

LANCASTER CITY COUNCIL**LANCASTER, OHIO****PRAYER**

President Culver led the prayer before Council.

REGULAR MEETING

February 8, 2010

CALL TO ORDER

President Culver called the meeting to order at approximately 7:00 p.m., in Council's Chambers.

PLEDGE OF ALLEGIANCE

President Culver led Council in the Pledge of Allegiance.

ROLL CALL

The following members of Council were present: M. Bobbitt, J. Zekas, B. McAtee, T. Stoughton, W. Garbrandt, R. Touvell, B. Kuhn, S. Jackson, and R. Hedges.

READING AND DISPOSING OF THE JOURNAL

The Clerk presented the Regular Meeting Minutes dated January 25, 2010.

Mrs. Garbrandt made a motion to receive and file, seconded by Mr. Touvell. Motion carried.

REPORTS OF CITY OFFICIALS

1. Email, dated January 26, 2010, regarding Utilities email. Submitted by President Culver.
2. Email, dated January 27, 2010, regarding Columbus Dispatch Article about PUCO and Water Rates. Submitted by Mr. McAtee.
3. 2010 Public Records Law Training Notice. Submitted by Terre Vandervoort, Law Director.
4. Email, dated January 28, 2010, regarding Ann Palmer's Mother. Submitted by Mike Courtney, Service-Safety Director.
5. Email, dated February 2, 2010, regarding Confirmation. Submitted by President Culver.
6. Email, dated February 2, 2010, regarding Confirmation. Submitted by Chief Bailey.

7. Email, dated February 3, 2010, regarding Confirmation. Submitted by President Culver.
8. Email, dated February 5, 2010, regarding Confirmation. Submitted by President Culver.
9. Email, dated February 8, 2010, regarding Temporary Resolution 25-10. Submitted by Mr. McAtee.
10. Email, dated February 8, 2010, regarding Temporary Resolution 25-10. Submitted by Mike Pettit, Superintendent, Lancaster Municipal Gas.

Mrs. Garbrandt made a motion to receive and file, seconded by Mr. Touvell. Motion carried.

COMMUNICATIONS

1. Email, dated January 27, 2010, regarding Lancaster Utility Rates. Submitted by Jim Guess, no address listed.
2. Email, dated January 27, 2010, regarding Lancaster Utility Rates. Submitted by Michelle Paxton, no address listed.
3. Email, dated January 27, 2010, regarding Lancaster Utility Rates. Submitted by Joni Cox, no address listed.
4. Email, dated January 27, 2010, regarding Lancaster Utility Rates. Submitted by Kelli Woodward, no address listed.
5. Email, dated January 29, 2010, regarding Lancaster Utility Rates. Submitted by Kelly Raybourne, no address listed.
6. Invitation for the State of Fairfield County Luncheon. Submitted by the Fairfield County Commissioners, 210 East Main Street, room 301, Lancaster, Ohio 43130.

Mrs. Garbrandt made a motion to receive and file, seconded by Mr. Touvell. Motion carried.

SPECIAL PRESENTATION (Awards)

There were no Special Presentations before Council this evening.

PETITIONS & MEMORIALS

There were no Petitions or Memorials before Council this evening.

PERMISSION OF VOTERS AND TAXPAYERS TO ADDRESS COUNCIL

There were no Voters or Taxpayers to address Council this evening.

STANDING COMMITTEE REPORTS

1. Finance Committee Meeting Minutes, dated February 8, 2010. Submitted by Mr. Stoughton.
2. Water/Water Pollution Control Meeting Minutes, dated January 6, 2010. Submitted by Mr. Zekas.
3. Law Committee Meeting Minutes, dated January 20, 2010. Submitted by Mrs. Bobbitt.
4. Public Service Boards and Administration Committee Meeting Minutes, dated January 21, 2010. Submitted by Mrs. Garbrandt.

Mrs. Garbrandt made a motion to receive and file, seconded by Mr. Touvell. Motion carried.

REPORTS OF SPECIAL COMMITTEES

There were no Reports of Special Committees presented to Council this evening.

PUBLIC HEARING

There were no Public Hearings before Council this evening.

READING OF RESOLUTION

Resolution Temporary 4-10 – Third Reading – **Permanent Resolution 20-10**

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF PHOSPHATE FOR USE BY THE WATER DEPARTMENT

Mr. Zekas made a motion to pass engross, seconded by Mr. McAtee. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 5-10 – Third Reading – **Permanent Resolution 21-10**

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF SALT FOR USE BY THE WATER DEPARTMENT

Mr. Zekas made a motion to pass engross, seconded by Mr. Hedges. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 11-10 – Third Reading – **Permanent Resolution 22-10**

A RESOLUTION APPROVING THE UPDATED SOLID WASTE MANAGEMENT PLAN

Mr. McAtee made a motion to pass engross, seconded by Mr. Stoughton. Motion carried 8-1, with eight members voting yes and Mr. Hedges voting no.

Resolution Temporary 20-10 – First Reading

A RESOLUTION TO APPROPRIATE FUNDS

Resolution Temporary 21-10 – First Reading – **Permanent Resolution 23-10**

A RESOLUTION TO ACCEPT A GRANT FROM THE UNITED STATES OFFICE OF JUSTICE PROGRAMS BULLET PROOF VEST GRANT

Mr. Jackson made a motion to suspend the rules and waive the second and third readings, seconded by Mrs. Bobbitt. Motion carried 9-0, with all nine members voting yes. Mr. Jackson made a motion to pass engross, seconded by Mrs. Bobbitt. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 22-10 – First Reading – **Permanent Resolution 24-10**

A RESOLUTION TO APPROPRIATE FUNDS FOR PAYMENT OF A WORKERS COMPENSATION BILL AND TO REIMBURSE THE GENERAL FUND FOR COMPUTERS FROM THE FAMILY VIOLENCE UNIT FUND

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes. Mr. Stoughton made a motion to pass engross, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 23-10 – First Reading – Permanent Resolution 25-10

A RESOLUTION TO APPROPRIATE FUNDS TO FUND THE INTERLOCK AND SCRAM INSTALLATION AS WELL AS MONITORING FOR INDIGENT DEFENDANTS

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes. Mr. Stoughton made a motion to pass engross, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 25-10 – First Reading – Permanent Resolution 26-10

A RESOLUTION TO ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF DEVELOPMENT FOR A PHASE II ENVIRONMENTAL ASSESSMENT OF THE FORMER FRICK GALLAGHER PROPERTY

Mrs. Garbrandt made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Hedges. Motion carried 9-0, with all nine members voting yes. Mrs. Garbrandt made a motion to pass engross, seconded by Mr. Hedges. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 26-10 – First Reading – Permanent Resolution 27-10

A RESOLUTION TO ALLOW THE LANCASTER CITY AUDITOR TO REQUEST AN ADVANCE OF FUNDS FROM FAIRFIELD COUNTY OF THE CITY'S APPORTIONMENT OF TAX SETTLEMENTS FOR 2010

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes. Mr. Stoughton made a motion to pass engross, seconded by Mr. Kuhn. Motion carried 9-0, with all nine members voting yes.

Resolution Temporary 27-10 – First Reading

A RESOLUTION TO ADVANCE FUNDS FROM THE SANITATION FUND TO THE IMPROVEMENT FUND FOR A GRANT TO THE CITY OF LANCASTER FROM THE OHIO DEPARTMENT OF DEVELOPMENT FOR A PHASE II ENVIRONMENTAL ASSESSMENT OF THE FORMER FRICK GALLAGHER PROPERTY

READING OF ORDINANCES**Ordinance Temporary 2-10 – Second Reading**

(Public Hearing Monday, February 22, 2010 at 7:00 p.m.)

AN ORDINANCE AMENDING THE ZONING MAP FOR APPROXIMATELY .56 ACRES, PARCEL NUMBER 05340023.10 LOCATED NEAR LYNWOOD LANE AND PLEASANT RUN

Ordinance Temporary 3-10 – Second Reading

(Public Hearing Monday, February 22, 2010 at 7:00 p.m.)

AN ORDINANCE AMENDING THE ZONING MAP NEAR THE NW CORNER OF W. FAIR AVENUE AND ETY ROAD WHICH IS PART OF THE RESERVE "D" OF THE EXISTING SUBDIVISION ENTITLED "THE OVERLOOK SECTION 1"

TABLED LEGISLATION**Resolution Temporary 181-09* – Third Reading (TABLED 1/25/2010)**

A RESOLUTION TO TRANSFER FUNDS FROM THE IMPROVEMENT FUND TO THE GENERAL FUND TO BALANCE THE 352 FIRE BUDGET

Mr. Stoughton made a motion to replace Resolution Temporary 181-09 with Resolution Temporary 181-09* as given to the Clerk in writing prior to the meeting, seconded by Mr. Touvell. Motion carried 9-0, with all nine members voting yes. Mr. Stoughton made a motion to table Resolution Temporary 181-09*, seconded by Mr. Touvell. Motion carried 8-0, with eight members voting yes.

UNFINISHED BUSINESS

Mr. Jackson in reference to Temporary Ordinance 3-10 what would be built on this area.

Mayor Smith said that they were planning on continuing to add on to the strip mall

NEW BUSINESS/SPECIAL PRESENTATION

Mr. Touvell thanked LDOT for their outstanding job in clearing the streets during the latest snow fall.

Mayor Smith reminded everyone that the State of the City Address would take place on Wednesday, February 10, 2010 at 7:30 a.m. at Olivedale. If a level 2 snow emergency is called by the Fairfield County Sheriff, the Address will be postponed.

Mr. Stoughton also announced that the Red Cross Hero's Breakfast would take place on Tuesday, February 9, 2010.

ANNOUNCEMENTS**Next Regular Sessions of Council:**

Monday, February 22, 2010 @ 7:00 p.m.

Monday, March 8, 2010 @ 7:00 p.m.

Monday, March 22, 2010 @ 7:00 p.m.

Next Public Hearing:

Monday, February 22, 2010 @ 7:00 p.m. (Temp. Ord. 2-10 and 3-10)

READING OF BILLS

Newspaper Network \$365.65

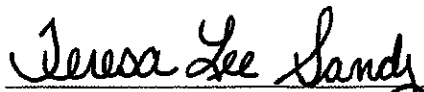
Mrs. Garbrandt made a motion to pay the bills, seconded by Mr. Touvell. Motion carried.

EXECUTIVE SESSION

There were no requests for Executive Session before Council this evening.

ADJOURNMENT

Mrs. Bobbitt made a motion to adjourn, seconded by Mr. Zekas. Motion carried. Meeting adjourned at approximately 7:33 p.m.



Teresa Lee Sandy, Clerk of Council