



NEWTON FALLS CITY COUNCIL
REGULAR MEETING AGENDA
 Wednesday, May 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
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**
- 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**
 - Emergency Meeting Minutes March 28, 2024
 - Regular Meeting Minutes April 17, 2024
- IX. Public Hearings**
 - 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

X. Unfinished 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

XI. New Business

ORDINANCE 2024-24 *Sponsors: Councilpersons Rufener, Axiotis*
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 2024-25 *Sponsors: Councilpersons Rufener, Axiotis*
AN EMERGENCY ORDINANCE APPROVING THE EXECUTION OF A PURCHASE
ORDER TO ACLARA TECHNOLOGIES LLC FOR THE ANNUAL MAINTENANCE FEE
FOR SOFTWARE THAT BENEFITS THE UTILITY DEPARTMENTS

ORDINANCE 2024-26 *Sponsors: Councilpersons Rufener, Axiotis*
AN ORDINANCE APPROVING THE EXECUTION OF A PURCHASE ORDER TO
ACLARA TECHNOLOGIES LLC FOR THE ANNUAL MAINTENANCE FEE FOR
SOFTWARE THAT BENEFITS THE UTILITY DEPARTMENTS

ORDINANCE 2024-27 *Sponsors: Councilpersons Stimpert, Axiotis*
AN EMERGENCY ORDINANCE ESTABLISHING A MORATORIUM ON THE
ISSUANCE OF BUILDING PERMITS AND/OR CERTIFICATES OF OCCUPANCY FOR
ANY BUILDING, STRUCTURE, USE, OR CHANGE OF USE THAT WOULD ENABLE
THE CULTIVATION, PROCESSING OR RETAIL SALE OF RECREATIONAL
MARIJUANA

MOTION

Sponsors: Councilpersons Rufener, Stimpert, Persino

A Motion authorizing the City Manager to donate \$500.00 to the Eagle Creek Conservation Club to go towards stocking the community pond for the 2024 Annual Youth Fishing Derby to be held on June 2nd, 2024.

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
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
REGULAR MEETING MINUTES
 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**
 Vice President of Council Stimpert called the meeting to order at 6:01pm.
- II. **Pledge of Allegiance / Silent Prayer**
- III. **Roll Call**
 Ms. Stimpert asked Mr. Acomb to call the roll.
 Council Present: Councilperson Benetis, Councilperson Axiotis, Councilperson Persino, Councilperson Rufener, Councilperson Stimpert.
 Council Absent: Mayor Hanson
 Staff Present: Interim City Manager Novotny, Clerk Acomb, Finance Director Housley, Law Director Limbian.
 Staff Absent: None.
- IV. **Changes To Tonight's Agenda**
 Mr. Rufener made a motion to excuse Mayor Hanson from the meeting due to illness.
 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.
- V. **Special Presentations by Staff Members or Invited Consultants**
 Mr. Housley – Presentation of the Finance Department 2023 Year-End Report
 Mr. Housley summarized from a prepared statement/report. (Enclosed). Mr. Housley requested a future time for presentations on the Enterprise Fund and the associated notes. No questions were asked by Council. Council excused Mr. Housley from the meeting.
- VI. **Public Comments (Agenda Items Only)**
 No public comments.
- VII. **Reports**
 - a. Mayor

- b. Council Members
 - i. Ward 1 – No report.
 - ii. Ward 2 – He attended the solar eclipse event and it was great!
 - iii. Ward 3 – April 22 is Clean Up Day. She stated that the Senior Pantry is running low and encouraged all to donate.
 - iv. Ward 4 – No report.
 - v. At-Large – A Fire Board meeting was last night, and the First Street property is still for sale. They are looking for creative ways to ensure proper coverage of the joint district given low staffing levels.
- c. Finance Director – No report.
- d. Law Director – He is now working at the prosecutor and the transition has been challenging. He is surprised by the level of domestic violence and child abuse cases; but they are being taken seriously.
- e. Interim City Manager – Mr. Novotny read a prepared report (Enclosed). Also, new handrails have been installed on the stairs in Council Chambers. An official flag retirement ceremony will be held on May 25.

VIII. Approval of Previous Minutes

Mr. Rufener asked Mr. Limbian to comment on the meeting minutes for March 28, 2024 and the subsequent meeting on April 1, 2024. He supports that a be note made at the end of the meeting minutes to explain the situation with the invalidated votes. It was recommend that action take on those minutes wait until those minutes' time in the agenda.

Special Meeting Minutes February 25, 2024

Ms. Stimpert called for a motion to approve the Special Meeting Minutes of February 25, 2024. Moved by Mr. Rufener. He noted that there is typo in the agenda. The meeting minutes are actually for January 25, 2024. The submitted meeting minutes are accurately titled. 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 minutes were approved.

Emergency Meeting Minutes March 28, 2024

Ms. Stimpert called for a motion to approve the Emergency Meeting Minutes March 28, 2024. Mr. Rufener made a motion to table the minutes until the next meeting to allow for the law director to assist the clerk to write a statement on the minutes that explains the situation with the invalidated votes. 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 minutes were tabled until the next regular meeting.

Emergency Meeting Minutes April 1, 2024

Ms. Stimpert called for a motion to approve the Emergency Meeting Minutes April 1, 2024. 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 minutes were approved.

Regular Meeting Minutes April 3, 2024

Ms. Stimpert called for a motion to approve the Regular Meeting Minutes April 3, 2024.
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 minutes were approved.

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

No public comments.

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

Julie Lemon – 609 Ridge Road

She stated that the Charter states that the Clerk of Council and the City Clerk are supposed to be the same person. She urged Council to combine the positions to comply with the Charter.

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

No public records

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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She 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 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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She 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 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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She 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-yes; Mr. Rufener-yes; Ms. Stimpert-yes. The ordinance was adopted 5-0. Final Reading.

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 BODY FOR USE BY THE MAINTENANCE DEPARTMENT

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She called for a motion to adopt the ordinance. Moved by Mr. Axiotis. Seconded by Mr. Rufener.

Mr. Axiotis asked Mr. Novotny to present his rationale for the request. This truck will replace the 1993 International listed on the disposal list. He stated repair history on that truck shows a pattern of expensive repairs, most recently nearly \$10,000. It will take two months to receive the new truck. Mr. Rufner stated that the Superintendents are doing a great job taking care of the equipment and forecasting replacements. This was planned out for the budget well in advance. The recommendation to replace comes when the expense for maintenance and upkeep outweighs its value.

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 2024-20

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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She called for a motion to adopt the ordinance. Moved by Mr. Rufener. Seconded by Mr. Axiotis.

Mr. Rufener explained this ordinance as “housekeeping” item whereas the Charter and the Administrative Code does not match. This ensures consistency and gives deference to the Charter.

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 2024-21 *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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She called for a motion to adopt the ordinance. Moved by Mr. Axiotis. Seconded by Mr. Rufener.

Mr. Rufener explained that this ordinance will add public comments to the agenda template for emergency meetings ensuring consistency between the Charter and the Administrative Code. This discrepancy caused the problem with March 28, 2024 Emergency Meeting.

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 2024-22 *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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She made a motion to adopt the ordinance. Seconded by Mr. Axiotis.

Ms. Stimpert asked Mr. Novotny to speak to the emergency. He explained that the grant funding was received last year for this project and this portion of the project should have been approved in November or December, 2023 and was delayed when the 2024 Budget approval was delayed. This is for design work so that the funding isn't lost. The project needs to be started by July 1, 2024.

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.

Ms. Stimpert asked Mr. Acomb to read the ordinance by title a second time. She made a motion to adopt the ordinance. Seconded by Mr. Rufener.

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. Final Reading.

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

Ms. Stimpert asked Mr. Acomb to read the ordinance by title. She made a motion to adopt the ordinance. Seconded by Ms. Persino.

A tornado warning was heard causing a brief interruption. Mr. Rufener asked Mr. Novotny to explain. Mr. Novotny explained the location and stated that an old 6-

inch line needs to be replaced with a new 8-inch line. Recently, a suspected collapse has occurred and has caused flooding in the basements of residents. 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.

Ms. Stimpert asked Mr. Acomb to read the ordinance by title a second time. She made a motion to adopt the ordinance. Seconded by Mr. Rufener.

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. Final Reading.

XII. Public Comments

A member of the public advised Council to seek shelter as announced by 27 News.

Mr. Rufener made a motion to recess due to the tornado sirens. Seconded by Ms. Stimpert.

No discussion.

Roll Call Vote: Mr. Axiotis-yes; Ms. Benetis-yes; Ms. Persino-yes; Mr. Rufener-yes; Ms. Stimpert-yes. A recess began at 6:45 pm. Council and the public left Council Chambers to seek shelter

Council and the public re-entered Council Chambers at 7:02 pm. Mr. Axiotis made a motion to resume the meeting. 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 meeting resumed at 7:03 pm.

Denny Cottrill – 16 Grant Street

He is a member of the planning and zoning commission. He spoke about concerns with marijuana facilities coming to Newton Falls. He urged Council to act and prevent this from happening as soon as possible.

Julie Lemon – 609 Ridge Road

She thanked the community for the turnout at the solar eclipse. She knows that people from other states were in the community with their families. She encouraged Council to continue to be inquisitive and appreciates their due diligence on Village matters.

Rick Kerlin – 1009 Woodglen

He stated the law director permitted Heritage Accord to have the lease back and wondered when the legislature decided that or discussed it with Council. He stated belief that Heritage Accord should start paying their insurance. When will that happen? He expressed disappointment in Council for allegedly discussing this situation round-robin. He wished to know why the Village is carrying insurance for the community center and wished, again, to know who gave the law director the authority to act on the lease.

XIII. Closing Remarks

a. Council Members

i. Ward 1 – No remarks.

- ii. Ward 2 – He spoke about the DHSS. He stated that it was an advisory committee and was no longer necessary. He spoke with a few petitioners who signed the referendum. He alleged that some of them stated that they were told they were signing a petition to save the Community Center, which, if true, was dishonest on the part of the circulator. Council, regardless, gets to decide if it wants to spend money on the community center.
- iii. Ward 3 – No remarks.
- iv. Ward 4 – No remarks.
- b. Law Director – No remarks.
- c. City Manager – No remarks

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

Ms. Stimpert called for a motion to enter executive session. No motion was made.

XV. Adjournment

Ms. Stimpert 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 7:11 pm.

APPROVED:

David Hanson, Mayor

ATTEST:

Michael Acomb, Clerk of Council



FINANCE DEPARTMENT

SEAN HOUSLEY ✦ INTERIM FINANCE DIRECTOR

330 872-0806 ✦ financedirector@newtonfallsoh.gov

612 West Broad Street ✦ Newton Falls, OH 44444

April 17, 2024

Honorable Mayor David Hanson and Council,

RE: Executive Summary, 2023 Regulatory Basis Financial Statements – All Governmental Funds

Ohio law (ORC 117.38) requires the Village to file an annual financial report with the Auditor of State by 60 days following fiscal year-end. This report was filed on Wednesday, February 28th.

The following discussion is on our Combined Statement of Receipts, Disbursements, and Changes in Fund Balances - All Governmental Fund Types (page 1).

The General “Governmental” activity on this Regulatory Basis report represents more than just the General Fund (100) activity. It’s a compilation of 9 Funds 100, 101, 216, 221, 510, 706, 707, 709, 711 identified on the Statement of Cash position. (Note, fund 221 is the Income tax fund).

Total General Fund Cash receipts increased \$664,423 (28%). Municipal Income Tax, Intergovernmental Revenue and Earning on investments represent \$492,445 of this increase or 74%.

To break this down, the General fund income taxes increased \$135,190, which could be due to a number of things, including our delinquent filer letter campaigns, utility newsletters, and taxpayer informational content (posted to our webpage). It’s too early to gauge if this is the beginning of a trend.

Intergovernmental revenue increased \$101,476 due to Grants received for Gas Station Cleanup and Kayak/Canoe Launch. Earnings on investments increased \$255,779 due primarily to the U.S. Federal Reserve implementation of interest rate hikes.

		2023 General	2022 General	GF Change
Cash Receipts				
Property and Other Local Taxes	10%	\$ 297,816	\$ 285,535	\$ 12,281
Municipal Income Tax	38%	1,156,901	1,021,711	\$ 135,190
Intergovernmental	7%	225,804	124,328	\$ 101,476
Charges for Services	13%	405,186	366,238	\$ 38,948
Fines, Licenses and Permits	19%	582,143	541,540	\$ 40,603
Earnings on Investments	7%	213,783	(41,996)	\$ 255,779
Miscellaneous	5%	161,436	81,290	\$ 80,146
<i>Total Cash Receipts</i>		3,043,069	2,378,646	664,423 28%

The Charges for Services are primarily Refuse Consumer Charges. Fines, Licenses & Permits are primarily Court collections.

Total Cash Disbursements were \$2,467,301. Of these total disbursements, Fund 100 “General Fund” expenditures represented (87%) or \$2,137,255. Of this amount, Police, Mayor, Council, Administration and the Munit Court made up 77%. The changes by department are summarized below:

To Summarize the General Fund (100 only) Expenditures:				
Department:	2023		2022	GF
	General (100)	2023	General (100)	Change
Police & Police Support	710,853	33%	527,539	183,313
Fire	75,228	4%	72,962	2,266
Zoning	67,709	3%	84,557	(16,849)
Mayor, Council, Administration	302,325	14%	367,979	(65,654)
Muni Court	639,324	30%	623,264	16,060
Buildings & Grounds	224,545	11%	207,697	16,848
Transfers, Advances, Other	117,271	5%	(37,704)	154,976
	2,137,255	100%	1,846,295	290,960

The above 2023 General Fund (fund 100 on the SOC) increase in Police expenditures of \$183,313 was due primarily to 2022 police expenditures reclassified to the ARPA of \$236,211.

The Special Revenue (200 series on the SOC), excluding those funds mentioned in the General Governmental discussion (above) and adding funds 504, 708 and 710 is primarily made up of the Street Construction fund (201) and Court Activities Funds (including 222 and 223) funds.

The Capital Projects (400 series on the SOC) is primarily the capital improvement fund (400) principal and interest related activity.

Sincerely,

Sean M. Housley, CPA
Finance Director, Village of Newton Falls



OFFICE OF THE CITY MANAGER

Michael A. Novotny

City Manager Report

April 16, 2024

The letter was drafted and sent to Faces Lounge giving the city's support of their fundraiser that they presented at the last council meeting.

The eclipse event went well with a good turnout and a beautiful day for the event. There were a lot of people uptown as well and a good number of people around the city park for the event. There were no issues with the road closure or reopening after the event.

The Maintenance Department had an employee turn in his two-week notice. His last day will be April 19th. Have worked with Rich Coss & Justin Frendek to get a job posting together and publicized. There is a full time Laborer position open in the Maintenance Department applications can be picked up at city hall. The Maintenance Department will not be hiring any part time summer help this year.

The Scott Street Project is progressing. The weather has not been very cooperative, but they are making progress. With ball season here everyone is going to have to be patient with parking in and around the ball fields. We are making sure that all areas available for parking will be usable. The area by the big softball field where the contractor has their area fenced in and where the large piles of gravel stacked is off limits to park. This is for safety! The contractor works 10-14 hours a day 4 days a week and during their work hours there is constantly heavy equipment and heavy trucks entering and exiting this area. This is a huge project for the city as well as the township and we all will have to work through and be patient with the inconveniences that come with it. It is for one summer season only.

Friday night the Electric Department was out all night and most of the day Saturday due to the storms that passed through the area. They had a total of 6 separate outages effecting 224 total customers that they had to make repairs and restore power. They worked non stop through the night to restore the power. Great job guys.

Congratulations to Matt Evans & Larry Batovsky on completing their lineman training. They are now both Journeyman Lineman.

Finally, we had a meeting with owner and project manager for Dunkin Donuts on April 16th. The utilities were discussed as was the annexation. They are in the process of getting their final plans finished up and approved and will then be applying for permits. The annexation field work should be done this week and within a short period of time will be ready to submit to the county. We should be seeing construction started in the very near future.

Sincerely,

Michael A. Novotny

Michael A. Novotny
Interim City Manager
Village of Newton Falls

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;

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

Table of Contents

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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> <ul style="list-style-type: none"> - 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> <ul style="list-style-type: none"> - 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>	Included
	<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>	
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>	\$250.00
	<i>Includes:</i> - 350 Amp Dual Alternators <i>Includes 190 Amp + 160 Amp.</i>	
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

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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 (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
-----	---------------------------	-----

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
-------	---	-----

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

OHIO STATE DISCOUNT

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 _____ 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.: 2024-24
SPONSOR: Councilpersons Rufener, Axiotis

**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/or expenditures that originated after the most recent Certificate of Resources was issued; and

WHEREAS, the appropriation amendments authorizes 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. 2024-24
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
204 PARK AND RECREATION/ Parks only					
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					
Personal Services	Legal Level		-	-	-
Other Operations	Legal Level		-	1,000.00	1,000.00
204	Total:		-	1,000.00	1,000.00
501 WATER OPERATING					
Personal Services	Legal Level		529,010.65	529,010.65	-
Other Operations	Legal Level		905,137.88	918,179.88	13,042.00
501	Total (Water Operating):		1,434,148.53	1,447,190.53	13,042.00
501 WATER DISTRIBUTION					
Personal Services	Legal Level		504,967.37	504,967.37	-
Other Operations	Legal Level		448,905.49	461,947.49	13,042.00
501	Total (Water Distribution):		953,872.86	966,914.86	13,042.00
502 SEWER OPERATING					
Personal Services	Legal Level		600,945.03	600,945.03	-
Other Operations	Legal Level		3,476,528.52	3,502,612.52	26,084.00
502	Total:		4,077,473.55	4,103,557.55	26,084.00
503 ELECTRIC OPERATING					
Personal Services	Legal Level		724,601.22	724,601.22	-
Other Operations	Legal Level		5,475,230.24	5,501,314.24	26,084.00
503	Total:		6,199,831.46	6,225,915.46	26,084.00
514 UTILITY OFFICE					
Personal Services	Legal Level		158,857.89	158,857.89	-
Other Operations	Legal Level		102,017.03	180,269.03	78,252.00
514	Total:		260,874.92	339,126.92	78,252.00
Grand Total:			21,183,847.70	21,341,351.70	157,504.00

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-25
SPONSOR: Councilpersons Rufener, Axiotis

AN EMERGENCY ORDINANCE APPROVING THE EXECUTION OF A PURCHASE ORDER TO ACLARA TECHNOLOGIES LLC FOR THE ANNUAL MAINTENANCE FEE FOR SOFTWARE THAT BENEFITS THE UTILITY DEPARTMENTS

WHEREAS, the Village Utility Billing, Water Distribution, and Electric Departments utilize software provided by Aclara Technologies LLC that manages the monitoring, billing, and collection functions of smart meters; and

WHEREAS, Aclara Technologies LLC submitted invoice number 23102130 RI to the Village on June 12, 2023 for the maintenance fees due for the billing period June, 2023 – May, 2024 and the payment due for that invoice is significantly past due; and

WHEREAS; the execution of a purchase order has been requested by the Finance Department and is necessary for the Finance Director to pay the aforementioned invoice.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Newton Falls, Ohio:

SECTION 1. The execution of purchase order 2024000335, attached hereto as Exhibit A, to Aclara Technologies LLC for payment of invoice number 23102130, attached hereto as Exhibit B, in the amount of \$39,125.42 is hereby approved.

SECTION 2. The Finance Director is hereby authorized to pay Aclara Technologies LLC a total amount of \$39,125.42 as indicated in Exhibit B.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, welfare, and safety of the residents of the Village because the invoice is past due and must be paid to ensure that the software continues to be available and usable without interruption to the function of the Utility Billing, Water Distribution, and Electric Departments. Therefore, this Ordinance shall take immediate effect upon its passage, pursuant to Newton Falls Charter Article III, Section 21.

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

ORDINANCE NO. 2024-25
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



VILLAGE OF NEWTON FALLS

612 W. BROAD STREET
NEWTON FALLS, OHIO 44444
PHONE (330) 872-0806
FAX (330) 872-1065

PURCHASE ORDER

2024000335

SHIP TO

UTILITY OFFICE
CITY OF NEWTON FALLS

419 N CENTER ST
NEWTON FALLS OH

VENDOR

ACLARA
ACLARA TECHNOLOGIES LLC
P.O. BOX 207514
DALLAS TX 75320-7514

PURCHASE ORDER DATE 04/17/24 CONTRACT NO.

TERMS:

MAIL INVOICE DUPLICATE:
By shipping the goods below or by acknowledging receipt of this order or by performing the work below you agree to the terms and conditions of sale which appear on the face. Any different or additional terms your acceptance of this offer are hereby objected to.

Table with 5 columns: Item ID, Description, Quantity, Unit Price, Total Price. Row 1: 001 23-24 SOFTWARE MAINT. FEE, 514-5510-52316, .00, 39125.42. Bottom row: PLEASE NOTE: THE PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES... TOTAL AMOUNT NOT TO EXCEED 39125.42

I hereby certify that the amount required to meet the obligation created by this instrument has been lawfully appropriated for such purposes in the treasury or in the process of collection to the credit of the processed fund, free from any previous encumbrances.

DIRECTOR OF FINANCE

DATE



Aclara™

INVOICE

Aclara Technologies, LLC
 77 West Port Plaza, Suite 500
 St. Louis, MO 63146
 www.Aclara.com
 314-895-6400

INVOICE DATE: 6/12/2023
 INVOICE NO: 23102130 RI
 DUE DATE: 7/12/2023

Sold To: The City of Newton Falls Light and Power
 52 East Church Street
 349305 Newton Falls , OH 44444

Ship To: The City of Newton Falls Light and Power
 52 East Church Street
 349306 Newton Falls , OH 44444

CUSTOMER	DESCRIPTION	ACCOUNT OWNER	PAYMENT TERMS
349305	HOSTING AND MAINTENANCE	Larry Rygiel	Net 30 Days-

ACLARA			SUPPORT					
CONTRACT #	LINE #	PO/REF #	DESCRIPTION	FREQUENCY	LEVEL	BILLING PERIOD	AMOUNT	TAX
8424	4.000	MAINT RENEWAL	AO ASP FEE JUN'23-MAY'24 AO-UHE-Host ASP	Annual	PREMIER	June 2023 - May 2024	35,474.25	N
8424	5.000	MAINT RENEWAL	MTU MOBILE PRGR JUN'23-MAY24 MTU Mobile Programmer ASP	Annual	PREMIER	June 2023 - May 2024	879.17	N
8424	6.000	MAINT RENEWAL	AWN ASP FEE JUN'23-MAY24 NS AWN-1GB Annual RF	Annual	PREMIER	June 2023 - May 2024	2,772.00	N

Amount Invoiced 39,125.42
 Tax Rate .000 %
INVOICE TOTAL USD 39,125.42

Please send invoices to Andrea Perkovich at utilityoffic@ci.newtonfalls.oh.us

*OK
4-15-24
mm*

REMIT TO: ACLARA TECHNOLOGIES LLC
 PO BOX 207514
 DALLAS , TX 75320-7514

PAGE: 1 of 1

REQUISITION FOR PURCHASE ORDER

Date 4/17/2024 No. 335

Order Form Aclara

Deliver To _____

Verbal Order Placed
SEND CONFIRMATION

Original Order

Ship Via _____ Date Wanted _____

QUANTITY	ARTICLE	PRICE	UNIT
	Software Annual Maint fee 23-24		39125.42
	(Electric Water & Sewer Benefit from Software Maintenance Agreement)		

CHARGE TO 514 5510 52316 Order No. _____ A/C No. _____

P.O. NO _____ Date _____ SIGNED _____

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-26
SPONSOR: Councilpersons Rufener, Axiotis

AN ORDINANCE APPROVING THE EXECUTION OF A PURCHASE ORDER TO ACLARA TECHNOLOGIES LLC FOR THE ANNUAL MAINTENANCE FEE FOR SOFTWARE THAT BENEFITS THE UTILITY DEPARTMENTS.

WHEREAS, the Village Utility Billing, Water Distribution, and Electric Departments utilize software provided by Aclara Technologies LLC that manages the monitoring, billing, and collection functions of smart meters; and

WHEREAS, the software maintenance fees for the billing period June, 2024 – May, 2025 are due to Aclara Technologies LLC; and

WHEREAS; the execution of a purchase order has been requested by the Finance Department and is necessary for the Finance Director to pay the aforementioned invoice.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Newton Falls, Ohio:

SECTION 1. The execution of purchase order 2024000336, attached hereto as Exhibit A, to Aclara Technologies LLC for payment of software maintenance fees for the billing period June, 2024 – May, 2025 in the amount of \$39,125.42 is hereby approved.

SECTION 2. The Finance Director is hereby authorized to pay Aclara Technologies LLC a total amount of \$39,125.42.

SECTION 3. 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



VILLAGE OF NEWTON FALLS

612 W. BROAD STREET
NEWTON FALLS, OHIO 44444
PHONE (330) 872-0806
FAX (330) 872-1065

PURCHASE ORDER

2024000336

SHIP TO

UTILITY OFFICE
CITY OF NEWTON FALLS

419 N CENTER ST
NEWTON FALLS OH

VENDOR

ACLARA
ACLARA TECHNOLOGIES LLC
P.O. BOX 207514
DALLAS TX 75320-7514

PURCHASE ORDER DATE 04/17/24 CONTRACT NO.

TERMS:

MAIL INVOICE DUPLICATE:
By shipping the goods below or by acknowledging receipt of this order or by performing the work below you agree to the terms and conditions of sale which appear on the face. Any different or additional terms your acceptance of this offer are hereby objected to.

001	24-25 SOFTWARE MAINT. FEE	514-5510-52316			.00	39125.42	
PLEASE NOTE: THE PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKAGES, PACKING SLIPS, SHIPPING PAPERS AND ALL CORRESPONDENCE. ALL PURCHASES EXEMPT FROM STATE AND FEDERAL EXCISE TAXES.						TOTAL AMOUNT NOT TO EXCEED	39125.42

I hereby certify that the amount required to meet the obligation created by this instrument has been lawfully appropriated for such purposes in the treasury or in the process of collection to the credit of the processed fund, free from any previous encumbrances.

DIRECTOR OF FINANCE

DATE

REQUISITION FOR PURCHASE ORDER

Date 4/17/2024 No. 336

Order Form Aclara

Deliver To _____

Verbal Order Placed
SEND CONFIRMATION

Original Order

Ship Via _____ Date Wanted _____

QUANTITY	ARTICLE	PRICE	UNIT
	Software Annual Maintenance fee 24-25		39125.42
	(Electric Water & sewer Benefit from Software Maintenance Agreement)		

CHARGE TO 514-5510 52316 Order No. _____ A/C No. _____

P.O. NO _____ Date _____ SIGNED _____

VILLAGE OF NEWTON FALLS, OHIO
ORDINANCE NO.: 2024-27
SPONSOR: Councilpersons Stimpert, Axiotis

**AN EMERGENCY ORDINANCE ESTABLISHING A MORATORIUM ON THE
ISSUANCE OF BUILDING PERMITS AND/OR CERTIFICATES OF OCCUPANCY
FOR ANY BUILDING, STRUCTURE, USE, OR CHANGE OF USE THAT WOULD
ENABLE THE CULTIVATION, PROCESSING OR RETAIL SALE OF
RECREATIONAL MARIJUANA**

WHEREAS, Village Council recognizes the need for the Village of Newton Falls to address the fact that on November 7, 2023, the electorate of the State of Ohio adopted Issue 2 enacting Ohio Revised Code Chapter 3780 wherein the cultivation, processing, sale, purchase, possession, home grow and use of recreational marijuana by adults over the age of 21 is permitted.

WHEREAS, Village Council recognizes that pursuant to the Ohio Constitution and Ohio Revised Code, municipalities have the power to enact planning and zoning laws that are for the health, safety, welfare, comfort and peace of the citizens of the municipality, including restricting areas used for businesses and trades.

WHEREAS, Village Council recognizes that Chapter 3780 authorizes the legislative authority of a municipality to, by ordinance, prohibit or limit the number of Adult Use Cannabis Operators, which include cultivators, processors and dispensaries, permitted within the municipal corporation.

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

SECTION 1. That a moratorium on the issuance of building permits and/or certificates of occupancy for any building, structure, use or change of use that would enable the cultivation, processing or retail sale of recreational marijuana is hereby established from the effective date of this ordinance to allow the City Administration, Council and Planning and Zoning Commissions an opportunity to consider possible amendments to the Newton Falls Zoning Code subject to the Ohio Revised Code.

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.

ORDINANCE 2024-27
PAGE TWO

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 continue the Property and Liability Insurance coverage for Village of Newton Falls operations.

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