

Wilmington City Council met in regular session on Thursday, April 7, 2016, at 7:30 p.m. with President Randy Riley presiding.

**CALL TO ORDER**

President of Council called the meeting to order at 7:30 p.m.

**ROLL CALL**

Roll Call: Purkey, present; Spicer, present; Stuckert, present; J. McKay, present; Swindler, present; Milburn, present; M. McKay, present.

Chief Weyand was also present.

**PLEDGE OF ALLEGIANCE**

Council gave the Pledge of Allegiance to the flag.

**MOMENT OF SILENCE**

**PRESIDENT OF COUNCIL**

President of Council

A motion was made by M. McKay and seconded by J. McKay to approve the agenda as presented.

Motion passed. All yeas.

Agenda approved as presented.

A motion was made by Swindler and seconded by M. McKay to approve the minutes of the last regular meeting, March 17, as presented.

Motion passed. All yeas.

Minutes approved as presented.

Reminder from Riley that the Homeless Shelter Soup Luncheon and raffle will be taking place April 15.

**MAYOR**

Mayor – Mayor Stanforth introduced Kim Law who gave an update on the Tree Commission. Appointed by the Mayor, the commission exists entirely on donations. Law stated that they are currently looking for new volunteers to help with their ongoing work. Recently they have been doing a citywide tree risk assessment and removed 30 trees that posed serious risks and they still have more trees that need to be removed. The Commission, to date, has planted 65 Tribute trees and is working on an Urban Site Index that has helped to develop a Comprehensive Tree Planting Plan for the city. Law spoke about the removal of the crab apple trees located downtown and replacing with trees requiring less maintenance. The Spring Flowering Tree Photography Contest deadline is April 29 and the contest winner will be announced in May for amateur photography taken within the city limits. Fundraising for this year will be \$10 trees for purchase from the Commission. The applications will be distributed in city water bills.

Councilman Purkey inquired if there would be a limit on the number of \$10 trees per household. The question was address by a member of the Tree Commission who said it would probably be 1 per household.

Mike Mandelstein asked a question regarding the choice of native trees and the estimated costs of removal of the trees. Chris Hopkins from the Tree Commission addressed his question. In summary, they arrived at the selection based on the site and soil analysis. Kim Law stated that the city is responsible for the cost of removal of the trees and there is not yet an estimate.

Mayor Stanforth introduced Andrew McCoy, head coach of the Wilmington Youth Wrestling Program, who recognized for Josiah Puller who won 2 Grade School State Championships in back to back weekends. His record was 38-0 overall. Mayor Stanforth recognized Josiah and designated Thursday, April 7 as Josiah Puller Day.

Mayor Stanforth recognized Emma Geggie for her accomplishments as a gymnast and student. She won State Champion in Balance Beam and designated Friday, April 8 as Emma Geggie Day.

Mayor Stanforth introduced the new Director of Transportation Tony Morris.

## **AUDITOR**

Auditor – In the absence of Auditor David Hollingsworth, there was no report.

## **COMMITTEE REPORTS AND ACTION**

Asset, Acquisition and Use. – Chairperson Purkey explained the city used to codify easements but has stopped recently. The committee intends to begin codifying easements moving forward.

A motion was made by Chairperson Purkey and seconded by J. McKay to give the first reading only on Ordinance O-16-12 Authorizing the Acceptance of an Easement for Waterline Purposes from Robert Alexander Raizk, Janet Emmaline Fassler NKA Janet Emmaline Barnes, Paul Dennis Pusateri, and Mark August Pusateri as Part of the Airborne Connector Road Phase I Project and Declaring an Emergency

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes.

Director of Law read the ordinance by title only.

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

Roll call: Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes.

Motion passed.

President of Council declared Ord. No. O-16-12 passed as read.

A motion was made by Chairperson Purkey and seconded by Milburn to give the first reading only on Ordinance O-16-13 Authorizing the Granting of Right of Way and Easement to the Dayton Power and Light Company as Part of the Airborne Connector Road Phase I Project and Declaring an Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Stuckert, yes; J. McKay yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes.

Director of Law read the ordinance by title only.

A motion was made by Purkey and seconded by Milburn to pass the ordinance as read.

Roll call: J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.

Motion passed.

President of Council declared Ord. No. O-16-13 passed as read.

A motion was made by Chairperson Purkey and seconded by J. McKay to give the first reading only on Ordinance O-16-14 Authorizing the Acceptance of an Easement for Waterline Purposes from Ahresty Wilmington Corporation as Part of the Airborne Connector Road Phase I Project and Declaring an Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes.

Director of Law read the ordinance by title only.

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

Roll call: Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes.

Motion passed.

President of Council declared Ord. No. O-16-14 passed as read.

A motion was made by Chairperson Purkey and seconded by Milburn to give the first reading only on Ordinance O-16-15 Authorizing the Acceptance of an Easement for Roadway and Utility Purposes from Meadow Brook Farms, LLC as Part of the Airborne Connector Road Phase I Project and Declaring an Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Spicer, yes; Stuckert, yes; J. McKay yes; Swindler, yes; Millburn, yes; M. McKay, yes; Purkey, yes.

Director of Law read the ordinance by title only.

A motion was made by Purkey and seconded by Spicer to pass the ordinance as read.

Roll call: Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes. Spicer, yes;

Motion passed.

President of Council declared Ord. No. O-16-15 passed as read.

A motion was made by Chairperson Purkey and seconded by ; J. McKay to give the first reading only on Ordinance O-16-16 Authorizing the Acceptance of an Easement for Storm Sewer Purposes from Meadow Brook Farms, LLC as part of the Airborne Connector Road Phase I Project and Declaring an Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.

Director of Law read the ordinance by title only.

A motion was made by Purkey and seconded by; J. McKay to pass the ordinance as read.

Roll call: Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes.

Motion passed.

President of Council declared Ord. No. O-16-16 passed as read.

A motion was made by Chairperson Purkey and seconded by ; J. McKay to give the first reading only on Ordinance O-16-17 Authorizing the Acceptance of an Easement for roadway and utility purposes from Praxair Distribution, Inc. as part of the Airborne Connector Road Phase I Project and declaring an emergency

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes.

Director of Law read the ordinance by title only.

A motion was made by Purkey and seconded by; J. McKay to pass the ordinance as read.

Roll call: M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes. Motion passed.

President of Council declared Ord. No. O-16-17 passed as read.

Cemetery Committee – Chairperson J. McKay said there was no official report, but he gave an update. Cemetery 1<sup>st</sup> Quarter- 14 burials and 20 gravesite sales. There was wind damage. There was a fallen tree as well as stone damage. Milburn asked if there is a plan for removing damaged trees. Chairperson J. McKay said there is. Shidaker stated that

they are under contract and that should start next week and 22 trees will be removed. Milburn also inquired about who would be responsible for the damage to headstones. Mayor Stanforth stated the city would be taking care of it. Council President Riley also stated that the Tree Commission is willing to help with the planting of additional trees.

Downtown Revitalization Committee – Convener M. McKay – Israeli Folk Band will be at the Murphy Theatre on April 9. Merchants Rome Jewelers and Everyday Chic are moving into the Samuel Walker building this month.

Finance Committee - Chairperson M. McKay introduced Ordinance O-16-18 Making Supplemental Appropriations. From Water Fund \$65,000, which \$45,000 is for the raw water line that needs to be moved because it's in the right of way on State Route 73. and \$20,000 for moving the raw water line on Cuba Road in conjunction with the Ahresty Project, but that amount will be reimbursed; General Fund to Education and Training- \$1600; General Fund to Temp Services- \$2600; M&R Fund to Traffic Lights- \$15,000.

A motion was made by M. McKay and seconded by Milburn to give the first reading only on Ordinance O-16-18 Making Supplemental Appropriations.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes.

Director of Law read the ordinance by title only.

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

Roll call: Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes.

Motion passed.

President of Council declared Ord. No. O-16-18 passed as read.

Chairperson M. McKay introduced O-16-19, concerning Police Incidentals to Unemployment Services- \$375; Municipal Court Incidentals to Jury and Witness Fees- \$600.

A motion was made by M. McKay and seconded by J. McKay to give the first reading only on Ordinance O-16-19 Making Miscellaneous Transfers.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes.

Director of Law read the ordinance by title only.

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

Roll call: J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.

Motion passed.

President of Council declared Ord. No. O-16-19 passed as read.

Chairperson McKay stated there were two additional Resolutions concerning the County Auditor to give certification of what a 1 Mill and 2 Mill tax levy would provide if it were to be put on the ballot. The City is required to pass a Resolution to be provided with that information for further discussion when revenue planning. Estimate only.

A motion was made by M. McKay and seconded by J. McKay to give the first reading only on Ordinance R-16-12 (1 Mill) Tax Levy Certification Resolution and Declaring and Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes.

Director of Law read the ordinance by title only.

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

Roll call: Milburn, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes.

Motion passed.

President of Council declared Ord. No. R-16-12 passed as read.

A motion was made by M. McKay and seconded by Milburn to give the first reading only on Ordinance R-16-13 (2 Mill) Tax Levy Certification Resolution and Declaring and Emergency.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes.

Director of Law read the ordinance by title only.

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

Roll call: Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes.

Motion passed.

President of Council declared Ord. No. R-16-13 passed as read.

Judiciary Committee - Chairperson Milburn introduced Ordinance O-16-20 Repealing Chapter 1152 G1 Gateway District Regulations of the codified ordinance of the City of Wilmington. Due to the concern about this Ordinance, the Judiciary Committee would like to repeal it and start from scratch, as well as form a task force and coming up with a better fit for the citizens of Wilmington.

Purkey remarked that he was fine with repealing the Ordinance, as long as they continue to work on a solution. Giving it three readings would give them time to get something in place. Milburn stated it was their goal to work with the citizens more to figure out what the best way is.

Stuckert stated he believed it was a hasty decision because not enough time has been given to counteract the misinformation. Stuckert further stated that he believed they were moving too fast on this and not enough time has been given for further discussion.

Mike Mandelstein asked if the Task Force would only be elected officials, or would there also be citizens included. Milburn stated that it would have some citizens as well; it will not be all City Council, County Commissioners, and Planning Commission.

Mike Mandelstein then addressed Stuckert, stating that the voting results of last fall were enough indication that the G1 should be repealed and he would be inclined to disagree with his earlier statement that the decision was hasty. Stuckert replied that no one had tried to counteract the misinformation that was put out, and in turn, the decisions were made off the misinformation that was presented.

Mayor Stanforth stated that the city's zoning over the years has been pieced together, and he would like to see a group who looks at the city as a whole and works together to start over. Milburn stated that they had addressed this issue at the previous meeting and Taylor Stuckert will be putting together a presentation specifically about zoning and help everyone understand it better before they even begin the action process, first learning and then taking the steps forward.

Spicer stated he agreed with Stuckert. He knew the flaws were there and he wants to make it right. He stated that first getting the task force together and then then come back and look at the G1 without first repealing it. Milburn stated that citizens can still apply to be zoned as G1. Swindler stated since they currently do not have the map, they cannot enact anything, but that is something they are working on.

Spicer then reiterated that he agreed with Stuckert about the misinformation due to some of the phone calls he received, and he did not feel that they had mounted a campaign to counteract the misinformation. Spicer hopes that the task force will be a diverse group and not biased in one way so they have people who are for, against, and neutral to the G1. Purkey stated that his takeaway from the Judiciary meeting was this is centered on a map that does not exist. We are at a stalemate with the G1 and the best thing to do would be to start from scratch. President Riley pointed out that there are currently no G1 properties in the city and by repealing this; you would not change the zoning of even one parcel of land. President Riley said he was not against a “do over” where the G1 is concerned, so we can restart the process.

J. McKay wanted to clarify that council would be unable to “mount a campaign” for anything that goes on the ballot for or against it, because as council members, they are unable to participate or be involved in that process. President Riley stated that he and Taylor Stuckert had written and Op-ed for informational purposes for the paper, and the G1 still failed on the ballot.

Swindler stated during the campaign process, she was speaking with citizens and the G1 would come up. There was a deep misunderstanding from both sides. Her concern is that now the community is not on the same page and the willingness to work together is not there. That is discouraging as well as the erosion of public trust. Swindler said going forward we need to work together because there is so much to do. M. McKay also agreed with Swindler because it is important to “put this to bed” (G1), because of the attached stigma. The template will still be there, and ongoing there are parts of it that can be used, but it is important to quickly move forward with similar legislation.

Shidaker had an additional clarification, he stated that time is of the essence because if the Public Service office receives an application for the G1, it will go to Planning Commission because it is on the books. Then if that G1 application is approved, it would take at super majority of council to reject that G1 recommendation. The G1 on that parcel will be grandfathered in as gateway.

President Riley commended the council members on the discussion.

A motion was made by Milburn and seconded by Purkey to give the first reading only on Ordinance O-16-20 Repealing Chapter 1152 G1 Gateway District Regulations of the Codified Ordinance of the City of Wilmington.

President called for vote.

Motion passed. 5 yeas. 2 nays. Nays were Spicer and Stuckert.

Law Director read the ordinance by title only.

Milburn requested that a second reading of O-16-20 be on the Agenda for the next meeting.

Parks and Recreation Committee – Chairperson Milburn spoke about Splash/Skate Park Fundraising that began. Has goal of \$450,000 goal but has made significant progress. If you are interested in donating, contact the Lori at the Parks.

Milburn mentioned April 24 the Wilmington College Sponsored 11<sup>th</sup> Annual Dog Walk will be taking place. The walk starts at 2pm registration is from 1-2pm. There is a Pre-Registration fee of \$12 per owner/dog team and you get a t-shirt. Onsite registration is \$15 and if shirts are still available, they will be first come first serve. To register email-[kfortkamp@wilmington.edu](mailto:kfortkamp@wilmington.edu). The first 50 teams will receive goodie bags.

Safety Committee - Chairperson Spicer introduced Resolution R-16-14 mentioning it was a housekeeping resolution to sell equipment that the city no longer needs through Govdeals.

A motion was made by Spicer and seconded by M. McKay to give the first reading only on Resolution R-16-14 Expressing Intent to Sell City Surplus Items to the Public Through an On-line Auction Service and Declaring an Emergency.  
President called for vote.  
Motion passed. All yeas.  
Law Director read the resolution by title only.  
Spicer requested that a second and third reading of R-16-14 be on the Agenda for the next meeting.

Spicer introduced Resolution R-16-15 in reference to vehicles that are no longer cost effective for use by the Police Department, and would like to place them online to sell the surplus.  
A motion was made by Spicer and seconded by M. McKay to give the first reading only on Resolution R-16-15 Declaring Surplus Property, to Wit: Police Vehicles Valued at More than \$1000, and Authorizing the Sale of Said Vehicle.  
President called for vote.  
Motion passed. All yeas.  
Law Director read the resolution by title only.

Spicer requested that a second reading of R-16-15 be on the Agenda for the next meeting.

Spicer introduced Resolution R-16-16 and is the updated version of the Emergency Management Plan that was approved by the state and federal government, and is awaiting local approval.  
A motion was made by Spicer and seconded by J. McKay to give the first reading only on Resolution R-16-16 Authorizing Acceptance of the Updated Clinton County Emergency Management Hazardous Mitigation Plan  
President called for vote.  
Motion passed. All yeas.  
Law Director read the resolution by title only.

Spicer requested that a second and third reading of R-16-16 be on the Agenda for the next meeting.

Spicer introduced Resolution R-16-17 for the participation in the Drug Task Force, updating the mutual agreement by the parties to renew the ongoing contract.  
A motion was made by Spicer and seconded by J. McKay to give the first reading only on Resolution R-16-17 Authorizing the Director of Public Safety to Sign an Agreement with the Warren-Clinton Drug Task Force for Mutual Aid and Declaring an Emergency.  
President called for vote.  
Motion passed. All yeas.  
Law Director read the resolution by title only.

Spicer requested that a second and third reading of R-16-17 be on the Agenda for the next meeting.

Solid Waste/Recycling - Chairperson Spicer had no report. Next meeting on April 21 at 6pm and will address Route Automation. Braden Dunham will update the committee on the information and cost figures of implementing Route Automation.

Streets Committee - Chairperson Spicer had no report. Next meeting has not been scheduled.

Wastewater/Sewer Committee - Chairperson Stuckert had no official report but mentioned the Wastewater meeting on March 24. During the meeting, a storm water fee was discussed and ultimately this would help relieve the sewer fund. No action was taken but discussions were introduced. Stuckert added he was concerned about the rate increase discussions across the board. He noted there was action last year that called for rate increases and now this year. There have also been discussions of tax increases this year. Stuckert hopes council can work together with the Mayor to figure some way to make the size of community operations match the current local economy. Regular meetings for the Wastewater/Sewer Committee will be scheduled starting in May.

Water Committee - Chairperson Swindler presented Ordinance O-16-21

Swindler wants to clarify that a formal decision has not been made regarding renter and landlord utility billing. While doing research the committee found that the current ordinance does allow for the city to collect a deposit, although the city never has and at this time, council is not suggesting that we start. In the ordinance, it states that a deposit can be collected at any time but that is actually in violation of the Ohio Revised Code where it states you can only collect a deposit in the first 30 days. Swindler continued that to have any law in opposition is deemed unlawful and you could rescind your right to collect water rents by acting on this. This Ordinance is housekeeping to make sure the City Ordinance matches the Ohio Revised Code and in no way ties the Water Committee's hands going forward.

Mike Mandelstein asked if once it is repealed where or how will there be any deposit collected from any potential water customer. Swindler stated that the city does not currently collect a deposit. Mike Mandelstein then asked if the city would now collect a deposit. Swindler clarified that she was not determining what the committee would decide in ongoing council, this is not to say the council will collect deposits, it is saying that we have the right collect a deposit in the correct way.

#### *General discussion and clarification*

President Riley, speaking to Mike Mandelstein, stated that the city has never used it and there is no plan on implementing it, this is just matching the how the state says it can be collected.

Mike Mandelstein asked if there was a possibility that a deposit could be collected by the city before the water can be turned on. Swindler answered that she recommends that Mike Mandelstein come to the Water Committee meeting because that is exactly what has been going on. It is an ongoing discussion.

A motion was made by Swindler and seconded by Purkey to give the first reading only on Ordinance O-16-21 amending section 927.05 of the Codified Ordinance of the City of Wilmington and Modifying the Time Period in Which the City May Require Deposit by a Consumer for Water Services and Declaring an Emergency

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Purkey, yes; Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes.

Director of Law read the ordinance by title only.

A motion was made by Swindler and seconded by Purkey to pass the ordinance as read.

Roll call: Spicer, yes; Stuckert, yes; J. McKay, yes; Swindler, yes; Milburn, yes; M. McKay, yes; Purkey, yes.

Motion passed.

President of Council declared Ord. No. O-16-21 passed as read.

Swindler stated she had made a public correction at the Water Committee Meeting but wanted to provide to full council. Swindler had previously stated that the optimum PPM for the Fluoride was .7PPM with a maximum 1.0PPM. At that time, we were not aware that the State of Ohio had not yet amended the Ohio Revised Code to match the US Department of Health. The current PPM levels to be safe and effective are a minimum of .8PPM maximum of 1.3PPM.

Safety/Service Director – Safety/Service Director Brian Shidaker discussed zoning and notice requirements. Shidaker said the requirements and the law are vague. The notice requirements don't kick in until it (*zoning request*) goes to full Council. Shidaker sends notice before then for contiguous property owners. Any request for zoning changes are sent to the Planning Commission. If approved there it will go to council and then the notice is mandatory. The debate and discussion is when a large zone affects more than 10 properties, by law, the newspaper will suffice for notice requirements and the law says we are not required to send individual property owner letters at that time. If less than 10 properties are affected a letter is required. Shidaker stated if there a major zoning overhaul, the Safety and Service department wants to make the extra effort and notify the individuals in addition to the newspaper.



J. McKay inquired about the notices, in the interest of saving cost, can they go into a utility bill or do those have to be mailed separately. Shidaker replied that he was not sure if there was a requirement but stated that he would look into it and confirm with Law Director Rudduck.

Airborne Connector Project Bid was awarded. There is a Pre-Construction meeting next week, and the groundbreaking will be happening by the end of April. That will continue through the summer with an expected completion date of November 15, 2016.

Shidaker continued with the testing of the tornado sirens. Chief Weyand stated that the Wilmington Police Communications have been responsible for setting off the sirens countywide since the inception of the program. There are 26 countywide and 13 of those are located in the city. All except one on North Nelson were operational when tested on March 23. The siren has been repaired.

Paul Hunter asked if Ahresty was helping at all financially with the Airborne Road Connection. Shidaker replied that Ahresty had donated 30,000.

J. McKay inquired about the railroad meeting. Shidaker replied that it went well and Locust and Main will have crossings repaired by the end of the year. Shidaker said they are currently discussing Hawley and he has a meeting on Monday to finalize funding, and there may be additional funds available to the city. The Doan Street crossing will have major repairs; there will be warning devices and gates installed, at no expense to the city. A lot of railroad work will be taking place this year.

Paul Fear asked when the paving of Truesdell would begin; Shidaker stated that would be in the beginning of May.

#### **REPORTS TO COUNCIL**

A motion was made by Purkey and seconded by J. McKay that Income Tax Report - be accepted as presented.

Motion passed.

Reports accepted as presented.

#### **OPEN TO PUBLIC**

President Riley reported that there was a meeting at 5:30 at the high school about the Heroine Epidemic, law enforcement, rehab, and community members were present, there were 20 speakers. Riley stated that it is good to know that there are those that are working on it and looking at it from several different angles.

J. McKay wanted to recognize Jerry Runk and his crew for fixing potholes. They're doing a great job. Jerry Runk mentioned crosswalk lights have a short on Locust and South and are not currently working. They are working on finding the short in the wiring to get it repaired.

James Dixon of 1049 Peggy Lane wanted to ask a few questions. He attended a meeting at Community Action where they stated there were 500 jobs they cannot fill. What are the jobs? J. McKay, who is on the Chamber of Commerce board, stated that these are countywide.

*General Discussion regarding job openings and locations.*

James Dixon then inquired about how many jobs Amazon would bring to the county. Purkey clarified this is unknown.

James Dixon presented extensive information regarding Employer Tax Credits and Employer Bonding.

*General Discussion regarding hiring felons, tax credits, and employee bonding opportunities. Input provided by Milburn, who serves as Judiciary Committee and HR Manager.*

Mike Mandelstein of 1006 Locust Street. Stated if you want Fluoride to buy toothpaste; expressed financial concern. Concern expressed over water rate raises and landlords. He clarified his concern over Gateway notification.

Swindler had a clarification. That it would be a tap fee, not a raising water rate. Swindler also mentioned that Water is an Enterprise Fund and operates on its own. The General Fund problem is not impacted by the Water Fund.

Mike Mandelstein commented he hopes funds are found to give raises to other departments/entities to match the raises that have been recently been handed out.

Swindler stated we could never use the Water money to improve the Streets.

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

**ADJOURNMENT**

A motion was made by M. McKay. President Riley declared meeting adjourned.

Council adjourned at 9:36 p.m.

ATTEST:

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President of Council

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Clerk