

REGULAR MEETING OF CELINA CITY COUNCIL July 13, 2009

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

CM Sell made a motion to accept the amended agenda dated 7/13/09, seconded by CM Larmore. Roll call vote 5-0, Aye.

Public Hearing on 2010 July Budget – Auditor Stewart said projected numbers were used. A preliminary budget needs to be turned in to the county. Director Bachelor said the projected income is 5.4 million and the projected expense is 6.348 million. Currently there is 6.5 million in the contingency fund and 1.2 million in the unencumbered general fund. Director Bachelor gave a brief update of income tax collection. Auditor Stewart said the county gives us certain numbers we have to use when figuring the budget. At 7:09 p.m. in Public Hearing ended.

CM Sell made a motion to accept the budget, seconded by CM Buxton. Roll call vote 5-0, Aye.

At 7:10 p.m. CM Sell made a motion to go into executive session to discuss a property acquisition and a personnel matter, seconded by CM Larmore. Roll call vote 5-0, Aye. At 8:02 p.m. CM Sell made a motion to come out of executive session, seconded by CM Larmore. Roll call vote 5-0, Aye.

A motion to accept the minutes of the June 22, 2009 Regular Council Meeting as written was made by CM Sell, seconded by CM Larmore. Roll call vote 5-0, Aye.

CM Sell made a motion to amend the agenda by adding 45-09-O to new business, seconded by CM Larmore. Roll call vote 4-1, Aye. CM Jeffries voted Nay.

COMMITTEE REPORTS:

President Rodriguez said there was a Council as a Whole Committee meeting on June 27th. The committee went into executive session to discuss a property acquisition.

CM Scott reported the Parks & Recreation Committee met on July 6th to discuss the location of the skate park.

COMMUNICATIONS:

Director Bachelor informed council on:

- Administration is in the process of putting together revised positions in the public works. He briefly explained why, grade positions, and salary.
- AMP Inc. asked if we would be interested in adding wind or solar to our portfolio. Director Bachelor explained the cost. He said this is not binding but just gives AMP Inc. a planning tool. His recommendation would be to add 10% wind and 0% in solar. Council agreed to this.

AUDIENCE COMMUNICATIONS:

Kenny Slorp, 621 Hoying Street, asked a couple questions.

- Why is there no city corporation sign along West Bank Road? Director Bryan explained the annexation line goes to the edge of the pavement on the west side of the road. The hopes were that the state would maintain the road. Where Sugar Street comes into West Bank Road the city line goes into the water. This is an awkward area on ownership. CM Jeffries commented on the dinky white corporation sign on Havemann Road close to Visions.

- Can the humps on West Bank Road be taken out? Director Bryan explained what causes these humps and said it would be costly to fix.
- Why the three way stop sign on West Bank Road? Director Bryan said this is for safety reasons during construction.
- As the Rotary Walkway progresses are you going to continue to have green space? He feels this attracts the geese. Director Bryan said that would be evaluated in the future.

Don Gehle, 634 Lysle Street, expressed concerns about time frame the executive session began at the Parks & Recreation Committee meeting on July 6th. President Rodriguez explained they go by the clock in the meeting room and there may have been a couple different clocks. CM Sell explained after voting to go into executive session they close the door.

NEW BUSINESS: (First Reading)

44-09-O: An Ordinance authorizing the Safety Service Director to enter into a lease agreement with Norfolk Southern Railway Company and declaring an emergency. CM Sell asked for clarification of the difference in the legislation passed out tonight and what they received in the packets. Director Bachelor explained that they took out the parking lot and the fence or barricade and he explained why. CM Scott asked if we are going to be responsible for any environmental issues. Director Bryan said we're responsible only for what we do after we take the lease. CM Buxton asked if he has talked to Roberts. Director Bryan said he has left a message on his voice mail and explained the response he got from his attorney. Director Bryan explained the lease cost and length of the lease. CM Jeffries questioned the storage tanks issue with #13 in the agreement. Director Bryan said this is language they can try to get clarified. The intent is something we would do once we lease the property. Law Director McKirnan said that is how he reads it, things we do after our lease. CM Sell wondered about how marketable we're making it if we go in and clean the property up. After further discussion, a motion to pass the ordinance to second reading was made by CM Sell, seconded by CM Larmore. Roll call vote 5-0, Aye.

45-09-O: An Ordinance on intent to appropriate a thirty-five thousand one hundred eighty-six square foot, more or less, fee simple interest, along with the structure on that property, from John and Cheryl Larbus, said acreage located west of Ash Street and contiguous to the City of Celina Park, City of Celina, County of Mercer, State of Ohio. Director Bryan explained the property and the ordinance and what has taken place so far concerning this property. CM Sell made a motion to change "west" to "east" in the title and Section Two, seconded by CM Buxton. Roll call vote 5-0, Aye. CM Sell made a motion to pass the ordinance to second reading, seconded by CM Larmore. Roll call vote 4-1, Aye. CM Jeffries voted Nay.

11-09-R: A Resolution authorizing the Safety Service Director to represent the City of Celina as a member of the board of trustees of American Municipal Power, Inc. and declaring an emergency. CM Jeffries asked if this is simply replacing someone who is no longer with us. Director Bachelor said Amp Ohio did change its name to AMP Inc. but this is replacing that person. A motion to pass the resolution to second reading was made by CM Sell, seconded by CM Larmore. Roll call vote 5-0, Aye.

OLD BUSINESS: (None)

ADMINISTRATIVE REPORTS:

Director Bryan requested some committee meetings.

A Utilities Committee Meeting was set for July 22nd at 4:30 p.m. in the utility building.

A Community Betterment Committee Meeting was set for July 22nd at 5:15 p.m. in the utility building.

CM Scott said the Johnson Ave. project has created a mess but appreciates the contractors getting out of the way when not working so the street can be used. Director Bryan said at some point it won't be usable with the construction.

Director Bryan stated the legal notice on the downtown project in the newspaper mentioned parking meters. He contacted the state and they said to put a correction in the paper.

Mayor LaRue said it was a very successful Freedom Days Picnic.

CM Jeffries said he helped with the kids fishing derby. There were 164 kids with over 100 of them under eight years old. Trophies were awarded and they had their picture taken with the Mayor.

Director Bachelor reported:

- Carbon cost down due to Mike Sudman's contact with Calgon.
- Looking at buying a machine to test algae. The test Mike was doing was dictated by EPA.
- Public works repairing storm sewer on Sunset Dr.
- Lines are being repainted around town. Wayne & Main repainting not completed yet.
- Wastewater department has tested Eastview pond and it is safe for swimming.
- Movie in park had 100 viewers. Next movie is August 8th.
- Friday and Saturday the state acme tournament will be hosted at Montgomery Field.

FOR THE GOOD OF THE ORDER:

CM Scott brought up a couple of items:

- Someone asked to have a pot hole filled in between the bank and Muhlenkamp CPA in the alleyway
- He got a call about the Piper property at Godfrey and Warren
- Noted there was a huge grass fire west of town

CM Buxton had a couple of items:

- Digging on Queensbury east side of street between sidewalk and street. Director Bryan thought that might be cable but would check.
- Old roller rink property looks bad.
- Is the book shed in Mercelina Park going to be moved? Director Bryan stated that the group who owns that knows at some point it will need to be moved.
- Regatta is selling raffle tickets for a fund raiser.

CM Sell asked again about the pot holes in the alley between Wayne and Anthony. And he asked again if the renovation of city hall needs finished. Director Bryan stated that they have not been paid the full amount yet.

President Rodriguez adjourned the meeting at 9:36 p.m.

Jackie L. Lacy, Council Clerk