

Council Chambers  
Regular Meeting  
October 12, 2015  
7:30 p.m.

Council met in regular session with the following seven members present: Ames, Corcoran, Fleurima, Gray, Proehl, Tatman and Trutschel. (Mrs. Neal and Mrs. Patrick absent.) There were two media representatives and fourteen other visitors present, in addition to Mayor Everson, City Law Director Rutherford and City Auditor Feeney.

Pres. Eallonardo led in the Pledge of Allegiance to the Flag.

Ms. Gray moved and Mr. Fleurima seconded that the minutes for the regular meeting of September 28, 2015; the minutes for the legislative review session of September 30, 2015; and the minutes for the special meeting of September 30, 2015 be accepted and approved, as submitted by the Clerk. All members present voted "yea" and Pres. Eallonardo declared the motion adopted.

## COMMITTEE REPORTS

### **Human Resources Committee:**

Ms. Gray acknowledged receipt of committee assignment #15-124, pertaining to the request for authorization to enter into a contract for the city's health insurance coverage for the calendar year 2016. She said that there will be a meeting of the Human Resources Committee tomorrow afternoon, at 3:30 p.m., to discuss and consider this assignment.

### **Finance Committee:**

Mr. Trutschel reported on Item #4 to appropriate \$45,000.00 for computer related expenses for the Chillicothe Municipal Court, on tonight's agenda for its first reading. He said that this is not from the general fund, but that instead it is from a special court fund that can only be used by the court for computer related expenses. Mr. Trutschel reported on Item #5 to appropriate \$4,000.00 received by the city as security as the result of a structure fire at 779 Washington Avenue, Chillicothe, Ohio, on tonight's agenda for its first reading. He said that the owners of this property have completed repairs and have met all other requirements for the return of this money to them.

### **City Services Committee:**

Mr. Tatman moved and Ms. Gray seconded that Council excuse the absences of Mrs. Neal and Mrs. Patrick. All members present voted "yea" and Pres. Eallonardo declared the motion adopted.

Mr. Tatman reported, in the absence of Mrs. Neal, that the City Services Committee has caused to be distributed tonight copies of a proposed ordinance. Mr. Tatman moved and Mr. Trutschel seconded that the three day receipt rule be suspended and that there be placed on tonight's agenda an ordinance appropriating \$20,000.00 to purchase road salt per the Summer Fill Salt Program contract, and declaring an emergency. All members present voted "yea" and Pres. Eallonardo declared the rule suspended, designating this particular item as Item #7 on tonight's agenda for its first reading. Mr. Tatman indicated that since the city must pay for the road salt prior to the scheduled delivery dates of October 31<sup>st</sup> and November 30<sup>th</sup>, he will seek to pass this item tonight.

### **Utilities/Transit Committee:**

Mr. Tatman reported, in the absence of Mrs. Patrick, on Item #1 to amend Sections 359.02, 359.03, 359.06, 359.07, and 359.99 of the Codified Ordinances in order to update the enforcement of junk and abandoned vehicles and to clarify the definition of collector vehicle, on tonight's agenda for its third reading. Mr. Tatman reported on Item #6 to authorize the submission of an application/proposal with the Ohio Department of Transportation for grants for funds from the Ohio Public Transportation Grant Program, on tonight's agenda for its first reading.

**Engineering Committee:**

Mr. Tatman reported on Item #3 to authorize the grant of a renewable 10-year easement to the Chillicothe Civic Theatre, Inc. for use at 83 South Walnut Street, on tonight's agenda for its third reading. He urged a favorable vote on passage of this item tonight, stating that there is currently fifteen feet of sidewalk in front of the structure, and that after the new entrance is constructed there will still be at least five feet of sidewalk width remaining which is adequate. He also said that when the renovations and construction are finished, this will be a very nice addition to the neighborhood with a 100 seat theater. Mr. Tatman reported on Item #3 to authorize Community Workforce Agreements within the City of Chillicothe, Ohio, on tonight's agenda for its first reading. Mr. Tatman moved and Ms. Gray seconded that Item #3 not be read tonight. All members present voted "yea" and Pres. Eallonardo declared the motion adopted.

**REPORTS OF OFFICIALS**

**Report of Mayor Everson:**

Mayor Everson announced that there will be a grand re-opening celebration of the Pilot facility on East Main Street tomorrow at 11:00 a.m. in observance of its one year anniversary. Then, he announced, there will be a grand re-opening and ribbon cutting ceremony at noon on Monday, the 19<sup>th</sup> of October, of the reconstructed Carlisle Building, on South Paint Street at its intersection with Main Street downtown. He said that tours will be conducted after the ceremony with additional activities at 4:00 p.m. Mayor Everson concluded his report by urging passage of Item #6 tonight so that the application with ODOT can be timely filed before the October 25<sup>th</sup> deadline.

**Report of Auditor Feeney:**

City Auditor Feeney commented on Item #4, stating that he has some questions on this appropriation of \$45,000.00 for computer related expenses for the Chillicothe Municipal Court that he wishes to get answered before it is voted upon by Council.

**Report of Law Director Rutherford:**

City Law Director Rutherford said that she received a notice on July 15, 2015, from the Ohio Attorney General of a settlement in an action against road salt distributors who had overcharged municipalities, including the City of Chillicothe. She said that she presented a claim on behalf of the City on the 22<sup>nd</sup> of July, and that she is pleased to report that, as a result, the City will receive \$2,813.49 as its share of the total recovery. She indicated that she has submitted a request for a Council committee assignment to bring forth the legislation to accept these funds.

**AUDIENCE PARTICIPATION**

Elsie Glandon of 101 South Watt Street spoke to Council about the problem of increased large truck traffic through her neighborhood. She said that she is a longtime 57 year resident on that street and that she has always promoted the City in a positive light whenever she can. However, she said that she now feels as if she lives on an interstate highway because of the loud semis and other trucks that travel up and down Watt Street all day and all night. She said that when they cross the railroad tracks they make loud bumps, and that as they pass her home it shakes her windows and her whole house. She said that she called City Engineer Tom Day to discuss the situation, but he told her that he had nothing to do with that and that it was not within his jurisdiction. She said that she then attempted on multiple occasions to call City Safety Service Director Mike Green, but nobody answered. Ms. Glandon stated that the city took down some signs about truck traffic and that now it seems that all of the big trucks are going down Watt Street to cut over to Eastern Avenue. As a result, she said that she has been unable to sleep and that one cannot even have a conversation because of the excessive noise. She said that she wants her formerly quiet neighborhood back, and that she feels that an alternate route should be set up. She provided a map to Mayor Everson, stating that she would appreciate anything that can be done, and she expressed her thanks to Council and Mayor Everson for their consideration. Mayor Everson said that he will talk to Mr. Day because this is something that the Engineering Department can address with signage and the traffic map.

Alan Davis of 370 Braewood spoke to Council about the city's finances, indicating that it is not his intent to be critical of anybody, but that he is concerned that there has been no substantive discussion of this subject by the candidates seeking election next month. He then referred the members of Council to the materials that he passed out to them, discussing what he described as "Financial Health Indicators". He then proceeded to discuss the "critical" and the "negative" indicators outlined in the materials, saying that based upon his calculations the City of Chillicothe has at least seven areas of concern, with 3 of these being critical and 2 others being negative based upon the records that he has reviewed. He said that one of the negatives is close to being critical, and that he has determined that the City is pretty close to the point where the State Auditor will be going to the next step in its assessment of fiscal stress, since these guidelines were developed by the State Auditor. Mr. Davis said that he suggests that during the upcoming 2016 budget process, Council ought to take a look at how the City has stacked up over the past five years based upon these indicators. He said that in no way is he commenting upon the job being done by current City Auditor Feeney, and that if anything he commends Mr. Feeney on his decision to no longer look at the carryforward in order to formulate his opinion as to whether the City's budget is balanced.

Mrs. Glandon spoke up again to praise Councilwoman Patrick for doing an excellent job in the 6<sup>th</sup> Ward. She said that Mrs. Patrick is the hardest working representative they have had, and that she is always very responsive to the concerns of her constituents.

### OLD BUSINESS

Mrs. Ames reminded everyone that this year's "Light the Park" project is ongoing and in need of donations. She again provided information on how to send in donations.

### READING AND PASSAGE OF LEGISLATION

**Ord. No. 101-15** amending sections 359.02, 359.03, 359.06, 359.07 and 359.99 of the Codified Ordinances of the City of Chillicothe, Ohio was read for the third time by title only. On final passage, all members present voted "yea" and Pres. Eallonardo declared Ordinance No. 101-15 adopted by a vote of 7-0.

**Ord. No. 102-15** authorizing the Mayor of the City of Chillicothe, Ohio, to execute any and all documents in connection with granting a renewable 10-year easement to The Chillicothe Civic Theatre, Inc. for use at 83 South Walnut Street, and declaring an emergency was read for the third time by title only. On final passage, all members present voted "yea" and Pres. Eallonardo declared Ordinance No. 102-15 adopted by a vote of 7-0.

An ordinance appropriating \$45,000.00 for computer related expenses for the Chillicothe Municipal Court, and declaring an emergency was read for the first time by title only.

**Ord. No. 103-15** appropriating the sum of \$4,000.00 received as security as the result of a structure fire at 779 Washington Avenue, Chillicothe, Ohio, and declaring an emergency was read for the first time by title only. Mr. Trutschel moved and Mrs. Ames seconded that the three reading rule be suspended, placing this item on final passage. All members present voted "yea" and Pres. Eallonardo declared the rule suspended. All members present then voted "yea" on the item itself, and Pres. Eallonardo declared Ordinance No. 103-15 adopted by a vote of 7-0.

**Res. No. 12-15** authorizing the Mayor of the City of Chillicothe to submit an application/proposal with the Ohio Department of Transportation for grants through the U.S. DOT Federal Transit Administration (FTA) as authorized under federal transit laws, for funds from the Ohio Public Transportation Grant Program, accepting such grant and executing a contract with the Ohio Department of Transportation upon grant proposal acceptance, and declaring an emergency was read for the first time by title only. Mr. Tatman moved and Mr. Fleurima seconded that the three reading rule be suspended, placing this item on final passage. All members present voted "yea" and Pres. Eallonardo declared the rule suspended. All members present then voted "yea" on the item itself, and Pres. Eallonardo declared Resolution No. 12-15 adopted by a vote of 7-0.

**Ord. No. 104-15** appropriating \$20,000.00 to purchase road salt per the Summer Fill Salt Program contract, and declaring an emergency was read for the first time by title only. Mr. Tatmen moved and Mrs. Ames seconded that the three reading rule be suspended, placing this item on final passage. All members present voted "yea" and Pres. Eallonardo declared the rule

suspended. All members present then voted “yea” on the item itself, and Pres. Eallonardo declared Ordinance No. 104-15 adopted by a vote of 7-0.

Ms. Gray moved and Mr. Fleurima seconded that the regular meeting be adjourned. All members present voted “yea” and Pres. Eallonardo declared the motion adopted. Adjourned at 7:56 p.m.

---

Clerk of Council

---

President of Council

Council Chambers  
Special Meeting  
October 21, 2015  
6:00 p.m.

Council met in special session at the call of Mayor Everson pursuant to written notice dated and delivered October 20, 2015, at 5:55 p.m., for the purpose of considering one item of legislation described in the notice, with the following eight members present: Ames, Corcoran, Fleurima, Neal, Patrick, Proehl, Tatman and Trutschel. (Ms. Gray absent.) There were 3 visitors present, in addition to Mayor Everson and City Auditor Feeney.

Pres. Eallonardo asked if Mrs. Neal wished to report on the sole item on tonight’s special meeting agenda.

Mrs. Neal moved and Mr. Trutschel seconded that the three day receipt rule be suspended, so that Council may consider tonight an ordinance authorizing the Mayor to purchase three (3) dump trucks with snow blade attachments from the Ohio Department of Transportation at a cost of \$14,496.66 for said purchase, plus an additional \$15,503.34 to be allocated for minor repairs, maintenance and towing of said dump trucks, and declaring an emergency. All members present voted “yea” and Pres. Eallonardo declared the rule suspended, designating this particular item as Item #1 on tonight’s special meeting agenda.

Mrs. Corcoran moved and Mrs. Ames seconded that Council excuse the absence of Ms. Gray. All members present voted “yea” and Pres. Eallonardo declared the motion adopted.

**Ord. No. 105-15** authorizing the Mayor to purchase three (3) dump trucks with snow blade attachments from the Ohio Department of Transportation at a cost of \$14,496.66 for said purchase, plus an additional \$15,503.34 to be allocated for minor repairs, maintenance and towing of said dump trucks, and declaring an emergency was read for the first time by title only. Mrs. Neal moved and Mr. Fleurima seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Eallonardo declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Eallonardo declared Ordinance No. 105-15 adopted by a vote of 8-0.

Mr. Fleurima moved and Mrs. Ames seconded that the special meeting be adjourned. All members present voted “yea” and Pres. Eallonardo declared the motion adopted. Adjourned at 6:05 p.m.

---

Clerk of Council

---

President of Council