

LANCASTER CITY COUNCIL**LANCASTER, OHIO****REGULAR MEETING**

June 22, 2020

PRAYER**CALL TO ORDER**

President Uhl called the meeting to order at approximately 7:00 p.m., in Olivedale Senior Citizen Center.

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 June 8, 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 June 11, 2020, regarding Public Works Committee Agenda. Submitted by Mr. Schoonover.
2. Email, dated June 15, 2020, regarding Cancellation of Economic Development Meeting. Submitted by Mr. McDaniel.
3. Email, dated June 22, 2020, regarding Monday Night's Meeting. Submitted by President Uhl.
4. Email, dated June 22, 2020, regarding Finance Committee Meeting Agenda. Submitted by Mrs. Downour.

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

COMMUNICATIONS

1. Notice of Appeal against the City of Lancaster Board of Zoning Appeals. Received June 11, 2020. Submitted by Attorney Bruce Broyles.

Mr. Schoonover made a motion to receive and file the Communications, seconded by Mrs. Bobbitt. The 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 minutes for June 8, 2020, submitted by Mrs. Downour.
2. Water/Water Pollution Control minutes for June 10, 2020, submitted by Mr. James.

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

President Uhl opened the public hearing and gave the instructions and asked the Clerk to read the preamble.

Resolution Temporary 74-20

A RESOLUTION ADOPTING THE 2021 TAX BUDGET OF THE CITY OF LANCASTER FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND SUBMITTING SAME TO THE FAIRFIELD COUNTY AUDITOR

Finance (Downour)

President Uhl opened the floor for opening comments.

Mrs. Downour indicated this is an annual piece that we are required to do and requires a public hearing.

President Uhl asked if there was any comments, with none, he returned the floor to Mrs. Downour for closing comments.

Mrs. Downour indicated she had no closing comments and the legislation will be addressed during the regular reading of the resolution.

President Uhl closed the public hearing for Temporary Resolution 74-20.

READING OF RESOLUTIONS

Resolution Temporary 71-20- Second Reading – June 22, 2020

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND TO AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE GENERAL FUND (101)

Mrs. Downour indicated this is the second of three readings.

Resolution Temporary 73-20- Second Reading – June 22, 2020

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO SUBMIT TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT LANCASTER'S FISCAL YEAR (FY) 2020 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN AND STATEMENT OF OBJECTIVES AND AMENDMENTS

Mr. McDaniel indicated this is the second of three readings

Resolution Temporary 74-20- Second Reading – Permanent Resolution 76-20

Public Hearing held Monday, June 22, 2020 at 6:30 p.m. (Olivedale)

A RESOLUTION ADOPTING THE 2021 TAX BUDGET OF THE CITY OF LANCASTER FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND SUBMITTING SAME TO THE FAIRFIELD COUNTY AUDITOR

Mrs. Downour made a motion to suspend the rules and waive the third reading of Temporary Resolution 74-20, seconded by Mr. Stoughton.

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 74-20, seconded by Mr. Stoughton.

Mrs. Downour requested Auditor Nettles reiterate what it is we are doing, so everyone is clear that this has to be done.

Auditor Nettles responded that we are governed by the ORC which establishes the County Tax Budget with Fairfield County. This is due annual to the County Budget Commission by July

1st. A tax hearing is then held at which time the City will find out what their portion of the real estate taxes for 2021.

Mr. Stoughton indicated that the required public hearing by Lancaster City Council was held and that there no pro or con for the legislation by any residents, for the record.

Mr. Hall asked if there was any way to expedite the preparation of this document, and asked if we could estimate the 2nd half revenues to make this less burdensome to the City Auditor.

Auditor Nettles responded that a lot of the departments use this as a test run for the Mayor's budget. She relies on the departments to give her their best guess, with a lot of that manual labor. Auditor Nettles his hopeful with her new system that she will be able to gather information that is already input.

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 75-20- Second Reading – June 22, 2020

A RESOLUTION AUTHORIZING THE ADOPTION OF A REVISED INVESTMENT POLICY OF PUBLIC FUNDS FOR THE CITY OF LANCASTER, OHIO

Mrs. Downour indicated this is the second of three readings.

Resolution Temporary 77-20- First Reading – Permanent Resolution 77-20

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CONTRACT FOR THE MEMORIAL DRIVE CULVERT REPAIR PROJECT

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 77-20 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 77-20, seconded by Mr. Hall.

Mr. James indicated this is a project that has been on the books and has been needed for some time. Mr. James yielded the floor to Stormwater Manager Denise Crews.

Ms. Crews indicated that this project went out to bid last year with no bidders and was too late in the construction season last year to rebid at that time. It was bid again at the first of the year and received two bids, with the low bidder being under the engineer's estimate. This will allow them to enter into a contract and have this culvert replaced before winter. The legislation asks for \$170,000.00, with cover contingencies in case of any issues. The bid was actually for \$141,000.00.

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 78-20- First Reading – Permanent Resolution 78-20

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN ENGINEERING CONTRACT AMENDMENT FOR ADDITIONAL CONSTRUCTION SERVICES

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 78-20 seconded by Mrs. Tener.

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 yielded the floor to Ms. Crews for additional input.

Ms. Crews indicated each year they enter into a general service agreement for engineering and inspection work, with the amount of work depending on the number of projects. This year, with the number of construction projects, and projects coming up that they did not anticipate and environmental reviews that they needed done for the Wellhead Protection, she has run out of money. She hopes this additional appropriation will take her through the end of the year.

Mr. James made a motion to pass, engross, and enter upon the written record Temporary Resolution 78-20, seconded by Mrs. Tener.

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 79-20- First Reading – Permanent Resolution 79-20

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO WAIVE COMPETITIVE BIDDING AND DECLARE AN EMERGENCY FOR THE ZANE ALLEY SANITARY SEWER REPAIR PROJECT, AND TO APPROVE ALL THEN AND NOW CERTIFICATES THAT MAY COME FROM THIS PROJECT

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 79-20 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 79-20, seconded by Mr. Hall.

Mr. James indicated this was discussed at the end of their committee meeting on June 10th, and they are trying to make these repairs.

Ms. Crews indicated that a sink hole was found while investigating and a collapse sewers sections. The sewer in Zane Alley is over 100 years old and this repair could not wait. This work is being done as an emergency by Trueco Construction. Luckily they were working in town and was able to take care of it. This should be completed this week.

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 80-20- First Reading – Permanent Resolution 80-20

A RESOLUTION TO ENTER INTO PRELIMINARY LEGISLATION FOR AN LPA-ODOT-LET PROJECT AGREEMENT FOR THE CONSTRUCTION OF SIDEWALK ON THE EAST SIDE OF SHERIDAN DRIVE FROM FREDERICK STREET TO MEDILL ELEMENTARY SCHOOL

Mr. Schoonover made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 80-20 seconded by Mr. James.

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 77-20, seconded by Mr. James.

Mr. Schoonover indicated this is the first of two pieces for the Safe Routes to School Project. This piece is for the design phase to get the sidewalks started, and is similar what you see from Medill to Tiki. This will be the addition of a sidewalk for people to use walking down Sheridan Drive toward Sixth and require no local funds. Suspending will allow them to get started on 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 81-20- First Reading – Permanent Resolution 81-20

A RESOLUTION TO CREATE A NEW FUND FOR LOCAL CORONAVIRUS RELIEF FUND (2050) AND TO SET UP REVENUE AND EXPENSE ACCOUNTS

Mrs. Downour made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 81-20 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.

Mr. Downour made a motion to pass, engross, and enter upon the written record Temporary Resolution 81-20, seconded by Mrs. Bobbitt.

Mr. Downour indicated this is a requirement from House Bill 41, so that the City of Lancaster can receive and expense out funds received from the Cares Act, and is a necessity and that is the reason for the request to suspend.

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 82-20- First Reading – June 22, 2020

A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A COOPERATIVE SERVICES AGREEMENT WITH THE LANCASTER PORT AUTHORITY

Mr. McDaniel indicated this is the first of two readings

Resolution Temporary 83-20- First Reading – Permanent Resolution 82-20

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE WASTE WATER FUND (6004) AND TO AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 83-20 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 83-20, seconded by Mr. Hall.

Mr. James indicated this resulted from an unpaid balance of money owed to the waste treatment facility by a contractor using the facility and not paying, and dates back to 2010. Approximately \$53,000.00 was received with 25% owed to the law firm that helped make this collection.

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 84-20- First Reading – June 22, 2020

A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING THE PASSAGE OF 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 A FORTY-FIVE HUNDREDTHS OF ONE PERCENT (0.45%) TAX, EFFECTIVE JANUARY 1, 2021, AND CONTINUING THEREAFTER 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

Mrs. Downour indicated 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 on to the next order of business.

READING OF ORDINANCES

Ordinance Temporary 13-20 – First Reading – Permanent Ordinance 14-20

AN ORDINANCE AUTHORIZING THE MAYOR TO DEED PARCEL NO. 0535883700 CONSISTING OF 18.18 +/- ACRES OF THE FORMER ANCHOR HOCKING PLANT 2 SITE LOCATED AT 911 LAWRENCE STREET, LANCASTER, FAIRFIELD COUNTY, OHIO TO THE LANCASTER PORT AUTHORITY, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE TRANSFER, AND TO DECLARE AN EMERGENCY

Mr. McDaniel made a motion to suspend the rules and waive the second and third readings of Temporary Ordinance 13-20, seconded by Mr. Stoughton.

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. McDaniel made a motion to pass, engross, and enter upon the written record Temporary Ordinance 13-20, seconded by Mr. Stoughton.

Mr. McDaniel indicated this is for the property located at 911 North Lawrence Street, which is part of the Anchor Hocking Plant 2 site. The property currently houses a transload facility, and will allow the opportunity for economic development at this site in that area. He indicated that it seems reasonable to go through with this legislation and move this property to the Port Authority who has more flexibility with marketing to get the property sold to the benefit of the people of Lancaster.

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 8-0, with Mrs. Tener abstaining from the vote.

Ordinance Temporary 14-20 – First Reading – June 22, 2020

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. Downour indicated this is first of two readings.

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

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)

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

Public Works (Schoonover/Downour) (3 Readings)

UNFINISHED BUSINESS

Mr. Stoughton indicated that he noticed on resolution 81-20 new account structure, and asked if that meant they were using the new system.

Auditor Nettles responded that the new system is currently live and has been for the past two weeks.

Mr. Stoughton asked what the cutoff date to turn off the old system was.

Auditor Nettles indicated that that was done two weeks ago.

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

Mr. Schoonover made a motion to allow the clerk to move forward with the destruction of 2013-2014 documents pre-approved by the City Record's retention Commission for the July 7, 2020 meeting and on file with the clerk, seconded by Mrs. Bobbitt. Motion carried.

President Uhl announced that the next meeting will take place in Council Chambers on July 13th.

President Uhl extended a thank you for all those involved for the preparation and set up of tonight's meeting.

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. July 13th at 6:30 p.m.
2. August 10th at 6:30 p.m.

Upcoming Special Meetings:

1. None

Upcoming Committee Meetings for the next 30 days:

1. Finance – July 13th at 6:00 p.m. – Council Chambers
2. Law – July 15th at 9:30 a.m. City Hall 1897 CR
3. IT/Telecom – July 17th at 7:30 a.m. – City Hall 1897 CR

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 Mrs. Bobbitt. Motion carried. Meeting adjourned at approximately 7:34 p.m.



Teresa Lee Sandy, Clerk of Council