

KIRTLAND CITY COUNCIL MINUTES

February 17, 2010

The meeting of Kirtland City Council was called to order at 7:20 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: Douglas Davidson, David Kirek, Timothy Powell, Matthew Schulz, Robert Skrbis, R. Robert Umholtz and Donald Webbe.

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 25, 2010 COMBINED 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 6/0/1 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND DAVIDSON. VOTING NAY: NONE. ABSTAINING: KIREK).**

MINUTES OF THE FEBRUARY 1, 2010 WORK SESSION:

Mr. Kirek moved to waive the reading of the Minutes, with the second by Mr. Skrbis. The motion of Council passed by unanimous vote. Mr. Kirek moved to adopt the Minutes, with the second by Mr. Skrbis. **ROLL CALL: MOTION CARRIED 6/0/1 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE. ABSTAINING: DAVIDSON).**

MINUTES OF THE FEBRUARY 1, 2010 COUNCIL MEETING:

Mr. Kirek moved to waive the reading of the Minutes, with the second by Mr. Skrbis. The motion of Council passed by unanimous vote. Mr. Kirek moved to adopt the Minutes, with the second by Mr. Skrbis. **ROLL CALL: MOTION CARRIED 6/0/1 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE AND KIREK. VOTING NAY: NONE. ABSTAINING: DAVIDSON).**

DEPARTMENT REPORTS:

Fire Chief Anthony Hutton advised that an Assistance to Firefighters Grant has been received to replace the grass fire truck; he stated his appreciation to Captain Ponzani for his efforts in obtaining the grant. Chief Hutton advised that the 1967 Power Wagon will be retired from service, noting that it will be retained for parades.

Police Chief Wayne Baumgart did not present a formal report and no questions were asked of him.

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 the intersection signs and precautionary speed limit signs were installed last week.

City Engineer Philip Kiefer gave no formal report and no questions were asked of him.

Finance Director Keith Martinet advised that the appropriation legislation is on the agenda for first reading, noting that it will receive three readings.

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 budget will be presented at the Finance Committee meeting following the regular meeting. The Mayor noted that the budget books have been distributed to Council members.

STANDING COMMITTEE REPORTS:

None.

CORRESPONDENCE:

Council President Umholtz reported on the following:

- 1. Zoning Permit Request: **Kraig Kern of Kern Building, Inc.** was present to request Council approval for the issuance of a zoning permit for Sublot 12 in Foxwood Forest Subdivision, Phase II. City Engineer Philip Kiefer advised that the subdivision is complete and he recommended that Council authorize the issuance of a zoning permit. Mr. Webbe moved to grant the approval, with the second by Mr. Davidson. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE, DAVIDSON AND KIREK. VOTING NAY: NONE).**

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

None.

OLD BUSINESS:

ORDINANCE NO. 10-O-4 - (Third 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. Mr. Webbe moved to adopt, with the second by Mr. Davidson. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: POWELL, SCHULZ, SKRBIS, UMHOLTZ, WEBBE, DAVIDSON AND KIREK. VOTING NAY: NONE).**

NEW BUSINESS:

ORDINANCE NO. 10-O-7 - **AN ORDINANCE SETTING THE APPROPRIATION FOR THE YEAR 2010.**
(Mayor Tyler)

Read by title only and placed on First Reading.

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CONTINUING CONCERNS:

None.

COUNCIL COMMENTS:

Councilman Kirek stated that he was contacted by Gerald Roy, the Kirtland resident who addressed Council at the last meeting with regard to Holden Arboretum's proposed land swap; Mr. Roy advised that there are now 350 people in the group opposing the land swap and expressed interest in meeting with Council representatives. Upon discussion, Council President Umholtz stated that he would be available for a Public Relations Standing Committee meeting if one is scheduled in this regard, noting that the meeting must be publicized.

PUBLIC COMMENTS:

None.

ADJOURNMENT:

Mr. Webbe moved to adjourn, with the second by Mr. Kirek. The motion of Council passed by unanimous vote. The time was 7:33 p.m.

President of Council

Clerk of Council