

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

Held on Monday, September 27, 2010

6:30 P.M.

CALL TO ORDER

Mayor Barhorst called the Regular Meeting of Sidney City Council to order at 6:30 P.M. Monday, September 27, 2010. Mayor Barhorst 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, and Mardie Milligan.

Also attending was: City Manager Steve Stilwell, Law Director Mike Smith, Asst. City Manager-Administrative Services Tom Judy, Police Chief Kevin Gessler, Acting Fire Chief Rick Simon, Parks Director Duane Gaier, Public Works Director Bill Gosciwski, Community Services Director Barbara Dulworth, Finance Officer Ginger Adams, and Wastewater Treatment Plant Superintendent Brian Schultz. Also in attendance were Assistant Finance Officer Renee Dulaney and Human Resources Manager Vickie Allen.

APPROVAL OF MINUTES

Minutes of the September 13, 2010 regular meeting of Sidney City Council were presented for approval.

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

ADOPTION OF ORDINANCES

A-2658 AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE YEAR 2010.

Finance Officer G. Adams was serenaded with birthday greetings by Council members prior to her presentation of a brief overview of the \$294,044 supplemental appropriations requested for the 2010 budget year. The General Fund (\$4,139) includes funds for the DARE program and the Police Departments "Safety Town programs.

Funds in the amount of \$101,000 were awarded to the City from the CDBG Formula grant. \$9,205 will be used in 2010; remainder will be included in the 2011 budget.

Expenditures in the Capital Improvement Fund (\$238,300) and Sewer Improvement Fund (\$42,400) were explained to Council.

Councilman Mariano moved, and Council member McMillan seconded, to adopt Ordinance A-2658 as presented. Motion passed upon voice vote.

A-2659 Amendments to General Offenses Code

Law Director Michael Smith presented Council with an overview of the proposed changes to the General Offenses Code. Sections 505.03, 505.09, 505.11 and 505.14 will be amended to clarify definitions and penalties.

Section 505.15 pertains to prohibitions for “wild animals” or “exotic animals” within the City. An event such as the petting zoo at Applefest would be permitted under the City’s Special Event permit process.

Section 521.06 deals with the maintenance requirements and liability for landowners to keep sidewalks, curbs, and gutters free of snow, ice and nuisance.

This Ordinance will repeal two sections of the Code (Section 515.091 and 545.06); both of which have companion sections in the Ohio Revised Code.

This Ordinance would give Council authority to grant exceptions to Section 519.09 for alcohol on public property for community festivals, etc.

Councilman Miller moved, and Councilman Burns seconded, to adopt Ordinance A-2659 as presented. Motion passed upon voice vote.

RESOLUTION

55-10 A RESOLUTION ADOPTING THE FIVE YEAR FINANCIAL PLAN

Finance Officer G. Adams presented a brief review of the capital projects, service priorities and staffing plans to be incorporated into the 2011 budget.

Council member Milligan moved, and Councilman Miller seconded, to adopt Resolution 55-10 as presented. Motion passed unanimously by voice vote.

MISCELLANEOUS

Discussion – Budget Award for 2010 Budget and Audit Results for 2009

Finance Officer G. Adams announced that, for the eleventh consecutive year, the City of Sidney was presented with the GFOA Distinguished Budget Presentation Award for the City’s 2010 Budget. The award was given to Council members for review.

The December 31, 2009 financial statements for the City of Sidney have been audited and received an unqualified opinion, also known as “clean” opinion. The Auditor of the State of Ohio has certified the auditor’s report and the City’s Comprehensive Annual Financial Report (CAFR). A copy of the CAFR was given to Council members as well as the Citizen’s Summary Financial

Report (a condensed version of the CAFR). Copies are available for the public at the local library and on the city website.

Finance Officer Adams acknowledged the valuable assistance received from Assistant Finance Officer Renee Dulaney and thanked her for her help with the CAFR and working with the auditors. Input and assistance from all Senior Directors and department managers was appreciated and especially the support of the City Council that enables the staff to strive to meet high standards each year.

Mayor Barhorst commended the Finance Officer and her staff for the excellent accomplishments; Council agreed by show of applause. The report was “so good that there is no need to have a meeting”.

Council Comments

Mayor Barhorst asked for a motion to excuse Councilman Pellman due to a schedule conflict with a class in Columbus, Ohio. Councilman Mariano moved, and Council member McMillan seconded, to excuse Mr. Pellman. Motion passed by voice vote.

Manager Comments

City Manager Stilwell reminded Council that the 2010 United Way Campaign is underway. He requested that Council members return their pledge cards to Parks Director Duane Gaier.

The Chamber of Commerce is hosting the Meet the Candidates Breakfast on October 14, 2010 at The Oaks. Contact the Chamber office or Acting City Clerk Joyce Goubeaux if interested in attending.

Acting City Clerk Joyce Goubeaux and IT Manager Ken Van Hook are coordinating the Records Retention session with the Ohio Electronics Records Commission, a division of the Ohio Attorney Generals Office. Two sessions will be held on October 11, 2010; one at 4:00 p.m. and the other at 6:30 p.m. as a subset of the Council meeting.

Executive Session

Council member McMillan moved, and Council member Milligan seconded, to go into executive session to discuss negotiations. Motion passed by voice vote.

Councilman Mariano moved, and Councilman Burns seconded, to go out of Executive Session and to adjourn the meeting. Upon voice vote, the meeting was adjourned at 7:20 p.m.

The meeting was held pursuant to Sidney City Council Rules.

Respectfully submitted,

Joyce Goubeaux
Acting City Clerk

Mayor