LANCASTER CITY COUNCIL
LANCASTER, OHIO
REGULAR MEETING
May 20, 2019

PRAYER

CALL TO ORDER
President Uhl called the meeting to order at approximately 6:30 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:

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

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

President Uhl introduced Mr. Orman Hall and welcomed him our newest member At-Large Councilman Hall.

READING AND DISPOSING OF THE JOURNAL
The Clerk presented the Regular Meeting Minutes dated May 6, 2019.

Mr. Schoonover made a motion to receive and file the Journal, seconded by Mr. Groff. Motion carried.

REPORTS OF CITY OFFICIALS

1. Email, dated May 8, 2019, regarding Economic Development Committee Agenda. Submitted by Mr. McDaniel.
2. Email, dated May 9, 2019, regarding New Member of Council. Submitted by President Uhl.
3. Email, dated May 13, 2019, regarding New Member of Council. Submitted by Mr. Stoughton.
4. Email, dated May 13, 2019, regarding Draft Minutes. Submitted by Mr. Stoughton.
5. Email, dated May 13, 2019, regarding CRA Board. Submitted by Mrs. Bobbitt.
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)

President Uhl announced that tonight we welcome the great group of students from Gorsuch West and with them is Michelle Richland with the After School Center of Lancaster as well as Karen Martin, Program Director of Before and After at Gorsuch West

Karen Martin, Site Director of Gorsuch West Before and After Program explained they have approximately 18 students in their morning program. About three weeks ago, she was approached by several students wanting to form a secret club and asked her if she would like to join. The explained all of the positions that they created and asked her if she would like to be the secretary. She met with the school principal Mrs. Garrett, then met with the board of After School Lancaster, and then finally ending up before City Council. She introduced the President of their cupcake warrior club, Mya; Treasurer Zack, and security Rosie. Rosie read a prepared statement, which was not given to the Clerk for the record. They have a goal of rains $350.00 toward the $6,000.00 deficit owed to their cafeteria for unpaid lunches over the past year, and what a better way to recover some of this than having a bake sale to help.

President Uhl asked if there were any questions.

Mayor Scheffler asked how the order forms are to be returned to the group.

Mrs. Tener will pick them up, there is also an envelope in the audience as well as being passed around to City Council Members for those of you that don’t want to do any bake goods could consider placing a couple of dollars in the envelopes. Ms. Tener will make sure that the money is delivered to the group. Anyone wanting to donate bake goods please let Ms. Tener know and she will also pick those up.

President Uhl asked if there were any other questions. With none, he stated that those around the table will help out and get the group to $350.00 tonight before they leave this evening. President Uhl stated what a great project and thanked the group for coming this evening.

PETITIONS & MEMORIALS

There were no Petitions or Memorials before Council this evening.

PERMISSION OF VOTERS AND TAXPAYERS TO ADDRESS COUNCIL

Christopher McCormick, 6150 Revenge Road. Mr. McCormick addressed Lancaster City Council this evening in regards to Lancaster Codified Ordinance 311.04, Section D……

Diane Wogan Burnside, 1688 Quail Meadows. Ms. Burnside addressed Lancaster City Council this evening in regards to opposition of Temporary Resolution 66-19.
STANDING COMMITTEE REPORTS

1. Finance Committee Meeting minutes for May 20, 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 63-19 – Second Reading – Permanent Resolution 68-19
A RESOLUTION TO AMEND PERMANENT RESOLUTION 28-18 AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE PARK STREET LOCUST/EWING STREET SEWER REHABILITATION PROJECT

Mr. Woodgeard made a motion to suspend the rules and waive the third reading of Temporary Resolution 63-19, seconded by Mr. McDaniel.

Mr. Woodgeard explained that this is for the sewer rehabilitation project and has been discussed previously.

President Uhl asked if there is any other 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. Woodgeard made a motion to pass, engross, and enter upon the written record Temporary Resolution 63-19, seconded by Mr. McDaniel.

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 64-19 – Second Reading – Permanent Resolution 69-19
A RESOLUTION TO AMEND PERMANENT RESOLUTION NUMBER 68-17 AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT FOR ENGINEERING SERVICES FOR THE PARK STREET AND LOCUST/EWING STREET SEWER REHABILITATION PROJECT, WHICH WAS FORMERLY KNOWN AS THE 2017 SEWER LINING PROJECT

Mr. Woodgeard made a motion to suspend the rules and waive the third reading of Temporary Resolution 64-19, seconded by Mr. McDaniel.

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. Woodgeard made a motion to pass, engross, and enter upon the written record Temporary Resolution 64-19, seconded by Mr. McDaniel.

Mr. Woodgeard explained that this is also part of the project at Park/Locust/Ewing Street areas that originally came up in 2017, and are finishing off this project.

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 66-19 – Second Reading – Permanent Resolution**
A RESOLUTION ESTABLISHING THE COMMUNITY REINVESTMENT AREA 3 AND AUTHORIZING REAL PROPERTY TAX EXEMPTIONS UP TO 100% FOR UP TO 15 YEARS ON THE CONSTRUCTION OF NEW RESIDENTIAL UNITS AS ESTABLISHED BY SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE

Mr. McDaniel stated that this is second reading.

**Resolution Temporary 69-19 – First Reading – Permanent Resolution 70-19**
A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO DISPENSE WITH COMPETITIVE BIDDING UNDER THE SOURCEWELL AWARDED CONTRACT FORMERLY KNOWN AS THE NATIONAL JOINT POWERS ALLIANCE (NJPA) COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF ONE (1) HEIL 20 YARD SIDE LOADER GARBAGE TRUCK, FOR USE BY THE SANITATION DEPARTMENT

Mrs. Bobbitt asked Superintendent Bill Burrows to come forward to explain this resolution.

President Uhl asked for the motion to suspend while he is coming forward.

Mrs. Bobbitt made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 69-19, seconded by Mr. Woodgeard.

Superintendent Bill Burrows explained that this is an annual resolution to purchase a garbage truck. Instead of purchasing a rear loader, they decided to purchase a side loader that will fit into the alleys therefore allowing more automation. The reason for the request to suspend they were given a 30 day $20,000.00 discount. After the 30 days, the price will increase, therefore costing the Sanitation Department $20,000.00 additional.

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

Mrs. Bobbitt made a motion to pass, engross, and enter upon the written record Temporary Resolution 69-19, seconded by Mr. Woodgeard.

President Uhl asked if there is any 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 70-19 – First Reading – May 20, 2019**
A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO SUBMIT TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT LANCASTER'S FISCAL YEAR (FY) 2019 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN AND STATEMENT OF OBJECTIVES AND AMENDMENTS
Mr. McDaniel stated that this is first of three readings.

Resolution Temporary 71-19 – First Reading – May 20, 2019
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE PUBLIC SITES AND OPEN SPACES FUND (231), AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Mrs. Bobbitt stated that this is first of two readings.

Resolution Temporary 72-19 – First Reading – May 20, 2019
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE LDOT FUND (208), INCREASE RECEIPTS AND APPROPRIATIONS IN THE LDOT IMPROVEMENT FUND (314) THEN AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

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

Resolution Temporary 73-19 – First Reading – May 20, 2019
Public Hearing Set – Monday, June 24, 2019 at 6:30 p.m.
A RESOLUTION ADOPTING THE 2020 TAX BUDGET OF THE CITY OF LANCASTER FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020 AND SUBMITTING SAME TO THE FAIRFIELD COUNTY AUDITOR

Mr. Stoughton stated that a public hearing has been set for June 24, 2019, and this is the first of three readings.

Resolution Temporary 74-19 – First Reading – May 20, 2019
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN GENERAL FUND (101), INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE .45 POLICE & FIRE LEVY FUND (247) AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Mr. Hall stated that this is the first of two readings.

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

READING OF ORDINANCES

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

TABLED LEGISLATION

None.

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 asked for someone to address the concerns of the voter and taxpayer in regards to his comments about skateboarding and bicycle riding on sidewalks.

Assistant Law Director Stephanie Hall explained that the correct Lancaster Codified Ordinance in question is 311.07 (d), not 311.04 (d). The LCO does prohibit bicycling and riding a skateboard or anything with wheels on the sidewalks. The purpose of this code is to protect the health, safety, and welfare of the general public. There is a specific subsection in the ordinance that states: "It is the specific intent of this section that none of its provisions are intended to impose any duty whatsoever upon the City, or any of its officers or employees, for whom the implementation and enforcement of this section shall be discretionary and not mandatory." For parents that wish to allow their children on the sidewalk that are not of age there is a specific section in the code that deals with that. What the City is trying to discourage individuals riding down Main Street, on a bicycle at a top speed and potentially take people out on the sidewalks. Law Enforcement has the authority to make a decision whether to cite someone or not.

President Uhl asked, just to be clear, we can ride our bikes on the streets, but not on the sidewalks.

Assistant Law Director Stephanie Hall answered yes. You cannot ride anything with wheels in the Central Business District.

Mr. McDaniel stated that this is a standard ordinance in almost any city anywhere in the United States for the protection of pedestrians on the sidewalks from wheeled vehicles of any type.

Mr. Groff mentioned that wheeled bicycles and such on the street are still to comply with the same traffic laws as motor vehicles. He sees violations on a regular basis weaving back and forth from side to side going down Wheeling hill, bicycles going down the wrong side of the street, running stop signs and red lights. He would like to reiterate that the traffic laws must also be followed by these individuals.

President Uhl asked if there was anyone else that would like to speak on this issue or any other new business.

Mr. Woodgeard stated that this ordinance is aimed at the Central Business District, because we have a higher amount of walkers on the sidewalks that could be endangered.

President Uhl asked if there was anyone else that would like to speak on this issue or any other new business.

Mayor Scheffler explained that the City does and has received a number of complaints from pedestrians in the Central Business District, while stepping out of the store, and someone is riding at a high rate of speed and almost wipes them out. He has also seen violations of a bicycle rider coming down Main Street on the sidewalk, ignored the crosswalk and ran right into the side of a vehicle. Mayor Scheffler stated that this is a very necessary ordinance to protect pedestrians in the Central Business District.

President Uhl asked if there was anyone else that would like to speak on this issue or any other new business.

President Uhl mentioned that we need to appoint Mr. Hall to some committees. It is his recommendation that he be appointed to the committees that Mr. Baus was on, chair of the Safety Committee, and a member of Law and Water/Water Pollution and asked if there will be such a motion this evening.
President Uhl stated that Mr. Stoughton makes the motion and Mr. Woodgeard second. President Uhl asked for discussion, with none, motion carried.

Mr. Stoughton called for a point of order and stated that a roll call vote was required on the appointment.

President Uhl asked the Clerk to call the roll on the Motion to Appoint Mr. Hall to those committees. Motion carried 8-0, with Mr. Hall abstaining from the vote.

President Uhl explained that he had the opportunity to stand in for Mayor Scheffler, who was unexpectedly pulled away, to present a proclamation at the Peace Officer Memorial this last week. It was a very moving ceremony, the Chief as well as the Sheriff put on a fantastic job of putting this on during National Police Officer Week.

President Uhl congratulated the Lancaster Police Department on their being named the Strategic Partner by Ohio University Lancaster, which was announced this past week. Congratulations for all that you do in the community.

President Uhl congratulated Mayor Scheffler for being awarded the 2019 Good Scouting Award, by the Boy Scouts of America, this past week.

President Uhl congratulated the Shirley Wasum and the Davis Auditorium that was completely rehabsbed. President Uhl stated that he had the opportunity to be there yesterday as they did their dedication and grand opening. Others in attendance where Mayor Scheffler and Mr. Woodgeard. President Uhl remembers Ms. Wasum coming to Rotary six or seven years ago stating what they were trying to do, and the thought that went through his head was “no way” and they pulled together an unbelievable amount of volunteers, donors and dollars. Congratulations to them and he encourages everyone to go to any events there, should the opportunity arise.

President Uhl asked if there was any other new business.

Mayor Scheffler announced that congratulation is in order for Meals on Wheels, who had their ribbon cutting and dedication of the old Cedar Heights School on Friday night. This is a wonderful facility and a great asset to senior citizens and the residents of the west side.

Mr. Woodgeard would also like to congratulate Lancaster Rotary for the presentation of scholarships which awarded $100,000.00 to students throughout this community. Approximately three million dollars in scholarships have been awarded over the past years.

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 10th at 6:30 p.m.
2. June 24th at 6:30 p.m.
   a. Public Hearing Temporary Resolution 73-19

Upcoming Committee Meetings for the next 30 days:
1. Code Enforcement – June 3rd at 7:30 a.m. – CH (2nd Floor CR)
2. Finance – June 10th at 6:00 p.m. – Council Chambers
3. Law – June 12th at 9:00 a.m. – FCMC Community Room
4. Public Works – June 14th at 7:30 a.m. – LPT (Conference Room)
5. Water/WPC – June 19th at 7:00 a.m. – WPC (Conference Room)

Upcoming Special Meetings:
1. None.

READING OF BILLS

PNC $182.45

MNCO - $170.45 (Publication of Ordinances)
Spotlight Trophies and Awards $12.00 (name plates)

Mr. Schoonover made a motion to pay the bills, seconded by Mr. Groff. The motion carried.

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 7:09 p.m.

Teresa Lee Sandy, Clerk of Council