICE CHIEF ANDREWS – Street fair came and went without a problem. We did not have any issues on the streets. The parade went very well. There is a new person running the parade at the Lions Club and she did a good job. She'll be back next year and she has some good ideas and things. She has a nice way of running it. Some things we are looking at are our signs. We made some detour signs out of our "No Parking" signs. We are going to order some more signs anyway for the garage sale next year anyway, probably over the winter. We will get some of those also. They worked real well for re-routing the parade route. Also, it's a lot easier than having the service guys come out and bring out all the bulky detour signs. We used the "No Parking" signs for the new grass. They worked extremely well. In fact, people wanted to keep them and use them for next year. We told them they are ours but we will keep that in mind for next year. It will help some of the congestion down there.

The 4th of July came and went without too much of a problem. We had normal fireworks complaint calls. Nothing too dramatic. Most people were very tolerant of it understanding the concept of the 4th. Usually the people that were setting them off early in the morning or late at night, those were the ones that were the problems and we put a cease to that pretty quickly. In general, we handled a few complaints from the weekend that trickled through the Mayor and me today and that seems to be okay. Like we explained to them, if this continues on through the week then we will take action. It's a little difficult to do that on the 4th, especially when it falls on a Saturday. Other than that, that's all I have for the dept. and I'll answer any questions you may have of me.

COUNCIL PRESIDENT WOOFER - Were you saying you made calls to ask people to stop doing it during the day of the 4th?

POLICE CHIEF ANDREWS – No. When we get calls we go and talk to them about it.

MAYOR MOLL - It's complaint driven.

POLICE CHIEF ANDREWS – It is what it is. Usually, the problem is the continuing calls. It starts maybe at 9:30 dusk, and then it continues on, and then we get another call a half hour later and they say this is still going on, now it's getting ridiculous. Then some of the debris is floating into our yard or things like that. We try to go

over and broker and say can you do something with this? Can you be a little bit more respectfully of our neighbors? The problem is if we start giving... We address the problem, the fireworks shooters that keep doing it, when it goes past 11:00 p.m. /12:00 a.m. and they don't really care. We address that pretty quickly. For us to take a very proactive approach on each and every one, number one, it's going to tie down the officers way too much and I think it's a little too excessive. We are dealing with the problem ones. And we really didn't have any that couldn't be handled with this is your second time, you are going to have to knock it off now.

MAYOR MOLL - There's no way to handle that with only two or three officers. It's just isn't going to happen.

POLICE CHIEF ANDREWS – Also, by the time we get the call and get there, that major one that maybe sent the neighbor over the edge is done. So we don't really hear that. It's very difficult to for us to take action based on what someone said. All in all, we deal with this every year around the 4th. I don't know if it's because it fell on a Saturday that people were a little less tolerant. It started on Friday and then continued. Certain neighbors said I'll give you one day but not two. But like I said, it really wasn't a problem. My phone wasn't blasting off today. We had a few emails that came through over the weekend.

MAYOR MOLL - If you need a response, Tom can forward one to you, it's excellent.

FIRE CHIEF'S REPORT:
(FIRE CHIEF REA ABSENT)

MAYOR MOLL - I would like to say the tornado warning siren is still not working. We are still waiting on parts unless they came in this morning. I haven't heard anything.

SERVICE DIRECTOR'S REPORT:

SERVICE DIRECTOR WITTMAN – I would like to thank council for passing the two ordinances in emergency so we can continue with our waterline improvement downtown. We had a little late start on our resurfacing program this year. Prices came in a little higher because we are bidding in the summer time; however, we are off setting those with a grant from OPWC in the amount of \$75,000. So, it will be a smaller project but we will need to see as we move forward with the resurfacing program if that's something we will need to push back into the fall or early on in the spring. We will try to realize a better cost from the bidders.

The Main/High Intersection Project for all intents and purposes has been completed pending the operation of the two traffic lights as well as the decorative street lights. We are just waiting for Ohio Edison to install meters. Once that is done it will be as easy as a flip of the switch. Other than that, I don't have any other updates on projects but I'll entertain questions from council.

COUNCILMAN LINVILLE - Don, are they still going to stain the stone on the bridge? Or did they already stain it?

SERVICE DIRECTOR WITTMAN – Yes and no. Yes, they are going to stain it and no they have not.

COUNCILMAN LINVILLE - Okay. I'm sure it's a weather related issue.

MAYOR MOLL - I think they need more than one day in a row without rain.

SERVICE DIRECTOR WITTMAN – Sorry, I forgot about that item. Thank you.

COUNCILMAN LINVILLE - I know it's a weather related issue.

MAYOR MOLL – On a side note, there is a tentative date of July 16th for a ribbon cutting ceremony on the bridge.

COUNCIL PRESIDENT WOOFER - It's Thursday, July 16th at 10:00 a.m.

MAYOR MOLL – I'm not sure how they are going to accomplish that. The county is handling everything. They'll have the ribbon there; they'll bring their commissioners, and whatever else we need.

COUNCIL PRESIDENT WOOFER - They are hoping to have it stained, lit up and completely finished.

MAYOR MOLL –Yes, and have the bags off the walk signs.

COUNCIL PRESIDENT WOOFER - If Ohio Edison cooperates.

MAYOR MOLL –You are all invited. You'll get a written invitation.

COUNCIL PRESIDENT WOOFER - Mark that on your calendars.

COUNCILMAN TACKETT - Don, the guy that does the mosquito spraying, do we have a city employee that rides with them when they do this?

SERVICE DIRECTOR WITTMAN – Yes.

COUNCILMAN TACKETT - Every time?

SERVICE DIRECTOR WITTMAN – Yes.

COUNCILMAN TACKETT - Well they didn't do our road this last time. I heard them coming and I said to my wife, I'm going to take the dog in. I took him in and we waited and waited. They never came down Denman Ave. Maybe they came later on, but I don't think so.

SERVICE DIRECTOR WITTMAN – The last time around?

COUNCILMAN TACKETT - Yes, a week and a half ago.

MAYOR MOLL – Well, they should get it.

COUNCILMAN TACKETT – In fact, I got bit by a mosquito outside. It's been years since I got bit at my house. This rain doesn't help, it's been extra wet.

MAYOR MOLL – It may have nothing to do with our spraying.

COUNCIL PRESIDENT WOOFER – I don't know, I haven't been bit by a mosquito this year.

COUNCILMAN TACKETT - Well, lucky you.

COUNCIL PRESIDENT WOOFER - They sprayed my road.

NO COMMITTEE REPORTS

ANNOUNCEMENTS:

COUNCIL PRESIDENT WOOFER – I don't have any announcements tonight.

COUNCILMAN PIROS - I have an announcement regarding the Splash Pad. The rescheduled car wash will be Saturday, July 18th from 10 to 4 behind O'Reilly Auto Parts. All donations are graciously accepted. All funds raised will go towards the splash pad.

COUNCIL PRESIDENT WOOFER – What was that date again?

COUNCILMAN PIROS – Saturday, July 18th

COUNCILMAN TACKETT - How did you guys do at the street fair?

COUNCILMAN PIROS – We made over \$1,100 at the Cortland Street Fair. I want to thank everyone who donated raffle prizes and everybody who bought tickets. We are now over 40% funds raised towards the splash pad. So, we are above 40%.

A motion to adjourn the meeting was made by Councilman Tackett and seconded by Councilman Piros.

ROLL CALL - Edwards, absent; Linville, aye; Petrosky, aye; Piros, aye; Rowley, aye; Tackett, aye; Woofter, aye. **MOTION PASSED**

Meeting adjourned at 7:28 p.m.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL