

Wilmington City Council met in regular session on Thursday, September 7th, 2017, at 7:30 p.m. with President Pro Tem Mark McKay presiding.

CALL TO ORDER

President Pro Tem of Council called the meeting to order at 7:30 p.m.

ROLL CALL

Roll Call: Purkey, present; Spicer, present; Stuckert, present; J. McKay, absent; Swindler, present; Liermann, present; M. McKay, present.

A motion was made by Purkey and seconded by Liermann to excuse the absent member. Motion passed.

Absent member excused. (J. McKay)

Chief Weyand was absent. Sgt. Martin was present.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

PRESIDENT OF COUNCIL

A motion was made by Swindler and seconded by Liermann to approve the agenda as presented.

Motion passed.

Agenda approved as presented.

A motion was made by Swindler and seconded by Stuckert to approve the August 17th minutes as presented.

Motion passed.

Minutes approved as presented.

MAYOR

Mayor Stanforth gave an update on the residential sidewalk repairs and stated to date they have cited ninety violations. Of the ninety, forty were repaired by the property owners, which means the remaining fifty will be repaired by the city and the cost assessed to the property owners. The city is currently measuring and marking the sidewalks, and will start advertising for bids.

Mayor Stanforth stated he attended the CVB open house on August 29th and the event was very nice. Stanforth gave an update on the landlords with dilapidated and condemned properties, stating the progress is slow, but there is progress. Stanforth stated the Corn Festival would be open this weekend.

Mayor Stanforth spoke about the boarding up of abandoned properties, stating it has been very successful and he has received a lot of thank you calls. Stanforth stated the boarding up will secure the homes and keep squatters out which also will cut down on police being called to secure these properties. Stanforth also stated they have spent all the money allotted for the project, so he will be asking for additional funds to finish the project.

Stanforth also commended the Water Department Superintendent Rick Schaffer on an outstanding job.

AUDITOR

Auditor – Auditor Hollingsworth had no report.

COMMITTEE REPORTS AND ACTION

Asset, Acquisition and Use – Chairperson Purkey had no action items.

Cemetery Committee – Chairperson J. McKay was absent. Committee Member Purkey stated they had no action items.

Downtown Revitalization Committee – Convener M. McKay reminded everyone about the Corn Festival coming up this weekend, and invited everyone to stop by and see the McKay family tractors. M. McKay also stated the next Third Friday would be September 15th, and the Art and Soul Festival will take place on the 16th.

Finance Committee – Chairperson M. McKay had five items, and Committee Member Swindler would be introducing the legislation.

Swindler introduced the first piece of legislation, Resolution No. R-17-33, annual legislation for the County Auditor.

A motion was made by Swindler and seconded by Liermann to give the first reading only on Resolution No. R-17-33, Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary Tax Levies and certifying them to the County Auditor.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to suspend the rules and regulation and give a second and third reading on the Resolution.

Roll call.

Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes M. McKay, yes.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to pass the Resolution as read.

Roll Call.

Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes M. McKay, yes; Purkey, yes.

Motion passes.

President Pro Tem of Council declared Resolution No. R-17-33 passed as read.

Swindler introduced the second piece of legislation, Resolution No. R-17-34, annual legislation for city lighting.

A motion was made by Swindler and seconded by Liermann to give the first reading only on Resolution No. R-17-34, Declaring it necessary to light the streets, lanes, alleys, lands, squares, and public places in the city of Wilmington, Ohio with electric lights, and for special assessments to be levied to pay the cost thereof for the year 2018, and declaring an emergency.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to suspend the rules and regulation and give a second and third reading on the Resolution.

Roll call.

Stuckert, yes; Swindler, yes; Liermann, yes M. McKay, yes; Purkey, yes; Spicer, yes.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to pass the Resolution as read.

Roll Call.

Swindler, yes; Liermann, yes M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.

Motion passes.

President Pro Tem of Council declared Resolution No. R-17-34 passed as read.

Swindler introduced the third piece of legislation, Resolution No. R-17-35, annual legislation approving special assessments for Utility Billing and Building and Zoning.

A motion was made by Swindler and seconded by Liermann to give the first reading only on Resolution No. R-17-35, Approving special assessments pursuant to Chapters 923.09, 929.03, 1701.10 and 1729.03 of the codified Ordinances of the City of Wilmington, and declaring an emergency.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to suspend the rules and regulation and give a second and third reading on the Resolution.

Roll call.

Liermann, yes M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Swindler and seconded by Liermann to pass the Resolution as read.

Roll Call.

M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes.

Motion passes.

President Pro Tem of Council declared Resolution No. R-17-35 passed as read.

Swindler introduced the forth piece of legislation, Ordinance No. O-17-47, making supplemental appropriations from the “Special Projects Fund” to “Special Projects Pension” the sum of \$3,250.00, from the General Fund to “Code Enforcement- Contract Services the sum of \$15,000.00, and from the General Fund to “Update Codified Ordinances” the sum of \$5,000.00.

A motion was made by Swindler and seconded by Liermann to give the first reading only on Ordinance No. O-17-47, Making supplemental appropriations

All yeas.

Motion passes.

The Law Director read the Ordinance by title only.

A motion was made by Swindler and seconded by Liermann to suspend the rules and regulation and give a second and third reading on the Ordinance.

Roll call.

Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes M. McKay, yes.

Motion passes.

The Law Director read the Ordinance by title only.

A motion was made by Swindler and seconded by Liermann to pass the Ordinance as read.

Roll Call.

Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes; M. McKay, yes; Purkey, yes.

Motion passes.

President Pro Tem of Council declared Ordinance No. O-17-47 passed as read.

Swindler introduced the last piece of legislation, Ordinance No. O-17-48, making miscellaneous transfers from “Special Project Workers Comp” to “Special Project Medicare” the sum of \$350.00, from “Vehicle Fuel” to “Firearms” the sum of \$1,200.00, from “Vehicle Fuel” to “Equipment Parts and Supplies” the sum of \$4,900.00, and from “Jail and Workhouse” to “Motor Vehicle” the sum of \$1,200.00.

A motion was made by Swindler and seconded by Liermann to give the first reading only on Ordinance No. O-17-48, Making miscellaneous transfers.

All yeas.

Motion passes.

The Law Director read the Ordinance by title only.

A motion was made by Swindler and seconded by Liermann to suspend the rules and regulation and give a second and third reading on the Ordinance.

Roll call.

Stuckert, yes; Swindler, yes; Liermann, yes M. McKay, yes; Purkey, yes; Spicer, yes.
Motion passes.
The Law Director read the Ordinance by title only.

A motion was made by Swindler and seconded by Liermann to pass the Ordinance as read.
Roll Call.
Swindler, yes; Liermann, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.
Motion passes.

President Pro Tem of Council declared Ordinance No. O-17-48 passed as read.

Judiciary Committee – Chairperson Purkey had no action items, but stated they will be calling a Special Meeting soon due to a scheduling conflict with their regularly scheduled meeting. Purkey stated there is a full agenda to discuss.

Parks and Recreation Committee – Chairperson Liermann had no action items but encouraged citizens to continue picking up the litter at the park. Liermann also gave an update on the Skatepark, stating that progress was being made and the concrete will be poured at the end of the month.

Safety/ Transportation Committee – Chairperson Spicer had one action item, a resolution accepting a gift for the Police Department from Kratzer's Pharmacy.

A motion was made by Spicer and seconded by Purkey to give the first reading only on Resolution No. R-17-36 Accepting a gift from Kratzer's Hometown Pharmacy for the City of Wilmington Police Department.
All yeas.
Motion passes.
The Law Director read the Resolution by title only.

A motion was made by Spicer and seconded by Purkey to suspend the rules and regulation and give a second and third reading on the Resolution.
Roll call.
Liermann, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes.
Motion passes.
The Law Director read the Ordinance by title only.

A motion was made by Spicer and seconded by Purkey to pass the Resolution as read.
Roll Call.
M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes.
Motion passes.

President Pro Tem of Council declared Resolution No. R-17-36 passed as read.

Solid Waste/Recycling – Chairperson Spicer had no action items.

Streets Committee – Chairperson Spicer had two pieces of legislation, the third reading on O-17-43 to add a parking space on N. South Street and three readings on a resolution for culvert repair grant funds for the Nelson Avenue project.

A motion was made by Spicer and seconded by Purkey to give the third reading only on Ordinance No. O-17-43, Amending the Traffic Control Map and the Traffic Control File adding one (1) parking space located on the East side of N. South Street.
All yeas.
Motion passes.
The Law Director read the Ordinance by title only.

President Pro Tem of Council declared Ordinance No. O-17-43 passed as read.

A motion was made by Spicer and seconded by Purkey to give the first reading only on Resolution No. R-17-37 Authorizing the Director of Public Service to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Programs(s) and to execute contracts as required
All yeas.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Spicer and seconded by Purkey to suspend the rules and regulation and give a second and third reading on the Resolution.

Roll call.

Purkey, yes; Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes; M. McKay, yes.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Spicer and seconded by Purkey to pass the Resolution as read.

Roll Call.

Spicer, yes; Stuckert, yes; Swindler, yes; Liermann, yes; M. McKay, yes; Purkey, yes.

Motion passes.

President Pro Tem of Council declared Resolution No. R-17-37 passed as read.

Wastewater/Sewer Committee - Chairperson Stuckert had one piece of legislation and read a letter from Service Director Shidaker outlining the emergency need to replace equipment at the Wastewater plant. The computer controls went down on September 4th and the system is being maintained manually around the clock by staff instead of regulated by their computer system which needs to now be completely replaced. Purkey inquired about the turn around on purchasing the equipment, and Shidaker stated they need to do it ASAP. M. McKay asked what the timeline and cost would be, and Shidaker stated he isn't sure about the timeline, but the cost would be more than \$100,000 but less than \$150,000. Mayor Stanforth stated the WWTP has their employees working around the clock and that is a lot of overtime. Purkey asked how much the labor cost has increased since the system went down, and Shidaker stated he wasn't sure but it is at least 2 to 3 times more due to the employees being paid time and a half.

A motion was made by Stuckert and seconded by Purkey to give the first reading only on Resolution No. R-17-38 Authorizing the Director of Public Service to enter into contract, including any and all ensuing change orders, for emergency repairs to the programmable logic controllers, software upgrades, and input/output modernization, without formal bidding and advertising due to a real and present emergency, and declaring an emergency.

All yeas.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Stuckert and seconded by Purkey to suspend the rules and regulation and give a second and third reading on the Resolution.

Roll call.

Stuckert, yes; Swindler, yes; Liermann, yes; M. McKay, yes; Purkey, yes; Spicer, yes.

Motion passes.

The Law Director read the Resolution by title only.

A motion was made by Stuckert and seconded by Purkey to pass the Resolution as read.

Roll Call.

Swindler, yes; Liermann, yes; M. McKay, yes; Purkey, yes; Spicer, yes; Stuckert, yes.

Motion passes.

President Pro Tem of Council declared Resolution No. R-17-38 passed as read.

Water Committee - Chairperson Swindler had no action items, but briefly summarized the Water Committee meeting. Swindler stated they received an update on the Harmful Algae Bloom (HAB) from Superintendent Schaffer and they are currently working on a master plan to move forward with the treatment. The committee was also briefed on the current EPA report. Swindler stated the drinking water has no detectable toxins present and the safety of the drinking water is the City's first priority. Swindler commended the staff at the Water Plant for all of their work with this unique issue.

Safety/Service Director – Director Shidaker spoke briefly about the formation of the Zoning Task force which will kickoff on September 25th in the Community Room. There are 18 Task Force members and their meetings will be held every 2nd Wednesday. Clinton County and Warren County Regional Planning Commissions will be leading the

meeting sand they are open to the public. Shidaker stated they want this process as transparent and inclusive as possible. Shidaker also stated the street paving would be starting soon and the sidewalk on Truesdell was progressing.

REPORTS TO COUNCIL

A motion was made by Purkey and seconded by Spicer to accept the Income Tax Report. Motion passed.
Report accepted as presented.

OPEN TO PUBLIC

Swindler stated the Chamber of Commerce was currently collecting donations for hurricane relief until 5pm on September 8th. Those donations would be going to Matthew 25 Ministries and they also accept checks made out to Matthew 25 Ministries also.

Swindler also recalled the incident involving swastika graffiti from the previous year, and stated how important it is now to emphasize that we are a community that tolerates all people and to reassure our citizens of the same. Swindler hopes the city will continue to be committed to the support and inclusion of all its citizens.

ADJOURNMENT

A motion was made by Liermann.
President Pro Tem M. McKay declared meeting adjourned.
Council adjourned at 8:14 p.m.

ATTEST:

President of Council

Clerk