

Dover City Council Minutes of November 7, 2011

President Tim Tarulli called the meeting to order at 7:30 pm. All stood for the invocation that was given by Reverend Bruce McLaughlin from Dover First United Methodist Church followed by the Pledge of Allegiance.

Roll Call: Bair, Gunnoe, Moss, Mueller, Maurer, Korns, Parolini...Seven (7) present.

Acceptance of October 17, 2011 regular council meeting minutes as presented. Motion by Maurer. Seconded by Korns. Discussion. Motion carried. Accepted.

COMMITTEE REPORTS:

Service Bair – Bair held a Service meeting tonight to continue discussion on the Parkview storm sewer and curbs. It was decided to pass the assignment on to the Finance Committee for further consideration. Bair congratulated the city and Mayor for the recognition from AMP and the Mayor's re-elected as President. Bair also reminded council to vote and wished good luck to all candidates.

Parks & Recreation Gunnoe – No formal report. Gunnoe echoed the comments made by Bair congratulating the city and Mayor and wished the best of luck to the candidates.

Safety Moss – One recommendation from meeting tonight: that an ordinance be prepared to regulate the parking of commercial vehicles in residential districts. Moss commended the Police and Fire Departments on their response to the Dover Chemical incident. Moss wished good luck to the candidates and congratulated the City of Dover and Mayor. Moss asked Safety Director Vorhees about parking on South Johnson when activities are going on at the stadium.

Human Resources Mueller – No formal report. Mueller echoed the comments congratulating the city and Mayor and encouraged everyone to vote.

Finance Maurer – Maurer reported that a Finance Committee meetings were held on October 31, 2011 and this evening. Two recommendations from those meetings: (1) that an emergency ordinance be prepared to authorize the Service Director to advertise for bids and enter into a contract for the removal and replacement of the Service Director and Fire Department office roof in an amount not to exceed \$38,000.00 including engineering, (2) that an emergency ordinance be prepared making supplemental appropriations decreasing appropriations and authorizing the transfer of funds to meet current obligations of the City of Dover and the departments therein. Maurer will be asking for rules suspension and passage on the roof ordinance to get it moving as soon as possible. Maurer stated that at the October 31, 2011 meeting Auditor Fox spoke on the third quarter stating that the general fund revenue is up while expenses are down. Maurer said that Dover continues to work wisely in these finances and the State of Ohio budget will affect Dover in 2012. More than ever Dover is on its own when it comes to generating revenue and there is no need for any rate increases in 2012. Maurer commended Pruni and Mamarella on their 30 years or more of contribution stating that is a great achievement and thanking them.

Planning, Zoning and Codes Korns – One recommendation from meeting October 31, 2011: that an ordinance be prepared to approve Plat IV of the Northstar of Dover Manufactured Home Community to the City of Dover, Ohio as submitted to the City of Dover by the Cover Land Development Company, and as approved by the Dover Planning Commission on October 11, 2011 and as on file with the Dover Mayor's Office for review. Korns stated that this recommendation is the last plat up there. Korns echoed

congratulations to the three retiring city employees and congratulated the city and Mayor on the accomplishment. Korn's wished everyone good luck and reminded council to get out and vote.

Utility Parolini – No formal report. Parolini congratulated the city and Mayor, reminded everyone to vote, wished good luck to the candidates and thanked the retiring employees.

ADMINISTRATION REPORTS:

Mayor Homrighausen – The Mayor distributed the Official Press Release from AMP regarding the awards Dover received during the annual AMP/OMEA conference. Dover Light & Power received an innovation Award, the utility received a Public Power Promotions Honorable Mention for the power plant open house and DLP's received an AMP Safety Award. Mayor Homrighausen was elected to his 12th one year term as the President of the Ohio Municipal Electric Association. Also, Dover was elected to the 20 member Board of Directors which will be held by Dover's Dave Filippi. The Mayor recognized three city employees who have retired following at least 30 years of service to the city. Two of the three retirees were in attendance and the Mayor read a letter of appreciation from the third, Bob Harriff. Lastly, the Mayor made mention of a recent question posed by a concerned citizen regarding what could be done with wild cats roaming Dover neighborhoods.

Auditor Fox – No formal report. Fox congratulated the Mayor and city and thanked the retiring employees.

Law Director O'Meara – No formal report. O'Meara explained that an amended 40-11 was handed out and he would like a motion from the floor to reflect the addition of two items to be sold. As for the cats, O'Meara said it is becoming a problem in more municipalities and the city can look into getting rid of the cats. He congratulated Dover, the Mayor and Dave Filippi. O'Meara reminded everyone to vote and requested that council enter into executive session following legislation for the purpose of negotiations.

Service Director Douglas – Douglas congratulated Pruni and Mamarella and said he had enjoyed working with them. He reported that street paving is complete for the year as well as the Wills Avenue storm sewer project, the Broadway CDBG project and the Karns and Angel Drive storm sewer project which just needs seeded. One assignment: a request for a committee assignment from the Service Director to prepare an emergency ordinance to authorize additional funds for the city's annual paving project in an amount not to exceed \$17,000.00. Line Item # 330.745.57320 (future paving).

Safety Director Vorhees – Vorhees acknowledged and thanked the hazmat and safety forces for their quick response to the Dover Chemical incident. He said in those situations you don't know what is to come so you prepare for the worst and go down from there. Closing Interstate 77 was protocol. Vorhees also commended the local media which helped as quickly as they could and the Dover Chemical safety staff for containing the spill as quickly as they could. Vorhees also congratulate the three retiring employees, the City of Dover and the Mayor on their accomplishment and wished good luck to the candidates and reminded everyone to vote. One assignment:

City Engineer Dummermuth: No formal report.

NOTICES & COMMUNICATIONS:

Monthly Reports – None.

Notices – The 35% licensing fee distribution was received from the State of Ohio Division of Liquor Control.

PREAMBLES:

Resolution 16-11, Resolution 17-11, Resolution 18-11, Ordinance 37-11, Ordinance 38-11, Ordinance 39-11, Ordinance 40-11, Ordinance 41-11, Emergency Ordinance 42-11, Ordinance 43-11, Ordinance 44-11, Ordinance 45-11.

AUDIENCE:

Nathan Mutschelknaus, 1108 East Third Street Dover, was in attendance on behalf of two co-workers. One co-worker is a family member of the lady killed by Zimmer and the other co-worker is a friend of the man killed on Wooster Avenue. Mutschelknaus said he hopes something can be done in the future to increase safety in these areas.

Ron Lutwen, from SSOE Toledo, was in attendance to talk about energy. Lutwen said it is importance for the city to continually examine its alternative sources of energy and the Mayor and city are active in doing this. Lutwen sees the closing of coal plants over the next few years and there are no more coal plants being planned in this country. Rates will skyrocket over the next few years. Lutwen commended the city on its existing facility and said he is available to talk to anyone about energy.

RECOMMENDATIONS:

Recommendation from Don Maurer, Chairman of the Finance Committee that an emergency ordinance be prepared to authorize the Service Director to advertise for bids and enter into a contract for the removal and replacement of the Service Director and Fire Department office roof in an amount not to exceed \$38,000.00 including engineering. Motion by Maurer to accept. Seconded by Parolini. Discussion. Motion carried. Accepted.

Recommendation from Don Maurer, Chairman of the Finance Committee that an emergency ordinance be prepared making supplemental appropriations decreasing appropriations and authorizing the transfer of funds to meet current obligations of the City of Dover and the departments therein. Motion by Maurer to accept. Seconded by Bair. Discussion. Motion carried. Accepted.

Recommendation from Sandy Moss, Chairman of the Safety Committee that an ordinance be prepared to regulate the parking of commercial vehicles in residential districts. Motion by Moss to accept. Seconded by Parolini. Discussion. Motion carried. Accepted.

Recommendation from Tony Korn, Chairman of the Planning, Zoning and Codes Committee that an ordinance be prepared to approve Plat IV of the Northstar of Dover Manufactured Home Community to the City of Dover, Ohio as submitted to the City of Dover by the Cover Land Development Company, and as approved by the Dover Planning Commission on October 11, 2011 and as on file with the Dover

Mayor's Office for review. Motion by Korns to accept. Seconded by Moss. Discussion. Motion carried. Accepted.

ASSIGNMENTS:

A request for a committee assignment from Service Director Douglas to prepare an emergency ordinance to authorize additional funds for the city's annual paving project in an amount not to exceed \$17,000.00. Line Item # 330.745.57320 (future paving) to FINANCE.

UNFINISHED BUSINESS:

Moss called a Safety meeting for November 21, 2011 at 7:15 pm.

Mueller called a Human Resources meeting for December 5, 2011 at 7:00 pm.

Maurer called a Finance meeting for November 21, 2011 at 6:30 pm.

Mueller motioned to enter into executive session following legislation for the purpose of discussing negotiations. Seconded by Gunnoe. Discussion. Roll call. 7 yeas. Motion carried. Executive Session.

LEGISLATION:

Resolution 16-11 up for Third Reading. A resolution recognizing, commending and thanking Larry Pruni for his years of dedicated public service for the City of Dover. Mueller motioned to pass. Seconded by Maurer. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Resolution 17-11 up for Third Reading. A resolution recognizing, commending and thanking Bob Harriff for his years of dedicated public service for the City of Dover. Mueller motioned to pass. Seconded by Moss. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Resolution 18-11 up for Third Reading. A resolution recognizing, commending and thanking Fed Mamarella for his years of dedicated public service for the City of Dover. Mueller motioned to pass. Seconded by Maurer. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Ordinance 37-11 up for Third Reading. An ordinance to amend Codified Ordinance 1143.09 regulating private swimming pools. Korns motioned to pass. Seconded by Mueller. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Ordinance 38-11 up for Third Reading. An ordinance to approve plat II and III of the Northstar of Dover Manufactured Home Community to the City of Dover, Ohio as submitted to the City of Dover by the Dover Land Development Company, and as approved by the Dover Planning Commission on September 13, 2011 and as on file with the Dover Mayor's Office for review. Korns motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Ordinance 39-11 up for Second reading. An ordinance to amend codified ordinance section 1143.03 regarding the parking of trailers, commercial vehicles and recreational vehicles in residential districts. Korns motioned to hold. Seconded by Moss. Discussion. Motion carried. Held.

Ordinance 40-11 up for Second Reading. An ordinance authorizing the Safety Director to sell by the method chosen (advertised by sealed bid or internet auction) three pieces of obsolete and unused fire equipment, a 1966 fire apparatus snorkel truck, a 1986 Pierce Fire Truck and a 1986 Pierce Arrow. Moss motioned to hold. Seconded by Korns. Discussion. Motion carried. Held.

Ordinance 41-11 up for Second Reading. An emergency ordinance authorizing the Director of Public Safety to enter into a contract, as attached as Appendix A, with the Joint County Public Defenders Office to provide legal counsel to indigent persons charged with loss of liberty offenses in the New Philadelphia Municipal Court, and arising in the City of Dover, at a cost not to exceed fourteen thousand seven hundred dollars (\$14,700.00). Moss motioned to hold. Seconded by Gunnoe. Discussion. Motion carried. Held.

Emergency ordinance 42-11 up for First Reading. An emergency ordinance to authorize the Service Director to advertise for bids and enter into a contract for the removal and replacement of the Service Director and Fire Department office roof in an amount not to exceed \$38,000.00 including engineering. Maurer motioned to suspend the rules. Seconded by Bair. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Maurer motioned to pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Ordinance 43-11 up for First Reading. An ordinance to regulate the parking of commercial vehicles in residential districts. Moss motioned to hold. Seconded by Korns. Discussion. Motion carried. Held.

Ordinance 44-11 up for First Reading. An ordinance to approve Plat IV of the Northstar of Dover Manufactured Home Community to the City of Dover, Ohio as submitted to the City of Dover by the Cover Land Development Company, and as approved by the Dover Planning Commission on October 11, 2011 and as on file with the Dover Mayor's Office for review. Korns motioned to hold. Seconded by Gunnoe. Discussion. Motion carried. Held.

Ordinance 45-11 up for First Reading. An emergency ordinance making supplemental appropriations decreasing appropriations and authorizing the transfer of funds to meet current obligations of the City of Dover and the departments therein. Maurer motioned to hold. Seconded by Moss. Discussion. Motion carried. Held.

Break for Executive Session at 8:30 pm.

CLERK OF COUNCIL
Julie Leggett

PRESIDENT OF COUNCIL
Timothy Tarulli