

## Englewood City Council

November 22, 2011

The Englewood City Council met this date at the Englewood Government Center with Mayor Patricia Burnside presiding.

**COUNCIL MEMBERS PRESENT:** Joe Zumwald, Jim Campise, Judy Gerhard, Tom Franz, Mike Kline, and Marlyn Flee.

**CITY STAFF & OFFICIALS PRESENT:** Eric A. Smith, City Manager, Mike McNamee, Law Director, and Karen Soddors, Clerk of Council.

**APPROVAL OF MINUTES:** The Minutes from the Regular Session meeting held October 11, 2011 were approved as presented.

**APPROVAL OF MINUTES (Property Maintenance Board):** The Minutes from the Property Maintenance Board meeting held on October 25, 2011 were approved as presented.

**VISITORS LIST:** The visitors list contained two (2) names and is on file in the Clerk's office.

### **VISITORS & COMMUNICATIONS:**

1. Service Recognition – Robert McClintock and Joseph Zumwald. Mayor Burnside presented Robert McClintock (Planning Commission) and Joseph Zumwald (City Council and Planning Commission) with proclamations and plaques honoring them for their service to the City of Englewood.
2. Visitor's Comments – subject matter not already on the agenda. There was no one to speak at this time.

### **ORDINANCES & RESOLUTIONS**

1. Bill No. 11-12 – ASSIGNING PAY GRADES FOR A MAXIMUM NUMBER OF FULL TIME POSITIONS, ESTABLISHING REGULAR AND EXECUTIVE PAY TABLES, AND COMPENSATION FOR EMPLOYEES FOR FISCAL YEAR 2012 (1<sup>ST</sup> reading)

Mr. Kline moved to suspend the rules requiring three readings and pass Bill No. 11-12 on the first reading. Mr. Campise seconded the motion. Mr. Smith reported that there were two new positions created for new City Income Tax Department. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea. Motion approved. Ordinance No. 11-12 adopted this date.

2. Resolution – AUTHORIZING THE CITY MANAGER TO EXTEND A 2006 CONTRACT WITH RUMPKE OF DAYTON, INC. TO PROVIDE RESIDENTIAL REFUSE, YARD RECYCLING COLLECTION AND DISPOSAL SERVICES FOR AN ADDITIONAL 36-MONTH PERIOD

Mr. Franz moved for adoption of this resolution and Mr. Zumwald seconded the motion. **VOTE:** Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved. Resolution No. 38-11 adopted this date. Mr. Smith reported that there will be no price increase to the residents during this time period.

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3. Resolution – AUTHORIZING THE CITY MANAGER TO PURCHASE REPLACEMENT VEHICLES

Mrs. Gerhard moved for adoption of this resolution and Mr. Campise seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Resolution No. 39-11 adopted this date.

4. Resolution – ADOPTING A FUND BALANCE POLICY AND DELEGATING THE AUTHORITY TO THE CITY MANAGER, OR HIS/HER DESIGNEE, FOR ASSIGNING ENDING FUND BALANCES AND RECLASSIFICATION OF THE FUNDS IN ACCORDANCE WITH GASB STATEMENT NO. 54

Mr. Campise moved for adoption of this resolution and Mrs. Gerhard seconded the motion. **VOTE:** Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea. Motion approved. Resolution No. 40-11 adopted this date.

5. Resolution – ADOPTING AN ENDORSEMENT TO THE PLAN DOCUMENT FOR THE CITY OF ENGLEWOOD'S 457 (b) DEFERRED COMPENSATION PLAN WITH ING FINANCIAL PARTNERS TO REFLECT AMENDMENTS TO THE INTERNAL REVENUE CODE

Mr. Zumwald moved for adoption of this resolution and Mr. Franz seconded the motion. **VOTE:** Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea. Motion approved. Resolution No. 41-11 adopted this date.

### **City Manager's Report**

1. Mr. Smith reported that 2011 has been a good year for City projects, including getting the new Income Tax Department up and running. He recapped several of the projects completed.
2. Rumpke will be distributing the new recycling totes on wheels and picking up the red bins during the week of December 5<sup>th</sup>.
3. The drainage project behind Buffalo Wild Wings has been completed. Also the "dip" in the road at Fallview and West Wenger has been repaired.
4. Leaf pick-up officially ends Wednesday, November 23<sup>rd</sup>.
5. The 400' of culvert rehabbed near Company 7 BarBQ is also completed.
6. City crews have completed putting Christmas decorations up through town.
7. Englewood has been awarded \$700,000 in OPWC grants for next year. The money will be released in July 2012.

### **Mayor's Report**

1. Mayor Burnside reported that the annual Mayor's Prayer Breakfast was held on November 17<sup>th</sup> and had 103 in attendance.
2. Mayor Burnside also reported that she recently met with the Women's Council of Realtors.

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### Boards & Commissions

1. Re-appointments to Fine Arts Commission – Bryna Weiner, Marge Branscum, Ed Kemper, Amy Tipple, Barb Franz and Kathleen McDaniel. Mrs. Gerhard moved to make the above re-appointments to the Fine Arts Commission and Mr. Franz seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved.
2. Re-appointments to Planning Commission – Tom Sorna and Teresa Guerra. Mr. Zumwald moved to re-appoint Tom Sorna and Teresa Guerra to the Planning Commission. Mrs. Gerhard seconded the motion. **VOTE:** Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea. Motion approved.
3. Appointment to Property Maintenance Board – Mrs. Gerhard moved to appoint Marlyn Flee to the Property Maintenance Board and Mr. Campise seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved.
4. Appointments to Board of Tax Appeals – Mr. Franz moved to appoint Veronica Showalter, Mike Kline and Joe Zumwald to the Board of Tax Appeals. Mrs. Gerhard seconded the motion. **VOTE:** Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved.

### Old Business

There was no Old Business to discuss at this time.

### New Business

1. Establish Budget Hearing – Mayor Burnside announced that Council will hold a public hearing on December 13<sup>th</sup> for the proposed 2012 Budget.
2. Liquor Permit Request – Walgreen's, 775 W. Wenger Road. Mr. Franz moved to table the liquor permit request for Walgreen's and Mr. Zumwald seconded the motion. **VOTE:** Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved.

### Adjournment to Executive Session to Discuss Personnel Matter

Mr. Kline moved to adjourn to Executive Session and Mr. Flee seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea. Motion approved. Council adjourned to Executive Session at 8:15 PM.

### Adjournment

Mrs. Gerhard moved for adjournment and Mrs. Burnside seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Council adjourned at 9:00 PM.

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Patricia Burnside, Mayor

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Karen Soddors, Clerk of Council