

Wilmington City Council met in regular session on Thursday, July 16, 2015, at 7:30 p.m. with President Cindy Peterson presiding.

Call to Order

Roll Call: Jaehnig, present; Spicer, present; Stuckert, present; Mead, present; Miller, present; Milburn, present; McKay, present.

Chief Weyand was also present.

Pledge of Allegiance

Council gave the Pledge of Allegiance to the flag.

Moment of silence observed

President of Council

A motion was made by Milburn and seconded by Miller to approve the minutes of the last regular meeting, July 2, as presented.

Motion passed.

Minutes approved as presented.

President Peterson presented legislation for rezoning of property owned by LT Land Development on Rombach Avenue.

A motion was made by Jaehnig and seconded by McKay to suspend the rules and give the second and third reading on the ordinance Changing the Zoning of Real Property Located in the City of Wilmington, Ohio (Lots 1-8, Section I of the Williams Farm Subdivision and commonly known as Rombach Avenue).

Roll call: Jaehnig, yes; Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes.

Director of Law read the ordinance by title only.

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

Roll call: Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes.

Motion passed.

President of Council declared Ord. No. 5241 passed as read.

Mayor - Mayor Riley announced that the Kiwanis are celebrating their 100<sup>th</sup> Anniversary.

Auditor - Auditor David Hollingsworth had no report.

Asset, Acquisition and Use. - Chairperson Mead had no report.

Water Committee - Chairperson McKay had no report.

Streets Committee - Chairperson McKay had no report.

Solid Waste/Recycling - Chairperson Jaehnig presented legislation approving the Solid Waste Management Plan from the Clinton County Solid Waste Management District.

[Discussion about fee structure and finances of Clinton County Solid Waste Management District]

A motion was made by Jaehnig and seconded by Milburn to suspend the rules and give the second and third reading on the ordinance Approving the Solid Waste Management Plan and Declaring an Emergency.

Roll call: Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes; Spicer, yes.

Director of Law read the ordinance by title only.

A motion was made by Jaehnig and seconded by Milburn to pass the ordinance as read.  
Roll call: Mead, yes; Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes; Spicer, yes; Stuckert, yes.

Motion passed.

President of Council declared Ord. No. 5242 passed as read.

Wastewater/Sewer Committee - Chairperson Milburn had no report.

Judiciary Committee - Chairperson Jaehnig presented legislation authorizing submittal of the transit grant proposal for funding. This is a part of an annual process.

A motion was made by Jaehnig and seconded by Spicer to give the first reading only on a resolution Authorizing the Submittal of a Proposal with the Ohio Department of Transportation for a Grant Through the U.S. DOT Federal Transit Administration (FTA), as Authorized Under Federal Transit Law, As Codified, 49 USC Section 5311, Financial Assistance for Other Than Urbanized Areas and Funds Available from the Ohio Public Transportation Grant Program and Executing a Contract with the Ohio Department of Transportation Upon Grant Proposal Acceptance.

President called for vote.

Motion passed. All yeas.

Director of Law read resolution by title only.

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

Councilman Jaehnig presented legislation participation in the Elderly and Disable Transit Fare Assistance Program.

A motion was made by Jaehnig and seconded by McKay to give the first reading only on a resolution Authorizing the Mayor to Enter into a Contract with the Ohio Department of Transportation for the 2016 Elderly and Disabled Transit Fare Assistance Program.

President called for vote.

Motion passed. All yeas.

Director of Law read resolution by title only.

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

Councilman Jaehnig introduced legislation allowing miniature pigs as pets in the City of Wilmington. The legislation was requested by a family in the city who was given a miniature pig as a pet and then realized that all swine are prohibited in the city. These are indoor animals and have a maximum adult weight of 55 pounds.

A motion was made by Jaehnig and seconded by Milburn to give the first reading only on the ordinance Amending Section 505.13 Swine Prohibited and Adding Section 505.131 Miniature Pigs of the Codified Ordinances of the City of Wilmington.

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Safety Committee - Chairperson Spicer had no report.

Finance Committee - Chairperson Miller presented legislation for a supplemental appropriation: \$50,000 for a UDAG loan to Bisig Automotive approved in fall 2014.

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

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

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

Roll call: Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes; Spicer, yes; Stuckert, yes; Mead, yes.

Director of Law read the ordinance by title only.

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

Roll call: Milburn, yes; McKay, yes; Jaehnig, yes; Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes.

Motion passed.

President of Council declared Ord. No. 5243 passed as read.

Councilwoman Miller presented a miscellaneous transfer of \$1000 for recertification of K-9 Karson.

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

President called for vote.

Motion passed. All yeas.

Director of Law read ordinance by title only.

A motion was made by Miller and seconded by Mead to suspend the rules and give the second and third reading on the ordinance by title only.

Roll call: McKay, yes; Jaehnig, yes; Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes.

Director of Law read the ordinance by title only.

A motion was made by Miller and seconded by Mead to pass the ordinance as read.

Roll call: Jaehnig, yes; Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes.

Motion passed.

President of Council declared Ord. No. 5244 passed as read.

Councilwoman Miller asked if anyone had any ideas or discussion regarding the Auditor's General Fund Analysis that showed a very small carryover.

After seeing no discussion, Councilwoman Miller asked that the item be placed on the agenda again at the next council meeting.

Cemetery Committee – Chairperson Mead had no report.

Downtown Revitalization Committee – Convener McKay – There will be a mural party tomorrow night.

Parks and Recreation Committee – Convener Milburn – Challenger Soccer Camp, July 27 – July 31. Fall Soccer Registration starts July 13, games begin September 8. Insect Discovery Program on August 7. Fishing with Moms on August 8. The serving of alcohol at the parks was discussed at the last meeting and they plan on revisiting the subject with Chief Weyand at a future meeting.

Service Director - Service Director Reinsmith had no report.

Councilman McKay asked if the city would be receiving anything from the salt pricing lawsuit that is currently in process. Service Director Reinsmith said they were looking into whether the city is eligible to participate in the lawsuit. Street Department Supervisor Denny Gherman is putting together the information about salt purchases.

Law Director Shidaker asked to have the information as soon as possible.

Safety Director – Safety Director Russ Burton had no report.

### Reports

A motion was made by McKay and seconded by Miller that the Auditor-Treasurer – June 2015, be accepted as presented.

Motion passed.

Reports accepted as presented.

President Peterson opened the meeting up to the general public and/or members of council to address council while in session.

Paul Hunter – 200 Randolph Street. Commented on the future of the landfill. Believes that the city should implement methods to extend the life of the current landfill and then shut it down, as was the intent of the Stuckey family, who originally sold the land to the City. The donor of the cardboard baler had this in mind when making the donation. Braden Dunham at the landfill is doing a great job.

Jonathan McKay – Commended the police on an increased presence in a neighborhood near his. A citizen had made comment on how much they appreciated it.

President Peterson asked if anyone else wished to address council while in session.

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

#### Executive Session

President Peterson asked for a motion to enter executive session. It is not anticipated than any action will take place after the session.

A motion was made by Miller and seconded by McKay to enter Executive Session per 121.22(G)(1) for consideration of compensation of public officials.

Mayor Riley asked that all elected and likely elected officials remain.

Roll Call: Spicer, yes; Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes.

Council entered executive session at 8:08 p.m.

A motion was made by Miller and seconded by Spicer to return to regular session.

Roll call: Stuckert, yes; Mead, yes; Miller, yes; Milburn, yes; McKay, yes; Jaehnig, yes; Spicer, yes.

Council returned to regular session at 8:31 p.m.

A motion was made by Miller to adjourn.

President of Council declared the meeting adjourned.

Council adjourned.

ATTEST:

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President of Council

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Clerk