

**MINUTES OF THE MAY 1, 2017
REGULAR MEETING OF THE ALLIANCE CITY COUNCIL**

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

ROLL CALL: Sheila Cherry, Larry Dordea, James Edwards, Julie Jakmides, Cindy King, Donald Kline and Roger Rhome present.

Minutes of the April 17, 2017 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 the May 4th, 2017 Special Council Meeting to discuss fiscal caution, fiscal watch and/or fiscal emergency with State Auditor rep.
2. Memorandum from Auditor Knowles RE: Income Tax recap.
3. Notice of the May 10th 2017 Downtown Special Events Commission Meeting
4. Notice of the May 8th 2017 Finance Committee Meeting.
5. Notice from Ohio Liquor Control RE: Neighborhood Inn
6. Agenda for the May 17, 2017 Planning Commission Meeting
7. Notice of the April 26th 2017 Historic Preservation Commission Meeting
8. Minutes of the April 19th 2017 Planning Commission Meeting
9. Press release from Alpha Phi Alpha Homes RE: Newsome Tower.
10. Sisters of Charity 2016 Annual Report
11. March / April Ohio Municipal League Cities & Villages magazine
12. Memorandum from Mayor Andreani RE: Receipts Collected in April 2017
13. Minutes of the March 21st 2017 Board of Zoning Appeals Meeting
14. Agenda for the April 18th, 2017 Board of Zoning Appeals Meeting

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 Special Meeting set for May 4th @ 5:30 to discuss the financial situation with representatives of the State Auditor's Office

Safety Service Director Dreger: Reviewed the meeting with the Westville Homeowner's Association last week. Stated there are still some issues being worked on and some issues cannot be resolved until the survey is complete and property lines are known

Informed Council that the e-bid online auction process for Engine 11 was not successful as the minimum bid was not met. City will re-evaluate and make another attempt.

Noted water quality and stated that we were in compliance with the disinfectant byproducts testing but given the way it is calculated there is still some concern. UV and carbon filtering is removing it. There are elevated levels coming into the plant but treatment system is working

Trash hauling bids are in but the costs estimates are not as good as expected. The existing Kimble contract could be extended for a year to try to get better results. Need Utilities Committee to examine and determine what action Council desires.

Reviewed Ordinances 21-17; 22-17; 23-17; 24-17; 25-17; and 26-17

Updated Council on the Westville Lake hydraulic spill and the aftermath. Stated the record indicates the Distribution Department handled thing appropriately.

Answered questions from Councilman Dordea regarding Director Hastings residence status

Answered questions from Councilman Dordea regarding Police Department and Chief Griffith / Patrolman McCord administrative leave. Stated internal Department investigation is complete but not the entire investigation so Chief Griffith is back to work but still inappropriate to publicly comment until the entire investigation is complete.

Answered questions from Councilman Edwards regarding roadside drainage work on South Union just South of Silver park.

Answered questions from Councilwoman regarding the employee policy manual and its application to Director Hastings as he has a Florida Drivers License.

Answered questions from Councilwoman Jakmides regarding Police Department and Chief Griffith / Patrolman McCord administrative leave. Stated internal Department investigation is complete but not the entire investigation so Chief Griffith is back to work but still inappropriate to publicly comment until the entire investigation is complete.

Answered questions from Councilwoman Jakmides regarding contracts with Clemmons / Nelson for outside legal services

Law Director Arnold: Announced she is presenting at a presentation at Marlinton High School on Tuesday May 9 regarding “sexting” and the various laws involved.

Stated that the Womens Division of the Chamber of Commerce is doing a “Mentoring” program for young woman. Stated there will be a training coming in early June for Mentors and participants.

Answered questions from Councilwoman Jakmides regarding contracts with Clemmons / Nelson for outside legal services

Answered questions from Councilwoman Jakmides regarding Clemmons / Nelson handling unfair labor practices and their role as “lawyers” or “Consultants” for the City.

Answered questions from Councilman Dordea regarding the decision to file a writ of prohibition in the Police / Jenkins matter.

Answered questions from Councilman Dordea regarding Police Department and Chief Griffith / Patrolman McCord administrative leave. Denied allegations from Councilman Dordea that the Law Director was seeking further involvement by the Attorney General.

Auditor Knowles: Reviewed the Income Tax recap.

Answered questions from Councilwoman Jakmides regarding contracts with Clemmons /

Nelson for outside legal services

Answered questions from Councilwoman Cherry regarding the May 18 Special Meeting with the Auditor's representatives

Answered questions from Councilman Dordea regarding Deficit and if reallocation caused it or due to new withholding process

STANDING COMMITTEE REPORTS:

Properties and Lands: Cherry: No formal report. Noted that last meeting got heated and unprofessional and apologized for her role in that.

Safety & Judiciary: Dordea: Noted the various liquor transfer applications that have come before the Council in the last few meetings without any action. Clerk clarified that the Neighborhood in is merely a removal of a partner not a change in ownership and Liquor control has notified the City Council that no hearing or objection would apply and notice was sent by mistake. Motion and Second not to object to the pending Don Pancho's transfer. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

Noted the under staffed Police and Fire Departments and with the financial situation in the City this is not likely to change any time soon. Expressed the need to stream line operations and be upfront about what is going on.

Planning, Zoning, & Housing: Edwards: No formal report.

Finance: Jakmides: Noted the Finance Committee Meeting on May 8 and expressed desire for more of Council than just the finance committee to attend.

Asked that Ordinance 15-17 be referred to the Finance Committee for consideration.

Asked the law director to prepare an ordinance approving legal services contracts, both existing and new so that Council has some input.

Community Development: King: Asked for action on Ordinance 17-17.

Motion and Second to reconsider Ordinance 16-17. Roll Call: 4 in favor (Dordea, Edwards, Jakmides, and King) 3 against (Cherry, Kline, and Rhome). Motion passed.

Motion and Second to refer Ordinance 16-17 to the Finance Committee. Roll Call: Unanimous. **REFERRED TO THE FINANCE COMMITTEE.**

Utilities: Kline: Questioned if there was a Water and Sewer Advisory Board meeting this morning as reported in the newspaper because he received no notice. (There does not appear to have been a meeting).

Stated his respect for the Safety Service Director and stated that Council should respect his decisions on administrative matters

Streets & Alley: Rhome: Asked for action on Ordinance 26-17.

Public Speaks: Jim Dyke of 761 N. Walnut Ave spoke of issues involving Mr. Dreger and alleged misconduct. (Mr. Dyke was stopped by President as his comments were perceived as a personal attack on Mr. Dreger and were not appropriate in public speaks)

Nick Myers of 11417 Holly Ave spoke of the proposal to defund the investigation of the Police Department and questioned the wisdom of stopping the investigation prior to its conclusion.

THIRD READINGS: None

SECOND READINGS:

Ordinance 15-17: Introduced by Jakmides: An Ordinance making transfers of funds in the 2017 Appropriations to provide for necessary adjustments; and declaring an emergency. Motion and second to refer to the Finance Committee. Voice Vote: Unanimous.. **REFERRED TO FINANCE COMMITTEE.**

Ordinance 17-17: Introduced by King: An Ordinance authorizing and recommending the continuation of the Alliance Community Reinvestment Area (CRA) Agreement Tax Abatement with Costal Pet Products CRA No. 1, Costal Pet Products CRA No. 2, Winkle Industries CRA No. 2, Lavery Chevrolet Buick Inc. CRA No. 1, Lavery Chevrolet Buick Inc. CRA No. 2, Trilogy Real Estate Partners LLC, Alliance Ventures – Western, Alliance Ventures- Kohls, Alliance Ventures Mount Union; 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.**

NEW BUSINESS:

Ordinance 21-17: Introduced by Edwards: An Ordinance amending sections 117.02, 117.03, and 117.04 of the Codified Ordinances of the City of Alliance to update and establish permit, plan review, and inspection fees for engineering & planning commission, zoning and building; 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 22-17: Introduced by King; An Ordinance Authorizing and Directing the Director of Public Safety and Service to enter into a contract with the Stark County Regional Planning Commission to provide fair housing services to 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 23-17: Introduced by King; An Ordinance Authorizing and Directing the Director of Public Safety and Service to enter into a contract with the Stark County Regional Planning Commission to provide housing rehabilitation technical assistance services to 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 24-17: Introduced by Kline; An Ordinance to Authorize and Direct the Safety Service Director to enter into an agreement on behalf of the City of Alliance, Ohio, with Volunteer Energy Services Inc. for a governmental natural gas aggregation program with opt-out provisions pursuant to law 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 25-17: Introduced by Council as a Whole; An Ordinance Authorizing the execution of a loan agreement with the proceeds derived from revolving loan fund in the amount of \$292,000.00 to ZB Properties LLC (borrower company) – Great Lakes Best-one Tire and Service LLC & Premier Bandage #8 Inc. (Operating Companies) and declaring an emergency. Motion and Second to excuse Councilman Rhome due to a conflict. Voice Vote: Unanimous. Motion and second to suspend the rule requiring 3 readings. Voice Vote: Unanimous. Motion and second to adopt. Voice Vote: Unanimous. **ADOPTED.**

Ordinance 26-17: Introduced by Rhome; An Ordinance Authorizing and Directing the Director of Public Safety and Service to enter into a agreement to participate in the Ohio Department of Transportation’s Contract for the purchase of Sodium Chloride; 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.**

OLD BUSINESS: None

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

SUMMARY OF ACTIONS TAKEN:

Ordinance 15-17	REFERRED TO FINANCE COMMITTEE
Ordinance 16-17	RECONSIDERED – REFERRED TO FINANCE COMMITTEE
Ordinance 17-17	ADOPTED
Ordinance 21-17	ADOPTED
Ordinance 22-17	ADOPTED
Ordinance 23-17	ADOPTED
Ordinance 24-17	ADOPTED
Ordinance 25-17	ADOPTED
Ordinance 26-17	ADOPTED

ARTHUR GARNES, COUNCIL PRESIDENT

GERARD T. YOST, COUNCIL CLERK