



NEWTON FALLS CITY COUNCIL
REGULAR MEETING AGENDA
 Wednesday, April 17, 2024; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Patricia Benetis
Ward 2	Brian Axiotis
Ward 3	Brenda Persino
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	David Hanson

CITY ADMINISTRATION	
Interim City Manager	Mike Novotny
Law Director	Jeff Limbian
Finance Director	Sean Housley
Clerk of Council	Michael Acomb

- I. Call to Order**
- II. Pledge of Allegiance / Silent Prayer**
- III. Roll Call**
- IV. Changes To Tonight’s Agenda**
- V. Special Presentations by Staff Members or Invited Consultants**
 Mr. Housley – Presentation of the Finance Department 2023 Year-End Report
- VI. Public Comments (Agenda Items Only)**
- VII. Reports**
 - a. Mayor
 - b. Council Members
 - c. Finance Director
 - d. Law Director
 - e. City Manager
- VIII. Approval of Previous Minutes**
 Special Meeting Minutes February 25, 2024
 Emergency Meeting Minutes March 28, 2024
 Emergency Meeting Minutes April 1, 2024
 Regular Meeting Minutes April 3, 2024
- IX. Public Hearings**
 - ORDINANCE 2024-11 *Sponsors: Councilpersons Rufener, Stimpert*
 AN ORDINANCE AUTHORIZING CERTAIN AMENDMENTS TO THE
 APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024 AND
 AUTHORIZING THE FINANCE DIRECTOR TO AMEND AND FILE A CERTIFICATE
 OF RESOURCES WITH THE COUNTY AUDITOR

 - ORDINANCE 2024-14 *Sponsors: Councilpersons Stimpert, Benetis*
 AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS EXPAND
 THE DUTIES OF THE CLERK OF COUNCIL TO INCLUDE THE DEVELOPMENT OF A

COMPREHENSIVE PLAN FOR THE GATHERING AND DISSEMINATION OF PUBLIC RECORD

ORDINANCE 2024-18 *Sponsors: Councilpersons Stimpert, Rufener*
AN ORDINANCE DECLARING CERTAIN VEHICLES & EQUIPMENT OBSOLETE
USABLE TO THE VILLAGE OF NEWTON FALLS AND TO DISPOSE OF SAID
VEHICLES & EQUIPMENT

X. Unfinished Business

ORDINANCE 2024-14 *Sponsors: Councilpersons Stimpert, Benetis*
AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS EXPAND
THE DUTIES OF THE CLERK OF COUNCIL TO INCLUDE THE DEVELOPMENT OF A
COMPREHENSIVE PLAN FOR THE GATHERING AND DISSEMINATION OF PUBLIC
RECORDS

ORDINANCE 2024-11 *Sponsors: Councilpersons Rufener, Stimpert*
AN ORDINANCE AUTHORIZING CERTAIN AMENDMENTS TO THE
APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024 AND
AUTHORIZING THE FINANCE DIRECTOR TO AMEND AND FILE A CERTIFICATE
OF RESOURCES WITH THE COUNTY AUDITOR

ORDINANCE 2024-18 *Sponsors: Councilpersons Stimpert, Rufener*
AN ORDINANCE DECLARING CERTAIN VEHICLES & EQUIPMENT OBSOLETE AND
NO LONGER USABLE TO THE VILLAGE OF NEWTON FALLS AND TO DISPOSE OF
SAID VEHICLES & EQUIPMENT

XI. New Business

ORDINANCE 2024-19 *Sponsors: Councilpersons Axiotis, Rufener, Benetis, Persino*
AN ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO ENTER INTO AN
AGREEMENT TO PURCHASE A 2024 FORD F-550 FROM SARCHIONE FORD
LINCOLN AND UPFITTING EQUIPMENT FOR THE TRUCK FROM QUALITY TRUCK
BODYFOR USE BY THE MAINTENANCE DEPARTMENT

ORDINANCE 2024-20 *Sponsors: Councilpersons Rufener, Stimpert, Axiotis*
AN ORDINANCE AMENDING SECTIONS 121.01(e) OF THE CODIFIED ORDINANCES
RELATING TO THE TIME REQUIRED FOR PUBLIC NOTICE OF SPECIAL COUNCIL
MEETINGS

ORDINANCE 2024-21 *Sponsors: Councilpersons Rufener, Stimpert, Axiotis*
AN ORDINANCE AMENDING SECTIONS 121.03(m) OF THE CODIFIED
ORDINANCES RELATING TO PUBLIC AND CLOSING COMMENTS AT EMERGENCY
COUNCIL MEETINGS

ORDINANCE 2024-22 *Sponsors: Councilpersons Rufener, Stimpert, Benetis, Persino*
AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT
THE PROPOSAL OF OHM ADVISORS FOR ENGINEERING SERVICES FOR THE
NEWTON FALLS 2024 PAVING PROGRAM

ORDINANCE 2024-23 *Sponsors: Councilpersons Rufener, Stimpert, Benetis, Persino*
AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT
THE PROPOSAL OF POLLARD LAND SERVICES FOR EMERGENCY SEWER
REPLACEMENT INSTALLATION SERVICES FOR WEST RIVER ROAD

XII. Public Comments

XIII. Closing Remarks

- a. Mayor
- b. Council Members
- c. Finance Director
- d. Law Director
- e. City Manager

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

XV. Adjournment



NEWTON FALLS CITY COUNCIL
SPECIAL MEETING MINUTES
 Thursday, January 25, 2024; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Patricia Benetis
Ward 2	Brian Axiotis
Ward 3	Brenda Persino
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	David Hanson

CITY ADMINISTRATION	
City Manager	Pamela Priddy
Interim Law Director	Jeff Limbian
Finance Director	Sean Housley
Clerk of Council	Michael Acomb

This special meeting was called by Julie Stimpert, Vice President of Council on 01/21/24.

- I. **Call to Order**
 Mayor Hanson called the meeting to order at 6:00pm stating that the meeting was called for an emergency situation regarding lawsuits and the intolerable employment situation.
- II. **Pledge of Allegiance / Silent Prayer**
- III. **Roll Call**
 Mayor Hanson asked Mr. Acomb to call the roll.
 Council Present: Councilperson Axiotis, Councilperson Benetis, Councilperson Persino
 Councilperson Rufener, Councilperson Stimpert.
 Council Absent: None.
 Staff Present: Interim Law Director Limbian, Clerk Acomb.
 Staff Absent: City Manager Priddy, Finance Director Housley.
- IV. **Public Comments (limited to those items on the agenda)**
 Brian Kropp – 247 Elizabeth Street
 He stated that no public notice was sent for this meeting. He wanted to know who called the meeting. (NOTE: Public notice was issued in a timely manner on January 21, 2024 at 4:23 pm.) He also wanted to know why Mr. Limbian’s name has been omitted from this and previous agendas.

 Julie Lemon – 609 Ridge Road
 She asked for an explanation for the purpose of the meeting. She expressed trust in the Council and asked for lawsuits to stop.
- V. **Old Business**
 None
- VI. **New Business**
 None
- VII. **Motion to Recess into Executive Session (if necessary).**
 Mayor Hanson called for a Motion to enter into an executive session for the purpose of conducting a conference with the Council’s attorney regarding imminent litigation and to

discuss the appointment, employment, dismissal, discipline, and/or compensation of a public employee.

Moved by Mr. Axiotis. Seconded by Ms. Benetis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The Council entered executive session at 6:06pm.

Mr. Axiotis made a motion to adjourn the executive session. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The Council entered executive session at 7:27 pm.

Mr. Axiotis made a motion, pursuant to the termination clause Section 2 of the City Manager's agreement, subsection (b), at will and without cause, to terminate Pam Priddy as city manager effective February 26, 2024 with written notice being sent tomorrow, January 26, 2024. Further, move to suspend City Manager Pam Priddy with pay for 30 days effective immediately. Further, that City Manager Pam Priddy be debarred from any and all city work, city property, including any computer access. Seconded by Ms. Benetis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0.

Ms. Stimpert made a motion to appoint Mike Novotny as Interim City Manager effective immediately. Seconded by Mr. Rufener.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0.

Public Comments (limited to those items on the agenda)

Julie Lemon – 609 Ridge Road

She spoke in support of Council's decision regarding the city manager and their ability to work together for the best of the community. She thanked Council.

Mr. Zimmermann – 515 LeMae Avenue

He stated the termination of the city manager was a long time coming. He stated belief that things were done incorrectly and against the will of the people for so long. He thanked the Council for making a tough decision and expressed optimism for the future. He spoke against the city administrator position, and he spoke in favor of the clerk doing all the duties that were handled by the previous clerk.

Brian Kropp

He thanked Council for the action they took tonight.

Rick Kerlin – 1009 Woodglen

He spoke against the actions that were taken and stated he could not hear the motion completely. He spoke about legislative referendums, recalls, etc.... He spoke in support of Ms. Priddy. He asked who was terminated because he could not hear all of what was said.

Mr. Axiotis asked Mayor Hanson for an address. Mayor Hanson permitted the address. Mr. Axiotis summarized that the action that was taken by Council against Ms. Priddy.

VIII. Adjournment

Mayor Hanson called for a motion to adjourn the meeting. Moved by Ms. Stimpert. Seconded by Ms. Axiotis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The meeting was adjourned at 7:35 pm.

APPROVED:

David Hanson, Mayor

ATTEST:

Michael Acomb, Clerk of Council

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NEWTON FALLS CITY COUNCIL
EMERGENCY MEETING MINUTES
 Thursday, March 28, 2024; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Patricia Benetis
Ward 2	Brian Axiotis
Ward 3	Brenda Persino
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	David Hanson

CITY ADMINISTRATION	
Interim City Manager	Mike Novotny
Law Director	Jeff Limbian
Finance Director	Sean Housley
City Clerk	Michael Acomb

- I. Call to Order**
 Mayor Hanson called the meeting to order at approximately 6:10 pm.
- II. Pledge of Allegiance / Silent Prayer**
- III. Roll Call**
 Mayor asked for the roll to called. Mr. Novotny called the roll.
 Council Present: Councilperson Axiotis, Councilperson Benetis, Councilperson Persino, Councilperson Rufener, Councilperson Stimpert.
 Council Absent: none
 Staff Present: Interim City Manager Novotny, Law Director Limbian.
 Staff Absent: Clerk Acomb.
- IV. New Business**
ORDINANCE 2024-15 *Sponsors: Councilperson Stimpert and Rufener*
 AN EMERGENCY ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO ENTER INTO A CONTRACT WITH ASSURED PARTNERS THROUGH THE OHIO PLAN FOR THE CITY'S PROPERTY AND LIABILITY INSURANCE RENEWAL
 Mayor Hanson read the ordinance by title only. He called for a motion to adopt the ordinance. Moved by: Ms. Stimpert. Seconded by Ms. Persino.
 Mr. Novotny explained this the liability renewal that happens every year. Mr. Rufener stated that it is due by April 1.
 Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. First Reading.
 Mayor Hanson read the ordinance by title only. He called for a motion to adopt the ordinance. Moved by: Mr. Rufener. Seconded by Ms. Benetis.
 No discussion.
 Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

ORDINANCE 2023-16

Sponsors: Councilperson Rufener and Stimpert

AN EMERGENCY ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO PAY ASSESSMENT FEE TO OHIO MUNICIPAL JOINT SELF-INSURANCE POOL FOR LIABILITY INSURANCE RUN-OUT COVERAGE

Mayor Hanson read the ordinance by title only. He called for a motion to adopt the ordinance. Moved by: Ms. Stimpert. Seconded by Mr. Rufener.

Mr. Axiotis pointed out that the ordinance number printed on the agenda is misprinted as 2023-16. Mr. Novotny stated that the ordinance number is correct on the ordinance itself as 2024-16. Mr. Rufener asked for an explanation. Mr. Novotny explained that due to the insurance pool that the Village was in during the last term, that pool dissolved, and the pool took out an insurance policy to cover all outstanding liabilities, current and future. The cost of this insurance plan is being spread across all members of the pool. The assessment is based on year's in the pool, current amount of liabilities outstanding, and total amount of liabilities that had been incurred over the life of the previous pool policy.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. First Reading.

Mayor Hanson read the ordinance by title only. He called for a motion to adopt the ordinance. Moved by: Mr. Axiotis. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

MOTION

Sponsor: Councilperson Stimpert

A motion to direct the city manager to take the necessary steps to research the best options and recommend to Council a new healthcare benefits insurance policy for the employees of the Village of Newton Falls.

Mayor Hanson read the motion. Moved by: Ms. Stimpert. Seconded by Ms. Benetis.

Mr. Limbian was provided with an address upon his request. He explained that the motion should have a second councilperson as a sponsor. He further explained that it would be proper to add a second sponsor tonight. He further explained that Council should state for the record the nature of the emergency regarding this situation. Her further explained that if the interim city manager has current information at his disposal, then he should provide that information and council might sponsor and co-sponsor a motion to initiate that due to the emergency time constraints that have occurred due to the lack of appropriate diligence that has occurred in the last year. He stated that a second emergency meeting would not be necessary and everything related to this situation can be accomplished tonight. He advised that two motions tonight could authorize the city manager to act appropriately. He further advised in response to a question from Ms. Stimpert that a co-sponsor for the this motion to be established first and then have a second motion if Council pleases.

Mr. Axiotis offered to co-sponsor the main motion.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. Mr. Axiotis was added as a second sponsor.

Mr. Rufener asked for the next steps. Mr. Limbian advised the Mr. Novotny should explain the nature of the emergency and what he has learned that could move the Village forward.

Mr. Novotny asked for recess to retrieve the appropriate information from his office. Mr. Rufener made a motion to take a 5-minute recess. Mr. Axiotis asked for an explanation regarding the nature of the emergency. Mr. Novotny advised that the Village is up against specific dates that pose critical timelines and deadlines. Mr. Rufener restated his motion to take a 5-minute recess. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. A 5-minute recess began at 6:27 pm.

Mr. Rufener made a motion to return from the recess. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The meeting resumed at 6:37 pm.

Mr. Novotny provided a document that compares the pertinent information of the current health plan and the comparison to Medical Mutual's MMO Balanced Solutions, an underwritten insurance plan. He stated that the current plan is self-funded and includes an HRA, deductibles, and stop-gap insurance once a certain level is reached. He summarized that the deductibles are comparable and continued to summarize the remaining comparisons as Council followed along (enclosed). He stated that dental, vision, and orthodontics will continue to be self-pay through the Village and are not relevant to this discussion. For the current plan, per month, the total premium is \$65,790.36. The proposed plan will have a monthly premium will be \$32,187.76. The savings will be \$33,602.60 per month. The total estimated annual premium will be an annual total of \$789,484.32 for the current plan versus \$386,253.12 for the proposed plan. This is an annual savings to the Village of \$403,231.20. He explained the HRA section. The current plan bears a total cost to the Village of \$1,030,984.32 vs. \$793,353.12 for the proposed plan. A significant savings can be realized with the proposed plan. He further explained the carrier estimates the HRA would be used at 70%. He stated that a younger workforce is very healthy compared to a few years ago, which will be cheaper for the Village than in past years. Mr. Novotny stated that the proposed plan is similar to what was previously held several years ago and would be in effect from May 1, 2024 – May 1, 2025. He stated that the current plan runs from January to January; but his research indicates that a mid-year renews benefits all parties. The insurance carriers negotiate far less with clients in January because there are so many renewals that come due. The mid-year renewals present an opportunity for the carriers to carefully consider different factors and negotiate more freely. Mr. Novotny further explained that there are many issues with the current insurance carrier. EOBs aren't being received, employees are being threatened by the carrier with the collection process because the administration hasn't handled the payment process in a timely manner. He gave several examples of debit cards being denied. He stated belief that the Village must act now to start on May 1 or the whole process begins all over again, including employee surveys and the loss of another 60 days to finish that renewal process. Further, any additional payments made on the current plan will significantly cut any savings to the Village once a new plan is signed into place. Mr. Rufener asked for

clarification that every month that passes will cost an additional \$33,000. Mr. Novotny stated belief that this is an emergency situation to (1) maximize the savings and protection of public money and (2) provide the employees with a quality policy that is believed to not be plagued with the administrative problems of the current policy. He further stated that employees will be transferred to the new policy and will take the current status of their deductible with them. Ms. Stimpert stated that she and Mr. Novotny have been discussing the situation. She stated belief that this direction is the best for the Village and the employees as it provides better coverage for less money. She agreed that it is an emergency and warrants action.

Mr. Limbian stated that a second motion can be made to direct the city manager to implement a new agreement. Mr. Axiotis reminded Council that a meeting is to be held next Wednesday where this could be handled. Mr. Novotny stated belief that waiting for that meeting would unnecessarily delay the processing of a new agreement and violate the necessary deadlines to get this plan started and the deadline to add something to the regular meeting agenda has already passed. Mr. Axiotis conceded; but expressed concern with this rushed approach. Mr. Novotny stated that an ordinance must be written and an emergency meeting on April 1 will be necessary to pass that legislation effectively. He stressed that time is of the essence. Mr. Axiotis agreed that another emergency meeting would be best to properly pass a properly written ordinance. Mr. Rufener asked if that would be possible. Mr. Novotny said it would be no problem. Mr. Axiotis recommended voting on the main motion. Ms. Stimpert asked if waiting until April 1 will hurt the Village. Mr. Novotny said action taken on April 1 would be sufficient; but April 3 is not available to Council.

Mayor Hanson read the motion again and called for a motion to pass it. Moved by Mr. Axiotis. Seconded by Ms. Benetis.

No further discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0.

V. Adjournment

Mayor Hanson called for a motion to adjourn the meeting. Moved by Mr. Axiotis. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The meeting was adjourned at 6:59 pm.

APPROVED:

David Hanson, Mayor

ATTEST:

Michael Acomb, Clerk of Council

NOTE: After the meeting adjourned, Mr. Limbian determined that this meeting was not compliant with the Newton Falls Charter due to the lack of opportunity for the public to engage in Public Comments. That advice means that the votes taken by Council at this meeting were legally invalid. Therefore, at the advice of Mr. Limbian, Ms. Stimpert, Vice President of Council called an emergency meeting to be scheduled April 1, 2024 for the purpose of properly passing emergency legislation with opportunities for public comments.



NEWTON FALLS CITY COUNCIL
EMERGENCY MEETING MINUTES
 Monday, April 1, 2024; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Patricia Benetis
Ward 2	Brian Axiotis
Ward 3	Brenda Persino
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	David Hanson

CITY ADMINISTRATION	
Interim City Manager	Mike Novotny
Law Director	Jeff Limbian
Finance Director	Sean Housley
City Clerk	Michael Acomb

- I. Call to Order**
 Ms. Stimpert called the meeting to order at approximately 6:00 pm.
- II. Pledge of Allegiance / Silent Prayer**
- III. Roll Call**
 Ms. Stimpert asked for the roll to be called. Mr. Novotny called the roll.
 Council Present: Councilperson Axiotis, Councilperson Axiotis, Councilperson Benetis, Councilperson Persino, Councilperson Rufener, Councilperson Stimpert.
 Council Absent: Mayor Hanson
 Staff Present: Interim City Manager Novotny,
 Staff Absent: Clerk Acomb, Finance Director Housley, Law Director Limbian.
- IV. Public Comments (Agenda Items Only)**
 Rick Kerlin – 1009 Woodglen
 Mr. Kerlin thanked the Council for adding public comments to the agenda. He spoke against tonight’s meeting citing the following, (1) the same ordinance numbers are being used as the previous emergency meeting. How can you use the same ordinance numbers? He recommended that Council make a motion to change the numbers. (2) Ordinance 2023-17 is on this agenda. Mr. Kerlin asked for a copy of the ordinance from Mr. Novotny and stated that Mr. Novotny had not yet seen the policy that pertains to this ordinance. (3) He spoke in support of the city carrying property insurance for the community center. (4) He urged the Council to research the courses and learning that needs to be done to stay current with the policy. (5) He claimed that this meeting was not properly advertised.

 Pamela Priddy – 3725 Old Silk Road – Newton Township
 She spoke against Ordinance 2023-17 and claimed there was a typo. She claimed a dereliction of duty by the Interim City Manager if he hasn’t seen the proposed policy. She asked many questions to Council asking if they understand what they are reading, including stop-loss clauses, HSAs (qualified/unqualified), the aggregate levels, etc.... She stated belief that they haven’t done their due diligence to properly understand and approve the proposed policy.

Julie Lemon – 609 Ridge Road

She spoke to her knowledge of health insurance policies, including HSAs and HRAs. She wondered what the actual savings would mean to the City and expressed her trust in the Interim City Manager and her distrust of the statements made by the former City Manager. She questioned Ms. Priddy association with the current company.

V. New Business

ORDINANCE 2024-15

Sponsors: Councilperson Stimpert and Rufener

AN EMERGENCY ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO ENTER INTO A CONTRACT WITH ASSURED PARTNERS THROUGH THE OHIO PLAN FOR THE CITY'S PROPERTY AND LIABILITY INSURANCE RENEWAL

Ms. Stimpert read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Ms. Stimpert.

Mr. Axiotis questioned having this exact ordinance on this agenda when it passed two readings at the previous emergency meeting. Ms. Stimpert stated the Mr. Limbian advised that tonight's agenda was appropriate given the issue of the previous emergency meeting agenda. Mr. Rufener stated that the previous meeting was improper due to the violation of the Charter, which invalidated the meeting, and resulted in this emergency meeting's agenda to ensure that those ordinances are passed legally and properly. Ms. Persino stated that belief that the previous meeting must have been a violation of the Open Meetings Act. NOTE: the previous emergency meeting was properly advertised with public notice given to the Council and media as required. The absence of public comments on the agenda invalidated the votes taken at the meeting but does not invalidate the discussion that took place. Ms. Stimpert explained as much and stated that the absence of public comments was unintentional, and Council is trying to correct the situation so the public can have its due with regard to public comments.

Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-no; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. First Reading.

Ms. Stimpert read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Mr. Axiotis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-no; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. First Reading.

ORDINANCE 2023-16

Sponsors: Councilperson Rufener and Stimpert

AN EMERGENCY ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO PAY ASSESSMENT FEE TO OHIO MUNICIPAL JOINT SELF-INSURANCE POOL FOR LIABILITY INSURANCE RUN-OUT COVERAGE

Ms. Stimpert noted that the ordinance number is a typo and is 2024-16. She read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Mr. Axiotis.

Ms. Stimpert asked Mr. Novotny to share some information. He stated that the previous insurance pool was dissolved, and an additional policy was issued. The consultants determined that the members of the dissolved insurance pool would share the assessment paid out.

Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-abstain; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. First Reading.

Ms. Stimpert read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Mr. Axiotis. Seconded by Ms. Benetis.

Ms. Stimpert asked if Ms. Persino needed to give a reason for abstaining and have that reason approved by Council. Ms. Persino stated belief that the previous meeting was a violation of the Open Meetings Act. She rejects the law director's explanation that tonight's meeting corrects the misstep made by not offering public comments at the previous meeting. Ms. Stimpert made a motion to allow Ms. Persino to abstain. Seconded by Mr. Axiotis.

Mr. Axiotis took no issue with Ms. Persino abstaining. Ms. Stimpert agreed. Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. Ms. Persino's abstention was approved.

Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-abstain; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. Final Reading.

Mr. Axiotis made a motion to allow Ms. Persino to abstain. Seconded by Ms. Stimpert. No discussion. Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes;; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. Ms. Persino's abstention was approved.

ORDINANCE 2023-17

Sponsors: Councilperson Rufener and Stimpert

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AND EXECUTE ANY NECESSARY CONTRACTS WITH MEDICAL MUTUAL OF OHIO TO PROVIDE EMPLOYEE HEALTH CARE INSURANCE AND BENEFITS AND WITH ACRISURE GREAT LAKES/BURNHAM & FLOWER TO ADMINISTER ASSOCIATED HEALTH REIMBURSEMENT ACCOUNTS FOR VILLAGE EMPLOYEES AS SET FORTH HEREIN

Ms. Stimpert noted that the ordinance number is a typo and is 2024-17. She read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Ms. Stimpert.

Mr. Axiotis stated concerns in not being provide the actual policy but only the comparison sheet from the current policy to the proposed policy. He asked Mr. Novotny to explain the situation. He stated that self-funded, stop-gap policy is currently held and the proposal is for a fully underwritten policy from Medical Mutual. Mr. Axiotis asked if he could see the policy and Mr. Novotny stated that it is not available. Ms. Stimpert noted that this presentation of information from Mr. Novotny is consistent with the information that was presented at the end of last calendar year when the current policy was approved. Mr. Axiotis continued to express concern with not being able to see the policy and concern with the truth in having to pay a \$300,000 penalty. Mr. Novotny stated that his research has determined that nothing in writing exists to state that is the case. Mr. Axiotis expressed reservations. Mr. Novotny stated that Council can act or not, but a policy cannot be presented to them unless the approve this ordinance. Mr. Novotny stated that he has requested all documents from WJL and nothing in the documents he read cites a penalty payment. Mr. Axiotis stated concern about a penalty. Ms. Persino asked if there is a penalty will be assessed if they leave WJL. Mr. Novotny repeated, to his knowledge and as a result of his requests and research, there appears to be nothing in writing stating that a penalty will be assessed for leaving WJL. Ms. Persino asked about the ramifications of no

passing the ordinance. Mr. Novotny stated that the number will change if it has to be requoted and surmised that it could cost an additional \$2000-\$3000 per month. Mr. Axiotis stated that Mr. Novotny demonstrate the fullest level of due diligence if he is permitted to proceed with full enrollment. Mr. Novotny agreed. Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-abstain; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. First Reading.

Mr. Axiotis made a motion to allow Ms. Persino to abstain. Seconded by Mr. Rufener. No discussion. Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. Ms. Persino's abstention was approved on the basis that she does not agree with this emergency meeting.

Ms. Stimpert read the ordinance by title only and called for a motion to adopt the ordinance. Moved by Ms. Stimpert. Seconded by Mr. Axiotis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Ms. Persino-abstain; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 4-1. Final Reading.

Mr. Rufener made a motion to allow Ms. Persino to abstain. Seconded by Mr. Axiotis. No discussion. Roll Call Vote: Mr. Axiotis-yes. Ms. Benetis-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. Ms. Persino's abstention was approved on the basis that she does not agree with this emergency meeting.

Ms. Persino stated that public notice of this meeting didn't happen properly. Ms. Stimpert encouraged her to speak with Mr. Acomb regarding his timely submissions for posting notices to the website and the website manager's consistent inability to post per Mr. Acomb's request in a timely manner and in accordance with our requirements. She stated that Mr. Acomb can present a time-stamped email showing his efforts to comply with the requirements. Mr. Novotny stated that a copy of the notice was posted on the bulletin board in the main entryway of the municipal center. NOTE: The public notice was sent to the members of the Notice List and the media in compliance with the requirements. Ms. Persino stated belief that the bulletin board doesn't seem sufficient and she would like things to be corrected.

VI. Public Comments (Agenda Items Only)

Rick Kerlin – 1009 Woodglen

He expressed appreciation for Mr. Axiotis sharing his concerns with the health care policy. He also expressed concerns with the same ordinance numbers. He urged Council to make a motion to do away with ordinances voted on at the previous meeting. He spoke against the emergency meeting as a continuance of the previous meeting.

Pamela Priddy - Newton Township

She expressed pride in Mr. Persino and shame with Mr. Novotny stating concern that he misquoted how much the premium would increase. She expressed concern with the liability Council accepted by approving an HRA stating belief that Council will have to set aside nearly \$7000 per enrolled family to cover the liability. She stated the Council is making a mistake.

Julie Lemon – 609 Ridge Road

She spoke in support of the presentation that Mr. Novotny made to Council. She also stated that the codified ordinances need to match the Charter and asked for Council to correct. She stated that Mr. Kerlin and Ms. Priddy should not be allowed to speak to Council the way they did tonight, particularly since Ms. Priddy is believed by many to have an inappropriate relationship with WJL that included her time as City Manager.

Unidentified - 342 Oak Knoll Avenue

He stated the Mr. Novotny is doing an excellent job. He stated belief that they are headed in the right direction and that is shown by Ms. Priddy's attacks.

VII. Adjournment

Ms. Stimpert called for a motion to adjourn the meeting. Moved by Mr. Rufener.

Seconded by Ms. Benetis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The meeting was adjourned at 6:54 pm.

APPROVED:

David Hanson, Mayor

ATTEST:

Michael Acomb, Clerk of Council



NEWTON FALLS CITY COUNCIL
REGULAR MEETING MINUTES
 Wednesday, April 03, 2024; 6:00 PM
 COUNCIL CHAMBERS
 612 WEST BROAD STREET

CITY COUNCIL MEMBERS	
Ward 1	Patricia Benetis
Ward 2	Brian Axiotis
Ward 3	Brenda Persino
Ward 4	Kevin Rufener
At- Large	Julie Stimpert
Mayor	David Hanson

CITY ADMINISTRATION	
Interim City Manager	Mike Novotny
Law Director	Jeff Limbian
Finance Director	Sean Housley
Clerk of Council	Michael Acomb

- I. **Call to Order**
 Mayor Hanson called the meeting the order at 6:02 pm.
- II. **Pledge of Allegiance / Silent Prayer**
- III. **Roll Call**
 Mayor Hanson asked Mr. Acomb to call the roll.
 Council Present: Councilperson Benetis, Councilperson Axiotis, Councilperson Persino, Councilperson Rufener, Councilperson Stimpert.
 Council Absent: none
 Staff Present: Interim City Manager Novotny, Clerk Acomb.
 Staff Absent: Finance Director Housley, Law Director Limbian.
- IV. **Changes To Tonight's Agenda**
 None
- V. **Special Presentations by Staff Members or Invited Consultant**
 None
- VI. **Public Comments (Agenda Items Only)**
 Rick Kerlin – 1009 Woodglen
 He spoke against Ordinance 2024-10. He asked to see the amendment made to this ordinance. He stated that the utilities have been asked for years to provide money to the general fund in order to pay their fair share of expenses. He stated that a rate study was conducted, and the rate study permitted the superintendents to decide how much they needed to run their departments. We stated that Council should not be taking that money from the utility departments for the general fund, if they have more than they need to run the departments, but rather, should give any extra money back to the residents. He stated belief that money cannot legally be taken from the utilities and placed in the general fund.
- VII. **Reports**
 - a. Mayor – No report
 - b. Council Members

- i. Ward 1 – The Utility Appeal Meeting was today and she attend it.
- ii. Ward 2 – Planning and Zoning Meeting was held yesterday. Mr. Axiotis could not attend. The distillery variance did not pass.
- iii. Ward 3 – March 26 was a Parks and Recreation Meeting. A replacement swing will be bought; but they are waiting for more bids. They are pleased to be included in the bench project and are working to get more mulch for the playgrounds. It was discussed that signs are needed regarding keeping pets on leashes. Walkways and the playgrounds have had trouble with unleashed pets. She is looking forward to meeting with the administration to get those signs made. The Easter Egg went well, and she thanked all who participated and contributed to the effort. The hope is that Tiny Tots will take over in the future. She thanked all the volunteers and participants for braving the weather. The K&K event was excellent also; thanks to them. The Eclipse Event will be from 8a-5p. All businesses are encouraged to set up a vending table. K&K will also hold an eclipse event. The Police Services Committee meeting is tomorrow and open to the public.
- iv. Ward 4 – He attended the NF Commerce Association meeting last week. Country Club Rehabilitation ill hold a bingo night on the third Thursday of every month. April 10 will be the official ribbon cutting ceremony for Rehabilitated Materials. There is a new shop in town called Woods and Goods. This Friday is the soft opening for 5-4's Distillery. April 5 is the Late Night in the Falls. He encouraged all to come out and spend some time.
- v. At-Large – She attended the Easter Egg Hunt and it was great. The Eclipse Event will also be great with many vendors. A Fire Board Meeting was held, and a part-time officer will be hired.
- c. City Manager – He read from a prepared report (enclosed). Ms. Stimpert made a motion to suspend Council rules.

--- made a motion to suspend rules to allow Jessica Hockings (sp?) to discuss her idea for a fundraiser that needs Council's blessing and is time-sensitive. Seconded by Mr. Axiotis. Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The Council Rules were suspended.

Ms. Stimpert stated that Face's Lounge has a permit and licensing to do what they wish to do; but need the blessing of the legislative branch to move forward. Ms. Hocking's stated that Face's Lounge is seeking approval to have a temporary expansion permit approved for parking lot closure on May 18 (Rain Date May 19). She asked for approval at the local level so that she can then submit the application and complete the process. Ms. Stimpert explained that this issue came to her after the agenda was released and she wanted to avoid unnecessary delays. Mr. Axiotis asked if the request is to close the parking lot. Ms. Stimpert said yes for one day. Ms. Hockings explained that it will be properly barricaded according to the rules set by the Department of Commerce Liquor Control Division. Mr. Rufener asked if it is necessary for the council to act on such a request. Ms. Stimpert conceded that Council did not need to give its approval; but she wanted everyone to know that it is happening. Mr. Rufener stated that the city manager can handle it. No objections from Council

Ms. Stimpert made a motion to resume Council Rules. Seconded by Mr. Axiotis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The Council Rules were resumed.

VIII. Approval of Previous Minutes

Regular Meeting Minutes March 20, 2024

Mayor Hanson called for a motion to approve the Regular Meeting Minutes of March 20, 2024. Moved by Ms. Stimpert. Seconded by Mr. Rufener.

No discussion.

Roll Call Vote: Mr. Axiotis-abstain; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. The minutes were approved.

Ms. Stimpert made a motion to accept Mr. Axiotis' abstention. Seconded by Ms. Persino.

No discussion.

Roll Call Vote: Mr. Axiotis-abstain; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 4-0. Mr. Axiotis' abstention was accepted.

IX. Public Hearings

ORDINANCE 2024-09

Sponsors: Councilpersons Persino, Rufener

AN ORDINANCE AUTHORIZING THE EXECUTION OF THE 2023 NPP POWER POOL PARTICIPANT SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. ("AMP")

No public comments.

ORDINANCE 2024-10 (amended)

Sponsors: Councilpersons Rufener, Stimpert

AN ORDINANCE RATIFYING AND/OR CONFIRMING THE ADMINISTRATIVE OVERHEAD COST ALLOCATIONS TO THE ELECTRIC REVENUE FUND, THE WATER REVENUE FUND, THE SEWER REVENUE FUND AND GENERAL FUND
Rick Kerlin – 1009 Woodglen

He spoke against the ordinance and reiterated his earlier comments. He asked about the amendment again. He stated that the percentages have not been properly explained. He stated that this agenda is a violation of the Open Meetings Act because there is no information for him or the public to view referring to the agenda that is provided to the attendees of the meeting. NOTE: The full agenda with exhibits is posted on the Village website.

Tesa Spletzer – 220 Ashlyn Court

She spoke against Ordinance 2024-10. She stated that Ordinance 2024-09 considered the previous rate study that included recommendations for upgrades to the Church Street Station. She also spoke against taking money from the utilities, which are in debt, and recommended not re-allocating.

Craig Womer – Morrison Avenue

He stated belief that this happened several years ago and doing it again makes no sense. He stated belief that the Council hasn't discussed this ordinance enough and should not vote on it.

ORDINANCE 2024-12

Sponsors: Councilpersons Rufener, Persino, Benetis

AN ORDINANCE ADOPTING A POSITION DESCRIPTION FOR THE POSITION OF DIRECTOR OF FINANCE FOR THE VILLAGE OF NEWTON FALLS

No public comments.

ORDINANCE 2024-13 *Sponsors: Councilpersons Stimpert, Persino, Benetis*
AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS SEEK
PROPOSALS FOR A COMPREHENSIVE FORENSIC AUDIT OF THE VILLAGE'S
FINANCES FOR THE PAST FIVE (5) YEARS.

No public comments.

X. Unfinished Business

ORDINANCE 2024-09 *Sponsors: Councilpersons Persino, Rufener*
AN ORDINANCE AUTHORIZING THE EXECUTION OF THE 2023 NPP POWER POOL
PARTICIPANT SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. ("AMP")
Mayor Hanson called for a motion to adopt the ordinance. Moved by Ms. Stimpert.
Seconded by Mr. Rufener.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms.
Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

ORDINANCE 2024-10 (amended) *Sponsors: Councilpersons Rufener, Stimpert*
AN ORDINANCE RATIFYING AND/OR CONFIRMING THE ADMINISTRATIVE
OVERHEAD COST ALLOCATIONS TO THE ELECTRIC REVENUE FUND, THE
WATER REVENUE FUND, THE SEWER REVENUE FUND AND GENERAL FUND
Mayor Hanson called for a motion to adopt the ordinance. Moved by Ms. Stimpert.
Seconded by Mr. Rufener.

Mr. Rufener explained that this was discussed on March 20 and it was amended to remove the emergency clause. He stated that the Exhibit seen tonight is the same as March 20. He explained that these departments do not generate their own revenue or self-sustain. This action of reallocating is done every year and not a new action. Allocations are reviewed annually by the Finance Director and recommended to Council to adjust how much is taken against the general fund and utility funds. He spoke against the misinformation and propaganda in the community. He stated that electric rates have dropped by 2%, and those rates will not go up. He explained that \$4.88 per household per year are the increases for water. Sewer will be \$7.66 per household per year. Overall, per year, the increases due to the reallocation amount to \$15 per year per household. He expressed disbelief that people are struggling to understand an action that takes place every year and resulted in a mere \$15 per year increase. This action will not drive elevated rates but is required for those departments so they can function properly. Ms. Stimpert statement agreement and noted that the finance director did a special presentation previously to explain everything fully to the Council and the Public and the exhibits are in tonight's packet that was provided to the public.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms.
Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

ORDINANCE 2024-12 *Sponsors: Councilpersons Rufener, Persino, Benetis*
AN ORDINANCE ADOPTING A POSITION DESCRIPTION FOR THE POSITION OF
DIRECTOR OF FINANCE FOR THE VILLAGE OF NEWTON FALLS

Mayor Hanson called for a motion to adopt the ordinance. Moved by Ms. Benetis.
Seconded by Mr. Axiotis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

ORDINANCE 2024-13 *Sponsors: Councilpersons Stimpert, Persino, Benetis*
AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS SEEK PROPOSALS FOR A COMPREHENSIVE FORENSIC AUDIT OF THE VILLAGE'S FINANCES FOR THE PAST FIVE (5) YEARS.

Mayor Hanson called for a motion to adopt the ordinance. Moved by Ms. Stimpert.
Seconded by Mr. Rufener.

Ms. Stimpert reiterated that this ordinance is intended to allow the Village to seek proposals on which Council may or may not act once they are received.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

ORDINANCE 2024-14 *Sponsors: Councilpersons Stimpert, Benetis*
AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS EXPAND THE DUTIES OF THE CLERK OF COUNCIL TO INCLUDE THE DEVELOPMENT OF A COMPREHENSIVE PLAN FOR THE GATHERING AND DISSEMINATION OF PUBLIC RECORDS

Mayor Hanson called for a motion to adopt the ordinance. Moved by Mr. Axiotis.
Seconded by Ms. Benetis.

Mr. Axiotis stated that currently there is a problem with staff turnover and the Village not being as organized or timely as they should be in how public records requests are being received and fulfilled.

Mr. Rufener made a motion to amend the ordinance to remove Section 2.

Seconded by Ms. Stimpert.

Mr. Rufener stated that this ordinance, as written, offers two separate appropriations: one for the expansion of clerk duties and a second for hiring a part-time assistant. He stated belief that separating each into their own ordinance would be a better handling of the appropriations.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was amended 5-0.

Mr. Axiotis made a motion to adopt the ordinance as amended. Seconded by Ms. Benetis.
No further discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Second Reading. A public hearing and Final Reading will occur on April 17, 2024.

XI. New Business

ORDINANCE 2024-11 *Sponsors: Councilpersons Rufener, Stimpert*
AN ORDINANCE AUTHORIZING CERTAIN AMENDMENTS TO THE APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024 AND AUTHORIZING THE FINANCE DIRECTOR TO AMEND AND FILE A CERTIFICATE OF RESOURCES WITH THE COUNTY AUDITOR

Mayor Hanson called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Ms. Stimpert.

Mr. Rufener spoke in support of the ordinance. He explained how to read the exhibit, including what Personal Services means, which are pay and fringe benefits. These are required expenses that include OPERS, Medicare, BWC, etc.... The exhibit tonight shows the increases that were approved for the utility department wages, crew chiefs, etc.... Other Operations includes the insurance assessment, capital improvements, cost allocations, etc.... This allocates the money; it doesn't spend the money. He encouraged any interested people to take their time to read and think about it and to contact the Village for further explanations. He reminded that he also provided a lengthy explanation at previous meetings where each of these line items were referred to as "buckets". He acknowledge that the concept can seem complicated; but it can be learned with time and effort. Mr. Rufener has spent significant amounts of time with the finance director to be able to provide these explanations.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. First Reading.

ORDINANCE 2024-18 *Sponsors: Councilpersons Stimpert, Rufener*
AN ORDINANCE DECLARING CERTAIN VEHICLES & EQUIPMENT OBSOLETE AND NO LONGER USABLE TO THE VILLAGE OF NEWTON FALLS AND TO DISPOSE OF SAID VEHICLES & EQUIPMENT

Mayor Hanson called for a motion to adopt the ordinance. Moved by Ms. Stimpert. Seconded by Mr. Axiotis.

Ms. Stimpert stated that the ordinance title on the agenda is missing a few words; but the title on the actual ordinance in the packet is correct. Mr. Axiotis stated that the funds received from this auction style sale will be placed back into the fund in which they originated, according to his conversation with the finance director.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. First Reading.

XII. Public Comments

Pamela Priddy – She addressed the Chair and requested that she would like the Village reimburse her \$15 due to the new cost allocations rather than have it be part of the new allocations for the Village. She stated that she does not understand how a closed business has to pay \$140-160 per month in utilities each month.

XIII. Closing Remarks

- a. Mayor - No remarks.
- b. Council Members
 - i. Ward 1 – No remarks.
 - ii. Ward 2 – Mr. Axiotis stated that the law director is on vacation that was pre-scheduled prior to his hiring. He also encouraged Ms. Priddy, a former city manager, that she should reach out to the Finance Director so that she can have him explain the utility bills to her. He also stated belief from experience that various utilities seem to charge a monthly service fee for active accounts, regardless of usage. He encouraged Ms. Priddy to determine if that is happening with her accounts..

- iii. Ward 3 – No remarks.
- iv. Ward 4 –No remarks.
- v. At-Large – No remarks.

c. City Manager – No remarks.

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

Mayor Hanson called for a motion to enter executive session. No motion was made.

XV. Adjournment

Mayor Hanson called for a motion to adjourn the meeting. Moved by Mr. Axiotis.
Seconded by Ms. Benetis.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The motion passed 5-0. The meeting was adjourned at 7:00 pm.

APPROVED:

David Hanson, Mayor

ATTEST:

Michael Acomb, Clerk of Council

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-11
SPONSOR: Councilpersons Rufener, Stimpert

**AN ORDINANCE AUTHORIZING CERTAIN AMENDMENTS TO THE
APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024 AND
AUTHORIZING THE FINANCE DIRECTOR TO AMEND AND FILE A CERTIFICATE
OF RESOURCES WITH THE COUNTY AUDITOR**

WHEREAS, as a result of certain occurrences, information, and expenditures, amendments to the Year 2024 Appropriations and transfers of items already appropriated for the Year 2024 are desired and required; and

WHEREAS, this Ordinance incorporates funding sources and expenditures that originated after the most recent Certificate of Resources was issued; and

WHEREAS, the appropriation amendments authorizes an update of the Certificate of Resources to be filed with the Trumbull County Auditor.

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

SECTION 1. That the Exhibit attached hereto hereby amends the current appropriations for fiscal year 2024. Any funds not listed in this exhibit shall remain intact as previously listed and appropriated.

SECTION 2. That the Village Finance Director is hereby authorized to draw warrants on the Village Treasury for payment of the foregoing appropriations upon receiving proper certification and vouchers thereof, and no salaries or wages shall be paid except to persons employed by authority of and in accordance with law or ordinance.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

ORDINANCE NO. 2024-11
PAGE TWO

SECTION 4. That this Ordinance shall be effective as of the earliest date permitted by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

2024 Appropriations: CITY OF NEWTON FALLS		2024 Current Appropriations	2024 Proposed Appropriations	Difference
100	General Fund			
POLICE				
Personal Services	Legal Level	81,348.37	81,348.37	-
Other Operations	Legal Level	467,495.20	473,715.74	6,220.54
	Total:	548,843.57	555,064.11	6,220.54
Police Support				
Personal Services	Legal Level	-	-	-
Other Operations	Legal Level	-	-	-
	Total:	-	-	-
FIRE				
Other Operations	Legal Level	77,490.00	77,490.00	-
	Total:	77,490.00	77,490.00	-
ZONING				
Personal Services	Legal Level	64,983.00	64,983.00	-
Other Operations	Legal Level	44,918.00	45,510.97	592.97
	Total:	109,901.00	110,493.97	592.97
GENERAL ADMINISTRATION				
Personal Services	Legal Level	-	-	-
Other Operations	Legal Level	-	-	-
	Total:	-	-	-
CITY ADMINISTRATION				
Personal Services	Legal Level	47,431.74	47,431.74	-
Other Operations	Legal Level	74,267.37	74,525.87	258.50
	Total:	121,699.11	121,957.61	258.50
Council				
Personal Services	Legal Level	9,470.42	9,470.42	-
Other Operations	Legal Level	8,857.23	8,894.46	37.23
	Total:	18,327.65	18,364.88	37.23
MUNICIPAL COURT				
Personal Services	Legal Level	708,137.63	708,137.63	-
Other Operations	Legal Level	32,484.00	38,082.96	5,598.96
	Total:	740,621.63	746,220.59	5,598.96
FINANCE				
Personal Services	Legal Level	79,656.87	81,787.33	2,130.46
Other Operations	Legal Level	33,034.28	33,201.53	167.25
	Total:	112,691.15	114,988.86	2,297.71
BOARDS & COMMISSIONS				
Personal Services	Legal Level	701.76	701.76	-
Other Operations	Legal Level	300.00	300.00	-
	Total:	1,001.76	1,001.76	-
LAW				
Personal Services	Legal Level	77,293.42	77,293.42	-
Other Operations	Legal Level	28,140.06	28,369.88	229.82
	Total:	105,433.48	105,663.30	229.82
BUILDING & LANDS, MAINTENANCE				
Personal Services	Legal Level	34,455.67	34,455.67	-
Other Operations	Legal Level	479,060.02	481,026.50	1,966.48
	Total:	513,515.69	515,482.17	1,966.48
DEBT / TRANSFERS & ADVANCES				
Other Operations	Legal Level	104,006.30	104,006.30	-
	Total:	104,006.30	104,006.30	-
100	Total:	2,453,531.34	2,470,733.55	17,202.21

2024 Appropriations: CITY OF NEWTON FALLS		2024 Current Appropriations	2024 Proposed Appropriations	Difference
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101	GENERAL FUND RESERV			
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Other Operations	Legal Level	-	-	-
101	Total:	-	-	-

201	STREET CMR			
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Personal Services	Legal Level	366,450.89	373,169.03	6,718.14
Other Operations	Legal Level	66,273.61	69,657.79	3,384.18
201	Total:	432,724.50	442,826.82	10,102.32

202	STATE HIGHWAY IMPRO			
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Other Operations	Legal Level	7,100.00	7,100.00	-
202	Total:	7,100.00	7,100.00	-

203	PERMISSIVE AUTO			
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Other Operations	Legal Level	45,600.00	45,600.00	-
203	Total:	45,600.00	45,600.00	-

204	PARK AND RECREATION			
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Personal Services	Legal Level	1,870.00	1,870.00	-
Other Operations	Legal Level	12,107.68	12,107.68	-
204	Total:	13,977.68	13,977.68	-

204	PARK AND RECREATION / Community Center			
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Personal Services	Legal Level	-	-	-
Other Operations	Legal Level	-	-	-
204	Total:	-	-	-

208	DRUG LAW ENFORCEMEN			
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Other Operations	Legal Level	-	-	-
208	Total:	-	-	-

213	COMMUNITY SERVICES AND ACTIVITIES			
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Other Operations	Legal Level	1,700.00	1,700.00	-
213	Total:	1,700.00	1,700.00	-

214	SR CITIZEN VAN			
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Personal Services	Legal Level	-	-	-
Other Operations	Legal Level	-	-	-
214	Total:	-	-	-

215	INDIGENT DRIVERS			
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Other Operations	Legal Level	2,500.00	2,500.00	-
215	Total:	2,500.00	2,500.00	-

216	ECONOMIC DEVELOPMEN			
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Personal Services	Legal Level	-	-	-
Other Operations	Legal Level	-	-	-
216	Total:	-	-	-

217	ECONOMIC/HILP			
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2024 Appropriations: CITY OF NEWTON FALLS			2024 Current Appropriations	2024 Proposed Appropriations	Difference
Other Operations 217	Legal Level Total:		26,000.00 26,000.00	26,000.00 26,000.00	- -
217 HOME IMPROVEMENT LOAN					
Other Operations 217	Legal Level Total:		- -	- -	- -
218 LAW LIBRARY					
Other Operations 218	Legal Level Total:		15,000.00 15,000.00	15,000.00 15,000.00	- -
219 ENFORCEMENT AND EDU					
Other Operations 219	Legal Level Total:		8,500.00 8,500.00	8,500.00 8,500.00	- -
220 SPECIAL LEVY POLICE					
Personal Services Other Operations 220	Legal Level Legal Level Total:		16,474.00 622.00 17,096.00	16,474.00 622.00 17,096.00	- - -
221 INCOME TAX					
Personal Services Other Operations 221	Legal Level Legal Level Total:		1,950.00 1,288,894.62 1,290,844.62	1,950.00 1,288,894.62 1,290,844.62	- - -
222 COURT COMPUTERIZATI					
Other Operations 222	Legal Level Total:		250,000.00 250,000.00	250,000.00 250,000.00	- -
223 COURT GENERAL SPECI					
Personal Services Other Operations 223	Legal Level Legal Level Total:		135,546.00 36,000.00 171,546.00	135,546.00 36,000.00 171,546.00	- - -
224 COURT SECURITY/DIVE					
Personal Services Other Operations 224	Legal Level Legal Level Total:		- - -	- - -	- - -
225 INDIGENT DRIVERS AL					
Other Operations 225	Legal Level Total:		11,070.00 11,070.00	11,070.00 11,070.00	- -
234 ONE OHIO OPIOID SET					
Personal Services Other Operations 233	Legal Level Legal Level Total:		- 3,155.00 3,155.00	- 3,155.00 3,155.00	- - -
400 CAPITAL IMPROVEMENT					
Other Operations 400	Legal Level Total:		64,688.97 64,688.97	64,688.97 64,688.97	- -

2024 Appropriations: CITY OF NEWTON FALLS			2024 Current Appropriations	2024 Proposed Appropriations	Difference
410 AMI METERING PROJECT					
Other Operations	Legal Level		150,000.00	774,740.64	624,740.64
410	Total:		150,000.00	774,740.64	624,740.64
501 WATER OPERATING					
Personal Services	Legal Level		507,349.99	529,010.65	21,660.66
Other Operations	Legal Level		886,491.41	905,137.88	18,646.47
501	Total (Water Operating):		1,393,841.40	1,434,148.53	40,307.13
501 WATER DISTRIBUTION					
Personal Services	Legal Level		476,588.57	504,967.37	28,378.80
Other Operations	Legal Level		422,447.41	448,905.49	26,458.08
501	Total (Water Distribution):		899,035.98	953,872.86	54,836.88
502 SEWER OPERATING					
Personal Services	Legal Level		569,841.70	600,945.03	31,103.33
Other Operations	Legal Level		3,455,663.83	3,476,528.52	20,864.69
502	Total:		4,025,505.53	4,077,473.55	51,968.02
503 ELECTRIC OPERATING					
Personal Services	Legal Level		721,669.50	724,601.22	2,931.72
Other Operations	Legal Level		5,433,661.20	5,475,230.24	41,569.04
503	Total:		6,155,330.70	6,199,831.46	44,500.76
504 STORMWATER OPERATING					
Other Operations	Legal Level		73,284.32	73,284.32	-
504	Total:		73,284.32	73,284.32	-
508 GUARANTEE TRUST					
Other Operations	Legal Level		40,280.00	40,280.00	-
508	Total:		40,280.00	40,280.00	-
510 REFUSE					
Other Operations	Legal Level		444,000.00	444,000.00	-
510	Total:		444,000.00	444,000.00	-
514 UTILITY OFFICE					
Personal Services	Legal Level		143,589.39	158,857.89	15,268.50
Other Operations	Legal Level		100,100.00	102,017.03	1,917.03
514	Total:		243,689.39	260,874.92	17,185.53
516 SEWER DEBT					
Other Operations	Legal Level		360,295.04	360,295.04	-
516	Total:		360,295.04	360,295.04	-
517 ELECTRIC DEBT					
Other Operations	Legal Level		147,364.00	147,364.00	-
517	Total:		147,364.00	147,364.00	-
519 WATER DEBT SERVICE					

2024 Appropriations:		2024	2024	
CITY OF NEWTON FALLS		Current	Proposed	Difference
		Appropriations	Appropriations	
Other Operations	Legal Level	141,150.74	141,150.74	-
519	Total:	141,150.74	141,150.74	-
520 SEWER RESERVE				
Other Operations	Legal Level	-	-	-
520	Total:	-	-	-
521 DEBT RETIRE 2020 BON				
Other Operations	Legal Level	237,056.00	237,056.00	-
521	Total:	237,056.00	237,056.00	-
602 EMPLOYEE BENEFITS				
Other Operations	Legal Level	1,125,377.00	1,125,377.00	-
602	Total:	1,125,377.00	1,125,377.00	-
705 TRUMBULL COUNTY CAPI				
Other Operations	Legal Level	12,178.00	12,178.00	-
705	Total:	12,178.00	12,178.00	-
709 FLOWER FUND				
Other Operations	Legal Level	5,826.00	5,826.00	-
709	Total:	5,826.00	5,826.00	-
710 BASKETBALL HOOP FUND				
Other Operations	Legal Level	-	-	-
710	Total:	-	-	-
711 FIRE/TWNSP FUEL				
Other Operations	Legal Level	53,756.00	53,756.00	-
711	Total:	53,756.00	53,756.00	-
Grand Total:		20,323,004.21	21,183,847.70	860,843.49

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-14 (amended)
SPONSOR: Councilpersons Stimpert, Benetis

AN ORDINANCE REQUESTING THAT THE VILLAGE OF NEWTON FALLS EXPAND THE DUTIES OF THE CLERK OF COUNCIL TO INCLUDE THE DEVELOPMENT OF A COMPREHENSIVE PLAN FOR THE GATHERING AND DISSEMINATION OF PUBLIC RECORDS

WHEREAS, The Village receives an ever increasing number of requests for public records and desires to insure that the Village is in strict compliance with Ohio's Sunshine Laws and timely dissemination of public records; and

WHEREAS, Council recognizes that in order to effectively provide timely and complete dissemination of public records, the Village requires a designated staff member to coordinate the gathering of information and the development of a process that can be followed as the need for transparency is a paramount consideration for the Village;

WHEREAS, Council further recognizes that sound protocols to ensure a proper work flow for the acknowledgement of public records requests, the collection of documents, review and redaction of information not subject to release, fulfillment or denials of requests as required by Ohio Sunshine Laws to maintain an appropriate level of service to the citizens of Newton Falls; and

WHEREAS, Village Council desires to develop standard, professional communications for the acknowledgement, fulfillment, status updates, and when necessary, denials, of public records requests, develop protocols, including visitation logs for citizen review of in-person review of records if requested, establish a plan for timely email communication, obtain necessary AI driven software that can expedite public record requests, and monitor and adhere to Ohio records retention laws;

WHEREAS, in order to manage and implement this public records process, the Clerk of Council is best situated to administer this process and should be compensated for the additional work;

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

SECTION 1. That the Village of Newton Falls ordains to increase the salary of the City Clerk / Clerk of Council from \$25,000.00 to \$37,500.00 with no benefits, amounting to an increase of \$12,500.00 per year based on a rate of \$24.00 per hour.

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 _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-18
SPONSOR: Councilpersons Stimpert and Rufener

**AN ORDINANCE DECLARING CERTAIN VEHICLES & EQUIPMENT OBSOLETE
AND NO LONGER USABLE TO THE VILLAGE OF NEWTON FALLS AND TO
DISPOSE OF VEHICLES & EQUIPMENT AS SET FORTH HEREIN**

WHEREAS, the Council of the Village of Newton Falls (“the Council”) has recognized that there are vehicles & equipment owned by the Village that are obsolete and no longer of any use for Village operations; and

WHEREAS, the Council recognizes the need to dispose of obsolete and unusable vehicles & equipment; and

WHEREAS, the Council further recognizes the need to create a Disposal List to dispose of obsolete unusable vehicles & equipment; and

WHEREAS, the Council recognizes Exhibit A to be the disposal list created by the Interim City Manager and wishes to dispose of items listed and recommended by the Interim City Manager for disposal; and

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

SECTION 1. That the Council declares the items listed in Exhibit A - Disposal List 04/01/24 as obsolete and unusable to the Village of Newton Falls.

SECTION 2. That the Village Council directs the Interim City Manager to dispose of the items listed in Exhibit A to the highest bidder by public auction on GovDeals.com

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.

ORDINANCE NO.: 2024-18

PAGE TWO

PASSED IN COUNCIL THIS _____ DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

Disposal List
04/01/2024

1993 International Dump Truck – Street Department

VIN # 1HTSDPPN8PH465163

2003 Elgin Street Sweeper – Street Department

VIN # 49HAADB23DK98869

Ford 550 TLB w/ Rops Cab & Misc. Buckets – Wastewater Department

Tractor # C563771 City of NF # 000198 Rops S/N 30085-1

VILLAGE OF NEWTON FALLS, OHIO

ORDINANCE NO.: 2024-19

SPONSOR: Councilpersons Axiotis, Rufener, Benetis, Persino

AN ORDINANCE AUTHORIZING INTERIM CITY MANAGER TO ENTER INTO An AGREEMENT TO PURCHASE A 2024 FORD F-550 FROM SARCHIONE FORD LINCOLN AND UPFITTING EQUIPMENT FOR THE TRUCK FROM QUALITY TRUCK BODYFOR USE BY THE MAINTENANCE DEPARTMENT

WHEREAS, in order to properly serve the Village residents and property owners, the Maintenance Department desires to purchase a new dump truck to replace a 27-year-old dump truck that is currently serving as the Department's primary vehicle; and

WHEREAS, the Maintenance Department Supervisor and Interim City Manager investigated options for purchasing a new upfitted truck; and

WHEREAS, pursuant to Ohio Revised Code Section 9.17, formal advertisement and bidding are not required if a purchase is for less than \$75,000; and

WHEREAS, Village Council desires to take advantage of the quote provided by Sarchione Ford Lincoln of Alliance, Ohio because the price of the truck is less than \$75,000 and also less than the price for a similar truck under the State's Cooperative Purchasing Program and also has been determined by the Interim City Manager to be the most beneficial price on the purchase of a new 2024 Ford F-550 truck; and

WHEREAS, Village Council intends to also upfit the new 2024 Ford F-550 truck with a Stainless-Steel dump bed, plow system, salt spreader, and other equipment through Quality Truck Body of Youngstown, Ohio; and

WHEREAS, Village Council intends to finance the purchase of the new 2024 Ford F-550 Truck with all upfitted equipment through Ford Credit Municipal Finance for a term of 5 years.

WHEREAS, Council has approved these expenditures in the Village's 2024 Budget

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

SECTION 1. That Council hereby and herein authorizes the Interim City Manager to enter into an agreement to purchase a new 2024 Ford F-550 truck from Sarchione Ford Lincoln of Alliance, Ohio for \$72,730.00 as set forth in the attached quotation;

ORDINANCE NO.: 2024-19

PAGE TWO

SECTION 2. The Council also hereby and herein authorizes the Interim City Manager to enter into an agreement to have the same, new 2024 Ford F-550 truck from Sarchione Ford Lincoln of Alliance, Ohio upfitted with a Stainless-Steel Dump Bed, plow system, salt spreader, and other equipment by Quality Truck Body of Youngstown, as set forth in the attached quotations, for a separate and total amount of \$59,998.00, pursuant to the State of Ohio Department of Transportation specifications.

SECTION 3. The Council also hereby and herein authorizes the Interim City Manager to enter into an agreement with Ford Credit Municipal Financing to have the same, new 2024 Ford F-550 truck from Sarchione Ford Lincoln of Alliance, Ohio upfitted with a Stainless-Steel Dump Bed, plow system, salt spreader, and other equipment by Quality Truck Body of Youngstown, financed for a term of 5 years as set forth in the attached quotation, with an annual payment of \$31,376.39

SECTION 4. 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 4. That this Ordinance shall be effective as of the earliest date permitted by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

Financing Quote # 103562

March 26, 2024

Municipality: City of Newton Falls
Dealer: Sarchione Ford of Alliance

Ford Credit Municipal Finance is pleased to provide the following quote for your consideration.
Expiration Date: 5/25/2024

VEHICLE INFORMATION

Description	Unit Price
Truck with Dump body, Plow & Spreader	\$132,728.00

COST INFORMATION

Total Asset Cost	Underwriting Fee	Amount Financed
\$132,728.00	\$545.00	\$133,273.00

FINANCING OPTIONS

Number of Payments	Payment Timing	Rate	Payment Amount
4	Annual	8.89%	\$37,687.50
5	Annual	8.89%	\$31,376.39

This quote was prepared assuming the lease qualifies for Federal Income Tax Status for Ford Credit Company LLC under Section 103 of the IRS Code and is not a commitment by Ford Credit Municipal Finance. Financing is subject to credit review.

Thank you for the opportunity to provide this quote. If you have any questions, need additional options, or would like to proceed with the application process, please contact by using the information below.

Sincerely,

Janet Doty

Janet Doty
Marketing Coordinator
jdoty@ford.com
1-800-241-4199, press 1

Prepared for: , CITY OF NEWTON FALLS

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420



Client Proposal

Prepared by:

GREG BEULE

Office: 330-774-5966

Email: fordcomtrucks@gmail.com

Quote ID: NEWTON

Date: 02/15/2024



Sarchione Ford of Alliance | 2480 West State Street, Alliance, Ohio, 446013592

Office: 330-823-1128 | Fax: 330-829-1517

Prepared for:

CITY OF NEWTON FALLS

Prepared by: GREG BEULE

02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

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Prepared for:
 CITY OF NEWTON FALLS
 Prepared by: GREG BEULE
 02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

As Configured Vehicle

Code	Description	MSRP
Base Vehicle		
F5H	Base Vehicle Price (F5H)	\$56,750.00
Packages		
660A	Order Code 660A <i>includes:</i> - Transmission: TorqShift 10-Speed Automatic 10R140 with neutral idle. Includes SelectShift and selectable drive modes: normal, tow/haul, eco, slippery roads and off-road. - Wheels: 19.5" x 6" Argent Painted Steel Hub covers/center ornaments not included. - HD Vinyl 40/20/40 Split Bench Seat Includes center armrest, cupholder, storage, 2-way adjustable driver/passenger headrests and driver's side manual lumbar. - Radio: AM/FM Stereo w/MP3 Player Includes 4 speakers. - SYNC 4 Communications & Entertainment System Includes enhanced voice recognition, 911 Assist, 8" LCD center stack screen, AppLink, 1 smart-charging USB port and trailer brake controller.	N/C
Powertrain		
99T	Engine: 6.7L 4V OHV Power Stroke V8 Turbo Diesel B20 <i>includes Operator Commanded Regeneration (OCR), Diesel Exhaust Fluid (DEF) tank, intelligent oil-life monitor and manual push-button engine-exhaust braking.</i> <i>includes:</i> - Dual 68 AH/65 AGM Battery	\$9,995.00
44G	Transmission: TorqShift 10-Speed Automatic <i>10R140 with neutral idle. Includes SelectShift and selectable drive modes: normal, tow/haul, eco, slippery roads and off-road.</i>	Included
X4L	Limited Slip w/4.30 Axle Ratio	\$395.00
68M	GVWR: 19,500 lb Payload Plus Upgrade Package <i>Includes upgraded frame, rear-axle and low deflection/high capacity rear springs. Increases max RGAWR to 14,706 lbs. Note: See Order Guide Supplemental Reference for further details on GVWR.</i>	\$1,155.00
Wheels & Tires		
TGK	Tires: 225/70R19.5G BSW Traction (TGK) <i>Includes 4 traction tires on the rear and 2 traction tires on the front. Not recommended for over the road applications; could incur irregular front tire wear and/or NVH.</i>	\$215.00

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.

Prepared for:
 CITY OF NEWTON FALLS
 Prepared by: GREG BEULE
 02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

As Configured Vehicle (cont'd)

Code	Description	MSRP
64Z	Wheels: 19.5" x 6" Argent Painted Steel <i>Hub covers/center ornaments not included.</i>	Included
Seats & Seat Trim		
A	HD Vinyl 40/20/40 Split Bench Seat <i>Includes center armrest, cupholder, storage, 2-way adjustable driver/passenger headrests and driver's side manual lumbar.</i>	Included
Other Options		
PAINT	Monotone Paint Application	STD
145WB	145" Wheelbase	STD
STDRD	Radio: AM/FM Stereo w/MP3 Player <i>Includes 4 speakers.</i> <i>Includes:</i> - SYNC 4 Communications & Entertainment System: <i>Includes enhanced voice recognition, 911 Assist, 8" LCD center stack screen, AppLink, 1 smart-charging USB port and trailer brake controller.</i>	Included
473	Snow Plow Prep Package <i>Includes pre-selected springs (see order guide supplemental reference for springs/FGAWR of specific vehicle configurations). Note 1: Restrictions apply; see supplemental reference or body builders layout book for details. Note 2: Also allows for the attachment of a winch. Note 3: Highly recommended to add (86M) dual battery on 7.3L gas engine. Adding (67B) 410 amp dual alternators for diesel engine is highly recommended for max power output.</i> <i>Includes:</i> - 350 Amp Dual Alternators <i>Includes 190 Amp + 160 Amp.</i>	\$250.00
535	High Capacity Trailer Tow Package <i>Includes trailer brake wiring kit. Increases GCW from 32,500 lbs. to 40,000 lbs. Note: Salesperson's Portfolio or Trailer Towing Guide should be consulted for specific trailer towing or camper limits and corresponding required equipment, axle ratios and model availability. See Supplemental Reference for vehicle height consideration.</i>	\$580.00
41H	Engine Block Heater	\$100.00
41P	Transfer Case Skid Plates	\$100.00
86M	Dual 68 AH/65 AGM Battery	Included
67A	350 Amp Dual Alternators <i>Includes 190 Amp + 160 Amp.</i>	Included
18B	Platform Running Boards	\$320.00

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.

Prepared for:
 CITY OF NEWTON FALLS
 Prepared by: GREG BEULE
 02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

As Configured Vehicle (cont'd)

Code	Description	MSRP
59H	Center High-Mounted Stop Lamp (CHMSL)	N/C
872	Rear View Camera & Prep Kit <i>Pre-installed content includes cab wiring and frame wiring to the rear most cross member. Upfitters kit includes camera with mounting bracket, 20' jumper wire and camera mounting/aiming instructions.</i>	\$415.00
76C	Exterior Backup Alarm (Pre-Installed)	\$175.00

Fleet Options

D9D	Built: Ohio Plant	N/C
312	Ship-Thru: National Fleet Services	\$0.00
FLADCR	Fleet Advertising Credit	\$0.00
WARANT	Fleet Customer Powertrain Limited Warranty	N/C

Requires valid FIN code.

Ford is increasing the 5-year 60,000-mile limited powertrain warranty to 5-years, 100,000 miles. Only Fleet purchasers with a valid Fleet Identification Number (FIN code) will receive the extended warranty. When the sale is entered into the sales reporting system with a sales type fleet along with a valid FIN code, the warranty extension will automatically be added to the vehicle. The extension will stay with the vehicle even if it is subsequently sold to a non-fleet customer before the expiration. This extension applies to both gas and diesel powertrains. Dealers can check for the warranty extension on eligible fleet vehicles in OASIS. Please refer to the Warranty and Policy Manual section 3.13.00 Gas Engine Commercial Warranty. This change will also be reflected in the printed Warranty Guided distributed with the purchase of every new vehicle.

Emissions

425	50-State Emissions System	STD
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Exterior Color

Z1_01	Oxford White	N/C
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Interior Color

AS_03	Medium Dark Slate w/HD Vinyl 40/20/40 Split Bench Seat	N/C
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SUBTOTAL		\$70,450.00
Destination Charge		\$1,995.00
TOTAL		\$72,445.00

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.

Prepared for:
CITY OF NEWTON FALLS
Prepared by: GREG BEULE
02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

Warranty

Standard Warranty

Basic Warranty

Basic warranty 36 months/36,000 miles

Powertrain Warranty

Powertrain warranty 60 months/60,000 miles

Corrosion Perforation

Corrosion perforation warranty 60 months/unlimited

Roadside Assistance Warranty

Roadside warranty 60 months/60,000 miles

Additional Warranty

Diesel Engine Warranty

Diesel engine warranty 60 months/100,000 miles

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.

Prepared for:
CITY OF NEWTON FALLS
Prepared by: GREG BEULE
02/15/2024



Sarchione Ford of Alliance | 2480 West State Street Alliance Ohio | 446013592

2024 F-550 Chassis 4x4 SD Regular Cab 145" WB DRW XL (F5H)

Price Level: 420 | Quote ID: NEWTON

Pricing Summary - Single Vehicle

	MSRP
<i>Vehicle Pricing</i>	\$72,445.00
Subtotal	\$72,445.00

Pre-Tax Adjustments

Code	Description	MSRP
794	STATE DISCOUNT INCLUDED IN PRICING	\$0.00
<i>OHIO STATE DISCOUNT</i>		
Subtotal		\$72,445.00

Post-Tax Adjustments

Code	Description	MSRP
3	doc/ title/ lic fees	\$250.00
2	TEMP TAG / REGISTRATION	\$35.00
Subtotal		\$72,730.00
Total		\$72,730.00

Customer Signature

Acceptance Date

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.



Quality Truck Body
4440 Simon Road
Youngstown OH 44512

QUOTE

Phone: (330) 788-7087

Quote ID: Q11126

Fax: (330) 788-9850

Quote Date: 10/2/2023

www.qualitytruckbody.com

Quote Valid Until: 11/1/2023

Page 1 of 3

Customer: CITY OF NEWTON FALLS

Newton Twp. Trustee's

4410 Newton Bailey Rd

Po Box 298

Newton Falls, OH 44444

Contact:

Phone: 1 (330) 872-0003

Fax:

Salesperson: Chad Smithberger

STOCK# CA09073

EQUIPMENT TO BE SUPPLIED & INSTALLED BY QUALITY TRUCK BODY, INC.

FORCE AMERICA FORCE ONE HYD SYSTEM

***** AIR FLO DUMP *****

MANUFACTURER:

AIR-FLO S/N: 21572

MODEL: PCS

PRO-CLASS 9' x 7' DUMP BODY. STAINLESS STEEL

FEATURES:

- * 304 STAINLESS STEEL SIDES
- * FLOOR IS 2 PIECE 304 STAINLESS
- * 17" HIGH SIDES
- * 23" HIGH TAILGATE WITH "QUICK-LATCH
- * 1/2 CAB SHIELD
- * UNDERBODY SUBFRAME SCISSORS TYPE HOIST.
ATTACHED TO CENTRAL SYSTEM POWER UP/ DOWN
HOIST 11 TON RATED CAPACITY COMBINED WEIGHT OF THE
BODY AND "LIQUID" LEVEL LOAD.
- * IN-CAB PUSH BUTTON CONTROLS FORCE 5150EX CONTROLER
- * STROBES OVAL (LED) IN FRONT CAB SHEILD AND REAR CORNER
POST OF DUMP. TOTAL OF SIX LED GREEN/AMBER
- * USE CHASSIS TAILLIGHTS IN REAR
- * TOOL BOX INSTALLED 18X18X30" ALUM HEAVY DUTY
- * POLY FENDERS INSTALLED ON REAR TIRES/WITH FLAPS
- * LED SPREADER LIGHT (2)
- * 1/2" HITCH PLATE W/D-RINGS AND 7 WAY PLUG
BOLT ON PINTLE 2-5/6" BALL COMBO
- * LADDER ADJUSTABLE PASSENGER SIDE STAINLESS

HYD SYSTEM FORCE AMERICA FORCE ONE PACKAGE

S/N: 20302-E-012

- CHELSEA PTO/PUMP COMBO
- FORCE ONE SYSTEM COMPLETE FOR SNOW AND ICE APPLICATIONS
- 20 GPM @ 3000PSI OPERATING PRESSURE
- 12 GALLON TANK ENCLOSED VALVE WITH IN TANK FILTER AND PRESURE GAUGE
- MONOBLOCK VALVES WITH DEUTSCH WEATHER TIGHT CONNECTIONS
- PROPORTIONAL SPREADER VALVE
HAS PRE-WET FUNCTIONS AND MANUAL MODES FOR SPREADER
- 4 WAY DOUBLE ACTING HOIST VALVE WITH POWER BEYOND
- CONTROLER IS THE 5150ex OPERATES THE DUMP AND SPREADER
FULL LED DISPLAY, PUSH BUTTON CONTROLS
- ALL HOSES TO BE A JIC TO THE TANK AND VALVE



Quality Truck Body
4440 Simon Road
Youngstown OH 44512

QUOTE

Quote ID: Q11126

Quote Date: 10/2/2023

Quote Valid Until: 11/1/2023

Phone: (330) 788-7087

Fax: (330) 788-9850

www.qualitytruckbody.com

Page 2 of 3

- COMPLETE PACKAGE FOR ONETON TRUCKS

***** WESTERN PLOW *****

S/N BLADE: 19061310833076901

S/N UNIT: 20051810713475700-3

Manufacturer:	WESTERN PRODUCTS
Model:	ULTRAMOUNT PRO PLUS 9.0'
Blade Width & Height:	9' X 31-1/2" ROLL-ACTION
Vertical Ribs:	(8) EIGHT
Trip Springs:	(4) FOUR
Shock Absorber Feature:	(2) TWO, TO CUSHION TRIPPING ACTION.
Torsion Tube:	UNIQUE TORSION TUBE CONSTRUCTION PROVIDES EXCEPTIONAL TORSIONAL STRENGTH AND RIGIDITY TO ELIMINATE BLADE TWISTING OFTEN SEEN IN SEVERE USE.
Tubular Quadrant:	HEAVY DUTY IS BUILT TO WITHSTAND SEASON AFTER SEASON OF COMMERCIAL USE.
Pivot Point:	MASSIVE PIVOT POINT WITH 1" DIAMETER PIVOT BOLT TO EASE NOSE PLATE STRESS.
Angling Rams:	1-1/2" X 12"
A-Frame:	RUCTION IS 3" SQUARE TUBING FOR INCREASED STRENGTH.
Cutting Edge:	REVERSIBLE 1/2" X 6" HIGH CARBON STEEL C1080 ATTACHED WITH (10) TEN GRAE CARRIAGE BOLTS.
Plow Stands:	(2) TWO SELF-STORING AND ADJUSTABLE INTERGRATED INTO THE PLOW ATTACHMENT MECHANISM.
Isolation Module:	NEW ADVANCED SNOWPLOW LIGHTING AND ELECTRICAL SYSTEM POWERED DIRECTLY FROM THE BATTERY, ISOLATING THE SNOWPLOW CONTROL FROM THE VEHICLE'S SENSITIVE ELECTRONIC SYSTEM.
Head Lamps:	WESTERN ***NEW*** LED HEADLIGHTS WUTH HEATER HAS SIDE SPOT LIGHT BUILT IN STANDARD.
Blade Guides:	LIFT & POWER ANGLING.
Functions:	12 VOLT SOLENOID CONTROL FLOSTAT HYDRAULIC SYSTEM.
Power Kit:	ELECTRIC SOLINOID CONTROL. (SPECIFY JOY-STICK OR CAB COMMAND)
Controls:	TWO FULL ROTATION HEIGHT ADJUSTABLE, AUSTEMPERED DUCTILE IRON SHOES.
Disc Shoes:	RED POWDER COATED ULTRAFINISH.
Exterior Finish:	WESTERN RUBBER DEFLECTOR INSTALLED
DEFLECTOR:	COMPLETE AND READY FOR OPERATION
INSTALLATION:	

***** SALT DOGG SPREADER *****

BUYERS 9420SSA
STAINLESS STEEL TAILGATE SPREADER
CENTER DISCHARGE



Quality Truck Body
4440 Simon Road
Youngstown OH 44512

Phone: (330) 788-7087

Fax: (330) 788-9850

www.qualitytruckbody.com

QUOTE

Quote ID: Q11126

Quote Date: 10/2/2023

Quote Valid Until: 11/1/2023

Page 3 of 3

304 SS
 ADJUSTABLE FEED
 CLEAN OUT TRAY ON BOTTOM
 18" POLY SPINNER
 STAINLESS STEEL CONNECTIONS QUICK COUPLERS

THANK YOU FOR YOUR CONSIDERATION AND WE HOPE TO BE FAVORED WITH AN ORDER SOON.

SINCERELY,
 QUALITY TRUCK BODY, INC.

CHAD A. SMITHBERGER
 PRESIDENT

Sub Total:	\$59,998.00
Discount:	\$0.00
Sales Tax:	\$0.00
Grand Total:	\$59,998.00

Customer must fill out the information below before the order can be processed...

Accepted by:	
Date:	
P.O. Number:	

* Terms are Due Upon Receipt unless prior credit arrangements are made at the time of order.

* Please note if chassis is furnished, it is as a convenience and terms are Net Due on Receipt of Chassis.

*Effective 8/1/2022, there will be a 3% surcharge on the total amount for all credit card transactions.

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-20
SPONSOR: Councilpersons Rufener, Stimpert, Axiotis

**AN ORDINANCE AMENDING SECTIONS 121.01(e) OF THE CODIFIED
ORDINANCES RELATING TO THE TIME REQUIRED FOR PUBLIC NOTICE OF
SPECIAL COUNCIL MEETINGS**

WHEREAS, Council desires to amend Sections 121.01(e) of the Codified Ordinances relating to the time required for public notice of Special Council Meetings in order to make the language of this section conform to Article III, Section 7. SPECIAL MEETINGS of the Charter.

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

SECTION 1. That Sections 121.01(e) of the Village Administrative Code is 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 ___TH DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

121.01 MEETINGS.

(e) Special Meetings. Special meetings may be called by the Mayor, Vice-President of Council or any two members of Council. There shall be given at least ~~twenty-four~~ seventy-two hours notice in writing of such special meeting, served personally on each member of Council or at his usual place of residence. Such notice shall state the subject or subjects to be considered at the meeting and no other subject shall be considered.

REFERENCE ONLY
Newton Falls Charter
Article III

SECTION 7. SPECIAL MEETINGS.

The Mayor, Vice President of Council or any two members of Council may call special meetings. There shall be given at least **seventy-two** hours notice in writing of such special meeting, served personally on each member of Council or at his usual place of residence. The specific purpose stated by the notification can only be considered at such meeting. (Amended November 4, 2003)

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-21
SPONSOR: Councilpersons Rufener, Stimpert, Axiotis

**AN ORDINANCE AMENDING SECTIONS 121.03(m) OF THE CODIFIED
ORDINANCES RELATING TO PUBLIC AND CLOSING COMMENTS AT
EMERGENCY COUNCIL MEETINGS**

WHEREAS, Council desires to amend Sections 121.03(m) of the Codified Ordinances relating to the order of business for emergency meetings to make the language of this section conform to ARTICLE III, SECTION 25. PUBLIC AND CLOSING COMMENTS paragraph c. of the Newton Falls Charter.

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

SECTION 1. That Sections 121.03(m) of the Village Administrative Code is 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 _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director

121.03 MEETINGS.

(m) Order of Business for Emergency Meetings. The agenda for each Emergency Council meeting shall include.

- (1) Call to Order
 - (2) Pledge of Allegiance
 - (3) Invocation or Moment of Silence
 - (4) Roll Call
 - (5) Public Comments (limited to those items as identified on the agenda)
 - (6) Unfinished/New Business (As identified in Emergency Meeting Agenda)
 - (7) Motion to recess to Executive Session (if necessary)
 - (8) Public Comments (limited to those items as identified on the agenda)
 - (9) Motion to adjourn
-

REFERENCE

**Newton Falls Charter
Article III**

SECTION 25. PUBLIC AND CLOSING COMMENTS.

c. Emergency Council Meetings. At Emergency Council Meetings, prior to the time Council votes on any agenda item, members of the public in attendance shall have up to three minutes for Public Comments on any items on the agenda.

(Added November 8, 2022.)

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-22
SPONSOR: Councilpersons Rufener, Stimpert, Benetis, Persino

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL OF OHM ADVISORS FOR ENGINEERING SERVICES FOR THE NEWTON FALLS 2024 PAVING PROGRAM

WHEREAS, Orchard, Hiltz & McCliment, Inc., dba OHM Advisors (“OHM”), presently provides engineering services for the Village; and

WHEREAS, pursuant to the parameters of the Village’s engineering services agreement with OHM, OHM has presented a proposal to the Village for the provision of engineering services related to the Newton Falls 2024 Paving Program.

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

SECTION 1. That Council hereby authorizes the City Manager to accept the attached proposal, or a proposal substantially similar thereto, from OHM in the amount of \$53,700 for the provision of engineering services related to the Newton Falls 2024 Paving Program.

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. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety or welfare of the citizens of the Village of Newton Falls to ensure the 2024 Paving Program is instituted and that all grant monies obtained for the project are used in accordance with the funding source guidelines.

SECTION 4. That this Ordinance shall be effective as of the earliest date permitted by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director



March 20, 2024

Village of Newton Falls
Attn: Michael A. Novotny, Interim City Manager
612 West Broad Street
Newton Falls, OH 44444

RE: Newton Falls 2024 Paving Program
Location: Village of Newton Falls
Proposal #23087

Dear Mr. Novotny:

The following scope of services, price proposal, and project schedule which represent our understanding of the project, based upon prior discussions, meetings, and/or additional project information made available at the time of this proposal. Should you have any questions, please let us know.

Proposal Outline

Proposal Outline 1

Project Understanding 2

Scope of Services - Information Gathering Tasks 2

Scope of Services - Design Engineering Tasks 2

Scope of Services - Bidding and Award Tasks 3

Scope of Services - Construction Services Tasks 4

Price Proposal 5

Anticipated Project Schedule 6

Clarifications and Assumptions 6

Client Responsibilities 6

Terms & Conditions 6

Sincerely,
OHM Advisors

Chad M. Lewis, PE
Project Manager
Chad.lewis@ohm-advisors.com
D: 216.865.1345

Tony Burgoyne, PE
Principal
Tony.burgoyne@ohm-advisors.com

Authorization to Proceed

Signature

Date

Printed Name

Title



Project Understanding

The referenced project includes asphalt pavement resurfacing on Church Street, Bane Street, Oak Knoll Street, and on Maple Drive at the intersection with Milton Boulevard.

This proposal includes professional services for pavement cores, design engineering, bidding services and construction administration services in accordance with the scoped tasks described herein.

Scope of Services - Information Gathering Tasks

Task #3 Pavement Cores

- The following services are included in the fee shown:
 - Performance of seven (7) pavement cores
 - Advancement to 18 inches below the pavement base material
 - Identification and evaluation of pavement properties and thickness
 - Identification and evaluation of subbase soil properties
 - Water level readings, if encountered
 - Core photos
 - Constructability cautionary notes, if applicable
 - Summary page of each core
 - This information will be used for follow-on engineering tasks

Scope of Services - Design Engineering Tasks

Task #56 Pre-Design and Field Analysis

- The following services are included in the fee shown:
 - Field visit of the following project locations
 - Church Street from S. Center Street to River Street
 - Bane Street from Ravenna Road to S. Canal Street
 - Oak Knoll Street from Milton Boulevard to Lincoln Avenue
 - Maple Drive at the Milton Boulevard intersection
 - Determine and quantify appropriate rehabilitation measures
 - Manholes, catch basins, and other visible castings
 - Adjustments to grade
 - Reconstructs to grade
 - Pavement
 - ADA detectable warning pads replacement/installation
 - Asphalt partial and full-depth replacement areas
 - Asphalt resurfacing limits
 - Traffic Control
 - Pavement markings
 - Establish design criteria, standards, and specifications
 - Village of Newton Falls codes and ordinances
 - ODOT Location & Design Manuals
 - Develop preliminary cost estimate
 - The engineer will verify scope and cost estimate with the client's expectations



Task #60 Construction Documents

- The following services are included in the fee shown:
 - Preparation of 8.5x11” Construction Plan Exhibits shall be as follows:
 - Location Map
 - Roadway Typical Section
 - General Summary of Work Pay Items
 - Plan View Exhibits
 - Project Details
 - Design will include all details and specifications required for public bidding of a unit price contract, in accordance with industry standards
 - Deliverables:
 - Construction Plan Exhibits to be included in the Bidding Documents

Task #90 Official Engineer’s Project Cost Estimate

- The following services are included in the fee shown:
 - Finalization of estimated quantities for construction
 - Estimate and evaluation of construction costs based on historical unit bid pricing

Scope of Services - Bidding and Award Tasks

Task #151 Bidding and Contract Documents

- The following services are included in the fee shown:
 - Preparation of bid documents including legal advertisement, instructions to bidders, bid forms, contract forms and affidavits, prevailing wage forms, EEO forms, scope of work, schedule, and other Owner forms and requirements to be added to the public bidding process
 - These documents will be 100% complete, ready for bidding of the Public Project
 - Bid books will be made available for purchasing by bidders
 - Contract Documents
 - Upon community legislation to award the construction bid, OHM will prepare (3) three copies of contract documents for execution, bonding, insurance, etc.
 - OHM will prepare the notice of commencement for signature(s)

Task #152 Bid Process, Review, and Award

- The following services are included in the fee shown:
 - Addendums/Clarifications
 - This activity is necessary to provide written explanation to all bidders for any questions regarding the bid documents and plans
 - Depending upon the size and complexity of the project, multiple addendums/clarifications may be required for the project
 - OHM will prepare addendums/clarifications and any necessary supporting documents and distribute to plan holders
 - Post-Bid Activities
 - Evaluation of bids and contractor qualifications
 - Pre-Award Meeting to review all bid items with apparent low bidder
 - Recommendation of Award to the Owner



Scope of Services - Construction Services Tasks

Task #175 Pre-Construction Services

- The following services are included in the fee shown:
 - Obtain signatures on work agreements
 - Pre-construction meeting
 - Coordination with Contractor, Utilities, Safety Forces, Residents, and Businesses
 - Personnel coordination and project schedule
 - Perform materials, suppliers, and shop drawing reviews and communicate revisions/approvals with contractor
 - Review contractual items
 - Distribution of documents/information (meeting records)

Task #176 Construction Services

- The following services are included in the fee shown:
 - Coordination with Contractor, Utilities, Safety Forces, Residents, and Businesses
 - Prepare daily inspection reports
 - Regular progress meetings with contractor
 - Inspection and testing services
 - Response to RFIs (request for information) from contractor
 - Review of pay requests and recommendations for payment
 - Negotiation of Change Orders
 - Prevailing Wage Verification
 - Coordination of Funding Reimbursements
 - Staffing will include the following:
 - Construction Inspector: On-Site during all working hours of construction
 - Field Client Representative: On-site weekly reviews with construction inspector, and Off-Site Coordination via phone with Inspector, Contractors, Owner, and Construction Manager
 - Construction Manager: On-site Reviews as needed/Off-Site Coordination with Inspector, Contractors, and Owner where possible via phone to control costs
 - Construction Engineer: Involved on an as-needed basis to facilitate field decisions and design-related issues.
 - Construction Administrative Assistant: Coordination of all documentation from pre-construction, contracts, pay requests, and close-out documents
 - Typical Weekly Staffing for a 40-hour/week construction project is approximately:
 - Construction Inspector: 40 Hours
 - Field Client Representative 4 Hours
 - Construction Manager: 4 Hours
 - Construction Engineer: 1 Hour
 - Construction Admin: 2 Hours
 - **Total Budget Cost per 40-hour week Project = \$ 6,880**
 - Total Cost is therefore directly related to the time duration of the construction project

Task #177 Post-Construction Services

- The following services are included in the fee shown:
 - Review of final construction with contractor and Owner
 - Preparation, distribution, and approval of final punch list
 - Review of As-Built Drawings
 - Maintenance Bond Coordination



- Lien releases, payments, and final acceptance

Task #178 Additional Construction Services If Authorized

- This task has been included as an “If Authorized” fee in the event that one or more of the following conditions occur:
 - The Contractor’s work schedule exceeds the number of weeks assumed in Price Proposal table
 - The Contractor’s work schedule includes work weeks exceeding 40 hours
 - The Contractor’s work process requires multiple work crews and therefore multiple inspectors on-site simultaneously
 - The Contractor is granted extra time (time extension) to complete the project
 - The Contractor is awarded a change order for additional work or changed work conditions
- If any of the above conditions apply, the Engineer shall document and estimate the total cost to complete the additional inspection services and request authorization/approval from the Owner to cover these costs

Price Proposal

#	<i>Information Gathering Tasks</i>	<i>Fee</i>
Task #3	<i>Pavement Cores</i>	\$ 4,250
	Subtotal =	\$ 4,250
#	<i>Design Engineering Tasks</i>	<i>Fee</i>
Task #56	<i>Pre-Design and Field Analysis</i>	\$ 4,500
Task #60	<i>Construction Documents</i>	\$ 4,500
Task #90	<i>Official Engineer’s Project Cost Estimate</i>	\$ 1,250
	Subtotal =	\$10,250
#	<i>Bidding and Award Tasks</i>	<i>Fee</i>
Task #151	<i>Bidding and Contract Documents</i>	\$ 4,000
Task #152	<i>Bid Process, Review, and Award</i>	\$ 4,000
	Subtotal =	\$ 8,000
#	<i>Construction Services Tasks</i>	<i>Fee</i>
Task #175	<i>Pre-Construction Services</i>	\$ 1,840
Task #176	<i>Construction Services</i>	\$ 27,520*
Task #177	<i>Post-Construction Services</i>	\$ 1,840
Task #178	<i>Additional Construction Services (If Authorized)</i>	TBD
	Subtotal =	\$ 31,200
	Grand Total =	\$ 53,700



*Proposed fee based on four (4) weeks of full time inspection services (40 hours per week). Additional fee will be needed for services beyond this duration, as explained in Task #178.

Compensation

The fee proposal above shall be completed on a lump sum basis.

Anticipated Project Schedule*

Information Gathering Tasks: April – May 2024

Design Engineering Tasks: May – June 2024

Bidding & Award Tasks: June – July 2024

Construction Services Tasks: August – October 2024

*Schedule assumes authorization to proceed on April 3, 2024

Clarifications and Assumptions

- Our Proposal was prepared based on the following assumptions:
 - If additional labor effort or change in schedule is required beyond described herein, OHM Advisors will negotiate an amendment with the Village of Newton Falls. OHM Advisors will not proceed with additional services without written authorization to proceed from the Village of Newton Falls.
 - Meetings shall be conducted in accordance with the Scope of Services as described herein. Additional meetings, not described within our Scope of Services, shall be considered additional services and will be billed on an hourly basis under the Additional As-Needed Services Allowance upon agreement with the Village of Newton Falls.

Client Responsibilities

- Village of Newton Falls will provide a single point of contact to OHM Advisors who is knowledgeable about the project needs and desired outcomes.
- Village of Newton Falls will provide the following, if available, to assist us with the project: (prior as-builts and existing plans, plat maps, site surveys indicating site boundaries, existing topography, access to structures, easements and utility line information, utility availability, building information, etc.)

Terms & Conditions

The Terms and Conditions contained in the Annual Engineering contract per ordinance number 2022-55 shall also apply to this contract.

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-23
SPONSOR: Councilpersons Rufener, Stimpert, Benetis, Persino

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL OF POLLARD LAND SERVICES FOR EMERGENCY SEWER REPLACEMENT INSTALLATION SERVICES FOR WEST RIVER ROAD

WHEREAS, sewer line issues have been persistent for the residents of West River Road from 2250 West River Road to Spencer Street; and

WHEREAS, those sewer line issues have affected the residences of that area and are regarded by the Village as consistently problematic causing persistent backup and flooding into the basements of residents; and

WHEREAS, the Village has spent a significant amount of time and resources the past few years to manage the issues, but have been unable to correct the issues; and

WHEREAS, due to the amount of work the Village has performed on this issue, the Village understands that there are multiple issues with the sewer line to be replaced with a larger line that meets current standards.

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

SECTION 1. That Council hereby authorizes the City Manager to accept the attached proposal from Pollard Land Services who is the current contractor installing the Scott Street Sewer Project and who has the supplies and equipment on-site to perform the work for a cost that is not to exceed the amount stated in the proposal.

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. This Ordinance is hereby declared to be an emergency measure necessary for the immediate health, safety or welfare of the citizens of the Village of Newton Falls who are affected by this ineffective sanitary sewer line.

SECTION 4. That this Ordinance shall be effective as of the earliest date permitted by law.

ORDINANCE NO: 2024-23
PAGE 2

PASSED IN COUNCIL THIS _____ DAY OF _____, 2024.

David Hanson, Mayor

Attest:

Michael Acomb, Clerk of Council

Approved as to Legal Form.

Jeff Limbian, Law Director



Pollard Land Services, Inc.
8150 Franklin Road
Girard, PA 16417

Proposal

DATE	NUMBER
4/8/2024	2714
Job Number	

Customer Name / Address
NEWTON FALLS WWTP ATTN MIKE NOVOTNY

DESCRIPTION	QTY	COST	UOM	TOTAL
WEST RIVER AND SPENCER EMERGENCY SEWER REPLACEMENT INSTALL APPROX 165LF OF 8" GRAVITY SEWER FROM THE NEW MANHOLE ON THE WEST SIDE OF RIVER HEADING NORTH. INSTALL 3 WYES AND TIE IN EXISTING LATERALS TO THE NEW SEWER MAIN. INSTALL A LAMPHOLE AND A CASTING AT THE END OF THE SEWER. ALL DISTURBED AREAS TO BE RESTORED IN KIND.	1	24,056.00	LS	24,056.00

TOTAL	\$24,056.00
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