

MINUTES OF LIMA CITY COUNCIL
LIMA, OHIO

August 23, 2021

The Council of the City of Lima met in regular session at 7:00 p.m.

Attending were: Mayor David Berger; Anthony DiPietro, Deputy Law Director; Randall Bartels, Auditor; Steven Cleaves, Finance Director; Susan Crotty; Dir. Of DCD; Mike Caprella, Dir. of Util.; Chief Martin; and Dana Addis, Clerk.

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

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

Councilor Gordon moved, seconded by Glenn, to amend the Agenda by adding Communication #15, Ordinance 190-21, and Joeann Brown to Privilege of the Floor.

THE FOLLOWING RESOLUTIONS WERE PRESENTED:

014-21 A Resolution memorializing the late Susan Stechschulte. Neeper moved, seconded by Dixon, 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 Stechschulte family whom he has known for years. President Nixon expressed his condolences to the Stechschulte family and said the legacy of both Susan and John Stechschulte will keep the family strong and comforted for many years. 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. Dr. John Stechschulte, son of Susan Stechschulte, expressed his appreciation to Council on behalf of himself and his siblings. He believes his mother would be honored to receive the resolution and would start off by thanking those whom were a part of her teams and associations. He said there are a lot of great people in Lima that helped his parents accomplish a lot of great things.

015-21 A Resolution designating a portion of South Main Street the honorary street name of "Pastor C.M. Manley Way". Dixon moved, seconded by Thompson, that the Ordinance be tabled until the September 13, 2021 meeting. Motion carried.

PRIVILEGE OF THE FLOOR:

David Voth, Crime Victim Services, thanked Council for the many years of participation in the initiative of Crime Victim Services as they would not be in existence today, or have accomplished the many things they have without the support of Council and their predecessors.

August 23, 2021

He presented Council with the Crime Victim Services 40 year history book.

Shannon Burklund, 960 N. West Street, has been in her house for the 27 years and expressed concern with a cockroach infestation at a neighbor's house for the last four years that is encroaching on her property. She advised Council that she pays every year to get her house and property exterminated. She said they were attempting to purchase the empty lot next to their property, but it is cat and roach infested. She advised Michael Roebuck is the landlord whom she calls regularly but no one gets back to her. She explained there is a vacant lot in between her house and the problem property which they at one time wanted to purchase but have since decided not to. Susan Crotty advised they did receive a complaint and the Property Maintenance Supervisor was contacting Mr. Roebuck, but she would need to follow up with the Supervisor.

Cindy Tidd, 994 North West Street and owns the house at 990 North West Street, which is just south of the problem property that Mrs. Burklund spoke about. She advised her biggest issue is with the overpopulation of cats in her neighborhood. She advised there are many Cities who have programs available for cats. She advised the overpopulation of cats is not just happening in her neighborhood but all over the City. She has severe cat allergies and can't even enjoy her back patio because they have taken residence on her patio furniture. She advised many cities have different programs including a licensing program to help fund getting the cats spayed or neutered. She provided Council with a handout of different cat restraint laws. She explained the cats are transferring roaches and fleas into her yard. She expressed her willingness to be involved in the process. Sharetta Smith advised the Administration is in the discussion phase of having such a program with local veterinarians and the Allen County Dog Warden.

Joeann Brown, 1019 St. Johns, advised she is the mother of Mekhi Williams who was murdered November 18th due to gun violence and his murderer was never charged. She said Mekhi had a long time goal to become a nurse and through that Dr. Patricia Freeman helped create the Mekhi Alexander Williams Scholarship. She expressed her appreciation to the community for donating items, money and time to fund the scholarship and to help keep Mekhi's dream alive.

THE FOLLOWING ITEMS WERE PRESENTED ON THE CONSENT CALENDAR:

- a. Minutes of the previous meeting not read since each received a copy;
- b. Board of Health Minutes of July 9, 2021;
- c. Visit Greater Lima's 2021 Annual Mid-Year Report.

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

THE FOLLOWING COMMUNICATIONS WERE PRESENTED:

1. From the Ohio Division of Liquor Control regarding a liquor permit transfer to Goldy LLC dab Cole Street Marathon. Moved by Neeper, seconded by Glenn, that the communication be received, filed and the Clerk authorized to notify the Ohio Division of Liquor Control of no objections. Motion carried.
2. From the Auditor regarding the contract labor report for July 2021. Moved by Neeper, seconded by Gordon, that the communication be received and filed. Motion carried.
3. From the Chief of Police regarding legislation to disburse funds from the Law Enforcement Trust Fund. Moved by Dixon, seconded by Glenn, that the communication be received and filed. Motion carried.
4. From the Dir. of Community Development regarding legislation to enter into contract to purchase one vehicle for Property Maintenance Code. Moved by Thompson, seconded by Dixon, that the communication be received and filed. Motion carried.
5. 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.
6. From the Dir. of Community Development regarding legislation to place tax assessments for specified parcels. Moved by Thompson, seconded by Wilkerson, that the communication be received and filed. Motion carried.
7. From the Finance Dir. regarding legislation to amend the 2021 annual budget. Moved by Neeper, seconded by Glenn, that the communication be received and filed. Motion carried.
8. From the Utility Operations Manager regarding legislation to bid and award the 2022 Waste Water Treatment Plant Lab Contract. Moved by Gordon, seconded by Wilkerson, that the communication be received and filed. Motion carried.
9. From the Utility Operations Manager regarding legislation to purchase a submersible flygt pump for the Allen County Lift Station. Moved by Gordon, seconded by Wilkerson, that the communication be received and filed. Motion carried.
10. From the Utility Operations Manager regarding legislation to enter into contract with Alloway. Moved by Gordon, seconded by Wilkerson, that the communication be received and filed. Motion carried.

11. From the City Engineer regarding legislation to enter into contract with Hohenbrink Excavating, Inc. Moved by Ehora, seconded by Neeper, that the communication be received and filed. Motion carried.

12. From the City Engineer regarding legislation to amend Ord. 294-18. Moved by Ehora, seconded by Thompson, that the communication be received and filed. Motion carried.

13. From the City Engineer regarding legislation to amend the contract with Brenneman Excavating, Inc. authorized in Ord. 64-21. Moved by Ehora, seconded by Thompson, that the communication be received and filed. Motion carried.

14. From the Deputy Dir. of Parks, Recreation, and Forestry regarding legislation to accept a donation from the Gloria Jean Lawrence Estate. Moved by Ehora, seconded by Dixon, that the communication be received and filed. President Nixon pointed out the amount of the donation which is a remarkable gift to the Parks Department. Motion carried.

15. From the Dir. of Utilities regarding legislation to purchase a new motor control center. Moved by Gordon, seconded by Wilkerson, that the communication be received and filed. Motion carried.

THE FOLLOWING ORDINANCES WERE PRESENTED:

171-21 (Second Reading) An Ordinance authorizing the Mayor to enter into contract with Coleman Professional Services. Thompson moved, seconded by Gordon, that the ordinance be passed on the second reading. The following vote was recorded on the motion. Yea, 5; Gordon, Wilkerson, Thompson, Ehora and Dixon. Nay, 2; Neeper and Nixon. Abstention, 1; Glenn. The Chair declared the motion carried and the ordinance did not pass on the second reading by a 5-2 vote with one abstention and will go to a third reading.

177-21 An Ordinance levying special assessments for property maintenance code charges on premises in the City of Lima, Ohio. 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.

178-21 An Ordinance levying special assessments for property maintenance code charges on premises in the City of Lima, Ohio. 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.

179-21 An Ordinance amending the 2021 annual budget. 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.

180-21 An Ordinance authorizing the Mayor to accept a donation from the Estate of Gloria Jean Lawrence. Ehora moved, seconded by Neeper, that the ordinance be passed on the first reading. President Nixon inquired about the project funded by the donation including a plaque or something recognizing the donor. Mayor Berger advised this will be dedicated to replacing the large children's playground at Faurot Park and renovation of the stone storage building into public restrooms and will reflect the donor. 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.

181-21 An Ordinance authorizing a payment from the Law Enforcement Trust Fund. Dixon 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.

182-21 An Ordinance authorizing the Mayor to enter into contract for the purchase of a vehicle for property maintenance code enforcement. Thompson 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.

183-21 An Ordinance authorizing the Mayor to enter into a contract with Hohenbrink Excavating, Inc. 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.

184-21 An Ordinance amending Ordinance No. 294-18. Moved by Ehora, 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.

185-21 An Ordinance authorizing the Mayor to amend the contract with Brenneman Excavating, Inc. as authorized in Ordinance 064-21. Ehora moved, seconded by Wilkerson, that the ordinance be passed on the first reading. The following vote was recorded on the motion.

August 23, 2021

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.

186-21 An Ordinance authorizing the Mayor to enter into contract for the purchase of one submersible flygt pump. 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.

187-21 An Ordinance authorizing the Mayor to enter into contract with Alloway. 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.

188-21 An Ordinance authorizing the Mayor to advertise for bids and enter into contract for the 2022 WWTP lab contract. 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.

189-21 An Ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$31,100 for the purpose of paying the property owners' portion, in anticipation of the collection of special assessments, of the costs of constructing sidewalks at various locations in the City, together with all necessary appurtenances thereto, in the manner provided in Resolution No. 006-20 and Ordinance No. 099-20. Neeper moved, seconded by Glenn, that the Fiscal Officer's Certificate be received, filed and approved. Motion carried. 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.

190-21 An Ordinance authorizing the Mayor to enter into contract with Woolace Electric. 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.

MISCELLANEOUS BUSINESS:

Councilor Gordon thanked Crime Victim Services for providing the well put together book. He thanked Shannon Burklund and Lisa Tidd for speaking about roaches and cats which is

August 23, 2021

an issue in some areas. He is glad to hear the Administration is on top of putting something together for the overpopulation of cats. Gordon moved, seconded by Dixon, to refer the issue of the renewal of the garbage contract to the Utilities Committee. Motion carried. He reminded people to be good to each other.

Councilor Wilkerson advised the Melrose storm water project is coming to an end and advised the contractor had great comments about the neighborhood and spoke on how friendly and encouraging people were. He said the comments remind him of the community we live in and speaks volume of who we are. He advised the City has the tree giveaway program and urged everyone to obtain a free tree. He quoted scripture.

Councilor Thompson announced the Central Lima Neighborhood Association will be meeting Wednesday, August 25th at 6:30 pm located at 875 North West Street. She thanked Mr. Caprella for quickly handling garbage issues for walk-up customers. She encouraged everyone to enjoy the fair and remember to have fun. She thanked everyone who came in and spoke under Privilege of the Floor.

Councilor Ehora thanked everyone who spoke under Privilege of the Floor. She has a long history with David Voth who is a gem in the community doing God's work and she thanked him for that. She explained Mekhi Williams was a friend of her sons and she has had a lot of conversations with his mother whose grief is imaginable. She explained how she became an accidental cat person and the difficulty she has had trapping cats, fixing them and finding them homes. She believes the only inexpensive solution to fertile cats is Human Ohio which comes out a few months a year. She expressed the need for a program that is local and sustainable. She provided reasonable ways to help handle the cat population. She thanked the Lawrence Family and the estate for the tremendous gift and the City will be forever grateful for the impact they will make on the parks system. She announced it is class reunion season and welcomed everyone home.

Councilor Dixon expressed the need for the cat program as every neighborhood sees an increase in the cat population. He sent his condolences to the Miron family on the passing of Marcel Miron. He said it is one thing to have one parent pass but to have two parents pass within a short time of one another is heart breaking. Dixon moved, seconded by Glenn, to refer potentially removing parking on the 900 block of Michael Street with particular attention to the Sugar Street intersection. Motion carried. He said there are driveways being blocked by trucks and it is hard for the residents at 946 Michael to see oncoming traffic. He invited specific area residents to St. James Church on September 17th at 6:00 pm for a community meeting to organize a Neighborhood Organization. He reminded everyone to be kind to each other.

Councilor Glenn thanked everyone who helped out with and donated to the large projects in the 6th Ward over the weekend. He said it showed neighbors helping neighbors. He said the Rent-a-Kid program is turning into a business which he is happy about. He announced they are taking 120 kids to the Central State football game over the weekend and expressed appreciation to

August 23, 2021

those who made it happen. He expressed his condolences to the Miron family for the passing of Marcel. He encouraged Joann Brown to keep her faith and the young lady who won the scholarship will appreciate the money. He said the Hoover Park Neighborhood Association and Lima Towers Neighborhood Association are working on meeting again. He advised in the past him and Sam McLean worked on buying traps for cats which didn't work, so he is glad to see the City is working on something. He doesn't believe people will buy tags for cats. He found roaches have been a hot topic in a lot of areas right now.

Councilor Neeper announced the Boulevard Neighborhood Association will be meeting on Thursday, August 26th at 7:00 pm located at the LACNIP building. Neeper expressed he spoke with the Miron family over the weekend and he can't believe both Pat and Marcel are gone within a month. He expressed they were inseparable. He expressed his condolences to the family. Neeper moved, seconded by Dixon, to authorize the Clerk to prepare a Resolution Memorializing Marcel Miron. Motion carried.


President Nixon reminded everyone to enjoy the Allen County Fair and to show support. He wished everyone a Happy Labor Day and holiday weekend. He advised Council authorized \$10,000 for a pilot program approximately 10 years ago which didn't have the results they wanted and therefore did not repeat the allocation of funds. He encourages the discussion of a cat program if they can find some way to do it. He advised the problem he has with licensing and ordinances are much the same with compliance and obeying the law the City currently has. He advised responsible people are the ones who will buy the license, not the people who are reckless and have 15-25 cats that can't help but feed them. He said cats will always find a way back to where they are being fed. He wants to ensure the program doesn't punish the ones who are responsible and not solve the problem.

Councilor Ehora moved, seconded by Dixon, to authorize the Clerk prepare a Resolution memorializing Estella Cooper. Motion carried.

Sharetta Smith advised Council that Administration is not exploring a cat licensing program.

Gordon moved that Council adjourn until September 13, 2021 at 7:00 p.m., seconded by Wilkerson, motion carried.


Dana Addis, Clerk


John G. Nixon, President