

# THE CITY OF FREMONT, OHIO

## *Journal of Council*

September 19, 2013

The regular meeting of Fremont City Council was called to order at 7:30 p.m. in the form prescribed by the General Rules of Council, with President James Weaver presiding.

The following members answered roll call: Gross, Knisely, Kreilick, Leake, Marker, Nalley and Ruiz.

The minutes of the September 5, 2013 meeting were approved as written and received.

President Jim Weaver reported that two public hearings regarding the zoning of the Hoty Development as B-2 commercial and the vacating of Bridge Street were conducted prior to the council meeting and there were no objections to either.

Third reading of a resolution authorizing the approval and issuance of a warrant for payment of \$3,698.00 to M&B Asphalt Co. Inc., and declaring an emergency. On motion to adopt by Marker, seconded by Ruiz, motion carried 7 yea votes. (Res. 2013-1903)

Second reading of an ordinance to transfer \$1,754,728.00 from Water Fund 510 to Water Reservoir Fund 542, and declaring an emergency.

Second reading of an ordinance authorize the expenditure and direct the Safety Service Director to enter into a change order with the engineering firm MWH Americas Inc. for an amount not to exceed \$288,500.00 for improvements to the Fremont Water Pollution Control Center in Fremont, State of Ohio, and declaring an emergency.

Second reading of an ordinance to authorize the expenditure and direct the Safety Service Director to enter into a change order with Stantec Consulting Services Inc. for an increase in the project budget amount not to exceed \$74,000.00 for the Ballville Dam Project NEPA compliance in Fremont, State of Ohio, and declaring an emergency. On motion to suspend rule 4 by Marker, seconded by Ruiz, motion carried 7 yea votes. Joe Michles of Birchard Avenue addressed council saying he felt there is no need to remove the dam adding there's no feasibility studies to determine the impact of removing the dam. Mayor Jim Ellis responded that feasibility studies have been done and disagreed with Michles. On motion to adopt by Ruiz, seconded by Gross, motion carried 7 yea votes. (Ord. 2013-3655)

Second reading of an ordinance to authorize the expenditure and direct the Safety Service Director to enter into a change order with Stantec Consulting Services Inc. for an increase in the project budget amount not to exceed \$127,800.00 for tasks 14B, 14C, 14D, and 24 of the Ballville Dam removal -- Phase III in Fremont, State of Ohio, and declaring an emergency. On motion to suspend rule 4 by Marker, seconded by Knisely, motion carried 7 yea votes. On motion to adopt by Knisely, seconded by Ruiz, motion carried 7 yea votes. (Ord. 2013-3656)

Second reading of a resolution accepting the amounts and rates as determined by Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor. On motion to suspend rule 4 by Knisely, seconded by Gross, motion carried 7 yea votes. On motion to adopt by Knisely, seconded by Kreilick, motion carried 7 yea votes. (Res. 2013-1904)

Second reading of an ordinance approving the editing and inclusion of certain ordinances as part of the various component codes of the Codified Ordinances of Fremont Ohio and to amend or enact sections of the traffic, general offenses and fire prevention codes to conform to enactments of the General Assembly, and declaring an emergency.

Second reading of an ordinance to authorize the expenditure and direct the mayor and the safety service director to enter into a Guaranteed Maximum Price (GMP) amendment with the construction firm MWH Constructors Inc. to allocate a portion of the \$57 million designated in Ord. 2012-3605 for an amount not to exceed \$1,880,671.53 for Phase 2 improvements to the Fremont Water Pollution control Center in Fremont, State of Ohio, and declaring an emergency. On motion to suspend rule 4 by Knisely, seconded by Ruiz, motion carried 7 yea votes. On motion to adopt by Marker, seconded by Knisely, motion carried 7 yea votes. (Ord. 2013-3657)

First reading of an ordinance accepting the recommendation of the Planning Commission to zone the area accepted for annexation by Ord. 2013-3645 containing 3.9379 acres of land, more or less, as B-2 general commercial district. On motion to suspend rule 4 by Marker, seconded by Ruiz, motion carried 7 yea votes. On motion to adopt by Knisely, seconded by Gross, motion carried 7 yea votes. (Ord. 2013-3658)

First reading of an ordinance vacating the 60-foot right of way starting at 594 feet from the Sandusky River to Morrison Street right of way in City of Fremont, State of Ohio. On motion to suspend rule 4 by Ruiz seconded by Knisely, motion carried 7 yea votes. On motion to adopt by Knisely, seconded by Gross, motion carried 7 yea votes. (Ord. 2013-3659)

First reading of an ordinance to authorize and direct the Safety Service Director to enter into a change order with Speer Brothers Inc. in an amount not to exceed \$102,124.48 for the Fifth Street reconstruction project, and declaring an emergency. Quantity estimated for stone foundation was grossly underestimated said mayor. City misunderstood the work process with ODOT. On motion to suspend rule 4 by Marker, seconded by Ruiz, motion carried 7 yea votes. On motion to adopt by Knisely, seconded by Gross, motion carried 7 yea votes. (Ord. 2013-3660)

First reading of a resolution authorizing the approval and issuance of a warrant of payment of \$183,863.01 to Speer Brothers Inc., and declaring an emergency. On motion to suspend rule 4 by Gross, seconded by Ruiz, motion carried 7 yea votes. On motion to adopt by Nalley, seconded by Marker, motion carried 7 yea votes. (Res. 2013-1905)

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First reading of an ordinance amending appropriations within Capital Improvement Fund 410, and declaring an emergency. On motion to suspend rule 4 by Ruiz, seconded by Marker, motion carried 7 yea votes. On motion to adopt by Ruiz, seconded by Gross, motion carried 7 yea votes. (Ord. 2013-3661)

### Committee reports

Ruiz said she hopes to meet with Police Chief Tim Wiersma to discuss moving forward with the Block Watch program.

Nalley said he taking September financial reports under review.

Leake asked Economic Development Director Mike Jay to make presentation to council. Jay reported that the city's economic development efforts are currently tied into the BIG Fremont plans. He said there is a steering committee made up of community leaders and Ben Kenny of WSOS has been hired to write the plan since he has experience with such plans. The group has conducted focus group meetings and a committee is reviewing and compiling information from those groups. Kenny is to complete the plan by Dec 31. Upon question from Leake, Jay said the purpose of the plan is not to sit the plan on shelf but to use it for budgeting, and other needs of the city, collaborating with other groups to address needs outlined in the plan. He added that the Clauss cutlery clean up project and the city received a \$2 million grant for the clean up. Clauss added \$1.3 million. The perimeter of the property has an interceptor trench to collect run off from clean up so that it does not leak into neighborhood. Project was completed Sept 7.

Marker said Knisely attended the last Rec Bd meeting in his place where the superintendent reported on the Run, Walk, and Roll set for Oct. 5. And that there will be a membership drive on Oct 15 when there will be an offer of 10% off programs effective Jan. 1.

### Council Comments

Leake said at BIG Fremont meeting Kenny referred to brain drain then saw on Sandusky Live a story of young man who attends college and returns to his home town to run consignment shop. He said this youngman deserves community support since so many young people leave Fremont and do not return.

After a question from Gross asked regarding residents who complained about having bad water in their homes, the mayor said they are flushing the line to 3x times per week. SSD Ward added they are also checking with neighbors to see if they have same issues and looking into the possibility of financial reimbursement.

Nalley reported that the next meeting of the Beautification meeting will be Oct 1 where Stephanie Miller of ODNR's Forestry Division will address the committee regarding issue of trees in city and Tree USA. He said he found it interesting that it was mentioned that council makes decisions for political reasons. He wants to make the point that he makes his decisions based on information he has. Said he cares about residents first, last, and always.

Safety Service Director Ward reported that the gate to the reservoir is now open and 100,000 fish has been released into the water. He added the city is still having problems with residents putting brush in the boulevards and streets; the 2013 resurfacing program now in the hands of M&B Asphalt was to start about Sept 19; zoning complaints are down and the city hopes to hire a new code enforcer soon. Also, the Hayes Ave water line extension has not started yet. It is now soliciting bids.

Auditor Paul Grah reported that the 2012 audit is now done and a report will be released by month's end.

The mayor said he is developing a program to remove dangerous trees in the city and investigating how to use funds from the storm disaster relief fund. He thanked residents for patience during repairs to the Miles Newton and State Street bridges repairs. He and SSD Ward are thinking of closing reservoir during winter since the city will not plow or clean walk path there.

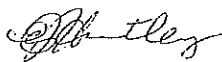
Fire Chief Foos said that in light of a recent fatal house fire in neighboring communities, it is important to have smoke detectors in the home – one on each level. For those who can't afford a smoke detector, the Fremont Fire Department will provide one and even install it if necessary. Residents just need to call the fire department and ask.

### Public comments

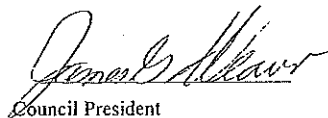
Mike Koebel, 830 Morrison Street, thanked council and for vacating Bridge Street then asked if outhouses will be located at the reservoir.

Weaver said he appreciates seeing the three candidates for city council attending council meetings.

There being nothing further to come before council, on motion to adjourn by Marker, seconded by Ruiz, motion carried 7 yea votes. Meeting adjourned at 9:05 p.m.



Clerk of Council



Council President