

The members of Hubbard City Council met in regular session on Monday, April 3, 2017, in council chambers with President William Williams presiding. Approximately 14 people were in attendance.

Roll call showed the following members in attendance:

B. Kyle T. O'Hara L. Baumiller M. Toda P. Gilliland J. Silvidi J. Crowe

It was moved by Mr. Kyle with a second by Mr. O'Hara to excuse any absent officials. There were no questions or comments on the motion. Motion passed. Vote unanimous.

It was moved by Mr. Kyle with a second by Mr. O'Hara to accept the minutes from the March 20, 2017 regular meeting as presented to council. There were no questions or comments on the motion. Motion passed. Vote unanimous.

COMMUNICATIONS-

We received a filing reminder for the 2016 Financial Disclosure Statement to be filed in 2017 (the filing deadline is Monday, May 15, 2017), the Mayor's Court Report for March 2017 showing a total of \$7,060 and the Income Tax Comparison 2016/2017 through March 31, 2017 and that is all.

Mr. Williams- Do we have a motion to accept the communications?

It was moved by Mr. Kyle with a second by Mr. O'Hara to accept the communications and place them in their proper file. There were no questions or comments on the motion. Motion passed. Vote unanimous.

REPORTS OF STANDING COMMITTEES

FINANCE- Mr. Kyle- Brief report, we had a memo that was sent here to the administration building that a Centralized Tax Collection Plan is part of Kasich's proposal by annual budget for fiscal year 18 and 19. This allows the state to start collecting net profit taxes on behalf of Ohio's municipalities. It is quite alarming for local municipalities because it is going to take away some of the control from each individual municipality and kind of revert it to the state. It is something we are going to watch and keep our eye on. There is a lot of the larger municipalities within the state passing resolutions opposing this proposal action. This is something that came to our attention and we'll watch it. That is all.

PARK & RECREATION- Mr. Gilliland- Not at this time Mr. President

ECONOMIC DEVELOPMENT-Ms. Baumiller- No report this evening Mr. President

PLANNING & ZONING- Mr. Toda- On February 21st, the planning and zoning committee met to discuss the zoning change request for parcel 02-006516 lot 2063 and parcel 02-332040 lot 2062 in the Hubbard Manor Plat number three from residential to public facility. The Hubbard Planning & Zoning Commission voted 3 to 0 not to allow the zoning change request and after a short discussion, myself, Mr. Ben Kyle and Mr. Patton Gilliland (who were all in attending) we voted to recommend the same to NOT allow the zoning change request. That is all

UTILITIES- Mr. Silvidi- No report today Mr. President

STREETS & SIDEWALKS- Mr. Crowe- POTHOLES! The street department is catching up. We need your help. If you see potholes, we want to fix them. We would like you to call the 534-7755 and talk to our Service Director. He will see that the potholes are taken care of. The street department right now is cleaning sidewalks on Main Street and Liberty. We will have the street sweeper in town on Monday, April 17th. If you want to clean the end of your driveway and give it back to the street, do it that weekend. That is all I have thank you.

REPORTS OF STANDING COMMITTEES

SAFETY- Mr. O'Hara- I have no report this evening

REPORTS OF SPECIAL COMMITTEES

CEMETERY BOARD- Ms. Baumiller- Very briefly, we are asking that everyone please clear the debris up at the Hubbard Union Cemetery the week of April 13th. The employees will start cleaning up the cemetery area and will be throwing away anything that is left from the Christmas season. Thank you

FIRE DISTRICT-Mr. O'Hara- I would like to announce the next fire board meeting is set for April 12th at 7:00pm in the upstairs of the fire department. That is all.

REPORTS OF CITY OFFICIALS

SAFETY DIRECTOR- Lou Carsone – Thank you Mr. President I have no report tonight

SERVICE DIRECTOR-Dan Livingston- Not in Attendance

LAW DIRECTOR- Mr. Villano- I have no report Mr. President thank you

TREASURER- Ms. Ruha- Quickly, I want to bring you up to speed on the webinar we had shortly after our last meeting with First National Bank for the purpose of initiating Visa credit cards to be used in the Utility department. After working through some administrative and some input issues, I am really pleased to announce we have a target date to start using those May 1st. I think it will be a great service.

AUDITOR- Mr. Villano- Thank you Mr. President, I would just like to advise council that your monthly month end reports should be issued to you tomorrow. Thank you

Mr. Williams- Do we have a motion to accept the reports of the committees?

It was moved by Mr. Kyle with a second by Mr. O'Hara to accept the reports of standing committees, special committees and city officials.

Ms. Baumiller- My question goes to Ms. Ruha. Will there actually be a fee charged to the client (to the customers)?

Ms. Ruha- Yes and it is a graduated fee depending on the size of the transaction. We incur no cost on this.

Ms. Baumiller- The city doesn't but the people actually using it will?

Ms. Ruha-Ohio Revised Code does not allow us to pass that on or to absorb it in any way so the person using the charge has to absorb their own fee. There doesn't seem to be resistance on it. There hasn't been any in the Mayor's office at all. None at all.

Ms. Baumiller-No, I think the people will be very pleased to use this.

Ms. Ruha- I think it will cut down on collection of some delinquency because even though they may not be able to pay that bill they seem to have a credit card. Also, simply just to pay the bill or for whatever or when they are paying initiative fee when they are signing on as a new resident.

Ms. Baumiller- and that will actually have to take place right at the window?

Ms. Ruha-Yes, eventually we want to do it online but we are taking small steps with this.

Ms. Baumiller- I am very excited! We are definitely moving forward.

Ms. Ruha- Yes exactly!

REPORTS OF CITY OFFICIALS

Ms. Baumiller- thank you

There were no more questions or comments on the motion. Motion carried. Vote unanimous.

MAYOR'S REPORT

Thank you Mr. Williams- I would just like to report a little bit differently tonight. The Ohio Water Environment Association is a 2,000 member non-profit organization which is dedicated to the preservation and enhancement of our water. The OWEA and the American Water Association work together to hold training events for Ohio Water professionals. This year at their 2017 technical conference & expo which is being held in June, they are going to recognize Randy Fabrizio, our superintendent of waste water and water distribution. He has been chosen to receive the W.D. Sheets Award. This award is given to a person who is active in the field of education and demonstrates outstanding accomplishments and service in the field of training and education for students in positions in the area of operation and design of waste water facilities. It is certainly a well-deserved award. We all witnessed his enthusiasm and passion to his field and his work here and I wish to publically acknowledge and offer my congratulations to Randy for his accomplishment. Moving on, I want to talk a little bit about our Community Development Block Grant. We have had two public participation meetings pretty well attended. We are still having surveys returned but not enough. Not enough to meet the requirements of the Community Development Block Grant so we are going to be walking the streets on Thursday the 6th knocking on doors. Hopefully, we get the number we need. If anyone would like to volunteer, we are going to meet here at the city building at noon on Thursday. We are going to go out into the target area and try to get some surveys accomplished so that we can meet those requirements. We need to get those numbers. It is important if we want to get a large target area. The target area will shrink and we won't be able to get the area we thought we would be able to get. The meetings were pretty good. We got a lot of... I think Mike was there. Jerry you were there, JD, Lisha, Tim. Ben you were there a couple of times I believe. I think everybody as you know had great ideas to be done. Again, I am hoping to get those numbers so that we can get that grant and get some projects done. That is all that I have.

It was moved by Mr. Kyle with a second by Mr. O'Hara to accept the Mayor's report. There were no more questions or comments on the motion. Motion carried. Vote unanimous.

PUBLIC HEARING

Mr. Williams- At this point of the meeting, we will be having our public hearing. The purpose of this hearing is to discuss the zone change from residential to public facility for parcel 02-006516 lot 2063 and parcel 02-332040 lot 2062 in Hubbard Manor Plat #3.

Lorrie, Could you show proof of record or show for the record proof of publication of the public hearing and notification to the adjacent property owners. (clerk hold's up) thank you

At this time is there anyone in the audience who wishes to address council in favor of the zone change? If so state your name and address for the record and step to the microphone. We have no one in favor.

Is there anyone who wishes to address council who opposes the zone change? No one wishes to address? No one wishes to address us on that so at this time that would conclude our public hearing and we can move on with our regular meeting.

UNFINISHED OR OLD BUSINESS-

MISCELLANEOUS BUSINESS

It was moved by Mr. Silvidi with a second by Mr. Gilliland to accept the Mayor's appointments of Michael Villano and John Darko to the Trumbull County Tax Incentive Review council. There were no questions or comments, Motion passed. Vote unanimous.

It was moved Mr. Silvidi with a second by Mr. Crowe to appoint Lisha Pompili-Baumiller as alternate to the Mayor to the Trumbull County Combined Health District. There were no questions or comments, Motion passed. Vote unanimous.

NEW BUSINESS & REQUESTS FOR LEGISLATION-

It was moved by Ms. Baumiller with a second by Mr. O'Hara to have the law director draw up the necessary legislation authorizing the Mayor to enter into the 2017 Chip Partnership with the cities of Niles and Girard for the FY 2017 Community Housing Grant Impact and Preservation Funds (CHIP) with the Ohio Development Services Agency, Office of Community Development, and declaring an emergency. There were no questions or comments Motion passed. Vote unanimous.

ORDINANCES & RESOLUTIONS

Ordinance 2-17. Third Reading

AUTHORIZING THE BOARD OF CONTROL TO ENTER INTO AN AGREEMENT WITH AMERICAN MUNICIPAL POWER (AMP) REGARDING THE AMPGS SETTLEMENT RECEIPT OPTIONS

It was moved by Mr. Silvidi with a second by Mr. Gilliland that Ordinance 2-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

Ordinance 3-17. Third Reading

AUTHORIZING A CHANGE IN ZONING CLASSIFICATION FROM RESIDENTIAL TO PUBLIC FACILITY FOR PARCEL 02-006516, LOT 2063 AND PARCEL 02-332040, LOT 2062 IN HUBBARD MANOR PLAT NUMBER THREE

Mr. Toda- I recommend that we not allow the zone change request at this time.

Ms. Baumiller-second

Mr. Williams- You can't do it like that. You either don't make a motion on it or you make a motion to pass it and not vote on it (make a motion to pass and vote no on it). So you are rescinding the motion you made?

Mr. Toda- Yes I am.

Mr. Williams- So there is no motion on ordinance 3-17?

It was moved by Mr. Gilliland with a second by Mr. Silvidi that Ordinance 3-17 be passed as read. There were no questions or comments on the motion. Motion failed. Unanimous no vote.

Ordinance 4-17. Second Reading

AUTHORIZING THE BOARD OF CONTROL TO ENTER INTO A CONTRACT WITH CT CONSULTANTS FOR THE DESIGN WORK FOR PHASE 2 OF THE WASTE WATER TREATMENT PLANT (WWTP) RENOVATION, FOR THE AMOUNT NOT TO EXCEED \$70,000.00

It was moved by Mr. Silvidi with a second by Mr. Gilliland to suspend the third reading of Ordinance 4-17. There were no questions or comments Motion passed. Vote unanimous.

It was moved by Mr. Silvidi with a second by Mr. Gilliland that Ordinance 4-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

ORDINANCES & RESOLUTIONS

Resolution 4-17. Second Reading

AUTHORIZING THE BOARD OF CONTROL TO ADVERTISE FOR BIDS FOR THE CITY OF HUBBARD 2017 STREET PROGRAM

It was moved by Mr. Crowe with a second by Mr. Silvidi to suspend the third reading of Resolution 4-17. There were no questions or comments Motion passed. Vote unanimous.

It was moved by Mr. Crowe with a second by Mr. Silvidi that Resolution 4-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

Resolution 5-17. First Reading

AUTHORIZING THE MAYOR TO EXECUTE AN ASSIGNMENT AND TRANSFER OF THE ENTERPRIZE ZONE AGREEMENT OF VALLEY ELECTRICAL CONSOLIDATED, INC.

It was moved by Ms. Baumiller with a second by Mr. O'Hara to suspend the second and third readings of Resolution 5-17. There were no questions or comments Motion passed. Vote unanimous.

It was moved by Ms. Baumiller with a second by Mr. O'Hara that Resolution 5-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

Ordinance 5-17 First Reading

AN ORDINANCE TO APPROVE, ADOPT, AND ENACT THE 2017 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES: TO REPEAL ORDINANCES IN CONFLICT THEREWITH: TO PUBLISH THE ENACTMENT OF NEW MATTER: AND DECLARING AN EMERGENCY

It was moved by Mr. Kyle with a second by Mr. O'Hara to suspend the third reading of Ordinance 5-17. There were no questions or comments Motion passed. Vote unanimous.

It was moved by Mr. Kyle with a second by Mr. O'Hara that Ordinance 5-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

Resolution 6-17 First Reading

AUTHORIZING THE SAFETY DIRECTOR TO EXECUTE AN AGREEMENT WITH MAHONING/TRUMBULL COUNTY LOCAL GOVERNMENT MUTUAL AID FOR LAW ENFORCEMENT

Mr. Williams- Since there is no action on Resolution 6-17 it will flow to a second reading

Ordinance 6-17 First Reading

AMENDING ORDINANCE NO. 40-97 AND AUTHORIZING THE AUDITOR TO INCREASE THE MONTHLY AMOUNT DEPOSITED INTO THE WASTE WATER TREATMENT PLANT RENEWAL FUND NUMBER 750 FROM THE SEWER FUND NUMBER 730, FROM \$4,000 PER MONTH TO \$10,000 PER MONTH

Mr. Williams- Since there is no action on Ordinance 6-17 it will flow to a second reading

Resolution 7-17 First Reading

A RESOLUTION TO AUTHORIZE THE CITY OF HUBBARD TO ENTER INTO A CONSENT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR PID NO. 104656, TRU-MYRON STREET BRIDGE REPLACEMENT

ORDINANCES & RESOLUTIONS

It was moved by Mr. Crowe with a second by Mr. Silvidi to amend resolution 7-17 to make a correction when it was requested at the beginning the wrong PID # was requested It is reflected here in the resolution with the correct PID#. There were no questions or comments Motion passed. Vote unanimous.

It was moved by Mr. Crowe with a second by Mr. Silvidi to suspend the third reading of Resolution 7-17. There were no questions or comments Motion passed. Vote unanimous.

Mr. Williams-passed as read?

It was moved by Mr. Crowe with a second by Mr. Silvidi that Resolution 7-17 be passed as read. There were no questions or comments Motion passed. Vote unanimous.

PUBLIC ADDRESS ON NON-AGENDA ITEMS-

Mr. Williams- If there is anyone who wishes to address city council on non-agenda items related to City Council business when recognized please step forward to the microphone and state your name and address for the record. You will have three minutes unless extended by council vote.

Mr. Williams- No one, then I would entertain a motion to adjourn.

Mr. Gilliland- You have one.

Mr. Williams- Oh I am sorry, I didn't see. I looked at you but you didn't have your hand up. If you would please turn the microphone on:

Jeffrey Sanson 603 Moore- I want to ask anyone who has an answer on my complaint on the vacant lot on the lower end of Moore Street as far as litter? The complaint was filed like 30 days ago.

Mr. Williams- Who was it filed with?

Mr. Sanson- I wrote a complaint on the website.

Mr. Williams- That doesn't come to us. It is not city council business. We are legislators. We don't enforce laws. I would think that would have had to go to the Mayor.

Mayor- Are you talking...I think Mr. Crowe spoke a little earlier on this. Jerry do you want to speak a little bit about this?

Mr. Crowe- Coming up it is a program by Geauga Trumbull County Solid Waste and we are organizing some scouts. We are going to do some clean up at the guard rails at South Main, 616 at Harding Park and the area you are talking about. It is at Moore Street and Jones on the corner there (the woods). I have seen that and I was asking the public if there are any other places. We have a scout troop that is going to clean up.

Mr. Williams- Jerry, Jerry I think we are on two different wave lengths. I think what Mr. Sanson was asking... was you made a complaint on the website?

Mr. Sanson- Right

Mr. Williams- That should have went to zoning correct?

Mayor- Yea but my reply to it was this: We are going to clean that up. I don't know if that is...I think Jerry himself admitted that through the community for places for the scouts to work on. Jeff, I don't understand why that area which earlier Jerry already said is probably the worse spot in the city. I don't know quite why... I did drive by there earlier and I don't know how we can accumulate that much litter in such a small area. It is beyond my comprehension unless someone's garbage had spilled over.

PUBLIC ADDRESS ON NON-AGENDA ITEMS-

Mr. Sanson- I believe it is the kids.

Mayor- Whatever it is, the most important part here is if you could bear with us, we are going to have this group pick it up. I don't know, I would hope if the police saw someone litter they would do something about it. There is an amazing accumulation of litter. It truly is.

Mr. Williams- Okay, I think maybe Jeff your question was you received no response back or you were wondering what was going to happen?

Mr. Sanson- Right exactly!

Mayor- That I will take up with Joyce. I would assume that is where it was forwarded to.

Mr. Sanson- I don't want to take up anymore of your time

Mayor- It is alright but that is what we plan on doing to rectify the situation.

Mr. Sanson- Okay

Mr. Williams- Okay thank you. Is there anyone else? If not I would entertain a motion to adjourn.

ADJOURN

A motion by Mr. Toda and seconded by Ms. Baumiller to adjourn. There were no questions or comments on the motion. Motion carried. Vote Unanimous.

Lorrie Brown, Council Clerk

William Williams, President

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