

The Village of Northfield

REGULAR COUNCIL MEETING

November 30, 2016

The meeting was called to order by Mayor Nehez at 7:30p.m.

The Pledge of Allegiance was led by Mayor Nehez.

ROLL CALL was read by Tricia Ingrassia. The following were present: Mayor Nehez, Council Persons Nick Magistrelli, Jim Daugherty, Jenn Domzalski, Alan Hipps, Renell Noack and Gary Vojtush. Law Director Brad Bryan, Police Lieutenant Mackie and Fire Lieutenant Zemec were also in attendance.

PERSONS HAVING BUSINESS BEFORE COUNCIL: None.

APPROVAL OF THE MINUTES: Motion to approve the November 9, 2016 Council Minutes made by Councilwoman Domzalski, seconded by Councilwoman Noack. Minutes were approved with Councilman Vojtush abstaining.

REPORTS OF MUNICIPAL OFFICERS:

Mayor Jesse J. Nehez – Mr.Chicken will have a grand opening at 4 p m Friday, December 2.

Finance Director, Tricia Ingrassia –Report attached.

Village Engineer, Rich Wasosky –No report.

Law Director, Brad Bryan –Mr. Bryan requested that Council go into executive session at the end of the regular meeting to discuss compensation for public officials and the method of appointment of a public official. The Mayor was informed by our state representative in mid-November that House Bill 412, which has been pending in the two year legislative session with the Ohio Legislature that was co-introduced by State Representative Anielski, would require the Village to split the racino host community payments between Walton Hills and Macedonia based on the amount of land each community has out of the total racetrack property. We are down to only one payment. We received the first \$250,000 payment for this year from the State last month. HB 412 would give \$27,250 to Walton Hills and \$15,500 to Macedonia out of the final \$250,000 payment we are set to receive from the Rocksino next month. While those amounts are not going to make or break the Village, it is a significant amount of money to us. In the grand scheme of things, the main thing we want is to not set a precedent as far as the other communities being able to get any of the Village's revenue from this facility. Brad reported he and the Mayor sent down testimony from the Village opposing the bill based upon the fact that the entire Rocksino operations are in the Village of Northfield, we have one hundred percent responsibility as far as safety forces and service. The only justification given at the hearing by Walton Hills was the additional traffic. That really shouldn't matter because the Village also has additional traffic from what goes on in Walton Hills and in Macedonia. Brad stated he feels we made our case, and the feedback we are getting is that this bill is not going to get out of committee and will

not be passed. If it doesn't get passed by the end of the year, it will die and will have to be reintroduced. It will also be moot once we receive the payment from the Rocksino. We are being told things look good, but you never know. The legislature is in session and is at the end of their two year period, so there will be a mad rush to pass bills. The bill would have to get out of the House and be passed by Senate and signed by the Governor. We don't anticipate anything happening, but we are staying on top of it. Mayor Nehez stated they would have to pass the bill before the Legislature ends its session on or about December 8th.

Brad reported we need two Council representatives for the Village Firefighter Dependent Fund Board, which deals with claims in case we have a death in the Fire Department. Councilman Vojtush advised he would like to be a representative and Councilwoman Domzalski also volunteered for the other Council position on the Board.

Motion to accept the Mayor's Court disbursement for October, 2016, total to be disbursed \$13,848.33, was made by Councilwoman Domzalski, seconded by Councilwoman Noack. All in favor, motion accepted.

Brad also reported we got a response from CCA regarding our request for the tax images that Tricia has been diligently requesting. The explanation as to why it could not be done and the cost estimate for the response they gave, which could have been given three months ago, is they can't do it for any price. Brad did talk to the City of Madison's Law Director, and they are going forward and asking for an arbitration hearing to fight the battle. Brad asked Council if they want to put in the resources to fight this issue. The cost would probably be somewhere around \$5,000. Brad stated RITA has handled transitions from CCA before without this information.

Councilwoman Domzalski stated she feels it is not okay. We are due that information for us and our residents, and if the cost and time is something that we want to try and avoid, there are other ways to try to get the information. Mrs. Domzalski stated we are not the little guy that can be taken advantage of. She is glad Madison is going forward and taking a stand and feels we should do something instead of nothing.

Brad stated based upon the language of the contract, he thinks we do have grounds to go forward. This is something that is going to take money that we will not get back, but we would get satisfaction as far as the images if we prevail. The decision is up to Council.

Councilman Vojtush asked for Tricia's input.

Mrs. Ingrassia stated she had her weekly conference call with RITA today, and they said part of the reason CCA gave us for not going forward sending the images is that they would have to redact information for multi-city filings.

Brad stated he feels the multi-city returns are a rare circumstance.

Tricia stated they don't separate the income for each individual; it is per household.

RITA is also sending Tricia a list of reasons why that information from CCA would be helpful. Once she receives the list, she will pass it on to Council.

Tricia feels the Village will pay one way or the other. They don't need the net profit returns.

They are mostly concerned with the individual returns. Tricia feels it would be best for the Village to get the images.

Councilman Hipps asked if there is a way to take it case by case if there is a problem with an individual. Can we request that?

Tricia advised that is possible if it is a specific individual/case.

Council President Magistrelli feels since Madison started this, we should wait and take it case by case for the time being. We can always take action later.

DEPARTMENT HEADS:

Police Chief, Mark Wentz – Lt. Mackie in attendance. Report attached.

Council asked about the status of body cameras. Lt. Mackie stated they were budgeted for but they were never told to go ahead and order them. They are now ordered. We will have them before the end of year. Lt. Mackie asked for a motion from Council to approve the expenditure of the funds that were previously budgeted for.

Tricia advised the amount for the six cameras is \$9,645.00, and the original budgeted amount was \$7,200.00.

Lt. Mackie explained when the original amount was quoted, it did not include the other components needed for the system. These cameras also double as mic packs. The old mic packs can be turned in for a credit.

Motion to pass made by Councilman Vojtush, seconded by Councilwoman Domzalski. All in favor, zero opposed. Motion passed.

Fire Chief, Jason Buss – Lt. Zemec in attendance. Report attached.

Councilman Vojtush asked if all of the 35 fire inspections have been completed. Lt. Zemec was not sure, but will find out.

Service and Building Superintendent, Jason Walters – No report.

REPORTS OF MUNICIPAL BOARDS AND COMMISSIONS:

Planning Commission, Mr. Hipps –No report.

Recreation Board, Mayor Nehez –All interviews with those persons who applied for the Recreation Board are complete. They will be put on at the first of the year.

Councilman Vojtush advised he would like to alter the Administrative Code 282.01 that states there are five members on the Board. Since August, we have been looking for three members. Councilman Vojtush would like to propose to put all five people who applied on the Board and have a seven member Board.

Brad will check to see if it is in the Charter or if we just need new legislation.

All Council agreed it would be nice to have more people.

Mayor Nehez advised the next Rec Board meeting will be Monday, December 5th at 7:30.

Cemetery Board, Beatrice Greenlee – No report.

REPORTS OF STANDING COMMITTEES:

Finance, Mr. Magistrelli – There was a Finance meeting tonight, and he reported we are ending the year real well. The Council President stated the Finance meetings have never run more smoothly. They have never been more organized, and he thanked Tricia for the smooth transition with everything.

Councilman Daugherty asked Tricia what she is projecting the carryover to be. Tricia stated she does not have that exact number currently, but the checking account currently has approximately \$2.6 million.

Roads/Public Works, Mr. Daugherty – No report.

Councilman Vojtush stopped on Ledge Road. He said they are putting finishing touches on the memorial box in the middle of the road. The road is close to being completed.

Councilman Hipps advised it is a monument box used for surveying property locations from the County survey.

Councilman Vojtush commended Sgt. Zolgos for helping out with the road cones.

Health and Welfare, Mrs. Noack – No report.

Wages and Working Conditions, Mr. Vojtush – No report.

Fire and Safety, Mrs. Domzalski – No report.

Buildings and Grounds, Mr. Hipps – No report.

PRESENTATIONS OF PETITIONS, MEMORIALS, AND REMONSTRANCES:

LEGISLATION:

2016-98 - An Emergency Resolution Authorizing the purchase of Road Salt from Cargill through the Community University Education Purchasing Association. First reading.

Motion to suspend the three reading rule made by Council President Magistrelli, seconded by Councilman Daugherty. All in favor, zero opposed. Motion to pass made by Councilman Hipps, seconded by Councilwoman Noack. All in favor, zero opposed. Motion passed.

2016-99- An Emergency Resolution Authorizing the Mayor to enter into a Software Service Agreement with TAC Computer, Inc. for MDT Software used by the Police Department. First reading.

Motion to suspend the three reading rule made by Councilman Vojtush, seconded by Councilwoman Domzalski. All in favor, zero opposed. Motion to pass made by Councilwoman Domzalski, seconded by Councilman Vojtush. All in favor, zero opposed. Motion passed.

2016-100- An Emergency Ordinance Amending Sections 891.05 and 891.09 of the Business Regulation and Taxation Code as required by Ohio SB 172. First reading.

Motion to suspend the three reading rule made by Councilwoman Domzalski, seconded by Councilwoman Noack. All in favor, zero opposed. Motion to pass made by Councilwoman Noack, seconded by Councilwoman Domzalski. All in favor, zero opposed. Motion passed.

2016-101- An Emergency Resolution requesting the Summit County Fiscal Officer, in the Year 2017, to advance to the Village Monies to which the Village is entitled from Proceeds of Tax Levies for the Tax Year 2016. First reading.

Motion to suspend the three reading rule made by Councilman Vojtush, seconded by Councilman Hipps. All in favor, zero opposed. Motion to pass made by Councilman Hipps, seconded by Councilman Vojtush. All in favor, zero opposed. Motion passed.

2016-102- An Emergency Resolution Authorizing Certain Amendments to the 2016 Appropriation Resolution and or Transferring Items already Appropriated in that Resolution. First reading.

Motion to suspend the three reading rule made by Councilman Daugherty, seconded by Council President Magistrelli. All in favor, zero opposed. Motion to pass made by Councilman Daugherty, seconded by Council President Magistrelli. All in favor, zero opposed. Motion passed.

OLD BUSINESS; NEW BUSINESS; ANNOUNCEMENTS:

Councilman Vojtush asked for an update on the no parking signs on the corner/bend of Cranbrook. Lt. Mackie advised he thinks Jason Walters took care of it, and he has heard no further complaints.

Motion to go into executive session to discuss compensation for public officials and the method of appointment of a public official made by Councilman Magistrelli at 8:45 p.m., seconded by Councilman Daugherty. Roll call Vote: Noack: yes. Daugherty: yes. Vojtush: yes. Magistrelli: yes. Hipps: yes. Domzalski: yes.

Motion to end executive session made at 9:17 p.m. Noack: yes. Daugherty: yes. Vojtush: yes. Magistrelli: yes. Hipps: yes. Domzalski: yes.

ADJOURNMENT –

Motion to adjourn made by Councilwoman Domzalski, seconded by Council President Magistrelli. All in favor, zero opposed. Adjourned at 9:18pm.

Respectfully submitted by:

Tricia Ingrassia, Clerk of Council