

Wilmington City Council met on Thursday, August 5, 2010, with President Fred Ertel presiding.

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

Chief Hatten was also present.

Council gave the Pledge of Allegiance to the flag.

A motion was made by Wells and seconded by Mead to approve the minutes of the last regular meeting, July 15, 2010, as received.

Motion passed.

Minutes approved as received.

President of Council – Fred Ertel: That takes care of my portion. Mr. Mayor?

Mayor – Mayor Raizk: Thank you, Mr. President. I don't have an official report right now or anything, but I do want to call attention to the passing of Walt Ewing. Walt Ewing is what I consider a true American. He served his community, he served his country, and did many good things for this community. Many of them he did without fame or fortune – he just did them. He's the kind of gentleman that I, at least, aspire to be. I want to publically say my condolences to his family and everybody and all the people that he worked with. The last time I saw Walt, even at his age, he was a member of the American Legion Guard. He was out there on Memorial Day and he was out there at the July 3 parade, at the Bicentennial Blanchester parade in all of that heat, and yet he was there still doing it. That's the kind of spirit – I think he embodies the spirit of Wilmington. There is no finer gentleman, and I just wanted to say that. Thank you.

President Ertel: Very good. Thank you. Moving into committee reports. Asset, Acquisition and Use?

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

President Ertel: Thank you. I'm sure the Auditor has no report.

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

President Ertel: Thank you. Finance Committee?

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

A motion was made by Mongold and seconded by Peterson 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 Jaehnig 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. 4926 passed as read.

Councilwoman Mongold: I would like to ask that item B be moved down in the agenda until down after the Judiciary report.

President Ertel: That will be fine.

Councilwoman Mongold: Item C is a resolution designating public depositories and awarding public monies. The depositories will be awarded by the treasurer by the 15th.

A motion was made by Mongold and seconded by McKay to give the first reading only on the resolution Designating Public Depositories and Awarding Public Monies.

Motion passed

Lynn Turner read resolution by title only.

A motion was made by Mongold and seconded by McKay to suspend the rules and give the second and third reading on the resolution by title only.

Roll call: Jaehnig, yes; Wells, yes; 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. 2205 passed as read.

President Ertel: The ordinance we discussed, B, will follow as the last part of the Judiciary before we get into Safety.

Councilwoman Mongold: Thank you.

President Ertel: Thank you. Water Committee?

Water Committee – Chairperson Mike Wallace: We have no report, Mr. President.

President Ertel: Thank you. Streets Committee?

Streets Committee – Chairperson Peterson: We have no report other than the fact that we do have a Streets Committee meeting on September 7 at 5:30. We have two agenda items at this point: a discussion on Grant Street parking and downtown parking.

President Ertel: Very good. Solid Waste/Recycling?

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

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: We have three items tonight, Mr. President. The first item will be three readings. This is a yearly thing that we need to do in regards to our transportation department, or taxi service, to meet the guidelines for the federal support. This one has to do with the Elderly and Disabled Transit Fare Assistance Program.

A motion was made by Jaehnig and seconded by Peterson to give the first reading only on the resolution Authorizing the Execution of a Contract with the Ohio Department of Transportation for the 2011 Elderly and Disabled Transit Fare Assistance Program and Declaring an Emergency.

Motion passed

Lynn Turner read resolution by title only.

A motion was made by Jaehnig 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 Jaehnig and seconded by Peterson 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. 2206 passed as read.

Councilman Jaehnig: Thank you. Item B, the second item today, we are going to do a first reading on the revised Safe Routes to School plan. For those who were unable to attend Tuesday's meeting, we've made two adjustments to the current Safe Routes to School Plan. I just want to make sure that everybody is aware of what is going on. After the Planning Commission meeting in which the trails map and reference to that map were removed, there was also a suggestion given to the committee about moving the Truesdell sidewalk project up to the priority number two. At that particular time, the interpretation was that we would then domino-effect all of the other projects down one level. Upon further review and in talking with Planning Commission, it was determined that their intent in their suggestion was to actually just flip-flop them and take item number five, which was Truesdell, and move it up to number two, and take number two, which was Southridge/Timber Glen pathway connector, down to number five. So, we've made that change and moved it down instead of causing a domino effect. We have also added a statement of purpose. Since it is short, I'm going to take a moment and just read it:

***Statement of Purpose:** A path, connection, walkway or trail is a connection built not adjacent to the roadway. ODOT considers a successful Safe Routes to School Plan to incorporate various forms of "active transportation," transportation that is by a means other than motor vehicle or bus - this may include sidewalks, trails, bikeways, or other efforts to encourage or facilitate active transportation. While this plan promotes sidewalk construction as the primary safe route to school facilities, there are routes that could be best served by connections not along roadways.*

Future subdivisions and developments within the City should include sidewalks and/or trails as part of a cohesive pedestrian transportation network, which should serve citizens of all ages, facilitating access to school properties and other community institutions.

Councilman Jaehnig: This clearly emphasizes that sidewalks are the number one priority but that they cannot be the only answer to moving forward with a comprehensive plan. Again, just restating, for those who may not have heard, each individual project will be coming back before council after it is completely vetted. We will have a complete understanding of exactly what is going to happen, what the cost will be, and what the cost may be after the fact. Each of the projects has those that are in favor of it and those who are not, including sidewalk projects. Not everybody is happy about sidewalk projects. So, each individual project will be coming back before council before a grant is filed. Again, all we are doing is filing a plan that will allow us to take that next step. I believe this compromise to move forward is a good thing and will allow us to move in a positive direction. I know there are some others that would like to make some comments, so at this time I would like to let them do that.

Councilman Wallace: I received a letter today from Ron and Sue Jenkins who live on 806 Kathryn Drive. I've put a copy there in front of each of the councilmen so you can read this. Just to paraphrase it quickly, they are totally against sidewalks in the Denver Addition. I did explain to Sue (I spoke with her this afternoon on the telephone) that they are not voting on sidewalks today. We are voting on a plan that will help us move on some of these things in the future. She still wanted me to address this and tell people about this, so that is what I am doing. Okay? So, you have the letter to read.

President Ertel: Very good. Thank you. Don Wells?

Councilman Wells: Tonight I would like to thank council persons Sandy Mongold and Bob Mead, the Judiciary Committee, and especially Mayor Raizk for continuing to work

on this plan until we have arrived at a place where we could all come together in support of Safe Routes to School. I would like to thank my neighbors for their concern regarding the safety of the children, as well as their interest in the preservation and conservation of our green spaces. I would also like to assure them when the time comes for the design and the implementation of the trail connector, we will all be involved in the planning and placement of our Timber Glen trail. I would urge your “yes” vote on this plan. I think it is a good compromise. Thank you.

Councilman Jaehnig: Thank you, Don. If there are no other comments, I would like to ask for the first reading.

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

Motion passed

Lynn Turner read resolution by title only.

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

President Ertel: Okay. That meets all of the timing dates and so on.

Councilman Jaehnig: Yes. As long as we complete it at the next council meeting, we will be fine.

President Ertel: Very good.

Councilman Jaehnig: The last item on our agenda tonight is an agreement with the Downtown Wilmington Community Improvement Corporation for funds from the UDAG project income revolving loan fund, setting forth certain conditions and declaring an emergency. These are funds that have been requested to move ahead with a project the city has been behind and working on for about ten years now and that is the Sugartree Corridor. This will allow DWIC to purchase some properties that are intricate in actual development in the future. Are there any questions?

Lynn Turner: Mr. President.

President Ertel: Yes.

Lynn Turner: I did speak with Kathryn this afternoon, who I believe had attended the Judiciary Committee.

Councilman Jaehnig: She did not.

Lynn Turner: She had said, though, to the best of her knowledge, there were certain terms within that loan that had not been included. She indicated to me that while she had no objection to Wilmington becoming involved with that loan and that sort of thing, that the terms, such as the interest rates, had not been filled in on the paperwork. To the best of her knowledge, the terms of repayment had not been outlined, and she felt it best that those actually be within the document before you all voted on something you weren't sure of all the final details. Her suggestion was that perhaps it be given three readings the next week once that information was filled in. I'm just the messenger.

Councilman Jaehnig: I'm slightly confused, because the document we have has those items in it. So, I'm not sure why she...

Lynn Turner: She just relayed that to me this afternoon. Again, I'm simply the messenger.

Councilwoman Mongold: We do have that document, and the legislation is strictly to give the money to the CIC. The CIC [Inaudible for Transcription]

Clerk Laura Curliss: She gets to approve it. She has to sign the document.

Councilwoman Mongold: It is in the document that it is zero percent for seven years. And it was in there....what was the other question? I'm sorry.

Lynn Turner: She was inquiring about the terms of repayment...when the payments start.

Councilman Jaehnig: It is a lump sum payment on or before the end of the seven years.

Clerk Laura Curliss: It is in your legislation.

President Ertel: She will have ample time to review this.

Councilwoman Peterson: I am concerned about what document she was looking at.

Lynn Turner: Just the terms of the loan.

President Ertel: She can review that at a later date and time, when it goes through CIC.

Councilwoman Mongold: I don't understand.

Councilman Jaehnig: I'm not sure what you're saying.

Scott Kirchner: I would offer that the response may have come from my inquisition to the Law Director after the committee meeting the other night when the committee was surprised by the fact that they needed to set the terms and the conditions of the loan. I don't know if she has seen her packet, but I know I represented to her at the time that the committee was caught off guard by the fact that they needed to set those terms and conditions. Although, if you actually compare that to the 1981 UDAG legislation that set up this fund, the loan percentage rate was set by that legislation as well as repayment requirement of quarterly payments. So, the original legislation to this money dictated those specifics.

Clerk Laura Curliss: And this council has changed that at least once since then. They can change it on a loan-by-loan basis.

Councilwoman Peterson: Since I have been on council, we have changed the interest rates several times because interest rates keep going down.

Clerk Laura Curliss: Right. Because the interest rate environment changes.

Councilman Jaehnig: I believe that you were actually in on one of those approvals of those UDAG loans that were changed.

Scott Kirchner: At the time, I indicated the same thing, that I felt that the legislation clearly stated it. I don't remember the exact language that we put around that, but I think we actually indicated we were amending this original resolution. I could be incorrect about that. It has been a number of years since we did that activity, but I believe we amended the original legislation to indicate the new interest rate that we would use at that time, which was 3%, as I recall.

Councilman Jaehnig: Based on the documentation that I reviewed today, everything seems in line to me.

A motion was made by Jaehnig and seconded by Peterson to give the first reading only on the resolution Authorizing the Mayor to Enter into an Agreement with the Downtown Wilmington Community Improvement Corporation for Funds from the UDAG Project Income Revolving Loan Fund, Setting Forth Certain Conditions and Declaring an Emergency.

Motion passed

Lynn Turner read resolution by title only.

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

Scott Kirchner: Mr. President. I had spoken to Councilman Jaehnig prior to this meeting and understood that he was going to only be asking for one reading and had reserved my comments for the public portion of this meeting. Seeing that he has failed to hold up to that word and now has moved for the second and third reading...

Councilman Jaehnig: I beg to differ with you...

Scott Kirchner: [Inaudible for Transcription] ...address council on this issue.

President Ertel: Wait a second. At this point, we have a motion on the floor. Comment was already made on this. We are just acting as a council now. If you would like to voice your opinion at the end of the meeting in public session, that is fine.

Scott Kirchner: After council votes on this, it becomes immediately enacted?

President Ertel: That is correct.

Scott Kirchner: And the motion that was just made has been completed. It was read. I ask for council attention on the floor prior to any further motion.

President Ertel: I heard no motion like that. Plus, we are in the process of moving this forward. If you have comments about it, afterwards, in the public session, you can voice them at that time. Go ahead.

Clerk Laura Curliss: I need a second.

McKay seconded the motion to pass the resolution as read.

Roll call: Jaehnig, yes; Wells, no; Peterson, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Res. No. 2207 passed as read.

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

President Ertel: Thank you. Back to yours, Sandy, from the Finance Committee.

Councilwoman Mongold: Yes. We have an ordinance making supplemental appropriations.

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

Motion passed

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, no; 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, no; Peterson, yes; Wallace, yes; Mead, yes; Mongold, yes; McKay, yes.

Motion passed.

President of Council declared Ord. No. 4927 passed as read.

Councilwoman Mongold: Thank you.

President Ertel: Thank you. Moving down to Safety Committee?

Safety Committee- Chairperson Rob Jaehnig: We have one item tonight, Mr. President. It is the third reading allowing the mayor to enter into an agreement with the Board of Trustees of Union Township for the provision of the fire and emergency medical services for the period starting July 1, 2011 through June 30, 2016.

A motion was made by Jaehnig and seconded by Wells to give the third only on the resolution Authorizing the Mayor to Enter into an Agreement with the Board of Trustees of Union Township for the Provision of Fire and Emergency Medical Services for the Period July 1, 2011 – June 30, 2016.

Motion passed

Lynn Turner read ordinance by title only.

A motion was made by Jaehnig and seconded by McKay to pass the ordinance as read.

Motion passed.

President of Council declared Res. No. 2208 passed as read.

Councilman Jaehnig: Thank you. That is all I have, Mr. President.

President Ertel: Okay. Downtown Revitalization Committee?

Downtown Revitalization Committee - Convener Mark McKay – No report, Mr. President.

President Ertel: Thank you. Parks & Recreation?

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

President Ertel: Excellent. Okay. Mr. Service Director?

Service Director- Service Director Larry Reinsmith: Just a couple of updates on our projects. We were told by our contractor that their schedule shows that by next Friday they should be done with all concrete work. Also, starting Wednesday of next week, they will start the milling and paving starting on Main Street. So, those projects are right on schedule. Nelson Road: They're going to start paving that Monday morning, so you may want to go in another direction. Our culvert project down at Swindlers – we've been down there cleaning that hole out. That culvert is scheduled to be set Tuesday morning. The frame is coming in Monday morning, so Tuesday morning they will be setting that. They probably will be spending the whole week putting the culvert together.

President Ertel: Now, will that require the whole street to be shut down or just one lane?

Service Director Reinsmith: Hopefully, just that right lane. We're a little slow on our house removal there on Main Street – the one that we have corded off. I guess we are supposed to get an asbestos report on August 19, but we may be done paving that street by then. I told the engineer to convey the message to the contractor that we're not going to put up with any damage to our new street if it happens to be paved by then, so have a bond ready before you even start the demolition project. If you damage the street, you're going to pay. We've waited too long to get it done to have somebody tear it up. So, that is all, Mr. President.

President Ertel: Okay. Thank you. Did I see Nick come in? There he is. Is there any report Nick?

Safety Director – Safety Director Nick Babb: No report.

President Ertel: Thank you.

Reports:

A motion was made by Wells and seconded by Peterson to approve the Income Tax Report – July 2010 and the Hotel Lodging Tax Report – 2nd Quarter 2010, as received. Motion passed.

Reports accepted as received.

Councilman Wallace: How are we doing on the collection, Mr. Mayor? In other words, we sort of have an idea of what we should be getting. Are we getting what we think we should be getting?

Mayor Raizk: I'm sorry.

Councilman Wallace: On the collection of the taxes and the income and things. Are we pretty much on track with where we were thinking we were going to be?

Mayor Raizk: On the income tax report, I think, yes. I think the treasurer's forecast has been very accurate. It has been tracking just what we forecasted for. We haven't made much ground, but we haven't lost any of it. Would you characterize it that way, Geoffrey?

Geoffrey Phillips: In reviewing the numbers in the report before you tonight with the tax commissioner, we are tracking very, very close to our projections. We did anticipate that through June 30 we have more than our half of our estimate, which we do, and then trend down in July, which is what we expected. The real question at the moment is going to be the first quarter we don't break a [Inaudible for Transcription]. In terms of the estimate we gave you, it appears it is going to be pretty close to that.

Paul Hunter: According to the Auditor's report that they gave us last meeting, our [Inaudible for Transcription] are down a little too. It might help to match the decrease in revenue.

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.

Scott Kirchner: 245 S. Mulberry Street. The very first part of my statement will be, Councilman Jaehnig, that I am deeply disappointed in the lack of character you demonstrated in the actions that you performed tonight...

President Ertel: Personal [Inaudible for Transcription – multiple speakers simultaneously] let's talk.

Scott Kirchner: I had talked to Councilman Jaehnig and he had indicated that there would be a single reading done tonight...

Councilman Jaehnig: No, that's not...

Scott Kirchner: ...and I respected that process. I am deeply disappointed in you, sir.

Councilman Jaehnig: Well, I'm sorry that you feel that you could stand up here in public and lie.

Scott Kirchner: Are you saying that you did not represent to me that there would be one reading?

President Ertel: Now. Let's talk fact, right now.

Scott Kirchner: I'm asking for a fact right now. Are you indicating that you did not say that you would be going for a single reading tonight?

Councilman Jaehnig: I indicated to you that if I did not find things to be in order, that would only ask for a single reading. But, I did not find that. I found everything to be in order, so I did exactly what I told you I would do.

Scott Kirchner: Just before this meeting, you did not say that? I asked the...

Councilman Jaehnig: You didn't ask me about that.

Scott Kirchner: You did.

President Ertel: Okay. Let's move forward here.

Scott Kirchner: I have represented concern about use of the UDAG funds for a reason. The UDAG monies represent a very unique investment pool of capital that can encourage businesses in our downtown area and in fact in our city. I have been concerned about the protection of those funds and the replenishment of those funds. As set up, they are a self-feeding, self-generating engine that can be reinvested time and time again. As I represented at the committee meeting the other night, there were specific requirements that go along with that that our original UDAG set up. It does clearly state 5%. It does clearly state quarterly payments. It also indicates a process that was not followed in approving this legislation that became before the council tonight. It was my understanding that at the committee meeting you were considering for the first time the actual application for the loan. Is that correct? Tuesday night, was that the committee's first review of the application?

Councilman Jaehnig: No. We had accepted in committee before.

Scott Kirchner: The application had been filed prior to this?

Clerk Laura Curliss: We have had it for a couple of weeks.

Councilman Jaehnig: You were at the meeting, but you needed to step out because we went into executive session.

Scott Kirchner: The reason given was that you were going to acquire a property.

Councilman Jaehnig: Correct.

Scott Kirchner: You could not have discussed the loan application because at the time the property was not acquired. The right to acquire did not exist.

Clerk Laura Curliss: Anything in executive session really cannot be discussed outside of executive session. I believe, in general, financing of real property acquisitions would be within the purview of the exception to the public meeting requirement.

Scott Kirchner: The process is laid out in the original legislation is that the committee is to give preliminary approval, with specific terms and conditions and security, with instructions as to the preparation of loan documents for further considerations, deny the loan, or return the application to its designee agent for further consideration, report a recommendation. But the, under the next step, the final loan documents are to come back before council for final approval. To my understanding, we don't have those final loan documents yet.

Clerk Laura Curliss: We do.

Scott Kirchner: When I requested them at the committee meeting the other day, it was indicated that they did not have a copy at the time. I requested a copy even to be sent electronically, and I have not received it.

Clerk Laura Curliss: We don't have it electronically.

Scott Kirchner: Is my copy in the mail?

Clerk Laura Curliss: Yes. I can give it to you if you like.

Scott Kirchner: I will say that I am concerned because that pool of money cannot be replaced. Zero percent loans do not generate new revenue to reinvest. In addition to that, with the legislation that you just passed, you did not take a security position on all of the properties involved in the transaction. As we lend out a \$175,000 to purchase structured properties, we also loan out the money to demolish structures, lowering the value of the properties, immediately making the liens worth more than the property is. While I do not necessarily disagree with the intent of helping Sugartree develop, I do believe we have put at risk \$175,000, that is very unique money, and could help continue to rebuild this economy.

President Ertel: Very good. Thank you.

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

Dick Unger: 1036 N. Lincoln St. My subject is Safe Routes to School, Denver, Brownberry Drive, North Lincoln Street. Council is being passed around my homemade map of an area of the Denver Addition and Denver Schools – Safe Routes to School plan. The area of reference is the Brownberry complex area. There are 98 apartments and approximately 67 school-age kids from K-12 grade. There are no sidewalks on the east side of North Lincoln Street, i.e. State Route 134 North, from the city's limits south to Lorish Avenue and Denver Schools. It is .5 mile from the North Lincoln Street city limits south to Lorish Avenue and Denver Schools. It is .4 mile from Brownberry Drive south along North Lincoln Street, 134 North, to Lorish Avenue and Denver Schools. The speed limit along this area is 35 miles per hour, which is rarely observed. Again, no sidewalks on the east side of North Lincoln. Nowhere in the Safe Routes to School Engineering Plan, which has been discussed here thoroughly for some time, is this area addressed or even mentioned. In my opinion, a sidewalk/walking path on the east side of North Lincoln Street from Brownberry Drive south to Lorish Ave/Denver Schools is more important than hiking trails at some of the other suggested routes proposed in the Safe Routes to School Engineering Study. A sidewalk path in this area would provide a safe walking route to Denver School and also provide a safe walking route for other pedestrian traffic. Council, what I am asking you to do, is to study my map comments. Keep them in your Safe Routes to School thought process and when funds become available, not forget that a safe walkway is needed on the east side of North Lincoln Street, north of Lorish Avenue to Brownberry Drive and continue on to the city limits. Thank you.

Councilman Jaehnig: Dick, if I can...you weren't able to make it Tuesday, am I remembering that correctly?

Dick Unger: That is correct.

Councilman Jaehnig: Chris, please correct me if I misspeak, but one of the things that was discussed that particular night is that as the plan moves forward, we are able to send in amendments to the plan, because there are other areas of similar nature that have been mentioned. You are correct in your statement here. Those will be things that will be considered as we move forward. I think we will quickly find that some of the projects, cost-wise, may become an issue if the granting dollars continue to shrink.

Dick Unger: Well, I read today's paper and also had some input from others that that was the gist of it. I wanted to be [Inaudible for Transcription] on the list.

[laughter]

Dick Unger: My section of town [Inaudible for Transcription] it. That is why...

President Ertel: Very good.

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

Eric Wogomon: I'm Eric Wogomon from Next to New, the consignment shop in downtown Wilmington. I wanted to first of all say that I am very pleased that city council has looked into the Safe Routes to School. Our community has been hit pretty hard. We've been looking at all of the negative things, and for the first time, I think we have brought something into Wilmington that is actually going to entice businesses and other people moving into Wilmington. I want to say that I hope that you guys continue to strive into this, because this is what is going to make Wilmington stand above and beyond other communities as we keep on striving ahead. I want to thank you for that. I want to ask you, also, to continue to look at the revitalizing of Wilmington and continue to make Wilmington a prime place for businesses for factories to come in and also for other residents. I think we can do that. We can make Wilmington *the* place to move to and *the* place to live and get our economy back on shape. If we just continue to keep on doing programs like what you guys have come up with, we will get there, and we will be better than what we have ever been. I just wanted to thank you.

President Ertel: Thank you. Very good. We don't hear good news like that too often. Thanks.

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

Brian Stanforth: 620 Bernice Street. A few years ago, we addressed the mayor, Ernie Blankenship and City Council. We addressed Ernie and the mayor several times about junk vehicles next door. There was one junk truck next door to me two years ago. Now there are two. The mess keeps growing and growing and growing. If we want to make this a better city, we need to clean up the junk that is sitting around the properties and make them better. Nothing has been said to us or done about anything next door, and we don't know. Nobody has followed up with us about it or said anything to us and we don't know what to do, other than keep addressing it.

President Ertel: We appreciate it. Very good.

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

Councilman Wells: Mr. President.

President Ertel: Yes.

Councilman Wells: I have one other thing I would like to mention. Joe Zaycosky is in the audience. He dropped off a copy of his research on Rails to Trails to me. I read it. It was very informative. I thank you very much for your work. That is all I have Mr. president.

Seeing no one else who wished to speak, President Ertel asked for a motion to adjourn.

A motion was made by McKay and seconded by Peterson to adjourn.

Motion passed.

Council adjourned.

ATTEST:

President of Council

Clerk