

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

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

President Garnes noted the absence of Clerk Yost due to a family obligation and announced he would handle the clerical obligations for the evening unless council objected.

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

Minutes of the February 20, 2018 Regular Council Meeting and the February 20, 2018 Special Council Meeting were not received electronically by all members prior to the meeting so the Minutes will be addressed at the next meeting.

COMMUNICATIONS

1. Notice of March 5, 2018 Special Council Meeting
2. Memorandum From Auditor Knowles RE: Income Tax Recap
3. Minutes of the January 22, 2018 Keep Alliance Beautiful Commission Meeting
4. Memorandum from Mayor Andreani RE: Receipts collected in February 2018

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

ADMINISTRATIVE REPORTS:

Mayor Andreani: Noted the Parks levy has formed a committee and started to meet to support passage of the levy. John and Georgene Gross will co-chair the committee. Noted that Harry Paidas is here tonight if anyone has any questions.

Reviewed Ordinance 28-18 and noted it is reimbursable by the State and Federal Government and is ahead of the anticipated schedule.

Also reported that the Federal Government has approved a U.S. Trail going through the North end of Alliance which will connect many of the existing trails into one major trail system linking Alliance with areas throughout Stark County and the State.

Councilwoman Jakmides addressed the reimbursement language in Ordinance 28-17 and questioned if the word "Reimbursable" is strong enough to make sure Alliance is made whole when all is said and done. Mayor stated he will check with Attorney Morris who drafted it and see if more protections can be put in.

Safety Service Director Dreger: Updated Council on the status of the Fire Department billing contract with Ohio Billing. Mr. Dreger stated that the Chief and Assistant Chief have some work to do to put together a list of billable services based on our past history and then formulated a billing scale to submit. In any event it is anticipated that a contract with Ohio Billing will be in place by the end of March.

Updated Council on water quality and noted that UV Application has slowed down but still being used. Water department is hoping that algae season is ending and UV Application can stop soon.

Informed Council that the Street Department repair of the pot holes is 3 weeks ahead of where they were in the bad year of 2015 but still have a long way to go. Crews are using the durapatcher to address the holes in a more durable way until hot mix is available later in the spring.

Reviewed Ordinances 21-18; 223-18; and 28-18.

Councilman Dordea questioned information on the collective bargaining agreements in tonight's legislation. Dreger stated Mr. Knowles was going to go over that.

Law Director Arnold: Reviewed Ordinance 22-18 and stated it is merely a transfer of the CRA to Trilogy's new owner, Trilogy has expressed no intention of going anywhere and in fact has purchased more property. There is still 2 years left on the CRA.

Reported that she spoke to High School Freshmen at Marlinton on internet usage and safety.

Auditor Knowles: Reviewed the Income Tax Recap

Reviewed Ordinances 24-18; 25;18; 26-18; and 27-18.

STANDING COMMITTEE REPORTS:

Properties and Lands: Cherry: Reported that she has more meetings planned regarding the Green City Growers of Cleveland establishing a project in Alliance.

Safety & Judiciary: Dordea: Commended Law Director for meeting with Students regarding the internet especially in light of the recent events at area school involving threats and poor choices by students.

Utilities: Edwards: Reported support for Ordinance 21-18. It was reviewed at length by the Water and Sewer Advisory Board and recommended for passage.

Finance: Jakmides: Suggested a Special meeting may be needed to further review the Recovery Plan so that it can be submitted to the State Auditor timely and without the need for an extension.

Community Development: King: Noted the Committee will meet next week to review the CRA's.

Streets & Alley: Rhome: No formal report

Planning Zoning and Housing: Simeone: No formal report.

Public Speaks: None.

ROUND TABLE DISCUSSION:

Councilwoman Cherry: Discussed potential reconsideration of Ordinance S78-17 and overriding the Mayor's veto. Ms Cherry expressed concern over changing the Safety Service Director's Position during the period of Fiscal Watch. Ms. Cherry expressed support for the individual that expressed interest in the Safety Director position but stated she believes the timing for a change isn't right.

Councilman Dordea: Discussed potential reconsideration of Ordinance S78-17 and overriding the Mayor's veto. Stated he is still in favor of splitting the Safety Service Director's position into two positions. Believes a resume came in for a new Safety Director from a very qualified individual and this would be a positive change if the position were split and Mayor Andreani hired the individual. Mr. Dordea went on to express that the Fire Contract Negotiations are coming up and a new person as Safety Director could go a long way to making this negotiation smoother. Noted that Council passed the Ordinance by a 4 to 3 vote and a 5 vote majority is needed to overturn the veto so he is hopeful that at least 1 Councilmember that voted against the ordinance will support the over ride.

Councilman Edwards: Thanked Mr. Paidas and Kim Cox for the work at getting a Levy Committee together quickly to support passage of the Park Levy and offered to speak or help wherever needed.

Councilwoman Jakmides: Discussed potential reconsideration of Ordinance S78-17 and overriding the Mayor's veto and stated that the main reason cited for not doing it is the potential cost of two positions. Ms. Jakmides stated that she doesn't believe that it would cost more. Ms. Jakmides went on to state that her support of the split is not a reflection on Mr. Dreger's performance but rather a statement that it is always good to have another professional in the mix that is reviewing what the City and its departments are doing. In our situation with limited resources and numerous services we are expected to provide, another administrator to oversee things is vital. Ms. Jakmides stated that it is too much to ask one individual to do all that is required of the Safety Service Director's position.

Councilwoman King: Discussed the veto of ordinance S78-17 and stated she is dissatisfied with the newspaper capitalizing on her statement of being undecided how she feels about the mayor's veto. Ms. King stated this "threw her under the bus" and caused a lot of pressure and even threats as she was seen as the "Swing" vote. Ms. King stated that she fielded numerous calls and discussions from citizens (most of which were from outside of her ward) on the issue and many supported leaving the position intact rather than splitting. Ms. King stated she would not vote to support splitting the position and that it was her decision not that she was following any other Council Member's lead on the issue. Ms. King stated that she resented the comments that she "Always follows Councilwoman Cherry's lead" and stated that she hasn't even discussed the matter with Ms. Cherry

Councilman Rhome: Nothing to report or discuss.

Councilman Simeone: Stated that he attended the recent local government seminar put on by Stark County Prosecutor and Stark Regional Planning Commission. Mr. Simeone stated that

the seminar was very helpful and he learned a lot about public records and open meetings.

Mr. Simeone stated that he has been doing his due diligence discussing issues with various departments and he recently met with the Parks Board to discuss why he voted the way he did on the park levy issue.

Mr. Simeone questioned the prohibition on Police officers speaking with council members without administration approval. Mr. Dreger denied that he gave such a directive but stated he is not specifically aware but in may be in the department policy and procedure manual

Councilman Dordea was asked and stated that Hartville has no such regulation but faced that here in Alliance when the investigation and suspension of the Chief was going on

Mr. Dreger stated that he would provide Mr. Simeone a copy of the manual and he can see if officers are precluded but Mr. Dreger never issued such an order

THIRD READINGS: None

SECOND READINGS:

Ordinance 17-18: Introduced by Jakmides: An Ordinance making permanent appropriations for 2018 for the general fund, water fund, sewer fund and other city funds, and authorizing the auditor to draw payments from those appropriations upon receiving proper certificates and vouchers; and declaring an emergency. Motion and Second to refer to amend to include the revised Exhibit "A". Voice Vote: Unanimous. **NO FORMAL ACTION.**

NEW BUSINESS:

Ordinance 19-18: Introduced by Simeone: An Ordinance accepting and approving the replat of lots 8705 and 8706 located on the North side of Washington Street 250' West of McKinley in the City of Alliance, County of Stark and State of Ohio. Motion and Second to refer to the Planning Commission. Voice Vote: Unanimous. **REFERRED TO THE PLANNING COMMISSION.**

Ordinance 20-18: Introduced by Simeone: An Ordinance accepting and approving the replat of lot 3073 and part of lot 3075 at 411 West Main Street in the City of Alliance, County of Stark and State of Ohio. Motion and Second to refer to the Planning Commission. Voice Vote: Unanimous. **REFERRED TO THE PLANNING COMMISSION.**

Ordinance 21-18: Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to advertise for bids and award contracts for the construction of bulk powdered activated carbon feed equipment at the Water Treatment plant and appropriating funds; and declaring an emergency. Motion and Second to suspend the rule requiring 3 readings. Voice Vote: Unanimous. Motion and Second to suspend the rule requiring Finance Committee review. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

Ordinance 22-18: Introduced by King: An Ordinance approving the amendment of the community reinvestment area agreement with Trilogy Real Estate Partners LLC, and declaring an emergency Motion and Second to suspend the rule requiring 3 readings and the rule

requiring Finance Committee review. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

Ordinance 23-18: Introduced by Dordea: An Ordinance authorizing and directing the Director of Public Safety and Service to apply for a Federal Emergency Management Agency (FEMA) Assistance for firefighters grant for the purpose of funding fire inspectors for code enforcement; and declaring an emergency. Motion and Second to suspend the rule requiring 3 readings and the rule requiring Finance Committee review. Voice Vote: Unanimous. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

Ordinance 24-18: Introduced by Council as a Whole: An Ordinance ratifying a contract between the City of Alliance and local 2233 Alliance Street Department employees and the Ohio Council 8 American Federation of State County and Municipal employees union, AFL-CIO; 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 25-18: Introduced by Council as a Whole: An Ordinance ratifying a contract between the City of Alliance and local 2233-A Alliance Water Treatment Plant employees and the Ohio Council 8 American Federation of State County and Municipal employees union, AFL-CIO; 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 26-18: Introduced by Council as a Whole: An Ordinance ratifying a contract between the City of Alliance and the Fraternal Order of Police / Ohio Labor Council, Inc. (F.O.P/O.L.C) for the police clerical bargaining unit; 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 27-18: Introduced by Council as a Whole: An Ordinance ratifying a contract between the City of Alliance and the Fraternal Order of Police / Ohio Labor Council, Inc. (F.O.P/O.L.C) for the police part time patrol officers' bargaining unit; 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 28-18: Introduced by Cherry: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into an interagency agreement with the Stark County Park District and the University of Mount Union for the construction, maintenance and security of a walk & bike trail, to be known as "Phase III of the Iron Horse Trail" within the City of Alliance from Clark Avenue North to Hartshorn Street, East on Hartshorn Street to Miller Avenue, North on Miller Avenue through the University of Mount Union Main Campus to South Side of Simpson Street, East on Simpson Street for 900 feet, North to 11th Street, North from 11th Street to Grant Street, West on Grant Street for 276 feet, North to Summit Street, North from Summit Street to Oxford Street, Northeast from Oxford Street to Broadway Street, North from Broadway Street to Prospect Street, where Phase III of the Iron Horse Trail will end at the Norfolk Southern Railroad line; to employ City forces for trail construction; to provide reimbursable funds in a sum not to exceed \$94,963.00 toward trail construction; and declaring an emergency. **NO FORMAL ACTION.**

OLD BUSINESS:

President Garnes explained the procedure for reconsidering an Ordinance and passing over a Mayor’s veto.

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 Reconsider. Roll Call: 4 in favor (Dordea, Edwards, Jakmides and Simeone) 3 against (Cherry, King and Rhome). Motion to reconsider passes. Motion and second to adopt over the Mayor’s veto. Roll Call: Roll Call: 4 in favor (Dordea, Edwards, Jakmides and Simeone) 3 against (Cherry, King and Rhome). Passage over the Mayor’s veto fails.

ADJOURNMENT: Noting no further business to come before this Council, President Garnes adjourned the meeting at 8:16 PM

SUMMARY OF ACTIONS TAKEN:

Ordinance 17-18	SECOND READING / AMENDED
Ordinance 19-18	ADOPTED
Ordinance 20-18	REFERRED TO PLANNING COMMISSION
Ordinance 21-18	REFERRED TO PLANNING COMMISSION
Ordinance 22-18	ADOPTED
Ordinance 23-18	ADOPTED
Ordinance 24-18	ADOPTED
Ordinance 25-18	ADOPTED
Ordinance 26-18	ADOPTED
Ordinance 27-18	ADOPTED
Ordinance 28-18	FIRST READING
Ordinance S78-17	RECONSIDERED / FAILED TO OVER RIDE VETO

ARTHUR GARNES, COUNCIL PRESIDENT

GERARD T. YOST COUNCIL CLERK