

BOARD OF CONTROL MEETING MINUTES July 24, 2006

TIME: 5:00 p.m. in the Safety/Administration Building, Council Chambers

PRESENT: Joseph Kernan, Mayor
Claude Collins, Administrative Officer
John Moss, Director of Finance
Michael Zita, President of Council

ALSO

PRESENT: Jeff Pritchard, Directory of Planning and Community Development

ABSENT: James Price, Vice-President of Council

The Board of Control convened for a meeting at 5:03p.m. on July 24, 2006 in the Safety/Administration Building, Council Chambers. James Price has been excused from this meeting. Mayor Kernan called the meeting to order.

CONSIDERATION OF MINUTES:

Mayor Kernan presented the Board of Control meeting minutes of **Monday, July 10, 2006**, as written. Mr. Moss motioned to accept the minutes as presented, Mr. Zita seconded.

ROLL CALL	YEA VOTES:	Mr. Moss, Mr. Zita, Mr. Collins, Mayor Kernan
	NAY VOTES:	None

Motion passed with a vote of 4-0.

NEW BUSINESS:

Agenda Item #1: *Mr. Pritchard would like Board of Control approval to enter into an agreement with the Floyd Brown Group to perform a Wolf Creek/Pigeon Creek Feasibility Study. Cost not to exceed \$20,000. (Capital Land and Improvements, Feasibility Study, 410-7023-57482)*

Mr. Pritchard stated this reimbursement grant was awarded 1-1/2 years ago. This study will cover the entire Greenway Corridor trails from Fairlawn down to the Ohio Greenway Corridor concourse. Once this study is put together, the project will then be eligible to apply for money from AMATS. Wolf Creek/Pigeon Creek is considered a high priority greenway and other entities will be involved in this study.

Mr. Collins motioned to enter into the agreement with Floyd Browne Group, which was seconded by Mr. Moss.

ROLL CALL	YEA VOTES:	Mr. Collins, Mr. Moss, Mr. Zita, Mayor Kernan
	NAY VOTES:	None

Motion passed with a vote of 4-0.

Agenda Item #2: *Mr. Moss would like Board of Control approval to pay LifeForce Management the 3rd and 4th quarter EMS billing for year 2006. Cost not to exceed \$8,000. (EMS Collection Fees 109-5210-54451)*

LifeForce Management performs our EMS billing and collection, charging 7% of what they take in.

Mr. Moss stated he doubled the 3rd quarter cost to obtain the estimated \$8,000 for both quarters. Mr. Moss expressed concern over the "cost not to exceed" language in the agenda item title, asking why we use this format? He stated that as this payment is charged on a percentage basis, depending on the activity, the cost could exceed \$8,000 and we would have to bring this issue back before the BOC. He was informed the "cost not to exceed" language has been used traditionally. Mr. Collins stated he believes that if the costs did exceed \$8,000, it is only right to have to bring it back to this Board.

Mr. Collins motioned to approve paying LifeForce Management the 3rd and 4th quarter, which was seconded by Mr. Zita.

ROLL CALL	YEA VOTES:	Mr. Collins, Mr. Zita, Mr. Moss, Mayor Kernan
	NAY VOTES:	None

Motion passed with a vote of 4-0.

Agenda Item #3: *Mr. Moss would like Board of Control approval to pay this year's Court operating costs to Barberton Municipal Court. Original budget: \$5,100. Supplemental: \$267.58. Cost not to exceed \$5,367.58. (Muni Court Barberton 001-0700-54482)*

Mr. Moss explained this expenditure is the court costs we pay to Barberton Municipal Court, which handles cases above the jurisdiction of the Mayor's Court, but below the jurisdiction of the County Court. Each year either we pay Barberton Muni for performing this service, or Barberton Muni sends us the court costs they have collected for us. The amounts in both transactions are generally the same. He has an issue as to how we have received and then paid out this cost. Apparently, when we receive the money, we put it into a restricted use special account and when we pay it out, we deduct the cost from the General Fund. He feels that when the money is received, we should be putting it into the General Fund as it is eventually paid out from there. He cannot legally transfer money out of this special fund to the General Fund without Council's approval. It was decided to pay this expenditure this year as has been done in the past and correct this situation during next year's budget approval process.

Mr. Moss motioned to approve the Barberton Municipal Court costs for this year from the General Fund, which was seconded by Mr. Zita.

ROLL CALL	YEA VOTES:	Mr. Collins, Mr. Moss, Mr. Zita, Mayor Kernan
	NAY VOTES:	None

Motion passed with a vote of 4-0.

NEW BUSINESS: None

There being no further business, the meeting was adjourned at 5:32 p.m.

Joseph M. Kernan, Mayor

John Moss, Finance Director

/amc

cc: Board Members
 Council Members
 Clerk of Council

file

DRAFT