



Norwood City Council Council Chambers June 8, 2010

A) CALL TO ORDER

The Council for the City of Norwood met in regular session on the above date with Ms. Jane Grote presiding. The meeting opened with a prayer and the Pledge of Allegiance.

B) PRAYER

C) PLEDGE OF ALLEGIANCE

D) ROLL CALL

On roll call the following members were present: Mr. Moore, Mr. Thornbury, Mrs. Laake, Mr. Mumper, Mr. Sanker and Mr. Schneider. Mr. Gabbard was absent. Ms. Grote noted that six members were present and one was absent.

E) AMENDMENT OF AGENDA

On a motion by Mr. Moore, seconded by Mr. Mumper, it was moved to amend the agenda as follows: add a letter form Mr. Stith regarding a public hearing as correspondence #6 which will be on the agenda before correspondence #5. All members present voted, "Yes."

F) REQUEST TO ADDRESS COUNCIL ON AGENDA ITEMS

There were no requests.

G) SECOND READING OF ORDINANCES

1. ORDINANCE ADOPTING NEW SECTION 159.13 ENTITLED "APPLICATION PROCESS" TO THE CODIFIED ORDINANCES OF THE CITY OF NORWOOD, TO ESTABLISH APPLICATION FEES TO COVER THE COST OF ENTRY LEVEL CIVIL SERVICE EXAMINATIONS.

On a motion by Mrs. Laake, seconded by Mr. Schneider, it was moved to defer consideration of this ordinance to an unspecified time. Mrs. Laake stated that we just received this draft ordinance tonight that amends the ordinance and changes the section in the code. She was informed by the Law Department that the Civil Service Commission meeting is tomorrow night and it is on their agenda to consider fees. She would like to remove the ordinance and see what the Civil Service Commission comes up with. Mr. Schneider asked Mr. Kiser if this draft is legal for council to pass if Civil Service feels it is unnecessary to pass or doesn't realize the financial constraints of the city or they don't react. Mr. Kiser stated that this draft ordinance is legal. The Civil Service Commission can change the situation if they pass a fee not in an amount we want. But he stated what we have is legal. Mr. Kiser said he changed the code section to put under Civil Service. He removed most of what Mr. Naegele was concerned about in terms of provisions that didn't apply. On the motion, all members present voted, "Yes."

H) INTRODUCTORY READING OF ORDINANCES AND RESOLUTIONS

There were no introductory ordinances or resolutions to consider.

I) ADMINISTRATION REPORTS

1. The Mayor RE: Miscellaneous Business
The Mayor stated that the Committee of the Whole meeting is scheduled for Thursday night to discuss finances. He spoke with Mr. Stith about information he thought might be helpful and he responded and got it together for tonight. He also spoke with Mr. Barlow. The Mayor stated he met with Dave Thompson, the State Auditor. They talked about scheduling a meeting with the City Auditor and the Earnings Tax Commissioner. The meeting will take place tomorrow at 10:00 am with the State Auditor and Mr. Stith and Mr. Barlow. The Mayor said that if council wants, he will

give a general update on the content of the meeting. Mr. Stith can give a detailed update. He stated that Mr. Barlow has a family commitment on Thursday night, but he will put numbers together for the meeting. He thinks they should move in direction to talk about problem. Mrs. Laake stated that she had put out a letter to the Mayor, the Auditor and the Treasurer to come to the Committee of the Whole meeting. The Mayor said they will be looking at expenses and income, but he feels it comes down to discretionary cash. He said he would provide an update from the Thursday daytime meeting on Thursday night. Mrs. Laake stated that she informed the department heads of the meeting and asked if they had any ideas about cutting costs or increasing revenues and that council is welcome to hear any ideas. Ms. Grote announced that the meeting would be on NCT.

The Mayor stated that the Montgomery Road contractor wanted to work at night and that he and the council said, "No." They responded that if we don't let them work at night, they will push the project back. The mayor continued that the contractor then told the Safety-Service Director, Joe Geers that they would work Thursday night. The Mayor stated that he has no idea what they're doing and that he thinks the State and ODOT are running the project.

The Mayor mentioned that the Smith Road project is now completed.

The mayor mentioned that the Handicapped restroom at Millcrest Park is open and accessible to the public.

Lastly, the mayor discussed the Montgomery Road re-alignment and planning and engineering that went with it. He continued that eight years ago, a traffic study with done with TEC. We recently had our traffic engineer contact TEC about that. The engineering conducted then is now obsolete. It was proposed that they do another study for Montgomery Road that will include coordinated signal timing and traffic studies to improve the corridor and relieve problems on Norwood Avenue, and the total cost for the study would be \$11,800. The Mayor said we can take this out of the capital improvements fund, or the building and grounds fund or wherever the Auditor sees fit. We will have to pay to implement recommendations from the study. The Mayor said he can make copies of the documents he has regarding the study and let council read and get back to him, or they can tell him now what they want to do. Mr. Mumper asked if this would include the study of the right hand lane going east on Norwood Avenue. The Mayor answered, "Yes." The study says it will evaluate eastbound traffic flow. Ms. Grote noted that Mr. Gabbard is now present in council chambers. Mr. Mumper said he would like us to do the study. He stated that whatever they used is not working, that it needs to be adjusted. The Mayor stated that it was not TEC's fault. There have been changes that alter the traffic pattern and it is time to redo it.

J) OTHER REQUESTS TO ADDRESS COUNCIL

There were no requests.

K) UNFINISHED BUSINESS

None

L) NEW BUSINESS

A resident present in council chambers spoke out that they had something to say, which Ms. Grote advised the resident that they needed a written request to address council prior to the meeting unless council would allow them to speak now.

Mrs. Laake announced that the COPP program and the Norwood Police will be sponsoring a bike rodeo this Saturday from 12:00-4:00. In her job at Children's Hospital, Mrs. Laake stated she was able to get helmets at a good price to give away. They have 100 helmets to give out. There will be bicycle safety tips and a lot of fun things going on.

On a motion by Mrs. Laake, seconded by Mr. Thornbury, it was moved to allow the resident who requested to address council to do so. Mr. Sanker suggested that a 5 minute limit be put on the speaker. All members present voted, "Yes." Ms. Grote stated that the resident had permission to speak and she should state her name and address, and that council would listen but not ask questions.

4. Catherine Fair of 5344 Moeller Avenue brought to council's attention the sun damage to and poor visibility of a stop sign located at the corner of Drex and Moeller Avenues. She also cited excessive speeding down the hill. She presented council with some pictures to pass around and surveys representing 14 households and 26 children who

reside or visit in the neighborhood. The first picture was taken of a stop sign up close and the 2nd was taken from thirty feet away. She noted that the pavement markers are worn away and there is no crosswalk. The last photograph Ms. Fair presented was taken from 100 feet away in which tree branches block its visibility. A leaning telephone pole also blocks visibility, and parked cars add to the obstruction. Ms. Fair recommends that the sign be replaced, the pole fixed and the branches cut. She stated that the lady who owns the house where the tree is located said that could cut the branches. The photographs and the surveys were given to the Clerk of Council for consideration. On a motion by Mrs. Laake, seconded by Mr. Mumper, it was moved to place the subject, including photos and surveys, into the Streets committee and to send a letter to public works asking that the stop sign be replaced. Mr. Moore said that he appreciates Ms. Fair's comments and said that the easier thing to do is to make a call to public works. All members present voted, "Yes."

M) COMMUNICATIONS

1. Letter from the OH Division of Liquor Control RE: License transfer for Shafer's Tavern

Letters were sent to the departments and we have one objection from the Earnings tax Department. On a motion by Mr. Moore, seconded by Mrs. Laake, it was moved to receive and file the letters as if read and to file an objection to the transfer. All members present voted, "Yes."

2. Letter from the OH Division of Liquor Control RE: New License for The Wine Guy
Letters were sent to departments and we have one objection from the Health Department. On a motion by Mrs. Laake, seconded by Mr. Mumper, it was moved to receive and file the letters as if read, send a letter to the Wine Guy reminding them to apply for their permit with the Health Department, and to not file an objection to the license. All members present voted, "yes."

3. Letter from the Earnings Tax Department RE: May 2010 Earnings Tax Report
On a motion by Mr. Mumper, seconded by Mr. Thornbury, it was moved to receive and file the letter. All members present voted, "Yes."

4. Letter from the Mayor RE: Mayor's Court Fines
On a motion by Mr. Moore, seconded by Mr. Mumper, it was moved to receive and file the letter. All members present voted, "Yes."

5. Letter from the Auditor RE: Public Hearing for 2011 Tax Budget
On a motion by Mr. Mumper, seconded by Mrs. Laake, it was moved to receive and file the letter and to schedule a public hearing for July 13, 2010. Mrs. Laake said that she assumes the tax budget will need to be passed that night, so we will need six votes to pass. All members present voted, "Yes."

6. Letter from the Law Department RE: Going into Executive Session
On a motion by Mrs. Laake, seconded by Mr. Mumper, it was moved to receive and file the letter and to go in to executive session to discuss the purchase of real property and current litigation. All members present voted, "Yes."

Council went into Executive Session.
The meeting was called back to regular session.

N) EXCUSES ABSENT MEMBERS

None

O) ADJOURNMENT

On a motion by Mr. Mumper, seconded by Mr. Thornbury, it was moved to adjourn.
All members present voted, "Yes."

Cassandra Brown
Clerk of Council

Jane M. Grote
President of Council