

**LANCASTER CITY COUNCIL
LANCASTER, OHIO**

January 24, 2021

**REGULAR MEETING CONVENES
PRAYER
CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL
READING AND DISPOSING OF THE JOURNAL
REPORTS OF CITY OFFICIALS
COMMUNICATIONS
SPECIAL PRESENTATION (AWARDS)
PETITIONS AND MEMORIALS
PERMISSION OF VOTERS AND TAXPAYERS TO ADDRESS COUNCIL
REPORTS OF STANDING COMMITTEES
REPORTS OF SPECIAL COMMITTEES
PUBLIC HEARINGS
READING OF RESOLUTIONS**

THIRD READING

NONE.

SECOND READING

Temp Res #1-22	A RESOLUTION AUTHORIZING THE LAW DIRECTOR'S OFFICE TO APPLY FOR THE VIOLENCE AGAINST WOMEN ACT (VAWA) GRANT Law (Crites/Tener) (3 Readings)
Temp Res #4-22	A RESOLUTION AUTHORIZING THE LANCASTER CITY AUDITOR TO REQUEST AN ADVANCE OF FUNDS FROM FAIRFIELD COUNTY OF THE CITY'S APPORTIONMENT OF TAX SETTLEMENTS FOR 2022 Finance (Stoughton/Crites) (2 Readings)
Temp Res #5-22	A RESOLUTION AUTHORIZING THE DISPOSITION OF CITY PROPERTY NO LONGER NEEDED VIA AUCTION OR INTERNET AUCTIONS FOR 2022 Law (Crites/Schoonover) (3 Readings)
Temp Res #10-22	A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR IN THE GENERAL FUND (1001) Finance (Stoughton/Crites) (2 Readings)
Temp Res #11-22	A RESOLUTION OF CONSENT FOR PRELIMINARY LEGISLATION FOR REPLACEMENT OF SCHOOL ZONE FLASHERS WITHIN OHIO DEPARTMENT OF TRANSPORTATION DISTRICT 5, PID NUMBER 109619 Code Enforcement & Zoning (Ahlers/Stoughton)(2 Readings)

- Temp Res #13-22 A RESOLUTION AUTHORIZING THE LANCASTER POLICE DEPARTMENT TO APPLY FOR THE 2021-2022 DRUG USE PREVENTION GRANT
Safety (Mattlin/James) (3 Readings)
- Temp Res #17-22 A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH ODOT TO PURCHASE SODIUM CHLORIDE (ROCK SALT) FOR THE 2022-2023 WINTER SEASON
Public Works (Schoonover/Sitterley) (3 Readings)
- Temp Res #18-22 A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF SALT FOR USE BY THE WATER DEPARTMENT
Water/WPC (James/Mattlin) (3 Readings)
- Temp Res #19-22 A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF PHOSPHATE FOR USE BY THE WATER DEPARTMENT
Water/WPC (James/Tener) (3 Readings)
- Temp Res #23-22 A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF AN ALTERNATIVE PLAN FOR THE COMPOSITION OF THE CITY'S LEGISLATIVE AUTHORITY PURSUANT TO OHIO REVISED CODE 731.01(B)
Law (Crites/Tener) (3 Readings)

FIRST READING

- Temp Res #24-22 A RESOLUTION TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN ENGINEERING AGREEMENT FOR THE 2022 SEWER EVALUATION AND REHABILITATION PROGRAM DESIGN
Water/WPC (James/Tener) (2 Readings)
- Temp Res #25-22 A RESOLUTION TO CARRYOVER AND APPROPRIATE FUNDS TO PAY BILLS IN THE WATER REPLACEMENT AND IMPROVEMENT FUND (6025) AND TO AUTHORIZE THE ISSUANCE OF THEN AND NOW CERTIFICATES FOR PAYMENTS OF BILLS
Water/WPC (James/Mattlin) (1 Reading)
- Temp Res #26-22 A RESOLUTION TO AUTHORIZE THE ISSUANCE OF A THEN AND NOW CERTIFICATE TO PAY AN INVOICE TO CARGILL SALT
Water/WPC (James/Tener) (1 Reading)
- Temp Res #27-22 A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CONTRACT AMENDMENT REGARDING ENGINEERING DESIGN SERVICES FOR SOUTH WATER PLANT IMPROVEMENTS AND TO AUTHORIZE THE ISSUANCE OF A THEN AND NOW CERTIFICATE
Water/WPC (James/Mattlin) (1 Reading)

- Temp Res #28-22 A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED
Water/WPC (James/Mattlin) (3 Readings)
- Temp Res #29-22 A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR IN THE GENERAL FUND (1001), AND TO AUTHORIZE THE ISSUANCE OF ANY THEN AND NOW CERTIFICATES AS A RESULT OF THESE PROJECTS
Finance (Stoughton/Crites) (1 Reading)
- Temp Res #30-22 A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF APPROPRIATION WITH THE COUNTY AUDITOR IN THE LDOT FUND (2008), AND TO AUTHORIZE THE PAYMENT OF A CLAIM FOR DAMAGE AND TO ENTER INTO A PROPERTY DAMAGE RELEASE AGREEMENT AND ISSUE A THEN AND NOW CERTIFICATE
Public Works (Schoonover/Sitterley) (1 Reading)
- Temp Res #31-22 A RESOLUTION TO AUTHORIZING THE CITY OF LANCASTER TO APPLY FOR FUNDING FROM THE FAIRFIELD COUNTY FOUNDATION
Economic Development (McDaniel/Schoonover) (1 Reading)

READING OF ORDINANCES

THIRD READING

NONE.

SECOND READING

- Temp Ord #2-22 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS AND PAY ANY FEES NECESSARY TO ACCEPT CANAL LAND FROM THE STATE OF OHIO
Law (Crites/Tener) (2 Readings)

FIRST READING

NONE.

TABLED LEGISLATION

NONE.

UNFINISHED BUSINESS

NEW BUSINESS/PRESENTATIONS

ANNOUNCEMENT OF SCHEDULED MEETINGS

REGULARLY SCHEDULED CITY COUNCIL MEETINGS

1. February 14th at 6:30 p.m.

2. February 28th at 6:30 p.m.

SPECIAL SCHEDULED MEETINGS

1. None.

REGULARLY SCHEDULED COMMITTEE MEETINGS

1. Law – February 2nd at 11:30 a.m. – 1897 CR
2. Service – February 4th at 7:30 a.m. – 1897 CR
3. Code Enforcement – February 7th at 7:30 a.m. – 1897 CR
4. Water/WPC – February 9th at 8:00 a.m. – 1897 CR
5. Public Works – February 11th at 7:30 a.m. – 1897 CR
6. Finance – February 14th at 6:00 p.m. – Council Chambers
7. IT/Telecom – February 18th at 7:30 a.m. – 1897 CR

READING OF BILLS

EXECUTIVE SESSION

ADJOURNMENT

TEMPORARY RESOLUTION NO. 24-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN ENGINEERING AGREEMENT FOR THE 2022 SEWER EVALUATION AND REHABILITATION PROGRAM DESIGN

WHEREAS, the City of Lancaster is undertaking a multi-year evaluation of storm and sanitary sewers as preventative maintenance; and

WHEREAS, the City has identified projects for work in 2022 including the Sixth Avenue Sanitary Sewer Rehabilitation, the Broad Street Storm Sewer Rehabilitation, the South High/Perry Street Sanitary Sewer Evaluation, the Maple Street Storm Sewer Evaluation, and the CSO 1004 Combined Sewer Evaluation; and

WHEREAS, the City has selected EMH&T to perform Field Services and Professional Engineering Services for these projects;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the Service-Safety Director is hereby authorized to enter into a consulting engineering agreement not to exceed One Hundred Twenty-Six Thousand One Hundred Fifty-Six Dollars (\$126,156.00) for evaluation and design services.

SECTION 2. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Water/Water Pollution Control Committee

TEMPORARY RESOLUTION NO. 25-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO CARRYOVER AND APPROPRIATE FUNDS TO PAY BILLS IN THE WATER REPLACEMENT AND IMPROVEMENT FUND (6025) AND TO AUTHORIZE THE ISSUANCE OF THEN AND NOW CERTIFICATES FOR PAYMENTS OF BILLS

WHEREAS, this is annual legislation for appropriations not included in the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That from monies now on hand and estimated to come into the Water Replacement and Improvement Fund (6025), there be and hereby is appropriated the sum of Four Hundred Thirty-Nine Thousand Seven Hundred Eight Dollars and Eighty Cents (\$439,708.80) into the following line items:

6025.6580.56003, Filter Bed Replacement NWTP	\$180,000.00
6025.0720.56003, Improvement-S. Water Plant W/F	\$100,000.00
6025.0740.56003, Wtr Storage Tank Ren.	\$116,000.75
6025.6500.56030, Plant-New Equipment	<u>\$ 43,664.05</u>
Total	\$439,708.80

SECTION 2. That City Council approve the issuance of any Then and Now Certificates for purchase orders previously encumbered in Fund 6025.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Water/Water Pollution Control Committee

TEMPORARY RESOLUTION NO. 26-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO AUTHORIZE THE ISSUANCE OF A THEN AND NOW CERTIFICATE TO PAY AN INVOICE TO CARGILL SALT

WHEREAS, the City received invoices for salt in January 2022 that was delivered in December 2021; and

WHEREAS, with the purchase order dated after the delivery of the salt a Then and Now Certificate is required;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That Lancaster City Council authorize a Then and Now Certificate for the payment to Cargill Salt in the amount of Thirteen Thousand Nine Hundred Eighty-Three Dollars and Eighty-Six Cents (\$13,983.86), from expense account 6003.6520.53008, Chemicals.

SECTION 2. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

Offered by: _____

Second by: _____

Requested by Water/Water Pollution Control Committee

President of Council

Mayor

TEMPORARY RESOLUTION NO. 27-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CONTRACT AMENDMENT REGARDING ENGINEERING DESIGN SERVICES FOR SOUTH WATER PLANT IMPROVEMENTS AND TO AUTHORIZE THE ISSUANCE OF A THEN AND NOW CERTIFICATE

WHEREAS, the City of Lancaster was the recipient of American Recovery Plan funds;
and

WHEREAS, the City designated a portion of those funds for water infrastructure improvements including upgrades at the South Water Plant; and

WHEREAS, additional improvements are now necessary for disinfection and pressure filter piping, as well as rate study work to evaluate capacity charges for water and wastewater; and

WHEREAS, the improvements are required to increase the volume of water produced by the South Water Plant and enhance operator safety at the plant;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the Service-Safety Director is hereby authorized to enter into an engineering design contract amendment not to exceed Three Hundred Nine Thousand Four Hundred Dollars (\$309,400.00) for the engineering design of disinfection improvements, pressure filter piping improvements and capacity charge evaluations for the project.

SECTION 2. That City Council authorizes the issuance of a Then and Now Certificate for the invoice received for the months of January and February 2022.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Water/Water Pollution Control Committee

TEMPORARY RESOLUTION NO. 28-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED

WHEREAS, the OEPA WSRLA Program provides financial assistance, in the form of low interest loans, to political subdivisions for drinking water projects; and

WHEREAS, the City of Lancaster is planning to make capital improvements to its drinking water system by replacing the water treatment plant in Miller Park as part of the North Water Treatment Plant (NWTP) Replacement Project; and

WHEREAS, the City currently anticipates utilizing the WSRLA Program to pay for the construction of the Project, which is expected to cost between Forty and Forty-Five Million Dollars (\$40,000,000.00 - \$45,000,000.00); and

WHEREAS, the final loan amount will be determined after the public opening of bids, which is tentatively scheduled for June of 2022; and

WHEREAS, the infrastructure improvement described above is considered to be a priority need for the community and is a qualified project under the OEPA WSRLA Program;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the Mayor is hereby authorized to apply to the OEPA for WSRLA Program funds as described above.

SECTION 2. That the Mayor is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

Offered by: _____

Second by: _____

Requested by Water/Water Pollution Control Committee

President of Council

Mayor

TEMPORARY RESOLUTION NO. 29-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE WITH THE COUNTY AUDITOR IN THE GENERAL FUND (1001), AND TO AUTHORIZE THE ISSUANCE OF ANY THEN AND NOW CERTIFICATES AS A RESULT OF THESE PROJECTS

WHEREAS, the Service-Safety Director is requesting One Hundred Thousand Dollars (\$100,000.00) to cover the expense of an Architect of Record and legal fees relating to the City Hall Improvement Project; and

WHEREAS, an additional Eight Thousand Dollars (\$8,000.00) is requested to cover labor expenses for the new City Hall access control system, a carryover project from 2021 to be completed in January of 2022; and

WHEREAS, an additional Ten Thousand One Hundred Thirty-Two Dollars and Twenty-Five Cents (\$10,132.25) is needed to cover the cost of dues to the Fairfield County Regional Planning Commission for 2022, which was not included in the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the City of Lancaster Auditor amend the Certificate of Appropriations with the County Auditor in the amount of One Hundred Eighteen Thousand One Hundred Thirty-Two Dollars and Twenty-Five Cents (\$118,132.25) in the General Fund (1001).

SECTION 2. That the City of Lancaster Auditor appropriate from the unencumbered balance in the General Fund (1001) in the amount of One Hundred Eighteen Thousand One Hundred Thirty-Two Dollars and Twenty-Five Cents (\$118,132.25), as follows:

1001.1450.56020, Improvements – City Hall	\$100,000.00
1001.1450.52034, Contract Services – City Hall	\$ 8,000.00
1001.8070.54004, Contract Services – Regional Planning	\$ 10,132.25
TOTAL	\$118,132.25

SECTION 2. That City Council authorizes the issuance of any Then and Now Certificates as necessary for the above listed items.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

President of Council

Mayor

Offered by: _____

Second by: _____

Requested by Finance Committee

TEMPORARY RESOLUTION NO. 30-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF APPROPRIATION WITH THE COUNTY AUDITOR IN THE LDOT FUND (2008), AND TO AUTHORIZE THE PAYMENT OF A CLAIM FOR DAMAGE AND TO ENTER INTO A PROPERTY DAMAGE RELEASE AGREEMENT AND ISSUE A THEN AND NOW CERTIFICATE

WHEREAS, the owner of River Valley Plaza LP has filed a claim for property damage alleging that the City of Lancaster struck an electric conduit pipe on its property and that the electric lines contained therein were damaged so severely that they rendered the building's electricity nonfunctional; and

WHEREAS, the owner of River Valley Plaza LP and the City are willing to settle this alleged monetary claim to avoid potential litigation; and

WHEREAS, once payment has been processed the Law Director's Office will release the settlement check to River Valley Plaza LP's authorized agent in exchange for a properly executed Property Damage Release Agreement;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the City of Lancaster Auditor amend the Certificate of Appropriation with the County Auditor for the LDOT Fund (2008) in the amount of Eleven Thousand Four Hundred Fourteen Dollars and Eighty Cents (\$11,414.80).

SECTION 2. That the City of Lancaster Auditor appropriate from the unencumbered balance in the LDOT Fund (2008) in the amount of Eleven Thousand Four Hundred Fourteen Dollars and Eighty Cents (\$11,414.80) into the expense line item 2008.7500.54003 (Damages).

SECTION 3. That the Lancaster Department of Transportation is authorized to make payment of the claim in the amount of Eleven Thousand Four Hundred Fourteen Dollars and Eighty Cents (\$11,414.80).

SECTION 4. That any Then and Now Certificates be issued as a result of this claim as necessary.

SECTION 5. That payment for this claim shall be forwarded to the Law Director's Office for the execution of a Property Damage Release Agreement to be signed by Gary Bartlett, On-Site Manager and authorized agent for River Valley Plaza LP, prior to release of the settlement check.

SECTION 6. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

President of Council

Offered by: _____

Mayor

Second by: _____

Requested by Public Works Committee

TEMPORARY RESOLUTION NO. 31-22

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO AUTHORIZING THE CITY OF LANCASTER TO APPLY FOR FUNDING FROM THE FAIRFIELD COUNTY FOUNDATION

WHEREAS, the Fairfield County Foundation is accepting proposals to fund projects from the Fairfield County Foundation Community Grants Cycle 1 for Fiscal Year 2022; and

WHEREAS, the funding is available to support projects in the Lancaster and Fairfield County community; and

WHEREAS, the City of Lancaster is applying for One Hundred Fifty Thousand Dollars (\$150,000.00) toward the Educational Trails at AHA! Children's Museum Project; and

WHEREAS, the City Park Board has already approved applying for this funding and using it for capital improvements for enhancing the use and enjoyment of natural resources; and

WHEREAS, this process requires City Council's authorization as well;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That the City of Lancaster is hereby authorized to apply for funding from the Fairfield County Foundation.

SECTION 2. That Lynda Berge Disser, Executive Director of Community Development is hereby authorized to apply for a grant on behalf of the City, and Mayor David Scheffler is hereby authorized to act on behalf of the City of Lancaster and enter into any and all agreements required for consideration and award of the Fairfield County Foundation Grant.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Economic Development Committee