

**MINUTES OF THE SEPTEMBER 4, 2018  
REGULAR MEETING OF THE ALLIANCE CITY COUNCIL**

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

**ROLL CALL:** James Edwards, Andrew Grove, Cindy King, Roger Rhome, and Brian Simeone.

Motion and second to excuse Larry Dordea. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

Motion and second to excuse Sheila Cherry. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

Minutes of the August 20, 2018 Regular Council Meeting were distributed electronically to all members prior to the meeting. Clerk Yost noted a couple of clerical errors that have been corrected in the official record. No additional deletions or corrections were offered by Council Members. Minutes were received and filed.

**COMMUNICATIONS:**

1. Notice of Public Hearing on Ordinance 52-18
2. Memorandum from Law Director Arnold RE: Claim of Heather Green
3. Memorandum from Law Director Arnold RE: Claim of Sandra Davis
4. Minutes of the August 20, 2018 Claims Board Meeting
5. Notice of the September 4, 2018 Planning Zoning and Housing Committee Meeting
6. Memorandum from William Hawley RE: request to defer Public Hearing on Ordinance 52-18 that is set for 1-0-1-18
7. Memorandum from Mayor Andreani RE: Request for executive session of Council
8. Letter from Ohio EPA RE: Public Notice regarding NPDES Permit and permit modification.
9. Letter from Nantucket Circle Apartments RE: Re-development of the allotment

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

**ADMINISTRATIVE REPORTS:**

**Mayor Andreani:** Addressed the Nantucket Circle rehab project and reported that the tax credit has been granted and they will be rehabilitating 60 apartment units and building a new office.

Reported the administration is already fielding calls regarding Halloween trick or treat. Reported Trick or Treat will be on Halloween evening and residents should turn on a porch light to participate. More information will be released at a later date..

Announced the Veterans Council will again sponsor the POW-MIA day on September 23<sup>rd</sup> at 3:00 in Freedom Plaza.

**Safety Service Director Dreger:** Announced the paving project is set to start at the end of September or early October. Large crack repair work on the streets has already begun.

Reviewed Ordinance 66-18 and announced the administration had wanted action tonight since the application deadline is before the next meeting. Stated he doesn't believe formal passage of the Ordinance prior to application is necessary but if it is we will need to conduct a special meeting to address it.

Announced Stark Parks is starting a major improvement to the Deer Creek reservoir boat ramp and other improvements. This will likely cause a need to lower the water levels to accomplish it and the water department will closely monitor to watch for taste and odor problems that could be associated with the reduced water levels.

**Law Director Arnold:** Noted the request for an executive session to discuss pending litigation with no further report.

**Auditor Knowles:** Reviewed the Income tax recap and ordinance 65-18, since it can't be passed tonight there may be some line item adjustments prior to the next meeting and potential passage.

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

**Properties and Lands: Cherry:** Absent. No formal report

**Safety & Judiciary: Dordea:** Absent. No formal report

**Utilities: Edwards:** No formal report.

**Finance: Grove:** No formal report.

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

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

**Planning Zoning and Housing: Simeone:** Asked that no action be taken on Ordinance 59-18 tonight and thanked the NOPEC representative for making a presentation to the Committee earlier tonight on the "No Knock" program.

**PUBLIC SPEAKS:** Mary Kay Colbert of 2470 Eastern Ave Commended the Fire Department and the EMS personnel for the recent response to a medical emergency in her family.

#### **ROUND TABLE DISCUSSION:**

**Councilwoman Cherry:** Absent.

.

**Councilman Dordea:** Absent.

**Councilman Edwards:** Nothing to discuss or report.

**Councilman Grove:** Nothing to discuss or report.

**Councilwoman King:** Reported to Council that the “You Know You’re from Alliance if...” event at Maple Beech Park was a success and went off without any problems. Plans are already in the works to make it an annual event with plans for the 2<sup>nd</sup> annual event to be in September of 2019.

**Councilman Rhome:** Nothing to discuss or report.

**Councilman Simeone:** Reported the 2<sup>nd</sup> annual “Slice of Alliance” fund raising event is being held on September 8<sup>th</sup> at the American Legion to raise funds for the Downtown Special Events Commission. Tickets can be obtained from Committee members.

### **THIRD READINGS:**

**Ordinance 52-18:** Introduced by Rhome and Simeone: An Ordinance vacating the remaining portion of the fifteen (15) foot North-South alley from West Chestnut street between lot 13058 and lots 13033, 140 and 149 and the remaining portion of a fifteen (15) foot East-West alley from Penn Avenue between lot 13033 and Lot 140, and accepting and approving the replat of lots 13033, 140 and 149 and the vacated portions of the fifteen (15) foot North-South and East-West alleys from Chestnut Street and Penn Avenue located in the 100 block of West State Street in the City of Alliance, County of Stark and State of Ohio. **NO FORMAL ACTION.**

**Resolution 55-18:** Introduced by Edwards: A Resolution approving the Stark-Tuscarawas-Wayne joint waste management district’s amended draft solid waste management plan. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 56-18:** Introduced by Dordea: An Ordinance providing for the submission to the Electors of the City of Alliance the question, “Shall a Commission be chosen to frame a Charter?” and for the election of members of the Charter Commission. **NO FORMAL ACTION.**

### **SECOND READINGS:**

**Ordinance 59-18:** Introduced by Simeone: An Ordinance amending Alliance Codified Ordinance section 765 Solicitors. **NO FORMAL ACTION.**

### **NEW BUSINESS:**

**Ordinance 62-18:** Introduced by Simeone: An Ordinance accepting and approving the replat of all of OL 657 and part of OL 587 located in the 1900 block of 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 63-18:** Introduced by Simeone: An Ordinance accepting and approving the replat of Lots 12466 and 12467 located at 1048 Glenwood Drive 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 64-18:** Introduced by Simeone and Rhome: An Ordinance vacating part of an unnamed 17.4’ alley, bounded on the North by OL 332 & 333, Bounded on the South by lots 8185, 8186,

8187, 8188, & 8189, Allen Street, and lots 8190 & 8191, Bounded on the East by an unnamed 17.4' alley, and bounded on the West by an unnamed 17.4' alley; vacating part of Allen Drive bounded on the North by an unnamed 17.4' alley, bounded on the South by West Harrison Street, bounded on the East by lot 8190, and bounded on the West by lot 8189; and accepting and approving the replat of part of OL 332 & 333, all of lots 8185, 8186, 8187, 8188, 8189, 8990 & 8991 a vacated part of an unnamed 17.4' alley and a vacated part of Allen Drive, located in the 800 block of West Harrison 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 65-18:** Introduced by Grove: An Ordinance making appropriations and transfers of funds in the 2018 appropriations to provide for necessary expenses and adjustments; and declaring an emergency. **NO FORMAL ACTION.**

**Ordinance 66-18:** Introduced by Rhome: An Ordinance authorizing and directing the Director of Public Safety and Service to prepare and submit applications to participate in the Ohio Public Works Commission (OPWC) State Capital Improvement Program and to execute contracts as may be necessary for the purpose of obtaining a grant for the purpose of construction of decorative street lighting and sidewalk repair along the Union Avenue corridor (College Street to Columbia Street) and declaring an emergency. **NO FORMAL ACTION.**

At 7:18 Council took a recess.

7:30 Council reconvened

**BOARD OF CLAIMS MEETING @ 7:30 P.M:** President Garnes announced the City Claims Board meeting and Chairman Grove called the roll with the following members present: Councilman Grove and Councilman Rhome with Councilman Dordea absent.

Chairman Grove then stated the purpose of the meeting was to review and issue decisions on the claims of Sandra Davis and Heather Green. Mr. Grove announced that Ms. Davis was present and wished to address the Board.

Sandra Davis reviewed the basis of her claim and noted her damages stating she believed the City had a "Moral Obligation" to address the claim.

Chairman noted the review of the investigation as well as the opinion of the Law Director and made a motion to deny the Davis Claim. Mr. Rhome seconded the motion and a voice vote to deny the claim was unanimous of the Claims Board members present.

Chairman noted the review of the investigation as well as the opinion of the Law Director and made a motion to deny the Green Claim. Mr. Rhome seconded the motion and a voice vote to deny the claim was unanimous of the Claims Board members present.

Chairman Grove then announced that he will send letters to both claimants regarding the decision of the Board as well as file a written report with the Clerk of Council.

Mr. Grove then adjourned the Claims Board meeting at 7:40 and President Garnes reconvened the Regular Council Meeting.

Motion and Second to enter executive session for the purpose of conducting a conference with

Counsel for the Public Body concerning disputes involving the Public Body that are the subject of pending or imminent Court action pursuant to Ohio Revised Code Section 121.22(g)(3) and including the Council members, Council Clerk, Mayor, Law Director, Auditor, and Safety Service Director. Roll Call Vote: 4 in favor 1 (King) against. Council entered executive session at 7:41 PM.

Council re-entered regular session at 8:10 PM

**ADJOURNMENT:** Noting no further business to come before this Council, President Garnes adjourned the meeting at 8:11 PM

**SUMMARY OF ACTIONS TAKEN:**

<b>Ordinance 52-18</b>	<b>THIRD READING</b>
<b>Resolution 55-18</b>	<b>ADOPTED</b>
<b>Ordinance 56-18</b>	<b>THIRD READING</b>
<b>Ordinance 59-18</b>	<b>SECOND READING</b>
<b>Ordinance 62-18</b>	<b>REFERRED TO THE PLANNING COMMISSION</b>
<b>Ordinance 63-18</b>	<b>REFERRED TO THE PLANNING COMMISSION</b>
<b>Ordinance 64-18</b>	<b>REFERRED TO THE PLANNING COMMISSION</b>
<b>Ordinance 65-18</b>	<b>FIRST READING</b>
<b>Ordinance 66-18</b>	<b>FIRST READING</b>

---

**ARTHUR GARNES,  
COUNCIL PRESIDENT**

---

**GERARD T. YOST  
COUNCIL CLERK**