

MINUTES
LOUISVILLE CITY COUNCIL
APRIL 1, 2019
7:00 P.M.

7:00 – Public Hearing:

ORDINANCE NO. 19-11 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH STARK SOIL & WATER. THE AGREEMENT WILL PROVIDE FOR ADMINISTRATION FOR THE CITY'S EROSION AND SEDIMENT CONTROL REGULATIONS IN COOPERATION WITH THE STARK SOIL & WATER DISTRICT AND SATISFYING CERTAIN REQUIREMENTS OF MS4 PERMIT

There were no comments regarding Ordinance No. 19-11.

Louisville City Council met in Regular session with Mayor-Council Member Fallot presiding.

MAYOR-COUNCIL MEMBER FALLOT MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried to amend the April 1, 2019 City Council agenda to include Ordinance No. 19-16 before New Business. The vote: All yea.

Council members bowed their heads for a moment of silent prayer followed by the Pledge of Allegiance.

MEMBERS PRESENT

Patricia Fallot, Mayor-Council Member
Joanie Aljancic, Council Member
Rick Flory, Council Member
Richard Guiley, Council Member
Corey Street, Council Member

CITY OFFICIALS PRESENT

Larry L. Collins, City Manager
Tiffany Justice, City Clerk
Robert Duffrin, Law Director
Jina Alaback, Finance Director
Brandon Allensworth, Police Lieutenant
Vince Marion, Director of Planning & Development
Rod Bordner, Fire Chief
Dan Millsap, Service Director

Mayor-Council Member Fallot presented the City Clerk's Certificate of Open Meeting.

MINUTES OF THE MARCH 18, 2019 REGULAR COUNCIL MEETING

Mayor-Council Member Fallot declared the minutes of the March 18, 2019 Regular Council meeting approved as presented.

ORDINANCE NO. 19-11 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH STARK SOIL & WATER. THE AGREEMENT WILL PROVIDE FOR ADMINISTRATION FOR THE CITY'S EROSION AND SEDIMENT CONTROL REGULATIONS IN COOPERATION WITH THE STARK SOIL & WATER DISTRICT AND SATISFYING CERTAIN REQUIREMENTS OF MS4 PERMIT

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried for the second reading of Ordinance No. 19-11. The vote: All yea. Mayor-Council Member Fallot declared Ordinance No. 19-11 duly passed and enacted.

RESOLUTION NO. 19-13– BEING A RESOLUTION GIVING CONSENT FOR THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO COMPLETE THE RESURFACING OF STATE ROUTE 44 FROM THE SOUTH CORPORATION LIMIT TO SOUTH CHAPEL STREET, AND MINOR BRIDGE WORK TO THE FOLLOWING STRUCTURES. SFN 7601786 STA-SR-44-13.06 AND SFN 7605269 STA-SR 153-6.00 BOTH OVER BRANCH OF NIMISHILLEN CREEK IN THE CITY OF LOUISVILLE

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER ALJANCIC, and the motion carried to adopt Resolution No. 19-13. The vote: All yea. Mayor-Council Member Fallot declared Resolution No. 19-13 duly passed and enacted.

RESOLUTION NO. 19-14 – BEING A RESOLUTION ALLOWING THE CITY MANAGER TO SUBMIT ALL AGREEMENTS NECESSARY TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION'S (ODOT) ANNUAL ROAD SALT BID IN ACCORDANCE WITH THE OHIO REVISED CODE 5513.01(B) AND HEREBY AGREE TO ALL THE FOLLOWING TERMS AND CONDITIONS IN ITS PARTICIPATION IN THE ODOT 2019 ROAD SALT CONTRACT

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER FLORY, and the motion carried to adopt Resolution No. 19-14. The vote: All yea. Mayor-Council Member Fallot declared Resolution No. 19-14 duly passed and enacted.

ORDINANCE NO. 19-15 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SELL AT PUBLIC AUCTION ASSETS NO LONGER NEEDED FOR MUNICIPAL PURPOSES

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried for the first reading of Ordinance No. 19-15. The vote: All yea.

ORDINANCE NO. 19-16 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED LETTER OF INTENT WITH TOWERPOINT ACQUISITIONS, LLC

MAYOR-COUNCIL MEMBER FALLOT MOVED, SECONDED BY COUNCIL MEMBER ALJANCIC, and the motion carried for the first reading of Ordinance No. 19-16.

Law Director Rob Duffrin provided a presentation to Council including current lease terms, cost analysis and future options including 5G.

City Manager Larry Collins recommended passage of Ordinance No. 19-16.

Discussion followed regarding Ordinance No. 19-16. Council Member Flory reported that the company trying to buy out the current lease has 6 months to change any of the terms and they do not offer that to us. Council Member Guiley reported that it is the right to constituents to be thoroughly informed before decisions are made. Council Member Guiley reported that the original Letter of Intent stated that no other bids could be asked for or to look into the value of the tower and that a third party to look into these options is owed to the citizens.

The vote: Guiley nay, Street nay, Aljancic yea, Fallot yea, Flory nay.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried to authorize staff to spend up to \$6,000 to obtain an independent analysis on the cell tower. The vote: Guiley yea, Street yea, Aljancic nay, Fallot nay, Flory yea.

NEW BUSINESS

Mayor-Council Member Fallot reported that the yard waste site will be open this Wednesday from 7:00 AM – 7:00 PM, and will be open Wednesdays and Saturdays.

City Manager Larry Collins reported that no bids were received for Spring Clean Up, and another contact had been contacted with no response. The only alternative offered is for roll-off containers to be placed for residents to bring in their items. City Manager Collins does not think this option is ideal. Council Member Flory stated that Jackson has a key card for residents to enter the waste drop-off sites. Council Member Guiley reported that a card was used in the past for Louisville drop-off site and the cost of a City employee to check the cards provided costly.

Planning & Development Director Vince Marion reported that a copy of the monthly report was distributed prior to the meeting. Mr. Marion reported that 208 Woodard, the former antique store was purchased by Stark County to remove from the flood plain.

Fire Chief Rod Bordner distributed the monthly report. Chief Bordner reported that the MARCS radio system has been up and running since last Monday and is working well. An estimate has been received for the damaged ambulance and work will not be able to begin until August, and take another 3 to 4 months for repair. Chief Bordner is waiting to see if another authorized repair shop in Minnesota can repair sooner. Currently the department has 2 other ambulances. City Manager Collins reported that leasing can be very expensive and may have to buy another.

Police Lieutenant Brandon Allensworth reported that the suspect in the vehicle thefts was apprehended last Sunday night by Officer Clark on Rainbow.

Service Director Dan Millsap reported that the drainage issue reported from a resident on Weeburn has no storm sewer on that road, and the section of pipe under resident's drive apron is not the City's responsibility. The roof on the Constitution Center is complete. Mr. Millsap reported that the alley project is being finalized with the contractors and waiting for AEP to find deed for City Hall regarding the easement. Council Member Street requested an update to be sent to Council. Mayor-Council Member Fallot questioned where we were in regards to paving City Hall parking lot. Mr. Millsap reported that he is looking into more estimates.

Council Member Flory reported that protection for cell towers needs to be established, draft legislation for right-of-way protection etc. City Manager Collins reported that staff would visit legislation.

City Manager Collins confirmed the Special Council Meeting would be Tuesday, April 9th at 6:00pm.

The meeting was adjourned.

Respectfully submitted,

Tiffany Justice, CMC
City Clerk