

RECORD OF PROCEEDINGS
Minutes of the Silverton City Council Meeting
Held Thursday, June 16th, 2005

The Council of the City of Silverton met for a meeting in Council Chambers at 6860 Plainfield Rd. at 7:00 p.m. on Thursday, June 16th, 2005. Mayor Siegel called the meeting to order.

OPENING REMARKS:

Councilman Sylvester opened the meeting with a prayer and Mayor Siegel led the Pledge of Allegiance.

ROLL CALL:

ELECTED OFFICIALS:

ALSO PRESENT:

James Siegel	Mayor	Present	Mark Wendling, City Manager
Frank Sylvester	Council	Present	Bryan Pacheco, City Solicitor
Michael E. Morthorst	Council	Present	Meredith George, Administrative Clerk
Mark J. Quarry	Council	Present	
John A. Smith	Council	Present	
Joyce B. Glover	Council	Present	
Idella Thompson	Council	Present	
Mary F. Shea	Clerk- Treasurer	Present	

REVIEW MEETING AGENDA:

Mr. Wendling requested an executive session was needed to discuss property acquisition, pending litigation and personnel matters. Councilman Smith motioned to add executive session to the agenda, and was seconded by Councilman Quarry. All voted aye. Motion carried.

APPROVAL OF MINUTES FROM PRIOR MEETINGS:

The minutes from May 19th, 2005 Council Meeting and the June 2nd, 2005 Workshop Meeting were presented for approval. Mayor Siegel noted the purpose of the executive session at the June 2nd workshop meeting needed to be added to the minutes. Councilman Quarry motioned to accept the minutes as corrected and was seconded by Councilman Sylvester. All voted aye. Motion carried.

MAYOR'S COMMENTS AND GUESTS:

1. Mr. Wendling introduced Judy Harris-Clark who was present for appointment to the Board of Zoning Appeals to fill the spot vacated by the resignation of Paul Steman. Mayor Siegel thanked Paul Steman for his years of dedicated service to the City of Silverton. Mr. Wendling then introduced Mary F. Shea for appointment

- to the Tax Review Board. Mayor Siegel administered the oath of office to both Mrs. Harris-Clark and Mrs. Shea.
2. Councilman Morthorst announced the lineup for the Concerts in the Park Series. The first concert is scheduled for Friday, June 17, 2005 featuring Appalachian Highway. The schedule is rounded out with Tropicoso on July 1st, Soul4Sounds on July 22nd, and Pam Noah and Her Swing Band on August 5th. The concerts are free and open to the public. Refreshments will also be sold. Everyone is encouraged to bring their blankets and lawn chairs and join us for a great series.

OLD BUSINESS AND GENERAL COMMENTS:

Mary Wright – 6700 Stoll Lane

Mary Wright was very appreciative of the work that was recently done at the Train Station. Gruder Carpentry did repair work to the wainscoting among other repairs to the outside and it looks fantastic. Mrs. Wright also wished to thank all the residents who participated in the Block Watch Yard Sale.

NEW BUSINESS AND COMMITTEE REPORTS:

1. City Manager's Report
 - 1.1. Budget Report

Mr. Wendling gave the May 2005 budget report. Councilman Smith moved for approval and was seconded by Councilwoman Thompson. All voted aye. Motion carried.
 - 1.2. Mayors' Court Report

Mr. Wendling noted that it was recommended by the State Auditor's Office that a monthly Mayor's Court Report be presented to council. Mrs. George followed with the May 2005 report. Councilwoman Thompson moved for approval and was seconded by Councilman Quarry. All voted aye. Motion carried.
 - 1.3. Mr. Wendling noted that he would be presenting council with Ordinance 05-3195 for the National Incident Management System (NIMS) that he recommends passage of, so that we still may receive funding federal funding in the event of a terrorist attack.
 - 1.4. Mr. Wendling reported the results of the bid opening for the Silverton Avenue improvement project. Adleta Construction, at \$252,933.00, was the low bidder and was well under the engineer's estimate. The bid was divided into a base and two alternates. Mr. Wendling recommended acceptance of the entire bid package. Mr. Wendling also noted that there was still a chance that we could get SCIP funding for the project.
 - 1.5. Mr. Wendling informed council that the city acquired property on Silverton Avenue and the details would be discussed in executive session.
 - 1.6. Brad Ruwe addressed council regarding the bond anticipation notes for the fire equipment and the Belkenton sewer project. Mr. Ruwe reported the notes were sent to five bidders – US Bank, Lebanon Citizens Bank, JP Morgan, Fifth Third and National City Bank. Three bank submitted bids: U.S. Bank, Lebanon Citizens Bank and Fifth Third Bank, with U.S. Bank supplying the low bid at 3.12%. Mr. Wendling reported we will most likely be able to pay off both notes next year.

OPEN DISCUSSION / NEW ISSUES BY ELECTED OFFICIALS:

1. Councilman Smith asked all citizens driving in Silverton to please slow down. Councilman Smith added that school is now out and kids are playing outside,

creating a potentially dangerous situation if drivers are not traveling the speed limit.

2. Councilwoman Glover noted that some of the stop signs are faded. Mayor Siegel reported that overlays have been ordered by the service department.
3. Councilman Sylvester reported that there are some properties around the city that have high grass. Mr. Wendling noted that the high grass becomes a violation once it reaches nine inches in height, and encouraged anyone who sees a problem to call the city offices, or report the complaint via our website – www.cityofsilverton.com.

INTRODUCTION OF NEW LEGISLATION:

Mr. Wendling introduced 05-3195 An Ordinance Adopting the National Incident Management System (NIMS) and Declaring an Emergency.

Mr. Wendling introduced 05-3196 An Ordinance Providing for the Issuance of Not to Exceed \$27,977 of General Obligation Notes, by the City of Silverton, Ohio, in Anticipation of the Issuance of Bonds, for the Purpose of Refunding Bond Anticipation notes, the Proceeds from the Original Issuance Thereof Which Were Used for the Purpose of Constructing the Belkenton Sewer Project in the City of Silverton and Declaring an Emergency.

Mr. Wendling introduced 05-3197 An Ordinance Providing for the Issuance of Not to Exceed \$10,000 of General Obligation Notes, by the City of Silverton, Ohio, in Anticipation of the Issuance of Bonds, for the Purpose of Refunding Bond Anticipation Notes, the Proceeds from the Original Issuance Thereof Which Were Used for the Purpose of Acquiring Fire Equipment and Declaring an Emergency.

Mr. Wendling introduced 05-3198 An Ordinance Consolidating Two General Obligation Bond Anticipation Note Issues of the City of Silverton, Ohio, and Declaring an Emergency.

Mr. Wendling introduced 05-467 A Resolution Awarding the Contract for the Silverton Avenue Improvement Project to Adleta Construction.

PUBLIC COMMENTS REGARDING NEW BUSINESS:

None.

READING OF PENDING LEGISLATION:

Clerk-Treasurer Shea gave the reading of 05-3195 An Ordinance Adopting the National Incident Management System (NIMS) and Declaring an Emergency. Councilman Quarry motioned for adoption and was seconded by Councilman Sylvester. A roll call vote was taken. All voted aye. Motion carried. Councilman Smith motioned to suspend the rules. A roll call vote was taken. All voted aye. Motion carried.

Clerk-Treasurer Shea read 05-3196 An Ordinance Providing for the Issuance of Not to Exceed \$27,977 of General Obligation Notes, by the City of Silverton, Ohio, in Anticipation of the Issuance of Bonds, for the Purpose of Refunding Bond Anticipation notes, the Proceeds from the Original Issuance Thereof Which Were Used for the Purpose of Constructing the Belkenton Sewer Project in the City of Silverton and Declaring an Emergency. Councilwoman Thompson motioned to adopt the legislation and was seconded by Councilman Smith. A roll call vote was taken. All voted aye.

Motion carried. Councilman Smith motioned to suspend the rules and was seconded by Councilwoman Thompson. A roll call vote was taken. All voted aye. Motion carried.

Clerk-Treasurer Shea read 05-3197 An Ordinance Providing for the Issuance of Not to Exceed \$10,000 of General Obligation Notes, by the City of Silverton, Ohio, in Anticipation of the Issuance of Bonds, for the Purpose of Refunding Bond Anticipation Notes, the Proceeds from the Original Issuance Thereof Which Were Used for the Purpose of Acquiring Fire Equipment and Declaring an Emergency. Councilman Smith moved for adoption and was seconded by Councilwoman Thompson. A roll call vote was taken. All voted aye. Motion carried. Councilman Smith motioned to suspend the rules and was seconded by Councilman Sylvester. A roll call vote was taken. All voted aye. Motion carried.

Clerk-Treasurer Shea read 05-3198 An Ordinance Consolidating Two General Obligation Bond Anticipation Note Issues of the City of Silverton, Ohio, and Declaring an Emergency. Councilman Smith moved for adoption and was seconded by Councilwoman Thompson. A roll call vote was taken. All voted aye. Motion carried. Councilman Smith motioned to suspend the rules and was seconded by Councilman Sylvester. A roll call vote was taken. All voted aye. Motion carried.

Clerk-Treasurer Shea read 05-467 A Resolution Awarding the Contract for the Silverton Avenue Improvement Project to Adleta Construction. Councilman Quarry motioned for adoption and was seconded by Councilman Sylvester. A roll call vote was taken. All voted aye. Motion carried.

MOTION TO ADJOURN TO EXECUTIVE SESSION:

Councilman Quarry moved to adjourn to executive session to discuss litigation, personnel issues and property acquisition and was seconded by Councilman Smith. A roll call vote was taken. All voted aye. Motion carried.

MOTION TO RECONVENE MEETING:

Councilman Smith motioned to adjourn executive session and reconvene the council meeting, and was seconded by Councilwoman Glover. All voted aye. Motion carried.

MOTION TO ADJOURN MEETING:

Motion to adjourn was made by Councilman Smith and seconded by Councilman Sylvester. All present were in favor. Motion carried.

Meeting adjourned.

Respectfully submitted,

Mary F. Shea
Clerk-Treasurer

James L. Siegel
Mayor

Mark T. Wendling
City Manager