

CITY OF CANAL FULTON

August 24, 2004

SPECIAL COUNCIL MEETING

Mrs. Zahirsky called the August 24, 2004 Special City Council meeting to order at 6:30 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

CALLING OF THE ROLL

Present: Linda Zahirsky, Nellie Cihon, Michael Mouse, Diane Downing, Victor Colaianni, Bob Szanto, and Marge Loretto

CITIZENS' COMMENTS ON AGENDA MATTERS - None.

SECOND READINGS

Ordinance 24-04: An Ordinance Establishing a New Rate of Pay and Title for the Police Department Clerk/Typist by Amending Section 5 of Ordinance 8-04.

Discussion: Bob Szanto pulled the original ordinance for this issue and proposed amending Ordinance 24-04 to make it retroactive to July 1, 2004, since that is the effective date of the original ordinance. Mrs. Loretto will check with the Law Director to see if it is possible to amend the ordinance.

Ordinance 25-04: An Ordinance Providing that a Violation of Section 921.05 Entitled Connection to City Water Supply Shall be Treated as a Fourth Degree Misdemeanor.

NEW BUSINESS – None

OLD BUSINESS – None

OTHER BUSINESS – None

EXECUTIVE SESSION

Mr. Szanto made a motion that Council adjourn the regular portion of the meeting to go into Executive Session for the purpose of discussing pending contract negotiations, and that they may take legislative action as a result of that this evening. He requested members of Council and the City Manager attend that meeting; seconded by Mr. Colaianni. **ROLL CALL: Yes – ALL**

REGULAR SESSION RECONVENED

Mr. Szanto made a motion to reconvene the regular portion of the Special City Council meeting of August 24, 2004. During Executive Session they discussed matters that were pertaining to pending labor contract issues, and Council made no decisions during that Executive Session; seconded by Mr. Colaianni. **ROLL CALL: Yes – ALL**

Mrs. Cihon made a motion that Council hire Attorney Gary Johnson or his law firm; seconded by Mr. Mouse.

Discussion: Mr. Szanto discussed travel time charges; an hour back and forth to Cleveland, saying that every time Council talks to Mr. Johnson, it is going to cost the City a couple of hundred dollars. Mrs. Zahirsky's concern with Attorney Johnson was, in talking to the people on both sides of the issue and Summit County Children's Services Board - particularly Summit County Council members, they said they would not hire him to do any negotiation, and they don't even prefer that his law firm be involved. Mrs. Zahirsky went on to say that when you have that kind of recommendation by two different Summit County councilmen, she could never vote for him. Mr. Colaianni's opposing opinion was that four municipalities were contacted by him, and although there was one concern with regard to Mr. Johnson's law firm, there was really nothing negative relative to his representation that came up when he asked pointed questions.

ROLL CALL: Yes – 2 (Mr. Mouse, Mr. Colaianni) No – 4 (Mr. Szanto, Mrs. Cihon, Mrs. Downing, Mrs. Zahirsky)

Mrs. Cihon made a motion that Council hire Attorney Bob Tscholl as their attorney to represent them for negotiations; seconded by Mrs. Downing.

Discussion: Mrs. Downing clarified the reason she was voting for Attorney Tscholl, saying that she thought "he made the best of a bad situation with the first set," and she feels that if Council gives him "full rein" from the beginning to the end, she would truly like to see what he can do, since they already know what he is capable of "up to a point." She said, "We know him; he lives closer."

ROLL CALL: Yes – 4 (Mr. Szanto, Mrs. Cihon, Mrs. Downing, Mrs. Zahirsky) No – 2 (Mr. Mouse, Mr. Colaianni)

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Mr. Colaianni made a motion that Council sets a Special City Council meeting for Tuesday, August 31, 2004 at 6:30 PM, for the purpose of meeting with Attorney Bob Tscholl for contract negotiation purposes, pending his availability; seconded by Mrs. Cihon.

Discussion: Mr. Szanto stated for the record - so that people would know - that the majority of that meeting will be conducted in Executive Session, along with any other business Council deems necessary.

ROLL CALL: Yes - ALL

ADJOURNMENT

Mr. Colaianni made a motion to adjourn; meeting was adjourned.

Patricia A. Schauwecker, Clerk of Council

Linda Zahirsky, Council President