

City of Aurora, Ohio
CITY COUNCIL
MEETING MINUTES
April 11, 2016

The Council of the City of Aurora, Ohio met in Council Chambers at City Hall on Monday, April 11, 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
 Kathi Grandillo
 Harold Hatridge
 George Horvat
 Dennis Kovach
 John Kudley, Jr.
 James Vaca
 Scott Wolf

Absent: Amy McDougald

Also Present: Ann Womer Benjamin, Mayor
 Dean DePiero, Law Director
 Timothy Clymer, Finance Director
 John Trew, Director of Public Services
 Denise Januska, Director of Planning, Zoning and Building
 Karen Aldredge, Chief of Staff
 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 March 28, 2016, Meeting minutes

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

AYES: Grandillo, Hatridge, Horvat, Kovach, Kudley, Vaca, Wolf

NAYS: None

ABSTAIN: Barner

Mayor's Report

(Attached)

Mayor Womer Benjamin said the dedication ceremony for the Deed House will be on June 9 at 6:00 p.m. She said additional details will be provided at a later date. She said applications are being accepted for the 2016 STAR program; and the filing deadline is May 1. She said applications are available online and at City Hall.

Mayor Womer Benjamin said she met with ODOT last week regarding the SR 43/82 resurfacing project. She said she learned at the meeting that ODOT will not include a needed curb repair on SR 43 in the project. She said the city will need to have the current contractor, Perrin Asphalt, complete the repair work prior to the paving crews moving in. She said there is currently money in the Concrete Road Fund

for the repair but funds will need to be appropriated back into the fund for anticipated neighborhood concrete work this summer. She said legislation is needed to extend the three year contract with Perrin into its third year so that Perrin can begin the curb work immediately.

Mayor Womer Benjamin provided a brief recap of those she met with and functions that she attended since the last meeting of Council.

Mr. Hatridge asked for clarification on the location of the curb work. Mr. Trew said north of SR 43, on the right on side. Mr. Trew said not fixing the curbs would be detrimental.

Mr. Vaca asked if the repair will include the Bank Street Residents. Mr. Trew said Bank Street will be taken care of separately.

Ms. Barner asked if Barrington Blvd. will be considered at a later date. Mr. Trew stated Barrington Blvd. is asphalt not concrete. Ms. Barner asked if the curbs will be considered. Mr. Trew said it would have to be a special project.

Mr. Wolf said he assumes they will cut, clean up and relay the linear concrete and that the work that will be done is down by Nicky and Smitty's. Mr. Trew said yes, on the other side of the street.

Law Director's Report (Attached)

Council President's Report (Attached)

MOTION: To amend the agenda by adding Ordinances 2016-042 thru 2016-046
Mr. Wolf moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote.

Citizens Comments - Legislation

Mr. George Mazzaro, Eldridge Road, commented on Ord. 2016-034 – he asked if the city is mandating the installation of sidewalks. Ord. 2016-035 – he asked if anyone received the approval from the Army Corp of Engineers and the EPA on the project. He said it is important that the buyers are informed of the reduced boundaries and the water. Ord. 2016-039 – He said he appreciates the cost but would like to know why the city must go so far to buy the computers. He said he would like to know what happens to the old ones.

Councilman Remarks - Legislation

There were none.

Legislation

Ordinance 2016-022

AN ORDINANCE ACCEPTING THE PROPOSAL OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH AMERICAN FIREWORKS IN THE AMOUNT OF \$17,500.00 TO PERFORM THE CITY'S JULY 4TH FIREWORKS PROGRAM, TAKING THE NECESSARY FUNDS FROM THE RECREATION FUND (#78)

MOTION: To adopt Ordinance 2016-022
Mr. Kovach moved; Mr. Wolf seconded. The motion carried on an 8-0 roll call vote.

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

Ordinance 2016-026

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION AGREEMENT FOR 2015 AUDITING SERVICES WITH JAMES G. ZUPKA, CPA, INC., SUBSTANTIALLY IN THE FORM ATTACHED HERETO, INCREASING THE CURRENT CONTRACT OF \$24,480.00 BY \$1,152.00 IN ORDER TO IMPLEMENT NEW ACCOUNTING STANDARDS AND TAKING THE NECESSARY FUNDS FROM THE GENERAL FUND (#01)

MOTION: To adopt Ordinance 2016-026

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

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

NAYS: None

Ordinance 2016-029

AN ORDINANCE AMENDING CHAPTER 155 "DIVISION OF ENGINEERING, UTILITIES AND INSPECTION" OF AURORA'S CODIFIED ORDINANCES BY ELIMINATING THE REFERENCE TO THE SERVICE AND UTILITIES COMMITTEE AND FURTHER CORRECTING GRAMMATICAL ERRORS

To third reading

Ordinance 2016-030

AN ORDINANCE AMENDING SECTION 161.10(B) "EMPLOYEES GENERALLY-ESTABLISHED POSITIONS-SECRETARIES" OF AURORA'S CODIFIED ORDINANCES TO REMOVE REFERENCES TO MULTIPLE COMMITTEES THAT NO LONGER EXIST AND TO REMOVE OUTDATED INFORMATION AND CLARIFY THE CITY'S CURRENT PRACTICE

To third reading

Ordinance 2016-031

AN ORDINANCE AMENDING SECTION 951.01 "AURORA CEMETERY-CHARGES AND FEES" OF AURORA'S CODIFIED ORDINANCES BY ELIMINATING SUBSECTION "O" WHICH REFERENCES THE FINANCE COMMITTEE

To third reading

Resolution 2016-032

A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF MR. KEN WOLF TO THE POSITION OF MEMBER OF THE PORTAGE AREA REGIONAL TRANSPORTATION AUTHORITY "PARTA" BOARD OF TRUSTEES FOR A THREE YEAR TERM ENDING JUNE 30, 2019

To third reading

Ordinance 2013-033

AN ORDINANCE AUTHORIZING THE PURCHASE OF A 2016 FORD F-350 TRUCK WITH PLOW FROM LIBERTY FORD FOR USE BY THE DIVISION OF PARKS AND RECREATION, AT A COST OF \$31,846.03, LESS THE TRADE IN ALLOWANCE OF \$6,000.00 FOR (1) 2006 FORD F-350 TRUCK CURRENTLY OWNED BY THE CITY, FOR A NET COST OF \$25,846.03 WHICH IS LESS THAN THE AMOUNT ON THE STATE BID LIST, TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY IN ORDER TO RECEIVE THE TRUCK BY THE SUMMER SEASON

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

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

MOTION: To adopt Ordinance 2016-033

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

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

Ordinance 2016-034

AN ORDINANCE APPROVING THE FINAL PLAT FOR HAWKIN SUBDIVISION LOCATED ON THE NORTH SIDE OF MENNONITE ROAD ACROSS FROM HARRIS DRIVE, IN AN R-4 RESIDENTIAL ZONING DISTRICT AND DECLARING AN EMERGENCY IN ORDER TO ALLOW THE PROJECT TO BEGIN DURING THE CONSTRUCTION SEASON

To third reading

Ordinance 2016-035

AN ORDINANCE APPROVING THE FINAL PLAT FOR FOREST RIDGE, PHASE I LOCATED ON THE SOUTH SIDE OF WEST GARFIELD ROAD ADJACENT TO THE AURORA WETLANDS, IN AN R-2 RESIDENTIAL ZONING DISTRICT AND DECLARING AN EMERGENCY IN ORDER TO ALLOW THE PROJECT TO BEGIN DURING THE CONSTRUCTION SEASON

To third reading

Ordinance 2016-036

AN ORDINANCE ACCEPTING THE PROPOSAL OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A (5) YEAR SERVICE AGREEMENT, SUBSTANTIALLY IN THE FORM ATTACHED HERETO, WITH AIRBUS DS COMMUNICATIONS, INC. FOR THE CITY'S REVERSE 911 SYSTEM IN THE AMOUNT OF \$36,850.00, PAYABLE IN ANNUAL INSTALLMENTS OF \$8,270.00 FOR YEARS 1 AND 2 OF THE AGREEMENT, AND \$6,770.00 FOR YEARS 3, 4, AND 5 OF THE AGREEMENT, TAKING THE NECESSARY FUNDS FROM THE GENERAL FUND (#01) AND DECLARING AN EMERGENCY

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

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

MOTION: To adopt Ordinance 2016-036

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

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

Ordinance 2016-039

AN ORDINANCE ACCEPTING THE QUOTATION OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH BROWN ENTERPRISE SOLUTIONS IN THE AMOUNT OF \$24,360.00, THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM, FOR THE PURCHASE OF 28 DELL DESKTOP COMPUTERS AND MONITORS AS PART OF THE CITY'S COMPUTER REPLACEMENT PLAN TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY TO REPLACE OUTDATED COMPUTERS

To second reading

Ordinance 2016-040

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CULTURAL PROJECT COOPERATIVE USE AGREEMENT, SUBSTANTIALLY IN THE FORM ATTACHED HERETO, THEREBY ACCEPTING A GRANT WITH THE STATE OF OHIO THROUGH THE OHIO FACILITIES CONSTRUCTION COMMISSION IN THE

AMOUNT OF \$50,000.00 TO BE USED FOR THE AURORA TREE ARBORETUM WALKWAY WHICH IS PART OF THE HARTMAN ATHLETIC FIELD COMPLEX PROJECT

To second reading

Ordinance 2016-041

AN ORDINANCE APPROVING AND ADOPTING THE CURRENT REPLACEMENT PAGES OF THE AURORA CODIFIED ORDINANCES, AS PREPARED BY THE WALTER H. DRANE COMPANY AND VERIFIED BY THE CLERK OF COUNCIL, AND DECLARING AN EMERGENCY IN ORDER TO COMPLY WITH CURRENT STATE LAW

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

MOTION: To adopt Ordinance 2016-041

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

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

Ordinance 2016-042

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 **(MILOVANOVIC)**

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

MOION: To adopt Ordinance 2016-042

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

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

Ordinance 2016-043

AN ORDINANCE SELECTING THE BID OF, AND AWARDING A CONTRACT TO PERRIN ASPHALT FOR THE 2016 SIDEWALK IMPROVEMENT PROJECT ON EAST PIONEER TRAIL AS THE BEST RESPONSIVE AND RESPONSIBLE BIDDER, REJECTING ALL OTHER BIDS, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PERRIN ASPHALT IN THE AMOUNT OF \$32,539.10, TAKING THE NECESSARY FUNDS FROM THE GENERAL FUND (#01) AND DECLARING AN EMERGENCY

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

MOTION: To adopt Ordinance 2016-043

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

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

Ordinance 2016-044

AN ORDINANCE SELECTING THE BID OF, AND AWARDING A CONTRACT TO FIORITTO CONSTRUCTION FOR THE 2016 HARMON ROAD WATERMAIN REPLACEMENT PROJECT AS THE BEST RESPONSIVE AND RESPONSIBLE BIDDER, REJECTING ALL OTHER BIDS, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH FIORITTO CONSTRUCTION IN THE AMOUNT OF \$849,905.52, TAKING THE NECESSARY FUNDS FROM THE WATER CAPITAL FUND (#71) AND THE CITY OPERATIONS FUND (#52) AND DECLARING AN EMERGENCY

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

MOTION: To adopt Ordinance 2016-044

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

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

Ordinance 2016-045

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JEFFERY SKAPIN, SUBSTANTIALLY IN THE FORM ATTACHED HERETO, TO PROVIDE PLAN REVIEW SERVICES TO THE DIVISION OF PLANNING, ZONING AND BUILDING, TAKING THE NECESSARY FUNDS FROM THE GENERAL FUND (#01) AND DECLARING AN EMERGENCY TO ENSURE THE CONTINUITY OF COMMERCIAL PLAN REVIEW FOR THE CITY

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

MOTION: To adopt Ordinance 2016-045

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

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

Ordinance 2016-046

AN ORDINANCE AUTHORIZING THE MAYOR TO EXERCISE THE OPTION TO RENEW THE CONTRACT WITH PERRIN ASPHALT IN THE AMOUNT OF (\$100,000.00) FOR THE CITY'S 2016 CONCRETE ROAD REPAIR AND TAKING THE FUNDS FROM THE STREET CONSTRUCTION MAINTENANCE AND REPAIR FUND (#40) AND DECLARING AN EMERGENCY TO COMMENCE THE WORK IMMEDIATELY

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

Mr. DePiero asked for the legislation be amended by inserting the language "in accordance with the attached schedule" after the word contract on the second line in the title and also after the word contract in section 1.

MOTION: To amend by adding "in accordance with the attached schedule" after the word contract in the title and in Section 1

Mr. Vaca moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote

Mayor Womer Benjamin said she would appreciate Council's support of the legislations so the city can proceed with the curb repair before the May resurfacing.

MOTION: To adopt Ordinance 2016-046 as amended

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

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

Citizens Comments

Mr. George Mazzaro, Eldridge Road, said the Mayor does a good job keeping Council and the citizens informed about what she is doing on a regular basis. He said he has a problem with not knowing what is happening with the committees that are left. He suggested a committee report be given to let residents know what is going on.

Councilman and Committee Remarks

Mr. Vaca asked for an update on California Street. Mr. Trew said he will be meeting with the engineers this week to discuss storm water and how it will be moved in that area. Mr. Vaca asked the status of the road survey. Mr. Trew said they are about 75% complete and should be done by the end of the month.

Mr. Vaca thanked The League of Women Voters for the information on the lobbyists. He said electricity bills are expected to go up.

Ms. Barner said the stop sign on Barrington Blvd. has been vandalized and almost completely down. Mr. Trew said he would notify the property owners. Ms. Barner asked what will happen if they do not follow through. Mr. Trew said the city does not work on private property. He said he will make sure it does not fall down. Ms. Barner said she understands, but, if it does not get fixed it becomes a safety issue.

Ms. Grandillo said the Planning Commission requires every developer to put a sidewalk along the main street. She said putting them in the development is up to them. Ms. Grandillo thanked Mr. Trew for getting back with her quickly regarding a couple of issues.

Mayor Womer Benjamin said it has been the priority of her administration to make sure developers coming into the city erect sidewalks where they are required to do so.

Mr. Wolf said he recently had the opportunity to attend the Civil Service Commission testing for Police Officer 1 entry level. He said it is involved testing and he was surprised of how detailed and advanced the contractor is in the way she controls the test and makes sure that if someone has taken the test in another city they are not getting the same test again.

Mr. Vaca asked if he understands Ms. Grandillo's comments correctly that the developer is not required to put sidewalks in the development but on the perimeter only. Ms. Grandillo said he is correct. Mr. Vaca stated any new development that goes in should have sidewalks in front of the houses. He said this was a problem with previous administrations.

Mayor Womer Benjamin said if the road is private the developer is not required to put sidewalks in and there may not be room for them.

Adjournment**MOTION: To adjourn**

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

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

The meeting was adjourned at 7:35 p.m.

George Horvat, President

Donna Hawks, Clerk of Council