

KIRTLAND CITY COUNCIL MINUTES

February 1, 2010

The meeting of Kirtland City Council was called to order at 7:18 p.m. by Council President R. Robert Umholtz. Councilman Webbe led the prayer which followed the Pledge of Allegiance. The members of Council present were: David Kirek, Timothy Powell, Matthew Schulz, Robert Skrbis, R. Robert Umholtz and Donald Webbe. Absent: Douglas Davidson.

Administrative personnel present were: Mayor Mark A. Tyler, Law Director Daniel Richards, Finance Director Keith Martinet, City Engineer Philip Kiefer, Service Administrator Carm Catania, Police Chief Wayne Baumgart and Fire Chief Anthony Hutton.

MINUTES OF THE JANUARY 20, 2010 WORK SESSION:

Mr. Kirek moved to waive the reading of the Minutes, with the second by Mr. Schulz. The motion of Council passed by unanimous vote. Mr. Kirek moved to adopt the Minutes, with the second by Mr. Schulz. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE).**

MINUTES OF THE JANUARY 20, 2010 COUNCIL MEETING:

Mr. Kirek moved to waive the reading of the Minutes, with the second by Mr. Schulz. The motion of Council passed by unanimous vote. Mr. Kirek moved to adopt the Minutes, with the second by Mr. Schulz. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE).**

DEPARTMENT REPORTS:

Fire Chief Anthony Hutton advised that the monthly report has been distributed. Answering Councilman Schulz, Chief Hutton advised that assistance to neighboring communities is included under the entries for M.A.B.A.S. box alarm and mutual aid.

Police Chief Wayne Baumgart advised that the January report has been distributed. Chief Baumgart noted that there were eight deer check-ins and no deer accidents; he noted further that there was only one injury accident.

Service Administrator Carm Catania did not present a formal report. Councilman Skrbis requested an update with regard to the intersection of Sperry and Prelog. Mr. Catania advised that signs have been ordered to make Sperry Road traffic aware of the intersection and the recommended 25 m.p.h. speed limit.

City Engineer Philip Kiefer advised that the monthly report for January has been distributed.

Finance Director Keith Martinet advised that the Local Government Services of the State of Ohio will be conducting an audit at City Hall, beginning next Monday.

Noting that he and the Mayor are working on the budget, Mr. Martinet advised that the budget books will be distributed at the next Council meeting.

Law Director Daniel Richards gave no formal report and no questions were asked of him.

MAYOR’S REPORT/ANNOUNCEMENTS:

Mayor Mark Tyler advised that the first meeting of the Charter Review Committee will be held tomorrow evening at 7:00 p.m.

Mayor Tyler stated that he attended the Lake County Mayors and City Managers meeting on January 25, 2010. The Mayor noted that he was reappointed to the NOACA Board for 2010.

With regard to the sewer project, Mayor Tyler advised that the Lake County Commissioners have awarded the seventh and final contract. The Mayor advised that the City will be receiving additional funding for the Templeview pump station.

Mayor Tyler requested that Police Officer Valenti come forward. Officer Valenti introduced himself and asked Chief Baumgart to come forward. Officer Valenti read a letter that he recently submitted to the Assistant Secretary of Defense recommending Chief Baumgart for recognition; and he presented an award from the National Committee for Employer Support of the Guard and Reserve recognizing Chief Baumgart for contributing to national security and protecting liberty and freedom by supporting employee participation in America’s National Guard and Reserve Force. Chief Baumgart received the applause of all those present.

STANDING COMMITTEE REPORTS:

None.

CORRESPONDENCE:

None.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

None.

OLD BUSINESS:

ORDINANCE NO. 10-O-1 - (Third Reading) - AN ORDINANCE AMENDING SECTION 1244.02(c)(4) OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, RELATING TO MINOR SUBDIVISION PROCEDURES.
(Council President Umholtz)

Read by title only. Mr. Kirek moved to adopt, with the second by Mr. Webbe. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE).**

ORDINANCE NO. 10-O-4 - (Second Reading) - AN ORDINANCE ESTABLISHING SECTION 1042.07 OF THE CODIFIED ORDINANCES OF THE CITY OF KIRTLAND, DECLARING POLICY RELATING TO THE DESIGN, INSTALLATION AND CONSTRUCTION OF SANITARY SEWER SERVICE THROUGHOUT THE CITY, SPECIFICALLY PERTAINING TO NON-BASEMENT SERVICE OF THE CITY OF KIRTLAND, OHIO.
(Mayor Tyler)

Read by title only and placed on Second Reading.

NEW BUSINESS:

RESOLUTION NO. 10-R-6
(Mayor Tyler)

- **A RESOLUTION CONFIRMING THE APPOINTMENT OF MR. JOSEPH M. VINCIQUERRA TO THE PLANNING AND ZONING COMMISSION, AND DECLARING AN EMERGENCY.**

Read by title only. Mr. Webbe moved to waive the three readings, with the second by Mr. Kirek. **ROLL CALL: MOTION CARRIED 6/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE).** Mr. Webbe moved to declare an emergency and adopt, with the second by Mr. Skrbis. **ROLL CALL: ADOPTED 6/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE).** Mayor Tyler thanked Council, and he offered congratulations to Mr. Vinciquerra, who was in the audience.

* * * * *

CONTINUING CONCERNS:

None.

COUNCIL COMMENTS:

None.

PUBLIC COMMENTS:

Gerald Roy, 8925 Eagle Road, presented photographs and addressed Council concerning his opposition to Holden Arboretum's proposed land swap; he stated that the land was given to the Arboretum in a trust for a specific reason. Mr. Roy inquired whether the land swap could be restricted; and he requested that the City consider appointing a task force or committee to look into this matter. Council President Umholtz thanked Mr. Roy for his comments, and he advised that Ward 2 Councilman Kirek is aware of the residents' concerns; he further advised that Councilman Schulz, Chairman of the Public Relations Standing Committee, will be in contact with the residents in this regard.

ADJOURNMENT:

Mr. Kirek moved to adjourn, with the second by Mr. Schulz. The motion of Council passed by unanimous vote. The time was 7:38 p.m.

President of Council

Clerk of Council