

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

The meeting was called to order by President Garnes at 7:00 P.M. Councilman Edwards then gave the invocation and led the meeting in the Pledge of Allegiance.

**ROLL CALL:** Kristopher Bugara, James Edwards, Andrew Grove, Cindy King, Frank Minear, and Brian Simeone.

Motion and Second to excuse Councilwoman Cherry. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

Minutes of the April 15, 2019 Regular Council Meeting were distributed electronically to all members prior to the meeting. Noting that a correction was made to the committee report of Councilman Rhome and Councilman Simeone, no additions, deletions or corrections offered by Council Members. Minutes were received and filed.

**COMMUNICATIONS:**

1. Notice of Special Council Meeting on Monday May 6, 2019 @ 6:45 pm.
2. Notice of Claims Board Meeting on Monday May 6, 2019 @ 7:30 pm
3. Notice from Ohio Liquor Control RE: License Application for A-Town Burgers & Brew LLC
4. Notice of Notice of Records Commission Meeting on May 13, 2019 @ 1:15
5. Notice of May 13, 2019 Police Memorial Ceremony
6. Mayor's Request for Executive session of City Council on May 6, 2019
7. Memorandum from Auditor Knowles RE: Income Tax Recapitulation
8. Minutes of the April 17, 2019 Planning Commission Meeting

Motion and Second to record and file all communications tendered to the Clerk. **MOTION PASSED BY ACCLAMATION OF ALL MEMBERS.**

Motion and Second to waive a hearing on the Liquor License Application for A Town Burgers & Brew – (Motion and second to excuse Councilman Minear due to a conflict of interest – Motion to excuse passed by acclamation of all members). **MOTION TO WAIVE HEARING PASSED BY ACCLAMATION OF ALL REMAINING MEMBERS.**

**ADMINISTRATIVE REPORTS:**

**Mayor Andreani:** Reviewed Ordinance 32-19 and noted that members of the committee that recommended the revisions are available for discussion if Council Members desire.

**Safety Service Director Dreger:** Updated Council on the Removal of the 225 bridge over the US 62 extension North of the City. Stated that the Department of Transportation has concluded it is more economically feasible to remove the bridge rather than make the needed repairs and indicates there is no indication that the 62 extension will ever be completed

Announced the 2019 Mission Encounter Program to assist home owners with necessary property repairs

Updated Council on the approaching Rabies season and upcoming Rabies vaccination clinics

Reviewed Ordinance 26-19; 27-19; 28-19; 29-19; 30-19; 31-19; and 35-19.

**Law Director Arnold:** Updated Council on a Grant Application for Violence Against Women through the Criminal Justice Services Agency. Noted there will be a matching component if the grant is obtained

Updated Council on the process of the 5 year zoning review and that the Zoning Advisory Board has completed recommendations and they are now headed to the Planning Commission for review before being submitted to Council.

**Auditor Knowles:** Reviewed Income tax recapitulation.

Reviewed Ordinance 34-19 and 25-19.

#### **STANDING COMMITTEE REPORTS:**

**Streets & Alley: Bugara:** Asked Council to refer Ordinance 25-19 to the Streets and Alleys Committee for further review.

**Properties and Lands: Cherry:** Absent. No report.

**Utilities: Edwards:** Asked Council for action and support on Ordinances 26-19; 27-19; 28-19; 29-19; and 30-19.

**Finance: Grove:** Asked Council for action and support on Ordinances 34-19.

**Community Development: King:** No formal report.

**Safety & Judiciary: Minear:** Asked Council for action and support on Ordinances 31-19

**Planning Zoning and Housing: Simeone:** No formal report.

**PUBLIC SPEAKS:** None.

#### **THIRD READINGS:**

**Ordinance 20-19:** Introduced by Simeone: An Ordinance accepting and approving the replat of all of lot 93 and part of lot 92 located at the Northeast corner of North Park Avenue and Keystone Street in the City of Alliance, County of Stark and State of Ohio. Motion and Second to Adopt. Voice Vote: Unanimous. **ADOPTED.**

**SECOND READINGS:** None

**NEW BUSINESS:**

**Ordinance 25-19:** Introduced by Bugara: An Ordinance authorizing and directing the Director of Public Safety and Service to advertise for bids and enter into contracts to complete and carry out the 2019 comprehensive road resurfacing and overlay program in an amount not to exceed \$428,500.00 and to incorporate the Iron Horse Trail hard surfaces, including wheelchair ramps, sidewalks and driveways in an amount not to exceed \$65,000.00 and declaring an emergency. Motion and Second to refer to the Streets and Alleys Committee. Voice Vote: Unanimous. **REFERRED TO THE STREETS AND ALLEYS COMMITTEE.**

**Ordinance 26-19:** Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into contracts for the purpose of purchasing a new backhoe and necessary components through the cooperative purchasing programs of the State of Ohio or to advertise for bids and enter into contracts with other vendors at the lowest and best price, but for a cost not to exceed \$96,000 in and case; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 27-19:** Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into contracts for the purpose of purchasing a new trackhoe and necessary components through the cooperative purchasing programs of the State of Ohio or to advertise for bids and enter into contracts with other vendors at the lowest and best price, but for a cost not to exceed \$102,000 in and case; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 28-19:** Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into contracts for the purpose of purchasing a new excavator and necessary components through the cooperative purchasing programs of the State of Ohio or to advertise for bids and enter into contracts with other vendors at the lowest and best price, but for a cost not to exceed \$192,000 in and case; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 29-19:** Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into contracts for the purpose of purchasing a three new trucks and necessary components through the cooperative purchasing programs of the State of Ohio or to advertise for bids and enter into contracts with other vendors at the lowest and best price, but for a cost not to exceed \$119,000 in and case; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 30-19:** Introduced by Edwards: An Ordinance authorizing and directing the Director of Public Safety and Service to enter into contracts for the purpose of purchasing a sewer jet and necessary components through the cooperative purchasing programs of the State of Ohio or to advertise for bids and enter into contracts with other vendors at the lowest and best price, but for a cost not to exceed \$219,000 in and case; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 31-19:** Introduced by Minear: An Ordinance amending Alliance Codified Ordinance Section 1501.14, Ohio Fire Code. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Ordinance 32-19:** Introduced by Council as a Whole; An Ordinance revising the sustainability and Climate Action Plan for the City of Alliance. **NO FORMAL ACTION**

**Ordinance 33-19:** Introduced by Simeone: An Ordinance accepting and approving the replat of all of lot 11672, all of outlot 786 and part of outlot 587 located at 2025McCrea Street in the City of Alliance, County of Stark and State of Ohio. Motion and Second to refer to the Planning Commission. Voice Vote: Unanimous. **REFERRED TO THE PLANNING COMMISSION.**

**Ordinance 34-19:** Introduced by Grove: An Ordinance making appropriations and transfers of funds in the 2019 appropriations to provide for necessary expenses and adjustments; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and second to suspend the rule requiring Finance Committee review. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**CLAIMS BOARD MEETING:** At 7:30 PM Council recessed its regular meeting and the Claims Board commenced its meeting to review the claim of Wyatt regarding damage to her vehicle due to a pot hole on a City Street. Claims Board Members present were: Chairman Andrew Grove, Member Kris Bugara, and Member Frank Minear. Ms. Wyatt was also present and stated the nature of her claim and reasons for seeking reimbursement. Mr. Grove reviewed the facts of the claim, Street Department Superintendant review, Insurance Carrier review/recommendations, and the Law Director's Review and opinion. Mr. Grove then made a motion to deny the claim seconded by Mr. Bugara. Voice Vote on the motion to deny the claim and the motion carried by a 2 to 1 vote. Claim denied. Mr. Grove then adjourned the Claims Board Meeting.

Council resumed regular session at 7:45 PM

**Ordinance 35-19:** Introduced by Simeone: An Ordinance authorizing and directing the Director of Public Safety and Service to file applications with the State of Ohio Department of Natural Resources for the purpose of acquiring grant funds; and declaring an emergency. Motion and second to suspend the rule requiring three readings. Voice Vote: Unanimous. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**Proclamation:** Introduced by Council as a Whole and the Administration: Honoring Lawrence Dordea for his many years of service. Motion and Second to adopt. Voice Vote: Unanimous. **ADOPTED.**

**OLD BUSINESS:** None

**MISCELLANEOUS BUSINESS:**

Councilwoman King asked about a business operating at the corner of Arch and Grant. Thought it was a construction company but it had a lighted “Open” sign on late in the evening and lots of vehicles around. Wondered what was going on there as there have been several private clubs raided in the 1<sup>st</sup> and 2<sup>nd</sup> wards in the past and wondered what was operating there. Also expressed dissatisfaction with the Farmer’s market moving out of downtown and out to State Street. Noted that again fresh food sources for the North and Northeast parts of town are gone.

Councilman Minear thanked the Street Department for prompt attention to fixing a storm sewer grate near the intersection of Mill and Freedom.

Motion and Second to enter an Executive Session for the purpose of Conferences with an attorney for the Public Body concerning disputes involving the Public Body that are the subject of pending or imminent Court action pursuant to ORC 121.22(G)(3) to include Council Members, Council President, Clerk of Council, Mayor, Law Director, Auditor, and Safety Service Director. Roll Call: Unanimous. Council entered Executive Session at 7:55 p.m.

Council re-entered regular session at 8:49 p.m.

**ADJOURNMENT:** Noting no further business to come before this Council, President Garnes adjourned the meeting at 8:49 p.m.

**SUMMARY OF ACTIONS TAKEN:**

<b>Ordinance 20-19</b>	<b>ADOPTED</b>
<b>Ordinance 25-19</b>	<b>REFERRED TO STREETS AND ALLEYS COMMITTEE</b>
<b>Ordinance 26-19</b>	<b>ADOPTED</b>
<b>Ordinance 27-19</b>	<b>ADOPTED</b>
<b>Ordinance 28-19</b>	<b>ADOPTED</b>
<b>Ordinance 29-19</b>	<b>ADOPTED</b>
<b>Ordinance 30-19</b>	<b>ADOPTED</b>
	<b>Ordinance 31-19      ADOPTED</b>

<b>Ordinance 32-19</b>	<b>ADOPTED</b>
<b>Ordinance 33-19</b>	<b>REFERRED TO PLANNING COMMISSION</b>
<b>Ordinance 34-19</b>	<b>ADOPTED</b>
<b>Ordinance 35-19</b>	<b>ADOPTED</b>
<b>Proclamation</b>	<b>ADOPTED</b>

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**ARTHUR GARNES,  
COUNCIL PRESIDENT**

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**GERARD T. YOST  
COUNCIL CLERK**