
Ashland City Council

MINUTES FOR THE REGULAR SESSION OF COUNCIL Tuesday, April 16, 2013 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	Excused

Moved by Dr. Stuart and seconded by Mrs. Detrow that Mrs. Tunnell be excused from the Council meeting.

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

Dr. Stuart asked everyone to stand for a moment of silent prayer for the victims and their families involved in the Boston Marathon bombing.

PLEDGE OF ALLEGIANCE

PRESENTATION OF MINUTES

Moved by Mr. Fishpaw and seconded by Mrs. Detrow that the minutes for the Regular Session of City Council held Tuesday, April 2, 2013 be accepted.

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

Abstain: Mr. Valentine

LEGISLATION

ORDINANCE:

Ordinance Number 11-13

Item a) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF A REPLACEMENT VEHICLE, LTN BUS (Light Transit with Narrow Body) FOR ASHLAND PUBLIC TRANSIT, OBVIATING FORMAL ADVERTISING AND BIDDING; AND DECLARING AN EMERGENCY.

Moved by Mr. Valentine and seconded by Mr. Fishpaw 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. Valentine, Mrs. Detrow, Dr. Stuart, Mr. Fishpaw

Mayor Stewart stated it has been two years since a vehicle has been purchased. It is purchased through the Department of Transportation Rural Grant. It will cost the City 20 percent of \$45,148, or \$9,029.60. The Grant is covering 80 percent, \$36,118.40. He stated this is an example of that type of collaboration. The vehicle is a mini-bus with a narrow body.

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

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

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

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

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

Ordinance Number 12-13

b) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE BROOKSIDE GOLF COURSE WATER TANK CLEANING, REPAIRING AND PAINTING PROJECT; AND DECLARING AN EMERGENCY.

Moved by Mrs. Detrow 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, Dr. Stuart

Mayor Stewart stated the location of the water tank is at the Brookside Golf course; this project is not connected with the golf course in any other way.

Mr. Hunter stated this Ordinance is asking permission to paint the water tank. He said it had been examined late 2012 and an external and internal examination showed no internal problems. Externally the cleaning, repairing and painting needs to be done. The Engineering Estimate is \$130,000 based on specifications done by the outside inspection company. The tank has not been painted for 20 years.

Dr. Stuart asked where the safety railing would be located. It was noted in the Ordinance Explanation provided to Council by Mr. Kremser that the exterior would be cleaned and painted, foundation would be repaired, installation of an overflow flap gate and a safety railing would be installed and the roof vent would be replaced.

Mr. Fishpaw asked if there is a safety railing now. Mr. Hunter stated there is not one; it will be installed. He noted it is a requirement of the Ohio EPA as a safety item.

Moved by Mrs. Detrow seconded by Mr. Valentine that the Ordinance be passed on the first reading.

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

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

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

Ordinance Number 13-13

c) AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE ASHLAND AVENUE RESURFACING PROJECT WITHIN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Mrs. Detrow and seconded by Mr. Fishpaw 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

Mr. Kremser stated this is to advertise and award a contract for the Ashland Avenue resurfacing project, which was last year's priority CDBG project. It extends from Main Street to Cleveland Avenue. The funds are provided for this area due to the lower to moderate income percentages in that area. There is no cost to the City.

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

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

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

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

Ordinance Number 14-13

d) AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF MATERIAL FOR THE STREET DIVISION OF THE CITY OF ASHLAND, OHIO, OBTAINING FORMAL ADVERTISING AND BIDDING; AND DECLARING AN EMERGENCY

Dr. Stuart explained that the Ordinance must be read because Council did not receive the ordinance prior to 96 hours in advance of the meeting.

(The Ordinance was read out loud by Mrs. Calhoun, Clerk of Council.)

Mr. Mack stated this ordinance is for ordering salt. In order to get the best price, he is ordering with many other municipalities. The request needs to be done early in order to get lower price at the quantities we need. This bid is a State bid; therefore, the prices are not on the paperwork provided.

Mr. Mack noted this ordinance came in late due to an email glitch. It is still able to be presented by May 1st.

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

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

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

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

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

RESOLUTION:

Resolution Number 6-13

a) A RESOLUTION SUPPORTING THE APPLICATION FOR THE MAIN STREET PROGRAM.

Mr. Kremser stated Heritage Ohio has a program that mimics the national Main Street Program. Heritage Ohio has designated Ashland Main Street as an emerging member. Requirements have been completed and presented before a formal board of Heritage Ohio. The Resolution supports full membership as a Main Street Community with the State of Ohio and Heritage Ohio.

Mr. Tom McGee – speaking as a citizen of Ashland - added that the vibrancy of a community is important. The Ashland Main Street downtown area is a main part of the initiative to add vibrancy to the community. Mr. McGee stated that everything that the City can possibly do, including passing the Resolution, are all necessary steps toward the goal of a vibrant community.

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

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

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

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

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

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

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

Resolution Number 7-13

b) A RESOLUTION AUTHORIZING AND RATIFYING THAT THE CITY OF ASHLAND MAKE APPLICATION FOR A GRANT FROM THE OHIO BUREAU OF WORKERS' COMPENSATION SAFETY GRANT PROGRAM; AND DECLARING AN EMERGENCY.

(The Resolution was read out loud by Mrs. Calhoon, Clerk of Council.)

Chief Anderson explained this Resolution allows the Fire Department to enter into the BWC Grant Program for Safety Intervention. In 2006, three power cots were purchased and the grant required reporting back to the BWC. This request is for a bariatric ramp system that will function with the bariatric cot the Department has now. It is operated with a wench in the back of the medic unit.

Without this system, a six-man lift for bariatric patients is used, which puts the first responders at risk of injury. There will still be a need to get the patient to the cot with a lift of several responders, but the lift into the unit will not be required by human power.

Mayor Stewart stated the requested was submitted Friday of last week. He stated he assumed Council would support the Resolution. Qualification for the grant necessitated a Friday, April 12 postmark.

Chief Anderson stated the funds had been held by the BWC in order for them to be used for this request by the Ashland Fire Department.

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

Ayes: Mr. Valentine, Mrs. Detrow, 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 Resolution be passed on the second and third readings.

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

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

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

OLD BUSINESS: None

NEW BUSINESS: Request for advertising on private property permit applications:

a) Calvary Baptist Church, Harry Strachan

Moved by Mr. Valentine seconded by Mr. Fishpaw that the request for advertising on private property be approved.

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

b) Beachcombin' – Cash for Your Stuff – David Rose

Moved by Mr. Fishpaw and seconded by Mr. Valentine that the request for advertising on private property be approved.

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

PRESENTATION AND COMMENDATION BY MAYOR STEWART :

Wyatt Music, Ashland High School State Wrestling Champion

High school record for 44 wins, 28 pins, 159 career wins, First Ashland Arrows State Finalist and winner of the OHSSA State Wrestling Championship Division 1.

COUNCIL COMMENTS: None

FINANCE DIRECTOR'S COMMENTS:

Mr. Paxton stated his office completed the taxes for 2012. It was a successful and busy day on April 15th. His staff worked from 7:00 to 5:00 p.m. Next on their schedule is to continue with the State Audit, which will be completed in June.

MAYOR'S COMMENTS:

Mayor Stewart stated he spoke with ODOT about the intersection at 250 and 42. There had been a request to have truck friendly access at the intersection. That suggestion is still with the contractor who is putting together the possibilities. The Small Cities Grant request has been submitted by ODOT, so the schedule is still the same. The Consultant has yet to return a continuous flow plan that will meet the criteria that has been requested. ODOT expects to hear from the Consultant soon.

Mayor Stewart presented Larry Paxton and the Finance Department with the award the Finance Department received from Certificate of Achievement for Excellence in Financial Reporting that has been presented to the City of Ashland. It is the highest level of achievement in the area of government accounting and financial reporting. Its attainment represents a significant accomplishment by a government and its management. It specified a spirit of full disclosure to clearly communicate its financial story and motivate its potential users and user groups.

Mr. Paxton gratefully accepted the award and gave credit to everyone of his dedicated and hard-working department staff members.

COMMENTS FROM THE AUDIENCE:

Dan DeVille with FirstEnergy spoke before Council. He provided a website address, energysaveohio.com, which he stated is a fantastic resource for information as it relates to energy efficiency and programs. There is also a mobile website app for your smart phone.

Discussion was had about duplicate poles, the old pole not removed when a new one is put in place. Mr. DeVille stated that situation is in need of the final release of the owner of the last "wire" attached to the old pole. Then the new pole will be the only one standing.

He stated FirstEnergy has a regular review of poles near the end of the third quarter of the year. There were so many poles this past year in need of replacing that a subcontractor had to be hired to complete the job within the time specifications.

Mr. Fishpaw asked if it was true that the 100-watt light bulb is no longer being manufactured and that there is a timeline for incandescent bulbs to be used exclusively.

Mr. DeVille stated that includes 75- and 60-watt bulbs. The manufacture of regular incandescent bulbs will discontinue. Only compact fluorescent, LEDs, and any future options not yet invented will be manufactured. Today, the compact fluorescents are the choice bulbs to use. They are still more expensive, but that light could last 20 years, and it will be using 3 watts compared to 100 watts. Ultimately, the savings are great by using the compact fluorescents

Mr. Valentine asked about disposal of the old bulbs and fluorescents.

Mr. DeVille stated they can be thrown in the trash individually. Large numbers of bulbs cannot be thrown out at one time; to properly dispose of large quantities, they must be packed in boxes and put in disposal dropoffs. In the long term, there is potential for landfill contamination issues.

Mayor Stewart stated the committee for sanitation concerns needs to meet to discuss sanitation rate structures, sanitation equipment, et cetera. He asked to meet after executive session to establish a date to get together.

Mr. McGee, as a citizen and a member of Main Street Ashland, commented that Main Street Ashland is looking for members to join the organization for \$35 per year.

ADJOURNMENT from Regular Session to Executive Session to discuss negotiation updates and discuss potential sale of property: 7:47 p.m.

Moved by Dr. Stuart and seconded by Mr. Valentine to adjourn to Executive Session.

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

ADJOURNMENT from Executive Session to Regular Session: 8:44 p.m.

Moved by Mr. Valentine seconded by Mr. Fishpaw that Executive Session be adjourned to move into Regular Session.

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

ADJOURNMENT from Regular Session: 8:45 p.m.

Moved by Mr. Valentine seconded by Mr. Fishpaw that Regular Session be adjourned.

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

Respectfully Submitted by
Kimberly S. Calhoon, Clerk of Council

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