

Held _____ JANUARY 3 _____ 20 17 _____

Council met in regular session at 7:00 P.M. in council chambers at city hall, 28 W. Friend Street, Columbiana, Ohio 44408 with Mayor Bryan Blakeman presiding. Clerk of Council Deann L. Davis gave the invocation. Blakeman led the pledge of allegiance to the flag of the United States of America.

The following members of council answered roll call:

Dan Bekar	Ted Souder
Richard McBane	Richard Liston
Crystal Siembida-Boggs	Rick Noel

Also answering roll call were Finance Director Mike Harold and Municipal Attorney Daniel A. Blasdell. City Manager Lance Willard was absent.

Each member of council had a copy of the agenda for this regular council meeting.

Each member of council had a copy of the minutes of the regular council meeting held on December 20, 2016. The minutes stand as presented.

Richard G. Simpson of 705 South Main Street appeared before council regarding a letter he received stating chickens are only allowed in an agricultural zone. Simpson asked council to consider allowing chickens in residential zones.

Blakeman opened a public hearing at 7:15 P.M. for Brian Foy regarding 259 South Elm Street, pursuant to Columbiana Code of Ordinances Section 1482.09. Foy received a notice of violation from Assistant Building and Zoning Inspector August Cerrone due to the condition of the property.

Blasdell stated Foy was required to give the reason he was requesting a hearing, but he did not give a reason when he requested the hearing.

Blakeman swore in Foy. Foy presented his testimony. Foy stated he is selling the property to Bill Reed on land contract. Blasdell stated Foy is currently the owner of the property.

Bill Reed appeared before council and stated he does not want to improve the property until he owns the property.

Blakeman closed the public hearing at 7:40 P.M.

McBane moved to go into executive session for deliberation. Boggs seconded the motion and on roll call: Bekar, yea; Souder, yea; McBane, yea; Liston, yea; Boggs, yea; and Noel, yea. (Motion Passed.)

*****COUNCIL WENT INTO EXECUTIVE SESSION AT 7:42 P.M.*****

McBane moved to come out of executive session at 7:45 P.M. Souder seconded the motion and on roll call: Souder, yea; McBane, yea; Liston, yea; Boggs, yea; Noel, yea; and Bekar, yea. (Motion Passed.)

McBane moved to affirm the findings of Assistant Building and Zoning Inspector August Cerrone. Liston seconded the motion and on roll call: McBane, yea; Liston, yea; Boggs, yea; Noel, yea; Bekar, yea; and Souder, yea. (Motion Passed.)

Blasdell informed Foy he has the right to appeal council's decision in court.

Ann Bennett of 444 North Middle Street, Malory Cooper of 126 East Woodland Avenue, Bill Syoc of East Railroad Street, and Tony Dolan of 220 Metz Road appeared before council to speak in favor of allowing chickens in residential areas.

Boggs moved to prepare an ordinance to allow chickens as pets but not roosters. McBane seconded the motion. Blasdell asked how many chickens would be allowed and where they would be allowed. Boggs withdrew her motion. McBane withdrew his second.

Boggs moved to ask planning commission for a recommendation on allowing chickens in city limits. McBane seconded the motion and on roll call: Liston, yea; Boggs, yea; Noel, yea; Bekar, yea; Souder, yea; and McBane, nay. (Motion Passed.)

Harold presented council members with the manager's update.

Council members reviewed the bill list of January 3, 2017.

Blakeman noted under old business there were two ordinances and under new business there were three ordinances. Noel moved that, due to the length of the ordinances, and because each member of council had a copy in his or her possession, Blakeman read the ordinances by title only. Liston seconded the motion and on roll call: Boggs, yea; Noel, yea; Bekar, yea; Souder, yea; McBane, yea; and Liston, yea. (Motion Passed.)

Blakeman read Ordinance 16-O-2894 by title only-----
"AN ORDINANCE AMENDING CHAPTER 618 SECTION 618.01 OF THE CODIFIED ORDINANCES OF COLUMBIANA, OHIO, AND REPEALING ANY OTHER ORDINANCE OR RESOLUTION IN CONFLICT HEREWITH."

CITY OF COLUMBIANA, OHIO
RECORD OF PROCEEDINGS

Minutes of

REGULAR COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

-----Minutes of Regular Council meeting held on January 3, 2017-----
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McBane moved to approve Ordinance 16-O-2894 under SECOND READING. Liston seconded the motion and on roll call: Noel, nay; Bekar, nay; Souder, nay; McBane, yea; Liston, nay; and Boggs, nay. (Motion Failed.)

Blakeman read Ordinance 16-O-2895 by title only-----
"AN ORDINANCE AMENDING CHAPTER 1294 OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF COLUMBIANA, OHIO."

McBane moved to approve Ordinance 16-O-2895 under SECOND READING. Noel seconded the motion.

Blasdell stated the need for council to establish a time period for the expiration of a variance in Section 15.

McBane moved to amend the ordinance to establish the time period for the expiration of a variance as six months. Boggs seconded the motion and on roll call for the amendment: Bekar, yea; Souder, yea; McBane, yea; Liston, yea; Boggs, yea; and Noel, yea. (Motion Passed.)

On roll call for the ordinance as amended: Souder, yea; McBane, yea; Liston, yea; Boggs, yea; Noel, yea; and Bekar, yea. (Motion Passed.)

Blakeman noted Ordinances 17-O-2896 and 2897 were emergency ordinances. Souder moved to suspend the rule requiring an ordinance or resolution be read at two separate meeting dates of council for the purpose of an emergency. Bekar seconded the motion and on roll call: McBane, yea; Liston, yea; Boggs, yea; Noel, yea; Bekar, yea; and Souder, yea. (Motion Passed.)

Blakeman read Ordinance 17-O-2896 by title only-----
"AN EMERGENCY ORDINANCE ESTABLISHING DATES OF REGULARLY SCHEDULED COUNCIL MEETINGS AND MEETINGS OF BOARDS AND COMMISSIONS FOR THE CALENDAR YEAR 2017 AND DIRECTING THE PUBLISHING AND POSTING OF THIS ORDINANCE."

Souder moved to approve Ordinance 17-O-2896 under the suspension of rules as an emergency. Bekar seconded the motion and on roll call: Liston, yea; Boggs, yea; Noel, yea; Bekar, yea; Souder, yea; and McBane, yea. (Motion Passed.)

Blakeman read Ordinance 17-O-2897 by title only-----
"AN EMERGENCY ORDINANCE ESTABLISHING A WAGE SCHEDULE FOR CERTAIN FULL-TIME AND PART-TIME EMPLOYEES OF THE CITY OF COLUMBIANA."

Noel moved to approve Ordinance 17-O-2897 under the suspension of rules as an emergency. Liston seconded the motion. Discussion followed on the wording of the ordinance.

McBane moved to consider the ordinance as first reading rather than as an emergency. Liston seconded the motion and on roll call: Boggs, yea; Noel, yea; Bekar, yea; Souder, yea; McBane, yea; and Liston, yea. (Motion Passed First Reading.)

Blakeman read Ordinance 17-O-2898 by title only-----
"AN ORDINANCE PROHIBITING MEDICAL MARIJUANA CULTIVATION, PROCESSORS AND RETAIL DISPENSARIES WITHIN THE CITY OF COLUMBIANA."

McBane moved to approve Ordinance 17-O-2898 under FIRST READING. Souder seconded the motion and on roll call: Noel, yea; Bekar, yea; Souder, yea; McBane, yea; Liston, yea; and Boggs, yea. (Motion Passed.)

Souder moved to adjourn this regular meeting at 9:35 P.M. and all members of council concurred.

ATTEST: Deann L. Davis
Deann L. Davis, Clerk of Council

Bryan Blakeman
Bryan Blakeman, Presiding Officer