

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. Nahorn, Mr. Janik Mr. Heberling, Mr. Winiarski, Mr. Dembinski-absent Ms. Harmych, Mr. Wachholz, Also present were Part of our Mayor Costilow, Auditor Phillips, Law Director Pecora, Treasurer Lawrence, Safety/Service Director Jeffreys, Attorney Scott Orille from Gembala, McLaughlin and Pecora and Main Street Director Teresa Gilles.

Mr. Nahorn motioned to excuse Mr. Dembinski as he had a letter on file. Seconded by Mr. Heberling. Vote 6-0 to excuse Mr. Dembinski.

The Prayer was invoked by Chaplain Janik followed by the Pledge to the Flag led by acting Sergeant at Arms Wachholz.

Consent Agenda: The Clerk read the Consent Agenda. Mr. Heberling motioned to accept the Consent Agenda as read. Seconded by Mr. Janik. Roll call vote 6-0 to accept 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 to approve current replacement pages to the Amherst codified ordinances and declaring an emergency. (A-25-27)

Mr. Nahorn 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. Janik motioned to adopt. Seconded by Mr. Wachholz. Roll call vote 6-0 to adopt. Becomes 0-25-21.

- (b) An Ordinance allowing the Mayor to enter into an agreement for professional services with Bramhall Engineering and Surveying relating to OPWC State Issue 1 Round 39 S. Lake Street rehabilitation; and declaring an emergency. (A-25-28)

Mr. Janik motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Wachholz. 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 0-25-22.

- (c) An Ordinance authorizing and directing the Safety/Service Director to prepare and Submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or local transportation improvement program(s) for State Issue 1 (Round 40) and execute contracts as required; and declaring an emergency.

Mr. Janik motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Heberling. Roll call vote 6-0 to suspend rules. Mr. Nahorn motioned to adopt. Seconded by Mr. Wachholz. Roll call vote 6-0 to adopt. Becomes 0-25-23.

ORDINANCES AND RESOLUTIONS SECOND READING:

- (a) An Ordinance amending Chapter 181 of the Codified Ordinances of the City of Amherst, Ohio regarding a Mayor's Court (A-25-21)

Mr. Heberling motioned to pass this on to its third reading. Seconded by Mr. Nahorn. Mr. Nahorn asked Mayor Costilow if he was able to get any information on costs or savings. Mayor replied no real costs or savings. We are looking at upwards of \$100,000 in salaries, a little bit of operating costs. He is not going into this as a money maker or money saver, but as a convenience to the public. We will know more later. The salaries will come back to Council. Roll call vote 6-0 to pass on to third reading.

- (b) An Ordinance amending Section 1337.04 of the Codified Ordinances of the City of Amherst, Ohio regarding Building Fees. (A-25-23)

Mr. Heberling motioned to pass this on to its third reading. Seconded by Mr. Nahorn. 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:

There were no Agenda Requests submitted, therefore there will be no Committee Meetings on July 21, 2025.

Reports of the Administration

Auditor Phillips: The June 2025 reports have been completed and distributed.

Treasurer Lawrence: The June 2025 reports have been completed and distributed.

Law Director Pecora: No report.

Safety/Service Director Jeffreys: No report

Mayor Costilow: Reported that the heat has been really something causing a large demand on our electric system. The month of June has been one of our highest usage days ever. Our rates have not gone up but people will notice they used a lot more electric. Part of our bill is demand and transmission charges. Those are somewhat out of the City's hands. The Public could help on the days that it's real hot, the one hour largest usage of the year besides our demand and transmission charge. We had planned for that biggest day of the year so that the one hour largest usage of the year decides our demand and transmission charges and the type of electricity we have to buy. He does not think we are at that point yet. We will have those days more than likely in August. We have to try to figure something out and he will try to come up with something as far as demand and the type of transmission we have to purchase. He spoke further on the possible plan. Cautioned that residents need to be prepared for those higher upcoming bills. On a nicer note, we have been in litigation with ODOT over Route 2 for the last couple of years and we have been in courts. This has been a fight since he became Mayor. ODOT needs to realize we have a consent agreement and they need to follow that. The courts have made a ruling and they ruled in our favor last week. He brought Mr. Orille here, who works with Tony and he has been doing the leg and legal work. We have been to Columbus. We actually worked with legislators and got some legislation that changed this to state level that would help with this type of agreement. He asked that we go into Executive Session. We got our ruling, but there is time for ODOT's appeal. So he wants to make Council aware of what's going on and where we are in this case. It has been very exciting and a big deal. Mr. Pecora thanked Nathan Manning for this assistance as he pulled some weight there and helped us with this regard. Mayor Costilow said Mr. Manning has been a big help with this and has followed it from the very beginning.

Mr. Wachholz motioned to accept the Reports of the Administration. Seconded by Mr. Heberling. Roll call vote 6-0 to accept the reports of the administration.

Mr. Pecora requested that Council go into Executive Session to consider pending litigation.

Acknowledgement of the receipt of the June 2025 reports from the Auditor and Treasurer:

Mr. Heberling motioned to acknowledge the receipts of the June 2025 reports from the Auditor and the Treasurer. Seconded by Mr. Janik. Vote 6-0 to acknowledge the reports.

Mr. Nahorn motioned to recess and go into Executive Session as requested by Law Director Pecora to discuss pending litigation. Seconded by Mr. Winiarski. Voice vote 6-0 to go into Executive Session.

Council recessed at 7:18 and reconvened at 7:41 p.m.

Mr. Heberling motioned to adjourn. Seconded by Mr. Dembinski. Roll call vote 6-0 to adjourn. The meeting adjourned at 7:42 p.m.