



NEWTON FALLS CITY COUNCIL
REGULAR MEETING AGENDA
 Wednesday, January 18, 2023; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Gideon Fetterolf
Ward 2	John Baryak
Ward 3	Tesa Spletzer
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	Kenneth Kline

CITY ADMINISTRATION	
City Manager	Pamela Priddy
Law Director	Brad Bryan
Finance Director	Sean Housley
City Clerk	Michael Acomb

- I. Call to Order**
- II. Pledge of Allegiance / Silent Prayer**
- III. Roll Call**
- IV. Special Presentations by Staff Members or Invited Consultants**
- V. Public Comments (Agenda Items Only)**
- VI. Reports**
 - a. Mayor
 - b. Council Members
 - c. Finance Director
 - d. Law Director
 - e. City Manager

Changes To Tonight's Agenda

- VII. Approval of Previous Minutes**
 Special Meeting Minutes of December 29, 2022
 Regular Meeting Minutes of January 4, 2023

VIII. Public Hearings

ORDINANCE 2022-53 *Sponsor: Councilperson Spletzer*
 AN ORDINANCE AMENDING THE JOB CLASS & PAY GRADE AND HOURLY WAGE
 RATE SCHEDULES FOR POSITIONS WITHIN THE PUBLIC WORKS DEPARTMENT
 AND FINANCE DEPARTMENT

ORDINANCE 2023-01 *Sponsor: Councilperson Spletzer*
 AN ORDINANCE AMENDING RANGE 21E OF THE VILLAGE HOURLY WAGE RATE
 SCHEDULE FOR JOB CLASS & PAY GRADE EMPLOYEES

IX. Unfinished Business

ORDINANCE 2022-53 *Sponsor: Councilperson Spletzer*
AN ORDINANCE AMENDING THE JOB CLASS & PAY GRADE AND HOURLY WAGE
RATE SCHEDULES FOR POSITIONS WITHIN THE PUBLIC WORKS DEPARTMENT
AND FINANCE DEPARTMENT

ORDINANCE 2023-01 *Sponsor: Councilperson Spletzer*
AN ORDINANCE AMENDING RANGE 21E OF THE VILLAGE HOURLY WAGE RATE
SCHEDULE FOR JOB CLASS & PAY GRADE EMPLOYEES

X. New Business

MOTION *Sponsor: Mayor Kline*
A motion to reappoint Mike Kren to the Civil Service Commission for a new 6-year term
that expires on December 31, 2028.

ORDINANCE 2023-02 *Sponsor: Councilperson Baryak*
AN EMERGENCY ORDINANCE REPEALING ORDINANCE NO. 2022-63, WHICH
AMENDED SECTION 191.01(B)(1) AND THE PREAMBLE OF SECTION 191.03 OF THE
NEWTON FALLS TAX CODE SUBJECT TO APPROVAL OF THE ELECTORATE (THE
NEWTON FALLS MUNICIPAL INCOME TAX RATE), AND REQUESTED THAT SAID
AMENDMENTS BE CERTIFIED TO THE COUNTY BOARD OF ELECTIONS FOR
PLACEMENT ON THE MAY 2, 2023 PRIMARY/SPECIAL ELECTION BALLOT

ORDINANCE 2023-03 *Sponsor: Councilperson Spletzer*
AN ORDINANCE AMENDING SECTIONS 121.01(a) and (d) and 121.02(b) OF THE
CODIFIED ORDINANCES RELATING TO THE TIME AND DATE OF
ORGANIZATIONAL AND REGULAR COUNCIL MEETINGS AND METHOD AND
DEADLINE FOR DELIVERY OF COUNCIL MEETING AGENDAS TO THE MAYOR
AND COUNCIL

XI. Public Comments

XII. Closing Remarks

XIII. Motion to Recess into Executive Session (If Necessary)

XIV. Adjournment



NEWTON FALLS CITY COUNCIL
SPECIAL MEETING AGENDA
 Thursday, December 29, 2022; 4:30 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Gideon Fetterolf
Ward 2	John Baryak
Ward 3	Tesa Spletzer
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	Kenneth Kline

CITY ADMINISTRATION	
City Manager	Pamela Priddy
Law Director	Brad Bryan
Interim Finance Director	Sean Housley
City Clerk	Michael Acomb

I. Call to Order

Mayor Kline called the meeting to order at 4:30 pm.

II. Pledge of Allegiance / Silent Prayer

III. Roll Call

Council Present: Councilperson Fetterolf, Councilperson Baryak, Councilperson Spletzer, Councilperson Stimpert, Mayor Kline

Council Absent: None

Staff Present: City Manager Priddy, Clerk Acomb, Law Director Bryan, Finance Director Housley

Staff Absent: City Administrator Smeiles

IV. Public Comments (limited to those items on the agenda)

None

V. Unfinished Business

ORDINANCE 2022-53

Sponsor: Councilperson Spletzer

AN ORDINANCE AMENDING THE JOB CLASS & PAY GRADE AND HOURLY WAGE RATE SCHEDULES FOR POSITIONS WITHIN THE PUBLIC WORKS DEPARTMENT AND FINANCE DEPARTMENT

Mayor Kline called for a motion to pass the ordinance.

Moved by: Ms. Spletzer

Seconded by: Mr. Rufener

Ms. Spletzer spoke in support of the ordinance as it supports and streamlines payroll.

Roll Call Vote: Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes;

Mr. Baryak-yes

The ordinance passed 5-0.

ORDINANCE 2022-63

*Co-Sponsors: Councilpersons Spletzer
Baryak, Fetterolf, & Rufener*

AN ORDINANCE AMENDING SECTION 191.01(B)(1) AND THE PREAMBLE OF SECTION 191.03 OF THE NEWTON FALLS TAX CODE RELATING TO THE NEWTON FALLS MUNICIPAL INCOME TAX RATE AND REQUESTING THAT SAID AMENDMENTS BE CERTIFIED TO THE COUNTY BOARD OF ELECTIONS FOR PLACEMENT ON THE MAY 2, 2023 PRIMARY/SPECIAL ELECTION BALLOT

Mr. Rufener made a Motion to suspend council rules to allow for proper discussion.
Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes

The motion passed 5-0. Council rules were suspended.

Mr. Rufener spoke in support of action but spoke against a one percent increase. He advocated for using a January meeting as an emergency ordinance. He called for public input. He spoke in support of the special fund and freeing up of \$400,000 in the General Fund. He asked for a long range plan to utilize that \$400,000. He spoke about his uncertainty regarding the 1% and needing it now citing an overall reduction in the budget of \$1.2M. He spoke in support of providing a slim budget to the Chief to see what he can do with it.

Mr. Baryak spoke in support of the 1% as it would raise \$852,000 dedicated to the police department. He spoke that even at this amount, the department will run slimly. He spoke in support of putting on the ballot to let the people decide.

Ms. Stimpert spoke in support of Mr. Rufener's comments citing a need for more public input and for Council to provide long-range plans. She stated that most people agree to increase the tax, but will not support it without the long-range planning and public input.

Mr. Fetterolf spoke in support of the ordinance citing an urgent need. He stated that it is earmarked for the police department. He spoke against any further delay.

Ms. Spletzer stated \$833,000 is needed to operate a full-time department with 5 full officers. Mr. Housley stated that the number is in the documents but noted that it is probably not enough for a community of this size. She stated her belief that 1% won't fully fund the department, but will be a very good start.

Mr. Housley stated that he has been thinking about this situation. He spoke in support of segregating the 1% into a special fund that can only be used for police expenses AND it can be third-party audited to ensure compliance. Regarding the overall budget, he stated that only general fund cash can be used for police expenses. Enterprise funds cannot be used for this purpose. He described his reconciliation process for the budget is such that it prevents all the cash in the general fund to be used for the police department. He described that \$1.2 million can be available for the police department for 2024 if the income tax were to be placed on the ballot and pass. He stated further that OHM is working on the long-range plan for streets, etc.... He advised Council that the general fund will likely always have to subsidize the special fund and that the money currently allocated to Sheriff's Department can be used for streets, as well.

Mr. Baryak stated that Council can amend the budget at any time and stated his understanding that the general fund will have to support the special fund. He spoke in support of the ordinance because the need is dire and the enterprise funds cannot be used for this purpose. Ms. Housley reiterated the power of the special fund stating that once the cash is placed in the fund, then it cannot be transferred to any other fund. The special fund gives special control to the money in that special fund.

Ms. Spletzer added that this vote is only to place it on the ballot and that town hall meetings can be held until the election. She spoke in support of the ordinance.

Ms. Stimpert spoke against the ordinance calling for a pause to create and communicate a plan. Mr. Housley stated that those plans and such could be produced prior to the election.

Mr. Fetterolf spoke in support of the ordinance reiterating that it will provide a department, which is what the people want. He stated the people must decide.

The Mayor called for a presentation at the next meeting to show what the action steps would be for using the money from the increase. He advocated for special presentations at the next meeting and a format that would allow for public questions to be answered.

Mr. Baryak spoke in support of the ordinance and the Sheriff's contract.

Mr. Housley asked what can be done by Council to promote a ballot issue. It was stated that Council cannot tell people how to vote, but they can provide information to the public so long as they do not use local tax dollars to do it.

Mr. Housley stated that he could have something for the second meeting in January. Ms. Stimpert called for a plan from the administration.

Mayor Kline called for a motion to return to Council Rules.

Moved by: Ms. Spletzer

Seconded by: Mr. Baryak

No discussion.

Roll Call Vote: Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes

The motion passed 5-0. Council rules were resumed.

Mayor Kline called for a motion to pass the ordinance.

Moved by: Ms. Spletzer

Seconded by: Mr. Fetterolf

No discussion.

Roll Call Vote: Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-no; Ms. Stimpert-no; Mr. Fetterolf-yes

The ordinance passed 3-2.

VI. New Business

ORDINANCE 2022-53

Sponsor: Councilperson Spletzer

AN ORDINANCE AMENDING THE JOB CLASS & PAY GRADE AND HOURLY WAGE RATE SCHEDULES FOR POSITIONS WITHIN THE PUBLIC WORKS DEPARTMENT AND FINANCE DEPARTMENT

ORDINANCE 2022-63

*Co-Sponsors: Councilpersons Spletzer
Baryak, Fetterolf, & Rufener*

AN ORDINANCE AMENDING SECTION 191.01(B)(1) AND THE PREAMBLE OF SECTION 191.03 OF THE NEWTON FALLS TAX CODE RELATING TO THE NEWTON FALLS MUNICIPAL INCOME TAX RATE AND REQUESTING THAT SAID AMENDMENTS BE CERTIFIED TO THE COUNTY BOARD OF ELECTIONS FOR PLACEMENT ON THE MAY 2, 2023 PRIMARY/SPECIAL ELECTION BALLOT

Ordinances 2022-53 and 2022-63, as listed in New Business, were not discussed or voted upon.

ORDINANCE 2022-65

Sponsor: Councilperson Spletzer

AN EMERGENCY ORDINANCE AUTHORIZING CERTAIN AMENDMENTS TO THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022, TRANSFERRING ITEMS ALREADY APPROPRIATED IN THAT ORDINANCE, AND AUTHORIZING THE FINANCE DIRECTOR TO AMEND AND FILE A CERTIFICATE OF RESOURCES WITH THE COUNTY AUDITOR

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Baryak

Seconded by: Ms. Spletzer

Ms. Spletzer stated this ordinance was a housekeeping item for the budget. Mr.

Baryak stated that this type of ordinance is done every year.

Roll Call Vote: Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes

The ordinance passed 5-0. First Reading.

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Baryak

Seconded by: Ms. Spletzer

No discussion.

Roll Call Vote: Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes

The ordinance passed 5-0. Final Reading.

VII. Public Comments (limited to those items on the agenda)

Patricia Benetis –

She spoke about the cost to supply a police officer for council meetings and the logistics of having a Sheriff deputy at the meeting when one is supposed to be on duty in the Village. She also spoke about the need to have 2 SROs at the high school.

Adam Zimmermann – 515 LeMae Avenue

He spoke in support of the police department and spoke against the proposal to increase taxes. He advocated that the \$400K from the Sheriff's department should be allocated to the police department. He urged Council to bring the Chief back, give him the budget, and support a skeleton force with a chief the community trusts.

VIII. Adjournment

Mayor Kline called for a motion to adjourn the special meeting.

Moved by: Mr. Fetterolf

Seconded by: Ms. Spletzer

No discussion.

Roll Call Vote: Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes
The motion passed 5-0. The special meeting was adjourned at 5:17 pm.

APPROVED:

Kenneth Kline, Mayor

ATTEST:

Michael Acomb, Council Clerk

DRAFT



NEWTON FALLS CITY COUNCIL
REGULAR MEETING MINUTES
 Wednesday, January 4, 2023; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Gideon Fetterolf
Ward 2	John Baryak
Ward 3	Tesa Spletzer
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	Kenneth Kline

CITY ADMINISTRATION	
City Manager	Pamela Priddy
Law Director	Brad Bryan
Finance Director	Sean Housley
City Clerk	Michael Acomb

- I. **Call to Order**
 Mayor Kline called the meeting to order at 6:00 pm.

- II. **Pledge of Allegiance / Silent Prayer**
- III. **Roll Call**
 Council Present: Councilperson Fetterolf, Councilperson Baryak, Councilperson Spletzer, Councilperson Stimpert, Mayor Kline
 Council Absent: None
 Staff Present: City Manager Priddy, Clerk Acomb, Law Director Bryan, Finance Director Housley
 Staff Absent: City Administrator Smeiles

- IV. **Special Presentations by Staff Members or Invited Consultants**
 None

- V. **Public Comments (Agenda Items Only)**
 Adam Zimmerman – 515 Lemae Avenue
 Mr. Zimmermann cited the Charter regarding the passage of ordinances. He alleged that Council did not provide public hearing on the ordinances voted upon at the special meeting on 12/29/22. He urged Council to review their action and pass the ordinances properly.

- VI. **Reports**
 - a. Mayor - No report.
 - b. Council Members
 - i. Ward 1 – Mr. Fetterolf - No Report
 - ii. Ward 2 – Mr. Baryak – He welcomed the deputy sheriffs and thanked them for their recent efforts.

- iii. Ward 3 – Ms. Spletzer – She stated that a List of Public Meetings for all committees, commissions, board, and council meetings has been published by the Clerk.
- iv. Ward 4 – Mr. Rufener – No Report
- v. At-Large – Ms. Stimpert - The next Fire Board Meeting will held on January 19 at 5:30pm at the Newton Township Building.
- c. Finance Director – Mr. Housley – He stated that all activity for 2022 will close tomorrow and the December month-end reports will be sent via email to all members of Council tomorrow.
- d. Law Director – Mr. Bryan - No Report
- e. City Manager – Ms. Priddy – She spoke regarding the status of the Appalachian Grants and that OHM is helping to acquire funding to address the poor condition of the dams.

Changes To Tonight’s Agenda

Mayor Kline called for a motion to add a Motion to adopt the committee assignments for council members as shown on Exhibit A.

Moved by: Mr. Baryak
No discussion.

Seconded by: Ms. Stimpert

Roll Call Vote: Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes
The motion passed 5-0. The Motion was added to New Business.

VII. Approval of Previous Minutes

Mayor Kline called for a motion to approve the Regular Meeting Minutes of December 21, 2022.

Ms. Spletzer stated that she asked the Clerk correct errors in the names of the officials from Verlay so that they would be properly recognized.

Moved by: Ms. Spletzer

Seconded by: Mr. Fetterolf

Roll Call Vote: Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes

The motion passed 5-0. The minutes were approved.

VIII. Public Hearings

ORDINANCE 2022-56

Sponsor: Councilperson Fetterolf

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BETRAS, KOPP & MARKOTA FOR THE PROVISION OF LEGAL SERVICES TO THE VILLAGE ON AN AS NEEDED BASIS

No public comment.

ORDINANCE 2022-61

Sponsor: Councilperson Baryak

AN ORDINANCE AMENDING THE ELECTRIC RATES ADDING A FIXED MONTHLY DEBT SERVICE CHARGE

No public comment.

ORDINANCE 2022-62

Sponsor: Councilperson Baryak

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS SPECIFIED HEREIN FOR THE PURCHASE OF CHEMICALS NEEDED BY THE VILLAGE OF NEWTON FALLS WATER PLANT FOR THE CALENDAR YEAR 2023.

No public comment.

ORDINANCE 2022-64

Sponsor: Councilperson Baryak

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ADMINISTRATIVE AGREEMENT WITH NEIGHBORHOOD DEVELOPMENT SERVICES, INC. FOR THE ADMINISTRATION OF THE RLF HOME REPAIR PROGRAM

No public comment.

IX. Unfinished Business

ORDINANCE 2022-56

Sponsor: Councilperson Fetterolf

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BETRAS, KOPP & MARKOTA FOR THE PROVISION OF LEGAL SERVICES TO THE VILLAGE ON AN AS NEEDED BASIS

Mayor Kline called for a motion to pass the ordinance.

Moved by: Ms. Spletzer

Seconded by: Mr. Baryak

Mr. Rufener asked for clarification regarding the authority to initiate such actions that would be covered by this Ordinance. Mr. Bryan stated that Council would act via public vote. Ms. Spletzer spoke regarding an active lawsuit in which the law director is a witness, Stimpert v. Newton Falls, stating that this is an example of a lawsuit in which the law director might have a conflict of interest. Mr. Bryan stated that this lawsuit is being handled by the attorney assigned by the Village insurance company.

Roll Call Vote: Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-abstain; Mr. Fetterolf-yes; Mr. Baryak-yes

The ordinance passed 4-0. Final Reading.

ORDINANCE 2022-61

Sponsor: Councilperson Baryak

AN ORDINANCE AMENDING THE ELECTRIC RATES ADDING A FIXED MONTHLY DEBT SERVICE CHARGE

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Fetterolf

Seconded by: Ms. Stimpert

Mr. Rufener asked for clarification on the increase. Ms. Priddy stated that the rates were based off the overall project and an additional increase will not be needed according to Mr. George. A new rate study will likely absorb this charge.

Roll Call Vote: Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes

The ordinance passed 5-0. Final Reading.

ORDINANCE 2022-62

Sponsor: Councilperson Baryak

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS SPECIFIED HEREIN FOR THE PURCHASE OF CHEMICALS NEEDED BY THE VILLAGE OF NEWTON FALLS WATER PLANT FOR THE CALENDAR YEAR 2023.

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Baryak

Seconded by: Mr. Rufener

No discussion.

Roll Call Vote: Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes

The ordinance passed 5-0. Final Reading.

ORDINANCE 2022-64

Sponsor: Councilperson Baryak

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ADMINISTRATIVE AGREEMENT WITH NEIGHBORHOOD DEVELOPMENT SERVICES, INC. FOR THE ADMINISTRATION OF THE RLF HOME REPAIR PROGRAM

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Rufener
No discussion.

Seconded by: Ms. Spletzer

Roll Call Vote: Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes

The ordinance passed 5-0. Final Reading.

X. New Business

MOTION

Sponsor: Mayor Kline

A Motion to appoint a member of Council to the position of Council Vice-President.

Mr. Fetterolf made a motion to appoint Mr. Baryak. Ms. Spletzer seconded the motion.

No discussion.

Roll Call Vote: Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-abstain; Ms. Spletzer-yes

The motion passed 4-0. Mr. Baryak was appointed Vice President.

Mr. Baryak the law director if it was necessary for himself to give a reason for abstaining. Mr. Bryan stated that his abstention was not necessary; but the reason seemed obvious.

ORDINANCE 2023-01

Sponsor: Councilperson Spletzer

AN ORDINANCE AMENDING RANGE 21E OF THE VILLAGE HOURLY WAGE RATE SCHEDULE FOR JOB CLASS & PAY GRADE EMPLOYEES

Mayor Kline called for a motion to pass the ordinance.

Moved by: Mr. Baryak

Seconded by: Ms. Spletzer

Mr. Rufener stated his belief that this pay scale was not adequately compared to other communities and represents an arbitrary assignment. He urged Council to send it back to the city manager for review. Mr. Baryak asked Ms. Priddy, all that changed for 21E, nothing else changed. Mr. George submitted with a mistake, and this corrects his mistake. She stated that the electric department does not have a crew chief, so this allows for the electric department employee to be placed in line with crew chiefs. The lineman will benefit from this increase. Mr. Fetterolf stated that this is for the workers doing the "heavy lifting" and he urged Council to pass the ordinance. The Mayor expressed his agreement. Ms. Stimpert clarified that supervisors were engaged in this process in determining the wage rates. Ms. Priddy stated that a rate study from other communities was conducted by the supervisors, determined to be the lowest in most areas, and she offered to show it to him. Mr. Rufener requested the records. Ms. Spletzer clarified that these workers will earn this rate upon completion of their schooling. She advocated that she would like to see someone be able to step into the supervisor role in the absence of Mr. George. Mr. Rufener stated his belief that the wages are not equ....a big jump when school is done.

Roll Call Vote: Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes

The ordinance passed 5-0. First Reading.

MOTION (added)

A motion to approve the committee, board, and commission assignments as noted in Exhibit A. Mayor Kline called for a motion to pass the Motion.

Moved by Mr. Fetterolf

Seconded by: Ms. Spletzer

Mr. Baryak moved for a Motion to Amend Exhibit A to allow Mr. Rufener to take his seat on the Utilities/Public Works Standing Committee.

Mayor Kline called for other changes. No other changes were discussed.

Roll Call Vote: Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes

The Motion to Amend was passed 5-0. Exhibit A was amended.

Mayor Kline called for a motion to pass the Motion as Amended.

Moved by: Mr. Rufener

Seconded by: Ms. Spletzer

No discussion.

Roll Call Vote: Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes

The motion to pass the Motion as Amended passed 5-0.

XI. Public Comments

Adam Zimmermann – 515 Lemae Avenue

He asked Mr. Bryan to comment in Closing Remarks whether the ordinances passed on December 29 were passed legally. He spoke against council meetings being held on Wednesdays. He spoke against Ordinance 2023-01. He spoke against Mr. Rufener and Mr. Baryak discussing the committee assignments (Exhibit A) prior to the meeting was called to order.

Rick Kerlin – 1009 Woodglen

He spoke about the recent fire at Arby's and commended the quick response of the fire department and the sheriff's department. He commended the Sheriff's Department for introducing themselves to the public and for performing a drug bust on Superior. He expressed his trust in the Sheriff. He complimented the holiday activities in town.

Chelsea Harper – 515 High Street

She commended Council for the meeting tonight. She spoke in support of the Newton Falls Police Department and urged Council to answer records requests. She spoke in support of "a room full of opinions" at Council meetings.

XII. Closing Remarks

Ward 1 – Mr. Fetterolf – No report.

Ward 2 – Mr. Baryak - He spoke in support of cooperation among Council Members and stated his belief that nothing improper had occurred between he and Mr. Rufener. He commended the Sheriff's Department for an excellent start.

Ward 3 – Ms. Spletzer - She addressed Mr. Zimmermann and clarified that the Charter does not address meeting dates, but rather the Codified Ordinances, and suggested a change in the Codified Ordinances for next meeting to permanently move meetings to Wednesdays. She read the actual ballot language as it is to appear in May regarding the proposed income tax. She stated that the language is very clear and she will read it every meeting. She called for a 30-minute caucus prior to the next regular meeting. She advocated for the public having as much information as possible prior to the election.

Ward 4 – Mr. Rufener – No report.

At-Large – Ms. Stimpert – No report.

City Manager – Ms. Priddy – No report.

Law Director – Mr. Bryan – He stated that Mr. Rufener and Mr. Baryak's discussion prior to the meeting was not improper or a violation of Sunshine Law. He stated that he will review the agenda from the special meeting of December 29, 2022.

Mayor – Mr. Kline - The Mayor told a story about two employees who deserve pay increases and a key to the city. He clarified that the wages for utilities employees are not paid by the general

fund, but rather the utilities fund. He congratulated Council on an excellent meeting and on the collaboration, cooperation, and discussion that occurred tonight.

Mayor Kline called for a Motion to Adjourn into Executive Session at 6:51 pm for the purpose of discussing Pending or Imminent Court Action.

Moved by: Mr. Rufener

Seconded by: Mr. Baryak

Ms. Spletzer asked for clarification if all pending or active lawsuits can be discussed with the full council. The mayor stated that the discussion can be managed once they enter executive session.

Roll Call Vote: Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-abstain; Mr. Fetterolf-yes; Mr. Baryak-yes

The motion passed 4-0.

Mayor Kline called for a Motion to resume the Regular Meeting at 7:50 pm.

Moved by: Ms. Spletzer

Seconded by: Mr. Baryak

No discussion.

Roll Call Vote: Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes; Ms. Stimpert-yes; Mr. Fetterolf-yes

The motion passed 5-0.

XIII. Adjournment

Mayor Kline called for a Motion to adjourn the Regular Meeting at 7:51 pm.

Moved by: Mr. Baryak

Seconded by: Ms. Spletzer

No discussion.

Roll Call Vote: Ms. Stimpert-yes; Mr. Fetterolf-yes; Mr. Baryak-yes; Ms. Spletzer-yes; Mr. Rufener-yes

The motion passed 5-0.

APPROVED:

Kenneth Kline, Mayor

ATTEST:

Michael Acomb, Council Clerk

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2022-53
SPONSOR: Councilperson Spletzer

AN ORDINANCE AMENDING THE JOB CLASS & PAY GRADE AND HOURLY WAGE RATE SCHEDULES FOR POSITIONS WITHIN THE PUBLIC WORKS DEPARTMENT AND FINANCE DEPARTMENT

WHEREAS, in order to attract and retain qualified and/or experienced employees, Council and the City Manager have determined it is necessary to amend the Job Class & Pay Grade and Hourly Wage Rate Schedules for positions within the Public Works and Finance Departments as set forth herein.

NOW, THEREFORE, the Council of the Village of Newton Falls, State of Ohio, hereby ordains:

SECTION 1. That Council hereby amends the Job Class & Pay Grade and Hourly Wage Rate Schedules for positions within the Public Works Department and Finance Department, effective January 1, 2023, as set forth in the attachment hereto that is incorporated herein by reference. The amended Job Class & Pay Grade Schedule is attached as Ex. A, the amended Hourly Wage Rate Schedule adding Range 21 is attached as Ex. B, and the existing Job Class & Pay Grade Schedule that is being amended is attached as Ex. C.

SECTION 2. That all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance shall be effective as indicated herein.

PASSED IN COUNCIL THIS 18th DAY OF JANUARY, 2023.

Kenneth A. Kline, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Bradric T. Bryan, Law Director

Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Laborer	0	Maintenance	Public Works	0	Good physical condition-COL w/6 months. Experience-able to perform laborer tasks	11
Maintenance Worker	1	Maintenance	Public Works	1	COL-all laborer skills & qualifications- operates front loader	14
Maintenance Worker	2	Maintenance	Public Works	3	All MW 1 skills & licenses- operates backhoe-streetsweeper-roller-flush truck-jackhammer/comp-installs tile-supervisory skills	16
Maintenance Worker	3	Maintenance	Public Works	5	All MW 2 skills & licenses-operates all equipment & vehicles-knowledge of street/storm sewer maintenance-maintain records/reports	17
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
MRO Apprentice	0	Water Distribution	Public Works	0	Good physical conditions- not color blind-COL w/6 months experience- mechanical aptitude-prepares/maintains records/reports-3 years max. in- grade	11
Maintenance Relief Operator	1	Water Distribution	Public Works	2	OH class 1(supply)-CDL-op lab certificate-basic knowledge of water chemistry-distribution-plant operation-& purification	14
Maintenance Relief Operator	2	Water Distribution	Public Works	3	MRO skills-licenses & certifications-backflow certificates-through knowledge water chemical, distribution, plant operation & procedures	16
Maintenance Relief Operator	3	Water Distribution	Public Works	5	MRO 2 skills, licenses & certifications-through knowledge plant systems/ops, distribution system & procedures	18
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Water Operator Apprentice	0	Water Plant	Public Works	0	Good physical condition-not color blind-3 yrs. Max in-grade-mechanical aptitude-prepares/maintains records/reports-basic math skills-able to obtain lab cert.	11
Water Plant Operator	1	Water Plant	Public Works	2	OH class 1(supply)& operational lab certificate-mis all ap. Op. requirements-basic knowledge water/chemical purification-pumps/valves- able to read/interpret & respond to meters, gauges and graphs	14
Water Plant Operator	2	Water Plant	Public Works	3	All OP 1 skills, licenses, & certificates-through knowledge of all water chemistry/purification, plant procedures & operations	16
Water Plant Operator	3	Water Plant	Public Works	5	All OP 2 skills, licenses & certificates, thorough knowledge of all plant systems, pumps, valve & meters-able to prepare all reports	18
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Wastewater Apprentice Operator	0	WPC	Public Works	0	Good physical condition-not color blind-COL with 6 months experience & 3 years max in-grade	11
Wastewater Operator	1	WPC	Public Works	2	OH Class 1-VWV, COL-basic knowledge WWT methods & WTR chemicals-plant-pumps/lifts-able to read/interpret meters, gauges and graphs & to operate VWV system/equipment	14
Wastewater Operator	2	WPC	Public Works	3	All WWPT Op1 skills licenses & certifications-able to do lab analysis & make taps- thorough knowledge WTR chemical-WWTP/procedures- basic knowledge boilers/valves	16
Wastewater Operator	3	WPC	Public Works	5	All WWPT Op2 skills, licenses & certificates- thorough knowledge of all WWTP systems, pumps, valves & meters-able to prepare/maintain reports/records.	18
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Lineman Apprentice	1	Electric	Public Works	0	Good physical health-min 1 year in-grade & max 2 year in-grade-general electrical aptitude-knowledge of basic math-able to follow written/oral instructions	10



Lineman Apprentice	2	Electric	Public Works	1	Min 1 year as apprentice-1st year Amp Ohio Merchant Training or equivalent- CDL & able to operate all electric equip/vehicles, set, climb & dress a 40' pole, install anchors & guys, basic knowledge of interior wiring, able to read & interpret basic wiring diagrams, ability to test all types of electric meters, thorough knowledge of electric policy/procedures, safety rules/regulations, performs wiring on voltages up to 600, able to trim trees around service wires	11
Lineman	1	Electric	Public Works	2	All Lineman Apprentice 2 skills, licenses & certificates-2yr Amp Ohio Merchant Lineman Training- basic knowledge of NF electric system	13
Lineman	2	Electric	Public Works	3	All Lineman 1 skills, licenses & certificates- 3yr Amp Ohio Merchant Lineman Training-extensive knowledge of NF electrical system	15
Lineman	3	Electric	Public Works	4	All Lineman 2 skills, licenses & certificates-4yr Amp Ohio Merchant Lineman Training	17
Lineman	0	Electric	Public Works	5	All Lineman 3 skills, licenses & certificates- Amp Ohio Journeyman Lineman certificate, lineman- "crew leader"- thorough knowledge of NF electric system	21
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Clerk	1	Any	Finance	0	Good physical condition-1+ year office experience-basic math skills- English-bookkeeping skills-able to operate office equipment-work with the public- & maintain confidentiality	6
Clerk	2	Assigned	Finance	4	All Clerk1 skills, licenses & certificates & able to maintain accounts, perform procedures specific to the assigned division open & close office	7
Clerk	3	Assigned	Finance	8	All clerk 2 skills, licenses & certificates-able to establish/maintain all reports/records-meet deadlines- run the assigned division in the supervisors absence	9

City of Newton Falls
Schedule "A"
Hourly Rate Schedule

Range 6	A	B	C	D	E	Range 14	A	B	C	D	E
	15.55	15.95	16.31	16.72	17.18		19.18	19.76	20.34	20.99	21.64
Range 7	A	B	C	D	E	Range 15	A	B	C	D	E
	15.99	16.31	16.72	17.18	17.64		19.76	20.34	20.99	21.64	22.36
Range 8	A	B	C	D	E	Range 16	A	B	C	D	E
	16.38	16.72	17.18	17.64	18.13		20.34	20.99	21.64	22.36	23.03
Range 9	A	B	C	D	E	Range 17	A	B	C	D	E
	16.69	17.17	17.65	18.15	18.70		20.99	21.64	22.36	23.03	23.79
Range 10	A	B	C	D	E	Range 18	A	B	C	D	E
	17.18	17.64	18.13	18.66	19.18		21.64	22.36	23.03	23.67	24.60
Range 11	A	B	C	D	E	Range 19	A	B	C	D	E
	17.64	18.13	18.66	19.18	19.76		22.36	22.90	23.79	24.60	25.42
Range 12	A	B	C	D	E	Range 20	A	B	C	D	E
	18.13	18.66	19.18	19.76	20.34		23.03	23.79	24.60	25.42	26.29
Range 13	A	B	C	D	E	Range 21	A	B	C	D	E
	18.66	19.18	19.76	20.34	20.97		25.65	26.38	27.14	27.92	28.75



Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Laborer	0	Maintenance	Public Works	0	Good physical condition-COL w/6 months. Experience-able to perform laborer tasks	9
Maintenance Worker	1	Maintenance	Public Works	1	COL-all laborer skills & qualifications- operates front loader	12
Maintenance Worker	2	Maintenance	Public Works	4	All MW 1 skills & licenses- operates backhoe-streetsweeper-roller-flush truck-jackhammer/comp-installs tile-supervisory skills	13
Maintenance Worker	3	Maintenance	Public Works	8	All MW 2 skills & licenses-operates all equipment & vehicles-knowledge of street/storm sewer maintenance-maintain records/reports	14
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
MRO Apprentice	0	Water Distribution	Public Works	0	Good physical conditions- not color blind-COL w/6 months experience- mechanical aptitude-prepares/maintains records/reports-3 years max. in- grade	10
Maintenance Relief Worker	1	Water Distribution	Public Works	2	OH class 1(supply)-CDL-op lab certificate-basic knowledge of water chemistry-distribution-plant operation-& purification	11
Maintenance Relief Worker	2	Water Distribution	Public Works	4	MRO skills-licenses & certifications-backflow certificate-thorough knowledge water chemical, distribution, plant operation & procedures	13
Maintenance Relief Worker	3	Water Distribution	Public Works	6	MRO 2 skills, licenses & certifications-thorough knowledge plant systems/ops, distribution system & procedures	15
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Water Operator Apprentice	0	Water Plant	Public Works	0	Good physical condition-not color blind-3 yrs. Max in-grade-mechanical aptitude-prepares/maintains records/reports-basic math skills-able to obtain lab cert.	10
Water Plant Operator	1	Water Plant	Public Works	2	OH class 1(supply)& operational lab certificate-mts all ap. Op. requirements-basic knowledge water/chemical purification-pumps/valves- able to read/interpret & respond to meters, gauges and graphs	11
Water Plant Operator	2	Water Plant	Public Works	4	All OP 1 skills, licenses,& certificates-thorough knowledge of all water chemistry/purification, plant procedures & operations	13
Water Plant Operator	3	Water Plant	Public Works	6	All OP 2 skills, licenses & certificates, thorough knowledge of all plant systems, pumps, valve & meters-able to prepare all reports	15
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Wastewater Op Apprentice	0	WPC	Public Works	0	Good physical condition-not color blind-COL with 6 months experience & 3 years max in-grade	10
Wastewater Operator	1	WPC	Public Works	2	OH Class 1-WW, COL-basic knowledge WWT methods & WTR chemicals-plant-pumps/lifts-able to read/interpret meters, gauges and graphs & to operate WW system/equipment	11
Wastewater Operator	2	WPC	Public Works	4	All WWPT Op1 skills licenses & certifications-able to do lab analysis & make taps- thorough knowledge WTR chemical-WWTP/procedures- basic knowledge boilers/valves	13
Wastewater Operator	3	WPC	Public Works	8	All WWPT Op2 skills, licenses & certificates- thorough knowledge of all WWTP systems, pumps, valves & meters-able to prepare/maintain reports/records.	15
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Lineman Apprentice	1	Electric	Public Works	0	Good physical health-min 1 year in-grade & max 2 year in-grade-general electrical aptitude-knowledge of basic math-able to follow written/oral instructions	10



Lineman Apprentice	2	Electric	Public Works	1	Min 1 year as apprentice-1st year Amp Ohio Merchant Training or equivalent- CDL & able to operate all electric equip/vehicles, set, climb & dress a 40' pole, install anchors & guys, basic knowledge of interior wiring, able to read & interpret basic wiring diagrams, ability to test all types of electric meters, thorough knowledge of electric policy/procedures, safety rules/ regulations, performs wiring on voltages up to 600, able to trim trees around service wires	11
Lineman	1	Electric	Public Works	2	All Lineman Apprentice 2 skills, licenses& certificates-2yr Amp Ohio Merchant Lineman Training-basic knowledge of NF electric system	13
Lineman	2	Electric	Public Works	4	All Lineman 1skills, licenses & certificates- 3yr Amp Ohio Merchant Lineman Training-extensive knowledge of NF electrical system	15
Lineman	3	Electric	Public Works	6	All Lineman 2 skills, licenses & certificates-4yr Amp Ohio Merchant Lineman Training	17
Senior Lineman	0	Electric	Public Works	8	All Lineman 3 skills, licenses & certificates- Amp Ohio Journeyman Lineman certificate, lineman- "crew leader"- thorough knowledge of NF electric system	20
Position	CLASS	DIVISION	DEPARTMENT	MIN YRS EXP	MINIMUM SKILL SET	PAY GRADE
Clerk	1	Any	Finance	0	Good physical condition- 1+ year office experience-basic math skills- English-bookkeeping skills-able to operate office equipment-work with the public- & maintain confidentiality	6
Clerk	2	Assigned	Finance	4	All Clerk1 skills, licenses & certificates & able to maintain accounts, perform procedures specific to the assigned division open & close office	7
Clerk	3	Assigned	Finance	8	All clerk 2 skills, licenses & certificates-able to establish/maintain all reports/records-meet deadlines- run the assigned division in the supervisors absence	9

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2023-01
SPONSOR: Councilperson Spletzer

AN ORDINANCE AMENDING RANGE 21E OF THE VILLAGE HOURLY WAGE RATE SCHEDULE FOR JOB CLASS & PAY GRADE EMPLOYEES

WHEREAS, on December 29, 2022, Council adopted Ordinance 2022-53, which amended the Job Class & Pay Grade and Hourly Wage Rate Schedules; and

WHEREAS, the Electric Department Superintendent and City Manager desire to amend the wage rate listed for Range 21E of the Hourly Wage Rate Schedule in order to make that pay rate for qualifying Electric Department employees more equitable with comparable employees in other Village Departments.

NOW, THEREFORE, the Council of the Village of Newton Falls, State of Ohio, hereby ordains:

SECTION 1. That Council hereby amends Range 21E of the Hourly Wage Rate Schedule as set forth in the attachment hereto that is incorporated herein by reference.

SECTION 2. That all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance shall be effective as indicated herein.

PASSED IN COUNCIL THIS 18th DAY OF JANUARY, 2023

Kenneth A. Kline, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Bradric T. Bryan, Law Director

City of Newton Falls
Schedule "A"
Hourly Rate Schedule

Range 6	A	B	C	D	E	Range 14	A	B	C	D	E
	15.55	15.95	16.31	16.72	17.18		19.18	19.76	20.34	20.99	21.64
Range 7	A	B	C	D	E	Range 15	A	B	C	D	E
	15.99	16.31	16.72	17.18	17.64		19.76	20.34	20.99	21.64	22.36
Range 8	A	B	C	D	E	Range 16	A	B	C	D	E
	16.38	16.72	17.18	17.64	18.13		20.34	20.99	21.64	22.36	23.03
Range 9	A	B	C	D	E	Range 17	A	B	C	D	E
	16.69	17.17	17.65	18.15	18.70		20.99	21.64	22.36	23.03	23.79
Range 10	A	B	C	D	E	Range 18	A	B	C	D	E
	17.18	17.64	18.13	18.66	19.18		21.64	22.36	23.03	23.67	24.60
Range 11	A	B	C	D	E	Range 19	A	B	C	D	E
	17.64	18.13	18.66	19.18	19.76		22.36	22.90	23.79	24.60	25.42
Range 12	A	B	C	D	E	Range 20	A	B	C	D	E
	18.13	18.66	19.18	19.76	20.34		23.03	23.79	24.60	25.42	26.29
Range 13	A	B	C	D	E	Range 21	A	B	C	D	E
	18.66	19.18	19.76	20.34	20.97		25.65	26.38	27.14	27.92	28.75 31.00

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2023-02
SPONSOR: Councilperson Baryak

AN EMERGENCY ORDINANCE REPEALING ORDINANCE NO. 2022-63, WHICH AMENDED SECTION 191.01(B)(1) AND THE PREAMBLE OF SECTION 191.03 OF THE NEWTON FALLS TAX CODE SUBJECT TO APPROVAL OF THE ELECTORATE (THE NEWTON FALLS MUNICIPAL INCOME TAX RATE), AND REQUESTED THAT SAID AMENDMENTS BE CERTIFIED TO THE COUNTY BOARD OF ELECTIONS FOR PLACEMENT ON THE MAY 2, 2023 PRIMARY/SPECIAL ELECTION BALLOT

WHEREAS, on December 29, 2023, Council voted to adopt Ordinance No. 2022-63, which amended Section 191.01(B)(1) and the preamble of Section 191.03 of the Newton Falls Tax Code relating to the Newton Falls municipal income tax rate, subject to approval by the electorate, and requested that said amendments be certified to the County Board of Elections for placement on the May 2, 2023 Primary/Special Election ballot; and

WHEREAS, Council desires to repeal Ordinance No. 2022-63, to allow time for additional public input regarding the parameters and restrictions on the use of the additional funds generated by the proposed municipal income tax rate increase and the required amount of the proposed income tax increase, with the expectation that this issue will be submitted for consideration of the electorate at the November 7, 2023 Municipal Election.

NOW, THEREFORE, the Council of the Village of Newton Falls, State of Ohio, hereby ordains:

SECTION 1. That Council hereby repeals Ordinance No. 2022-63 in its entirety.

SECTION 2. That all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village for the reason that Council desires to adopt and submit this Ordinance to the County Board of Elections prior to the February 1, 2023 May 2, 2023 Primary/Special Election issue submission deadline so that the Village municipal income tax increase proposed in Ord. 2022-63 will not appear on the May 2, 2023 Primary/Special Election ballot. Therefore, this Ordinance shall take immediate effect upon its passage, pursuant to Newton Falls Charter Article III, Section 21.

ORDINANCE NO. 2023-02
PAGE TWO

PASSED IN COUNCIL THIS 18th DAY OF JANUARY, 2023.

Kenneth A. Kline, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Bradric T. Bryan, Law Director

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2023-03
SPONSOR: Councilperson Spletzer

**AN ORDINANCE AMENDING SECTIONS 121.01(a) and (d) and 121.02(b) OF THE
CODIFIED ORDINANCES RELATING TO THE TIME AND DATE OF
ORGANIZATIONAL AND REGULAR COUNCIL MEETINGS AND METHOD AND
DEADLINE FOR DELIVERY OF COUNCIL MEETING AGENDAS TO THE MAYOR
AND COUNCIL**

WHEREAS, Council desires to amend Sections 121.01(a) and (d) and 121.02(b) of the Codified Ordinances relating to the time and date of organizational and regular Council Meetings and method and deadline for delivery of Council meeting agendas to the Mayor and Council, in order to make the language of those sections conform to the current approved meeting schedule and method of delivery of the agendas.

NOW, THEREFORE, the Council of the Village of Newton Falls, State of Ohio, hereby ordains:

SECTION 1. That Sections 121.01(a) and (d) and 121.02(b) of the Village Administrative Code are hereby amended as set forth in the attachment hereto that is incorporated herein by reference.

SECTION 2. That all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance shall be effective as of the earliest date permitted by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2023.

Kenneth A. Kline, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Bradric T. Bryan, Law Director

121.01 MEETINGS.

(a) Organizational Meeting. The Council shall meet at the Council Chambers not later than the first ~~Monday~~ Wednesday of January following each regular municipal election for the purpose of organization. If an organizational meeting date is in conflict with the January 1 holiday, the date of that meeting may be changed by the Council at a previous meeting. Council shall designate the time and/or date of the meeting change.

* * *

(d) Regular Meetings. Regular Meetings of the Council shall be held on the first and third ~~Monday~~ Wednesday of each calendar month at ~~7~~6:00 p.m. local time. During the months of July and August Council may, at its discretion, dispense with one of the regularly scheduled monthly Council meetings. Regular meeting dates that are in conflict with other activities, such as legal holidays, may be changed by the Council at a previous meeting. Council shall designate the time and/or date of the meeting change.

* * *

121.02 OFFICERS AND STAFF.

* * *

(b) Council Staff. The City Manager, the City Clerk, the Director of Law, and the Director of Finance shall constitute the Council staff. The City Manager shall be the executive officer of the staff. The City Manager, with the help of the Council staff, the Mayor and Council, shall prepare the agenda for each regular and special Council meeting, together with necessary documentation. The agenda and such documentation shall be delivered to the Mayor and Council members, at via email or to their residence or place of business, by noon ~~Saturday~~ Monday prior to the ~~Monday~~ Wednesday Council meeting. Any addition to the prepared agenda governing the meeting shall be approved by a majority vote of Council members present, before it can be added to the agenda.

* * *