

MINUTES FOR THE REGULAR SESSION OF COUNCIL
Tuesday, January 7, 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

PRESENTATION OF MINUTES

Moved by Mrs. Tunnell and seconded by Mr. Fishpaw that the minutes of the **Regular Session** of City Council held Tuesday, December 17, 2013 be accepted as submitted.

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

Moved by Mrs. Tunnell and seconded by Mrs. Detrow that the minutes of the **Special Session** of City Council held Monday, December 30, 2013 be accepted as submitted.

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

ELECTION OF COUNCIL PRESIDENT

Moved by Mrs. Detrow and seconded by Mr. Valentine that Dr. Stephen Stuart be elected as President for the Ashland City Council for a two year term ending December 31, 2015.

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

Abstain: Dr. Stuart

LEGISLATION

Ordinance Number 01-14

Item a)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, TO ENTER INTO A RENEWAL AGREEMENT WITH THE COUNTY OF ASHLAND, OHIO, FOR THE PROVISION OF THE 911 EMERGENCY SYSTEM AND COMBINED, CENTRAL DISPATCHING SYSTEM; 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

Mayor Stewart stated this legislation will authorize the renewal of an agreement with the County of Ashland, Ohio for the provision of the 911 Emergency System and the Combined Central Dispatching System. He said the agreement offers the opportunity for either party to back away from the agreement if needed.

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 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, Mrs. Tunnell

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

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

Ordinance Number 02-14

Item b)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE 2014 SOUTH COUNTRYSIDE WATERLINE REPLACEMENT PROJECT 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. Valentine, Mrs. Detrow, Mrs. Tunnell, Dr. Stuart, Mr. Fishpaw

Mayor Stewart shared with the Council information regarding this Ordinance stating the Ordinance authorizes the Mayor to advertise for bids and enter into a contract for the construction of a replacement waterline and appurtenances for the South Countryside Waterline Replacement Project as per our USEPA SAAP Grant Application. Mayor Stuart went on stating Smith Road, Pearl Street and 2013 Waterline Replacement Projects were bid and constructed separately but were also paid for per the Grant guidelines. The purpose of this Ordinance is to procure a qualified Contractor to perform the proposed replacement waterline installation. The project is comprised of the replacement of approximately 2,000 feet of 4"- 6" dilapidated waterline.

Mayor Stewart stated this project is being facilitated by a USEPA SAAP (Special Appropriations) Grant, which will cover 55% of the construction cost. The USEPA SAAP Grant share (\$91,929.00) will be paid out of the EPA Waterline Grant Fund 601-6201-55009, and the remaining 45% required local match (\$75,214.00) will be paid out of the Waterline Replacement Construction Fund 463-5601-55001.

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

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

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

Ordinance Number 03-14

Item c)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH SIMONSON CONSTRUCTION SERVICES, INC. FOR THE OAK HILL CIRCLE SANITARY SEWER REMEDIATION PROJECT IN THE CITY OF ASHLAND, OHIO; 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: Dr. Stuart, Mr. Fishpaw, Mr. Valentine, Mrs. Detrow, Mrs. Tunnell,

Mayor Stewart explained the Ordinance authorizes the Mayor to procure and enter into a Contract with a qualified Contractor for the purpose of constructing the oak Hill Sanitary Sewer Remediation Project.

The purpose of this Ordinance is to authorize the Mayor to enter into a Contract with Simonson Construction to remediate a portion of the Oak Hill sanitary sewer main that has become deficient due to erosion of the adjacent creek bank. Several manholes and portions of pipe have been partially exposed, which increases the amount of surface water infiltration into the collection system.

Approximately 400 feet of new 12" sanitary sewer main and several manholes are going to be relocated away from the creek bank and a creek crossing will be replaced and encased in reinforced concrete.

Mayor Stewart then shared with the Council that the project will cost \$35,230 and will be paid via funds appropriated for sanitary sewer extensions, sewer fund, account number 611-7201-55012. The Mayor also shared the city has received an Engineering Estimate for the project, which was \$35,000.

Dr. Stuart said, because of the dollar amount there is no need for a bid.

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. Valentine 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

Ordinance Number 04-14

Item d)

AN ORDINANCE ESTABLISHING THE APPROPRIATE ZONING DISTRICT OF A CERTAIN AREA OF THE CITY OF ASHLAND, OHIO.

Dr. Stuart shared with the Council this item was not needed as an Ordinance.

Moved by Dr. Stuart and seconded by Mr. Valentine, that a hearing be established for the proposed zoning on Tuesday, February 18, 2014, meeting at 7:02 p.m.

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

Resolution Number 1-14

Item a)

DECLARING COUNCIL'S INTENTION TO VACATE CERTAIN ALLEY LOCATED IN THE CITY OF ASHLAND, OHIO.

The Resolution was read by Law Director Mr. Wolfe as follows:

“Whereas, Council is considering whether a certain alley located in the City of Ashland, Ohio, is no longer necessary for the public use, and that the vacation thereof will not be detrimental to the general interest; now therefore,

Be It Resolved by the Council of the City of Ashland, State of Ohio, 5 members thereto concurring:

Section 1. That Council's intention be and hereby is to vacate a certain alley located in the City of Ashland, Ohio, described as follows:

A certain 12 foot wide north-south alley, situated between Lot Nos. 395 and 396, South Ashland from the North line of Lot Nos. 395 and 396, South Ashland, being the South right-of-way line of West Walnut Street (60') to the South line of Lot Nos. 395 and 396, South Ashland.

Section 2. That the vacation is to be subject to the right of the City to use all or any part of said alley for the construction, operation, and maintenance of waterline, sewer lines, and any other public utility, and the right of public utility companies including, but not limited to, gas electric, cable and telephone, to use all or any part of said alley for the operation and maintenance of existing facilities, and if any costs in using said alley as aforesaid are incurred by said City or public utility companies at any time, which costs are greater than would otherwise be, as a result of the erection of building or any other structures or obstructions thereon, said costs shall be borne by the property owner or owners of said property of said alley.

Section 3. That the Board of Revision of Assessments shall hold a hearing for the purpose of considering objections to the vacating of said alley on Tuesday, the 18th day of February, 2014 at 7:05 p.m., in the Council Chambers, Municipal Building, 206 Claremont Avenue, Ashland, Ohio.

Section 4. That the Clerk of Council shall cause notice of said intention to vacate and said hearing of objection to be served in accordance with Section 105 of the Charter of the City of Ashland, Ohio, upon those abutting owners who have not signed petitions waiving said notice.

Section 5. That this Resolution shall take effect and be in force from and after the earliest period allowed by Law."

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

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

OLD BUSINESS: None

NEW BUSINESS: Appointment of Ms. Lindsey Queen as Interim Clerk to the Ashland City Council. The new appointment will go from 1/7/14 through and undetermined date.

Moved by Dr. Stuart and seconded by Mrs. Tunnell that Ms. Queen be appointed as Interim Clerk to the Ashland City Council.

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

COUNCIL COMMENTS:

Dr. Stuart welcomed and congratulated Lindsey Queen on her appointment as Interim Clerk to the Ashland City Council.

Dr. Stuart also thanked the Council members for their confidence they have in him by electing him President of Council. He said he was honored to serve in that capacity.

MAYOR'S COMMENTS:

Mayor Stewart notified the Council of a Life Scout, who requested to share a power point regarding ideas for various dog parks throughout the City of Ashland. Mayor Stewart also mentioned that he likes the idea, and encourages City Council members to also view the power point presentation, which is saved on a zip drive in his office.

Mayor Stewart expressed the desire for Council to have a work session to discuss and establish goals/priorities. He also suggested that Council Committees meet to review Department appropriation requests.

COMMENTS FROM THE AUDIENCE: None

ADJOURNMENT TO EXECUTIVE SESSION: 7:26 p.m.

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

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

Respectfully Submitted by
Lindsey M. Queen, Interim Clerk of Council