

Dover City Council Minutes of January 19, 2010

President Tim Tarulli called the meeting to order at 7:30 pm. All stood for the invocation that was given by Rev. Ed Scaglione of the Dover Baptist Church and all recited the Pledge of Allegiance.

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

Motion by Gunnoe to excuse Parolini. Seconded by Moss. Discussion. Motion carried. Excused.

Acceptance of January 4, 2010 regular council meeting minutes as presented. Motion by Maurer. Seconded by Korn. Discussion. Motion carried. Accepted.

COMMITTEE REPORTS:

Service Bair – One recommendation for assignment: that an 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 2010. Bair complimented the Service Department on their efforts to keep the roads clear during the recent bad weather.

Parks & Recreation Gunnoe – No formal report.

Safety Moss – No formal report.

Human Resources Mueller – No formal report.

Finance Maurer – The Finance Committee met on January 11th and took a preliminary look at the budget. One recommendation for assignment: that an ordinance be prepared authorizing the Safety Director to advertise for bids and enter into a contract for the purchase of three (3) new (2010) police cruisers, with the simultaneous trade-in or sale of three (3) 2008 currently owned cruisers, at a net cost not to exceed fifty five thousand dollars (\$55,000.00). Said amount shall include the cost of any/all equipment change-over, striping, and decals. Maurer stated that he will ask for rules suspension and passage at the first meeting in February.

Planning, Zoning and Codes Korn – Three recommendations for assignments: 1) that an emergency ordinance be prepared to terminate the Ohio Enterprise Zone Agreement and contract with Meteor Sealing Systems, LLC previously authorized in ordinances 40-03, 59-03 and 24-05 pursuant to the request of Meteor Systems LLC and the recommendation of the Tax Incentive Review Council (TIRC), 2) that an emergency ordinance be prepared to approve the plat of Waldenmyer's New Age addition to the City of Dover, Ohio as submitted to the City of Dover by BNDW, LLC, an Ohio limited liability company, and as approved by the Dover Planning Commission on December 7, 2009 and as on file with the Dover Mayor's Office for review, 3) that an emergency ordinance be prepared to approve and to accept the dedication of the plat on Iron Avenue and Clubview Drive and the plat of Iron as passed by the Planning Commission on December 8, 2009 and all improvements and utilities thereon and as prepared by George A. Fielder and Associates and as on file with the Dover Mayor's Office for review; to approve and accept the dedication of the plat of Iron Avenue as passed by the Planning Commission on January 12, 2010 as prepared by George A. Fielder and Associated and as on file with the Dover Mayor's Office for review. Korn stated he will have further discussion at the appropriate time.

Dover City Council Minutes of January 19, 2010

Page Two

Utility Parolini per Gunnoe – Utility meeting was held January 11th to discuss the service agreement with Uptown Services. No action was taken at the meeting. Gunnoe stated they will be asking Law Director O’Meara for his legal opinion.

ADMINISTRATION REPORTS:

Mayor Homrighausen – No report.

Auditor Fox – The 4th quarter financial report was handed out. Fox is available to answer any questions.

Law Director O’Meara – No formal report. O’Meara stated that he emailed his opinion earlier today regarding Uptown Services.

Service Director Douglas – Two bid openings will be held next week: January 28th for the annual tree removal and maintenance for the shade tree department and January 29th for the demolition of the former Elk’s Building. Douglas reported that 882 ton of road salt has been used so far with 530 ton stockpiled and 400 ton to be delivered.

Safety Director Vorhees – No Formal Report. Vorhees thanked Maurer for his quick work on the proposed ordinance for three new police cruisers.

City Engineer Dummermuth – No formal report.

President Tarulli - The Rules of Council were handed out to all councilpersons and administration. Tarulli stated that any concerns or changes will be addressed at the next meeting. Tarulli asked for a motion to nominate a President Pro-tem for 2010. Mueller motioned to elect Don Maurer as President Pro-tem for the year 2010. Bair seconded the motion. Discussion. Roll call. 6 yeas. Motion accepted.

NOTICES & COMMUNICATIONS:

Monthly Reports – None.

Notices – None.

PREAMBLES:

Emergency Resolution 24-09, Ordinance 70-09, Emergency Ordinance 01-10, Ordinance 02-10, Emergency Ordinance 03-10, Emergency Ordinance 04-10, Emergency Ordinance 05-10.

AUDIENCE:

Robin Gibson, 401 Canal Street Dover, stated that she has heard the City of Dover is interested in acquiring two of her properties. Gibson stated that she thinks an agreement can be worked out and sees no need for eminent domain. Gibson wanted council to know a few facts about the land: that she uses the lots for parking, that she will be losing storage and a garage which sit on the property, that the value of the home will be effected and that the land has hook up for sewer and electric. O’Meara stated that an Dover

City Council Minutes of January 19, 2010

Page Three

appraiser has been called and will determine the fair market value. Once O'Meara learns this value, he will approach Council with the information.

RECOMMENDATIONS:

Recommendation by Greg Bair of the Service Committee that an 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 2010. Bair motioned to accept. Seconded by Gunnoe. Discussion. Motion carried. Accepted.

Recommendation by Don Maurer of the Finance Committee that an ordinance be prepared authorizing the Safety Director to advertise for bids and enter into a contract for the purchase of three (3) new (2010) police cruisers, with the simultaneous trade-in or sale of three (3) 2008 currently owned cruisers, at a net cost not to exceed fifty five thousand dollars (\$55,000.00). Said amount shall include the cost of any/all equipment change-over, striping, and decals. Maurer motioned to accept. Seconded by Moss. Discussion. Motion carried. Accepted.

Recommendation by Tony Korns of the Planning, Zoning & Codes Committee that an emergency ordinance be prepared to terminate the Ohio Enterprise Zone Agreement and contract with Meteor Sealing Systems, LLC previously authorized in ordinances 40-03, 59-03 and 24-05 pursuant to the request of Meteor Systems LLC and the recommendation of the Tax Incentive Review Council (TIRC). Korns motioned to accept. Seconded by Gunnoe. Discussion. Motion carried. Accepted.

Recommendation by Tony Korns of the Planning, Zoning & Codes Committee that an emergency ordinance be prepared to approve the plat of Waldenmyer's New Age addition to the City of Dover, Ohio as submitted to the City of Dover by BNDW, LLC, an Ohio limited liability company, and as approved by the Dover Planning Commission on December 7, 2009 and as on file with the Dover Mayor's Office for review. Korns motioned to accept. Seconded by Maurer. Discussion. Korns stated that once an updated drawing has been received by Dummermuth, a meeting will be held to discuss the proposed ordinance further. 5 yeas. 1 nay. Motion carried. Accepted.

Recommendation by Tony Korns of the Planning, Zoning & Codes Committee that an emergency ordinance be prepared to approve and to accept the dedication of the plat on Iron Avenue and Clubview Drive and the plat of Iron as passed by the Planning Commission on December 8, 2009 and all improvements and utilities thereon and as prepared by George A. Fielder and Associates and as on file with the Dover Mayor's Office for review; to approve and accept the dedication of the plat of Iron Avenue as passed by the Planning Commission on January 12, 2010 as prepared by George A. Fielder and Associates and as on file with the Dover Mayor's Office for review. Korns motioned to accept. Seconded by Moss. Discussion. This proposed ordinance is a clean up of streets that are not dedicated. Korns and Dummermuth are available if there are any questions. Motion carried. Accepted.

ASSIGNMENTS:

None

Dover City Council Minutes of January 19, 2010

Page Four

UNFINISHED BUSINESS:

None

LEGISLATION:

Emergency Resolution 24-09 up for Second Reading. An emergency resolution authorizing participation in the Tuscarawas County Emergency Management Agency and authorizing the appropriation and payment of \$3,052.25 for 2010 and the execution of the continuing contract between the City of Dover and the Tuscarawas County Homeland Security and Emergency Management Agency. Moss motioned to pass. Seconded by Mueller. Discussion. Motion carried. Passed.

Ordinance 70-09 up for Third Reading. An ordinance amending the zoning classifications of the properties owned by the Union Hospital Association located at 605 Bond Street, Parcel # 15-01706-000, and located at 616 Bond Street Extension, Parcel # 15-01747-000, from the current zoning classification as "R-2" to a classification of "H-1". Moss motioned to hold. Seconded by Gunnoe. Discussion. Motion carried. Held.

Emergency ordinance 01-10 up for First Reading. 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 2010. Bair motioned to hold. Seconded by Mueller. Discussion. Motion carried. Held.

Ordinance 02-10 up for First Reading. An ordinance authorizing the Safety Director to advertise for bids and enter into a contract for the purchase of three (3) new (2010) police cruisers, with the simultaneous trade-in or sale of three (3) 2008 currently owned cruisers, at a net cost not to exceed fifty five thousand dollars (\$55,000.00). Said amount shall include the cost of any/all equipment change-over, striping, and decals. Maurer motioned to hold. Seconded by Moss. Discussion. Motion carried. Held.

Emergency ordinance 03-10 up for First Reading. An emergency ordinance to terminate the Ohio Enterprise Zone Agreement and contract with Meteor Sealing Systems, LLC previously authorized in ordinances 40-03, 59-03 and 24-05 pursuant to the request of Meteor Systems LLC and the recommendation of the Tax Incentive Review Council (TIRC). Korns motioned to hold. Seconded by Moss. Discussion. Motion carried. Held.

Emergency ordinance 04-10 up for First Reading. An emergency ordinance to approve the plat of Waldenmyer's New Age Addition to the City of Dover, Ohio as submitted to the City of Dover by BNDW, LLC, an Ohio limited liability company, and as approved by the Dover Planning Commission on December 7, 2009 and as on file with the Dover Mayor's Office for review. Korns motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Emergency Ordinance 05-10 up for First Reading. An emergency ordinance be prepared to approve and to accept the dedication of the plat on Iron Avenue and Clubview Drive and the plat of Iron as passed by the Planning Commission on December 8, 2009 and all improvements and utilities thereon and as prepared by George A. Fielder and Associates and as on file with the Dover Mayor's Office for review; to approve and accept the dedication of the plat of Iron Avenue as passed by the Planning Commission on January

Dover City Council Minutes of January 19, 2010

Page Five

12, 2010 as prepared by George A. Fielder and Associated and as on file with the Dover Mayor's Office for review. Korn's motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Mueller motioned to adjourn. Seconded by Korn's. Discussion. Motion carried. Adjourned at 8:05 pm.

CLERK OF COUNCIL

Julie Leggett

PRESIDENT OF COUNCIL

Timothy Tarulli