

Englewood City Council

January 27, 2009

The Englewood City Council met this date at the Englewood Government Center with Mayor Patricia Burnside presiding.

COUNCIL MEMBERS PRESENT: Joe Zumwald, Jim Campise, Judy Gerhard, Tom Franz, and Marlyn Flee. Mr. Kline was out of town. Mr. Franz moved to excuse Mr. Kline and Mrs. Gerhard seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved.

CITY STAFF & OFFICIALS PRESENT: Eric A. Smith, City Manager and Karen Soddors, Clerk of Council. The Law Director was not present due to the inclement weather.

APPROVAL OF MINUTES: The Minutes from the Regular Session meeting held December 9, 2008 were approved as presented.

VISITORS LIST: The visitors list contained no names and is on file in the Clerk's office.

VISITORS & COMMUNICATIONS:

1. Fire Chief Elmer Bergman and Assistant Fire Chief Ron Fletcher were present to give Council an update on the Fire Department status for 2008.
2. The floor was opened to anyone present who may wish to speak to the Council regarding any matter not already on the agenda. There was no one.

ORDINANCES & RESOLUTIONS

1. Bill No. 09-1 – AMENDING CHAPTER 416 (PEDESTRIANS) OF THE ENGLEWOOD CODIFIED ORDINANCES TO INCLUDE THE ADDITION OF SECTION 416.13 (DUTIES OF PEDESTRIANS WITHIN SCHOOL ZONES) (1ST reading)

Mr. Franz moved to declare Bill No. 09-1 an emergency and Mr. Zumwald seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mr. Burnside, yea; Mr. Franz, yea. Motion approved.

Mr. Franz then moved to suspend the rules requiring three readings and pass Bill No. 09-1 on the first reading. Mr. Zumwald seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved. Ordinance No. 09-1 adopted this date.

2. Bill No. 09-2 – TO REVISE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ENGLEWOOD, OIHO DURING FISCAL YEAR ENDING DECEMBER 31, 2009 (1ST reading)

Mrs. Gerhard moved to suspend the rules requiring three readings and pass Bill No. 09-2 on the first reading. Mr. Franz seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Ordinance No. 09-2 adopted this date.

3. Resolution – APPROVING THE WALGREENS PLAT OF 2.0047 ACRES LYING AT THE NORTHEAST CORNER OF UNION BOULEVARD AND WEST WENGER ROAD

Mr. Campise moved for adoption of this resolution and Mr. Zumwald seconded the motion. **VOTE:** Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea. Motion approved. Resolution No. 1-09 adopted this date.

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4. Resolution – IDENTIFYING AN AREA IN THE CITY FOR A SPECIAL NEIGHBORHOOD CLEAN-UP AND ‘GARAGE SALE’ AND SUSPENDING THE REQUIREMENT FOR A CASUAL SALES PERMIT WITHIN THIS DEFINED AREA FOR THE TWO-DAY PERIOD OF MAY 29 AND 30, 2009

Mr. Flee moved for adoption of this resolution and Mr. Franz seconded the motion. **VOTE:** Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea. Motion approved. Resolution No. 2-09 adopted this date.

5. Resolution – ESTABLISHING THE PRIME GEOGRAPHIC AREA FOR, AND ENDORSEMENT OF, THE 2009 SIDEWALK, CURB AND DRIVE APPROACH REPLACEMENT PROGRAM

Mrs. Gerhard moved for adoption of the resolution and Mr. Franz seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Resolution No. 3-09 adopted this date.

6. Resolution – DECLARING THE NECESSITY OF CONSTRUCTING OR REPAIRING SIDEWALKS, CURBS, GUTTERS AND DRIVE APPROACHES

Mr. Franz moved for adoption of the resolution and Mr. Campise seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, ye; Mr. Franz, yea. Motion approved. Resolution No. 4-09 adopted this date.

7. Resolution – AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH COATE CONSTRUCTION FOR CURB AND SIDEWALK REPAIRS

Mr. Campise moved for adoption of the resolution and Mr. Flee seconded the motion. **VOTE:** Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea. Motion approved. Resolution No. 5-09 adopted this date.

8. Resolution – AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR THE ARCADIA BOULEVARD CULVERT REPLACEMENT PROJECT

Mr. Zumwald moved for adoption of the resolution and Mrs. Gerhard seconded the motion. **VOTE:** Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea. Motion approved. Resolution No. 6-09 adopted this date.

City Manager's Report

1. The City has plenty of treated road salt for the rest of the winter. The new supply of salt ordered from South America has arrived and will be treated with the beet juice mix.
2. The purchasers of the three old houses on West National Road have closed on the properties and they should be torn down soon. A new nursing home is proposed for this property. This is approximately a \$10 million dollar project.

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City Manager's Report (continued)

3. The fire department will be opening bids on Wednesday, January 28th for two back-up generators.
4. A retirement party was held on December 29th for Bill Davenport (Code Enforcement Officer) and one is going to be held on January 29th for Ron Curtner (mechanic). Council was invited to attend.

Mayor's Report

1. Mayor Burnside commented on the great job the City crews have been doing with snow removal this winter.
2. Mayor Burnside reported on a meeting she recently had with State Representative Seth Morgan.

Boards & Commissions

Mrs. Gerhard reported that the Planning Commission recent met and discussed the new Walgreens facility and electronic message board signs.

Old Business

There was no Old Business to discuss at this time.

New Business

There was no New Business to discuss at this time.

Adjournment

Mrs. Gerhard moved for adjournment and Mrs. Burnside seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Council adjourned at 8:35 P.M.

Patricia Burnside, Mayor

Karen Sadders, Clerk of Council