

# NEWTON FALLS CITY COUNCIL

## REGULAR MEETING AGENDA

MONDAY, AUGUST 16, 2021

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  
Brian Kropp, At-Large

### MAYOR

Kenneth A. Kline

### CITY MANAGER

Pamela Priddy

### 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

August 2, 2021 - Regular Meeting

## **8. Public Hearings:**

1. Ord. 2021-08: An Ordinance to Amend Administrative Code 121.03 (f) to have Council member legislative submissions to be named sponsor and allow Co-Sponsor additions.
2. Ord. 2021-09: An Ordinance to Amend Administrative Code 121.03 to have legislative submissions time recorded and placed on agenda chronologically.
3. Ord. 2021-10: An Ordinance to Amend Administrative Code 121.01 (b) to describe Council Chambers.
4. Ord. 2021-11: An Ordinance to Amend Administrative Code 121.03 to have no current and/or former Elected/Appointed Legislative Officials hired for a period of at Least 2 Years from the time the official left office.
5. Ord. 2021-12: An Ordinance to Amend Administrative Code 121.03 to include no current and/or former elected/appointed Legislative Officials shall be permitted to do business with the Village for at least two calendar years from the time the official has left office.

## **9. Unfinished Business:**

1. Ord. 2021-08: An Ordinance to Amend Administrative Code 121.03 (f) to have Council member legislative submissions to be named sponsor and allow Co-Sponsor additions.
2. Ord. 2021-09: An Ordinance to Amend Administrative Code 121.03 to have legislative submissions time recorded and placed on agenda chronologically.
3. Ord. 2021-10: An Ordinance to Amend Administrative Code 121.01 (b) to describe Council Chambers.
4. Ord. 2021-11: An Ordinance to Amend Administrative Code 121.03 to have no current and/or former Elected/Appointed Legislative Officials hired for a period of at Least 2 Years from the time the official left office.
5. Ord. 2021-12: An Ordinance to Amend Administrative Code 121.03 to include no current and/or former elected/appointed Legislative Officials shall be permitted to do business with the Village for at least two calendar years from the time the official has left office.

6. Res. 24-2021: A Resolution Accepting the Amount and Rates Determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor. (TABLED) **MUST BE APPROVED BY OCT. 1 2021**
7. Res. 25-2021: A Resolution to cancel the smart meter form and rate previously set by the Village Manager. (TABLED)
8. Res. 26-2021: A Resolution asking Pamela Wolford to continue serving in the role of Acting Finance Director on a short-term basis, pending further decisions by council. (TABLED)
9. Baryak made a motion seconded by Spletzer to get a second opinion on Mr. Fritz opinion on the referendum. (TABLED)

## 10. New Business:

1. Res. 27-2021: A Resolution establishing a local fiscal recovery fund.
2. Res. 28-2021: A Resolution authorizing the City to participate in the proposed Opioid Litigation Settlement Plan of Claims against distributors in the suits against Amerisource Bergen, Cardinal Health and McKesson.
3. Motion to set Tuesday, September 7th at 6:00 p.m. for the first meeting in September due to the Labor Day holiday.
4. Motion to appoint Patti Kinel to the unexpired term on the NF Joint Fire District board commencing immediately and expiring 12/31/2023.
5. Motion to reprimand Ward 1 Councilman Adam Zimmerman for comments made at the August 9<sup>th</sup> special meeting.

## 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 of the City Manager
- \_\_\_ 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

**14. Adjourn:**

**ORDINANCE 2021-08**

**AN ORDINANCE TO AMEND ADMINISTRATIVE CODE 121.03 (f) TO HAVE  
COUNCIL MEMBER LEGISLATIVE SUBMISSIONS TO BE NAMED SPONSOR AND  
ALLOW CO-SPONSOR ADDITIONS**

WHEREAS, the Administrative Code Section 121.03 (f) of the City describes the sponsoring of legislation;

WHEREAS, such legislations takes the form of Ordinances, Resolutions and Motions;

WHEREAS, there has been continued confusion of sponsors of legislation;

WHEREAS, the party placing legislation of the agenda should automatically be named as sponsor of the piece of legislation; and

WHEREAS, the naming of sponsor on legislation should not restrict the naming of co-sponsors at any time before passage.

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

SECTION I: All Ordinances, Resolutions and Motions proposed by the City Council shall be in written form.

SECTION II: All written submissions shall name the presenting party as "Sponsor" of the legislation and shall be so identified by the Clerk of Council on the agenda.

SECTION III. The naming of a Sponsor does not restrict the addition of Co-Sponsors at any time before passage of the legislation.

SECTION IV: Any ordinance or parts of ordinance in conflict with the context of this ordinance are hereby repealed.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

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

AJF

**ORDINANCE 2021-09**

**AN ORDINANCE TO AMEND ADMINISTRATIVE CODE 121.02 TO HAVE LEGISLATIVE SUBMISSIONS TIME RECORDED AND PLACED ON AGENDA CHRONOLOGICALLY**

WHEREAS, the Administrative Code Section 121.02 of the City describes the method of submission of legislation;

WHEREAS, such legislations takes the form of Ordinances, Resolutions and Motions;

WHEREAS, there has been recent issues regarding the order of presentation of such legislation at Regular and Special Council meetings;

WHEREAS, the time recording of submissions would document the time received and remove any confusion; and

WHEREAS, the placing of the legislation in the order submitted would be fair and equitable to all members of Council.

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

SECTION I: All Ordinances, Resolutions and Motions proposed by the City Council shall be in written form.

SECTION II: All written submissions without inherent time documentation shall be marked with time of submission by the Clerk of Council .

SECTION III. All submitted legislation shall be placed on the agenda in the chronological order received.

SECTION IV: Any ordinance or parts of ordinance in conflict with the context of this ordinance are hereby repealed.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

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

AJF

**ORDINANCE 2021-10**

**AN ORDINANCE TO AMEND ADMINISTRATIVE CODE 121.01 (b) TO DESCRIBE  
COUNCIL CHAMBERS**

WHEREAS, the Administrative Code Section 121.03 (b) of the City requires Council Chambers are the location of all meetings unless otherwise ordered;

WHEREAS, the Administrative Code does not define Council Chambers;

WHEREAS, the City has purchased a new municipal building formerly utilized as a church located at 612 W. Broad Street and has moved Council meetings to the large chamber (formally the Sanctuary); and

WHEREAS, the large chamber in the new municipal building should be designated "Council Chambers."

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

SECTION I: The large chamber in the Newton Falls Municipal Building shall be the "Council Chambers."

SECTION II: Any ordinance or parts of ordinance in conflict with the context of this ordinance are hereby repealed.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

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

AJF

**ORDINANCE 2021-11**

**AN ORDINANCE TO AMEND ADMINISTRATIVE CODE 121.02 TO HAVE NO CURRENT AND/OR FORMER ELECTED/APPOINTED LEGISLATIVE OFFICIALS HIRED FOR A PERIOD OF AT LEAST 2 YEARS FROM THE TIME THE OFFICIAL LEFT OFFICE**

WHEREAS, the Administrative Code Section 121.02 of the City describes the officers and staff; and

WHEREAS, City Council wished to add Section (c) to restrict the hiring of former elected/appointed legislative officials for a period of at least two years from the time the official left office.

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

SECTION I: No current and/or former elected/appointed legislative official shall be permitted to be hired, employed, and/or monetarily compensated by the village of Newton Falls in any way for a period of at least two calendar years from the time the official has left office for any reason (term limit, resignation, removal, etc.) unless approved by a 2/3 majority of City Council.

SECTION IV: Any ordinance or parts of ordinance in conflict with the context of this ordinance are hereby repealed.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

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

AJF



**ORDINANCE 2021-12**

**AN ORDINANCE TO AMEND ADMINISTRATIVE CODE 121.02 TO INCLUDE NO CURRENT AND/OR FORMER ELECTED/APPOINTED LEGISLATIVE OFFICIALS SHALL BE PERMITTED TO DO BUSINESS WITH THE VILLAGE FOR AT LEAST TWO CALENDAR YEARS FROM THE TIME THE OFFICIAL HAS LEFT OFFICE.**

WHEREAS, the Administrative Code Section 121.02 of the City describes the officers and staff; and

WHEREAS, City Council wished to add Section (d) to prohibit hiring former elected/appointed legislative officials doing business with the Village for a period of two calendar years from the time the official left office.

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

SECTION I: No current and/or former elected/appointed legislative official shall be permitted to do business with the Village of Newton Falls in any way for a period of at least two calendar years from the time the official has left office for any reason (term limit, resignation, removal, etc.) unless approved by a 2/3 majority of City Council.

SECTION IV: Any ordinance or parts of ordinance in conflict with the context of this ordinance are hereby repealed.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

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

AJF

**RESOLUTION 24-2021**

**A RESOLUTION ACCEPTING THE AMOUNT AND RATES AS DETERMINED  
BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY  
TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.**

( Sponsored by: City Manager)

WHEREAS, The Council of the City of Newton Falls in accordance with the provisions of Section 5705.281 R.C., previously provided the Alternative Tax Budget Information for the succeeding fiscal year commencing January 1, 2022; and

WHEREAS, In accordance with the Ohio Revised Code Section 5705.281, the Trumbull County Budget Commission has waived the requirement of the cities in Trumbull County to adopt a tax budget under Section 5705.28 of the Ohio Revised Code for the 2022 calendar year.

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

SECTION I: The Council of the City of Newton Falls, Trumbull County, Ohio, resolves that the amounts and rates, as determined by the Budget commission in its certification, be and the same are hereby accepted.

SECTION II: That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten-mill limitation as shown on "Exhibit A" attached hereto as if fully rewritten herein.

SECTION III: That the Clerk of Council be and is hereby directed to certify a copy of this Resolution to the county Auditor of Said County.

PASSED IN COUNCIL THIS 2<sup>nd</sup> DAY OF JULY 2021.

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

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

# ALTERNATIVE TAX BUDGET INFORMATION

## TRUMBULL COUNTY

Name of City

Village of Newton Falls

For the Fiscal Year Commencing January 1, 2020

Fiscal Officer Signature

*Parulata W. [Signature]*  
Acting Finance Director

Date

7/30/2021

**STATEMENT OF FUND ACTIVITY**

( Funds with Revenue Other Than Local Taxes)

Add Additional Funds as Necessary

Reproduce this Schedule as Necessary

FUND NAME	Beginning Estimated Unencumbered Fund Balance	2022 Total Estimated Receipts	Total Resources Available For Expenditure	Total Estimated Expenditures and Encumbrances
Street Constr., Maint. & Repair	\$ -	\$ 483,000.00	\$ 483,000.00	\$ 483,000.00
State Highway Improvement Fund	\$ 5,000.00	\$ 45,000.00	\$ 50,000.00	\$ 50,000.00
Permissive Auto	\$ 5,000.00	\$ 80,000.00	\$ 85,000.00	\$ 85,000.00
Park & Recreation	\$ 20,000.00	\$ 10,000.00	\$ 30,000.00	\$ 30,000.00
Drug Law Enforcement	\$ 6,000.00	\$ 750.00	\$ 6,750.00	\$ 6,750.00
Senior Citizen Van	\$ 1,107.00	\$ -	\$ 1,107.00	\$ -
Indigent Drivers	\$ 28,000.00	\$ 1,000.00	\$ 29,000.00	\$ 10,000.00
Economic Development	\$ 255.00	\$ -	\$ 255.00	\$ -
Home Improvement Loan	\$ 100,000.00	\$ -	\$ 100,000.00	\$ 10,000.00
Law Library	\$ -	\$ 16,000.00	\$ 16,000.00	\$ 16,000.00
Enforcement/Education	\$ 10,000.00	\$ 5,000.00	\$ 15,000.00	\$ 15,000.00
Income Tax	\$ -	\$ 765,000.00	\$ 765,000.00	\$ 765,000.00
Court Computerization	\$ 450,000.00	\$ 50,000.00	\$ 500,000.00	\$ 150,000.00
Court Special General Projects	\$ 800,000.00	\$ 75,000.00	\$ 875,000.00	\$ 250,000.00
Court Security	\$ 10,000.00	\$ 2,000.00	\$ 12,000.00	\$ 2,000.00
ID Alcohol Treatment	\$ 150,000.00	\$ 10,000.00	\$ 160,000.00	\$ 115,000.00
Probation Improvement	\$ -	\$ -	\$ -	\$ -
Probation Incentive	\$ -	\$ -	\$ -	\$ -
Justice Reinvestment Grant	\$ -	\$ -	\$ -	\$ -
Drug Diversion Halo Project	\$ -	\$ -	\$ -	\$ -
Justice Reinvestment Gran 20/21	\$ -	\$ -	\$ -	\$ -
COVID-19 Cares ACT	\$ 468,342.00	\$ -	\$ 468,342.00	\$ 468,342.00
Court COVID-19 Tech Grant	\$ -	\$ -	\$ -	\$ -
Capital Improvement	\$ -	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00
Road Building & Equipment	\$ -	\$ -	\$ -	\$ -
Future Buildings	\$ -	\$ -	\$ -	\$ -
City Hall Broad Street Const.	\$ -	\$ -	\$ -	\$ -
Park Fence Capital Fund	\$ -	\$ -	\$ -	\$ -
AMI Metering Project	\$ -	\$ -	\$ -	\$ -
Water Revenue	\$ 1,000,000.00	\$ 1,550,000.00	\$ 2,550,000.00	\$ 2,500,000.00
Sewer Revenue	\$ 75,000.00	\$ 1,485,000.00	\$ 1,560,000.00	\$ 1,560,000.00
Electric Revenue	\$ 1,000,000.00	\$ 5,000,000.00	\$ 6,000,000.00	\$ 6,000,000.00
Stormwater Utility	\$ 200,000.00	\$ 70,000.00	\$ 270,000.00	\$ 100,000.00
Water OPWC Issue 1	\$ -	\$ -	\$ -	\$ -
Sewer OPWC Issue 1	\$ -	\$ -	\$ -	\$ -

Electric Replacement/Improvement	\$ 40,000.00	\$ -	\$ -	\$ 49,000.00
Guarantee Trust	\$ 210,000.00	\$ 30,000.00	\$ 240,000.00	\$ 30,000.00
Refuse	\$ 25,000.00	\$ 327,000.00	\$ 352,000.00	\$ 352,000.00
Utility Administration	\$ -	\$ -	\$ -	\$ -
Sewer Debt	\$ 20,000.00	\$ 396,000.00	\$ 416,000.00	\$ 396,000.00
Electric Debt	\$ 200,000.00	\$ 600,000.00	\$ 800,000.00	\$ 600,000.00
Electric Construction	\$ -	\$ -	\$ -	\$ -
Water Debt OWDA Plant Loan	\$ 50,000.00	\$ 226,300.00	\$ 276,300.00	\$ 226,300.00
WWTP Debt Reserve	\$ 400,000.00	\$ 38,300.00	\$ 438,300.00	\$ -
Debt Retirement 2020 Bonds	\$ -	\$ 13,251.00	\$ 13,251.00	\$ 13,251.00
Utility Office	\$ 90,000.00	\$ 265,000.00	\$ 355,000.00	\$ 300,000.00
Employee Benefits	\$ 500,000.00	\$ 1,000,000.00	\$ 1,500,000.00	\$ 1,000,000.00
Trumbull County Cap	\$ 2,000.00	\$ 50,000.00	\$ 7,000.00	\$ 5,000.00
Unclaimed Monies	\$ 19,000.00	\$ -	\$ 19,000.00	\$ -
Fire Claims	\$ 3,400.00	\$ -	\$ 3,400.00	\$ -
Summer Concerts	\$ 3,250.00	\$ -	\$ 3,250.00	\$ -
City Beautification/Flower Fund	\$ 500.00	\$ 6,000.00	\$ 6,500.00	\$ 6,500.00
Basketball Hoop	\$ 475.00	\$ -	\$ 475.00	\$ -
Fire/Township Fuel	\$ 5,000.00	\$ 11,000.00	\$ 16,000.00	\$ 12,000.00
<b>TOTAL</b>	<b>\$ 5,897,329.00</b>	<b>\$ 12,640,601.00</b>	<b>\$ 17,969,930.00</b>	<b>\$ 15,636,143.00</b>

**VOTED & UNVOTED NOTE & BOND DEBT**

Purpose of Bonds and Notes Payable from Bond Retirement Fund:	Ordinance or Resolution	Date of Issue	Maturity Date	Amount of Issue Outstanding @ Beginning of Calendar Year 1/1/2022	Amount of Debt Service to be Apportioned from settlement				From Other Sources
					Real Estate Settlement		Tangible Personal Property		
					Feb.	Aug.	June	Oct.	
<b>Inside 10 Mill Limit</b>									
Mortgage Revenue Bonds Series A-Sewer	2008-08	3/31/2008	3/31/2048	3,882,373	N/A	N/A	N/A	N/A	264,774**
Mortgage Revenue Bonds Series B-Sewer	2008-08	3/31/2008	3/31/2048	1,725,889	N/A	N/A	N/A	N/A	117,711**
Electric System Bond Anticipation Note	2004-19	6/30/2004	6/9/2022	690,000	N/A	N/A	N/A	N/A	235,000***
2020 Various Purpose Bonds (Park Fence & Medley Sewer)	2020	9/29/2020	5/1/2030	95,600	N/A	N/A	N/A	N/A	13,251
<b>Total</b>									
<b>Outside 10 Mill Limit</b>									
<b>Total</b>									

Notes: \*\* Long-term bond issue for Sewer Capital Upgrades. Repayment from Enterprise Fund supported by charges for services  
 \*\*\*Short-Term bond anticipation note issues on an annual basis since 2004 or the Electric System and will come from Enterprise Funds supported by charges for services.

Village of Newton Falls

Schedule 1

**STATEMENT OF FUND ACTIVITY**

(Complete only for General Fund, Bond Retirement Fund  
and any other funds requesting general property tax revenue)

**FUND: GENERAL FUND AND GENERAL RESERVE FUND**

DESCRIPTION	Actual Jan 1-Dec. 31 2020	Budgeted FY Jan 1-Dec 31 2021 Estimate	Budgeted FY Jan 1-Dec. 31 2022 Estimate
Beginning Unencumbered Fund Balance	\$ 664,700.47	\$ 692,494.44	\$ 502,537.44
Revenues:			
Health Department			
Property Taxes	\$ 115,453.47	\$ 130,500.00	\$ 131,000.00
Local Government	\$ 53,199.91	\$ 50,000.00	\$ 56,000.00
All Other Receipts	\$ 2,930,229.64	\$ 1,805,328.00	\$ 1,805,000.00
Total Resources	\$ 3,098,883.02	\$ 3,146,664.44	\$ 2,082,195.44
Total Expenditures & Encumbrances	\$ 2,406,388.58	\$ 2,644,127.00	\$ 2,082,195.44
Ending Unencumbered Fund Balance	\$ 692,494.44	\$ 502,537.44	\$ -

**FUND: SPECIAL LEVY POLICE PENSION**

DESCRIPTION	Actual Jan. 1-Dec. 31 2020	Budgeted FY Jan 1-Dec. 31 2021 Estimate	Budgeted FY July 1-Dec. 31 2022 Estimate
Beginning Unencumbered Fund Balance	\$ 180.74	\$ -	\$ -
Revenues:			
Property Taxes	\$ 18,119.39	\$ 18,362.54	\$ 18,365.00
All Other Receipts	\$ -	\$ -	
Total Resources	\$ 18,300.13	\$ 18,362.54	\$ 18,365.00
Total Expenditures & Encumbrances	\$ 18,300.13	\$ 18,362.54	\$ 18,365.00
Ending Unencumbered Fund Balance	\$ -	\$ -	\$ -

**RESOLUTION 25-2021**

**A RESOLUTION TO CANCEL THE SMART METER FORM AND RATE  
PREVIOUSLY SET BY THE VILLAGE MANAGER.**

WHEREAS, The Village Manager has created a form and set the rate in reference to the smart meters; and

WHEREAS, There have been concerns expressed on the form and rate set; and

WHEREAS, City Council deems it necessary to cancel both the form and rate.

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

SECTION I: The smart meter form and rate previously set by the Village Manager is hereby cancelled.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

ATTEST: \_\_\_\_\_  
Clerk of Council/City Clerk, Kathleen M. King



**RESOLUTION 26-2021**

**A RESOLUTION ASKING PAMELA WOLFORD TO CONTINUE SERVING IN THE  
ROLE OF ACTING FINANCE DIRECTOR ON A SHORT-TERM BASIS, PENDING  
FUTURE DECISIONS BY COUNCIL**

WHEREAS, The Village of Newton Falls needs continuity in the Finance Department;  
and

WHEREAS, Pamela Wolford since the beginning of May 2021 has calmly and  
professionally served as Acting Finance Director.

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

SECTION I: This Council does agree that Pamela Wolford shall continue to serve as Acting  
Finance Director in a short term, earning the same pay as the current Finance Director's contract  
directs, until further notice, making herself available to all of Council on a direct phone call  
basis.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2021.

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

ATTEST: \_\_\_\_\_  
Clerk of Council/City Clerk, Kathleen M. King

**RESOLUTION 27-2021**

**AN RESOLUTION ESTABLISHING A LOCAL FISCAL RECOVERY  
FUND**

**WHEREAS**, the American Rescue Act of 2021 was created in 2021 as a COVID-19 stimulus package; and

**WHEREAS**, distribution of the funds will be made by the government and must be properly recorded to ensure compliance. It is therefore necessary for the preservation of the health, safety, and general welfare of the residents of the Village of Newton Falls to create fund 233.

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

**SECTION 1;** The Council for the City of Newton Falls hereby authorizes the Finance Director to establish The Local Fiscal Recovery Fund number 233 for the deposit of any funds received from the American Rescue Act of 2021.

Passed in Council this \_\_\_\_ day of \_\_\_\_, 2021.

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

ATTEST: \_\_\_\_\_  
City Clerk/Clerk of Council Kathleen M. King

**RESOLUTION 28-2021**

**A Resolution authorizing the City to participate in the proposed Opioid Litigation Settlement Plan of Claims against distributors of in the suits against Amerisource Bergen, Cardinal Health, and McKesson.**

WHEREAS, the City of Newton Falls is among a number of municipalities in Ohio that may be eligible to participate in the settlement of claims brought against manufacturers of prescription opioids, whose products are alleged to have contributed to the national opioid crisis, mass addiction, and overdose deaths, which in turn has had a financial impact on many communities, including in terms of the costs of first-responder services; and

WHEREAS, a settlement proposal is being presented to Ohio municipalities on behalf of distributors AmerisourceBergen, Cardinal Health and McKesson ("the Distributors") for resolution of governmental entity claims in the State of Ohio; and

WHEREAS, under the tiered proposal, the Distributors will pay up to a collective sum of \$829 million to the State of Ohio and its subdivisions over 18 years, earmarked for abatement of the opioid epidemic (intervention, treatment, education, and recovery services, etc.), broken down as follows: under the OneOhio agreement, 15% to the State of Ohio; 30% to subdivisions; and 55% to the OneOhio Foundation, to be utilized for the collective benefit of the subdivisions across the state; and

WHEREAS, the total settlement is tiered and may ultimately vary based on the number of municipalities that participate in the settlement proposal; and

WHEREAS, the City Attorney recommends that the City participate in the settlement.

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

**SECTION 1.** Council hereby approves participation in the settlement with the Distributors.

**SECTION 2.** The City Manager is hereby authorized to take all steps necessary to resolve these matters in accordance with the terms of a Participation Agreement to be distributed with the participating communities.

**SECTION 3.** This Resolution shall take effect at the earliest date allowed by law.

PASSED IN COUNCIL THIS \_\_\_\_\_ DAY OF AUGUST, 2021.

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

ATTEST: \_\_\_\_\_  
City Clerk/Clerk of Council Kathleen M. King

CITY OF NEWTON FALLS  
COMMISSION/BOARD APPLICATION

DATE: Aug. 3, 2021

Application for membership on Fire Board  
(Name of Commission or Board)

Name: Patricia Kinel

Address: 1001 Paige Court  
Newton Falls, Ohio

Phone Number: \_\_\_\_\_ Home

330-980-8560 Cell

330-744-2644 Work

Email Address: JJKinel@aol.com

Are you a qualified elector of the City of Newton Falls  yes \_\_\_\_\_ no.

**\* Civil Service, Planning & Zoning applicants.** Per the Newton Falls City Charter no member shall hold any other office, employment or position with the City.

Do you hold any other office, employment or position with the City of Newton Falls.

\_\_\_\_\_ yes (if so please explain) \_\_\_\_\_,

\_\_\_\_\_ no

**\*\*Civil Service applicants only:** Article VI, Commissions and Boards, Section I. Civil Service Commission, Paragraph 2; "No member of the Civil Service Commission shall hold any other office or employment with the City and not more than two such members shall be members of the same political party".

Please indicate political party \_\_\_\_\_.