

**COUNCIL**

**February 18<sup>th</sup>, 2021**

Wilmington City Council met in regular session on Thursday, February 18<sup>th</sup>, 2020 at 7:30 p.m. Virtually on Zoom with President Mark McKay presiding.

**CALL TO ORDER**

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

**ROLL CALL**

Roll Call: J. McKay, present; M Snarr, present; K. Fickert, present; M. Purkey, present; N. Eveland, present; B. Liermann, present; K. Swindler, present.

Chief Cravens was present as Sergeant at Arms.

*Council participated in the Pledge of Allegiance and moment of silence.*

**PRESIDENT OF COUNCIL**

Motion for approval K. Fickert and seconded by J. McKay that agenda be accepted as presented.

Motion passed.

Agenda approved.

President McKay asked if there were any changes to the minutes.

Motion by K. Swindler and seconded by K. Fickert approve February 4, 2021 minutes as presented.

Motion passed.

Minutes approved.

**MAYOR**

Mayor Stanforth spoke regarding a human interest piece.

Gregg Muenchen with Human Resources spoke regarding the healthcare offerings for City employees including the a PPO and second option as the market has evolved to a high deductible health plan with a health savings account. The Mayor is a major advocate for the Health Savings Account that allows setting aside funds on a pre-tax basis. As a part of that plan, the employee has more skin in the game and it saves the City money up front. The City direct deposits funds into the employees health savings account. Last meeting, we spoke about the private clinic this year. We are very excited to be partnering with Marathon to provide an affordable place to receive care.

Mayor Stanforth stated Hope House will be reopening at 495 E. Locust and he encourages folks to 937-562-1577 if they are interested in volunteerings.

Christ the King Church is starting a monthly outreach to homeless individuals in the community. Last month, the church provided twenty-four bag lunches.

This is Transit Month. Allison with the department is providing information to riders. Thank you Allison.

Last year we used less than 1,000 tons of salt. This past week, we used over 2,000 tons. Yesterday we received about 1,000 tons. We started with 3,000 tons. We have another 6,500 tons on order. We have plenty of salt to salt our French fries. Thank you M&R Employees & law enforcement. Our other departments help as needed including wastewater and landfill.

Mayor Stanforth provided a COVID update and he urges folks to get rescheduled if you cancelled because of the weather.

Travis Luncan is our Water Coordinator. Lauri Stevenson from EPA gave him a certificate for efforts taken to provide safety of source of water through a source completion plan. Only ten of these are given out in a year. This leads me to introduce

Megan Marhelski of Ohio EPA is a geologist who was instrumental for presenting in that Source Water Protection Plan. She presented on the City Source Water Protection Plan. She thanked Rick Schaffer and Mayor Stanforth for recognizing the importance of the program as well as Travis Luncan who for building alliances with various organizations.

#### **AUDITOR**

Auditor Vance had no report.

#### **SERVICE AND SAFETY DIRECTOR**

B. Shidaker spoke warmly about Travis Luncan and Rick Schaffer for hiring Travis Luncan.

Travis Luncan wanted to thank everyone on the Zoom and Council members and university members. It has been a team effort which will move us forward. One of the newer partnerships is the Caesar Creek Collaborative between Clinton, Warren, and Greene County Soil & Water that will help look at nutrients flowing into Caesar Creek which will work together as a coalition to improve water quality more and to study the area further. This will allow the region to secure funding.

B. Shidaker doesn't have legislation, but he wanted to inform the public for the snow & ice removal. We have a list of priorities based on science and public safety. That priority is: 1) Intersections, bridges, surfaces, curves, and hills, 2) Main Thoroughfares, 3) Secondary Streets, 4) Subdivisions (Primary Streets), 5) Cul-de-sacs, 6) Alleys, 7) City Owned Parking Lots, 8) City Owned Sidewalks.

The City has a very good cost on salt right now and not anticipated to be major hit to budget.

#### **COMMITTEE REPORTS AND ACTION**

City Revitalization Committee – Chairman M Snarr had no report.

City Services Committee – Chairman N. Eveland had one item to present.

N. Eveland introduced Resolution No. R-21-6 a Resolution Authorizing the Submittal of a Proposal with the Ohio Department of Transportation for a Grant Through the U.S. DOT Federal Transit Administration (FTA), as Authorized under Federal Transit Law, as Codified, 49 USC Section 5339, Financial Assistance for other than Urbanized Areas and Funds Available from the Ohio Public Transportation Grant Program and Executing a Contract within the Ohio Department of Transportation Upon Grant Proposal Acceptance.

N. Eveland stated that this is to ensure requirements are met to receive federal transportation funds.

B. Shidaker stated we are in no rush to do this as it does not need to be approved by April, 2021.

K. Swindler asked if this was for annual funding.

M. Miller stated yes.

M. Miller stated because of CARES Funds our Transportation Funds will be okay. There is some concern there may be federal transportation cuts.

M. Miller asked that this item was asked to be pulled from the agenda. There will be no reading on this tonight.

N. Eveland asked to add this item for the special committee meetings next week. N. Eveland also wanted to have a conversation to get more money for taxi drivers. The wait time for taxi drivers on Sunday was two hours. We just don't have enough drivers.

Motion by N. Eveland and seconded by B. Liermann to postpone first reading on Resolution No. R-21-6 a Resolution Authorizing the Submittal of a Proposal with the Ohio Department of Transportation for a Grant Through the U.S. DOT Federal Transit Administration (FTA), as Authorized under Federal Transit Law, as Codified, 49 USC Section 5339, Financial Assistance for other than Urbanized Areas and Funds Available from the Ohio Public

Transportation Grant Program and Executing a Contract within the Ohio Department of Transportation Upon Grant Proposal Acceptance  
Motion passed.

Finance Committee – Chairperson K. Fickert had five pieces of legislation to present.

K. Fickert introduced Ordinance No. O-21-5 making miscellaneous appropriations from the “Insurance Deductible/Claim Payments” to “Contractual Services” the sum of \$107,640.00.

Motion by K. Fickert and seconded by J. McKay to give the second reading by title only on Ordinance No. O-21-5 making miscellaneous appropriations.  
5 years.

N. Eveland Abstained.

K. Swindler Abstained

Motion passed.

The Law Director read the Ordinance by title only.

K. Fickert introduced Ordinance No. O-21-6 making supplemental appropriations from “Water Bond Interest Fund” to “Interest-Bondholders” the sum of \$2,162.50, “Water Bond Principal Fund” to “Principal-Bondholders” the sum of \$5,000.00, “Permissive Tax Fund” to “Davids Drive Engineering” the sum of \$225,000.00, “Local Coronavirus Relief Fund” to “Expense/Reimbursement” the sum of \$693.53, “General Fund” to “Retained Hotel Lodging Tax Transfer” the sum of \$443.34, “OEPA/WRS LA Water Plant Improvement Fund” to “OEPA/WRS LA Plant Improvement Loan Expense” the sum of -\$742,238.37, “ODNR-CC to Little Miami Trail” to “Project Expense – CC/ Little Miami Trail” the sum of -\$5,000.00, “ODNR-Luther Warren Path Ext Fund” to “Project Expense- L. Warren Path Ext.” the sum of -\$14,000.00, “Davids Drive Project Phase I” to “Project Expense-Davids Drive” the sum of -\$225,000.00, “Waste Fund” to “Taxes” the sum of \$155.00.

Motion by K. Fickert and seconded by K. Swindler to give the first reading by title only on Ordinance No. O-21-6 making supplemental appropriations.  
7 years.

Motion passed.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by K. Swindler to suspend the rules and regulations and give the second and third readings on the Ordinance.

7 years.

Motion Passes.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by K. Swindler to give the second and third readings on the Ordinance.

7 years.

Motion Passes.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by K. Swindler to pass the Ordinance as read.

7 years.

Motion passes.

President of Council declared Ordinance No. O-21-6 passed as read.

K. Fickert introduced Ordinance No. O-21-7 Making Miscellaneous Transfers From "Program Expenses" to "Equipment- Community Corrections" the sum of \$873.00, From “Water Lease/ Purchase Agreements” to “Burtonville project match” the sum of \$195,305.99.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Ordinance No. O-21-7 making miscellaneous transfers.

7 years.

Motion passed.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to suspend the rules and regulations and give the second and third readings on the Ordinance.

7 years.

Motion Passes.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to give the second and third readings on the Ordinance.

7 years.

Motion Passes.

The Law Director read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to pass the Ordinance as read.

7 years.

Motion passes.

President of Council declared Ordinance No. O-21-7 passed as read.

K. Fickert introduced Ordinance No. O-21-8 an Ordinance Providing for the Issuance and Sale of Notes in Aggregate Principal Amount Not to Exceed \$1,950,000, in Anticipation of the Issuance of Bonds, for the Purpose of Paying at Maturity, Together with other Lawfully Available Funds of the City, the City's Outstanding Series 2020 Phase I Bridge Notes Component of the City's Outstanding Consolidated Issue of Series 2020 Landfill Notes, and Paying Related Lawful Costs of Issuance; Authorizing a Purchase Agreement and a Registrar Agreement; and Declaring an Emergency.

Auditor Vance stated the City issued notes for the landfill this time last year for equipment and the expansion. These are one year, short-term notes that will mature one year from April when they are due. We paid \$500,000 for note. From \$2m, we paid \$500,000.00 and we are re-issuing notes and that happens in April. Our bond counsel wanted us to get ahead of this in case there are any concerns with getting this legislation passed to sell the note at the end of March.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Ordinance No. O-21-8 an Ordinance Providing for the Issuance and Sale of Notes in Aggregate Principal Amount Not to Exceed \$1,950,000, in Anticipation of the Issuance of Bonds, for the Purpose of Paying at Maturity, Together with other Lawfully Available Funds of the City, the City's Outstanding Series 2020 Phase I Bridge Notes Component of the City's Outstanding Consolidated Issue of Series 2020 Landfill Notes, and Paying Related Lawful Costs of Issuance; Authorizing a Purchase Agreement and a Registrar Agreement; and Declaring an Emergency.

7 years.

Motion passed.

The Law Director read the Ordinance by title only.

K. Fickert introduced Resolution N. R-21-7 a Resolution Authorizing Payment of Expenses Incurred to Prior Fiscal Year.

Motion by K. Fickert and seconded by K. Swindler to give the first reading by title only on Resolution No. R-21-7 a Resolution Authorizing Payment of Expenses Incurred to Prior Fiscal Year.

7 years.

Motion passed.

The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by K. Swindler to suspend the rules and regulations and give the second and third readings on the Resolution.

7 years.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by K. Swindler to give the second and third readings on the Resolution.

7 years.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by M. Snarr to pass the Resolution as read.

7 years.

Motion passes.

President of Council declared Resolution No. R-21-7 passed as read.

Judiciary Committee – Chairperson M. Purkey had no items to report.

Public Works Committee – Chairperson K. Swindler had one item to report.

K. Swindler introduced Resolution No. R-21-5 a Resolution Authorizing the Hiring of Counsel.

This legislation will permit Wilmington to obtain counsel in Federal court in PFAS for water contamination when the chemicals were detected in Wilmington's water supply. Approximately six percent of Ohio municipalities are finding this in the water and they are now suing the manufacturers. The runoff in water supply, those chemicals in commercial products and fortunately, all of the algae blooms issues are not being in our drinking water, all of those items can help us also remove PFAS from our water supply. That will require additional chemicals and be an additional cost to the city and we can hopefully get those costs covered. We are grateful we have the systems in place for safe drinking water for the water customers in Wilmington. Our levels are low, which is concerning. The agreement is a contingency agreement and they will only be paid if they win. We are not risk at paying a large amount. There are several stipulations in the contract which ensure the City is protected.

J. McKay asked whether we reached out to them or they reached out to us.

B. Rudduck stated they reached out to me. The City will be a very passive fish. This can only benefit us. Our only concern was is we didn't want the Port Authority to be adversarial.

Motion by K. Swindler and seconded by K. Fickert to give the first reading by title only on Resolution No. R-21-5 a Resolution Authorizing the Hiring of Counsel.

7 years.

Motion passed.

The Law Director read the Resolution by title only.

Motion by K. Swindler and seconded by K. Fickert to suspend the rules and regulations and give the second and third readings on the Resolution.

7 years.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by K. Swindler and seconded by K. Fickert to give the second and third readings on the Ordinance.

7 years.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by K. Swindler and seconded by K. Fickert to pass the Resolution as read.

7 years.

Motion passes.

President of Council declared Resolution No. R-21-5 passed as read.

K. Swindler stated that in committee also discussed several other topics regarding the water treatment facility. The first shipment of fluoride will arrive next week and by early March we will have drinking water for all customers. We are grateful we can bring this project to customers in the City in an efficient and cost effective manner.

K. Swindler stated the Burtonville reservoir project was also discussed and reassured committed and council that fortunately all of the work we've done to ensure we mitigate algae blooms, we have layered systems, including reservoirs, we have multiple opportunities to filter out ways to keep our drinking water clean.

Wastewater treatment facility will also move forward with the design-build facility and 2024 the facility will hopefully be operational.

B. Shidaker stated that this fluoride is a long time coming and was presented to voters. The voters spoke on this issue three or four years ago.

Solid Waste/Recycling Committee- Chairperson J. McKay had no items to report.

J. McKay stated recycling should go out next week.

### REPORTS TO COUNCIL

Motion by J. McKay and seconded by B. Liermann to approve the Auditor Treasurers Report as presented.

7 yeas.

Motion passed.

### OPEN TO PUBLIC

M. Miller stated to council we are still working on sound and video capabilities for chamber and community room. We have a great relationship with the Chief Bailiff who knows technical items well. She thanks Councilman M. Purkey for sound reviews and assistance. Some of the work required is backordered and some is COVID related and workload. TV is being installed tomorrow and we are still working to get everyone back safely. We are also concerned with hearing one another where disc mics will be hands-free. Following public health orders and directives, this will be the best availability to accommodate the rules in the community room rather than council chambers.


B. Liermann stated Bill Ramsier passed away in Bluffton at the age of 84. He was a legend in the community and in the football community. Bill Ramsier was a great man in the Wilmington College football community.

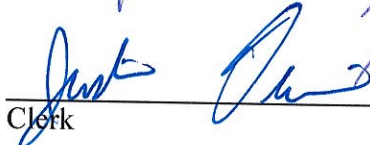
N. Eveland stated he received a letter for Job & Family Services for his application for unemployment had been approved. Yesterday, he received a letter stating he'd been approved and it gave him a log-in and a sign-in to his account so he went out to Job & Family Services. N. Eveland reported it to the state and encouraged other folks to report it as well.

### ADJOURNMENT

A motion was made by B. Liermann at 8:55 p.m.  
President M. McKay declared meeting adjourned.

ATTEST:

  
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President of Council

  
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Clerk