

CITY COUNCIL MINUTES

February 12, 2015

The meeting was called to order by President Taylor at 7:00 p.m.

MEMBERS PRESENT: Mr. Rausch, Mr. Fogt, Mrs. Richardson, Mr. Taylor, Mrs. Groat, Mr. Reams, Mr. Berbee

OTHERS PRESENT: Mayor John Gore, Director of Administration Terry Emery, Finance Director Jenny Chavarria, Police Chief Floyd Golden, Fire Chief Jay Riley, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, Law Director Tim Aslaner, Parks Superintendent Brodie Rockenbaugh, and Clerk Kristina Jones

REPORTERS PRESENT: Taylor Evans-Journal Tribune, Sean Lehoist-ThisWeek

CITIZENS PRESENT: Eric Phillips, Janell Alexander, Derek Vickers, Dale Debelak, Donald Boerger

APPROVAL OF MINUTES: There being no additions or corrections, the minutes for the meeting on January 22, 2014 were approved as written.

ADMINISTRATIVE REPORT:

Mayor Gore reported the following:

Finance Department:

Income Tax Assistance: Finance staff are available to provide City Income Tax assistance Monday through Friday, 8:00 am- 5:00 pm. Special after-hours/dates will be available on:

- Saturday, April 11, 2015 (9:00 am -12:00 pm)
- Tuesday, April 14, 2015 (5:00 pm-7:00 pm)
- Wednesday, April 15, 2015 (5:00 pm-7:00 pm)

The City will provide assistance at the Customer Service Counter located in City Hall, 209 South Main Street. For further Income Tax information or assistance, please call the Income Tax Division at (937) 645-7350 or visit our office.

Maintenance & Operations:

The City has responded to ten snow/ice events since the last Council meeting on January 22, 2015. During these events, we used 384 tons of salt. For the season, we have used 812 tons of salt. At this time last year, we had used 2,585 tons of salt.

McCarthy Park will be closed to the public on Tuesday, February 17 and Wednesday, February 18, 2015 to allow the demolition of the shelter and preparation of the site for the replacement shelter to be constructed.

Engineering:

4th and 5th Street Waterline Replacement

This project is currently out for bid; the Bid Opening is currently scheduled for March 16, 2015.

Administration:

City Offices will be closed, Monday, February 16, 2015 in observance of the Presidents Day holiday.

Windsor Building Update:

The Windsor Building is slated to begin on February 23, 2015. City Administration approved their demolition permit on February 9, 2015.

Bunsold After School Program's Bike Shop:

The Marysville Division of Police, Marysville Safe Routes to School Program and Bunsold Middle School have collaborated to create a bicycle renewal program. Prior to the creation of this program, recovered bicycles would be placed in a scrap metal bin. Now, the Marysville Division of Police will hold recovered bicycles and unregistered bicycles for the required 90 days. After the holding period, and necessary court order to release the bikes, they will be transferred to the Bunsold After School Enrichment (BASE) Program's Bike Shop. The Bunsold students that run the Bike Shop will fix up the bikes and help them find new homes in the community.

Mrs. Richardson said she had a resident brag about the customer service help she received with her taxes. She also asked about the shelter at McCarthy Park, she was not aware that it was going to be completely demolished and rebuilt. Mr. Andrako said yes, it has been in the Parks & Rec plans for a while, and it is in the budget this year to complete.

REPORT OF CLERK OF COUNCIL: No report.

REPORT OF ECONOMIC DEVELOPMENT: Mr. Phillips was in attendance to answer any questions that Council may have.

HEARING OF CITIZENS: Dale Debelak of 1491 Village Drive, spoke to Council regarding his support of the Convention of States, for the purpose of requiring the Federal government to have a balance budget. The Federal Government is currently over 18 trillion in debt. Mr. Fogt said he agrees that they should have a balance budget, but he does not trust the Convention of States method.

RESOLUTIONS:

A resolution “AUTHORIZING THE MAYOR TO COOPERATE AND ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF US-36 FROM CHAMPAIGN COUNTY LINE TO COLLINS ROAD”, was presented for first reading, title only.

Administration Comments: Mayor Gore said this is a little over a \$3 million project and it is going to cost the City around \$30,000.00. Mayor Gore said we gain connectivity to Bunsold Schools with this project. The \$30,000.00 is money that was saved from last year and designated for this project.

Council Comments: Mr. Reams said one improvement that was supposed to be made when this project was done was adding a left turn lane at Collins the road was to be widened around the light, are they still going to be doing this? Mr. Hoyt said they have not mentioned anything about it, it is just clean up. Mrs. Richardson said since she has been on Council, there have been several citizens requesting the turn lane. It was mentioned that two deaths occurred at that intersection which promoted the promise for improvements. Mr. Andrako said we will talk with ODOT. Mr. Taylor asked for Administration to have an answer for Mr. Reams to see if this is going to happen.

Back for second reading, public hearing on February 26, 2015.

A resolution to “AUTHORIZE THE MAYOR TO ENTER INTO THE WATERWAYS SAFETY FUND COOPERATIVE BOATING FACILITY GRANT AGREEMENT BETWEEN THE OHIO DEPARTMENT OF NATURAL RESOURCES, DIVISION OF WATERCRAFT, DIVISION OF WILDLIFE AND THE CITY OF MARYSVILLE, AND DECLARING AN EMERGENCY”, was presented for first reading, title only.

Administration Comments: Mayor Gore said this is something we have discussed previously, we received the grant and the contract will need to be signed and returned to before the first.

Council Comments:

Mr. Rausch moved to pass the emergency clause and the question put, stood:

Mrs. Groat YES;
Mr. Rausch YES;
Mr. Taylor YES

Mr. Reams YES;
Mr. Fogt YES;

Mr. Berbee YES;
Mrs. Richardson YES;

Mr. Fogt moved to pass the motion to waive second reading, and the question put, stood:

Mr. Reams YES;
Mr. Fogt YES;
Mrs. Groat YES

Mr. Berbee YES;
Mrs. Richardson YES;

Mr. Rausch YES;
Mr. Taylor YES;

Mr. Rausch moved to pass the motion to waive third reading, and the question put, stood:

Mr. Berbee YES;
Mrs. Richardson YES;
Mr. Reams YES

Mr. Rausch YES;
Mr. Taylor YES;

Mr. Fogt YES;
Mrs. Groat YES;

Mrs. Groat moved to pass the legislation and the question put,

Mr. Rausch YES;
Mr. Taylor YES;
Mr. Berbee YES

Mr. Fogt YES;
Mrs. Groat YES;

Mrs. Richardson YES;
Mr. Reams NO;

ORDINANCES:

The ordinance "TO AMEND CHAPTER 110, FACILITY COSTS AND CITY FEES, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE AND DECLARING AN EMERGENCY" was presented for second reading, public hearing.

Council Comments: Mr. Emery said we are ok with removing the child care provision on in the legislation. Mayor Gore said he does not agree with the amendment.

Citizen Comments: Mr. Taylor said it is about kids. Mr. Andrako said there would not be to many people affected. Mr. Rausch said the child care provider pass only works if the person is watching children, it is just like an individual pass for a child care provider, the children will still need to pay to get into the pool. Mrs. Richardson said if you have someone who is watching children that is a business, and they charge people for their services, so they can afford to pay an annual fee. She does not want the City giving discounts to businesses. Mr. Reams said with having the child care provider discount you are creating an incentive for more children to come to the pool and he thinks it is a good idea. Mr. Andrako said they would not be able to use the child care provider pass as an individual pass, they would need to purchase a separate individual pass.

Mrs. Richardson moved to amend the legislation to remove the phrase child care provider and the question put, stood:

Mr. Fogt NO;	Mrs. Richardson YES;	Mr. Taylor NO;
Mrs. Groat NO;	Mr. Reams NO;	Mr. Berbee NO;
Mr. Rausch NO		

Mr. Reams moved to pass the legislation, and the question put, stood:

Mrs. Richardson NO;	Mr. Taylor YES;	Mrs. Groat YES;
Mr. Reams YES;	Mr. Berbee YES;	Mr. Rausch YES;
Mr. Fogt YES		

The ordinance “AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2014 REPLACEMENT PAGES TO THE CODIFIED ORDINANCE; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY” was presented for first reading, title only.

Mr. Taylor said everything being enacted the tonight is what was passed last year, and we have already voted on. Mr. Taylor would like to have this passed in the future prior to February 1st.

Mr. Fogt moved to pass the emergency clause, and the question put, stood:

Mr. Taylor YES;	Mrs. Groat YES;	Mr. Reams YES;
Mr. Berbee YES;	Mr. Rausch YES;	Mr. Fogt YES;
Mrs. Richardson YES		

Mr. Berbee moved to waive 2nd reading, and the question put, stood:

Mrs. Groat YES;	Mr. Reams YES;	Mr. Berbee YES;
Mr. Rausch YES;	Mr. Fogt YES;	Mrs. Richardson YES;
Mr. Taylor YES		

Mr. Fogt moved to waive 3rd reading, and the question put, stood:

Mr. Reams YES;	Mr. Berbee YES;	Mr. Rausch YES;
Mr. Fogt YES;	Mrs. Richardson YES;	Mr. Taylor YES;
Mrs. Groat YES		

Mr. Rausch moved to pass the legislation, and the question put, stood:

Mr. Berbee YES;	Mr. Rausch YES;	Mr. Fogt YES;
Mrs. Richardson YES;	Mr. Taylor YES;	Mrs. Groat YES;
Mr. Reams YES		

The ordinance “TO AMEND SECTION 1123.01(B)(1),L INTERPRETATION AND MEANINGS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE” was presented for first reading, title only.

Administration Comments: Mr. DeLong reported that tents are being used for storage or car ports, they are going to be considered accessory structures now. They will still be allowed to have the tents but they need to get the proper permits for them.

Council Comments: Mr. Rausch said they can still use the tents but will have to meet the setback standards.

Back for second reading, public hearing on February 26, 2015, and in accordance with Section 1131.08 of the Planning and Zoning Code a public hearing is scheduled for March 12, 2015 at 7:00pm.

The ordinance “TO AMEND SECTION 1135.23(A), SPECIAL DISTRICT ONE (SD1), OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE” was presented for first reading, title only.

Administration Comments: Mr. DeLong said if you look under the permitted use table, it says that you can have agriculture services except 0742 which are veterinary services, but later down in that chapter it says they are permitted, so there is a conflict. Staff felt that since there is an exclusion that you cannot have outdoor kennels this is probably appropriate use for these zoning districts, we do a lot of dentist office, doctors’ offices, and this is basically like animal office, it is not for large animals like the Ohio State Veterinary services up on County Home Road. This is more for cats, dogs, and small animals. Mr. DeLong said it is basically a cleanup.

Council Comments: None.

Back for second reading, public hearing on February 26, 2015, and in accordance with Section 1131.08 of the Planning and Zoning Code a public hearing is scheduled for March 12, 2015 at 7:00pm.

The ordinance “CREATING THE ODNR FUND (FUND 477), AUTHORIZING ADDITIONAL APPROPRIATIONS FOR IMPROVEMENTS TO THE RESERVOIR, AND MODIFYING THE 2015 ANNUAL BUDGET AND DECLARING AN EMERGENCY” was presented for first reading, title only.

Administration Comments: None.

Council Comments: Mr. Taylor said this is what he asked Council to approve before just the funding comes as a different item.

Mr. Rausch moved to pass the emergency clause, the question put, stood:

Mr. Rausch YES;	Mr. Fogt YES;	Mrs. Richardson YES;
Mr. Taylor YES;	Mrs. Groat YES;	Mr. Reams YES;
Mr. Berbee YES		

Citizen Comments: None

Council Comments: None

Mrs. Richardson moved to waive second reading, the question put, stood:

Mr. Fogt YES;	Mrs. Richardson YES;	Mr. Taylor YES;
Mrs. Groat YES;	Mr. Reams YES;	Mr. Berbee YES;
Mr. Rausch YES;		

Mrs. Groat moved to waive third reading, the question put, stood:

Mrs. Richardson YES;	Mr. Taylor YES;	Mrs. Groat YES;
Mr. Reams YES;	Mr. Berbee YES;	Mr. Rausch YES;
Mr. Fogt YES		

Mrs. Groat moved to pass the legislation, the question put stood:

Mr. Taylor YES;	Mrs. Groat YES;	Mr. Reams YES;
Mr. Berbee YES;	Mr. Rausch YES;	Mr. Fogt YES;
Mrs. Richardson YES		

The ordinance “TO AUTHORIZE THE SALE OF A 1992 SUTPHEN PUMPER FIRE TRUCK”, was presented for first reading, title only.

Administration Comments: Mr. Emery said the value of the truck exceeds more than \$1,000 and that is why it has to come before Council for authorization.

Council Comments: Mr. Taylor said this is a truck that no longer works and would better serve its purpose somewhere else. Mrs. Richardson asked what fund will the proceeds from the sale of the fire truck be deposited? Ms. Chavarria said back into the General Fund.

Back for second reading, public hearing on February 26, 2015.

The ordinance “AUTHORIZING ADDITIONAL APPROPRIATION OF THE PURCHASE OF A FIRE TRUCK AND MODIFYING THE 2015 ANNUAL BUDGET” was presented for first reading, title only.

Administration Comments: Ms. Chavarria said this ordinance is to appropriate the money to purchase the fire truck.

Council Comments: Mr. Rausch said this is one of the reasons we are coming up with the new funds so the money is setting there and if an emergency like this happens we will have the money sitting there and not have to take it out of the General Funds. Mrs. Richardson added like the Capital Improvement Fund, we just created. Mr. Taylor said he would like Council to remember with the purchase of \$455,000 give or take a few dollars, he would like to consider waiving third reading but still have the second reading, public hearing.

Mrs. Groat moved to waive 3rd reading and question put, stood:

Mrs. Groat YES;	Mr. Reams YES;	Mr. Berbee YES;
Mr. Rausch YES;	Mr. Fogt YES;	Mrs. Richardson YES;
Mr. Taylor YES		

Back for second reading on February 26, 2015.

The ordinance “AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$26,000,000 OF BONDS FOR THE PURPOSE OF (I) PAYING COSTS ASSOCIATED WITH THE ACQUISITION, CONSTRUCTION, EXPANSION, REHABILITATION, AND IMPROVEMENT OF THE CITY'S MUNICIPAL WASTEWATER COLLECTION AND TREATMENT SYSTEM; AND (II) PAYING COSTS ASSOCIATED WITH THE DESIGNING AND ENGINEERING OF THE SOUTHWEST TRUNK SEWER AND JOB READY SITE LOCATION, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, AND RETIRING NOTES PREVIOUSLY ISSUED

FOR SUCH PURPOSE; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE BONDS; AND DECLARING AN EMERGENCY” was presented for first reading, title only.

Administration Comments: Mr. Stout said these three ordinances focus on the outstanding debt that the City has for their Wastewater Treatment Plant. In 2006, the City issued bonds in the amount of \$85,000,000.00 to start the construction, those bonds were issued as revenue bonds mainly off the sewer fund, and a year later we added additional general obligation notes in the amount of about \$25,000,000 give or take to pay for additional improvements with that. Those notes were issued as general obligation debt supported in theory by property tax revenues issued by the City. We are now at a point where we can refinance the bonds issued in 2006, just like you would refinance your house to save money. The third ordinance makes reference to the refinance. He said the time is right to take some of these notes and issue revenue bonds, take advantage that we have the revenue to support them and get the lower interest rate locked in. The reason you have three ordinances here is because we want to maintain maximum flexibility for the City. By the time we do these issuance it will be early April and in two months a lot can change. We want to be able to advance those \$85,000,000.00 in bonds that were done in 2006. We want to have three options available for the notes that are coming due in May. We want to make sure that we have maximum flexibility, so we can make sure that we have the best financial plan for the City.

Council Comments: Mr. Rausch said if we went with all revenue bonds it would dictate that we would have to raise the sewer rates. Given these options we should be able to come to a point where we do not have to raise sewer rates. Mr. Fogt asked about the sewer acquisition note \$1.665 million that came due in January, what are you planning on doing with that? Ms. Chavarria said we did renew it and it comes due in May with this \$24 million, we are rolling them both together and we are going to issue long term bonds in May for both of those. Mr. Fogt said the first ordinance mentions \$26 million and only the \$24,280,000.00 was mentioned in the whereas clause. Mr. Stout said we need to amend that because this only accounts for the notes coming due in May. Mr. Stout said we need to amend this ordinance and raise it a little bit. Mr. Fogt added that you need to mention the \$1,665,000.00 in all three ordinances. However, he encouraged the City to payoff at least \$1 million. Mr. Stout agreed that we need to amend all three ordinance to include \$1.665 million.

Mr. Berbee moved to pass the emergency clause, and question put, stood:

Mr. Reams YES;
Mr. Fogt YES;
Mrs. Groat YES

Mr. Berbee YES;
Mrs. Richardson YES;

Mr. Rausch YES;
Mr. Taylor YES;

Mrs. Groat moved to waive the 3rd reading, and the question put, stood:

Mr. Berbee YES; Mr. Rausch YES; Mr. Fogt YES;
Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES;
Mr. Reams YES

Back for second reading, public hearing on February 26, 2015.

The ordinance “AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$24,280,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF (I) PAYING COSTS ASSOCIATED WITH THE ACQUISITION, CONSTRUCTION, EXPANSION, REHABILITATION, AND IMPROVEMENT OF THE CITY'S MUNICIPAL WASTEWATER COLLECTION AND TREATMENT SYSTEM; AND (II) PAYING COSTS ASSOCIATED WITH THE DESIGNING AND ENGINEERING OF THE SOUTHWEST TRUNK SEWER AND JOB READY SITE LOCATION, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY” was presented for first reading, title only.

Administration Comments: See above comments from Mr. Stout.

Council Comments: None.

Mrs. Richardson moved to pass the emergency clause, and the question put, stood:

Mr. Rausch YES; Mr. Fogt YES; Mrs. Richardson YES;
Mr. Taylor YES; Mrs. Groat YES; Mr. Reams YES;
Mr. Berbee YES

Mr. Berbee moved to waive 3rd reading, and the question put, stood:

Mr. Fogt YES; Mrs. Richardson YES; Mr. Taylor YES;
Mrs. Groat YES; Mr. Reams YES; Mr. Berbee YES;
Mr. Rausch YES

Back for second reading, public hearing on February 26, 2015.

The ordinance “AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$102,500,000 OF WASTEWATER TREATMENT SYSTEM

Mr. Rausch said at the last AD Hoc meeting, we were discussing previous retreats, and the development of a vision statement about healthy lifestyles here in Marysville. Mr. Rausch said according to America's Health Ranking Report, Ohio is 40th out of 50. Some of the reasons is because of obesity, smoking, diabetes, and physical inactivity. We have a high rate of high school graduates and low rate of infectious disease. Some of our challenges are we have a low immunization coverage among children, high rate of preventable hospitalizations, and we have a very high infant mortality rate. Drug deaths increase 25% to 17.5 deaths per 100,000 of our population.

Mr. Fogt thanked Mr. Stout for answering all of his questions and Mr. Dablek for his comments. He also commented take notice in what your children are learning at school, because they are being indoctrinated.

Mrs. Richardson thanked Mr. Dablek for his comments and for coming to the meeting. She also wanted to clarify to the Council and to President Taylor that she did ask Mr. Andrako last meeting reference to the pool fee to research the issue of the pass, she wanted to make sure that everyone there knew he was just doing his due diligence and following up with that. Mrs. Richardson reported on drug addiction recovery. She said today, the Mental Health and Recovery Board of Union County announced the opening of Buckeye Village Recovery house which is located at 322 W. 9th Street, Marysville, Ohio. The Recovery house provides a safe and healthy environment to support residents while still in treatment. Some users after completing a program struggle to stay sober because of the environment that they go back to so the recovery house is an opportunity for recovering addicts to have a really good start. There was a grant for \$170,000 from the Ohio Department of Mental Health and Addiction Services that was used and also some local dollars that were used to purchase, furnish and continue the operations of the recovery house. There are currently five residents and one baby that are going to be staying there. The residents have to pay rent in order to stay at the home, they must remain drug free and share in the responsibilities of maintaining the house, participate in monthly community service activities, and follow house rules in order to stay there.

Mrs. Richardson gave updates on topics that were discussed at the January 20, 2015 Public Service meeting. She said regarding Water Treatment Plant Design, they reviewed the first draft design for the new water treatment plant facility. She also said the City needs to move forward with plans but there is not an exact date to begin construction. The new plant will use Reverse Osmosis.

She went on to discuss the plans/direction for the Reservoir Improvements/Park. She said Mr. Emery briefed us that the project is 100% funded and will not cost the City anything, unless we modify the plans. She said the preliminary plan includes 10 parking spaces for cars and 16 spaces for boats and trailers. These numbers were provided to us by ODNR. To change them will increase the cost. Plans include a small boat dock adjacent to the boat ramp and portable restrooms. Construction is due to start in April of 2016 with approximately 4 months until

completion. She added that stocking of fish has begun and will continue this summer and into the future. She also reported on the 4th and 5th Street Waterline Replacement Plans. She said there will be 3 phases of the project. Phase A is West 5th Street from Damascus/Raymond to Emmaus Road. Phase B is West 4th Street from Grove Street to North Court Street. The final Phase C is Walnut Street from East 4th Street to East 5th Street and East 5th Street from South Walnut through 5 Points to Frontage Road and Dunham Street. She said the phases are designed to minimize inconvenience to the community. She also added that two way traffic will be maintained except for 5 Points which will be constructed at night. The project should begin in April 2015 and end in September or October.

She said the Committee also discussed a letter brought to our meeting from the Superintendent of the Board of Developmental Disabilities regarding the use of the term “handicap” in signage. She said Mr. Andrako explained that the City complies with the Ohio Manual of Uniform Traffic Control Devices. She said we have had a meeting with the Superintendent, Ms. Brown, to discuss her concerns and will report back to the Public Service Committee at our next meeting. The next Public Service meeting will be on February 17, 2015 at 5:00pm.

Mrs. Richardson said teen suicide is at the fore front of a lot of residents. Jonathan Alder as many know has lost two teens to suicide recently. She read a short statement from the Mental Health and Recovery Board regarding teen suicide. It said while teen suicide is shocking it is not uncommon for teens to have suicidal thoughts. In 2014, the youth risk behavior survey showed that 35% of Marysville students in the 11th grade and 16.7 of 9th grade students reported having thoughts of suicide. The problem is it is difficult to predict who will act on those thoughts when it comes to preventing suicide as a community it is important to raise awareness of signs of suicide and depression and provide information about services and supports in Union County, reduce stigma associated with mental illness, and increase access for service and families. Of the 75 reported suicides in Union County since 2000, 7 of them were teenagers.

Mr. Berbee reported the Finance Committee will be meeting on February 19, 2015 at 4:00pm.

Mrs. Groat reported Public Affairs will be meeting on February 23, 2015 at 6:00pm.

Mr. Taylor said thank you to Janell Alexander for leading us in the pledge. He also said with the cold weather coming, if you have a pet outside make sure that you are taking care of them.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:25 p.m. to Executive Session. Council came out of Executive Session at 8:47 pm and adjourned the regular meeting at 8:49 p.m.