

KIRTLAND CITY COUNCIL MINUTES

December 21, 2020

The meeting of Kirtland City Council was called to order at 7:00 p.m. by Council President Richard Lowery. Due to the current state of emergency regarding COVID-19, the meeting was held virtually via Zoom. Mr. Schulz led the prayer which followed the Pledge of Allegiance. The members of Council present were: Scott Haymer, John Lesnick, Richard Lowery, Jeffrey Ruple, Matthew Schulz, Joseph Smolic and Kelly Wolfe.

Administrative personnel present were: Mayor Kevin Potter, Law Director Matthew Lallo, Assistant Finance Director Louis Slapnicker, City Engineer Douglas Courtney, Service Director Joseph Fornaro, Police Chief Lance Nosse, Fire Chief Anthony Hutton and Economic Development Manager Monica Drake.

MINUTES OF THE DECEMBER 7, 2020 WORK SESSION:

Mr. Lesnick moved to waive the reading of the minutes, with the second by Mr. Smolic. The motion of Council passed by unanimous vote. Mr. Lesnick moved to approve the Minutes, as presented, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

MINUTES OF THE DECEMBER 7, 2020 COUNCIL MEETING:

Mr. Smolic moved to waive the reading of the minutes, with the second by Mr. Lesnick. The motion of Council passed by unanimous vote. Mr. Smolic moved to approve the Minutes, as presented, with the second by Mr. Lesnick. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

DEPARTMENT REPORTS:

Fire Chief Anthony Hutton wished everyone a Merry Christmas and Happy Holidays, hoping 2021 will be a better year.

The new ambulance arrived last Monday and is currently in service at Station 1. Personnel are also being trained on the use of the new ambulance.

Kirtland currently has 245 COVID cases reported since day one of the pandemic. The peak experienced a few weeks ago is now leveling off, along with a reduction in hospital numbers. The vaccine is ready to be rolled out. The Fire Department is working with the Health Department and Medical Director to get all firefighters and paramedics trained so they can assist the Health Department with administration of the vaccine. Most likely the vaccine roll-out will occur at the fairgrounds, not in pods at the individual schools; discussions continue on the specifics. EMS personnel are Tier 1 and will receive the vaccine first.

Chief Hutton said the Fire Department has had a great relationship with Lake Health throughout the years. With the recent merging of Lake Health and University Hospitals, Chief Hutton said his Department is looking forward to working with University Hospitals in the future.

Chief Hutton explained that Resolution No. 20-R-79, on tonight's agenda, pertains to a ride-along agreement with Lakeland Community College. The Kirtland Fire Department has not been a ride-along partner with Lakeland recently since Kirtland receives less calls than surrounding communities; however

DEPARTMENT REPORTS (continued):

with the COVID pandemic calls have increased. Therefore, the Fire Department would like to set up an agreement similar to the one currently held with Auburn Career Center. This will allow the paramedics working for Kirtland who are still students to receive credit for the training they receive while on duty.

Responding to Councilman Smolic, Chief Hutton said the last ride-along agreement with Lakeland was approximately 10 years ago. When requirements for the program changed concerning the number of clinical hours and response calls the students needed for credit to be received, Kirtland Fire Department was not busy enough at the time to meet the requirements. Chief Hutton also mentioned these positions are unpaid internships and great recruiting tools.

Concerning liability, there is a signed contract waiver that is included in the agreement. The students will be covered by the college's insurance, including malpractice insurance, through their school programs. Mr. Lallo stated all liability with the City is waived and there is a guarantee of individual coverage.

Police Chief Lance Nosse wished everyone a Merry Christmas and Happy New Year, hoping everyone reaches the end of 2020 healthy, happy, and safe.

Chief Nosse acknowledged Officer Petric and Officer Germano for a call they responded to on December 13 concerning a non-responsive gentleman. Upon arrival, the officers performed CPR and utilized their AED devices until the Fire Department arrived and the gentleman could be transported. Unfortunately, Chief Nosse has just been advised the gentleman has passed on, succumbing to his illness. Chief Nosse expressed his condolences to the gentleman's family.

This year, due to the pandemic, the Shop with a Cop program had to be done a little differently. With Sergeant Valenti spearheading the program, the Police Department was able to provide gifts for families in need this year. Mr. & Mrs. Claus and Mayor Potter assisted the Department with their shopping, and the gifts were delivered with lights, sirens, and singing for the families. Chief Nosse thanked Sergeant Valenti for his hard work, along with everyone else in the Department that made the program a success.

Councilman Ruple advised Chief Nosse he received a phone call recently from a resident with a complaint about two individuals not wearing masks in the Dollar General store. Mr. Ruple asked what could be done in a situation like this. Chief Nosse said concerned residents should call the Police Department and they will respond and discuss the importance of wearing masks and safety guidelines. If this is not successful there are other means the Department has to handle such situations.

Responding to Councilman Schulz, Chief Nosse explained the Flock system and its role with the Police Department. He stated the system is a valuable tool for police departments. While the system has a lot of tools for the City to use, face recognition is not one of them. The Flock system registers a vehicle and its registration. The benefit of the system is if any registrations are returned as stolen or with an active warrant, the Police Department will be notified the vehicle has entered the City and the last known location so officers can be dispatched. The system is stationary, and the cameras are strategically placed throughout the City to allow for the most benefit from the system. Images and information captured is retained for a determined amount of time and is then deleted. Information is sent directly to the officers through the Department's computer system. Concerning how information is handled, Chief Nosse said only those authorized in the system are able to log in and access the database.

Councilwoman Wolfe inquired about the cost and the number of cameras Chief Nosse is looking to purchase with the Flock system. Chief Nosse responded his initial request to the Mayor was for ten cameras, however any number of cameras can be purchased. He went on to say if ten are ordered he should be able to get them all installed without a charge. However, there is a \$2500.00 recurring charge per camera, which is steep, and funding will be needed. At a minimum, Chief Nosse said he would like to have five to seven cameras strategically placed to provide the maximum protection.

DEPARTMENT REPORTS (continued):

Service Director Joseph Fornaro reported there have been six snow events through December, using approximately 350 tons of salt and 75 hours of overtime. The crews are doing a great job; the Department is currently picking up brush from the recent storm and will continue to do so, weather permitting. Mr. Fornaro wished everyone a great holiday season, hoping all stay safe and well.

Councilman Schulz mentioned residents have complained in the past about the noise of early morning salt deliveries, and asked if they could be rescheduled to a different time. Mr. Fornaro said he would look into changing delivery times.

Councilwoman Wolfe brought up the part-time new hires in the Service Department, asking if they had CDL licenses and whether they would be driving the snowplow trucks. Mr. Fornaro said two are CDL certified, noting that one of the new hires has already driven a truck during a recent storm.

Councilman Smolic thanked the Service Department for the outstanding job done on brush cleanup. Residents from the Rockwood area have called him and complimented the Department.

Councilman Smolic mentioned that residents have requested the City remove dead trees in their yards. When these requests are made, he explains to the residents that those trees are the resident's responsibility and not that of the City. He noted there is an ordinance that states if there is a dead branch or tree over a public right-of-way the resident is liable to take it down.

Chief Nosse advised that the Zoning Department has issued several letters this year to residents regarding trees over roadways and rights-of-way. Typically there is a 30-day timeline for the resident to remove the tree. Discussion ensued concerning downed trees and the areas most affected.

Councilman Schulz asked if the Service Department plans to drive through the City looking for trees that have not been addressed in reference to the power lines that First Energy is contracted to keep trimmed every four years. Mr. Fornaro said this is planned, and as the Department performs street assessments the trees are also taken into account.

Councilman Lesnick encouraged the residents to report all power issues and outages, as every call becomes part of a larger database. He also asked that residents report trees too close to power lines.

Economic Development Manager Monica Drake advised she has been putting together information for Mayor Potter concerning various development incentive options for consideration, and looks forward to continued dialogue.

Ms. Drake has also been working with a new property owner who has purchased a parcel with Limited Industrial use. The parcel's back five acres are zoned residential, and the owner is unsure of how to utilize that portion of the property.

Ms. Drake wished everyone Happy Holidays.

City Engineer Douglas Courtney reported the last couple weeks have been dedicated to Old Town sewers. The design application for the Water Pollution Control Loan Fund was submitted to the EPA on December 4, with the required project planning information submitted on December 11. There was an informational presentation recorded on December 16 by Mr. Courtney, Mr. Fornaro, Mrs. Wolfe, Mayor Potter, and two representatives of the Lake County Department of Utilities. This presentation has been posted on the City's website. Today the final OPWC (Ohio Public Works Commission) application was submitted to the County Engineer's office. Resolution No. 20-R-82 relates to this application, authorizing the Mayor to submit the application and execute any subsequent agreements with OPWC for funding.

DEPARTMENT REPORTS (continued):

Answering Councilman Smolic, Mr. Courtney stated that Resolution No. 20-R-82 should be passed tonight. Mr. Lallo advised that this Resolution was e-mailed to Council on Friday when it came to light the authorization was needed. Therefore, when New Business is addressed, there will need to be a motion to suspend the rules to consider adding this proposed resolution to tonight's agenda.

Mr. Courtney wished everyone a great holiday season.

Assistant Finance Director Louis Slapnicker advised that the Senior Levy application submitted to Lake County was approved for 2021 for \$75,000, which is consistent with the prior year.

The Finance Department continues to work on the new system, which will be live as of January 1.

Mr. Slapnicker and Mrs. Kovalchik are reconciling and looking at closing the year after November and December transactions are posted.

Temporary appropriations are on second reading tonight, and the Finance Department requests it be passed tonight, along with the delinquent Wastewater Treatment Plant legislation. The list of assessments needs to be recorded as soon as possible with the County. The final amendment for the appropriations for 2020 would need to be passed tonight also.

Mr. Slapnicker noted he is available for questions, and wished everyone happy holidays.

Councilman Lesnick requested that once the new system goes live, the Finance Department give Council some sort of understanding as to why the conversion took a year to complete. He emphasized the hard work that has gone into the project has not gone unnoticed, but those not closely working on the project do not have enough understanding of why it was a year-long process.

Councilman Ruple asked if the 2020 final carryover is reflected in the appropriation document that was submitted. Mr. Slapnicker responded that the carryover is not included in this document; the appropriations are just the expense side on a line-by-line basis. He went on to say the new system is up to date through October 31, and using that as a reference the general fund balance is \$855,000. There will be more postings before the end of the year concerning lag-time with pensions and healthcare items, which will be entered in November and December. As the closing of the fiscal year is a process that extends into January, Mr. Slapnicker expects to have the final carryover in January. Discussion ensued concerning what can be expected as to changes in carryover funds once the year has been closed out.

Councilman Lesnick said he hopes the reports generated in the new system will show the revenue as well as expenses, to allow for better judgement when appropriation amendments are put on the agenda.

Law Director Matthew Lallo stated there are two ordinances (20-O-80 and 20-O-81) on the agenda that address the collective bargaining agreements with the Police and Fire Departments; there is a one-year extension being sought. Due to the pandemic and the uncertainty of the City's finances moving forward into the new year, the bargaining units suggested a one-year extension of the current agreement to allow negotiations to be revisited later in the new year. In addition to these items, it is requested that the legislation for hazard pay be considered. There may be a request to modify that ordinance to clean up some of the language.

MAYOR'S REPORT/ANNOUNCEMENTS:

Mayor Potter thanked Sergeant Valenti for coordinating a very successful Shop with a Cop. The program was obviously different this year, but the Department was able to help three families.

MAYOR'S REPORT/ANNOUNCEMENTS (continued):

Teresa Szary was welcomed as the new Community Center and Senior Center Coordinator. In her first week on the job she has shown what an asset she will be to the City during what is expected to be a successful opening for the Community Center. The opening will be handled in phases, with seniors first and the rest of the community following. Ms. Szary will be invited to address Council at the next meeting to introduce herself.

Mayor Potter expressed support for the amended appropriations legislation and the hazard pay legislation. He went on to thank all of those at City Hall working tirelessly on the financial side to build the new system.

Mayor Potter thanked Council and the Department Heads for their hard work through this year's transitions and hard decisions. He went on to say it's been a hard year with COVID, but he believes going into 2021 everyone can be proud of the efforts made this year.

Concerning the potential of a Road Financing Committee, Mayor Potter said he's had some good conversation with a few Council members. He suggested if Council was to move forward and appoint that committee, some things to consider would be to have the members of the committee look at the finance options and borrowing strategies, develop a line of communication with the residents to help build input and support, and research how other cities handle their road programs and the financing.

Mayor Potter thanked Mrs. Wolfe, Mr. Fornaro, and Mr. Courtney for their help in creating the presentation for the Old Town sewer project. The intent of the presentation was to discuss the information that has been received since the signed Findings and Orders, costs for the residents and City, timelines, maps, who will be affected, and any opportunities the City government can come up with to support or augment the cost to residents. The presentation is now available on the City website. There have already been many questions received from residents concerning the project, and answers to those questions are discussed at the end of the online presentation. There will also be a letter sent out to residents, and more questions are expected. In January there will be a public forum on Zoom to discuss the new questions that have come up, construction phases and the timeline, and funding.

Council President Lowery said he anticipates the development of the Road Financing Committee very soon, with three members of Council. He would also like to consider a few members of the community to be a part of the committee.

Councilman Schulz asked for an update on the cell tower behind City Hall. Mayor Potter said he would request a status update from Jesse Styles, noting that he will copy Mr. Schulz on the e-mail.

Responding to Councilman Schulz regarding recent discussion of a TIF, Mayor Potter noted there will be some tax incentive discussions in tomorrow evening's Economic Development Standing Committee meeting.

Mayor Potter announced that on Christmas Eve, from 12:00 noon to 2:00 p.m., Santa Claus and other live Christmas characters will be out front at City Hall for a honk and wave event.

STANDING COMMITTEE REPORTS:

Council President Lowery noted there is a Finance Committee meeting following tonight's Council meeting.

As mentioned by the Mayor, Councilman Lesnick noted there is an Economic Development Standing Committee meeting tomorrow at 5:00 p.m.

CORRESPONDENCE:

None.

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA:

Ronald Fenstermaker, 8851 Billings Road, began by wishing everyone a Merry Christmas and Happy Holidays, with wishes they enjoy their families. Mr. Fenstermaker mentioned the financial reports on the City's website are only through September. He then asked about the selection process for the Road Financing Committee; he was advised the President of City Council will determine the appointees. Concerning other committees, Council President Lowery advised that selections are made by the President of City Council; he noted there is legislation on tonight's agenda for the Standing Committee appointments for 2021.

Addressing Mr. Fornaro, Mr. Fenstermaker asked if the 75 hours of overtime in the Service Department was only for December snow removal, to which Mr. Fornaro responded affirmatively. Mr. Fenstermaker asked how the Service Department is staffed in the evenings during the season. Mr. Fornaro stated the Department staffs winter hours, with shifts that run from 6:30 a.m. to 6:30 p.m., and from 6:30 p.m. to 6:30 a.m. When asked if there was a concern, Mr. Fenstermaker stated although it was stated at the last Council meeting that the City was prepared for the last storm, he did not believe it to be true as only two people were scheduled to work that night. Mayor Potter stated that as the storm came in that night there were five trucks on the road. Mr. Fenstermaker went on to say there is no question it was a bad storm, and he is not questioning Mr. Fornaro's ability to do his job. However, there were two people scheduled that night and a lot of roads that were not cleared. Mayor Potter noted that at the last meeting it was mentioned there was one area where the City could have done better, however there were 40 trees down across roads, power outages, and drivers stuck in impassable areas.

OLD BUSINESS:

PUBLIC COMMENTS ON AGENDA ITEMS OF OLD BUSINESS:

None.

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Mr. Schulz moved to suspend the Rules of Council to modify the agenda to add Resolution No. 20-R-82 to the agenda under New Business. Mr. Smolic provided the second. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

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ORDINANCE NO. 20-O-70
(Mayor Potter)

- **(Second Reading) - AN ORDINANCE ACKNOWLEDGING THE ROLE OF THE CITY OF KIRTLAND EMPLOYEES DURING THE COVID-19 PUBLIC HEALTH EMERGENCY AND AUTHORIZING AND DIRECTING THE MAYOR TO PROVIDE FOR HAZARD PAY BENEFITS, AND DECLARING AN EMERGENCY.**

OLD BUSINESS – ORDINANCE NO. 20-O-70 (continued):

The legislation was read by title only. Mr. Schulz moved to amend the ordinance as such: paragraph four (whereas clause), in the second sentence the word "members" was changed to "employees"; in the fifth line of that paragraph the wording "related to their livelihood" was struck; and in Section 1, "eligible full-time employees for the purposes of this ordinance are those who have been employed by the City of Kirtland in a full-time capacity as of December 1, 2020," was added. Mr. Ruple seconded the motion. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Ruple moved to waive the third reading, with the second by Mr. Lesnick. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

Mr. Ruple moved to declare an emergency and adopt the legislation as amended, with the second by Mrs. Wolfe. In discussion, Mr. Schulz confirmed that the City is anticipating a healthy year-end balance, relative to that which was projected at the early onset of the pandemic; he noted there has been a considerable amount of cost-cutting, savings and efficiencies. Mr. Schulz noted that while Council does not have the absolute final number, which will be available in January, he has a high degree of comfort that this expenditure of \$45,000, being a one-time payout that is not pensionable and is not cumulative, is something the City needs to do for the employees given the circumstances of this year. Mayor Potter mentioned that the \$45,000 will not affect the carry-over; Mr. Slapnick confirmed that the appropriation has been amended to include that amount. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

RESOLUTION NO. 20-R-72
(Mayor Potter)

- **(Second Reading) - A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE CITY ENGINEER'S PROPOSAL FOR SERVICES RELATED TO PHASE I AND PHASE II OF THE OLD TOWN SANITARY SEWER IMPROVEMENTS, AND DECLARING AN EMERGENCY.**

The legislation was read by title only. Mr. Courtney stated this legislation can proceed to third reading, noting that funds will be coming from the WPCLF loan at the end of January. The legislation was placed on Second Reading.

ORDINANCE NO. 20-O-73
(Mayor Potter)

- **(Second Reading) - AN ORDINANCE PROVIDING TEMPORARY APPROPRIATIONS FOR THE THREE-MONTH PERIOD ENDING MARCH 31, 2021.**

The legislation was read by title only. Mr. Ruple moved to waive the three readings, with the second by Mr. Lesnick. Mr. Lesnick reiterated that moving forward in 2021, it would be appropriate for Council to have the revenue information as well. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Schulz moved to adopt, with the second by Mrs. Wolfe. **ROLL CALL: MOTION ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

NEW BUSINESS:**PUBLIC COMMENTS ON AGENDA ITEMS OF NEW BUSINESS:**

None.

NEW BUSINESS (continued):

RESOLUTION NO. 20-R-74 - **A RESOLUTION ESTABLISHING STANDING COMMITTEES OF COUNCIL, AND DECLARING AN EMERGENCY.**
(Council President Lowery)

The legislation was read by title only. Mr. Schulz moved to waive the three readings, with the second by Mr. Lesnick. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Schulz moved to declare an emergency and adopt, with the second by Mr. Ruple. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

RESOLUTION NO. 20-R-75 - **A RESOLUTION CONFIRMING THE REAPPOINTMENT OF RICHARD L. BLUM TO THE PLANNING AND ZONING COMMISSION, AND DECLARING AN EMERGENCY.**
(Mayor Potter)

The legislation was read by title only. Mr. Schulz moved to waive the three readings, with the second by Mr. Smolic. Mr. Smolic noted that Mr. Blum has done an outstanding job on the Planning and Zoning Commission and is a valuable member of the community. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Schulz moved to declare an emergency and adopt, with the second by Mrs. Wolfe. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

RESOLUTION NO. 20-R-76 - **A RESOLUTION CONFIRMING THE REAPPOINTMENT OF HARRY D. KEAGLER TO THE BOARD OF ZONING APPEALS, AND DECLARING AN EMERGENCY.**
(Mayor Potter)

The legislation was read by title only. Mr. Smolic moved to waive the three readings, with the second by Mr. Ruple. Mr. Smolic noted that Mr. Keagler does an outstanding job on the Board of Zoning Appeals. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Schulz moved to declare an emergency and adopt, with the second by Mr. Smolic. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

ORDINANCE NO. 20-O-77 - **AN ORDINANCE LEVYING LIENS FOR DELINQUENT SANITARY SEWER CHARGES, AND DECLARING AN EMERGENCY.**
(Mayor Potter)

The legislation was read by title only. Mr. Ruple moved to waive the three readings, with the second by Mrs. Wolfe. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Ruple moved to declare an emergency and adopt, with the second by Mrs. Wolfe. Mr. Schulz asked for an explanation for the late payment penalty, to which Mr. Lallo stated while the penalty may not have been included in past levying instances the current ordinance clearly dictates the fee shall be issued. Therefore, the fee was included as a separate line item so the total amount due is clear. Mr. Smolic asked that someone look into the billing procedures, and discussion ensued concerning the possibility of non-receipt of bills and the possibility of waiving late fees if residents did not receive a bill. Noting that he will look into this tomorrow, Mayor Potter stated if it is determined that the billing process was flawed, a special meeting can be called before the end of the year to address this matter. **ROLL CALL: MOTION ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

NEW BUSINESS (continued):

ORDINANCE NO. 20-O-78 - **AN ORDINANCE AMENDING ORDINANCE NO. 20-O-61**
(Mayor Potter) **RELATING TO THE APPROPRIATION FOR THE YEAR**
2020.

The legislation was read by title only. Mr. Lesnick moved to waive the three readings, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Lesnick moved to adopt, with the second by Mrs. Wolfe. Answering Mr. Schulz, Mr. Slapnick advised every change is noted by line in the detail provided to Council. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

RESOLUTION NO. 20-R-79 - **A RESOLUTION AUTHORIZING THE MAYOR TO SIGN**
(Mayor Potter) **THE AFFILIATION AGREEMENT BETWEEN THE**
KIRTLAND FIRE DEPARTMENT AND THE LAKE
COUNTY COMMUNITY COLLEGE DISTRICT, AND
DECLARING AN EMERGENCY.

The legislation was read by title only. Mr. Schulz moved to waive the three readings, with the second by Mr. Lesnick. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Schulz moved to declare an emergency and adopt, with the second by Mr. Lesnick. Answering Mr. Schulz, Chief Hutton confirmed that this pertains only to the students riding along in the EMS vehicle for hands-on training; he noted it aids in recruiting. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

ORDINANCE NO. 20-O-80 - **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER**
(Mayor Potter) **INTO A CONTRACT WITH THE KIRTLAND**
PROFESSIONAL FIREFIGHTERS LOCAL 3735, AND
DECLARING AN EMERGENCY.

The legislation was read by title only. Mr. Lesnick moved to waive the three readings, with the second by Mr. Ruple. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Lesnick moved to declare an emergency and adopt, with the second by Mrs. Wolfe. Mr. Schulz inquired about the "Kelly" day. Chief Hutton explained firefighters do not work a typical 40-hour week. Typical full-time employees work 2,080 hours a year, whereas firefighters work 2673 hours per year; their work week would be 51.4 hours on average. In order to eliminate overtime, firefighters receive a Kelly day (overtime reduction day), which will fall after a certain number of shifts. Further discussion ensued concerning hours worked, part-time and full-time shifts, and Kelly days. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

ORDINANCE NO. 20-O-81 - **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER**
(Mayor Potter) **INTO A CONTRACT WITH THE OHIO PATROLMEN'S**
BENEVOLENT ASSOCIATION, AND DECLARING AN
EMERGENCY.

The legislation was read by title only. Mr. Ruple moved to waive the three readings, with the second by Mrs. Wolfe. **ROLL CALL: MOTION CARRIED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).** Mr. Ruple moved to declare an emergency and adopt, with the second by Mrs. Wolfe. **ROLL CALL: ADOPTED 7/0 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY, RUPLE AND SCHULZ. VOTING NAY: NONE).**

NEW BUSINESS (continued):

RESOLUTION NO. 20-R-82
(Mayor Potter)

- **A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.**

The legislation was read by title only. Mr. Ruple moved to waive the three readings, with the second by Mr. Smolic. **ROLL CALL: MOTION CARRIED 6/0/1 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY AND RUPLE. VOTING NAY: NONE. ABSTAINING: SCHULZ).** Mr. Ruple moved to declare an emergency and adopt, with the second by Mrs. Wolfe. **ROLL CALL: MOTION ADOPTED 6/0/1 (VOTING YEA: SMOLIC, WOLFE, HAYMER, LESNICK, LOWERY AND RUPLE. VOTING NAY: NONE. ABSTAINING: SCHULZ).**

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COUNCIL COMMENTS:

Mr. Lesnick thanked Council for all their efforts, diligence, and patience this year. He also thanked those new people in the Administration, including Finance, who are working hard and still answering tough questions. He went on to say he looks forward to the new system with more in-depth reports. He then went on to thank Mr. Courtney for all he's done since accepting his position. He thanked Mr. Fornaro for all of his hard work in the Service Department, and stated his appreciation for the accounting of the work performed by the Department. Mr. Lesnick also thanked Mr. Lallo for making the rules clear and simplistic, not just for Council but for everyone else. He then wished everyone a Merry Christmas and a Happy New Year, saying he looks forward to seeing everyone again in January.

Council President Lowery proposed a Road Finance Committee, asking Mr. Schulz to head the committee. The role would encompass discussing funding options with the committee and the Finance Director for both short-term and long-term strategies. Mr. Lowery asked Mr. Haymer to be part of the committee and to develop some form of communication plan, idea and thought process to get information in front of the community in ample time before it is brought before Council as a resolution. Lastly, Mr. Lowery asked that Mr. Ruple be part of the committee and look to other cities in the region and across the state to determine how they have handled similar situations. He asked Mr. Schulz to look into adding two or three residents to the committee, and suggested Mayor Potter assist him in determining those residents. Mr. Lowery suggested a timeline be set, so the process does not drag out and the hard work done by Mr. Fornaro and Mr. Slapnicker does not sit idle too long.

Mayor Potter thanked Mr. Lowery, saying he and Mr. Schulz will discuss possible residents who may work well with the committee.

Mr. Lowery asked that Mr. Schulz report back to Council on behalf of the committee during the first Council meeting of February, giving an update on progress that has been made.

Mayor Potter thanked all members of Council, Department Heads, and the Council Clerk for their hard work this year, working together during these unprecedented times, and said he looks forward to working with them in the New Year. Mayor Potter then wished everyone a Happy Holiday, Merry Christmas, and Happy New Year.

COUNCIL COMMENTS (continued):

Council President Lowery stated his thanks for the trust placed in him to hold the position of Council President. He went on to thank all Council members, City Administration, the Council Clerk, and the engaged community. Mr. Lowery said he looks for 2021 to be a great year, putting 2020 in the past for the history books. He also wished everyone a joyous and happy holiday season, Merry Christmas, and Happy New Year.

CONTINUING CONCERNS:

Council President Lowery noted that this is an opportunity for the public to address Council about any continuing concerns. There were no comments from the public.

ADJOURNMENT:

Mr. Lesnick moved to adjourn, with the second by Mrs. Wolfe. The motion of Council passed by unanimous vote and the meeting adjourned at 9:10 p.m.

President of Council

Clerk of Council