

**MINUTES
LOUISVILLE CITY COUNCIL
MARCH 3, 2014
7:00 P.M.**

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

7:00 P.M. – PUBLIC HEARINGS:

ORDINANCE NO. 14-02 – BEING AN ORDINANCE AMENDING TITLE SEVEN-DEFINITIONS OF THE UNIFIED DEVELOPMENT ORDINANCE OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

There were no comments on Ordinance No. 14-02.

ORDINANCE NO. 14-03 – BEING AN ORDINANCE AMENDING CHAPTER 1157 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

There were no comments on Ordinance No. 14-03.

ORDINANCE NO. 14-04 – BEING AN ORDINANCE AMENDING CHAPTER 1153 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

There were no comments on Ordinance No. 14-04.

ORDINANCE NO. 14-05 – BEING AN ORDINANCE AMENDING CHAPTER 1160 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

There were no comments on Ordinance No. 14-05.

CALL TO ORDER

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried to amend the March 3, 2014 Council agenda adding an Executive Session for the purpose of discussing pending litigation. 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
Cheryle Casar, Council Member
Guy Guidone, Council Member
Richard Guiley, Council Member
Thomas McAlister, Council Member

CITY OFFICIALS PRESENT

E. Thomas Ault, City Manager
Peggy Howald, City Clerk
Jina Turowski, Finance Director
Robert Duffrin, Law Director
James McBeath, Director of Service Operations
Rod Bordner, Interim Fire Chief

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

MINUTES OF THE FEBRUARY 3, 2014 COUNCIL MEETING

Mayor-Council Member Fallot declared the minutes of the February 3, 2014 Council meeting approved as presented.

MAYOR'S COURT REPORT OF RECEIPTS AND DISBURSEMENTS FOR THE MONTH ENDING JANUARY 31, 2014

Computer Fund \$319, City General Revenue \$723, City revenue from fines \$1,429, Total to City \$2,471

Victims of Crime \$189, Indigent Defense Support Fund \$545, Drug Law Enforcement Fund \$73.50, Total to State \$807.50

Indigent Driver Alcohol Treatment Fund \$30.50, Cost of Magistrate -\$220, total to other -\$189.50, TOTAL REVENUE \$3,089

FINANCIAL REPORT OF RECEIPTS AND DISBURSEMENTS FOR THE MONTH ENDING JANUARY 31, 2013

Council was presented with a financial statement prepared by the Department of Finance indicating the City's financial status for the month ending January 31, 2013.

CITY MANAGER'S REPORT

City Manager Tom Ault reported on the following items:

- Board of Control – a 2014 Chevy Tahoe is not being made. Requested Council to authorize a replacement vehicle.
- Chesapeake would like to donate a piece of property to Stark Parks. Council Member Guiley requested an updated map of the property.
- A resident is installing a private driveway on Energy Drive. The City Manager spoke to the resident informing him that he would need consent to continue this project.
- The Tax Incentive Review Board will be meeting at an upcoming Council meeting.

PERSONS APPEARING BEFORE COUNCIL

Rhonda Griffin, Executive Director of the Chamber of Commerce addressed the Council informing them that she is looking forward to working with the City. A concern of the Chamber is the status of the old Penny Alley building and the closed alley. Another concern is the lack of parking downtown.

City Manager Tom Ault commented that he has requested a copy of the repair report from the building’s owner regarding repair to the west wall. This was the primary reason the alley was closed.

Ms. Griffin also informed the Council that the Louisville-Nimishillen Historical Society is excited about the upcoming Emancipation Proclamation – Civil Rights documents display that will be coming to Louisville.

BOARD OF CONTROL

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried accepting the bid from Young Truck Sales for a 2015 Freightliner 108SD in the amount of \$80,206. The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried accepting the bid from Central Allied for Road Maintenance FOB at the following prices:

HOT MIX FOB

301 <50 TON	\$50.00
402 <50 TON	53.00
404 120 TON	59.00
412 <50 TON	90.00

COLD MIX

921 75 TON	\$115.00
304 – 60% CRUSHED ROAD GRAVEL (WASHED) <50 TON	\$10.00
ROAD GRAVEL 600 TON	\$10.00
TACK COAT	
407 <100 GAL	\$ 6.50
ALTERNATE JASA HIGH PERFORMANCE COLD PATCH	\$100.00

The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried accepting the bid from Northstar for Road Maintenance Installed at the following prices:

HOT MIX INSTALLED

301 600 CY	\$99.50
448-I 500 CY	133.75
448-II 220 CY	112.50
404 MODIFIED	153.50
412	179.00
TACK COAT APPLIED	2.80
PROFILING OR MILLING	
<10,000 SY/IN	2.00
>10,000 SY/IN	1.45

The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried authorizing the expenditure not to exceed \$46,000 for a replacement vehicle for the Police Department. The vote: All yea.

ORDINANCE NO. 14-02 – BEING AN ORDINANCE AMENDING TITLE SEVEN-DEFINITIONS OF THE UNIFIED DEVELOPMENT ORDINANCE OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER CASAR, and the motion carried for the second reading of Ordinance No. 14-02. The vote: All yea. Mayor-Council Member Fallot declared Ordinance No. 14-12 duly passed and enacted.

ORDINANCE NO. 14-03 – BEING AN ORDINANCE AMENDING CHAPTER 1157 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER CASAR, and the motion carried for the second reading of Ordinance No. 14-03. The vote: All yea. Mayor-Council Member Fallot declared Ordinance No. 14-03 duly passed and enacted.

ORDINANCE NO. 14-04 – BEING AN ORDINANCE AMENDING CHAPTER 1153 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER CASAR, and the motion carried for the second reading of Ordinance No. 14-04. The vote: All yea. Mayor-Council Member Fallot declared Ordinance No. 14-04 duly passed and enacted.

ORDINANCE NO. 14-05 – BEING AN ORDINANCE AMENDING CHAPTER 1160 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried for the second reading of Ordinance No. 14-05. The vote: All yea. Mayor-Council Member Fallot declared Ordinance No. 14-05 duly passed and enacted.

ORDINANCE NO. 14-10 – BEING AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES, AND DECLARING AN EMERGENCY

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried for the first reading of Ordinance No. 14-10. The vote: All yea.

MAYOR-COUNCIL MEMBER FALLOT MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried to suspend the rules to allow for the emergency adoption of Ordinance No. 14-10. The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried for the emergency adoption of Ordinance No. 14-10. The vote: All yea. Mayor-Council Member FalLOT declared Ordinance No. 14-10 duly passed and enacted.

RESOLUTION NO. 14-11 – BEING A RESOLUTION GIVING CONSENT FOR THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO COMPLETE THE BRIDGE INSPECTION PROGRAM SERVICES, INCLUDING, BUT NOT LIMITED TO BRIDGE LOAD RATING CALCULATIONS, SCOUR ASSESSMENTS, BRIDGE INSPECTIONS, AND FRACTURE CRITICAL PLAN DEVELOPMENT

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried for the adoption of Resolution No. 14-11. The vote: All yea.

ORDINANCE NO. 14-12 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE-YEAR LEASE-PURCHASE AGREEMENT WITH FIRSTMERIT EQUIPMENT FINANCE, INC. FOR THE ACQUISITION OF A NEW FREIGHTLINER DUMP TRUCK FOR THE SERVICE DEPARTMENT

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER CASAR, and the motion carried for the first reading of Ordinance No. 14-12. The vote: All yea.

MAYOR-COUNCIL MEMBER FALLOT MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried to suspend the rules to allow for the emergency adoption of Ordinance No. 14-12. The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER CASAR, and the motion carried for the emergency adoption of Ordinance No. 14-12. The vote: All yea. Mayor-Council Member FalLOT declared Ordinance No. 14-12 duly passed and enacted.

ORDINANCE NO. 14-13 – BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF LOUISVILLE, STARK COUNTY, OHIO; AMENDING SECTION 157.01 OF THE CODIFIED ORDINANCES OF THE CITY OF LOUISVILLE RELATIVE TO THE EMPLOYMENT PROVISIONS OF THE EMPLOYEES OF THE CITY

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried for the first reading of Ordinance No. 14-13. The vote: All yea.

NEW BUSINESS

COUNCIL MEMBER GUIDONE MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried not to request a hearing for a liquor license transfer from Kaznic LLC DBA Ville Sports Bar & Grille, 1st Fl & partial bsmt, 108 E. Main St., Louisville, OH 44641 to TLS Shannon LLC. The vote: All yea.

William Ramage addressed the Council regarding his interest in serving on the Board of Building Appeals. Mr. Ramage informed the Council that he enjoys serving on the Design Review Board.

MAYOR-COUNCIL MEMBER FALLOT MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried appointing William Ramage to a four year term on the Board of Building Appeals. The vote: All yea.

COUNCIL MEMBER GUIDONE MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried for the Council to move into Executive Session for the purpose of discussing pending litigation. The vote: All yea.

There will be no further business following the Executive Session.

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

The meeting was adjourned.

Respectfully submitted,

Peggy Howald, CMC
City Clerk