

LANCASTER CITY COUNCIL

LANCASTER, OHIO

PRAYER

President Culver led the prayer before Council.

REGULAR MEETING

January 25, 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, B. McAtee, T. Stoughton, W. Garbrandt, R. Touvell, B. Kuhn, S. Jackson, and R. Hedges.

Mr. Touvell made a motion to excuse Mr. Zekas from tonight's meeting, seconded by Mr. Hedges. Motion carried.

READING AND DISPOSING OF THE JOURNAL

The Clerk presented the Regular Meeting Minutes dated January 11, 2010.

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

REPORTS OF CITY OFFICIALS

1. Emails, dated January 13, 2010, regarding Big Brothers/Big Sisters Open House. Submitted by Mr. McAtee.
2. Email, dated January 15, 2010, regarding Ohio Public Works Commission Grant. Submitted by David Smith, Mayor.
3. Email, dated January 15, 2010, regarding Ohio Public Works Commission Grant. Submitted by President Culver.
4. Email, dated January 17, 2010, regarding Service Committee Dates and Locations. Submitted by Mr. McAtee.
5. Email, dated January 19, 2010, regarding McCafferty Funeral Details. Submitted by David Smith, Mayor.
6. Email, dated January 20, 2010, regarding Calendar Corrections. Submitted by Mr. McAtee.
7. Email, dated January 20, 2010, regarding Public Works Committee. Submitted by Mr. Zekas.
8. Email, dated January 20, 2010, regarding McCafferty Funeral Details. Submitted by David Smith, Mayor.

9. Email, dated January 20, 2010, regarding McCafferty Funeral Details. Submitted by President Culver.
10. Email, dated January 21, 2010, regarding Public Works Committee. Submitted by Rick Mark, Assistant City Engineer.
11. Email, dated January 22, 2010, regarding January Public Works Committee Minutes. Submitted by President Culver.
12. Email, dated January 23, 2010, regarding Lancaster Utility Rates. Submitted by Mr. McAtee.
13. Email, dated January 24, 2010, regarding Utilities Emails. Submitted by Mr. McAtee.
14. Email, dated January 24, 2010, regarding Utilities Emails. Submitted by Mr. Hedges.
15. Email, dated January 24, 2010, regarding Utilities Emails. Submitted by Mr. McAtee.
16. Email, dated January 24, 2010, regarding Council Meeting January 25, 2010. Submitted by Mr. Zekas.
17. Email, dated January 24, 2010, regarding Council Meeting January 25, 2010. Submitted by Mr. Hedges.
18. Email, dated January 25, 2010, regarding Legislation. Submitted by Toby Shamblin, Superintendent LDOT.

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

COMMUNICATIONS

1. Notice to Legislative Authority of Application for Transfer of Liquor License. TO Sugar Creamer LLC, 825 W. Fair Avenue, Lancaster, Ohio 43130. FROM: Eelam Inc., dba Star Beer Wine Drive Thru, 825 West Fair Ave., Lancaster, Ohio 43130. Submitted by the Ohio Division of Liquor Control, 6606 Tussing Road, P. O. Box 4005, Reynoldsburg, Ohio 43069-9005.
2. Memorandum, dated January 19, 2010, regarding 2009 Pre-Printed Financial Disclosure Statements. Submitted by Sue McVey, Financial Disclosure Coordinator, of The Ohio Ethics Commission, 30 West Spring Street, L3, Columbus, Ohio 43215.

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

Notice and Affidavit requesting the Change of Zoning of 3.37 Acres along West Fair Avenue. Agent for Petitioner William J. Sitterley. The Petition was received on January 19, 2010 at 11:30 a.m. All members of Council have received a copy of the Notice and Affidavit. A Public Hearing has been scheduled for Monday, February 22, 2010 at 7:00 p.m.

Request for Change of Zoning of .56 Acreage Tract located near Lynwood Lane and Pleasant Run. Agent for Petitioner Rocky K. Love. The document was received on January 21, 2010 at 1:00 p.m. All members of Council have received a complete copy of the packet via email. A Public Hearing has been scheduled for Monday, February 22, 2010 at 7:00 p.m.

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

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 January 25, 2010. Submitted by Mr. Stoughton.
2. Public Works Committee Meeting Minutes, dated January 20, 2010. Submitted by Mr. Hedges.

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.

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

PUBLIC HEARING

There were no Public Hearings before Council this evening.

READING OF RESOLUTION

Resolution Temporary 4-10 – Second Reading

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

Resolution Temporary 5-10 – Second Reading

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

Resolution Temporary 11-10 – Second Reading

A RESOLUTION APPROVING THE UPDATED SOLID WASTE MANAGEMENT PLAN

Resolution Temporary 16-10 – First Reading – **Permanent Resolution 16-10**

A RESOLUTION TO RE-APPROPRIATE FUNDS ORIGINALLY APPROPRIATED BY PERMANENT RESOLUTION 163-09

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Kuhn. Motion carried 8-0, with eight members voting yes. Mr. Stoughton made a motion to pass engross, seconded by Mr. Kuhn. Motion carried 8-0, with eight members voting yes.

Resolution Temporary 17-10 – First Reading – **Permanent Resolution 17-10**

A RESOLUTION TO APPROPRIATE FUNDS IN THE PUBLIC SITES AND OPEN SPACE FUND

Mr. Touvell made a motion to suspend the rules and waive the second and third readings, seconded by Mrs. Garbrandt. Motion carried 8-0, with eight members voting yes. Mr. Touvell made a motion to pass engross, seconded by Mrs. Garbrandt. Motion carried 8-0, with eight members voting yes.

Resolution Temporary 18-10 – First Reading – Permanent Resolution 18-10**A RESOLUTION TO APPROPRIATE FUNDS IN THE FAMILY VIOLENCE FUND**

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings, seconded by Mr. Kuhn. Motion carried 8-0, with eight members voting yes. Mr. Stoughton made a motion to pass engross, seconded by Mr. Kuhn. Motion carried 8-0, with eight members voting yes.

Resolution Temporary 19-10 – First Reading – Permanent Resolution 19-10**A RESOLUTION TO APPROPRIATE FUNDS IN THE DEPARTMENT OF TRANSPORTATION FUND FOR THE PURCHASE OF SALT**

Mr. Hedges made a motion to suspend the rules and waive the second and third readings, seconded by Mrs. Bobbitt. Motion carried 8-0, with eight members voting yes. Mr. Hedges made a motion to pass engross, seconded by Mrs. Bobbitt. Motion carried 8-0, with eight members voting yes.

READING OF ORDINANCES**Ordinance Temporary 41-09 – Third Reading – Permanent Ordinance 3-10****AN ORDINANCE TO REGULATE ELECTRIC FENCES WITHIN THE CITY OF LANCASTER**

Mrs. Bobbitt made a motion to pass engross, seconded by Mr. Jackson. Motion carried 8-0, with eight members voting yes.

Ordinance Temporary 2-10 – First 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 – First 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

There was no Unfinished Business before Council this evening.

NEW BUSINESS/SPECIAL PRESENTATION

Special Presentation - "Hooked Video" produced by Varga Communications was played for City Council Members. This was a 30 minute video showing the problems of drug addiction within Fairfield County.

There was no New Business before Council this evening.

ANNOUNCEMENTS**Next Regular Sessions of Council:**

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

There were no bills presented to Council for payment this evening.

EXECUTIVE SESSION

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

ADJOURNMENT

Mr. Touvell made a motion to adjourn, seconded by Mrs. Bobbitt. Motion carried. Meeting adjourned at approximately 8:02 p.m.



Teresa Lee Sandy, Clerk of Council