

**Guests:** President Ed Tucker, Mayor Greg Fraunfelter, City Service Director Bruce Walker, Law Director Abby Saving, City Auditor Britny Keeton, and City Treasurer Jen Fickel.

**Others in attendance:** Sean Mulroony and Carol Mackey

President Ed Tucker opened the meeting at 7:00 p.m. The Pledge of Allegiance was led by Boy Scout Sean Mulroony, followed by prayer by Jim Robinson.

**Roll Call:** Present – Mike Berry, Judie Henniger, Lester Lytle, James Martin, Chuck Moritz, Jim Robinson and Bozz Salizzoni.

**Minutes** – Ms. Henniger made a motion to accept the January 13, 2024, minutes as submitted, and Mr. Moritz seconded it. After a voice vote the motion unanimously was approved.

### **People Appearing Before Council**

Sean Mulroony – Sean, a Boy Scout from Troop 395, is seeking City Council support for his Eagle Scout project. He hopes to rebuild the Mingo Park sign at the entrance of the park, which has needed attention for some time. He described the changes/improvements and estimates the project will cost \$410.00. Several councilmen voiced support for the project and Mr. Salizzoni recommended Sean attend the next recreation committee meeting for further instructions.

Carol Mackey – Ms. Mackey gave an update on the steps the Lake Logan Association has taken over the past three months to obtain support to reclaim and preserve the healthy status of Lake Logan. City Council will pass legislation tonight to show official support for the efforts the association is taking in behalf of the lake's preservation.

### **REPORTS**

Mayor – The mayor suggested Council consider dispensing pocket constitution booklets to those attending council meetings to honor former Council President Denise Whalen who recently died. Whalen spent years dedicated to teaching young people about the constitution through her pet project Constitution Camp. He also provided information regarding the upcoming Tunnel to Tower 5KRun/Walk in Nelsonville on April 28, 2024. He then described his recent experience testifying at the Ohio Statehouse regarding fire and police pension funds. He was able to enlighten the group regarding the financial perspective of smaller Ohio communities and the impact payment increases for pension contributions will have on small-town budgets as well as the important difference between parity and equality when comparing fire and police personnel pensions contributions.

Lastly, the mayor expressed concern regarding new housing legislation that will be impacting all communities in Ohio. He has received power points regarding upcoming changes and is requesting an ad hoc committee to study the changes and make plans how Logan City Council should respond. President Tucker appointed Jim Robinson, Mike Berry, and James Martin to serve on this committee.

Safety Service Director – Mr. Walker said that the water plant was waiting for needed fiber glass and Kokosing to return to complete work but hopes to soon have all six filters working. The water line project in Terrace View is approximately half finished.

Auditor – Ms. Keeton submitted the January Financial Report. Mr. Robinson made a motion to accept the report as submitted which was seconded by Ms. Henniger. After a voice vote the motion unanimously carried.

Treasurer – No report

Law Director – No report

Finance- Mr. Robinson submitted the minutes for the January 29, 2024, meeting. Most of the committee business will be addressed through tonight's First Reading legislation. Bill Toole spoke regarding the possibility of using his company's services if the city wishes to establish a building department. The creation of a building department could be beneficial to the city, businesses, and local residents, ultimately saving time and money. Ed Ogle requested the purchase of a larger camera tractor for the city's sewer camera as the one currently used is not capable of handling the excessive debris in the larger sewer lines. The next meeting is scheduled for Tuesday February 20, 2024, at 8:00 a.m. in Council Chambers.

Public Utilities – No report

Recreation – No report but the next meeting is scheduled for Thursday, February 15, 2024, at 5:00 p.m. in Council Chambers.

Water & Sewer – No report

Streets & Alleys – No report but the next meeting is scheduled for Tuesday, February 20, 2024, at 5:00 p.m. in Council Chambers.

Public Safety – Lytle submitted minutes for the January 30<sup>th</sup> and February 6<sup>th</sup> meetings. Both meetings were called to discuss the impact the sale of recreational cannabis would have on the city to determine if legislation was necessary to restrict the sale within city limits. The studied data collected on the impact the sale of recreational marijuana has had on the state of Colorado. Ultimately, the committee agreed to recommend that the sale of recreational marijuana be restricted within the city.

Planning and Annexation – No report but the next meeting is scheduled for Tuesday, February 20, 2024, at 10:00 a.m. in Council Chambers.

Cemetery & Parks – No report

**Reading of Communications** – The Ohio Department of Liquor Control asked for a decision if a hearing was needed to renew the liquor license for

**LEGISLATION:**

## **EMERGENCY**

Ordinance No. 7, 2024

AN ORDINANCE APPROPRIATING THE SUM OF \$800.00 FROM UNAPPROPRIATED MONEY IN THE GENERAL FUND AND DECLARING AN EMERGENCY. These funds will pay for the 2024 use of software necessary for management of cemetery records. Mr. Robinson moved to suspend the rule of council to eliminate the Second and Third Reading by title only. The motion was seconded by Mr. Martin and after a roll call vote the motion unanimously approved. Mr. Robinson made a motion to approve the ordinance which was seconded by Mr. Martin. After a roll call vote the motion was unanimously approved.

Ordinance No. 8, 2024

AN ORDINANCE AMENDING CHAPTER 33: FIRE DIVISION, SECTION 33.11 OF THE CODIFIED ORDINANCES OF THE CITY OF LOGAN, ENTITLED AGE LIMITS FOR ORIGINAL APPOINTMENT, TO INCREASE THE AGE OF FIREFIGHTER QUALIFICATION TO THE AGE OF FORTY (40), AND DECLARING AN EMERGENCY. This ordinance will align the city age requirements with the Ohio Revised Code. Mr. Robinson moved to suspend the rule of council to eliminate the Second and Third Reading by title only. The motion was seconded by Mr. Salizzoni and after a roll call vote the motion unanimously approved. Mr. Salizzoni made a motion to approve the ordinance which was seconded by Mr. Berry. After a roll call vote the motion was unanimously approved.

Ordinance No. 9, 2024

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE CITY OF LOGAN AND DECLARING AN EMERGENCY. Mr. Salizzoni moved to suspend the rule of council to eliminate the Second and Third Reading by title only. The motion was seconded by Mr. Martin and after a roll call vote the motion unanimously approved. Mr. Robinson made a motion to approve the ordinance which was seconded by Mr. Salizzoni. After a roll call vote the motion was unanimously approved.

## **THIRD READING**

Resolution No. 1, 2024

A RESOLUTION AUTHORIZING THE MAYOR AND/OR THE SERVICE DIRECTOR, ON BEHALF OF THE CITY OF LOGAN, AND AT THE RECOMMENDATION OF DZL OHIO, INC., TO TENTATIVELY AWARD A CONTRACT TO THE LAKE ERIE CONSTRUCTION CO. FOR THE MINGO FENCE REPLACEMENT PROJECT FOR A TOTAL BASE AND ALTERNATIVE BIDS COMBINED AMOUNT OF \$215,880.00. Mr. Robinson made a motion to approve the ordinance which was seconded by Mr. Salizzoni. After a roll call vote the motion was unanimously approved.

Resolution No. 2, 2024

A RESOLUTION SUPPORTING THE LAKE LOGAN ASSOCIATION'S EFFORTS TO RESTORE

LAKE LOGAN BY APPEALING TO THE STATE OF OHIO, DEPARTMENT OF NATURAL RESOURCES, TO PROVIDE FUNDING TO ASSIST IN REVERSING THE DECLINE OF LAKE LOGAN, A PLACE OF NATURAL BEAUTY AND AN ASSET TO THE COMMUNITY. Ms. Henniger made a motion to approve the ordinance which was seconded by Mr. Moritz. After a roll call vote the motion was unanimously approved.

**SECOND READING:**

Ordinance No. 4, 2024

AN ORDINANCE APPROPRIATING THE SUM OF \$32,000.00 FROM UNAPPROPRIATED MONEY IN THE STORM WATER UTILITY FUND.

Ordinance No. 5, 2024

AN ORDINANCE APPROPRIATING THE SUM OF \$100,000.00 FROM THE UNAPPROPRIATED MONEY IN THE CAPITAL IMPROVEMENTS FUND.

Ordinance No. 6, 2024

AN ORDINANCE APPROPRIATING THE SUM OF \$5,039.00 FROM UNAPPROPRIATED MONEY IN THE STATE HIGHWAY FUND.

Resolution No. 4, 2024

A RESOLUTION CERTIFYING PAYMENT, BY THE LOGAN CITY AUDITOR, FROM THE GENERAL FUND, OF EXPENSES INCURRED IN 2023 TOTALING \$2,220.16, WHICH REQUIRE PAYMENT FROM THE 2024 BUDGET.

Resolution No. 5, 2024

A RESOLUTION CERTIFYING PAYMENT, BY THE LOGAN CITY AUDITOR, FROM THE WATER FUND, OF EXPENSES INCURRED IN 2023 TOTALING \$8,746.27, WHICH REQUIRE PAYMENT FROM THE 2024 BUDGET.

Resolution No. 6, 2024

A RESOLUTION CERTIFYING PAYMENT, BY THE LOGAN CITY AUDITOR, FROM THE SEWER FUND, OF EXPENSES INCURRED IN 2023 TOTALING \$3,168.15, WHICH REQUIRE PAYMENT FROM THE 2024 BUDGET.

Resolution No. 7, 2024

A RESOLUTION CERTIFYING PAYMENT, BY THE LOGAN CITY AUDITOR, FROM THE CAPITAL IMPROVEMENTS FUND, OF AN EXPENSE INCURRED IN 2023 TOTALING \$100,000.00, WHICH REQUIRES PAYMENT FROM THE 2024 BUDGET.

Resolution No. 8, 2024

A RESOLUTION AUTHORIZING THE PURCHASE ORDER (PO) PAYMENT, BY THE LOGAN CITY AUDITOR, OF THE WICHERT INSURANCE INVOICE IN THE AMOUNT OF \$116,998.00.

Resolution No. 9, 2024

A RESOLUTION AUTHORIZING THE PURCHASE ORDER (PO) PAYMENT, BY THE LOGAN CITY AUDITOR, OF THE DJE, INC. INVOICE IN THE AMOUNT OF \$3,398.61.

Resolution No. 10, 2024

A RESOLUTION AUTHORIZING THE PURCHASE ORDER (PO) PAYMENT, BY THE LOGAN CITY AUDITOR, OF THE ERIC M. KLINTWORTH, PE INVOICE IN THE AMOUNT OF \$3,223.60.

### **FIRST READING**

Ordinance No. 10, 2024

AN ORDINANCE APPROPRIATING THE SUM OF \$10,000.00 FROM UNAPPROPRIATED MONEY IN THE CAPITAL IMPROVEMENTS FUND. This money will provide the larger sewer line camera tractor requested by Ed Ogle.

Ordinance No. 11, 2024

AN ORDINANCE DECREASING APPROPRIATIONS IN THE ARPA GRANT FUND IN THE AMOUNT OF \$21,640.06.

Ordinance No. 12, 2024

AN ORDINANCE ADDRESSING THE PROVISIONS OF RECENTLY PASSED STATE ISSUE 2 (CHAPTER 3780 OF THE OHIO REVISED CODE) REGARDING ADULT USE CANNABIS PROCESSING, DISPENSING, LABORATORIES, CULTIVATION AREAS AND CULTIVATION FACILITIES, PURSUANT TO THE AUTHORITY SET FORTH IN R.C. 3780.25 (LOCAL AUTHORITY REGARDING ADULT USE OPERATORS). There was lengthy discussion regarding this ordinance. Mr. Berry expressed concern that this ordinance did not reflect the wishes of 55% of the community that voted in favor of the recreational sale of marijuana in Ohio. Should we overlook the will of the voters by creating this legislation? It was pointed out that the city would receive 36% of the 10% tax collected on the sale of recreational marijuana would go to Ohio municipalities, a fact that should not be overlooked. No changes were made as a result of this conversation.

Resolution No. 11, 2024

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF LOGAN, TO ACCEPT THE 2023 LOGAN SAFETY FACILITIES FEASIBILITY STUDY. Mr. Berry expressed concern regarding the wording of Section 3 of the resolution, feeling it was not written tightly enough to avoid exploitation of the ruling. Berry felt the resolution needed further review; "We have a whole bunch

of stuff to think about.” Other council members disagreed, pointing out wording in other sections of the resolution that would prevent the exploitation that concerns Berry. City Law Director Saving asked Mr. Berry if he would like to make a motion to change the wording of Section 3 and he said, “yes.” Mr. Berry made a motion to revise the last sentence in Section 3, “multifaced effort as council approved as funding becomes available.” Since there was no second to the motion, the motion died.

Since there was no further business to discuss, Mr. Moritz made a motion to adjourn the meeting which was seconded by Mr. Salizzoni. After a voice vote the motion unanimously passed and the meeting was adjourned at 8:10 p.m.

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Merrilee Carlson, Clerk

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Ed Tucker, City Council President