

COUNCIL

May 3rd, 2018

Wilmington City Council met in regular session on Thursday, May 3rd, 2018, at 7:30 p.m. 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, absent; Allbright, present; Fickert, present; Purkey, present; Liermann, present; Swindler, present; Williams, present.

Motion by B. Liermann and second by K. Fickert to excuse absent member (J. McKay.)

Sergeant Cravens present as Sergeant at Arms.

Council participated in the Pledge of Allegiance and moment of silence. President McKay noted the National Day of Prayer.

PRESIDENT OF COUNCIL

President M. McKay asked if there were any changes to the agenda. Clerk Miller noted agenda item 16b is for one reading. President McKay asked for a motion to approve the agenda as amended.

Motion by B. Liermann and seconded by M. Allbright to approve the agenda as amended.

Motion passed.

Agenda approved as amended.

President M. McKay asked if there were any changes or corrections to the minutes. Hearing none, he asked for a motion to approve the minutes as presented.

Motion by K. Swindler and seconded by M. Purkey to approve to minutes the April 19th minutes as presented.

Motion passed.

Minutes approved as presented.

President M. McKay presented a Notice to Legislative Authority for an address change for South Street Wine Cellar and noted it would be on file in the Mayor's Office.

MAYOR

Mayor Stanforth had two proclamations to present. The first proclamation was to the American Cancer Society and the Paint the Town Purple Event. Mayor Stanforth presented Dan Evers, Wilmington Port Authority Director, a proclamation for Economic Development Week, taking place May 7th-12th.

Mayor Stanforth updated council on various local events including the Farmer's Market taking place Saturday morning featuring a Chef, the Bike Rodeo at the park, the Garden Club's Annual plant sale will take place at the Historical Society. Stanforth stated Haden Sayers would be at the Murphy Theatre on Saturday evening and tickets are still available.

Stanforth gave a brief update on the street paving projects that are currently underway and stated the list of streets is available online. Stanforth stated Mike Albert and the Big E Band would be at the Murphy on Saturday the 12th, and Cantable choir would be performing on Sunday the 13th.

Stanforth reminded everyone about election day on May 8th and encouraged citizens to go vote. Mayor Stanforth stated the cemetery bridges would be repaired, but the repairs will be weather dependent.

Stanforth commented on the negative mail he had been receiving in regards Beth Ellis and the upcoming election. Stanforth also gave an update on his brother Rick's cross country bike ride.

AUDITOR

Auditor -- Auditor Hollingsworth was present, but had no report. He noted he will be providing an interim report to council. He will not be present for next council meeting but he will get the report to council before.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director -- Director Shidaker had no report but requested to speak at the public hearing regarding the waste rate increase.

President M. McKay opened the public hearing on the Waste Rate Increase at 7:46 p.m.

Service Director Shidaker provided brief history of the landfill and intent to expand landfill. Shidaker stated he supports this increase 100% and hopes that everyone else will as well. He noted there currently is not money available to expand, but with an expansion, the landfill could have approximately forty years of "life" remaining. Shidaker reviewed the cost increase to residents, which would be 10%. Shidaker stated this is a long term plan and will not only pay for the expansion, but will also pay for the closure when that needs to happen in the future.

Shidaker presented Council with a chart highlighting the 5 year plan. Shidaker stated the current rate is \$14.86 and the 10% increase would put residential pick up at \$16.35. Shidaker reviewed the chart and Superintendent Crow also presented information to Council. Shidaker opened the floor to the Council and the public for questions.

Swindler stated making the decision to keep the landfill open or to close it still will leave them without the funds to do either. The City will not be able to keep doing the same thing they have been. Swindler stated there is just no option to staying where we currently are in regards to the rates.

Mayor Stanforth stated he felt the increase was responsible and the price is fair.

President M. McKay stated they have struggled with landfill decisions in the past and this plan has taken a lot of work with the goal of expanding and maintaining the landfill. M. McKay complimented Shidaker, M. Allbright, and M. Crowe on their work. B. Shidaker stated the workers at the landfill have done an incredible job. M. Allbright thanked Service and Safety Coordinator Andrea Tacoronte for everything she has done on this project.

Councilperson T. Williams requested Director Shidaker to re-emphasize that the rate increase is tied to the expansion. Director Shidaker confirmed the rates were not affiliated with recycling or with the new toters.

President M. McKay declared the Public Hearing closed at 8:05 p.m.

Director Shidaker did note that the street project is underway.

COMMITTEE REPORTS AND ACTION

Asset, Acquisition and Use -- Chairperson Purkey had one item. He introduced Ordinance No. O-18-31. Karen Buckley, legal representation for the property owner, was present. She noted there was no current request for tying in to the services yet. This is to annex for selling the property.

Motion by M. Purkey and seconded by B. Liermann to give the first reading only on Ordinance No. O-18-31 Authorizing the Mayor to enter into an Annexation Agreement regarding certain territory located on SR 22/3 and owned by Michael J. and Janet M. Sepela pursuant to Ohio Revised Code §§709.022 and 709.192.

All yeas.

Motion passes.

The Law Director read the Ordinance by title only.

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

Cemetery Committee -- Chairperson J. McKay was absent and there was no report.

City Revitalization Committee – Convener J. McKay was absent. T. Williams presented the DWCIC request. He introduced Randy Riley, the President of DWCIC. Mr. Riley presented DWCIC and explained how the city will look great for potential visitors, businesses, and citizens. The request is for flowers and flags.

K. Swindler noted she will abstain, as the flowers are often purchased through Swindler & Sons.

Motion by T. Williams and seconded by M. Albright to approve request. 5 yeas. 1 abstain. (K. Swindler)

Finance Committee – Chairperson Swindler had one item, a resolution authorizing the payment of expenses incurred in 2017. K. Swindler stated this is a piece of legislation that usually needs to be taken care of in the first quarter for the Auditor's office.

Motion by K. Swindler and seconded by T. Williams to give the first reading only on Resolution No. R-18-19 Authorizing payment of expenses incurred in prior fiscal year. All yeas.

Motion passes.

The Law Director read the Resolution by title only.

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.

Roll call: Albright, yes; Fickert, yes; Purkey, yes; Liermann, yes; Swindler, yes; Williams, yes.

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.

Roll call: Albright, yes; Fickert, yes; Purkey, yes; Liermann, yes; Swindler, yes; Williams, yes.

Motion passes.

President of Council declared Resolution No. R-18-19 passed as read.

Judiciary Committee – Chairperson Purkey had two items on the agenda. He noted the legislation was amended to a second reading only because of an abstention. M. Purkey summarized both pieces of legislation for the second readings.

M. Purkey introduced O-18-29. Councilperson K. Swindler noted again she would be abstaining from the vote due to her employment with CMH and their ownership of several clinics.

Motion by M. Purkey and seconded by K. Fickert to give the second reading on Ordinance No. O-18-29 Amending section 1131.20 Clinic of the Wilmington Codified Ordinances 5 yeas. 1 abstain (Swindler).

Motion passes.

The Law Director read the Ordinance by title only.

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

M. Purkey introduced O-18-30, and seeing no additional comments, moved for second reading.

Motion by M. Purkey and seconded by K. Fickert to give the second reading on Ordinance No. O-18-30 Amending section 1157.021 Permitted uses of Chapter 1157 Industrial District Regulation of the Wilmington Codified Ordinances.

5 yeas. 1 abstain (Swindler).

Motion passes.

The Law Director read the Ordinance by title only.

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

M. Purkey noted the last Zoning Task Force Meeting is next week. He also provided an idea to address the yard sales issue, noting a potential amnesty day for a community-wide yard sale.

Parks and Recreation Committee – Chairperson Liermann had no action but provided a few general announcements.

Safety/ Transportation Committee – Chairperson Liermann had one item, R-18-17, a contract with Washington Township contract for a 5 year extension of the Joint EMS and Fire services for second and third readings.

Motion by B. Liermann and seconded by K. Swindler to suspend the rules and regulations and give second and third reading on Resolution No. R-18-17, Authorizing the Director of Public Safety to enter into an agreement with the Board of Trustees of Washington Township for the provision of Fire and Emergency Medical Service for the period July 1, 2018- June 30, 2023.

Roll call: Fickert, yes; Purkey, yes; Liermann, yes; Swindler, yes; Williams, yes; Allbright, yes.

Motion passes.

The Law Director read the Resolution by title only.

Motion by B. Liermann and seconded by K. Swindler to pass the Resolution as read.

Roll call: Purkey, yes; Liermann, yes; Swindler, yes; Williams, yes; Allbright, yes; Fickert, yes.

Motion passes.

President of Council declared Resolution No. R-18-17 passed as read.

B. Liermann noted National Peace Officers Memorial Day was May 15th.

Solid Waste/Recycling – Chairperson Allbright had two items the first legislation for the Waste Rate increase.

Motion by M. Allbright and seconded by K. Swindler to give the first reading only on Ordinance No. O-18-32 Rescinding Codified Ordinance §925.24 and adopting new Codified Ordinance in Chapter 925 regarding classification and rates for refuse collections.

All yeas.

Motion passes.

The Law Director read the Ordinance by title only.

M. Allbright requested that a second and third reading of the Ordinance be on the next council agenda.

M. Allbright introduced O-18-33 for a first reading. Auditor Hollingsworth reviewed the existing notes, stating these were renewed each year. Hollingsworth stated these pertain to the expansion, and due to the short life of the landfill, they will be accelerating the existing payments to keep up and have it paid off in two years.

Motion by M. Allbright and seconded by K. Swindler to give the first reading only on Ordinance No. O-18-33, An Ordinance providing for the issuance and sale of notes in the maximum aggregate principal amount of \$250,000, in anticipation of the issuance of bonds, for the purpose of paying at maturity, together with other lawfully available city funds, the city's outstanding Landfill Facility Improvement Bond anticipation notes, and paying related lawful costs; appropriating \$250,000 from the Waste Fund; authorizing a purchase agreement and a registrar agreement; and declaring an emergency.

All yeas.

Motion passes.

The Law Director read the Ordinance by title only.

M. Allbright requested that a second and third reading of the Ordinance be on the next council agenda.

M. Allbright asked Superintendent M. Crowe about the occurrence of contamination with recycling program. Crowe stated the occurrences were low, but there still are a few people still putting trash beside the totes. M. Crowe also spoke about the types of

recyclables allowed. K. Fickert also stated she is grateful for the program and had questions about what can be recycled.

Streets Committee – Chairperson T. Williams had one item, Resolution No R-18-20 for the annual salt contract with ODOT for three readings. T. Williams spoke briefly about the amount of salt that will be ordered and the timeline of the legislation. Shidaker noted 120 tons will likely be purchased.

Motion by T. Williams and seconded by K. Swindler to give the first reading on Resolution No. R-18-20 A Resolution authorizing participation in the ODOT Winter Contract (018-19) for road salt; and declaring an emergency.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

Motion by T. Williams and seconded by B. Liermann to suspend the rules and regulations and give second and third reading on Resolution No. R-18-20 A Resolution authorizing participation in the ODOT Winter Contract (018-19) for road salt; and declaring an emergency.

Roll call: Liermann, yes; Swindler, yes; Williams, yes; Albright, yes; Fickert, yes; Purkey, yes.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

Motion by T. Williams and seconded by K. Swindler to pass the Resolution as read.

Roll call: Swindler, yes; Williams, yes; Albright, yes; Fickert, yes; Purkey, yes;

Liermann, yes.

Motion passes.

President of Council declared Resolution No. R-18-20 passed as read.

Wastewater/Sewer Committee - Chairperson Fickert had no report.

Water Committee – Chairperson Swindler had no action items but updated that the Fairground Tower maintenance is completed. She also mentioned the upcoming public hearing about the harmful algal bloom general plan for next council.

REPORTS TO COUNCIL

A motion was made by M. Purkey and seconded by B. Liermann to accept the Income Tax Report and the Hotel Lodging Tax report.

Motion passed.

Report accepted as presented.

OPEN TO PUBLIC

M. Purkey mentioned “summer hours” for council and reducing council meetings to once a month for June, July, and August. President McKay noted he is in favor as long as it’s feasible. K. Swindler liked the meeting change but wanted to ensure it would work for this year.

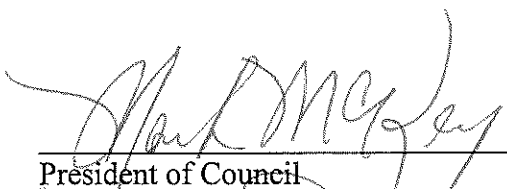
ADJOURNMENT

A motion was made by B. Liermann.

President M. McKay declared meeting adjourned.

Council adjourned at 8:45 p.m.

ATTEST:



President of Council



Clerk