

ORDINANCE COMMITTEE MEETING
NOVEMBER 13, 2018

Committee Co-Chair Mr. Kasunick opened the meeting at approximately 6:31 p.m. Members of the Committee in attendance were Co-Chair Mr. Overstreet and Mr. Spotton. Present from Council were, Mr. Zuren, Mr. Evers, and Council President Mr. Meyers. Mr. Hoefle was absent and excused.

Present from the Administration were Mayor Morley and Finance Director Schindel.

PROPOSED

1. 11/13/18: Amending: Section 155.01 "General Administration" specifically subsections (b) & (d).

Mr. Kasunick: Does anyone want to address this Mayor Morley or Ms. Schindel?

Ms. Schindel: Thank you. Under "General Administration" there were two categories that we are asking that they be revised for maximum salary. They are not revised a lot but if the opportunity presents its self for hiring someone next year the one category was insufficient. Also that Council salaries be raised effective 2020 after the election. Actually that amount is I believe an amount that would qualify for state retirement. So those are the two changes there and they are still well below Willowick and Willoughby who responded to my request for what Council Members make.

Mr. Kasunick: Is there any further discussion on this "General Administration" matter? Mr. Spotton?

Mr. Spotton: Regarding Council compensation the original talk was for it to be adjusted as the state adjusts automatically and we actually removed the raise that we would get every two years. Just say a dollar over the state minimum for a year served credit...something along those lines.

Ms. Schindel: My actual theory was...

Mr. Spotton: An actually dollar amount of a raise.

Ms. Schindel: It could be but my theory was since the "General Administration" positions have to be revised every time there's a union contract, that, that section should be reviewed at the same time. That was just my thought.

Mr. Spotton: I think that it would be better to have it just say "it just adjusts with it every two years when the state readjusts."

Ms. Schindel: I have no idea when the state adjusts.

Mr. Spotton: I think it's every two years and then we close out the raise part of the whole thing every two years that we either for go or take anyway.

Mayor Morley: We can look at the state...it doesn't have to be tonight. This obviously isn't until 2020. The salaries are already adjusted to what they are so if we want to take a look at that we can get back with you on that.

Mr. Kasunick: So do we just want to hold this matter in committee for now? Mr. Overstreet?

Mr. Overstreet: Yes.

Mr. Kasunick: Mr. Spotton?

Mr. Spotton: Yes.

Mr. Kasunick: I will vote the same so we will just hold this in committee for now.

Ms. Schindel: Is it possible that we could pass this so we get everything else in place and then make that adjustment in another meeting maybe in a month or two? Because your salaries can't be changed until 2020, so this gives us a year to make that paragraph change. At least in the minimum we'd have the other paragraph adjusted.

Mr. Meyers: On the other paragraph we're adjusting for the Zoning Specialist.

Ms. Schindel: Yes.

Mr. Kasunick: Can we just approve one paragraph and hold the other?

Mayor Morley: Yeah I would think that you can.

Mr. Meyers: Just approve (b)?

Mayor Morley: The reason we are doing that is because again what we are trying to do to get ready for next year they get the 4%. On the one the present salary would be under the 4% so that's why the other adjustments were being made. If we just...

Ms. Schindel: It's just that we are so close to the end of the year that I'm trying to make sure that with only three meetings left that everything's in place for when we want to start working on the next budget, that's the only reason.

Mr. Kasunick: Mr. Spotton?

Mr. Spotton: President Meyers...discussion about the zoning?

Mr. Meyers: Have a question on the Zoning Specialist the maximum salary started at \$26,000.00 and the maximum at \$48,000.00 is that the same amount as our building inspector?

Mayor Morley: That's with the union building inspector. That would be in line with that, that's why we are doing this.

Mr. Meyers: Okay.

Mr. Kasunick: So our options are we to approve it and amend a section later? Or approve (b) but not (d)? Or just hold it in committee until our next meeting...would be our options. I'll pull the committee. Mr. Overstreet do you have preference there?

Mr. Overstreet: We can approve (b) and leave (d) for a future date.

Mr. Kasunick: Okay. Mr. Spotton?

Mr. Spotton: I'm alright with that to get the ball rolling for next year.

Mr. Kasunick: Okay. I will vote the same then we are going to approve the changes to (b) and hold (d) in committee.

Mayor Morley: Mr. Spotton if you have something that you were talking about with ORC or whatever to keep in track, if we could get that. About the Council salaries...do you know what section that is?

Mr. Spotton: Just the over rate goes up every couple of years. I think that it's every two years it goes up.

Mayor Morley: Okay.

Mr. Spotton: That's just to get a year of credit served.

Mayor Morley: Okay.

2. 11/13/18: Amending: Section 155.18 "Travel Expense" specifically subsection (b).

Mr. Kasunick: Ms. Schindel do you want to address this matter as well?

Ms. Schindel: Thank you. The policy here at the city has been that they have paid on the IRS per diem for travel, but the ordinance didn't match that. It was per diem long before I got here and when I saw that it didn't match I'm coming to you to ask if we could please make the adjustment to match the policy. It had a stated dollar amount in there; which was several years old and unfortunately people were paid at the IRS per diem. So I'm asking that we kind of make them the same.

Mr. Kasunick: Is there any discussion on this matter from Council or the Committee? I assume that we just want to approve this? Mr. Overstreet?

Mr. Overstreet: Yes.

Mr. Kasunick: Mr. Spotton?

Mr. Spotton: Yes.

Mr. Kasunick: Okay then it's unanimously approved.

3. 11/13/18/Amending: Section 155.38 "Insurances" specifically subsection (a).

Mr. Kasunick: Ms. Schindel once again.

Ms. Schindel: Thank you when I was hired I was provided insurance the month after I started, because I was a non-union, but again our ordinance doesn't match that. But it is the policy that the insurance companies have had and it is the policy that the insurance companies were following. I thought it might be more appropriate to make sure we match. So this is to match the way we have been doing things; which was the city granted me insurance and I didn't know at the time that the ordinance didn't match the policy. But that is what was done.

Mr. Kasunick: Is there any discussion on this at this point? Mr. Overstreet do you vote to approve?

Mr. Overstreet: I vote to approve.

Mr. Kasunick: Mr. Spotton?

Mr. Spotton: I approve.

Mr. Kasunick: Okay that one is approved as well. These will be moved forward to Council.

Ms. Schindel: Thank you.

There were no questions or comments.

PENDING

1. Variance for a sign.

Mr. Kasunick: Is there anything new on this matter?

Mayor Morley: The last email from the Law Director is the client's lawyer hasn't responded back to Mr. Klammer.

Mr. Kasunick: Is there any discussion from the Committee or Council on this issue?

Mr. Meyers: I think that we should give Mr. Klammer another opportunity to reach out to them. Continue to hold it committee until we hear back definitely one way or another.

Mr. Kasunick: Okay. What do you think Mr. Spotton?

Mr. Spotton: I'm still not a fan of the sign. If they come back with something that knocks our socks off then...I'm open to hear.

Mr. Kasunick: Mr. Overstreet?

Mr. Overstreet: I'm also not a fan of the sign. They knew this meeting was coming and they had every opportunity to get their ducks in a row, but they haven't.

Mr. Kasunick: I agree. Mayor Morley?

Mayor Morley: I'm just going to throw out there and if we're going to ask for compensation I say you just pull it. Because in my eyes that's just... we can't ask people to pay us money for something on someone else's property.

Mr. Kasunick: Right.

Mayor Morley: If Council wants to stick with that you just need to withdraw it.

Mr. Kasunick: It really wasn't compensation per say.

Mr. Spotton: I mean we discussed having them give us some time and that is a form of compensation. But they were not at the last meeting and they are not at this meeting.

Mayor Morley: If we're going to ask them anything, but given space on there. Like if we were going to ask for some sort of money I would think that you just pull it; if that's what we're going to ask for.

Mr. Kasunick: We weren't asking for any financial compensation rather more like allowing the city to make announcements on the sign or maybe allow for advertising city events and things like that. Would be more along the lines of what we were thinking.

Mayor Morley: I'm good with that.

Mr. Kasunick: The question is whether we want to still get a response on those matters or if we want to just pull the matter and kill it. Mr. Overstreet?

Mr. Overstreet: I just assume kill it and be done with it.

Mr. Kasunick: Okay. Mr. Spotton?

Mr. Spotton: I'm good with that too. Instead of dragging on the company side of so I'm good.

Mr. Kasunick: I will vote the same. We will pull this.

2. Amending: Section 1347.08 "Relations To Premises"

Mr. Kasunick: Does anyone want to comment on this one?

Mayor Morley: I would think you would either hold this until you talk to the Law Director. This was put in there in case this sign was passed. So you may want to hold this just to get clarification in case someone else would come or if this cleans up the rest of our sign issues. I would suggest to maybe holding that until the Law Director...clarification from Mr. Klammer on it.

Mr. Kasunick: I think for the most part this issue dealt with the sign issue, but there was the Firenza Stone did that affect that or?

Mayor Morley: It may again I think we're going off the Codified Ordinances...I think what he's putting in here...I think Mr. Spotton...if you look at number two about the adult entertainment materials...different things couldn't be on the sign. The Law Director added so we still may

want to have this in case down the line something changes for any signs like that. You can hold it or put it on First Reading it's up to you guys until the Law Director's at the next meeting.

Mr. Kasunick: I would suggest holding it in committee until we get an opinion from the Law Director. Mr. Overstreet?

Mr. Overstreet: I agree.

Mr. Spotton: I agree.

Mr. Kasunick: Okay that's a unanimous vote from the committee. We are going to hold this in committee.

There were no further questions or comments.

MISCELLANEOUS

There was nothing under Miscellaneous.

There were no questions or comments.

RECOGNITION OF PUBLIC

There was no one wishing to speak at this time.

Mayor Morley: I talked to Mr. Meyers about going into Executive Session. We still have some time and what I need to discuss is about a FOP grievance that I need to discuss with you guys. If possible now or we can wait until after the Council Meeting it's up to you guys.

Mr. Kasunick: We have fifteen minutes.

Mr. Meyers: Would someone like to make a Motion to adjourn into Executive Session?

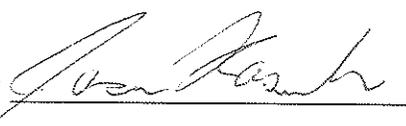
MOTION: Mr. Zuren moved to adjourn into Executive Session to discuss a grievance in the FOP Civilian. Mr. Overstreet second.

ROLL CALL: Yeas unanimous.

Motion is approved.

The meeting was adjourned at 6:45 p.m.

tms

APPROVED: 

DATE: 12/18/18