

Dover City Council Minutes of May 17, 2010

President Tim Tarulli called the meeting to order at 7:30 pm. All stood for the invocation that was given by Mayor Homrighausen and all recited the Pledge of Allegiance.

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

Acceptance of May 3, 2010 regular council meeting minutes as presented. Motion by Maurer. Seconded by Bair. Discussion. Motion carried. Accepted.

COMMITTEE REPORTS:

Service Bair – No formal report. Bair scheduled a service meeting for May 24, 2010 at 6:00 pm.

Parks & Recreation Gunnoe – No formal report.

Safety Moss – One recommendation from meeting tonight: that an emergency resolution be prepared authorizing the Police Department and the City of Dover to dispose of certain property at public auction or sale.

Human Resources Mueller – No formal report. Two requests for assignments: (1) a request for an assignment to look into the hiring of someone to trap and remove stray cats, (2) a request for an assignment to look into rules about docking a private boat on city property for any length of time.

Finance Maurer – Four recommendations for assignment from the finance meeting held May 10, 2010: (1) that an emergency resolution be prepared authorizing Ohio Regional Development Corporation (ORDC) to file an application with the State of Ohio to allow the City of Dover to participate in the 2010 Community Development Block Grant (CDBG) program, and authorizing the Mayor of the City of Dover to enter into a contract with ORDC for the preparation of said application and administration and implementation of CDBG grant proceeds at a cost not to exceed seven thousand dollars (\$7,000.00), (2) that an emergency ordinance be prepared to authorize the Service Director to advertise for bids and to enter into a contract for the extension of the Wills Avenue storm sewer extensions project in an amount not to exceed one million two hundred and thirteen thousand dollars (1,213,000.00), (3) that an emergency ordinance be prepared to repeal the authorization to advertise for bids and enter into a contract for the construction of a gazebo/pavilion in the city park provided in ordinance 45-08, (4) that an emergency ordinance be prepared to authorize the Mayor to purchase the Robin Gibson property as described in the attached Appendix A for the sum of nine thousand dollars (\$9,000.00). Maurer stated that the warranty deed is attached to the Gibson ordinance. Maurer will be asking for rules suspension and passage of the Gibson ordinance as well as the 2010 CDBG program because of a June deadline to file the application and the ordinance which repeals the park gazebo due to a timeline in paperwork.

Planning, Zoning and Codes Korn – One recommendation from meeting tonight: that an ordinance be prepared to adopt the special purpose flood damage resolution as stated in Ordinance 32-10. Korn stated that during tonight's meeting it was discussed whether the language regarding vacant gas station canopies is strict enough if deemed necessary. It was decided to leave the ordinance as is. The issue of raised houses will move forward into committee. Korn also asked that the last assignment regarding a traffic study be removed from the assignment sheet.

Utility Parolini – No formal report.

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ADMINISTRATION REPORTS:

Mayor Homrighausen – The Mayor stated that the first of many upcoming events celebrating 100 years as a public power community will be a booth at the 29th annual Canal Days Festival. Members of council were asked to volunteer to work at the booth. The Memorial Day parade will be Monday, May 31st beginning at 10:00 am. The Mayor introduced two youths who read letters they wrote regarding vandalism they did at the Dover City Park. Copies of the agreement between the prosecutor's office and the boys were handed out. The Mayor requested executive session for the discussion of land acquisition following legislation.

Auditor Fox – No report.

Law Director O'Meara – Ordinance 32-10 was pulled. Ordinance 33-10 is now Ordinance 32-10. One request for assignment: a request for an assignment to permit the Service Director to enter into a contract to raze two houses and accessory structures located at 1113 North Walnut Street and 512 Washington Street. O'Meara stated that promises from the owners to upgrade and correct the problems have not been fulfilled. Building, Zoning and Codes Administrator Jeff Beitzel has followed the procedures to get the problems corrected to no avail. Therefore, the next step is to tear down the structures and accessory buildings.

Service Director Douglas – Douglas passed out literature from the Ohio EPA regarding stormwater pollution. This is a sample of the literature that will be passed out at schools, festivals and educational meetings. Douglas stated that this issue effects the entire city and is asking the Mayor to appoint a committee to review this topic.

Safety Director Vorhees – Vorhees asked for rules suspension and passage of Ordinance 27-10 after the second reading because the sooner it is signed the sooner the items go into effect. A certified copy of Ordinance 27-10 was requested.

City Engineer Dummermuth – No formal report.

Parks and Recreation Director Scott Jerles – No formal report. Jerles asked the two youths present to keep in mind that the City of Dover takes pride in its parks and it is aggravating to see vandalism occur. Jerles also commended the boys for coming in front of council.

Building, Zoning and Codes Administrator Jeff Beitzel - No formal report.

NOTICES & COMMUNICATIONS:

Monthly Reports – Auditor Fox handed out the March 2010 bank reconciliation.

Notices – Dover Police Chief Ron Johnson provided his departments February 2010 and March 2010 reports and the State of Ohio Division of Liquor Control sent the 35% licensing fee distribution. Copies given to Council and Administration.

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PREAMBLES:

Resolution 03-10, Emergency Resolution 04-10, Emergency Resolution 05-10, Emergency Ordinance 24-10, Emergency Ordinance 25-10, Emergency Ordinance 27-10, Ordinance 28-10, Emergency Ordinance 29-10, Ordinance 30-10, Emergency Ordinance 31-10, Dover Ordinance 32-10.

AUDIENCE:

Ruth Henry, 614 Shafer Avenue Dover, asked council to look into ridding her neighborhood of stray cats. Henry stated there are currently 20 stray cats in her neighborhood. She has lived in her home 50 years.

RECOMMENDATIONS:

Recommendation from Sandy Moss chairman of the Safety Committee that an emergency resolution be prepared authorizing the Police Department and the City of Dover to dispose of certain property at public auction or sale. Moss motioned to accept. Seconded by Korns. Discussion. Motion carried. Accepted.

Recommendation from Tony Korns chairman of the Planning, Zoning & Codes Committee that an ordinance be prepared to adopt the special purpose flood damage resolution as stated in Ordinance 32-10. Korns motioned to accept. Seconded by Maurer. Discussion. Motion carried. Accepted.

Recommendation from Don Maurer chairman of the Finance Committee that an emergency resolution be prepared authorizing Ohio Regional Development Corporation (ORDC) to file an application with the State of Ohio to allow the City of Dover to participate in the 2010 Community Development Block Grant (CDBG) program, and authorizing the Mayor of the City of Dover to enter into a contract with ORDC for the preparation of said application and administration and implementation of CDBG grant proceeds at a cost not to exceed seven thousand dollars (\$7,000.00). Maurer motioned to accept. Seconded by Bair. Discussion. Motion carried. Accepted.

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 to enter into a contract for the extension of the Wills Avenue storm sewer extension project in an amount not to exceed one million two hundred and thirteen thousand dollars (1,213,000.00). Maurer motioned to accept. Seconded by Bair. Discussion. Motion carried. Accepted.

Recommendation from Don Maurer chairman of the Finance Committee that an emergency ordinance to repeal the authorization to advertise for bids and enter into a contract for the construction of a gazebo/pavilion in the city park provided in ordinance 45-08. Maurer motioned to accept. Seconded by Moss. Discussion. Motion carried. Accepted.

Recommendation from Don Maurer chairman of the Finance Committee that an emergency ordinance be prepared to authorize the Mayor to purchase the Robin Gibson property as described in the attached Appendix A for the sum of nine thousand dollars (\$9,000.00). Maurer motioned to accept. Seconded by Mueller. Discussion. Motion carried. Accepted.

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ASSIGNMENTS:

Request for an assignment from Law Director O'Meara to permit the Service Director to enter into a contract to raze two houses and accessory structures located at 1113 North Walnut Street and 512 Washington Street to Planning, Zoning & Codes.

Request for an assignment from Mueller to look into the hiring of someone to trap and remove stray cats to Planning, Zoning & Codes.

Request for an assignment from Mueller to look into rules about docking a private boat on city property for any length of time to Planning, Zoning & Codes.

UNFINISHED BUSINESS:

Tarulli asked Mueller for background on his assignment regarding docking on city property. Mueller stated that properties on Canal Road front the river and there has been an inquiry about docking on city property permanently.

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

Korns called a Planning, Zoning and Codes meeting for June 7, 2010 at 6:30 pm.

LEGISLATION:

Resolution 03-10 up for Second Reading. A resolution to adopt and approve the Solid Waste Management Plan for the Stark-Tuscarawas-Wayne Joint Waste Management District. Bair motioned to hold. Seconded by Gunnoe. Discussion. Motion carried. Held.

Emergency resolution 04-10 up for First Reading. An emergency resolution authorizing the Police Department and the City of Dover to dispose of certain property at public auction or sale. Moss motioned to pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency resolution 05-10 up for First Reading. An emergency resolution authorizing Ohio Regional Development Corporation (ORDC) to file an application with the State of Ohio to allow the City of Dover to participate in the 2010 Community Development Block Grant (CDBG) program, and authorizing the Mayor of the City of Dover to enter into a contract with ORDC for the preparation of said application and administration and implementation of CDBG grant proceeds at a cost not to exceed seven thousand dollars (\$7,000.00). Maurer motioned to suspend the rules. Seconded by Mueller. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Maurer motioned to pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 24-10 up for Second Reading. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the replacement of the Tremont/Park Sanitary Sewer Pump Station in an amount not to exceed one hundred and thirty seven thousand dollars

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(\$137,000.00), including engineering, in accordance with the attached Appendix A. Maurer motioned to hold. Seconded by Parolini. Discussion. Motion carried. Held.

Emergency ordinance 25-10 up for Second Reading. An emergency ordinance to fund and authorize the Director of Public Service to advertise for bids and enter into a contract for the Community Development Block Grant (CDBG) Project for the fiscal year 2009 for the reconstruction of approximately 750 feet of an alley running between the first alley East of Wooster Avenue and Park Street and located between Regent Street and Broadway at a cost not to exceed fifty six thousand dollars (\$56,000.00), with forty one thousand four hundred dollars (\$41,400.00) from CDBG funds and fourteen thousand six hundred dollars (\$14,600.00) from the city's funds. Bair motioned to hold. Seconded by Gunnoe. Discussion. Motion carried. Held.

Emergency ordinance 27-10 up for Second Reading. An emergency ordinance authorizing the Mayor and the Director of Public Safety to enter into a "Fire, Rescue, and Emergency Medical Service Agreement" with Dover Township, a copy of which has been attached hereto as Appendix A. Moss motioned to suspend the rules. Seconded by Korn. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Moss motioned to pass. Seconded by Korn. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Ordinance 28-10 up for Second Reading. An ordinance providing for the issuance and sale of \$7,200,000 notes, in anticipation of the issuance of bonds, for the purpose of paying costs of improving the Municipal Electric System by (1) constructing, installing and equipping a 69KV transmission line from the north intertie to the Municipal Electric Plant and fiber optic and other cable for the utility's communication system, (2) acquiring, constructing, installing and equipping certain electric generating units in cooperation with other Municipal Corporations, (3) constructing and extending transmission lines and fiber optic and other cable to State Route 39, and (4) constructing, installing and equipping pollution control facilities, all together with all necessary appurtenances thereto, and declaring an emergency. Maurer motioned to suspend the rules. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Maurer motioned to pass. Seconded by Bair. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 29-10 up for First Reading. An emergency ordinance to authorize the Service Director to advertise for bids and to enter into a contract for the extension of the Wills Avenue Storm Sewer Extension Project in an amount not to exceed one million two hundred and thirteen thousand dollars (1,213,000.00). Maurer motioned to hold. Seconded by Bair. Discussion. Motion carried. Held.

Ordinance 30-10 up for First Reading. An emergency ordinance to repeal the authorization to advertise for bids and enter into a contract for the construction of a gazebo/pavilion in the city park provided in ordinance 45-08. Maurer motioned to suspend the rules. Seconded by Bair. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Maurer motioned to pass. Seconded by Gunnoe. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 31-10 up for First Reading. An emergency ordinance to authorize the Mayor to purchase the Robin Gibson property as described in the attached Appendix A for the sum of nine thousand dollars (\$9,000.00). Maurer motioned to suspend the rules. Seconded by Mueller. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Maurer motioned to pass. Seconded by Bair. Discussion. Roll call. 7 yeas. Motion carried. Passed.

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Dover ordinance 32-10 up for First Reading. Special purpose flood damage reduction ordinance. Korn's motioned to hold. Seconded by Moss. Discussion. Roll call. 7 yeas. Motion carried. Held.

Break at 8:25 pm.

Motion to adjourn to Mueller. Seconded by Moss. Discussion. Motion carried. Adjourned at 8:35 pm.

CLERK OF COUNCIL

Julie Leggett

PRESIDENT OF COUNCIL

Timothy Tarulli