

**Rittman City Council Met in a
SPECIAL MEETING
Monday, January 27, 2020
6:00 p.m.**

Members Present: Melissa Shows, Josh Carey, Dave Williams, Philip Decker, Leah Weirick and Amanda Nelson

Members Absent: Mayor William Robertson

Presiding: Acting Mayor Leah Weirick

New Business

a. **Motion to go into Executive Session for the Purpose of Conducting Interviews for the City Manager Position and to Invite the Law Director and City Manager – 6:13 p.m.** Williams so moved. Shows seconded the motion, all Yeas on roll call and **motion carried.**

b. **Motion to Come Out of Executive Session – 7:01 p.m.** Shows so moved. Decker seconded the motion, all Yeas on roll call and **motion carried.**

Adjourn: 7:01 p.m. Weirick moved to adjourn, all Yeas on roll call and **motion carried.**

Mayor

Clerk of Council

**Rittman City Council Met in a
REGULAR MEETING
Monday, January 27, 2020
7:00 p.m.**

Members Present: Melissa Shows, Josh Carey, Dave Williams, Philip Decker, Leah Weirick and Amanda Nelson
Members Absent: Mayor William Robertson
Presiding: Acting Mayor Leah Weirick

Meeting was called to Order at 7:05 p.m.

The invocation was given by Philip Decker followed by the Pledge of Allegiance.

Approval of Minutes – January 13, 2020.

Decker moved to approved, all Yeas upon roll call and **motion carried.**

Approval of Minutes – January 20, 2020.

Nelson moved to approved, all Yeas upon roll call and **motion carried.**

Citizens Forum

None

Old Business

a. **Ord. No. 8152 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 991.01 General Regulations, of the Codified Ordinances. Second Reading.** Ord. No. 8152 was read on second reading. Williams moved to place on third. All Yeas on roll call and **motion carried.**

New Business

a. **Res. No. 8153 A Resolution of the Council of the City of Rittman Wayne and Medina Counties and State of Ohio, Authorizing the Finance Director to Make Advances and/or Transfers to or from Appropriate Accounts. Three Readings.** Res. No. 8153 was read on first reading. Decker moved to suspend the rules, all Yeas on roll call and **motion carried.** Williams moved to adopt, all Yeas on roll call and **motion carried.**

b. **Ord. No. 8154 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending the Annual Appropriation Ordinance No. 8141, as Amended According to the Attached Sheet(s) and Declaring an Emergency. Three Readings.** Ord. No. 8154 was read on first reading. Carey moved to suspend the rules, all Yeas on roll call and **motion carried.** Decker inquired about the SAFER Grant Funds, the one that was just passed moving it from the general fund and then this one includes money from SAFER Grant to fire? Keener advised no; this is increasing our City resources because the 2019 grant proceeds came in in 2020. So, this is just increasing the City revenues in that fund. Decker inquired if we were not moving money from general to sewer? Keener advised no. Williams stated that he had another question, not about the moving of money, more or less, the reason for the money. The Wayne County Prosecutor's services maybe legal counsel can let us know. Keener advised that they just increased what they charge us. They usually do that annually. Williams stated he feels we are getting a disservice for the money. Williams moves to amend the appropriation to not include that. Keener advised if we don't pay then they won't prosecute at all. Simpson

stated that any citation that the Police Chief or any of his officers write, any criminal violation that takes place in the City, the Prosecutor takes care of that for us, we don't have to do it. If there's short falls somewhere, I don't believe it is that area, as far as I am concerned. Unless someone has issues that I am not aware of. Williams stated that basically we are forced to pay this. Feuerstein replied that for what it is worth I would recommend passage with that included and then use the next few months as a way to open up dialog with them to discuss representation in Wayne County. But not paying it you are taking a very strong stand, but then opening yourself up to not having the citations being prosecuted. I understand that we might be at sort of a disagreement on perhaps property maintenance issues. The other issues I think that they are doing a good job at. By not passing this and not paying the bill we are completely saying we don't want anything. Then we would put it on, our Law Director could do it, on a part time basis. There would be no way that he would be able to represent us on all of that. I just don't see that, I don't think this is a stand you want to take right now, I think dialog after this would be worth it. Then, be ready to decide that next year instead of a decision right now. Looking at it right now instead of down the road, I think puts us in a rough spot. Williams stated he will retract his amendment. Decker stated that the motion is to accept as is. Williams moved to adopt, all Yeas on roll call and **motion carried.**

c. **Res. No. 8155 A Resolution of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Authorizing the Finance Director to Create the Following Two Agency Funds: Dare Fund and Police Association Fund.** **Three Readings.** Res. No. 8155 was read on first reading. Williams moved to suspend the rules, all Yeas on roll call and **motion carried.** Decker asked Keener to explain this. Keener advised that there are accounts outside of the City's books that need to be brought on the City's books. They are not properly established as a 501(c)(3) so those are not legally accounts of the City. So that's why I said it needs to be passed immediately. These accounts were set up way before Ray, so, but it was done not correctly. Ray did look into establishing a 501(c)(3) and it was going to cost them quite a bit of money, so we decided the best course of action was to bring them all to book agency funds which are custodial funds. So, like I said in the legislation, basically most of the money that will be going into those accounts just for donated purposes. Decker moved to adopt, all Yeas on roll call and **motion carried.**

d. **Ord. No. 8156 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 701.03 (a) Issuance of License and 701.99 General Code Penalty of the Codified Ordinances.** **First Reading.** Ord. No. 8156 was read on first reading. Carey moved to place on second. All Yeas on roll call and **motion carried.**

e. **Ord. No. 8157 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Vacating Part of Pinewood Avenue.** **Three Readings.** Ord. No. 8157 was read on first reading. Weirick moved to place on second. Weirick inquired of Feuerstein if he needed it passed tonight. Feuerstein replied that he wouldn't be opposed to it being passed tonight unless there is any hesitation, we did have a Planning Commission meeting on this. It did have a review with the property owners. It is only affecting two different property owners. They have been notified; they are on board with it. It just helps to expedite the process, that way those individuals don't have to wait any longer. Not that it's been vacated already but it's been treated as such even by the City. They, the private owner, has been maintaining that for the most part, it's the very end of Pinewood, it affects again two property owners and they are kind of just setting up the parcels where they kind of unofficially have already been. I respect Council's decision if they want to move this to a second reading. Just for the purpose of speeding up for the two individuals involved I don't see why it couldn't be done tonight. That would be my request. They came to me kind of towards the end of December to schedule a Planning Commission meeting, because they don't meet regularly. People had the opportunity to voice their concern both sides were in agreement. Therefore, I think it's gone through a normal review process. And by then we would have heard someone being in opposition, and there's not, I don't see a reason to delay it any longer. That's my two cents and respect Council's decision

on what they wish to do. Weirick moved to suspend the rules, all Yeas on roll call and **motion carried**. Weirick moved to adopt, all Yeas on roll call and **motion carried**.

f. **Res. No. 8158 A Resolution of the Council of the City of Rittman Wayne and Medina Counties and State of Ohio, Authorizing the Municipal Manager to Negotiate and to Enter into an Agreement with SPC 65, LLC, and Declaring an Emergency. Three Readings.** Res. No. 8158 was read on first reading. Williams moved to suspend the rules, all Yeas on roll call and **motion carried**. Nelson moved to adopt, all Yeas on roll call and **motion carried**.

City Manager's Remarks

I don't have anything at this time. As you know last week, I was out of the office a little bit with a personal matter so I appreciate everyone's patience with me during that time, but I would be happy to try to answer any questions you may have at this time.

Finance Director's Remarks

Nothing tonight.

Council Remarks

Decker – I have nothing this evening.

Carey – I also have nothing.

Nelson – this past week it was brought to my attention that there were some new businesses that were trying to get some information on land off of East Ohio. They were explaining to me about the sewage line issue. I'm sure that you have already discussed this and that I know we are trying to get businesses to come in and I know the sewage problem or the sewage line is an issue for this business and another business that could potentially come in. I just wanted to know where we are at with that? Feuerstein replied that I am working with Utilities Director Brown trying to obtain quotes to figure out what the cost could be. Obviously, we have to go out for bid to understand the true cost. Right now, the sewer line goes up and to about Charlie's Puddle and then it doesn't go anywhere near that. The Mexican restaurant has a sewer that comes off of Sunset. Gravity plays an issue, so the best course of action that Director Brown and I have discussed is extending it from Charlie's Puddle up to that point. You are looking at a sizeable amount, because it has to be a sizeable line, where the service, not just the business that wants to go in there, we have had three different calls from three different businesses looking to buy that as well as the land owner himself. He wanted it the next day with Director Brown having kind of working two positions right now his time has been very short in trying to balance all the different responsibilities that he has. But we are working with him, I've answered any and all questions people have asked of me. I know there are businesses that are looking to go in there. I spent a lot of time working with each one trying to answer their questions in terms of rural flood plain. Obviously, that presents a problem in that area as well as the historical usage of that property there might be some environmental concerns on that property as well. Just getting to the sewer line is going to be an obstacle because it is going to take time as well as money and who that comes from presents an obstacle as well as the environmental issues, as well depending on what they want to do. Over the last month and a half numerous business, I don't think it's stalled on not providing them information, it is just trying to obtain correct information. We don't want to be too high or too low. If someone basis that decision to buy that property and we are very low, I don't want that to come back against us. So, I have been working with Director Brown on that information trying to obtain as accurate of a quote as we can in order to allow them to make a good business decision for that business.

Nelson inquired if it is safe to say that the City wants to work with these businesses so it's not all of the cost of the sewage wouldn't be on that business? I know we are trying to market ourselves to bring businesses in. Feuerstein stated that typically how it is done would be just like the new housing sub-division. The developer pays for all that and then charges each unit when you buy a parcel, that assessment is put on there to help pay the cost

of that. If we move it from Charlie's Puddle and extend it to whatever part of the property that they want it extended to, we could then assess each parcel along that way if that is what they want to do. Depending on the business depending on what incentives Council would like to provide to that business, that's where the City could then possibly help defray the cost. It is mainly going to be us and them working together to defray that cost, if not a 100% on them some type, depending on usage and that kind of thing in the future, it would be on them at least, how it is structured right now, it would be on them to disburse over the different parcels. Nelson replied that's all she had.

Shows – thank you for coming this evening.

Williams – thanks everybody for coming.

Weirick – I don't have anything.

a. **Approval of Voucher #'s 11693 thru 11766 and Memo Expense #'s OM1201 thru M12015.** Decker moved to approve, upon on roll call Carey – Yes, Decker – Yes, Nelson – Abstain, Williams – Yes, Shows – Yes, Weirick - Yes and **motion carried.**

b. **Motion to go into Executive Session for the Purpose of Conducting Interviews for the City Manager Position and to Invite the Law Director and City Manager – 7:25 p.m.** Decker so moved. Carey seconded the motion, all Yeas on roll call and **motion carried.**

c. **Motion to Come out of Executive Session – 8:46 p.m.** Shows moved to approve. Carey seconded the motion, all Yeas on roll call and motion carried.

Adjourn: - 8:47 p.m. Decker moved to adjourn, all Yeas on roll call and **motion carried.**

Mayor

Clerk of Council