

RECORD OF PROCEEDINGS

Minutes of

MARION CITY COUNCIL REGULAR MEETING

Meeting

BARRETT BROTHERS - DAYTON, OHIO

Form 6101

Held

City Hall – Council Chambers on 2/10/2020 at 7:30 PM

MARION CITY COUNCIL REGULAR MEETING City Hall – Council Chambers on 2/10/2020 7:30 PM

ROLL CALL: 8 members answered – Mr. Meade, Mr. Ratliff, Mr. Schaber, Mr. Feliciano, Mrs. Swanger, Mr. Neff, Mr. Daniels, Mr. Schneider.

Absent: Mrs. Cunningham, Mr. Thomas

With a quorum present, the meeting was called to order at 7:30 PM.

Prayer was led by Steve Hunt, Family Life Church. Pledge of Allegiance recited.

MINUTES of 01/27/2020

Mr. Daniels made a motion to approve; Mr. Meade 2nd. Roll Call: Ayes -- Mr. Meade, Mr. Ratliff, Mr. Schaber, Mr. Feliciano, Mrs. Swanger, Mr. Neff, Mr. Daniels. Nays – none

Minutes of 01/27/2020 approved (8-0)

OLD BUSINESS

Item 1. ORDINANCE 2020-06: ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE OFFICE OF THE LAW DIRECTOR FOR THE YEAR ENDING DECEMBER 31, 2020.

(Finance 3-0, Mr. Daniels, chair) (3rd Reading)

Mr. Daniels explained that this ordinance adds \$3,000 to an existing \$3,000 line item for special prosecutions (to make it a total \$6,000). It is used when there is a prosecutorial situation where it might be perceived that the prosecutor has bias or there is a conflict. Original \$3,000 was passed almost unanimously as part of the budget. There is a need for an additional \$3,000 for 2 prosecutions. Now there are names associated with those and it has become political. He recommends that they consider fully budgeting this line item in the future, prior to names becoming part of the decision process. This pertains to pending cases on Mr. Matthews and Mr. Landon that require \$6,000.

Mr. Neff expressed that he understands that another jurisdiction would be willing to trade work at no cost to the city. This is his reservation.

There were questions about whether this has happened before. Mr. Dunston (E. Fairground Street) stated that it had happened twice with Marion County this past year. Mr. Ratliff said that he has voted to add additional funds to the Law Director's office in the past. This is a highly irregular situation. He explained that this is not a political situation, it is a legal situation. The court has signed an order appointing an attorney to the case and signed an order directing that they be paid.

Mr. Ratliff made a motion to postpone to 03/09/2020; Mr. Daniels 2nd. Roll Call: Ayes -- Mr. Meade, Mr. Ratliff, Mrs. Swanger, Mr. Daniels. Nays – Mr. Schaber, Mr. Feliciano, Mr. Neff

ORDINANCE 2020-06 IS POSTPONED TO 03/10/2020 FOR 3RD READING (4-3)

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NEW BUSINESS

Item 1. ORDINANCE 2020-07: ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO AN UPDATED REPLACEMENT CONTRACT WITH THE COUNTY COMMISSIONERS, REQUESTED BY THE OHIO PUBLIC DEFENDER'S OFFICE, TO PROVIDE FOR REIMBURSEMENT FROM THE STATE OF OHIO FOR ATTORNEYS APPOINTED FOR INDIGENT PERSONS CHARGED IN THE MARION MUNICIPAL COURT AND DECLARING AN EMERGENCY
(Legislation and Codes, Chairman Daniels, 3-0)

Law Director Russell confirmed that this is so that the city can get paid/reimbursed for attorneys appointed for indigent persons in Municipal Court.

ORDINANCE 2020-07 HAD 1ST READING

Item 2. ORDINANCE 2020-10: ORDINANCE MAKING APPROPRIATIONS AND DE-APPROPRIATION ADJUSTMENTS IN VARIOUS FUNDS FOR THE YEAR ENDING DECEMBER 31, 2020
(Finance Committee, Chairman Daniels, 3-0)

ORDINANCE 2020-10 HAD 1ST READING

Item 3. RESOLUTION 2020-09: RESOLUTION ADOPTING THE MARION COUNTY LOCAL HAZARD MITIGATION PLAN, AUGUST 2019, AND DECLARING AN EMERGENCY
(Legislation and Codes, Chairman Daniels, 3-0)

RESOLUTION 2020-09 HAD 1ST READING

OTHER BUSINESS

MATTERS NOT ON THE AGENDA

Mayor Schertzer responded to inquiries regarding budgeted dollars and Marion Public Health, as well as the pending MPD dispatch contract which includes an increase. There is a portion of the last voted income tax that is specific for dispatch. The general fund also supports dispatch. The fee for dispatch services is significantly less than what it would cost the city to operate on its own. The Chief and the Law Director are currently in discussion with county personnel. Inside millage on property taxes is how they pay for Marion Public Health.

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COMMITTEE MEETING SCHEDULE

Mr. Ratliff reviewed committee assignments and chairs. He tried to fulfill wishes of members based on the committees as requested.

- Finance -02/18/2020 at 6:30PM – Mr. Daniels, chair – transfers
- Legislation, Codes, and Regulations – 02/18/2020 AT 6:40PM – Mr. Daniels, chair – City Planning Commission/Board of Zoning Appeals discussion
- Traffic Commission – 02/18/2020 at 6:50PM – Mr. Thomas, Acting Chair – citizen petition/request

No other chairs called for their committee to meet.

With no further business to come before Council, Mr. Schneider adjourned the meeting at 8:01 PM.



Todd Schneider
President of Council



Tarina R. Rose
Clerk of Council

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