
Ashland City Council

MINUTES FOR THE REGULAR SESSION OF COUNCIL March 21, 2006

In the absence of Council President Glen Stewart, Ruth Detrow called the meeting to order at 7:00 p.m.

ROLL CALL

Ward 1:	Robert L. Valentine	Present
Ward 2:	Robert M. Valentine	Present
Ward 3:	Ruth Detrow	Present
Ward 4:	Paul Wertz	Present
At-large:	Glen Stewart	Absent

Note: Throughout the minutes, Robert L. Valentine and Robert M. Valentine are designated as to their ward representation, W1 and W2.

Moved by Wertz and seconded by Detrow to excuse Glen Stewart from the meeting.
Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Valentine W2 to appoint Ruth Detrow acting president for the meeting
Ayes: Valentine W1, Valentine W2, Detrow, Wertz

PLEDGE OF ALLEGIANCE

PRESENTATION OF MINUTES

March 7, 2006 *Regular session*

Moved by Wertz and seconded by Valentine W1 to accept the minutes.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None

LEGISLATION

Ord. 27-06

Item (a) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A CONTRACT FOR CONSULTING ENGINEERING SERVICES FOR THE STUDY OF SANITARY SEWER FLOWS (CURRENT AND PROJECTED) ALONG U.S. RT. 250 EAST OF U.S. RT. 42, THE ADEQUACY OF CURRENT LIFT STATIONS AND THE POSSIBILITY OF GRAVITY FLOW ALONG JAMISON CREEK TO SOCCER FIELD MANHOLE; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

In the absence of City Engineer Jim Cooper, Assistant City Engineer Kurt Brzyszc addressed the legislation originating from the engineering department. Brzyszc explained that this ordinance will allow engineering to seek out consultant services to perform a sanitary sewer study on the U.S. Rt. 250 corridor to determine if the existing 12" sanitary sewer is adequate for all the growth taking place there. The study will also look at improving the lift stations in the area as well as the possibility of a gravity flow sewer along with the lift station at Jamison Creek across from the soccer field. Hopefully this will allow elimination of a lift station at Jamison Creek. There is \$50,000 appropriated for the study.

Moved by Valentine W1 and seconded by Detrow that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 28-06

Item (b) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A CONTRACT FOR CONSULTING ENGINEERING SERVICES TO DESIGN AND PREPARE PLANS AND SPECIFICATIONS FOR THE WELLHEAD PROTECTIVE STRATEGIES PLAN; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc told Council this is an ordinance again for consulting services that went into developing the City's Wellhead Protection Plan. The ordinance is necessary to pay the consultant, Burgess and Niple, for the work they performed on the plan. \$22,000 has been appropriated for the work.

Valentine W1 asked if this is a company that City engineering has been working with for a number of years, and Brzyszc affirmed that it is. They have offices all over the state, but Ashland works with an office out of Columbus.

Detrow asked for an explanation why all this is not done in-house; it seems as though it would save money. Brzyszc responded that they do some of the work in-house, and Water Treatment Director Bruce Wiser has been involved in a lot of it working with the consultants for this particular project. But the expertise that the consultants offer is valuable to the engineering department; with the amount of staffing here and the regular engineering work they conduct, it is not feasible on a regular basis to do all the specialized applications that consultants offer.

Detrow noted she supposed that to hire and have more people on staff to do that would end up costing a lot more. Law Director Rick Wolfe explained further that the City's people have ideas as to how things should be done, but it is helpful to have input from specialized people in the field to confirm what City staff is doing or to give more direction. Detrow added that it is then a cooperative venture with the specialists, and Wolfe affirmed that.

Moved by Detrow and seconded by Valentine W2 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Valentine W1 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 29-06

Item (c) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A CONTRACT FOR CONSULTING ENGINEERING SERVICES TO DESIGN AND PREPARE PLANS AND SPECIFICATIONS FOR THE WASTEWATER TREATMENT PLANT PRIMARY TANKS – CONCRETE REPAIRS; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyscz explained this ordinance would authorize a consultant to prepare plans and specifications for repairing the primary settling tanks at the wastewater treatment plant. The tanks are a critical part of the sewage treatment process and are about 70 to 80 years old right now. They need a lot of repair of the structural concrete, and at this point they are a major safety concern for the operators and staff at the treatment facilities. The department has appropriated \$30,000 for the plans and specs.

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 30-06

Item (d) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO INCREASE THE CONTRACT DOLLAR AMOUNT FOR THE WASTEWATER TREATMENT PLANT FLOW EQUALIZATION IMPROVEMENT PROJECT WITHIN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc stated this is an ordinance to modify the City's equalization basin project dollar amount. The engineer's estimate for the project was \$5.1 million, but because of increasing steel and fuel prices during the bidding process of the project, the actual best bid came in at just a little over \$5.3 million. At the time it was decided to go ahead and award the contract since it was less than 10% above the engineer's estimate. With Council's approval, the ordinance will provide for an additional \$225,713 to the original contract amount, and it will also include \$100,000 for estimated contingencies, \$5,000 for concrete testing services, and \$50,000 for Akron consultant Arcadis, whose expertise will be needed to review shop drawings and some of the special mechanical equipment that will be required for the project. The total increase of all items is \$380,713, which has been appropriated in this year's budget.

Valentine W1 commented that this seems high, and Wolfe explained that the bids came in higher than the estimate when it was bid. A lot of times bids are received that are less than the estimate, but this time they were all over the estimate. But this bid was within 10% of the total project, which is not bad but is just an estimate of the cost. The bidding is based on a lot of factors that the bidders have to contend with, and in this case there were certain things happening with the costs of steel and fuel at the time of bidding. So therefore the bids came in higher. Also, they're trying to built in and take care of a few other things now rather than later.

Brzyszc emphasized a major aspect to the project, which is the steel reinforcing for the walls of the excavation, and that's what really drove up the cost of the project. Valentine W1 indicated he understood the reasoning, but it just seemed high to him. Wolfe stated this is a big project.

Moved by Wertz and seconded by Valentine W1 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Valentine W1 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 31-06

Item (e) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A CONTRACT FOR CONSULTING ENGINEERING SERVICES FOR TRAFFIC SIGNAL DESIGN SERVICES AND SPECIFICATIONS FOR THE FOLLOWING INTERSECTIONS: CLAREMONT/COTTAGE/MAIN, CLAREMONT/WALNUT, WALNUT/CENTER AND CENTER/WASHINGTON INTERSECTIONS IN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc explained that this ordinance supports the City's CDBG project for this year, and it involves upgrading the traffic light infrastructure at the four intersections listed. Right now the equipment is over 20 years old, and many of the parts are getting harder and harder to maintain and repair. This is just for the development of design and specifications for these intersections. \$35,000 is appropriated for this.

Valentine W1 asked about updating these; will they be more sophisticated and done differently? Brzyszc responded that there is better technology, electronics and loops; yes.

Tiffany Meyer from the audience questioned the need, the reason for the consultant; she was told it is a complicated procedure.

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 32-06

Item (f) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A CONTRACT FOR CONSULTING ENGINEERING SERVICES TO DESIGN AND PREPARE PLANS AND SPECIFICATIONS FOR THE MIFFLIN/CLAREMONT TRAFFIC SIGNAL UPGRADE; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc told Council that this is another ordinance to allow seeking out a consultant for another intersection infrastructure upgrade at Mifflin and Claremont Avenues; the scope of services includes preparing designs, plans and specifications to replace the equipment. Also included is incorporating left turn lanes out of Claremont Avenue to both sides of Mifflin Avenue. The amount appropriated is \$8,600 for this set of plans and specs. This is a different source of funding than the previous ordinance; it is not CDBG money.

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Valentine W1 that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Detrow and seconded by Valentine W1 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 33-06

Item (g) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ADVERTISE FOR BIDS AND TO ENTER INTO CONTRACTS FOR THE DON M. RICHEY STORAGE BUILDING PARTIAL ROOF REPLACEMENT PROJECT, THE ASHLAND MUNICIPAL BUILDING ROOF REPLACEMENT PROJECT AND THE ASHLAND FIRE DEPARTMENT ROOF REPLACEMENT PROJECT IN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc explained this ordinance is to begin the bidding and contract processes for the roof replacement projects for three City buildings. The total engineer's estimate for the three projects is \$215,000; the estimates for each building are: \$70,000 for the municipal building; \$45,000 for the two flat portions of the Richey Building roof; and \$100,000 for the Fire Department roof. These projects have been put off in recent years and it is necessary now to prevent any major structural damages.

Valentine W2 commented that the reason for bidding all three together is that it will probably bring in a better price. Brzyszc added that the project is set up so bidders can bid all three or separately; the engineering department then can evaluate the best way to award bids.

Moved by Detrow and seconded by Valentine W1 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 34-06

Item (h) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF EQUIPMENT FOR THE ENGINEERING DIVISION OF THE CITY OF ASHLAND, OHIO, OBVIATING FORMAL ADVERTISING AND BIDDING; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc told Council this ordinance is for the purchase of a KIT Machine to be located in the engineering department; it will replace the existing print copier, which is over 20 years old and is nearly impossible to repair or maintain, mainly because replacement parts are becoming rare. The new machine is capable of copying and scanning all their full-size prints and drawings and is fully compatible with their Auto-Cad and GIS software. \$23,000 has been appropriated in this year's budget, and \$11,500 is coming out of each of two departments, the water treatment and sewer treatment accounts.

Moved by Wertz and seconded by Valentine W1 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Detrow and seconded by Valentine W2 that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz
Moved by Valentine W1 and seconded by Detrow that the Ordinance be passed.
Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 35-06

Item (i) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ENTER INTO A MODIFICATION OF THE CLAREMONT AVENUE/BANEY ROAD TRAFFIC SIGNALS REPLACEMENT PROJECT CONTRACT AUTHORIZED BY ORDINANCE NO. 65-05; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Brzyszc explained that this is the final change order for the Claremont/Baney traffic signal improvement project that took place earlier this year. There were unforeseen problems that arose during construction with some of the existing traffic signal utilities, and this will compensate the contractor for the additional work performed. The amount is \$1,746.75.

Moved by Valentine W1 and seconded by Valentine W2 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Ord. 36-06

Item (j) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF ASHLAND, OHIO, TO ENTER INTO A CONTRACT WITH U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Valentine W1 to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Director of Finance Anna Tomasek told Council that this ordinance allows the City of Ashland to participate in a non-profit instrumentality of government, which will basically assist the City of Ashland to buy goods at a discount. Some of those goods are office supplies, technology projects and park playground equipment at a cheaper price. This is a national level program, brand-new throughout different states for which the City can apply; prices can be checked online at web sites.

Moved by Wertz and seconded by Valentine W1 that the Ordinance be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Valentine W1 that the rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Detrow and seconded by Valentine W1 that the Ordinance be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Res. 4-06

Item (k) A RESOLUTION FOR THE ADOPTION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS).

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Resolution has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Police Chief Bill Miracle explained that this has to do with everyone in the City. Part of the requirements for the Homeland Security Department of the federal government is that the cities, municipalities, different entities and everyone in the country all adopt the National Incident Management System (NIMS) as a method to handle emergencies of any type that might occur. Some elected officials in the City have already attended training in some of this last fall at the county sheriff's office. Those who have not will have to go through an online training course, including division directors, elected officials and some other selected employees in the City. The federal government is requiring that the City adopt this in order to receive federal funds in the future.

Moved by Valentine W1 and seconded by Valentine W2 that the Resolution be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Resolution be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the Resolution be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

Res. 5-06

Item (l) A RESOLUTION AUTHORIZING AND DIRECTING THAT THE CITY OF ASHLAND MAKE APPLICATION FOR A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S U.S. FIRE ADMINISTRATION 2006 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM; AND DECLARING AN EMERGENCY.

Moved by Wertz and seconded by Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Resolution has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Comments:

Fire Chief Mark Burgess explained that this is an application that the department can fill out for the federal government. He doesn't have an accurate dollar amount as of yet; there are seven categories for which the department can apply; it's based on need and how well the grant is written; it is competitive nationwide. Ashland received one grant in 2002, but nothing in '03, '04 or '05, so they are hoping to get some for this year. It will be on a

project that would involve not only the City but most likely the county; the government funding is tied in with NIMS in a way that they look at multi-agency and regional response instead of just a municipality. There is a 10% match due to the City's population, and the 10% match will come out of the 222 account.

Valentine W1 asked if it is done with the fire departments in the county with which the City has agreements, and Burgess told him it has to do with emergency response, the equipment and how it will be used. In the past, they were able to get equipment for just a single department, and still can do that if it meets the criteria. But with the situation the way it is now, they may have to expand and go outside their area; the City does provide mutual aid service with the county departments, and that enhances the City's chances. The City has mutual aid with everybody in the county, neighboring counties, and then under certain circumstances, everybody in the state.

Valentine W1 asked then, if the City gets a grant, it would involve all of them as well? Burgess responded that the City would be the owner of the equipment, with a commitment that they respond in the county with that equipment.

Wolfe noted that if the City writes the grant to include other departments, it increases the City's chances of getting a grant.

Moved by Valentine W1 and seconded by Valentine W2 that the Resolution be passed on the first reading.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Wertz and seconded by Detrow that the rules requiring the reading on three separate days be suspended and that the Resolution be passed on the second and third readings.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Valentine W1 and seconded by Valentine W2 that the Resolution be passed.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Motion carried.

WARD REPORTS

Ward 1: Robert L. Valentine

(a) *Trash pickup; water problem:*

Valentine reported two complaints, one about garbage pick up and the other about water on a property in the summertime. He referred the problems to appropriate division directors and assumed they were both taken care of; he expressed appreciation for the cooperation from the department heads.

OLD BUSINESS: None

NEW BUSINESS

(a) *Application for advertising on private property (Renewal)*

TruGreen ChemLawn, 110 Industrial Drive, Lexington, Ohio; Petitioner, Jason Rykoskoy

Moved by Wertz and seconded by Detrow to approve the renewal request.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

(b) *Application for Advertising on Private Property (New)*

Reed's Pet Sitting, 2221 Mifflin Avenue; Petitioner, Teri Reed

Moved by Valentine W1 and seconded by Detrow to approve the application request.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

(c) *Request for sign permits: (Two separate locations)*

Chase Bank, 26 West Main Street; Petitioner, A-1 Expeditors, Inc.

- 1) West Main Street location
- 2) Second Street location

Moved by Wertz and seconded by Valentine W1 to approve the sign request on the West Main Street location.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Moved by Valentine W1 and seconded by Wertz to approve the sign request for the Second Street location.

Ayes: Valentine W1, Valentine W2, Detrow, Wertz

(d) Request for change of zoning

Center Street area, 18.330-acre parcel; Petitioner, Mike Meyer
"R-L" Residential District to "RL-3" Residential District
Public hearing set for Tuesday, May 2, 2006 at 7:10 p.m.

Detrow introduced this request and announced the date of the hearing. She asked if there were comments with regard to this request for change of zoning.

Tiffany Meyer explained they would answer any questions and went on to say that part of this contiguous area is already zoned "RL-3".

Valentine W1 asked about the location with respect to the high-tension wires there. Meyer stated it is located right under the high-tension wires, and there are restrictions on all high-tension wire areas; they must stay clear of the wire right-of-way.

Detrow asked about a through street from Center Street to Olde Post Road, as she was told there would not be one. Meyer responded that is correct; there is not a through street on it. The request has been through the planning commission, and Meyer told Council she would bring the plans for Council to see should they desire to look it over. They will bring the plans for the public hearing. A cul-de-sac will be brought down into the treed area; there will be lots against the golf course; the front will be developed.

Developer of the area, Mike Kelly, added that there will be condos at the front, and there will be access off Center Street but without any connection back to Olde Post Road. It will not connect to Olde Post Road.

Detrow requested assurance from the law director that since it is that way on the plans, that connection will never happen: can Council say that to the people on Olde Post Road, that it won't happen because the plans say it won't? Wolfe said this is simply a request for zoning, and that's what will be addressed at this point. Detrow asked when it would be addressed, and Wolfe responded when they come for plat approval.

Mayor Strine noted that the planning commission already made it clear that would not go through. Wolfe stated that those are separate questions. Detrow indicated she wanted to be sure, and Wertz said those things would be answered at the hearing.

Meyer emphasized that this has already gone through planning commission, and then road plans and everything has to come to the City. Then if the City doesn't like the lay of the streets, the developer and all are willing to work with the City to accomplish the same goals here.

MAYOR'S COMMENTS

(a) Work session reminder

Mayor Strine reminded Council of a work session for Thursday, March 30, 2006, at which sidewalks would be discussed. The session will be at 7:00 p.m. and probably will be held in the Mayor's Conference Room.

ADJOURNMENT

Moved by Valentine W1 and seconded by Valentine W2 to adjourn.
Ayes: Valentine W1, Valentine W2, Detrow, Wertz

Council adjourned the regular session at 7:43 p.m.

Submitted by
Elaine C. Hootman
Clerk of Council