

**MINUTES OF THE SPECIAL MEETING OF THE COUNCIL
OF THE CITY OF NORTH OLMSTED
DECEMBER 29, 2009**

Present: President of Council Kennedy, Council Members Barker, Brossard, Gareau, Dailey Jones, Kearney, Orlowski.

Also Present: Mayor O'Grady, Finance Director Copfer, Clerk of Council Gallo.

President Kennedy called the meeting to order at 6:30 p.m. in Council Chambers, 5200 Dover Center Road, North Olmsted, Ohio.

Members of the audience were invited to join Council in the recitation of the Pledge of Allegiance.

REPORTS

Councilman Gareau, Chairman of the Finance Committee: The Finance Committee met December 22, 2009 at 8:15 p.m. Present were Council committee members Gareau, Barker, and Kearney; Council members Brossard, Jones, and Orlowski; Finance Director Copfer, Service Director Limpert, Safety Director Thomas and Human Resources Director Farver.

1) 2009-142 an Ordinance amending Section 137.01 (Composition) of Chapter 137, entitled "Department of Law" of the Administrative Code, in order to abolish the position of full-time Assistant Director of Law and create two new part-time Assistant Director of Law positions, and declaring an emergency, as amended. There is one Civil Assistant position that will be broken down into one Civil Assistant 1 position, 2 Civil Assistant 2 positions, and a Prosecutor position. It gives flexibility for purposes of staffing the Law Department. The Civil 1 and Civil 2 will be filled at the beginning of the year. As time passes they will see if they need additional staffing. This does not result in an increase in the budget. In fact, it should result in a decrease in the budget. One amendment was to broaden the position currently held by Carole Heyward to include not only Fair Housing Review matters but some additional matters as may be assigned from time to time. Those matters would be paid from the general fund as opposed to HUD money.

Councilman Gareau made a motion to amend Ordinance 2009-142. The motion was seconded by Councilman Barker and passed unanimously. Ordinance 2009-142 amended.

Councilman Gareau said the committee unanimously recommend approval as amended. The motion was made by Councilman Gareau and seconded by Councilman Barker with a request for suspension of the rules.

2) An Ordinance amending the range of compensation rates and salary ranges for administrative and legislative personnel so as to change the salary ranges and titles for the Assistant Director of Law; eliminate the positions of Custodial Supervisor under Springvale, School Guards and off-duty Electrical Maintenance under Police; and to otherwise state the compensation rate ranges reflecting no increase from 2009 for said various administrative and legislative personnel for the year 2010, and declaring an emergency, as amended. This was initially brought forward for the purpose of taking the one full-time Civil Assistant in the Law Department and making it two full-time positions and also establish the proper rate. There were some amendments as well for purposes of removing the proposed changes effecting the Fire and Police Chief. One other amendment is the removal downward in the range of compensation for the Director of Service and Director of Community Life Service to allow the incoming Mayor flexibility to be able to hire at a lower rate.

Councilman Gareau made a motion to amend 2009-143. The motion was seconded by Councilman Barker and passed unanimously. Ordinance 2009-143 amended.

Councilman Gareau said the committee did recommend approval. The motion was made by Councilman Gareau and seconded by Councilman Barker with request for suspension of the rules.

3) 2009-147 a Resolution authorizing the Mayor to enter into a one-year renewal contract with TAC Computer, Inc. in order to provide maintenance and repair services to computer hardware and software in the North Olmsted Fire Department, and declaring an emergency. This is the annual review of the proposal to provide maintenance services for the Fire Department computers. Councilman Gareau made a motion to recommend approval. The motion was seconded by Councilman Barker and passed 3-0 with request for suspension of the rules.

4) 2009-148 a Resolution authorizing the Mayor to enter into one-year renewal contracts with TAC Computer, Inc. in order to provide for maintenance and repair services to various computer hardware and software at the Police Department, and for membership in the Ohio Law Enforcement Network, and declaring an emergency. This is also a one-year renewal with TAC computer, a sole source provider. Councilman Gareau made a motion to recommend approval. The motion was seconded by Councilman Barker and passed 3-0 with request for suspension of the rules.

5) 2009-149 a Resolution authorizing the Director of Public Service to purchase a Sewer Jet Truck for the Wastewater Treatment Plant through the State Purchase Program, and to trade in truck No. 8 in conjunction with said purchasing and further authorizing the Mayor to execute all documents necessary to effectuate such purchase. This was brought forward by Mr. Limpert, Director of Public Service, who provided Council with the city's need for this vehicle. The current vehicle is eighteen years old and no longer suitable for its purpose. The new vehicle will be made a stainless steel and has a greater capacity and can accomplish tasks that are not capable of being accomplished with the current equipment. GAPVAX is the name of the vehicle. Since the legislation did not contain a

reference to a specific vehicle type, Council committee felt more comfortable including the identification of the vehicle to be purchased through the State Purchase Program.

Councilman Gareau made a motion to amend 2009-149 to include specific identification of the truck as GAPVAX in the title and body of the Resolution and further to correct the truck number and change it to 58. The motion was seconded by Councilman Kearney and passed unanimously. Resolution 2009-149 to be amended.

Councilman Gareau made a motion to recommend approval. The motion was seconded by Councilman Barker and passed 3-0 as amended with no request for suspension of the rules.

6) 2009-152 an Ordinance authorizing a three year personal services agreement with Medical Mutual of Ohio (MMO) to act as Third-Party Administrator (TPA) for city health insurance claims and to provide ancillary health insurance coverage for the city and, upon granting an emergency exception from requirement for requests for proposals (RFP), further authorizing the Mayor to enter into said contract with MMO, and declaring an emergency. The proposed savings would be about \$75,000 by extending the contract two years. The committee was comfortable with proceeding with the legislation.

LEGISLATION

Ordinance 2009-142 introduced by Councilman Gareau was given its second reading. An Ordinance amending Section 137.01 (Composition) of Chapter 137, entitled "Department of Law" of the Administrative Code, in order to abolish the position of full-time Assistant Director of Law and create two new part-time Assistant Director of Law positions, and declaring an emergency, as amended. Councilman Gareau made a motion to suspend the rule requiring three readings. The motion was seconded by Councilman Barker and passed unanimously. Councilman Gareau moved for adoption. The motion was seconded by Councilman Barker and passed unanimously. Ordinance 2009-142 adopted.

Ordinance 2009-143 introduced by Mayor O'Grady was given its second reading. An Ordinance amending the range of compensation rates and salary ranges for administrative and legislative personnel so as to change the salary ranges and titles for the Assistant Director of Law; eliminate the positions of Custodial Supervisor under Springvale, School Guards and off-duty Electrical Maintenance under Police; and to otherwise state the compensation rate ranges reflecting no increase from 2009 for said various administrative and legislative personnel for the year 2010, and declaring an emergency, as amended. Councilman Gareau made a motion to suspend the rule requiring three readings. The motion was seconded by Councilman Barker and passed unanimously. Councilman Gareau moved for adoption. The motion was seconded by Councilman Kearney and passed unanimously. Ordinance 2009-143 adopted.

Resolution 2009-147 introduced by Mayor O'Grady was given it second reading. A Resolution authorizing the Mayor to enter into a one-year renewal contract with TAC

Computer, Inc. in order to provide maintenance and repair services to computer hardware and software in the North Olmsted Fire Department, and declaring an emergency. Councilman Gareau made a motion to suspend the rule requiring three readings. The motion was seconded by Councilman Kearney and passed unanimously. Councilman Gareau moved for adoption. The motion was seconded by Councilman Kearney and passed unanimously. Resolution 2009-147 adopted.

Resolution 2009-148 introduced by Mayor O'Grady was given its second reading. A Resolution authorizing the Mayor to enter into one-year renewal contracts with TAC Computer, Inc. in order to provide for maintenance and repair services to various computer hardware and software at the Police Department, and for membership in the Ohio Law Enforcement Network, and declaring an emergency. Councilman Gareau made a motion to suspend the rule requiring three readings. The motion was seconded by Councilman Barker and passed unanimously. Councilman Gareau moved for adoption. The motion was seconded by Councilman Barker and passed unanimously. Resolution 2009-148 adopted.

Ordinance 2009-141 was introduced and placed on first reading by Mayor O'Grady. An Ordinance to make and transfer appropriations for current expenses and other expenditures for the City of North Olmsted for the year ending December 31, 2009. Councilman Gareau made a motion to suspend the rule requiring three readings. The motion was seconded by Councilman Barker and passed unanimously.

Councilman Gareau requested that Finance Director Copfer comment on this Ordinance. Copfer said they had to refine dollar amounts in several areas. Because there is no settlement with the firefighters union and they do have a final judgment in the litigation that has been going on for a couple of years. This year they got a final judgment. By the end of 2009 they need to have money appropriated to expend it so it can be encumbered. Money was moved from Police and put into Fire wages and benefits. Ten thousand dollars is for a boiler for Old Town Hall because it will not pass inspection. There was an adjustment between the permanent improvement fund and Issue I fund for the Dover Center Project adjusting the portion the State pays versus the City of North Olmsted. Councilman Barker asked Service Director Limpert what the boiler is for because he thought it was forced air. Limpert said the forced air is the air conditioner. There are two boilers that heat the facility.

Councilman Gareau moved for adoption. The motion was seconded by Councilman Barker and passed unanimously. Ordinance 2009-141 adopted.

Ordinance 2009-152 was introduced and placed on first reading by Mayor O'Grady. An Ordinance authorizing a three year personal services agreement with Medical Mutual of Ohio (MMO) to act as Third-Party Administrator (TPA) for city health insurance claims and to provide ancillary health insurance coverage for the city and, upon granting an emergency exception from requirement for requests for proposals (RFP), further authorizing the Mayor to enter into said contract with MMO, and declaring an emergency. Councilman Gareau made a motion to suspend the rule requiring three

readings. The motion was seconded by Councilman Barker and passed unanimously. Councilman Gareau moved for adoption. The motion was seconded by Councilman Barker and passed unanimously. Ordinance 2009-152 adopted.

Councilman Baker made a motion to excuse Councilman Mahoney. The motion was seconded by Councilman Gareau and passed unanimously. Councilman Mahoney excused.

With the agenda being completed and there being no further business to come before Council, President Limpert adjourned the Council meeting at 6:53 p.m.

Marie Gallo, Clerk of Council

Kevin M. Kennedy, President of Council