

CITY COUNCIL MINUTES

October 8, 2015

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

MEMBERS PRESENT: J.R. Rausch, Alan Seymour Tracy Richardson, Nevin Taylor, Deb Groat, Mark Reams, Henk Berbee

OTHERS PRESENT: Mayor John Gore, City Administrator Terry Emery, Finance Director Jenny Chavarria, Chief Golden, Chief Jay Riley, Public Service Director Mike Andrako, Law Director Tim Aslaner, City Engineer Jeremy Hoyt, HR Director Brian Dostanko, and Clerk Kristina Jones

REPORTERS PRESENT: Mac Cordell-Journal Tribune

CITIZENS PRESENT: Commissioner Charles Hall, Steve Gifford, Mark Myers, Jason Stanford, Tina Knotts, Janell Alexander, Ben Vollrath, Commissioner Steven Stolte, Eric Phillips

APPROVAL OF MINUTES: The minutes for the meeting on September 24, 2015 were approved.

ADMINISTRATIVE REPORT:

Mayor Gore, Eric Phillips, Commissioner Hall and J.R. Rausch gave a presentation on their mission trip to Japan. (See attached report) Mayor Gore presented a commendation to Honda of America, Mfg. Steve Francis accepted the commendation on their behalf. Mayor Gore presented Certificate of Appreciation to Ben Hoffman with North American Design, Mark Myers with Quantum Technologies for the production of the Covered Bridge Replica, , Steve VanDyke with Tool Technologies for the assembly of the Covered Bridge Replica, Michael Robertson, Assistant Principal for Bunsold Middle School, Clayton Moore with Celebrity for the plaques for the Covered Bridge Replica, and Roger Bryant with Nissin International Transportation USA for shipping the Covered Bridge Replica to Japan.

Mayor Gore unveiled the Covered Bridge Replica to Council and the City. He explained this replica matches the one that was given to our Sister City, which will be displayed in City Hall.

Mayor Gore reported the following:

Division of Police

Criminal Damaging: The Marysville Division of Police received a report of a Criminal Damaging incident in the Mill Valley area this morning. The caller was able to provide a description of the vehicle and a short time later, the Marysville Division of Police located the vehicle and identified the suspects as Justin D. Brake (age 20) of State Route 245 in Marysville and Jacob W. Stadler (age 18) of North Darby Coe in Milford Center. They were taken into custody and charged with one count each of Criminal Damaging.

They were arraigned in Marysville Municipal Court this morning and given a bond of \$50,000 each. While the incidents continue to be reported, our most recent count of criminal damaging reports is approximately 70 throughout the City. Those areas include Mill Valley, Green Pastures, the Milford Ave. area and others. At this time, we do not have a dollar amount on the damage, but our investigation is continuing. Additional charges are expected.

Division of Fire

Fire Prevention Week: The City of Marysville Division of Fire is joining forces with the National Fire Protection Association (NFPA) during Fire Prevention Week, October 4-10, to remind local residents about the importance of having working smoke alarms in every bedroom, outside each sleeping area, and on every level of the home, including the basement. This year's Fire Prevention Week campaign message is, "Hear the Beep Where You Sleep. Every Bedroom Needs a Working Smoke Alarm!"

Throughout the week, important fire safety tips have been posted to the city's Facebook page, City of Marysville, Ohio – Government and website, www.marysvilleohio.org. Residents are encouraged to visit these sites and share the information with family and friends. In addition, firefighters are educating school age children about fire safety during the month of October.

Marysville firefighters raised \$6,450.00 during their annual Fill the Boot campaign held on Wednesday, September 30. All proceeds help support the Muscular Dystrophy Association (MDA).

Maintenance & Operations

Brush/Leaf Collection: The final collection of brush and tree limbs for this year is taking place this week. Leaf collection is anticipated to start on Monday (October 12). During normal operating conditions, leaf collection crews will make a citywide cleanup on a weekly basis. Brush and tree limb collection will resume in January 2016.

Rock Salt Settlement: The City received a check for \$9,241.15 as a distribution of settlement funds from the Rock Salt Antitrust Litigation. The settlement resolved the allegations that Morton Salt Inc. and Cargill Inc. conspired with each other, causing state and local governments to pay higher prices for the rock salt purchased in state fiscal years 2009-2011.

Valley Dr. Sidewalk: The sidewalk on Valley Dr. adjacent to the three lots donated to the City by the developer has been poured. This sidewalk provides connectivity to the path that leads to the pedestrian bridge.

Engineering

4th and 5th Street Waterline:

- Trench repair is expected to begin on Tuesday, October 13. The pavement overlay will occur shortly after the trench repair is complete.
- Work to install services for the properties along the new waterline (east of Chestnut) is ongoing and the associated trenches will be paved once this work is complete.
- One more night of work will be required to perform the tie in for Cherry St. and to remove abandoned valves.
- Substantial completion is expected by the end of October.

2015 Pavement Maintenance Program:

- All work (including restoration) is complete and only minor punch list items remain.

Seventh Street Roadway Reconstruction:

- Work to reconstruct and widen the roadway is anticipated to begin on October 14.
- This project will be completed prior to the end of the construction season.

Industrial Parkway Roadway Improvements, Phase 1: The proposed resolution before Council tonight finalizes the Ohio Public Works Commission (OPWC) funding application for the "Industrial Parkway Roadway Improvements, Phase 1" project by allowing the Mayor to enter into the final funding agreement between OPWC and the City.

This project is an asphalt resurfacing project located on Columbus Avenue / Industrial Parkway, extending from Dunham Street south to Suntra Way (approximately 11,500 linear feet of asphalt repaving).

This project will build up the shoulder, apply gravel berming (which addresses a safety issue for motorists) and provide an additional two (2) inches of asphalt to increase the structural integrity for this roadway. This additional asphalt will increase the roadway load capacity for the adjacent future industrial developments.

At this time, the project is anticipated to bid as part of the 2016 City Pavement Maintenance Program with a completion date of late summer 2016.

The estimated construction cost for this project is \$900,000 with OPWC's portion being \$450,000 (50%).

Note: As a reminder, this project was presented to Public Service Committee in July 2015.

Administration

Chief Golden, Deputy Chief Brooks, Deputy Chief Spain, Engineer Kyle Hoyng and I participated in the annual Walk to School Day on Monday, October 5. It was a great opportunity to walk the students to school and talk to them about safety along the way.

Scarysville, Saturday October 31, 10:00 a.m. - noon in Uptown Marysville. Marysville firefighters will be handing out candy from station 272.

Trick-or-Treat in Marysville will take place on Halloween, Saturday, October 31 from 6:00- 8:00 p.m.

The Great Pumpkin Drop takes place Sunday, November 1 from 1:00- 5:00 p.m. at the Decker 271 Fire Station (16300 County Home Rd.). Pumpkins will be available at the event for purchase or visitors can bring their own. The event will also include tours of the fire station, bounce houses, fall treats and a chance to win dinner with the firefighters. Donations made at the event will benefit Marysville Blessings in a Backpack.

REPORT OF CLERK OF COUNCIL: Mrs. Jones has a suggestion for a holiday lights competition and asked it to be heard at the next Public Affairs meeting. Mr. Taylor said to put it on the next Public Affairs agenda, and there were no comments from Council.

REPORT OF ECONOMIC DEVELOPMENT:

HEARING OF CITIZENS: Steve Gifford of 1550 Saffron Drive spoke to Council regarding his concern for college kids that are not living in Marysville and still using Marysville as the home address being taxed Marysville Income Tax.

Ben Vollrath with Dayton, Power & Light spoke regarding the Right Tree, Right Place contest and passed out entry forms.

Mr. Taylor asked Chief Riley to consider looking into a way children can contact someone in the fire house in case there is an emergency and because the fire house is a safe haven drop off. Chief Riley said they will look into it.

RESOLUTIONS:

A Resolution Approving the Assignment of Enterprise Zone Agreement #178-13-01 to Realty Income Corporation and to Report such Assignment to the Ohio Development Services Agency, was presented for third reading, title only.

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

**Mrs. Groat YES, Mr. Reams YES; Mr. Berbee YES; Mr. Rausch YES;
Mr. Seymour YES; Mrs. Richardson YES; Mr. Taylor YES**

A Resolution Authorizing the Mayor to Cooperate and Enter into an Agreement with the Ohio Department of Transportation to Replace the SR 31 Bridge over Mill Creek, was presented for second reading, public hearing.

Council Comments:

Citizen comments:

Back for third reading, title only on October 22, 2015.

A Resolution Authorizing the Mayor to Cooperate and Enter into an Agreement with the Ohio Department of Transportation to Replace the Bridge Deck and Widen the Scottslawn Bridge, was presented for second reading, public hearing.

Council Comments:

Citizen comments:

Back for third reading, title only on October 22, 2015.

A Resolution to Authorize the Mayor to Apply for and Enter into Agreements Related to the Award of Ohio Public Works Commission Funding and Declaring an Emergency.

Administration Comments: Mayor Gore commented that we just received this legislation and it has to be back to them by October 16th.

Council Comments:

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

**Mr. Reams YES; Mr. Berbee YES; Mr. Rausch YES; Mr. Seymour YES;
Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES**

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

**Mr. Berbee YES; Mr. Rausch YES; Mr. Seymour YES; Mrs. Richardson YES;
Mr. Taylor YES; Mrs. Groat YES; Mr. Reams YES**

Mrs. Richardson move to waive third reading and the question put, stood:

**Mr. Rausch YES; Mr. Seymour YES; Mrs. Richardson YES; Mr. Taylor YES;
Mrs. Groat YES; Mr. Reams YES; Mr. Berbee YES;**

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

**Mr. Seymour YES; Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES;
Mr. Ream YES; Mr. Berbee YES; Mr. Rausch YES**

A Resolution Opposing the Passage of Issue 3 and Supporting the Passage of Issue 2 on the November 2015 Ballot, was presented for one reading only.

Administration Comments: Mr. Aslaner explained the difference between Issue 2 and Issue 3.

Council Comments:

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

**Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES; Mr. Reams YES;
Mr. Berbee YES; Mr. Rausch YES; Mr. Seymour YES**

ORDINANCES:

To Amend Section 951.02(d) (2) and 951.01 of the Codified Ordinances of the City of Marysville, Thereby Disallowing Pets (With the Exception of Service Animals) at Partners Park, was presented for third reading, title only.

Mrs. Groat made a motion to amend the legislation and the question put, stood:

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

Mr. Taylor said this puts us back at second reading, public hearing.

Council Comments:

Citizen Comments:

Mr. Seymour moved to waive third reading and the question put, stood:

**Mrs. Groat YES; Mr. Reams YES; Mr. Berbee YES; Mr. Rausch YES;
Mr. Seymour YES; Mrs. Richardson YES; Mr. Taylor YES**

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

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

To Amend Chapter 515, Prohibiting Tobacco Use on City-Owned Property, of the Codified Ordinances of the City of Marysville, Ohio, was presented for third reading, title only.

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

**Mr. Berbee YES; Mr. Rausch YES; Mr. Seymour YES; Mrs. Richardson YES;
Mr. Taylor YES; Mrs. Groat YES; Mr. Reams YES**

To Add Section 142, Municipal Income Tax, to the Codified Ordinances of the City of Marysville, was presented for first reading, title only.

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

**Mr. Rausch YES; Mr. Seymour YES; Mrs. Richardson YES; Mr. Taylor YES;
Mrs. Groat YES; Mr. Reams YES; Mr. Berbee YES**

To Amend Chapter 941, Cemetery, of the Codified Ordinances of the City of Marysville, was presented for second reading, public hearing.

Council Comments: Mr. Taylor referred this to the Public Service Committee to review this recommendation.

Citizen Comments:

Back for third reading, title only on October 22, 2015.

To Amend Section 400 (Pay Policies) and Section 500 (Benefit Policies) of the City of Marysville Policy Manual, was presented for first reading, title only.

Administration Comments: Mr. Emery stated the changes are to comply with the change in government next year. Mr. Dostanko stated he was present if there were any questions about the suggested changes or that Council members could call him if they would like to discuss the changes.

Council Comments:

Back for second reading, public hearing on October 22, 2015.

PARKS & RECREATION REPORT:

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mayor Gore explained that the trip to Japan helped to build international friendships for the City of Marysville.

Mrs. Groat thanked Honda Marysville and the two Coughlin dealers for the beautiful entrance into Marysville on US 33. The two companies had matching flags flying. December 9, 2015 at 4:00 p.m. Cemetery Advisory board will meet in the City Hall Conference Room. October 26, 2015 at 6:00pm the Public Affairs Committee will meet and one agenda item will be the winter addition to the beautification program.

Mrs. Richardson gave reasons to oppose Issue 3, which are:

*This issue is much more than allowing access to medical marijuana for the sick.

*The proposed change to our government will place the decision about how many “potshops” should be in our community into the hands of a Governor appointed Commission. The local leaders will have no voice.

*People using marijuana for medicinal purposes will be allowed to use marijuana in the workplace...consider teachers, bus drivers, assembly line workers etc.

*There are no specific limits stating how much marijuana a person can have. Especially with regard to marijuana infused products in the form of candy like edibles and baked goods

Mrs. Richardson stated the Public Safety Meeting will be October 12, 2015 at 5pm in the City Hall Conference Room. The agenda items are Pedestrian Safety and Halloween Safety.

Mr. Rausch commented on how beneficial and educational the trip to Japan was for the City of Marysville.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 9:15 p.m.