

Council Chambers
Legislative Review Session
January 13, 2014
6:30 p.m.

Council met in Legislative Review Session as a quasi committee of the whole chaired by Pres. Rinehart, with all nine members present: Ames, Bonner, Gray, Neal, Patrick, Proehl, Showman, Tatman and Trutschel. There were 2 media representatives and 3 other visitors present, in addition to Mayor Everson.

Pres. Rinehart called upon Mrs. Patrick to lead tonight's discussion on the first topic of the Agenda, nuisance abatement issues. Mrs. Patrick referred everyone to the materials she passed out, including the 2013 Annual Report of the Chillicothe Nuisance Abatement Board. She proceeded to go through the statistical information contained in that annual report. Mrs. Patrick then reviewed a memo titled "How Can I Get Rid of It?". She discussed yard waste, tires, appliances, TV's, and large items, including building materials and household junk. She also covered the other items listed in that memo. Mrs. Patrick then went through the information contained in the memo titled "How Do I Report ---". She covered pot holes, street light problems, burned out traffic lights, and other items included in that memo. Mrs. Patrick then brought the attention of the members of Council to her attachment concerning "How to Submit a 10 Day Notice to Address Property & Nuisance Code Violations". After covering the information contained in this attachment, Mrs. Patrick concluded her report by discussing the example of a "Notice of Nuisance Event" and the matters contained in that Notice.

Mrs. Ames added that they will be making copies of a reference sheet concerning nuisances.

Pres. Rinehart then continued on the topic of Council Rules, stating that he has distributed bound copies of the Rules and other information. He reviewed some of these rules, and then stated that he prefers that legislative review sessions be scheduled, in the future, on nights other than regular meeting nights.

Mr. Trutschel noted that the newly formed City Pool Commission has been meeting every two weeks. He said that its next scheduled meeting will be on Monday, January 20, 2014, at 5:00 p.m., in the Mayor's conference room. He said that Mr. Lars Peterson is doing a fantastic job as its chairman. A discussion ensued concerning the fact that this is Martin Luther King Day, and that the Mayor's office and the City Building is officially closed that day. Mr. Trutschel indicated that perhaps Mayor Everson will reschedule this meeting.

Pres. Rinehart discussed the procedure contained in Council Rule 5. He also spoke about committee reports, urging the members of Council to provide reminders to the rest of Council of the status of any assignments that are still outstanding. Pres. Rinehart mentioned Council Rule 5(c), spelling out that complaints are first to be submitted to Mayor Everson or to the appropriate city official, as a matter of protocol, before bringing complaints to the floor of Council. He also commented on Council Rule 5(d), which permits a majority of any Council committee to vote a matter out of the committee with no action to be taken. He said that this is an amendment of this particular rule, authorized by Ord. No. 3-13. Pres. Rinehart noted that it takes 5 members of Council to form a quorum to conduct a meeting of Council itself. He also touched upon matters contained in Council Rules 9-13.

Mr. Proehl commented on Council Rule 13(b)(2), pertaining to bringing matters back before Council after being tabled or committed. He said that it is a good thing that Council can no longer have a third reading on such matters the same night that they are brought back before Council, as was done on the red light cameras.

Pres. Rinehart also indicated that he has distributed a listing of the Council committees, the chairperson on each committee, and the other members of each committee, as well as the topics to be dealt with by each committee. He said that he has also distributed tonight an updated contacts list.

No formal action was taken on any matter discussed during the legislative review session, and no roll call votes were taken.

The legislative review session adjourned by consensus at 7:23 p.m.

Clerk of Council

President of Council

Council Chambers
Regular Meeting
January 13, 2014
7:30 p.m.

Council met in regular session with all nine members present: Ames, Bonner, Gray, Neal, Patrick, Proehl, Showman, Tatman and Trutschel. There were 2 media representatives and 6 other visitors present, in addition to Mayor Everson, City Law Director Rutherford, and City Auditor Feeney.

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

Mr. Bonner moved and Mrs. Ames seconded that the Minutes of the regular meeting of December 23, 2013; the Minutes of the Special Meeting of December 31, 2013; and the Minutes of the first meeting and Special Meeting of January 2, 2014; be accepted and approved, as submitted by the Clerk. All members present voted "yea" and Pres. Rinehart declared the motion adopted.

COMMITTEE REPORTS

Community Affairs Committee:

Mrs. Neal reported on Item #1 to provide for an agreement with the Ross County Commissioners whereby the city will continue to be eligible for state reimbursement of costs incurred in appointing counsel for indigent defendants in criminal cases, on tonight's Agenda for its second reading.

Engineering Committee:

Mr. Tatman said that the Engineering Committee has nothing on tonight's Agenda. However, he said that with respect to the Council Committee Assignments that have been brought forward to the Engineering Committee from last year, the committee still needs to receive necessary information that has been requested from Mayor Everson before the committee can proceed any further.

Utilities/Transit/Nuisance Committee:

Mrs. Patrick announced that the Utility Rate Review Committee will meet in Mayor Everson's conference room at 2:00 p.m. on January 24, 2014. She said that so far this year, 51 households have signed up for bill pay, and that others have signed up for ebill provided online by the city. Mrs. Patrick also announced that there will be a meeting of the transit section of the committee on Wednesday, January 15, 2014, in the Chillicothe Transit System Conference Room. She reported on Council Committee Assignment #14-7, stating that no money is involved on this request to accept an easement for the Clayburne Heights area, and that she will be bringing in an ordinance on this. She referred to the 2013 Annual Report of the Nuisance Abatement Board, and she

discussed the matters contained in that report. She said that she has distributed written copies of this report to all members of Council and city officials.

REPORTS OF OFFICIALS

Report of Mayor Everson:

Mayor Everson told Mr. Tatman that he will be providing the requested information to Mr. Tatman as chairman of the Engineering Committee concerning the carry-over Council committee assignments. Mayor Everson asked that everyone keep Tamra Lowe and Jeff Creed in their prayers at this time due to their recent loss of loved ones in their immediate families. Mayor Everson said that he will announce the new Parks & Recreation Director prior to the next regular meeting of City Council. He said that on the 16th of January, at Paccar, there will be a meeting of the March of Dimes leadership. Mayor Everson urged everyone to participate in the activities scheduled this weekend concerning the celebration of Martin Luther King Jr. Day, on the 19th and the 20th of January. He concluded his report by announcing that there will be a meeting at 7:00 a.m. on February 15, 2014, with respect to the New Beginnings Church concerning its drug outreach program.

Report of Auditor Feeney:

City Auditor Feeney displayed the book that he received on the new bond issues that were recently passed by City Council. He also discussed the proposed purchase of a new city garbage truck, stating that \$35,000.00 has been appropriated for this purchase during fiscal year 2014. However, he said that the last water note is due in March, and that the city could roll additional debt into this to possibly purchase two trucks this year, with the initial payment due in 2015. He said that he has submitted a request to Pres. Rinehart to assign this matter to an appropriate committee of Council. Mayor Everson interjected that he discussed this matter with Safety Service Director Mike Green last week. He said that it is possible, according to Mr. Green, for the city to get both trucks by the middle of this year, and that as noted by Mr. Feeney, the initial payment would not be due until next year. Mr. Feeney said that he believes that if the requisition for these two trucks is generated now, the purchase process could begin now while Council prepares the necessary legislation.

Report of Law Director Rutherford:

City Law Director Rutherford distributed copies of the 2013 Annual Report of the Law Director's Office, and covered the statistical information contained in that report. She also mentioned that her office put on a training session last Friday, entitled "Cops in Court", that had attendees from here in Chillicothe and Ross County as well as from other counties. She said that this was very successful and that she received positive feedback.

Report of Pres. Rinehart:

Pres. Rinehart also noted that two employees of the City of Chillicothe have recently lost loved ones. At his request, a moment of silence was observed.

AUDIENCE PARTICIPATION

Alan Davis of 370 Braewood Drive spoke to Council concerning the condition of the city's streets and the need for maintenance of streets and alleys. He distributed copies of his written presentation on this subject, and proceeded to review the schedules contained therein and also the summary of the data base that he put together from the information that was provided to him by the City Engineering Department. He discussed what this information showed about the status of various city streets, and concluded his remarks by urging the Administration and Council to give serious consideration to the need to get work done on bringing our streets up to standards.

Mr. Trutschel moved and Mrs. Ames seconded that Council approve Mayor Everson's appointment of Geoff Wayland to the Parks & Recreation Board, on which he has served for several years as an appointee of the Chillicothe City School Board, fulfilling the remaining year of an unexpired term, after which he will be eligible for a full five-year term appointment. All members present voted "yea" and Pres. Rinehart declared the motion adopted.

Mrs. Patrick commented on an article that appeared in the *Chillicothe Gazette*, concerning improvements which have been made to the city. She said that this article left out the Washington Avenue area, and she proceeded to describe those improvements. Mrs. Patrick also requested that Pres. Rinehart re-assign Council Committee Assignment #14-06, stating that because she is currently the chairperson of the Chillicothe Nuisance Abatement Board, she feels that this matter should be handled by another committee. Pres. Rinehart said that he will make that re-assignment.

Mr. Bonner commented on the "New Beginning" program, stating that he invites all members of Council and all city officials to attend the meeting.

Mr. Trutschel said that he has a copy of a 1968 *Chillicothe Gazette* containing a report on downtown development, back when Paul Thurman was on City Council. He said that there was a mall put in on Paint Street from Main Street to Second Street, but that in 1968 City Council voted 7-1 to dismantle it. Mr. Trutschel said that this was almost 50 years ago, and he noted that Council had received a four page petition from local business leaders who initially had supported the project, but later turned against it. Mr. Trutschel said that this serves as a reminder to everyone that we must be very careful with what we do in the downtown area.

Ms. Gray said that she is once again asking for a strategic planning process to be set up.

Mr. Trutschel expressed "kudos" to our city service crews for their dedicated and hard work in keeping our city streets clear during the recent storms, as well as to the crews on trash pickup, who have been getting the job done despite the winter storms and cold weather.

Mrs. Patrick added that the city utility workers should also be commended for their work, involving frozen utility lines and repairs that must be made in terribly cold weather.

Pres. Rinehart said that he also commends the firefighters of the Chillicothe Fire Department and, in fact, all city crews for having to work during such harsh winter weather, and with the cold weather that is yet to come.

COUNCIL ASSIGNMENTS AND CALENDAR

Pres. Rinehart announced the following Council Committee Assignments for inclusion in the Journal of Council:

- #14-1-Development-Request for legislation creating a permanent Chillicothe Downtown Development Commission;
- #14-02-Development-Request for legislation for a progressive fine, fee and penalty structure for zoning violations;
- #14-03-Development-Request for action on the recommendation of the Planning Commission to rezone from R-3 to R-0 property located at 171 E. Fifth Street;
- #14-04-Development-Request for legislation authorizing the Mayor to enter into contract with Walter Drane Co. to prepare replacement pages for the Codified Ordinances;
- #14-05-Utilities/Transit-Request for legislation updating the city's sewer use ordinance by establishing Section 911.17 regulating oil and grease;
- #14-06-Utilities/Transit-Request for legislation to amend Section 138.04 Nuisance Abatement Board Organization and Member;
- #14-07-Utilities/Transit-Request for legislation accepting a utility easement for Clayburn Heights;
- #14-08-Safety Services-Request for legislation authorizing the city and MBI to hard bill non-residents for EMS squad runs by the CFD;
- #14-09-Safety Services-Request for investigation of the bullying issue in the City of

- Chillicothe and adopt legislation if warranted;
- #14-10-Safety Services-Request for review of 2014 capital expenditures in CFD and make approvals and appropriations as needed;
 - #14-11-Parks & Recreations-Request for legislation granting use of the City Park and surrounding streets for the Annual Tour of the Scioto River Valley;
 - #14-12-City Services-Request for update of Codified Ordinance Chapter 721 regarding taxicabs service and licensing;
 - #14-13-Engineering-Request for legislation allowing Rivers Edge Golf Course to post signage on city right-of-way at corner of Bridge Street and Pawnee Road;
 - #14-14-Engineering-Request for study of ODOT proposed project on U.S.R.#50 from Courtland Drive to Stanhope Drive;
 - #14-15-Engineering-Request for legislation to provide additional parking spaces for city and county employees who work at the Law Enforcement Complex and the Ross County Courthouse;
 - #14-16-Engineering-Request for consideration of feasibility of changing Second Street from Mulberry Street to Walnut Street back to two way traffic;
 - #14-17-Engineering-Request for legislation pertaining to bench advertising on Bridge Street and Main Street;
 - #14-18-Engineering-Request for legislation approving ODOT project as it pertains to improvements on U.S.R.#50 from Limestone Blvd. to St. Andrews Blvd.;
 - #14-19-Human Resources-Request for legislation to modify the salary of the Chillicothe Transit Director;
 - #14-20-Human Resources-Request for legislation to approve the position of Transit Administrative Clerk;
 - #14-21-Human Resources-Request for legislation modifying the Civil Service Coordinator position from full-time to part-time;
 - #14-22-Finance-Request for legislation to bring forward certain purchase orders from the year 2013; and
 - #14-23-Finance-Request for investigation of imposition of a \$5.00 per vehicle license fee in the city limits of Chillicothe.

READING OF LEGISLATION

An Ordinance providing for an agreement between the City of Chillicothe, Ohio and the Ross County Commissioners, whereby the City of Chillicothe, Ohio, will continue to be eligible for state reimbursement of costs incurred in appointing counsel for indigent criminal defendants, and declaring an emergency was read for the second time by title only.

Ms. Gray moved and Mrs. Ames seconded that the meeting be adjourned. All members present voted “yea” and Pres. Rinehart declared the motion adopted. Adjourned at 8:10 p.m.

Clerk of Council

President of Council