

MINUTES OF LIMA CITY COUNCIL
LIMA, OHIO

April 5, 2021

The Council of the City of Lima met in regular session at 7:00 p.m. via audio/video communication.

Attending were: Mayor David Berger; Tony Geiger, Law Director; Randall Bartels, Auditor; Kari Keener, Dir. of Human Resources; Mike Caprella, Dir. of Utilities; Susan Crotty; Dir. Of DCD; Howard Elstro, Dir. of Public Works; Sharetta Smith, Chief of Staff; Chief Martin; and Dana Addis, Clerk.

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

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

THE FOLLOWING RESOLUTIONS WERE PRESENTED:

003-21 A Resolution memorializing the late Larry Inskeep. Neeper moved, seconded by Glenn, that the Resolution be adopted on the first reading after having been read. The Clerk read the Resolution. Councilor Gordon remembered Larry as a hero back in his elementary days. He expressed his condolences to the family. Councilor Neeper expressed his condolences to the family and said he go to know Larry by working with him at the funeral home as well as Blessing of the Bikes. Councilor Ehora expressed her condolences to his family and fire fighter family. She remembered Larry being a part of the United Way. President Nixon extended his sympathy to the family and said he learned throughout his friendship with Larry, he was a man of his word and he became a chaplain because he was a man of god and he will be missed. 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 ITEMS WERE PRESENTED ON THE CONSENT CALENDAR:

- a. Minutes of the previous meeting not read since each received a copy;
- b. Lima Municipal Court 2020 Annual Report;
- c. City of Lima Law Department 2020 Annual Report.

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

THE FOLLOWING COMMUNICATIONS WERE PRESENTED:

1. From the Auditor regarding a Tax Review Board appointed position expiration. Moved by Neeper, seconded by Gordon, that the communication be received and filed. Motion carried.
2. From the Finance Dir. regarding legislation to amend the 2021 Budget. Moved by Neeper, seconded by Wilkerson, that the communication be received and filed. Motion carried.
3. From the Dir. of Human Resources regarding legislation to apply for, accept and administer an award from Ohio Means Jobs. Moved by Wilkerson, seconded by Gordon, that the communication be received and filed. Motion carried.
4. From the Dir. of Public Works regarding legislation to enter into contract with Veterans Memorial Civic & Convention Center and the Lima Rotary Club. Moved by Ehora, seconded by Wilkerson, that the communication be received and filed. Motion carried.
5. From the Dir. of Public Works regarding legislation to allow the Mayor to apply for, accept and expend funds from the Ohio Facilities Construction Commission/Cultural Facilities Grant Program. Moved by Ehora, seconded by Wilkerson, that the communication be received and filed. Motion carried.
6. From the Dir. of Public Works regarding legislation to enter into contract with Allen Soil and Water Conservation District. Moved by Ehora, seconded by Neeper, that the communication be received and filed. Motion carried.
7. From the City Engineer regarding legislation to enter into contract with Degen Excavating Company. Moved by Ehora, seconded by Wilkerson, that the communication be received and filed. Motion carried.
8. From the City Engineer regarding legislation to enter into contract with Brenneman Excavating, Inc. Moved by Ehora, seconded by Neeper, that the communication be received and filed. Motion carried.
9. From the Dir. of Community Development regarding legislation to place tax assessments. Moved by Thompson, seconded by Wilkerson, that the communication be received and filed. Motion carried.
10. From the Dir. of Utilities regarding legislation to enter into contract with CSX. Moved by Gordon, seconded by Neeper, that the communication be received and filed. Motion carried.

11. From the Utility Operation Manager regarding legislation to enter into an agreement with HDR. Moved by Gordon, seconded by Thompson, that the communication be received and filed. Motion carried.

12. From the Utility Operations Manager regarding legislation to enter into contract to upgrade the Instruments and Controls at the Water Treatment Plant. Moved by Gordon, seconded by Wilkerson, that the communication be received and filed. Motion carried.

13. From the Utility Operations Manager regarding legislation to enter into contract with 120water. Moved by Gordon, seconded by Neeper, that the communication be received and filed. Motion carried.

REPORTS OF COMMITTEES:

Councilor Thompson advised the Economic & Community Development Committee met on February 16, 2021 to discuss the draft Application for a Designated Outdoor Refreshment Area (DORA). All members have received a copy. Thompson moved, seconded by Dixon, that the Economic & Community Development Committee report for February 16, 2021 be received, filed and approved. Motion carried.

THE FOLLOWING RESOLUTIONS WERE PRESENTED:

004-21 A Resolution in support of the Protecting the Right to Organize (PRO) Act. Wilkerson moved, seconded by Thompson, that the Resolution be adopted on the first reading after having been read. The Clerk read the Resolution. President Nixon advised he is not going to vote in favor of the Resolution because this is federal legislation and not the City's locally. He advised he has not found enough information that lays out the total impact on companies to make an informed decision. He expressed his support of Unions, he is just not convinced passing a Resolution will have an impact and is not comfortable. The following vote was recorded on the motion: Yea, 6; Gordon, Wilkerson, Thompson, Ehora, Dixon and Glenn. Nay, 2; Nixon and Neeper. The Chair declared the motion carried and the resolution was adopted on the first reading by a 6-2 vote.

THE FOLLOWING ORDINANCES WERE PRESENTED:

058-21 An Ordinance levying special assessments for property maintenance code charges on premises in the City of Lima, Ohio. Thompson 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.

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059-21 An Ordinance authorizing the Mayor to apply for, accept and administer funds from Ohio Means Jobs for incumbent workforce training. Wilkerson 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.

060-21 An Ordinance authorizing the Auditor to make a payment to Calgon Carbon Corporation. 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.

061-21 An Ordinance authorizing the Mayor to enter into an agreement with CSX. 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.

062-21 An Ordinance authorizing the Mayor to enter into contract(s) with Veterans Memorial Civic and Convention Center and The Lima Rotary Club. Ehora 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.

063-21 An Ordinance authorizing the Mayor to apply for, accept and administer funds from the Ohio Facilities Construction Commission (OFCC)/Cultural Facilities Grant Program. Ehora 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.

064-21 An Ordinance authorizing the Mayor to enter into contract with Brenneman Excavating, Inc. Ehora 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.

065-21 An Ordinance authorizing the Mayor to enter into contract with Degen Excavating Company, Inc. Ehora 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.

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066-21 An Ordinance authorizing the Mayor to enter into contract with Allen Soil and Water Conservation District (ASWCD). Ehora 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.

MISCELLANEOUS BUSINESS:

Councilor Glenn said he has received a calls regarding the noise Ordinance and he will be dealing with that. He said there were 40 calls regarding trash being in yards and they are working to get that cleaned up. He announced they will reschedule the training for the Rent-a-Kid program. He appreciates everyone who made the Easter Egg Hunt happen. He appreciates the Martin Luther King Neighborhood Association for holding an Easter Egg Hunt and a neighborhood cleanup.

Councilor Neeper moved, seconded by Dixon, to authorize a Resolution memorializing Tim Dehaven. Motion carried. He reminded everyone there is still a lot of trash and asked everyone to keep an eye out for kids in the roads.

Councilor Gordon said he has already been receiving calls regarding the noise Ordinance and asked the Chief start issuing warnings. He reminded everyone that COVID is not over and explained he tested positive for COVID last week. He reminded people to be good to each other.

Councilor Wilkerson reminded everyone COVID is not over and asked everyone to keep wearing masks but also respect those who choose not to wear masks. He explained we need to exist together and respect is key. He and his wife walked Faurot Park and encouraged everyone to visit the parks.

Councilor Thompson moved, seconded by Glenn, to amend the Economic & Community Development Committee Report of February 16, 2021 to include the attendance of Councilor Gordon and allow the Clerk to submit a clean copy. Motion carried. She announced April is Sexual Assault Awareness month and encouraged everyone to wear teal and share on social media. She also announced April is Child Abuse Awareness month. She reminded everyone April 17th is the We Love Lima Pickup Project starting at the YMCA from 9:00 am to 1:00 pm. She announced the Central Lima Neighborhood Association will meet virtually April 28th at 6:30 pm. She encouraged the public to get the vaccine.

Councilor Ehora expressed Saturday and Sunday all you heard was loud vehicles that sounded like drag racing. She addressed the liter issue and believes the conversation needs to be had about respecting the community. She advised the yard waste should be picked up like normal. She advised encampment is an issue and needs to be addressed. She asked everyone to be kind to each other.

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Councilor Dixon hopes everyone had a great Easter weekend. He sent prayers to the Salsbury family and the Dehaven family for the loss of their loved ones. He thanked Mr. Michael Dunkin who took his Saturday to clean up a portion of his neighborhood from trash. He has received calls regarding noise violations and from elderly residents who are concerned about the small motorized bikes. He asked Chief Martin to notify their patrolmen that they should be citing or warning those who are using the mini-bikes. He also advised there has been speeding on many streets in the neighborhoods. He thanked Mike Caprella for being on top of the trash issues and for keeping Council informed.

Councilor Gordon moved, seconded by Thompson, to adjourn into executive session to discuss real estate matters. 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.

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

Gordon moved that Council adjourn until April 19, 2021 at 7:00 p.m., seconded by Neeper, motion carried.


Dana Addis, Clerk


John G. Nixon, President