

Minutes of the Regular Meeting of Stow City Council held on Monday, March 18, 2019, at 7:00 p.m.

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

Council Members Absent: Adaska

City Officials Present: Mayor Pribonic, Finance Director Baranek, Director of Budget & Management Earle, Law Director Mackin, Chief of Staff/Service Director Wren, City Engineer McCleary, Director of Planning & Development Kurtz, Lieutenant Titus, Captain Amonett & Clerk of Council Emahiser

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### **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. Lowdermilk seconded to approve the Minutes of the Regular Council Meeting of February 14, 2019 as circulated.

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

No Votes: None. The motion carried.

### **Committee Reports**

Mr. D'Antonio reported on the Finance Committee Meeting of March 18, 2019 as follows:

1. Several items would be introduced in legislative form.

Mr. Rasor reported on the Planning Committee Meeting of March 18, 2019 as follows:

1. One item would be introduced in legislative form.

Mr. Lowdermilk reported on the Public Improvements Committee Meeting of March 18, 2019 as follows:

1. A couple items would be introduced in motion form.

Mr. Riehl reported on the Committee-of-the-Whole Meeting of March 18, 2019 as follows:

1. One item would be introduced in legislative form.

### **City Officials' Reports**

Mayor Pribonic reported as follows:

1. He and Mr. Trenner are still going around to many of the businesses and being welcomed with open arms. They are starting some initiatives with

the schools in cooperation with the businesses. He thought that would prove fruitful. He would fill Council in with more details as they come forth.

He was striving for that cooperation. He thought it was working. They are looking at some other avenues where they could possibly save some money and do things more efficiently both with the schools and the city.

2. Presented Mr. Costello with a Proclamation proclaiming March 15, 2019 as "American Legion Centennial Day". They were celebrating 100 years. He thought that was a heck of an accomplishment.

The American Legion has been a staunch advocate for Veterans and their families since the time of inception. It was founded on four pillars of care for Veterans, a strong national defense, Americanism, children and youth.

They have played a leading role in initiatives and breakthroughs that have affected the lives of Americans in every community, from the U.S. Flag Code to the G.I. Bill.

The American Legion Post 175 in Stow has fulfilled the legion's mission with many worthwhile programs throughout the years.

Mayor Pribonic asked Mr. Costello to present this Proclamation to the American Legion and tell them that they really appreciate them.

Mr. Lowdermilk thought there was a real need with the businesses. Labor is tight. He thought there was an untapped resource in a lot of ways in the high school, especially with the seniors with a little bit of on-the-job training to help fill some of those vacancies.

Mayor Pribonic agreed. He stated that no matter where they go, there was a definite need for that labor. It's amazing that you can actually graduate from high school, start an apprenticeship, be paid \$30,000-\$35,000, have your schooling paid for, whatever schooling is necessary for that trade, and when you leave, make \$65,000-\$75,000 per year if not more.

He, Mr. Gress and Mr. Martinelli from the schools, and Mr. Trenner have been going around and started setting up more meetings with people they had already met with to help address these needs and have their residents, which are the students, stay in the community by having a job in the community instead of going to another community.

The diversity is out there in these jobs. They are looking to fill them. They have had nothing but excellent cooperation from both those citizens and the schools. He would keep Council updated as they go along.

3. Welcomed aboard Brendan Mackin. He has been selected to be the City's Interim Law Director. He knew he would do a great job.

Chief of Staff/Service Director Wren reported as follows:

1. We have an abundance of capital requests from the different departments this year. He had sat down with Mr. Earle on some of them.

Instead of giving Council a list that's not accurate, they want to take their time and make sure what they are providing them is accurate and obviously what the Mayor's wishes are moving forward.

He apologized for the delay in getting that to them. However, it has been by far the most requests they have had since he has been in this position. He just wanted to make sure they were giving them the most accurate information.

City Engineer McCleary reported as follows:

1. Kenmore Construction has been actively getting ready to get started this week. The northbound lanes on S.R. 8 will be down to two lanes going northbound and by next week there will be only two lanes going southbound. That will remain in effect all the way until the end of fall – sometime in October or November. Then the road will be open again for the winter.

**New Business**

**MOTION:**

Mr. Lowdermilk moved and Mr. Costello seconded to excuse the absence of Councilman Adaska.

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

No Votes: None. The motion carried.

**MOTION:**

Mr. Lowdermilk moved and Mr. Costello seconded to confirm the Mayor's appointments to the Commission on Inclusion as follows:

Jason Dresden - Term Ending 1/2/23 &  
Pamela Wind - Term Ending 1/2/23.

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

No Votes: None. The motion carried.

**MOTION:**

Mr. Lowdermilk moved and Mr. D'Antonio seconded to confirm the Mayor's appointments to the Urban Forestry Commission as follows:

John Berg - Term Ending 1/2/22  
Jeff Saltzman - Term Ending 1/2/24 &  
John Weedon - Term Ending 1/2/24.

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

No Votes: None. The motion carried.

**MOTION:**

Mr. Lowdermilk moved and Mr. D'Antonio seconded to confirm the Mayor's appointments to the Senior Citizens Commission as follows:

Deborah Luchka - Term Ending 1/2/22 &  
Cyle Feldman - Term Ending 1/2/22.

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

No Votes: None. The motion carried.

MOTION:

Mr. Lowdermilk moved and Mr. Costello seconded to confirm the Mayor's appointments to the Cemetery Board as follows:

Keith Redmon	-	Term Ending 1/2/22
David Renninger	-	Term Ending 1/2/11 &
Janice Hyne	-	Term Ending 1/2/22.

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

No Votes: None. The motion carried.

MOTION:

Mr. D'Antonio moved and Mr. Costello seconded to authorize the hiring of a Working Forman in the Water Division.

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

No Votes: None. The motion carried.

MOTION:

Mr. Lowdermilk moved and Mr. D'Antonio seconded to appoint Tom Stephen and Jeremy McIntire to five-year terms on the Stow Arts Commission.

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

No Votes: None. The motion carried.

**Disposition of Ordinances & Resolutions**

Ordinance No. 2018-83 remained on the table.

Ordinance No. 2018-90 remained on the table.

Mr. Rasor introduced Ordinance No. 2019-34, entitled:

AN ORDINANCE ENACTED PURSUANT TO SECTION 1137.08, ENTITLED "AMENDMENTS", TO PROVIDE FOR THE AMENDMENT OF THE ZONING DISTRICTS MAP AND ZONING DISTRICTS BY RECLASSIFYING FROM R-B RESIDENTIAL TO C-6 OFFICE APPROXIMATELY 1.3 ACRES OF PROPERTY LOCATED AT 4724 DARROW ROAD AND THE PARCEL TO THE NORTH OF IT LOCATED AT THE CORNER OF HIBBARD DRIVE AND DARROW ROAD; AUTHORIZING AMENDMENT TO THE ZONING DISTRICTS MAP BY THE CITY ENGINEER.

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

Mr. D'Antonio introduced Ordinance No. 2019-37, entitled:

AN ANNUAL APPROPRIATION ORDINANCE PROVIDING FOR THE EXPENSES OF THE CITY OF STOW FOR THE YEAR 2019, AND DECLARING AN EMERGENCY.

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

Mr. Riehl introduced Ordinance No. 2019-41, 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 NEXT GENERAL ELECTION ON NOVEMBER 5, 2019, WHICH SHALL AMEND SECTION 10.01, "PLANNING COMMISSION – COMPOSITION AND TERM", TO PROVIDE FOR A TERM LIMIT OF TWO CONSECUTIVE FOUR-YEAR TERMS; DIRECTING THE CLERK OF COUNCIL TO FORWARD THIS ORDINANCE TO THE SUMMIT COUNTY BOARD OF ELECTIONS; AND DECLARING AN EMERGENCY.

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

Mr. Razor introduced Resolution No. 2019-47, entitled:

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

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

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

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

No Votes: None. The motion carried.

Mr. Razor moved and Mr. D'Antonio seconded for the adoption of Resolution No. 2019-47.

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

No Votes: None. The motion carried.

Resolution No. 2019-47 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Ordinance No. 2019-48, entitled:

AN ORDINANCE AMENDING ORDINANCE NO. 2017-29, WHICH RETAINED KASTNER, WESTMAN & WILKINS, LLC TO ASSIST THE ADMINISTRATION WITH LABOR CONTRACTS AND RELATED MATTERS, TO EXPAND SUCH ASSISTANCE TO ALSO INCLUDE HUMAN RESOURCES AND PERSONNEL MATTERS AND TO INCREASE THE AMOUNT OF EXPENDITURE FROM \$50,000 TO \$70,000 AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Costello seconded for the adoption of Ordinance No. 2019-48.

Mr. Lowdermilk asked at what point does it make sense to have an actual H.R. person? Mayor Pribonic stated they were currently looking at that.

What they are looking at proposing would be a part-time person – something like 20 hours a week. They have had full-time ones before. Many times though they had not addressed it for forty hours.

What they are looking at right now is an H.R. person that would work 20 hours a week on our call. They are getting close with that. That way they wouldn't have to hire a full-time person.

Mr. Riehl stated that was something that he would also like to see – either a full-time person or a part-time person. They are a 150+ organization with a \$25 million budget.

Mayor Pribonic stated if you don't have somebody fully dedicated to H.R., you are running a...They knew that. Mr. Riehl was correct. They are looking at something that would possible be like that – a 20 hour a week position that's directed solely for that purpose.

Mr. Riehl stated he has talked to City employees who don't fully understand the benefits. They have also settled a lawsuit or two related to employment matters that have cost taxpayers dearly that might have been avoided.

Mayor Pribonic stated that was on their list. They would address it.

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

No Votes: None. The motion carried.

Ordinance No. 2019-48 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Ordinance No. 2019-49, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A CONTINUING CONTRACT WITH SENSUS/CORE & MAIN FOR PURPOSES OF UPDATING SENSUS ANALYTICS SOFTWARE FOR DAILY WATER READS AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Lowdermilk seconded for the adoption of Ordinance No. 2019-49.

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

No Votes: None. The motion carried.

Ordinance No. 2019-49 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Ordinance No. 2019-50, entitled:

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$1,700,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING A NEW STOW MUNICIPAL COURT FACILITY AND EQUIPPING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

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

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

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

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Costello seconded for the adoption of Ordinance No. 2019-50.

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

No Votes: None. The motion carried.

Ordinance No. 2019-50 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Riehl introduced Ordinance No. 2019-51, entitled:

AN ORDINANCE REALLOCATING 909 HOURS OF SICK LEAVE THAT WERE PREVIOUSLY USED IN PLACE OF WORK-CONNECTED INJURY LEAVE HOURS TO KEVIN ERTLEY 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: Rasor, Riehl, Costello, D'Antonio,  
Harrison & Lowdermilk

No Votes: None. The motion carried.

Mr. Riehl moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2019-51.

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

No Votes: None. The motion carried.

Ordinance No. 2019-51 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

### **Disposition of Bills**

#### **MOTION:**

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

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

No Votes: None. The motion carried.

### **Committee Meetings Scheduled**

Planning Committee  
Thursday, March 28, 2019  
at 5:30 p.m.

Finance Committee  
Thursday, March 28, 2019  
to Follow the Planning Committee

Public Improvements Committee  
Thursday, March 28, 2019  
to Follow the Finance Committee

City Council  
Thursday, March 28, 2019  
at 7:00 p.m.

Mr. D'Antonio stated he will not be present at the next meeting.

### **Adjournment**

#### **MOTION:**

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

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

No Votes: None. The motion carried.

The meeting adjourned at 7:20 p.m.

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Bonnie J. Emahiser  
Clerk of Council

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Matt Riehl  
President of Council