Regular Session September 18, 2023

The members of Hubbard City Council met in regular session on Monday, September 18, 2023, in council chambers with President William Williams presiding. Approximately 21 people were in attendance.

Roll call showed the following members in attendance:

B. Viele R. Zambrini M. Mogg C. Cummings M. Kerr J. Crowe

It was moved by Ms. Viele with a second by Ms. Zambrini to excuse any absent officials.

Mr. Williams- As I stated in caucus, Mr. Hallapy sent me a text message earlier in the day that he had a showing this evening and he would not be at the meeting.

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

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the minutes of the September 5, 2023, regular session as presented to council. There were no questions or comments on the motion. Motion passed. Vote unanimous.

**COMMUNICATIONS-**

Clerk- No communications but just to let all council members know that I do have the signup sheet for the flu shots, and they can come see me after the meeting. That is all.

Mr. Williams- Thank you. At this point, I would ask city council to make a motion to suspend the regular order of business so that we may hear the presentation on YARS by Julie Green.

Mr. Mogg- I’ll make that motion.

Ms. Cummings- second

There was a motion by Mr. Mogg with a second by Ms. Cummings to suspend the regular order of business to hear the presentation on YARS by Julie Green. There were no questions or comments on the motion. Motion passed. Vote unanimous.

**PRESENTATION ON YARS BY JULIE GREEN AND KIM VAUGHN FROM THE TRUMBULL COUNTY PLANNING COMMISSION**

See attached.

It was moved by Mr. Mogg with a second by Ms. Cummings to go back to the regular order of business. There were no questions or comments on the motion. Motion passed. Vote unanimous.

**REPORTS OF STANDING COMMITTEES-**

**FINANCE**- Ms. Zambrini- Yes Mr. President, tonight I will be requesting legislation setting the compensation of the Backflow and Cross Connection Administrator. This position is instrumental in maintaining compliance with EPA requirements and to ensure that safe drinking water is available to all residents. The position was established in 2017 and became vacant this past June. The compensation for this position involves a change from $12.50 an hour not to exceed one thousand hours per year to one thousand dollars a month with OPERS services. This new wording is consistent with the compensation ordinance for the water administrator. Mr. Day, the Water Administrator, is here tonight and he can update us on this. Note: the administration procedure for the Backflow Cross Connection is five pages long, which indicates the level of expertise needed to do this job. I also wish to send out a reminder, the finance committee meeting on Monday, October 2, 2023, at 5:45 pm to discuss the 2024 budget, employee compensation, and any other financial business to come before the board. Is it permissible to have Mr. Day speak to us now? Do I need to make a motion?

Mr. Williams- If council wants to suspend the regular order of business or he could do it when we are done with…well at some point, we would have to suspend the regular order of business.

Regular Session Page 2 September 18, 2023

**REPORTS OF STANDING COMMITTEES-**

I guess unless he did it under miscellaneous or something. It is up to you guys. It is up to you.

It was moved by Ms. Zambrini with a second by Ms. Viele to suspend the regular order of business to allow Mr. Day to speak regarding this Backflow cross Connection Position. There were no questions or comments on the motion. Motion passed. Vote unanimous.

Mr. Williams- All yours

Mr. Day- Thank you everyone. As Ms. Zambrini indicated, a very important program. I just want to take a very brief moment to kind of go over where the state stands in regulation of backflow and cross connection control and what has transpired between, let’s just say, may time frame and now so that I can convey the importance of this legislation. Backflow and cross connection control is regulated by ORC 3703.21. It is administered in OAC 3745.95, and it is codified in Hubbard, resolution 4-13. Basically, with cross connection control and backflow program it is for commercial and residential properties that could pose a significant health risk to the public water supply. There are different hazard category levels but basically, a backflow device is implemented to prevent, in a reverse pressure situation, from anything being drawn back into the public water supply. For instance, a doctor’s office, if there were a main break out at the street, we wouldn’t be drawing back blood into the system. That boils it down to its basic form. Again, the type of backflow devices required, if they are required, depends on the hazard level, and depends on the application. We do need an administrator or coordinator to administer this program. So basically, in June, I am sorry in May, we had a sanitary sewer rate with the Ohio EPA. They gave us a laundry list of items. I went through about a four-hour survey with the Ohio EPA representative. Then through the processing of that we received in July, our list of items to improve and what are considered significant deficiencies less a violation. We are not quite at violation yet. This is a laundry list from EPA that says you MUST do these things. There were four items in that list. They were all backflow. We have done well in every other category. Backflow is our shining jewel at the moment. Okay. Basically, what happens is they go through, they go through the code, they measure up against what we have done within the program to date, and they give us those benchmarks that we have to meet. The mayor alluded to in the caucus meeting, that there were some things, including our test percentages, a documentation of the program reaching out to consumers in the program who are already in compliance, things of that nature. Those are the items right now for us that we are responsible for to give the EPA a timeline to come back into compliance. We are thinking that that timeline will probably last through the second quarter of next year. Hopefully, to get us back into compliance. My position as water administrator is to make sure we are in compliance but as a part time employee would be nearly impossible for me to spend the time that is required for this. So, again this minor shift in the language of the legislation will allow us to recruit someone with the capability to administer this program whether it is one site, or you know remotely to be able to make sure that we start obtaining those numbers. The next step in this process if we do not begin to become compliant with these items is violation, and then public notice and then on to the feds. We really want to keep this in house. We want to make sure we are gaining compliance as quickly as possible. I have taken on the responsibility to administer the program in the absence of a coordinator, but I am asking council to seriously consider this tonight so that we can move forward with recruiting an individual and getting this program back on track ASAP. Anybody have any questions for me?

Mr. Williams- The biggest thing is when we send these notices out, you need a backflow preventer, do we make sure they put it in, do we test them?

Mr. Day- We do. So, we are responsible to make sure the level of hazard is indicated. That we are indicating the device type that is installed. We will do a site survey but then it is on the property owner and consumer to ensure that these are tested by someone who is approved by the Department of Health.

Regular Session Page 3 September 18, 2023

**REPORTS OF STANDING COMMITTEES-**

Mr. Williams- Then what are they supposed to do, send it to us?

Mr. Day- They send it to us, and we document it. So, it is our responsibility to make sure everybody is in compliance, but it is their responsibility to make sure

Mr. Williams- it is tested.

Mr. Day- make sure the compliance is met.

Mr. Williams- Okay. Any questions?

Mr. Day – All Right.

Mr. Williams- thank you.

Mr. Day- Thank you very much.

It was moved by Ms. Zambrini with a second by Ms. Viele to go back to regular order of business. There were no questions or comments. Motion passed. Unanimous vote.

Mr. Williams- Do you have anything else Robin?

Ms. Zambrini- No, I am done. Thank you.

Mr. Williams- Okay, thank you.

**PARK & RECREATION**- Ms. Cummings- Yes Mr. President, we had our regular park & rec. meeting on September 12th. To start off with, we had to replace the locks on the restrooms because a tree fell on the wires and fried the system. They are being fixed, if not fixed already. We are having a lot of problems with trying to find people to do the things that we need to have done at the park. We keep requesting people to come and give us estimates and it just doesn’t seem to be working. We need someone to fix the french drains on the ball field. We need the pavilion to have some refurbishing done. People say that they are coming to give us estimates and just never show. So, we are still in the works on that one. The most disheartening thing is that we have a ton of vandalism happening at Mattinat Park (Jones Field). The restrooms have been broken into and absolutely destroyed. They pulled the sinks off the walls, they kicked the vents in. We have cameras. They have viewed the footage. They have people on camera physically actually doing it. A police report has been done and they are reviewing the footage. They have broken the slide, the big slide on the playground, to the point where it has to be replaced. It will cost probably at the least amount anywhere between ten and twenty thousand dollars just to replace the slide. It is just they have broken the bleachers, it is just continuous on and on. We are asking, I spoke to the Police Chief, and they are going to send more police to take a look and keep watch on the field and the playground to see if we can deter some of this going on. We are in the process of getting estimates. It is just disheartening that people are going in and destroying this, that people really use on a regular basis. It is just complete vandalism. They have somewhat of an idea who it is. They will be prosecuted. It is just ridiculous that it is just happening over and over and over again. This is the third time I believe. I know Bonnie, they were broken into before.

Ms. Viele- Oh yeah

Ms. Cummings- like two or three years ago and it has already been twice this summer and I mean destroyed. We try to keep the bathrooms open for people who use the park, but you can’t leave them open if kids are going to go in and destroy them. That is the biggest thing. Hopefully, we can get a handle on the vandalism. If anyone knows anything please feel free to contact the police, or myself, or the mayor’s office. We just really want to get a handle on this and keep it from happening again. We are in the process of purchasing more equipment. It probably will not be put in this year. Hopefully, we will get everything repaired and replaced by spring and look to be able to open the pavilion for people to rent and use on a regular basis. That is basically all I have. Thank you.

Mr. Williams- Thank you.

Regular Session Page 4 September 18, 2023

**REPORTS OF STANDING COMMITTEES-**

**COMMUNITY AND ECONOMIC DEVELOPMENT**- Mr. Mogg- No report Mr. President.

Mr. Williams- thank you.

**PLANNING & ZONING**- Ms. Viele- If there is business to consider the Zoning Appeals Board will meet Tuesday, October 10th at 7 pm here in council chambers. Planning & Zoning Commission will meet Wednesday, October 11th at 7 pm here in council chambers. Thank you.

Mr. Williams- thank you.

U**TILITIES-** Mr. Kerr- Thank you Mr. President, I just have a …no report but I just want to announce a committee meeting on October 16th at 6 pm. Thank you Mr. President.

Mr. Williams- thank you.

**STREETS & SIDEWALKS**- Mr. Crowe- Yes Mr. President, the street department is going to do their leaf pickup program this fall. We usually start the first week in November. This year as usual, we need rakers to help the street department. We have two crews. We usually need two rakers to help the street department at $14.00 per hour. You can call the mayor’s office at 534-3090 if you are interested. It is kind of critical we get some help. It helps ensure the steady flow and pickup so, it doesn’t slow down the leaf pickup. So, we are going to do it again this year. It is a big deal for a lot of people. I am happy we are doing it. Thank you.

Mr. Williams- Okay, thank you.

**SAFETY**- Mr. Hallapy- Not in attendance

**REPORTS OF SPECIAL COMMITTEES-**

**CEMETERY BOARD**- Mr. Mogg- Yes sir, just real quick from the cemetery, between July and August we had two cremations, four burials, four lot sales and six foundations. I will be calling a meeting of the Cemetery Board next month. That is all I have, thank you.

Mr. Williams- thank you.

**FIRE DISTRICT-** Mr. Mogg- Yes sir, I apologize again for not being here last month. I got tied up at work so, I will try and get caught up here. From the August meeting, at the August meeting they swore in two new officers Corey Hindiliter and Jared Vinkler. They are on probation for a year and must meet some training requirements to hold that position. It was approved for the department to purchase a new stair chair from Penn-Care in the amount of $5,000. This is used to assist in removing people from houses or bringing them down steps. Bids were accepted and opened. United Contracting won the bid for the construction on the bathrooms down at the station in the sum of$99,640. As of today’s date, construction has already started. Chief Stanish estimates the bathrooms will be done by October 18th and the showers will fall behind that. United Contractor fortunately was the ones doing the work over at Handyman Hardware so, it was literally a move across the street for them. There was an approval for a leave of absence for Firefighter Tyler Betters from 8/15 to 12/12. He is going away to school in Louisiana so, thank him for wanting to come back. I mean you guys know how hard it is to find people to work anymore so, good for him. Applications were accepted and opened at the meeting for the Fiscal Clerk to fill that position. Unfortunately, one of the applicants did not meet the residency requirement so the winning applicant was Dave Mogg. Yeah, I know a familiar name. That is my brother Dave. Dave stepped up when we got into a bind without having A Fiscal Clerk. He came in and helped us out and worked with the department. Finally, when we put out submission for bids, he put his application in, and he took the job. Dave is currently working with the City of Youngstown in their Tax Department. He knows money. Yeah, so welcome Dave. He has done a great job to boot so far. I want to thank John Morris for sticking around and helping Dave to get him acclimated to all the operations necessary to run the fire department. At the 9-13 meeting, Chief Stanish announced that the department is still in the running for an AFG Grant with four rounds left to go. That money is

Regular Session Page 5 September 18, 2023

**REPORTS OF SPECIAL COMMITTEES-**

going to be used, I believe, to pick up a new cot. The very very early stages of wanting to look for a new ambulance. They need one. The two we have, the repairs on the used ones are just killing us in price. A long list of old gear was showed to the board members. Gear for firefighters after ten years must be removed from service. Our old gear is going to be donated to the Mission of Love which, is going to donate that gear to the Pine Ridge Indian Reservation in South Dakota. They don’t fall under government standards. They can use the gear and it is perfectly good gear. Good for them for getting to use it. In discussion around town, the fire department wants to construct an auxiliary building outside of the fire station. The purpose behind this building is to move some of the artifacts of the fire department, of years back out so, that the public can view them. Also, to free up the space inside the station so that they can use it for a radio and computer room. It is in the early stages. Myself and John Bizub will be meeting with the mayor this Friday to discuss it. We’ll let you know what comes from that. I want to thank Meg Allen. Meg filled in for taking meeting minutes for the last few months. Tabitha was unable to make it to the meetings. She was in school for EMT so, thanks to Meg for doing that. Last but not least, the open house at the fire station is scheduled for October 18th from 4 to 8 pm. Everybody is welcome to stop down. That is all I have.

Mr. Williams- Thank you.

**REPORTS OF CITY OFFICIALS**

**SAFETY DIRECTOR**- Mr. Bancroft- Not in attendance

**LAW DIRECTOR**- Mr. Villano- No report Mr. President, thank you.

Mr. Williams- Thank you.

**TREASURER**- Ms. Ruha- Not in attendance

**AUDITOR**- Mr. Villano-Nothing this evening Mr. President thank you.

Mr. Williams- Thank you.

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the reports of standing committees, special committees, and city officials.

Mr. Williams- I have a question about the bathrooms at the fire station.

Mr. Mogg- Yes sir.

Mr. Williams- I guess my question is to the Law Director. Isn’t it per the … were you made aware of all that and who the contractor was per the lease?

Mr. M. Villano- This is the first I have heard about it. I think anything that they do at the fire station, they are supposed to go through the city per our agreement lease.

Mr. Williams- Yes, absolutely.

Mr. M. Villano- I mean they have presented some things on this accessory building that they want to build but they are going to have to go through Zoning and the Building Department at Trumbull County.

Mr. Williams- I mean I know everyone is aware down there of this because we went through this before. I know when I was on the board, it was discussed that there is a lease. There are things that need to be done and before any changes to the building are made, they are supposed to go through the Law Director.

Mr. Mogg- inaudible

Mr. Williams- I am sure he is not going to say anything, but it is the city’s building. We need to know what the fire department…you can’t just do whatever you want.

Regular Session Page 6 September 18, 2023

**REPORTS OF CITY OFFICIALS**

Mr. M. Villano- Well, it sounds like it is going to be a nice job for a $100,000 for a couple of bathrooms so and they do have

Mr. Williams- Oh, there is way more to it than that. They have to cut doors and all kinds of stuff.

Mr. M. Villano- and they have a good contractor so I think the work would be satisfactory.

Mr. Williams- but you are supposed to be made aware of it and you are supposed to know the contractors that are working on our building.

Mr. Mogg- Wouldn’t the contractor have to pull a

Mr. Williams- that is not what I am saying. Your lease says when you are going to do a project, you are supposed to let the Law Director know who they are, who their insurance company is, license/bonded. He is supposed to have all that information, so we know, and we are protected when somebody is working on our building.

Mr. Mogg- I understand that but wouldn’t the contractor have to go through our zoning to do that?

Mr. Williams- All he gets from the City of Hubbard is a zoning permit.

Mr. Mogg- right

Mr. Williams- The zoning goes through the city but that doesn’t have anything to do with the lease.

Mr. Mogg- correct

Mr. Williams- the lease is, we lease for a dollar a year for a hundred years.

Mr. Mogg-right

Mr. Williams- but there was certain things in the lease that… and I know everybody, the other members and the Chief have a copy of the lease because I gave it to all of them when I went on the board because everybody acted like they had never seen it. I believe it was in the red book that I gave you.

Mr. Mogg- the white one you gave me.

Mr. Williams- red, white, I can’t remember which one I gave you.

Mr. Mogg- I have not read it yet.

Mr. Williams- but there is a lease on the building. I mean, I know the city doesn’t have nothing to do with it and nobody wants to work with us. It is a building we donated to the fire department, and we need to protect our almost four hundred thousand dollar investment in it before we turned it over to them and to know that everything is being done properly. I mean, am I speaking out of line?

Mr. M. Villano- No, you are speaking the fact that we have a lease. We are supposed to be notified of improvements on the building. We don’t know what they are doing. I don’t go to their meetings. I mean, you know, they are supposed to approach us, those are the terms of the lease. So, they are going to have to comply with that.

Mr. Williams- Mark, maybe you should send a letter on our behalf stating we are made aware of this and what information we need.

Mr. M. Villano- Yeah, we could do that.

Mr. Williams- You would think Attorney Comstock would know better because I know I have been through it.

Regular Session Page 7 September 18, 2023

**REPORTS OF CITY OFFICIALS**

Mr. M. Villano- Any other time I asked him for stuff I don’t get it so I doubt that he would look at this and take it seriously anyhow.

Mr. Williams- I mean basically they are in, what do you call it, of their lease.

Mr. M. Villano- They are breaching on of the covenants of the lease.

Mr. Williams- Right. Okay, I have nothing else, anyone else?

Mayor- Mr. Williams

Mr. Williams- Yes Mayor. I am sorry.

Mayor- No, it’s okay. Real quick for the fireboard, was the board made aware of the desire to create this ancillary building?

Mr. Mogg- Yes, they were informed at the last meeting.

Mayor- Okay, so at the last meeting, which was last week, couple of weeks?

Mr. Mogg- last week, correct.

Mayor- So, that is the point the board was made aware of the desire of the Fire Chief and his administration that they wanted to construct this building, correct? Okay, thank you. I just wanted to create a timeline on anything with this. Thank you.

Mr. Williams- Anyone else? Sorry about that mayor. I didn’t look that way.

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

Mr. Williams- Okay, we will move on to the Mayor’s Report. My favorite part of the meeting. Mayor Kyle

**MAYOR’S REPORT**

Thank you, President Williams. I want to thank Julie Green and the members of the Planning Commission for coming and providing valuable information about YARS. Speaking about valuable information, just to make everyone aware that it is in the local paper, that there was a news article from the Trumbull County Auditor that the current reappraisal of more than a hundred forty thousand parcels in Trumbull County is occurring. Some of the information that was provided out of Auditor Yoder’s Office is that there is an anticipated 35% property value increase. So, there is a lot of information that is out there. Mahoning County had a similar re-evaluation done over the last couple of years and it is currently taking place in Trumbull County. I think a lot of people haven’t seen a lot of information and don’t know about it. The more information that is out there so that people can be prepared for a change in property tax coming from the county. Our recycling Center upgrades, through the Grant Gotta Go Green, our police have access to those security cameras and anytime we do have an issue, we can have access. We will prosecute according to illegal dumping and damage done at our recycling center. I have to thank Gotta Go Green for that. Our issues down at the police department with the water retention system, repairs will be underway very soon to get that handled before the winter comes. Paving: Kirila Contractors will be entering into the city, hopefully, here in the next few weeks. The end of September is their notice to proceed date so, they will be getting ready soon. Also, as a reminder and I know I brought it up last week, the water project on Rebecca and Caroline. Things are moving. We are getting everything in line to go to do the bidding, do the engineering, complete the loan application for construction and, letting residents know on Rebecca and Caroline that there will be construction next year for the waterline. The waterline is in the street so, there will be major construction there and then restoration accordingly. We have a very long 2024 on Caroline and Rebecca that hopefully will end next fall with an OPWC paving project. It will pave both streets nearly 5,000 linier feet of roadway from Myron Street all the way to Liberty to have the new waterline done and then complete

Regular Session Page 8 September 18, 2023

**MAYOR’S REPORT**

paving from curb to curb. That is our application, our estimates fall right in line. If we do receive OPWC funding, it will fall right in line with the traditional paving program that we do. Part of our street committee work is, and also finance committee, is letting everyone know some anticipations in 24 and also in 25, 26 and 27 projects that we have on the radar and things including Elmwood Drive paving potentially in 26/27. There are a lot of things going on including the sanitary program grant that we received for Hall Avenue and Lift Stations. We have recently met to talk about a number of those different aspects and some of the specifications for getting those lift station generators replaced, the transfer switches and also the sanitary line project. We will be able to provide more information to council as the project and some of the information becomes available. Some positive notes: I received an email in the past week that the owner of the old Stiver farm does want to move forward with single family stand-alone villas on that property. I received an email for that. We are going through the aspect of what needs zoning there, a huge aspect of utility review. There is a constant swirl of rumors of what could go there. The current owner of the property is proposing 62 single family stand-alone villas on that property. That is what has been proposed. I always like to keep everybody up to date. I did the same thing at planning & zoning commission because it was asked and at that point there was no current information. That is what we see on the horizon. We don’t know what year it would ever start, but we are working toward making sure everything is completely on the up and up and all our ducks are in a row to make it happen whenever it does happen. Also. The ACA medical marijuana dispensary, if you have driven up East Hill, there have been a lot of improvements to the building. We were in contact with the owner this past week. They are completed with all their renovations, upgrades, and necessary items for the facility by law. They are waiting on the State Pharmacy Board to complete their review and all the legal documentation that goes along with that facility. It is a step in the right direction for them. It has been a few years now that they have worked with the State of Ohio Pharmacy Board for their permitting and all of the construction through Trumbull County as well. Lastly, Trick or Treat, will be on Halloween from 5 to 7. Thank you.

Mr. Williams- You’re my hero.

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the Mayor’s Report.

Mr. Williams- Robin

Ms. Zambrini- I have two. Mayor, the cameras at the recycling center, did you say the police…Do they monitor or only when there is an issue, they can look at footage?

Mayor- They are the ones that have access to it.

Ms. Zambrini- They are the only ones?

Mayor- Yeah, at this point.

Ms. Zambrini- Okay

Mayor- We work with Hudson Communication to have this overall system created throughout the city so that then we have access to the various important pieces of infrastructure and places of concern. That was part of this grant that we received through the Trumbull Geauga Solid Waste District. Cameras are up. Anytime we do receive a complaint, we have rollback capabilities that we can get license plates.

Ms. Zambrini- because things appear there.

Mayor- Oh, do they ever.

Ms. Zambrini- It is in my ward, and I keep tabs on it.

Mayor-Yes, yes, we have a few residents that are very diligent. They volunteer their time unbeknownst to anyone to go down and sweep up glass where things get broken, or drive through and pick up cardboard and papers. We have a lot of great residents that spend a lot of time just volunteering. You know here and there, and especially down at the recycling center.

Regular Session Page 9 September 18, 2023

**MAYOR’S REPORT**

Mr. Zambrini- My second question, I am not familiar with the old Stiver farm. I thought, the one I am thinking of is in the township.

Mayor- The Stiver property, 616 and Forrest Hill, the empty land that was for sale.

Mr. Williams- It is the original homestead Robin on 616 just past Belle Vista.

Ms. Zambrini- Oh okay, I got it. I am all messed up then. That is off of 616, old Stiver farm, 62 okay. Thank you. Thank you for clearing that up.

Mayor- sure

Mr. Williams- Any other questions? Mayor, maybe I am missing something, maybe it is a new problem or old problem, the water retention at the police department, is this new or is this the problem we have been having?

Mayor- this is.

Mr. Williams- because I thought we fixed that.

Mayor- No, this was never fixed.

Mr. Williams- It has been like two years…at least. Well, what are we waiting for?

Mayor- The problem with the original water retention hundred-year flood management system, my guess, would be a poor design of the actual product that was installed in the ground. So, now we

Mr. Williams- I remember discussing this and the last I heard we were getting it fixed like two years ago.

Mayor- Nothing was ever done for that. Back in 2019, there was a bid process that occurred to have a replaced system installed. That bid was well over the engineers estimate. At that point, nothing ever moved forward from it, it was the end/fourth quarter 2019. It was monitored at that point to see a number of different ideas from different contractors, more information was obtained about the product that was put into the ground. Recently, the product itself created a void and so that void released. So, now we are going through making the repairs with a contractor on the system itself. The system itself will be repaired, shored up and will remain functional as it was initially designed to do.

Mr. Williams- How much is this?

Mayor- $36,000

Mr. Williams- Okay, that might be done at the same time the golf course is built. It is already in February. Inside joke, the rest of you might not know it. Okay, that is all I have, anyone else?

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

**UNFINISHED OR OLD BUSINESS-**

**MISCELLANEOUS BUSINESS**

**PUBLIC ADDRESS TO CITY COUNCIL ON AGENDA ITEMS-**

Mr. Williams- If there is anyone who wishes to address city council on either of our two agenda items, 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. Is there anyone?

Regular Session Page 10 September 18, 2023

**NEW BUSINESS & REQUESTS FOR LEGISLATION**

Mr. Williams- Robin, you’re the only one that has anything.

It was moved by Ms. Zambrini with a second by Ms. Viele to have the Law Director draw up the necessary legislation for an ordinance adjusting the compensation of the Backflow and Cross Connection Coordinator at a rate of $1,000.00 per month with participation in Ohio Public Employee Retirement services and declaring an emergency. There were no more questions or comments on the motion. Motion passed. Vote unanimous.

**ORDINANCES & RESOLUTIONS**

Resolution 6-23 First Reading

AUTHORIZING THE BOARD OF CONTROL TO ADVERTISE FOR BIDS FOR THE CITY OF HUBBARD 2023 WATERLINE REPLACEMENT PROJECT

Mr. Williams- Since there is no action on Resolution 6-23 it will flow to a second reading.

Ordinance 15-23 First Reading

AMENDING AND/OR SUPPLEMENTING “TEXTING WHILE DRIVING PROHIBITED” OF CHAPTER 333” OVI: WILLFUL MISCONDUCT: SPEED” PART THREE “TRAFFIC CODE” OF THE CITY OF HUBBARD CODIFIED ORDINANCES AND DECLARING AN EMERGENCY

Mr. Williams- Since there is no action on Ordinance 15-23 it will flow to a second reading.

Mr. Williams- okay that is all we have for ordinances and resolutions.

**PUBLIC ADDRESS TO CITY COUNCIL 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 to the microphone and state your name and address. You will have three minutes unless extended by council.

Jeffrey Sanson, 603 Moore Street, I have a question about the slide at the playground. You said it was $20,000.00?

Ms. Cumming-yeah

Mr. Sanson- Is it gold plated? I mean why does it cost so much?

Ms. Cummings- We have to take it all out. Playground equipment is very expensive. It has to of course meet certain codes. The starting price that we have come across was at least $10,000.00. I spoke with the mayor, and he said he had gotten an estimate of closer to $20,000.00 by having it redone. Having it all taken out, new mulch put in and

Mayor-extending

Ms. Cummings-extending what was there already?

Mr. Sanson- Does insurance cover this vandalism?

Ms. Cummings- That I can’t answer.

Mayor- Unfortunately, I think with distance from what I was told from the park board, where the cameras are located to the distance because that is one the far corner of the property, they can’t make out.

Mr. Williams- No, do they have insurance to cover this?

Mayor- I know as far as the police report and everything concerning that specific incident, they couldn’t find anything like that. That is definitely something that you know that the park board, I am sorry, park & rec. committee, needs to investigate as far as the criminal damaging of that.

Regular Session Page 11 September 18, 2023

**PUBLIC ADDRESS TO CITY COUNCIL ON NON-AGENDA ITEMS**

Ms. Cummings- Okay, how do I …would that be insurance through the city?

Mayor- We will work along side

Ms. Cummings – Okay. Yeah, because I wasn’t even aware that there would be an insurance issue. They never said anything to me.

Mr. Williams- Do we cover the parks with our insurance Michael?

Mr. Villano- It is covered. I don’t know if vandalism is specifically covered. I would have to look at the policy but yes, that property is insured by the city.

Mr. Williams- So yes, we have insurance.

Ms. Cummings- Thank you.

Mr. Williams- Thank you. Is there anyone else who wishes to address council this evening? If not, I would entertain a motion to adjourn.

Mr. Mogg- motion to adjourn.

Mr. Williams- what

Ms. Zambrini- executive session

Mr. Williams- huh

Ms. Cummings- executive session

Mr. Williams- Oh, you are right. Would you take that motion back Mr. Mogg?

Mr. Mogg- I will withdraw my motion.

Mr. Williams- I would respectfully request city council to make a motion to adjourn into executive session pursuant to the Ohio Revised Code Section 121.22G for the sole purpose and consideration of the following matters: preparing for conducting or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment specifically AFSCME and FOP. What?

Mayor- police

Mr. Williams- Well, we have to say the sergeants FOP, correct?

Mayor-Yes

Mr. Williams- Is that good enough?

Mr. M. Villano- Good enough

Mr. Williams- Anyone make that motion?

Mr. Mogg- I will make that motion.

Ms. Cummings- second

Mr. Williams- Motion by Mr. Mogg second by Ms. Cummings for council to convene into executive session pursuant to Ohio Revised Code section 121.22G for the sole purpose of the consideration of the following matters, preparing for, conducting or reviewing negotiations or bargaining sessions with public employee concerning their compensation or other terms and conditions of their employment specifically local AFSCME and the Sargent’s FOP Police. There were no questions or comments on the motion. Motion passed. Vote unanimous.

Regular Session Page 12 September 18, 2023

**EXECUTIVE SESSION**

Mr. Williams- Please show that city council is back in regular…oh wait, I need a motion to go back into regular session.

Mr. Mogg- I will make that motion.

Ms. Cummings- second

It was moved by Mr. Mogg with a second by Ms. Cummings for council to go back into regular session at 8:49. There were no questions or comments on the motion. Motion passed. Vote unanimous.

Mr. Williams- Okay, council is not going to take any more action this evening so, I would entertain a motion to adjourn.

**ADJOURN**

A motion was made by Mr. Mogg with a second by Ms. Cummings to adjourn. There were no questions or comments on the motion. Motion carried. Vote Unanimous.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Lorrie Brown, Council Clerk William Williams, President

Regular Session Page 13 September 18, 2023

**EXECUTIVE SESSION**

1. All Members of Council present
2. Discussions:
   1. AFSME Contract
   2. SGT (Gold) FOP Contract
   3. Upcoming negotiations in 2023

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Lorrie Brown, Council Clerk William Williams, President

NOTES BY:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor Benjamin Kyle