

Wilmington City Council met on Thursday, June 18, 2009, with President Fred Ertel presiding.

Roll Call: Jaehnig, present; Wells, present; Peterson, absent; Wallace, present; Popp, present; Mongold, present; McKay, present.

Assistant Chief Weyand was also present.

A motion was made by Wells and seconded by McKay to excuse the absent member.

Motion passed.

Absent member excused.

Council gave the Pledge of Allegiance to the flag.

A motion was made by Popp and seconded by McKay to approve the minutes of the last regular meeting, June 4, as received.

Motion passed.

Minutes approved as received.

President of Council – Fred Ertel: At this time, we would like to have an update on the activities of the Bicentennial Commission. If you could, please, come to the podium and state your name and address.

Kym Parks: 1181 SR 350, Wilmington, Ohio. I am here to actually give you an update on the Bicentennial Commission. I am working on the marketing portion of it. As many folks know, we did have a local contest for an overall logo to go with the county celebration. I am here today to actually unveil the new county logo as well as the logo chosen for the city and to kind of go over some of the plans that we are currently working on and some of the thoughts that we have. So here on the actual poster is the logo at the top. This is actually the winning logo. It was actually designed by a local designer – Connie Abirashed.

Rob Jaehnig – Abirashed.

Kym Parks: There we go. The bottom logo was also designed by John Schum of the South Street Gallery here in town. We had 20-plus entries into our logo contest for the county logo. It was not an easy decision whatsoever. We kind of had a full gamut to choose from. We were very happy with what these two logos really bring together for us. They bring together both tradition as well as the red, white and blue – the patriotic theme of what a bicentennial should bring. What we see in the future for these logos is actually working with some of the other communities in Clinton County to also help them develop a logo that would kind of coincide with Wilmington's logo and actually possibly making that a type of collector's item coming out of this committee. So that is one of the goals. Some of the other items that we are working on are – currently I just spoke to another member, Michael Fabel, who is working on the tour of gardens to coincide with the bicentennial. We have, as a group, also slated that the Fourth of July parade in the Blanchester will be the official parade for the bicentennial next year, and the community of Blanchester was very thrilled with that idea too, as well. The goal for us is to also work the bicentennial into all of the local events that are going on in Clinton County and in Wilmington so we can have celebrations in each town to really enjoy this bicentennial.

President Ertel: Excellent. Very good. Great work. Thank you.

[Applause]

Kym Parks: Thank you.

President Ertel: At this time, I would like to open some public hearings; we have a few.

President Ertel opened the public hearing for the Justice Assistance Grant.

Assistant Chief Duane Weyand: A while back I applied for a grant through the Department of Justice. It is called an Edward Byrne Grant. It is also known as a Justice Assistance Grant. It is a formula grant based upon Type 1 crimes, which are your upper level felony crimes. Since we don't really have a whole lot of that, the amount of funding available to us is \$21,352. The money itself can be used for primarily almost anything you want to use it for. The positive side of this is that it is there; we can apply for it as long as we fill out the paperwork correctly and do what they ask. One of the requirements of this grant is to have a public hearing on this. The intent of this money is to relocate our range. Currently right now we are off of 22/3 in the area where they are going to put in the handicapped park at some point down the road. Also, at the same time, though, we have Donnie Maher who has just started the next cell, which is basically right behind our range. They, as we speak, have been moving dirt all week. Well, I wouldn't say all week, because their equipment has been broke down, but they are basically right behind our current range. We are trying to move this to the south side of Lytle Creek so that we are out of the way of the landfill. We won't have to worry about them expanding into the current range, plus it gives us the ability to have a little room for growth there. So we are, as I said, south of Lytle Creek. I have already gotten quotes together for precast products. We decided to buy precast products, which are for box culverts that will get us the ability to actually cross the creek there. Also, I have a quote from a couple of people as far as putting in the gravel lane. The money is going to be used to buy us these precast box culverts plus 2800 feet of gravel, which will take us from the existing road that is already there where Donnie Maher and they use, all the way back to the point where we cross the creek and all of the way back to the range. Another positive side of this is the fact that Donnie Maher himself will be using the lane that we put in. The box culverts themselves will withstand his equipment getting across the creek so he himself can cross the creek. Does anybody have any questions?

Councilman Jaehnig: How is this in relationship to if we were ever able to extend the bike trail? I don't know how that relationship...?

Assistant Chief Weyand: It is well south of that. It is way south of that. In fact, there is a flood plain area that is south of the creek. We are south of that. I don't have the distances with me, but it seems to me it is about 1200 feet south of where the bike trail wants to expand. We are about 1200 feet south of that.

Paul Hunter: Where does the sheriff train?

Assistant Chief Weyand: They use the back of the engineer's office. They actually shoot right along the bike trail as it is right now.

Paul Hunter. You can't jointly use that?

Assistant Chief Weyand: They could. If we would allow them, yes, they could use it.

Paul Hunter: Maybe they could leave there and go over to your new place and give us a little stipend [inaudible for transcription] service.

Assistant Chief Weyand: I am not committing to that yet, so...

Councilman McKay: Is this a no-match grant?

Assistant Chief Weyand: Correct. There is no match on this whatsoever. Does anyone else have any questions?

Councilman Wells: If we move it back further, that will probably cut down on the noise too?

Assistant Chief Weyand: Right. Right now, we stay clear of shooting on Sundays, because that is a church day. Every now and then with the shooting schedule – I'm trying to minimize our overtime – we end up falling into an evening and people will

come and complain. Now this will push it back farther, but at the same time, though, noise travels. I am not going to say that it will eliminate it; but it will certainly reduce it.

There was a general discussion regarding the proximity of churches to the proposed shooting range site.

Assistant Chief Weyand: I don't know about the distance to the other church, but I know it is a good distance back there.

President Ertel: Okay. Any further discussion?

President Ertel closed the public hearing for the Justice Assistance Grant.

President Ertel: Are there any motions needed with that, Laura?

Clerk Laura Curliss: No. You have already done what you needed to do.

President Ertel: Very good. Thank you.

President Ertel opened the public hearing on the FY 2008 CDBG Amendment for the Little Giant Rehab.

Clerk Laura Curliss: I am taking Whitaker's place tonight. I am sad to report that his mother died suddenly yesterday, so I am going to do these public hearings for him. We have three of them. They are all related to CDBG grants – the Small Cities Program Fiscal Year 2008. This would be an amendment to that grant. The public hearing is to move \$40,000 from doing sidewalk improvements, which fortunately for us are going to be covered by the ODOT stimulus money. We are able to shift this money to do the last part of the Little Giant rehab. If you will recall, we bid it out twice, and we could not get the restaurant done within the bid amount that we had. This will allow us to do that. You have a handout. It was in your packets. The handouts are over there on the table. Please, anybody, pick them up. It shows how the cost will break out on that.

President Ertel: Any discussion?

Seeing as there was no discussion, President Ertel closed the public hearing on the FY 2008 CDBG Amendment for the Little Giant Rehab,

President Ertel opened the public hearing on the FY 2009 CDBG Formula Program for the sidewalk rehab at Mulberry and Main.

Clerk Laura Curliss: This is another sidewalk project for the Small Cities money. I guess I emphasize "small" on these formula dollars, because they are usually just about \$50,000, which is not really a lot, especially when you consider we have to take administrative fees out of that as well as our whole Fair Housing Programs money has to come out of it. So it always leaves us with about \$40,000 to spend. The project that we have chosen for this is the sidewalk at the northeast corner of the intersection of Mulberry and West Main. It is collapsing for some unknown reason. That is where those sawhorses are in front of the General Denver. We estimate that project will be \$60,000, so we will need a city contribution on that project. We are hoping our downtown grant will cover that amount. If not, we will have to rethink, and maybe come back for an amendment if we do not have that money, but we are hoping we have it through the downtown grant – the city match.

Councilman Wallace: Will the stimulus money cover that also?

Clerk Laura Curliss: No. It is not going to be there. It won't go up Mulberry.

Councilman Jaehnig: It will do Main.

Councilman Wallace: Aren't sidewalks private property?

Larry Reinsmith: Well, I don't....

Paul Hunter: Where is the hookup?

Clerk Laura Curliss: Where is what hookup?

Paul Hunter: I'm assuming it is the sewer sinking.

Clerk Laura Curliss: Well, that is probably what is going on, but we would probably have to tear up part of the road to find out.

Paul Hunter: It depends on whether it is in the lateral as to whose it is.

President Ertel: Does that take care of the retaining wall?

Clerk Laura Curliss: It might.

President Ertel: On that stairway.

Larry Reinsmith: I think that is the major problem – that stairway is collapsing.

An unknown speaker mentioned the issue of public versus private property.

Councilman Jaehnig: It is a combination. If it is caused by a public issue...

An unknown speaker asked if the sidewalk belonged to the hotel. They also commented that this was the second time in less than 30 years that we have replaced the sidewalk.

Clerk Laura Curliss: We do projects like that when it is a safety issue. We have in the past.

Councilman Jaehnig: If damage is caused by a public system, like maybe the sewer. Unfortunately, we don't know until we get in there.

Clerk Laura Curliss: That is part of the issue.

Councilman Jaehnig: I would assume that is part of our responsibility if that would be the point.

Councilman Wallace: I guess I don't understand why the economic stimulus package wouldn't go for that.

Clerk Laura Curliss: Because it is only on Main. This is mainly going to be on Mulberry. It might get the curb on Main, but not very much more. This is going to be mainly on Mulberry.

Councilman Wallace: Then how does it work for the Little Giant, if you can't go beyond the curb and it doesn't work for...

Clerk Laura Curliss: Because a lot of the sidewalks and curb ramps we want to do are on Main and Locust. That is what that \$40,000 was going to be for originally.

Law Director Kathryn Hapner: But the Little Giant is not on Main or Locust.

Clerk Laura Curliss: I know, but we had to shift the money to some other project. We don't have to keep it on Main or Locust.

Background discussion on physical problems of the sidewalk at Main and Mulberry.

Service Director: At the hotel there is that well. There is the stairway and there is a well right there and that's where they have the air conditioning unit sitting down in there.

Councilman Wallace: So if we do the stimulus package for the part on Main Street and we do the CDBG money on Mulberry, then we won't have to dip into the general fund.

Clerk Laura Curliss: Say that again.

Councilman Wallace: If we do our economic stimulus package for the part that we have to do on Main Street and we then do our CDBG money that we are hoping to get for Mulberry, then we won't....

Clerk Laura Curliss: Out of '08 or '09? '09?

Councilman Jaehnig: I don't think there is very much work that is actually going to be done at all on Main. It is really almost exclusively on Mulberry. The stimulus money is directly confined to Main Street itself. But none of the work that actually needs to be done is on Main Street.

Councilwoman Mongold: He asked if the grant money was going to be used for the Mulberry portion, will that eliminate, then, having to take money out of the general fund?

Clerk Laura Curliss: Probably not. Because to get to \$60,000... If you wanted to not do the Little Giant restroom, you could take \$20,000 from '08 money, but that grant has to be tied up by the end of this year. You can't do this project with \$40,000 – you need \$60,000 – and we won't have the other money until next year. We don't have it all at the same time.

Councilman Wallace: That is what I'm trying to say. If we could get \$20,000 out of the stimulus and get \$40,000 out of the grant.

Clerk Laura Curliss: But we can't take out of the stimulus because it is not to be applied to Mulberry.

Paul Hunter: Rename the streets.

Clerk Laura Curliss: It is stimulus, but it is ODOT telling...

Councilman Wallace: I guess it is because it is at the corner of Mulberry and Main. If it is the corner of Mulberry and Main, Main is involved.

Clerk Laura Curliss: Only a little bit. Most of the problem...

Councilman Wallace \$20,000 worth. That is what I'm trying to get.

Paul Hunter: Did the sewer cause this, or we don't know.

Clerk Laura Curliss: We don't know.

Paul Hunter: If we discover sewer cause it, then could the sewer fund augment? We have money there.

Clerk Laura Curliss: It could.

Councilman Wells: Larry, have we looked at it?

Service Director Reinsmith: They have run cameras down there. It gets to a point where the camera won't go any further.

Councilman Wells: So is it like a collapse?

Larry Reinsmith: They tested waters down there, too. We thought it might be a storm water line running under the hotel. Really, until you open up, you don't know what you got there.

Clerk Laura Curliss: At some point, it is probably going to collapse.

Law Director Hapner: What happens if you open it up and you find it is not something the city caused, but say a bad foundation of the hotel? Are we just out the money?

Councilman Jaehnig: We made the decision already.

Clerk Laura Curliss: We made the decision to try to fix it, and we have done that sort of thing before. It is something really bad. It is a safety issue. It is happening.

Paul Hunter: If you fix it and discover it is on private property, then you could ask the property owner then for the improvement.

Clerk Laura Curliss: For the \$60,000?

Paul Hunter: You would hate to do that, but...

Councilman Jaehnig: They might have waited longer to the point that it definitely had to be taken care of...

Paul Hunter: We could fix it and charge them.

Clerk Laura Curliss: We don't currently have a policy of doing that. If this council wants to pursue a policy of requiring all downtown or any other property owners to fix their sidewalks and put it on their tax rolls, then we can do that. It is up to you.

Councilman Jaehnig: I think that is unrealistic at this time. We can do that, though. It is an option.

President Ertel: Okay, is there any other discussion?

Seeing as there was no other discussion, President Ertel closed the public hearing on the FY 2009 CDBG Formula Program for the sidewalk rehab at Mulberry and Main.

President Ertel opened the public hearing on FY 2009 CDBG Small Cities Program Ohio Historic Preservation Office Coordination Agreement.

Clerk Laura Curliss: And this is the hearing you have all been waiting for. This is a new requirement. Quite honestly, I had a long talk with Whitaker about it, just so you are aware. Every time you use federal dollars you have to use it so that you don't destroy certain types of important historic buildings or parts thereof. Some things are subject to 106 review and most things are not. If the project is on already disturbed land like a sidewalk or a road where it has already been disturbed, they are not going to require any kind of historic review like for archeological artifacts or anything like that. So, this is the first time...It almost seems like they just want you and the public to be aware that the Ohio Historic Preservation Office exists and they do coordinate with us, and that is the purpose of this hearing. We have a coordination agreement with them and it was in your packet. They are over there for anybody who wants to read them. We will also be sending a copy to the local historical society when we get it back. This agreement first goes to Washington, then it goes to Columbus, then it comes back here, we give it to the historical society, and then it comes back to my file.

President Ertel: That sounds very good. It sounds very, very succinct.

Clerk Laura Curliss: If you do have questions about it, in all seriousness, Whitaker Wright will hopefully be available to answer those in a week or so.

President Ertel: Are there any further questions?

Seeing as there were no further questions, President Ertel closed the public hearing on FY 2009 CDBG Small Cities Program Ohio Historic Preservation Office Coordination Agreement.

President Ertel: Thank you. That concludes my portion of the agenda. The Mayor is absent tonight because of some personal issues. Hopefully, he will be joining us soon. I would like to move on to committee reports. Asset, Acquisition and Use?

Asset, Acquisition and Use –Chairperson Sandy Mongold: No report, Mr. President.

President Ertel: Thank you. Mr. Auditor?

Auditor – David Hollingsworth: I have nothing, Mr. President.

President Ertel: Thank you very much. Finance Committee?

Finance Committee – Chairperson Sandy Mongold: Our first item tonight is an ordinance making supplemental appropriations.

A motion was made by Mongold and seconded by Popp to give the first reading only on the ordinance Making Supplemental Appropriations.

Motion passed

Director of Law read ordinance by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the ordinance by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read the ordinance by title only.

A motion was made by Mongold and seconded by McKay to pass the ordinance as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ord. No. 4850 passed as read.

Councilwoman Mongold: The second item tonight is an ordinance making miscellaneous transfers.

A motion was made by Mongold and seconded by McKay to give the first reading only on the ordinance Making Miscellaneous Transfers.

Motion passed

Director of Law read ordinance by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the ordinance by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read the ordinance by title only.

A motion was made by Mongold and seconded by McKay to pass the ordinance as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ord. No. 4851 passed as read.

Councilwoman Mongold: Item C tonight is a resolution authorizing payment of expenses incurred in a prior fiscal year. This is the “then and now.”

A motion was made by Mongold and seconded by McKay to give the first reading only on a resolution Authorizing Payment of Expenses Incurred in Prior Fiscal Year.

Motion passed

Director of Law read resolution by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read the resolution by title only.

A motion was made by Mongold and seconded by McKay to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Res. No. 2147 passed as read.

Councilwoman Mongold: Item D tonight is a resolution declaring intent to reimburse under Treasury Regulation Section 1.150-2 (Landfill Facility Phase I Construction), and declaring an emergency. This is the pyramid ordinance.

Auditor Hollingsworth: I might mention, Sandy, for those of you who are newer. We have to pass legislation in order to be able to reimburse ourselves. When we finally go to financing for these projects, if we have spent money prior to going to that financing, without this resolution, we would not be able to reimburse ourselves for money that we have spent out of pocket. That is what these pyramid resolutions do – both D and E. They are so we can reimburse ourselves.

President Ertel: Geoff?

Geoffrey Phillips: Question. Section 3 of both of those makes reference to reimbursing the general fund. Are we not making expenses out of revenue funds “landfill” and “sewer.”

Auditor Hollingsworth: It should be out of those funds, not the general fund.

Geoffrey Phillips: Unless there is a different copy than what we were delivered last night, Section 3 of both of those need to be changed.

Clerk Laura Curliss: Well, you can amend it.

President Ertel: Let’s do that.

Geoffrey Phillips: Is it our intent...we are either going to do notes or we are going to use the new government pool, whichever is the available program. So if we do notes, the note would be subject to being paid back from the landfill fund, as we did before, and the sewer fund.

President Ertel: Do I have the motion to amend?

Geoffrey Phillips: You have the same thing in Section 1. Wait a minute. Section 1 has to be amended too.

Councilman Jaehnig: Just those two locations?

Paul Hunter: Do I understand this correctly to mean that we are going to use the General Fund to do the improvement and we are going to use the Solid Waste Fund to repay the General Fund.

Geoffrey Phillips: No. It is not written correctly, Paul. It is all out of the revenue fund and will all be reimbursed to the revenue fund.

A motion was made by Jaehnig and seconded by McKay to replace the wording in Sections 1 and 3 of the resolution from “reimburse the General Fund” to “reimburse the Landfill Fund.”

Motion passed.

Resolution amended.

A motion was made by Mongold and seconded by Wells to give the first reading only on a resolution Declaring Intent to Reimburse Under Treasury Regulation Section 1.150-2 (Landfill Facility Phase 1 Construction), and Declaring an Emergency, As Amended.

Motion passed

Director of Law read resolution by title only.

A motion was made by Mongold and seconded by Popp to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read the resolution by title only.

Councilman Jaehnig: One second, please. I'm sorry, Sandy. Laura, is that the right terminology – "Landfill Fund," not "Solid Waste Fund?"

Geoffrey Phillips: Let me check the Auditor-Treasurer report. It's on there. Actually, it is the "Waste Fund" on there.

Councilman Jaehnig: There is a "Landfill Improvement" fund line.

Geoffrey Phillips: Waste fund is the operating fund. [Inaudible for transcription] trash pickup.

Clerk Laura Curliss: Well, it is a matter of interpretation. I think it is fairly clear. Also, it will be from the minutes which fund it is going in. Is there any doubt, anybody, which fund it is going to go into? We said "Landfill Fund?" Is the Auditor okay with it?

Councilman Jaehnig: Fair enough. I just wanted to make sure we were all right.

A motion was made by Mongold and seconded by McKay to pass the resolution as read. Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2148, as amended, passed as read.

Councilwoman Mongold: Item E – do we need to amend that?

President Ertel: Do we have similar issues with item E?

A motion was made by Jaehnig and seconded by McKay to replace the wording in Sections 1 and 3 of the resolution from "reimburse the General Fund" to "reimburse the Sewer Fund."

Motion passed.

Resolution amended.

A motion was made by Mongold and seconded by McKay to give the first reading only on a resolution Declaring Intent to Reimburse Under Treasury Regulation Section 1.150-2 (Sanitary Sewerage System Improvements), and Declaring an Emergency, as amended. Motion passed

Director of Law read resolution by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read the resolution by title only.

A motion was made by Mongold and seconded by McKay to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2149, as amended, passed as read.

Councilwoman Mongold: Item F tonight is an ordinance authorizing the issuance of bond anticipation notes of the City of Wilmington in a principal amount not to exceed \$715,000 for the purpose of discharging at maturity (together with lawfully available city funds) bond anticipation notes issued pursuant to ordinance No. 4772, and declaring an emergency.

A motion was made by Mongold and seconded by McKay to give the first reading only on the ordinance Authorizing the Issuance of Bond Anticipation Notes of the City of Wilmington in a Principal Amount not to Exceed \$715,000 for the Purpose of Discharging at Maturity (Together with Lawfully Available City Funds) Bond Anticipation Notes Issued Pursuant to Ordinance No. 4772, and Declaring an Emergency.

Motion passed

Director of Law read ordinance by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the ordinance by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Director of Law read the ordinance by title only.

A motion was made by Mongold and seconded by McKay to pass the ordinance as read. Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Ord. No. 4852 passed as read.

Councilwoman Mongold: The last item tonight is a resolution requesting the fiscal officer to certify as to the estimated maximum maturity of bonds and notes, and declaring an emergency.

A motion was made by Mongold and seconded by McKay to give the first reading only on a resolution Requesting Fiscal Officer to Certify as to Estimated Maximum Maturity of Bonds and Notes, and Declaring an Emergency.

Motion passed

Director of Law read resolution by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Director of Law read the resolution by title only.

A motion was made by Mongold and seconded by McKay to pass the resolution as read. Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2150 passed as read.

President Ertel: Is there anything else?

Councilwoman Mongold: That is all. Thank you.

President Ertel: That is a lot of work. Okay. Water Committee?

Water Committee – Chairperson Mike Wallace: No report, Mr. President.

President Ertel: Thank you. Streets Committee?

Streets Committee – In absence of Chairperson Peterson, Councilman Wells: No report.

President Ertel: Thank you. Solid Waste/Recycling?

Solid Waste/Recycling Committee: Chairperson Don Wells: Mr. President, I have nothing on the Agenda tonight. However, our next Solid Waste Committee Meeting will be Wednesday, June 24, at 10 a.m. at the Landfill so that we can get a look at our Phase I Construction and ask questions of Donnie. If anybody can make it, it is at 10 a.m.

President Ertel: Are you going to take like a city cab back there – one of the vans back there?

Councilman Wells: I wish we could...

Councilman Jaehnig: I want to ride in the big equipment.

Clerk Laura Curliss: Mr. Chairman, please. Donnie said that it is a hardhat area, and we don't have many hardhats at all. As a matter of fact, I think there is only enough for you three council people. So, the public is welcome if they can bring their own hardhat. That a limitation we're under.

Inaudible question/comment from the audience.

Clerk Laura Curliss: You know, ask Donnie. Whatever their regulations are...because it is a construction area right now.

President Ertel: I'm sure if some issues arrive, we can probably get some other hardhats from some other place. Wouldn't you think, Mr. Service Director.

Service Director Reinsmith: [Inaudible for Transcription]

Paul Hunter: Don, did you say that you think the packer issue is kind of dead this year?

Councilman Wells: As I understand it, we did not receive the grant from the Ohio Department of Natural Resources for the packer.

President Ertel: Okay. Is there anything else? Don, thank you. Wastewater/Sewer Committee?

Wastewater/Sewer Committee: Chairperson Mark McKay: No report, Mr. President.

President Ertel: Thank you. Judiciary?

Judiciary Committee: Chairwoman Leilani Popp: Yes. There are a few items. First of all, Mr. President, I would like to postpone the second reading of item A on the agenda – Creating a Green Enterprise Zone in the City of Wilmington. That is going back to the finance committee for further study.

President Ertel: Okay. Can we look for a second reading at the next meeting? Is that the intent?

Councilwoman Popp: Yes. We'll try it again. Thank you. We have the second and third reading on a resolution of support for an application to the US Department of Commerce Economic Development Administration.

A motion was made by Popp and seconded by McKay to suspend the rules and give the second and third reading on the resolution of Support for an Application to the U.S. Department of Commerce Economic Development Administration for Investment Assistance for an Economic Recovery Office for Clinton, Fayette and Highland Counties and Declaring an Emergency, by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Director of Law read the resolution by title only.

A motion was made by Popp and seconded by McKay to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2151 passed as read.

Councilwoman Popp: Item C three readings on a resolution authorizing the submittal of an amendment for the FY 2008 Small Cities CDBG Formula Program, and declaring an emergency.

A motion was made by Popp and seconded by McKay to give the first reading only on a resolution Authorizing the Submittal of an Amendment for the FY 2008 Small Cities Community Development Block Grant (CDBG) Formula Program and Declaring an Emergency.

Motion passed

Director of Law read resolution by title only.

A motion was made by Popp and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Director of Law read the resolution by title only.

A motion was made by Popp and seconded by McKay to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2152 passed as read.

Councilwoman Popp: The last item is three readings on a resolution authorizing submittal of an application for the FY 2009 Small Cities CDBG Formula Program, and declaring an emergency.

A motion was made by Popp and seconded by McKay to give the first reading only on a resolution Authorizing the Submittal of an Application for the FY 2009 Small Cities Community Development Block Grant (CDBG) Formula Program and Declaring an Emergency.

Motion passed

Director of Law read resolution by title only.

A motion was made by Popp and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Director of Law read the resolution by title only.

A motion was made by Popp and seconded by McKay to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Res. No. 2153 passed as read.

Councilwoman Popp: That is all, Mr. President. Thank you.

President Ertel: Thank you. Safety Committee?

Safety Committee- Chairperson Rob Jaehnig: No report, Mr. President.

President Ertel: Thank you. Downtown Revitalization Committee?

Downtown Revitalization Committee - Convener Leilani Popp – No report, Mr. President.

President Ertel: Thank you. Parks & Recreation Committee?

Parks and Recreation Committee - Convener Mike Wallace – No report.

President Ertel: Thank you. One comment I would say, though, for Parks and Recreation – excellent cooperation between the rotary groups, the Banana Split Festival Committee and the park. It was a wonderful event. Thank you.

President Ertel: Service Director?

Service Director- Service Director Larry Reinsmith: As a followup on that. They had 65 or 70 teams, and a couple of days after that a guy came in the office up there wanting to find out information. They would like to have two more tournaments like that next year. They were really pleased with the operation and facilities. So he wanted to get information to contact Scott and things like that.

President Ertel: That is superb.

Service Director Reinsmith: You know, he said he had a 12-year-old team (and this is the fast pitch girls) and he says they attend a tournament like that every weekend. I think he was going to Columbus the next weekend and Chicago the weekend after that, so there is a lot of those teams that are [inaudible for transcription] for tournaments.

President Ertel: It would be interesting, too, just to get a feel for how much money that brings into the community, just as a rough dollar amount, so that every time they have one we can figure that x-amount is coming in on that.

Councilman Jaehnig: Yes. I was talking to the Hampton Inn and the Holiday Inn Express and Roberts. They were all completely booked with softball teams. They didn't have a single room left and so they loved it. Quite a few of the restaurants had set up specials and so forth for that. One of the team directors that I ran into while I was volunteering out there says it is one of the nicest places that they have been to because it

has trees. They say every place they go, they are out in the middle of a field, and they are baked to death and fried and burnt by the time they leave. You know, they could take the teams and get under a tree and relax for a while in between games. They said, you know, there are just not a lot of parks where the softball and baseball fields are located around trees.

President Ertel: I would assume Debbie Stamper would be the right person to ask that question to.

Councilman Wallace: She has a number for every person who stays overnight and for every person that is a day visitor. I used to know those numbers when I was doing some things with our stuff, too.

President Ertel: I will contact her and see if she can give a rough approximation on that number.

Councilman Wallace: She can tell you how many people were here. She can say how much they spent.

Councilman Jaehnig: Our estimate is 1600 came into town.

Councilwoman Popp: They said that was low. They said it was probably closer to 2000 to 2200 that were just directly related to teams, coaches and families.... aside from extra spectators.

President Ertel: Okay. Thank you. Anything else, Larry?

Service Director Reinsmith: Just a little side note there. We are just about finished with the engineering on the Nelson Road project. I think we are about 90 to 95% done. We want to go to bid on about July 1. We did get notice that there is a little extra money from Public Works, Issue 2; that is kind of a special deal. Clinton County, I think, gets about \$400,000, so we are putting the application together right now to submit. Maybe we possibly could get some of that funding there to help out with the project. We will go ahead and bid it out. The application has to be in by July 2. The County Board meets July 10, so we could work together so we could be coming back pretty quick with some legislation to go on to Public Works with that to see if we can get some of that funding. If we could get a couple hundred thousand or a quarter of a million – that always helps. That is a project that really scores well with all of the different scoring.

Paul Hunter: How is the grouting and re-lining. Is that coming along – that phase – the north end stuff.

Larry Reinsmith: They are working on that. Harry said you stopped down there and was asking about the lining too.

Paul Hunter: Well, I called. He was going to tell me when. I wanted to go watch it.

Larry Reinsmith: They haven't started that. They got delayed on that [inaudible for transcription]. I know he said you called and you wanted to go out and watch that. You know, they have done a lot of repairs up there, and it is really helping a lot on that north end. Of course, we haven't had the water like we have some years, but we don't have the backups and the basement flooding and the surcharging that we have had in the past. So, that is helping out there.

General discussion regarding project.

President Ertel: Okay, no Safety Director – I assume no report.

Reports:

A motion was made by Mongold and seconded by Jaehnig to approve the Auditor-Treasurer Report – May 2009, as received.

Motion passed.

Reports accepted as received.

President Ertel: At this point, I would like to open the meeting up to the general public and/or members of council to address council while in session.

Paul Hunter: 200 Randolph. Some of you may or may not have known that we were in danger of losing the international aspect of the airpark. It required some action by Homeland Security to extend the port limits from Dayton to down here. It was hanging. If DHL left and that had not been signed, this airpark would not have been an international airpark. Any plane coming in would have had to land some place else. Any plane departing would have stopped some place else before they could leave the country. I got word today that they signed it. So, the Port Authority is extended now from Dayton down to here, the airport.

President Ertel: The Dayton Port Authority?

Paul Hunter: No. The Dayton Homeland Security Center.

END OF TAPE

Councilman Jaehnig: Tomorrow night is the first night of Downtown Alive.

President Ertel: Yes. Good Point. Very good point.

Councilman McKay: And Saturday morning is produce in the mural parking lot – Farmer’s Market.

President Ertel again asked if anybody else from the public or the council wished to address council while in session.

Seeing no one else who wished to speak, President Ertel asked for a motion to adjourn.

A motion was made by Wells and seconded by McKay to adjourn.

Motion passed.

Council adjourned.

ATTEST:

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President of Council

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Clerk