

BOARD OF CONTROL MEETING MINUTES
August 21, 2006

TIME: 6:00 p.m. in the Safety/Administration Building, Council Chambers

PRESENT: Claude Collins, Administrative Officer
John Moss, Director of Finance
Michael Zita, President of Council
James Price, Vice-President of Council

ALSO

PRESENT: Ted Weinsheimer, Superintendent of Public Service

ABSENT: Joseph Kernan, Mayor

The Board of Control convened for a meeting at 6:05p.m. on August 21, 2006 in the Safety/ Administration Building, Council Chambers. Mayor Kernan was excused from this meeting. Mr. Collins called the meeting to order.

CONSIDERATION OF MINUTES:

Mr. Collins presented the Board of Control meeting minutes of **Monday, July 24, 2006**, as written. Mr. Moss motioned to accept the minutes as presented, Mr. Zita seconded. Mr. Price abstained as he did not attend this meeting.

ROLL CALL YEA VOTES: Mr. Moss, Mr. Zita, Mr. Collins

NAY VOTES: None

ABSTAIN: Mr. Price

Motion passed with a vote of 3-0.

NEW BUSINESS:

Agenda Item #1: *Mr. Weinsheimer would like Board of Control approval to enter into an agreement with **J.D. Striping** to perform the **2006 road striping** at a cost of **\$21,787.26**. (Permissive Tax, Maintenance and Repairs, 104-4300-54430)*

Mr. Weinsheimer stated he received three proposals for this annual project. **J.D. Striping** came in with the lowest bid. We have used J.D. Striping the last two years and they did good work. He referred to the map provided to the Board Members, indicating the orange highlighted areas were the projected areas to be striped. This work will be done at night when traffic is low. Mr. Zita questioned if we could do some of this striping in-house. Mr. Weinsheimer stated it would take longer and be cost prohibitive in labor hours, equipment and supplies.

Mr. Moss motioned to enter into the agreement with **J.D. Striping**, which was seconded by Mr. Price.

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

Motion passed with a vote of 4-0.

Agenda Item #2: *Mr. Weinsheimer would like Board of Control approval to enter into an agreement with **Strawser Inc.** to perform the **2006 Crack Sealing program** at a cost of **\$6,600.** (Permissive Tax, Maintenance and Repairs, 104-4300-54430)*

Mr. Weinsheimer stated he received three proposals for this project. **Strawser Inc.** came in with the lowest bid. He referred to the map provided to the Board Members indicating the pink highlighted area as the projected area to be crack sealed (Clark-Mill Rd. from Barber Rd. to Norton Ave.).

Mr. Moss motioned to enter into the agreement with **Strawser Inc.**, which was seconded by Mr. Price.

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

Motion passed with a vote of 4-0.

Agenda Item #3: *Mr. Weinsheimer would like Board of Control approval to enter into an agreement with **Metal Building Maintenance Corp** to perform exterior **maintenance on the Community Center** at a cost of **\$9,100.** (Community Center, Repair and Maintenance Facility, 117-6200-55559)*

Mr. Weinsheimer explained this is general maintenance needed for the Community Center. The scope of work will be to replace all the downspouts and gutters, and to replace any damaged wood underneath the gutter areas. This maintenance cost has been built into the 2006 budget.

Mr. Zita motioned to enter into the agreement with **Metal Building Maintenance Corp.**, which was seconded by Mr. Moss.

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

Motion passed with a vote of 4-0.

Agenda Item #4: *Mr. Weinsheimer would like Board of Control approval to enter into an agreement with **Minute Men Staffing** to provide temporary staffing to **perform late summer and fall Service Department needs.** Cost not to exceed **\$15,000.** (Parks Department, Labor PS Part Time, 001-0810-51181)*

Mr. Weinsheimer explained that \$15,000 is budgeted to hire seasonal part-time laborers to perform the extra workload that occurs during the summer / fall months. This year, due to the uncertainty of the labor negotiations, he did not utilize the hiring of part-time summer labor. Now he finds that there is a backload of catch up work that needs performed. He believes the best solution would be to use a temporary agency, as he needs them. The

utilization of temporary hired labor through a service will cost less than if he had hired seasonal temporary employees. There would be no hires, benefits, pensions, etc. expended on this type of staffing.

Mr. Zita motioned to enter into the agreement with **Minute Men Staffing**, which was seconded by Mr. Moss.

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

Motion passed with a vote of 4-0.

Agenda Item #5: *Mr. Collins requests Board of Control approval for **potential liability insurance deductible costs** of up to **\$25,000** for legal representation costs in the civil suit in the US District Court (Akron) case of **Michele Housley v. City of Norton, et al.** (Fire Department members). (Funding - TBD)*

Mr. Collins explained that part-time Fire Department employee Michele Housley, was fired over a year ago for insubordination over assigned work hours. She filed a sexual harassment-discrimination complaint through the Ohio Civil Rights Commission and after her complaint was investigated, they were dismissed. In April, she filed her case as a Civil Suit through the Federal District Court. In regards to this matter, our liability insurer representative has contacted Mr. Collins to inform him that our potential liability deductible to hear this case is up to \$25,000. Mr. Moss indicated that there is no funding set aside to cover this type of potential insurance deductible costs. He suggests either to find budget money not being used to cover this, or to go to Council. Mr. Zita suggested encumbering this amount from the General Fund and if it were not needed, then it would not be spent. Mr. Collins assured the Board that there would be some costs relating to this case, but they were unknown at this time..

Mr. Moss motioned to approve encumbering the potential liability insurance deductible costs as presented, which was seconded by Mr. Price.

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

Motion passed with a vote of 4-0.

NEW BUSINESS: None

There being no further business, the meeting was adjourned at 6:40 p.m.

Claude Collins, Administrative Officer

John Moss, Finance Director

/amc

cc: Board Members
Council Members
Clerk of Council

file