

Wilmington City Council met on Thursday, May 6, 2010, with President Fred Ertel presiding.

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

Assistant Chief Weyand was also present.

Council gave the Pledge of Allegiance to the flag.

A motion was made by Wells and seconded by Peterson to approve the minutes of the last regular meeting, April 15, as received.

Motion passed.

Minutes approved as received.

President of Council – Fred Ertel: That completed my portion because we are going to get right into WC Marketing here. Mr. Mayor?

Mayor – Mayor Raizk: Thank you, Mr. President. It is my privilege to introduce Professor Steve Stovall from the Wilmington College Marketing Class. I am going to turn it over to you to introduce our folks.

Steve Stovall: We did a marketing research project this spring, and these two students were working on a project with Chris Schock. They were trying to look at what are some ways to attract small businesses to Wilmington. Along the way, while they were creating this project, they also created this really interesting video. It is above and beyond the grade requirements. They already had the “A,” but they were going for the “A+.” In any case, this is Kelsey Stief and Brian Tecklenburg, and they’ve got a few things to share with you.

Kelsey Stief: My name is Kelsey Stief. I am originally from Upper Sandusky, Ohio, which is about 2½ hours north of here. It is a small town, just like this one. I love going to school here. We did work with Chris Schock. We also worked with ECC, and both Mark and Taylor were great helps to us this semester in helping us. We kind of worked on redesigning Clinton County’s website, and these are some of the things we came up with. First of all, for our marketing research class, we had to come up with a big question. Our big question was, “How can the Wilmington Chamber of Commerce bring sexy back to Wilmington.” We focused on who was going to bring sexy back, what was going to bring sexy back, and how was it going to bring sexy back to Wilmington. The first part we focused on was “The Who.” Through research, through our survey, and our focus group we decided that what was going to bring sexy back was we needed to attract entrepreneurs and small businesses. One, because small businesses stimulate the economy. They will also create more stakeholders in the community so they will not only want to live here because they like Wilmington but also because they have a business here and they want to invest in it. We also talked about how the unique features of Wilmington are more attractive to small business owners, because Wilmington is a small town and it would help small businesses thrive rather than sending a small business into Dallas, TX. It is just such a large town that a small business could not survive there. The next thing we focused on was the “what.” Our main thing was to create a new brand image. That was our big umbrella, and we decided that the new brand image that would be best would be “Triumph Over Adversity.” Instead of focusing on Wilmington infrastructure – Wilmington’s the golden triangle; it is between Columbus, Dayton and Cincinnati. The Golden Triangle pretty much says “You can live in Wilmington because you’re an hour from the places you really want to live.” Just because Wilmington has a business here doesn’t mean it can do business in Cincinnati, Dayton and Columbus. It can thrive just as well here as anywhere. The next thing under the umbrella would be the intangible goods – like the roads of the umbrella would be the low cost of living, the available workforce, quality of life factors, support of local business. When we did our survey, we found out that about 76% of people would be willing to work for a local business, to support their local business and to be able to shop

more places rather than to just go to Wal-Mart for your one-stop shop. Only about 4%, I think, of our survey said they would rather shop at Wal-Mart than any local business. I am going to turn it over to Brian who can talk a little bit more.

Brian Tecklenburg: So, trying to put a little bit of this together, this is like our mockup for what the website could look like. Currently our website looks like a government website. It's a little over-structured and it is a little bit less form. It is a little overdone on function. When you first land on the economic development website, it has a picture of the magic golden triangle, which is like this map with these circles and no one really understands what it means. We, again, think that this is like a pitch of saying why you should live in places other than Wilmington. If the main attraction to Wilmington is that we are close to places that aren't Wilmington, then why wouldn't I choose to live in a place that isn't Wilmington. So, what we thought is that we could take that and try to communicate what a visit to Wilmington is like through the website. So, we think a visit to the website should feel like a visit to Wilmington. It should communicate life. It should communicate the best things about Wilmington, which, in our opinion, are mostly the intangible factors. It's the relationships you develop, it's the people that you see. It's all that interpersonal thing. Lastly, we thought, based on some of our research, and this is kind of a common idea in marketing, is that people will really tend to remember a story about overcoming something. A good example that we found in some of our research was Jared from Subway. Now, Subway had marketed itself as having low-fat subs for a long time. In fact, a couple of years before Jared came out, they had a campaign called "Seven Under Six," which was seven subs under six grams....yep, nobody remembers it. So, that is exactly the reaction that they had. Then Jared came out and there is this guy who was ready to die. His father, who was a cardiologist, said, "Lose weight or die." Right? And the guy goes to Subway and he starts losing all of this weight and here he comes, he has a 60-inch waist. And he comes in with these pants. And now the guy is as thin as every healthy American you could find. Right? The guy is thin and happy and he still eats at Subway all of the time. Right? Now, everybody knows Jared. So, what we tried to do was find our Jared. What is Wilmington's Jared? What we think is DHL has hit this town so hard...the DHL aftermath...that we need to turn that into an opportunity rather than a big negative. Like, "Come to Wilmington; it's not that bad," is not a very good message.

[Laughter]

Brian Tecklenburg: So, we thought the best way to communicate was that was through some form of video...something that communicates the life of Clinton County – the life of Wilmington. So, Kelsey is going to show you our video here. This is what we think could help communicate that to somebody who was thinking about starting a business here.

[Video Presentation]

[Applause]

Brian Tecklenburg: Does anybody have any questions for us? Anything we can answer?

Councilwoman Peterson: Yes. You said you did some market research.

Brian Tecklenburg: Yes.

Councilwoman Peterson: Could you go into a few details about that?

Brian Tecklenburg: We conducted a few interviews of some local business owners. We also did a focus group and we did a survey that we sent out. We did some outside research, just looking at academic resources and things like that. Both about like what generally is effective in website and more specifically like what other communities in this kind of situation have done. So, that is the majority of what we did.

Councilman Jaehnig: It's an incredible piece.

Councilman McKay: It's good. I want to live there.

Councilwoman Peterson: Oh, wait...

[Laughter]

Mayor Raizk: See, they made the A+.

Councilwoman Peterson: The young lady mentioned she was from Upper Sandusky. Where are you from?

Brian Tecklenburg: I am from Cincinnati. That is where I was born.

Mayor Raizk: Are you related to Don Tecklenburg?

Brian Tecklenburg: Yes...that's my old man...my dad.

[Laughter]

Councilman McKay: Well, I have kind of an interesting twist on this, too, because I worked in Upper for a short time and moved back to Wilmington.

Kelsey Stief: Where is Upper did you work?

Councilman McKay: [Inaudible for Transcription]

Kelsey Stief: My dad works at Trent Machine Company?

Unknown Speaker: Are you related to Doris Day?

Kelsey Stief: No, but I have seen her.

[Laughter]

Mayor Raizk: Brian and Kelsey, that was outstanding.

[Applause and general comments of approval]

President Ertel: I am sure that people will be getting with you about that. I think that is wonderful. I can probably use that for whatever purpose. I think the website front is just wonderful.

Mayor Raizk: Yeah.

President Ertel: Just wonderful. And you're right....our website does look like a government website.

Mayor Raizk: I think the one that they were working on there was....

President Ertel: The one that is shown there?

Mayor Raizk: Yes. They were working on the county's website.

President Ertel: Okay. Moving right along...

Mayor Raizk: I'm not done.

[Laughter]

President Ertel: There's only one point on the agenda....

Mayor Raizk: I know, but I do have another thing. I guess I can wait until we get to the legislation a little later. There are some things on the finance committee that are related to another item later on, and I wanted to fill you in on it. We'll fill it in later.

President Ertel: Very good. Thank you. Asset, Acquisition and Use?

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

President Ertel: Thank you. Mr. Auditor, glad to have you back.

Auditor – Auditor David Hollingsworth: Thank you. I have nothing, Mr. President.

President Ertel: Thank you. Finance Committee? Sandy?

Finance Committee – Chairperson Sandy Mongold: The first item tonight, we have an ordinance making miscellaneous transfers. Are there any questions?

A motion was made by Mongold and seconded by Jaehnig to give the first reading only on the ordinance Making Miscellaneous Transfers.

Motion passed

In the absence of the Director of Law, Lynn Turner 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; Peterson, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Lynn Turner 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; Peterson, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ord. No. 4911 passed as read.

Councilwoman Mongold: The second item tonight is an ordinance making supplemental appropriations.

Councilwoman Peterson: I have a question on "B."

Mayor Raizk: That is our recycling grant that we were going to talk about later.

Councilwoman Peterson: Okay.

Mayor Raizk: You all didn't want me to talk earlier.

[Laughter]

Mayor Raizk: I was going to explain it. What you need to know about this is we are appropriating this money like all ODNR grants. We appropriate the money and then we get money back after it is spent. All of that money...that \$97,066 will be coming to the City of Wilmington through the Ohio Department of Natural Resources Grant for recycling.

Councilwoman Peterson: Thank you.

Councilwoman Mongold: Any other questions?

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

Motion passed

Lynn Turner read ordinance by title only.

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

Lynn Turner read the ordinance by title only.

A motion was made by Mongold and seconded by Peterson to pass the ordinance as read.

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

Motion passed.

President of Council declared Ord. No. 4912 passed as read.

Councilwoman Mongold: The third item tonight is a resolution authorizing payment of expenses incurred in prior fiscal year. The then and now.

A motion was made by Mongold and seconded by Jaehnig to give the first reading only on the resolution Authorizing Payment of Expenses Incurred in Prior Fiscal Year.

Motion passed

Lynn Turner read resolution by title only.

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

Lynn Turner 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; Peterson, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Res. No. 2196 passed as read.

Councilwoman Mongold: That is all, thank you.

President Ertel: Thank you. Water Committee?

Water Committee – Chairperson Mike Wallace: You will find in your packet of a couple of graphs that were put together by our staff to show how our income is going down. This gives you an idea of where we are. Beyond that, I really have nothing.

President Ertel: Thank you, Mike. Streets Committee?

Streets Committee – Chairperson Peterson: We have one item. It is a resolution authorizing to have 73 within the city limit dedicated to a veteran, Sgt. Steven Conover. Are there any questions regarding that?

Councilman Wallace: You might say that we have had a lot of comments on both sides of this. I have had several people call me and it has kind of gone all around. We did get an answer from the veterans people here in town and that ended up kind of [Inaudible for Transcription].

Councilwoman Peterson: Thank you. In fact, that was the deciding factor...when we had the Veteran's Commission resolution of support. Frankly, I am not a veteran. I really trust their opinion regarding that. I would encourage other members of council as you vote on this [Inaudible for Transcription].

A motion was made by Peterson and seconded by Wells to give the first reading only on the resolution Authorizing a Memorial Dedication of a Section of the Relocation of S.R. 73 in the City of Wilmington to a Veteran, To Wit: Sgt. Steven Conover.

Motion passed

Lynn Turner read resolution by title only.

Peterson requested that the second and third readings be on the Agenda for the next meeting.

Councilwoman Peterson: That is all I have. Thank you.

President Ertel: Thanks, Cindy. Solid Waste/Recycling?

Solid Waste/Recycling Committee: Chairperson Don Wells: Mr. Mayor....

President Ertel: Now's the time.

Mayor Raizk: I've got my speech ready. As many of you may know, we have just... Let's go back a little bit. When we instituted curbside recycling, we felt like we had a threshold that we wanted to get to before we really looked at the next phase of it, to see if it would be successful. Basically, it has been successful, at least as far as that threshold has gone. We had a 10% household recycling threshold, and we are now up to 12.6. That 12-14% range has been pretty steady for the last quarter. The last quarter of '09 was around 13%. The first quarter of '10, it has been 12.6%. We have reached that plateau. We talked before about methods to do this a little easier to make it better. A year ago, we applied for a grant with the Solid Waste Management District. We were not successful, or at least we were told that we were not successful in receiving that grant. This year, the City of Wilmington, through one of its employees at the Waste Department filed the grant on his own and put it all together. We are successful. We have been awarded the grant. The total package is about \$145,000. Of course, there is a match. We will be getting actual funds from the state in the amount of \$97,000. What the grant will be used for is to buy a recycling truck, a used 16-20 cu. yard recycling truck. This would also fund getting away from the bag program. I think one of the things that we heard whenever we had a recycling meeting was bins. This will also fund these bins. We included 4200 bins at \$18 in the grant application. We do have an update, which is that we found a supplier for 4000 containers at \$6.25. So, hopefully, for this kind of container, we have already saved some money before we ever spent it. This is a real positive thing. We have reached this plateau. This is really the next phase of our curbside program. What we are spending here will really take us into the next phase. So, hopefully, we will get the numbers moving north of these numbers. I think that is the key – now that we have a good solid base to work from. Many places have tried curbside recycling and they have discontinued the programs. They have not been successful. But, I think we have made tremendous strides, and I think if we go with the next part of the program, we will increase these numbers even more. It comes at a good time because we're not in a pinch. We are at a time when we are getting a vertical expansion...where we actually have room but we're putting in less so that makes it last even longer. So, it is not just an investment now; it is an investment in the next 12-14 years' worth of landfill space that we're creating. I am very excited about this. I am very proud of the employees who have put this together and everybody worked on that. It wasn't an outside firm or anybody else, they just put it together, and we're very excited about it. Don, I'll turn it over to you.

Councilman Wells: David, I would like to say, this is the power of our green penny finally paying off. The one cent that we set aside for recycling in our utility bill...to show our dedication to recycling and to protect our environment and to save our landfill and help the city. I think it is a great, great thing.

Councilman McKay: Could I ask a couple of things. First of all, I am not sure who the Tuesday pickup route is or where that is, but they should be congratulated.

Councilman Jaehnig: That's Denver edition.

[Inaudible Banter]

Councilman McKay: Secondly, what is the truck like that we are getting?

Mayor Raizk: Larry, can you describe it?

Service Director Reinsmith: When they put the grant application together, they had found a truck for like \$70,000. Of course, it is gone now, but the guy we talked to said he could get more trucks. He said, "Tell me how much you want to spend and I can get you a truck." But, it has dual controls on it, left and right, and it is really going to be a

one-man operation. He pulls up, he can get out on this side, drive on that side, gets out and gets a container. Like I said, they were wanting \$18 a piece for these and we found another company that, if we order 4000, we can get them for \$6.25. Everybody in town can have a container and there will be a number on it and that number will be issued to your address, so if it blows away and we find 2011 down the street, we will know it belongs to Nick Babb. That is kind of what we're looking at. The nice thing about this truck, unless it really builds up, we can pick up the whole week's recyclables in the one load. Donnie has found three different locations within 40 miles of Wilmington that we can take these recyclables and go dump it. So, we don't have to have a separate bin and then reload and then load. We can keep it in the truck, pick up every day, and then go dump it once a week.

Paul Hunter: What do you mean dump?

Service Director Reinsmith: We dump it in the MRF. Is that the right answer?

Councilwoman Peterson: Perhaps the reason they were so successful at the landfill in writing the grant application is they are intimately involved with the process, so they know how much more efficient this is going to be than our current system. It could have come across in the application.

Councilman McKay: Did you say it was one employee who stepped up or...?

Mayor Raizk: Yes. One employee.

Councilman McKay: I think they should be congratulated and recognized.

Mayor Raizk: We will do so. We are going to get the money first.

Paul Hunter: What did Mr. Walls have to say about it? Did they support it? Ha-ha. Thank you.

Mayor Raizk: He can't put that in the paper, Paul.

Unidentified Male Speaker: When do you think it will be implemented, this stage II? Do you have a target date?

Mayor Raizk: We're out actively looking for the truck. As soon as we get the stuff, we'll be able to go.

Service Director Reinsmith: Donnie has to attend a seminar with ODNR. Contracts can't be signed until July 1 on this deal, so it will be after July 1.

Paul Hunter: And we can wave bye-bye to Waste Management. We can still keep their...

Service Director Reinsmith: They're dumping in our landfill.

Paul Hunter: Now.

Service Director Reinsmith: I mean it is our trash, but they are dumping it.

Councilman Wells: Okay, is there any more discussion?

Councilwoman Peterson: No. This is great.

A motion was made by Wells and seconded by Jaehnig to give the first reading only on the resolution Authorizing the Filing of a Grant Application Through the Ohio Department of Natural Resources (ODNR) – Division of Recycling & Litter Prevention and Acceptance of Grant Funds Therefrom and Declaring an Emergency.

Motion passed

Lynn Turner read resolution by title only.

A motion was made by Wells 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; Mead, yes; Mongold, yes; McKay, yes.

Lynn Turner read the resolution by title only.

A motion was made by Wells and seconded by Jaehnig to pass the resolution as read.

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

Motion passed.

President of Council declared Res. No. 2197 passed as read.

Councilman Wells: Thank you. That is all we have tonight.

President Ertel: Thank you. Wastewater/Sewer Committee?

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

President Ertel: Thank you. Judiciary Committee?

Judiciary Committee: Chairperson Rob Jaehnig: Thank you, Mr. President. We have one item. I'm sorry, but I'll need to take a moment to explain. We had a Judiciary meeting this afternoon in which this particular topic was reviewed. In reviewing it this afternoon, we determined that there needed to be some amendments made to this particular resolution. After the meeting, we determined that there were some additional errors that our amendments weren't going to address that need to be addressed. So, this first reading will be on the original, un-amended resolution. We are going to have to have a judiciary meeting before we can come back and have the second and third reading because there is a map that is included in this particular report that is incorrect and needs to be removed and replaced. There is also some additional verbiage in regards to project priority one that was omitted from the project that needs to be included. So, instead of amending it with what we agreed upon this afternoon and then amending it again, I would prefer to just do the original reading and then go back and fix this properly for the second and third reading. I apologize for having to revisit this again, but unfortunately, we did not have all of the information needed when we had our meeting this afternoon. Are there any questions in regard to this?

Councilman Wallace: If we pass this, I think we need to take a look at it and create a plan. But, if we are going to pass this, how restricted are we? I mean, there is like \$300,000 in signage. That's not counting the rest of the stuff that this...

Councilman Jaehnig: All we are passing is the plan. No grants have been filed for or anything of that nature. That is a completely another step that needs to be done. But, we can't file for grants at all if we don't file the plan. So, until the plan is filed, no grants can be filed for whatsoever. Once the plan has been filed, then we can take steps toward applying for particular grants on particular projects. As each project comes up for a grant, it can be reviewed at that particular point on its viability and/or cost and effect on the community and whether we want to proceed with it at that particular point. The issue with these particular funds, is these funds state-wide are not being used to the fullest each year. There are funds that are left on the table each year by the Safe Routes to School Program. So, most communities don't go through the work that had already been put through by Regional Planning Commission, the City School System, and the team that they put together to help build this report. So, whether we decide to go forward and actually apply for the grants, obviously, is something else. It still needs to be seriously looked at as to what cost and return on that for the grant filing. But, we can't do anything at all without filing the plan.

Councilman Wallace: One of the problems that I have is in the budget that we are currently in, and the situation that we are in, almost every grant that crosses our desk is a matching grant of some form, and we can't afford to continue to be matching grants.

Clerk Laura Curliss: This one is a zero match.

Councilman Wallace: It is not free money.

Clerk Laura Curliss: This is a zero match. This is one of the few zero-match grants.

Councilman Wallace: I keep hearing it all of the time, but somehow we end up having to pay \$50,000 for this or something like that. I am just talking in general terms. We have to kind of watch. That's the thing that kind of bothers me a little bit.

Councilman Jaehnig: Right, and I agree. In fact, on the next topic under safety, one of the things, there are grants that have matching funds, but they are on projects that we were going to have to do anyways. So, we have the option of going after the grant with the matching funds or just paying for it 100% ourselves. So, yes, I agree that we need to look at these and be careful how we move forward, but I don't know that it is always so cut and dried. I agree that each one needs to be closely reviewed.

Councilwoman Peterson: And, Mike, on this one, we are not committing any money.

Councilman Wallace: Not today when we pass it. Today we are going to pass it and we are going to go back and say, you've got to do this...

Councilman Jaehnig: And we haven't applied for anything either.

Clerk Laura Curliss: And the School Board already approved it.

Councilman Wallace: I'm just voicing my concern. I think the plan is a good plan. Don't misguide what I'm trying to say. I don't have any problem with the plan.

Mayor Raizk: The plan, though, doesn't commit us to anything. You don't even to have to apply for the grant.

Councilman Wallace: Right. I agree with the plan.

Mayor Raizk: But, you have to have that in place if you ever do want to do something.

Councilman McKay: I believe this is somewhat time sensitive.

Councilman Jaehnig: Yes. Time sensitive. We need to get this plan put together so it can be filed by the end of May.

Councilwoman Peterson: Mike, I agree. Anything coming out of the general fund we need to scrutinize.

Geoffrey Phillips: Could you be more specific. Are there routes missing in the plan? We haven't reviewed the document or...?

Councilman Jaehnig: No, they put the wrong map. Figure 13 in the map is the incorrect map and it needs to be replaced before we're willing to move forward with it. It was not caught in previous reviews. The secondary item was a long-term low-priority time that was inadvertently left off of the project...the Denver project area.

Geoffrey Phillips: What is that?

Councilman Jaehnig: It references the concerns that Mary Kay brought up in our meeting earlier this afternoon and that is the Fisher floodplain and dealing with that in a way to protect the citizens and their rights but, at the same token, not to exclude when a developer comes in...like when it was being looked at to be developed by Bill Marine...that a trail could be continued through that particular development. Since this particular program or plan would be attached to the master plan once it is completed, we wanted to make sure that it was proper. Since the largest effect on the Safe Routes to School, besides the schools, is the city, I felt that at that particular point we need to make sure that we go back and get these amendments corrected so that, you know, citizens like Mary Kay are not going to wake up tomorrow and say, "Oh, Geez, how did this get

through and I now have a trail directly behind my house.” But, 15 years from now when a developer comes in and is going to develop that, we have something in place that shows “Yes, you are going to be required to work with this trail under these guideline.” And yet, every citizen still has the right to voice their opinion and nobody gets trapped.

Geoffrey Philips: I appreciate these efforts. I attended the kickoff of this study nearly a year ago, and the residents on Florence Ave. have repeatedly asked for that not to be at their back yard. And I show up at that meeting and here’s another map and it’s online. So, I appreciate that you are taking those efforts and I applaud my neighbors FOR bringing this same message. There are a lot of folks along there that have been very clear that it is not what we want. But, to incorporate in a development plan makes a lot of sense.

Councilman Jaehnig: In our meeting this afternoon, the map that we were reviewing at noon today was very confusing because it showed the existence of a trail that isn’t there. The question was, “Is it a trail? Is it a map? What is it?” Then, in further investigation, it was determined that the wrong map is in there. We want to make sure that we get the appropriate map and then people have time to review it and go over it in the next Judiciary Committee meeting before moving forward with the second and third reading. Yet, still hopefully meet the timelines to get this filed properly this year.

Mayor Raizk: I have another change, which I don’t know if you talked about, but Rodger, this Borror is spelled wrong. It is B-O-R-R-O-R. It know I and many of us here could not live with ourselves if that was put into black and white.

[Banter regarding the spelling]

Councilman Wallace: Does the School Board have to coincide with all of this, or is it a totally separate entity from the school board?

Councilman Jaehnig: This is work in conjunction with regional planning, the Wilmington City Schools...which Regional Planning has already approved the plan and Wilmington City Schools have approved the plan. Now, the effects on the city are greatest, so I have a feeling that there were certain things that were reviewed by the city that may have not been looked at by both of those entities because of the effect on them.

Mayor Raizk: But Planning Commission has also reviewed the plan.

Councilman Jaehnig: Yes. That’s right. I’m sorry. Thank you. It would be unusual circumstances that it was identified, but yet it is still fixable to move forward to meet the intent.

Councilman Wells: It speaks about trails connecting neighborhoods so the kids can get to the elementary schools, and it also talks about sidewalks in areas where there are no sidewalks now. My concern is the trail for little kids to get to the elementary school. I do not consider a safe route to school where they are walking out of public view. I wouldn’t want my granddaughter walking in an area back and forth to school. The sidewalks on Truesdell, I can agree with that where kids are walking in public view of traffic, but off the sidewalks on these trails, I have a concern about safety, especially little girls. Maybe high school kids would be okay, but little-bitty kids, I worry about that. I like trails and I’m all in favor of trails, but I don’t think a trail is a safe route to school. I just wanted to say that.

Councilwoman Peterson: You know what, I didn’t attend any of the public meetings, so I don’t know if that commented on. I can’t comment on that.

Councilman Wells: The first time I was at a meeting and we talked about this, they talked about sidewalks. I didn’t see anything about a trail connecting the neighborhoods for kids to walk on.

Councilman Jaehnig: Well, there are certain places that a trail would make sense and there are certain places that a trail would not make sense. You know, and it also depends

on the age of the child. An elementary student, obviously there are certain things that you would not allow them to do, where you might allow a high schooler on a bike to do something completely different. That was taken into consideration when reviewing this. Obviously, each individual project would still come back before a grant can even be filed for. It can be reviewed for its intent at that particular point and for effect in return for the city. Any other discussions?

President Ertel: Just one other comment. We have an issue certainly at Sugar Grove Cemetery, where kids are crossing the cemetery coming to and from school and I would hope that that would be addressed, because there are probably 40-50 kids that cross the cemetery every day going to and from school. If we could build a bridge or a tunnel, that would be great, because they also do damage to the stones and so on and so forth like that. What happens is they come down through the hospital, across the bridge, onto the path there, and the shortest distance and then they go right across the cemetery. This is some large numbers that go through there. I am not sure if that is addressed in this plan.

Clerk Laura Curliss: Nobody in the public meetings brought that issue up. That's a safety engineer who did that study, Don, so all of those routes were evaluated by a safety engineer. So, if it is in there that a trail is the safest way, then it has been evaluated.

Councilman Wells: I understand that trails are safe, but I still have a concern that little kids on a trail out of public view....that is what I am worried about.

Clerk Laura Curliss: So, there might be like a crossing guard on it, a trail guard.

Councilman McKay: [Inaudible for Transcription] you would send your grandchildren under the age of 10 on a trail outside. I think the parents and grandparents would be expected to use some amount of oversight.

Councilman Jaehnig: One of the other things that is mentioned as an option in the Safe Routes to School is something that they call walking school buses, where they have volunteer parents and so forth that set up and they start at one house picking up children along the way and end up delivering all of the children together [Inaudible for Transcription].

Mayor Raizk: Not all trails...sometimes semantics gets you into conjuring something. We all know that our oldest trail is one that is cloistered with the trees and everything. Not all trails are out of public view. For instance, even the one that they were talking about here, if that development went through, where the trail would be through the houses and everything. That trail obviously would not be out of public view, you know. It is a comprehensive plan, and it is that—it is a plan, but without the plan on file, it is a classic thing. It is a little bit like the CEDS plan that we had to do for the Tri-County area to apply for EDA funds. You have to have the plan in place before....and they say, "Well, wait a minute, is that in your plan?" Even if you change it, then you have to go back and amend your plan. If you say, "Hey, wait a minute, we didn't think about that" or "Kids are crossing through the cemetery, we need to do that." It is something for down the road to be able to adjust and say we need to make that change. But, if you don't have the foundation, then you can't talk to the Ohio Department of Transportation about this stuff.

Councilman Wells: Well, if we're going to say "Safe Routes to School," we need to make sure we keep it safe.

Mayor Raizk: Oh, absolutely. And they will – don't worry. There will be a lot of acid tests that you will have to meet if there are going to give you the money.

Unidentified Speaker: Just a minute, I have a question. I have a concern on the Fisher Floodplain. I thought that was resolved a year ago. Now, how did it slip back in? Are you trying to pull a fast one here?

Mayor Raizk: No, it has never changed. It was the wrong map.

Unidentified Speaker: How did the wrong map get into the thing?

Mayor Raizk: The engineering firm put it into it.

Unidentified Speaker: Well, somebody said, now is the chance to slip it in and we'll get it through.

Geoffrey Phillips: It's a great question.

Councilman Jaehnig: Thankfully, actually, due to Mary Kay's...

END OF TAPE – TRANSCRIPTION INTERRUPTED

A motion was made by Jaehnig and seconded by Peterson to give the first reading only on the ordinance Approving the Final Safe Routes to School Engineering Study for that Part of the Wilmington City Schools District Within the City of Wilmington.

Motion passed

Lynn Turner read ordinance by title only.

Jaehnig requested that the second and third readings be on the Agenda for the next meeting.

Councilman Jaehnig: We will be notifying everyone as soon as possible as soon as we have a time and date. That's it for Judiciary.

President Ertel: Thank you. How about Safety now?

Safety Committee- Chairperson Rob Jaehnig: Back at it. We have one item on Safety. Obviously, the police department is required to provide bulletproof vests for their employees. This is something that we do on a regular basis and we are able to file for grants to help reimburse us for a portion of the costs of the bulletproof vests. It is a 50% return on our expenditures. We had the bulletproof vests in the budget at the beginning of the year, and this will actually help us to reserve between maybe \$3000 and \$4000 in costs that will allow us to either accomplish something that we may have not been able to accomplish or return that money to the police fund.

Councilman Wallace: I'm sorry. You said this was actually in the budget already for this year?

Councilman Jaehnig: Yes. This will actually reduce our overall budget costs.

A motion was made by Jaehnig and seconded by Mongold to give the first reading only on the resolution Authorizing the Filing of an Application through the U.S. Department of Justice Bulletproof Vest Partnership/Body Armor Safety Initiative Program and Declaring an Emergency.

Motion passed

Lynn Turner read resolution by title only.

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

Lynn Turner read the resolution by title only.

A motion was made by Jaehnig and seconded by Mongold to pass the resolution as read.

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

Motion passed.

President of Council declared Res. No. 2198 passed as read.

Councilman Wallace: Can I ask a question?

Councilman Jaehnig: Yes.

Councilman Wallace: What are these vests made of that they have to be replaced every 6 years?

Mayor Raizk: Assistant Chief?

Assistant Chief Weyand: The manufacturers put an expiration date on them when they are sold. Things that wear on them...perspiration, wear and tear on them. The fact that over the course of the years, bullets that are manufactured are greater than what the vests that were purchased seven years ago can stop. So, you just kind of keep up with the technology, but also the wear and tear on the vest itself requires it to be replaced every so often as it is.

Councilman Wallace: I'm assuming that they are not protected from every bullet that is made. Is that the average bullet or an above-average bullet or whatever?

Assistant Chief Weyand: What we do is we buy a level three vest that will stop pretty much anything other than a long rifle. So, anything from a .44 down it will stop. That is typically what we buy. The reason for that is that if you buy anything that will protect against rifles and stuff like that, the officers couldn't move in them. They are just so restrictive. So we are looking at versatility.

Councilman Wallace: Do you have certain vests that you can throw on in certain situations like that? Can two vests be more protective than one vest?

[Inaudible banter regarding vests]

Assistant Chief Weyand: What we do have is there are certain levels of vests. So, all of the road officers will wear a concealment type vest. Those who are on our tactical unit, they have entry vests. Those vests are about 35 pounds. They come with shoulder protection. They have more protection on the sides. They come with groin protection. They are a higher threat level. They can stop like up to .308's and stuff like that, which is a higher caliber rifle.

Councilman Wallace: Those we don't have to replace as often, right?

Assistant Chief Weyand: They are still the same way. Last year, we replaced them under the previous initiative, and we got \$3000, which should be coming back within the next 90 days. Everything is just a matter of replacing to keep up with the technology.

Councilman Wallace: It's kind of like football helmets. They have to be replaced every [Inaudible for Transcription].

President Ertel: Good. Are there any other questions?

Councilman Jaehnig: That is all for us. Thank you.

President Ertel: Thank you. Downtown Revitalization Committee?

Downtown Revitalization Committee - Convener Mark McKay – Since our last meeting, our downtown revitalization has gotten into full swing. I think we are getting very good communication from the city to the retailers in the downtown. I think the contractors and maybe Larry might be discussing this more later, but I think everybody is trying to work together as quickly and as effectively as we can to get the job done.

Mayor Raizk: But, I want to encourage people, just because it looks like a mess doesn't mean you have to stop coming downtown. There is still parking on one side of the street. The lots are still available. We're not doing things there, so please don't say...I guess it's a call out to say, "Keep on coming downtown." It is important. If we could go to bed one night, wave a magic wand, and it would all be perfect the next morning, but we know it doesn't work that way. However, as you have seen today, and Larry probably will talk to this, we started the curbing in this area first so the higher traffic area would be done. Originally, we were going from the back this way, and they said "No, we'll

concentrate here first.” They laid a lot of curb today. I think it will come along nicely. As they say, “Keep our eyes on the prize.” It is going to look fabulous when it all gets done and we are all going to be very happy and proud of our city. But, we have to get through a lot of orange barrels to get there, and we’ll do that. Everybody needs to remember just please keep on coming back downtown. There will be places to park. There are ways to get in and out. We are all resourceful enough to be able to get to our favorite spots, I think.

Paul Hunter: And if people are making money, they will be spending it in those stores as a result of this.

Mayor Raizk: Absolutely. I think it is going to look great, but we have to go through that little bit of pain before we get to the promised land here.

Councilman McKay: That is all I have.

President Ertel: Thank you. Parks & Recreation?

Parks and Recreation Committee - Convener Mike Wallace: Play ball. No report.

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

Service Director- Service Director Larry Reinsmith: Everybody covered it. I’ll just add a couple more little tidbits in that. As you can see, they had to tear out quite a bit of curb just to keep up with the concrete people, because once they get started, they can move pretty quick. They’ll finish out Main Street tomorrow. As you know, they’ve made the turn and they’re coming back up Locust on the south side already doing that. They will go all the way up on Wayne Road and then come back and do the south side of Main Street. We’ve got a lot of curb poured already. The next phase will be to go ahead and start...they’ll pour the handicap ramps and all of the corners. At the same time they are doing that, we’re making repairs on downspouts and drains because a lot of these building have downspouts that terminated underneath the sidewalk and didn’t go anywhere. That is why their sidewalks were always falling apart. So, we’re installing some curb drains and tying them into it and running them down to the catch basins into the storm sewers. That will eliminate a lot of that problem. Then, they will come back and tie everything together and pour the walk. So, it has moved pretty quick. We’ve got a few problems to work out. We’re meeting with ODOT tomorrow morning to try to get some of these things resolved. That is pretty much on that project. Now, the good news is, we’re going to start the 68 project on May 19.

[Laughter]

Service Director Reinsmith: So, you won’t be able to get home. That will be the same type of format – tearing out the curb.

President Ertel: So, we don’t discriminate. We have it going east-west or north-south.

Service Director Reinsmith: And these guys are really good at tearing out. They’ve torn everything out. They’ve torn out electric, they’ve torn out sewer lines, they’ve torn out gas lines.

Mayor Raizk: Well, Larry, you might share. One of the things is there are a lot of gas lines that aren’t very deep.

Service Director Reinsmith: We have a problem with that. We’re going to work tomorrow with that with ODOT. A lot of Vectren’s lines were just way too shallow. We couldn’t dig across there because they were breaking them out on West Main. So, what they are going to have to do now is basically take that curb machine and come up to the point where that gas service goes into a building and stop, pick up, go on over, and then continue on. Then, the concrete people will have to come back and hand-do those so they don’t tear up the gas lines. Because Vectren is not going to do anything about it. So, the concrete people are fighting on a change order with ODOT, so we’ll work through it.

Councilman Wells: Larry, I spoke with you earlier about the glass beads there in the sidewalk in front of the Books 'N' More, and the Masonic Lodge, and the Murphy Theatre area and trying to get that resolved. I hope we can come up with something or somebody to help fix that. I think now would be the perfect time to get that...

Service Director Reinsmith: It would be except that is totally out of the scope of that project. These are structural problems with those buildings because of the basements. ODOT themselves don't want to get into doing structural work – working on buildings where these owners are going to come back and say, "Hey, you guys fixed it and now it leaks." That's not in the scope of the project and they are really stringent on the scope of this project. They don't want to approve any change orders. They don't want to deviate from anything that is off plan. I think the President said, "Here it is." It's like they want a group from the FBI down here overseeing the project because they're afraid of fraud, abuse and waste. This stimulus money is a separate little monster.

Councilman Wells: I was just hoping maybe you could help get us connected to the right people to try to resolve that.

Service Director Reinsmith: I told you, we're working with the Murphy and trying to do something with some other people.

Mayor Raizk: When we originally talked about this project, before we knew we would get stimulus money, we asked about that with ODOT in terms of when it was back in the matching type of scenario. We could never get that included in the scope of the project.

Service Director Reinsmith: And the Murphy itself is 90 feet across. It is 10 feet wide. It takes a lot of structural steel to make that run.

Mayor Raizk: And the Masonic Temple as well.

Councilman Wells: Right.

Service Director Reinsmith: They fixed part of that about 18 years ago, I think. I remember when they did it.

Councilman Wells: The youth center used to be underneath there, didn't it?

Mayor Raizk: That's right.

Councilman Wells: Well, if we could just get hooked up with the right people, maybe now would be a good time to get some of the work done.

Service Director Reinsmith: And talking with Melvin Asphalt, I think they're going to start putting curb in on Nelson Road next week too. So, we just about have it all torn up.

Councilman Wallace: What's wrong with Prairie? Don't we want...

Service Director Reinsmith: We can't start that until July 1.

Mayor Raizk: Mike, what we want to do is get everything built to a fever pitch and then start Prairie as well.

[Laughter]

Mayor Raizk: That way, by July 1, every nerve in town will be raw.

[Banter regarding the construction]

President Ertel: Okay. Mr. Safety Director?

Safety Director – Safety Director Nick Babb: No report.

President Ertel: Thank you.

Reports:

A motion was made by Wells and seconded by McKay to approve the Income Tax Report – April 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.

Paul Hunter: It is a good night. Six years ago with Sandy we started this curbside effort, which moved on to the other lady. Through all of those struggles and heated arguments and surveys at the college and all of that, it is culminating in this grant thing. I think that is super. Another thing, after six long months of gnashing of teeth, the doghouse car is gone, as you know or don't know. The rat infested area surrounding it is gone. I'm glad I stopped by there tonight before I came, because I was coming loaded for bear, but I said, "I better check that before I come."

[Laughter]

Councilwoman Peterson: At least your honest...

Mayor Raizk: Paul, that's okay. I've got another one on Clark Street that I've got.

Paul Hunter: You have to talk to her boss about that.

Mayor Raizk: No, I've got another one that is next door to one, so that's a new one.

President Ertel: Mr. Wells?

Councilman Wells: I would like to thank Pastor Tom Garlock and Faith Baptist Church for the National Day of Prayer breakfast this morning. I think several of us really enjoyed that and listening to Alan Willoughby of Sugartree Ministries. It was very good. I'd like to say thank you.

Clerk Laura Curliss: I just want to remind you...council has seen this...this is the DWCIC's next downtown community improvement project, the Community Market Garden Mural.

Councilwoman Peterson: So, it is going to be over the Coca-Cola sign?

Clerk Laura Curliss: No, this is 55 East Locust.

Councilwoman Peterson: I know the city like the back of my hand.

[Banter regarding location of Community Market Mural]

Clerk Laura Curliss: This is due to start in May. We already have a \$10,000 donation for it from the anonymous donor, and we will raise the rest of the money from a right-to-pose auction for the figures. DWCIC is going to license it for 15 years. The right-to-pose auction will involve nine of the human figures. There is a dog, there is a cat, and there are two butterflies. The butterflies, you may think, "Well, who cares about the butterflies?" but a lot of people love butterflies in this community. But, also, what you are bidding on is the right to put a name in the butterfly. In the lines of the butterfly you can kind of hide a name, so somebody's name will be in that. So, those will be what are auctioned. The auction will be May 25 at 6 pm at the General Denver. Billy Arehart is going to do it. Jason Morgan will be there. There will be 80 seats, and they are \$15, and that's appetizers and a cash bar. Similar rules to the last auction if you were there and familiar. They are on our website already. Under City News you can click and get all of the auction rules and everything.

Paul Hunter: Are they charging \$5 for the auction license?

Councilman Jaehnig: No, we're going to cancel that before the auction.

[Laughter]

Clerk Laura Curliss: Anything you want to say, Sandy? Sandy is on that committee too.

Councilwoman Mongold: No, I would just encourage you to get the word out. It is a great project.

Mayor Raizk: I'll tell you, the way this community loves auctions, it really works. The auction of the art that was donated brought literally \$5000, which far exceeded what the donor thought that it would bring. I'm looking forward to that. Laura, does this also go to the same fund that original – the community art fund?

Clerk Laura Curliss: Yes. We'll make enough to pay for it, and then there is still a corpus in the fund for ongoing maintenance. We'll have that. We fixed all of the vandalism that had happened in the last year or so. We're going to repaint and re-touch up this mural on Main Street. So, we will, over the years, need that money to do that for both of the murals. Thank you.

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 Peterson and seconded by Jaehnig to adjourn.

Motion passed.

Council adjourned.

ATTEST:

President of Council

Clerk