
Ashland City Council

MINUTES FOR THE REGULAR SESSION OF COUNCIL Tuesday, June 4, 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 | Present |

PLEDGE OF ALLEGIANCE

PRESENTATION OF MINUTES

Moved by Mrs. Detrow and seconded by Mr. Valentine that the minutes of the **Regular Session** of City Council held Tuesday, May 21, 2013 be accepted.

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

LEGISLATION

Ordinance Number 24-13

Item a):

AN ORDINANCE AMENDING THE CITY OF ASHLAND'S PURCHASING POLICY TO BE IN COMPLIANCE WITH R.C.§ 735.05; 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. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

Dr. Stuart indicated this is the Ordinance that was tabled at the last Council meeting. Revisions have been included in this Ordinance language.

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

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

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

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

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

Ord Number 25-13

Ord Item b):

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO RE-ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE CENTER STREET CULVERT REPLACEMENT PROJECT IN THE CITY OF ASHLAND, OHIO; 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. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

Mr. Kremser stated the advertising for bids for the culvert replacement project has been done. There were six contractors that picked up bid packages and two submitted bids. The lowest/best bid was above the threshold to award. When asked, the contractors stated they did not bid because they were concerned about the maintenance of traffic on a busy state route (State Route 60/Center Street). The City's requirement was to leave one lane open at all times for emergency vehicles.

The project went before Traffic Committee and it was affirmed that one lane of traffic needs to be open. The engineering estimate was increased because it will take longer to construct, therefore will cost more.

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

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

Ord Number 26-13

Ord Item c):

WAGE I - AN ORDINANCE ESTABLISHING LIMITS FOR WAGES AND DETERMINING OTHER PROVISIONS RELATIVE TO POSITIONS OF EMPLOYMENT OF CLASSIFIED SUPERVISORY PERSONNEL FOR AREAS NOT INCLUDED IN ANOTHER WAGE OR SALARY ORDINANCE IN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Mrs. Detrow and seconded by Mrs. Tunnell 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

Mr. Burgess stated this is the first of five pay Ordinances that are done annually. There are minor changes in some of the language. Changes are placed in ALL CAPS. ~~Strikeouts~~ are what have been deleted. Mr. Burgess stated most of the changes are language cleanup. He stated in Section II there are changes reflecting the same type of pay schedule that the Unions receive.

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 Mr. Valentine that the Ordinance be passed.

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

Nays: Dr. Stuart

Ord Number 27-13

Ord Item d):

WAGE II - AN ORDINANCE ESTABLISHING WAGES AND OTHER COMPENSATIONS FOR ADMINISTRATIVE EMPLOYEES (Senior Leadership Team), EXEMPTED FROM THE FAIR LABOR STANDARDS ACT, OF THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Moved by Mr. Valentine and seconded by Mrs. Tunnell 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

Mr. Burgess stated this is the second of five pay Ordinances. There are similar changes, but most of the language is the same.

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

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

Nays: Dr. Stuart

Ord Number 28-13

Ord Item e):

WAGE III - AN ORDINANCE ESTABLISHING LIMITS FOR WAGES AND DETERMINING OTHER PROVISIONS RELATIVE TO POSITIONS OF EMPLOYMENT OF ALL OTHER PERSONNEL FOR AREAS NOT INCLUDED IN ANOTHER WAGE OR SALARY ORDINANCE IN 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: Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine

Mr. Burgess stated this is the third of five pay Ordinances. This one is for “all other personnel”. The Ordinance is slightly different with the addition of electronic deposit of paychecks. This was requested by the Finance Department. It had been in the other Ordinances, but not in this one. The language was added.

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

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

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

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

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

Nays: Dr. Stuart

Ord Number 29-13

Ord Item f):

WAGE IV - AN ORDINANCE ESTABLISHING LIMITS FOR WAGES AND DETERMINING OTHER PROVISIONS RELATIVE TO POSITIONS OF EMPLOYMENT OF UNCLASSIFIED ADMINISTRATIVE SUPPORT STAFF (SALARY) TO DIVISION DIRECTORS AND ELECTED OFFICIALS IN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

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

Mr. Burgess stated this is the fourth of five pay Ordinances.

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

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

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

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

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

Nays: Dr. Stuart

Ord Number 30-13

Ord Item g):

WAGE V - AN ORDINANCE ESTABLISHING LIMITS FOR WAGES AND DETERMINING OTHER PROVISIONS RELATIVE TO POSITIONS OF EMPLOYMENT OF UNCLASSIFIED ADMINISTRATIVE SUPPORT STAFF (WAGES) TO DIVISION DIRECTORS AND ELECTED OFFICIALS IN 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: Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart

Mr. Burgess stated this is the last of five pay Ordinances.

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

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

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

Nays: Dr. Stuart

7:15 p.m. Public Hearing #2 – CDBG Public Hearing

Dr. Stuart suspended the Ordinances to move into the Public Hearing that was scheduled for 7:10 p.m.

Mr. Kremser stated the purpose of the hearing is to announce to the public the activities to be undertaken, including the amount and source of funding and the national objective met for each activity relative to the Community Development Allocation Grant for the fiscal year 2013. \$75,000 was appropriated by the Ohio Development Services Agency for the City of Ashland's Allocation Grant for fiscal year 2013.

The projects will be:

1. East 9th Street Pavement Rehabilitation Project

The Project's scope is to rehabilitate the asphalt pavement along East 9th Street, north lanes, from the railroad crossing to approximately 500 feet east of Myer's Parkway. The Engineer's Estimate for the Project is \$58,500, which will be funded entirely by the Community Development Allocation Grant. The proposed Project provides improved public access and thus meets the National Objective as a Low to Middle Income (LMI) Area Benefit within an Investment Area identified as 62.4 percent Low to Moderate Income.

The anticipated construction timeframe is late spring to early summer 2014.

2. City of Ashland Public Transit Funding Support

This Activity will assist the City with the operation of the public transit social service. The proposed allocation for this Activity is \$11,250, which will be funded by the Community Development Allocation Grant. The Grant requirements stipulate that a maximum of 15 percent of the Fiscal Year Grant Allocation can be used for public services.

The proposed allocation assists with supplementing the City of Ashland's Public Transit social service and thus meets the National Objective for Limited Clientele by providing transportation services to qualified beneficiaries such as disabled adults and elderly persons.

3. Remaining Funds

The remaining Allocation of \$5,250 will be funding the Administration and Fair Housing Program requirement of the Grant.

Mr. Kremser asked for any comments, suggestions or questions from Council.

Mrs. Tunnell asked what was awarded last year (2012).

Mr. Kremser stated last year was \$90,000. The grant award was restructured so that the minimum amount that can be received is \$75,000, which is what was awarded to Ashland.

Mrs. Detrow asked if Mr. Kremser felt the downward trend of award funding for this grant would continue.

Mr. Kremser stated it had been changed in anticipation of federal funding being cut, but the funding was not cut as sharply as originally thought. The monetary awards and process of the grant has been changed. The review and implementation of a Consolidated Plan is done every year.

Dr. Stuart concluded the CDBG Public Hearing #2 at 7:20 p.m.

Ord Number 31-13

Item h)

AN ORDINANCE CREATING ADDITIONAL APPROPRIATIONS, MAKING TRANSFERS WITHIN A FUND AND MAKING TRANSFERS FROM ONE FUND TO ANOTHER; AND DECLARING AN EMERGENCY. (Exhibit attached)

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

Mayor Stewart stated Mr. Paxton felt the Ordinance was self-explanatory and that Council was aware of the appropriations; he did not feel the need to be at the meeting to explain it. The purpose of this Ordinance is to get the line items out of the red and into the black. If there are questions from Council, it may be that the Ordinance would need to be tabled.

Mr. Wolfe stated the essence of the Ordinance is to stay on top of appropriations and transfers rather than waiting until closer to the end of the year and have it be more work intensive. Mr. Paxton had stated to Mr. Wolfe it will be done a few more times before the end of the year. Also, the audit feedback was such that this keeps within the State Auditors' guidelines.

Dr. Stuart stated the level of salaries and non-salaries were appropriated but were not falling within the guidelines of the State Auditor. No account can be run in the red so the appropriations need to be kept updated regularly.

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

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

Ord Number 32-13

Ord Item i):

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ASHLAND, OHIO, TO ENTER INTO A CONTRACT WITH THE OHIO PATROLMAN'S BENEVOLENT ASSOCIATION (SERGEANT AND LIEUTENANTS); AND DECLARING AN EMERGENCY.

Moved by Mr. Valentine 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: Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow

Mr. Burgess stated the City has been in negotiations with the five unions within the City employees. This Ordinance is the final step for several of the unions. This is a tentative agreement with the Ohio Patrolman's Benevolent Association, Sergeants and Lieutenants. Mr. Burgess noted the spreadsheet that is attached to the Ordinance. It shows the process of working on the wages specifically to be assured that the numbers are what was agreed to to the penny. Before the contracts are distributed, the numbers will be carefully reviewed and finalized.

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

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

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

Nays: Dr. Stuart

Ord Number 33-13

Ord Item j):

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ASHLAND, OHIO, TO ENTER INTO A CONTRACT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 1386, AFL-CIO; AND DECLARING AN EMERGENCY.

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

Mr. Burgess stated this is part of the negotiation process with the Fire Fighters. Mr. Burgess pointed out the three detailed spreadsheets that are attached to the Ordinance. He stated those spreadsheet/worksheet add clarity to what the different rates are. He indicated previous contracts have been ambiguous. The detail of the spreadsheet is an attempt to remove questions.

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

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

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

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

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

Nays: Dr. Stuart

Ord Number 34-13

Ord Item k):

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ASHLAND, OHIO, TO ENTER INTO A CONTRACT WITH THE FRATERNAL ORDER OF POLICE (PATROLMAN); 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. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

Mr. Burgess noted there is no spreadsheet attached to this Ordinance. It was felt the spreadsheets within the agreement clarified the pay wages. The agreements are attached to the Ordinance. He stated as of this morning there were adjustments to be made. The spreadsheet and wages will be adjusted so all the wages will be done at the same time and will stay within the pay increases given to all the other employees.

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

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

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

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

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

Nays: Dr. Stuart

OLD BUSINESS:

a) Certificate of result of election - .5 mill levy for Recreational Purposes

Dr. Stuart indicated the Certificate of the official result of the election for the half-mill levy for recreation purposes was for informational purposes only. There was no action necessary.

b) Designation of a Housing Officer to administer the Community Reinvestment Area program in the City of Ashland.

Mayor Stewart stated there is a question as to whether the officer needs to be a resident of the City. The answer was not known at the time of the meeting so it needed to be verified to make the designation.

Dr. Stuart asked about if there is a requirement for a city resident for Enterprise Zone manager as well.

Mayor Stewart stated it has been Evan Scurti and Nikki McConnell. He suggested the item be tabled until they can find out the requirements.

Kathy Goon stated she was not aware of a requirement to live in the City of Ashland.

Moved by Dr. Stuart and seconded by Mrs. Detrow that the designation of a Housing Officer be tabled.

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

NEW BUSINESS:

a) Patti Schumaker - Ashland Public Transit. Schedule of a public meeting on July 16th to discuss reduction in hours of operation.

Mayor Stewart stated the provider of the services has withdrawn their request to reduce hours based on an investigation of activities. He asked that the request be removed.

b) Advertising on Private Property Permit Application: David Marcelli/Ashland Downtown Dream Cruise and Car Show

Chief Marcelli asked on behalf of the Dream Cruise Committee that this advertising request be granted. The route of the Cruise-in has been changed. A map was handed out to many in attendance. The route does not go on Claremont Avenue this year.

The purpose of the advertisement is to let the residents along the route know that the Cruise-in is going to be happening. Also, if they need to plan leaving their home during the time of the 1:00 p.m. cruise, they should plan move their vehicles to be able to get out of their drives.

Moved by Dr. Stuart and seconded by Mrs. Detrow that the permit application be granted.

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

Abstain: Mrs. Tunnell

c) Mark Burgess – Fact Finding contract between AFSCME with signature page

Mr. Burgess stated three ordinances were passed this evening that ratified the Firefighters and Policemen of the AFSCME Union. There was a fact finder that was hired to provide a report.

In collective bargaining the Union has to vote on accepting or rejecting the Fact Finder report. The vote must be 60 percent to turn it down. Council is able to approve, accept or take no action on the report. If not action is taken, it goes into effect within seven (7) days of receipt. The date of receipt was Friday, May 31, 2013. The City's labor attorney, James Budzig, recommends that Council acknowledge receipt of the report and take no action.

Moved by Mrs. Detrow and seconded by Mr. Valentine of acknowledgement of receipt of the Fact Finder Report by Council and the decision to take no action.

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

COUNCIL COMMENTS:

Mr. Fishpaw stated he had a positive response about the "No Truck" signs on Harding Avenue.

FINANCE DIRECTOR'S COMMENTS:

Mr. Paxton was not in attendance.

MAYOR'S COMMENTS:

Mayor Stewart complimented Mrs. Detrow about her article in the paper about lawn mowing. He stated that every day there is a note that action needs to be taken on overgrown grass in yards. The process for handling these concerns has been handed over to the Engineer's Department; the process seems to be working.

Mayor Stewart asked that Council consider an Executive Session to discuss purchase of private property and sale of City property.

Mr. Wolfe added that one of the items includes potential litigation.

COMMENTS FROM THE AUDIENCE: None

ADJOURNMENT to executive session for the purpose of discussing matters of the purchase of private property and sale of City property and potential litigation at 7:39 p.m.

Moved by Dr. Stuart and seconded by Mrs. Tunnell to adjourn.

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

ADJOURNMENT from executive session: 8:35 p.m.

Moved by Mrs. Tunnell and seconded by Mr. Valentine to adjourn.

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

ADJOURNMENT from regular session: 8:36 p.m.

Moved by Mrs. Tunnell and seconded by Mr. Valentine to adjourn.

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

Respectfully Submitted by
Kimberly S. Calhoon, Clerk of Council

(word-Mins-RS-6-4-13.doc)