

Minutes of the Regular Meeting of Stow City Council held on Thursday, November 16, 2017, at 7:00 p.m.

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

City Officials Present: Mayor Kline, Finance Director Baranek, Law Director Zibritosky, Director of Budget & Management Earle, Service Director Wren, City Engineer McCleary, Fire Chief Stone, Police Chief Film, Director of Planning & Development Kurtz, Economic Development Coordinator Trenner, Manager of Information Systems Germano, Income Tax Administrator Snyder & Clerk of Council Emahiser

Press Representatives: Stow Sentry

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### **Call to Order**

Mr. Rasor called the meeting to order and Mr. Costello led the prayer and pledge of allegiance.

### **Approval of Minutes**

#### **MOTION:**

Mr. Riehl moved and Mr. D'Antonio seconded to approve the Minutes of the Regular Council Meeting of October 26, 2017 as circulated.

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

No Votes: None. The motion carried.

### **Committee Reports**

Mr. Pribonic reported on the Planning Committee Meeting of November 16, 2017 as follows:

1. Discussed two items. Both were in legislative form. One would be given a first reading this evening. He thanked Mr. Kurtz for his presentation.

Mr. D'Antonio reported on the Roads & Safety Committee Meeting of November 16, 2017 as follows:

1. Discussed two items. One would be introduced in legislative form and the other would be introduced in motion form.

Mr. Rasor reported on the Committee-of-the-Whole Meeting of November 16, 2017 as follows:

1. One item would be introduced in legislative form.

### **Comments from Other Persons Present**

Mary Mumper  
4242 Hile Road

Mrs. Mumper read a statement, a copy of which is attached to these minutes.

Gary Paskey  
4175 Maribend Drive

Mr. Paskey applauded Mr. Razor's Charter Amendment proposal that prohibits tax increases without a vote. He works in Akron and they recently decided to raise his taxes without his consent.

The members of this Council are all term-limited. While he was sure that they all tried to do the right thing as members of government, this amendment insures that the officials that follow them will continue to do the right thing as well.

Kevin Clark  
2291 E. Gilwood Drive

Mr. Clark stated the men and women who work under the Police and Fire Chiefs do a great job.

That brings him to the COG. Right now our dispatch service is probably top notch just the way it is. He didn't see any reason to change that and to spend money on a consultant to figure out what they should do.

He thought the communities that they serve also liked their service. When they called the police, EMTs or whatever, they were there. They showed-up.

He thought by taking a chance and joining a COG, it may not give them the best service. They didn't know. He thought if they needed some equipment, the people of Stow would have no problem purchasing it for their own community and the communities that they serve.

He didn't think the idea of a COG was a good one. It wasn't going to save them any money. If it was going to save them money, he wanted the Mayors of the cities involved to tell them how many people they were going to fire, because the only way they could save money by consolidating was to let people go. That was the only way.

He wanted to know from the Mayors involved how many people they were going to fire if they consolidate and he wanted those people to know that they were out of a job.

He thought they had top notch service in the Police and Fire Departments. He wanted to keep it that way. He thought the community appreciated those people very much. He knew he did.

### **City Officials' Reports**

Mayor Kline reported as follows:

1. Reminded everyone that City Hall would be closed on Thursday, November 23<sup>rd</sup>, and Friday, November 24<sup>th</sup>, for the Thanksgiving Holiday. If you have any business with the City, it will either need to be conducted by Wednesday or the following Monday after Thanksgiving. She wished everyone a very happy holiday with their families, friends and loved ones.
2. The other thing that she wanted to address was not something that was specifically before the City of Stow tonight, but it was something that has been on her mind and she thought the minds of a lot of Americans, specifically many women, men as well but specifically women, a lot lately.

While it was something that should never have to be said, she thought in light of a deluge of recent articles and people being exposed for doing things that they shouldn't do, it needs to be said.

The City of Stow's organization does not and will not tolerate any kind of sexual harassment, assault or inappropriate behavior from elected officials, staff, vendors or visitors to City Hall.

If there is any person who feels that at any time he/she has been subjected to inappropriate behavior or suggestions, he/she is absolutely encouraged and welcomed to report that to her, her office, the authorities or to human resources if he/she is an internal employee or elected official.

It grieved her that this is something that needs to be said, because it is something that candidly is shameful that our country has to have this conversation. However, since they were, she wanted to make it very clear that this government organization, this City, has a zero tolerance policy for that.

Service Director Wren reported as follows:

1. They came in lower than they estimated on their repair estimate, so they freed up some money at the end of the program.

This evening they would be closing down the intersection of S.R. 59 and S.R. 91 for much needed paving over there.

They did some repairs today on Markwood and Englewood. Repairs are underway on Wexford.

They also completed water cuts on Oak Road. They still had about three more water cuts to go plus the surfacing of Markwood. After that they would have a few different areas where they would be doing concrete work in.

That would be the end of the Resurfacing Program for 2017.

2. The leaves are not dropping. They had picked up 288.5 loads thru yesterday. In 2016, thru the entire program they picked-up 1,015. Therefore, they were only about 28.4% of the way to picking-up all the leaves that they needed to.

They have been sending home the seasonal employees as soon as they get thru a district and working with full-timers, trying to buy some time on the end of the program to stretch it out with the seasonal employees.

After they exhaust their expenses allotted for that, they will then continue on with just full-timers until it's time for snow and ice control and they have to convert their equipment over.

At that point they will make an assessment of where they are. The Administration will report that back to Council.

There were a couple of options that they could do after that, whether it be a spring clean-up or a dumpster out at Silver Springs for people to bring their own. However, they weren't going to make a determination until they could decipher how far in the program they were able to get.

Mr. Lowdermilk asked if they were going to put anything in the paper or on the City's web page saying they would continue as long as they could? Mr. Wren stated yesterday he had sent an email out to everyone that answers the phones to make sure that the same message was being conveyed to anyone that calls, along with their ads and on the web site as well.

**New Business**

**MOTION:**

Mr. D'Antonio moved and Mr. Costello seconded to authorize the hiring of Breann Lamboy as a part-time Records Clerk retroactive to March 9, 2015.

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

No Votes: None. The motion carried.

Mr. D'Antonio told Mrs. Mumper the answers to her two questions were no and no. He also stated that she should feel free to either call or email him.

Mr. D'Antonio introduced Ordinance No. 2017-111, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF SUMMIT, THE CITY OF AKRON, THE CITY CUYAHOGA FALLS, THE CITY OF FAIRLAWN, THE CITY OF GREEN AND THE CITY OF TALLMADGE FOR PAYMENT OF CONSULTANT COSTS ASSOCIATED WITH A CONSOLIDATED COMPUTER ASSISTED DISPATCH SYSTEM AND CONSOLIDATION OF DISPATCH OPERATIONS, WITHOUT THE NECESSITY OF PUBLIC BIDS; DIRECTING THE FINANCE DIRECTOR TO APPROPRIATE, ENCUMBER AND PAY FUNDS FOR SAID CONSULTING SERVICES AS SET FORTH HEREIN; AND DECLARING AN EMERGENCY.

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

**MOTION:**

Mr. Pribonic moved and Mr. Costello seconded to reconsider the vote Council made at its previous meeting concerning the disbursement of funds to the C.I.C.

Mr. Pribonic stated he had spoken with the President of the C.I.C., Rick Archer. He thought their conversation had been very fruitful.

Mr. Lowdermilk had pointed out some facts about the study. Mr. Archer said they were pro-actively working on that.

Mr. Pribonic stated that he had been fortunate enough when Mayor Fritschel was here to be able to be a part of reinstating the C.I.C. to move forward with different projects in Stow. With the information he had gained from Mr. Archer and looking over that study, he would like to reconsider his vote.

Mr. D'Antonio asked if the motion was to move it onto Council for a first reading? Mr. Pribonic stated the motion to begin with was just to bring it back up.

Mr. Costello stated he was glad Mr. Pribonic decided to bring this up for reconsideration.

The one point that he would like to make was when they started the C.I.C. and how to fund it, the discussion was that the funding would be based from the lodging tax that visitors to the City paid for any lodging that they used. That would be a way to fund the C.I.C. without directly affecting the taxpayers.

He believed in the first one or two years they had accumulated a considerable amount of money because all of the lodging tax went to the C.I.C. funding. Seeing that amount

of money sitting there basically doing nothing, it was decided by the Council at that time to reduce the funding to \$100,000/year.

That was based on the fact that the C.I.C. would present a budget to Council and they would give them 50% of it at the beginning of the year. Then they would present a budget to Council prior to receiving the other 50% of the funds.

They had lived up to all those agreements. That was why he had voted to allocate the funds at the last meeting.

Mr. Pribonic stated that he wanted the residents and public to know that these were volunteer positions. None of the people were paid.

Some members were on City Council. Other people were business owners and people that reside in the community.

They weren't paid, but they were trying to do the best for the community. That was why he changed his decision.

Mr. Pribonic told Mrs. Mumper the answers to her two questions were no and no.

Mr. Razor stated that a motion to reconsider required a majority of Council.

Mr. Lowdermilk stated that he appreciated Mr. Pribonic having a discussion with the President of the C.I.C. He thought it was too bad that he wasn't here to let them know which provisions he was working on. However, he felt that until they saw some of the implementation and them moving more towards private funding, he was still not in favor at this time of adding more.

Mr. Pribonic stated one of the discussions that Mr. Archer and him had had, and he wasn't here this evening because he had a previous engagement, was if they didn't have enough money to go ahead and do it, they could not start what the consulting firm had recommended for them making loans. They could not do that if they didn't have money to do that.

They were saying right now that here's a pot of money. They felt it was a good cause to promote business and go forward. That was where they were at. They were looking at the other part of it to where maybe they could loan money, get it back and reinvest it back into the community. However, in order to do that, they had to have money. That was part of their conversation.

Mayor Kline stated she had spoken with Mr. Archer this afternoon. He indicated that he would not be able to be here tonight. However, she didn't think he would mind her sharing that he had said something very similar to her that Mr. Pribonic had just said. That was that implementation of many of those recommendations that the consultant group had would require some funding.

The one thing that she would point out was that Mr. Riehl, Mr. Razor and Mr. Costello were all members of the C.I.C. and have an active part in it. The C.I.C. is a public/private partnership. If City Council as a whole really desires some of those recommendations that were made in the consultant's report to be made, she encouraged them to encourage Mr. Riehl, Mr. Razor and Mr. Costello to actively bring that up at the C.I.C.

The Administration was the major proponent of bringing that consultant in. The C.I.C. did the funding for it. However, the Administration cannot be responsible for the track that the C.I.C. takes. There are representatives from private business, City Council and from the Administration all on the C.I.C., so the onus of responsibility is equally shared.

She didn't think it was a fair judgment on Council's part to say that the C.I.C. should have done that when three of them were part of the C.I.C. If that's something that we as a C.I.C. want to do, then let's be vocal, speak up and make that happen.

Additionally, she would encourage the other four members of City Council who are not seated on the C.I.C. to attend meetings. They are public. Their agendas are published. The times and meeting places are public. Certainly everyone in the C.I.C. would welcome their attendance and comments.

As for the \$25,000, she hoped Council would reconsider their vote and appropriate it for the C.I.C. because it is an important economic development agency. She equally encouraged them to be the change that they wished to see on the C.I.C.

Mr. Razor stated he had been vocal on the things about the C.I.C. that bothered him. It wasn't so much this recommendation or this report, it was the way the C.I.C. had chosen to spend taxpayer dollars.

He wasn't going to get into each individual funding decision from which he disagreed because they had businesses whose feelings may be hurt, which was unnecessary.

He would be open to funding the C.I.C. if they had either projects that were fundable before them so they had a check-and-balance as the elected leaders of this community or if they had some sort of guardrails on the C.I.C.'s. funding mechanism so that the rules of the C.I.C. itself could not be deviated from. That's what really bothered him.

Mayor Kline stated that she would just like to make a point. She was certainly not an attorney so she was not pretending to speak from a legal perspective, but from someone who has worked in government for a long time and knows her way around-the-block, there is an inherent ethical dilemma in elected officials asking projects to come before them to determine if funding can be allocated from public money to a private-public partnership. She would strongly caution Council Members to consider that that is a very potentially serious ethical dilemma that they would be putting themselves in.

Mr. Razor stated they were about to make a \$70,000 income tax grant to a specific project and he thought another tens of thousands of dollars to another specific project. The Mayor was saying that they needed to blindly give the money to this outside body which would have a better ethical result. He didn't agree with that.

Mayor Kline stated no she was saying that the tax abatements and things they were approving this evening were part of a pre-approved program that was also codified in state ordinances. There was an inherent and fundamental difference between that and if she opened up a business and the C.I.C. wanted to fund a portion of it, but before they could do that she had to come before elected officials and make her case about whether or not her business was something that the elected officials felt was appropriate to fund.

Mr. Razor stated they shouldn't kid themselves that that was what happened today. While they were approaching Mr. Trenner with his C.I.C. hat on, they were still approaching a government official to say hey we'd like this grant. He saw it as a distinction without a difference.

Mayor Kline stated that everyone has to make their own ethical decisions, but she was putting it on the record that she strongly urged all of them to consider the ethical dilemma they may find themselves in if they put on the record, which they have, that that's how they want to handle business. She was saying, as a colleague and a friend, that they should consider the ethical dilemma they may find themselves in.

Mr. Razor thought Mayor Kline may be misconstruing what he was asking for. He was asking for assurances that they would have fundable projects. He was not asking for people to be trotting up here like at Shark Tank. He was asking for some assurance that they weren't just throwing money away.

They funded a retail service business to move from one part of town to another part of town with not quality jobs associated with it. To him that was inexcusable and reason for the C.I.C. to have more guardrails.

Mayor Kline stated that she would argue that all jobs are quality jobs so someone who is only capable of working a minimum wage service job may be as equally grateful for that job as someone who is an attorney making more money. So let's not denigrate specific jobs.

Mr. Razor stated they weren't denigrating jobs. What they were saying is that the C.I.C. has a purpose and that is to fund quality jobs so they can enhance the tax revenue coming to this city and build the middle-class in this city.

Mayor Kline stated and one of the other points that Mr. Razor was failing to make is that the reason that that particular business was funded was because they fit into the downtown redevelopment area, which is something that they specifically, both in a city level and a C.I.C. level, have agreed is something that they award extra consideration for. So there is more to that story than it is just a retail business moving from one place to another with two unworthy jobs.

Mr. Lowdermilk stated what just happened kind of demonstrates the need for some changes in the C.I.C. and only reinforces the reason why he is going to be very specific in what taxpayer money he agrees to hand over to a group as the Mayor said they have no control over what they do with it once they do it.

Mrs. Zibritosky wanted to point out one thing. She wasn't going to weigh in on the policy considerations since that was not her area. However, one thing that may be lost is when they were talking about the differences between coming here and the income taxes versus the C.I.C., the C.I.C. does have one tool in its tool box that we cannot do directly as government. That is to make loans.

If you do not have the C.I.C. or you do not fund them to do that, you take away that economic development tool entirely. A lot of people don't understand that because it is actually part of the Ohio Constitution and it is unconstitutional. That is actually a large reason why they create these quasi-governmental bodies like the C.I.C. She just wanted to make sure that that was out there - that that kind of legal distinction was there.

Mr. Razor thanked Mrs. Zibritosky. He would point out for the record that he didn't believe the C.I.C. had ever made a loan or considered making a loan. Mrs. Zibritosky stated that was part of their plan.

Mr. Razor stated there was a motion before Council to reconsider Council's previous motion. A yes vote means they would reconsider it and then have a second vote as to whether to fund the project.

Yes Votes: Costello & Pribonic

No Votes: Riehl, Adaska, D'Antonio, Lowdermilk,  
& Razor. The motion failed.

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

Mr. Pribonic introduced Resolution No. 2017-117, entitled:

A RESOLUTION GRANTING SITE PLAN APPROVAL TO RICHARD ESTERLE OF ESTERLE MOLD AND MACHINE, APPLICANT AND PROPERTY OWNER, TO PERMIT THE CONSTRUCTION OF AN ADDITION 28,920 SQUARE FEET IN AREA AT 1567 COMMERCE DRIVE, IN THE CITY OF STOW, AND DECLARING AN EMERGENCY.

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

Mr. Pribonic moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. Pribonic moved and Mr. D'Antonio seconded for the adoption of Resolution No. 2017-117.

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

No Votes: None. The motion carried.

Resolution No. 2017-117 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Pribonic introduced Resolution No. 2017-118, entitled:

A RESOLUTION ADOPTING THE 2017 UPDATE OF THE CITY OF STOW COMPREHENSIVE PLAN PERTAINING TO FUTURE COMMUNITY PLANNING AND DEVELOPMENT AS PREPARED BY THE STOW PLANNING COMMISSION, THE CITY OF STOW PLANNING DEPARTMENT AND C. T. CONSULTANTS, INC., UNDER DATE OF SEPTEMBER 12, 2017, IN ORDER TO PROVIDE GUIDANCE FOR FUTURE COMMUNITY DEVELOPMENT THAT WILL PROMOTE THE BEST POSSIBLE ARRANGEMENT OF PRIVATE LAND USE AND PUBLIC SERVICES AND FACILITIES FOR THE RESIDENTS OF STOW IN ORDER TO AVOID THE DETRIMENTAL RESULT OF 'PIECEMEAL" CHANGE AND TO SYSTEMATICALLY CARRY OUT PUBLIC IMPROVEMENTS IN THE CONTEXT OF LONG RANGE DEVELOPMENT OBJECTIVES, NOT NECESSARILY BINDING THE PLANNING COMMISSION OR CITY COUNCIL, HOWEVER, TO ALL OF SUCH RECOMMENDATIONS WHICH ARE DEPENDENT UPON PRESENT AND FUTURE DEVELOPMENT CONSIDERATION AND SPECIFIC CASES AS THEY SHALL BE LOGICALLY AND SYSTEMATICALLY REVIEWED BY PLANNING COMMISSION AND CITY COUNCIL IN EACH INSTANCE.

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

Mr. Riehl introduced Ordinance No. 2017-119, entitled:

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE AND SOLICIT BIDS, ON BEHALF OF THE CITY OF STOW, FOR THE PURCHASE OF MATERIALS FOR 2018; AUTHORIZING AND ADOPTING PLANS AND SPECIFICATIONS PREPARED BY THE CITY OF STOW THEREFOR; AND AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO CONTRACTS FOR SAID MATERIALS SO LONG AS PROPER AUTHORIZATION IS FIRST OBTAINED IN ACCORDANCE WITH SECTION 173.05, C.O.S.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.



Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2017-119.

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

No Votes: None. The motion carried.

Ordinance No. 2017-119 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect in thirty (30) days.

Mr. Riehl introduced Ordinance No. 2017-120, entitled:

AN ORDINANCE AUTHORIZING EXPENDITURES FOR THE IMPLEMENTATION OF A DOCUMENT MANAGEMENT SYSTEM FOR THE INCOME TAX DEPARTMENT FROM PROFESSIONAL SERVICES AND BEST PRACTICAL SOURCE PROVIDER GBS COMPUTER SOLUTIONS, WITHOUT THE NECESSITY OF PUBLIC BIDS, AND DECLARING AN EMERGENCY.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. Pribonic seconded for the adoption of Ordinance No. 2017-120.

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

No Votes: None. The motion carried.

Ordinance No. 2017-120 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2017-121, entitled:

AN ORDINANCE AUTHORIZING THE CITY OF STOW TO CONTINUE THE PROGRAM OF PARTIALLY SELF-FUNDED INSURANCE, FOR PURPOSES OF PROVIDING HEALTH INSURANCE/HOSPITALIZATION COVERAGE AND DENTAL BENEFITS, SUPPLEMENTED BY FULLY INSURED LIFE INSURANCE, AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE, AND DECLARING AN EMERGENCY.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2017-121.

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

No Votes: None. The motion carried.

Ordinance No. 2017-121 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2017-122, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO CONTRACTS WITH AND THROUGH MEDICAL MUTUAL OF OHIO (MMO) AND/OR ITS SUBSIDIARY, MUTUAL HEALTH SERVICE (MHS), TO SECURE AGGREGATE AND SPECIFIC STOP/LOSS INSURANCE AND ORGAN TRANSPLANT INSURANCE FOR THE CITY OF STOW, AND DECLARING AN EMERGENCY.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. Costello seconded for the adoption of Ordinance No. 2017-122.

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

No Votes: None. The motion carried.

Ordinance No. 2017-122 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Resolution No. 2017-123, entitled:

A RESOLUTION AUTHORIZING THE CITY OF STOW TO FILE A SAFETY INTERVENTION GRANT APPLICATION WITH THE OHIO BUREAU OF WORKERS' COMPENSATION FOR THE PURCHASE OF TWO EXHAUST EXTRACTION SYSTEMS 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: Riehl, Adaska, Costello, D'Antonio,  
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Resolution No. 2017-123.

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

No Votes: None. The motion carried.

Resolution No. 2017-123 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Resolution No. 2017-124, entitled:

A RESOLUTION AUTHORIZING THE CITY OF STOW TO FILE A FIRE-FIGHTER EXPOSURE TO ENVIRONMENTAL ELEMENTS GRANT APPLICATION WITH THE OHIO BUREAU OF WORKERS' COMPENSATION FOR THE PURCHASE OF TWO EXHAUST EXTRACTION SYSTEMS AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. Costello seconded for the adoption of Resolution No. 2017-124.

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

No Votes: None. The motion carried.

Resolution No. 2017-124 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2017-125, entitled:

AN ORDINANCE ALLOCATING ORIGINAL AND SUPPLEMENTAL OVERTIME FUNDS FROM THE CITY OF STOW'S BUDGET FOR OVERTIME EXPENDITURES FOR THE FIRE AND POLICE DEPARTMENTS IN 2017 AND DECLARING AN EMERGENCY.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2017-125.

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

No Votes: None. The motion carried.

Ordinance No. 2017-125 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2017-126, entitled:

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN INCOME TAX SHARING GRANT AGREEMENT WITH RMG INVESTMENT GROUP, LLC (RMG) TO PROVIDE ASSISTANCE WITH THE RELOCATION AND CONSOLIDATION OF CERTAIN OF THEIR BUSINESS OPERATIONS TO 4560 DARROW ROAD IN STOW, THE SITE OF THE FORMER MACTAC MANUFACTURING FACILITY AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None

Abstentions: Lowdermilk. The motion carried.

Mr. Riehl moved and Mr. Adaska seconded for the adoption of Ordinance No. 2017-126.

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

No Votes: None

Abstentions: Lowdermilk. The motion carried.

Ordinance No. 2017-126 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2017-127, entitled:

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A BUSINESS RETENTION GRANT AGREEMENT WITH MORGAN ADHESIVES COMPANY, LLC (MACTAC) TO PROVIDE ASSISTANCE WITH THE RETENTION OF THE MACTAC CORPORATE HEADQUARTERS IN STOW AND DECLARING AN EMERGENCY.

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

Mr. Riehl moved and Mr. D'Antonio seconded for the suspension of rules.

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

No Votes: None

Abstentions: Lowdermilk. The motion carried.

Mr. Riehl moved and Mr. Adaska seconded for the adoption of Ordinance No. 2017-127.

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

No Votes: None

Abstentions: Lowdermilk. The motion carried.

Ordinance No. 2017-127 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Ordinance No. 2017-128, entitled:

AN ORDINANCE CONFIRMING THE APPOINTMENT OF DR. AMY B. RAUBENOLT M.D. TO THE POSITION OF FIRE EMERGENCY SERVICES MEDICAL DIRECTOR FOR THE CITY OF STOW RETROACTIVE TO NOVEMBER 3, 2017 AND DECLARING AN EMERGENCY.

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

Mr. D'Antonio moved and Mr. Pribonic seconded for the suspension of rules.

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

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Pribonic seconded for the adoption of Ordinance No. 2017-128.

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

No Votes: None. The motion carried.

Ordinance No. 2017-128 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Rasor introduced Ordinance No. 2017-129, entitled:

AN ORDINANCE PROVIDING FOR A SEPARATE AMENDMENT TO THE CHARTER OF THE CITY OF STOW, OHIO, UNDER AUTHORITY OF SECTION 19.01, CHARTER, AS ORIGINALLY ADOPTED BY THE ELECTORATE ON NOVEMBER 4, 1958, AS AMENDED, TO BE SUBMITTED TO THE ELECTORATE AT THE GENERAL ELECTION ON NOVEMBER 6, 2018, TO CREATE SECTION 15.03, ENTITLED "INCOME TAX RATE ADJUSTMENTS", TO PROHIBIT THE CITY FROM INCREASING THE INCOME TAX RATE, OR DECREASING ANY CREDIT UPON SUCH RATE, WITHOUT AN AFFIRMATIVE VOTE OF THE ELECTORS IN A NOVEMBER GENERAL ELECTION.

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

### **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: Riehl, Adaska, Costello, D'Antonio,  
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

**Committee Meetings Schedule**

Planning Committee  
Thursday, December 14, 2018  
at 5:00 p.m.

Finance Committee  
Thursday, December 14, 2018  
to Follow the Planning Committee

C.O.W.  
Thursday, December 14, 2018  
to Follow the Finance Committee

Fire Department's Award Presentation  
Thursday, December 14, 2018  
at 6:30 p.m.

City Council  
Thursday December 14, 2018  
at 7:00 p.m.

Mr. Costello wished everyone a Happy Thanksgiving.

**Adjournment**

**MOTION:**

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

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

No Votes: None. The motion carried.

The meeting adjourned at 7:46 p.m.

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Bonnie J. Emahiser  
Clerk of Council

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Mike Rasor  
President of Council