

Amherst City Council met in a Regular Session under full compliance of State Law with President Wasilk opening the meeting at 7:00 p. m. Roll call Mr. Dembinski, Wachholz, Mr. Nahorn Mr. Janik, Mr. Heberling Mr. Winiarski, Also present were Mayor Costilow, Safety/Service Director Jeffreys, Law Director Pecora, Auditor Phillips, and Assistant Law Director Ward. Mr. Dembinski motioned to excuse Ms. Harmych and Mr. Ramsey as they had letters on file. Seconded by Mr. Heberling. Voice vote 6-0 to excuse Ms. Harmych and Mr. Ramsey.

The Prayer was invoked by Chaplain Janik, which was followed by the Pledge of Allegiance to the Flag led by Sgt. At Arms Dembinski.

Consent Agenda: The Clerk read the Consent Agenda. Mr. Heberling motioned to approve the Consent Agenda as read. Seconded by Mr. Wacholz. Voice vote 6-0 to approve the Consent Agenda as read.

Acknowledgement of the Public pertaining to items on the Agenda: There was no one speaking.

ORDINANCES AND RESOLUTIONS FIRST READING:

- (a) An Ordinance re-appropriating funds in the Auditor's Office of the City of Amherst, Ohio To cover salaries and wages; and declaring an emergency (A-24-34)

Mr. Dembinski motioned to suspend all council rules so that this may be passed in its first reading. Seconded by Mr. Janik. Roll call vote 6-0 to suspend rules. Mr. Nahorn motioned to adopt. Seconded by Mr. Janik. Roll call vote 6-0 to adopt. Becomes 0-24-29.

- (b) An Ordinance re-appropriating funds in the Fire Department of the City of Amherst, Ohio to cover Part-Time Wages; and declaring an emergency. (A-24-35)

Mr. Heberling motioned to suspend all council rules so that this may be passed in its first reading. Seconded by Mr. Nahorn. Roll call vote 6-0 to suspend rules. Mr. Janik motioned to adopt. Seconded by Mr. Wachholz. Roll call vote 6-0 to adopt. Becomes 0-24-30.

- (c) An Ordinance authorizing an increase in appropriations in the Income Tax Department for the training/transitional employment position; and declaring an emergency. (A-24-36)

Mr. Nahorn motioned to suspend all council rules so that this may be passed in its first reading. Seconded by Mr. Dembinski. Roll call vote 6-0 to suspend rules. Mr. Wachholz motioned to adopt. Seconded by Mr. Janik. Roll call vote 6-0 to adopt. Becomes 0-24-31.

- (d) An Ordinance authorizing the Mayor to enter into a contract for professional services with Bramhall Engineering & Surveying Company relating to certain sidewalk and crosswalk improvements for the School Travel Plan; and declaring an emergency. (A-24-37)

Mr. Dembinski motioned to suspend all council rules so that this may be passed in its first reading. Seconded by Mr. Nahorn. Roll call vote 6-0 to suspend rules. Mr. Janik motioned to adopt. Seconded by Mr. Wachholz. Mr. Winiarski asked about the \$38,000 fee. He wanted to totally understand this. The information appears to be a hybrid of 2018 and 2024. He asked about the scop of work. Mayor Costilow said this only pertains to the items listed in the proposal. The items listed on the proposal are on the map. This item is only for the engineering. He spoke further and said this is only for engineering and will have to go out for bid. It will be up to council to see how this School Travel Plan project will be funded. Roll call vote 6-0 to adopt. Becomes 0-24-32.

- (e) Ordinance approving the form and authorizing the execution of Blue Creek Wind Schedule with American Municipal Power, Inc. and the taking of other actions in connection therewith; and declaring an emergency. (A-24-38)

Mr. Dembinski motioned to pass this on to its second reading. Seconded by Mr. Wachholz. Mr. Winiarski advised that we have received three different pieces of information on this and asked that everyone check their inbox from Mr. Ward that he sent out this evening for the updated revision Roll call vote 6-0 to pass to second reading.

ORDINANCES AND RESOLUTIONS SECOND READING:

- (a) An Ordinance authorizing and directing the Mayor to sell Lorain County Parcel No. 05-00-038-101-012 via competitive bidding at public auction and advertise such auction as required by Section 721.03 of the Ohio Revised Code. (A-24-33)

Mr. Heberling motioned to pass this on to its third reading. Seconded by Mr. Dembinski. Roll call vote 6-0 to pass to third reading.

ORDINANCES AND RESOLUTIONS THIRD READING: NONE

Miscellaneous and acknowledgement of the public: There was no one speaking.

Agenda requests and committee meeting schedules:

- A-24-39 Finance - Re-appropriate funds in the Building Department to cover the cost of repairing vehicle; emergency
- A-24-40 Finance – Authorization to allow the Mayor to use funds from the water Improvement Fund; emergency
- A-24-41 Finance – Increase appropriations for CHIP Housing Program to repay program income to Lorain; emergency.
- A-24-42 Building and Lands – Vacation of additional portion of North Dewey Road (Approx. 140') east of pp nos. 05-00-041-105-049 and 05-00-041-105-055 previously approved by the Planning Commission and Council as part of the proposed housing Development. Original northern position of North Dewey Road vacated pursuant to ordinance no. 0-22-28.
- A-24-43 Building and Lands – Consideration of proposed residential development on S. Leavitt Road consisting of fifteen (15) structures with a total of 86 single family rental dwelling units. The developer is requesting PDD overlay zoning pursuant to Chapter 1128 of the codified ordinances for the subject parcels which are currently zoned R-1 Single family residence district.
- A-24-44 Finance – Authorization to enter into an agreement with Thompson Hine LLP to represent the City to develop a Residential Improvement District related to the N. Dewey Rd. improvement

Finance – September 16 , 2024 at 7:00 p. m. A-24-39, A-24-40, A-24-41, A-24-44
Building and Lands – September 16, 2024 at 7:10 p.m. A-24-42, A-24-43

The remaining Council Committee Meetings for 9/16/24 are cancelled.

Reports of the Administration:

Auditor Phillips: The July and August 2024 reports have been distributed.
Treasurer Ramsey:- not present .
Law Director Pecora: No report.
Safety/Service Director Jeffreys: No report.
Mayo Costilow: No report

Mr. Heberling motioned to accept the Reports of the Administration. Seconded by Mr. Dembinski. Voice vote 6-0 to accept the reports of the Administration.

Acknowledge the receipt of the July and August monthly reports from the Auditor and Treasurer. Mr. Nahorn motioned to acknowledge the receipt of the July and August monthly reports from the Auditor and Treasurer. Seconded by Mr. Dembinski. Voice vote 6-0 to acknowledge the receipt of the report.

Mr. Heberling motioned to adjourn. Seconded by Mr. Wachholz. Voice vote 6-0 to adjourn. The meeting was adjourned at 7:19 p.m.