

Wilmington City Council met on Thursday, May 21, 2009, with President Fred Ertel presiding.

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

Assistant Chief Weyand was also present.

A motion was made by Peterson and seconded by Jaehnig to excuse the absent member. Motion passed.
Absent member excused.

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 last regular meeting, May 7, as received. Motion passed.
Minutes approved as received.

President of Council – Fred Ertel: At this time, I would like to call on Don Wells for some information.

Councilman Wells: I handed out to, I think, just about everybody one of these free health-screening posters here. I received a letter, and they asked me if I would say something about this at City Council. It is from the Holistic Health Ministry of the Presbyterian Church of Wilmington, 840 Timber Glen Drive.

Dear Members of Wilmington and Clinton County Community:

On Sunday, August 9, 2009, from 1-4 p.m. at Sugartree Ministry Center, Your Father's Kitchen, the Holistic Health Ministry of the Presbyterian Church of Wilmington and the Sugartree Ministries are cosponsoring the Mobile Health Fair Ministries. It is a ministry of people and churches working together to demonstrate God's love in a concrete and useful way to the people who need it most. It will offer 23 different health screenings and health education stations to the uninsured and underserved. They do not diagnose or treat. They focus on connecting clients with free or reduced-fee followup care if indicated. We are hoping for about 220 to attend. We would like to invite you to join us for this exciting and helpful effort to bring needed services to a hurting community.

Councilman Wells: That is from the Wilmington Presbyterian Church. Here, Gary. I don't think you got one. Did everybody get one? All right. That's all. Thank you.

President Ertel: Well thank you so much, Don. It sounds great. Okay. That concludes my portion of the agenda. Mr. Mayor.

Mayor Raizk: I don't really have a report, I just want to wish everybody a healthy, happy and safe holiday weekend upcoming. I know there are a lot of great activities going on in our community and encourage everybody to participate as much as they can. Hopefully, you will have a safe and wonderful Memorial Day. That is all I have.

President Ertel: Thank you so much. Asset, Acquisition and Use?

Asset, Acquisition and Use – In the absence of Chairperson Sandy Mongold, Councilman McKay: I don't think there is any report, Mr. President.

President Ertel: Okay. Thank you. Mr. Auditor?

Auditor – David Hollingsworth: Nothing, Mr. President.

President Ertel: Thank you. Finance Committee?

Finance Committee – In the absence of Chairperson Sandy Mongold, Councilman McKay: In the absence of our Chair, I can go through these items. The first item is an ordinance making supplemental appropriations. Does anyone have any questions about that item?

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

Motion passed

Director of Law read ordinance by title only.

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

Director of Law read the ordinance by title only.

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

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

Motion passed.

President of Council declared Ord. No. 4846 passed as read.

Councilman McKay: The second item is making miscellaneous transfers. Are there any questions regarding those?

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

Director of Law read the ordinance by title only.

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

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

Motion passed.

President of Council declared Ord. No. 4847 passed as read.

Councilman McKay: That is all I have, sir.

President Ertel: Thank you. Water Committee?

Water Committee – Chairperson Mike Wallace: I have no report, Mr. President.

President Ertel: Thank you. Street's Committee?

Street Committee – Chairperson Peterson: No report.

President Ertel: Thank you. Solid Waste/Recycling?

Solid Waste/Recycling Committee: Chairperson Don Wells: Mr. President, I have one item: The second reading on an ordinance approving the Clinton County Solid Waste Management District Plan. Are there any questions or discussion?

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

Motion passed

Director of Law read ordinance by title only.

Wells requested that the third reading be on the Agenda for the next meeting.

Councilman Wells: Thank you.

President Ertel: Thank you. Wastewater/Sewer Committee?

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

President Ertel: Thank you. Judiciary?

Judiciary Committee: Chairwoman Popp: I have one item, Mr. President. Three readings on a resolution authorizing the filing of a four-year capital and operating plan with the Ohio Department of Transportation, covering the period of January 1, 2010, through December 31, 2013. Are there any questions?

A motion was made by Popp and seconded by McKay to give the first reading only on a Resolution Authorizing the Filing of a Four Year Capital and Operating Plan with the Ohio Department of Transportation Covering the Period January 1, 2010 through December 31, 2013.

Motion passed.

Director of Law read resolution by title only.

Councilman Wells: Mr. President.

President Ertel: Yes.

Geoffrey Phillips: Question. In the past, have we not had a public hearing? Is there a change in the state's procedure?

Clerk Laura Curliss: Phil did not ask for one.

Mayor Raizk: This is not what you're thinking it is. This is something a little different. This is just filing a four-year plan. It is not the public hearing part where we have it on the actual budgets and capital operating.

Geoffrey Phillips: So, we are not actually applying for money.

Mayor Raizk: No. This is a four-year plan. They are doing things a little differently, Geoffrey, right now. We will still have to come back and do like we normally do with the budget and all that kind of thing.

Paul Hunter: Shouldn't the Superintendent of Transportation be here to address this issue?

Mayor Raizk: He was not able to attend tonight.

President Ertel: Okay...go ahead.

Councilman McKay: I'll second the motion, but I'm wondering...did you have something specific?

Paul Hunter: No. It's just that they usually comment.

Mayor Raizk: As I said, this is something a little different. We're filing our plans and the state is now filing their stuff with the federal government. Much of the money that comes through to the state flows through from the federal government.

Geoffrey Phillips: Mayor, I have a question. Is there any difference from what we have done in the past?

Mayor Raizk: No.

Geoffrey Phillips: Vehicles and subsidies and...?

Mayor Raizk: Right. It is just their funding mechanism has changed a little bit.

Geoffrey Phillips: Thank you.

Paul Hunter: We don't have to put any more in, right?

Mayor Raizk: Actually, we are putting in less this year than we have before, Paul. Phil has done an outstanding job, and some of the new changes in the way we have been doing it have actually been reducing the City's share. It has worked out quite well.

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

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

President of Council declared Res. No. 2142 passed as read.

Councilwoman Popp: Nothing.

President Ertel: Okay. Safety Committee?

Safety Committee- Chairperson Rob Jaehnig: We have one item tonight, Mr. President. I am asking for three readings on a grant proposal. This is for \$73,000+ for replacing the Zetron dispatching equipment. We had a brief discussion about this at our last meeting in regards to this is something we wanted to do a couple of years ago and did not have the money for. Nick, if I remember correctly, was this a 100%.

Safety Director Nick Babb: It is a 5% city match.

Councilman Jaehnig: Just a 5% city match.

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 an Assistance to Firefighters Grant of Appropriately \$73,667 for Zetron Dispatching Equipment and Declaring an Emergency.

Motion passed

Director of Law read resolution by title only.

A motion was made by Jaehnig and seconded by Wells 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; 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; McKay, yes. Motion passed.

President of Council declared Res. No. 2143 passed as read.

Councilman Jaehnig: I would just like to thank the two chiefs for all of their work in continuously finding new grants and new opportunities to try to take care of some of their needs. I appreciate their work. That is it, Mr. President.

President Ertel: Thank you so much. Downtown Revitalization Committee?

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

President Ertel: Okay. Parks and Recreation?

Parks and Recreation Committee - Convener Mike Wallace: Play ball!

President Ertel: Sounds good. I've seen the softball tournaments out there on the weekend. Goodness gracious! Very good.

Councilman Wallace: That is all.

President Ertel: Service Director?

Service Director- Service Director Larry Reinsmith: I don't have a real report, but we were notified by ODOT this week that they are going to close State Route 134 on June 1 for about 28 days. We sent out a notice to all of the departments with a very graphic detour map. It is interesting in talking with somebody from ODOT: They told me that they are going to let that third phase contract next month, and they should start construction probably in July.

President Ertel: It looks like it is going to blow right on through, perhaps.

Larry Reinsmith: So, they have cleared for Phase III.

Mayor Raizk: Mr. Jindal, the Director of District Eight, has assured us that the project is on-time and under budget.

Geoffrey Phillips: Phase III came in under four million dollars.

Mayor Raizk: Phase II was under as well, so they have done a good job in their bidding.

Service Director Reinsmith: So, hopefully in about two years we will have the route all the way through.

Councilman Wells: Larry, can I ask you a question? Back in Timber Glen, back on Meadow Ridge in the back, have you heard anything about when they might be dedicating that street back there and finishing up?

Service Director Reinsmith: We can't hear anything from those people.

Councilman Wells: I had a couple of questions about that.

Service Director Reinsmith: We call, and they will not return the calls. However, you know, they did pave that whole section back there; they are not going to be able to sell a lot until they get all that stuff cleaned up.

Councilman Wells: The part that I was concerned about was the existing neighborhood.

Service Director Reinsmith: I know; we looked at that the other night.

Councilman Wells: All right. Thanks.

President Ertel: Are there any other questions? Okay. Safety Director?

Safety Director – Nick Babb: No report.

Reports:

A motion was made by Jaehnig and seconded by Wells to approve the Auditor-Treasurer's Report – 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. If you would, please, approach the microphone and give your name and address for the record.

Dave Hinman: My name is Dave Hinman, 2058 N. State Route 134. I've been wanting to address the Mayor and Council for some time...just to acknowledge (it is nothing new to anybody in the community), but the tremendous amount of pressure. Who would have guessed a little over a year ago that this last year would have been as it was. To be on

60 Minutes, David, to have corresponded as you have with the media, to have met with the Vice-President of the United States, who would have ever dreamed. I am not a Wilmington citizen, but live just outside the corporation limits and feel just as though I was. I just want to offer kudos and thanks and let you know that the public recognizes the tremendous effort that you have put into this last year. It is not just you, but many. I also wanted to recognize that on the National Day of Prayer, thanks to some help from Pauline and from Laura and so forth, you had a conflict and a request to come to the Courthouse and declare a Day of Prayer for the City of Wilmington that day. You were Johnny-on-the-Spot, and rearranged schedules to be there in support of that initiative. I think that is just another example. With all that is going on, you don't forget the basics. I just appreciate the integrity and the character that you have shown through this last year. That is all I wanted to say...just a heartfelt thank you.

Mayor Raizk: Thank you. I appreciate that. And one thing, even though you live outside of town, we consider you, especially when the lights go out, a resident of our community.

Dave Hinman: It is a pleasure.

Mayor Raizk: You are always our first call.

[Laughter]

Mayor Raizk: Thank you very much, and thank you for the things that you did when we had some severe weather trouble. I know we were unsure why you had to be in another community and a stranger had to be here when you knew this community better than any stranger would. Even though you were in Dayton, you were answering your cellphone and trying to help us out over here. That meant a lot to us. Thank you. Can I make an announcement?

President Ertel: Sure.

Mayor Raizk: I did want to announce, and some of you know this already, but the Economic Task Force is having a Town Hall Meeting at 7:00 on May 28, if that date is significant. It will be at Boyd Auditorium.

Councilwoman Peterson: A.M. or P.M.?

Mayor Raizk: P.M. One of the things is we were trying to get to a non-council night so we could have it in the evening at 7 p.m. Of course, everybody is invited to attend. We are going to have, I believe, a nice format. We're going to try to bring you up to date on what the Task Force has been doing and give you a background from a historical perspective. We will have some active participation, but we don't know if our senators and congressmen can come. We do have video and some teleconferencing from our public officials. There will be ample time for questions and answers and discussion. Yes?

Paul Hunter: Will the public pre-submit questions, or are you just going to have...?

Mayor Raizk: That is a good question, Paul. We discussed that a little bit. I think what we were thinking about doing was having people, to at least get some runners down, to take the questions as well. If you have a list of questions, bring it with you. Also, get it to our office and that way we will have it and we will see if that works. We were trying to find a good mechanism. Certainly, give your list of questions to the office.

Paul Hunter: It is already made out.

Mayor Raizk: Good. That is fine. That is all I have to say. I hope everybody can make it there; it should be interesting. It is at Boyd Auditorium.

President Ertel: Any other questions?

Councilman Jaehnig: I would just like to congratulate Paul. I was out at the wind meeting on Tuesday evening for the wind farm. He had a huge turnout, a very impressive turnout for it, and it was a very, very informative meeting. Congratulations, Paul, on your hard work. Thank you, Mr. President.

President Ertel: Very good.

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

Paul Hunter: Cloverdale Farms was absent for that meeting.

President Ertel: Yes, we were. One, we did not get an invite and, two, I was out of town. So, I'm Sorry.

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

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

Motion passed.

Council adjourned.

ATTEST:

President of Council

Clerk