

## REGULAR MEETING OF CELINA CITY COUNCIL October 12, 2009

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

CM King made a motion to move 68-09-O to the first item of new business, seconded by CM Scott. Roll call vote 7-0, Aye. CM Larmore made a motion to accept the amended agenda, seconded by CM King. Roll call vote 7-0, Aye.

CM Sell made a motion to accept the minutes of the September 28, 2009 regular council meeting as corrected, seconded by CM Sovinski. Roll call vote 7-0, Aye.

### **COMMITTEE REPORTS:**

CM King reported the Parks & Recreation Committee met on September 29<sup>th</sup>, not July as shown on the minutes. They reviewed the restroom bids. CM King briefly went over the minutes.

CM Jeffries stated the Streets & Alleys Committee met on October 8<sup>th</sup>. He said core samples for Reserve and Eaglebrooke Subdivisions came back and he briefly went over the results that were reported. CM Jeffries said that two catch basins will be put in at Pullman Bay drive that is currently be doing.

CM Sovinski reported the Personnel & Finance Committee met October 8<sup>th</sup>. The draft form of the 2008 audit was discussed in executive session. After the executive session, there was a review of the TIF districts.

### **COMMUNICATIONS:**

Mayor LaRue reported:

- October 23<sup>rd</sup> will be fire chief Kuhn's last day, he is retiring
- Wellman Brothers will be finishing the top of the city hall building this year
- Various department updates on activities
- Leaf pick up starts tomorrow
- Thanked community servants who worked on the shelter house roof

### **AUDIENCE COMMUNICATIONS:**

Theresa Howick, 7531 St. Rt. 197, briefly gave some information concerning Issue 2 and asked everyone to vote yes on the issue.

Dave Donnerberg, 3503 Wild Cherry Highland Park, expressed his concerns on the water rate increases.

Brian Dupes, Godfrey Avenue, asked how things are going with the grant for demolition of a property in his neighborhood. Director Bryan explained there was a set back because of the property being commercial and he is still trying to get clarification. Mr. Dupes said he and others feel with the ordinances on record why they are not being enforced. Further discussion on the property followed.

### **NEW BUSINESS:**

68-09-O: An Ordinance authorizing the Safety-Service Director to enter into an agreement related to the marketing of competitive retail natural gas supply. Terry Leach from AMP explained about the natural gas opt-out aggregation program. He said the current supplier is Direct Energy LLC. There was some

discussion on the intention of Section Two. The time frame of importance for the ordinance was explained. Mr. Leach explained what is available to the groups not being served by this Direct Energy program currently. CM King made a motion to pass the ordinance to second reading, seconded by CM Scott. Roll call vote 7-0, Aye.

66-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$500,000, in anticipation of the issuance of bonds, to pay costs of constructing and installing a waterline and storm sewers along Buckeye Street from Market Street to Myers Road, together with all necessary appurtenances, and declaring an emergency. Director Bryan passed out a new ordinance. He explained the interest rate is different. We anticipate issuance of note November 3, 2009 in anticipation of bond one year away. CM Sell questioned if Section Two should say not to exceed on interest rate. CM Sovinski said he understands that Section Two is anticipating for 2010 and Section Three is for 2009. Auditor Stewart said these are estimated rates for 2010 and an ordinance will come back later with the rate for 2010. CM Scott made a motion to only read title through Section Three and Section Fourteen, seconded by CM King. Roll call vote 7-0, Aye. A motion to suspend the rules was made by CM Sell, seconded by CM Sovinski. Roll call vote 7-0, Aye. CM Larmore made a motion to pass the ordinance, seconded by CM Scott. Roll call vote 7-0, Aye.

67-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$500,000, in anticipation of the issuance of bonds, to pay costs of constructing and installing a waterline and storm sewers along Main Street from the Water Treatment Plant to Johnson Avenue, together with all necessary appurtenances, and declaring an emergency. CM Scott made a motion to read title only, seconded by CM Sell. Roll call vote 7-0, Aye. CM Sovinski made a motion to suspend the rules, seconded by CM Buxton. Roll call vote 7-0, Aye. A motion to pass the ordinance was made by CM Sell, seconded by CM Buxton. Roll call vote 7-0, Aye.

69-09-O: An Ordinance authorizing the Safety Service Director or Mayor to enter into an agreement with the Ohio Department of Health for coordination of the Ohio Buckles Buckeyes Program, and declaring an emergency. CM Sell asked if this didn't use to be ODOT. Chief Slusser explained what department it started and where it is now. He briefly explained the ordinance and what the program does. CM Scott asked if matching funds are needed and Chief Slusser said no. CM Sell made a motion to amend the ordinance by changing the date "June 30, 2010" to "September 30, 2010", seconded by CM Scott. Roll call vote 7-0, Aye. CM Scott made a motion to suspend the rules, seconded by CM Sell. Roll call vote 7-0, Aye. CM King made a motion to pass the ordinance, seconded by CM Larmore. Roll call vote 7-0, Aye.

**OLD BUSINESS:** (Second Reading)

61-09-O: An Ordinance amending Ordinance 66-07-O establishing Debt Retirement Assessments for the Water Treatment Facility Project and declaring an emergency. A motion to pass the ordinance to third reading was made by CM Sovinski, seconded by CM Larmore. Roll call vote 7-0, Aye.

62-09-O: An Ordinance amending Ordinance 42-06-O passed in August 2006 and Ordinance 39-09-O passed in June 2009 establishing water rates and declaring an emergency. Concerns again were expressed by Mr. Donneburg. Director Bryan explained the actual carbon costs have not doubled, but to be on the conservative side, the amount budgeted for carbon in 2009 was double the engineering estimates. He explained how it was decided to build the current building instead of putting tanks in old building. A motion

to pass the ordinance to third reading was made by CM King, seconded by CM Larmore. Roll call vote 7-0, Aye.

64-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$1,325,000, in anticipation of the issuance of bonds, to pay costs of the Eastview Park Restrooms, making storm sewer improvements and to construct and install a waterline along Johnson Avenue from Main Street to Holly Street, and 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. Director Bryan explained the changes to the amended ordinance passed out. CM Sell made a motion to change the amount “\$1,325,000” to “\$1,075,000” through out the ordinance, seconded by CM King. Roll call vote 7-0, Aye. A motion to accept the amended ordinance was made by CM Sovinski, seconded by CM Scott. Roll call vote 7-0, Aye. CM Larmore made a motion to suspend the rules, seconded by CM King. Roll call vote 7-0, Aye. CM Buxton made a motion to pass the ordinance, seconded by CM Sovinski. Roll call vote 7-0, Aye.

65-09-O: An Ordinance providing for the issuance and sale of notes in an aggregate principal amount of \$1,515,000, in anticipation of the issuance of bonds, to pay costs of making improvements to the Municipal Water System, including but not limited to the construction of a new water tower, making improvements to the Municipal Water System, including but not limited to the construction and installation of the Enterprise-Livingston Waterline Replacement Project, improving Wayne Street by installing sidewalks, curbing, pavement and signalization on and along Wayne Street between certain termini, improving State Road 29 West by widening State Road 29 West and installing storm sewers and drainage ditches along State Road 29 West between certain termini, and improving Grand Lake Road by reconstructing and paving Grand Lake Road between certain termini, together with all necessary appurtenances and declaring an emergency. Director Bryan explained the changes. CM Sovinski made a motion to accept the amended ordinance passed out, second by CM Scott. Roll call vote 7-0, Aye. CM Sell made a motion to suspend the rules, second by CM Larmore. Roll call vote 7-0, Aye. A motion to pass the ordinance was made by CM Buxton, seconded by CM King. Roll call vote 7-0, Aye. Director Bryan pointed out we are reducing \$500,000 of principal from last year.

14-09-R: A Resolution concurring with the Ohio Department of Transportation (ODOT) warranted speed limit on State Route 197 (E. Wayne Street) from Myers Road to Golfview Drive. CM Scott said he feels 45 is too fast in that area. CM Sell said there is nothing we can do if ODOT says 45. Director Bryan said the state is lowering from 55 to 45. CM Sell made a motion to pass the ordinance to third reading, seconded by CM King. Roll call vote 6-1, Aye. CM Scott voted Nay.

#### **ADMINISTRATIVE REPORTS:**

A Committee as a Whole meeting was set for October 19<sup>th</sup> at 4:30 p.m. in the utility building.

Director Bryan said the paving company is supposed to be in town tomorrow for Johnson Street and they will also be doing Ash Street.

**FOR THE GOOD OF THE ORDER:** None

President Rodriguez adjourned the meeting at 9:11 p.m.

Jackie Lacy, Council Clerk