

*Board of Control Minutes – Stow City Hall*

Mayor’s Conference Room on Wednesday, July 1, 2015 at 9:30 a.m.

**MEMBERS PRESENT:** Mayor Sara Drew  
Law Director Zibritosky  
Deputy Director of Public Service Brooker  
City Engineer McCleary  
Finance Director Baranek

**ALSO PRESENT:** Lisa Jarvis                      Chief Film  
John Earle                              Linda Nahrstedt  
Captain Griffin                      Dale Germano

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The Minutes of the Board of Control are attached.

Other items on the agenda were as follows:

THE LAW DIRECTOR STATED THAT SHE WAS PRESENTING A RESUBMITTAL OF A MORAL CLAIM FOR DAWN ROBERTS. THIS WAS REGARDING A MANHOLE THAT CAME LOOSE AND CAUSED HER LEFT PASSENGER TIRE AND RIM, CLAIMING DAMAGES OF \$802.28.

THE BOARD OF CONTROL PREVIOUSLY DENIED THIS MORAL CLAIM ON JUNE 24, 2015 DUE TO THE CITY’S POLICY THAT IF WE ARE NOT LIABLE, WE DO NOT PAY ON MORAL CLAIMS.

THE LAW DIRECTOR STATED THAT IT IS HER UNDERSTANDING AS WELL AS THE DEPUTY SERVICE DIRECTOR’S, WE HAD NO ACTUAL OR CONSTRUCTIVE KNOWLEDGE OF THIS. SHE ADVISED THAT SHE DID CHECK THE CASE LAW AND THERE IS A CASE THAT WAS ALMOST EXACTLY THE SAME SITUATION WITH A MANHOLE. UNLESS THERE WAS ACTUAL CONSTRUCTIVE KNOWLEDGE PROVEN, THAT CITY WAS NOT LEGALLY RESPONSIBLE.

THE LAW DIRECTOR RECOMMENDED A DENIAL ON THIS MORAL CLAIM.

MAYOR DREW WANTED CLARIFICATION ASKING IF THE DEPUTY SERVICE DIRECTOR DROVE ON GRAHAM ROAD AND TRY TO ASCERTAIN IF THIS WAS ONE OF OUR MANHOLES OR D.O.E.S. AS THERE ARE BOTH OUT THERE.

MR. BROOKER STATED, THAT IN LOOKING AT THE POLICE REPORT, MS. ROBERTS CLAIMS SHE HIT A MANHOLE COVER. IN LOOKING AT OFFICER BAILEY'S NARRATIVE, IT WAS NOT A MANHOLE COVER, IT WAS A WATER VALVE COVER, WHICH IS MUCH SMALLER. HE STATED HE ENVISIONED A 30" MANHOLE COVER VERSUS A 6" WATER VALVE COVER. AGAIN, WE HAD NO PRIOR KNOWLEDGE. THERE ARE ABOUT 7 MANHOLE COVERS IN THIS SMALL SECTION. SOME ARE OURS AND SOME ARE D.O.E.S. BY WALGREENS AND MR. TIRE. HE TRIED TO ASCERTAIN WHICH ONE OF THOSE WAS THE MANHOLE COVER SHE STATES SHE HIT. HOWEVER IN LOOKING AT THE POLICE REPORT, IT NOTES WATER ACCESS COVER, WHICH IS A 6" VALVE BOX COVER. WE STILL HAD NO KNOWLEDGE.


MAYOR DREW ASKED, SINCE WE ARE DOING CONSTRUCTION ON GRAHAM ROAD, SHE WANTED TO MAKE SURE SHE ASCERTAINED THIS WAS NOT PART OF THAT. THIS IS NOTHING THAT WOULD GO BACK ON KENMORE.


MR. BROOKER STATED THAT THIS WAS CORRECT. THIS WAS ALL THE WAY BY CITY HALL VERSUS BY THE EXPRESS WAY.

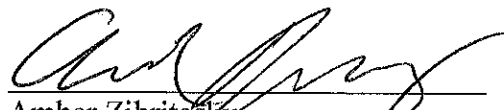
AFTER THIS DISCUSSION, MR. BROOKER MADE A MOTION TO APPROVE THIS MORAL CLAIM, SECONDED BY MRS. ZIBRITOSKY.

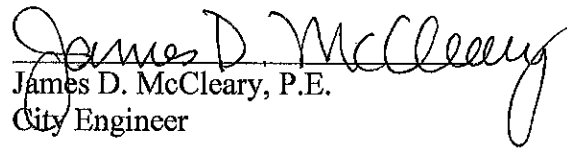
WITH NO AFFIRMATIVE VOTES, THIS MOTION IS DENIED.

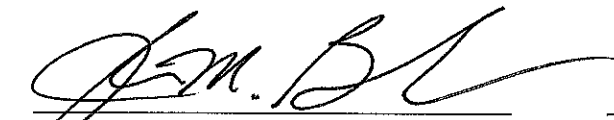
With no further business to discuss, Mr. Brooker moved, Mayor Drew seconded to adjourn the meeting at 9:43 a.m.

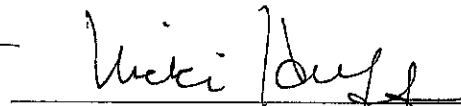
  
Sara Drew  
Mayor

  
Donald Brooker  
Deputy Director of Public Service

  
Amber Zibritosky  
Law Director

  
James D. McCleary, P.E.  
City Engineer

  
John M. Baranek  
Finance Director

  
Vicki Huff  
Secretary

City of Stow  
Sara Drew, Mayor  
Board of Control  
7/1/15

<u>DEPT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>BID/QUOTE</u>	<u>AMOUNT</u>
BLDG/MAINT	SIMPLEXGRINNELL LP	FIRE ALARM REPAIR 75%	BEST PRACTICAL SOURCE	\$847.57
\$130.10		EMERGENCY REPAIRS-COURTHOUSE		
		FIRE ALARM REPAIR 25%		\$282.53
Discuss: Motion: <u>Mr. Baranek</u> Second: <u>Mayor Drew</u> Abstain: _____ <b>TOTAL PO AMOUNT:</b> <u>\$1,130.10</u> Approve: Unanimously Passed: <input checked="" type="checkbox"/> Passed: <input type="checkbox"/> Denied: <input type="checkbox"/> Held: <input type="checkbox"/>				
<b>ENGINEER</b>	<b>M CAMPBELL CONTRACTING LLC</b>	<b>WATER TOWER REMOVAL</b>	<b>BEST PRACTICAL SOURCE</b>	<b>\$10,042.00</b>
	10% CONTINGENCY			
	GENEVIEVE AVE	10% CONTINGENCY		\$1,004.20
Discuss: Motion: <u>Mr. Baranek</u> Second: <u>Mayor Drew</u> Abstain: _____ <b>TOTAL PO AMOUNT:</b> <u>\$11,046.20</u> Approve: Unanimously Passed: <input checked="" type="checkbox"/> Passed: <input type="checkbox"/> Denied: <input type="checkbox"/> Held: <input type="checkbox"/>				
<b>INFO SERV</b>	<b>MOTOROLA SOLUTIONS INC</b>	<b>DISPATCH CONSOLE SUPPORT</b>	<b>SOLE SOURCE</b>	<b>\$3,114.72</b>
\$314.72		DISPATCH CONSOLE SUPPORT		
		6/1/15 TO 11/30/15 6 UNITS		
Discuss: Motion: <u>Mr. McCleary</u> Second: <u>Mr. Baranek</u> Abstain: _____ <b>TOTAL PO AMOUNT:</b> <u>\$3,114.72</u> Approve: Unanimously Passed: <input checked="" type="checkbox"/> Passed: <input type="checkbox"/> Denied: <input type="checkbox"/> Held: <input type="checkbox"/>				

<u>DEPT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>BID/QUOTE</u>	<u>AMOUNT</u>
INFO SVCS	G H A TECHNOLOGIES INC	BACKUP SERVER 690	BID SOURCE	\$1,284.43
	BARRACUDA BACKUP SERVER			
	HARDWARE SUPPORT & BACKUP			

MESSAGE ARCHIVER 350 \$1,567.44

NG FIREWALL F300 \$964.10

NG FIREWALL F300 \$783.72

Discuss: Motion: Mayor Drew Second: Mrs. Zibrifosky Abstain: TOTAL PO AMOUNT: \$4,876.71

Approve: Unanimously Passed:  Passed:  Denied:  Held:

**PLANNING ENVIRONMENTAL SYSTEMS RESEARCH GIS SOFTWARE MAINTENANCE SOLE SOURCE \$1,382.00**  
 ANNUAL GIS SOFTWARE MAINT  
 4 LICENSES; PLNG-3 / ENGIN-1

Discuss: Motion: Mayor Drew Second: Mr. Baranek Abstain: TOTAL PO AMOUNT: \$1,382.00

Approve: Unanimously Passed:  Passed:  Denied:  Held:

**PLANNING WALTER METALS LLC REIMBURSEMENT-INC TAX 2014 SOLE SOURCE \$4,734.19**  
 INCOME TAX GRANT 2014  
 ORD 2007-151;2011-14;2013-189

Discuss: Motion: Mayor Drew Second: Mr. Baranek Abstain: TOTAL PO AMOUNT: \$4,734.19

Approve: Unanimously Passed:  Passed:  Denied:  Held:

DEPT	VENDOR	DESCRIPTION	BID/QUOTE	AMOUNT
PLANNING	EVANT INC	INCOME TAX GRANT FOR 2014 RESOLUTION 2012-30	SOLE SOURCE	\$6,108.28

Discuss: Motion: Mayor Drew Second: Mr. Baranek Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$6,108.28**

Approve: Unanimously Passed:  Passed:  Denied:  Held:

STREET	AMERICAN ROAD MACHINERY CO	SBP LEAF MACHINE PARTS	SOLE SOURCE	\$7,500.00
	LEAF MACHINE PARTS			
	FOR STREET DEPT VEHICLES			

Discuss: Motion: Mayor Drew Second: Mr. Baranek Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$7,500.00**

Approve: Unanimously Passed:  Passed:  Denied:  Held:

STREET	SOHAR'S ALL SEASON INC	SBP-LAWN EQUIP & SUPPLIES	BEST PRACTICAL SOURCE	\$1,500.00
	LAWN EQUIPMENT & SUPPLIES			
	FOR USE BY STREET DEPT			

Discuss: Motion: Mayor Drew Second: Mr. McCleary Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$1,500.00**

Approve: Unanimously Passed:  Passed:  Denied:  Held:

STREET	LEPPO INC	REPLACE SKID STEER BUCKET	STATE OF OHIO	\$1,150.72
		REPLACE SKID STEER BUCKET		
		STREET DEPT VEHICLE		

DEALER ASSEMBLY CHARGES \$49.50

FREIGHT CHARGES \$64.35

Discuss: Motion: Mayor Drew Second: Mr. McCleary Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$1,264.57**

Approve: Unanimously Passed:  Passed:  Denied:  Held:

<u>DEPT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>BID/QUOTE</u>	<u>AMOUNT</u>
STREET	D & K MATERIALS	SBP-TOPSOIL	MATERIAL BID	\$3,000.00
	TOPSOIL			
	FOR VARIOUS LOCATIONS			

Discuss: Motion: Mayor Drew Second: Mr. McCleary Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$3,000.00**

Approve:  Unanimously Passed:  Passed:  Denied:  Held:

<u>STREET</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>BID/QUOTE</u>	<u>AMOUNT</u>
	BOB SUMEREL TIRE CO., INC.	SBP-TIRES FOR STREET VEHICLE; LOW QUOTE OF 3		\$2,000.00
	REPLACEMENT TIRES			
	FOR STREET DEPT VEHICLES			

Discuss: Motion: Mr. Baranek Second: Mayor Drew Abstain: \_\_\_\_\_ **TOTAL PO AMOUNT: \$2,000.00**

Approve:  Unanimously Passed:  Passed:  Denied:  Held: