

Minutes of the Regular Meeting of Stow City Council held on Thursday, January 11, 2018, at 7:00 p.m.

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

City Officials Present: Mayor Kline, Finance Director Baranek, Director of Budget & Management Earle, Police Chief Film, Fire Chief Stone, Service Director Wren, City Engineer McCleary, Deputy City Engineer Jones, Director of Planning & Development Kurtz, Economic Development Coordinator Trenner, Law Director Zibritosky & Clerk of Council Emahiser

Press Representatives: Stow Sentry

Call to Order

Mr. Riehl called the meeting to order and Mr. Lowdermilk led the prayer and pledge of allegiance.

Approval of Minutes

MOTION:

Mr. D'Antonio moved and Mr. Costello seconded to approve the Minutes of the Regular Council Meeting of December 14, 2017 as circulated.

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

No Votes: None. The motion carried.

MOTION:

Mr. D'Antonio moved and Mr. Costello seconded to approve the Minutes of the Organizational Meeting of January 3, 2018 as circulated.

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

No Votes: None. The motion carried.

Committee Reports

Mr. Rasor reported on the Roads & Safety Committee Meeting of January 11, 2018 as follows:

1. Discussed a plan to begin honoring on a monthly basis a police officer, fire fighter or service employee that has gone beyond the call of duty.

Mr. Riehl reported on the Committee-of-the-Whole Meeting of January 11, 2018 as follows:

1. Discussed Regional Dispatch Services.
2. Recessed into Executive Session to discuss Compensation of Public Employees.

Comments from Other Persons Present

Raymond Evans
1478 Whippoorwill Trail

Mr. Evans stated he was present tonight to speak regarding the CIC. He was a member of the original group, although Stow actually formed a CIC back in the 1980s. However, it was never funded or effective.

In 2007-2008 they revitalized it. They got some volunteers to come on-board. They also had City Officials. Forty percent of them were public officials and sixty percent of them were independent business people. They were all volunteers.

At that time the original plan was to fund the CIC with an initial \$100,000 from Council. Then it would be replenished at \$75,000 per year thereafter.

There are more than 200 CICs in the State of Ohio. Some are more successful than others. He thought they had done a reasonable job in Stow.

However, some of the Council Members felt that they hadn't done a good job. As a result they defunded their second installment of \$25,000 last year.

Mr. Razor was the head of that effort. He thought it was a power-grab. He thought it was mean-spirited. He also thought it was going in the wrong direction for Stow.

They were returning to the old Stow from the early 80s where nothing was done. They didn't have any money and it was very slow to respond to things.

Based on what Council had done to defund the CIC, there was no reason to have a CIC, which he thought was the wrong direction for Council to go.

He knew there was criticism of the money they had apportioned for the 2 Girls' Coffee Shop across the street. That was \$2,500. He thought that was very small but still a very good move because it filled an empty building near the City Center.

He thought overall, out of the 20 recent investments they had made, which Mr. Trenner had confirmed, 19 of them had survived and done well. People might say that was a great record. However, he would say that they probably hadn't been aggressive enough.

In the business he was in he expected to have 20% failures because they weren't being aggressive enough – not going beyond the call of duty. He thought they could be more aggressive and they could use more funds in the future.

At a time when interest rates are low and the economy seems to be bounding back, he did not think it was a time to pull in the reins, run slower and turn everything back to Council to make the decisions.

The original purpose of CICs was for them to operate at arms-length of Council. They could do things faster. They could buy and sell property. They have a lot more flexibility than Council would have.

He implored Council to put this item back on the docket, to consider funding the CIC with more than \$25,000 for a six months period and to consider giving them additional money to let them operate. He asked them to let it operate as originally designed.

He stated if any of them needed copies of the original Charter, he would be glad to dig them out and get them to them. He asked Council to please not micromanage. They had some very professional people and business people on the CIC.

Mr. Evans stated Kathy Sadler could not be present this evening. She had asked him to read her letter. Mr. Riehl asked Mr. Evans to give a copy of that to the Clerk. He would let the rest of the audience speak first.

Tom McKinney
4731 Hilary Circle

Mr. McKinney stated he wanted to make a few comments relative to the CIC.

Mr. Evans had pretty much covered many of his thoughts. He thought some Council Members may have gotten a copy of some of the things that he had thought about because they were on the email list to get them. However, he would read one to everybody so everybody was aware.

The CIC exists to be able to grant financial aid that the City of Stow cannot. It is an extra tool to attract and keep businesses in Stow. He thought the CIC had done that.

The members of the CIC are charged with making the best decisions that they can with the funding authorized by Council. Like Council, all votes are not unanimous. However, that does not mean they are right or wrong. He thought they had done that.

The timing of approval of grants has created some confusion - when a company might have already committed to Stow. Because of that the process probably and possibly could be changed to change that perception.

He knew they had discussed that at their last meeting and he thought they were making progress on that. There were a lot of people that didn't realize why that may or may not have happened.

Council should make the decision to provide funding not based on one or a few grants but rather on the overall benefit of having a CIC.

To reiterated what Mr. Evans had said, without consistent funding, obviously, there is no reason for the CIC to continue.

Mr. Razor stated that he didn't want to put Mr. Trenner on the spot. He appreciated the data that he had provided to the CIC regarding the grant recipients and their level of success after receiving a CIC grant. However, he asked if he had a list of companies that applied for and did not receive a CIC grant? Mr. Trenner stated he did not.

There were some companies who had approached him or perhaps the previous people in his position that didn't make it to the agenda. He could give them one example. 2 Girls' Café when they moved into their previous location on Bridgewater Parkway had approached him. However, based on the guidelines at the time, there just wasn't an avenue for them to apply.

Other businesses do that too. When a business approaches him and asks about funding but there just doesn't seem to be any clear way for them to get it, he just tells them that upfront so they don't waste their time. That was the case previously with 2 Girls' Cafe. With the previous guidelines there wasn't any way for them to get funding. He told them that and they didn't go forward.

Mr. Razor stated Mr. McKinney had brought-up a point that he had made at the last CIC Meeting that he felt strongly about. That was if they were going to equip the CIC with public dollars, they need to insure that the public dollars being granted by the CIC are being given in an incentive sort of situation not in an after-the-fact sort of situation.

When they had a list of all the companies that had received a grant and the success they had had thereafter he thought it was a little misleading because what the real question should be was how many of those companies stayed in Stow or came to Stow because of a CIC grant?

The problem the CIC has was that it meets quarterly. He asked if that was correct? Mr. Trenner stated they had regularly scheduled meetings quarterly. Mr. Rasor stated he didn't recall very many if any during his time on the CIC where they would meet in response to an application because they really wanted to attract or keep a certain business.

That was the kind of meetings he thought they needed to have more of so that they could be nimble and respond to a business' request who may be in the decision making process who hasn't already committed to staying or decided they are going to leave.

If the CIC wants his support for future funding, they are going to have to come-up with a way to do that. Otherwise, they were just giving money to an entity that is giving out gifts after-the-fact.

Mayor Kline stated she had attended two ribbon cuttings today. One of them was at the 2 Girls' Café across the street. That \$2,500 grant was met with some resistance and some controversy.

Tonight when they did the ribbon cutting the owners told her that since they had moved there, they had been able to hire ten people and that they probably would be hiring more.

So she thought that was a real success story. She thought that \$2,500 grant, which she believed they used for signage on their building, really enabled them to solidify their opportunity to move into that space and they had been able to expand their business.

In their old location they had one person in addition to the two women who own it on staff. Now they had her plus ten more people and they may be hiring some more. She thought that was a really great success story and an opportunity to celebrate a very modest investment by the CIC which to date really turned out well.

Mr. Lowdermilk stated there was mention that there are several hundred CICs throughout the state. Mr. Evans stated there were 200+. Mr. Lowdermilk asked how many of those had private funding? Mr. Trenner stated he couldn't answer that question right now. It would take some research.

Mr. Lowdermilk stated that they, at what he believed was the CIC's and others requests, paid to have a consultant come in. They said that something different needed to be done.

Amongst those comments were people that either applied and didn't get something or didn't get as much who felt that the process was very unfair and that it was slighted towards some and not others.

Their recommendation was to find private investment. Other places they had worked with, and he believed Ravenna was one of them, was where it worked the best.

They were going on a year to two now and to his knowledge they had not made any move in that direction. He didn't even know if anything that they had paid for regarding that consultant had ever been looked at, talked about or done.

That was money that was spent to help improve the CIC. They talked earlier about hiring consultants for the City. He asked why hire consultants if you're not going to listen to them?

Mr. Pribonic stated he was fortunate enough to be on the formation group of the CIC with the schools. He was never on the CIC. They did have a CIC before. It really did nothing. There was no funding so there was no need to do that.

They had to also look at they had professionals that he would hate to even think about what they would have to pay an hour to get their professional opinions for the CIC about

things that they didn't have any idea. Those were people from the industrial sector, business sector, etc.

They might not always be in agreement on where that money goes. However, they were still in the infancy stage. Ten to fifteen years ago, prior to that being started ten years ago, they had one but it was just sitting idle.

As Mr. Evans had stated, they were a progressive city. They were growing. They still had the northwest quadrant. He thought it was very important that they used the people that were actually happy to volunteer for them. That's what they were doing. They were providing them with expert information that if they had to pay for, they couldn't do it. He believed it would be very cost prohibitive.

If you looked at their track record, and he understood where Mr. Rasor was coming from, the 19-20 people that were, they could never say well this person would have left or this person might have stayed. They didn't know that. That was a business decision. He dealt with business decisions every day. There are different reasons for different business decisions.

With that being said, however, he thought they had to come to some conclusion of how they could fund this CIC and make it work for the City. As he had said, we are a progressive city. We're the third largest in Summit County. We need to go ahead and put faith in these people that volunteer. They have no self-agendas. They can do things that we can't do.

It wasn't like they were saying that they wanted to form another committee so that we can let them spend our City's money. There are things that we cannot do, such as loans, which he knew they hadn't done yet. He thought this was a stepping stone and to cut it off and say forget it would be a big mistake.

Mr. Lowdermilk stated he just wanted to be clear. He thought that was what most of the Council Members were saying. He didn't think anybody up here was saying to disband the CIC. He thought what they were hearing was in a lot of respects they agreed with some of Mr. Pribonic's comments.

They have had this for a while and it seems to be just kind of the status quo. He asked how they could take it to the next level? He asked how do you get private investment? How are you working on that to where you start truly bringing businesses to the community?

If they went back and looked, the thing that they had also probably added beyond the CIC was an Economic Development position. They had Chuck Wiedie and several others, now they had Ken Trenner, that have gone out and sought businesses to do that.

He thought the point to take away is nobody here is saying to disband the CIC, just after 30 years it may be time to take a different look at how it's operating and how it's funding. Quite honestly he thought that was an opportunity with that consultant.

Mr. Pribonic agreed with Mr. Lowdermilk on those points. However, the point is to go ahead and hand tie the committee. If they have no money, we're not going to move forward in any sense of the word.

He knew they had had a consultant. He thought that was something that maybe the group could look at. However, it was almost like taking candy away from a child. Telling them that you are having no candy now.

You might as well say that the CIC should disband because there is no purpose for them. If they have no money to expend, there is no purpose to have professionals sit around and ask what they are going to do? That was his question. He was looking

at what their job is. He thought our job is to find a way that we can help the CIC go ahead and perform the tasks that we can't.

Mr. Lowdermilk stated that is exactly what it is. It's not taking candy away from a child, what Mr. Pribonic was saying was that they should continue to fund the CIC like they always have to get the same result that they have always been getting and not somehow move to the next level, which he thought everybody wants to do. Council obviously does not have unlimited funds. Mr. Pribonic thought they wanted to spend efficiently.

Mr. Riehl stated this was public comment not a debate. This issue came before Council twice. It was originally voted down 6-1. Mr. Pribonic brought it back under a motion to reconsider and it failed 5-2. This is the time for public comment for people to come and speak before Council. He saw no issue with it on the agenda.

Darryl Piglia
1106 W. Steels Corners Road

Mr. Piglia stated he has been on the CIC Board for several years now. He thought the consultant was terrible. He wouldn't have paid for it. They took their words and put them into different sentences. They took their words and said what they thought they wanted to hear.

He had seen consultants do this all the time. Very rarely do you get a good consultant that gives you good information. Unless they got their hands dirty into what you're doing, it's really hard for them to tell you how to do it. Walk in your shoes you can tell them how to get there. Watching you walk up the mountain doesn't help.

They do a good job. They could do a better job – they certainly could. He thought who really does a great job is Mr. Trenner. He has had a vision for a long time. He attacked downtown buildings that were decaying, moved businesses out, took those buildings and had them refurbished and rented out so they got the private money coming in. That was in the back of their minds, however, he didn't see any quick ways of getting there right now. He didn't see any dilapidated buildings around here that they could purchase, refurbish and bring in new business.

Since he had been on the CIC Board everybody has been chasing Toyota or someone like that. They wanted to bring them into the city. He didn't think they had the stuff to attract Toyota right now.

He really enjoyed what they just did for the 2 Girls' Café. He had had a laundry business in the same area that they were and it went out of business. He wished he would have had a CIC Board to talk to about it before he lost \$100,000.

He thought this Board could do a lot of good. However, Council has ruffled a lot of feathers, not his because it's not his money, but the guys on this Board take it seriously. When you question their judgement on \$2,500 you really piss them off. If you're not going to fund this, you're probably going to see most of them walk away and it's not going to be here for us.

He thought it was a great thing to have. Sure they could use some more guidance. He really didn't want any consultants. He thought more business and city people who understand the community would work.

He thought they could do a lot of good for the City, but it's going to take some money. He didn't think it had to be \$100,000 and he didn't think they should be giving \$50,000. However, \$2,500, \$5,000 or \$10,000 to local businesses either to come in or to do better in here speaks for itself.

The numbers he had seen concerning the last 20, they were giving back. They were hiring more people. They were bringing more tax revenue into the City. So it was money well spent.

Could they do a better job of vetting it? Absolutely. He didn't disagree with Council a bit. However, sometimes when you have eleven people voting and six have already said yes, why would you say no? To piss off your other members?

At some point the majority have spoken so why start arguing. You are just going to make enemies. He thought there were enough enemies going on politically now and it doesn't need to be at this level.

This is Stow. This is the Stow community. It doesn't need to be anything to do with politics here. It is what's best for Stow's community. If they kept that in mind and they wanted to keep them, it was great. If they didn't, just do what's best for Stow.

He thanked Council for their time.

Mr. Riehl stated he just wanted to clarify a couple of things. One, this isn't just about one project.

He knew there had been many CIC Members, especially in the business community, that didn't say it during the CIC Meetings but then approached them in the audience or parking lot afterwards saying wow we shouldn't have done that. Why did we vote that way? Why did we vote yes or no?

There have been multiple projects that they have disagreed with. It wasn't just focusing on this one business.

Also, to say it's a complete defund is nonsense. We have come up with what he thought was a fairly reasonable proposal.

We are elected to guard and watch over the taxpayers' dollars. There is no private money here. It was all taxpayer dollars. So what they were saying was to bring us a project.

The politicians, the elected officials that people elected to look after their money, will make a decision as to whether or not we should spend their tax dollars on that project. That's it.

He didn't think that was unreasonable. That was not defunding. It's just a simple extra mechanism.

City Officials' Reports

Mayor Kline reported as follows:

1. There were two ribbon cuttings today in the City of Stow. One was the 2 Girls' Café. They are enjoying great success in their new location. The other was the opening of the Cleveland Clinic, former Falls Family Practice Office, on Graham Road. They had a wonderful facility and they were very happy about that.
2. Regarding the question of the CIC, she was going to use her authority as Mayor to request the Law Director prepare a formal opinion for the Administration, Council and the CIC as to whether or not there are any restrictions on that proposal that Mr. Riehl and other members of Council had discussed to have potential projects first brought before City Council so that they can determine if they want to be funded thru the CIC.

She had expressed her concerns before that that perhaps violates the Ohio Revised Code and how CICs are set-up to operate. So rather than them debating that back-and-forth, she was requesting a formal opinion from the Law Director on that issue which is to be shared with the members of the CIC.

3. We certainly have all seen the weather reports for tomorrow. It does not appear to be a modest storm. It appears to be quite an enormous storm.

She was strongly urging in her role as Safety Director of the City of Stow that tomorrow people use caution, common sense and put safety first. She asked people to please do not be out of the roads if you do not need to be – if the weather certainly turns the way they anticipate that it will. She asked people to please not utilizing services that don't need to be utilized.

Tomorrow and all weekend they will be all hands on deck on snow and ice control. She asked that residents have patience if they call City Hall for non-emergency reasons. They were diverting all their efforts towards snow and ice control and emergency measures.

By all reports they will need to be doing that thru the weekend. She asked residents and all members of the community to please put safety first in the wake of this storm.

Finance Director Baranek reported as follows:

1. They do not have a Bill Listing this evening because they hadn't closed out the year yet. They will probably have one by the next Council Meeting.
2. Probably high on everyone's agenda is the City's Budget. It looks like the first formal budget meeting will be at the Finance Committee Meeting of February 22nd.

As they get the document completed, it will be forwarded to City Council Members. At that point they will follow what they have done in the past. If Council wishes, they will meet with Council Members individually to answer any questions they might have.

3. At the next Council Meeting he would have a few more programs that the Finance Department would be doing over the next couple of months in the utility and income tax areas.

Service Director Wren reported as follows:

1. Garnering up for the storm coming in.
2. Along with snow and ice control, they were also having several water main breaks. They had one earlier today at Graham and Fishcreek. They were currently working on one right now on Marhofer.
3. Starting tomorrow at 7:00 a.m. they will be staffed for 12-hour shifts thru the weekend – at least thru 3:00 a.m. on Sunday morning. From what they could tell right now, it was looking like around noon-1:00 p.m. tomorrow that the ice will start to form. That, obviously, was their first concern – more than the snow.

All trucks were up and running. They were fully staffed. They had all the salt that they needed. They asked people to drive carefully and be patient. All ten trucks will be out tomorrow. That was all that they had.

Mr. Lowdermilk asked in the spring if they were going to need to do any additional leaf clean-up or did they get that all completed? Mr. Wren stated no they got that all completed the week before Christmas. Mr. Lowdermilk thought that was a good job.

Also regarding the water main break at Fishcreek and Graham, he asked if that was the same place that they had a break last year? Mr. Wren stated no. That one was on Fishcreek Road. This one was on Graham Road. They also had one on Graham Road a little bit further down. That was right in front of the Chiropractor's office.

City Engineer McCleary reported as follows:

1. The Ohio Edison Project on S.R. 91 up to the Baker's Glen/MacTac area is probably 50% completed. They were currently working north all the way up to the Hudson Power Plant south of JoAnn Fabrics. They are very weather dependent. They hoped to finish some time in February or March replacing the poles.

Mr. Lowdermilk asked if it was just time to replace the poles? Mr. McCleary stated yes. The poles were treated wood. They had a life span. They had reached that life span. The older they get, the more they wear out. They also increased the height of the poles by around 10'.

Mr. Lowdermilk stated he was just curious if they were also tied into some type of need for increased power or something. Mr. McCleary stated no. They didn't know what would happen in the future, but the poles were bigger. Also there was a lot of restoration that would take place in the spring.

New Business

Mr. Riehl stated that they neglected to read the letter from Kathy Sadler regarding the CIC. The Clerk read the letter.

MOTION:

Mr. Riehl moved and Mr. Rasor seconded to attach a copy of the letter to the Minutes as a part of the permanent record.

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

No Votes: None. The motion carried.

A copy of the letter is attached to these minutes.

Disposition of Ordinances & Resolutions

Mr. Costello 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 third time.

Mr. Costello moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2017-111.

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

No Votes: Lowdermilk & Adaska. The motion carried.

Ordinance No. 2017-111 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect in thirty (30) days.

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 third time.

Mr. Pribonic moved and Mr. Costello seconded for the adoption of Resolution No. 2017-118.

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

No Votes: None. The motion carried.

Resolution No. 2017-118 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. 2017-129, 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 PRIMARY ELECTION ON MAY 8, 2018, TO CREATE SECTION 15.03, ENTITLED "STOW TAXPAYER BILL OF RIGHTS", 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 AND REQUIRING THE LEGISLATION PROPOSING THE SAME BE ADOPTED BY THE AFFIRMATIVE VOTE OF FIVE OR MORE OF THE COUNCIL MEMBERS.

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

Mr. Rasor moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2017-129.

Mr. Rasor stated this was his proposal. He appreciated a brief opportunity to re-familiarize everyone with it.

Under this proposal any tax rate increase would go before the voters. Any decrease in the rate of residential tax credit would go before the voters. So those people who work

outside the City's border who pay tax and it is collected by say Akron, they would get a credit for that tax paid on their Stow tax bills.

Anytime that either a tax credit decrease or a tax rate increase is to take place, it would require five votes on City Council to put it on the ballot. It may only be on a November ballot when turn-out is likely, almost certainly, to be higher.

That is the proposal. It would appear on the May ballot if adopted tonight. He would appreciate Council's favorable consideration.

Mayor Kline asked for some consideration of Council for the unforeseen. While this is certainly not an issue at the moment and she hoped and prayed that it never would be for the City of Stow after all of them were gone, but there are scenarios which she could envision which would require more urgent action even if it were temporary action.

Therefore, she asked Council to consider an amendment, something along the lines of if the City of Stow were declared to be in a state of fiscal emergency by the State of Ohio, City Council has temporary authorization upon an affirmative vote of a majority of Council Members to raise the income tax rate until the measure can get to the ballot in November. That was one example.

She certainly appreciated the spirit in which Mr. Razor was proposing this. She wasn't trying to detract from that. However, she was also looking out for this organization and this community in the future when events may occur that they weren't able to envision today.

She didn't think it was his intent to hamstring future administrative and Council elected officials from being able to operate the City's organization in the face of a true fiscal crises. However, she feared that that may have the unintended effect of doing that without some measure like the one she had proposed.

Mr. Adaska stated obviously he supports a Taxpayer Bill of Rights. He had supported Mr. Razor on this whole thought process until he asked for legislation wanting it to go before the voters at a primary.

Personally he didn't support that aspect of it because he thought that you have a majority turn-out in Novembers and if you are going to change the City's Charter in any way, he felt it should be done in November when the larger amount of the electorate turns out and has an opportunity to vote on it. Therefore, he would not be supporting this legislation this evening.

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

No Votes: Costello, Pribonic & Adaska.
The motion failed.

Ordinance No. 2017-129 was declared to be defeated.

Mr. Costello introduced Ordinance No. 2018-1, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A CONTRACT WITH THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION, A PROVIDER OF CRIMINAL DEFENSE SERVICES, FOR THE YEAR 2018, WITHOUT THE NECESSITY OF PUBLIC BIDS; DIRECTING THE FINANCE DIRECTOR TO APPROPRIATE, ENCUMBER AND PAY FUNDS FOR SAID SERVICES AS SET FORTH HEREIN; AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. Costello moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2018-1.

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

No Votes: None. The motion carried.

Ordinance No. 2018-1 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Costello introduced Ordinance No. 2018-2, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A CONTRACT WITH PITNEY BOWES, WITHOUT THE NECESSITY OF PUBLIC BIDS, TO PROVIDE POSTAGE FOR THE CLERK OF COURTS' AND JUDGES' OFFICES FOR THE CALENDAR YEAR 2018 AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. Costello moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2018-2.

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

No Votes: None. The motion carried.

Ordinance No. 2018-2 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Costello introduced Ordinance No. 2018-3, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A CONTRACT WITH AT&T SERVICES, INC., WITHOUT THE NECESSITY OF PUBLIC BIDS, TO PROVIDE TELEPHONE, FIBER OPTIC, U-VERSE AND ADVERTISING SERVICES FOR THE CALENDAR YEAR OF 2018.

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

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

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

No Votes: None. The motion carried.

Mr. Costello moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2018-3.

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

No Votes: None. The motion carried.

Ordinance No. 2018-3 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect in thirty (30) days.

Ordinance No. 2018-4 was held.

Mr. Costello introduced Ordinance No. 2018-5, 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 ARNDALE ROAD CULVERT REPLACEMENT PROJECT; AUTHORIZING AND ADOPTING PLANS AND SPECIFICATIONS PREPARED BY THE CITY OF STOW THEREFOR; AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO CONTRACTS FOR SAID SERVICES SO LONG AS PROPER AUTHORIZATION IS FIRST OBTAINED IN ACCORDANCE WITH SECTION 173.05, C.O.S.; AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. Costello moved and Mr. Lowdermilk seconded for the adoption of Ordinance No. 2018-5.

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

No Votes: None. The motion carried.

Ordinance No. 2018-5 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Costello introduced Ordinance No. 2018-6, 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 GRAHAM ROAD/LAKEVIEW/PARK WATERLINE REPLACEMENT PROJECT; AUTHORIZING AND ADOPTING PLANS AND SPECIFICATIONS PREPARED BY THE CITY OF STOW THEREFOR; AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO CONTRACTS FOR SAID SERVICES SO LONG AS

PROPER AUTHORIZATION IS FIRST OBTAINED IN ACCORDANCE
WITH SECTION 173.05, C.O.S.; AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. Costello moved and Mr. Lowdermilk seconded for the adoption of Ordinance No. 2016-6.

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

No Votes: None. The motion carried.

Ordinance No. 2018-6 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Committee Meetings Scheduled

Planning Committee
Thursday, January 25, 2018
at 6:00 p.m.

Roads & Safety Committee
Thursday, January 25, 2018
to Follow the Planning Committee

Finance Committee
Thursday, January 25, 2018
to Follow the Roads & Safety Committee

C.O.W.
Thursday, January 25, 2018
to Follow the Finance Committee

City Council
Thursday, January 25, 2018
at 7:00 p.m.

Adjournment

MOTION:

Mr. Costello moved and Mr. Lowdermilk seconded to adjourn.

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

No Votes: None. The motion carried.

The meeting adjourned at 7:50 p.m.