

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

MEMBERS PRESENT: Mayor Arlene Setzer, Vice-Mayor Richard Herbst, Councilmember Lewis, Councilmember Blakesly, Councilman Ahlers, Councilman Gerhard

MEMBERS ABSENT: Councilwoman Farst and Vice-Mayor Richard Herbst

OTHERS PRESENT: Jon Crusey, Bridgette Leiter, Melissa Pruszynski, Jerry McDonald, Amber Aivalotis-Weaver, Rob Cron, David Marlow Steve Clark, Holly Wiggins, Corey Follick and Philip Chagoyan

Mayor Setzer called the regularly scheduled meeting of the Council of the City of Vandalia to order at 7:00 p.m. **Mayor Setzer** called for a moment of reflection followed by the Pledge of Allegiance. The council study session minutes of February 4 and the council meeting minutes of February 4 were approved as presented.

Communications, Petitions and Awards: None

Public Hearing: None

Comments from Interested Citizens:

Holly Wiggins, 660 Cassel Creek Drive, representing DP&L, advised DP&L has had a rash of calls for scams. **Ms. Wiggins** explained the scammers are pretending to be from DP&L or another utility company. Your caller ID may actually read DPL or appear to be from one of DP&L's extensions. The scammers are threatening to turn your power off in your home or your business and they may demand immediate payment on a pre-paid debit or green dot card. **Ms. Wiggins** noted that this is not a common practice of DPL to call customers and threaten to turn off utilities. She urged the citizens to hang up, call the police and report the call.

CITY MANAGER'S REPORT

Information Items: None

Action Items: None

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

Old Business: None

Resolutions:

19-R-08 A Resolution Waiving The Formal Bidding Process And Authorizing The City Manager To Enter Into A Contract With Pace Analytical Services, Inc. To Provide EPA Mandated Sampling And Testing Of Sanitary Sewer Discharge From Various Industries And Bacteria Testing Of Drinking Water In The City Of Vandalia For Calendar Year 2019. **Mr. McDonald**, read Resolution 19-R-08 by title. **Mr. Crusey** told the audience this resolution authorizes the renewal of an agreement with Pace Analytical Services for bacteria testing of our potable water system as well as wastewater sampling of required sites to meet our Municipal Industrial Pretreatment Program. In 2017 and 2018 the City spent between \$25,000 and \$30,000 annually with Pace. Pace has not increased its fees for 2019. It was moved by Councilman Lewis, seconded by Councilman Blakesly, to approved Resolution 19-R-08 as read. All members present voted yes. Resolution 19-R-08 approved 5-0.

19-R-09 A Resolution Authorizing The Purchase Of A Toro Groundsmaster 4000-D, Requested By The Parks And Recreation Department, From Century Equipment Of Cincinnati At The State Of Ohio Contract Bid Price Of \$60,175.24 And Requesting Council Declare The Current 2006 Toro Rough Mower Being Replaced Surplus Property. **Mr. McDonald**, read Resolution 19-R-09 by title. **Mr. Crusey** said adoption of this resolution would authorize the purchase of a Toro Groundmaster 4000-D rough mower for Cassel Hills Golf Course. The budget for this item is \$63,000. The current unit is used four to five days a week mowing the rough throughout the course. The mower being replaced is a 2006 Toro Groundmaster with 4,085 hours. It was moved by Councilman Gerhard, seconded by Councilman Ahlers, to approve Resolution 19-R-09 as read. All members present voted yes. Resolution 19-R-09 approved 5-0.

19-R-12 A Resolution Waiving The Formal Bidding Requirement And Authorizing Certain Services From The Miami Valley Regional Crime Lab For

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

Laboratory And AFIS Assessments For The 2019 Calendar Year. **Mr. McDonald**, read Resolution 19-R-12 by title. **Mr. Crusey** said the Vandalia Police Department has utilized the services of the Miami Valley Regional Crime Laboratory for more than 40 years. Said services include laboratory analysis in all scientific sections, supplies for the department's evidence technicians and attendance by officers at the MVRCL evidence technician course. The proposed annual fee for 2019 is \$29,244, a 1.5% decrease. It was moved by Councilman Blakesly, seconded by Councilman Gerhard, to approve Resolution 19-R-12 as read. All members present voted yes. Resolution 19-R-12 passed 5-0.

19-R-13 A Resolution Authorizing The City Manager To Enter Into A Contract With OHM Advisors, LLC. For Professional Planning Services Associated With Revisions To The City's Comprehensive Plan. **Mr. McDonald**, read Resolution 19-R-13 by title. **Mr. Crusey** advised nine Statements of Qualifications were received from firms to provide professional planning services for the update of the City's comprehensive plan. Five firms being interviewed with OHM Advisors of Columbus being selected as the most qualified firm to assist us with this project. A Scope of Services has been negotiated with OHM and the cost of this project came in at the not-to-exceed price of \$70,000, which is \$10,000 less than the 2019 budgeted amount. Staff will hold a kick-off meeting with OHM on Tuesday February 27 to discuss next steps with the project. Per the proposed contract, the project will be complete within 12-18 months. It was moved by Councilman Lewis, seconded by Councilman Ahlers, to approve Resolution 19-R-13 as read. All members present voted yes. Resolution 19-R-13 passed 5-0.

19-R-14 A Resolution Extending The Limited Temporary Moratorium On The Acceptance, Consideration And/Or Granting Of Any Applications For Zoning Regarding Shooting Grounds Or Ranges And Issuance Of Permits To Discharge Firearms. **Mr. McDonald**, read Resolution 19-R-14 by title. It was moved by

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

Councilman Lewis, seconded by Councilman Gerhard, to table Resolution 19-R-14 as read. All members present voted yes. Resolution 19-R-14 tabled 5-0.

Ordinances – First Reading: None

Ordinances – Second Reading:

19-01 An Ordinance Amending The Personnel Policies And Procedures Manual Of The City Of Vandalia. **Mr. McDonald**, read Resolution 19-01 by title in its second reading. **Mr. Crusey** advised the audience this policy would allow Department Directors to retire and be rehired subject to the following:

- a) The City Manager may “rehire” retired Department Directors (Assistant City Manager, Police Chief, Fire Chief, Public Service Director, Finance Director, Parks & Recreation Director) who have met the age and service requirements of their respective retirement system.
- b) Rehired employees shall have all accrued, unused paid leave balances (e.g. sick leave, vacation, personal time) carried forward to the new rehire date. Said balances may be used by the employee after re-hire and he or she may convert those balances at final retirement in accordance with the relevant provisions of the Personnel Policies and Procedures.
- c) Rehired employees shall be subject to a 12.5% reduction in salary. Such salary reduction shall become effective two months from the date of re-employment.
- d) Rehired employees shall not be eligible for cost of living increases, but shall be eligible for lump sum merit payments at the same percentage as authorized by Council for annual merit increases.
- e) It shall be the sole discretion of the City Manager as to which management employees are offered to be rehired and nothing within the Personnel Policies and Procedures shall be construed as providing any promise or right to any employee of such rehire.

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

- f) Rehired employees shall be deemed “at will” employees of the city, serving at the pleasure of the City Manager, who shall evaluate said employees performance annually and determine their retention. Rehired employees annual evaluation shall be based on their rehire date.
- g) At the conclusion of five-years in a retire-rehire status, the City Manager shall evaluate the appropriateness of retaining that employee beyond five years.

There were no comments during the Public Hearing. It was moved by **Councilmember Ahlers**, seconded by Councilman Lewis, to approve Ordinance 19-01 as read. All members present voted yes. Ordinance 19-01 was passed 4-1. Councilmember Blakesly voted yes, Councilmember Ahlers voted yes, Councilmember Lewis voted yes, Councilmember Gerhard voted yes and Mayor Setzer voted no. Ordinance 19-01 passed 4-1 in its second reading.

Ordinances – Emergency:

19-02 An Ordinance Amending Section 678.09, Discharging Of Firearms And Creating Chapter 876. Shooting Ranges, Of The Codified Ordinances Of The City Of Vandalia And Declaring An Emergency. **Mr. McDonald**, read Resolution 19-02 by title as an emergency. **Mr. Crusey** advised this ordinance establishes regulations for the operation of any new or existing indoor shooting ranges and to outdoor shooting ranges that were permitted under the zoning code prior to January 2019. This ordinance institutes application and permit requirements, time limits for the approval or denial of a permit, rules for shooting ranges, permit revocation/non-renewal provisions, an appeals process, and establishes organizational liability. This ordinance includes emergency language that requires five affirmative votes of Council for passage. There were no comments or questions during the public hearing. It was moved by Councilmember Lewis, seconded by Councilman Gerhard, to approve Ordinance 19-02 as read. All members present voted yes. Ordinance 19-02 was passed 5-0 as an emergency.

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

Reports from Boards and Commissions:

Planning Commission Minutes: December 11, 2018

Bill Listing for January 2019 in the amount of \$3,854,499.18

Council Comments:

Councilman Ahlers shared that Dana Tackett passed away several days ago. Mr. Ahlers continued by noting that he had the opportunity to meet with Mr. Tackett four or five times over the last several years. The meetings were always very professional, we all treated each other with respect, and Mr. Tackett was a good man. Councilman Ahlers, on behalf of city council and Mayor Setzer, passed on condolences to Mr. Tackett's wife, children, and his extended family.

Councilman Blakesly moved to excuse Councilwoman Farst and Vice Mayor Herbst from all meetings tonight. Councilman Lewis seconded. All members present voted yes. Motion passed 5-0.

Executive Session

At 7:17 p.m., during the regular council meeting, **Mayor Setzer** recommended that Council adjourn to Executive Session to discuss pending litigation with the City attorney. It was moved by Councilman Lewis, seconded by Councilmember Blakesly, to adjourn to Executive Session. Councilmember Blakesly voted yes, Councilmember Gerhard vote yes, Councilmember Lewis voted yes, Councilmember Ahlers voted yes, and Mayor Setzer voted yes. Motion passed 5-0. Council adjourned into executive session at 7:19 p.m. **Mayor Setzer** advised council will readjourn to the regular council meeting for the sole purpose of adjourning the regular council meeting and no further business will take place after the executive session.

Re-Convene to Council Meeting

It was moved by Councilman Ahlers, seconded by Councilmember Blakesly, to end the executive session and reconvene to the council meeting at 7:33 p.m. All members present voted yes. Motion passed 5-0.

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

The regular council meeting was then adjourned at 7:35 p.m.

APPROVED:

Arlene Setzer, Mayor

ATTEST:

Missy Pruszynski, Deputy Clerk of Council

The Council of the City of Vandalia Meeting Minutes

February 18, 2019

This page intentionally left blank.