

**MINUTES OF THE FEBRUARY 5, 2018  
REGULAR MEETING OF THE ALLIANCE CITY COUNCIL**

The meeting was called to order by President Garnes at 7:00 P.M. Councilman Dordea then gave the invocation and led the meeting in the Pledge of Allegiance.

**ROLL CALL:** Sheila K. Cherry, Larry Dordea, James Edwards, Julie Jakmides, Cindy King, Roger Rhome, and Brian Simeone present.

Minutes of the January 16, 2018 Regular Council Meeting were distributed electronically to all members prior to the meeting. No additions, deletions or corrections were offered. Motion and second to receive and file the Minutes. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

**COMMUNICATIONS:**

1. Notice of January 22, 2018 Special Council Workshop Meetings
2. Memorandum From Mayor Andreani RE: Re-appointments to Downtown Special Events Commission
3. Notice of February 7, 2018 Downtown Special Events Commission Meeting
4. Memorandum From State Auditor Knowles RE: Income Tax Recap
5. Agenda for the February 11, 1028 Planning Commission Meeting
6. Notice of February 2, 2018 Water and Sewer Advisory Board Meeting
7. Minutes of the September 19, 2017 Board of Zoning Appeals meeting
8. Notice of F.A.T.H.E.R.S Day camp event
9. Notice of Newsom Towers Open House
10. Notice of February 5, 2018 6:00 PM Special Meeting
11. Notice of the February 7, 2018 Historical Preservation Meeting
12. Printed E-mail from Firefighter's Union RE: Splitting of the Safety Service Director position
13. Memorandum from Mayor Andreani RE: Receipts collected in January 2018
14. Letter from Renewal Housing RE: Development at Nantucket Circle

Motion and second to receive and file all communications tendered to the Clerk. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

**ADMINISTRATIVE REPORTS:**

**Mayor Andreani:** Reported that Rodman Public Library received a grant to digitize old ordinances and minutes from Alliance City Council. That has been done and most are now available on the web site going back to the early 1900's or beyond.

Noted the need to appoint Brian Simeone to the Downtown Special Events Commission

Motion and second to confirmation of the Mayor's appointment of Brian Simeone to the Downtown Special Events Commission. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS (Brian Simeone was excused and did not vote).**

Reported that based on the discussion at the earlier meeting with the State Auditor about the formulation of a recovery plan, it is the desire to work jointly with Council to formulate a plan that is acceptable to all.

Noted the need to pass the Parks Levy Resolution tonight to put it on the ballot. It seems this will be a key part of the recovery plan.

Addressed the "No Confidence" vote of the safety forces unions and stated that this is somewhat expected when there are cut backs and people aren't happy.

**Safety Service Director Dreger:** Updated Council on the City's winter salt usage. Usage is up this year due to weather and we are experiencing delays at delivery. If it continues we may seek to go outside the contract for an alternate supply.

Reported that the EMS Sole Provider proposals are in and the Administration has met with the top 2.

Stated that the Police department is having difficulty keeping a couple cruisers in repair and on the road. Expect that there will be an ordinance to purchase some Police Cruisers coming to Council in the near future.

Councilman Dordea questioned command structure within the Police Department given the re-appointment of Jenkins to Captain. Dreger responded and stated when Bair was put back to lieutenant. Dordea questioned the delay. Dreger stated that it had to do with the availability of all parties and the necessary notice provisions. Dordea questioned further and Dreger stated it can't be discussed openly due to the settlement agreements with the individuals and the unions.

**Law Director Arnold:** Reported that City has been meeting with the County Prosecutor's Office Victim Witness division regarding the implementation of Marcy's Law. Stated that the City is basically compliant at this point with little to no modifications needed.

Reviewed Ordinance 10-18 and 4-18.

Ms. Jakmides question why Ordinance 9-18 and 61-18 need to be bid out and Law Director responded. Ms. Jakmides questioned why this is different than the Clemons Nelson contract that was not bid. Law Director stated that it is because there is an exception for legal services.

Councilman Dordea questioned why Clemons Nelson is a legal services contract exception when the contract specifically states it is for consulting and not legal services. Law Director stated that they are attorneys and it doesn't matter what the contract says they are providing legal services in labor matters as attorneys.

Councilman Dordea questioned why Ordinance S78-17 is listed in new business when we have discussed it for a long time while the changes were being formulated. Does it need 3 more readings because it was placed in new business? Clerk Yost explained that the clerk merely put it in “New Business” to make sure Council addressed it. Not in any attempt to legally re-classify it. Law Director stated that it may need to be treated a new ordinance if there are substantial changes.

Councilman Edwards stated he has difficulty bidding the collection services contract because the reputation and tactics of the company mean more than the lowest bid. Law Director stated that is why bid contracts say “lowest and best” bid so that other factors can be considered.

Ms. Jakmides questioned the legal opinion that all services contracts except legal services need to be bid.

**Auditor Knowles:** Reviewed the Income Tax Recapitulation

Reviewed Ordinance 8-18

Councilman Dordea asked if we short the capital expenditures fund to balance the budget, can we afford to buy the requested police cruisers. Auditor stated we need to watch everything but it should be Okay.

Councilman Rhome questioned the status of Ordinance 7-18 and Auditor stated he believed it was an attempt by the mayor to compromise the temporary budget veto, but given the status of the veto, it appears to be unnecessary.

#### **STANDING COMMITTEE REPORTS:**

**Properties and Lands: Cherry:** No formal report but the Community Development Committee will be meeting with Green City Growers in Cleveland to institute a similar plan in the North End of Alliance.

**Safety & Judiciary: Dordea:** Reviewed the status of Ordinance S78-17 and the procedure for passage tonight. Stated he intended to bring it forward tonight for a vote and urged other members to support it.

**Utilities: Edwards:** Reported that the Water and Sewer Advisory Board met on February 2<sup>nd</sup>. They discussed the status of the Marlinton water line extension, the need for water tank rehab and painting, and an update on the status of the Westville Lake properties.

**Finance: Jakmides:** Reviewed Ordinances 4-18, 9-18, and S61-17.

**Community Development: King:** No formal report.

**Streets & Alley: Rhome:** No formal report

**Planning Zoning and Housing: Simeone:** No formal report.

**Public Speaks:** None

**ROUND TABLE DISCUSSION:**

President Garnes set forth guidelines for the discussions as he intended to manage the discussion.

**Councilwoman Cherry:** Discussed the progress and possibility of bringing Green City Growers to the City and setting up a community based green house situation in the City's North end. It would provide a revenue stream as well as good jobs in the community

Distributed a flyer from Johnson Athletic Club for a free movie screening of the new Marvel Black Panther Movie on February 17<sup>th</sup>. It is being provided free of charge to community High School and Middle School Children.

**Councilman Dordea:** Complemented Councilwoman Cherry and her family for their community efforts and praised the Johnson Athletic Club for all they do. Stated with the increasing City budget difficulty, community organization involvement and support is very important.

**Councilman Edwards:** Stated he is in favor of the Parks Levy and stated that it is necessary to support the Alliance quality of life. Stated we need to pass Resolution 10-18 tonight and get behind selling this to the voters.

Addressed Ordinance S78-17. Stated that he has examined several other communities with both combined and split director positions. Further stated that no other communities seem to have the number of labor unions that Alliance does, making the job even harder. Stated that it seems we need to split the director's job so that it makes things easier to accomplish. Stressed his support for Ordinance S78-17.

**Councilwoman Jakmides:** Stated support for Ordinance S78-17 and stated it supports reducing expenses by reducing the combined salary. Ms. Jakmides stated that she doesn't want it to seem that it is about personalities or a personal affront to anyone but it is about efficiency for the City.

**Councilwoman King:** Stated that she is confused by Ordinance S78-17 and doesn't see the need for it. Ms. King stated she believes Mr. Dreger is doing a good job and wouldn't be there if he weren't qualified.

**Councilman Rhome:** Stated he supports Resolution 10-17 and the passage of a Parks Levy. Stated that with the financial state of the City, it is a way to continue providing parks for the citizens of Alliance and keep the quality of life.

Stated he is against Ordinance S78-17 and believes it will cost the City more money in the long run supporting two employees that do what our current Safety Service Director does. He further stated that he is against the removal of a residency requirement for the positions.

**Councilman Simeone:** Stated that he supports Ordinance S78-17. Given the fact that the

safety forces have given “No Confidence” vote in the current director, things can’t keep going the way they are. Stated that he as discussed the matter with numerous members of the public and there was overwhelming support in splitting the position and bringing confidence back to the administration. Stated it is not a partisan decision but what he believes is in the City’s best interest.

### **THIRD READINGS:**

**Ordinance 2-18:** Introduced by Councilman Edwards: An Ordinance accepting and approving the replat of lot 11790 and part of outlot 11 located at 1000 North Union Avenue in the City of Alliance, County of Stark and State of Ohio. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

### **SECOND READINGS:**

**Resolution S04-18** – Introduced by Jakmides. A Resolution authorizing the sale, by internet auction during calendar year 2018, of City owned personal property which is not needed for public use or which is obsolete or unfit for the use for which it was acquired. Motion and Second to suspend the rule requiring 3 readings. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 07-18:** Introduced by Rhome: An Ordinance making appropriations and transfers of funds to provide for necessary expenses and adjustments; and declaring an emergency. **NO FORMAL ACTON.**

### **NEW BUSINESS:**

**Ordinance 08-18:** Introduced by Council as a whole: An Ordinance temporarily amending Alliance Codified Ordinance 182.031 “Allocation of Funds”; and declaring an emergency. Motion and Second to suspend the rule requiring 3 readings. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 09-18:** Introduced by Jakmides: An Ordinance establishing and implementing a program to charge mitigation rates for the deployment of emergency and non-emergency services by the Fire Department for services provided/rendered by the City of Alliance. **NO FORMAL ACTON.**

**Resolution 10-18:** Introduced by Council as a Whole: A Resolution certifying to the Board of Elections the issue of a 3 Mil Additional tax levy for park and recreation purposes pursuant to Ohio Revised Code Section 5705.19(H) for a period of five years to be voted upon by the electors of the City of Alliance; and declaring an emergency. Motion and Second to suspend the rule requiring 3 readings. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance S61-17** – Introduced by Jakmides. An ordinance amending Chapter 143 and implementing a program to recover costs associated with the delivery of public safety services that are required due to an individual’s negligence and are beyond the usual basic public safety services. **NO FORMAL ACTON.**

**Ordinance S78-17** – Introduced by Dordea. An Ordinance repealing Alliance Codified Ordinance 139.01, creating a new Chapter 139, Chapter 140, amending various sections of the

Alliance Codified Ordinances and providing the rate of pay for the Safety Director and the Service Director. Motion and Second to bring Ordinance 78-17 forward from old business. Voice Vote: 4 in favor 3 (Cherry, King and Rhome) against. Motion and Second to substitute Ordinance S78-17. Voice Vote: 4 in favor 3 (Cherry, King and Rhome) against. Motion and Second to amend to add emergency language. Voice Vote: 4 in favor 3 (Cherry, King and Rhome) against. Motion and Second to Adopt. Voice Vote: Voice Vote: 4 in favor 3 (Cherry, King and Rhome) against. **ADOPTED.**

**OLD BUSINESS:**

**ADJOURNMENT:** Noting no further business to come before this Council, President Garnes adjourned the meeting at 8:50 PM

**SUMMARY OF ACTIONS TAKEN:**

<b>Ordinance 02-18</b>	<b>ADOPTED</b>
<b>Resolution S04-18</b>	<b>ADOPTED</b>
<b>Ordinance 08-18</b>	<b>SECOND READING</b>
<b>Ordinance 09-18</b>	<b>FIRST READING</b>
<b>Ordinance 10-18</b>	<b>ADOPTED</b>
<b>Ordinance S61-17</b>	<b>NO FORMAL ACTION</b>
<b>Ordinance S78-17</b>	<b>ADOPTED</b>

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**ARTHUR GARNES, COUNCIL PRESIDENT**

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**GERARD T. YOST COUNCIL CLERK**