

Minutes of the Regular Meeting of Stow City Council held on Thursday, May 26, 2016, at 7:00 p.m.

Council Members Present: D'Antonio, Lowdermilk, Razor, Riehl, Adaska & Costello

Council Members Absent: Pribonic

City Officials Present: Mayor Kline, Law Director Zibritosky, Finance Director Baranek, Director of Budget & Management Earle, Service Director Wren, Parks & Recreation Director Nahrstedt, Lieutenant Snavely & Acting Clerk of Council Bennington

Press Representatives: Stow Sentry

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### **Call to Order**

Mr. Razor opened the meeting and Mr. Adaska led the prayer and pledge of allegiance.

### **Committee Reports**

Mr. Riehl reported on the Finance Committee Meeting of May 26, 2016 as follows:

1. One item would be introduced in legislative form.

Mr. Adaska reported on the Public Improvements Committee Meeting of May 26, 2016 as follows:

1. Thanked Ms. Nahrstedt for an excellent presentation. She always did a great job of informing City Council of the great strides the parks department was doing.

Mr. D'Antonio reported on the Roads & Safety Committee Meeting of May 26, 2016 as follows:

1. City Council was presented with the City's 2016 Annual Police Report.

Mr. Razor reported on the Committee-of-the-Whole Meeting of May 26, 2016 as follows:

1. One item would be introduced in motion form.
2. One item would be introduced in legislative form.

### **City Officials' Reports**

Mayor Kline reported as follows:

1. She had talked to Mr. Razor earlier today and she had also heard from Dave Licate, the President of the Stow-Munroe Falls City School District's School Board.

The three of them have agreed that if the rest of the members of Council and the Board of Education are amenable, it might make the most sense to schedule a joint time for a joint meeting or a special meeting of one or more of the bodies to meet together, walk thru the part of City Hall that is part of this proposal, and answer everyone's questions as they occur so everyone could hear the answers at the same time. Perhaps that would spark other questions that they might have.

She just wanted to throw that out there as a suggestion if people were interested in doing that. They could schedule that at everyone's convenience.

2. Reminded Council that this Monday was Memorial Day. The annual presentation and ceremony would be at the Stow Cemetery. It would start at approximately 10:15 a.m. It was always a very nice day. She encouraged everyone to join them.
3. In addition, in observance of the holiday, City Offices would be closed on Monday.

Finance Director Baranek reported as follows:

1. Highlighted the following items from the Bill Listing:

Total - \$1,394,572.  
Of that:  
\$662,789 was for one payroll;  
\$78,692 was for employee benefits  
(medical charges);  
\$75,708 was for a tax sharing payment  
for the first quarter of 2016  
with the City of Akron;  
\$59,024 was for capital improvements;  
\$48,464 was for refunds  
(the majority of that was for  
income tax refunds); and  
\$43,015 was for expenditures  
at the golf course  
(which was basically the running  
of the course for concessions  
and items like that).

Law Director Zibritosky reported as follows:

1. Council had met in Executive Session to discuss the appointment of a part-time Assistant Law Director. That item would be added to tonight's Legislative Agenda. She requested Council's favorable consideration of that.
2. She wanted to update City Council on a project that the law department in conjunction with the court has worked on. It is now in its fourth week.

They had been able to work with the court and the Lorain Correctional Facility, which was the intake facility for all prisons. This new program would help clear warrants and give appearances to prisoners who happen to have outstanding warrants with them.

They started about three weeks ago doing video on-link arraignments every Friday morning. Tomorrow morning would be their fourth one.

It would solve a massive problem that has actually been a problem since she has been here where prisoners who have outstanding warrants will submit a request for a hearing while they are in jail. Oftentimes they can't qualify for parole or different programs that could help them get out until these were cleared up.

It used to cost the City a lot of money to transport them here for an arraignment. Then, they usually received credit for time served, but had no money because they were in prison, so a lot of times a lot of the issues would either just get waived or dismissed. That wasn't really fair either.

So, in this process they were able to save costs, get the people to be accountable for outstanding warrants in our community and get them qualified for remedial programs and rehabilitation services.

It was really a three-pronged approach. It was kind of boring, but it really was a big deal. The judges were very excited about it.

Mr. Razor congratulated Mrs. Zibritosky on that development.

### **New Business**

#### **MOTION:**

Mr. Razor moved and Mr. D'Antonio seconded to promote Monica Dunton from Secretary I to Secretary II.

Yes Votes: D'Antonio, Lowdermilk, Razor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

#### **MOTION:**

Mr. Riehl moved and Mr. Costello seconded to excuse the absence of Councilman Pribonic.

Yes Votes: D'Antonio, Lowdermilk, Razor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

### **Disposition of Ordinances & Resolutions**

#### **MOTION:**

Mr. Costello moved and Mr. Riehl seconded to have Ordinance Nos. 2016-35, 2016-36 and 2016-37 remain on the table.

Yes Votes: D'Antonio, Lowdermilk, Razor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

Ordinance Nos. 2016-35, 2016-36 and 2016-37 were declared to remain on the table.

Ordinance No. 2016-67 was held.

Mr. Riehl introduced Ordinance No. 2016-69, entitled:

AN ORDINANCE AUTHORIZING AN EXPENDITURE FOR THE EMERGENCY REPAIR OF AN AIR HANDLER AT THE SAFETY BUILDING FROM STATE OF OHIO VENDOR GARDINER AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. Riehl moved and Mr. Costello seconded for the suspension of rules.

Yes Votes: D'Antonio, Lowdermilk, Rasor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2016-69.

Mr. Adaska asked Mr. Wren why they had waited so long to replace this air handler? It was his understanding that it has been out for several months. Mr. Wren stated it had not been. It broke last week. This was the first time Council has met since then and the expenditure was over the Board of Control's limits.

Mr. Adaska apologized. An employee had told him that he thought it had been out for quite some time.

Yes Votes: D'Antonio, Lowdermilk, Rasor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

Ordinance No. 2016-69 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Rasor introduced Ordinance No. 2016-70, entitled:

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO AN EMPLOYMENT CONTRACT BETWEEN THE CITY OF STOW AND SARA FAGNILLI AS A PART-TIME ASSISTANT LAW DIRECTOR FOR THE CITY OF STOW, ESTABLISHING COMPENSATION AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. Rasor moved and Mr. Costello seconded for the suspension of rules.

Yes Votes: D'Antonio, Rasor, Riehl,  
Adaska & Costello

No Votes: Lowdermilk. The motion carried.

Mr. Rasor moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2016-70.

Yes Votes: D'Antonio, Rasor, Riehl,  
Adaska & Costello

No Votes: Lowdermilk. The motion carried.

Ordinance No. 2016-70 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

### **Disposition of Bills**

#### **MOTION:**

Mr. Riehl moved and Mr. D'Antonio seconded to approve the release of the checks for the current Bill Listing.

Yes Votes: D'Antonio, Lowdermilk, Rasor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

**Committee Meetings Scheduled**

Planning Committee  
Thursday, June 9, 2016  
at 5:30 p.m.

Roads & Safety Committee  
Thursday, June 9, 2016  
to Follow the Planning Committee

Finance Committee  
Thursday, June 9, 2016  
to Follow the Roads & Safety Committee

C.O.W.  
Thursday, June 9, 2016  
to Follow the Finance Committee

City Council  
Thursday, June 9, 2016  
at 7:00 p.m.

Mayor Kline asked if Council wanted her to contact Mr. Licate to see if they would like to jointly call a meeting of their bodies to coincide with either committees or Council next time or would they like to think about how they wanted to handle it and let her know? She was thinking committee meetings might be more flexible. However, that was up to Council.

Mr. Rasor stated yes. From a starting point, if they were available anytime between 5:00 p.m. and 7:00 p.m. as a body, then they could do that on June 9<sup>th</sup>. Everybody's calendars might be hard to match up at this point. Mayor Kline stated she would check into it.

**Adjournment**

**MOTION:**

Mr. Costello moved and Mr. D'Antonio seconded to adjourn.

Yes Votes: D'Antonio, Lowdermilk, Rasor, Riehl,  
Adaska & Costello

No Votes: None. The motion carried.

The meeting adjourned at 7:17 p.m.

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Bonnie J. Emahiser  
Clerk of Council

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Mike Rasor  
President of Council