

City of Aurora, Ohio
CITY COUNCIL
MEETING MINUTES
January 25, 2016

The Council of the City of Aurora, Ohio met in Council Chambers at City Hall on Monday, January 25, 2016 for the purpose of holding a regular public meeting. Council President George Horvat called the meeting to order at 7:00 p.m. with the Pledge to the Flag of the United States of America.

ROLL CALL

Present: Reva Barner
Harold Hatridge
George Horvat
John Kudley, Jr.
Dennis Kovach
Amy McDougald
James Vaca
Scott Wolf

Absent: Kathi Grandillo

Also Present: Ann Womer Benjamin, Mayor
Dean DePiero, Law Director
Timothy Clymer, Finance Director
John Trew, Director of Public Services
Karen Aldredge, Chief of Staff
Denise Januska, Director of Planning, Zoning and Building
James Kraus, Director of Parks and Recreation
Jack Burge, Director of Economic and Entrepreneurial Development
Brian Byard, Police Chief
Donna Hawks, Clerk of Council
Colleen Martin, Deputy Clerk of Council

For clarity all items appear in the meeting minutes in the same order as they appear on the meeting agenda.

Consideration of Minutes

MOTION: Approval of the January 11, 2016, Meeting minutes

Mr. Vaca moved; Ms. Barner seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

Public Hearing for:

Ordinance 2015-155 from Planning: AN ORDINANCE AMENDING SECTION 157.05 "APPLICATION FEE" OF AURORA'S CODIFIED ORDINANCES

Ordinance 2015-156 from Planning: AN ORDINANCE AMENDING SECTION 1101.09 "FEES, DEPOSITS, GUARANTEES" OF AURORA'S CODIFIED ORDINANCES

Ordinance 2015-157 from Planning: AN ORDINANCE AMENDING SECTION 1135.04 "ZONING FEES" OF AURORA'S CODIFIED ORDINANCES

Ordinance 2015-158 from Planning: AN ORDINANCE REPEALING THE CURRENT SECTION 1329.01 "FEE SCHEDULE" AND ENACTING A NEW SECTION 1329.01 "FEE SCHEDULE," SUBSTANTIALLY IN THE FORM ATTACHED HERETO, OF AURORA'S CODIFIED ORDINANCES

Mr. George Mazzaro, Eldridge Road, commented on Ordinances 2015-155 thru 2015-158 – he said it is important to understand that raising the fees will automatically transfer to the final owners of the property. He said he recently made improvements on his home that involved permit fees. He said there is a lot of money contractors will not absorb and it is automatically transferred to the homeowner. He said protecting the home owner is very important. He said is not necessary to access additional fees on citizens. He said by frequently increasing the fees there will be fewer contractors around. Mr. Mazzaro said Council needs to look at the changes closely and do right for the citizens.

Ms. Deb Conti, S. Chillicothe Road, said she looked at all of the material. She said like many homeowners she is on a very tight fixed income. She commented on Ord. 2015-155 – she said for the review of plans by the city architect or engineers the fee is a flat rate of \$125.00. She said the fee is very reasonable but with the new proposal of \$75.00 per hour it could become quite costly. She asked when plans are presented if an estimate will be given so the citizen will have an idea of the cost. She said because the cost could really fluctuate there is no way to do a percentage increase. She said if the review is only two hours the increase would not be much, but, once you get into the hourly rate for plan reviews, it could become costly. She said she looked very heavily at Ord. 2015-158 – she said she has an old home that she may need to make additions, alterations and remodel. She said she looked at the ordinance line by line. She explained the formula she used to figure the percentage of increase. She said for the homeowner making any additions to a residential building the base rate increased 67% increase. She said the amount does not include the additional fees for square footage which also is an increase of 67%. She said fees for alterations or doing any remodeling or repairs to a home increased 25%. She said demolishing or taking down a structure increased 43%. She said zoning review is now \$15.00; the proposed is \$25.00, which is a 67% increase. She said the electrical and plumbing permits depend on the size of the project. She said depending on the project, the old rate may be beneficial if it is a small project; if it is a large project, the new rate will give you a better break. Ms. Conti stated with the mechanical permit she does not know if she understands it correctly. Ms. Conti indicated there is a new fee of \$85.00 that was not previously on the books for a new furnace and AC unit that is an all one project. She said the permit fee for a hot water tank used to be \$15.00 the proposed fee is \$25.00 at an increase of 67%. Ms. Conti said for those on a fixed income and trying to keep up their homes this is a lot of money.

Ms. Januska explained, because of new software the building chapter needed to be simplified in order for the computer to price permits. She said at the beginning of the process it was found that building fees had not been looked at in over 20 years. She said it was decided to do a comparison of other cities and try to get to an industry standard with what everyone was charging. Ms. Januska stated this will help the department with the day to day operations and the way things have changed over 20 years. She said the percentage increases that were quoted by the resident are not true. She said as part of it, the processing fees were taken out as well as a lot of other miscellaneous fees. She said therefore, the average fee increase is about 15% on residential and about 20-23% on commercial and industrial. She said if you look over the past 20 years the cost of living increase is around 42% and the city is under that threshold for the 20 years. Ms. Januska said years prior increasing the fees on a regular basis based on the inflation rate or cost of living rate was looked at but never done, and that is why the city is proposing the increases now.

Mayor's Report
(Attached)

Mayor Womer Benjamin recognized Aurora resident and World War II Veteran, Mr. Albert "Buzz" Wagner as the recent recipient of the Knight of the Legion of Honor medal from the French government. She explained through the award the French government pays tribute to the soldiers who did so much for France and Western Europe. Mayor Womer Benjamin presented Mr. Wagner with a proclamation and

thanked him for his incredible contribution to the United States and to France. Mr. Wagner thanked everyone. He explained how he ended up in Aurora as well as the history of his military career. He said working on the Veterans Memorial meant so much to him and he knows the people of Aurora also appreciate the memorial.

Mayor Womer Benjamin explained the revisions to the 2016 Budget. She said Council can move to accept the amended budget this evening. She said the Annual Report for 2015 is nearly complete and expected to be out in mid-February. She reminded everyone the State of the City Address is on February 11 at the Bertram Inn at 11:30 am. She mentioned that Aurora resident Mr. Don Arbuckle recently passed away. She said she appreciated working with him in a variety of capacities. She said he served on the Board of Zoning Appeals for many years and has been a great member and contributor to the community.

Mr. Vaca said he has a concern with the ordinance in place regarding residents maintaining their own sidewalks. He feels it the ordinance should be amended to include there is a transitional period of three years that the city will repair the sidewalk up to \$50,000.00.

Mr. DePiero said the ordinance and state law are very clear with regard to sidewalk maintenance. He said people who have a sidewalk on their property have the responsibility to keep it clear of obstructions and snow. He said if someone lives in an area that is frequently litigated because someone trips and falls, depending on the obstruction on the sidewalk, the homeowner could be liable. He said the city also has potential liability if they have notice of an obstruction and fail to work with the owner or require the owner to keep it free from nuisance. He said the intent of the program is to assist homeowners for a period of time in order to allow them to keep them safe so that when they buckle they are not more than that prescribed by law and the case law. He said assisting those homeowners can also ultimately help keep the city free from liability as well. Mr. DePiero said he will look at this and he does not know if any changes need to be made to the city's ordinances as this is more of a financial assistance to those homeowners.

Mr. Vaca said the sidewalks in front of the cemetery are definitely city property; the sidewalks on SR306 are the homeowners and he asked if those are on the city right of way or are they on an easement. He said he would feel more comfortable if the ordinance includes the amendment that the program is temporary. He said if it does not we are violating our own ordinance.

Mayor Womer Benjamin said the program is not even for three years. She said the program would be in the budget each year. She explained it is to be a matching program, the city is not paying for this they will consolidate bidding to assist the homeowner. She said the homeowner will have to apply for the assistance and the city will match some cost. She said there is no intent for the program to be permanent. She said she has no idea if it will succeed, but it is something she would like to give a try particularly with the focus on connectivity. Mayor Womer Benjamin said as connectivity has been discussed, where they will be, and who will maintain them; there have been internal discussions about who should be liable for those things and should the ordinances be changed with respect to certain areas. She said this is a purely transitional program to assist the homeowners because people are using sidewalks and we want to help them and also limit the city's potential liability.

Mr. Vaca said he understands, but, if the homeowner is tagged for it, it is their responsibility and there are some homeowners that will not do this. He said all these pieces will get fixed except one or two then who will force them to do it.

Mr. Kudley said his concern is originally it was to be called a pilot program. He said the problem with calling it a pilot program is, if it is really good it could be around for 20 years. He said he could not buy into that because of our ordinance and the fact that it says the homeowner is responsible for maintenance and repair of their sidewalk. He said after talking with the Mayor he understands where she is coming

from because past administrations and boards have waived the requirement for putting in sidewalks in developments and for businesses. He says as a result there is the Connectivity Program now trying to fill in those gaps that the city allowed to be created. He said at the same time with the requirement for maintenance the city's liability steps in because the ordinance has not been enforced. He said he looks as the program as a three year transitional program to give the citizen who does have the responsibility to fix their sidewalk and give them the ability to do that over a three year period, match it, and at the same time forewarning the citizens the city has the responsibility to see that the sidewalks are maintained and start enforcing that as in the past the city has not. He said the city will give you a break for a three year period and match funds with you. He said once the program is over with and it is approved on a yearly basis for a three year period. He said after that point in time the property owner is responsible for maintenance and repairing the sidewalk.

Ms. McDougald said in her development there are a couple of sidewalk issues that are just egregious. She said she knows of several people that have tripped and been injured. She said this is issue definitely needs to be addressed. She said the city is liable and as members of Council we need to try to prevent possible lawsuits.

Mr. Hatridge said he has been meeting with the Mayor and fighting for this for the past three years. He said one of the issues in his Ward is that the city has planted trees on the tree lawn. He said roots have buckled the sidewalks. He said it is not right to say it is the property owners fault. He said there is situation at one house where kids were using the sidewalks as ramps. He said that is why he came up the idea the city pays half and the resident pays half. He said it is not just trees there are other situations where water pipes are sticking out of the sidewalks.

Mr. Kovach asked who will enforce this. He said he wants to know who will look at the sidewalks and call the people to let them know they must repair them.

Mayor Womer Benjamin said the city does not expect to be soliciting participants in the program. She said it is a program that will be offered and publicized in the community. She said if there is a particular situations that you may know about you can certainly go to the homeowner to solicit interest.

Ms. McDougald said she recommends that Ward representatives do this now if they know of any situations.

Ms. Barner said in her Ward there is a neighborhood that everyone has a sidewalk except for one homeowner. She asked if they would be able to use the program.

Mayor Womer Benjamin explained the program is intended to be used for repair and not to install sidewalks.

Mr. DePiero explained again the homeowner's responsibility with sidewalks. He said if the city has notice that an obstruction exists and the city fails to enforce that and someone is injured the city can be liable as well as the homeowner. He said the city can start enforcing the ordinances tomorrow, but it is not the intent. He said the intent is to assist those that may be having a hard time and bring them into compliance and to limit the city's potential liability. He said if the city has notice of a problem the city has a duty to act and are obligated to make sure the sidewalks are fixed.

Mr. Wolf said he wants to make sure people understand once the money is gone the city is going to start enforcing what they should have been enforcing all along. He said that needs to be made clear.

Law Director's Report
(Attached)

Council President's Report
(Attached)

MOTION: To amend the agenda by adding Ordinances 2016-003 and 2016-004
Mr. Wolf moved; Ms. McDougald seconded. The motion carried on a unanimous voice vote.

Citizens Comments - Legislation

Ms. Deb Conti, S. Chillicothe Road – commented on Ord. 2016-004 – she said she sent letters to Mr. Trew and the Mayor regarding the resurfacing project asking if it will decrease the height of SR43. She said the reason she asks is because it ties into her sidewalk. She said the current SR43 in front of her house has no crown and her hope is one will be installed with the project because she is getting the water from across the street. Ms. Conti said the sidewalk is deplorable because of the water. She said she is concerned they will just put another coat of pavement. She said the road is now 10 inches higher since she moved into her home. She said she would love to have a new sidewalk that is safe from water.

Mr. George Mazzaro, Eldridge Road – commented on Ord. 2015-155 thru 158 – he said it is wrong to increase the fees. He said the city is only increasing the cost to the local taxpayer. Ord. 2015-170 – he said he does not have a serious problem with other than he does not see funds for painting the fire hydrants, replacing signs and upgrading the police and fire stations as that it is well overdue. Ord. 2016-001 – he said it should have been approved at the last Council meeting.

Councilman Remarks - Legislation

Ms. McDougald commented on Ord. 2015-155 thru 2015-158 – she said she would like an idea of how the current fees structure versus the new fee structure covers the expenses within the department.

Ms. Januska said on average a basic residential permit will take a half an hour; which would be the \$37.50 which is pretty much what is charged now. She explained the reason for changing the rate is due to very large commercial and industrial projects that currently the city can only charge \$125.00 for plan review. She said the city is sometimes paying \$600.00 - \$800.00 for those very large projects. She said it is not going towards residential projects.

Ms. McDougald asked why the city does not charge more.

Ms. Januska said it is because that is what is in the existing ordinances. She said that is why the city is changing them.

Ms. McDougald suggested just changing the fees for commercial and not for residential.

Ms. Januska stated it is basically what has been done. She said she was trying to go by the hourly rate the plan examiner is paid per contract by the city. She said when the city receives an invoice from the plans examiner that is part of the permit.

Ms. McDougald stated some of the fees are by the hour. She said that no limit on a per-hour fee is kind of scary. She asked how someone would know what their possible expenses would be.

Ms. Januska said residential is done in-house and for the most part are a half hour to an hour tops. She said some of the time when with commercial and industrial plans come to the plans examiner in piece meal and then there might be corrections and additions. She said the costs for review depend upon how well the plans come in.

Mayor Womer Benjamin said the city has been penalized by projects where the plans come in and they are not complete or come in, in pieces. She said the outside reviewer takes a lot of additional time reviewing and re-reviewing plans; and sending them back because the parties doing business with the city are simply not providing what they need to provide. She said these are professional services being provided by the city and outside contractors which are typically billed on an hourly basis.

Mr. Vaca commented on Ord. 2015-155 thru 158 – he suggested the rates are increased at the beginning of each year rather than waiting this long. He said it should be considered that at the beginning of every year based on the cost of living increase. He said if this had been done all along it would not have been so bad.

Legislation

Ordinance 2015-155

AN ORDINANCE AMENDING SECTION 157.05 "APPLICATION FEE" OF AURORA'S CODIFIED ORDINANCES

MOTION: To postpone Ordinance 2015-155

Mr. Kudley moved; Mr. Wolf seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

Remains on third reading

Ordinance 2015-156

AN ORDINANCE AMENDING SECTION 1101.09 "FEES, DEPOSITS, GUARANTEES" OF AURORA'S CODIFIED ORDINANCES

MOTION: To postpone Ordinance 2015-156

Mr. Kudley moved; Mr. Wolf seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

Remains on third reading

Ordinance 2015-157

AN ORDINANCE AMENDING SECTION 1135.04 "ZONING FEES" OF AURORA'S CODIFIED ORDINANCES

MOTION: To postpone Ordinance 2015-157

Mr. Kudley moved; Mr. Kovach seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

Remains on third reading

Ordinance 2015-158

AN ORDINANCE REPEALING THE CURRENT SECTION 1329.01 "FEE SCHEDULE" AND ENACTING A NEW SECTION 1329.01 "FEE SCHEDULE," SUBSTANTIALLY IN THE FORM ATTACHED HERETO, OF AURORA'S CODIFIED ORDINANCES

MOTION: To postpone Ordinance 2015-158

Mr. Kudley moved; Mr. Kovach seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf
NAYS: None

To remain on third reading

Ordinance 2015-170

AN ORDINANCE APPROVING AND ADOPTING THE ANNUAL BUDGET AND APPROPRIATIONS FOR CALENDAR YEAR 2016, AS SUBMITTED BY MAYOR ANN WOMER BENJAMIN, AND APPROPRIATING THE MONIES NECESSITATED BY THE ADOPTION OF THAT BUDGET

MOTION: To amend Ordinance 2015-170 by including the proposed amendments in the 2016 budget provided by the Mayor

Ms. McDougald moved; Mr. Hatridge seconded. The motion carried on a unanimous voice vote.

Mr. Vaca stated he would like a ruling from the Law Director regarding his suggested amendment to the legislation pertaining to sidewalk maintenance. He said he does realize it is late in the season to do this now; therefore, the budget should be passed as it is. Mr. Vaca feels if the transitional program continues the amendment should be done.

Mr. Kudley asked when the program is implemented can legislation be created that allows for the assistance program.

Mr. DePiero stated he cannot make a ruling that affects what the liability to the city is pursuant to court rulings or state statutes. He said certainly the program can be set and council can pass legislation directing the administration to set up a program with certain parameters. He suggested working with the administration; have them propose a program and how it will work. He said then Council can vet it at that point and implement it.

MOTION: To adopt Ordinance 2015-170 as amended

Ms. McDougald moved; Mr. Hatridge seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf
NAYS: None

Ordinance 2016-001

AN ORDINANCE AMENDING ORDINANCE 2015-106 TO REVISE THE COMMUNITY REINVESTMENT AREA AGREEMENT WITH AKMA DEVELOPMENT, LLC AS A RESULT OF THE INCREASE IN THE NEW CONSTRUCTION INVESTMENT FROM \$450,000.00 TO \$700,000.00 AND DECLARING AN EMERGENCY TO PERMIT CONSTRUCTION TO PROCEED AS SCHEDULED

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions

Mr. Wolf moved; Mr. Kovach seconded. The motion carried on a unanimous voice vote.

MOTION: To adopt Ordinance 2016-001

Mr. Wolf moved; Mr. Kovach seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf
NAYS: None

Ordinance 2016-002

AN ORDINANCE AMENDING EXHIBIT "A" TO AURORA CODE OF ORDINANCES CHAPTER 161,

"EMPLOYEES GENERALLY," TO REFLECT CHANGES IN COMPENSATION FOR THE INDIVIDUALS LISTED ON THE ATTACHED SCHEDULE AND/OR TO PLACE THOSE NEWLY HIRED INDIVIDUALS LISTED ON THE ATTACHED SCHEDULE ON EXHIBIT "A" AT THE COMPENSATION SPECIFIED FOR THEM, APPROVING SUCH COMPENSATION, AND DECLARING AN EMERGENCY **(ANNUAL INCREASES FOR CITY EMPLOYEES)**

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Hatridge moved; Ms. Barner seconded. The motion carried on a 7-0-1 roll call vote. Mr. Kudley abstained.

AYES: Barner, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None
ABSTAIN: Kudley

MOTION: To adopt Ordinance 2016-002
Mr. Kovach moved; Mr. Hatridge seconded. The motion carried on a 7-0-1 roll call vote. Mr. Kudley abstained.

AYES: Barner, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None
ABSTAIN: Kudley

Ordinance 2016-003
AN ORDINANCE APPROVING AN AMENDMENT TO THE CONTRACT FOR THE PROVISION OF LEGAL SERVICES TO REFLECT A 2.5% INCREASE TO THE BASE SALARY OF THE LAW DIRECTOR, CONSISTENT WITH OTHER NON-UNION EMPLOYEES FOR 2016, AND DECLARING AN EMERGENCY TO ENSURE THE CONTINUITY OF THE LAW DEPARTMENT PURSUANT TO ARTICLE VII OF THE CITY CHARTER

To second reading

Ordinance 2016-004
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION ("ODOT"), SUBSTANTIALLY IN THE FORM ATTACHED HERETO, IN THE ESTIMATED AMOUNT OF \$352,168.00, WHICH REPRESENTS 20% OF THE TOTAL PROJECT COST FOR RESURFACING PORTIONS OF STATE ROUTE 43 AND STATE ROUTE 82, TAKING THE NECESSARY FUNDS FROM THE ROAD AND BRIDGE LEVY FUND (#36), AND DECLARING AN EMERGENCY IN ORDER TO MEET ALL LOCAL AND STATE REQUIREMENTS FOR THE PROJECT

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Wolf moved; Mr. Hatridge seconded. The motion carried on a unanimous voice vote.

Mr. Trew said the project is a milling and resurfacing project. Therefore, they will be milling and replacing the crown on SR43 as he previously told Ms. Conti. He said as the engineering for the new sidewalk projects are done, any problems with drainage behind the grade will be corrected.

Mr. Horvat asked if the height of the pavement will be the same as it is now. Mr. Trew said in most cases it will be the same. He said there will be a variation in some areas where it may be lower or higher than it was before, but it will match grade and the existing surface.

Mr. Kudley stated for clarification the term milling means the current surface will be removed and it will back to the original height, so, there will not be any additional height added to the overall road itself.

Mr. Trew said Mr. Kudley is correct.

Mr. Vaca asked if the asphalt grindings will be taken away. Mr. Trew said because it is an ODOT project they will be taken away. Mr. Trew said the city does not have the space to store the grindings from a project of this magnitude.

MOTION: To adopt Ordinance 2016-004

Mr. Wolf moved; Mr. Hatridge seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

Citizens Comments

Ms. Deb Conti, S. Chillicothe Road, commented on the new parking lot and the beautiful blacktop paved sidewalk she uses because as it is safer than the front walk. She said it is very nicely lit. She said on one of her walks she noticed that on the one side there are parking stops for cars. She said she brought it to the city's attention and she is pleased the stops have been put in and she appreciates that tremendously. Ms. Conti thanked Ms. Hawks for her assistance she gave earlier in the day. Ms. Conti suggested citizens contact Ms. Hawks to start getting the mailings. She explained the packet information that is emailed to Council can be emailed to the citizens and it will give them a much better idea of what Council, the Mayor, and all the different groups are doing in the city. She said she is very appreciative.

Mr. George Mazzaro, Eldridge Road, said the service crew has done an excellent job with snow removal and he thanked them for a job well done. He said he assumes there were questions from Council on the budget.

Councilman and Committee Remarks

Mr. Vaca commended Chief Byard on the apprehension of a person of interest with the new dog. He also thanked Chief Byard for enforcing the no thru trucking. Mr. Vaca commented on statement made by Ms. Barner regarding the missing a sidewalk. He said there was a similar instance in Aurora Shores many years ago. He said sidewalks were mandatory and the Building Department failed to follow-up. He said the Safety Committee brought the matter to the city's attention and the rest of the sidewalks were installed. He said Ms. Barner might want to do some research on that. Mr. Vaca also commended the service crew on the snow removal.

Mr. Kudley stated for clarification purposes as far as the creation of the budget, members of Council did have input as far as their priorities. He said each member met with the Mayor; we discussed the budget, her priorities, our priorities and where we disagreed. He said amendments and changes were made and things that Council wanted implemented into the budget were added. Mr. Kudley said there were opportunities for Council to have input; it is just being done differently than with prior administrations. He stated it is bit more free and open with the current administration.

Ms. Barner said she received a complaint from a Barrington resident regarding the mud and stones on Treat Road. She thanked Mr. Vaca for his suggestion.

Ms. McDougald congratulated Mr. Wagner. She thanked Council for consideration of the proposal for citizen's comments at the Committee of the Whole. Ms. McDougald asked if anyone knew when the 1815 Tavern will open. Chief Byard said it should be open by the end of February.

Mr. Hatridge asked for an update on the commercial property on Page Road.

Ms. Januska said an additional inspection has been done. She said each tenant will be given a warning of

violation to clean up the property. She said if it is not done within 15 days citations will be issued through the police department.

Mr. Hatridge congratulated Mr. Wagner and thanked him for his service. He gave a brief history of his relationship with Mr. Wagner and said he appreciates him very much.

Adjournment

MOTION: To adjourn

Mr. Vaca moved; Mr. Wolf seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Hatridge, Horvat, Kovach, Kudley, McDougald, Vaca, Wolf

NAYS: None

The meeting was adjourned at 8:18 p.m.

George Horvat, President

Donna Hawks, Clerk of Council