

MINUTES OF A SPECIAL COUNCIL MEETING

March 9, 2015 - 7:30p.m.

Council of the City of Berea, Ohio, met in the Council Chamber on March 9, 2015 and was called to order by President Pro Tempore of Council Richard T. Malott at 7:30p.m. Present: Cheryl A. Banaszak, Nick Haschka, Margarette S. Key, Dale A. Lange, Jim Maxwell and Gene Zacharyasz. Absent: Council President Mary K. Brown. Also present: Mayor Cyril M. Kleem and Director of Law James N. Walters III.

The Pledge of Allegiance followed.

This meeting was held in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and Chapter 109 of the Codified Ordinances of the City of Berea. The certificate of compliance is on file in the Clerk's office.

LEGISLATION - SECOND READING:

ORDINANCE NO. 3-4: AN ORDINANCE DESIGNATING CERTAIN FINANCIAL INSTITUTIONS AS DEPOSITORIES FOR ACTIVE, INTERIM AND INACTIVE FUNDS OF THE CITY OF BERA FOR THE FIVE (5) YEAR PERIOD COMMENCING MARCH 15, 2015, AUTHORIZING DEPOSITORY AGREEMENTS WITH SAID INSTITUTIONS, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mr. Walters explained that this is a recurring piece of legislation, however it was typically renewed every 2 years, but now is renewed every 5 years, and thus the City failed to realize that the renewal window was expiring.

Moved by Mr. Lange, seconded by Mr. Haschka, that the three reading rule be suspended for proposed Ordinance No. 3-4. Vote on the motion was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell and Zacharyasz. Nays: None. The motion carried and the three reading rule was thus suspended.

Moved by Mr. Haschka, seconded by Mrs. Key, that Ordinance No. 3-4 be adopted. Vote on the motion was ayes: Banaszak, Haschka, Key, Lange Malott, Maxwell and Zacharyasz. Nays: None. The motion carried and the Ordinance was thus adopted.

LEGISLATION - FIRST READING:

ORDINANCE NO. 3-5: AN ORDINANCE AUTHORIZING A COOPERATIVE AGREEMENT FOR PLANNING, CONSTRUCTION, MAINTENANCE AND OPERATIONS OF THE HICKORY DRIVE SEWER PROJECT BETWEEN THE CITY OF BERA AND THE OHIO WATER DEVELOPMENT AUTHORITY, AND FOR A LOAN FROM THE OHIO WATER DEVELOPMENT AUTHORITY TO THE CITY OF BERA FOR THE HICKORY DRIVE RELIEF SEWER PROJECT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED AND SEVERNTY FIVE THOUSAND DOLLARS (\$275,000), AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mr. Walters explained that Council should have received a clerically revised version of this Ordinance, along with Exhibit “A”, the Engineer’s Project Description. The cost estimate will be provided, along with Exhibit “B”, prior to third reading. Mr. Walters added that a bids and contracts piece is also in the works.

Mr. Haschka informed Council that the need for this legislation is to alleviate the recently identified flooding situation on Hickory Drive, Lombardy Drive and a part of Laurel Drive. 12-15 houses have been affected by what was thought to be an issue that emerged from the construction of Sandstone Ridge, but was actually found to be cracked pipes and an accumulation of issues that have been building up over time.

Mayor Kleem stated that the cause of the flooding was recently identified, thanks in large part to vocal residents in that area who expressed concerns to both Council and the Administration. Now that the cause of the problem has been identified, it will be resolved.

Proposed Ordinance No. 3-5 stands on first reading.

OTHER BUSINESS:

Mr. Lange reminded Council that they have now received the 2015 Budget booklet, and cautioned them that the Court’s portion is somewhat incomplete. Mayor Kleem continued by explaining that the Court’s projected revenues do not match their projected expenditures, and added that this is something that Council will have to review and evaluate, before determining how best to proceed.

Mr. Malott wondered when the 2015 Street Program list will be released, and Mayor Kleem responded that soil borings are currently underway on 40 different streets throughout the City. The City projects that 20 streets will be included in the program, and the results of this testing will determine which are most in need of immediate repair. He added that the final list will probably be submitted to Council within the next month.

Mayor Kleem next addressed pothole repair, noting that hot patches will not be available until May. He stated that the Bluegrass Street Repair project will commence soon, as engineering work is slated to begin within the coming weeks.

Mr. Zacharyasz inquired about the spillway and retention basin expansion in Sandstone Ridge, and Mr. Walters explained that construction is continuing. Mr. Haschka concurred.

There being no further business before Council, moved by Mr. Haschka, seconded by Mrs. Key, that the Special Council Meeting be adjourned. Vote on the motion was all ayes and no nays. The motion passed and President Pro Tempore Malott declared the meeting adjourned at 7:41p.m.

Richard T. Malott
President Pro Tempore of Council

Alycia Esson
Clerk of Council

CERTIFICATE OF COMPLIANCE

The special meeting of Council of the City of Berea, Ohio, held on the 9th day of March, 2015, was conducted in compliance with Codified Ordinances Section 109 and Ohio Revised Code Section 121.22.

Alycia Esson
Clerk of Council