

MINUTES OF LIMA CITY COUNCIL
LIMA, OHIO

February 28, 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; Sue Odenweller, Chief Deputy Auditor; Susan Crotty, Dir. of Community Development; Steven Cleaves, Finance Director; Mike Caprella, Dir. of Util.; Howard Elstro, Dir. of Public Works; Chief Martin; Fire Chief Heffner and Dana Addis, Clerk.

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

Councilor Gordon moved, seconded by Dixon, to amend the Agenda by removing Dominic Lombardo from Privilege of the Floor and remove Howard Elstro from Reports of Officials. President Nixon clarified the removal was at the request of the individuals. Motion carried.

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

THE FOLOWING MEMORIAL RESOLUTION WAS PRESENTED:

002-22 A Resolution memorializing the late Walter H. "Wally" Kincaid. 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 expressed his condolences to the family. He said Wally was an all-around great guy and the things listed in the Resolution are miniscule compared to all of the things he did for the community. Councilor Wilkerson recalled back to when he first met Wally during his first real job at a construction company. He said Wally mentored him and he will be sadly missed. Councilor Ehora expressed her condolences to the Kincaid family. She referenced back to how she knew Wally and was shocked that he was not well. She said Wally was an ambassador for the community and always had a smile on his face. Councilor Glenn expressed his condolences to the family and said Wally helped him so much through Coleman. 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. Wally's daughter, April Kincaid, thanked Council for recognizing her father.

PRIVILEGE OF THE FLOOR:

Abe Ambroza, Director of the Veterans Memorial Civic & Convention Center, provided Council with an update of the Civic Center. He thanked Council for their continued support over the years which has helped them achieve their goals. He advised the 2021 year ended in the black. The 2022 budget looks similar to the 2019 budget. He explained they have added events such as funerals, increased the amount of dance recital and conferences. He is optimistic that they will add conferences in the future despite the use of virtual meetings. He advised the foundation is committed to bring in at least ten shows a year.

THE FOLLOWING ITEMS WERE PRESENTED ON THE CONSENT CALENDAR:

- a. Minutes of the previous meeting not read since each received a copy;
- b. Treasurer's Report from January, 2022;
- c. Board of Health Minutes from January 14, 2022.

Gordon moved that item "a" of the consent calendar be received, filed, and approved, and items "b-c" be received and filed, seconded by Neeper. Motion carried.

THE FOLLOWING COMMUNICATIONS WERE PRESENTED:

1. From the West Central Association of Realtors regarding the 2022 Board of Directors.
2. From the Mayor regarding appointments to the Board of Adjustment for the City of Lima.
3. From the Mayor regarding legislation appointing Fire Chief Any Heffner to the One Ohio Region 15 Board.
4. From the Mayor regarding legislation to receive proposals and enter into contract for technical equipment to operate GTV-Lima.
5. From the Mayor regarding ARPA funds.
6. From the Auditor regarding legislation that will permit the City Auditor to transfer cash between funds.
7. From the Civil Service Board Secretary regarding a request to modify the classification specifications for the Assistant City Engineer.
8. From the Civil Service Board Secretary regarding a request to modify the classification specifications for the Traffic Signal Technician.

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9. From the Dir. of Community Development regarding legislation to place tax assessments for property maintenance code charges.
10. From the Finance Dir. regarding legislation for the 2022 Budget.
11. From the Utility Operations Manager regarding legislation to enter into an agreement with Peterson Construction.
12. From the Dir. of Utilities regarding legislation to receive proposals and enter into contract for a Kiosk System for the Customer Service Div.
13. From the Chief Technology Officer regarding legislation for the Enterprise License Agreement (ELA) Renewal with Azteca Systems.
14. From the Chief Technology Officer regarding legislation to renew Zscaler Cloud Security with Zscaler, Inc.
15. From the Dir. of Public Works regarding legislation to dispose of several items from the Public Works Dept.
16. From the Dir. of Public Works regarding legislation to allow the Mayor to borrow \$1.5 Million from the Ohio Water Development Authority for stormwater capital projects.
17. From the City Engineer regarding legislation to enter into contract with RB Jergens Contractors, Inc.
18. From the City Engineer regarding legislation to amend the construction agreement for the ALL-LIMA-RRGS project as authorized in Ord. 149-13.
19. From the Dir. of Public Works regarding legislation to enter into contract with Allen Soil and Water Conservation District.
20. From the Law Dir. regarding legislation to rename and reclassify various positions within the Law Department

Councilor Dixon moved, seconded by Wilkerson, that Communications No. 1 through 20 be received, filed, approved and authorize the Law Dir. to prepare any necessary legislation. Motion carried.

PETITIONS:

Petition for the vacation of a partial alley off Brice Avenue– Petitioned for by the City of Lima. Neeper moved, seconded by Glenn, 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 April 11, 2022 at 7:00 p.m. Motion carried.

Petition for the re-zoning of the north side of the intersection between Reservoir Road and Collins Avenue– Petitioned for by Dave Smith and Dan Campbell. Thompson moved, seconded by Wilkerson, 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 April 11, 2022 at 7:00 p.m. Motion carried.

REPORTS OF OFFICIALS:

Christine Pleva provided Council with the Visit Greater Lima 2021 Annual Report. Ms. Pleva explained 2020 was especially difficult but they have seen an increase in tourism in 2021 and are hopeful for 2022. She explained a majority of their time has been spent attracting those from outside the community to the area but that changed once COVID happened. She explained they decided to focus more on the experiential by creating activities and present things to do in the community. She provided examples of the activities that were promoted throughout 2021. She advised they also shifted their focus more on the website and social media. She reported that group events have increased from 613 in 2020 to 1,187 in 2021. She thanked Council for their support. (A complete copy of the report is on file in the Council office.)

Mayor Sharetta Smith explained the things she is going to discuss with Council are not her ideas, but rather concerns that have been expressed by citizens, stakeholders, employees and the data. She advised has spent one and a half years listening to residents and learned what matters to them. She has been working with a team of citizens, community and city leaders to develop recommendations that could provide strategic guidelines for her Administration over the next four years. The plan is named “Better Together” because it is community driven, forward focused and represents what progress can look like for everyone on the issues that matter the most. She advised the plan is living document that is nimble enough to be changed for growth and is a guideline to help reprioritize funding towards programs and services that will deliver results and meet the priorities of the citizens. She highlighted the ways Lima has made progress. She explained currently, housing demands are not being met, education attainment lags behind and working families and small businesses are hurting. She said “we cannot just go back to the way things have been, but we must re-shape, re-imagine our City”. She provided Council with statistics regarding the City’s current housing challenges and outlined the action items the City can do in order to tackle the current housing challenges. She provided additional statistics supporting the challenges of growing the economy in the City and outlined the action items to tackle the workforce and

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educational challenges. She expressed all of the issues at hand will take a government that is responsive, efficient and considers changes to age old policies that is not afraid to re-imagine how they work. She explained the city needs to do a better job of re-organizing the government around a shared vision and strategy but also effectively communicating with stakeholders. She outlined the organizational changes she is requesting which includes 1.) Changing the Dept. of Community Development to the Dept. of Housing and Neighborhoods and staff with a Director and Deputy Director; 2.) Add a Workforce and Small Business Development Director; and 3.) Add a Communications Director. She advised they are looking at adding anywhere from \$67,000 to \$91,000 per year in salaries to the budget. President Nixon thanked Mayor Smith for bringing the information to Council. Councilor Thompson thanked Mayor Smith for being transparent and encouraged her to keep that up. She expressed appreciation to Mayor Smith for focusing on small businesses.

President Nixon moved, seconded by Dixon, to refer the Action Items listed by Mayor Smith more specifically 1.) Changing the Dept. of Community Development to the Dept. of Housing and Neighborhoods and staff with a Director and Deputy Director; 2.) Add a Workforce and Small Business Development Director; and 3.) Add a Communications Director. Motion carried. Mayor Smith explained she does plan on working with Council and her Administration to finalize the goals but the approval of the changes to the Strength Ordinance is crucial to begin that process. Councilor Glenn expressed his support of the changes as the new departments are much needed. Councilor Dixon thanked Mayor Smith for being transparent and expressed his support for focusing more on neighborhoods. Councilor Wilkerson thanked Mayor Smith for going after the issues and expressed his support. Councilor Ehora expressed the importance of the plan in the community and all of the issues go hand in hand. She explained everyone else has controlled the narrative of the City which has been a missing piece of Lima. Mayor Smith thanked her transition team and the City staff for their input. (A complete copy of the presentation is on file in the Council office.)

REPORTS OF COMMITTEES:

Councilor Neeper advised the Finance Committee met on January 25, 26 and 27, 2022 for the 2022 Budget Hearings. He thanked all of the Departments for answering questions and sticking to the budget. All members have received a copy. Neeper moved, seconded by Glenn, that the report be received, filed and approved. Motion carried.

President Nixon advised the Council of the Whole Committee met on February 15, 2022. All members have received a copy. Nixon moved, seconded by Wilkerson, that the report be received, filed and approved. Motion carried.

THE FOLOWING RESOLUTION WAS PRESENTED:

003-22 A Resolution appointing Lima Fire Chief Andrew F. Heffner as the initial Region 15 Representative to the One Ohio Recover Foundation, Inc. Board. Dixon moved, seconded by Glenn, that the Resolution be adopted 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 resolution was adopted on the first reading by an 8-0 vote.

THE FOLLOWING ORDINANCES WERE PRESENTED:

034-22 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.

035-22 An Ordinance authorizing the transfer of cash from the general fund to the debt service fund. Neeper 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.

036-22 An Ordinance authorizing the Mayor to enter into contract with Modo Media, LLC. Neeper 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.

037-22 An Ordinance authorizing the Mayor to enter into an agreement renewal with Zscaler, Inc. 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.

038-22 An Ordinance authorizing the Mayor to enter into contract with Peterson Construction Company. 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.

039-22 An Ordinance authorizing the Mayor to enter into an Enterprise License Agreement renewal with Azteca Systems, LLC. 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.

040-22 An Ordinance establishing the budget for the City of Lima, Ohio, for the fiscal year ending December 31, 2022. Neeper 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.

041-22 An Ordinance amending the Rules of Lima City Council. Neeper 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.

042-22 An Ordinance amending Section 412.08 of the Codified Ordinances of the City of Lima, Ohio. 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.

043-22 An Ordinance enacting Section 1804.40 of the Codified Ordinances of the City of Lima, Ohio, concerning declaration of nuisance; cost to be assessed as liens. Thompson 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.

044-22 An Ordinance amending Section 228-07 purchasing policy of the Codified Ordinances of the City of Lima, Ohio. Neeper 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.

045-22 An Ordinance amending Ordinance 149-13. Ehora 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.

046-22 An Ordinance authorizing the Mayor to enter into contract with RB Jergens Contractors, Inc. Ehora moved, seconded by Neeper, that the ordinance be passed on the first reading. The following vote was recorded on the motion. Yea, 7; Gordon, Wilkerson, Thompson, Ehora, Dixon, Glenn, and Neeper. Nay, 1; Nixon. The Chair declared the motion carried and the ordinance passes on the first reading by a 7-1 vote.

047-22 An Ordinance authorizing the Mayor to enter into contract with Ohio Water Development Authority. 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.

048-22 An Ordinance authorizing the Mayor to dispose of Public Works Department items. 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.

049-22 An Ordinance authorizing the Mayor to advertise for bids and enter into contract for technical equipment to operate GTV-Lima. 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.

050-22 An Ordinance authorizing the Mayor to advertise for bids and enter into contract for a kiosk system for the Department of Utilities. 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.

051-22 An Ordinance amending section 246.06 of the codified ordinances of the City of Lima. 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.

052-22 An Ordinance confirming the appointment of Carlton McLellan to the Design Review Board. Thompson 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.

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053-22 An Ordinance confirming the appointment of Sally Windle to the Design Review Board. Wilkerson 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.

054-22 An Ordinance amending the City Zoning Map to Business I District for 4 parcels located at the Western Corner of the intersection of Dana Avenue and Bellefontaine Avenue in the City of Lima, as herein described. Dixon moved, seconded by Glenn, that the ordinance be passed on the first reading. Councilor Dixon welcomes any business that wants to come into the City of Lima. We welcomed Dunkin Donuts into the Fifth Ward. He is hopeful they will see more businesses enter into City limits. 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.

055-22 An Ordinance authorizing the Mayor to enter into contract with Allen Soil and Water Conservation District (ASWCD). 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.

056-22 An Ordinance 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.

MISCELLANEOUS BUSINESS:

Councilor Ehora thanked Abe Ambroza and Christine Pleva for updating Council on what is going on at the Civic Center and Visit Greater Lima. She thanked Mayor Smith for her plan and vision. She said some of the things on the Agenda are helping the City move into the 21st Century. She noted the good things happening in Downtown Lima. She gave kudos for the Street Department for working through the odd weather. She has enjoyed reading the Councilors' stories that have been featured in The Lima News. She believes Lima City Council is one of the most diverse organizations that she has ever seen in the City of Lima and she believes they reflect the City they live in. She expressed her appreciation to her fellow Council members.

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Councilor Dixon complimented Mayor Smith and her Administration for their work in “Walking the Wards”. He invited the public to attend “Walking the Ward” when it comes to their respective precinct. He announced the Peacemakers Neighborhood Association will meet on March 16th at 5:00 p.m. at 800 Franklin Street. He thanked Sydni Winkler for her work with the Neighborhood Associations. He recognized Councilwoman Candace Williams from the Village of Oakwood, Ohio. He thanked her and welcomed her to the City of Lima.

Councilor Glenn announced the City of Lima will be having a Better Together public engagement on March 8th at 6:00 p.m. at Bradfield Center. He encouraged the public to attend. He thanked the Park Rangers for letting residents know when they need to put up their trash bins. He expressed his appreciation to Code Enforcement.

Councilor Neeper encouraged the public to attend shows at the Civic Center.

Councilor Gordon announced on March 15th there will be a Public Engagement meeting at St. Marks United Methodist Church. He thanked Mayor Smith for the communication and engagement with the public. He thanked Abe Ambroza and Christine Pleva for providing Council with an update and he expressed his appreciation for all that they do. He asked everyone to remember the poor leap year babies that have to celebrate their birthdays on a different day. He reminded people to be good to each other.

Councilor Wilkerson recognized the efforts put forth by the Civic Center and Visit Greater Lima to diversify entertainment, which he appreciates. He reminded people to be conscious of those outside walking and riding bikes. He asked everyone to be good neighbors.

Councilor Thompson announced on March 22nd there will be a Public Engagement meeting at 4:00 p.m. at the Lima Public Library. She wished Councilor Gordon a Happy Birthday. She thanked the Lima Police Department’s new Crime Prevention Officer, Lisa Casey, for attending the Central Lima Neighborhood Association meeting. She announced the next Central Lima Neighborhood Association meeting will be held on March 23rd at 6:30 pm at 875 W. Market Street. She thanked Abe Ambroza and Christine Pleva for their updates. She believes it is important that she made a request for more diversity and that the requests were heard and can be seen in the programming and advertising. She said she had a great time hearing the symphony.

President Nixon announced the Council of the Whole will meet on Monday, March 7, 2022 at 6:00 p.m. to discuss the items referred as part of Mayor Smith’s presentation. Councilor Gordon a Happy Birthday.

Councilor Gordon moved, seconded by Thompson, to adjourn into executive session for the purpose of litigation. The following vote was recorded on the Motion: Yea, 8; Gordon, Wilkerson, Thompson, Ehora, Nixon, Dixon, Glenn and Neeper. Nay, None. Motion carried. Council adjourned into executive session.

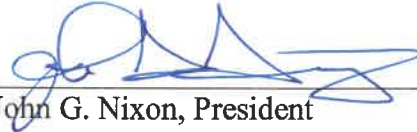
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Gordon moved, seconded by Dixon, to adjourn from executive session. Motion carried.

Gordon moved that Council adjourn until March 14, 2022 at 7:00 p.m., seconded by Glenn, motion carried.



Dana Addis, Clerk



John G. Nixon, President