

Dover City Council Minutes of June 21, 2010

President Tim Tarulli called the meeting to order at 7:30 pm. All stood for the invocation that was given by Pastor James Baker of the Word of Faith Christian Center and all recited the Pledge of Allegiance.

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

Acceptance of June 7, 2010 regular council meeting minutes as presented. Motion by Korns. Seconded by Gunnoe. Discussion. Motion carried. Accepted.

COMMITTEE REPORTS:

Service Bair – Two recommendations from meeting June 14, 2010: (1) that an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into a contract for the installation of approximately 673 feet of storm sewer for the Forrest Ridge/Winkler Drive Storm Sewer Project, Phase 1, in an amount not to exceed ninety three thousand dollars (\$93,000.00), including engineering, in accordance with attached Appendix A, (2) that an emergency ordinance be prepared to establish the monthly refuse and recycling rates for Dover residential and commercial customers at a rate that is 2% higher than the residential and commercial trash disposal and recycling rates charged per customer to the City of Dover by the company that successfully bids and is awarded the Dover Ohio refuse and recycling contract. Bair stated that the assignment from Sandy Moss prohibiting the blowing of grass into city streets is still being discussed.

Parks & Recreation Gunnoe – No formal report. Gunnoe thanked the members of the city administration for attending the United Methodist Church meeting regarding the well drilling. Gunnoe is hopeful that they will not place it in the well head protection zone. Gunnoe stated that the administration's expertise was helpful and that the city is optimistic.

Safety Moss – No formal report. Moss asked Safety Director Vorhees if officers could sit at the Broadway / Wooster Avenue intersection to monitor vehicles running red lights. Moss stated that when the light is green on Broadway, vehicles can not go because of the traffic running the red light on Wooster. Moss also mentioned the number of cut throughs in the former Swifty gas station. Moss said she did notice the stop blocks that are in place. Vorhees stated that he will make a note of it and pass it on.

Human Resources Mueller – Mueller told Vorhees that he echoed Moss' concerns with Broadway and Wooster Avenue and thanked Vorhees for the stop bars. One recommendation from meeting last week: that an emergency ordinance be prepared to allow the payment of wages to Dover City employees when performing contractual service work separate from their usual employment duties. Employees, when performing contractual work separate from their usual employment duties of their other positions with the City of Dover, shall be paid the same contractual rate as other contractors (not Dover city employees) less the mandatory deductions and costs for mandatory benefits required to be paid by the city for employees of the City of Dover.

Finance Maurer – Several assignments were discussed at the Finance meeting June 14th and this evening. Maurer updated the assignments: the assignments regarding raising houses will stay in committee for further discussion, the FIRE Grant proposal will be presented at a later date from the Finance committee and Maurer called a Committee of the Whole meeting for June 28th at 6:30 pm to discuss the levy renewal. Maurer asked Auditor Fox to discuss the public works loan. Fox stated it is a \$100,000 loan at 0% interest with a 10 year repayment period for the Wills Avenue Storm Sewer Project. Maurer will be

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asking for rules suspension and passage. Maurer said they received notice of the loan recently and it has a deadline. One recommendation from meetings: that an emergency ordinance be prepared authorizing the Mayor to enter into a one hundred thousand dollar (\$100,000.00) loan agreement with the Ohio Public Works Commission (OPWC) for a ten year loan at zero (0%) percent interest to be paid from master capital to be used for the Wills Avenue Storm Sewer Project.

Planning, Zoning and Codes Korn – No formal report. Korn stated that he drove by the house located at 1113 North Walnut Street and it has been painted, the porch has been scraped and broken boards have been fixed. Korn said it appears that quite a bit of progress has been made and it looks pretty good.

Utility Parolini – No formal report.

ADMINISTRATION REPORTS:

Mayor Homrighausen – No report.

Auditor Fox – No formal report. Fox stated that Don Dummermuth applied for the loan when he applied for Issue 1 money.

Law Director O'Meara – No formal report.

Service Director Douglas – Several meetings have been held to discuss the pump stations and ways to make the system better. Douglas stated that they are looking into generators at the pump station and Don will look into this cost. Douglas said they are also looking into sewer lining in some areas. Douglas asked for quick action on Ordinance 34-10 to get it in the works as soon as possible.

Safety Director Vorhees – Vorhees reminded those in attendance of the police auction and asked that the ordinance be passed this evening. The deadline for advertising items in June 23rd. Moss asked Vorhees if prohibiting cut throughs at the former Swifty gas station can be enforced. Vorhees stated that yes the cut through ordinance prohibits that.

City Engineer Dummermuth – No formal report. President Tarulli asked Dummermuth to outline the background on Phase 1 of the Forrest Ridge Storm Sewer Project. Don stated that the Forrest Ridge / Winkler Dive area has terrific storm flow when there is 2 inches or more coming off the valley of Winkler Drive. The Hewitt basement on Winkler and the Glasser basement on Forrest Ridge have gotten wet. Glassers have re-landscaped to avoid water issues. Dummermuth stated there are several solutions and what occurred was when the homes were built landscaping was done with no oversight which left the storm sewer high and drive. The initial plan was negated. Storms came and flooded the area. There was a proposed plan to re-construct the swale. A public meeting was held concerning this plan. They came up with an alternate plan to re-do the swale and construct a retention basin. Much of the water is from the township. One thing that would help would be a retention basin before the water gets to the city. Dummermuth encouraged council to continue looking into this retention area. Another idea is to run the storm water out of Forrest Ridge by building a storm sewer line in the back of the lots to a vacant lot that has not been built on yet and plan a future dry retention basin. This would not create a lake but would create a holding area. A camera was placed in existing Hewitt lines and 3 failures were found that do not help them. The storm sewers will not be private any longer but will be public. Douglas added that this was

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a lesson learned in private areas. Hewitt is not responsible because he bought the house. The private storm sewers are not adequate and the drainage is not adequate. Douglas added that eventually we take care of it and we are doing what we need to do. What we are putting in now will not be re-done in the future. We can extend it and add to it. Douglas feels it is a great first phase to eliminate some of the problem. Moss questioned the private systems being from the developer. Dummermuth stated that they were private from the developer of Winkler Drive but not regulated by the city. Dummermuth stated that he is concerned about more homes being built in the township. Mueller asked is the city could curb and gutter above the Coventry home? Douglas replied that that would bring more water down because grass slows the water.

NOTICES & COMMUNICATIONS:

Monthly Reports – None.

Notices – Dover Police Chief Ron Johnson provided his departments May 2010 report. Copies were given to Council and Administration.

PREAMBLES:

Emergency Resolution 04-10, Emergency Ordinance 29-10, Emergency Ordinance 33-10, Emergency Ordinance 34-10, Emergency Ordinance 35-10, Emergency Ordinance 36-10, Emergency Ordinance 37-10.

AUDIENCE:

None.

RECOMMENDATIONS:

Recommendation from Greg Bair chairman of the Service Committee that an emergency ordinance be prepared authorizing the Service Director to advertise for bids and enter into a contract for the installation of approximately 673 feet of storm sewer for the Forrest Ridge/Winkler Drive Storm Sewer Project, Phase 1, in an amount not to exceed ninety three thousand dollars (\$93,000.00), including engineering, in accordance with attached Appendix A. Bair motioned to accept. Seconded by Mueller. Discussion. Motion carried. Accepted.

Recommendation from Greg Bair chairman of the Service Committee that an emergency ordinance be prepared to establish the monthly refuse and recycling rates for Dover residential and commercial customers at a rate that is 2% higher than the residential and commercial trash disposal and recycling rates charged per customer to the City of Dover by the company that successfully bids and is awarded the Dover Ohio refuse and recycling contract. Bair motioned to accept. Seconded by Gunnoe. Discussion. Motion carried. Accepted.

Recommendation from Robert Mueller chairman of the Human Resources Committee that an emergency ordinance be prepared to allow the payment of wages to Dover City Employees when performing contractual service work separate from their usual employment duties. Employees, when performing contractual work separate from their usual employment duties of their other positions with the City of

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Dover, shall be paid the same contractual rate as other contractors (not Dover city employees) less the mandatory deductions and costs for mandatory benefits required to be paid by the city for employees of the City of Dover. Mueller 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 authorizing the Mayor to enter into a one hundred thousand dollar (\$100,000.00) loan agreement with the Ohio Public Works Commission (OPWC) for a ten year loan at zero (0%) percent interest to be paid from master capital to be used for the Wills Avenue Storm Sewer Project. Maurer motioned to accept. Seconded by Mueller. Discussion. Motion carried. Accepted.

ASSIGNMENTS:

None.

UNFINISHED BUSINESS:

None.

LEGISLATION:

Emergency resolution 04-10 up for Third 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 Korn. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 29-10 up for Third 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 pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Amended Emergency Dover ordinance 32-10 up for Second Reading. Special purpose flood damage reduction ordinance. This ordinance replaces Chapter 1335 of the Dover Codified ordinances and provides for the regulation of construction in flood plains in the City of Dover, will result in reduction of flood losses in the City of Dover, Ohio, will bring Dover into compliance with State and Federal Law and allow the citizens of Dover to acquire flood insurance where needed and desired. Korn motioned to suspend the rules. Seconded by Maurer. Discussion. Roll call. 7 yeas. Motion carried. Suspended. Korn motioned to pass. Seconded by Gunnoe. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency Ordinance 33-10 up for Second Reading. An emergency ordinance to approve, adopt and enact the 2009 replacement pages to the codified ordinances and to declare an emergency. Bair motioned to suspend the rules. Seconded by Gunnoe. Discussion. Roll call. 7 yeas. Motion passed. Suspended. Bair motioned to pass. Seconded by Mueller. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 34-10 up for First Reading. An emergency ordinance authorizing the Service Director to advertise for bids and enter into a contract for the installation of approximately 673 feet of

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storm sewer for the Forrest Ridge/Winkler Drive Storm Sewer Project, Phase 1, in an amount not to exceed ninety three thousand dollars (\$93,000.00), including engineering, in accordance with attached Appendix A. Bair motioned to suspend the rules. Seconded by Gunnoe. Discussion. Roll call. 7 yeas. Motion passed. Suspended. Bair motioned to pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 35-10 up for First Reading. An emergency ordinance to allow the payment of wages to Dover City Employees when performing contractual service work separate from their usual employment duties. Employees, when performing contractual work separate from their usual employment duties of their other positions with the City of Dover, shall be paid the same contractual rate as other contractors (not Dover city employees) less the mandatory deductions and costs for mandatory benefits required to be paid by the city for employees of the City of Dover. Mueller motioned to suspend the rules. Seconded by Kornes. Discussion. Roll call. 7 yeas. Motion passed. Suspended. Mueller motioned to pass. Seconded by Moss. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Emergency ordinance 36-10 up for First Reading. An emergency ordinance to establish the monthly refuse and recycling rates for Dover residential and commercial customers at a rate that is 2% higher than the residential and commercial trash disposal and recycling rates charged per customer to the City of Dover by the company that successfully bids and is awarded the Dover Ohio refuse and recycling contract. Bair motioned to hold. Seconded by Maurer. Discussion. Motion carried. Held.

Emergency ordinance 37-10 up for First Reading. An emergency ordinance authorizing the Mayor to enter into a one hundred thousand dollar (\$100,000.00) loan agreement with the Ohio Public Works Commission (OPWC) for a ten year loan at zero (0%) percent interest to be paid from master capital to be used for the Wills Avenue Storm Sewer Project. Maurer motioned to suspend the rules. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion passed. Suspended. Maurer motioned to pass. Seconded by Parolini. Discussion. Roll call. 7 yeas. Motion carried. Passed.

Mueller motioned to adjourn. Seconded by Kornes Discussion. Motion carried. Adjourned at 8:20 pm.

CLERK OF COUNCIL

Julie Leggett

PRESIDENT OF COUNCIL

Timothy Tarulli