

**ZOOM MEETING**  
**NEWTON FALLS CITY COUNCIL**  
**REGULAR MEETING AGENDA**  
**THURSDAY, JANUARY 21, 2021**

Join Zoom Meeting  
<https://us02web.zoom.us/j/84532765918?pwd=SHFhNGpIalp5c3ZlZ1dhM3FyblZlUT09>

Meeting ID: 845 3276 5918  
Passcode: 44444  
One tap mobile  
+19292056099,,84532765918# US (New York)  
+13017158592,,84532765918# US (Washington D.C)

**6:00 P.M.**  
612 West Broad Street

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**CITY COUNCIL MEMBERS**

Adam Zimmermann, Ward 1  
John Baryak, Ward 2  
Tesa Spletzer, Ward 3  
Sandra Breymaier, Ward 4  
Tarry Alberini, At-Large

**MAYOR**

Kenneth A. Kline

**CITY MANAGER**

David M. Lynch

**LAW DIRECTOR**

A. Joseph Fritz

**CITY CLERK**

Kathleen M. King

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**1. Call to Order**

**2. Pledge of Allegiance/Prayer**

**3. Roll Call**

**4. Special presentations by staff members or invited consultants**

**5. Public Comments** (limited to those items as identified on the agenda)

**6. Reports**

Mayor  
Council Members  
Finance Director  
Law Director  
City Manager  
Changes to tonight's agenda

## **7. Approval of Previous Minutes**

January 4, 2021 - Regular Meeting

January 11, 2021 - Emergency meeting

## **8. Public Hearings:**

## **9. Unfinished Business:**

1. Motion to give the citizens and businesses a one-time rate discount on utilities.  
(TABLED until the second meeting in January 2021)
2. Motion to appoint 2021 Council Representatives to Boards and Commissions.  
(TABLED)

## **10. New Business:**

1. Res. 2-2021: A Resolution of Appreciation to Organizations and Individuals who  
Volunteered and Organized Events to Make the Holiday Season  
Merrier for Many Residents in our Community.
2. Motion to appoint 2021 Council Representatives to Boards and Commission per  
attached Exhibit A
3. Motion to accept the Finance Department December 2020 monthly report and  
attachments as presented.

## **11. Public Comments:**

## **12. Closing Remarks: Mayor, City Manager and Council**

## **13. Motion to Recess into Executive Session (if necessary)**

Move into executive session, by majority vote, for any of the following reasons with a motion and second.

- 1. Personnel Matters: To consider one or more, as applicable, of the marked items:
  - Appointment
  - Employment
  - Dismissal
  - Discipline
  - Promotion
  - Demotion
  - Compensation
  - Investigation of charges/complaints (unless a public hearing is requested)
- 2. Purchase or Sale of Property
- 3. Pending or Imminent Court Action
- 4. Collective Bargaining Matters
- 5. Matters Required to be Kept Confidential – Contract Negotiations
- 6. Security Matters (National Security)
- 7. Hospital Trade Secrets
- 8. Confidential Business Information of an Applicant for Economic Development  
Assistance
- 9. Veterans Service Commission Applications

## **13. Adjourn:**

Newton Falls City Council met in Regular session on Monday, January 4, 2021 at 6:00 p.m. in Council Chambers. Mayor Kline, called the meeting to order following the Pledge of Allegiance and the opening prayer.

**ALSO, PRESENT:** via zoom

David M. Lynch, City Manager; Joe Fritz, Law Director; Kathleen M. King, City Clerk; Gene Fixler, Police Chief.

**ROLL CALL:**

Breymaier, Alberini, Zimmermann, Baryak, Spletzer.

**ABSENT:**

**SPECIAL PRESENTATIONS BY STAFF MEMBERS OR INVITED CONSULTANTS:**

**PUBLIC COMMENTS:**

Brian Kropp, 247 Elizabeth Street asked who originated the motions on tonight's agenda.

**REPORTS :**

Alberini:

- Attended multiple meetings the last few weeks and several meetings with the Fire Board.

Zimmermann:

- Also attended the Fire Board meetings. They discussed the need for new uniforms and a new bathroom at Station 1.
- Working with the Zoning Department on a couple zoning complaints.
- This week toured all the water departments and met the Superintendents and crews.
- Mike Novotny, Wastewater Superintendent asked that everyone be reminded to please not flush diapers wipes and grease down the drains.
- On New Years Day received video of sewage overflowing on Medley Avenue. This information was forwarded to the City Manager.
- On January 2<sup>nd</sup> he was walking on Broad Street by Ninth Street and noticed two hunters in the field putting up decoys. They were within 100 feet of the road. He contacted the game warden and was able to address the concerns of citizens.

Baryak:

- He too was aware of the Medley Avenue sewer issue and contacted the City Manager.

Spletzer:

- Submitted motions for the agenda on Wednesday at 9:06 a.m. and 10:18 a.m. via email. One was to resume in person meetings the other was limit spending by the City Manager to \$1,000 per week anything over that must go through Council.

- Today after several requests received an email for a copy of the City Manager's Report dated 12-21-2020 which included an opinion from the Law Director.

Alberini called Point of Order because this section is for reports. Spletzer said she would continue with her report. No ruling on the Point of Order made by the Mayor.

- Spletzer stated on Wednesday at 1:01 p.m. she discovered a discrepancy between the Charter and Administrative Code and an email was sent for clarification. She has not received an answer in reference to Special Meetings.

Alberini called Point of Order again stating this is reports. Mayor Kline said this is reports to do with her ward. Spletzer said they are reports on how she does her job for her ward. Attorney Fritz said reports are to report back from your committees your meetings to your constituents. She has an opportunity to direct some of these questions to the City Manager and some to him after their reports. If they want to talk about anything, they want that as ending comments. This is the report section of the business meeting. Mayor Kline stated she is reporting the things that she has for her ward, so he is giving her the opportunity to do so.

**Alberini made a motion seconded by Breymaier to overrule the Chair.**

Mayor Kline stated they do not have the floor right now. When it is your turn to talk you can do so. Attorney Fritz stated there is a motion and a second to overrule you have to do a role. Alberni stated we have to follow Roberts Rules and there is a time and place to bring up these questions, now is not the time. Mayor Kline said if individuals she is talking to in her ward have an issue with these points then they are part of her report. It is not up to us to pick and choose what she is talking about so let her finish.

No roll call taken on the motion.

FINANCE DIRECTOR: No report

LAW DIRECTOR:

Attorney Fritz addressed the motions presented not on the agenda. They are not on the agenda because they are either not legal or not properly presented. The purpose of the Wednesday deadline is so he can review the legalities and/or draft documents before putting items on the agenda.

Addressed questions in reference to sponsoring legislation. The only place in our Charter or Administrative Rules where we talk about sponsoring it says the person that sponsors the legislation is the first to speak on it. That is under section 123.03 (i). There is nothing in any of the rules that say anything about sponsorship. Before Mr. Lynch there were occasions where one specific councilman asked for legislation. After research and drafting of the legislation that councilperson was listed as the sponsor. What Mr. Lynch has been doing is he lists sponsors of people who want to actively show they are connected to this.

One thing people question is Mr. Lynch sponsoring things. If you go to Section 4 of the Charter and look at form of government. The last sentence says that Council shall appoint a Manager who shall be the Chief Administrative Officer of the Municipality. That gives him the right to present these things, it's his job. Furthermore, under the legislative rules of Council 121.02 it lists the City Manager's duties and explains the Council Staff and their duties. That is his job.

Mayor Kline felt we were splitting hairs. He discussed an issue previously with golf carts and Mr. Lynch saying he could only enforce what was there because he was not a legislator. He stated the individuals who put together and decide the meeting are the actual legislators.

Attorney Fritz respectfully disagreed and stated that Council does not take care of the day-to-day operation of the City that is the administrations duty. Mayor Kline agreed but said they are the ones that sponsor the business taking place. Mayor Kline asked if the administrators are going to sponsor everything what is the sense of having five Council people. Attorney Fritz said he did not say they sponsor everything but do what we are supposed to do like making sure the budget is presented by the 15<sup>th</sup> of November, things that are on the agenda today. If your staff does not do it, it does not get done. Attorney Fritz stated if sponsorship is such a concern to everyone make a rule. Right now the City Manager is presenting legislation. It is part of his job. It is your job to say no if you don't like it.

Spletzer asked that he address her two specific motions she submitted.

Attorney Fritz stated in reference to the motion to resume in person meetings, it has already been decided. Under Roberts Rules you can't repeat motions over and over again. The motion would have to be a different motion. During this session of council which would last technically until January of next year, unless there is a different form to the motion, this has already been decided.

The motion to limit the spending of the City Manager to \$1,000 a week violates our Charter. You create a budget and expenditures are placed to the City Manager on day-to-day administration. As long as he does not go over the budget as created at the beginning of the year that is his administrative duty.

Spletzer said she was not in that budget meeting and had nothing to do with passing that budget. Attorney Fritz stated anyone that comes in the middle of the year has that same situation that does not change anything. This is the budget a Council for the City passed. You are violating the Charter by restricting the City Manager to \$1,000.

Mr. Baryak wants to make sure we have all special meetings and emergency meetings sent by email to the City Clerk. If we are sending by email, we are not time stamping so it makes no sense. How do we set up an emergency meeting if there is a real emergency such as our train derailment or where we don't have electric for communication. So in an effort to fix a problem you have unintended consequences that make more problems. Attorney Fritz stated there is a system in place to schedule meetings. He did not see it being violated and did not understand what he wanted done.

Spletzer asked that her housekeeping issue be addressed. Which version is correct. The Special Meeting takes 72 hours or does it take 24 hours. Attorney Fritz stated the Charter rules.

Spletzer stated the Charter says it takes 72 hours to call a Special Meeting. On November 16<sup>th</sup> Council had a meeting and announced a Special Meeting on the 18<sup>th</sup>. That was 48 hours.

Zimmermann read the section from the Charter on Special Meetings and Emergency Meetings.

Alberini said he understood Ms. Spletzer's questions but was trying to figure out what the end game was. He felt the things were minor and wasting time. He stated we need to start following Roberts Rules of Order because this was becoming a mess and out of control. We need to stay on topic and discuss the business at hand.

Baryak asked why his motion was not put on to have an independent investigation on who was responsible for the Defender. Attorney Fritz said the exclusive jurisdiction for election matters don't rely on the City. Baryak said it was not an election matter, it had a private citizen and child involved and one of our own Council people was involved. He also asked why he did not get an answer and that is his job. He did not do his job. Attorney Fritz said he took offense to that; he did his job. Attorney Fritz said it was sent to be put on, on Wednesday. He did not believe it was a City issue taking up City time and money. Having said that this is Monday. If you want this done, we will have it prepared for the next meeting if necessary. Baryak asked for a written opinion.

Baryak asked how to correct the agenda tonight. His motion in the minutes first was to give only the electric part of the bill. Now it's been tabled, and it says utilities.

Baryak also stated he was the alternate on the Fire Board not Alberini and asked what was going to be done. If any action was taken by the Fire Board was it legal. Alberini stated that Baryak made it known in September that he would not be attending any meetings. Attorney Fritz said he was not at any of the meeting to know what they voted on. We had a representative there. It's the Fire Boards issue not ours.

Mr. Lynch stated on January 14 he would address the issue on a discount to electric as a separate issue per the original motion. Baryak stated we need to clean up the minutes. City Clerk, King stated when the motion was originally made to amend the agenda the motion specified electric. When the motion was made in the meeting it did not specify electric.

Mayor Kline said at times maybe there is something wrong with something sponsored, but felt it was a slippery slope to decide what is not put on the agenda and not get back to the Council person who sponsored it. The appropriate way is to get back to the Council person and say what is wrong.

#### **CITY MANAGER:**

- Medley Avenue sewer issue was brought to his attention on New Year's Eve. He was able to send a Police Officer to investigate. There was some septic material coming up

through the manhole cover. One of the manhole covers had not been sealed so all the pressure from that sealed system built up and bubbled out. The contractor is not done yet. They have not been paid all their funds and the final inspection has not taken place.

- This meeting and all meetings going forward even though it's by zoom will be live streamed on Spectrum and You Tube.

Baryak said he saw engineers out on Scott Street and asked about the Scott Street Sewer Project and if we are paying for that. Mr. Lynch stated no.

Baryak asked if there was a problem on Medley that our pumps could not handle it at the station. Mr. Lynch said no. Baryak asked how much has been paid. Mr. Lynch said he was not certain but believed two of the five payments have been made which is about 40% of the total.

Baryak commented on Board and Commissions and said he asked not to be on the Utility Review Board until at least October 1<sup>st</sup> because of his schedule. The statement was made that he was not on any committees. Mr. Lynch said he did call and say his availability was very limited.

Baryak said he emailed in a request for a meeting. An hour later he got a call back and said a meeting was already called. He asked why he was not told they put it in.

Baryak asked if he was allowed to go into anybody else's ward and if he sees a problem could he point it out. Mr. Lynch stated he could point out anything he wanted.

Spletzer stated she received two City Manager reports and no where does she see anything about the automobile that the city provides. According to Section 6 of his contract he will maintain records of such personal use. She asked that Council receive reports from the City Manager concerning the automobile.

#### CHANGES TO TONIGHT'S AGENDA:

**Baryak made a motion seconded by Spletzer that they have an independent investigation into who was responsible for the Defender.**

Alberini stated he would vote no. He felt this was a civil matter and had nothing to do with Council or the Village.

Baryak said he withdraw the motion if Breymaier, who was involved in it, would tell him who sponsored it. He stated when you're not an elected official your not a public target. To put to bed all the rumors and clear their names and staff we should do it.

Breymaier stated that there has been a lot of questions about the Defender. She stated she wrote the letter and signed her name, and it is the truth.

Zimmermann asked the Law Director to explain his opinion on whether this is a town matter or civil matter. Attorney Fritz said he saw the paper once and it is an election issue. If it is an election issue, there is no jurisdiction we have to investigate, it is exclusively the State of Ohio.

If there is some sort of slander or liable it is a civil matter or criminal. He stated he was unsure whether there should be the expenditure of City funds in order to pursue this matter. His initial reaction is that the City is not a party and despite rumors and innuendoes it is not City business.

Spletzer stated she has evidence that directly point to the City Manager being involved. She knows for a fact that the City Manager went to the school and went through her personnel file. Nobody else has ever done that. The information from her file was the information used to create the Defender number one. She also stated she knows where the information came from for issue number two and it involves another city official. City official are involved.

Baryak said he does not look at it as a civil matter he looks at it as let's get to the bottom of it and clear the good names of our City officials.

Alberini stated he did not know anything about the Defender. When you enter into the public area whether your record is good bad or indifferent your record becomes public, open season. Our good names do get tarnished in the process of politics and elections. Not everything everybody says about us is true. When you enter into the public arena be prepared to take your licks. It is impossible to control.

Attorney Fritz stated the motion as he understands the motion is to have an independent investigation to find out who is responsible for the Defender. Question on behalf of the staff would be who is an independent investigator, who do you want, how are we going to pay for it what budget does it come out of, what is the scope of the investigation. These would all need to be cleared up.

Mayor Kline stated his view is on one hand your told to judge and on the other is your told not to judge. Sometimes things are discussed not to give guilt but to clear your name. He would be for putting it on the agenda for discussion purposes and to discuss the questions Mr. Fritz asked.

Spletzer stated at the end of the meeting on the 21<sup>st</sup> two of her constituents from Ward 3 brought this issue up during public comments at the end of the meeting. Two constituents want answers. She also said her personal feeling is that since Ms. Breymaier participated willingly, she needs to recuse herself from voting on anything relating to the Defender.

Braymaier stated that the problem she has with the Defender was she did not give that paper to the Defender but it's the truth.

**ROLL CALL: Alberini nay, Zimmerman nay, Baryak aye, Spletzer aye, Breymaier nay.  
MOTION FAILED 2 aye – 3nay**

#### **APPROVAL OF PREVIOUS MINUTES:**

**Baryak made a motion seconded by Spletzer to adopt the minutes from the December 21, 2020 Regular Meeting as submitted by the Clerk.**



Spletzer questioned why the minutes say they were held in Council Chambers. Also on page five in reference to the motion to table the votes were four ayes one nay but the minutes say motion failed. The vote should say motion passed.

Baryak asked how to make sure that the people know he only asked for the electric. Attorney Fritz stated you don't go back and clean up what was actually said. If it was something not said, then you ask for it to be amended. Baryak asked for a motion to specify that it is only electric as the original motion was.

Clerk King noted that if the motion when stated at the meeting is in the minutes correctly you can't change what was said. The motion could be amended at the next meeting when it is brought off the table. Mayor Kline stated either himself or Mr. Baryak misspoke. Mayor Kline said it might have been him because he thought he wanted all utilities and did not realize he wanted only electric. Mr. Lynch stated a motion to approve the minutes is merely whether or not the minutes reflect what was said at the meeting, not if what was said at the meeting was what you meant to say. We will address the motion at the next meeting.

Mr. Lynch stated that in reference to chambers, the Law Director addressed this exact question about five months ago and indicated the term chambers is a generic term indicating wherever City Council is. Therefore both motions while understood the City Clerk has accurately written down what people said and that is all that a motion to approve minutes is.

Baryak state originally Alberini and Waddell said they would pursue a 30% discount for businesses. He asked how long this takes. Mr. Lynch said this has nothing to do with approving the minutes. Baryak stated we need verbatim minutes.

Spletzer noted on page 5 the roll call is incorrect because it says failed it should say passed. Clerk, King stated it is a typo and would be corrected.

**ROLL CALL:** Zimmermann aye, Baryak aye, Spletzer aye, Breymaier aye, Alberini aye.  
**MOTION PASSED 5 – 0**

**Alberini made a motion seconded by Zimmermann to adopt the minutes from the December 30, 2020 Emergency Meeting as submitted by the Clerk.**

Baryak said there was no way he would punish the employees for something they had no hand in, but he would like to get the information sooner. He stated he would not be voting on anything anymore.

**ROLL CALL:** Baryak aye, Spletzer aye, Breymaier aye, Alberini aye, Zimmermann aye.  
**MOTION PASSED 5 – 0**

**PUBLIC HEARINGS:** None listed.

**UNFINISHED BUSINESS:** No unfinished business at this time.

**NEW BUSINESS:**

**Baryak made a motion seconded by Spletzer to hold the second meeting on Thursday, January 21.**

Alberini said he travels on Thursdays and did not know if he would be available.

**ROLL CALL:** Spletzer aye, Breymaier nay, Alberini abstain, Zimmermann nay, Baryak aye, Kline aye.

**MOTION PASSED 3 aye – 2 nay – 1 abstain**

**Alberini made a motion seconded by Zimmermann to appoint Sandra Breymaier as Vice President of Council for 2021.**

**ROLL CALL:** Breymaier aye, Alberini aye, Zimmermann aye, Baryak nay, Spletzer nay.

**MOTION PASSED 3 aye – 2 nay**

**Alberini made a motion seconded by Breymaier to vote on the boards and commissions as a slate.**

Baryak asked the Law Director if this took four votes. He stated we got a separate opinion last year and it took four votes. Attorney Fritz stated your just passing a motion to appoint representatives it's a majority vote.

Spletzer stated its majority vote of total membership. She read Section 121.01(f). Attorney Fritz stated that is for establishing a committee.

**ROLL CALL:** Alberini aye, Zimmermann aye, Baryak nay, Spletzer aye, Breymaier nay.

**MOTION PASSED 3 aye – 2 nay**

**Baryak made a motion seconded by Spletzer to waive Council Rules for the purpose of discussing the boards.**

**ROLL CALL:** Zimmermann aye, Baryak aye, Spletzer aye, Breymaier aye, Alberini aye.

**MOTION PASSED 5 – 0**

Alberini made his suggestion on proposed representatives to each board or commission.

Baryak said Alberini has been on Economic Development and Finance for seven years. He would be leaving, and we need new people. He felt Ms. Spletzer could do a fine job and stated she has a master's degree in education. We have to break up that the same people have the same, it's not fair to the rest of us. Baryak stated he would like to make a motion when we go back into session that Ms. Spletzer take over all Mr. Waddell's positions. He also would make a motion that the Law Director give a legal opinion on not having four votes.

Mayor Kline suggested that the Judge was going to make his decision at the end of the month we may want to put Ms. Spletzer in Mr. Waddell's spots until that ruling.

Council discussed several options on committee representatives. Baryak stated we need to change the dynamics of this Council. It's time to bring in some fresh ideas.

**Alberini made a motion seconded by Breymaier to reinstate Council Rules.**

**ROLL CALL:** Baryak aye, Spletzer aye, Breymaier aye, Alberini aye, Zimmermann aye.  
**MOTION PASSED 5 – 0**

**Baryak made a motion seconded by Alberini to table this until the next meeting.**

Baryak asked for a written legal opinion about why it does not take four votes.

**ROLL CALL:** Spletzer aye, Breymaier aye, Alberini aye, Zimmermann aye, Baryak aye.  
**MOTION PASSED 5 – 0**

**Alberini made a motion seconded by Zimmermann to appoint current legal council Attorney Joseph Fritz as parliamentarian.**

Baryak stated the Law Director has always been telling us if it corrects. Why put another layer on it, it should be somebody neutral.

Mayor Kline asked what the benefit was. Alberini said his prior experience they followed Roberts Rules religiously. They stayed on task and focused. Our meetings lately we don't stay on task, don't stay focused. All our discussions need reined in to move the meeting forward. We are in constant violation of Roberts Rules of Order.

Baryak stated Roberts Rules of Order are not the rule of law to a Council meeting they are suggested. It cannot be used to hinder city business.

Spletzer did some research and found something she said was written by the City Manager on March 14, 2019. He issued a list of general questions when asking for the second opinion by Ms. Sopkovich which read "The Mayor is using Roberts Rules of Order to limit City business or otherwise stifle opinions or business not aligned with his political agenda disrupting the normal give and take of a business meeting by duly elected council members attempting to do the job they were elected to and took an oath to uphold".

Mr. Lynch asked that the record reflect he did not write that. He believed those remarks came from Councilman Baryak and he was extending them to Ms. Sopkovich.

Mayor Kline said there are only six or eight registered Parliamentarians in the entire state. Roberts Rules are a tool to run the meeting. We go all over the place, but it has nothing to do with his ignorance on running a meeting. It has to do with we don't do things properly, we are constantly asking questions why something is going on. He was elected to be the Mayor and he

was not giving away his duties to do so. The Parliamentarian is to give assistance to the Mayor. Mayor Kline stated he was more than capable.

**ROLL CALL:** Breymaier aye, Alberini aye, Zimmermann aye, Baryak nay, Spletzer nay.  
**MOTION PASSED 3 ayes – 2 nays**

**Alberini made a motion seconded by Breymaier to appoint Timothy Willaman to the Planning & Zoning Commission beginning January 1, 2021 for a five-year term.**

**ROLL CALL:** Alberini aye, Zimmermann aye, Baryak aye, Spletzer aye, Breymaier aye.  
**MOTION PASSED 5 – 0**

**Baryak made a motion seconded by Spletzer to schedule all special and emergency meetings will be sent by e-mail to the City Clerk and time stamped and then sent to Council and Mayor as confirmation.**

Baryak stated you can't time stamp a phone call and emails would be less confusion and redundancy. Email will make it perfectly clear to the public. There have been times in the past when he has called for a motion and was told there was already one.

Spletzer said we met on the 21<sup>st</sup> and Ordinance 2020-41 did not pass by emergency then somehow Alberini and Breymaier knew the next day there was new legislation 2020-42. On the 23<sup>rd</sup> she and Baryak called for a special meeting to be held on the 30<sup>th</sup>. It has never been explained how the day after they new and it became an emergency but it happened eight days later.

Spletzer felt we need to submit request via email, and she would like to see documented time stamps for phone calls.

**Baryak made a motion seconded by Spletzer to amend the motion to include all phone calls be time stamped.**

Mayor Kline said we need to do better it is just common sense. Things have not been working well.

Zimmermann said we have rules in place to handle this and they have worked well up to this point. There will probably be some hick up along the way but the rules work.

Breymaier agreed and did not think we should be changing this at this time. Everything has been working ok.

**Vote on Motion to Amend:**

**ROLL CALL:** Zimmermann aye, Baryak aye, Spletzer aye, Breymaier nay, Alberini nay.  
**MOTION PASSED 3 ayes – 2 nays**

Mr. Lynch stated there was only one emergency meeting called in two and a half years. He said he was disinclined to be handcuffing the way Ms. King, the Law Director and himself handle things as Council staff as it relates to time stamping phone calls. To time stamp every phone call that comes from every member of Council, if you don't trust your staff to tell you who called when or who submitted when then we are dealing with an entirely different issue.

Attorney Fritz noted that this would be a modification of Council rules and would have to pass by at least four votes.

Spletzer agreed we have had one emergency meeting in two years. There have been a few Special meetings. Somehow you had a meeting on the 16<sup>th</sup> then had a Special Meeting on the 18<sup>th</sup>. The Charter says you must give 72 hours notice, codified ordinances say 24 but nowhere says 48 hours. We all need to do this. We all need to be transparent.

**Vote on Motion as Amended**

**ROLL CALL:** Baryak aye, Spletzer aye, Breymaier nay, Alberini nay, Zimmermann nay.

**MOTION FAILED 2 aye – 3 nays**

**PUBLIC COMMENTS:**

Brian Kropp, 247 Elizabeth Street stated this meeting was a perfectly example why we should have in person meetings. This meeting was a mess and embarrassing. No one trusts most of you up there. That is the reason why we want stuff documented.

Mr. Kropp asked if Attorney Fritz would clarify who could present ordinances and legislation. The Law Director, Clerk, Finance Director and City Manager are administrators.

Minutes are not verbatim you want to spend money, hire an actual stenographer.

Donny Placer felt Council should be disgusted by themselves for the Defender and he could not believe Council would not take action. They should hold Ms. Breymaier responsible for sending a letter to them. As a council member she is held to higher ethics.

Laura Beth Neiheisel, 227 North Center commented on paper trail. Paper trails save your tails. If you can't have proof, it looks sketchy.

There was a motion for Parliamentarian, and she asked what the Law Director's position changed. Mayor Kline did not have to listen to any recommendation he makes.

She stated if someone else did not step up to go for Ms. Breymaier recall she would.

**CLOSING REMARKS; MAYOR, CITY MANAGER AND COUNCIL:**

Baryak meant no disrespect to Council or staff but wanted openness and transparency. But the public is going to speak. All he wants to do is what is good for the people.

He was not able to make the meeting of the 16<sup>th</sup> and thought the Scott Street Sewer Project was way out of line. He asked where the money was coming from and how many people it would benefit. He would like to postpone anything on this project until we have a public meeting. He would like to have the new Commissioners step in and have a say.

Spletzer reported that she sent stuff to the administrative staff and got no reply. All she is trying to do is do the best she knows how to do. She would appreciate a little assistance. She did not appreciate the comments Mr. Fritz made about the elephants walking down the road during the emergency meeting.

She pointed out this is a City Council meeting, not a City Manager meeting, not a Law Director meeting it is Council's meeting.

Mr. Lynch showed on his screen and read the email from March 21, 2019 in reference to the second opinion requested from Attorney Sopkovich that Ms. Spletzer commented on earlier. The email shows that the letter was from Councilman Baryak typed, prepared, written by and authored by Mr. Baryak. Mr. Lynch stated again he did not type that letter.

Mayor Kline said again our meeting was a zoom again tonight. He was not the one that closed the meeting off Mr. Lynch did. We have a first amendment right to meet. We have individuals talking out turn and he gets blamed for it. He did not cause this. Now all the sudden we want a parliamentarian. Mr. Fritz is now the Parliamentarian and the Law Director there is no difference. He did not know if someone wanted to undermine the authority the Mayor has. He was elected to do a job, he still continues to be the Mayor, head of Council. This will be his meeting. The Law Director/Parliamentarian can weigh in, but he will still run the meeting.

**CLOSING REMARKS: MAYOR, CITY MANAGER AND COUNCIL:**

**MOTION TO RECESS INTO EXECUTIVE SESSION:**

**ADJOURN:**

**After no further comments or questions Baryak made a motion seconded by Spletzer to adjourn at 8:32 p.m.**

**ROLL CALL: Spletzer aye, Breymaier aye, Alberini aye, Zimmermann aye, Baryak aye.  
MOTION PASSED 5 – 0**

\_\_\_\_\_  
Mayor, Kenneth A. Kline

ATTEST: \_\_\_\_\_  
City Clerk/Clerk of Council

Newton Falls City Council met in Emergency session on Monday, January 11, 2021 at 6:30 p.m. in Council Chambers. Mayor Kline called the meeting to order following the Pledge of Allegiance. Prayer by Mayor Kline

**ALSO PRESENT:** (via Zoom)

David Lynch, City Manager; A. Joseph Fritz, Law Director; Anna Musson, Finance Director; Eugene Fixler, Police Chief; Kathleen King, City Clerk

Alberini made a motion seconded by Zimmermann to excuse Breymaier from tonight's meeting due to illness.

**ROLL CALL:** Alberini aye, Zimmermann aye, Baryak aye, Spletzer aye.  
**MOTION PASSED 4 – 0**

**ROLL CALL:**

Zimmermann, Baryak, Spletzer, Alberini.

**ABSENT:** Breymaier

**UNFINISHED/NEW BUSINESS:**

**Resolution 1-2021: A Resolution congratulating the Cleveland Browns on their historic playoff win on January 10, 2021, thanking them for the inspiration in the face of adversity that has uplifted our community, and urgently seeking to imbue the Cleveland Browns players with a certain degree of spiritual encouragement in order that this entire week be dedicated to excellence and appreciation for perseverance and hard work.**

**Baryak made a motion seconded by Alberini to adopt this Resolution.**

Spletzer asked who called the meeting. Mr. Lynch explained that he had the idea for the Resolution and before 8:30 a.m. he contacted members of Council to see if they would participate in calling the meeting. He was not able to connect with Spletzer until later in the morning.

Spletzer said she believed this was an abuse of the City Managers perceived authority.

Members of Council and the Mayor congratulated the Browns and commended the Steelers for a great season.

Zimmermann noted that he was in deep morning! But that it was a great game.

**ROLL CALL:** Baryak aye, Spletzer aye, Alberini aye, Zimmermann nay.  
**MOTION PASSED 3 – 1**

**MOTION TO RECESS INTO EXECUTIVE SESSION:** None

**ADJOURN:**

After no further comments or questions Baryak made a motion seconded by Spletzer to adjourn at 6:40 p.m.

**ROLL CALL:** Spletzer aye, Alberini aye, Zimmermann aye, Baryak aye.  
**MOTION PASSED 4 – 0**

\_\_\_\_\_  
Mayor, Kenneth A. Kline

ATTEST: \_\_\_\_\_  
City Clerk/Clerk of Council

DRAFT





**CITY OF NEWTON FALLS  
2020 COUNCIL REPRESENTATIVES TO BOARDS AND  
COMMISSIONS**

*TABLED*

David M. Lynch, City Manager

**CITY COUNCIL MEMBERS**

Adam Zimmermann, Ward 1	John Baryak, Ward 2
Lyle Waddell, Ward 3	
Sandra Breymaier, Ward 4	Tarry Alberini, At-Large
<u>Mayor Kenneth A. Kline</u>	<u>Kathleen King, City/Council Clerk</u>

**VICE-PRESIDENT OF COUNCIL** **Breymaier**

*Council Representatives to Commissions & Boards:*

PLANNING & ZONING (Meets the 1 <sup>st</sup> Tuesday of each month at 6:00 p.m.)	<b>Breymaier</b> Alt. Zimmermann
CIVIL SERVICE (Meets on an as needed basis)	<i>Alberini</i> Alt. Breymaier
PARK & RECREATION Meets the 4 <sup>th</sup> Tuesday of each month at 6:00 p.m.)	<i>Breymaier</i> Alt. Zimmermann
TREASURY INVESTMENT BOARD (Meets Quarterly – normally during office hours)	<i>Alberini/Waddell</i>
FIRE DISTRICT BOARD	Waddell/Alt. Baryak

*Council Standing Committees – Pick two representatives for each committee:*

FINANCE/ADMINISTRATION/AUDIT	<i>Waddell/Alberini</i>
UTILITIES/PUBLIC WORKS	<i>Baryak/Alberini</i>
PUBLIC SAFETY	<i>Alberini/Waddell</i>

*Council Representatives to Community Commissions & Boards:*

EASTGATE, Regional Council of Governments <i>(Per Eastgate Mayor is designated Representative)</i>	<i>Kline/Waddell</i>
TAX REVIEW BOARD & ENTERPRISE ZONE	<i>Zimmermann/Alt. Waddell</i>
UTILITY APPEALS BOARD	<i>Finance Director</i> <i>Baryak</i> Alternate <i>Alberini</i> <i>Community Mem: Wentworth</i>
LOCAL BOARD OF TAX REVIEW	<i>Alberini/Zimmerman</i>
ECONOMIC DEVELOPMENT	City Manager, Mayor, Finance Dir., Waddell, Alberini (Excluding Rt. 5)

**RESOLUTION 2-2021**

**A RESOLUTION OF APPRECIATION TO ORGANIZATIONS AND INDIVIDUALS  
WHO VOLUNTEERED AND ORGANIZED EVENTS TO MAKE THE HOLIDAY  
SEASON MERRIER FOR MANY RESIDENTS IN OUR COMMUNITY.**

*(Sponsored by Mayor Kline, Ward 1 Councilman Adam Zimmermann, Ward 2 Councilman John Baryak,  
Ward 3 Council person Tesa Spletzer, Ward 4 Council person, Sandra Breymaier, at-large Councilman  
Tarry Alberini)*

WHEREAS, It takes someone special to take time out of their busy days to volunteer and organize events for members of the community during the holidays; and

WHEREAS, In Newton Falls volunteers and organizers went above board to help make the holiday season merrier for many residents in our community; and

WHEREAS, Newton Falls City Council would like to show their appreciation and recognize those groups and individuals for their selflessness during the holidays.

COUNCIL FOR THE CITY OF NEWTON FALLS, STATE OF OHIO, HEREBY RESOLVES:

SECTION I: Newton Falls City Council would like to recognize and show their appreciation to the following for helping make the holiday season in our community special for so many people:

Newton Falls Commerce Association – tree lighting & prayer service;  
Forward Ministries – food distribution program for students and senior citizens;  
Newton Falls Woman’s Fun Dart League – gifts for 36 children and 99 senior citizens;  
Gabby Kline – provided stockings full of gifts and treats for 32 children in Newton Falls;  
Ashley Love and Donny Placer – organized a Santa’s Shop for any K-12 student in Newton Falls to pick out a gift for their parents/guardian, 138 students participated;  
“Santa” Rick Kerlin and elves – provided gifts for 361 children and helped 117 families for Christmas.

PASSED IN COUNCIL THIS 21<sup>ST</sup> DAY OF JANUARY 2021.

\_\_\_\_\_  
Mayor, Kenneth A. Kline

ATTEST: \_\_\_\_\_  
Kathleen M. King, City Clerk

## **EXHIBIT A**

### ***Council Representatives to Commissions & Boards:***

PLANNING & ZONING (Meets the 1 <sup>st</sup> Tuesday of each month at 6:00 p.m.)	<b>Breymaier</b> Alt. Baryak
CIVIL SERVICE (Meets on an as needed basis)	<b>Breymaier</b> Alt. Alberini
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FIRE DISTRICT BOARD	<b>Zimmermann/Alt. Spletzer</b>

### ***Council Standing Committees – Pick two representatives for each committee:***

FINANCE/ADMINISTRATION/AUDIT	<b>Alberini/Zimmermann</b>
UTILITIES/PUBLIC WORKS	<b>Baryak/Breymaier</b>
PUBLIC SAFETY	<b>Alberini/Breymaier</b>

### ***Council Representatives to Community Commissions & Boards:***

EASTGATE, Regional Council of Governments <i>(Per Eastgate Mayor is designated Representative)</i>	<b>Kline/Spletzer</b>
TAX REVIEW BOARD & ENTERPRISE ZONE	<b>Spletzer/Alt. Baryak</b>
UTILITY APPEALS BOARD	<b>Finance Director</b> <b>Spletzer</b> Alternate Baryak <b>Community Mem: Wentworth</b>
LOCAL BOARD OF TAX REVIEW	<b>Alberini/Zimmerman</b>
ECONOMIC DEVELOPMENT	City Manager, Mayor, Finance Dir., Zimmermann, Alberini (Excluding Rt.5)

## Memorandum



To: Members of Council  
David M. Lynch City Manager  
J. Fritz, Law Director

From: Anna Marie Musson, Director of Finance

Date: January 13, 2021

Subject: Month End Financial Reports for December 2020

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*Anna M. Musson*

### Financial Project Updates for Period 12

The monthly reports include the following financial information:

- Bank Balances
- Utility Revenue Report
- Credit Card Report
- Income Tax Summary
- Income Tax Distribution Report

#### Updates:

- Closed the fiscal year 2020.
- Issues W'2 to all City Employees on January 2, 2020
- Filed 941, SEBS and all 4<sup>th</sup> Quarter Reports
- Entering 2021 Purchase Orders into General Ledger
- Filed for all Certificates with Trumbull County Auditor



Statement of Cash Posw/MTD

AS OF: 12/31/2020

YEAR: 2020

STARTING ACCOUNT:

FUND NO.	DESCRIPTION	BEGINNING BALANCE	Y-T-D	M-T-D	[-----RECEIPTS-----] M-T-D	[-----DISBURSMENTS-----] Y-T-D	UNEXPENDED BALANCE	OUTSTANDING ENDING ENCUMBRANCE BALANCE
520	WWTP DEBT RESERVE F	449949.00	0.00	0.00	0.00	0.00	465907.35	0.00
521	DEBT RETIRE 2020 BO	0.00	0.00	0.00	0.00	0.00	0.00	0.00
602	EMPLOYEE BENEFITS	465517.80	81531.16	75113.68	843984.60	586589.85	586589.85	0.00
705	TRUMBULL COUNTY CAP	2930.17	727.37	2747.70	12075.71	761.76	0.00	761.76
706	UNCLAIMED MONIES	18079.43	1340.93	1592.23	0.00	19671.66	0.00	19671.66
707	FIRE CLAIMS	48663.38	0.00	0.00	43453.00	3410.38	0.00	3410.38
708	SUMMER CONCERT SERI	3250.00	0.00	0.00	0.00	3250.00	0.00	3250.00
709	FLOWER FUND	1784.96	886.79	0.00	8025.67	521.29	0.00	521.29
710	BASKETBALL HOOP FUN	475.00	0.00	0.00	0.00	475.00	0.00	475.00
711	FIRE/TWNSP FUEL	10230.71	352.37	291.49	22348.40	8268.67	0.00	8268.67
TOTAL:		8843774.22	1783028.84	1334465.87	17593855.96	11198858.66	0.00	11198858.66

\* End of Report: CITY OF NEWTON FALLS \*

**City of Newton Falls Bank Reconciliation**

<u>Balance per Books</u>	<u>Description</u>	<u>Books @ 12/31/20</u>
		11,198,858.66
		<u>11,198,858.66</u>
	<b>Book Balance - As Adjusted</b>	
<b>Bank Balances:</b>		
Huntington - #32863 General Account		972,854.88
Huntington - #32876 Housing		121,960.48
Huntington - #32986 Payroll		-
Huntington - #39451 Health Care		-
Huntington - #13222 MMAX		131,313.36
Huntington - AMI Escrow Account		2,640,407.19
	<b>Subtotal - Bank Balances</b>	<u>3,866,535.91</u>
<b>Investment Balances:</b>		
UBS - Primary		4,733,322.47
UBS - CAM		2,701,564.10
	<b>Subtotal - Investment Balances</b>	<u>7,434,886.57</u>
Petty cash		-
<b>Total Bank, Investment Balances &amp; Petty Cash</b>		<u>11,301,422.48</u>
	<b>Reconciling Items</b>	
Deposits in Transit		-
O/S Checks		(72,839.66)
O/S Checks - Payroll		(477.13)
Payroll:		
OP&F ER (Dec. 2020 ER expense)		(2,353.72)
OP&F EE (Dec. 2020 withholdings)		(1,478.65)
OPERS ER (Dec 23, 2020 ER expense)		(11,685.92)
OPERS ER (Dec 23, 2020 ER expense)		(350.00)
OPERS EE (Dec 23, 2020 EE expense)		(8,347.07)
OPERS EE (Dec 23, 2020 EE expense)		(250.00)
State (Dec 2020 withholdings)		(4,781.67)
	<b>Subtotal - Total Reconciling Items</b>	<u>(102,563.82)</u>
<b>Reconciled Bank Balance</b>	<b>Difference</b>	<u>11,198,858.66</u>
		<u>11,198,858.66</u>

City of Newton Falls Bank Reconciliation

<u>Balance per Books</u>	<u>Description</u>	<u>Books @ 11/30/20</u>
		10,750,295.69
		<u>10,750,295.69</u>
	<b>Book Balance - As Adjusted</b>	
<b>Bank Balances:</b>		
Huntington - #32863 General Account		403,869.96
Huntington - #32876 Housing		121,960.48
Huntington - #32986 Payroll		-
Huntington - #39451 Health Care		-
Huntington - #13222 MMAX		331,303.56
Huntington - AMI Escrow Account		2,640,383.58
	<b>Subtotal - Bank Balances</b>	<u>3,497,517.58</u>
<b>Investment Balances:</b>		
UBS - Primary		4,723,679.85
UBS - CAM		2,699,183.79
	<b>Subtotal - Investment Balances</b>	<u>7,422,863.64</u>
Petty cash		-
<b>Total Bank, Investment Balances &amp; Petty Cash</b>		<u>10,920,381.22</u>
	<u>Reconciling Items</u>	
Deposits in Transit		-
O/S Checks		(99,878.77)
O/S Checks - Payroll		(796.31)
Payroll:		
OP&F ER (Nov. 2020 ER expense)		(1,508.73)
OP&F EE (Nov. 2020 withholdings)		(2,401.60)
OPERS ER (Nov 25, 2020 ER expense)		(12,021.42)
OPERS ER (Nov 30, 2020 ER expense)		(350.00)
OPERS EE (Nov 25, 2020 ER expense)		(8,586.73)
OPERS EE (Nov 30, 2020 ER expense)		(250.00)
State (Nov 2020 withholdings)		(3,864.29)
BWC EFT payment		(33,134.00)
	<b>Subtotal - Total Reconciling Items</b>	<u>(162,791.85)</u>
<b>Reconciled Bank Balance</b>		<u>10,757,589.37</u>
	<b>Difference</b>	<u>(7,293.68)</u>
<b>Adjustments:</b>		
Investment Interest - CAM account		(28.17)
Deposit RJ202011039 clears bank for less		(0.02)
Ohio Police & Fire adjustment for November 2020		(0.11)
OPERS adjustment for November 2020		(0.02)
EJ202011996 record		322.00
2020 Bonds to correct EJ2020011030		7,000.00
	<b>Total adjustments</b>	<u>7,293.68</u>
	<b>Balance</b>	0.00



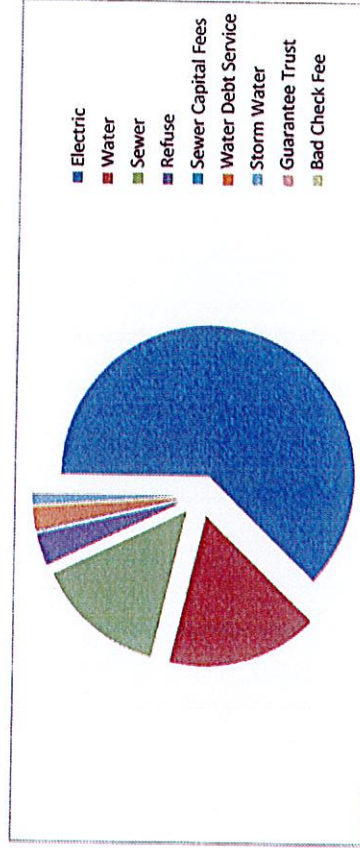
## 2020 Financial Reports City of Newton Falls, Ohio for Period 12

MTD Bank Report for Year 2020 Month 12- City of Newton Falls

Bank	Description	Beg Monthly Balance	Deposits/ Interest Income	Change in Market Value	Withdrawals	Transfers In	Transfers Out	Ending Balance
Huntington 2863	Main Account	\$403,869.96	\$1,495,470.26	\$0.00	\$660,341.50	\$0.00	\$266,143.84	\$972,854.88
Huntington 2986	Payroll	\$0.00	\$0.00	\$0.00	\$248,903.97	\$248,903.97	\$0.00	\$0.00
Huntington 2876	Housing	\$121,960.48	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$121,960.48
Huntington 3222	Money Market Account	\$331,281.78	\$21.78	\$0.00	\$0.00	\$0.00	\$0.00	\$331,303.56
Huntington 9451	Healthcare Account	\$0.00	\$0.00	\$0.00	\$0.00	\$17,375.25	\$17,375.25	\$0.00
Huntington 5436	AMI Escrow	\$2,640,383.58	\$23.61	\$0.00	\$0.00	\$0.00	\$0.00	\$2,640,407.19
USB Financial Services	Main Account	\$4,833,100.34	\$9,817.62	\$10.56	\$175.00	\$0.00	\$0.00	\$4,842,753.52
USB Financial Services	Cincinnati Asset Management	\$2,951,345.67	\$2,380.31	\$9,498.40	\$0.00	\$0.00	\$0.00	\$2,963,224.38
7 Banks		\$11,281,941.81	\$1,507,713.58	\$9,508.96	\$909,420.47	\$266,279.22	\$283,519.09	\$11,872,504.01

### Utility Monthly Revenue Report for Utility

	December	YTD
Electric	\$615,259.67	\$5,277,538.13
Water	\$163,319.58	\$1,571,202.90
Sewer	\$140,515.85	\$1,293,990.69
Refuse	\$33,818.55	\$327,665.77
Sewer Capital Fees	\$727.37	\$9,742.09
Water Debt Service	\$24,074.21	\$217,314.64
Storm Water	\$9,902.53	\$83,043.79
Guarantee Trust	\$1,375.00	\$38,720.00
Bad Check Fee	\$209.27	\$1,187.27
	\$989,202.03	\$8,820,405.28



UTILITY REVENUE REPORT FOR CITY COUNCIL

DECEMBER 2020

2020

	ELECTRIC	WATER	SEWER	OH VAL REFUSE	SEWER CAP FEES	WATER DEBT SVC	STORM WATER	GIT	BAD CHECK FEE	DAILY TOTAL	JOURNAL #
TUESDAY 1	2,143.73	855.06	875.78	263.62	0.00	135.32	50.74	0.00	0.00	4,324.25	RJ202012200
TUESDAY 1 N COURT	694.80	380.36	404.92	161.80	0.00	58.78	29.75	0.00	0.00	1,730.41	RJ202012201
TUESDAY 1 N COURT	440.16	251.59	254.69	85.05	0.00	34.57	13.01	0.00	0.00	1,079.07	RJ202012202
TUESDAY 1 N COURT	522.77	149.65	167.99	36.47	0.00	25.30	14.14	0.00	0.00	966.32	RJ202012203
TUESDAY 2 N COURT	569.77	366.18	93.38	68.16	0.00	46.80	11.13	0.00	0.00	1,155.42	RJ202012204
WEDNESDAY 2	4,664.06	1,867.48	1,817.47	653.28	0.00	296.74	125.25	0.00	0.00	9,416.25	RJ202012205
WEDNESDAY 2	22,570.22	8,426.94	10,129.69	2,125.17	43.53	1,011.39	418.94	0.00	0.00	44,725.88	RJ202012206
WEDNESDAY 2 N COURT	6,336.26	2,323.43	2,036.23	828.44	14.51	381.82	177.60	0.00	0.00	12,098.29	RJ202012207
WEDNESDAY 2 BILL PAY	168.09	72.36	52.56	29.60	0.00	8.66	4.84	0.00	0.00	336.11	RJ202012208
THURSDAY 3	7,695.65	4,740.50	2,677.38	1,171.42	13.63	507.53	219.79	0.00	40.00	17,065.90	RJ202012209
THURSDAY 3 N COURT	2,481.88	1,415.65	1,501.39	298.18	14.51	148.96	48.58	225.00	0.00	6,134.15	RJ202012210
THURSDAY 3 BILL PAY	476.31	165.87	118.22	55.05	0.00	21.48	9.00	0.00	0.00	845.93	RJ202012211
FRIDAY 4	21,648.26	9,710.18	8,291.08	2,955.49	58.04	1,680.00	594.00	0.00	200.00	44,537.05	RJ202012212
FRIDAY 4 N COURT	53,743.64	16,534.40	13,295.46	3,430.26	116.08	2,839.08	917.13	0.00	0.00	90,876.05	RJ202012213
FRIDAY 4 BILL PAY	3,856.64	995.86	1,093.62	243.30	14.51	123.37	70.76	0.00	0.00	6,398.06	RJ202012214
FRIDAY 4 N COURT	234.00	69.71	64.92	44.14	0.00	12.92	7.21	0.00	0.00	432.90	RJ202012215
FRIDAY 4 BILL PAY	1,699.97	671.94	681.84	247.20	0.00	95.19	43.18	0.00	0.00	3,429.32	RJ202012216
MONDAY 7 N COURT	819.29	462.74	435.07	146.80	0.00	59.07	24.00	0.00	0.00	1,946.97	RJ202012217
MONDAY 7 BILL PAY	2,738.41	1,147.25	1,324.76	342.51	14.51	160.80	68.69	0.00	0.00	5,796.93	RJ202012218
TUESDAY 8	27,079.19	9,358.65	11,174.87	1,641.97	58.04	2,588.55	713.47	0.00	0.00	52,594.74	RJ202012219
TUESDAY 8 N COURT	10,574.54	21,224.63	3,325.84	1,211.98	29.02	685.87	249.10	250.00	5.28	37,556.06	RJ202012220
WEDNESDAY 9	50.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	50.00	RJ202012221
WEDNESDAY 9 BILL PAY	3,497.77	1,162.21	1,002.30	350.70	0.00	163.59	69.48	0.00	0.00	6,246.05	RJ202012222
WEDNESDAY 9 N COURT	320.83	103.43	51.62	63.69	0.00	19.44	0.00	0.00	0.00	559.01	RJ202012223
WEDNESDAY 9 BILL PAY	82,700.78	10,677.02	11,694.12	2,814.90	14.51	1,487.71	635.60	0.00	0.00	110,024.64	RJ202012224
THURSDAY 10	44,442.35	4,855.04	5,299.58	1,131.44	0.00	805.49	355.79	0.00	0.00	56,889.99	RJ202012225
THURSDAY 10 N COURT	4,879.20	630.97	661.39	142.28	0.00	85.42	32.26	0.00	0.00	6,431.52	RJ202012226
THURSDAY 10 BILL PAY	84.67	74.45	43.16	18.35	0.00	10.74	4.22	0.00	0.00	235.59	RJ202012227
FRIDAY 11 N COURT	563.04	279.07	235.56	99.40	0.00	39.83	19.25	0.00	0.00	1,236.15	RJ202012228
FRIDAY 11 BILL PAY	80.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	80.00	RJ202012229
MONDAY 14 N COURT	961.86	396.60	487.33	203.69	0.00	59.61	36.29	0.00	0.00	2,145.38	RJ202012230
MONDAY 14 BILL PAY	13,634.21	4,728.56	5,245.29	1,529.79	15.00	682.17	303.09	0.00	0.00	26,138.11	RJ202012231
MONDAY 14 N COURT	51.47	30.91	29.56	19.27	0.00	5.64	3.15	0.00	0.00	140.00	RJ202012232
TUESDAY 15 N COURT	2,144.11	852.43	947.24	300.82	0.00	118.49	52.32	0.00	0.00	4,415.41	RJ202012233
TUESDAY 15	912.47	388.73	267.59	95.12	13.89	76.11	27.50	0.00	0.00	1,781.41	RJ202012234
WEDNESDAY 16	12,037.53	4,668.44	5,260.38	916.35	36.06	602.83	244.80	0.00	0.00	23,766.39	RJ202012235
FRIDAY 11 NATIONAL GUARD	0.00	1,923.10	3,560.66	0.00	0.00	5.33	0.00	0.00	0.00	5,489.09	RJ202012236
WEDNESDAY 16 N COURT	3,630.76	1,336.21	1,216.81	455.14	13.85	179.72	76.13	0.00	0.00	6,908.62	RJ202012237
WEDNESDAY 16 BILL PAY	0.00	22.00	207.59	105.93	0.00	0.00	0.00	0.00	0.00	22.00	RJ202012238
THURSDAY 17	122,072.71	2,204.98	2,344.66	229.51	13.86	153.75	817.41	0.00	0.00	127,836.88	RJ202012239
FRIDAY 18	3,153.47	1,775.83	1,301.38	335.25	13.95	236.14	85.53	675.00	0.00	7,618.54	RJ202012240
THURSDAY 17 BAD CHECKS	-185.28	-55.26	-37.53	-36.70	0.00	-16.11	-9.00	0.00	-120.00	(459.88)	RJ202012241
THURSDAY 17 N COURT	766.85	249.45	207.59	105.93	0.00	45.73	18.87	0.00	0.00	1,394.42	RJ202012242
THURSDAY 17 BILL PAY	0.00	35.13	0.00	0.00	0.00	4.87	0.00	0.00	0.00	40.00	RJ202012243
MONDAY 21	1,881.93	677.64	683.66	204.36	0.00	112.03	40.04	0.00	0.00	3,599.66	RJ202012244
FRIDAY 18 N COURT	3,361.07	4,941.10	522.03	209.28	0.00	972.51	30.98	0.00	0.00	10,036.97	RJ202012245
FRIDAY 18 BILL PAY	265.77	81.22	45.06	8.25	0.00	13.94	6.14	0.00	0.00	420.38	RJ202012246
TUESDAY 22	852.72	286.86	185.17	100.65	0.00	46.10	16.44	0.00	0.00	1,487.94	RJ202012247
TUESDAY 22 N COURT	276.28	89.74	54.66	58.98	0.00	17.27	9.64	0.00	0.00	506.57	RJ202012248
MONDAY 21 BILL PAY	955.40	414.84	640.48	111.02	0.00	37.91	18.14	0.00	0.00	2,177.79	RJ202012249
TUESDAY 22	6,125.39	1,937.72	2,147.63	411.22	0.00	303.78	104.08	0.00	0.00	11,029.82	RJ202012250
TUESDAY 22 N COURT	298.08	636.13	160.92	57.81	0.00	72.20	12.58	0.00	0.00	1,237.73	RJ202012251
TUESDAY 22 BILL PAY	153.23	142.07	53.79	55.05	0.00	26.85	9.00	0.00	0.00	439.99	RJ202012252

MONDAY 28	4,616.78	2,287.74	1,770.27	837.02	14.51	374.33	160.37	0.00	0.00	10,061.02	RJ202012253
WEDNESDAY 23 N COURT	990.61	797.66	406.24	142.41	0.00	105.39	25.04	0.00	0.00	2,467.35	RJ202012254
WEDNESDAY 23 BILL PAY	280.14	174.74	111.81	55.97	0.00	21.75	9.14	0.00	0.00	653.55	RJ202012255
THURSDAY 24 N COURT	1,511.95	782.57	501.20	195.23	0.00	106.27	35.45	0.00	0.00	3,132.67	RJ202012256
THURSDAY 24 BILL PAY	90.86	94.05	39.83	11.28	0.00	8.67	0.00	0.00	0.00	244.69	RJ202012257
MONDAY 28 BILL PAY	665.96	574.78	423.24	146.80	72.55	92.90	27.00	0.00	0.00	2,003.23	RJ202012258
TUESDAY 29	21,311.46	3,966.57	2,927.11	1096.51	14.51	589.56	251.66	0.00	0.00	30,157.38	RJ202012259
WEDNESDAY 30	22,216.89	7,260.37	7,623.87	1367.70	29.02	1,282.71	364.44	0.00	225.00	40,370.00	RJ202012260
WEDNESDAY 30	0.00	0.00	0.00	0.00	0.00	0.00	0.00	225.00	-225.00	-	RJ202012261
TUESDAY 29 N COURT	1,198.65	336.33	430.83	142.09	0.00	52.58	29.38	0.00	0.00	2,189.86	RJ202012262
TUESDAY 29 N COURT	819.97	271.18	246.88	136.22	14.51	57.85	28.40	0.00	0.00	1,575.01	RJ202012263
TUESDAY 29 N COURT	450.20	409.27	323.14	113.12	0.00	49.22	21.49	0.00	0.00	1,366.44	RJ202012264
TUESDAY 29 BILL PAY	327.29	242.59	149.50	36.70	0.00	33.06	12.15	0.00	0.00	801.29	RJ202012265
SUNDAY 31	28,796.48	8,409.20	10,205.81	1486.69	15.10	2,496.40	565.77	0.00	0.00	51,975.45	RJ202012266
THURSDAY 10 BAD CHECKS \$	(84.12)	0.00	0.00	-	-	-	-	\$	-	(84.12)	RJ202012267
WEDNESDAY 30 N COURT \$	2,436.50	966.44	984.48	305.36	15.17	158.28	67.10	-	-	4,933.33	RJ202012268
WEDNESDAY 30 BILL PAY \$	309.96	218.94	62.55	36.70	-	26.85	3.00	-	-	658.00	RJ202012269
THURSDAY 31 \$	8,958.06	4,594.84	4372.56	1,210.88	29.02	807.96	472.36	-	-	20,445.68	RJ202012270
THURSDAY 31 \$	34,912.18	4,183.15	4781.75	701.28	25.48	417.62	939.24	-	-	45,960.70	RJ202012271
THURSDAY 31 N COURT \$	3,938.48	849.04	780.87	248.64	-	110.09	49.62	-	\$ 42.00	6,018.74	RJ202012272
THURSDAY 31 BILL PAY \$	395.05	163.07	244.86	66.51	-	19.46	10.88	-	-	899.83	RJ202012273

TOTAL DECEMBER 2020	615,259.67	163,319.58	140,515.85	33,818.55	727.37	24,074.21	9,902.53	1,375.00	209.27	989,202.03
TOTAL YTD	5,277,538.13	1,571,202.90	1,293,990.69	327,665.77	9,742.09	217,314.64	83,043.79	38,720.00	1,187.27	8,820,405.28

# CITY COUNCIL REPORT UTILITY BILLING COLLECTIONS

	# BILLED	\$ BILLED	LATE FEES BILLED	TOTAL \$ BILLED	\$ COLLECTED	NEW ACCT DEPOSITS COLLECTED	TOTAL \$ COLLECTED	
Jan-20	3170	\$ 759,952.03	\$ 17,244.44	\$ 777,196.47	\$ 793,843.67	\$ 1,400.00	\$ 795,243.67	
Feb-20	3179	\$ 733,058.34	\$ 16,865.09	\$ 749,923.43	\$ 613,777.93	\$ 3,725.00	\$ 617,502.93	
Mar-20	3181	\$ 672,940.97	\$ -	\$ 672,940.97	\$ 788,059.00	\$ 2,090.00	\$ 790,149.00	*NO PENALTY DUE TO COVID-19
Apr-20	3177	\$ 681,552.99	\$ -	\$ 681,552.99	\$ 641,930.80	\$ 2,755.00	\$ 644,685.80	*NO PENALTY DUE TO COVID-19
May-20	3183	\$ 693,052.54	\$ -	\$ 693,052.54	\$ 683,212.36	\$ 4,775.00	\$ 687,987.36	*NO PENALTY DUE TO COVID-19
Jun-20	3202	\$ 841,172.43	\$ 19,248.70	\$ 860,421.13	\$ 557,430.43	\$ 2,900.00	\$ 560,330.43	
Jul-20	3204	\$ 835,131.69	\$ 22,767.67	\$ 857,899.36	\$ 706,002.21	\$ 3,750.00	\$ 709,752.21	
Aug-20	3205	\$ 927,073.76	\$ 19,890.72	\$ 946,964.48	\$ 743,720.88	\$ 3,600.00	\$ 747,320.88	
Sep-20	3238	\$ 781,922.05	\$ 23,488.07	\$ 805,410.12	\$ 802,391.65	\$ 5,350.00	\$ 807,741.65	
Oct-20	3216	\$ 729,280.43	\$ 24,632.93	\$ 753,913.36	\$ 850,755.05	\$ 4,100.00	\$ 854,855.05	
Nov-20	3212	\$ 758,380.98	\$ 29,887.55	\$ 788,268.53	\$ 531,054.65	\$ 2,625.00	\$ 533,679.65	
Dec-20	3204	\$ 710,779.89	\$ 22,465.07	\$ 733,244.96	\$ 986,752.20	\$ 1,600.00	\$ 988,352.20	
		\$ 9,124,298.10	\$ 196,490.24	\$ 9,320,788.34	\$ 8,698,930.83	\$ 38,670.00	\$ 8,737,600.83	

City of Newton Falls  
Credit Card Statement  
December 2020

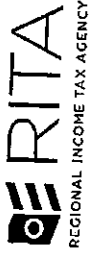
City Administration	\$ 662.12
Electric	\$ 159.16
Finance	\$ 201.58
Municipal Court	\$ 712.20
Police	\$6,628.66
Street	\$ 292.52
Water Plant	\$ 45.86
Water Distribution	\$ 215.86
Waste Water	\$ 255.51
Zoning	\$ 442.50

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Total \$ 9,615.97

# MONTHLY DISTRIBUTION SUMMARY REPORT

## PERIOD 12



From: Dec-20 Through: Dec-20 Municipality: NEWTON FALLS

Distributions for NEWTON FALLS											
Collections for	Month Distributed	Advance Gross	Recon Gross	Total Gross	Advance Retainer	Recon Retainer	Total Retainer	Advance Adjustments	Recon Adjustments	Total Adjustments	Total Net
	Jan-21	37,194.19	0.00	37,194.19	1,115.83	0.00	1,115.83	0.00	0.00	0.00	0.00
	Dec-20	37,194.19	0.00	37,194.19	1,115.83	0.00	1,115.83	0.00	0.00	0.00	36,078.36
<b>TOTAL</b>											<b>36,078.36</b>



# MONTHLY DISTRIBUTION REPORT

## PERIOD 12



PRD 12 TAXYR 20	36,797.10	31,175.36	550.76	0.00	2,257.54	0.00	0.00	3,246.93	0.00	-433.49
PRD 12 TAXYR 19	-1,926.40	21.90	70.81	0.00	301.47	0.00	0.00	-2,337.75	66.17	-49.00
PRD 12 TAXYR 18	1,780.54	166.86	258.83	0.00	1,215.15	139.70	0.00	0.00	0.00	0.00
PRD 12 TAXYR 17	-351.55	0.00	0.00	0.00	195.62	268.82	0.00	0.00	0.00	-815.99
PRD 12 TAXYR 16	98.54	2.07	0.00	0.00	13.68	158.18	0.00	0.00	-75.39	0.00
PRD 12 TAXYR 15	47.95	0.00	0.00	0.00	0.00	47.95	0.00	0.00	0.00	0.00
PRD 12 TAXYR 14	748.01	0.00	0.00	0.00	110.05	637.96	0.00	0.00	0.00	0.00
YTD 2020	735,091.50	467,260.67	2,411.55	-429.54	164,343.96	15,854.24	-5,024.99	94,602.66	-21.48	-3,905.57
YTD 2019	767,678.72	507,172.94	4,762.76	-116.85	176,148.82	15,961.52	-4,471.18	79,660.70	1,486.53	-12,926.52
YTD 12 2020-2019	-32,587.22	-4.24%								
YTD 2020 ABOVE	735,091.50									
YTD 2020 RETAINER	22,052.77									
YTD 2020 AVERAGE %	3.00%									
YTD 2020 NON-RETAIN	1,571.39									
PRD 12 NON-RETAIN	673.06									
PRD 12 ABOVE	37,194.19	ADVANCE	RECONCILIATION							
PRD 12 RETAINER %	3.00%	37,194.19	0.00							
PRD 12 RETAINER	1,115.83	1,115.83	0.00							
PRD 12 NET	36,078.36	36,078.36	0.00							

ADVANCE NET TO BE CREDITED TO YOUR ACCOUNT ON 01/04/2021

THE AMOUNTS REPRESENT COLLECTIONS FROM JANUARY 2020 THROUGH DECEMBER 2020 DISTRIBUTED TO YOU FEBRUARY 2020 THROUGH JANUARY 2021 (ADVANCE)



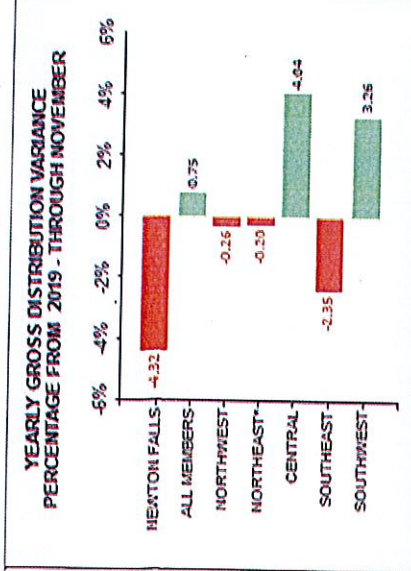
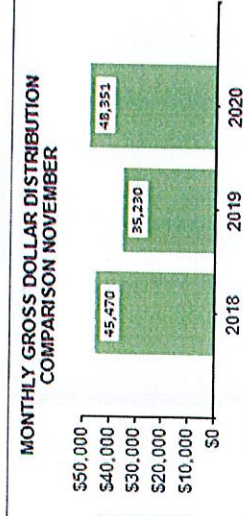
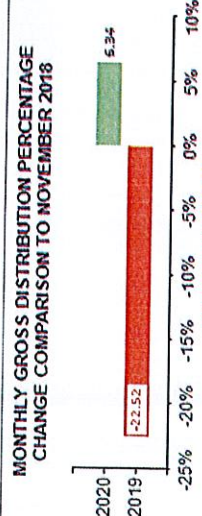
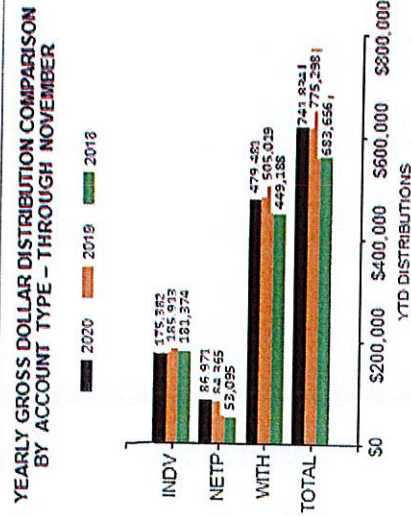
# TAX AUTHORITY DASHBOARD

## PERIOD 12

THIS REPORT MAY CONTAIN CONFIDENTIAL INFORMATION

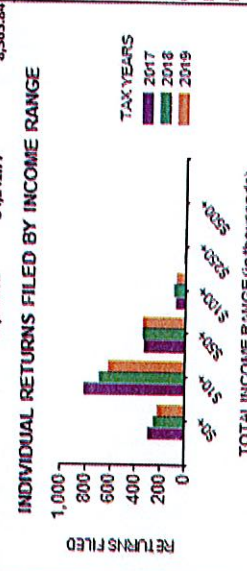
# NEWTON FALLS (NORTHEAST)

\*REPORTED ON A CASH BASIS

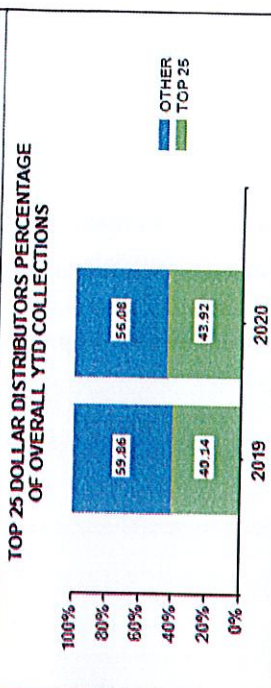


### 4 DAYS UNTIL NEXT DISTRIBUTION

Category	2020 PERIOD 12	TOTAL	ADVANCE	RECONCILIATION
GROSS DISTRIBUTION	37,194.19	37,194.19	0.00	0.00
RETAINER	1,115.83	1,115.83	0.00	0.00
ADJUSTMENT	0.00	0.00	0.00	0.00
NET	36,078.36	36,078.36	0.00	0.00
NET 2019 PD 12	42,507.61	34,141.77	3,365.84	



	TOP 10 WITHHOLDING DOLLARS	YTD 2020	YTD 2019	DIFFERENCE
A		60,871.80	48,530.95	12,340.85
B		35,527.48	34,795.49	731.99
C		26,316.94	40,183.53	-13,866.59
D		24,727.40	22,705.01	2,022.39
E		23,426.10	21,140.39	2,285.71
F		13,684.58	18,316.61	-4,632.03
G		12,636.03	13,722.85	-1,086.82
H		11,388.83	12,549.09	-1,160.26
I		9,974.32	8,672.24	1,302.08
J		8,245.39	9,300.26	-1,054.87
TOTAL		226,298.87	229,916.42	-3,617.55



### TOP 5 YTD DOLLAR DISTRIBUTION CHANGES +/-

Account Type	Amount
WITHHOLDER	-13,866.59
WITHHOLDER	-10,841.91
NET PROFIT	-8,900.00
WITHHOLDER	-4,632.03
NET PROFIT	-3,793.25
WITHHOLDER	12,340.85
NET PROFIT	9,865.69
NET PROFIT	5,601.75
WITHHOLDER	4,063.59
WITHHOLDER	3,456.27