

MINUTES FOR THE REGULAR SESSION OF COUNCIL
Tuesday, May 6, 2014 at 7:00 p.m.
Council Chambers

Council President Stephen Stuart called the meeting to order at 7:00 p.m.

ROLL CALL

Council-at-Large & President:	Stephen L. Stuart	Present
Ward 1:	Duane R. Fishpaw	Present
Ward 2:	Robert M. Valentine	Present
Ward 3:	Ruth Detrow	Present
Ward 4:	Sandra Tunnell	Present

PLEDGE OF ALLEGIANCE

Dr. Stuart announced to Council that Jamie Andrews will be serving as Interim Clerk of Council the evening.

Dr. Stuart thanked Jamie Andrews for agreeing to substitute for Lindsey Gardiner as she is away on honeymoon this week.

PRESENTATION OF MINUTES

Moved by Mrs. Tunnell and seconded by Mr. Fishpaw that the minutes of the **Regular Session** of City Council held Tuesday, April 15, 2014 be accepted as submitted.

Ayes: Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mrs. Detrow
Abstain: Mr. Valentine

Moved by Mrs. Detrow and seconded by Mr. Valentine that the minutes of the **Special Session** of City Council held Tuesday, April 22, 2014 be accepted as submitted.

Ayes: Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell

LEGISLATION

Ordinance Number 28-14

Item a)

AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF EQUIPMENT FOR THE CITY SERVICES DIVISION OF THE CITY OF ASHLAND, OHIO, OBVIATING FORMAL ADVERTISING AND BIDDING; AND DECLARING AN EMERGENCY.

Moved by Mrs. Tunnell and seconded by Mr. Valentine to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

City Services Director, Jerry Mack, testified on behalf of the Ordinance, which would allow the City to finish the truck City Council approved during the last City Council meeting.

Director Mack stated the Ordinance includes a stainless steel truck bed, a new and updated snow plough, all the necessary hydraulics and other important features the City will utilize.

It was noted that the stainless steel truck bed is especially beneficial for the City as it will most likely outlast the truck itself.

Overall, the City Services Director commented that the package included within the Ordinance is a good package and should last the City several years.

Dr. Stuart asked if there were any further questions and there were none.

Moved by Mrs. Tunnell and seconded by Mr. Fishpaw that the Ordinance be passed on the first reading.

Ayes: Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw,

Moved by Dr. Stuart and seconded by Mrs. Detrow that rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw Mr. Valentine

Moved by Mrs. Tunnell and seconded by Mr. Valentine that the Ordinance be passed.

Ayes: Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw Mr. Valentine, Mrs. Detrow

Ordinance Number 29-14

Item b)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF EQUIPMENT FOR THE PARK DIVISION OF THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Mrs. Tunnell and seconded by Mrs. Detrow to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell

City Parks and Recreation Director, Larry Willis, testified on behalf of the Ordinance which will authorize the City to purchase two new trucks for the Park Department.

Director Willis mentioned that he has had numerous meetings in regards to the purchase and explained the need to move the new trucks to the Parks Department.

The Director noted that the trucks are under state bid and added that the purchase is at a very competitive price.

Mayor Stewart added that the purchase of two new trucks rather than three used ones is a much smarter decision for the City.

Council President, Dr. Stuart, concurred with the Mayor and Director Willis that purchasing new trucks under the state bid price is indeed a good buy for the City.

Dr. Stuart asked Council if there were any questions and there were none.

Moved by Mrs. Tunnell seconded by Mr. Fishpaw that the Ordinance be passed on the first reading.

Ayes: Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

Moved by Dr. Stuart and seconded by Mr. Fishpaw that rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

Moved by Mrs. Detrow and seconded by Mrs. Tunnell that the Ordinance be passed.

Ayes: Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine

Ordinance Number 30-14

Item c)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE DIRECTOR OF FINANCE TO ADVERTISE FOR EMS INVOICING AND COLLECTION SERVICES AND ENTER INTO A CONTRACT THROUGH THE SEALED BID PROCESS FOR THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Mrs. Tunnell and seconded by Mr. Valentine to invoke Section 113.01 of the Codified Ordinances as the distribution of this Ordinance has satisfied the requirements of said Section and that a further reading be dispensed with at this time.

Ayes: Mrs. Tunnell Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow

City Finance Director, Larry Paxton, testified on behalf of the Ordinance which he shared with Council would enable the City to comply with the new Federal health care program.

Director Paxton stated that as the new health care program has been adopted by Congress, along with that is an increase in regulations that will touch each and every one of us.

The Director added that the Federal health care program includes various policy changes involving emergency services, which includes new fee codes, more regulations, and numerous compliance requirements.

The Director also shared that the program also requires quite an enduring training process not only for EMT's, but for our Billing Department as well.

Director Paxton offered to answer any questions Council might have.

One question that was asked by Council was to confirm if both the Mayor and the Finance Director were both able to weigh in on the bid process for the EMS invoicing and collection services.

The Director responded that both the Mayor and the Finance Director are able to weigh in on the process.

Mr. Valentine inquired about the span of the contract, which would be three years.

The Director explained that that contract is designed to be three years because it takes time to recoup the costs of the initial set up of the system.

Moved by Mrs. Tunnell seconded by Mr. Fishpaw that the Ordinance be passed on the first reading.

Ayes: Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell

Moved by Dr. Stuart and seconded by Mrs. Detrow that rules requiring the reading on three separate days be suspended and that the Ordinance be passed on the second and third readings.

Ayes: Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

Moved by Mr. Fishpaw and seconded by Mrs. Tunnell that the Ordinance be passed.

Ayes: Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

Ordinance Number 31-14

Item d)

AN ORDINANCE TRANSFERRING FUNDS WITHIN A FUND FROM ONE LINE TO ANOTHER; AND DECLARING AN EMERGENCY.

Dr. Stuart brought forward an additional Ordinance to Council, which he stated was not previously distributed to the Council members; therefore, will be required to be read aloud.

Dr. Stuart asked Interim Clerk, Jamie Andrews, to read the Ordinance.

WHEREAS, it is necessary, in order to meet the immediate financial needs of the City of Ashland, Ohio for the calendar year 2014, to transfer funds within a fund from one line to another; now therefore,

Be It Ordained, by the Council of the City of Ashland, State of Ohio, ____ members thereto concurring:

Section 1. That the following transfers of the appropriations for the calendar year 2014 for the City of Ashland, Ohio, be, and the same are hereby, made as follows:

Transferring Appropriations within a Fund – Exhibit attached

Section 2. That in order to meet the immediate financial needs of the City of Ashland, Ohio this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, property, health and welfare of said City of Ashland, Ohio.

Section 3. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

Dr. Stuart thanked Ms. Andrews for reading the Ordinance, and welcomed any testimony on behalf of the Ordinance.

Finance Director, Larry Paxton, offered testimony on behalf of the Ordinance, which will authorize the Finance Director to transfer funds from one line to another within the Street, Water and Sewer Fund, and allow the City to make obligated payments.

Director Paxton offered to answer any questions City Council might have.

Dr. Stuart asked the Director if he could provide them with a little more information on the inspection for the bucket truck, which is included within the text of the legislation.

Director Mack offered to answer Dr. Stuart's question, and stated that the inspection is required every year due to the materials transported with the truck.

Director Mack mentioned that the inspection is important as it helps to ensure the City and workers in case there are any safety issues.

It was noted by the City Services Director that the inspection is expected to cost \$1,400; however, the Department anticipates additional costs to make the truck comply with the inspection requirements.

Moved by Mr. Valentine and seconded by Mr. Fishpaw that the Resolution be passed on the first reading.

Ayes: Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow,

Moved by Dr. Stuart and seconded by Mrs. Detrow that rules requiring the reading on three separate days be suspended and that the Resolution be passed on the second and third readings.

Ayes: Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell,

Moved by Mrs. Tunnell and seconded by Mr. Valentine that the Resolution be passed.

Ayes: Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

Dr. Stuart commented that there were no Resolutions to be heard by Council this evening.

OLD BUSINESS: None

NEW BUSINESS: Approval of Liquor License for Fore Play Entertainment LLC

Dr. Stuart asked if there were any comments regarding Fore Play Entertainment LLC's request to acquire a liquor license.

There were none.

Moved by Mrs. Tunnell and seconded by Mr. Valentine that City Council requests no hearing be heard on behalf of the application of the liquor license.

Ayes: Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

COUNCIL COMMENTS:

Mr. Fishpaw brought forward a complaint he received from one resident, which included an issue with parking during sports events on Avalon Drive, near the Community Stadium and Ashland High School.

Mr. Fishpaw asked if there were any updates on how to resolve this problem.

Mayor Stewart commented that the issue has been addressed by the Traffic Committee and the City is working with the school on signage to encourage drivers to park in designated parking lots.

The Mayor added that his office has also consulted with the Police Department, which has agreed to have an officer announce that parking is prohibited on the street prior to sports events.

Mr. Fishpaw also asked if there was any possibility of making one side of the street no parking.

Mayor Stewart responded that the City will look into the idea and reminded Council that finding a solution to this issue is going to take time.

Mr. Fishpaw shared an additional complaint he received from a fellow resident regarding the maintenance of the yellow painted lines at the ends of streets signifying no parking zones.

Mayor Stewart responded that it is early in the season for the street painting process to begin, and stated that street re-painting is a regular maintenance process expected to occur not only this year, but on an annual basis.

City Services Director, Jerry Mack, concurred with the Mayor's statement.

There were no further comments from Council.

MAYOR'S COMMENTS:

Mayor Stewart commented about a proposed logo for the City, and that he would like to meet with City Council to hear more about the process of creating and possibly adopting a new logo.

The Mayor stated that he would like to hold a meeting in his office to decide on the new logo, which is expected to last about one hour.

City Council concluded to hold a Special Council meeting Monday, May 12, 2014 at 12:00 P.M. to discuss the proposed logo.

Mayor Stewart brought forward some of the complaints his office has recently received.

One complaint that was made apparent to Council was damage, done by heavy vehicles, to small undedicated streets.

The Mayor commented that some of the residents of the small streets are concerned about heavy trash collection trucks tearing up their roads.

The Mayor stated that trash could be collected by City Services at the end of their street, if they were agreeable to placing their bins accordingly.

The Mayor emphasized to Council that the undedicated streets are a result of subdivision developers from years ago, which do not meet the City's street standards and is not the City's responsibility.

Mayor Stewart also brought forward to Council information regarding a recent Planning Commission meeting held May 5th.

The Mayor stated that there was notable discussion regarding sign enforcement and that the topic would be up for discussion again in June.

The Mayor strongly encouraged Council members to consider attending the next Planning Commission meeting.

The Mayor added that he expects to provide City Council with specific information regarding the potential revenue gained if the City adds a Housing Inspection Department very soon.

COMMENTS FROM THE AUDIENCE:

A member from the audience, Warren Jones, of the Ohio Softball Association requested to share information regarding an annual tournament held in Ashland.

Mr. Jones thanked City Council and Mayor for their work and for making past tournaments possible in the Ashland area.

Mr. Jones shared that he is here today to promote a national tournament, which is scheduled to take place in Ashland in July.

He noted that the tournament will be held July 25th through July 27th at Brookside Park, and will include teams from all over the world, including Canada, California, Michigan and many other places.

Mr. Jones shared with Council that the last tournament in Ashland took place in 2012 and was not only a success for the Softball Association, but for the City as well.

Mr. Jones added that the tournaments in past have been economically beneficial for local businesses, which includes food and alcohol vendors.

Mayor Stewart commented that his office has consulted with the Police Chief Marcelli, who specified that he has not received any complaints from the public during this event.

Mr. Jones commented that he hopes to have another successful softball event this year and thanked City Council for their support in bringing the event to their City.

City Law Director, Richard Wolfe, stated that the tournament has received a temporary liquor license from the City in previous years through legislation, and added that the passage of a new provision for this year's event will authorize the tournament to serve alcohol in City parks for three days.

Moved by Mr. Valentine and seconded by Mrs. Tunnell that City Council draft a Resolution authorizing the temporary sale of beer at Brookside Park and Brookside West, and present the legislation at the next City Council meeting.

Ayes: Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine

ADJOURNMENT FROM REGULAR SESSION: 7:43 P.M.

Moved by Mr. Valentine and seconded by Mrs. Tunnell to adjourn from Regular Session.

Ayes: Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow,

Respectfully Submitted by
Lindsey M. Gardiner, Clerk of Council