**REGULAR MEETING OF CELINA CITY COUNCIL – November 13, 2017**

President King called the Regular Meeting of Celina City Council to order at 7:00 pm. Council Members Buxton, Clausen, Fleck, Larmore, and Scott answered roll call. Council Members LeJeune and Sovinski were absent. Also present were Safety Service Director Hitchcock, Mayor Hazel, Auditor Strawn, and Law Director Moore.

CM Scott made a motion to accept the amended Agenda, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

CM Clausen made a motion to approve the minutes of the October 23, 2017 Regular Council Meeting as written, seconded by CM Fleck. Motion passed with a roll call vote 5-0 Aye.

**COMMITTEE REPORTS:**

CM Larmore reported the Personnel & Finance Committee met October 23, 2017 for 2018 Budget requests review.

**COMMUNICATIONS:**

Liquor License – Kroger Limited Partnership I, DBA Ruler Foods. No action was taken.

Mayor Hazel reported the City had a tough week. He seen a tremendous coming together of the community, which showed its true strength after the EF2 tornado on Sunday, November 5th. As of Wednesday afternoon at 2:30 pm all power was restored to both customers inside the City corporation limits and outside of the corporate boundaries.

CM Scott stated there was a great article in the newspaper about C-Town Wings that says they are coming together to help their employees. CM Larmore commended the City Administration for organization of the cleanup and power restoration. This got done quickly because of good leadership. CM Clausen stated his appreciation of the updates from Administration to help diffuse the excitement that was coming at him.

**AUDIENCE COMMUNICATIONS:**

Stan Laux asked for an update on the West Wayne Street reconstruction project. Director Hitchcock reported that paving is scheduled for this Wednesday. Mr. Laux stated he and his business have heard nothing but excuses of why this project has not yet been completed.

**NEW BUSINESS:** (First Reading)

26-17-O: An Ordinance establishing rates for electric energy sales and consumption within the Celina electric utility system and declaring an emergency. CM Scott made a motion to only read the Title, Whereas clauses, and Sections One, Two, Three, and Six, seconded by CM Buxton. Motion passed with a voice acclamation vote 5-0 Aye. Mayor Hazel explained this legislation will approve a 3.5% increase each year for next four years, directly reflected by the power supply costs. The Energy Acquisition Adjustment (EAA) will go back to .00. There is a 5% difference between the inside and outside rates. CM Larmore made a motion to pass the Ordinance to second reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

27-17-O: An Ordinance authorizing the Mayor and Safety-Service Director to enter into an agreement for Ambulance Service (EMS) with Mercer County and declaring an emergency. Director Hitchcock reported this is a three year agreement. Chief Wolters explained the changes include increase in pagers cost, language regarding supply of two ambulances was added, clarification on training costs, and EMS coats will be reimbursement by article instead of in a lump sum. CM Larmore made a motion to pass the Ordinance to second reading, seconded by CM Fleck. Motion passed with a roll call vote 6-0 Aye.

28-17-O: An Ordinance authorizing the Safety-Service Director to enter into an agreement for Fire Protection with Center Township and declaring an emergency. Director Hitchcock reported these are five year contracts. Chief Wolters explained as long as runs don’t change much, this will result in a 5% increase, as negotiated with the township and approved by the voters. CM Scott made a motion to pass the Ordinance to second reading, seconded by CM Larmore. Motion passed with a roll call vote 5-0 Aye.

29-17-O: An Ordinance authorizing the Safety-Service Director to enter into an agreement for Fire Protection with Hopewell Township and declaring an emergency. CM Scott made a motion to read by Title only, seconded by CM Clausen. Motion passed with a voice acclamation vote 5-0 Aye. CM Fleck made a motion to pass the Ordinance to second reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

30-17-O: An Ordinance amending various categories within Ordinance 38-16-O as the Eighth Supplement to the 2017 Annual Appropriations, and declaring an emergency. Auditor Strawn explained there have been more tax refunds this year than in previous years, with the majority being from three larger businesses. CM Larmore made a motion to pass the Ordinance to second reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

31-17-O: An Ordinance authorizing the City of Celina to join a coalition of municipalities retaining special legal counsel for the purpose of initiating litigation to challenge the constitutionality of amendments to Chapter 718 of the Ohio Revised Code relating to Municipal Income Tax, and declaring an emergency. Mayor Hazel stated he feels very strongly about home rule. The local income tax is our General Fund. If corporations wish to have centralized collection, they need to commit for five years and there is a percentage for administration fees taken by the State. The impact on home rule ability is important to retain. There have been several other communities that he has talked to that also joined this coalition. This will have a direct impact on the community and our revenue. CM Scott stated he believes this is a slap in the face to the communities stating the State will spend our monies more wisely. They are not giving us the power we were elected to do. CM Scott further asked if there is an anticipation in rise of litigation costs. Law Director Moore responded any litigation is undeterminable. The suit is expected to be filed this Wednesday. A hundred municipalities have already joined the coalition and he hopes the State backs off and it becomes a quick fix. CM Larmore stated the City has done a good job handling the money. He understands that companies do not want to have to pay multiple communities and want one place to file. Mayor Hazel stated the State does a lot of good things, which includes grant dollars. CM Clausen stated the City does a good job of managing our money and this violates the constitutional home rule. Any program that is enacted is very difficult to remove. President King stated the State government hates when the Federal government does this to them. There is more accountability on the local level. It is a level of hypocrisy. He agrees this should be fought to the end. CM Scott made a motion to pass the Ordinance to second reading, seconded by CM Fleck. Motion passed with a roll call vote 5-0 Aye.

32-17-O: An Ordinance to make appropriations for expenses and other expenditures of the City of Celina, state of Ohio, during the calendar year ending December 31, 2018, and declaring an emergency. CM Clausen made a motion to read Title, Section One and total appropriations by Section, seconded by CM Buxton. Motion passed with a voice acclamation vote 5-0 Aye. Auditor Strawn explained the numbers in red shows any changes made after the Personnel & Finance Committee meetings. CM Clausen asked the Auditor two questions regarding individual line items, which she answered. CM Larmore made a motion to pass the Ordinance to second reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

33-17-O: An Ordinance authorizing the Safety-Service Director to advertise for bids and to enter into contracts for engineering services, city projects, and capital equipment of fiscal year 2018. CM Larmore made a motion to only read by Title, and Section Titles, seconded by CM Scott. Motion passed with a voice acclamation vote 5-0 Aye. CM Scott made a motion to pass the Ordinance to second reading, seconded by CM Larmore. Motion passed with a roll call vote 5-0 Aye.

34-17-O: An Ordinance authorizing the Safety-Service Director to advertise bids and to enter into contracts for certain materials, services, supplies, and equipment needed during 2018, and authorizing the Law Director to enter into contracts with “consultants” as needed from to time. CM Clausen made a motion to pass the Ordinance to second reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

18-17-R: A Resolution expressing gratitude to various individuals, groups, and businesses for providing assistance after the tornado, and declaring an emergency. Mayor Hazel stated on behalf of the staff and crews, they were overwhelmed by the generosity of assistance. CM Clausen extended a thank you as well on behalf of Council. CM Larmore made a motion to pass the Resolution to second reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

19-17-R: A Resolution expressing gratitude to the City of Hamilton for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Larmore stated a return of thank you to these are extended and they need to know that we will send assistance to them if needed. CM Larmore made a motion to pass the Resolution to second reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

CM Clausen made a motion to read the next six Resolutions by Title only, seconded by CM Fleck. Motion passed with a roll call vote 5-0 Aye.

20-17-R: A Resolution expressing gratitude to the City of Piqua for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Larmore made a motion to pass the Resolution to second reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

21-17-R: A Resolution expressing gratitude to the Village of Minster for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Clausen made a motion to pass the Resolution to second reading, seconded by CM Larmore. Motion passed with a roll call vote 5-0 Aye.

22-17-R: A Resolution expressing gratitude to the Village of New Bremen for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Fleck made a motion to pass the Resolution to second reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

23-17-R: A Resolution expressing gratitude to the Village of Arcanum for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Buxton made a motion to pass the Resolution to second reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

24-17-R: A Resolution expressing gratitude to the City of St. Marys for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. Mayor Hazel explained the City of St. Marys also had damage as a result of the tornado, but they still sent assistance to Celina. CM Clausen made a motion to pass the Resolution to second reading, seconded by CM Larmore. Motion passed with a roll call vote 5-0 Aye.

25-17-R: A Resolution expressing gratitude to the City of Wapakoneta for their assistance through the American Municipal Power-Ohio Mutual Aid Program, and declaring an emergency. CM Buxton made a motion to pass the Resolution to second Reading, seconded by CM Fleck. Motion passed with a roll call vote 5-0 Aye.

**OLD BUSINESS:** (Second Reading):

22-17-O: An Ordinance authorizing the Safety-Service Director to award a contract for a Challenge Course at Eastview Park to Game Time (c/o David Williams & Associates, Inc.), and declaring an emergency. CM Scott made a motion to pass the Ordinance to third reading, seconded by CM Larmore. Motion passed with a roll call vote 5-0 Aye.

23-17-O: An Ordinance repealing and replacing certain portions of Ordinance 15-17-O. CM Larmore made a motion to pass the Ordinance to third reading, seconded by CM Clausen. Motion passed with a roll call vote 4-1 Aye. CM Scott voted Nay.

24-17-O: An Ordinance approving a final plat for Wheatland Acres Phase V, and declaring an emergency. CM Clausen made a motion to pass the Ordinance to third reading, seconded by CM Buxton. Motion passed with a roll call vote 5-0 Aye.

25-17-O: An Ordinance authorizing the Safety-Service Director to enter into a Rate Levelization arrangement for the benefit of the City of Celina, Ohio and its electric system and in connection therewith to obtain a Rate Levelization loan in a principal amount not to exceed $1,600,000. CM Larmore made a motion to pass the Ordinance to third reading, seconded by CM Clausen. Motion passed with a roll call vote 5-0 Aye.

**ADMINISTRATIVE REPORTS:**

None.

**FOR THE GOOD OF THE ORDER:**

CM Buxton asked Director Hitchcock how long the pumper/tanker will be in Springfield for repairs. Director Hitchcock replied he does not know how long off-hand. CM Buxton further reported he had a resident from West Blake Street request parking be limited to one side of the street. Snowplows are unable to go down this street and it is difficult to drive down if there the streets are icy. Mayor Hazel stated Council could pass legislation to allow this. Not every resident along Blake Street has off street parking. Administration will look further into this.

CM Buxton stated Eastview Park was hit by the tornado and asked about the rebuild. Mayor Hazel responded the insurance adjuster toured the area with the Safety-Service Director, but no decisions have been made. The Montgomery field turf was not damaged, and the bleachers sustained minimal damage.

CM Buxton asked if the price for lining the sports fields for next year has been determined. Director Hitchcock replied the fee schedule will need to be brought back to Council.

Mayor Hazel stated there are no excuses given with the Wayne Street reconstruction project. There are valid reasons why the paving is not done. Weather is a factor, 50oF is ideal for paving, and the hot mix plant needs to be operating. CM Scott stated he has talked to Mr. Laux and he understands the delays. He also understands their frustrations of the delays. CM Larmore asked if the street can be opened back up if it is unable to be completed with the top coat. Director Hitchcock stated the base coat is already down, we just need to complete the top coat. The street has remained close because we do not want a lot of vehicles parked on the street, which would delay the paving progress.

Council President King adjourned the meeting at 8:43 pm.

Submitted by Joan S. Wurster, Clerk of Council