

Wilmington City Council met on Thursday, September 16, 2010, with President Fred Ertel presiding.

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

Assistant Chief Duane Weyand was also present.

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

Council gave the Pledge of Allegiance to the flag.

A motion was made by McKay and seconded by Wells to approve the minutes of the last regular meeting, September 2, as received.  
Motion passed.  
Minutes approved as received.

President of Council – Fred Ertel: I also would like to make an announcement on the 2008 and 2010 CDBG Formula Grant Amendment hearing for October 7 at 7:30 p.m. So, mark that on your calendars, if you would, please. Also, the public hearing for the Ohio Public Transportation Grant Program is going to be October 7 at 7:30 p.m. So, it looks like we are going to have some good presentations. I believe that does everything in my portion. Mr. Mayor?

Mayor – Mayor Raizk: Thank you, Mr. President. I don't have any formal report or any action, but I would just like to remind you that the Homecoming Parade is at 6:30 on Thursday, September 30. It is not a council week, so we don't need to take any special meetings and all of that good stuff, so that is a good thing. As per the announcement that the President said about the grant amendment hearing, in your packet is revised information regarding those grants. This covers three years, actually: some left over from '08 and '09, and then '10. Council had originally proposed another way and because of some difficulties, we are now revising this. Just so you know what it is. The emerald ash borer...

Clerk Laura Curliss: It's here.

Mayor Raizk: Did everybody get a card?

Clerk Laura Curliss: Yes. They should have.

Unidentified male speaker: Where do we find some...?

Clerk Laura Curliss: The fairgrounds.

Mayor Raizk: Do the fairgrounds have some? Laura, the article that was in the paper about the tree on Smith's lawn...is it susceptible to this or is it...? It was kind of vague in the paper. It's an ash, so it is susceptible...?

Clerk Laura Curliss: They all are.

Mayor Raizk: Even though it is a different type.

Clerk Laura Curliss: That is my understanding.

Mayor Raizk: Well, we hope nothing happens to that. That is all I have.

President Ertel: Thank you, Mr. Mayor. Committee reports. Asset, Acquisition and Use?

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

President Ertel: Thank you. Mr. Auditor?

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

President Ertel: Finance Committee? Sandy?

Finance Committee – Chairperson Sandy Mongold: The first item we have tonight is an ordinance making miscellaneous transfers.

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

Motion passed.

President of Council declared Ord. No. 4931 passed as read.

Councilwoman Mongold: The second item tonight is a resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies.

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; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Director of Law read the 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; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Res. No. 2212 passed as read.

Councilwoman Mongold: The last item tonight is another resolution accepting the local government assistance formula as provided by the Clinton County Auditor.

A motion was made by Mongold and seconded by McKay to give the first reading only on the 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 by title only.

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

Director of Law read the 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; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Res. No. 2213 passed as read.

Councilwoman Mongold: That is all we have tonight. Thank you.

President Ertel: Thank you. Water Committee?

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

President Ertel: Thank you. Streets Committee?

Streets Committee – In the absence of Chairperson Peterson, Councilman Wells: In Cindy's absence, she asked me if I would take care of the second and third reading. We just have the second and third reading on an ordinance amending the traffic control map and the traffic control file, and declaring an emergency. Are there any questions?

A motion was made by Wells and seconded by Wallace to suspend the rules and give the second and third reading on the ordinance Amending the Traffic Control Map and the Traffic Control File, and Declaring an Emergency, by title only.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes. Director of Law read the ordinance by title only.

A motion was made by Wells and seconded by Wallace to pass the ordinance as read.

Roll call: Jaehnig, yes; Wells, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes. Motion passed.

President of Council declared Ord. No. 4932 passed as read.

President Ertel: Thank you. Solid Waste/Recycling?

Solid Waste/Recycling Committee: Chairperson Don Wells: No report, Mr. President.

President Ertel: Okay. Wastewater/Sewer?

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

President Ertel: Thank you. Judiciary Committee?

Judiciary Committee: Chairperson Rob Jaehnig: We have one item tonight, Mr. President: the second reading on a resolution authorizing the submittal of a proposal with the Ohio Department of Transportation for a grant. This is our funding for the taxi service. This is an annual thing that we do, and this is the request for a second reading. We will have the third reading and the public hearing at the next meeting. Are there any questions?

A motion was made by Jaehnig and seconded by McKay to give the second 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.

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

Councilman Jaehnig: That is all we have, Mr. President.

President Ertel: Thank you. Safety Committee?

Safety Committee- Chairperson Rob Jaehnig: No report, Mr. President.

President Ertel: Thank you. Downtown Revitalization Committee?

Downtown Revitalization Committee - Convener Mark McKay – I would just like to report that we had a lot of activity in the downtown over the weekend, Saturday especially. We had the grand reopening of the downtown. We had our yard sale. I guess

we had the Murphy Basement Band under the marquee. I was not able to witness that, but the downtown is open for business. Come one, come all.

President Ertel: Thank you. Parks & Recreation?

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

President Ertel: Excellent. Thank you. Mr. Service Director?

Service Director- Service Director Larry Reinsmith: No report.

President Ertel: I have one question. Is there anything going on with Swindler's or is it done?

Service Director Reinsmith: We have the sidewalk poured. We still have to pave out the parking lot. Then we still have a section of water line that we have to replace on the other side of the street.

President Ertel: On the good side of the pavement?

Service Director Reinsmith: Yes. We're going to do that in about a week, so that lane will be down for about a day.

President Ertel: So, within a couple of weeks, we may have it all done. Okay. Very good. Anything for Safety Director?

Safety Director – Mayor Raizk: Since Assistant Chief Weyand is here, I would like to give public credit to the WPD for their quick action in the incident at Long's Pharmacy. We appreciate the work that is done, and the off-duty officer...

Assistant Chief Weyand: He couldn't have been in a better spot at the right time.

Mayor Raizk: And the idea that you had to work around an unauthorized member of the City Administration who was also in hot pursuit. I did give a memorandum to Chief Hatten that this person is not to be authorized to use a firearm or deputized in any way, shape or form.

[Laughter]

Service Director Reinsmith: I pulled up to the scene...

Mayor Raizk: The Executive Assistant did type out this memo and gave it to the chief.

Service Director Reinsmith: I get out and there are guns drawn and I said, "Oh, my...this kid really messed up." "He was really speeding," I said.

Mayor Raizk: Larry thought he was just chasing down the license plate of the speeder. He didn't know the before and after. I think it scared him a little bit when he saw...

Service Director Reinsmith: I realized I had showed up at a gunfight with a pocketknife, and I thought, "Oh, my!"

Mayor Raizk: Anyway, Assistant Chief, thank you for your quick action. That was good. It is good to get somebody in the act for a change. That is all I have.

President Ertel: Thank you very much.

#### Reports:

A motion was made by Wells and seconded by Jaehnig to approve the Auditor-Treasurer's Report – August 2010, 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.

Mayor Raizk: I did forget one thing. It got stuck in my papers. I wanted to remind everybody that cardboard city is Saturday night. It is a great event. You know, it has been here for all of these years in our parking lot. If you get an opportunity, stop by and see the kids and show your face. They appreciate it. Thank you. Sorry, Duane.

Assistant Chief Weyand: I was just going to mention the Medication Disposal Day that is in the packets.

Mayor Raizk: Go ahead.

Assistant Chief Weyand: Patti Ahting from Mental Health Recovery Services got many of us together to put together medication disposal days. This will be the first one in Clinton County. They have done these in a lot of other places. It is an opportunity to do a drive-through at the Peterson Building at the Fairgrounds on the 25<sup>th</sup> from 9:00 to 1:00. You pull in, no questions asked. I have containers from the DEA where they just drop the pills in them, they leave, and we dispose of the medication.

Councilman Jaehnig: I was just curious. When I saw it, my first inclination was, you can't throw drugs away? If I had old pills, I would throw them in the trash.

Assistant Chief Weyand: What they are wanting done with them is they don't want to flush them. They want to dispose of them correctly.

Mayor Raizk: I think it is important to note. Especially, sometimes, people have aging parents where they have kept a lot of medication for a lot of years or something like that. This is an opportunity to get rid of some of those things. You wonder, "What do I do with them?"

Assistant Chief Weyand: No cost. No questions asked. We just don't take the syringes or any liquids. It is just strictly pills.

Paul Hunter: And it presents a biological hazard in the water system. There have been a lot of studies on that. Some of the stuff just gets into [inaudible for transcription due to background coughing]

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

President Ertel: Yes, Rob.

Rob Jaehnig: Just two quick items. Tomorrow night at Wilmington College is the Fall Fest. There will be a lot of local businesses out there. They will be introducing themselves to the students and so forth. It is also a home football game. So, there will be a lot going on out there at the college area. Then on Sunday, if you haven't been notified, Laura has been working very hard and has put together a great opportunity that is near and dear to my heart now, with my new job, and there is a speaker coming in. We are going to talk about kitchen incubators, which is one of the things that the college and CIFT, the Center for Innovative Food Technologies, is considering about looking to bring into Clinton County. So, if you have ever had the desire to turn Grandma's cinnamon peaches into a product and start selling them, you know, this is the type of information that will be provided in a way that is affordable. Taking a product to market nowadays is a very difficult thing because if you use a processor, you are usually having to buy about 10,000 jars worth. Nobody has that kind of need when you're just starting up. Starting up in the food business is a very difficult thing to do, so we are going to try to see if we can create some local economy and some local jobs and see about this kitchen incubator. The first discussion, with Laura's help, she got started on it way before us, will be this Sunday at 3:00 in the community room. There is a flyer over there about it. Please come join us.

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 Mongold and seconded by Jaehnig to adjourn.

Motion passed.

Council adjourned.

ATTEST:

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President of Council

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Clerk