

CITY COUNCIL

February 6, 2012

The February 6, 2012 City Council meeting was called to order at 7:30 p.m. in Council Chambers by Don Spiegel, President. A moment of silence was observed followed by the Pledge of Allegiance to the Flag of the United States of America. City Council members present were Chad Smith, Don Spiegel, Scot Swinehart, Bill Thornton, Evie Hall-Case, Kyle McColly, and Rick Roberts.

Others present included: Scott Washburn, Mayor; Mark Ellis, Law Director; Aaron Putnam, Waste Water Treatment Plant Supervisor; Mike Schoenberger, Schoenberger Tree Service; Todd Jenkins, Peterman Associates; Charlie Dodge, Peterman Associates; Shelly Thornton; Roxy Karg; Linda Kauble; Bob Steiert; Chanda Neely, Daily Chief Union; and Sarah Bennett, Clerk.

The minutes of the January 17, 2012 City Council meeting, having been mailed to each City Council member, were approved as received.

The minutes of the January 17, 2012 Service Committee meeting, having been mailed to each City Council member, were reviewed.

The minutes of the January 30, 2012 special Safety Committee meeting, having been mailed to each City Council member, were reviewed.

Mr. Mike Schoenberger, Schoenberger Tree Service, expressed his opposition to the increase in the tree permit fee being considered by City Council, as contained in Ordinance No. 83-12.

Ms. Roxy Karg requested City Council consider dog tethering legislation. Ms. Karg presented proposed regulations to be included in a tethering ordinance, and also guidelines concerning permissible types of shelters or enclosures. This matter was referred to the Safety Committee for their consideration and recommendation due to enforcement issues and potential legal circumstances.

A motion was made by Mr. Swinehart, seconded by Mr. McColly, to place Ordinance No. 83-12 entitled, "AN ORDINANCE AMENDING THE FEE FOR A PERSON OR PROPERTY OWNER TO REMOVE, PRUNE OR TRIM A TREE LOCATED IN THE STREET RIGHT OF WAY, AS CONTAINED IN SECTION 905.03(B) OF THE CODIFIED ORDINANCES OF THE CITY OF UPPER SANDUSKY.", on its second reading by title only.

After further discussion, a motion was made by Mr. Roberts, seconded by Mrs. Hall-Case, to table the second reading of Ordinance No. 83-12 until the issue is further reviewed. Upon Roll Call, all members voted Yes. The President declared the motion carried.

A motion was made by Mr. Swinehart, seconded by Mr. Thornton, to place Ordinance No. 84-12 entitled, "AN ORDINANCE AMENDING SECTION 151.01 OF THE CITY OF UPPER SANDUSKY CODIFIED ORDINANCES RELATING TO RESIDENCY REQUIREMENTS OF EMPLOYEES.", on its first reading by title only. Upon Roll Call, all members voted as follows:

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|----------------|---|-----|
| Mr. Smith | - | Yes |
| Mr. Spiegel | - | Yes |
| Mr. Swinehart | - | Yes |
| Mr. Thornton | - | Yes |
| Mrs. Hall-Case | - | No |
| Mr. McColly | - | Yes |
| Mr. Roberts | - | Yes |

The President declared the motion carried by a 6-1 vote. The Clerk read Ordinance No. 84-12 for the first time by title only.

Mr. Todd Jenkins, Peterman Associates, presented information concerning the City of Upper Sandusky Long Term Control Plan and Storm Sewer Study including an outline of the steps involved in the feasibility study for the plant bypass elimination, the elements to be considered in the long term control plan, items required for the storm sewer study, and details about flow metering. It was noted that an application will be submitted to the Ohio Water Development Authority (OWDA) to finance the City of Upper Sandusky Long Term Control Plan and Storm Sewer Study which is expected to cost the City \$259,500.00.

A motion was made by Mr. Smith, seconded by Mr. Thornton, to place Ordinance No. 85-12 entitled, "AN ORDINANCE AUTHORIZING AN AGREEMENT FOR PROFESSIONAL SERVICES FOR THE UPPER SANDUSKY LONG TERM CONTROL PLAN AND STORM SEWER SYSTEM STUDY BETWEEN THE CITY OF UPPER SANDUSKY AND PETERMAN ASSOCIATES, INC.", on its first reading by title only, as amended to include the emergency clause. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Ordinance No. 85-12 for the first time by title only.

A motion was made by Mr. Smith, seconded by Mr. Swinehart, to place Ordinance No. 86-12 entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 38-12, ESTABLISHING NEW RATES FOR SEWER SERVICES TO BECOME EFFECTIVE APRIL 1, 2012.", on its first reading by title only. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Ordinance No. 38-12 for the first time by title only.

A motion was made by Mr. Swinehart, seconded by Mr. Thornton, to place Ordinance No. 87-12 entitled, "AN ORDINANCE AUTHORIZING THE THREE YEAR LEASE OF TWO POLICE CRUISERS.", on its first reading by title only. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Ordinance No. 87-12 for the first time by title only.

A motion was made by Mr. Swinehart, seconded by Mr. Spiegel, to place Resolution No. 88-12 entitled, "A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REVOLVING LOAN FUND ADMINISTRATION AGREEMENT BETWEEN THE CITY OF UPPER SANDUSKY AND THE STATE OF OHIO, DEPARTMENT OF DEVELOPMENT, AND DECLARING THIS AN EMERGENCY.", on its first reading by title only. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Resolution No. 88-12 for the first time by title only.

City Council members reviewed the list of recommended members of the Charter Review Commission, with each City Council member having recommended one member to the commission. It was noted that the Board of Elections has verified that each of the recommended members are qualified electors of the City, as required by the Charter (Section 17.08 Charter Review).

Mr. Roberts inquired as to if any progress has been made on the clean up of properties as discussed during the January 12, 2012 Public Hearing held before the Planning Commission. Mayor Washburn reported that the Zoning Inspector, Street Department Supervisor, and Fire Chief have inspected several properties and notices will be mailed to the property owners in the near future.

Mr. Swinehart inquired as to the status of the home located at 208 West Bigelow Street that burned in September of 2012. It was noted that this fire is still under investigation as arson is suspected.

Mr. Spiegel reported that he and Mayor Washburn recently visited the site of the old Water Treatment Plant as the demolition of plant is currently underway.

Mayor Washburn presented his State of the City.

There being no further business, the President declared the meeting adjourned.

Sarah J. Bennett, Clerk

Don Spiegel, President