

**MINUTES
LOUISVILLE CITY COUNCIL
DECEMBER 7, 2009
7:00 P.M.**

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

7:00 P.M. – PUBLIC HEARING:

ORDINANCE NO. 09-56 – BEING AN ORDINANCE AMENDING THE SCHEDULE OF FEES TO BE EFFECTIVE JANUARY 1, 2010 FOR THE CITY OF LOUISVILLE

There were no comments on Ordinance No. 09-56.

CALL TO ORDER

MAYOR-COUNCIL MEMBER KERCHNER MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried to approve the December 7, 2009 agenda. The vote: All yea.

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

MEMBERS PRESENT

Cynthia Kerchner, Mayor-Council Member
Jerry Brown, Council Member
Richard Guiley, Council Member
Guy Guidone, Council Member
Thomas McAlister, Council Member

CITY OFFICIALS PRESENT

E. Thomas Ault, City Manager
Peggy Howald, City Clerk
Jina Lingle, Finance Director
Andy Turowski, Police Chief

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

MINUTES OF THE NOVEMBER 24, 2009 REGULAR COUNCIL MEETING

Mayor-Council Member Kerchner declared the minutes of the November 24, 2009 regular Council meeting approved as presented.

CITY MANAGER'S REPORT

City Manager E. Thomas Ault reported on the following items:

- The LES site plan will be reviewed at Tuesday's Planning Commission meeting
- Still seeking volunteers for the upcoming vacancies on boards and commissions
- SCOG meeting tomorrow. No new information on county-wide dispatch expected

BOARD OF CONTROL

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY MAYOR-COUNCIL MEMBER KERCHNER, and the motion carried authorizing the expenditure of \$11,790 to Tac Computer for the purchase of 3 mobile data terminals for the police cruisers. The vote: All yea.

RESOLUTION NO. 09-61 – BEING A RESOLUTION RECTIFYING AMBIGUITIES CREATED IN RESOLUTION NO. 07-13 AND 07-45 CONCERNING THE ANNEXATION OF CERTAIN TERRITORIES

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY MAYOR-COUNCIL MEMBER KERCHNER, and the motion carried for the adoption of Resolution No. 09-61. The vote: All yea.

RESOLUTION NO. 09-62 – BEING A RESOLUTION RECTIFYING AMBIGUITIES CREATED IN RESOLUTION NO. 07-50 AND 08-05 CONCERNING THE ANNEXATION OF CERTAIN TERRITORIES

MAYOR-COUNCIL MEMBER KERCHNER MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried for the adoption of Resolution No. 09-62. The vote: All yea.

RESOLUTION NO. 09-63 – BEING A RESOLUTION RECTIFYING AMBIGUITIES CREATED IN RESOLUTION NO. 08-10 AND 08-39 CONCERNING THE ANNEXATION OF CERTAIN TERRITORIES

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried to amend Resolution No. 09-63 correcting the name of the annexation from Wenger to Peterson. The vote: All yea.

ORDINANCE NO. 09-64 – BEING AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE-YEAR CONTRACT WITH THE STARK COUNTY PUBLIC DEFENDER COMMISSION

MAYOR-COUNCIL MEMBER KERCHNER MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried for the second reading of Ordinance No. 09-64. The vote: All yea.

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried to suspend the rules for emergency adoption

of Ordinance No. 09-64. The vote: All yea. Mayor-Council Member Kerchner declared Ordinance No. 09-64 duly passed and enacted.

NEW BUSINESS

COUNCIL MEMBER GUILLEY MOVED, SECONDED BY COUNCIL MEMBER GUIDONE, and the motion carried not to object to liquor permit renewals for Louisville establishments having liquor permits with the State of Ohio Liquor Control which will expire on February 1, 2010. The vote: Kerchner abstained due to owning a liquor license, McAlister yea, Brown yea, Guidone yea, Guiley yea.

Council Member Guiley requested staff to inform the Council and the public if and when there are early deadlines that effect publishing of legal notices for City Council meetings. He did receive a complaint.

Council Member Guiley commented that he received 9 communications regarding the November 24, 2009 Council meeting. One regarding canceling recreation, one regarding canceling senior programming and 7 complaining about Allen Gress' article covering the November 24, 2009 City Council meeting that he did not attend. He made public he has complained over the last several years to the Herald regarding the way Mr. Gress writes his articles about City Council meetings indicating he writes commentary rather than a fact based article. Council Member Guiley cited several sections in the article that were made to make the Council look bad.

Council Member Guiley cited the November 24, 2009 article written by Gress made City Council appear to not know what they are doing.

MAYOR-COUNCIL MEMBER KERCHNER MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried for the Council to move into Executive Session for the purpose of discussing employment of public officials. The vote: All yea.

There will be no further business following the Executive Session.

MAYOR-COUNCIL MEMBER KERCHNER MOVED, SECONDED BY COUNCIL MEMBER GUILLEY, and the motion carried to move out of Executive Session. The vote: All yea.

The meeting was adjourned.

Respectfully submitted,

Peggy Howald, CMC
City Clerk