

LANCASTER CITY COUNCIL

LANCASTER, OHIO

REGULAR MEETING

May 18, 2020

PRAYER

CALL TO ORDER

President Uhl called the meeting to order at approximately 7:25 p.m., in Via Zoom.

PLEDGE OF ALLEGIANCE

President Uhl led Council in the Pledge of Allegiance.

ROLL CALL

The following members of Council were present:

Mrs. Bobbitt, Mrs. Downour, Mr. Hall, Mr. James, Mr. Mattlin, Mr. McDaniel, Mr. Schoonover, Mr. Stoughton, and Mrs. Tener.

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

READING AND DISPOSING OF THE JOURNAL

The Clerk presented the Regular Meeting Minutes dated May 4, 2020.

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

REPORTS OF CITY OFFICIALS

1. Email, dated May 7, 2020, regarding May 4th Draft Meeting Minutes. Submitted by Mr. Stoughton.
2. Email, dated May 8, 2020, regarding Public Records Training Certificate. Submitted by Mr. Mattlin.
3. Email, dated May 8, 2020, regarding Temporary Resolution 66-20. Submitted by Steven Wellstead, Stormwater Engineer.
4. Email, dated May 8, 2020, regarding Temporary Resolution 66-20. Submitted by Treasurer Bob Wolfinger.
5. Email, dated May 8, 2020, regarding CDBG FY 2020 Scheduling Pending. Submitted by Linda Berge, Executive Director of Community Development.
6. Email, dated May 11, 2020, regarding Economic Development Committee Meeting. Submitted by Mr. McDaniel.
7. Email, dated May 11, 2020, regarding Water/Water Pollution Control Meeting Agenda. Submitted by Mr. James.
8. Email, date May 18, 2020, regarding additional information for Temporary Resolution 70-02. Submitted by City Engineer Mitch Noland.

9. Email, dated May 18, 2020, regarding Temporary Resolution 66-20. Submitted by Denise Crews, Stormwater Manager.

Mr. Schoonover made a motion to receive and file the Reports of City Officials, seconded by Mrs. Bobbitt. 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 minutes for May 4, 2020, submitted by Mrs. Downour.

Mr. Schoonover made a motion to receive and file the Reports of Standing Committees, seconded by Mrs. Bobbitt. 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 66-20*- Second Reading – Permanent Resolution 70-20

A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) WATER POLLUTION CONTROL LOAN FUND (WPCLF) PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED

Mr. James made a motion to replace Resolution Temporary 66-20, with Resolution Temporary 66-20*, as given to the Clerk in writing prior to the meeting, seconded by Mr. Hall.

Mr. James indicated this star version adds information based on the last meeting that were not included in the original legislation. This clarifies those questions and concerns brought up by Council. This is not for a new plant, it will allow needed updates to the current plant.

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

Mr. James made a motion to suspend the rules and waive the third reading of Temporary Resolution 66-20*, seconded by Mr. Hall.

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. James made a motion to pass, engross, and enter upon the written record Temporary Resolution 66-20*, seconded by Mr. Hall.

Mr. James indicated this is something overdue to refurbish and upgrade the Lawrence Street facility.

President Uhl asked if there is any further/other 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 67-20- Second Reading – May 18, 2020

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR, AND TO INCREASE ESTIMATED RECEIPTS IN THE LDOT FUND (208)

Mr. Schoonover indicated this is the second of three readings.

Resolution Temporary 68-20- First Reading – Permanent Resolution 71-20

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CHANGE ORDER FOR THE UNION MULBERRY PHASE 3 STORM SEWER PROJECT

Mr. James deferred to Ms. Crews for input on this resolution.

Denise Crews gas lines were not indicated that they needed to be lowered. With rebuilding the street and is actually lowering the street to allow storm water to flow down street. They can't wait for gas department to do the work, and they have had to authorize contractor to handle this. The costs as of today is \$132,000.

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 68-20, seconded by Mrs. Tener.

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. James made a motion to pass, engross, and enter upon the written record Temporary Resolution 68-20, seconded by Mrs. Tener.

Mrs. Bobbitt indicated she was happy getting this passed tonight and it is a long time in the making appreciates Ms. Crews work on this.

President Uhl asked if there is any further/other 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 69-20- First Reading – Permanent Resolution 72-20

A RESOLUTION TO INCREASE RECEIPTS AND APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR IN THE GENERAL FUND (101) AND IN THE HEALTH INSURANCE MANAGEMENT FUND (722)

Mrs. Downour made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 69-20, seconded by Mrs. Bobbitt.

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.

Mrs. Downour made a motion to pass, engross, and enter upon the written record Temporary Resolution 69-20, seconded by Mrs. Bobbitt.

Mrs. Downour indicated this covers the administrative fees estimated for the discontinuing membership with health consortium, for claims before June that will be received by the consortium between July to December 2020.

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 70-20- First Reading – May 18, 2020 – TABLED

A RESOLUTION TO ENTER INTO A LPA AGREEMENT WITH ODOT FOR AN ODOT LET PROJECT

Mr. Schoonover indicated that this is first of three readings.

Mr. Stoughton made a motion to table Resolution Temporary 70-20, seconded by Mrs. Downour.

President Uhl stated that this is a privileged motion and there would be no discussion and he requested the Clerk to call the roll. The motion to table carried 9-0.

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

READING OF ORDINANCES

Ordinance Temporary 10-20 – First Reading – May 18, 2020

AN ORDINANCE TO CONFORM THE BOUNDARIES OF THE CITY OF LANCASTER, OHIO AND GREENFIELD TOWNSHIP, OHIO PURSUANT TO THE REGULAR ANNEXATION OF 76.877 +/- ACRES IN GREENFIELD TOWNSHIP AND TO DECLARE AN EMERGENCY

Mr. Hall indicated this authorizes Law Director Ullom to commission the County Commissioners to conform the boundaries and move forward with secretary of state, county recorder to move this project forward. This is the first of two readings.

Ordinance Temporary 32-19 – Third Reading – May 18, 2020 - Withdrawn

AN ORDINANCE TO AMEND SECTIONS 183.012, 183.013 AND 183.02 OF THE CODIFIED ORDINANCES OF THE CITY OF LANCASTER, OHIO, IN ORDER TO PROVIDE FOR THE LEVY OF AN ADDITIONAL FORTY-FIVE HUNDREDTHS OF ONE PERCENT (0.45%) INCOME TAX, EFFECTIVE JANUARY 1, 2021, ON THE SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION SUBJECT TO THE MUNICIPAL INCOME TAX WITH ALL SUCH TAX TO BE USED FOR THE PURPOSE OF OPERATING, MAINTAINING, REPAIRING, AND PROVIDING CAPITAL FACILITIES FOR THE FIRE AND POLICE DEPARTMENTS OF THE CITY, AND TO DECLARE AN EMERGENCY

Mr. Stoughton made a motion to remove Ordinance Temporary 32-19 from the table, seconded by Mr. McDaniel.

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

Mr. Stoughton made a motion to withdraw Temporary Ordinance 32-19, seconded by Mr. McDaniel.

Mr. Stoughton indicated the income tax levy did not pass to levy tax and therefore he is requesting it be Removed from consideration.

President Uhl stated that this is a privileged motion and requested the Clerk to call the roll. The motion to withdraw carried 9-0.

Mr. Stoughton made a motion to withdraw Temporary Ordinance 32-19, seconded by Mr. McDaniel.

President Uhl stated that this is a privileged motion and requested the Clerk to call the roll. The motion to withdraw carried 9-0.

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

TABLED LEGISLATION

Ordinance Temporary 1-20 – Third Reading – February 24, 2020 - TABLED

AN ORDINANCE TO VACATE A PORTION OF LOWELL DRIVE AND ALL OF EMERSON BOULEVARD WITHIN JOHN D. VAN GUNDY’S REVISION OF THE COLONIAL HEIGHTS ADDITION AND TO DECLARE AN EMERGENCY

Economic Development (McDaniel/Downour) (3 Readings)

Ordinance Temporary 4-20 – Third Reading – March 23, 2020 -TABLED

Public hearing set – Monday, June 8, 2020 at 6:30 p.m. at Olivedale Senior Center

AN ORDINANCE AMENDING THE ZONING MAP FOR THE 18.939 ACRE PROPERTY BETWEEN NORTH MEMORIAL DRIVE AND NORTH COLUMBUS STREET/NELSON ROAD PARCEL NUMBERS 0532152400, 0532152600, 0532144900, 0532145000

Economic Development (McDaniel/Downour) (3 Readings)

Ordinance Temporary 5-20 – Third Reading – March 23, 2020-TABLED

Public hearing set – Monday, June 8, 2020 at 6:30 p.m. at Olivedale Senior Center

AN ORDINANCE AMENDING THE ZONING MAP FOR THE 21.000 ACRE PROPERTY CONSISTING OF THREE PARCELS LOCATED ALONG CAMPGROUND ROAD AND INCLUDING THE EXISTING RESIDENCE ADDRESS 1443 CAMPGROUND ROAD PARCEL NUMBERS 0531004100, 053-1004300, AND 0531004110

Economic Development (McDaniel/Stoughton) (3 Readings)

Resolution Temporary 45-20- Third Reading – April 13, 2020-TABLED

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE PARKS AND RECREATION FUND (212), AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Service (Tener/Mattlin) (3 Readings)

Ordinance Temporary 6-20 – Third Reading – April 27, 2020 –TABLED

Public hearing set – Monday, June 8, 2020 at 6:30 p.m. at Olivedale Senior Center

AN ORDINANCE AMENDING THE ZONING MAP FOR THE 12.646 ACRE TRACT, PARCEL NUMBER 0534000700, BEHIND 2535 EAST MAIN STREET

Code Enforcement & Zoning (McDaniel/Stoughton) (3 Readings)

UNFINISHED BUSINESS

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

NEW BUSINESS/SPECIAL PRESENTATION

Mrs. Tener questioned when a levy is placed on the ballot, where does the funds come from to pay the Board of Election.

Auditor Nettles responded that the county takes the fee from the real estate settlement portion that is sent to the city and forwards the payment to the Board of Election.

Mrs. Tener asked what the cost is.

Audit Nettles responded that she will not know until August.

Mrs. Tener asked what about last year.

Auditor Nettles again responded that she would not know until August.

Mr. Hall responded in regards to the tax issue, it should be noted that the City made progress on the last outcome, and it is worth noting for the record that it was only voted down by 290 votes.

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

ANNOUNCEMENTS

Next Regular Sessions of Council:

1. June 8th at 6:30 p.m. at Olivedale
 - a. Public Hearings on Temporary Ordinance 4-20; 5-20; and 6-20
2. June 22nd at 6:30 p.m.

Upcoming Special Meetings:

1. None

Upcoming Committee Meetings for the next 30 days:

1. Economic Development – May 21st at 7:30 a.m. City Hall 1897 CR
2. Safety – May 22nd at 7:30 a.m. – City Hall 1897 CR
3. Code Enforcement & Zoning – June 1st at 8:00 a.m. – City Hall 1897 CR
4. Service – June 5th at 7:30 a.m. – City Hall 1897 CR
5. Finance – June 8th at 6:00 p.m. – Olivedale
6. Water/WPC – June 10th at 8:00 a.m. WPC CR
7. Law – June 10th at 9:30 a.m. FCMC Community Room
8. Public Works – June 12th at 7:30 a.m. Transit CR
9. Economic Development – June 18th at 7:30 a.m. City Hall 1897 CR

READING OF BILLS

PNC – MNCO - \$279.60 (Publication of Notice of Public Hearing)

Mr. Schoonover made a motion to pay the bill, seconded by Mrs. Bobbitt. The motion carried.

EXECUTIVE SESSION

There were no requests for Executive Session this evening.

Mr. Schoonover made a motion to adjourn, seconded by Mrs. Bobbitt. Motion carried. Meeting adjourned at approximately 7:55 p.m.



Teresa Lee Sandy, Clerk of Council