

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

Held on Monday, November 22, 2010

6:30 P.M.

CALL TO ORDER

The regular meeting of Sidney City Council was called to order at 6:30 P.M. Monday, November 22, 2010, with Mayor Barhorst presiding. Councilman Miller opened the meeting with a moment of prayer, followed by the Pledge of Allegiance.

ROLL CALL

The following Council members were present and answered roll call: Mike Barhorst, Mike Burns, Frank Mariano, Katie McMillan, Tom Miller, Mardie Milligan and Terry Pellman.

Also attending was: City Manager Steve Stilwell, Law Director Mike Smith, Asst. City Manager-Administrative Services Tom Judy, Police Chief Kevin Gessler, Fire Chief Brad Jones, Parks Director Duane Gaier, Public Works Director Chris Clark, Community Services Director Barbara Dulworth, and Finance Officer Ginger Adams. Also attending was Transit Manager Deb Grogean. Chamber Leadership Intern Jason Hancock was in attendance.

APPROVAL OF MINUTES

Minutes of the November 8, 2010 Regular Meeting of Sidney City Council were presented for approval.

Council member Milligan moved, with Councilman Burns seconding, a motion to accept the minutes as presented. The voice vote was taken and the minutes were approved as presented.

ADOPTION OF ORDINANCES

A-2661 AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE YEAR 2010

Finance Officer Ginger Adams presented Council with the supplemental appropriations for the year 2010. The net effect of these changes would be to decrease 2010 appropriations by \$286,916.

Councilman Mariano moved, seconded by Councilman Miller, to adopt Ordinance A-2661 as presented. Upon voice vote, motion passed unanimously.

INTRODUCTION OF ORDINANCES

A-2662 AN ORDINANCE TO MAKE AN APPROPRIATION FOR EXPENDITURES OF THE CITY OF SIDNEY, OHIO DURING THE YEAR ENDING DECEMBER 31, 2011.

Finance Officer G. Adams reviewed the 2011 Budget with Council. The 2011 appropriations total \$49,359,777 for the various operating funds. Total appropriations, excluding interfund transactions and agency funds, are 2.5% less than the current 2010 appropriations, reflecting the efforts by City staff to reduce expenditures in response to difficult economic times.

Councilman Miller expressed his appreciation to the Mayor, City Manager and the staff for what was accomplished this past year. As Council looks at the 2011 budget, it is anticipated that 2011 will be another difficult year but he is confident that we can get through it together.

Ordinance A-2662 will be presented to Council for a second reading on December 13, 2010.

A-2663 AN ORDINANCE AMENDING SECTION 911.01(b), SECTION 915.05(a), SECTION 917.02(a)(1) and (2), AND SECTION 918.05(c) OF THE CODIFIED ORDINANCES PERTAINING TO WATER, SEWER, STORMWATER, AND SOLID WASTE COLLECTION RATES.

Finance Officer G. Adams introduced Ordinance A-2663 adopting utility and sanitation rates effective January 1, 2011 and refuse rates effective April 1, 2011.

This ordinance would establish utility and sanitation rates with approximate increases of 5% for water, 1% for sewer, 3% for stormwater and 4.7% for curbside refuse pick up. The water rate adjustment of 5% is necessary to accumulate sufficient resources to fund the water source project. The change in water and sewer rates would become effective January 1, 2011 and the refuse rate increase would become effective April 1, 2011.

An average family of four would experience an increase of about \$1.22 per month and low volume users approximately \$0.38 per month.

CM Stilwell again assured Council that the City of Sidney is still the lowest of the surrounding 34 communities in providing government services.

Ordinance A-2663 will be presented to Council for a second reading on December 13, 2010.

A-2664 AN ORDINANCE ENACTING SECTION 131.06 OF THE CODIFIED ORDINANCES BY ADOPTING PAY TABLE II, SCHEDULES A, B, C AND D, AND PAY TABLE III FOR 2011

Assistant City Manager T. Judy explained to Council that the proposed Ordinance would amend the pay tables for non-union employees effective with the first pay in 2011. Pay tables for the affected employees were not increased in 2010. An “informal” scale was used for non-union employees, similar to the scale used for union negotiations, whereby the wages were tied to 2010 income tax revenue.

Included in this Ordinance amendment is the adjustment to the Public Works Director salary range. Compensation is being restored for this position to the 2005 level to reflect the Utilities Department being re-assigned to Public Works.

Council member K. McMillan commented that she finds it difficult to approve a 2% increase when the current economic conditions are tough and the City budget remains tight for 2011.

Ordinance A-2664 will be presented to Council for second reading at the December 13, 2010 meeting.

RESOLUTIONS

59-10 A RESOLUTION AUTHORIZING THE SUBMITTAL OF A PROPOSAL TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR GRANTS THROUGH THE US DOT FEDERAL TRANSIT ADMINISTRATION (FTA), AS AUTHORIZED UNDER FEDERAL TRANSIT LAWS, AS CODIFIED, 49 USC SECTION 5311, FINANCIAL ASSISTANCE FOR OTHER THAN URBANIZED AREAS AND FUNDS AVAILABLE FROM THE OHIO PUBLIC TRANSPORTATION GRANT PROGRAM AND EXECUTING A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION UPON GRANT PROPOSAL ACCEPTANCE

Transit Manager D. Grogean reviewed the annual submission of a proposal to the Ohio Department of Transportation for grant funding for 2011. This is the same authorization approved by Council on June 28, 2010. ODOT now requires assurance of compliance with Title VI and elimination of references to the Elderly and Disabled grant. Grant funding will be announced in December; it is anticipated that it will remain relatively unchanged in 2011.

Councilman Mariano moved, and Council member McMillan seconded, to adopt Resolution 59-10 as presented. Upon voice vote, motion passed unanimously.

DISCUSSION – Cancellation of the December 27, 2010 Council meeting

Following a brief discussion, it was agreed that the December 27th meeting be cancelled so that Council members and staff could enjoy the holidays with their families. Councilman Pellman moved, and seconded by Councilman Mariano, to cancel the meeting; motion passed unanimously by voice vote.

DISCUSSION –Liquor License Request (Canelo’s Mexican Restaurant – 2009 W. Michigan)

CM Stilwell reviewed the request from Canelo’s Mexican Restaurant for a D5A liquor license and the required Police Department background check. No objections were heard from City Council; Acting City Clerk J. Goubeaux will respond to the Department of Liquor Control accordingly.

COUNCIL COMMENTS

Mayor Barhorst thanked Vice Mayor Milligan for attending the FISH Grand Opening on November 17th and participating in the Winter Wonderland lighting and parade ceremony on Friday, November 19th.

CITY MANAGER COMMENTS

CM Stilwell reported to Council that the railroad spur over SR 47 is gone, made possible through City and ODOT funds.

As reported in the November 19, 2010 Manager’s Newsletter, three individuals have been appointed trustees to the West Ohio Development Council (WODC), namely Heather Neer, Preston Meyer and Trip Brubacher.

Personnel announcements include Chris Clark being promoted to Public Works Director effective November 22, 2010 and that new Fire Chief Brad Jones is available for community visits (organizations, agencies, etc.).

The Legion Field improvements (Custenborder Field) have been completed and the ball diamond will be ready for play in Spring 2011 thanks to the hard efforts of Parks Director D. Gaier and the many community volunteers and sponsors.

EXECUTIVE SESSION

At 6:50 p.m., Councilman Mariano moved to adjourn to executive session; Council member Milligan seconded the motion. Motion passed by unanimous voice vote. Discussion items include Boards and Commissions, Pending Litigation Update and Charter Employees’ annual evaluation. City staff members joining Council in Executive Session include CM S. Stilwell, Ass’t CM T. Judy, Law Director M. Smith and Acting City Clerk J. Goubeaux.

ADJOURNMENT

At 8:04 PM, with nothing further to come before Council, Councilman Mariano moved to come out of Executive Session and adjourn the meeting. Council member Milligan seconded the motion. The roll call vote was unanimous and the meeting was adjourned.

The meeting was held pursuant to Sidney City Council Rules.

Respectfully submitted,

Joyce L. Goubeaux
Acting City Clerk

Mayor