

MINUTES FOR THE REGULAR SESSION OF COUNCIL
Tuesday, July 21, 2015 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 G. Detrow	Present
Ward 4:	Sandra Tunnell	Present

PLEDGE OF ALLEGIANCE

PRESENTATION OF MINUTES

Moved by Mrs. Tunnell and seconded by Mr. Valentine that the minutes of the **Regular Session** of City Council held Tuesday, July 7, 2015 be accepted as submitted.

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

LEGISLATION

Ordinances:

Ordinance No. 55-15

Item a)

AN ORDINANCE ADOPTING THE TAX COMMISSION BUDGET OF THE CITY OF ASHLAND, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2016; SUBMITTING THE SAME TO THE COUNTY AUDITOR; 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 the 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. Tunnel, Dr. Stuart.

Finance Director, Larry Paxton provided testimony.

Mr. Paxton stated that the budget presented is the same that was used in the public meeting two weeks ago.

Mr. Paxton requested that it be noted that the actual filing deadline was July 20, 2015.

Mr. Paxton stated that he filed for an extension and it was granted. The budget will be filed Wednesday, July 22, 2015, if it is approved.

Mr. Paxton stated that he received no questions or requests for changes.

There were no additional comments.

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

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

Ordinance No. 56-15

Item b)

AN ORDINANCE AUTHORIZING THE ISSUING OF A "THEN AND NOW" CERTIFICATE FOR THE FOLLOWING ATTACHED EXPENDITURE 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 the 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 Finance Director, Larry Paxton gave provided testimony.

Dr. Stuart requested clarification on the fund or line charged for inmate housing.

Mr. Paxton stated that it is paid out of the general fund.

Mr. Paxton stated that these prisoners who were booked under City codes.

Mr. Fishpaw questioned if \$55 is half of the cost.

Mr. Valentine stated that they were booked by the City.

Mr. Paxton stated that the \$55 is the total amount since the charges were from the City.

There were no additional comments.

Moved by Mrs. Tunnell and 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 Mrs. Detrow that the 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 No. 57-15

Item c)

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF EQUIPMENT FOR THE DIVISION OF POLICE OF THE CITY OF ASHLAND, OHIO; OBTAINING 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 the 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.

Police Chief, David Marcelli provided testimony.

Chief Marcelli stated that the actual price for the two vehicles will be \$31,000.

Chief Marcelli stated that the vehicles will be used for the Canine units and should last the working life of the current canines.

Chief Marcelli stated that two cages have been procured to be mounted in the Chevrolet Tahoes for the dogs.

Chief Marcelli stated that the APD received a \$15,000 donation to be used toward outfitting the vehicles.

Mrs. Detrow questioned how many hours a week the canines work.

Chief Marcelli stated that they each work forty hours.

Chief Marcelli stated that when one of the canine cars go down, they lose use of the unit because the other cruisers are not outfitted to safely transport the dogs.

Mrs. Tunnell questioned if the cages were the only additional outfitting the Tahoes needed.

Chief Marcelli stated that the "hot dog" system would be installed to protect the dog from overheating.

Chief Marcelli stated that much of the equipment from the existing cruisers could be retrofitted to the Tahoes.

Dr. Stuart questioned whether the Ordinance should be amended to an amount not to exceed \$35,000.

Chief Marcelli stated that the original request was for \$32,000.

Mr. Paxton stated that he felt it was unnecessary since the amount was already agreed upon.

Dr. Stuart stated that he would be more comfortable with an amended amount.

Mr. Paxton stated that it is acceptable to amend the amount on the Ordinance.

There were no additional comments.

Moved by Mrs. Tunnell and seconded by Mr. Valentine that the Ordinance be passed with the amended amount of \$35,000.

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

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

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

Resolutions:

Resolution No. 17-15

Item a)

A RESOLUTION PETITIONING THE BOARD OF COUNTY COMMISSIONERS OF ASHLAND COUNTY, OHIO, FOR A CHANGE OF TOWNSHIP LINES IN ORDER TO MAKE THEM IDENTICAL WITH THE LIMITS OF THE MUNICIPAL CORPORATION; 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 the Resolution 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.

Assistant Law Director, Andrew Bush, provided testimony.

Mr. Bush stated that when property is annexed into the City the Township lines must be changed to avoid double taxation.

There were no additional comments.

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

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

PUBLIC HEARING ITEMS: None

OLD BUSINESS: None

NEW BUSINESS: None

COUNCIL COMMENTS:

Mr. Fishpaw stated that he attended the WARCOG meeting in Wooster.

Mr. Fishpaw stated that Orrville was voted in as a full voting member of the WARCOG.

Mr. Fishpaw stated that Michael Banks was hired as the director of the dispatch center.

Mr. Fishpaw stated that Mr. Banks served the Wadsworth dispatch for 15 years and had a history in EMS.

It was stated that Orrville currently dispatches for some other communities and that it will be up to the individual entities to seek service from the COG dispatch center.

Mrs. Detrow stated that she has received multiple complaints regarding the house at 1115 Cleveland Avenue; it has excessively high grass and needs cut.

MAYOR'S COMMENTS:

Mayor Stewart stated that the COG meeting was extremely encouraging and with Orrville joining as a full voting member the cost savings are mounting.

Mayor Stewart stated that the News Media was clearly informed that the current COG members are completely open to any additional communities that would like to join the COG.

Mayor Stewart stated that Mr. Banks will begin his new position on August 10, 2015.

Mayor Stewart stated that he received a new map of gas line work that will be taking place in the City. He stated that the East Main and Sandusky will see heavy work.

Mayor Stewart stated that they use a boring method to replace the lines.

Mayor Stewart stated that he is excited to inform everyone that the Municipal Building has a proposal through Verizon to receive new equipment and service for less money that we are currently paying for service alone.

Mayor Stewart stated that it is not finalized but looks promising, and should see a savings of a few thousand dollars each year.

Mayor Stewart stated that if everything works out the process will take approximately three months.

Dr. Stuart stated that Council was pleased to have an Eagle Scout in attendance.

The young man introduced himself and thanked Council for the chance to attend.

Dr. Stuart thanked the scout and stated his appreciation for his interest.

Human Resources Director, Mark Burgess, stated that the ad and notice to fill the Clerk of Council position is ready to be posted and applications will be accepted until August 7.

Dr. Stuart thanked Mr. Burgess for his assistance in the matter.

FINANCE DIRECTOR: None

COMMENTS FROM THE AUDIENCE:

ADJOURNMENT FROM REGULAR SESSSION TO EXECUTIVE SESSION: 7:23 p.m.

Moved by Dr. Stuart and seconded by Mrs. Tunnell to adjourn to executive session for the discussion of eminent litigation.

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

ADJOURNMENT FROM EXECUTIVE SESSSION TO REGULAR SESSION: 7:29 p.m.

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

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

Motion made by Mrs. Tunnell and seconded by Mr. Valentine to proceed with legal proceedings against Horne Development – Ashland, LLC.

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

ADJOURNMENT FROM REGULAR: 7:33 p.m.

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

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

Respectfully Submitted by
Elizabeth A. McClurg, Interim Clerk of Council

(word-Mins 7-21-15 RS.doc)