

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

August 10, 2020

**PRAYER****CALL TO ORDER**

President Uhl called the meeting to order at approximately 6:40 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. 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 July 13, 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 July 20, 2020, regarding Cancellation of August Code Enforcement meeting. Submitted by Mr. Mattlin.
2. Email, dated August 10, 2020, regarding Finance Committee Agenda. Submitted by Mrs. Downour.
3. Email, dated August 10, 2020, regarding vote. Submitted by Mrs. Bobbitt.

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. Public Works Committee meeting, dated June 12, 2020, Submitted by Mr. Schoonover.

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 85-20- Second Reading – August 10, 2020**

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS FOR THE LAWRENCE STREET WATER POLLUTION CONTROL FACILITY (LSWPCF) UPGRADE PROJECT

Mr. James indicated this is second of three readings.

#### **Resolution Temporary 88-20- First Reading – August 10, 2020**

A RESOLUTION AGREEING TO SPONSOR THE FETTERS RUN-OU-L STREAM RESTORATION PROJECT BY PARTICIPATING IN THE WATER RESOURCE RESTORATION SPONSOR PROGRAM IN CONJUNCTION WITH THE LAWRENCE STREET WPCF UPGRADE WATER POLLUTION CONTROL LOAN PROGRAM

Mr. James indicated this will allow the City to take the interest being paid on the loan the City will receive for the upgrade of the Lawrence Street facility, and restore a significant portion of area near the college as well as the festival. He also stated that none of the bridges currently in place will be not be impacted by this upgrade. This will also help mitigate some of the potential erosion in that area. This is the first of two readings.

#### **Resolution Temporary 89-20- First Reading – Permanent Resolution 90-20**

A RESOLUTION AUTHORIZING THE COMMUNITY DEVELOPMENT DEPARTMENT TO APPLY WITH COMMUNITY PARTNERS IN FAIRFIELD COUNTY FOR FUNDING FROM THE

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD'S) FY20  
LEAD HAZARD REDUCTION GRANT PROGRAM AND HEALTHY HOME  
SUPPLEMENTAL FUNDING

Mr. McDaniel indicated this will allow the City to apply for a grant with the Federal government for Lead Hazard Reduction and Healthy Home Supplemental funding up to 1 million dollars. This will be working with our partners in Fairfield County, and hopefully the City of Pickerington. The filing deadline is August 24<sup>th</sup>, and therefore he will be asking for suspension on this resolution.

Mr. McDaniel made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 89-20, seconded by Mr. Stoughton.

Mr. McDaniel indicated this was discussed in detail during the Finance Committee Meeting. This is simply for the opportunity to submit the grant, should the grant be received, the acceptance of that can be addressed at that time.

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. McDaniel made a motion to pass, engross, and enter upon the written record Temporary Resolution 89-20, seconded by Mr. Stoughton.

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 90-20- First Reading – Permanent Resolution 91-20**

A RESOLUTION TO INCREASE RECEIPTS AND APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE POLICE LAW ENFORCEMENT JAG GRANT FUND (2027)

Mrs. Bobbitt requested Chief Pillar to come forward to explain the next two resolutions.

Chief Pillar indicated that these are standard yearly grants that they apply for every year. The second resolution is for \$38,000.00, which is additional money related to COVID and will allow for purchase of additional items not originally in their budget.

Mrs. Bobbitt made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 90-20, 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.

Mrs. Bobbitt made a motion to pass, engross, and enter upon the written record Temporary Resolution 90-20, 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 91-20- First Reading – Permanent Resolution 92-20**

A RESOLUTION TO INCREASE RECEIPTS AND APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE .45 POLICE AND FIRE LEVY FUND (2047)

Mrs. Bobbitt made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 90-20, seconded by Mr. Mattlin.

Mrs. Bobbitt indicated this will allow the City to use the grant dollars.

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.

Mrs. Bobbitt made a motion to pass, engross, and enter upon the written record Temporary Resolution 90-20, seconded by Mr. Mattlin.

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 on to the next order of business.

**READING OF ORDINANCES**

**Ordinance Temporary 15-20 – First Reading – Permanent Ordinance 15-20**

AN ORDINANCE GRANTING INDEMNIFICATION TO THE LANCASTER PORT AUTHORITY BY THE CITY OF LANCASTER IN REGARD TO REAL PROPERTY TRANSFERS FROM THE CITY TO THE PORT AUTHORITY, AND TO DECLARE AN EMERGENCY

Mr. Hall indicated will protect the Lancaster Port Authority for property transferred from the City of Lancaster to the LPA on the sale of this property and all future property sales.

Mr. Hall made a motion to suspend the rules and waive the second and third readings of Temporary Ordinance 15-20, 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. Hall made a motion to pass, engross, and enter upon the written record Temporary Ordinance 15-20, seconded by Mrs. Tener.

President Uhl asked if there was any discussion on the motion to pass.

Mr. Stoughton indicated that the LPA has been buying property for the City of Lancaster for some time, and asked what triggered this legislation.

Mayor Scheffler indicated that this is the former Anchor Hocking Plant 2 site and there is an offer to purchase for economic development purposes.

Mr. Stoughton asked if this is specific.

Assistant Law Director Stephanie Hall indicated that this is not specific. This legislation will cover all property that the LPA will sell for the City of Lancaster. The site in this legislation has the conditions on development. The LPA and City's interests are in align until there is no reason that the City should bear the costs of doing that. The LPA is doing the City a favor by taking on the marketing and selling of property.

Mr. Stoughton agrees and likes the fact that something triggered this, but will protect us in the future.

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.

**Ordinance Temporary 16-20 – First Reading – Permanent 16-20**

AN ORDINANCE AUTHORIZING THE LAW DIRECTOR & CITY PROSECUTOR TO PROSECUTE THE PROCEEDINGS NECESSARY TO ANNEX CONTIGUOUS TERRITORY INTO THE CITY OF LANCASTER PURSUANT TO OHIO REVISED CODE §709.16, AND TO DECLARE AN EMERGENCY

Mr. Hall indicated that this has been a long time coming and has to do with the Merrill Bowers property and is a good opportunity and use for this property.

Mr. Hall made a motion to suspend the rules and waive the second and third readings of Temporary Ordinance 16-20, 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. Hall made a motion to pass, engross, and enter upon the written record Temporary Ordinance 16-20, 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.

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)**

**Ordinance Temporary 14-20 – Second Reading – July 13, 2020 - TABLED**

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

**Finance (Downour/Stoughton/Bobbitt) (2 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**

Mayor Scheffler asked Council to affirm Simon Hall to serve on the Tree Commission. Mr. Hall's bio was sent out to Council for review prior to the meeting.

Mrs. Tener asked how board members are picked to fill appointments, is it put out on the website anywhere for those that are interested in a board position.

Mayor Scheffler indicated that for this particular opening Park Superintendent Tharp has been looking for a number of months for this replacement. This person was nominated by the Tree Commission, who Superintendent Tharp relies upon for these types of nominations. The person filling this position is uniquely qualified and is a resident of the City of Lancaster. Again, he relied on the Tree Commission to come up with candidates. Should anyone have any recommendations for any future board openings, they can forward those recommendations to him.

President Uhl asked if there was any further comment on this issue.

Mr. Hall agreed with Mrs. Tener and the City should not wait until there is an opening before getting interested individuals' information submitted for review.

President Uhl asked if there was any further comment on this issue.

Mr. Stoughton made a motion to affirm Mayor Scheffler's recommendation to appoint Simon Hall as a board member on the Tree Commission, seconded by Mr. McDaniel.

President Uhl asked if there was any further comment on this issue.

Mr. Stoughton indicated besides being qualified, you must find the right fit, and some of the positions you must live in the City of Lancaster. If people want to get involved, it is a good way to get involved civically.

Mrs. Tener indicated that she agreed that it should be a citizen.

President Uhl asked if there was any further comments, with none, he requested the Clerk to call the roll. The motion carried 8-1, with Mrs. Tener voting no.

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. August 24<sup>th</sup> at 6:30 p.m.
2. September 14<sup>th</sup> at 6:30 p.m.

##### **Upcoming Special Meetings:**

1. None

##### **Upcoming Committee Meetings for the next 30 days:**

1. Water/WPC – August 12<sup>th</sup> at 8:00 a.m. – City Hall 1897 CR
2. Law – August 12<sup>th</sup> at 9:30 a.m. - FCMC Community Room
3. Public Works – August 14<sup>th</sup> at 7:30 a.m. – City Hall 1897 CR
4. Finance – August 24<sup>th</sup> at 6:00 p.m. – Council Chambers
5. Water/WPC – September 9<sup>th</sup> at 8:00 a.m. - WPC CR

#### **READING OF BILLS**

PNC – MNCO - \$218.50 (Publication of Legislation)

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

#### **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 7:07 p.m.



Teresa Lee Sandy, Clerk of Council