

Wilmington City Council met in regular session on Thursday, September 18, 2008, with President Fred Ertel presiding.

President of Council – Fred Ertel: I would like to call the Thursday, September 18, meeting of Wilmington City Council to order, please. Roll call.

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

Chief Hatten was also present.

Council gave the Pledge of Allegiance to the flag.

A motion was made by Wells and seconded by Jaehnig to approve the minutes of the council meeting of September 4, as received.

Motion passed.

Minutes approved as received.

President Ertel: I would like to have here a third reading on an ordinance to approve the dedication plat of Buckeye Hills Subdivision. Do we have any discussions?

A motion was made by McKay and seconded by Peterson to give the third reading only on an Ordinance Accepting the Plat of Buckeye Hills Subdivision.

Motion passed.

Director of Law read the ordinance by title only.

A motion was made by McKay and seconded by Popp that the ordinance be passed as read.

Motion passed.

President of Council declared Ordinance No. 4795 passed as read.

Mayor Raizk: Thank you Mr. President. It has been a busy week and certainly we have had our trials and tribulations and Larry is going to give a more detailed report about some of the damage. But I want to personally thank all the city workers for everything that they have been doing. They have been doing just a fabulous job of pitching in whenever they can. We met on this several times, but from Jerry at the Water Department, we made a decision to allow folks without water to come to the Water Department. You all have seen that, to get water, so that we could help provide for their needs and they have been taking advantage of it. I talked to Jerry this morning and that has been good in this emergency situation where those folks who still don't have power and obviously their wells can't operate. Everybody at least has been serviced pretty well with water here and DP&L has been working very hard. We have been in constant contact with them about getting power back on; we know there is several enclaves that still don't have and they are working very much to do that. Many of these places are where they need to make actual repairs and that is where it slows it down. Where they actually either have to replace wires or replace transformers or put up new poles and so forth. They tried to get as many people on as they could with just the clearing of debris, getting the lines up. Our hearts go out to everybody whose has been inconvenienced. We were just talking about the blessings that we have had with the moderate weather that has helped at least mitigate some of the effects of this storm in that we haven't had extreme heat where the air conditioning needed to be in place and we haven't had extreme cold. We have not had a lot of rain, although we need rain. At least at this point, it has been helpful for the crews to be able to work safely. I want to send my thanks out to everybody in police and fire and emergency ambulance and especially Denny's guys and all our crews, water and sewer who have been working around the clock trying to help with this and we will just keep on plugging. A couple of things just to mention to you is that as we have gone through we have identified some things where we think we are deficient, as you all remember taking your homeland security tests and so forth we have put together some disaster plans over the last several years with our emergency team, Mike Jones and Mary Kay serves on that, but as we prepared plans for the city one of the things that we identified was that the taxi facility,

one of our newest building and certainly a space that could be used, was early on identified as was required by the plan., a place for the court to operate in the event of a tragedy so that one of the first things to reestablish order is to keep the legal system functioning. We delineated our taxi facility as a second home for the courts to operate, the municipal court primarily. Phil Floyd, our new transportation manager, has identified that we do not have a generator down there. One of the things that became clear on Monday was people still needed rides or maybe they needed some help getting places and so forth so we quickly created a plan for the taxi so move up here where they could be accessed by our dispatch through the PD. As it turned out that was not necessary, the power came back on over there relatively quickly so we were not forced to do that, but it did point out the problem. We are going to purchase a large functioning generator that could work there, not only to just run the taxi and the dispatch, but also that would provide the heat and the air conditioning and that large space in there could be used as a shelter should that ever become necessary in the garage area. We think that is something we need to do and Denny's generator is an old World War II model surplus and we are going to replace that so we can make sure that we have adequate because he needs that to run the pumps to fuel our vehicles for the emergency so we have to do that. So those are a couple of things that you will be hearing about soon. Phil has money in line in his budget so we are going to go ahead and make that determination to get that going and then we will need to do something, but that will give us some generators that will help us to remain functional through this kind of sustained power loss. We really haven't had this quite this sustained before as Larry, I am sure will tell you, DP&L in our blizzard back in March, they had seven circuits down, is that correct Larry.

Larry Reinsmith: It was four or five.

Mayor Raizk: This time they had 50 circuits, so it was 10 times the outages that they had before. They are down to 4,000 people in the county, is that what Dave told you?

Larry Reinsmith: Yes, and that is down from 13,000 last night.

Mayor Raizk: They have made some good strides today.

Larry Reinsmith: They still have 90,000 out in their service area, and theirs is a 24 county service area. This was classified as a catastrophe event.

Mayor Raizk: But thanks everybody, Nick will you please share that with all your forces and Larry with yours. I think everybody did a great job. The only thing I just wanted to give you a little update, went back to Washington on Tuesday and before the Transportation Committee. I think our story is getting a lot more traction on Capitol Hill and we are getting, if some of you saw the broadcast, Chairman Overstar has said that he believes there is a prima facie case in this and hopefully they will continue to pursue that. Now whether the Department of Justice does that or not, we don't know, but the reality is that I think we have gained a lot of traction and we have made some strides. Every once in a while you know you are sitting there alone on an airplane trying to think did you do any good but I think we have. The relationships are still good between all the companies and the city, and I had some good discussion with the CEO John Mullen and of our goal of trying to regain control of the airport and I think he had said at least on the floor of those chambers, has been receptive to that, when has been asked that question by various legislators and he has also been receptive to our proposal that it be gifted and so we'll soon find out down the road how that is going to work out. We are going to continue to fight for these jobs and we are not going to lay down and I think everybody on the Task Force has been working very hard and all the different various venues. I think we are going okay, I really do. I appreciate everybody's support on these issues. If you have any questions, I will be glad to answer them sometime, but we got a pretty full agenda so I'll shut up. Also, I think everybody got this about Time Warner and I'm trying to be perfectly honest, I have no idea what it means and I know that in February I will become completely anachronistic because I have often used my phrase, "I'm an analog guy in a digital world" and I realize that in February the world is going digital and what the hell am I going to do then. But I have read through this, I am not really sure, if you all have questions we'll get Mike Rector up here and maybe he can explain it a little bit better. Thank you all.

President Ertel: Very good, thank you Mr. Mayor.

Asset, Acquisition and Use: Chairperson Mongold – We have a resolution tonight accepting the petition for the annexation of certain territory in to the city pursuant to Ohio Revised Code §§709.22 & 709.04 this is the Steinkolk Annexation. We previously legislated this, this has just come through the commissioners, and this is just accepting it.

A motion was made by Mongold and seconded by Peterson to give the first reading only on the resolution Accepting the Petition for the Annexation of Certain Territory into the City Pursuant to O.R.C. §§ 709.22 & 709.04.

Motion passed.

Director of Law read ordinance 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Resolution No. 2102 passed as read.

Auditor: No report.

Finance Committee: Committee Chair Sandy Mongold: We have several items this evening; the first item is an ordinance making supplemental appropriations.

A motion was made by Mongold and seconded by McKay 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; Peterson, 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ordinance No. 4796 passed as read.

Chairperson Mongold - The second item is one item, an ordinance making miscellaneous transfers.

A motion was made by Mongold and seconded by Peterson 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; Peterson, 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 Popp to pass the ordinance as read.

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

Motion passed.

President of Council declared Ordinance No. 4797 passed as read.

Chairperson Mongold: The next three items are creating new funds. The first fund is the Indigent Defense Support Fund. The second fund is the SCRAM Fund, all of these are related to the Municipal Court and it has to do with Senate Bill 17 and the third is Court Special Projects Fund according to the Ohio Revised Code 1901.26 (B)(1).

A motion was made by Mongold and seconded by McKay to give the first reading only on an ordinance Creating A New Fund. (Fund #284 Indigent Defense Support Fund)  
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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ordinance No. 4798 passed as read.

A motion was made by Mongold to give the first reading only on an ordinance Creating A New Fund. (Fund #285 SCRAM Fund)

Councilmember Jaehnig – Sandy, what does SCRAM mean?

Clerk of Council Laura Curliss: It is a bracelet they wear on their ankle and it is for repeat alcohol offenders, OVI mainly. It can detect alcohol in the blood stream apparently. It has been used successfully in many states in the country.

Councilmember Peterson: Is this something we are going to be buying or are we contracting with somebody to furnish these?

Clerk of Council Laura Curliss: I think that is probably what the court is going to do.

Councilmember Peterson: We have to administer, just contract with somebody.

Director of Law Kathryn Hapner: The court is responsible for administering and I am assuming that they will contract with someone in the probation department.

Councilmember Jaehnig - What is the fee in this?

Clerk of Council Laura Curliss: There is a letter in your packet all about it.

President Ertel: Do I have a second on the motion.

Seconded by McKay.

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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ordinance No. 4799 passed as read.

A motion was made by Mongold and seconded by Peterson to give the first reading only on an ordinance Creating a New Fund. (#286 Court Special Projects Fund)

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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ordinance No. 4800 passed as read.

Chairperson Mongold: The next item is a resolution Accepting Local Government Assistance Formula as Provided by the Clinton County Auditor.

A motion was made by Mongold and seconded by Peterson to give the first reading only on a resolution Accepting Local Government Assistance Formula as Provided by the Clinton County Auditor.

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.

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

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Resolution No. 2103 passed as read.

Chairman Mongold: The last item tonight is another resolution Accepting the Amounts and Rate as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor.

A motion was made by Mongold and seconded by McKay to give the first reading only on the Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor.

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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Director of Law read 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; Peterson, yes; Wallace, yes; Popp, yes; Mongold, yes; McKay, yes.

Motion passed.

President of council declared Resolution No. 2104 passed as read.

Water Committee: Committee Chair Mike Wallace - No report, Mr. President.

Street Committee: Committee Chair Peterson: We have one item. You recall we had the initial two readings on this. Initially the legislation was to remove parking from the far side of Gallup Street. We have since worked with the local residents and the committee and the Streets Department and have amended the legislation to remove

parking on Sugartree (missed a few words) so there would be a better turning radius. The first thing I would like to do is move to amend the legislation.

A motion was made by Peterson and seconded by seconded by Jaehnig to amend the legislation

Motion passed.

President of Council declared legislation amended.

Mayor Raizk: Cindy, may I ask a questions? We are still having then for most of Gallup parking on both sides?

Committee chair Peterson: Yes, parking on both sides for most of Gallup.

A motion was made by Peterson and seconded by Mongold to give the third reading only on the ordinance Amending the Traffic Control Map and the Traffic Control File, As Amended.

Motion passed.

Director of Law read the ordinance by title only.

A motion was made by Peterson and seconded by Jaehnig that the ordinance be passed as read.

Motion passed.

President of Council declared Ordinance No. 4801 passed as read.

Solid Waste/Recycling Chairman Wells: I have no report tonight, but I would like to thank the citizens for recycling as much as possible. I could hardly carry the bag out to the street for all the jars as we were throwing things away. It seems like there are a lot of blue bags out at the curb this week. I would like to thank everybody for recycling, saving our landfill.

Director of Public Service, Larry Reinsmith: We had about 200 bags yesterday full of leaves. The wind was very strong because we saw blue bags in Clarksville and Blanchester sitting right next to the Rumpke dumpsters. It was a strong wind.

Wastewater/Sewer: Chairperson McKay - No report.

Judiciary Committee: Chairperson McKay: Yes Mr. President, we do have an ordinance of which we will be asking for the first reading. This is a small change in an ordinance that has to do with transport of juvenile curfew violators. This was brought to the attention of the committee by Assistant Chief Weyand and it helps the Police Department not waste their time when they pick up curfew violators.

A motion was made by McKay and seconded by Jaehnig to give the first reading only on the ordinance Amending Section (C) of Chapter 509.10 of the Codified Ordinances of the City of Wilmington.

Motion passed.

Chairman McKay requested the next reading be on the agenda for the next meeting.

Committee Chair McKay: The next item is a resolution authorizing submittal of a proposal for an Ohio Department of Transportation Grant. Are there any questions or comments about this?

A motion was made by McKay and seconded by Peterson to give the first reading only on the resolution Authorizing the Submittal of a Proposal with the Ohio Department of Transportation for a Grant Through the US DOT Federal Transit Administration (FTA), As Authorized Under Federal Transit Law, As Codified, 49 USC Section 5311, Financial Assistance for Other Than Urbanized Areas and Funds Available from the Ohio Public Transportation Grant Program and Executing a Contract with the Ohio Department of Transportation Upon Grant Proposal Acceptance.

Motion passed.

Director of Law read resolution by title only.

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

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

Director of Law read resolution by title only.

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

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

Motion passed.

President of Council declared Resolution No. 2105 passed as read.

Safety Committee - Chairperson Wells: No report, Mr. President.

Downtown Revitalization Committee : Convener Sandy Mongold - No report.

Parks and Recreation Committee: Convener Mike Wallace: No report, Mr. President.

President Ertel: Mr. Service Director would you like to give a report?

Director of Public Service Director: - Larry Reinsmith: The Mayor covered some of the stuff, but we will repeat it anyway. Like he said, according to DP&L we still have about 4,000 people out of service in Clinton County, which is down from 13,000 last night. I drive the town every night; you can kind of see where everything is coming back on line. We have had some big areas, I know Southridge come on line last night. It was a big area that was out. We still got an area out behind Pizza Hut, a little bit in McDermott Village, just a little bit in Timber Lane, and spotty ones, like Leilani. But you know they still have 90,000 people out and there is no rhyme or reason of how they do these. I talked to a service guy today and he said basically, he came in from North Carolina, they just assigned me a circuit HH1 or something like that. He starts at a substation and takes off and works everything along that circuit. He was over on A Street today and he was going to end up out on Center Road. He was just kind of working that, he wasn't working the City of Wilmington. We have had a lot of people calling in and accusing DP&L of everything. But they have a priority list like we do when we plow snow and they hit the hospitals first, they hit schools, they hit water treatment plants, wastewater plants. They try to get all those things on line first. At the same time, they work those circuits and they also pick up subdivisions and things like that. They got over 1,000 workers in the area, working their area, working 24 /7 they said. They've got workers from seven different states. They estimate having everybody's power back on by Sunday evening and the only exception would be those that have drops that were torn down,

individual drops and those are going to take a little longer. Some of them have some real messes where trees have taken out there drops. I think we just have to cope with it. Like I said earlier there were over 50 circuits locked out and before they could turn on the substation they had to get all the trouble cleared on those lines and sometimes they would clear them, start them back up and things would arc and start fires and everything else and they had to shut them back down. I think it shows some of our weaknesses, I mean we all saw our own weaknesses at our houses when we knew we didn't have enough batteries or enough candles or any transistors radios and you think your O.K., you can do it for about two or three hours or a day maybe, but after the second or third day things get a little exciting. I told the Mayor I was out riding the neighborhood last night over on A Street and one of the neighbors over there on the corner, he had set up about 50 chairs and he had a free movie and hot dogs and they had a movie being broadcast on the side of a house. It was pretty neat. It was a big picture. That whole neighborhood was totally black, but this movie was being shown on the side of the garage. It was pretty neat.

Mayor Raizk: That is a great example of neighbors helping out.

Director of Public Service: I know our secretary she was out and she said the guy come up and was handing out pamphlets earlier in the day and said hey there is going to be free movie and hot dogs tonight down here on the corner. Everybody kind of worked together. Hopefully, we can get that area out there behind Pizza Hut on tomorrow. That signal out there is a troublesome signal. We had other problems we were facing

like the water plant, we have two 1500-gallon gas tanks there for our generator, we figure we had about three days worth of run and we used them all. But maybe we need to look at a natural gas generator; that is something we might think about. We sold water again to Western Water, they were in trouble and all their booster pumps coming up from Cincinnati were, they had no power for those, we helped them out again. This is the second time we have helped Western Water with water. That worked out good.

We finished our sewer project on Darbyshire and got it paved out. We are opening bids tomorrow on the sewer project going through the cemetery. We are engineering our street urban paving project and we are doing repairs out on Davids Drive that they had some problems with and they repaired them yesterday. We told them today that they would have to redo them again.

Councilman Jaehnig: Larry, one of the things I noticed, as I had to travel all over the place this past week, is there a reason we don't or could we get to a point, a lot of the communities I was in where there was a signal out in the center of the intersection they had 4 way stop, like a stop sign on a . . . . .

Larry Reinsmith: On a pedestal.

Councilman Jaehnig: They just had it on light horses, just something. Because I know that very first day the police were chasing down accidents, after everybody got used to it they got pretty used to stopping. But I know at first it was real bad.

Larry Reinsmith: We have 30 signalized intersections, and they were all out.

Councilman Jaehnig: I understand that, but the downtown intersection was out for many days. The intersection over by Pizza Hut is still out and I would think at some of the major intersections something of that nature might be helpful unless there is a reason that I don't understand and why it's a bigger problem than a help.

Larry Reinsmith: They were saying the state law says that in the absence of a street light signal, the state law says it becomes a four way stop or whatever. People were really pretty good. I was amazed at how good some of the intersections really served with people coming up and going and taking their turn. Every once in a while you would get somebody flying through.

Councilman Jaehnig: I think it had more to do with that first day until people got used to it. But some of those major intersection, if you are from out of town and you are not aware that it is there, especially at night when it is dark, that is when things were getting kind of hairy. I know that Monday morning at 5:00 am when I was going through town, it was dark and besides being dark, we had people blowing lights that just had no idea I think they were actually coming up on.

Mayor Raizk: There is a misconception that when a traffic light is out, if you are on a through street you have the right-of-way. Thank goodness, the people on the radio have been helping to straighten that out. When there is no power at an intersection it becomes a four way stop and all the four way stop rules apply.

Larry Reinsmith: Listen to Willie, Willie will straighten you out.

Mayor Raizk: Willie did a great job, but there isn't any directional right-of-way when the traffic signal is out. A lot of people assume that there is, I was honking to the guy up by the hospital because he was coming down and he was, he kept on going and I just honked, cause he was on a one way and he thought that was a through street and Farquhar shouldn't be a stop. I said no, I just kept honking at him trying to track him down. It kind of made me mad that people weren't stopping. That is a good suggestion; we will take a look at it.

Larry Reinsmith: We have a few stop signs on pedestal bases that we can set out there.



Mayor Raizk: Maybe we can come up with a series of those kind of things to pop around.

Larry Reinsmith: I heard a woman on the radio talking about a company that sell those signals. They say a cop has to set there and with a remote control and flip them. How many cops do we have to do that?

Councilman Jaehnig: They have more important things to do.

Larry Reinsmith: I would think so.

Safety Director – Nick Babb: Sunday afternoon in dispatch was interesting. I was up there for a while. Two dispatchers and Assistant Chief Weyand were there. It was all they could do to keep up with the 9-1-1 calls. They did a great job. I want to thank our dispatchers, fire department, police department, especially those who were off duty and came in to help us out. We did look at, in fact Dave Allen and I discussed this a couple of weeks ago. We have a quote from a company to operate this intersection and this one over here converting it to LED lights with a back up battery system. Only downside to that, they only last 8 to 10 hours and \$17,000 for two intersections. I wasn't coming through Wilmington at 5:00 in the morning, but for the most part I saw one guy go through an intersection but for the most part people did a pretty good job. The only topic or concern we have right now, as you know we put a new radio system out on the water tower out on Nelson for our tornado warning system and that has no power. Our back-up battery for that has long since died. If we had a weather front coming in Chief Hatten would be sending a cruiser out there to jump that radio to operate that radio but that is not a good solution to the problem. We may be coming to safety and finance for some small generator out there. We may look at some other alternatives too, because that is a remote location to have a fuel source out there.

Mayor Raizk We may look at solar batteries too.

Safety Director-Nick Babb: I don't know if that radio can operate on that.

Mayor Raizk: Can it operate that way, I know some of the traffic lights have solar batteries.

Safety Director – Nick Babb: I don't the power of that radio when it emits a signal. We will be looking at different alternatives to correct that problem. We never thought the power would be out this long. But as I speak right now it is down. Other than that, any questions for me?

Councilman McKay: The sirens were not set off, is that correct?

Safety Director – Nick Babb: Right. We got nothing from the National Weather Service as far as . . . just a high wind warning.

Councilman McKay: I just wondered in the future if there would be a thought, and I mean it was real bad situation, I don't know how you make a judgment on that.

Safety Director- Nick Babb: We could look at that protocol; our protocol just covers tornados right now.

Mayor Raizk: We had no indication from anybody, none of the power companies, when talking to their high-level spokesmen, we had no warning, as Rob and I were talking about before council started. One of the televisions station said the forecast was breezy.

Safety Director – Nick Babb: Coincidentally I was talking to my daughter in Arkansas and they got the brunt of that storm. It didn't hit them as hard, but they were saying down there, the weather people, that they thought the Ohio valley was going to really get hit by this. They knew it down there.

Paul Hunter: They said Sunday morning there was going to be a wind advisory, high winds.

Mayor Raizk: They didn't have a warning or anything like that that was any protocol.

Director of Public Service – Larry Reinsmith: Some of the other damage that was received was out at the reservoir. You never think about this, but it could be a lake really and you know we put riprap around part of that basin this year and had that all repaired. They had four and 5-foot waves in that reservoir that washed out a whole other section here. There was a lot of damage over 8 or 9 hours of that wind and those waves. It even eroded it where the brick was and took it out. We have a little more work out there.

A motion was made by Peterson and seconded by Jaehnig to accept the Auditor-Treasurers report for August 2008.

Motion passed.

Reports accepted as presented.

President Ertel – At this point we would like to open the meeting up to any members of the general public or council to address council while in session. If you would please come to the podium and state your name and address for the record.

Paul Hunter, 200 Randolph Street, Wilmington: At the last council meeting that Mr. Reinsmith attended he made a couple of remarks challenging both my integrity and my planet of residence. In response to Mr. Wells' comment that I had brought up some questions about two classification actions Mr. Reinsmith blurted out from the audience and I quote, "I don't know where he got his numbers or what planet he's from" and "Mr. Hunter kicked out numbers like \$96,000 for that job classification and that's wrong." Apparently not realizing that the general fund's portion of employee's fringe benefits are a percentage of their earned income, he stated "His fringe benefits aren't going up anymore because he's doing a little extra duty," not factual. What I had actually said in my presentation to council and in a letter to the editor was that "One of the four jobs will eventually cost the taxpayer's general fund \$95,000 per year." This number reflects the information from the city pay ordinance plus fringe benefits such as pension contribution, Medicare and worker's compensation. If one adds in health insurance, the number is significantly higher. I have brought these facts to Mr. Reinsmith's attention and requested that since he had made the disparaging and untrue remarks about my integrity, in public, he should if he were a person of honor, correct the record in public. After all, I am one of his employers. That fact that I am standing before you at this time speaks to the question of honor. Thank you.

President Ertel: Thank you, Paul. Mr. Reinsmith.

Director of Public Service – Larry Reinsmith: I am not going to get into a mud-wrestling contest. I was told by another mayor to never get into a mud-wrestling contest with a pig. After while you realize you are going to end up really muddy and find out the pig really enjoys it. I am just not going to do it and I am not going to apologize to you, Paul. It is done and that's over with.

Paul Hunter: I didn't expect you to Larry.

Director of Public Service – Larry Reinsmith: I just expect you to quit your whining. You never let anything die after it goes on and on. I still hear complaints about the Wal-Mart sign. You just won't let anything die.

Paul Hunter: You're talking through your hat.

Director of Public Service – Larry Reinsmith: There is only one person who is going to judge me on that day and it's not going to be you.

Paul Hunter: So I can shut up and never say anything contrary to your feelings.

Director of Public Service-Larry Reinsmith: What I'm saying is that I have lost all respect for you. The things you do.

Paul Hunter: You never had any, Larry.

Director of Public Service – Larry Reinsmith: He was out trespassing on a person's property out on Nelson Road and the man stopped him and said what are you doing? I'm Paul Hunter. The man said what are you doing here? I'm doing a little research for the city. You represented yourself as an employee of the city.

Paul Hunter: You're talking through you hat again.

Director of Public Service – Larry Reinsmith: I had another party tell me that you were dumping all your trash into a dumpster at church and they told you to stop doing that you drove through their church. They let you dump there to help them out and then they have a yard sale because they are struggling and what do you do, you call the police and tell them they have three signs for the yard sale.

Paul Hunter: You are a man with no honor and I will maintain that and it is provable in this particular case. I wish you a happy and early retirement, Larry. I'll be happier and the city will be better off.

Director of Public Service - Larry Reinsmith: I wish you something, but I won't do it right here.

Dick Unger- 1036 N. Lincoln Street: I don't have anybody to yell at or anything. I just want to bring something up that was brought up three years ago this month. I stood before you to advise you of a dangerous travel route for walkers and people who ride bicycles. I used to ride my bike on this road going to shop at Lowe's, Ace Hardware, Generations, city park and other businesses in the Rombach shopping area. Twice I was almost hit by a car so I no longer ride my bike to shop at these businesses or go to the park. Mr. Unger concluded by asking council to address this problem as he asked them three months ago.

Mike Curry introduced himself to the audience and discussed his campaign for re-election for Clinton County Commissioner in the upcoming election.

A motion was made by Jaehnig and seconded by Peterson to adjourn.

Motion passed.

Council adjourned.

ATTEST:

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President of Council

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Clerk