

**MINUTES OF THE WORK SESSION OF THE COUNCIL OF THE
CITY OF AVON, OHIO HELD MONDAY, MAY 16, 2022
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

PRESENT: Council Members: 1st Ward – Jennifer Demaline; 2nd Ward - Dennis McBride; 3rd Ward -Tony Moore; 4th Ward - Scott Radcliffe; Council-at-Large – Craig Witherspoon; Council-at-Large and Council President – Brian Fischer; Mayor – Bryan Jensen; City Engineer – Ryan Cummins; Planning/Economic Development Coordinator – Pam Fechter; Law Director – John Gasior; Finance Director– William Logan; Safety/Public Service Director – Duane Streator; Clerk of Council – Barbara Brooks

ABSENT: Council-at-Large – Tammy Holtzmeier

The meeting was called to order by Chairman, Council President Brian Fischer.

1. DISCUSSION OF THE CITY'S PROPERTY AND LIABILITY INSURANCE WITH THE ARTHUR J. GALLAGHER & CO. Dave Zastudil, Area Vice President

Mr. Logan advised he asked Mr. Zastudil to come and give Council a brief overview of where the City is with their liability and property insurance. He said the City has been with Gallagher, and Traveler's as a provider, and this is the end of the third year with them. Mr. Logan stated with the market the way that it is lately he thought it would be good to have the City's agent come and talk briefly to Council.

Mr. Zastudil advised he is the Area Vice President for Arthur J. Gallagher & Co. of 3700 Embassy Parkway, Unit 160, Fairlawn. He thanked Council and the Administration for trusting Gallagher and him to broker the City's property fleet line building insurance for the past three years. Mr. Zastudil said in talking with Mr. Logan and Mrs. Raicevich over the years; every year the classic question comes up if this is the right year to shop for insurance. He stated tonight is a good opportunity to let Council know how Gallagher views the insurance market, especially in the public sector, and some challenges that have been facing them over the last few years and where he believes the City's program is currently and where he sees it coming into the end of June.

Mr. Zastudil advised the last three years in general have been very hard on the insurance market as costs have been rising and interest rates are low, so insurance carriers are not earning interest on their money. He said looking at property insurance, the industry has been faced with an influx of storms from Australian wildfires to hurricanes in the southern part of the U.S., to tornadoes and hailstorms. Mr. Zastudil stated in recent years there were some of the largest catastrophic exposure of storms that the industry has seen in quite some time. He advised over the years the insurance market started see some rate increases due to trying to get that cost back. Mr. Zastudil advised when they look at social inflation, it has been a huge issue in our insurance industry along with the litigation costs and attorneys trying to find creative ways of getting money for their clients in a justice system that is a little bit more on the side of the plaintiff over the years. He said the biggest thing that he and Mr. Logan speak about is cyber insurance and there is no question that cyber insurance has been the most talked about insurance topic that they see. Mr. Zastudil stated ransomware and cyber security risks for cities, healthcare industries and financial institutions have been on the rise since 2018 and they continue to be on the rise. He advised they were seeing 40-75% increases in corporations and cities with good controls in place and they were seeing up to 400% increases on corporations and cities that have bad controls. Mr. Zastudil said the cyber market has been challenging and one thing he could tell them about Gallagher is that they have access to all the markets, and they have Gallagher experts who focus only on cyber. He stated they can have great conversations with clients ahead of time to make sure certain protocols are in place so that there are options for renewals.

Mr. Zastudil advised the question they get all the time as he mentioned earlier is if this is the right year to shop the insurance program. He said as they all know, they are seeing slight increases of 4-5% this year and in talking with Mr. Logan and Mrs. Raicevich the rate increase from Traveler's is going to be about a 7.7% and they originally wanted a plus 10%, which is well within what they are seeing in the market surprisingly, and that was negotiated down to 7.7% not including cyber coverage. Mr. Zastudil stated right now the market is down to three carriers that they feel are competitive with the size of a municipality like the City of Avon and that is Houston

Casualty that insured Avon's program until 2019 when Traveler's offered a better overall program. He advised the other is a carrier called Zurich Insurance Group and there used to be a program called Trident Argonaut Insurance, but they basically underpriced their program for a couple of years and that hurt their company. Mr. Zastudil said that is the biggest thing as their trusted advisor that he does not want to get involved with trying to market the program every year to get the lowest price so that an insurance company would buy the City's program and then the next year the City would see 20% increases and then look to him asking what happened. He stated he thinks the most important thing is that if they get an insurance carrier that is a good carrier to work with he firmly believes they should ride that wave as long as they could because in case a catastrophe claim happens the City would have a company that has been with them for at least three years and would go to back for you in the event of a claim and most likely will stay with your account even if a claim occurs. Mr. Zastudil advised anyone in the public sector that is known as a price shopper scares them a little because they have to submit the insurance program into the market year after year and then those insurance underwriters that Gallagher has relationships with were not going to put their best foot forward. He said Gallagher wants to make sure that when it is time to market the account that it is in the best interest of the City and that they think they can get the City the best program.

Mr. Zastudil advised in looking at the market today, they are looking at anywhere between 5-15% increases in a City of this size on average even with good losses, which Avon has good losses. He said with Avon's auto policy there was around \$22,000 - \$23,000 in losses over the past three years; property was approximately \$17,000 and all the other lines have been clean, so the City's loss ratio is excellent, which makes the City a good candidate for an insurance carrier to come in and want to work with the City. Mr. Zastudil stated what Traveler's did in 2019 was put Mr. Logan through a very rigorous process and these companies want to partner with a City they know inside and out. He advised when a carrier really gets to know you then they are going to be a good partner and that is what Traveler's did and they came in very aggressive on pricing. Mr. Zastudil said Traveler's dropped the program \$50,000 in the first year and then the City started to see slow increases after that solely due to being in a very hard insurance market where costs were rising and there were record low interest rates. He stated the timing of Traveler's coming on board and hitting this three-year wall of a hard insurance market, they at Gallagher feel the insurance increases over the year have been on the very low end of what they have seen in the public sector and Gallagher insures quite a bit of municipalities in the State of Ohio. Mr. Zastudil advised it is his recommendation to renew with Traveler's at a 7.7% rate increase and that is rate only and not exposure changes. He said if they went out to market, they could probably find someone to come in and be competitive, but this is not the year that he would recommend doing it. Mr. Zastudil stated if Traveler's came back with a much higher percentage increase, then he would absolutely walk Mr. Logan through the applications from other carriers, but he feels that a 7.7% increase in this economic environment is respectable in the public sector knowing that Traveler's is willing to work with the City and come down 3% from the original 10% increase. He advised they are going to see increases in cyber coverage, but the City has put in place great controls and that allows him to bring more markets to the table and the City is going to be able to have a couple of options in place, but he reiterated that he is expecting increases on the cyber liability renewal, and they are seeing 40-75% increases on good accounts alone.

Mr. Zastudil said every insurance broker is telling their clients that cyber liability coverage is increasing significantly on almost every sector in the insurance world. He stated that is their biggest battle right now keeping up with the market and the multi-factor authentication that has been in place is mandatory now in the public sector whereas 9-10 months ago it was recommended, but not mandatory. Mr. Zastudil advised cyber coverage is going to continue to be a challenge over the next few years and they would be doing their best to make recommendations to the City on what they need to do to upkeep their I.T. Department, but they will continue to make sure it is on their forefront every year. He provided Council with Gallagher's Public Sector Industry Update and said it talks about the overall picture and the biggest reason he would tell them why he thinks a 3% rate increase is on the low end of the spectrum is because construction costs and inflationary items in the market along with labor shortages are driving the costs up. Mr. Zastudil stated if there is a claim on property it is different to rebuild now than it was just a year or two ago. He advised insurance carriers are trying to get price per square foot increased so they can get premium back if there is a loss to property. Mr. Zastudil said with a blanket limit they are always negotiating and trying to get that increase as low as possible since there is a very small chance all their buildings would be lost at once. He reiterated that he believes the 3% is a very good renewal but said it would not be out of the question to look at an appraisal over the next year or two to ensure the property values are accurate and up to date.

Mr. Zastudil advised secondly, the biggest challenges they are seeing in the municipality sector is public officials' liability and auto. He said auto coverage is continuing to increase due to new technologies, distracted drivers, changes in motor vehicle records (MVR) and how companies are hiring drivers. Due to the labor shortage, they are seeing inexperienced drivers adding to that auto rate increase. Mr. Zastudil stated those are the two areas that they would see the biggest rate increase, but Traveler's will be able to give flat renewals on General Liability, an umbrella policy and law enforcement so they are seeing about a 7.7% rate increase on this renewal.

Mr. Logan advised regarding the claims that the City has had in the three years that the City has been with Traveler's, for the most part they have been uninsured drivers damaging City property. He said regarding cyber liability; Mr. Zastudil has done a good job shopping for the best rate for the City and Mr. Jenkins in the City IT Department has been fully involved during this whole process. Mr. Logan clarified the City is not with Traveler's Insurance regarding cyber liability coverage. He stated the City has a million-dollar cyber liability policy and it costs \$13,000 a year right now for the premium and this amount is going to go up. Mr. Logan advised the City is asking Gallagher Insurance to look at a two-million and even a three-million-dollar policy to compare rates, so the Administration is not ready to recommend anything to Council regarding cyber liability just yet.

Mr. Zastudil advised they have had indications from Traveler's that they are cutting capacity to two-million-dollar coverage, and he is trying to find options at three million. He said he has not received anything back yet from BCS, the company that carries the City's liability coverage. Mr. Zastudil stated at Gallagher they have a wholesale division called RPS (Risk Placement Services) and it is a subsidiary of Gallagher, and they have access to all the wholesale markets in cyber coverage and they know the ones to seek for the public sector. Traveler's is the leader in the industry, but they were hit hard, so their rates are going up.

Mr. McBride inquired as to the reason that the City would want to raise their cyber coverage from one million to a two or three-million-dollar coverage. He said if the City is backing up everything, he felt they could just reformat everything and move on if they sustained an attack and not fall victim to extortion from the cyber attackers.

Mr. Logan advised if a three-million-dollar policy does not cost a lot more for coverage than the one-million-dollar policy he would probably recommend Council add the extra coverage. He clarified the City has good controls in place and there have not been any cyber claims, but he would like to see what that next level would cost.

Mr. Zastudil advised at Gallagher they have the data analytics as they are the largest public sector broker in the Country, so they have a great data analytics benchmarking tool that they are able to benchmark similar size districts and municipalities nationally. He said when the benchmarking came back it did recommend a higher limit for cyber, but he agrees it all depends on the comfort level the City feels with the current controls in place, but he added that the biggest concern they see is ransomware.

Mr. Radcliffe asked Mr. Zastudil if he could elaborate regarding cyber liability, if there are things being done that help reduce the City's risk if the City is being asked to pay additional premiums. He understands it is on the forefront right now, but he asked how the insurance companies are helping municipalities best protect themselves from the value that is being given in terms of dollars.

Mr. Zastudil advised Gallagher was going to make sure that the company that they place the City with has the best protection out there as far as coverage. He said Gallagher has a cyber team located in Chicago that solely works on cyber liability and he makes sure when the quotes come that he works with the cyber team to review those policies to ensure it is the best coverage they can get. Mr. Zastudil stated as far as what they can do for the City, a lot of it is just recommendations on protocols and upkeep the City should have in place to satisfy the insurance marketplace. He advised it is important to know the difference between having IT security kept current to be able to be insured, but there are also recommendations that Gallagher can provide. Mr. Zastudil said he has been working with Mr. Logan on what the City should already have in place and what is being talked about in the insurance market and where they think it is going. He stated that is a lot for a City to implement all at once so the most important thing this year was to make sure the City had multi-factor authentication and was working toward a business continuity plan and a recovery plan if an attack or disaster were to occur and there were a couple of things that they feel would be scrutinized moving forward and Gallagher will help to ensure the City is protected there as well.

Mr. Radcliffe inquired if these were all things that Mr. Zastudil and Mr. Logan have worked on with Mr. Jenkins to help improve across all the departments in the City.

Mr. Zastudil advised, yes, this process started eleven months ago as they could see this coming last year. He said as soon as the renewal went through last year the market changed pretty rapidly and they wanted to make sure they were prepared for this renewal, and they have been working together.

Mr. Logan advised he and Mr. Jenkins went over the application questionnaire together each of the last few years. He said the City has network security in place with multi-factor authentication on different pieces of the City's network that he was sure Mr. Jenkins could explain to Council if they wish to know. Mr. Logan felt confident that the City is in good shape and the \$13,000 premium for a million-dollar policy and that premium is increasing, but through no fault of the City's. He stated the City has to carry that policy because if they were hit by ransomware the insurance helps cover that loss.

Mr. Zastudil advised there is a lot that goes into a claim such as forensics and making sure that controls were in place and controlling public opinion making sure the district is protected. He said he is happy to send more information to Council on what the coverages are if there is interest.

Mr. Gasior advised this must be wrapped up by the June 27th Council meeting as the current policy expires July 1st.

Mr. Logan advised he plans to have an Ordinance ready for that first Work Session in June. They may or may not have the cyber policy decided on by that time, but at least they will know the rest of the coverages.

Mr. Gasior advised he was pointing out the timeline because there will be an emergency clause in the legislation and six votes are required to suspend the rules so if anyone on Council planned on taking a vacation to let them know.

Mrs. Demaline commented that she believes this is a good renewal and said she has worked with Traveler's with public sector general liability insurance, and she is in favor of what is being proposed. She thanked Mr. Zastudil for his time tonight.

There was no further discussion.

2. [ORDINANCE NO. 60-22](#) – TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDER'S AGREEMENT FOR FIELDSTONE LANDING SUBDIVISION NO. 1 Planning Referral
Second of Three Readings at the Regular Meeting on Monday, May 23, 2022

Ms. Fechter advised she had no additional comments.

Mr. Gasior pointed out that they are working on getting two sidewalk assessments resolved as part of the closing costs on the sale of the land that will become Fieldstone Landing. He advised Mr. Paull has signed an escrow agreement to ensure that the City is covered with the assessment out of the proceeds of the sale. Mr. Gasior said Mr. Haldi is working with his attorney and the City should be covered there as well, but that is the reason for holding off a bit. He stated it will be the second of three readings next week if that issue is still unresolved or they will be ready to move forward, and he confirmed all the deposits were in.

3. [ORDINANCE NO. 64-22](#) – REAPPROPRIATIONS Mr. Logan

Mr. Logan explained the reappropriations as follows:

General Fund No. 101

See explanation below for the Post Office Lease Fund No. 283.

Total General Fund Re-appropriations	\$511.87
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Special Revenue Funds:

Park Operating Fund No. 250

Increase appropriations \$20,235.75 for dog park supplies. This amount was donated to the City from a resident, and we will pay the vendor for these goods.

Mr. Logan advised Avon resident Matthew Canning made a generous donation to the City for the dog park. He said with the dog park being a new piece of the park he felt a separate line item should be set up and appropriate that money, which is what is being asked here.

Post Office Lease Fund No. 283

Increase appropriations \$10,833.33 for a payment received from the Post Office in April 2019 that was paid in error. The payment in total was \$11,345.20 but we recorded \$511.87 of this into the General Fund at that time. The payment was intended for the City of Avon Lake.

Mr. Logan advised his office had no idea of this until about 2-3 weeks ago when he received a call from the Corporate Post Office in North Carolina, and it happened three years ago. He said there was no explanation given with the payment and it was assumed it was an extra rent payment. Mr. Logan stated it has since been researched and the Post Office is correct that the City received these extra funds, and the City would like to refund that amount.

Stadium Highway Marquee Fund No. 284

Increase appropriations \$34,287.78 for an upgrade to the Stadium sound system.

Mr. Logan advised this item was on a couple of weeks ago and subsequently removed and it is back on for tonight.

Total Special Revenue Fund Re-appropriations	\$65,356.86
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Capital Project Funds:

SR 83 & SR 254 Intersection Improvements Fund No. 415

Increase appropriations \$175,000.00 for design and preliminary engineering relating to this project scheduled for 2023.

Mr. Logan advised this is the safety funded project for the intersection and the City is getting a rather large grant of 80% of the construction costs. He said the engineering costs and design work is the City's responsibility to pay.

Total Capital Project Fund Re-appropriations	\$175,000.00
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Total Re-appropriations All Funds	\$240,868.73
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4. [ORDINANCE NO. 65-22](#) – TO AUTHORIZE THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH TYLER TECHNOLOGIES AND THE LORAIN COUNTY BOARD OF COMMISSIONERS FOR THE INSTALLATION OF UPDATED COMPUTER AIDED DISPATCH (CAD) AND ALL RELATED SOFTWARE AND HARDWARE FOR USE BY THE COUNTY 9-1-1 SYSTEM, AND TO EXECUTE A CRIMINAL JUSTICE INFORMATION EXCHANGE AGREEMENT BETWEEN THE LORAIN COUNTY 9-1-1 AGENCY AND THE AVON FIRE DEPARTMENT

Mr. Streator

Mr. Streator advised this MOU is for the CAD system that the Fire Department uses that the Police Department already uses. He said the County has been implementing this system for several years now and is expanding to include the Fire Department's use of the system which necessitates them going to each community asking for a

Memorandum of Understanding with the Fire Departments along with the Police Departments. Mr. Streator explained that the Criminal Justice portion is because the system is connected, and it is an understanding that the information will not be released.

5. ORDINANCE NO. 66-22 – AMENDING §256.04 OF THE CODIFIED ORDINANCES OF THE CITY TO REVISE THE CLASS SPECIFICATION TO CREATE THE PERMANENT PART-TIME POSITION OF INFORMATION TECHNOLOGY TECHNICIAN Ms. Szlempa

Ms. Szlempa advised that Mr. Jenkins, who is the City's IT Coordinator, is asking for another employee in his department in a part-time capacity but doing the same type of work as what the City's full-time classification specification has for this position currently. She said in summary they are asking to add a part-time IT Technician class spec with the same duties as the current full-time technician.

Mrs. Demaline asked if she could be provided for next week's packet an organizational chart that shows the organization of the City government.

Ms. Szlempa said she would have to get with Mr. Logan on that.

Mr. Logan advised he has one that is in the CAFR each year. He clarified that the chart does not have employee names, or every single position listed, but it does list the departments.

Mrs. Demaline advised she felt that would be helpful to have.

Mayor Jensen explained the reason they are requesting this change is because in the IT Department they use different titles to hire someone for those positions. He advised moving forward they want it to be specifically IT as previously it was listed as a General Clerk.

6. ORDINANCE NO. 67-22 – TO ESTABLISH COMPENSATION FOR THE PERMANENT PART-TIME, UNCLASSIFIED POSITION OF INFORMATION TECHNOLOGY TECHNICIAN FOR THE CITY Ms. Szlempa

Ms. Szlempa advised they wanted to set a pay range that was able to accommodate someone who has more experience or someone who has the potential to learn the skills needed. She said so the range is set at \$16.00 to \$25.00 per hour depending on what the employee would be bringing to the table.

Mrs. Demaline asked if Ms. Szlempa feels that is an attractive pay range for finding a qualified person for this role.

Ms. Szlempa advised considering that the current full-time IT Technician is working within this range they feel they would be able to hire someone within that range especially if they are fresh out of high school or college looking to gain experience in this position.

Mrs. Demaline advised she knows the City is paying some seasonal employees very close to that lower end of this range and she wanted to make sure that the City is being competitive and can attract the right talent especially since we just heard about cyber security which is so very important.

Ms. Szlempa agreed and said that is why the pay range was expanded a little more than normal so the City could offer a prospective employee more if they feel it is warranted.

7. ORDINANCE NO. 68-22 – TO AUTHORIZE THE TRANSFER OF FUNDS RECEIVED FROM THE AMERICAN RESCUE PLAN ACT TO THE CAPITAL IMPROVEMENT FUND NO. 401 AND TO AUTHORIZE EXPENDITURES FROM SAID FUND Mr. Logan

Mr. Logan advised \$1,225,000 of the City's ARPA funds are currently in place and the City will receive another installment of that same amount some time in the next couple of months for a total of \$2,500,000. He said after

seeking advice from the US Treasury and reading notices supplied by the Ohio Municipal League and the Auditor of State's office, he believes the best thing to do for Avon is to take this money and use it for infrastructure projects. Mr. Logan stated it would not be designated to specific projects, but as they come about for roadway, sanitary sewer, water etc. He advised they would like to transfer the funds to this Capital Improvement Fund No. 401 and as it is used for various projects the money will be transferred from that fund with Council's approval into the Capital Project Fund where it would be used. Mr. Logan said as Avon is a City with a population under 50,000 it is known as a non-entitlement unit (NEU) and since the City will receive less than \$10 million the reporting process was simplified and simplified what the money can be used for. He stated that entire amount of money received for Avon could be placed in the General Fund if Council chose to do so and use if for revenue replacement. Mr. Logan advised the City is taking the standard allowance meaning that the City does not have to specify where the money is being used although Council will be approving any fund transfers out of that 401 Fund into whatever Capital Project Fund it might be. He said the only real stipulations are that you cannot use it for pensions, debt service or rainy-day funds. Mr. Logan stated they must use these funds no later than December 31, 2026, and it must be committed by December 31, 2024, but they plan to use it this year and next year on infrastructure related projects.

Mayor Jensen advised most on Council will remember that when Covid first hit, the City stopped some of our infrastructure programs and this will help the City to catch back up somewhat. He said as Mr. Logan explained none of these expenditures will happen without Council's approval so everything they plan will have to come in front of Council just as they would before Covid.

8. [ORDINANCE NO. 69-22](#) – AUTHORIZING AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE PAVEMENT RESURFACING AND ASSOCIATED IMPROVEMENTS ALONG CERTAIN SECTIONS OF STATE ROUTE 83 (CENTER ROAD)

Mr. Cummins

Mr. Cummins advised this is the project he mentioned last week for the resurfacing of State Route 83 from the Winking Lizard to the northern extent of the roundabout project at Mills Road, which is about 500' north of Mills Road. He said this is through the ODOT Urban Paving Program and Council passed an Ordinance back in January 2022 declaring the City's intent to participate. Mr. Cummins stated at that time the estimated project cost was \$433,500 and the plans were finalized and have been filed with ODOT's central office and the plans were prepared by ODOT District 3 and now the cost estimate is \$707,220. He advised since last week in talks with the Ohio Department of Transportation, ODOT now agrees that they overestimated one of the items by approximately \$115,000. Mr. Cummins said at this time getting the paperwork revised would mean stalling the project and potentially not completing it this year. He stated he believes what is being put forth is to continue forward and there is an option to do an escrow agreement, which allows the City to potentially get some of those funds back based on the bids because the bidding is uncertain as far as prices. Mr. Cummins advised otherwise the project would get completed and there would be an accounting at the end of the project based on what was installed and then the City would get back any difference of funds from that. He said what is before Council is authorizing the Mayor to execute a contract with ODOT to proceed with the project and authorizing payment of the invoiced amount of \$707,220 and allow the project to go forward with a bid date in June and the project would likely get started in the August time frame and be working through the fall for completion.

Mr. Radcliffe inquired if Mr. Cummins has experience with that second option of doing the accounting at the end once the project is complete and the refunding of the difference.

Mr. Cummins advised that is the way that every other project with ODOT happens. He said ODOT makes estimated costs, and the City has to pay the amount, the project goes to bid. Mr. Cummins stated if the project gets bid significantly higher ODOT may come back at that time and ask for more money to move forward. He advised then the project happens and with projects there are a lot of items that may or may not come to fruition or may or may not get used fully. Mr. Cummins said there is a full accounting at the end based on what is constructed and if the result is that the City has overpaid at the beginning then the City will receive a refund. He stated if the result is that the total cost was now more than what the City deposited then ODOT will invoice the City to make up the difference. Mr. Cummins advised that is the common way of doing it.

Mr. Radcliffe asked the approximate average.

Mr. Cummins advised about \$115,000.

Mr. Logan advised it is his recommendation to escrow the money. He said they are working with one of the City's banks right now and he hoped to have an answer by the end of this week, but if they can escrow the \$707,220, he would rather do that. Mr. Logan stated then when the bid goes out, if it truly is about \$115,000 overestimated the City could send the lesser amount to ODOT. He advised if they escrow the amount then ODOT will accept this Ordinance. Mr. Logan said the other thing he wanted to point out was that the reason the Ordinance was revised is because he asked Mr. Gasior to correct something in the section that authorizes the Finance Director to transfer funds from the General Fund to the 2022 Road Program Fund. He stated he would update Council once that escrow was established and if it cannot be escrowed then the City will send a check after Council passes the Ordinance.

Mayor Jensen indicated he agreed with the escrow option if possible to avoid seeking a refund from ODOT and it will keep the project moving forward at the current time schedule.

9. REPORTS AND COMMENTS

MAYOR JENSEN had no comments.

COUNCIL MEMBERS:

MRS. DEMALINE, WARD 1 had no comments.

MRS. HOLTZMEIER, AT LARGE was absent.

MR. MCBRIDE, WARD 2 had no comments.

MR. MOORE, WARD 3 had no comments.

MR. RADCLIFFE, WARD 4 had no comments.

MR. WITHERSPOON, AT LARGE had no comments.

MR. FISCHER, AT LARGE asked Mr. Cummins to provide an update on the approved sidewalk projects as they were now into mid-May if there is any kind of timeline. He inquired if they were going out to bid for any of the sidewalk projects any time soon.

Mr. Cummins advised Avon Road should be the next project to go out for bid. He said they have secured the necessary Army Corps permit for that project. Mr. Cummins stated also FirstEnergy needed to move some guide wires and before that could happen there was some tree clearing that needed done within the right-of-way and all of those things have now been done. He advised the next step is to come before Council with the assessing Ordinance to move forward and he will be working with Mr. Gasior to get that in front of Council probably some time in June.

Mr. Cummins said as far as the other projects, he knows that Ms. Clements, the Zoning Enforcement Officer, has been working with the projects that were priorly completed such as on Jaycox Road and along State Route 611 along the west side and those are in process.

Mr. Cummins stated as far as plans for French Creek Road, they are in the midst of creating those plans and he would expect to have something toward the end of June for that project and Council can make an assessment about the culverts that needed extending. He advised it would need to be decided if that is something that is going to happen internally or if it will be bid out as part of the project or handled separately so there are some decisions to be made.

Mr. Cummins said all of the projects that have been identified are starting to move forward and there have been some discussions about Moon Road along the west side and he believes that is in process through Ms. Clements as well.

Mr. Cummins stated the survey crews have it on their schedule and they are probably a couple of weeks out to do the area along the west side of Jaycox Road by the cemetery. He also advised the east side of Colorado Avenue connecting the Northgate Park over to the Moore Road area.

Mr. Cummins confirmed a number of the projects they discussed are underway.

Mr. Fischer thanked Mr. Cummins saying he appreciated the update.

Mr. Fischer reminded everyone that it is National Police Memorial Week, and their motto is Respect, Honor and Remember. He advised they should not only remember the great men and women of the Avon Police Department, but he asked them to remember Police Departments all over the Country this week.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER advised they had a pre-construction meeting today about the upcoming resurfacing of Moore Road. He said that is an ODOT project and the contractor has been selected and they are looking at beginning work July 11th and there is a completion date of September 12th. Mr. Cummins stated as they get closer to that start date, he was sure there would be more specific information coming out. He advised he does not anticipate any detours associated with this project as it is going to be handled by flaggers and a moving construction zone. Mr. Cummins said he would have more information as they get closer to the start date, but that is something that is on the horizon as well.

MS. FECHTER, ECONOMIC DEVELOPMENT/PLANNING COORDINATOR had no comments.

MR. GASIOR, LAW DIRECTOR had no comments.

MR. LOGAN, FINANCE DIRECTOR had no comments.

MR. STREATOR, SAFETY/PUBLIC SERVICE DIRECTOR advised this weekend is the Shred Event here at City Hall in the morning. He said also there are a number of volunteer groups out beautifying man of the City facilities by planting flowers.

AUDIENCE:

There were no comments from the audience members.

10. ADJOURN: 8:17 p.m.

There being no further business, the Work Session of Council was adjourned.

PASSED: _____

SIGNED BY: _____
Anthony Moore, Council President Pro Tem

ATTEST: _____
Barbara Brooks, Clerk of Council