

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

October 26, 2020

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. Hall, Mr. James, Mr. McDaniel, Mr. Schoonover, Mr. Stoughton, and Mrs. Tener.

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

Mr. Stoughton made a motion to excuse Mr. Mattlin from tonight's meeting, seconded by Mrs. Downour. The motion carried.

READING AND DISPOSING OF THE JOURNAL

The Clerk presented the Regular Meeting Minutes dated October 12, 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 October 13, 2020, regarding Verbal Resolution. Submitted by Mr. Stoughton.
2. Email, dated October 25, 2020, regarding Minutes and Agenda for Finance. 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. Letter, dated October 20, 2020, regarding Public Hearing for Enterprise Zoning for Blue Label Packaging Company. Submitted by Rick Szabrak, Enterprise Zone Manager, Fairfield County Board, 210 East Main Street, Lancaster.
2. Postcard, regarding Council's verbal resolution and first step. Submitted by Leah Hackleman-Good.
3. Note card, regarding Proud of Lancaster for Verbal Resolution. Submitted by an anonymous.
4. Letter, dated October 14, 2020, regarding Thank you for Verbal Resolution. Submitted by Rebecca A. McCandlish., 500 N. Cherry St., Lancaster.

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 meeting, dated October 12, 2020, submitted by Mrs. Downour.
2. Code Enforcement & Zoning meeting, dated October 5, 2020, submitted by Mr. Mattlin.

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 104-20 - Third Reading – Permanent Resolution 113-20

A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION FOR ROUND 35 GRANT FUNDING TO THE OHIO PUBLIC WORKS COMMISSION

Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Resolution 104-20, seconded by Mr. James.

Mr. Schoonover indicated this will allow the administration to submit a grant for funding to resurface of West Sixth Avenue from Memorial Drive to Pierce Avenue.

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.

Resolution Temporary 107-20 - Third Reading – Permanent Resolution 114-20

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE IN THE LDOT FUND (2008) AND TO AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR

Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Resolution 104-20, seconded by Mrs. Downour.

Mr. Schoonover indicated this will allow LDOT to purchase property at the corner of Maple/Lawrence Street to tear down a house, that has been condemned for a long period. This will then allow them to improve the right-of-way and turn access onto that intersection.

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.

Resolution Temporary 110-20 - Second Reading – Permanent Resolution 115-20

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

Mr. James indicated this will allow for the shore up of uniform accounts, in the amount of approximately \$1,000.00. This department has gone through a lot of uniforms this year.

Mr. James made a motion to suspend the rules and waive the third reading of Temporary Resolution 110-20, 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 8-0.

Mr. James made a motion to pass, engross, and enter upon the written record Temporary Resolution 110-20, seconded by Mrs. Tener.

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 8-0.

Resolution Temporary 113-20 - First Reading – October 26, 2020

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CONTRACT FOR CONSTRUCTION OF THE LAWRENCE STREET WATER POLLUTION CONTROL FACILITY (LSWPCF) IMPROVEMENTS PROJECT

Mr. James indicated they will now have a good contractor in place for approximately 18.7 million dollars for the renovations of Lawrence Street Facility. The City will apply for a 20 million dollar loan for cover some unanticipated expenses. This is the first of two readings.

Resolution Temporary 114-20 - First Reading – Permanent Resolution 116-20

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

Mr. James indicated this has to do with preparation to the changes that will be made to the Lawrence Street Facility. There are three large settling tanks, two of which are currently being cleaned. Until the tanks are cleaned, you really can't determine the amount in them. All of the solids must be removed and land applied. This piece adds an additional \$250,000.00 to the already appropriated \$200,000.00 at an earlier meeting.

Mr. James made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 114-20, 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 8-0.

Mr. James made a motion to pass, engross, and enter upon the written record Temporary Resolution 114-20, seconded by Mrs. Tener.

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 8-0.

Resolution Temporary 115-20 - First Reading – Permanent Resolution 117-20

A RESOLUTION TO APPROVE AN ENTERPRISE ZONE AGREEMENT WITH BLUE LABEL PACKAGING COMPANY d/b/a ONE WRITE COMPANY

Mrs. Downour made a motion to suspend the rules and waive the second and third readings of Temporary Resolution 115-20, 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 8-0.

Mrs. Downour made a motion to pass, engross, and enter upon the written record Temporary Resolution 115-20, seconded by Mrs. Bobbitt.

Mrs. Downour indicated this is a walk in resolution, Mayor Scheffler explained this during finance. Blue Label Packaging Company is a specialized printing company, located on St. Rt. 37. They are looking for Council to pass this resolution, because Council is on a time limit. This resolution will allow Blue Label Packaging to complete an expansion that will add approximately 30 employees and approximately 24,000 square foot expansion. Council needs to give their approval and report back to the county commissioners of the enterprise zone agreement.

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

Mrs. Tener questioned the dates in the documents attached to the resolution. There is a date of October , who read it into the record this evening. President Uhl indicated that he received this letter on October 20th.

Mrs. Tener indicated it is stated in the attachment that is not going to be handled by the commissioners until December 15th, and with two other meetings, she doesn't understand the urgency of this legislation.

Mrs. Downour indicated that she just received it today.

Mrs. Tener questioned if the City will receive any of the money at all and how long are they asking for.

President Uhl responded that this is a real estate abatement.

Mayor Scheffler responded 15 years and that the City get a very minor portion of any real estate tax. The City will get the income tax that will be generated from the new employees.

Mrs. Downour indicated that the real estate abatement should only be for the improvements made to the building.

Mayor Scheffler responded that that is correct.

Mr. Stoughton indicated that we are talking different things here, and this is an enterprise zone agreement, and believes that you can only modify that agreement so many times

Mayor Scheffler responded that Mr. Stoughton is probably thinking about the CRA, and that is true with that. The enterprise zone is a county direct function, and not the city. This city must approve it along with the school board because the business is located within the city limits.

Mr. Stoughton indicated that the improvement is what is being abated and is on the real estate portion of that.

Mayor Scheffler responded correct.

Mr. Stoughton indicated if they hire a number of employees working in the city, we will give up a very small piece of real estate tax, but not income tax.

Mrs. Tener stressed that getting it the day of the meeting, and looking over the attachments and caught the dates and doesn't understand what the delay was getting this information to council

Clerk Sandy apologized that she was on vacation last week, and explained that it would have been in the packet. The Law Director's Office prepared the legislation in her absence.

Mrs. Tener indicated that Council should have received the letters and is confused and that is why she is asking all these questions. One attachment is dated October 20th and the other is dated October 12th.

Mr. Schoonover indicated the October 12th date is the application date.

Mrs. Tener indicated that obviously this is being worked on and Council should have had the information prior to today.

President Uhl indicated that he received the heads-up on Friday, and passed off to the Clerk to read into the record. As the Clerk indicated she was on vacation, and today is Monday.

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.

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 18-20 – Third Reading – Permanent Ordinance 20-20 AN ORDINANCE TO ACCEPT THE FINAL PLAT FOR THE OVERLOOK SECTION 2

Mr. Hall indicated this plat is approximately 30 parcels visible on Ety Road behind Pizza Cottage. There are no changes to the long standing submission, and it was reviewed and approved by the Planning Commission and it is now time for Council to move forward.

Mr. Hall made a motion to pass, engross, and enter upon the written record Temporary Ordinance 18-20, seconded by Mr. Schoonover.

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.

Ordinance Temporary 20-20 – Third Reading – Permanent Ordinance 21-20 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF ONE MILLION EIGHTY THOUSAND DOLLARS (\$1,080,000.00), IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF THE RENOVATION OF AN EXISTING BUILDING FOR USE BY THE CITY'S MUNICIPAL COURT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

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

Mrs. Downour indicated this is for the work that was completed for the Municipal Court Building and will here for an additional six years.

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.

Ordinance Temporary 21-20 – Third Reading – Permanent Ordinance 22-20 AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT TO PURCHASE APPROXIMATELY 0.14 ACRES, MORE OR LESS, OF REAL PROPERTY IDENTIFIED AS PARCEL NUMBER 0535118000 FROM WAYNE A. HEDGES AND LORENA J. HEDGES

Mr. Schoonover made a motion to pass, engross, and enter upon the written record Temporary Ordinance 21-20, seconded by Mrs. Downour.

Mr. Schoonover indicated this is the companion legislation to Temporary Resolution 107-20 passed earlier this evening.

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 8-0.

Ordinance Temporary 23-20 – Second Reading – Permanent Ordinance 23-20

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF REVENUE NOTES, IN THE AGGREGATE PRINCIPAL AMOUNT OF NINE HUNDRED SIXTY-EIGHT THOUSAND FORTY-FOUR DOLLARS AND EIGHTY CENTS (\$968,044.80), TO PAY COSTS OF IMPROVING ETY ROAD, MEMORIAL DRIVE AND MICHAELS WAY BY GRADING, WIDENING, PAVING, CURBING, AND IMPROVING BRIDGES AND RAILROAD CROSSINGS, RELOCATING UTILITIES, AND INSTALLING SIDEWALKS, TRAFFIC SIGNALS AND SIGNS, AND WATER, SANITARY AND STORM WATER LINES AND FACILITIES, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mrs. Downour made a motion to suspend the rules and waive the third reading of Temporary Ordinance 23-20, seconded by Mrs. Bobbitt.

Mrs. Downour deferred comments to Mr. Stoughton.

Mr. Stoughton indicated this is for the Ety Road TIF and costs the City of Lancaster no monies for the renewal of the loan agreements. He indicated that reason he would like to move forward with this and the next ordinance, it takes the Clerk forever to read the preamble and the November 9th meeting Council should be getting pay ordinances and budget information and stuff is going to start to pile up. This piece and the next piece are companion pieces, and doesn't cost the City a nickel and is just procedural information to basically justify and pay back the TIF's, and that is why he is asking that Council move forward on these two pieces.

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 8-0.

Mrs. Downour made a motion to pass, engross, and enter upon the written record Temporary Ordinance 23-20, 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 8-0.

Ordinance Temporary 24-20 – Second Reading – Permanent Ordinance 24-20

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF A REVENUE NOTE IN THE AGGREGATE PRINCIPAL AMOUNT OF THREE HUNDRED THOUSAND TWO HUNDRED SIXTY-FOUR DOLLARS AND EIGHTEEN CENTS (\$300,264.18) TO REIMBURSE FLAGSTAR BANK, FSB FOR A DRAW ON THE LETTER OF CREDIT IN CONNECTION WITH COSTS OF IMPROVING ETY ROAD, MEMORIAL DRIVE AND MICHAELS WAY BY GRADING, WIDENING, PAVING, CURBING, AND IMPROVING BRIDGES AND RAILROAD CROSSINGS, RELOCATING UTILITIES, AND INSTALLING SIDEWALKS, TRAFFIC SIGNALS AND SIGNS, AND WATER, SANITARY AND STORM WATER LINES AND FACILITIES, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mrs. Downour made a motion to suspend the rules and waive the third reading of Temporary Ordinance 24-20, seconded by Mr. Stoughton.

Mrs. Downour indicated that this is the same as previous ordinance

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 8-0.

Mrs. Downour made a motion to pass, engross, and enter upon the written record Temporary Ordinance 24-20, 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 8-0.

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)

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

President Uhl reminded everyone there is only a few days to go and vote. He encouraged everyone watching and everyone here to go out and exercise their right to vote this year.

Mayor Scheffler announced President Uhl's birthday is tomorrow and wished President Uhl an early birthday.

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. November 9th at 6:30 p.m.
2. November 23rd at 6:30 p.m.
3. December 14th at 6:30 p.m.

Upcoming Special Meetings:

1. None

Upcoming Committee Meetings for the next 30 days:

1. Finance – November 9th at 6:00 p.m. – Council Chambers
2. Safety – November 13th at 7:30 a.m. City Hall 1897 CR
3. IT/Telecom – November 20th at 7:30 a.m. – City Hall 1897 CR
4. Finance – November 23rd at 6:00 p.m. – Council Chambers

READING OF BILLS

PNC – MNCO - \$84.90 (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 6:59 p.m.


Teresa Lee Sandy, Clerk of Council

