



Minutes of the Regular City Council Meeting
 Held on Tuesday, February 21, 2012
 7:30 p.m.

1. COUNCIL BUSINESS

- (a) Call Regular City Council Meeting to Order and Roll Call – 7:30 p.m.

A regular meeting of the Oberlin City Council was held on February 21, 2012 in the Council Chambers of the Oberlin City Hall, located at 85 S. Main Street Oberlin, Ohio. The meeting was called to order at 7:34 p.m., by Presiding Officer Ronnie Rimbart. Roll call was taken as follows:

Council Members:	Present	Absent
Charles Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bryan Burgess	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sharon Soucy (excused)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Elizabeth Meadows	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Broadwell	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Aaron Mucciolo	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ronnie Rimbart	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Appointees:		
Belinda Anderson, Clerk of Council	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Eric Severs, Law Director	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Eric Norenberg, City Manager	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sal Talarico, Finance Director	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- (b) Approval of Minutes – Regular City Council Meeting – February 6, 2012.

Motion to approve the minutes of the February 6, 2012 Regular City Council meeting as submitted was moved by Meadows, seconded by Burgess.

Roll Call: 6 Ayes 0 Nays Motion Carried

- (c) Hear and discuss a presentation regarding the Oberlin Project.

Council heard a status report on the latest developments made by the Oberlin Project.

Oberlin Project Managing Director, Bryan Stubbs remarked that the “O” project was a joint effort of the City of Oberlin, Oberlin College, private and institutional partners, that provides a framework for achieving the strategic priorities of improving the resilience (safety and security), prosperity,(the heart of economic development) and sustainability of our community. Stakeholder teams of the project include representatives from partner organizations: the City, the College, educational institutions, foundations, regional economic development entities, local and regional experts, and particular members of the Oberlin community. Stubbs explained that the Oberlin Project is a grant funded venture that became fully staffed in October 2011. It has four full-time staff members who coordinate stakeholder teams, working in the areas of energy, education, policy, community engagement, economic development, transportation, research, and local foods and agriculture. The Oberlin Project serves to assist the City of Oberlin and other partners in identifying and mapping out solutions to achieve their goals by leveraging resources and expertise, conducting research, and creating a conduit for communication between organizations and individuals within the Oberlin community. The Oberlin Project also supplements, manages, and implements new and existing projects and strategies to achieve this goal. Stubbs emphasized his staff’s role to support, assist, and bring in resources and provide momentum for the Oberlin Project. They intend to break this down by accomplishing six goals:

1. Climate Positive Energy Systems.
2. Sustainable Economic Development.
3. Sustainability integrated into Education.
4. Support local agriculture and foods economy.
5. Green Arts District.
6. Replication

Several project updates were also provided. (See attached Power Point presentation). In closing Stubbs stated That these updates would be ongoing but he wanted Council to know what they have been working on in the meantime.

The presentation was followed by a brief Q & A period. The discussion centered around the following topics:

- The use of alternative renewable resources to reduce carbon emissions such as energy crops and compressed natural gas.
- Leveraging funds from resources such as the Clinton Foundation to help with costs associated with reducing green house gas emissions and training.
- Encourage Investment at the local level which will allow local investors a chance to be more closely involved in the City’s economic development.

(d) Discuss and consider selecting Bryan Burgess to serve on the Climate Action Committee.

Burgess asked why he would need to be appointed by City Council to the CAC. Severs said if Burgess wanted to represent himself then he would not need to be appointed by Council but if he wanted to be represented as a designee of Council then a motion would be necessary.

Rimbert remarked that it was the intention of Council to appoint Councilor Burgess as its designee so that they could have a point person involved in the process that could provide Council with a report on the Committee’s proceedings.

Norenberg remarked that in a memo sent to Council it had been suggested that Councilor Burgess be the Council’s representative which is why this was placed on the agenda. He reiterated that the Law Director had offered his advice on the matter, but ultimately it would be up to Council to decide whether or not it wants to

have official representation. He then noted that selected organizations throughout the City were being asked to follow the same designation process.

Motion to appoint Bryan Burgess as its delegate to the Climate Action Committee was moved by Peterson and seconded by Mucciolo.

Roll Call: 5 Ayes

1 Nay
Meadows

Motion Carried

2. ANY CONCERNS THAT ARE NOT ON THE AGENDA MAY BE BROUGHT TO THE ATTENTION OF COUNCIL AT THIS TIME.

Norenberg remarked that John McMahon from the Lorain County Metropolitan Housing Authority was present to offer an update on the Pagoda Renovation Projects. LMHA representative, Joyce Ferlic - Arredondo was also present in the audience.

McMahon began the discussion by offering an overview of events that had transpired since the last time he was before Council. He advised that there would be 52 pagodas in the City of Oberlin that will be renovated, requiring the relocation of several residents out of the City of Oberlin on a temporary basis. Recently they met with the residents of the pagodas and they presented to them a plan that had a little more aggressive nature for the relocation than what we talked about in February of 2011.

McMahon noted that this was at the request of their co-developer who would like to see the work done in a quicker fashion for economies of scale to keep the construction crews working on a steady basis. After that meeting, there was quite a bit of internal discussion at the Housing Authority, where they reviewed some of the comments and concerns from the residents. As a result they have been discussing with their co-developer the plan to scale the relocation process back to what they had originally decided on, when the plan was presented to Council. The plan was to have the families on Berger Court be relocated first. They would move to other public housing properties on a temporary basis and as those units are renovated, they would have some of the families (not all) from Berger Court move back, but then families from other pagodas within the City would be relocated into those newly renovated units as the renovation project moved forward to the remaining pagodas. The process would continue until the project was complete. Somewhere in the process the remaining families that were originally relocated would be brought back to the renovated units. One thing to keep in mind during the renovation process is that not all families would be able to return. LMHA's goal is to keep as many families in Oberlin as possible but there are some problems with that based on family composition. They will have four bedroom units upon completion of the project. But they have ten families who currently need four bedroom units. The families are on a wait list to get into a four bedroom unit. The problem is how to accommodate those families who don't want to move out of the City of Oberlin for those transfers. They either relocate them to other public housing in Elyria or Lorain or they provide the families with a voucher so that they can relocate them to Section 8 housing. There are some regulatory provisions that require the Housing Authority to make some plans for those vouchers but they think those issues can be overcome. In addition there will be two families that are in two bedroom units who may not be able to move back because they will be taking a two bedroom duplex on Berger Court and converting it to a four bedroom ADA, handicap accessible unit, which will reduce the number of two bedroom units. They have also spoken to some families that have indicated that they wouldn't mind moving to the City of Lorain. They believe that they can accommodate all of the three bedroom families that currently reside in Oberlin. Upon project completion there will be more accessible units than there is a need for at this time. They are looking to fill those units with Oberlin residents first, but they may need to house other public housing families throughout the County who need those accessible units, or they may select families from a wait list. The project as it stands will have some impact on local pagoda residents but LMHA is doing everything it can to meet their needs.

McMahon remarked that he spoke with School Superintendent, John Schroth who said that he would be willing to work with LMHA on some open enrollment plans. LMHA will be providing transportation for those families who will be impacted by relocating children who are in school. If things work out right this project may start in May or June, and may be completed during the summer months which will minimize the impact of families with children in school. It is still up in the air when the project will start because there are still many approvals required by HUD. They anticipate that the entire project will take less than a year once the construction starts. McMahon believed that most people will be relocated for a period of 3- 6 months at the most but they don't anticipate that anyone will be relocated for over a year. They will try to minimize impact to about 10-12 families.

Peterson said he was glad to hear about the possibility of there being open enrollment for the children but he questioned what would happen to those families who worked locally if they were relocated outside the City. McMahon stated that they are still trying to resolve that issue but their goal is to try to keep those families in the City of Oberlin during the renovations. He believed that the strategy will be to address re-housing issues with families who will not be able to move back to Oberlin due to their family composition. They would get the Section 8 voucher first and then the families that work in Oberlin could move to that unit until a renovated unit is ready.

Peterson asked how realistic it would be for these families to be provided with Section 8 vouchers. McMahon said it is highly likely, but they are working out the details on the administrative end, for example which process will need to be followed, is it just a matter of filling out forms and getting it approved or is it a simple process where LMHA notifies the resident that they are being displaced by government action and provide them with a voucher.

Peterson asked if these possibilities have been presented to the residents. McMahon remarked that the residents were not aware of this development. The voucher suggestion came up during the February 9th meeting with residents and has since been under internal review by the department but the information had not been presented to the residents.

Peterson remarked that he would be interested in hearing an update on the project as it progresses and how it is impacting the Oberlin residents. He understood that this was an LMHA project but he was very concerned with how this was impacting local families. McMahon said minimizing the impact to the families and schools is a goal of LMHA as well and he would be willing to provide additional feedback. He asked how Council would like to be updated on the process. Peterson remarked that he would like to have future updates before Council.

Meadows asked how many public housing units were in the City of Oberlin and how many families were being impacted by this renovation project. McMahon said they have 54 scattered site properties in Oberlin. Two have recently been updated therefore only 52 properties will need to be renovated. They have six vacant units at this time, so they are about 45 families that will be impacted.

Rimbert asked why couldn't they renovate the vacant units first and then relocate the people into those units as the project progressed. McMahon said that they thought about that but most of the vacant homes are on Berger Court which would make that quite a construction zone that can be unsafe for small children and families. In addition they felt that by doing the entire neighborhood at one time, it would allow the project to move at a faster pace. Rimbert thanked the presenter for coming and said he looked forward to seeing him in another three months with a future update on the project status.

3. OLD BUSINESS:

None

4. NEW BUSINESS:

(A). ORDINANCE No. 12-09 AC CMS: An Ordinance Authorizing the City Manager to Enter into a Contract with Sunnyside Chevrolet of Elyria, Ohio, for the Purchase of Two 2012 Chevrolet Tahoes for the Oberlin Police Department and Declaring an Emergency. (1st)(E)

Mucciolo moved to have the ordinance read by number, title and substantive portions only, seconded by Meadows.

The Law Director remarked that he was informed by the City Manager that the amount written in the ordinance was not correct. They received the final quote from the vendor today and there will be roughly an \$1100 difference in the proposed amount. The new figure will be read by the Clerk in the Ordinance.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Mucciolo, seconded by Broadwell.

The City Manager reiterated that they had received the final numbers from the vendor today which is why they requested the revision to the ordinance read by the Clerk. The purchase amount for the two Tahoes, were a little less expensive than anticipated and are under budget. He apologized that the Police Chief was unable to attend the meeting but suggested that if there were any detail questions about the vehicles that Council postpone passage of the ordinance to allow additional time to address concerns with the Chief.

Burgess remarked that they heard from the Police Chief at the last meeting that there were other options to purchasing this SUV. They could purchase other leased vehicle preferably cars that get more miles per gallon. According to a report provided to Council, the Police Chief has decided that the SUV meets the operational needs of the City more than a fuel efficient vehicle would. As gasoline approaches \$4/per gallon, and rumors circulate that gas prices could be as high as \$5/per gallon by summer, he found it ironic that the City is considering purchasing sport utility vehicles for police cruisers. He remarked that he looked forward to future years where the City will purchase more fuel efficient vehicles, but he will not support this resolution tonight.

Mucciolo asked what fuel price had been used for the cost comparisons? Norenberg remarked that he believed that it was the City’s volume price back in January

Peterson concurred with Burgess and suggested that this be put off for another reading so that they could take the time to figure out other ways to meet the needs of the police force but at the same time recognize budget limitations and the desire for more fuel efficient vehicles.

The City Manager reiterated that one of the things that they were exploring because of the concern over fuel economy, price and carbon emissions is to look at alternative fueling options. A presentation has been scheduled for later in March to look at Compressed Natural Gas or propane which will be much less expensive than regular gasoline.

Broadwell asked if that meant that these vehicles, if purchased, could be converted to Compressed Natural Gas. Norenberg concurred.

Rimbert remarked that he would look at this from the safety standpoint of the community and of our officers. When those cars start approaching 180/200,000 miles they can become dangerous.

Roll Call: 5 Ayes 1 Nay Motion Carried
 1st Reading (Burgess)

(B). ORDINANCE No. 12-10 AC CMS: An Ordinance Accepting the Bid of 2D Construction, LLC of Vermilion, Ohio, for the City of Oberlin Water Environment Protection Facility Headworks Improvements Project and Declaring an Emergency. (1st)(E)

Mucciolo moved to have the ordinance read by number, title and substantive portions only, seconded by Meadows.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Burgess, seconded by Broadwell.

Norenberg remarked that they have a number of improvements underway at the Wastewater plant related to how inflow comes into the plant. Council will recall that the initial bids for the proposed project were rejected because at the time bids came in over the City engineer's budget. He advised that Baumann was available to answer questions.

Meadows asked the Public Works Director if he felt that the job could be completed without any change orders. Baumann remarked that this is a lump sum price to do the entire project, however there is always a chance for a change order.

Burgess asked when the projected starting date would be for the project, if approved by Council. Baumann remarked that the projected date would be sometime in June.

Following a brief discussion motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Mucciolo and seconded by Meadows.

Roll Call: 6 Ayes 0 Nays Motion Carried
 (1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
 (1st, Final)

(C). ORDINANCE No. 12-11 AC CMS: An Ordinance Authorizing an Amendment to the Agreement with Burgess & Niple, Inc. to Perform Additional Engineering Work Related to the Improvements to the Headworks at the City of Oberlin Water Environment Protection Facility and Declaring an Emergency. (1st)(E)

Broadwell moved to have the ordinance read by number, title and substantive portions only, seconded by Mucciolo

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Mucciolo, seconded by Broadwell.

Norenberg remarked that the project that they just discussed for the Headworks project was prepared by Burgess and Niple. There is a change order recommended by the Public Works Director and his staff based on some of the work that was outlined in the accompanying report. He advised that Baumann was available to answer questions.

Foregoing discussion a motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Mucciolo and seconded by Meadows.

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Final)

(D). ORDINANCE No. 12-12 AC CMS: An Ordinance Accepting the Bid of R.A. Bores Excavating, Inc. of Monroeville, Ohio, for the South Main Street Phase III Water Main Improvement Project and Declaring an Emergency. (1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Peterson.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Broadwell, seconded by Mucciolo.

Norenberg deferred the discussion to the Public Works Director. Baumann advised that this was the third and final stage of the replacement of a worn out water main. It would cover the Main street area from Smith (north) to Edison. All customers have been notified of the project and it has been determined that there should be minimal disruption of service to customers being served by the water main, with the exception of Quick and Delicious. He remarked that the low bidder is someone that they have worked with in the past and he was excited to be working with them on another project.

Meadows asked the Public Works Director how long Quick and Delicious would be impacted by this project. Baumann advised that they should be down for a couple of hours. However, the contractor has agreed to attempt the switch over at 5:30 a.m. to ensure minimal disruption.

Following a brief discussion motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Burgess and seconded by Broadwell.

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Final)

(E). RESOLUTION No. R12-01 CMS: A Resolution to adopt the Solid Waste Management Plan Update for the Lorain County Solid Waste Management District and Declaring an Emergency. (1st)(E)

Mucciolo moved to have the resolution read by number, title and substantive portions only, seconded by Meadows.

Roll Call: 6 Ayes

0 Nays

Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Meadows, seconded by Mucciolo.

Norenberg introduced Keith Bailey, from the Lorain County Solid Waste Management District to discuss the Solid Waste Management Plan.

Bailey remarked that changes in the solid waste industry, has caused the District to rethink its position and become more innovative in how they conduct business. In 2008 the District saw a drastic reduction in solid waste collection due to the recession and a reduction in fees coming to the district. This trend would almost bankrupt the District by 2010 combined with overspending and the suspension of grant funds for 2010 and 2011. He remarked that nationwide trends showed waste stream declining by as much as 12% to 20% for many reasons but primarily because of recycling. The recycling tonnage in Lorain County alone had climbed some 50,000 tons in the last four years. This was mainly due to the cart system. He remarked that fierce competition in the Solid Waste District had caused SWM to rethink how they do business. Other counties like Mahoning and Ottawas, Sandusky, Seneca County Solid Waste District (OSS) had both lowered their Out-of-district rates to \$2 a ton to attract Cuyahoga County. Bailey remarked that SWM's fees used to be \$4/per ton for out of district waste which made the landfill noncompetitive with the outside world. He remarked that Solid Waste Management had to reduce fees to \$2/per ton to secure waste flow from Cuyahoga County.

Burgess said that the data included in the plan were based on numbers from 2008 which was pre-crash. He asked how relevant the numbers were to today's reality. Bailey remarked that the language in the Ohio Revised Code established the guidelines for developing the Plan. Per the ORC they are required to assemble data on a three year cycle and with the exception of the increase in recycling they have noticed throughout the City, the information is accurate.

A motion to amend Section 1 of the resolution to replace the words "endorses and supports" with the word "approves" the October 2011 Final Draft plan was moved by Mucciolo and seconded by Burgess.

Broadwell remarked that he would like to hear an explanation for the amendment.

Mucciolo remarked that he offered that amendment because Oberlin didn't have a huge stake in this plan. In fact the discussion from Resource Conservation and Recovery Commission and the Public Works Director was that approving this plan didn't limit the City and would provide some help for us in the long run with some programs. It was his belief that the current language in the ordinance was stronger than his intent was in supporting this ordinance.

Burgess remarked that the recommendation from the Resource Conservation and Recovery Commission was that they approved the Plan with reservations. For example, the Plan will eventually phase out the Community Grant Program by the end of the decade. Burgess stated that the Community Grant Program was essential to Oberlin maintaining its recycling efforts and having not received it for the past few years has been detrimental. Even though once this plan is approved the program will be reinstated partially, not back to its full level and the idea of that declining over time, is not a very viable long term plan. He added that while he understands the need to approve the ordinance he didn't fully endorse it, so he was in favor of Mucciolo's amendment.

Bailey remarked that the plan right now says to abandon the community grants by 2019. But there is always a revision process. This plan in three years will be revised again under the Ohio Revised Code. It is very possible that the decision to phase out the grant money to communities may never happen. He suggested that members of Council contact their representative on the Policy Committee and voice their concerns.

He noted that there are some revisions being made at the State level on how districts are made up and funded but no one knows when those revisions will be ready.

Roll Call: 6 Ayes 0 Nays Motion Carried
(Amended)

A motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Peterson and seconded by Broadwell.

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Final)

(F). RESOLUTION No. R12-02 CMS: A Resolution Approving the Renewal Application of Karen M. Fridenstine and Kristin H. McDonough, Trustees, for Placement of Certain Land Located within the City of Oberlin in an Agricultural District Pursuant to Ohio Revised Code Section 929.02 and Declaring an Emergency.
(1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Mucciolo.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Burgess, seconded by Peterson.

Norenberg said this resolution and the next two resolutions correspond to the applications discussed during the public hearing. If Council has any questions they can be asked at this time.

Mucciolo asked the Law Director if this property was immune from nuisance claims if placed into an Agricultural District. The Law Director advised that there were three things that happen when a property is placed in an Agricultural District.

1. The property is immune to special assessments.
2. It is much more difficult to appropriate the property for a public use.
3. There is a defense to a nuisance action, if the nuisance condition is based on an agricultural use.

Severs noted that the other two applications following this one have excluded "the defense to nuisance action" due to the locations of the property which abuts a subdivision property lines.

Councilor Mucciolo and Burgess voiced concerns with approving the proposed resolution as written. Mucciolo felt that the property owners should not be treated differently and the "defense to a nuisance action" should be

stricken from the language. Burgess concurred and appealed to the members of Council to have additional time to draft language to amend the ordinance.

The Law Director remarked that the quicker Council gets this done the better it will be for the applicant. The confusing State Code indicates that they have to have their application filed by March 1st. But Council has to act on a decision within 30 days of the public hearing.

Broadwell said he understood the concerns raised by fellow Council Members but it was his preference to get this done. It was his opinion that the nature of this application was different than the following resolutions, therefore the language had been drafted to reflect those differences. In addition this is a renewal application with no history of nuisance complaints.

Mucciolo remarked that the fact that this application was being handled differently than the other two applications was only a part of his concern. A greater concern is that he didn't feel that the exemption should be warranted in case something should happen in the next five years. "The defense to nuisance action", clause would prevent them from taking any action.

Severs cautioned the members of Council that if there were a vote on this and it failed, then they have denied the application. The applicant would have a right to appeal Council's decision in Common Pleas Court.

Rimbert said that the application has gone through the proper process and has met the approval of the Planning Commission. In addition if an issue were to develop then it could be addressed when the applicants come back to have their application renewed in five years.

Motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Broadwell and seconded by Mucciolo.

Roll Call: 5 Ayes (1 st , Suspension of Rules/ Emergency)	1 Nay (Burgess)	Motion Carried
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Roll Call: 6 Ayes (1 st , Final)	0 Nays	Motion Carried
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(G). RESOLUTION No. R12-03 CMS: A Resolution Approving the Renewal Application of Anthony R. Ignagni and Pegg M. Ignagni for Placement of Certain Land Located within the City of Oberlin in an Agricultural District Pursuant to Ohio Revised Code Section 929.02 and Declaring an Emergency. (1st)(E)

Meadows moved to have the ordinance read by number, title and substantive portions only, seconded by Broadwell.

Roll Call: 6 Ayes	0 Nays	Motion Carried
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The Clerk read as directed.

Motion for passage on first reading was moved by Broadwell, seconded by Meadows.

Norenberg remarked that he had nothing further to add.

Motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Burgess and seconded by Broadwell.

Roll Call: 6 Ayes
(1st, Suspension of Rules/ Emergency) 0 Nay Motion Carried

Roll Call: 6 Ayes
(1st, Final) 0 Nays Motion Carried

(H). RESOLUTION No. R12-04 CMS: A Resolution Approving the Application of Burrer Farms for Placement of Certain Land Located Within the City of Oberlin in an Agricultural District Pursuant to Ohio Revised Code Section 929.02 and Declaring an Emergency. (1st)(E)

Mucciolo moved to have the ordinance read by number, title and substantive portions only, seconded by Broadwell.

Roll Call: 6 Ayes 0 Nays Motion Carried

The Clerk read as directed.

Motion for passage on first reading was moved by Mucciolo, seconded by Broadwell.

Norenberg remarked that this was the new application for Placement in an Agricultural District, which included a modification excluding “the defense to nuisance action”.

Motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Burgess and seconded by Broadwell.

Roll Call: 6 Ayes
(1st, Suspension of Rules/ Emergency) 0 Nay Motion Carried

Roll Call: 6 Ayes
(1st, Final) 0 Nays Motion Carried

(I). RESOLUTION No. R12-05 CMS: A Resolution of the City of Oberlin to Environmental Protection Agency Administrator Lisa P. Jackson in Support of Reducing Greenhouse Gas Pollution Under the Clean Air Act and Declaring an Emergency. (1st)(E)

The Clerk remarked that the following two Resolutions were usually read in full due to the amount of information found in the preamble. She asked the Chair for Council’s preference. Members of Council supported the reading of both resolutions in full and agreed to assist the Clerk with reading the documents.

The Clerk read as directed with assistance from Peterson, Burgess, Broadwell and Meadows.

Motion for passage on first reading was moved by Meadows, seconded by Mucciolo.

The City Manager explained that the ordinance had come before Council as a referral for the above stated purpose. The Resolution has been reviewed by administrative staff and is being submitted for Council’s approval at this time.

Burgess remarked that on matters that come before Council regarding policy statements, he usually feels more comfortable having it before Council on two readings to give the audience time to respond. Rimbart remarked that two readings would put its approval date in March which may be too late.

Motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Peterson and seconded by Meadows.

Roll Call: 6 Ayes 0 Nay Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Final)

(J). RESOLUTION No. R12-06 CMS: A Resolution Recommending an Amendment to the United States Constitution Abolishing the Rights of Corporations to be protected as Persons under the United States Constitution and Declaring an Emergency. (1st)(E)

The Clerk read as directed with assistance from Councilor Mucciolo.

Motion for passage on first reading was moved by Peterson, seconded by Mucciolo.

The City Manager explained that the resolution had come before Council at the last meeting as a referral for the above stated purpose. At the last meeting several members of the community spoke passionately about the subject and as a result the resolution is being proposed at this time.

Peterson thanked the members of the Oberlin Community Peace Builders for bringing this resolution before Council. (Additional comments were unclear).

David Ashenhurst, 260 Sumner Street remarked that there were a number of statements in the resolution that he believed Council might want to look at more closely before adopting it. He hoped that the ordinance would be put off for at least one reading.

Gil Miranda, 92 Morgan Street remarked that this is not a legally binding resolution so we cannot debate the semantics of the language used. This resolution has a purpose of manifesting an intention. At this time it is very important and urgent that they send as many messages as possible. This is not the time to slack it is the time to act.

William Owen, 243 East College Street spoke on behalf of the Oberlin College Student Democrats urging Council to adopt the proposed ordinance.

Motion to suspend the rules requiring three readings and to elevate the ordinance to an emergency was moved by Meadows and seconded by Broadwell.

Roll Call: 6 Ayes 0 Nay Motion Carried
(1st, Suspension of Rules/ Emergency)

Roll Call: 6 Ayes 0 Nays Motion Carried
(1st, Final)

5. OTHER NEW BUSINESS: None

6. COUNCIL COMMUNICATIONS:

(A). Referrals



The Oberlin Project

City Council update
February 21, 2012



Background

Strategic Plans:

City of Oberlin: 2025 Strategic Plan

Oberlin College: 2005 Strategic Plan





Clinton Foundation

Climate Positive Development Program/C40

City of Oberlin: Carbon Neutral by 2050

Oberlin College: Carbon Neutral by 2025



CLINTON
CLIMATE
INITIATIVE

CLIMATE⁺
Candidate



+ The Oberlin Project

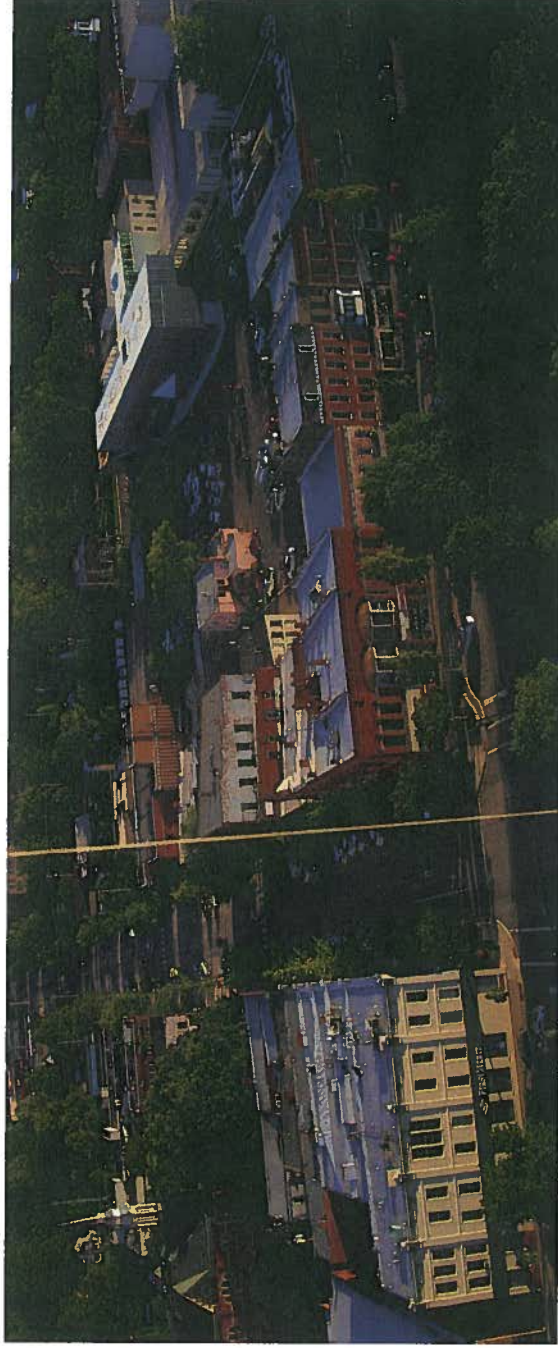
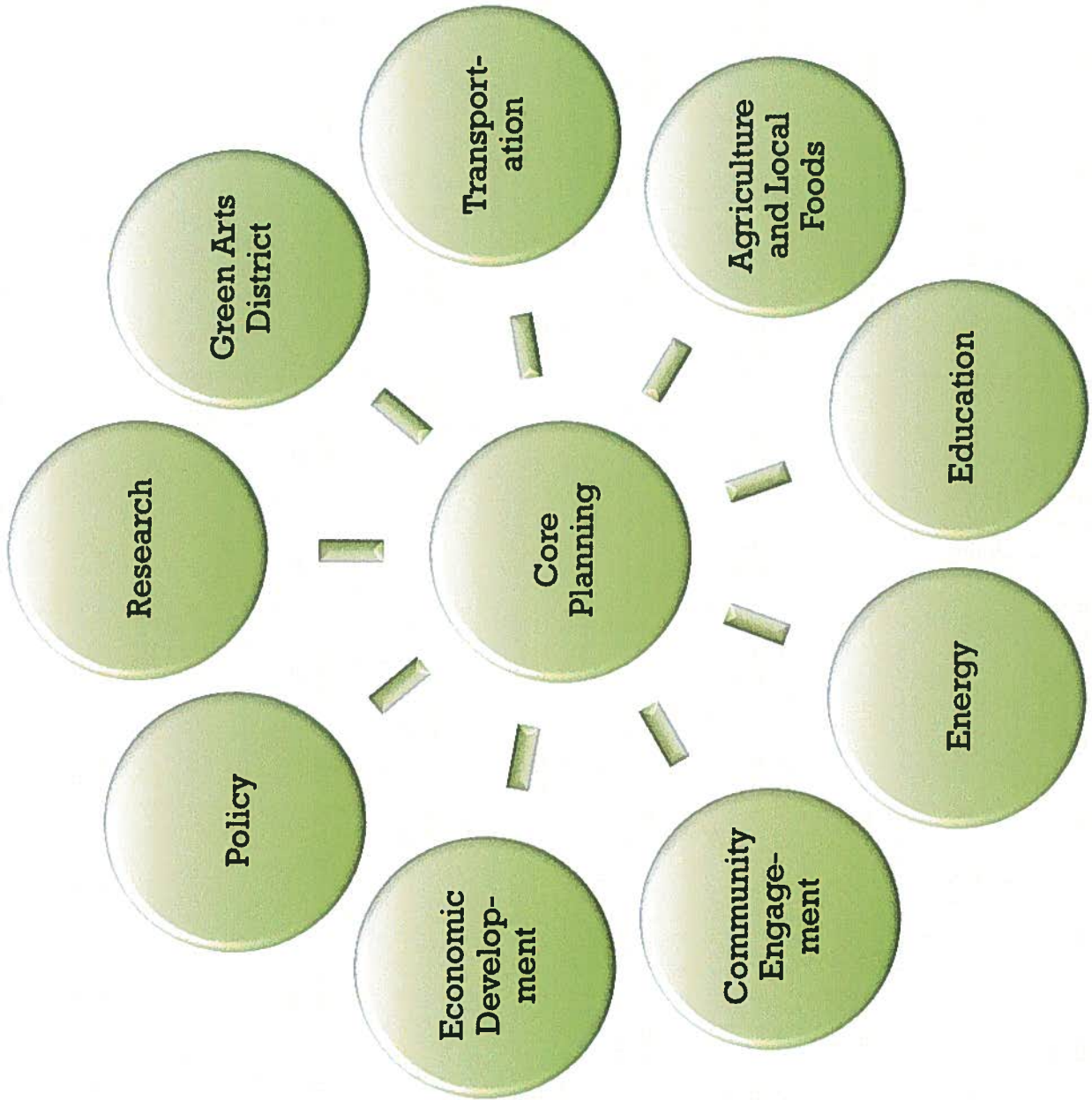


Photo credit: John Petersen

A joint effort of the City, College, and private and institutional partners to improve the resilience, prosperity, & sustainability of our community







Project Goals

- **The Oberlin Project is currently focused on six core goals consistent with the priorities established by the City of Oberlin and Oberlin College**
- **Directed by our partners**
- **Oberlin Project role**
 - **Support and Assist**
 - **Bring in resources available through partners**
 - **Provide Momentum**



Goals

- 1: Climate Positive Energy System
- 2: Sustainable Economic Development
- 3: Sustainability Integrated Into Education
- 4: Support Local Agriculture & Foods Economy
- 5: Green Arts District
- 6: Replication



updates

Climate Positive Energy System

- Strategic Plan
- Climate Action Plan
- POWER
- Energy blog/news tribune column
- DOE Study following up studies, energy efficiency, transportation, energy financing.

Sustainable Economic Development

- Feasibility of Eco Business Park
- Technical Assistance to local business owners
- Glide/LCCC Fund/Workforce Development of local residents
- Local access to capital



updates

- Sustainability Integrated Into Education
 - k-12 supplement IB Curriculum
 - STARS – sustainability baseline assessment (all four)
 - Unified campus k-12
 - Workforce development of wind and solar programs at JVS and LCCC
- Support Local Agriculture & Foods Economy
 - WRLC GIS of five counties...work in progress...conservation, farming and energy (crops and sequestration)
 - Local Foods – farmers and restaurants who want to participate...how to create entrepreneurial market mechanisms.
- Other
 - Community Engagement Team
 - Communication/Web site – success stories, video, blog
 - Transportation working group (ride share, car share, and CNG)



On our radar...

Quarterly Updates and Climate Action Plan

Events:

Local Foods Summit March 10th LCCC

Michael Shuman / Local Investment – April 10th