

MEETING MINUTES OF ST. MARYS CITY COUNCIL

PRESIDING OFFICER:
James J. Harris
Council President

March 28, 2022
6:30 p.m.
Council Chambers

ROLL CALL: Bubp, Randolph, Christman, Willoughby, Fitzgerald, Uhlenhake, Fleagle

Moved by Mr. Bubp, seconded by Ms. Willoughby, to accept the Minutes of the March 14, 2022, meeting. Motion passed unanimously.

PETITIONS & COMMUNICATIONS:

There were no petitions or communications.

REPORTS OF CITY OFFICIALS COMMITTEES ETC.:

The Auditor's Report was presented.

The Treasurer's Report was presented.

The Director of Public Service and Safety's Report was presented

Mr. Foxhoven told Council that Chief Ayers brought the new rescue squad if they wanted to see it after the meeting. It took 13 months to build and was purchased with voted tax and general fund money. He also mentioned that SMART hosted a Chocolate Walk downtown this past Friday.

Mr. Harris noted the magic show hosted by SMART was also very good.

COMMITTEE REPORTS

The Streets and Sidewalks Committee report was presented by Ashley Randolph. The Committee met to review the 48-Hour Parking Ordinance and discussed why it is in place. They did not feel it should be changed; no action was taken.

The Parks and Playgrounds Committee report was presented by John Bubp. The Committee met with representatives of the youth football group to continue discussion regarding lighting for their practice fields at K.C. Geiger Park. Basically, we are going to add to the existing lighting and add some poles with lighting. The cost will be \$25,364. He said after the meeting the youth group discussed this and have agreed to pay half of the cost.

ORDINANCES & RESOLUTIONS:

Ordinance No. 2022-09 was presented to Council for a third reading.

ORDINANCE NO. 2022-09 – An Ordinance Adopting Policies and Procedures for the Interconnection of Behind-the-Meter (BTM) Generators and Schedule “SPP” – Small Power Production Electric Rate Applicable to Energy Supplied by BTM Generators

Moved by Mr. Christman, seconded by Mr. Fitzgerald, to pass Ordinance No. 2022-09. Motion passed unanimously.

Ordinance No. 2022-10 was presented to Council for a third reading.

ORDINANCE NO. 2022-10 – An Ordinance Enacting Chapter 1502 of the Codified Ordinances of the City of St. Marys to Require Knox Boxes at New Commercial & Industrial Buildings, Existing Commercial & Industrial Buildings With Improvements Requiring a Building Permit, and Existing Commercial, Industrial, and Certain Multi-Family Residential Buildings

Moved by Ms. Willoughby, seconded by Ms. Randolph, to pass Ordinance No. 2022-10. Motion passed unanimously.

Resolution No. 2022-06 was presented to Council for a third reading.

RESOLUTION NO. 2022-06 – A Resolution Approving Changes to the Classification Plan of the City of St. Marys

Moved by Mr. Fleagle, seconded by Mr. Uhlenhake, to pass Ordinance No. 2022-06. Motion passed unanimously.

Ordinance No. 2022-16 was presented to Council for a first reading.

ORDINANCE NO. 2022-16 – An Ordinance Amending Section 955.09 (a) of the Codified Ordinances of the City of St. Marys Relating to Summerfest Beer Sales

Moved by Ms. Randolph, seconded by Mr. Bubp, to read Ordinance No. 2022-16. Motion passed unanimously.

Mr. Foxhoven welcomed and introduced Angie Tangeman, the new Chamber Director, Jason Drummond, Chairman of the Summerfest Committee, and Kim Wale of the Summerfest Committee. He went on to state that Summerfest has been moved from Memorial Park to the Baughman Stadium Complex area. Council has to approve the sale of alcohol for the Summerfest location. The permit they currently have refers to Memorial Park. We are asking for Council's approval to transfer that to the Baughman Stadium Complex. The ordinance also notes the boundaries for the event. They will be Front Street, South Street, the St. Marys River, and the railroad tracks. Mr. Foxhoven said this process has taken a little longer than anticipated. They wanted to be sure everyone was comfortable with the layout for what they need and requested this legislation be passed under suspension of the rules. There is no emergency language; once it is passed, it will be 30 days for it to take effect. The Chamber Director has until May to submit the permit request to Ohio Liquor Control.

Mr. Fitzgerald asked if there was any chance at some point that Summerfest could be moved back to Memorial Park, and if so maybe the language for the ordinance could be state either location if they needed it. Mr. Foxhoven responded it was possible, but not probable. Law Director, Zach Ferrall, added the problem with that would be that for the liquor permit, they are applying for a certain area that has to be defined. Zach also noted that although the legislation defines the entire area for the Summerfest event, the Summerfest Committee designs their own fenced in area that will not be as big as the block boundaries. We are giving them permission for the entire area, but it traditionally is a smaller area that is more manageable. The legislation notes the ease of explaining the boundaries.

Mr. Bubp asked for clarification for passing this under suspension of the rules. Mr. Foxhoven said the delay is on us. There were a lot of details to be worked out. There was also a change in leadership at the Chamber and we wanted to get it right.

Moved by Mr. Fleagle, seconded by Mr. Fitzgerald, to suspend the rules for Ordinance No. 2022-16. Motion passed unanimously.

Moved by Mr. Christman, seconded by Ms. Willoughby, to pass Ordinance No. 2022-16 as an emergency. Motion passed unanimously.

Ordinance No. 2022-17 was presented to Council for a first reading.

ORDINANCE NO. 2022-17 – An Emergency Ordinance Authorizing the Director of Public Service and Safety to Contract With Pohlkat Inc. for Digested Sludge Removal Without Taking Official Bids

Moved by Mr. Uhlenhake, seconded by Mr. Fleagle, to read Ordinance No. 2022-17. Motion passed unanimously.

Superintendent of Water and Sewer, Jeff Thompson, explained details with the Water Plant Improvement project for sludge dewatering have been worked out. We will be demolishing one of the digesters that is currently full. The other digester will be out of commission come fall and winter. Therefore, we want to empty all of our tanks, which are two digesters, and the interchange tank. During the construction process they are going to have to get inside the digester we are keeping, lower the level of it, seal the interior, and put in new piping. We will need the other two interchange tanks to hold the sludge. It will be over 500,000 gallons of sludge we need to land apply for the cost of about \$150,000-\$200,000. Jeff also said the EPA restricts us on when we can haul and we are restricted by farmers when we can land apply. Within the next month or so, if there is dry enough weather, we would like to get Pohlkat, Inc. to come in and do this. They are the only one we can call and have come within a day's notice. Getting competitive bids and having people lined up would take too long and could get us out of that window to be able to do this.

Mr. Foxhoven stated there is emergency language in the ordinance and requested this be passed under suspension of the rules. We have to follow EPA regulations, and this is part of the dewatering system and sludge press we have been working on for years. We have to get the tanks emptied out and we need someone we can call on short notice.

Moved by Mr. Uhlenhake, seconded by Mr. Bulp, to suspend the rules for Ordinance No. 2022-17. Motion passed unanimously.

Moved by Mr. Bulp, seconded by Mr. Christman, to pass Ordinance No. 2022-17 as an emergency. Motion passed unanimously.

Resolution No. 2022-07 was presented to Council for a first reading.

RESOLUTION NO. 2022-07 – A Resolution Clarifying the Name of Edwards Street in the City of St. Marys

Moved by Ms. Willoughby, seconded by Ms. Randolph, to read Resolution No. 2022-07. Motion passed unanimously.

Mr. Foxhoven said it has recently been brought to our attention that there is some confusion on the name of the street being Edwards or Edward. We had four street signs, three of them say Edward and one says Edwards. This is also on maps, plats, and other documents. The Law Director's office and our Engineering Department has done some research and we would like Council's blessing through this resolution that it be Edwards Street in order to clarify some issues. Zach Ferrall added from a legal aspect, we have multiple plats that say something different. This resolution will clarify that.

The ordinance will be back for a second reading.

Resolution No. 2022-08 was presented to Council for a first reading.

RESOLUTION NO. 2022-08 – An Emergency Resolution Authorizing the Director of Public Service and Safety to Apply to the Ohio Department of Development for a Grant Within the Brownfield Remediation Program

Moved by Mr. Uhlenhake, seconded by Mr. Fleagle, to read Resolution No. 2022-08. Motion passed unanimously.

Mr. Burkholder said this resolution will allow Greg Foxhoven to sign off on the grant application for the Brownfield Cleanup Grant we are trying to secure for the former Schmidt property that we purchased on East Spring Street. We are confident we can meet the deadlines and are working on getting all of the documents together. One of those components is having a resolution in support of the application and asked this be passed under suspension of the rules with a deadline the end of April. Mr. Foxhoven added they are currently in phase II of the environmental study. He said that we are staying ahead of this because we want to make sure we meet that deadline. This is the phase where no match is required.

Moved by Mr. Fleagle, seconded by Mr. Bulp, to suspend the rules for Resolution No. 2022-08. Motion passed unanimously.

Moved by Mr. Uhlenhake, seconded by Mr. Fleagle, to pass Resolution No. 2022-08 as an emergency. Motion passed unanimously.

MISCELLANEOUS BUSINESS:

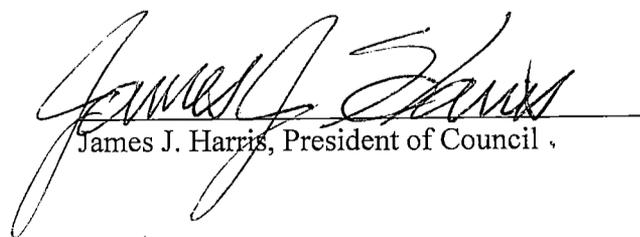
An Electric/Communications Committee meeting was scheduled for April 4, 2022, at 5:15 p.m.

A Parks and Playgrounds Committee meeting was scheduled for April 4, 2022, at 5:45 p.m.

Moved by Mr. Bulp, seconded by Mr. Christman, to adjourn the meeting. Motion passed unanimously.

Council adjourned at 6:49 p.m.


Debra Kable, Clerk of Council


James J. Harris, President of Council