

City of Aurora, Ohio
CITY COUNCIL
MEETING MINUTES
April 9, 2018

The Council of the City of Aurora, Ohio met in Council Chambers at City Hall on Monday, April 9, 2018 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.
 Amy McDougald
 James Vaca
 Scott Wolf

Also Present: Ann Womer Benjamin, Mayor
 Dean DePiero, Law Director
 Tim Clymer, Finance Director
 Kris Allen, Executive Assistant to the Mayor
 Karen Aldredge, Chief of Staff
 Denise Januska, Director of Planning, Zoning and Building
 Laura Holman, Director of Parks and Recreation
 Harry Stark, Director of Public Services
 Brian Byard, Chief of Police
 Donna Hawks, Clerk of Council
 April Secura, Deputy Clerk of Council

Consideration of Minutes

MOTION: Approval of the March 26, 2018, meeting minutes

Mr. Vaca moved; Ms. Grandillo seconded. The motion carried on a 7-0-2 roll call vote. Ms. Barner and Mr. Wolf abstained.

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

Mayor's Report

(Attached)

Mayor Womer Benjamin said Council Chambers and kitchen are going to be repainted beginning this Thursday and the work is scheduled to be completed by the end of the weekend.

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

Law Director's Report

(Attached)

Mr. DePiero did not read his report.

Council President's Report

(Attached)

MOTION: To amend the agenda by adding Ordinance 2018-064

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

Citizens Comments - Legislation

Mr. Richard Belter, Greenview Drive, commented on Ord. 2018-048 – he asked how much of a reduction he will see in his property taxes if the legislation is passed. He said if service is not being provided for septic users and the price they pay will double to have them clean he would like to know how much of his money will be reduced that goes into the General Fund to support the wastewater treatment plants. He said he has a problem with the Law Director dictating who can vote and who cannot.

Mr. Clymer responded there is no provision in the proposal for a reduction in property taxes. He explained that property taxes are split between a few funds and the money that goes into the General Funds does not support wastewater treatment or capital.

Ms. Deb Conti, S. Chillicothe Road, commented on Ord. 2018-048 – she said she appreciates receiving the packet. She asked for someone to explain to difference between the original legislation and the proposed amended piece of legislation.

Mr. Jim Bucks, Eggleston Road, commented on Ord. 2018-048 – he said the citizens voted for people to represent them and they no longer have a voice because those council members cannot vote. He said since this is the case, if there is a situation with water and sewer are the members who have water and sewer prohibited from voting and only Mr. Kovach and Mr. Kudley can vote.

Mr. Dennis Kovach, Winchell Road, commented on Ord. 2018-048 – Mr. Kovach stepped down from the dais and to the podium and as a citizen read a statement pertaining to the septic issue. (See attached) He asked Council to continue to do the right thing, to respect the hard work of their predecessors with regards to writing and passing this ordinance and to continue to keep the community from being divided. He asked the Council members who voted for the septic cleaning in 2011 not to flip flop on your previous voting record.

Meadowlark Drive resident, commented on Ord. 2018-048 – he said Aurora is a fantastic community. He said the people on septic are the people that have made the community what it is today. He urged Council not to forget those people. He asked them to take a hard look at different opportunities to satisfy those residents.

Mr. George Mazzaro, Eldridge Road, commented on Ord. 2018-048- he said as far as he is concerned Council can say no to the ordinance and go back to what they have been doing. He said Council approved the installations of the septic systems for the residents and they should take care of them. He said the city should continue with the current program and do a better job of helping the citizens. He said the city needs to protect each of these citizens to make sure the work gets done properly and the city pays for it.

Mr. Kovach stated it was recommended by the Ethics Commission of the State of Ohio to speak from the podium as a citizen and not as a councilman.

Mr. Larry Hodson, Mustang Pass – commented on Ord. 2018-048 – he said he received a number of calls from some more seasoned residents that were not physically able to come and speak. He said he does not feel that the cost has been looked at. He said septic residents will continue to pay through their taxes. He said he feels they are getting shunned.

Mr. Hal Goodman, Eggleston Road – commented on Ord. 2018-048 – he said he wants to do how the city is going to make sure the systems are being maintained. He said he is more concerned with the health issue and not with the city doing the work.

Mr. Gary Henrich, Deepwoods Lane, commented on Ord. 2018-048 – he said he got a copy of the legislation at the last Council meeting and he is not sure that the residents have seen it. He suggested that everyone should have a copy of it. He said the legislation language is quite harsh and not a community friendly piece of legislation. He said this is not a question of small government it is a question of fairness for things the residents pay over and above for. He said he hopes Council will do what is right for the rural residents.

Mr. Greg Barrow, Whisperwood Lane, commented on Ord. 2018-048 – he said he understands the ruling by the Ethics Commission for the two members of Council and asked if it has been an understanding or a determination by the Law Director that it is a conflict of interest and has been opined. He said while watching some members on the dais while comments are being made he has a concern that some of them are being sluffed off or being ignored. He said the problem he has with that is everyone sitting up there represents ALL of Aurora; those that have septic systems and those that do not. He said it is offensive. He said on the other side of the coin for those with sewers, what if there was a program that the city was going to eliminate sewers would everyone but the two councilmen be eliminated off the dais. He said he sees more and more conservation developments going in that go against conservation. He said he was promised that was going to be addressed. He asked why the septic people have to pay for more and more. He said there is a lot more at stake than eliminating a program. He said he cannot get his road fixed and he is going to lose more services. He said he finds that offensive and he wishes he could see more interest on people's faces on the dais.

Mr. Joe Steiner, Deepwoods Lane, commented on Ord. 2018-048 – he asked where the money is coming from to upgrade the wastewater treatment plant.

Mr. John Kudley, W. Pioneer Trail, commented on Ord. 2018-048 – Mr. Kudley stepped down from the dais to the podium and read a statement pertaining to the septic issue and why he and Mr. Kovach are not permitted to vote on the legislation or participate in the discussion (See attached). He said during his tenure on Council he has always acted in what he believes to be the best interest of the citizens of Aurora. He said he has always listened intently to his constituents and has voiced his opinion and acted in a manner that at some times goes against the majority of Council but it is in the best interest of the community. He said as elected officials they do not give up their constitutional rights as private citizens and it is a fine line as to whether or not someone might challenge their actions. He said he implores the members of Council to remember the charge they took when they swore their oath to serve all of the citizens of Aurora. He said as a Council they have acted on legislation and authorized expenditures that benefit a select and small group of citizens. He said programs have been approved that have allowed employees to go on private property and perform certain services. He said the city has contracted the plowing of driveways; are plowing sidewalks in a select area of town; have instituted a transportation system that benefits a minority of people and have instituted other programs benefit less than the majority of the citizens. He said as an Administration and Council they have established enterprise funds that provide for the operation of parks and recreation and sewer and water. He said those funds provide a service to a product to the users who are supposed to pay for it. He said enterprise funds by definition are supposed to be self-funding and not to be operated independent of monies from the General Fund for their support. He said the Administration requested and Council approved over \$1,000,000.00 from the General Fund to pay for water lines. He said they have selectively taken money earmarked to operate city departments, pave roads, improve signalization, fund fire and police services, pay for salaries and benefits and other areas that benefit the entire community. He said since 1998 when he was first elected to Council and until now this Council has never declared in an ordinance to purpose the importance of a program to the health and safety of the community and in the same legislation take steps to end that program. He cautioned Council to carefully consider the actions they will take.

Mr. Bob Weeks, Greentree Circle, commented on Ord. 2018-048 – he said he is very offended that the Law Director can dictate who can and cannot vote. He said if they cannot vote what makes it right for the rest of them to vote because they live in the city and get water and sewage.

Mr. Kudley clarified that he was speaking as a private citizen and not as a member of Council.

Mr. William DiSantis, Jackson Road, commented on Ord. 2018-048 – he said he has lived in Aurora 40 years, he has voted for every school levy, paid all of his taxes and has never asked for anything other than fair treatment. He said he is asking Council now to reconsider by voting in favor of the citizens.

Ms. Dana Wakefield, Oakhollow Road, commented on Ord. 2018-048 – she said she agrees with what everyone has said. She said she wants it recorded that she is appealing to her representative Ms. Grandillo. She said she does not support the legislation and is asking Ms. Grandillo for her support in continuing the septic plan as is or more to find a new plan that would adequately service those in attendance and the rest of the 15% of the population.

Ms. Ann Kastelic, Eggleston Road, commented on Ord. 2018-048 – she said she is the widow of Mr. Joe Kastelic former Councilman for 16 years in Aurora. She said she is here because she has septic and she is coming up on a year anniversary since Joe's death. She asked Council to take a second and to think of how Joe would have voted. She said Council would know that Joe would have voted to keep the septic covered.

Mayor Womer Benjamin said the city is still at 75% capacity at the plant. She said the upgrades will not address capacity but rather equipment and the equipment there is. She said just because you read something in the paper about a development it does not mean it is going to happen. She said it is in the Ordinance that the resident will be required to clean their septic every three years except a waiver provision has been added so that the three years can be waived if they can show that they do not need it. She said the city is requiring certification of the cleaning from the cleaner.

Mr. DePiero explained the Ohio Ethics Laws and how it applies in this situation with Mr. Kudley and Mr. Kovach.

Councilman Remarks – Legislation

Mr. Wolf commented on Ord. 2018-048 – he explained the amendments to the legislation and how they came about. He said if a time had been on the program in the first place they would not be having this discussion. He said it would have ended in 2009 when the levy that you were being compensated for ended and that would have been the end of it; it would have reverted back to private haulers. He said for those that are under the impression the city is taking this away out of spite you could not be further from the truth. He said the city has been operating in violation for several years from State requirements and now we have to clean it up. He said he and Ms. Grandillo sponsored legislation and drafted legislation to provide a transitional period. He said he broached the subject of means for people that might not be able to handle the difference. He said to say this is mean spirited in anyway is wrong. He said it is intended to solve a problem of liability that many do not feel it can be solved by continuing to do it ourselves and would rather do it via RFP and have private contractors come in and contract a set rate. He said the residents get the rate that is negotiated by the city. He said if a private contractor comes in and damages your property the city can step in on your behalf. He said the city is trying to protect the interest of everyone involved. He said he has a parent on a fixed income that has to handle the increases on water and sewer rates the same as everyone else so he is not immune to this. He said it is not being mean spirited at all; the city is trying to do this the most equitable way they can.

Mr. Hatridge commented on Ord. 2018-048 – he said his main concern is the public health. He asked if private contractors will be as vigilant on any leaks and so forth as any city employee. He said the septic truck is very expensive. He said he checked and it can still be used. He said not everyone will have to

clean their tank every three years. He said he thinks this last piece of legislation takes care of that. He said he is concerned on the paperwork being handled correctly. He said he looks forward to see the RFPs the city receives.

Mr. Vaca commented on Ord. 2018-048 – he said he does not like how this came across. He said he resents the fact the program was stopped without Council knowing about it. He said he proposes the proposal goes until December 31, 2021; at that time a new administration will be coming in. He commented that the changes in the ordinances are not outlined in red. He said he represents Ward One and has approximately five people that have septic systems and he is appalled by this and will vote no. He hopes the Council at Large that can still vote on this and the Council that represents these people will do the same and keep it the way it is.

Ms. Grandillo commented on Ord. 2018-048 – she said there are programs in the city that fall through the cracks and this was one of those. She said it was put in place when there was a bond and it was unfair for septic people because they were paying taxes for the bond and not getting the benefit of the wastewater treatment plants. She said when the bond came off the tax bill it should have been a red flag that this needed to be relooked at. She said there are new laws and new regulations and things change. She said the city has great liability and could lose government immunity by being on the resident's properties. She said private contractors are licensed to do the work. She said the ordinance has been tweaked many times in trying to be fair. She said the city going out for an RFP will get the residents a better price.

Ms. McDougald commented on Ord. 2018-048 – she said it is really nice to see everyone and would love to see more interaction at all of the Council meetings. She said Council does care about each one of you and are trying to do the best thing. She said her main concern is liability. She said what the Advocate printed does not represent the bill as it should. She said if Council votes no on the bill it will not bring back the program; there is no funding to help supplement what you all are paying for your septic services. She by voting yes, we are helping supplement what you are paying. She explained if the city gets an RFP for \$300.00 the city will pay \$120.00 to help compensate for the difference of what you were paying and what you will pay. She said by voting no there is no compensation; there is no additional money that would help supplement. She said it is not a question of Council voting no and the program will come back; it is a question of them voting yes and we are helping supplement the cost of you cleaning your system. She said we are also trying to get a conglomerate of owners together so that we can get a better deal when cleaning your septic system and we are also trying to be a little more conscious of keeping the city's waterways clean and that was not done in the past. She assured the residents that she cares about them and cares about the systems and cares about being fair. She asked the residents to understand this is not a vote to keep the current system; it is vote to help you pay the difference. She said she will vote yes because she wants to help to make it a little easier and she thinks it is the right thing to do.

Mr. Vaca commented on Ord. 2018-048 – he said he believes the money is in the budget and it is still there. He said he believes it was set up to get rid of the program so there is \$100,000 to spend on something else. He said he will make two amendments; the year and changing "may be reviewed" to "shall be reviewed".

Ms. Barner commented on Ord. 2018-048 – she asked how many cities help out with septic and with a negotiated RFP could it possibly be less than \$180.00 for the residents.

Mr. Stark said no other city in the State of Ohio does this program of cleaning septic systems. He said for two 1,000 gallon tanks it would not be less than \$180.00; right now you can get two 1,000 gallon tanks pumped for \$360-400. He said several individuals in the community contacted him to tell him that. He has talked to companies that said if we go out to bid they believe they can get lower. He said if you have a 500 gallon tank it will be much less than if you have two 1,000 gallon tanks.

Ms. Barner asked for clarification that this is strictly for cleaning.

Mr. Stark said that is correct.

Legislation

Ordinance 2018-048

AN ORDINANCE AMENDING AURORA CODIFIED SECTION 921.33(C) "RESIDENTIAL SEPTIC SYSTEMS" OF THE CITY OF AURORA TO OFFER A THREE-YEAR PARTIAL REIMBURSEMENT FOR RESIDENTIAL SEPTIC CLEANING BY PROVIDING A ONE-TIME REIMBURSEMENT OF CERTAIN SEPTIC CLEANING COSTS TO ANY RESIDENTIAL PROPERTY OWNER WITH A SEPTIC TANK FOR THE COST THAT EXCEEDS \$180 FOR A CLEANING, UP TO \$180 OF REIMBURSEMENT, APPROPRIATING THE NECESSARY FUNDS FROM THE SEPTIC CLEANING FUND (#74) NOT TO EXCEED \$100,000 OVER THE THREE-YEAR TERM AND DECLARING AN EMERGENCY

MOTION: To amend by replacing with proposed legislation provided by the Law Department

Mr. Wolf moved; Ms. Grandillo seconded. The motion carried on a 5-2-2 roll call vote. Mr. Kovach and Mr. Kudley abstained.

AYES: Barner, Grandillo, Horvat, McDougald, Wolf

NAYS: Hatridge, Vaca

ABSTAIN: Kovach, Kudley

MOTION: To amend by changing on Page 2; (c) (1) line 2; December 31, 2020 to December 31, 2021

Mr. Vaca moved; Ms. McDougald seconded. The motion carried on a 7-0-2 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, McDougald, Vaca, Wolf

NAYS: Kovach, Kudley

MOTION: To amend by changing on Page 2; (c) (2) line 5; to shall be reviewed and may be extended.

Mr. Vaca moved; Ms. McDougald seconded. The motion carried on a 7-0-2 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, McDougald, Vaca, Wolf

NAYS: Kovach, Kudley

MOTION: To amend the title by changing three-year to four-year where appropriate

Mr. Vaca moved; Mr. Wolf seconded. The motion carried on a 7-0-2 roll call vote. Mr. Kovach and Mr. Kudley abstained.

AYES: Barner, Grandillo, Hatridge, Horvat, McDougald, Vaca, Wolf

NAYS: Kovach, Kudley

MOTION: To adopt Ordinance 2018-048 as amended

Ms. McDougald moved; Ms. Grandillo seconded. The motion carried on a 5-2-2 roll call vote. Mr. Kovach and Mr. Kudley abstained.

AYES: Barner, Grandillo, Hatridge, Horvat, McDougald, Vaca, Wolf

NAYS: Hatridge, Vaca

ABSTAIN: Kovach, Kudley

Mr. Kudley stepped out of Council Chambers.

Mr. Wolf questioned if Mr. Vaca's no vote was appropriated after Council supported is amendments to the

legislation.

Ordinance 2018-049

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 2018-049

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

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

NAYS: None

Ordinance 2018-050

AN ORDINANCE ACCEPTING THE PROPOSAL OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH FINE LINE COMMUNICATIONS, INC. IN THE AMOUNT OF \$21,000.00, FOR THE INSTALLATION OF 6 STRAND SINGLE MODE FIBER LINES BETWEEN MULTIPLE CITY BUILDINGS, TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60)

MOTION: To adopt Ordinance 2018-050

Mr. Wolf moved; Ms. Grandillo seconded. The motion carried on a 7-0-1 roll call vote. Mr. Hatridge abstained.

AYES: Barner, Grandillo, Horvat, Kovach, McDougald, Vaca, Wolf

NAYS: None

ABSTAIN: Hatridge

Ordinance 2018-053

AN ORDINANCE AUTHORIZING THE PURCHASE OF SECURITY CAMERAS AND DVR EQUIPMENT FOR THE POLICE DEPARTMENT FROM DETECT ALARM SYSTEMS, INC. IN AN AMOUNT NOT TO EXCEED \$10,145.00, TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY IN ORDER TO COMPLETE THE SECURITY UPDATE IN A TIMELY MANNER

MOTION: To adopt Ordinance 2018-053

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

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

NAYS: None

Mr. Kudley returned to Council Chambers

Ordinance 2018-054

AN ORDINANCE AUTHORIZING THE REINSTATEMENT OF ONE OF THE PART-TIME ENGINEER POSITIONS TO FULL-TIME WITH A SALARY RANGE OF \$50,605.00-\$97,520.00 AND DECLARING AN EMERGENCY IN ORDER TO KEEP UP WITH THE DEMANDS OF THE CITY'S ENGINEERING NEEDS

MOTION: To adopt Ordinance 2018-054

Ms. Grandillo moved; Mr. Vaca seconded. The motion carried on a 9-0 roll call vote.

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

NAYS: None

Ordinance 2018-060

AN ORDINANCE AUTHORIZING THE PURCHASE OF A 2018 FORD EXPLORER 4X4 FROM LIBERTY FORD, AT A COST OF \$27,116.08 THROUGH THE STATE BID LIST, LESS THE TRADE IN ALLOWANCE OF \$1,000.00 FOR A 2004 FORD F150 CURRENTLY OWNED BY THE CITY, FOR A NET COST OF \$26,116.08, TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY IN ORDER TO REPLACE IN INOPERABLE VEHICLE

To third reading

Ordinance 2018-063

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

MOTION: To adopt Ordinance 2018-063

Mr. Wolf moved; Mr. Hatridge seconded. The motion carried on a 9-0 roll call vote.

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

NAYS: None

Ordinance 2018-064

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 (**SERVANKO, STRANIAK, LUMPKINS, DROMBROSKI**)

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 2018-064

Mr. Wolf moved; Ms. Grandillo seconded. The motion carried on a 9-0 roll call vote.

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

NAYS: None

Citizens Comments

Mr. Shaun O'Driscoll, E. Pioneer Trail, distributed pictures of his property. He provided the history of his property and the adjacent property. He explained a water issue and the damage it is doing to his pine trees caused by new construction. He listed other issues being done to his property with the new development. He said he is asking Council to take an interest as this is a city matter.

Mr. George Mazzaro, Eldridge Road, said he would like to know how much money has been appropriated for road repair this year. He said he has a problem with variances being granted on wetlands.

Mayor Womer Benjamin said Council approved \$1.2million for paving. She said \$400,000 is allocated for concrete and \$800,000 for asphalt. She said the new Service Director has reviewed the language in the

prior bid specs and is revising it to make it better.

Mr. Larry Hodkins, Mustang Pass said he in no way wanted to impugn the Law Director; he said most felt he reached pretty deep. He said he does not believe anyone in attendance would have been upset had they voted. He said septic users will still be paying into the General Fund; water lines will still be updated and replaced and the plants will be upgraded. He said all they wanted was a little parody.

Councilman and Committee Remarks

Mr. Vaca thanked Mr. Horvat for allowing Mr. O'Driscoll a bit more time. He commented on the City in Review Report and the lack recognition of Council. He said this Council works hard for the City. He said he voted no on Ord. 2018-0048; but wanted to make sure the timeline was longer and that it will be reviewed. He said he agrees that the residents with septic systems are getting somewhat of a shaft.

Mr. Kovach asked if there is any information on California Street.

Mr. Stark said he has met with the consultants that Reminderville has hired and they are still working through different alternatives to the original plan that was not in the best interest of the city. He said he is hopeful we can come to an agreement with the best possible plan for the area. He said the concern is the grant that Reminderville has in place is supposed to end in June or July. He said our engineer has asked their consultant to look into extending it. He said the city has stressed to them the number one priority is to get the street paved and to possibly look into upsizing the culverts for future work that can be done on their side of the project.

Mr. Kovach said he is disappointed in Council's decision this evening.

Mr. Wolf said he felt it was in bad form to make two good amendments; that were approved unanimously and then vote against the legislation.

Mr. Hatridge said a street that was paved last year in his neighborhood looked great until the cold weather set in. He asked if that is something Mr. Stark is going to address or do about it.

Mr. Stark said unfortunately no. He said it was a brutal winter on roads. He said they are new bid specs that are more detailed. He said he will be presenting to the Mayor this week the roads and what he would like done and what he wants to do to the roads.

Mr. Hatridge said there is one section on N. Bissell that is terrible. He asked if anyone has thought about taking that section out and blacktopping that one section.

Mr. Stark said they will be looking at that and will be taking core samples throughout the community. He said they make look at a possible repair in that section; they will not do the entire road this year. He said he does want to look at that for next year; but if they have to do a lot of base work it will be very expensive and he wants to be cognizant of the budget.

Mr. Kudley said he has brought to Ms. Januska's and Mr. DePiero's attention the white big box truck parked in the driveway across from the Catholic Church. He said they are working to make sure the situation is stopped and whatever is going on there is stopped. He said he would like to point out a fact he has often thought about on City Council is that sometimes we do not do enough of our own homework; we do not know all of the facts; we perceive what we think are the facts; we vote on our emotions and we are not really looking at what is in the best interest of the city and the community even if it represents a minority of the people. He said we have done a lot of things, but he wishes his fellow councilmen would do a bit more investigation and obtaining of facts before they make their votes.

Ms. Barner said she looked at the photos and hopes the appropriate departments will look into this. She

stated how long she has lived in the city and how long she has been on council. She said she loved the city as well and it is difficult position to be in to make decisions. She said she voted strictly on what she sees will benefit the whole city. She hopes there are no hard feelings and she hopes to see everyone at future Council meetings.

Mr. Vaca said he had a resident complain about Bissell Road. He said the resident told him they had to dig into the road to ty-in to the waterline; and told him the contractor redid the road instead of the city. He suggested the city looks into it.

Mr. Wolf said for the record his vote was an informed vote. He said he did a lot of research and looked into it extensively and he does not appreciate being admonished.

Mr. Hatridge said the white truck gone.

Ms. Grandillo said she cares about the city; she would not be sitting there if she did not. She said hours are spent looking through documents and she feels anytime she votes she has done her homework and wanted to go on record as saying that.

Mayor Womer Benjamin said we all partnership and work together. She noted the Annual Report is a two brief thing ticking off statistics. She said in the second sentence she says "working with Council". She said they do all work together.

Adjournment

MOTION: To adjourn

Mr. Vaca moved; Mr. Hatridge seconded. The motion carried on a 7-0 roll call vote.

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

The meeting was adjourned at 8:41 p.m.

George Horvat, Council President

Donna Hawks, Clerk of Council