

## Dover City Council Minutes of February 1, 2010

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 Dover Salvation Army and all recited the Pledge of Allegiance.

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

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

Acceptance of January 19, 2010 regular council meeting minutes as presented. Motion by Maurer. Seconded by Gunnoe. Discussion. Motion carried. Accepted.

### COMMITTEE REPORTS:

Service Bair – No formal report. Bair will be asking for rules suspension and passage of Emergency Ordinance 01-10 this evening.

Parks & Recreation Gunnoe – No formal report.

Safety Moss – No report.

Human Resources Mueller – No formal report.

Finance Maurer – No formal report. Finance meeting scheduled for February 8, 2010 at 6:00 pm.

Planning, Zoning and Codes Korn – No formal report. Korn will be asking for rules suspension and passage of Ordinance 3-10. Meeting scheduled for February 8, 2010 at 6:30 pm to discuss the Waldenmeyer Addition. Korn asked that Mr. Waldenmeyer be contacted and invited to attend the meeting. This meeting will be a Committee of the Whole meeting.

Utility Parolini – No formal report.

### ADMINISTRATION REPORTS:

Mayor Homrighausen – Two letters were read from Time Warner Cable regarding channel line up and fee changes. The Mayor presented Council with copies of the County Lead Drug Task Force Annual Report and his 2010 Appointments. A press release was distributed from O.D.O.T. regarding the I-77 and C.R. 80 Interchange. The Mayor requested Executive Session immediately following the presentation by Neil Shaw of Uptown Services, LLC for the purpose of discussing land acquisition. The Mayor had one request for assignment: a request for a committee assignment to prepare an ordinance regarding uniform fee schedules from the Plumbing Board, the Electrical Board and the HVAC Board. The Mayor asked that Jeff Beitzel be invited to the committee meeting.

Auditor Fox – No formal report.

Law Director O'Meara – No formal report. Minor typos were corrected in Ordinances 02-10, 03-10 and 04-10. O'Meara stated he also would like to request executive session to discuss land acquisition.

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Service Director Douglas – The bid opening was held January 29<sup>th</sup> for the demolition of the former Elk's Building. Fourteen bids were submitted with the apparent low bid \$62,400.00 by B&B Wrecking, Inc. of Cleveland. The bids are under review. The general construction and the plumbing construction for the new City Park restrooms may be rejected and re-bid with new specifications for various materials and equipment to lower costs. A recommendation will be submitted to the Board of Control regarding those issues. Douglas also reported that the membranes for the Wastewater Plant are being changed by the vendor and manufacturer due to a defect. The work is under warranty. The Service Director had one assignment: a request for a Committee Assignment to prepare an Emergency Ordinance authorizing the Service Director to enter into a contract with Beaver Excavating g Company and appropriate funds in an amount not to exceed \$104,500.00 for the installation of approximately 505 lf. Of 14" Ductile Iron Waterline, all fittings and valves, 20 lf. Of 6" Ductile Iron Waterline with all fittings. Douglas requested that this ordinance be acted upon as soon as possible with passage at the next meeting.

Safety Director Vorhees – No Formal Report. Requested rules suspension and passage of Ordinance 02-10 to expedite the bidding process.

City Engineer Dummermuth – No formal report.

Electric Generating Superintendent Dave Fillipi – No formal report.

Electric Field Superintendent Larry Lautzenheiser – No formal report.

Telecommunications Supervisor Matt Arnett – No formal report.

### NOTICES & COMMUNICATIONS:

Monthly Reports – December 2009 Bank Reconciliation.

Notices – State of Ohio Division of Liquor Control licensing fee distribution and notice from the Division of Liquor Control of a liquor license transfer from Carbones on the Boulevard to Carbones on Tuscarawas Avenue. Vorhees stated there was no reason to request a hearing on this transfer.

### PREAMBLES:

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

### AUDIENCE:

None.

### RECOMMENDATIONS:

None.

### ASSIGNMENTS:

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Request for an assignment from the Mayor to prepare an ordinance regarding uniform fee schedules from the Plumbing Board, the Electrical Board and the HVAC Board to PLANNING, ZONING AND CODES.

Request for an assignment from the Service Director to prepare an Emergency Ordinance authorizing the Service Director to enter into a contract with Beaver Excavating g Company and appropriate funds in an amount not to exceed \$104,500.00 for the installation of approximately 505 lf. Of 14" Ductile Iron Waterline, all fittings and valves, 20 lf. Of 6" Ductile Iron Waterline with all fittings to FINANCE.

### UNFINISHED BUSINESS:

President Tarulli opened discussion on Council Rules. O'Meara and Vorhees made two amendments. Maurer made a motion for an official amendment of the Council Rules reflecting these changes. Seconded by Korns. Discussion. Motion carried. Council Rules Amended. Tarulli stated that council will be given a clean copy of the rules next meeting for additional review.

Bair made a motion to adopt the committee assignments. Seconded by Maurer. Discussion. Roll call. 5 yeas. 1 nay. Motion carried. Committee assignments accepted.

Motion by Maurer to enter into executive session following the presentation by Neil Shaw to discuss land acquisition. Seconded by Bair. Discussion. Roll call. 6 yeas. Motion carried.

### LEGISLATION:

Ordinance 70-09 up for Fifth 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". Korns motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Emergency ordinance 01-10 up for Second 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 suspend the rules. Seconded by Gunnoe. Discussion. Roll call. 6 yeas. Motion carried. Rules suspended. Bair motioned to pass. Seconded by Mueller. Discussion. Roll call. 6 yeas. Motion carried. Passed.

Ordinance 02-10 up for Second 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 suspend the rules. Seconded by Parolini. Discussion. Roll call. 6 yeas. Motion carried. Rules suspended. Maurer motioned to pass. Seconded by Parolini. Discussion. Roll call. 6 yeas. Motion carried. Passed.

Emergency ordinance 03-10 up for Second Reading. An emergency ordinance to terminate the Ohio Enterprise Zone Agreement and contract with Meteor Sealing Systems, LLC previously authorized in

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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). Korn motioned to suspend the rules. Seconded by Maurer. Discussion. Roll call. 6 yeas. Motion carried. Rules suspended. Korn motioned to pass. Seconded by Maurer. Discussion. Roll call. 6 yeas. Motion carried. Passed.

Emergency ordinance 04-10 up for Second 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. Korn motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Emergency Ordinance 05-10 up for Second 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 12, 2010 as prepared by George A. Fielder and Associated and as on file with the Dover Mayor's Office for review. Korn motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

### PRESENTATION

Neil Shaw, President of Uptown Services, LLC, presented Council with an overview of the results of the Fiber to the Premise (FTTP) Engineering Study. Shaw also updated Council on the feasibility study. A copy the power point presentation is attached.

Adjournment at 8:50 for executive session.

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CLERK OF COUNCIL  
Julie Leggett

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PRESIDENT OF COUNCIL  
Timothy Tarulli