

## MINUTES

### Council Committee Meetings

July 3, 2018

Present: Council President M. Harwood, Councilmembers: G. Broski, L. Carouse, J. Petsche, L. Redinger, D. Rose, K. Veras, Mayor Jerry N. Hruby, Law Director D. Matty, Assistant Law Director S. DiGeronimo, Engineer G. Wise, Finance Director L. Starosta, Purchasing Director R. Riser, Fire Chief N. Zamiska, K. Gaivin - Brecksville Magazine, Clerk of Council T. Tabor.

Absent: None

Council President Harwood said Council will have an executive session.

### **Buildings & Grounds Committee**

Chairperson K. Veras

Committee members L. Carouse, L. Redinger

Chairperson Veras called the meeting to order at 6:45 P.M.

Roll Call – Present: Veras, Carouse, Redinger.

### **Approval of the June 19, 2018 Buildings & Grounds Committee meeting minutes.**

Motion by Veras, seconded by Redinger, to approve the June 19, 2018 Buildings & Grounds Committee meeting minutes as presented. Ayes: Veras, Carouse, Redinger. Nays: None. Motion carried 3-Ayes, 0- Nays.

**DSX Card Reader System:** Councilmember Veras said a request has been submitted for approval of a purchase requisition for a Zenith Systems card reader for the Fire Station. Fire Chief Zamiska said the department has been working on the purchase of a security system for the Fire Station. The Zenith System is recommended for the ease of adding and removing personnel from the system and restricting access to designated rooms. The DSX Card Reader system exceeds the Ohio Board of Pharmacies recommendations for securing a building. The DSX Card Reader system is compatible with other access systems within the City. The ratings for the quality of this system were very good.

- Motion by Veras, seconded by Redinger, to request passage of a motion to approve a purchase requisition in the amount of \$19,900.00 to Zenith Systems for the installation of a DSX Card Reader System on various external and internal doors of the Fire Station. *Account # C490260 3202* Ayes: Veras, Carouse, Redinger. Nays: None. Motion carried 3-Ayes, 0- Nays.



**(Buildings & Grounds Committee Continued)**

**Safety Town:** Councilmember Veras asked Chief Zamiska for an update on the Safety Town project. Fire Chief Zamiska said Safety Town is operating at the new Blossom Park site. The Service Department has been working to complete the buildings. Volunteers will be working later this week to complete the roofing, cupola, and remaining building projects. Mayor Hruby said the train is on site, however, the gravel does not support the train. In the future, the entire area may need to become an asphalt surface for the train to operate in all areas.

**Aquatics Facility Project:** Councilmember Veras reported Thendesign Architects are completing the plans for the bidding process and the Board of Health is reviewing the application.

**Adjournment:** Motion by Veras, seconded by Redinger, to adjourn the Buildings & Grounds Committee at 6:50 P.M. Ayes: Veras, Carouse, Redinger. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Finance Committee**

Chairperson Laura Redinger

Committee members L. Carouse, D. Rose.

Chairperson Redinger called the meeting to order at 6:50 P.M.

Roll Call – Present: Redinger, Carouse, Rose.

**Approval of the June 19, 2018 Finance Committee meeting minutes.**

Motion by Redinger, seconded by Rose, to approve the June 19, 2018 Finance Committee meeting minutes as presented. Ayes: Veras, Carouse, Redinger. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Ohio Division of Liquor Control:** Councilmember Redinger said Council has received a request for consideration of Liquor Permit C STCK 0965327, an application for a change of LLC membership interests for Broadview Restaurant LLC, DBA Peppermill Pub & Grill, 7011 Mill Rd., Brecksville, Ohio 44141.

Councilmember Redinger said the safety forces have not objected to the changes. Mayor Hruby said the City has not had any complaints or problems with the persons listed.

**Monthly Bills:** Councilmember Redinger asked if there were any questions regarding the monthly bills. Hearing none, Councilmember Redinger continued.

- Motion by Redinger, seconded by Carouse, to approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$15,201.00; Sergio I. DiGeronimo in the amount of \$6,875.00; Roger Wadsworth in the amount of \$700.00; Kulchytsky Architects, LLC in the amount of \$193.73; J Neusser, LLC in the amount of \$2,000.00; and Donald J. Bohning & Associates in the amount of \$24,939.51. Sixmo in the amount of \$350.00. Total of all invoices \$50,259.24. Ayes: Veras, Carouse, Redinger. Nays: None. Motion carried 3-Ayes, 0-Nays.

**(Finance Committee, continued)**

**Independent Contractor Agreement Amendment:** Councilmember Redinger said there is an additional Resolution to add onto the agenda. Resolution 4868 to authorize a contract with Tom English in the amount of \$13,000.00 was incorrectly noted in the Resolution language. The Resolution prepared for approval will correct and amend Resolution 4868 to show the correct contracted payment of \$4,500.00.

- Motion by Redinger, seconded by Carouse to amend Resolution 4868 to correct the amount of the Independent Contractor Agreement with Tom English. Ayes: Redinger, Carouse, Rose. Nays: None: Motion carried 3-Ayes, 0-Nays.

**Arrest Statistics:** Councilmember Petsche asked Asst. Law Director DiGeronimo if statistics are kept regarding the arrest reports. Asst. Law Director DiGeronimo said he does not have those, but would be willing to put something together. Mayor Hruby said the yearly reports are available to Council on the City's network "Shared Drive". The yearly reports break down the number of arrests and charges.

**Engineering Fees:** Councilmember Petsche asked if the charges presented to the City by Engineer Wise for permit fees are collected by the City. C.B.O. Packard said the engineering fees are collected from the applicants.

Council President Harwood replied to a Councilmember's question regarding the legal fees for the income tax credit lawsuit. The cost was approximately \$46,000.00.

**Adjournment:** Motion by Redinger, seconded by Carouse, to adjourn the Finance Committee meeting at 6:55 P.M. Ayes: Redinger, Carouse, Rose. Nays: None: Motion carried 3-Ayes, 0-Nays.

**Legislation Committee**

Chairperson Dennis Rose

Committee members J. Petsche, K. Veras

Chairperson Rose called the meeting to order at 6:55 P.M.

Roll Call – Present: Rose, Petsche, Veras.

**Approval of the June 19, 2018 Legislation Committee meeting minutes.**

Motion by Rose, seconded by Petsche, to approve the June 19, 2018 Legislation Committee meeting minutes as presented. Ayes: Rose, Petsche, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Small Cell Facilities:** Councilmember Rose said the Committee has received information regarding the regulation of small cell facilities in the city. Councilmember Petsche asked what the facilities are for. Mayor Hruby said the facilities are used to transmit data.

Law Director Matty said the lawsuit regarding small cell facilities located in right-of-ways was successful in Cuyahoga County. If adopted, the legislation will allow increased aesthetic and

better location control over the small cell facilities. Law Director Matty said some of the facilities look like refrigerators attached to telephone poles. Law Director Matty said he worked with Dave Haart and the City of Dublin, Ohio on the same issue. The proposed legislation would like to maintain ground mounted and color coded facilities that will blend into the surroundings. Law Director Matty said most of the technical language was provided by planners. Some communities are regulating small cell facilities and some are not. Councilmember Rose asked if the code is modeled after Dublin, Ohio's code. Law Director Matty said yes, however Dublin has more restrictions, administrative processes, and codes that affect other installations. The City of Brecksville has a right-of way ordinance that protects the City.

C.B.O Packard said most of the requests that have come forward are not attractive. The City's right of way ordinance was designed for CEI, AT&T and other utility uses. The small cells are unique. Councilmember Rose asked if the City will be able to require all if the units to be the same.

Law Director Matty said in the City of Dublin, Ohio all utilities are below ground. Dublin has allowed a small stealth pole with an appendage on the top, which does not look like a utility box. The units will need to be placed at least 300 to 500 feet apart. Councilmember Petsche asked if Council is asking to pass this today. Councilmember Rose said Council is introducing legislation to the Planning Commission for review. The Planning Commission will review and make a recommendation to Council regarding the proposed legislation. At that time Council can vote to approve or deny the proposal.

Councilmember Rose asked for clarification of the procedure for adoption of this proposal. Law Director Matty said the proposal will be sent to the Planning Commission for review. After review, the Planning Commission will make a recommendation to City Council. City Council will accept or deny the recommendation.

Motion by Rose, seconded by Veras, enacting and adding a new section 712.04 of the Business Regulation Code to include regulation of small cell facilities. Ayes: Rose, Petsche, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

Motion by Rose, seconded by Veras, to introduce an Ordinance enacting and adding a new Chapter 713 of the business regulation code to regulate small cell facilities and wireless support structures. Ayes: Rose, Petsche, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Adjournment:** Motion by Rose, seconded by Veras, to adjourn the Legislation Committee meeting at 7:05 P.M. Ayes: Rose, Petsche, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

### **Safety-Service Committee**

Chairperson Louis Carouse

Committee members G. Broski, K. Veras

Chairperson Carouse called the meeting to order at 7:05 P.M.

Roll Call – Present: Carouse, Broski, Veras.

Absent: None.

**Approval of the June 19, 2018 Safety-Service Committee meeting minutes.**

Motion by Carouse, seconded by Broski, to approve the June 19, 2018 Safety-Service Committee meeting minutes as submitted. Ayes: Carouse, Broski, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

Councilmember Carouse said the Committee has received a request to approve a purchase requisition in the amount of \$7,894.07 to Pro Armament Co. for the purchase of eighteen (18) FN15 SRP tactical patrol rifles and necessary accessories. Mayor Hruby said a Councilmember earlier this year asked if our Police Department had weapons that are able to respond to a scenario such as the events in Parkland Florida earlier this year. Mayor Hruby responded at that time the City has worked to maintain the safety of the citizens and Police Officers by supplying weapons for that purpose. Mayor Hruby said the weapons are purchased to equal the type of fire power they may face in a hostile situation. Mayor Hruby introduced Sgt. Reppa as one of the City's finest range officers for the City. Mayor Hruby asked Sgt. Reppa to explain the weapons the Police Department is wanting to purchase. Sgt. Reppa said the requested purchase is for 18 rifles. Ten rifles are replacing weapons that are 15 years or older. Eight of the number requested are to complete the road patrol. Sgt. Reppa said the weapons that are being traded in are older weapons that are no longer needed by the department or need to be replaced. Additional weapons that are being traded in are weapons that have been surrendered by the court. The weapons are traded in to a company that abides by all federal, state and local laws regarding the sale of weapons. The reason rifles are needed is to provide officers with equal or greater fire power in the event they are confronted with a hostile situation. Each officer is assigned a specific weapon. The officer trains with the weapons assigned to him, the sights are set to that officer's specifics. If officers are required to return to the station to obtain needed firepower, the chance to neutralize or prevent an event may be over.

Councilmember Broski asked if the weapons are checked in and out when an officer is on duty. Sgt. Reppa said the officers are responsible for their own weapons. When not on duty they are to be secured in a locker or other secure location.

Councilmember Redinger asked if 15 years is typical to keep a rifle. Sgt. Reppa said when investigated the department found the FBI replaces their weapons after 10 years, which is what Brecksville does with their handguns. The City has utilized rifles in the patrol cars for approximately 20 years. Some of the rifles have been upgraded since then, others will be upgraded now and 8 rifles will be used to supplement the entire patrol. Councilmember Petsche asked why 18 are being purchased. Sgt. Reppa said 10 will replace older weapons that were issued on a seniority basis. The remaining 8 will be assigned to officers who do not have a rifle assigned to them.

Councilmember Petsche asked if other Police Departments make these types of purchases. Sgt. Reppa said yes. Because of the situations the officers are faced with, mass assault and terrorist, superior firepower is needed. A bank robbery in California several years ago, caused departments to obtain weaponry to combat situations where the perpetrators had body armor and the Police Officers were unable to subdue or respond with adequate fire power. The Police then obtained the appropriate weapons from a sporting goods store. Councilmember Petsche asked if

the weapons have ever been fired. Sgt. Reppa said no, and hopes that they never are. Sgt. Reppa said they have been deployed to situations, however they have only been fired in training situations. Councilmember Petsche asked what the accessories are that are on the purchase request. Sgt. Reppa said flashlights that are used in low light situations are requested. Purchase of optics, a holographic redicle that is used for quick target acquisition. The optics are used when the front and rear flip up sites cannot be used. Councilmember Petsche asked why the purchase is only requesting 10 accessory packages. Sgt. Reppa said the department will remove the usable equipment from the weapons that are being traded in to be used on the new weaponry. Any accessories that require replacement will be replaced as well. Councilmember Petsche asked when officers deploy their weapons. Sgt. Reppa said the officers are trained to recognize when the weapons should be deployed. Training activities take into consideration when a weapon should be deployed and used. Councilmember Petsche asked if the rifles are fully automatic weapons. Sgt. Reppa said they are semi-automatic.

Councilmember Petsche asked how long the weapons have been collected that are being traded in. Sgt. Reppa said (8) years since approximately 2010. Anything in the armory will stay for 3 years. After 3 years, the City may petition the court to allow a forfeiture of the weapon. There is at least one weapon in the armory that does not have a serial number, that will not be traded in, it will be destroyed.

Councilmember Petsche asked why guns are confiscated. Sgt. Reppa said if a person has a weapon under disability it is confiscated. Convicted felons, people with domestic violence charges are not permitted to have a weapon. Councilmember Petsche asked what the service life is of this type of rifle. Sgt. Reppa said approximately 15 years. Mayor Hruby said some guns are brought to the department because a person no longer wants the weapon or the owner is deceased.

- Motion by Carouse, seconded by Broski, to approve a purchase requisition in the aggregate amount of \$7,894.07 to Pro Armament Co. for the purchase of eighteen (18) FN15 SRP tactical patrol rifles and necessary accessories for those rifles. The total purchase price for all items is \$22, 719.07, and the vendor has extended a trade –in credit of \$14,825.00 for retired department weapons and court forfeited weapons. *Account # 110210 2209* . Ayes: Carouse, Broski, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

#### **Approval of the June 19, 2018 Safety-Service Committee meeting minutes.**

Motion by Carouse, seconded by Broski, to approve the June 19, 2018 Safety-Service Committee meeting minutes as submitted. Ayes: Carouse, Broski, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Adjournment:** Motion by Carouse, seconded by Broski, to adjourn the Safety-Service Committee meeting at 7:25 P.M. Ayes: Carouse, Broski, Veras. Nays: None. Motion carried 3-Ayes, 0-Nays.

#### **Streets & Sidewalks Committee**

Chairperson Gerald Broski

Committee members J. Petsche, Laura Redinger.

Chairperson Broski called the meeting to order at 7:27 P.M.

Roll Call – Present: Broski, Petsche, Redinger.

Absent: None

**(Streets & Sidewalks Committee, Continued)**

**Approval of the June 19, 2018 Streets & Sidewalks Committee meeting minutes.**

Motion by Broski, seconded by Redinger, to approve the June 19, 2018 Streets & Sidewalks Committee meeting minutes as presented. Ayes: Broski, Petsche, Redinger. Nays: None. Motion carried 3-Ayes, 0-Nays.

**S.R. 82 Pavement Improvement Project:** Councilmember Broski said he has received many compliments on the project. Engineer Wise said the S.R. 82 project has re-opened the road and is nearing completion. It has been determined that additional reflectors on the guardrail are needed for safety. The Police Chief had safety concerns regarding the crosswalk curb ramps will be removed and the curbs and sidewalk will need to be reconstructed. Councilmember Broski asked if the grooved pavement held up over the winter. Engineer Wise said the surface appears to be in good condition. The surface may wear over time 8-10 years and may be repaired at that time. Councilmember Petsche said he will abstain from the vote as he has legally represented a member of CATTs Construction.

- Motion by Redinger, seconded by Broski, to request approval of a change order to CATTs Construction, Inc. for the S.R. 82 Pavement Improvement Project for the addition of guardrail reflectors and elimination of the existing crosswalk & curb ramps across from Short Stadium Dr. Amount of the increase \$4,100.00. *Account # C480171 3501 Project #RD160003*. Ayes: Broski, Redinger. Abstain: Petsche. Nays: None. Motion carried 2-Ayes, 1- Abstain, 0-Nays.

**Fitzwater Road:** Council President Harwood asked if the signs were in place for Fitzwater Road repaving. Mayor Hruby said the work has begun on Fitzwater Road. When a portion of the road was opened, it was found the base needs additional work. Crews will return to complete the additional work. Councilmember Petsche said he received an e-mail from a resident, regarding an area of Fitzwater near his property and why the crews had left. Mayor Hruby said the majority of the workers had been assigned to another area, but will return to complete the additional work. Councilmember Redinger said all members of Council received the same e-mail individually. The e-mail was forwarded to Gerry Broski, as the Committee Chair, to decide who would respond to the request. Council President Harwood explained, as discussed previously, one collective answer should come from Council. This policy provides one response to the question, rather than several, possibly different answers from Council. In this case Council referred the e-mail to Mr. Broski as Chairman of the Streets and Sidewalk Committee and the Mayor as Service Director to respond. Council President Harwood said he responded to the e-mail saying the Council would be meeting on Tuesday and the Streets and Sidewalk Committee Chairman and the Service Director have received the e-mail.

Councilmember Petsche asked when Greystone would be worked on. Mayor Hruby said he did not have the list, regarding the road work. Council President Harwood said the Mayor has the

schedule that determined the time table and will get back to him with the dates. Councilmember Broski said the schedule does change based on project changes and weather. Councilmember Petsche asked who would give an answer. Council President Harwood said the Mayor would answer that.

**(Streets & Sidewalks Committee, Continued)**

**Adjournment:** Motion by Broski, seconded by Redinger, to adjourn the Streets and Sidewalks Committee meeting at 7:37 P.M. Ayes: Broski, Petsche, Redinger. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Utilities Committee**

Chairperson Jack Petsche

Committee members G. Broski, D. Rose

Chairperson Petsche called the meeting to order at 7:37 P.M.

Roll Call – Present: Petsche, Broski, Rose.

Absent: None

**Approval of the June 19, 2018 Utilities Committee meeting minutes.**

Motion by Petsche, seconded by Rose, to approve the June 19, 2018 Utilities Committee Minutes as submitted. Ayes: Petsche, Broski, Rose. Nays: None. Motion carried 3-Ayes, 0-Nays.

**Storm Water Maintenance Fee District 13:** Councilmember Petsche said legislation has been prepared to authorize an increase to the fees collected for the Cuyahoga County District 13 Storm Maintenance Fund from \$.60 per lineal foot of frontage to \$2.10 per lineal foot of frontage. Council member Petsche asked for comments or questions. Hearing none Councilmember Petsche continued.

- Motion by Petsche, seconded by Broski, to authorize an increase to the Storm Water Maintenance Fees from \$.60 per lineal foot to \$2.10 per linear foot of frontage. Ayes: Petsche, Broski, Rose. Nays: None. Motion carried 3-Ayes, 0-Nays.

**10229 Hickory Ridge Slope Slippage:** Engineer Wise reported the project has been delayed pending an easement and right of entry authorization from the adjacent property Owners. Law Director Matty has been

**Whitewood Aerial Sewer Repair:** Engineer Wise said this project will go after the Hickory Ridge bid is done.

**Brecksville Road Water Main Replacement Project:** Engineer Wise said Fabrizi Trucking and Paving is approximately 1/3 of the way through the installation the Brecksville Road Water Main Replacement Project. The northbound curb lane is closed in front of Lubrizol during working hours.

**Adjournment:** Motion by Petsche, seconded by Rose, to adjourn the Utilities Committee meeting at 7:40 P.M. Ayes: Petsche, Broski, Rose. Nays: None. Motion carried 3-Ayes, 0-Nays.



**Committee of the Whole Meeting:** Motion by Harwood, seconded by Carouse, to convene a Committee of the Whole meeting at 7:40 P.M. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

**Approval of the June 19, 2018 Committee of the Whole meeting minutes.** Motion by Harwood, seconded by Carouse, to approve the June 19, 2018 Committee of the Whole meeting minutes as submitted. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

**Approval of the June 27, 2018 Committee of the Whole Special Meeting minutes.** Motion by Harwood, seconded by Carouse, to approve the June 27, 2018 Committee of the Whole meeting minutes as submitted. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

**Executive Session:** Motion by Harwood, seconded by Carouse, to adjourn to executive session to discuss matters of personnel and appointment. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

Motion by Harwood, seconded by Carouse to adjourn the Executive Session. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

**Committee of the Whole:** Motion by Harwood, seconded by Carouse to reconvene the Committee of the Whole. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

Mayor Hruby said he has received phone calls from property owners in the Four Seasons Development regarding the assessments charged to them. He prepared a letter to send out to the residents regarding the action taken by the city to correct the amounts collected for the assessments for water & sewer in the Four Seasons Development. Council President Harwood said he has received phone calls regarding the assessments and has referred the calls to Law Director Matty or Mayor Hruby. Mayor Hruby said he feels the residents should be told what is going on and an explanation should be given to the residents. Finance Director Starosta said she will be available to answer questions. Mayor Hruby said his draft of the letter states the correction will be whatever City Council feels just, the error occurred in the third year of the assessment. The Mayor would like the property owners to know what, if any, changes are made and in the next three years what the cost will be. Mayor Hruby said the County has been told to correct the error. Councilmembers Broski, Carouse, Redinger, Veras, and Rose agreed with the letter.

Councilmember Broski asked who will be answering resident's questions. Mayor Hruby said he will answer questions. Law Director Matty said he would like all questions to be forwarded to Mayor Hruby or himself.

Law Director Matty excused Council President Harwood and Councilmember Veras to discuss matters relating to the Four Seasons Development. Law Director Matty said Councilmember Petsche had asked questions regarding the Four Seasons assessments. The memo has been researched by Law Director Matty and Bond Counsel regarding the Bond retirement fund. Law Director Matty said Councilmember Petsche's responses are included in the memo. The first response is to the question asking for a legal opinion addressing the issue of Four Seasons residents prevailing against the City in the event City Council passed legislation to assess those residents for the unpaid portion of their sewer assessment.

Law Director Matty said it is his opinion that the Four Seasons Residents would not prevail against the City in the event City Council passed legislation to assess those residents for any unpaid portion of their sanitary sewer assessment.

Councilmember Petsche asked for comments on ORC. Sec 5705.14(c)(1) as to what it means, and whether the County would keep any excess in the Bond Fund. The City has two types of Bond Funds, a Special Assessment Bond Retirement Fund and a General Bond Retirement Fund. When the assessments collected come in, the funds are used to fund the projects. If funds remain after the bills are paid for the assessed project, the funds are put in the bond retirement fund. Law Director Matty explained what may happen if there are excess funds in the retirement fund. Law Director Matty included a legal opinion from the City's Bond Counsel concerning the process under Ohio Revised Code §5705.14. When the City is debt free, the City may petition the Common Pleas Court to transfer the funds to the City's General Fund. The excess money collected by assessment is restricted until the City is totally debt free. Law Director Matty responded the County has no authority to keep any excess that may exist in our bond retirement fund.

Councilmember Broski said some residents are not aware of the reason the tax bill increased. Mayor Hruby said many people never look at the tax bill, it will go directly to the mortgage company. Law Director Matty said some of the residents believed the increase came from the recent school levy. Councilmember Rose said the residents should know what is happening regarding the tax bill increase. Councilmember Redinger said a deadline should be made for Council's decision.

Councilmember Rose said if Council is requesting payment of the balance from the residents, they need to know. Law Director Matty said if City Council elects to require payment from the residents, the legislation needs to be drafted, passed and submitted to County by September 1<sup>st</sup>, for collection on the next tax bill.

Councilmember Petsche said if the amount of money due is not collected, the fund will be \$681,742.00 short of the necessary funds. If \$488,000.00 is collected from current residents for this assessment, the City is still in debt for \$200,000.00. If money is not collected from any residents the City lose \$681,742.00.

**Committee of the Whole Meeting Adjourned:** Motion by Harwood, seconded by Carouse to adjourn the Committee of the Whole at 8:07 P.M. Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras. Nays: None. Motion carried 7-Ayes, 0-Nays.

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cc: Members of Council, Mayor Jerry N. Hruby, Law Director D. Matty, Asst. Law Director S. DiGeronimo, Engineer G. Wise, Department Heads