

Regular Council Minutes of February 2, 2009

President Tim Tarulli called the meeting to order at 7:30 pm. All stood for the invocation that was given by Captain George Bates of the Salvation Army and all recited the Pledge of Allegiance. Mayor Rick Homrighausen swore in City Council Clerk Julie Leggett.

Roll Call: Bair, Gunnoe, Moss, Maurer, Mueller, Parolini...Six (6) present.

Motion by Mueller to excuse Mark Cappell. Seconded by Gunnoe and the motion carried.

Acceptance of January 20, 2009 regular council meeting minutes as presented. Motion by Maurer. Seconded by Gunnoe. Discussion. The motion carried.

COMMITTEE REPORTS:

Safety Moss – No formal report. Safety meeting scheduled for Monday March 2, 2009 at 6:30 pm. Moss asked to be excused from the February 16, 2009 council meeting.

Parks & Recreation Gunnoe – No formal report.

Service Bair – Three recommendations for ordinances: (1) an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into a contract for the collection of refuse and recycling for the period beginning June 2009 and ending May 2012, with the city option to renew for the years 2013 and 2014, (2) an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into contract for the purchase of coal for the Municipal Light Plant, (3) an emergency ordinance be prepared authorizing the Director of Public Service of the City of Dover to advertise for bids and enter into contracts for the purchase of labor, materials, supplies, and equipment for the general services and electric field departments for the calendar year 2009. Bair commended the city's Service Department and employees on the recent snow and ice removal from the city streets.

Planning, Zoning & Codes Mueller - No formal report.

Human Resources Maurer – One recommendation for resolution: a resolution be prepared recognizing, commending, and thanking Megan Linard for her dedicated public service as Clerk of Council for the City of Dover.

Finance Cappell – One recommendation for ordinance: an emergency ordinance be prepared authorizing the Director of Public Service to enter into a contract for the purchase of one hundred and forty seven (147) cyclone separators for the boiler at the Dover Light Plant at a cost not to exceed seventy thousand three hundred dollars (\$70,300.00) and to authorize said purchase without advertisement pursuant to ORC 735.051.

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Utilities Parolini – One recommendation for ordinance: an emergency ordinance be prepared to allow only the City of Dover to aggregate demand response of retail customers in accordance with FERC Order 719 and taking other actions in connection therewith and declaring an emergency.

ADMINISTRATION REPORTS:

Mayor Homrighausen – One request for assignment: to prepare an Ordinance to update the City of Dover's Enterprise Zone Agreement and Boundaries with the county. The Mayor read a letter explaining the problems the Tennessee Valley Authority had with their ash pond and why something similar will not happen at AMP-OHIO's Facility. The Mayor asked that Amended Ordinance 68-08 be withdrawn at the proper time until further details are worked out.

Auditor Fox – No Formal Report.

Law Director O'Meara – No Formal Report.

Service Director Douglas – One request for assignment: to prepare an Ordinance authorizing the Service Director to advertise for bids and enter into a contract for the Street and Curb improvements to the north east corner of the intersection of Front Street and Tuscarawas Avenue. Douglas commended the Street Department for their hard work removing snow and keeping the roads in Dover as clear as possible.

Safety Director Vorhees – No Formal Report.

City Engineer Dummermuth – No formal report.

Electric Generating Dave Fillipi – Presented information on the Ordinances pertaining to the Dover Light Plant. Explained the need for Ordinance 09-09 stating that two (2) quotes were received which are valid until February 15th. He asked for action on Ordinance 09-09 so that the cyclone separators arrive in time to be installed. Fillipi also fielded a question regarding the conservation of electricity which occurred during recent repairs.

NOTICES & COMMUNICATIONS:

Monthly Reports – None

Notice of hearing regarding the renewal of liquor license to Twilite Lounge LLC. Hearing will be February 20, 2009 at 1:30 pm at the Tuscarawas County Department of Job & Family Services.

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Notice of hearing regarding a transfer of liquor license to La Rumba LLC. Hearing will be February 20, 2009 at 2:30 pm at the Tuscarawas County Department of Job & Family Services.

Dover Police Chief, Ronald Johnson, provided his monthly report which was copied for council members and administration.

PREABLES:

Resolution No. 02-09, Amended Emergency Ordinance 68-08, Ordinance 01-09, Ordinance 02-09, Emergency Ordinance no. 04-09, Emergency Ordinance 05-09, Emergency Ordinance 06-09, Emergency Ordinance 07-09, Emergency Ordinance 08-09, Emergency Ordinance 09-09, Emergency Ordinance 10-09, Emergency Ordinance 11-09

AUDIENCE:

None.

RECOMMENDATIONS:

Recommendation from the Human Resources Committee that a resolution be prepared recognizing, commending, and thanking Megan Linard for her dedicated public service as Clerk of Council for the City of Dover. Motion by Maurer to accept. Seconded by Mueller. Discussion. Motion carried.

Recommendation from the Service Committee than an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into a contract for the collection of refuse and recycling for the period beginning June 2009 and ending May 2012, with the city option to renew for the years 2013 and 2014. Motion by Bair to accept. Seconded by Parolini. Discussion. Motion carried.

Recommendation from the Service Committee that an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into contract for the purchase of coal for the Municipal Light Plant. Motion by Bair to accept. Seconded by Gunnoe. Discussion. Motion carried.

Recommendation from the Service Committee that an emergency ordinance be prepared authorizing the Director of Public Service of the City of Dover to advertise for bids and enter into contracts for the purchase of labor, materials, supplies, and equipment for the general services and electric field departments for the calendar year 2009. Motion by Bair to accept. Seconded by Parolini. Discussion. Motion carried.

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Recommendation from the Finance Committee that an emergency ordinance be prepared authorizing the Director of Public Service to enter into a contract for the purchase of one hundred and forty seven (147) cyclone separators for the boiler at the Dover Light Plant at a cost not to exceed seventy thousand three hundred dollars (\$70,300.00) and to authorize said purchase without advertisement pursuant to ORC 735.051. Motion by Maurer to accept. Seconded by Parolini. Discussion. Motion carried.

Recommendation from the Utility Committee that an emergency ordinance be prepared to allow only the City of Dover to aggregate demand response of retail customers in accordance with FERC Order 719 and taking other actions in connection therewith and declaring an emergency. Motion by Parolini to accept. Seconded by Maurer. Discussion. Motion carried.

ASSIGNMENTS:

Request for an assignment from the Mayor to prepare an Ordinance to update the City of Dover's Enterprise Zone Agreement and Boundaries with the county to PLANNING AND ZONING.

Request for an assignment from the Service Director to prepare an Ordinance authorizing the Service Director to advertise for bids and enter into a contract for the Street and Curb improvements to the north east corner of the intersection of Front Street and Tuscarawas Avenue in an amount not to exceed \$45,000.00 to SERVICE.

UNFINISHED BUSINESS:

Planning and Zoning meeting set for February 9, 2009 at 7:00 pm.

Service meeting set for February 9, 2009 at 6:30 pm.

Mueller presented the Mayor with a plaque from the Historic Canal Dover Association in recognition of valuable contributions to 2008 HCDA projects.

Maurer motioned to withdraw Amended Ordinance 68-08 until further details are worked out. Seconded by Moss. Discussion. Motion carried.

Maurer motioned to enter into executive session to discuss land acquisition following legislation. Seconded by Mueller. Discussion. Roll Call: Moss, Maurer, Mueller, Bair, Gunnoe, Parolini. Six (6) present and the motion carried.

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LEGISLATION:

Resolution No. 02-09. A resolution recognizing, commending, and thanking Megan Linard for her dedicated public service as Clerk of Council for the City of Dover.

Amended Emergency Ordinance 68-08. An amended emergency ordinance authorizing the Mayor to enter into a contract to purchase the M&M 77 LLC property together with all improvements thereon for the sum of five hundred forty-four thousand nine hundred and seventy-five dollars (\$544,975.00) consisting of approximately 43.598 acres, more or less. This property is located east of Interstate 77, West of the Tuscarawas River, North of the lands owned by Marsha M. Gerike and South of the land owned by Barbara Baker. A copy of the proposed purchase agreement is attached as Appendix A.

Ordinance 01-09. An ordinance authorizing the safety director to advertise for bids and enter into a contract for the purchase of three (3) new (2009) police cruisers, with the simultaneous trade-in or sale of one (1) 2006 and two (2) 2007 currently owned cruisers, at a net cost not to exceed fifty nine thousand dollars (\$59,000.00). Said amount shall include the cost of one (1) new mobile radio, three (3) new light bar apparatus, and the cost of any/all equipment change-over, striping, and decals.

Ordinance 02-09. An ordinance authorizing the director of public safety to advertise for bids and enter into a contract for the purchase of a 2008 or 2009 model year E-450 Ford Cutaway Chassis with an ambulance prep package with the cost not to exceed forty thousand dollars (\$40,000.00).

Emergency Ordinance 04-09. An emergency ordinance authorizing the director of public service of the City of Dover to advertise for bids and enter into contracts for the purchase of labor, materials, supplies, and equipment for the general services and electric field departments for the calendar year 2009.

Emergency Ordinance 05-09. An emergency ordinance to allow only the City of Dover to aggregate demand response of retail customers in accordance with FERC Order 719 and taking other actions in connection therewith and declaring an emergency.

Emergency Ordinance 06-09. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the construction of a new road and other improvements to section 'g' at the Dover Burial Park in an amount not to exceed forty seven thousand seven hundred dollars (\$47,700.00) in accordance with the attached estimate.

Emergency Ordinance 07-09. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the purchase of eight (8) valves for the two pressure reducing/de-superheating stations for the light plant in an amount not to exceed eighty five thousand dollars (\$85,000.00).

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Emergency Ordinance 08-09. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the modification of the Poolside sanitary sewer pump station including relocation of the existing force main from the Seneca Drive sewer to the sanitary sewer in the Municipal Park in an amount not to exceed one hundred and forty thousand dollars (\$140,000.00), in accordance with attached Appendix A.

Emergency Ordinance 09-09. An emergency ordinance authorizing the Director of Public Service to enter into a contract for the purchase of one hundred and forty seven (147) cyclone separators for the boiler at the Dover Light Plant at a cost not to exceed seventy thousand three hundred dollars (\$70,300.00) and to authorize said purchase without advertisement pursuant to ORC 735.051.

Emergency Ordinance 10-09. An emergency ordinance authorizing the Director of Public Service of the City of Dover to advertise for bids and enter into a contract for the purpose of coal for the Dover Municipal Light Plant.

Emergency Ordinance 11-09. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the collection of refuse and recycling for the period from June 1, 2009, through May 31, 2012.

Council adjourned at 8:25 pm.

Executive Session began at 8:30 pm.

CLERK OF COUNCIL
Julie Leggett

PRESIDENT OF COUNCIL
Timothy Tarulli