

MINUTES OF LIMA CITY COUNCIL  
LIMA, OHIO

February 7, 2022

The Council of the City of Lima met in regular session at 7:00 p.m.

Attending were: Mayor Sharetta Smith; Tony Geiger, Law Director; Randall Bartels, Auditor; Steven Cleaves, Finance Director; Mike Caprella, Dir. of Util.; Howard Elstro, Dir. of Public Works; Chief Martin and Fire Chief Heffner.

The invocation was given by Councilor Thompson followed by the Pledge of Allegiance.

President Nixon moved, seconded by Dixon, to appoint Law Director Tony Geiger as acting Clerk. Motion carried.

ROLL CALL showed the following members present: Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon.

THE FOLOWING RESOLUTION WAS PRESENTED:

001-22 A Resolution memorializing the late Aaron "Matthews" Molaski. Neeper moved, seconded by Glenn, that the Resolution be adopted on the first reading after having been read. The Clerk read the Resolution. Councilor Neeper explained Aaron was a good friend of his. He extended his condolences to his family and explained he knew that Aaron had a heart for Lima, especially in the sports world. Councilor Wilkerson extended his condolences to the family. He explained Aaron could walk in a room and not see a stranger and he embraced the City of Lima. He reminisced of a personal memory between Aaron and his son, "Tank". Councilor Glenn advised he will miss Aaron who had helped him on many projects in the past. He extended his condolences to the family. Councilor Gordon explained he knew Aaron as part of the Lima Warriors family. He explained Aaron always made you happy and had a beautiful soul. He expressed his appreciation to the family for attending the meeting and is proud to have his name on the Resolution. Councilor Ehora explained the community has been blessed to have people call Lima home, especially in the sports world. She explained Aaron is included in the group she calls the "Legends of the Sports World" and expressed her condolences to the family. The following vote was recorded on the motion: Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the resolution was adopted on the first reading by an 8-0 vote. Mr. Molaski's son thanked Council for honoring his father's legacy.

PUBLIC HEARING:

President Nixon called to order the Public Hearing for the re-zoning of 1122-1138 Bellefontaine Ave. and petitioned for by DW Plaza, LLC. There being no one else wishing to speak to the re-zoning, President Nixon closed the Public Hearing.

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THE FOLLOWING ITEMS WERE PRESENTED ON THE CONSENT CALENDAR:

- a. Minutes of the previous meeting not read since each received a copy.

Gordon moved that item “a” of the consent calendar be received, filed, and approved, seconded by Neeper, motion carried.

THE FOLLOWING COMMUNICATIONS WERE PRESENTED:

1. From the Civil Service Board Secretary regarding a request to modify the specifications for the classification of Switchboard Operator.

2. From the Dir. of Human Resources regarding legislation to enter into contract with Job Developer Donn Crouse.

3. From the Dir. of Human Resources regarding legislation to enter into contract with My Cobra Connection.

4. From the Dir. of Human Resources regarding legislation to enter into contract with Northwest Group Services.

5. From the Dir. of Human Resources regarding legislation to enter into contract with Colonial.

6. From the Dir. of Human Resources regarding legislation to enter into contract with Promedica.

7. From the Dir. of Human Resources regarding legislation to enter into contract with Clemans Nelson and Associates.

8. From the Dir. of Human Resource regarding legislation to enter into contract with Lima Memorial Hospital.

9. From the Dir. of Utilities regarding legislation to allow payment for installation of the replacement bearing at the Wastewater Treatment Plant.

10. From the Dir. of Utilities regarding legislation to enter into contract with OVIVO USA, LLC.

11. From the Dir. of Utilities regarding legislation to advertise for bids and award contract for leaf bags.

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12. From the Dir. of Utilities regarding legislation to amend Ordinance 201-21, Hohenbrink Excavating contract.

13. From the Dir. of Utilities regarding legislation to allow for a purchase from FCX Performance, Inc.

14. From the Dir. of Utilities regarding legislation to amend Ordinance 133-20 for the Powdered Activated Carbon Feed System Improvements.

15. From the Dir. of Public Works regarding legislation to enter into a Master Service Agreement with US Ignite.

16. From the City Engineer regarding legislation to enter into contract with Alvada Construction Co., Inc.

17. From the Dir. of Public Works regarding legislation to apply for, accept, and expend Natural Resources and Parks and Recreation Facilities funds towards the construction of a new pool.

18. From the Dir. of Community Development regarding legislation to place tax assessments.

19. From the Mayor regarding appointments to the Design Review Board.

20. From the Mayor regarding legislation to enter into contract with Modo Media, LLC.

21. From the Mayor regarding appointments to the Planning Commission.

22. From the Mayor regarding an appointment to the Allen Metropolitan Housing Authority Board of Directors.

Councilor Gordon moved, seconded by Thompson, that Communications No. 1 through 22 be received, filed, approved and authorize the Law Dir. to prepare any necessary legislation. Motion carried.

#### PETITIONS:

Petition to amend the City of Lima Zoning Code Chapter 1243.06 – Petitioned for by the City of Lima. Thompson moved, seconded by Neepser, that the petition be received and filed; that the Law Director prepare the necessary legislation; that the Clerk cause publication of the legal ad and notify abutting property owners of the Public Hearing to be held on March 14, 2022 at 7:00 p.m. Motion carried.

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Petition to amend the City of Lima Zoning Code Chapter 1240.01 & 1252.01 – Petitioned for by the City of Lima. Thompson moved, seconded by Neeper, that the petition be received and filed; that the Law Director prepare the necessary legislation; that the Clerk cause publication of the legal ad and notify abutting property owners of the Public Hearing to be held on March 14, 2022 at 7:00 p.m. Motion carried.

#### REPORTS OF COMMITTEES:

Councilor Thompson advised the Economic & Community Development Committee met on January 31, 2022 to continue the discussion of food truck safety in the City of Lima. She advised the Committee referred the issue back to Council with no action taken. All members have received a copy. Thompson moved, seconded by Dixon, that the January 31, 2022 Committee reports be received, filed and approved. Motion carried.

#### THE FOLLOWING ORDINANCES WERE PRESENTED:

017-22 An Ordinance levying special assessments for property maintenance code charges on premises in the City of Lima, Oh. Thompson moved, seconded by Neeper, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

018-22 An Ordinance authorizing the Mayor to enter into contract with US Ignite. Ehora moved, seconded by Thompson, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

019-22 An Ordinance authorizing the Mayor to enter into contract with OVIVO USA, LLC. Gordon moved, seconded by Dixon to amend Ordinance 019-22 by striking the words “and installation” in the second line of the first Whereas, strike the words “and installation” in the second line of Section 1 and change the dollar amount to \$15,679.43 at the end of Section 1 and authorize the Law Dir. to provide a clean copy. Motion carried. Gordon moved, seconded by Dixon, that the ordinance be passed on the first reading as amended. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

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020-22 An Ordinance amending the contract with Hohenbrink Excavating authorized by Ordinance 201-21. Gordon moved, seconded by Wilkerson, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

021-22 An Ordinance authorizing the Mayor to enter into contract with ACI Const. Co., Inc. Thompson moved, seconded by Ehora, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

022-22 An Ordinance amending Ordinance 133-20. Gordon moved, seconded by Neeper, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

023-22 An Ordinance authorizing the Mayor to enter into contract with FCX Performance. Gordon moved, seconded by Glenn, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

024-22 An Ordinance authorizing the Mayor to advertise for bids and enter into contract for leaf bags for the Customer Service Division of the Utilities Dept. Gordon moved, seconded by Wilkerson, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

025-22 An Ordinance authorizing the Mayor to apply for, accept, and expend natural resources and parks and recreation facilities funds. Ehora moved, seconded by Dixon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

026-22 An Ordinance authorizing the Mayor to enter into contract with Donn Crouse. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

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027-22 An Ordinance authorizing the Mayor to enter into contract with COBRA Resources, Inc. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

028-22 An Ordinance authorizing the Mayor to enter into contract with Northwest Group Services. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

029-22 An Ordinance authorizing the Mayor to enter into contract with Colonial Life & Accident Insurance Company. Wilkerson moved, seconded by Dixon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

030-22 An Ordinance authorizing the Mayor to enter into contract with Clemans, Nelson & Associates. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

031-22 An Ordinance authorizing the Mayor to enter into contract with Lima Memorial Health System. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

032-22 An Ordinance authorizing the Mayor to enter into contract with Promedica. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

033-22 An Ordinance authorizing amending Section 246.09 of the Codified Ordinances of the City of Lima. Wilkerson moved, seconded by Gordon, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, Neeper and Nixon. Nay, none. The Chair declared the motion carried and the ordinance passes on the first reading by an 8-0 vote.

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MISCELLANEOUS BUSINESS:

Councilor Thompson thanked the Streets Dept. for ensuring that everyone was not stuck in their houses all day Thursday, Friday and Saturday. She hopes everyone remembers winter comes every year and stops being surprised about having to drive through the snow. She reminded everyone to enjoy Black History Month and encouraged everyone to make learning about America's diverse history a part of every day in every month. She thanked those who attended the meeting, particularly Ms. Sanchez. She believes the amphitheater will be a beautiful addition to the area.

Councilor Ehora thanked the City Streets Department. She thanked Councilor Neeper, Councilor Thompson and Councilor Glenn who are all on the Finance Committee and spent three nights last week reviewing the budget. She said it is always enlightening and important for people to know that the City has competent staff in charge of the Departments so Council doesn't have to know all of the fine details. She listed a few of the things she learned from Chief Martin during the budget hearing. She thanked everyone who was a part of the budget process. She wished everyone a Happy Valentine's Day.

Councilor Dixon thanked the Finance Committee members. He reminded everyone to mark their calendars for the Peace Maker's Neighborhood Association on February 16<sup>th</sup> at 5:30 p.m. located at St. James Church. He commended the Streets Dept. for their hard work. He stressed to the community that the main streets are serviced first then they service the secondary streets. He asked the public to bear with the City as they continue to service the streets during snow season. He wished everyone a Happy Valentine's Day. He asked everyone to take the time during this Black History Month to listen, learn and reflect of where they've been and where they are going.

Councilor Glenn thanked City Council for attending the Finance Hearings. He said everything was set up well. He thanked those who helped bail people out and donated food. He commended the Streets Dept. for their hard work during the snow storm. He announced February 27<sup>th</sup> they will be celebrating John Lewis Day at the Varsity Club. He thanked the people in the Third Street area for helping each other.

Councilor Neeper thanked Randy, his team and all of the Department heads for their help during the budget process as it went smooth. He thanked the Committee along with the Councilors for attending the hearings. He thanked the Streets Dept. as he only received two complaints from constituents. Neeper moved, seconded by Dixon, to authorize a Resolution Memorializing Walter Kincaid. Motion carried. He extended his condolences to the Kincaid family.

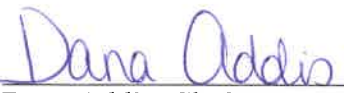
Councilor Gordon said going through the budget process is an eye opener and expressed how awesome the Mayor's staff is. He thanked the Water Dept. crew for fixing water leaks. He reminded people to be good to each other.

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Councilor Wilkerson moved, seconded by Glenn, to refer the concern of parking or the removal thereof at the intersection of Northwold St. and W. Murphy St. to the Traffic Commission. He reminded people of the problems created by people not moving their vehicles when it's snowing, especially in the area of stop signs. He recited Proverbs 11:25.

President Nixon announced there will be a Council of the Whole meeting on Tuesday, February 16<sup>th</sup> at 6:00 p.m. in Council Chambers.

Gordon moved that Council adjourn until February 28, 2022 at 7:00 p.m., seconded by Glenn, motion carried.

  
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Dana Addis, Clerk

  
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John G. Nixon, President