

**MINUTES**  
**LOUISVILLE CITY COUNCIL**  
**MAY 20, 2019**  
**7:00 P.M.**

7:00 – Call to Order:

Louisville City Council met in Regular session with Council Member Guiley presiding. Council Member Guiley excused Mayor-Council Member Fallot from tonight's meeting and commended her attendance.

COUNCIL MEMBER FLORY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried to amend the May 20, 2019 City Council agenda to include an Executive Session for the purpose of discussing Real Estate after the Regular Session. The vote: All yea.

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

**MEMBERS PRESENT**

Richard Guiley, Council Member  
Joanie Aljancic, Council Member  
Rick Flory, Council Member  
Corey Street, Council Member

**MEMBERS ABSENT**

Patricia Fallot, Mayor-Council Member

**CITY OFFICIALS PRESENT**

Larry Collins, City Manager  
Tiffany Justice, City Clerk  
Robert Duffrin, Law Director  
Vince Marion, Director of Planning & Development  
Andy Turowski, Police Chief  
Rod Bordner, Fire Chief  
Dan Millsap, Service Director

Council Member Guiley presented the City Clerk's Certificate of Open Meeting.

**MINUTES OF THE MAY 6, 2019 REGULAR COUNCIL MEETING**

Council Member Guiley declared the minutes of the May 6, 2019 Regular Council meeting approved as presented.

**MAYOR'S COURT REPORT OF RECEIPTS AND DISBURSEMENTS FOR THE MONTH  
ENDING APRIL 30, 2019**

Computer Fund \$661, City General Revenue/Additional Costs \$1,452, Revenue from Fines \$2,625, Total to City \$4,748

Victims of Crime \$428, Indigent Defense Support Fund \$1,210, Drug Law Enforcement Fund \$168, Total to State \$1,806

Indigent Driver Alcohol Treatment Fund \$71, Cost of Magistrate \$-220,  
Total to Other \$-149, TOTAL REVENUE \$6,405

**FINANCIAL REPORT OF RECEIPTS AND DISBURSEMENTS FOR THE MONTH ENDING  
APRIL 30, 2019**

Council was presented with a financial statement indicating the City's financial status for the month ending April 30, 2019.

**PERSONS APPEARING BEFORE COUNCIL**

Stark County Treasurer Alex Zumar presented Council with information on the Stark County Fix-It Fund program. The Stark County Commissioner approved financial institutions to allow home improvement loans for up to 2% off of the current rate. The three approved banks are, Westfield Bank, First Commonwealth and Farmer's National Bank. The homeowner must be current on real estate tax payments, the valuation of the home (not land) must be \$250,000 or less, and there is not an income cap. Treasurer Zumar distributed pamphlets to Council and reported that the contact information is on them. Treasurer Zumar asked to put the link on the City website. Council Member Street questioned the current going rate, Treasurer Zumar reported that it is approximately 4 or 4.5% and the amount that is reduced does depend on credit rating, the term is worked out directly with the bank. Council Member Guiley reported that the loan does allow you to bundle and that the banks will look to see if there is equity in your home.

Cynthia Kisik, resident, addressed Council on getting legislation in regards to tethering of companion animals. Ms. Kisik distributed information on anti-tethering and copies of other municipality's anti-tethering legislation. Ms. Kisik reported that there is currently no law in Ohio for the tethering, or act of fastening, animals. Animals that are tethered often exhibit aggression issues or hostility because of the lack of affection. This behavior could cause issues, such as a child walking past and getting bit. Ms. Kisik further explained that North Canton has hours that are permissible for tethering, preventing a noise issue of dogs barking all night. Other issues that Ms. Kisik reported are that water and food bowls could be knocked over causing dehydration or other physical problems as well as other health issues with long periods of tethering such as sores. Council Member Flory questioned what animals that Ms. Kisik owns, her response was a dog and two cats. Council Member Flory also questioned Ms. Kisik's thoughts on electric fences, her response was that she does not have enough information on if

the fences shock an animal or not. Council Member Guiley reported that the topic will be brought up under New Business to see how Council will proceed and thanked Ms. Kisik for her time and research.

**ORDINANCE NO. 19-19** - BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACTS AND EXECUTE ALL DOCUMENTS NECESSARY FOR THE CONSTRUCTION OF THE LOUISVILLE WATER TREATMENT PLANT IMPROVEMENTS PROJECT

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

City Manager Collins reported that Ordinance No. 19-19 and 19-20 may both be brought as emergencies under second readings, in order for contracts to be signed within 30 days for public safety and welfare.

**ORDINANCE NO. 19-20** – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACTS AND EXECUTE ALL DOCUMENTS NECESSARY FOR THE CONSTRUCTION OF THE WEST MAIN STREET WATERLINE REPLACEMENT PROJECT

COUNCIL MEMBER FLORY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried for the first reading of Ordinance No, 19-20. The vote: All yea.

### **NEW BUSINESS**

Council Member Aljancic reported that the Louisville Public Library has a calendar where all city activities can be linked, called Burbio. Clerk Justice reported that the City's website calendar has been linked to the library page.

Council Member Street questioned Chief Turowski on current legislation regarding anti-tethering. Chief Turowski reported that there is an Ordinance for nuisance in regards to dogs barking. Chief Turowski also stated that for extreme conditions in animal cruelty there are state laws. Council Member Street questioned Law Director Duffrin on experience with this topic. Atty. Duffrin reported that dog laws have had some issues in the past and it must be straight-forward and limited to tethering. Council Member Street reported that he needs to conduct more research.

Council Member Flory stated that he would need a fresh look at current Ordinances before making decisions on tethering legislation.

Council Member Guiley stated that Ms. Kisik should be kept informed if legislation is created for anti-tethering and Clerk Justice will contact Ms. Kisik if it is.

Sidewalk Program Presentation-

City Manager Collins reported that numerous complaints have been received from the previous Sidewalk Program. Staff researched those issues and drafted a revised program. A list of the

frequently asked questions was provided to the Herald for this week's publication, and a draft Ordinance has also been updated.

Service Director Millsap presented Council with a slide presentation including:

- Step-by-step instructions for property owners
- Now have standard drawings/specifications
- Rating system, similar to the roads rating system, detailing criteria for hazardous walks. A 0 rating is a perfect rating all the way up to a 5, which is an immediate hazard and will need replaced. The rating sheet will be sent to property owners with the letter detailing next steps.
- Property owners or contractor must pull permit

Council member Flory questioned if current sidewalks are only 3 feet wide if they can maintain that width. City Manager Collins reported that they can remain.

Council Member Guiley questioned if only one slab of sidewalk is rated a 5, if only that 1 slab would need replaced. Service Director Millsap reported only the slabs rated a 5 need replaced.

Council Member Flory questioned trees and tree roots under the sidewalks. City Manager Collins reported that damage to the tree may or may not occur, but the roots must be cut if affecting the sidewalk. If the tree is in the tree lawn the tree will be the City's responsibility. Council Member Guiley questioned if there would be an extra cost to remove tree roots. City Manager Collins reported that no additional costs would incur from the City's contractor.

Council Member Street questioned how parking on sidewalks on narrow streets would be addressed. City Manager Collins reported that he is unaware of issues with parking on sidewalks, there is a list of exemptions.

Service Director Millsap reported that permits must be obtained to track and monitor.

Service Director Millsap reported that an Inspector Report will be constructed meeting the City's specifications and is prepared properly.

Service Director Millsap reported the following differences from the first program:

- Permit fee of \$15 now, fee and permit were waived then
- Rating system now in place, no rating system previously
- Must now repair to specifications, no specifications before
- Inspections and permits now here they were previously waived

City Manager Collins reported that no bids were received from the first time, contractors stating that the zones were too large. The proposed zone map is in the packet, and includes the area most used. After receiving a favorable bid, money will start to come back to the City. Only the rated 5's will be replaced in the new proposed zone due to money.

Council Member Street questioned how the new software will help the Sidewalk Program. City Manager Collins reported that the software will be able to keep the records.

City Manager Collins reported that the Ordinance will be under 1<sup>st</sup> reading at the next City Council meeting and may be by emergency at the 2<sup>nd</sup> reading, public hearing, to eliminate the 30 day effective period.

Council Member Guiley questioned Section 905.03 and having a discussion with Law Director Duffrin in regards to the notice of violation, summons to Mayor's Court or County Court.

Council Member Guiley questioned how property owners receive notice, confirmed that certified letters are sent. Council Member Guiley also reported that letters of the property owners that are in the zone should receive prior notice making them aware that they are in the targeted zone.

Council Member Flory questioned Section 905.5 and exceptions, reporting that the exemptions from first Sidewalk Program should be emailed to Council by staff.

Fire Chief Rod Bordner had nothing to report.

Director of Planning & Development Vince Marion reported that the Planning Commission approved the Redwood development lot split. The land bank approved funds for demolition of 733 N. Chapel. The Family Dollar will become a Dollar Tree.

Police Chief Andy Turowski reported that the Police Department is gearing up for the summer months.

Service Director Dan Millsap reported that the Sidewalk Program was all that he had to report at this time. Council Member Street requested the sidewalk presentation be available on the City website or Facebook page.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER ALJANCIC, and the motion carried for the Council to move into Executive Session for the purpose of discussing real estate with no Regular business to follow. The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER STREET, and the motion carried for the Council to move out of Executive Session and back into Regular Session. The vote: All yea.

The meeting was adjourned.

Respectfully submitted,

Tiffany Justice, CMC  
City Clerk