

Wilmington City Council met on Thursday, May 7, 2009, with President Fred Ertel presiding.

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

Assistant Chief Weyand was also present.

Council gave the Pledge of Allegiance to the flag.

A motion was made by Jaehnig and seconded by Peterson to approve the minutes of the last regular meeting, April 16, as received.

Motion passed.

Minutes approved as received.

President of Council – Fred Ertel: Mr. Mayor?

Mayor Raizk: Mr. President, I have no report. I would like to say just one quick thing. I want to thank Rob Jaehnig and everybody who participated in “The Big Cut.” I think that was a great uplifting experience for those who participated. Congratulations, Rob; it was another great job. Two, I would also like to say that we are looking very forward to Mr. Leno’s appearance in our community on Sunday. Every time we get mentioned on the air, just a few more people find out where Wilmington, Ohio, is, and there is not a darn thing wrong with that. That is all I have.

President Ertel: Thank you so much. Committee Reports. Asset, Acquisition and Use, please.

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

President Ertel: Thank you. Mr. Auditor?

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

President Ertel: Okay. Finance Committee? Sandy?

Finance Committee – Chairperson Sandy Mongold: Yes. We do have an ordinance which will be supplemental appropriations tonight. Are there any questions? I believe I have spoken with several council members to explain the items.

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 Ord. No. 4843 passed as read.

Councilwoman Mongold: The second item tonight is an ordinance for payment of expenses incurred in prior fiscal year. That is the “Then and Now.”

A motion was made by Mongold and seconded by McKay to give the first reading only on the ordinance Authorizing Payment of Expenses Incurred in Prior Fiscal Year.
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 Ord. No. 4844 passed as read.

Councilwoman Mongold: That is all we have.

President Ertel: Thank you. Water Committee?

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

President Ertel: Thank you. Streets Committee?

Street Committee – Chairperson Peterson: We have the second and third reading to amend the traffic control map to rename Old State Route 73 as Progress Way.

A motion was made by Peterson and seconded by Jaehnig to suspend the rules and give the second and third reading on the ordinance Changing the Street Name of Old S.R. 73 to Progress Way, 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 Peterson and seconded by Jaehnig 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 Ord. No. 4845 passed as read.

Councilwoman Peterson: I also want to thank Councilman Wallace for leading the committee that made this name selection.

Councilman Wallace: You're welcome. It took hours of labor to do that.

Councilwoman Peterson: That is all we have.

Mayor Raizk: You know, of course, the close runner up was "Wallace Way."

Councilman Wallace: We haven't given up on "Hurricane Alley" yet, either.

Mayor Raizk: No,...we have to keep "Hurricane Alley" open.

[Laughter and Banter]

President Ertel: Solid Waste and Recycling? Don?

Solid Waste/Recycling Committee: Chairperson Don Wells: We have one item on the Agenda tonight. The first reading on an ordinance approving the Clinton County Solid Waste Management District Plan. I hope everybody has gotten to look that over. They made the changes we asked for, and I think everything is in order. Does anybody have a question on that?

Councilwoman Peterson: I just want to commend you and the committee for all of the work you have done. Your collaboration....

Councilman Wells: I think everyone worked together very well.

A motion was made by Wells and seconded by Peterson to give the first reading only on the ordinance Approving the Clinton County Solid Waste Management Plan.

Motion passed.

Director of Law read ordinance by title only.

Councilman Wells asked to have the second reading at the next council meeting.

Councilman Wells: That is all.

President Ertel: Thank you. Wastewater/Sewer Committee?

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

President Ertel: Thank you. Judiciary Committee?

Judiciary Committee: Chairwoman Leilani Popp: No report, Mr. President.

President Ertel: The first time in recorded history that the Judiciary Committee had no report. Safety Committee?

Safety Committee- Chairperson Don Jaehnig: We have two items tonight, Mr. President. Both items are grants. This will be going for three readings on both items, so that we can get them applied for as quickly as possible. The first one is for the Edward Byrne Memorial Grant for \$75,000. This is to help fit some of our cruisers with computers finally. This is something that we have wanted to do for a very long time, and it will help make our officers much, much more efficient, especially in emergency circumstances. When there is a fire or something major going on, dispatchers are pretty well tied up at that particular point. How many cars will we be able to do with this, Duane?

Assistant Chief Weyand: Actually, we will be able to do all of them.

Councilwoman Peterson: Are these laptops so they can do all of the reports and everything?

Assistant Chief Weyand: They are not laptops. They are actually fixed mounted computers.

Councilman Jaehnig: They will be able to run license plates and do background checks and things like that.

Assistant Chief Weyand: [Inaudible for Transcription] in the cars.

Councilwoman Peterson: Okay. Thank you.

Councilman Jaehnig: Now is this the standard system or is this like the upgrade that Cincinnati has that automatically reads the license plates?

Assistant Chief Weyand: No, that is a totally separate system in itself. It is nothing like that, no.

Councilman Wallace: Does this grant cover all of the costs or is it a matching grant? How does this work financially?

Assistant Chief Weyand: It is a matching grant. We have to come up with 25% of the cost. So the thought was our 25% will come from federal forfeit funds that we have that will cover the difference in that. Then, it should pay for everything else that associates

with that. It will basically work off of air cards. After the first year, we will have to cover the cost of the air cards. So they will also have internet capability while they are in and out of their cars.

Councilman Wallace: So we think the cost is going to be about \$100,000 cost and we will pay \$25,000.

Assistant Chief Weyand: I'm sorry?

Councilman Wallace: So you are thinking this is about a \$100,000 expense, and we are going to put in \$25,000 and the grant is \$75,000?

Councilman Jaehnig: And the \$25,000 is going to come from the forfeited drug money.

Councilwoman Peterson: That is what I couldn't hear.

Assistant Chief Weyand: Forfeited funds. It is no cost to the taxpayers.

Councilman Jaehnig: How many computers are going in the cruisers?

Assistant Chief Weyand: Nine. The thing is a lot of technology has come down in cost over the years.

Mayor Raizk: When we first started looking at this system, it was a quarter of a million dollars originally, and it has really dropped in price...for a system like it.

Councilman McKay: And we have over \$80,000 in federal forfeited funds, correct?

Councilman Wallace: And it is proven software, right? [Inaudible for Transcription]

Assistant Chief Weyand: We're going to use the same stuff that we currently have downstairs. It is basically going to put the officers out on the road and they can do their paperwork while they are sitting on the intersection or something.

Councilman Wallace: So we know what is there, right?

Assistant Chief Weyand: Right.

A motion was made by Jaehnig and seconded by McKay to give the first reading only on A Resolution Authorizing the Mayor to Submit an Application for an Edward Byrne Memorial Justice Assistance Grant of \$75,000 for Mobile Computers from the Office of Criminal Justice Services, a Division of the Ohio Department of Public Safety and Declaring an Emergency.

Motion passed

Director of Law read resolution by title only.

A motion was made by Jaehnig and seconded by Peterson 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 the resolution by title only.

A motion was made by Jaehnig and seconded by Peterson 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 Res. No. 2138 passed as read.

Councilman Jaehnig: The second item is three readings on a resolution for another grant to the Rural Law Enforcement to Combat Drugs Grant for cameras. Duane, these are not for the vehicles, correct? These are cameras for trouble areas.

Assistant Chief Weyand: These are cameras that you take regular pictures with. Plus, they are for our interview room and stuff like that. The stuff we are applying for fits the

definition of what is in there. It is really a Rural Law Enforcement Investigative tools-type grant that falls under the heading of solicitation as it combats Crime and Drugs Grant. We are looking to basically put interview rooms in our downstairs and have cameras and DVRs so you can record those types of things.

Councilman Wallace: Again, is this a matching-type grant?

Assistant Chief Weyand: It is not.

Councilman Wallace: It covers everything?

Assistant Chief Weyand: Yes.

A motion was made by Jaehnig and seconded by Peterson to give the first reading only on A Resolution Authorizing the Mayor to Submit an Application for a FY 2009 Recovery Act Assistance to Rural Law Enforcement to Combat Crime and Drugs Grant for \$11,000 for Digital Audio Video Surveillance Equipment and Declaring an Emergency.

Motion passed.

Director of Law read resolution by title only.

A motion was made by Jaehnig and seconded by Mongold 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 the resolution by title only.

A motion was made by Jaehnig and seconded by Wells 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 Res. No. 2139 passed as read.

Councilman Jaehnig: Duane, I would like to thank you for all of the work you did in identifying these and applying for them. I think this is a great step in the right direction. Thank you. That is all we have, Mr. President.

Mayor Raizk: I just want to second that. Duane has been doing an outstanding job as Assistant Chief, not only in operations but also in finding these grants...the COPS grant we are working on, and these three grants. He is always looking and working to try to make it better for us to do a better job. I want to publicly thank him. Also I said in the committee meeting, but I will say it here out in open session. I would like to congratulate him. He will be receiving his Bachelor's Degree from Wilmington College on Sunday.

[Applause]

Mayor Raizk: I've embarrassed him enough.

President Ertel: Hopefully it is in Criminal Justice.

Assistant Chief Weyand: Heating and Air Conditioning.

[Laughter]

President Ertel: Congratulations. That is a great milestone. Okay. Downtown Revitalization Committee?

Downtown Revitalization Committee - Convener Leilani Popp: Yes, Mr. President. We have two items this evening. The first item is three readings on a resolution adopting the Downtown Wilmington Revitalization Plan Market Analysis 2008 and Declaring an Emergency. Are there any questions?

A motion was made by Popp and seconded by Peterson to give the first reading only on A Resolution Adopting the Downtown Wilmington Revitalization Plan Market Analysis 2008 and Declaring an Emergency.

Motion passed.

Director of Law read resolution by title only.

A motion was made by Popp and seconded by Jaehnig 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 the resolution by title only.

A motion was made by Popp 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 Res. No. 2140 passed as read.

Councilwoman Popp: Our next item has to do with a time-sensitive grant. Three readings on a resolution authorizing the Mayor to submit a CDBG Tier II Threshold Application and Declaring an Emergency. Are there any questions?

A motion was made by Popp and seconded by Peterson to give the first reading only on A Resolution Authorizing the Mayor to Submit a CDBG Tier II Threshold Application and Declaring an Emergency.

Motion passed.

Director of Law read resolution by title only.

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

Motion passed.

President of Council declared Res. No. 2141 passed as read.

Councilwoman Popp: I would like to thank Laura for bringing this to our attention so we can get the monies and have matching funds to get some good things done downtown.

Mayor Raizk: More good things.

President Ertel: Very good. Parks and Recreation Committee?

Parks and Recreation Committee - Convener Mike Wallace: I noticed in the paper that we have our Master Gardeners working at the entrance. I think that is going to be a very nice plan; it is going to look very nice, so we are excited about that. Also being the summer, the season kickoff is just around the corner. Teams have been practicing for a couple of weeks. I don't know how many numbers we have. I know there was a time when we thought the numbers were really down a little bit due to the economic turn that we are into, so I don't know what the final numbers are yet for participation. Certainly, our summer plans are moving forward and we are excited about letting the rain stop and the sun shine and start enjoying life out there at Denver Williams Park.

President Ertel: Sounds great. A big season full of leagues and so on and so forth, I'm sure.

[General discussion of park facilities with numerous speakers – general banter]

President Ertel: Service Director?

Service Director- Service Director Larry Reinsmith: No report.

President Ertel: Safety Director?

Safety Director – Nick Babb: I have a little report. The Safety Committee will remember that three or four years ago we talked about replacing the equipment in dispatch. We were talking at that time, I think, \$600,000 to \$700,000. Then it went down to \$500,000. With the Nextel re-banding that was done, we got new radio equipment for free in dispatch. The last component of our dispatch system is the Zetron units, which are the radio units that send out the tones for the Fire Departments. We will have a resolution at the next council meeting to apply for a grant, which we think we are going to get, to replace all of the Zetron units. So we will have done this for no general fund money. The two fire trucks are in that we ordered a year ago last January. I would encourage you, invite you, to go out to Station II. They are not in service yet. Go out and look at these trucks. They are really special vehicles. They had them out to the landfill last Friday. We had one of them out there to pick up Donnie Maher. They went out there to try to get one of them stuck and we couldn't do it. These trucks will have a unique capability, not just in field fires and responding to farm incidents, combine fires and things like that, but also in the wintertime. This will give us the capability to fight fires and go places we can't go...that we never could have gone...in blizzard situations. As soon as we get these trucks in service, we will have one of them up here prior to a council meeting so you can get in it. They are big trucks and they are really unique. They are both out at Station II right now. It will be about a month before we get them equipped and everybody trained on them. They are state of the art...in-cab computer that controls nozzles. It is really something to see. Are there any questions for me? Thanks.

President Ertel: Thank you. That sounds great.

Reports:

A motion was made by Wells and seconded by Peterson to approve the Income Tax Report – April 2009 and the Water Department Revenue Report – January-April 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.

Councilwoman Popp: Mr. President. I would like to mention two upcoming events. On May 16 and 17, there will be a girls' Fast Pitch Softball Tournament at the park. It will be for ages 10 and under teams, 12 and under teams, and 14 and under teams. There will be 23 teams here for two days. That is Saturday and Sunday. That will bring well over 600 people that will be connected with these teams – players, coaches and families. Then on June 5, 6, and 7, Friday, Saturday, and Sunday, there will be 64 teams from all over the state. I have done the math and it will be about 1600 people estimated – those are just players, coaches and families. That will bring quite a bit to our economy. These people will have information about area attractions, dining, menus, and coupons that we can get from merchants. We are going around making merchants and restaurateurs aware that these people will be in town so they can prepare. It can certainly help the economy, so it should be good.

Councilman Wells: I would like to thank Faith Baptist Church and Pastor Tom Garlock for the National Day of Prayer Breakfast today. It was really nice. Thank you.

President Ertel: Very good.

Mayor Raizk: Can I say one thing? You all got this sheet. One of the reasons for doing this is just to make you aware. This is not a cause for alarm yet at this point, but it does tend to reflect some of the economic activity that we are having. There is a little less water usage. I know those gaps look huge between that and that. It is about \$80,000 of revenue in that time period, but it does speak to one of the things that we... We've always looked at the General Fund and income tax revenue as a measure of the impact of our current economic situation, but we sometimes forget that the enterprise funds are

being impacted as well with people. Whether it is a plant closure or whatever happens; it does affect that. Similarly, even though we have had, and we are looking at our rate rollback on sewer, but we also remember that the sewer usage is tied to the water usage. So, we are getting similarly a little loss in usage, right now. It is just something to be aware of. It is nothing to be concerned about, but we are going to closely monitor this to make sure that we don't fall into a negative position, especially with bond coverage.

Councilman McKay: The 2009 figures, those are actual figures? Those are not projected for the year? Is that correct?

Mayor Raizk: This is January through April revenue. I believe these are all alike. They are all January through April revenue. In other words...if you look at that...the graph is bigger. If you look at those numbers on the left-hand side, you will notice we are little less than \$900,000 in 2009 for that period. Our biggest period was in '07, which was a little less than \$980,000. It looks like about an \$80,000 dip in revenue in the January through April time period.

Councilman McKay: I just wanted to make sure we are comparing the same thing.

Mayor Raizk: Yes. Apples and apples.

Service Director Reinsmith: A little side note on that. We've always seen our top-ten users being big factories, schools, the college, and the hospital. I was talking to Barb the other day and she told me that one of the apartment owners has broken into the top-ten users.

Councilman McKay: Is that because the factory use is down?

Service Director Reinsmith: Yes.

Mayor Raizk: So, it is a moving dynamic. We just need to be aware. We want to make you aware of it as a city. It is not a cause for alarm in that scenario, but it is something that we need to monitor and watch.

Service Director Reinsmith: I talked to Jerry today, and he is really watching it closely. He is watching all of the expenses. He wants to make sure he keeps our bond-debt ratio where it needs to be. He is pretty frugal on that.

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 McKay and seconded by Peterson to adjourn.

Motion passed.

Council adjourned.

ATTEST:

President of Council

Clerk