



Executive Session - 6:00 p.m. – Conference Room 2

Purpose: Personnel Matters and the Annual Performance Evaluation of the City Clerk

Minutes of the Regular City Council Meeting

Held on Monday, June 3, 2013

7:00 p.m.

1. COUNCIL BUSINESS

- (a) Call Regular City Council Meeting to Order and Roll Call – 7:11 p.m.

A regular meeting of the Oberlin City Council was held on June 3, 2013 in the Council Chambers of the Oberlin City Hall, located at 85 S. Main Street Oberlin, Ohio. The meeting was called to order at 7:11 p.m., by Presiding Officer Ronnie Rimbart. Roll Call was taken as follow:

Council Members:	Present	Absent
Charles Peterson	<input type="checkbox"/>	<input type="checkbox"/>
Bryan Burgess	<input type="checkbox"/>	<input type="checkbox"/>
Sharon Soucy	<input type="checkbox"/>	<input type="checkbox"/>
Elizabeth Meadows	<input type="checkbox"/>	<input type="checkbox"/>
Scott Broadwell	<input type="checkbox"/>	<input type="checkbox"/>
Aaron Mucciolo	<input type="checkbox"/>	<input type="checkbox"/>
Ronnie Rimbart	<input type="checkbox"/>	<input type="checkbox"/>
Appointees:		
Belinda Anderson, Clerk of Council	<input type="checkbox"/>	<input type="checkbox"/>
Jon Clark, Law Director	<input type="checkbox"/>	<input type="checkbox"/>
Eric Norenberg, City Manager	<input type="checkbox"/>	<input type="checkbox"/>
Sal Talarico, Finance Director	<input type="checkbox"/>	<input type="checkbox"/>

- (b) Proclamation – Juneteenth.

Meadows read a proclamation in observance of Juneteenth. The proclamation was accepted by Sharon Pearson on behalf of the Juneteenth Committee.

Members of Council welcomed the new employees of the City. President Rimbart expressed his appreciation for the work that Mr. Carlson has done on various Boards and Commissions for over twenty years.

2. ANY CONCERNS THAT ARE NOT ON THE AGENDA MAY BE BROUGHT TO THE ATTENTION OF COUNCIL AT THIS TIME.

3. OLD BUSINESS: None

4. NEW BUSINESS:

(A). ORDINANCE No. 13-35 AC CMS: An Ordinance Authorizing the City Manager to Enter Into an Agreement with J.F. Lencewicz and Associates to Provide Labor Relations Consulting Services and Declaring an Emergency. (1st)(E)

Rimbart moved to have the ordinance read by number, title and substantive portions only. The motion was seconded by Broadwell.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion to approve the ordinance on first reading was moved by Mucciolo, seconded by Soucy.

Norenberg remarked that Joe Lencewicz, Collective Bargaining Labor Relations Consultant has been part of the labor relations team for over twenty (20) years. As a result he is able to provide a lot of institutional memory and has long standing relationships with City department heads and union representatives. He noted that over the past five (5) years they have worked together to improve the City’s labor management climate, successfully improving the relations between City employees and management to the point of being able to negotiate wage freezes into 2013. Before Council is an agreement that has remained virtually unchanged from the agreement of the past two years. The flat rate remains intact which enables us to have Mr. Lencewicz on retainer regardless of how many hours he has put in on a project. The flat rate has proven itself to be beneficial to the labor relations consultant and to the City. Norenberg noted one revision had been made which would require that Mr. Lencewicz provide monthly status reports of various labor relations matters, before deferring the discussion over to Lencewicz.

Lencewicz remarked that he had been working with the Oberlin City staff for many years. As he has said many times there was a climate in the City set by the administration and members of Council in terms of wanting to treat City employees right and there have been many times as a result of this climate that they were able to be successful during negotiations when other communities were not. Lencewicz commented on the challenges and successes that he has had while overseeing contract negotiations with various collective bargaining units and attributed a great deal of his success to the credibility that Council had developed over the years of being fair to its employees and forthright with various collective bargaining units about the fiscal health of the City. He felt honored and privileged to have been a part of the labor relations team, legal team, and human resources team over the years to help the City build the kind of credibility that doesn’t go away, and he welcomed the opportunity to continue. Comments were met with applause.

Peterson entered Council Chambers at this time.

A motion to suspend the rules requiring three readings and to elevate Ordinance No. 13-35 to emergency for the reasons stated in Section 3 was moved by Soucy seconded by Burgess.

Roll Call: 7 Ayes 0 Nays Motion Carried

(1st, Suspension of Rules/ Emergency)

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Final)

Mr. Rimbert remarked that Mr. Peterson has just entered Council Chambers with some exciting news. He asked that Mr. Peterson take the time to share the news with everyone. Mr. Peterson announced that on Saturday at 4:04 p.m., his daughter Sinai Rose Gadsby Peterson was born at St. John West Shore Hospital. She came in at 18 inches long weighing 6 lbs. 8 oz. Both she and her mother were doing quite well. Remarks were met with applause.

(B). ORDINANCE No. 13-36 AC CMS: An Ordinance Adopting a Tax Budget for the City of Oberlin, Ohio, for the Fiscal Year Beginning January 1, 2014, and Declaring an Emergency (1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Mucciolo.

Roll Call: 7 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion to approve the ordinance on first reading was moved by Meadows, seconded by Peterson.

Talarico remarked that this was the first process of preparing the Budget for 2014. It's a statutory requirement which means that state law requires that City Council adopt the ordinance and submit a copy to the Budget Commission, which is made up of the County Auditor, Prosecutor, and Treasurer. Once the Budget Commission gets through their process then they will allocate the local government fund in Lorain County. These allocations are based on a formula that was approved by the jurisdictions several years ago. Once the Commission is done allocating the Local Government Funds, then they will submit to Council for approval in October, the property tax rates for 2014. Even though the property tax rates are approved by the voters, they still need to be approved each year by Council in order for the County to levy those taxes on tax year 2013, for collection in 2014.

Foregoing discussion, a motion to suspend the rules requiring three readings and to elevate Ordinance No. 13-36 to an emergency for the reasons stated in Section 3 was moved by Peterson, seconded by Mucciolo.

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Burgess asked why the cash on the estimated/encumbered chart for 2014 was so low. Talarico remarked that he tried to make that number as conservative as possible.

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Final)

(C). ORDINANCE No.13-37 CMS: An Ordinance Amending Ordinance No. 12-79 AC CMS, the 2013 Annual Appropriation Ordinance, to Provide the Appropriation of Funds and Declaring an Emergency. (1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Broadwell.

Roll Call: 7 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion to approve the ordinance on first reading was moved by Broadwell, seconded by Meadows.

Talarico remarked that not many items were listed on the budget for this cycle. A description of each large item adjustment is listed below: (Referenced Budget Adjustments form attached)

- US EPA Emission Standard Improvements
- FEMA AFG Grant Award

Norenberg noted that the grant funds would be used to replace the bottles for the air tanks used by firefighters for their self-contained breathing apparatus.

Burgess asked what the City's match was for the Federal Grant being awarded to the Fire Department. Talarico remarked that he would provide that information at a later date.

Rimbert asked if they would surplus the old equipment. Norenberg remarked that most of the bottles were at the end of their useful life. He hadn't asked the fire chief if any of the apparatus could be reused or not.

A motion to suspend the rules requiring three readings and to elevate Ordinance No. 13-37 to emergency for the reasons stated in Section 3 was moved by Broadwell. The motion was seconded by Mucciolo.

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Final)

(D). RESOLUTION No. R13-07 CMS: A Resolution to Repeal Resolution No. R13-05 CMS and Declaring an Emergency. (1st)(E)

The Clerk read the resolution in full.

Talarico remarked that errors were found in resolution R13-05. It was decided that rather than risk an issue with the language at the Board of Elections, it would be best to repeal the resolution that was passed by Council and bring a new resolution back with the corrections included. Revisions to the resolution were made as follows:

- Added subsection D to Section 5705.19 throughout the ordinance including:
 - the title,
 - the third paragraph of the preamble, and in
 - section 2 of resolution
- Section 5 – removed the word “additional” levy and inserted the word “renewal” levy:
- Section 7 – replaced the word “ordinance” with the word “resolution” ...

A motion to suspend the rules requiring three readings and to elevate Resolution No. R13-07 to emergency for the reasons stated in Section 3 was moved by Burgess. The motion was seconded by Soucy.

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Final)

(E). **RESOLUTION No. R13-08 CMS:** A Resolution Submitting the Question of A Renewal Tax Levy for the Purpose of Current Expenses of the Oberlin Public Library to the Electors of the Territory Served by the Library, Pursuant to Sections 5705.19(d) and 5705.23 of the Revised Code and Declaring an Emergency. (1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Peterson.

Mucciolo stepped out of Council Chambers.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk and Finance Director read as directed.

Mucciolo re-entered Council Chambers.

A motion to approve the resolution on first reading was moved by Soucy, seconded by Meadows.

Foregoing discussion a motion to suspend the rules requiring three readings and to elevate Resolution No. R13-08 CMS to an emergency for the reasons stated in Section 8 was moved by Burgess. The motion was seconded by Broadwell.

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 7 Ayes 0 Nays Motion Carried
(1st, Final)

5. OTHER NEW BUSINESS:

None

6. COUNCIL COMMUNICATIONS:

(A). Referrals

(B). Advocacy

(C). Correspondence

(D). Reports

Soucy:

- Update on West College Street Angled Parking Project.
 - Norenberg noted that there were no bids for the contract.
 - A rebid of the contract will be forthcoming.
- Would like to have a discussion to re-examine the Meadows Ordinance and mowing practices in the City of Oberlin at the next meeting.
- Acknowledged the loss of family members for both Mr. Rimberty and Mr. Gregory.

Rimberty:

- Noted that complaints have been heard from residents who are upset about the condition of the ball fields.

7. CITY MANAGER'S REPORT:

City Manger Norenberg provided the following updates:

- Memorial Day Celebration was well attended. Juneteenth Picnic is scheduled for Friday, June 14th at Spring Street.
- Met with Ruth Palmer and Tony Walker, Oberlin residents, who had raised individual concerns at the last meeting. He believed that they have resolved their issues.
- JVS received a \$94,000 rebate through the Efficiency Smart Program.
- Will be off Thursday afternoon and Friday preparing for his daughters high school graduation.

8. FINANCE DIRECTOR'S REPORT: None.

9. PUBLIC PARTICIPATION:

David Ashenhurst

- Announced upcoming Juneteenth events.
- Concerns about College street patching taking place, in front of the Apollo Theater on the Friday leading into Commencement weekend.
- Noted the lack of description in the title for Resolution No. R13-07 adopted by Council earlier in the meeting to repeal Resolution No. 13-05.

Kristin Peterson, Downtown Merchant

- Expressed concerns about the West College Street angled parking project. She noted that not everyone involved with the Oberlin Business Partnership endorses angled parking.

Being that there was no further business to come before Council at this time the meeting adjourned at 8:15 p.m.

Attest:

BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL

SHARON F. SOUCY
PRESIDING OFFICER

APPROVED: 06/17/2013

POSTED: 06/18/2013

