

Amherst City Council met in a Special Session under full compliance of State Law with President Dietrich opening the meeting at 7:00 P.M. and calling the roll call: Mr. Janik, Mr. Goodell, Mr. Van Treuren, Mrs. Wasilk, Mr. Winiarski-absent, Mr. Dembinski, Mr. Miller. Also present were Mayor Costilow, Safety/Service Director Jeffreys, Auditor Kukucka, Treasurer Ramsey, Law Director Pecora, Building Inspector David Macartney and a member of the Press. Mr. Van Treuren motioned to excuse Mr. Winiarski as he had a letter on file. Seconded by Mr. Goodell. Voice vote 6-0 to excuse Mr. Winiarski.

The Prayer was invoked by Chaplin Wasilk, who also thanked Linda Turley (who has submitted a letter of resignation) for her years of service and wished her well on next journey; she also thanked Olga Sivinski who has returned to serve the City.

This was followed by the pledge to the Flag led by Sergeant at Arms Dembinski.

Letter of resignation of Council Clerk Linda Turley: Mr. Dietrich read the letter from Mrs. Turley, thanking Council for allowing her to serve for the last 5 ½ years, and that she is resigning due to taking a full time job. Mrs. Wasilk motioned to accept the resignation of Mrs. Turley. Seconded by Mr. Dembinski. Voice vote 6-0 to accept.

Appointment of new Clerk of Council: Mrs. Wasilk motioned to appoint Olga Sivinski to the position of Clerk of Council. Seconded by Mr. Dembinski. Mr. Pecora noted that in his conversation with Mr. Loughman, the re-appointment is proper but the correct procedure is to make the appointment a temporary appointment, for a 60 day period, with a Public Hearing to be held no later than 15 days prior to the 60 days to give public notice of this appointment to allow for any discussion. Mr. Dembinski withdrew his second, Mrs. Wasilk withdrew her motion. Mrs. Wasilk motioned to appoint Olga Sivinski to the position of Clerk of Council as a temporary position and to assume current salary and benefits for the next sixty days. Roll call vote 6-0 to appoint Olga Sivinski temporary Council Clerk.

Mrs. Walk motioned to publish a "Notice of Intent" regarding the appointment of Mrs. Sivinski to the position of temporary Clerk of Council and that a public hearing is to occur at least 15 days prior to that time prior to the permanent appointment. Seconded by Mr. Goodell. Roll call vote 6-0 publish notice and conduct a public hearing.

Consent Agenda: The Clerk read the Consent Agenda. Mr. Van Treuren motioned to accept the Consent Agenda as read. Seconded by Mr. Miller. Roll call vote 6-0 to accept the Consent Agenda.

Acknowledgement of the public pertaining to items on the agenda: Mr. Miller also thanked Mrs. Turley for all her efforts in the last 5 ½ years. She did a great job and served the City well. He also thanked Mrs. Sivinski for returning and welcomed her back.

ORDINANCES AND RESOLUTIONS FIRST READING:

- (a) An ordinance amending Amherst Codified Ordinance Chapter 903. (A-17-29)

Mr. Goodell motioned to pass this on to its second reading. Seconded by Mr. Dembinski. Roll call vote 6-0 to pass to second.

- (b) An ordinance amending Amherst Codified Ordinance part thirteen-Building Code, title One-Standards, establishing new standards by adopting a new chapter 1301 and by amendments to Chapters 1303, 1305, 1307, 1309, 1311, 1313, and 1315. (A-17-30)

Mr. Goodell motioned to pass this on to its second reading. Seconded by Mr. Dembinski. Roll call vote 6-0 to pass to second.

- (c) An ordinance amending Amherst Codified Ordinance Chapter 919. (A-17-31)

Mr. Miller motioned to pass this on to its second reading. Seconded by Mr. Janik. Mr. Pecora noted that it has been brought to their attention that we need to amend this as it pertains to 919.03. The Building Department has made a recommendation about a change. It was noted that this could be amended in the second reading. Mr. Pecora read the amendment as it pertains to this section regarding the free street lighting. The Building inspector was present in case anyone had questions. Mr. Miller wished to withdraw his motion as he does not wish to pass this on until he gets something in hand that he can read.

Mr. Pecora provided him with a written document. After reading the information, Mr. Miller agreed that the original motion and second stay in place. Roll call vote 6-0 to pass to second.

- (d) An ordinance amending Amherst Codified Ordinance Chapters 1331, 1336 and 1337. (A-17-32)

Mr. Goodell motioned to pass this on to its second reading. Seconded by Mr. Miller. Roll call vote 6-0 to pass to second.

ORDINANCES AND RESOLUTIONS SECOND READING: None

ORDINANCES AND RESOLUTIONS THIRD READING:

- (a) An ordinance authorizing the increase in appropriations for refunds and reimbursements Account 610-5003-52730. (A-17-22)

Mr. Miller motioned to adopt. Seconded by Mr. Goodell. Roll call vote 6-0 to adopt. Becomes 0-17-25.

Miscellaneous and acknowledgement of the public:

Liquor License transfer – Transfer from Heart of Amherst to NIJU Investments at 979 N. Leavitt Road. Mr. Ramsey said he understands there are some issues with the place of business. He would possibly like to discuss this in Executive Session after speaking with Mr. Pecora. It was agreed that this would be placed on the next Agenda for consideration.

Agenda requests and committee meeting schedules:

A-17-33 Finance Resolution for Tax Budget – due at County by July 20, 2017

Finance June 19, 2017 at 7:00 P. M.

Recycle: Mr. Miller noted there is a change in the pickup days of trash and recycle in Amherst and it will now be on Wednesdays No items for committee meeting.

The remaining Committee Meetings for June 19, 2017 have been cancelled.

Reports of the Administration:

Auditor Kukucka reported the audit by the State is almost completed. The May reports have been completed and distributed.

Treasurer Ramsey: May reports have been completed and distributed. He noted that the reports are being provided to the Morning Journal. He asked the Morning Journal reporter if she has received them, and Ms. Harper acknowledged that she had.

Law Director Pecora: No report

Safety/Service Director Jeffreys: No report

Mayor Costilow: They have opened the bids for our street paving and resurfacing program and three bids were received. One bid came in extremely good and in the city's favor. It was about 20% lower than the others. Because of the way Council was able to pass the street program, in somewhat of a generic fashion, they are able to add 20% more quantity to the program this year. This should be awarded this Friday to Precision Paving Company. Kresge Drive and Elyria avenue should be bid out pretty shortly.

Mr. Miller motioned to accept Reports of the Administration. Seconded by Mr. Dembinski. Voice vote 6-0 to accept.

Acknowledgement of reports of the Auditor and Treasurer: Mrs. Wasilk motioned to acknowledge the Reports of the Auditor and Treasurer. Seconded by Mr. Goodell. Roll call vote 6-0 to acknowledge the reports.

Adjournment: Mr. Miller motioned to adjourn, seconded by Mr. Goodell. Voice vote 6-0 to adjourn. The meeting adjourned at 7:33 P. M.