

COUNCIL

August 20th, 2020

Wilmington City Council met in regular session on Thursday, August 20th, 2020 at 7:30 p.m. in the Community Room with President Mark McKay presiding.

CALL TO ORDER

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

ROLL CALL

Roll Call: J. McKay, present; Snarr, present; Fickert, present; Purkey, present; Eveland, present; Liermann, present; Swindler, present.

Chief Cravens was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

President M. McKay asked there were any changes to the agenda. K. Swindler asked a clarifying question in regard to the draft DORA legislation.

Motion by M. Purkey and seconded by J. McKay to approve the agenda as presented.

Motion passed.

Agenda approved as presented.

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

Motion by J. McKay and seconded by K. Fickert to approve August 6th minutes as presented.

Motion passed.

Minutes approved as presented.

President M. McKay opened the floor for the Public Meeting regarding the Designated Outdoor Refreshment Area (DORA) at 7:33 p.m.

Darcy Reynolds with Main Street Wilmington presented overview for the DORA plan and introduced Jason Vaughn, who spoke about the value of the program and how it can help local businesses. He stated this is a key low-cost feature and having this in the downtown area to help stimulate the economy. Clerk M. Miller clarified a question from Mayor Stanforth concerning alcohol being brought from establishment to establishment noting alcohol from an establishment serving alcohol cannot go into another establishment serving alcohol. K. Fickert asked if there were any costs associated with the DORA Program, D. Reynolds stated there were some but they are going with lower cost options such as stickers instead of cups. D. Reynolds stated it would be about \$4,000.00 for the initial kick off and then they will assess the other costs at that time. She also added any business in the DORA could opt in or out. D. Reynolds clarified the timeline would be up to Council to pass the Ordinance within 60 days. Clerk M. Miller stated the draft legislation has been before the Judiciary Committee and is now waiting on any Council input.

President M. McKay declared the Public Meeting closed at 7:57 p.m.

MAYOR

Mayor Stanforth presented a flier from the Homeless Shelter and stated they were currently offering an assistance program for those at risk for homelessness and encouraged them to contact the shelter. Stanforth noted the passing of Steve Murphy.

Mayor Stanforth encouraged citizens to fill out their Census 2020 forms and also spoke briefly about the EPA and the Landfill Expansion Project and complimented everyone who was involved in its construction. Stanforth also noted the Sanitation Department has a positive COVID19 test and the City and the Health Department are working together to ensure employees' safety. He stated two other Sanitation workers have been quarantined and he wished the employee with the positive test a speedy recovery.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

B. Shidaker spoke about the implementation of the new K-9 program and asked Chief Cravens to summarize. Chief Cravens stated the process began in March and the Matt Haverkamp Foundation had donated the dog to the department. Chief Cravens also noted the Ohio State Highway Patrol will be training the new K-9 handler, who he named as Jordan Ianson. He mentioned legislation to accept the gift would be at the next Council meeting.

B. Shidaker also stated there would be forthcoming legislation regarding the 2021 City Spring Paving Project at the next meeting focusing on the northwest quadrant.

COMMITTEE REPORTS AND ACTION

City Revitalization Committee – Chairperson M. Snarr had no report.

City Services Committee – Chairperson N. Eveland had three items to present and introduced legislation accepting the dedication of streets in Timber Glen Subdivision.

Motion by N. Eveland and seconded by B. Liermann to give the first reading by title only on Ordinance No. O-20-33 Accepting dedication of certain streets, all utilities, utility easement and utility hardware in Timber Glen Subdivision, Phase V, Section 2. 7 yeas.

The Law Director read the Ordinance by title only.

Motion by N. Eveland and seconded by B. Liermann to suspend the rules and regulations and give the second and third readings on the Ordinance.

7 yeas.

Motion Passes.

The Law Director read the Ordinance by title only.

Motion by N. Eveland and seconded by B. Liermann to pass the Ordinance as read.

7 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-33 passed as read.

N. Eveland introduced R-20-28 and R-20-29 regarding the Rombach Avenue Improvement Project and stated there were two separate grants resulting in two separate Resolutions. B. Shidaker stated this is an OPWC loan reimbursement and not a bond reimbursement and also clarified it is a housekeeping measure.

Motion by N. Eveland and seconded by B. Liermann to give the first reading by title only on Resolution No. R-20-28 A Resolution declaring the official intent and reasonable expectation of the City of Wilmington on behalf of the State of Ohio (the borrower) to reimburse its water and/or General Fund for the CLI-US22-10.00, Rombach Ave Resurfacing I, CJ04X with the proceeds of tax exempt debt of the State of Ohio.

7 yeas.

The Law Director read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to suspend the rules and regulations and give the second and third readings on the Resolution.

7 yeas.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to pass the Resolution as read.

7 yeas.

Motion passes.

President of Council declared Resolution No. R-20-28 passed as read.
Motion by N. Eveland and seconded by B. Liermann to give the first reading by title only on Resolution No. R-20-29 A Resolution declaring the official intent and reasonable expectation of the City of Wilmington on behalf of the State of Ohio (the borrower) to reimburse its water and/or General Fund for the CLI-US22-10.00, Rombach Ave Resurfacing I, CJ05X with the proceeds of tax exempt debt of the State of Ohio.
7 yeas.

The Law Director read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to suspend the rules and regulations and give the second and third readings on the Resolution.
7 yeas.

Motion Passes.

The Law Director read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to pass the Resolution as read.
7 yeas.

Motion passes.

President of Council declared Resolution No. R-20-29 passed as read.

N. Eveland briefly summarized the previous committee meeting and outlined plans for a future study on homelessness.

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

K. Fickert introduced O-20-31 Making supplemental appropriations from the Water System Revenue Fund to “Equipment Maintenance” the sum of \$42,010.00, from the Street Lighting Fund to “Street Lights” the sum of \$22,000.00, and from the Fire Fund to “Equipment Maintenance” the sum of \$3,000.00.

Motion by K. Fickert and seconded by K. Swindler to give the first reading by title only on Ordinance No. O-20-31 making supplemental appropriations.

7 yeas.

The Law Director read the Ordinance by title only.

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

7 yeas.

Motion Passes.

The Law Director read the Ordinance by title only.

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

7 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-31 passed as read.

K. Fickert introduced O-20-32 making miscellaneous transfers from “Incidentals” to “K-9 Program” the sum of \$3,000.00, from “Education and Training Fees” to “Police Utilities” the sum of \$5,000.00, from “Education and Training Fees” to “Uniforms” the sum of \$5,000.00, and from “Grant Match- Bridge (Cemetery)” to “Capital Improvements” the sum of \$50,000.00.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Ordinance No. O-20-32 making miscellaneous transfers.

7 yeas.

The Law Director read the Ordinance by title only.

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

7 yeas.

Motion Passes.

The Law Director read the Ordinance by title only.

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

President of Council declared Ordinance No. O-20-32 passed as read.

K. Fickert introduced R-20-25 accepting the Local Government Assistance Formula from the County Auditor.

Motion by K. Fickert and seconded by M. Snarr to give the first reading by title only on Resolution No. R-20-25 Authorizing payment of expenses incurred in prior fiscal year.
7 yeas.
Motion Passes.
The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by M. Snarr to suspend the rules and regulations and give the second and third readings on the Resolution.
7 yeas.
Motion Passes.
The Law Director read the Resolution by title only.

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

President of Council declared Resolution No. R-20-25 passed as read.

K. Fickert introduced R-20-26 accepting regarding the annual street lighting legislation.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Resolution No. R-20-26 Declaring in necessary to light the streets, lanes, alleys, lands, squares and public places in the City of Wilmington, Ohio, with electric lights, and for special assessments to be levied to pay the costs thereof for the year 2021; and declaring an emergency
7 yeas.
Motion Passes.
The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by J. McKay to suspend the rules and regulations and give the second and third readings on the Resolution.
7 yeas.
Motion Passes.
The Law Director read the Resolution by title only.

Motion by K. Fickert and seconded by J. McKay to pass the Resolution as read.
7 yeas.
Motion Passes.

President of Council declared Resolution No. R-20-26 passed as read.

Judiciary Committee – Chairperson M. Purkey had two items to present and noted he agreed that the pending DORA legislation should stay in full council and did not need to return to the committee. He also briefly discussed the Ohio Value Policy which would allow the city to better deal with properties that have been burned or damaged. He stated further information is needed before they proceed. M. Purkey also discussed potential legislation regarding dumpsters and trash totes to potentially stop the removal of items to mirror the legislation enforcing the non-removal of items from recycling totes. He stated the committee has more to talk about, since the issue of enforcement is still being discussed.

M. Purkey introduced O-20-36 amending the rules of council. This will allow the freedom of Council to change the structure of future meetings if needed.

Motion by M. Purkey and seconded by K. Fickert to give the first reading by title only on Ordinance No. O-20-36 An Ordinance amending Section 111.10, Rules of Council. 7 yeas.

The Law Director read the Ordinance by title only.

M. Purkey asked that a second reading be on the next agenda.

M. Purkey introduced O-20-37 amending the classification plan, to include creating an Assistant Police Chief position. B. Shidaker gave a brief overview and explained this change would eliminate the Chief Detective position. K. Swindler inquired if this would change the department budget and B. Shidaker stated that it is a salaried position and the range has been changed. It is replacing a position that would previously have been afforded overtime and incentive pay. K. Swindler inquired about the shift in the Source Water Protection position and Public Works Director Schaffer gave an explanation of the changes, noting the expansion of the position included taking over the Backflow Prevention Program and elimination the Utility Billing Supervisor position as R. Schaffer now performs these duties.

Motion by M. Purkey and seconded by N. Eveland to give the first reading by title only on Ordinance No. O-20-37 Amending Ordinances No. O-19-45 establishing classification and salary ranges for certain City Employees, repealing Ordinances and parts of Ordinances in conflict herewith.

7 yeas.

The Law Director read the Ordinance by title only.

M. Purkey asked that a second and third reading be on the next agenda.

Public Works Committee – Chairperson K. Swindler had two pieces of legislation to present and introduced R-20-22 regarding the reservoir rehab project for a second and third reading.

Motion by K. Swindler and seconded by M. Purkey to suspend the rules and regulations and give the second and third readings on the Resolution. No. R-20-22 Authorizing the advertising for bids for the Burtonville Reservoirs Rehabilitation Project and for contracting the same.

Motion Passes.

The Law Director read the Resolution by title only.

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

7 yeas.

Motion Passes.

President of Council declared Resolution No. R-20-22 passed as read.

K. Swindler asked B. Shidaker to explain the Stormwater program and give an overview of the ongoing issues with the aging Wastewater Plant and the presentation for adopting the Wastewater Master Plan. Auditor Vance introduced Scott Stubbins to explain the process of financing the new plant.

K. Swindler introduced O-20-34 regarding the Stormwater Program.

Motion by K. Swindler and seconded by M. Purkey to give the first reading by title only on Ordinance No. O-20-34 An Ordinance adding Chapter 924 Stormwater Utility to the Codified Ordinance of the City of Wilmington and creating a fund.

Motion Passes.

The Law Director read the Resolution by title only.

K. Swindler asked that a second and third reading be on the next agenda and introduced the next piece of legislation O-20-35 regarding changes to the sewer rates.

Motion by K. Swindler and seconded by M. Purkey to give the first reading by title only on Ordinance No. O-20-35 An Ordinance amending Chapter 923 Sewer Charges of the Codified Ordinance of the City of Wilmington in order to provide for an increase in sewer rates, repealing any and all legislation inconsistent herewith

Motion Passes.

The Law Director read the Resolution by title only.

K. Swindler asked that a second and third reading be on the next agenda.

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

REPORTS TO COUNCIL

A motion was made by M. Purkey and seconded by J. McKay to accept the Auditor Treasurer Report.


OPEN TO PUBLIC

N. Eveland inquired who was currently running the Transit Department since Tony Morris's resignation. Clerk M. Miller stated Sug Seeley and Dan Daniels were running the day to day operations while they search for a new Director.

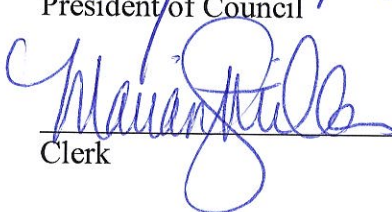
ADJOURNMENT

A motion was made by B. Liermann at 9:27 p.m.
President M. McKay declared meeting adjourned.

ATTEST:



President of Council



Clerk