

Minutes of the Regular Meeting of Stow City Council held on Thursday, May 10, 2018, at 7:07 p.m.

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

Council Members Absent: D'Antonio

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

Press Representatives: Stow Sentry

Call to Order

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

Swearing-In

Mr. Riehl stated at the last meeting they had voted unanimously to vote in Councilman Jim Costello as the interim Mayor beginning Monday at 12:01 a.m. They were honored to have him here to receive the oath of office.

Bill Goncy, Mayor of the Village of Boston Heights, administered the Oath of Office to James M. Costello as Mayor of the City of Stow commencing on May 14, 2018.

Mr. Costello stated he had asked Mayor Goncy to swear him in this evening. He was the Mayor of the Village of Boston Heights. They went way back – 50 years. They had attended college together. They were in a fraternity together. He had taught him how to not drown. He hadn't drowned yet.

He thanked everyone for attending this swearing-in. They were going to recess Council for ten minutes so that everybody could join him in the Atrium for some refreshments. He would be back after that for the Council Meeting.

MOTION:

Mr. Riehl moved and Mr. Lowdermilk seconded to recess the Council Meeting.

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

The meeting was recessed at 7:10 p.m.

The meeting was reconvened at 7:30 p.m.

Committee Reports

Mr. Costello reported on the Finance Committee Meeting of May 10, 2018 as follows:

1. He was available to answer questions.

Mr. Pribonic reported on the Planning Committee Meeting of May 10, 2018 as follows:

1. He was available to answer questions.

Mr. Riehl reported on the Committee-of-the-Whole Meeting of May 10, 2018 as follows:

1. Talked about the Community Entertainment District.
2. Talked about the CAD Dispatch System. That item had been moved on to Council for a first reading this evening.
3. Recessed into executive session to discuss the appointment of a public official.

Comments from Other Persons Present

Tom McKinney
4731 Hillary Circle
Stow, OH 44224

Mr. McKinney asked, in reference to the CED, when the proposals go out for bids would the different criteria that Council set be distributed or available to the public? He was asking something to the effect of keeping the church or moving the post office – those kinds of things. He asked if Council would put out some statement of their intent when they take the bids?

Mr. Wren stated basically the way it would work was they would ask for RFPs from developers. There would be criteria in there directing them that this is out-of-bounds, they would be amenable to this, they were looking at these different options, etc.

The way that he and Mr. Kurtz had discussed this involving was they would come to City Council and ask them for permission to solicit RFPs. Once that permission was granted, they would work with OHM, that money had already been approved thru last year's contract, on crafting that RFP. Then they would bring that back to City Council at that time letting them know what the final version was. Then they would vote on that and that was what would be released to the developers. Basically those were two bites at the apple.

Mr. McKinney asked once that was released or voted on if it would be available for the public to see shortly thereafter? Mr. Riehl stated everything that City Council does is public record.

Karen Fritschel
3471 Stillwood Road
Stow, OH 44224

Mrs. Fritschel congratulated Mr. Costello. She knew he would do a fabulous job. She thought it was a very good choice of Council. She was very much looking forward to what he was going to do.

She wanted to thank Mrs. Kline for all of her hard work. Having been a Mayor, she knew that it was a tough job.

No matter what you do, it is not always the right thing to do in some peoples' eyes. It is challenging every day. She had loved it. However, it was not an easy job.

She knew Mrs. Kline had put in every ounce of effort that she had into it. She thanked her for that. She appreciated all that she had done.

She also commended everyone who sits on City Council. She knew that was also a hard job.

Dave Montoney
1535 Gangl Drive
Stow, OH 44224

Mr. Montoney stated he was here in reference to the zoning change for 1473 Hibbard Drive.

He was against it. They want to convert it from a single-family dwelling to a twinplex. He was very much concerned about the effect on the neighborhood - the property values.

He thought they had plenty already. He believed there were four on the north end of Hibbard by S.R. 91 and who knew how many on the south end of Hibbard. He lived on Gangl. There was one behind him. There were four on Gangl Drive.

He thought they were well diverse. He didn't think it helped the property values at all.

City Officials' Reports

Mayor Kline reported as follows:

1. There were a number of people that she would like to thank. She was certain that she would cry, so she asked people to please bear with her.

Her daughter Lyndsey was seven when she first ran for City Council. She was about to be twenty, so she had spent a number of years with this organization.

She wanted to thank her husband Rob, her stepdaughter Molly and her parents. She was very grateful that her father was able to see her elected Mayor before he passed away shortly after she took office.

Lyndsey especially had sacrificed so much time and so much that they could have done together when she was here. She was very grateful to her.

She wanted to thank the community. It had been a privilege and an honor to be on Council and to be the Mayor.

To the employees: you are wonderful – every person. There are so many people that make this city run that the public doesn't know their names, sometimes City Council doesn't know their names, but those are the people that make this organization everything that it is.

They are the people who get things done for the residents. They are the ones who carry-out policies that the elected officials dictate. They are the ones who answer the phones. They are the ones who talk to people when they are upset. They help people in distress. They make peoples' lives better.

All of them owe them a debt of gratitude.

She had always believed, and she still believed, that local government can do three things. When those were done well, they make all of the difference.

One was that she thought local government can provide opportunities for people - opportunities to succeed, opportunities to be productive and opportunities to be the kind of citizen that they all aspire to be.

She believed that local government fights injustice. Local government provides an opportunity to ensure that every person is valued, cared for and accepted.

She was most proud of what this team had accomplished to fight injustice and make people feel that they are part of something bigger.

Finally local government has a unique opportunity to improve peoples' lives. Even if you don't know it, this local government improves peoples' lives every day in ways that are tangible, intangible and often unimaginable to those who don't see it happen.

She wished everyone well. She wished Mayor Costello the best of luck.

She would forever consider this organization and this community part of her experience of life that she will never forget. She had been so privileged to work with the people that she had worked with. Your success is success for all of us.

She hoped they would all remember that everyone is rooting for the employees, the elected officials and the members of this community to be successful.

Finally, from the bottom of her heart, she thanked everyone.

(There was a standing ovation.)

Mr. Riehl thanked Mayor Kline for her service. As a Mayor and an elected official you see people at their best, at their worst, when they are friendly and when they are mean. You are literally the head of the executive government of the City.

He thanked Mayor Kline for her service. They wished her the best of luck. He felt the City of Cuyahoga Falls was getting a large gain by her joining their team.

Mr. Razor stated he wanted to pay Mayor Kline some compliments that were well deserved. They didn't agree on the means of accomplishing government some-times. However, he didn't think he had ever questioned that her heart was in the right place.

They both knew by being in government and going to political events that some people in politics are in it for the right reasons and the wrong reasons. There was no question that Mayor Kline was in that former group.

They wished her the very best at Cuyahoga Falls. They were going to be well-served by her passion.

Finance Director Baranek reported as follows:

1. He wanted to thank Mayor Kline, he had sat thru five Mayors, soon to be six and possibly seven in his 22 ½ years as Finance Director, for the wisdom that she had shown, and he wasn't the easiest person to get along with when it comes to dealing with financial things and people wanting to spend money, and the ways she had approached it. She had actually calmed him down several times. He felt very honored to have served with her as he had also felt honored with serving with all the other previous Mayors and also with the future Mayor's that they would have. He thanked her.

Director of Budget & Management Earle reported as follows:

1. He wanted to thank Mayor Kline for her leadership for the City and her friendship. He stated that all of the employees considered her to be a friend to them.

Law Director Zibritosky reported as follows:

1. She had been looking for quotes, because it was so hard to sum it up in a few words, but she found one which she thought was really apt and really described Mayor Kline's leadership style.

She is a true leader, has the confidence to stand alone, the courage to make tough decisions and the compassion to listen to the needs of others. She does not set out to be a leader, but becomes one by the quality of her actions and the integrity of her intent.

That really was Mayor Kline. She had worked with her for the seven years she had been here. For her first year she was a Councilwoman. Then, after that, with her as Mayor.

There is no doubt about it that Mayor Kline loves this city and does her best every day. You may not always like whatever policy decision, but she could tell them that Mr. Rasor was correct, the heart is there. She takes this job seriously and she treats them as if they are teammates. She does not treat them as if they are subordinates on any level. That is the true mark of a real leader.

When she had jotted down some thoughts of what it was like to work with her she thought she was the perfect mix of a lot of different things. She's open-minded, but decisive. She's pragmatic, but principled. She has strength and integrity.

She agreed with Mr. Rasor. They go to a lot of different political events. Those are some rare things that you find in politicians, especially in our modern era.

She wanted to thank Mayor Kline for being a wonderful leader to this organization and a great friend and mentor to her. She wished her the best of luck.

She also wished Mr. Costello great luck and success in his role.

Service Director Wren reported as follows:

1. On behalf of the employees, they wanted to thank Mayor Kline.

They also wanted to welcome Mr. Costello and looked forward to working with him in the future.

City Engineer McCleary reported as follows:

1. He thanked Mayor Kline for always believing in all the employees, especially in the Engineering Department, and standing-up for them all the time.
2. It's orange barrel construction season. He asked people to please be safe around the construction areas.

New Business

MOTION:

Mr. Costello moved and Mr. Lowdermilk seconded to excuse the absence of Councilman D'Antonio.

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Disposition of Ordinances & Resolutions

Resolution No. 2018-8 remained on the table.

Ordinance No. 2018-47 was held. A Public Hearing was scheduled for Thursday, May 24, 2018, at 5:30 p.m.

Mr. Lowdermilk introduced Ordinance No. 2018-61, entitled:

AN ORDINANCE AMENDING PART ELEVEN, C.O.S., ENTITLED "PLANNING AND ZONING CODE", PARTICULARLY CHAPTER 1137 THEREOF, ENTITLED "PROCEDURES AND PENALTIES", SPECIFICALLY SECTION 1137.03 THEREOF, ENTITLED "SITE PLAN REVIEW", SPECIFICALLY ITEM (g) THEREOF, ENTITLED "CONFIRMATION BY COUNCIL", AND SECTION 1137.04 THEREOF, ENTITLED "CONDITIONAL USE PROCEDURES", SPECIFICALLY SECTION (d) THEREOF, ENTITLED "COUNCIL REVIEW; NOTICE", TO REQUIRE THE CITY ARBORIST'S APPROVAL OF LANDSCAPING PLANS PRIOR TO COUNCIL APPROVAL.

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

Mr. Pribonic introduced Resolution No. 2018-63, entitled:

A RESOLUTION GRANTING CONDITIONAL ZONING CERTIFICATE AND SITE PLAN APPROVAL TO JIM VIZMEG, APPLICANT AND PROPERTY OWNER, TO PERMIT THE CONSTRUCTION OF A TWO-FAMILY DWELLING AT THE PARCEL LOCATED AT 1473 HIBBARD DRIVE AND DECLARING AN EMERGENCY.

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

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

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Mr. Pribonic moved and Mr. Costello seconded for the adoption of Resolution No. 2018-63.

Mr. Rasor stated it had been mentioned to him between meetings that the applicant has other properties in Stow. He asked if it would be appropriate to ask the applicant a question on the record? Mr. Riehl stated it would be.

Mr. Rasor asked Mr. Vizmeg if he had other properties in Stow? Mr. Vizmeg stated yes, single-family homes. Mr. Rasor asked if any of those were vacant homes? Mr. Vizmeg stated no.

Yes Votes: Lowdermilk, Rasor & Costello

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

Resolution No. 2018-63 was declared to be defeated.

Mr. Costello introduced Ordinance No. 2018-64, entitled:

AN ORDINANCE ENACTED BY THE CITY OF STOW, SUMMIT COUNTY, OHIO IN THE MATTER OF THE HEREINAFTER DESCRIBED

IMPROVEMENT, D04 BH FY2019 (WEST), PID 96679, UNDER THE SUPERVISION OF THE DIRECTOR OF TRANSPORTATION, AND DECLARING AN EMERGENCY.

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

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

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Mr. Costello moved and Mr. Pribonic seconded for the adoption of Ordinance No. 2018-64.

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Ordinance No. 2018-64 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Costello introduced Ordinance No. 2018-65, entitled:

AN ORDINANCE AUTHORIZING AN EXPENDITURE FOR ONE (1) TORO 4000-D ROUGH MOWER AND LEAF MULCHING KIT FOR FOX DEN GOLF COURSE FROM STATE BID LIST VENDOR CENTURY EQUIPMENT AND DECLARING AN EMERGENCY.

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

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

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Mr. Costello moved and Mr. Lowdermilk seconded for the adoption of Ordinance No. 2018-65.

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Ordinance No. 2018-65 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2018-66, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH AKRON, CUYAHOGA FALLS, FAIRLAWN, GREEN, AND SUMMIT COUNTY FOR THE ACQUISITION, INSTALLATION AND OPERATION OF A CONSOLIDATED COMPUTER AIDED DISPATCH SYSTEM, AND DECLARING AN EMERGENCY.

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

Disposition of Bills

MOTION:

Mr. Costello moved and Mr. Lowdermilk seconded to approve the release of the checks for the current Bill Listing.

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

Committee Meeting Scheduled

C.O.W.
Executive Session
Thursday, May 17, 2018
at 7:00 p.m.

Roads & Safety Committee
Thursday, May 24, 2018
at 5:00 p.m.

Planning Committee
Thursday, May 24, 2018
to Follow the Roads & Safety Committee

Public Hearing
Thursday, May 24, 2018
at 5:30 p.m.

C.O.W.
Thursday, May 24, 2018
to Follow the Public Hearing

Finance Committee
Thursday, May 24, 2018
to Follow the C.O.W.

City Council
Thursday, May 24, 2018
at 7:00 p.m.

With the departure of Mr. Costello, Mr. Riehl appointed two new Committee Chairs. The Finance Committee Chairman will be Brian D'Antonio. The Public Improvements Committee Chairman will be Brian Lowdermilk.

Adjournment

MOTION:

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

Yes Votes: Lowdermilk, Pribonic, Rasor,
Riehl, Adaska & Costello

No Votes: None. The motion carried.

The meeting adjourned at 7:53 p.m.

Bonnie J. Emahiser
Clerk of Council

Matt Riehl
President of Council