LANCASTER CITY COUNCIL
LANCASTER, OHIO
REGULAR MEETING
August 12, 2019

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. 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 members are in attendance tonight.

READING AND DISPOSING OF THE JOURNAL


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

2. Email, dated July 17, 2019, regarding Special Finance Committee Meeting. Submitted by Mr. Stoughton.
3. Email, dated July 23, 2019, regarding Cancellation of Economic Development Committee Meeting. Submitted by Mr. McDaniel.
5. Series of emails, dated August 6, 2019, regarding Public Works Meeting Agenda and venue change. Submitted by Mr. Schoonover.
6. Email, dated August 6, 2019, regarding Planning Commission Appointments. Submitted by Mayor David Scheffler.
7. Email, dated August 8, 2019, regarding Agenda. Submitted by Deputy Chief Shupp.
8. Email, dated August 8, 2019, regarding Agenda. Submitted by Service-Safety Director Paul Martin.
9. Email, dated August 12, 2019, regarding Agenda. Submitted by Chief Adam Pillar.

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

COMMUNICATIONS

2. Email, dated August 8, 2019, regarding Agenda. Submitted by Julie Coakley.

Mr. Schoonover made a motion to receive and file the Communications, seconded by Mr. Groff. 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

1. Tod Noland, 321 N. Allen Street, Lancaster. Mr. Noland addressed Council this evening in regards to belt tightening and living within their means.
2. Kim Householder, 1907 Salt Lick Drive, Lancaster. Mrs. Householder addressed Council this evening in regards to the feral cat issue in her neighborhood and to following up to see what Council has discussed on this issue.
3. Shirley Karl, 1907 Salt Lick Drive, Lancaster. Ms. Karl addressed Council this evening in regards to the feral cat issue in her neighborhood.

STANDING COMMITTEE REPORTS

1. Finance Committee Meeting minutes for August 12, 2019, submitted by Mr. Stoughton.
2. Finance Committee Special Meeting minutes from July 22, 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 82-19 – Third Reading – Permanent Resolution 92-19
A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS FOR THE FIFTH/SIXTH/FOREST ROSE SEWER SEPARATION PROJECT

Mr. Woodgeard requested Stormwater Manager Denise Crews come forward at this time to explain this resolution.

Stormwater Manager Denise Crews explained that this is a storm sewer project on Forest Rose from Fifth Avenue to Sixth Avenue; on Sixth Avenue from Forest Rose to High Street; and from Fifth Avenue from Forest Rose to High Street. This is one of the City’s mandated combined sewer overflow projects and long term control plan. This allows the City to apply for a zero percent loan from the Ohio Environmental Protection Agency. Part of the schedule of this loan, the City must bid the project prior to receiving the loan. There will be an additional resolution coming before Council to authorize entering into a contract at a later date.

Mr. Woodgeard made a motion to pass, engross, and enter upon the written record Temporary Resolution 82-19, seconded by Mr. Hall.

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 90-19 – Second Reading – August 12, 2019
A RESOLUTION AUTHORIZING AMENDMENT TO THE NEORIDE REGIONAL COUNCIL OF GOVERNMENTS

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

Resolution Temporary 93-19 – First Reading – Permanent Resolution 93-19
A RESOLUTION TO AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR AND APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE GENERAL FUND (101)

Mr. Stoughton made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 93-19, seconded by Mrs. Downour.

Mr. Stoughton explained that he is asking for suspension this evening, because the City is required by law to bury indigent individuals who die within the City. The funds budgeted for 2019 in this account was $7,500.00, and have expended approximately $6,800.00 to date, the additional $5,000.00 will be appropriated and if not expended be returned to the General Fund.

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.

Mr. Stoughton made a motion to pass, engross, and enter upon the written record Temporary Resolution 93-19, seconded by Mrs. Downour.

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 94-19 – First Reading – August 12, 2019
A RESOLUTION TO AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR AND APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE CEMETERY FUND (270)

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

Resolution Temporary 95-19 – First Reading – August 12, 2019
A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE ETY ROAD SAFETY IMPROVEMENTS PROJECT (PID 108470)

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

Resolution Temporary 96-19 – First Reading – August 12, 2019
A RESOLUTION OF CONSENT FOR BRIDGE INSPECTION PROGRAM SERVICES AND TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A BRIDGE INSPECTION PROGRAM SERVICES AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR PID NO. 109334

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

Resolution Temporary 97-19 – First Reading – August 12, 2019
A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE SCO 1029 RECONSTRUCTION PROJECT

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

Resolution Temporary 98-19 – First Reading – Permanent Resolution 94-19
A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR IN LDOT FUND (208), LDOT IMPROVEMENT FUND (314), TO INCREASE RECEIPTS IN THE LDOT IMPROVEMENT (314), AND TRANSFER FUNDS TO THE ETY ROAD IMPROVEMENT FUND (314), AND AUTHORIZE THE ISSUANCE OF A THEN AND NOW CERTIFICATE

Mr. Schoonover asked City Engineer Mitch Noland to explain this resolution.

City Engineer Mitch Noland explained that this resolution is in regards to the Ety Road Safety Improvement Project. These are funds are to be transferred over, so that the City can start some of the funding through ODOT for acquisition phase of this project.

Mr. Schoonover made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 98-19, seconded by Mrs. Tener.

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.
Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Resolution 98-19, seconded by Mrs. Tener.

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 99-19 – First Reading – August 12, 2019
A RESOLUTION TO AMEND THE OFFICIAL THOROUGHFARE PLAN FOR THE CITY OF LANCASTER, OHIO ADOPTED IN JANUARY 2004

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

Resolution Temporary 100-19 – First Reading – Permanent Resolution 95-19
A RESOLUTION TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A REAL ESTATE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE ETY ROAD SAFETY IMPROVEMENT PROJECT (PID 108470)

Mr. Schoonover asked City Engineer Mitch Noland to explain this resolution.

City Engineer Mitch Noland explained that this resolution will allow the Service-Safety Director to enter into an agreement with ODOT for real estate agreement and land acquisition.

Mr. Schoonover made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 100-19, seconded by Mrs. Tener.

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.

Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Resolution 100-19, seconded by Mrs. Tener.

Mr. Schoonover explained with the Ety Road Project, several pieces of legislation have come forward and stated that this is for the project to widen Ety Road from Memorial Drive to Columbus Street.

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 101-19 – First Reading – August 12, 2019
A RESOLUTION TO AMEND PERMANENT RESOLUTION NUMBER 48-19 AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE MONDHANK DRIVE CULVERT REPLACEMENT PROJECT

Mr. Woodgeard stated that this is 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

Ordinance Temporary 13-19 – First Reading – August 12, 2019
AN ORDINANCE TO REPEAL AND REPLACE LANCASTER CODIFIED ORDINANCE PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE ONE – STREETS AND SIDEWALKS, OF THE CODIFIED ORDINANCES OF THE CITY OF LANCASTER, AND TO DECLARE AN EMERGENCY

Mr. Groff explained that this ordinance has to do with the right-of-way. The City joined others, based on new technology, with an outside law firm in conjunction with other cities. This legislation will be discussed in the Law Committee on Wednesday, August 14, 2019 at 9:00 a.m. in the Fairfield County Municipal Court, 2nd Floor Community Room. He asked that anyone having questions to get them to him prior to the meeting or all are welcome to attend the meeting. Additional discussion with be at the next Council meeting. This is the first of three readings.

TABLED LEGISLATION

Ordinance Temporary 11-19* – Third Reading – August 12, 2019 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 INCREASE THE CITY INCOME TAX RATE BY FORTY-FIVE HUNDREDTHS OF ONE PERCENT (0.45%) FROM THE CURRENT RATE OF ONE AND SEVENTY-FIVE HUNDREDTHS PERCENT (1.75%) TO A RATE OF TWO AND TWENTY HUNDREDTHS PERCENT (2.20%), BEGINNING JANUARY 1, 2020, AND TO SPECIFY THE ALLOCATION OF FUNDS FROM SUCH TAX, AND TO DECLARE AN EMERGENCY

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

UNFINISHED BUSINESS

Mr. Woodgeard is glad to see Lanreco Park finally coming together. There is still one additional basketball hoop to be installed, but hopefully that will be done soon.

President Uhl asked if there was any further unfinished business.

Mr. Stoughton asked Assistant Law Director Stephanie Hall if she had seen that the Supreme Court is picking up the centralized collection of income tax, picking up the part especially to Home Rule. All municipalities are supposed to come together and send their concerns as to our position to them

Assistant Law Director Stephanie Hall stated that her office will look into this.

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

Mrs. Tener questioned the issues with telecasting the meetings. She states she has had numerous individuals that cannot hear or hardly hear the speakers, or when they listen the screen is black. Ms. Tener states that she always watches YouTube, to see if she can pick up something she missed during the meeting.
Mayor Scheffler stated the issue with the audio, speakers need to speak up close to the microphone and talk into it instead of leaning back and being three or four feet from your face. It is the Mayor’s belief that the picture issue has been resolved after ten months. The technology is finally complete and Innerphase Video now has the capability of using Spectrum system that is installed upstairs. Issues with Spectrum have been significant and as of a week and a half the issues have been resolved. Viewers should be able to tune into 1021 and view in much greater detail. Mayor Scheffler encourages everyone to speak up closer to the microphone when talking.

President Uhl clarified the issues with the meetings being off the air for a period of time and being a black screen had nothing to do with Innerphase Video, but rather a Spectrum issue.

Mayor Scheffler stated that that is correct, Spectrum had some malfunction of equipment and has taken Spectrum some time to find a replacement.

President Uhl stated that the City could speak with Innerphase and see if there is something we can do to boost audio. It is President Uhl’s belief the issue lies during live broadcasts, because when viewing at a later date there are no issues.

President Uhl asked if there was any further new business.

Mrs. Bobbitt would like the public to know that Innerphase Video came to the City’s rescue, and inherited the awful mess the City had. Their name has been mentioned several times and she just wanted to make sure we thank Innerphase as well.

Mr. Hall asked, if there is any way to check levels on microphones to make sure that they are all providing the same level of output? Some of the microphones have level controls and asked if Council uses that to control the volume on each of the mics, or is it controlled by the videotaping?

President Uhl stated the video team controls this and asks that no one touch the microphone. If you can lean in and speak loudly into the microphone would help people that are here as well as the viewing public. All any member needs to do is make sure that their microphone is on.

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 26th at 6:30 p.m.
2. September 9th at 6:30 p.m.

Upcoming Special Meetings:
1. None

Upcoming Committee Meetings for the next 30 days:
1. Safety – August 14th at 7:30 a.m. – CH (2nd Floor CR)
2. Law – August 14th at 9:00 a.m. – FCMC Community Room
3. Water/WPC – August 21st at 7:00 a.m. – WPC (Conference Room)
4. Finance – August 26th at 6:00 p.m. – Council Chambers
5. Finance – September 9th at 6:00 p.m. – Council Chambers
READING OF BILLS

PNC – MNCO - $320.90 (Publication of Legislation)

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

EXECUTIVE SESSION

Mr. Stoughton made a motion to convene to Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official pursuant to Ohio Revised Code Section 121.22(G)(1).

The Executive Session should include the following individuals: Council President, Council Members, Assistant Law Director, Mayor, Auditor, Service-Safety Director, Treasurer and Fire Chief Ward. The motion was seconded by Mrs. Downour. Motion carried 9-0.

Mr. Stoughton made a motion to return to the Regular Order of Business, seconded by Mrs. Downour. Motion carried 9-0.

President Uhl asked if there was anything further to come before Council this evening, with nothing, we moved onto the next order of business.

ADJOURNMENT

Mr. Schoonover made a motion to adjourn, seconded by Mr. Hall. Motion carried. Meeting adjourned at approximately 7:31 p.m.

Teresa Lee Sandy, Clerk of Council