LANCASTER CITY COUNCIL
LANCASTER, OHIO

REGULAR MEETING

April 8, 2019

PRAYER

CALL TO ORDER

President Uhl called the meeting to order at approximately 6:50 p.m., in Council’s Chambers.

PLEDGE OF ALLEGIANCE

President Uhl led Council in the Pledge of Allegiance.

ROLL CALL

The following members of Council were present:

Mr. Baus, Mrs. Bobbitt, Mrs. Downour, Mr. Groff, Mr. McDaniel, Mr. Schoonover, Mr. Stoughton, and Mrs. Tener, and Mr. Woodgeard.

President Uhl asked that the record reflect that nine members are in attendance tonight.

READING AND DISPOSING OF THE JOURNAL

The Clerk presented the Regular Meeting Minutes dated March 25, 2019.

Mr. Schoonover made a motion to receive and file the Journal, seconded by Mr. Groff. After no discussion, the motion carried.

REPORTS OF CITY OFFICIALS

1. Series of emails, regarding Homeless Camp and Clean up. Submitted by Code Enforcement Director Sean Fowler.
2. Email, dated March 26, 2019, regarding Homeless Camp. Submitted by Sanitation Department Superintendent Bill Burrows.
4. Email, dated March 26, 2019, regarding Notice of Public Hearing Number 1 for CDBG. Submitted by Mary Jo Smith Executive Director Community Development Department.
5. Email, dated March 26, 2019, regarding Information. Submitted by Service-Safety Director Paul Martin.
6. Email, dated March 28, 2019, regarding MARCS and the recent LE Article. Submitted by Chief Adam Pillar.
7. Email, dated April 1, 2019, regarding March 25th Draft Meeting Minutes. Submitted by Mr. Stoughton.
9. Email, dated April 2, 2019, regarding Cancellation of IT Meeting. Submitted by Mr. Stoughton.
11. Email, dated April 4, 2019, regarding CDBG FY 2019 Funding Application Filing Date. Submitted by Mary Jo Smith Executive Director Community Development Department.
13. Email, dated April 5, 2019, regarding IT Meeting Rescheduled date. Submitted by Mrs. Downour
14. Email, dated April 8, 2019, regarding IT Meeting location. Submitted by Mark Starr, Information Technology Director.
15. Email, dated April 8, 2019, regarding IT Meeting location. Submitted by Mr. Stoughton.

Mr. Schoonover made a motion to receive and file the Reports of City Officials, seconded by Mr. Groff. The motion carried.

COMMUNICATIONS

There were no Communications before Council this evening.

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 for April 8, 2019, submitted by Mr. Stoughton.

Mr. Schoonover made a motion to receive and file the Reports of Standing Committees, seconded by Mr. Groff. The 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 scheduled before Council this evening.
READING OF RESOLUTIONS

Resolution Temporary 40-19 – Third Reading – Permanent Resolution 47-19
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE SANITATION FUND (605), AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR

Mrs. Bobbitt made a motion to pass, engross, and enter upon the written record Temporary Resolution 40-19, seconded by Mrs. Tener.

Mrs. Bobbitt explained, as the resolution reads, it is for equipment that the Sanitation Department will be receiving at no costs to them. They are receiving this equipment from the Solid Waste District. That equipment is a tub grinder, a chipper, and a loader and will be used for the composting purposes. This resolution will allow for the repairs to the equipment that is work over $175,000.00 in tip top condition.

President Uhl asked if there is any discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 42-19 – Third Reading – Permanent Resolution 48-19
A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE MONDHANK DRIVE CULVERT REPLACEMENT PROJECT

Mr. Woodgeard made a motion to pass, engross, and enter upon the written record Temporary Resolution 42-19, seconded by Mr. McDaniel.

Mr. Woodgeard explained that the legislation is self explanatory, and that this is a culvert replacement project and has been discussed prior.

President Uhl asked if there is further discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 44-19 – Third Reading – Permanent Resolution 49-19
A RESOLUTION TO INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE IMPROVEMENT FUND (317), AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR AND ISSUE A THEN AND NOW

Mr. Stoughton made a motion to pass, engross, and enter upon the written record Temporary Resolution 44-19, seconded by Mr. McDaniel.

Mr. Stoughton explained that this resolution is to set up expense and revenue accounts should we need them going forward for the CORF Grant.

President Uhl asked if there is further discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.
Resolution Temporary 45-19 – Second Reading – Permanent Resolution 50-19
Public Hearing held on March 25, 2019 at 6:30 p.m.
A RESOLUTION APPROVING AN APPLICATION FOR PLACEMENT OF FARMLAND IN AN AGRICULTURAL DISTRICT PURSUANT TO OHIO REVISED CODE SECTION 929.02

Mr. Groff asked if the public hearing took place at the last meeting.

President Uhl answered, yes we did.

Mr. Groff made a motion to pass, engross, and enter upon the written record Temporary Resolution 45-19, seconded by Mr. Schoonover.

Mr. Groff stated that he guessed that this has been thoroughly discussed with a public hearing.

President Uhl explained that to be clear, we had a public hearing with zero proponents or opponents.

Mr. Groff stated that he was not surprised.

President Uhl stated neither was he.

Mr. Groff stated that based on that and based that this is pursuant to the Ohio Revised Code for an agricultural district within the City limits, and unless Law Director Ullom has anything to add, Mr. Groff stated that he would say no further comments.

Mr. Woodgeard asked, who requested this or how it came about?

Law Director Randall Ullom stated that is was statutory. The request is made through the County Auditor’s Office, asking if any part of the approximately 600 acres that is going into the agricultural district, and a portion of that acreages is in the City limits, it had to come before City Council statutorily for review and approval.

President Uhl stated that this is the property owner that has requested this action.

Mr. Woodgeard asked if it had any adverse affect on the City’s industrial possibilities in that area.

Law Director Ullom stated that it established the Agricultural Area District and is a five year renewable process for the owner. It does not elevate the opportunity for further development should that be necessary those things can be pursued and there is an avenue for that.

Mr. Woodgeard stated that that answered his question, as it was his concern.

President Uhl asked if there is any further discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 47-19 – Second Reading – April 8, 2019
A RESOLUTION TO APPROPRIATE FROM THE UNENCumbered BALANCE IN THE LDOT FUND (208), AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Mr. Schoonover stated that this is second of three readings
Resolution Temporary 48-19 – Second Reading – April 8, 2019
A RESOLUTION AUTHORIZING THE SERVICE-SAFTY DIRECTOR TO EXECUTE THE MEMBERSHIP AGREEMENT AND BYLAWS TO BECOME A MEMBER OF NEORIDE AN OHIO COUNCIL OF GOVERNMENTS

Mr. Schoonover stated that this is second of three readings

Resolution Temporary 49-19 – Second Reading – Permanent Resolution 51-19
A RESOLUTION TO AUTHORIZE THE SERVICE SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO MULTIPLE CONSTRUCTION AGREEMENTS FOR THE IMPROVEMENT PROJECT KNOWN AS ROCKMILL CORPORATE PARK PHASE 2 – PART 3 IN CONJUNCTION WITH THE DEVELOPMENT OF PROJECT GWN AND PROJECT CHARGE

Mr. Schoonover made a motion to suspend the rules and waive the third reading of Temporary Resolution 49-19, seconded by Mrs. Bobbitt.

Mr. Schoonover stated the City Engineer Mitch Noland filled Council in a little bit and this project is moving quickly. They are going out to bid for the first part of the road expansion for the turn lane. This is the reason for the request for suspension to speed this process up so that they can get go out for bid.

President Uhl asked if there is any discussion on the motion to suspend, with none, he requested the Clerk to call the roll. The motion to suspend carried 9-0.

Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Resolution 49-19, seconded by Mrs. Bobbitt.

President Uhl asked if there is any discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 51-19 – Second Reading – Permanent 52-19
A RESOLUTION TO INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE LDOT IMPROVEMENT FUND (314), AMEND THE CERTIFICATE OF OTHER SOURCES & APPROPRIATIONS WITH THE COUNTY AUDITOR AND ISSUE A THEN AND NOW

Mr. Stoughton made a motion to suspend the rules and waive the third reading of Temporary Resolution 51-19, seconded by Mrs. Downour.

Mr. Stoughton explained as an alignment for the Resolution Mr. Schoonover just asked for passage. this resolution is also setting up revenue and expense accounts with the Auditor on our books, so we need to pass this as well.

President Uhl asked if there is any further discussion on the motion to suspend, with none, he requested the Clerk to call the roll. The motion to suspend carried 9-0.

Mr. Stoughton made a motion to pass, engross, and enter upon the written record Temporary Resolution 51-19, seconded by Mrs. Downour.
President Uhl asked if there is any discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 53-19 – First Reading – April 8, 2019
A RESOLUTION OF CONSENT FOR PRELIMINARY LEGISLATION FOR THE WIDENING OF ETY ROAD WITH THE ADDITION OF TURN LANES AT CR 33A (MEMORIAL DRIVE AND CR 37 (N. COLUMBUS STREET) WITHIN THE CITY OF LANCASTER

Mr. Schoonover stated that this is first of three readings

Resolution Temporary 54-19 – First Reading – April 8, 2019
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE STORMWATER FUND (606), AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR

Mr. Woodgeard stated that his is first of two readings.

Resolution Temporary 55-19 – First Reading – Permanent Resolution 53-19
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE CAPITAL IMPROVEMENT FUND (320), AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 55-19, seconded by Mrs. Downour.

Mr. Stoughton explained that the City has been preapproved from AEP to install a commercial electrical vehicle charging station that will be placed in the City lot near Municipal Court. This is a fast tract project of about 90 days, therefore the City would like to make sure that all of the legislation needed is passed in a timely manner, so this can happen. This is the reason for the request to suspend.

President Uhl asked if there is any further discussion on the motion to suspend, with none, he requested the Clerk to call the roll. The motion to suspend carried 9-0.

Mr. Stoughton made a motion to pass, engross, and enter upon the written record Temporary Resolution 55-19, seconded by Mrs. Downour.

Mr. Stoughton explained that it has been allocated at $100,000.00 for this two port charging station, it will cost about $80,000.00 not a cheap endeavor, but is basically a fully funded back to the City of expenses for four years.

President Uhl asked if there is any further discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

Resolution Temporary 56-19 – First Reading – April 8, 2019
A RESOLUTION AUTHORIZING THE MAYOR AND/OR HIS DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO FACILITATE DEVELOPMENT OF THE MAGNA SEATING OF AMERICA PROJECT IN THE ROCK MILL INDUSTRIAL PARK

Mr. Stoughton stated that this is first of two readings.
Resolution Temporary 57-19 – First Reading – Permanent Resolution 53-19
A RESOLUTION TO REQUEST AND ACCEPT A LOAN FROM THE LANCASTER PORT AUTHORITY TO FACILITATE DEVELOPMENT OF THE MAGNA SEATING OF AMERICA PROJECT IN THE ROCK MILL INDUSTRIAL PARK IN FURTHERANCE OF ECONOMIC DEVELOPMENT

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 57-19, seconded by Mrs. Downour.

Mr. Stoughton explained that in alignment with the two pieces passed earlier, that the City is fast tracking projects in the industrial park. The City will be taking a loan from the Port Authority that the City will pay back once the purchases are made in the industrial park, which will pay back the Port Authority. This is kind of a stop gap in those events happening so that the City can get this projects rolling. The City expects to return the money to the Port Authority very quickly.

President Uhl asked if there is any further discussion on the motion to suspend, with none, he requested the Clerk to call the roll. The motion to suspend carried 9-0.

Mr. Stoughton made a motion to pass, engross, and enter upon the written record Temporary Resolution 57-19, seconded by Mrs. Downour.

President Uhl asked if there is any discussion on the motion to pass, with none, he requested the Clerk to call the roll. The motion to pass carried 9-0.

President Uhl asked if there were any further resolutions to come before Council this evening. With none, we moved onto the next order of business.

READING OF ORDINANCES

Ordinance Temporary 6-19 – First Reading – April 8, 2019
AN ORDINANCE TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ACCEPT APPROXIMATELY TEN (10) ACRES, MORE OR LESS, OF PROPERTY SITUATED IN TOWNSHIP 14, RANGE 19, SECTIONS 2 & 3, CITY OF LANCASTER, FAIRFIELD COUNTY, FROM FAIRFIELD HOMES INC.

Mr. Groff stated that this was first of three readings.

President Uhl asked if there were any other ordinances to come before Council this evening. With none, we moved onto the next order of business.

TABLED LEGISLATION

None.

UNFINISHED BUSINESS

Mr. Groff stated that trees in the city right-of-way are planted by the Park’s Department. But there are homeowners that plant trees in the right-of-way that are not on the approved list and cause serious issues for the storm water utility. Mr. Groff brought a small bag of the items
that fell off of a sweet gum tree and explained the issues they cause. Make sure that you check with the City Park’s Department before planting in the right-of-way.

Mr. Groff also stated that while being on social media, he noticed a comment from an individual inquiring how to dispose of items removed during a renovation, and wanted to do this free of charge. The comments on the site ranged from dumping along a country road, putting out in the alley and someone would take it, and so on. He reminded everyone that nothing is free, dispose of these items properly.

Mr. Woodgeard congratulated the Service-Safety Director and grant writer for their efforts in being awarded the grant for Temporary Resolution 55-19. This is the first grant written by the grant writer and it is going to be beneficial to the City.

President Uhl asked if there is any other unfinished business this evening, with none, we moved on to the next order of business.

NEW BUSINESS/SPECIAL PRESENTATION

There was no New Business or Special Presentation before Council this evening.

ANNOUNCEMENTS

Next Regular Sessions of Council:
  1. April 22nd at 6:30 p.m.
  2. May 6th at 6:30 p.m.

Upcoming Committee Meetings for the next 30 days:
  1. Law – April 10th at 9:00 a.m. – FCMC Community Room
  2. Public Works – April 12th at 7:30 a.m. – LPT (Conference Room)
  3. Water/WPC – April 17th at 7:00 a.m. – WPC (Conference Room)
  4. IT/Telecom – April 18th at 7:30 a.m. – City Hall (2nd Floor CR)
  5. Finance – April 22nd at 6:00 p.m. – Council Chambers
  6. Finance – May 6th at 6:00 p.m. – Council Chambers

Upcoming Special Meetings:
  1. None.

READING OF BILLS

There were no bills before Council this evening.

EXECUTIVE SESSION

There were no requests for Executive Session this evening.

ADJOURNMENT

Mr. Schoonover made a motion to adjourn, seconded by Mr. Groff. Motion carried. Meeting adjourned at approximately 7:17 p.m.

Teresa Lee Sandy, Clerk of Council