

REGULAR MEETING OF CELINA CITY COUNCIL March 23, 2009

President Rodriguez called the Regular Meeting of Celina City Council to order at 7:00 p.m. Council Members Buxton, Bachelor, Jeffries, King, Larmore, Scott and Sell answered roll call. Also present were Mayor LaRue, Safety Service Director Hazel, Planning & Community Development Director Bryan, City Auditor Stewart, and City Law Director McKirnan.

CM Bachelor made a motion to accept the agenda, seconded by CM Larmore. Roll call vote 7-0, Aye.

CM Sell made a motion to accept the minutes of the March 9, 2009 Regular Council Meeting as corrected, seconded by CM King. Roll call vote 7-0, Aye.

COMMITTEE REPORTS:

CM King reported that the Parks & Recreation Committee met on March 10th. They looked at preliminary plans on restroom drawings. She briefly went over the minutes and said the committee's next meeting will be March 24th at 4:30 p.m.

CM Jeffries stated that the Streets & Alleys Committee met on March 12th. The topics they discussed were:

- Speed limits on St. Rt. 197
- Speed limit on Grand Lake Road
- J-turns

He briefly went over the minutes.

CM Scott said there was a Utilities Committee Meeting on March 19th. Minutes were not available but he said they discussed street projects coming up and what will be involved with utilities.

COMMUNICATIONS: None

AUDIENCE COMMUNICATIONS:

Katlyn Leugers, 324 N. Walnut Street, said she is working on a recycle program called Greening Up Celina. She explained what she has done so far and what she is hoping to do.

NEW BUSINESS: (First Reading)

22-08-O: An Ordinance regulating traffic within the corporate limits of the City of Celina, Ohio; incorporating into the Codified Ordinances of the City of Celina, Ohio, and providing certain penalties, and declaring an emergency. Director Hazel said that Section Two should be removed because it is related to j-turns and the rest of the sections renumbered. CM Sell asked if he knows how many violations we've had in this area Director Hazel said he could find out but doesn't have that information with him tonight. CM Bachelor said he feels the ordinance should have an emergency clause and explained why. CM Sell asked how long it would take to have signage change and Director Hazel said it could be done overnight. CM Scott commented that the city doesn't want this, just to change it, but the conditions in the area have changed. CM Bachelor made a motion to amend the ordinance by deleting Section Two, renumber the other sections, and add an emergency clause. CM Sell made a second to the motion. Roll call vote 7-0, Aye. A motion to suspend the rules was made by CM Sell, seconded by CM King. Roll call vote 7-0, Aye. CM Larmore made a motion to pass the ordinance, seconded by CM Buxton. Roll call vote 7-0, Aye. CM

23-09-O: An Ordinance accepting a donation from the Wal-Mart Foundation for the purchase of Police Equipment, and declaring an emergency. CM Scott asked if this money has to go toward a tazer and Director Hazel said yes. CM King asked if this is the sixth tazer and Director Hazel answered no, the fourth. Director Hazel explained the correction needed of Wal Mart Foundation and what committee it should say in the ordinance. CM King made a motion to amend the ordinance as Director Hazel stated, seconded by CM Sell. Roll call vote 7-0, Aye. CM Bachelor made a motion to pass the ordinance, seconded by CM Buxton. Roll call vote 7-0, Aye.

24-09-O: An Ordinance authorizing the Safety-Service Director to advertise for bids and to enter into contracts for certain materials, services, supplies and equipment needed during 2009, and declaring an emergency. CM Sell asked why we need a specific ordinance for this. Director Hazel said a bid in excess of \$25,000 is required by law. He said this ordinance is for general operations. CM Bachelor made a motion to suspend the rules, seconded by CM Larmore. Roll call vote 7-0, Aye. A motion to pass the ordinance was made by CM Sell, seconded by CM Larmore. Roll call vote 7-0, Aye.

25-09-O: An Ordinance to transfer funds and authorize the Safety-Service Director to enter into a contract for emergency repairs to the public works building and shelter house roofs, and declaring an emergency. CM King asked if some of the damage was caused by wind and if it could be covered by insurance. Director Hazel said yes, some of it was by wind but it would be hard to ascertain what portion. CM Jeffries stated that he feels the estimate is too low. Director Hazel said that only part of the roof will be done. There was a short discussion on the type of roof and material to be used. CM Scott said he feels we need to do something with this building because we keep putting money in it. CM Sell said it seems like a band aid approach but understands we need to do something now. CM Larmore said it's not really a band aid since we are getting a company to do it right over the area that's needed done. A motion to suspend the rules was made by CM King, seconded by CM Sell. Roll call vote 7-0, Aye. CM Bachelor made a motion to pass the ordinance, seconded by CM Larmore. Roll call vote 7-0, Aye.

OLD BUSINESS: (Second Reading)

17-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$400,000, in anticipation of the issuance of bonds, to pay the costs of making storm sewer improvements and to construct and install a waterline along Johnson Avenue from Main Street to Holly Street, together with all necessary appurtenances, and declaring an emergency. CM Bachelor asked when we have the bids and Director Bryan said we are two to three weeks away to begin the bidding process. CM Sell questioned if it should be "not to exceed" on the amount. Auditor Stewart stated that we can't put that in on the amount but can on the interest rate. There was a short discussion on if this should be passed or passed to third reading. CM Sell made a motion to pass the ordinance to third reading, seconded by CM Bachelor. Roll call vote 7-0, Aye.

18-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$800,000, in anticipation of the issuance of bonds, to pay costs of making storm sewer improvements along West Logan Street from Portland Street to the west City limits, including the Meyer Road Storm Interceptor Improvements (Phase 1), together with all necessary appurtenances, and declaring an emergency. A motion to pass the ordinance to third reading was made by CM Bachelor, seconded by CM Scott. Roll call vote 7-0, Aye.

19-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$300,000, in anticipation of the issuance of bonds, to pay costs of constructing and installing a waterline along Buckeye Street from Market Street to Myers Street, together with all necessary appurtenances, and declaring an emergency. CM Bachelor said he heard this may not bid until September. Director Bryan said he heard from ODOT and it will bid in early September. He explained what will be done in the fall. CM Bachelor asked if there is a completion date and Director Bryan answered that ODOT has not set a date. CM Bachelor said he has concerns about tearing up city streets with Main Street and Buckeye Street being worked on at the same time. There was further discussion on start date and money source. CM Scott made a motion to pass the ordinance to third reading, seconded by CM Buxton. Roll call vote 7-0, Aye.

20-09-O: An Ordinance authorizing the Mayor and Safety Service Director to enter into a TIF Compensation Agreement with the Celina City School District Board of Education. Director Bryan said the agreement was revised on the 40% cap wording before it was given to the school. He suggested that council not pass this until the school does which is anticipated to happen in April. CM Sell asked about the amount that will be given to the schools. Director Bryan said it should be around \$100,000. CM Bachelor made a motion to pass the ordinance to third reading, seconded by CM Larmore. Roll call vote 7-0, Aye.

21-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$350,000, in anticipation of the issuance of bonds, to pay costs of the Eastview Park Restrooms, together with all necessary appurtenances, and declaring an emergency. CM King asked if there is a possibility of another revenue source for at

least one of the facilities. Director Bryan explained there is a money source possible when bids are known. CM Bachelor expressed his concerns on tapping into TIF funds with other possible things coming down the road. CM Jeffries questioned the amount of the restrooms. Director Bryan explained the numbers discussed in committee meeting to the ordinance and explained why. CM Sell asked if we are down to two restrooms. Director Bryan said he will be bringing committee two drawings, one larger and one smaller facility. The size will need to be decided before the third reading. A motion to pass the ordinance to third reading was made by CM Bachelor, seconded by CM Buxton. Roll call vote 7-0, Aye.

ADMINISTRATIVE REPORTS:

Director Hazel reported:

- Restrooms are open except at Eastview
- Fountains in parks are not turned on yet
- Patching for pot holes but not with hot patch, this material not available until mid April
- Spring pick up is going well, the amount is down from last year at this time
- 7500 recycle bags were sold in stores in November and December 2008

FOR THE GOOD OF THE ORDER:

CM King asked if restrooms will be unlocked in the evenings. Director Hazel said only Westview has doors and are working on getting locks for them.

CM King said she would like to have a Community Betterment Committee meeting to get things moving on property maintenance issues. A tentative date was set for April 20th at 6:30 p.m. in the utility building.

CM Jeffries asked the range on the tazers and Director Hazel said he thought it's about 20 feet.

CM Sell said he received a call with someone questioning if the lights on the water tower could be turned off except for the red one. Also someone called about having wind turbine on the west bank. Director Hazel said it would be impossible to get an EPA permit because of the bird migration. He also explained a little about the cost and said it would not be efficient yet.

CM Sell said the varsity softball coach complimented on the back diamond saying it was very good for this time of year.

CM Scott commented that the parks are looking good. He complemented Mahargs on the spring pick up. He also said there was an article in the Dayton paper about cleaning up the lake.

Director Bryan said he met with Katlyn Leugers on recycling. They also talked about the lake algae. He said he is waiting on the potential funding with the stimulus before he brings anything to council on the algae.

CM Buxton said he heard comments about the Havemann substation not being built. Director Hazel said at this time it is on hold because the current one is doing its job.

CM Bachelor asked about the next EPA permit for the water plant and expressed concerns about phosphorus removal cost. Director Hazel said the next permit is not for two years.

Council agreed that there will not be a council meeting on May 25th because of the holiday.

President Rodriguez adjourned the meeting at 8:31 p.m.

Jackie L. Lacy, Council Clerk