

CITY COUNCIL MINUTES

January 14, 2016

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

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

OTHERS PRESENT: City Manager Terry Emery, Finance Director Jenny Hutchinson, Chief Golden, Chief Jay Riley, Public Service Director Mike Andrako, Law Director Tim Aslaner, IT Director Aaron Story, City Planner Chad Flowers, and Clerk Kristina Jones

REPORTERS PRESENT: Taylor Evans-Journal Tribune, Jennifer Noblit- ThisWeek

CITIZENS PRESENT: John Connolly, Janell Alexander, Ben Vollrath, Donald Boerger

REORGANIZATION:

1. Elect Mayor- Mr. Seymour nominated Mr. Rausch. There being no further nominations, motions was made to close nominations. Affirmative voice vote was unanimous for Mr. Rausch as Mayor.
2. Elect Vice Mayor- Mr. Berbee nominated Mrs. Richardson and Mrs. Groat nominated Mr. Taylor. Mrs. Jones handed out the ballots and collected them. She read them aloud, there were four votes for Mr. Taylor and three votes for Mrs. Richardson.
3. Appointment of City Manager- Mr. Rausch Terry Emery. There being no further nominations, motion was made to close nominations. Affirmative voice vote was unanimous.
4. Appointment of Clerk of Council- Mrs. Richardson made a motion to reappoint Kris Jones as Clerk of Council, and an affirmative voice vote was unanimous.
5. Review of Rules of Procedure- Mrs. Groat reported on the proposed changes to the Council Rules of Procedure. (See attached) She stated the following against having the invocation in the agenda.

"I will vote against having the invocation included in the agenda based on the following five points;

1. No need exists to call upon God to be present or bless these proceedings. In my faith, God is omnipresent, omniscient and all powerful. To call upon God in an invocation is extraneous and only offered for political posturing. Pretend prayer for political posturing is equally insulting to those of us who are deeply religious and those of us for whom prayer is inconsequential.

2. Any prayer so generalized as to be acceptable to the atheist or non-faithful of our city would be an insult to those of us who are truly faithful. Any prayer so watered down that it could be offered before a city council meeting and be appreciated by non-Christians of this city would be a denigration of that which I hold dear.
3. To those who would accuse me, as has been done, of holding a parochial small town personal view of my faith in a globally, religiously tolerant, diverse world, I would respond – Thank you.
4. To those of you who would suggest that any prayer, however general and weak, is an improvement over no prayer at all, I would remind them that appearing to be religious does not improve one's ability to make decisions for this city. In requesting God's presence through an invocation does not guarantee or even suggest that all decisions are made in accordance with his will. If a citizen chooses to become closer to God, I would suggest that he or she seek a house of worship, not the local city council. Learn real theology, rather than the appearance of righteousness
5. Finally, as I said when this issue was first discussed casually, between me and another council member several months ago, I will joyfully meet with any Christian group to pray before any public meeting, including city council meetings in a Christian house of worship led by a Christian ordained clergy person. At that time, I will expect that part of the meeting includes appropriate worship and confession. I will not vote to pray as a simple rule of procedure in a public, secular forum for political demonstration of my personal faith.
6. Appoint Council Committees- Mr. Rausch announced the following committees:

Finance Committee:

Henk Berbee- Chair
Mark Reams
Nevin Taylor

Public Affairs:

Deb Groat – Chair
Mark Reams
Alan Seymour

Volunteer Fire Fighter Dependents Fund

Mark Reams
Nevin Taylor

Public Safety/Service

Tracy Richardson- Chair
Deb Groat
Alan Seymour

Parks & Rec Rep: Mark Reams

ORW Committee Rep: Tracy Richardson

Team Marysville-Tracy Richardson

Cemetery Advisory Board- Deb Groat

CIC Rep: J.R. Rausch

Chamber Board Rep: Terry Emery

MSD Facilities Planning Com. – Tracy Richardson **CIC Rep:** J.R. Rausch

Enterprise Zone Negotiation Team- Henk Berbee **Cog Rep:** Terry Emery

TIRC Rep: Nevin Taylor

7. Set November and December meeting dates:

Change in meeting dates to 1st and 3rd Thursday in November and December.
November 3 and 17
December 1 and 15

Council voted and affirmed the change to the dates in November and December.

APPROVAL OF MINUTES: The minutes for the meeting on December 17, 2015 were approved.

Mr. Taylor with approval of Council appointed Greg Senhert to the Civil Service Commission.

ADMINISTRATIVE REPORT:

Mr. Emery explained that the Administrative report will be given differently. Each department head will report to Council on what is happening in their area.

Administration reported the following:

Division of Police- Chief Golden reported:

- On Monday, January 11, 2016 at approximately 4:36 a.m. the Marysville Division of Police received a request from the Ohio State Highway Patrol to assist with a report of wires across the roadway on US 33 at State Route 31. Traffic was shut down in both directions at 5:22a.m. Westbound traffic was diverted off US 33 onto State Route 4 north and eastbound traffic was diverted onto State Route 31. Both lanes of travel were reopened by 6:52 a.m. The Ohio State Highway Patrol is investigating the crash, which caused the downed lines.

Information Technology- Aaron Story reported:

- A combination of Time Warner, Windstream, CenturyLink and UCCOG fiber optic communications lines spanning US 33 at the State Route 31 overpass, sagged lower than the required height limits and struck by a passing semi, severing all lines plus damaging two DP&L utility poles.
- Initial cause for the lines to fall below their required height was weather related (a combination of rain, snow, wind and below freezing temperatures).
- UCCOG outage affected all internet, phones, CCTV at Mill Valley, Navin and Raymond schools, Decker FD and county offices on County Home Road.
- GSP Communications (local fiber optic company) was contacted on behalf of the UCCOG to assess the damage and for repair. The following was determined:
 1. DP&L poles must be replaced (DP&L)
 2. New fiber installation from the Marysville Early College to Mill Wood Blvd is required.
 3. Rolling Road Block on US 33 to string new fiber. This requires an ODOT permit with a two-week lead-time.
 4. A temporary fiber was installed to bring UCCOG services back online until the ODOT permit is obtained. Service restored at 1:22 a.m. Wednesday (01/13/16). Once the ODOT permit is received, we will work in conjunction with other companies to pull all new fiber across US 33 at same time.

Mr. Reams asked if periodically inspection of the lines are done. Mr. Story explained that they are currently writing an RFP for the Council of Governments to do fiber maintenance throughout. It will be a quarterly drive through.

Mrs. Richardson asked if we had a backup plan in case this happens again. Mr. Story said the way we started to build our network was rather quickly. He said the real fix is to build redundant loops. This way when one loop fails another one is picked up and ready to go.

Public Service Department- Mike Andrako reported:

- Brush Collection has resumed.
- Snow and Ice Clearing Update: 200 tons of salt was used on 1/8 and 1/10-1/13. 223 tons have been used this season. The average salt usage per season for the past 3 seasons is 2,046 tons.
- Work on the shared use paths and parking lots at Millcreek Park and Schwartzkopf Park as well as the path from Main St. to McCarthy St. is almost complete. Streets crews have been able to take on these additional projects due to the warmer than normal winter season.

- Portions of the Jim Simmons Trail will be closed tomorrow. We will be removing dead Ash trees that are still standing.

City Manager- Terry Emery reported:

- City offices are closed Monday, January 18, in observance of the Martin Luther King, Jr. Holiday.

REPORT OF CLERK OF COUNCIL: Mrs. Jones reported that we received the annual request from the American Legion for the 4th of July fireworks donation. Council approved the donation.

REPORT OF ECONOMIC DEVELOPMENT: Mr. Phillips said there are a couple of new programs being developed. One of those programs is with our regional planning, Columbus 20/20, Columbus Partnership, Columbus Chamber have teamed up to work on a competitive vantage program. They are going to start working with all the different counties that surround Franklin, plus Logan, to rating projects of importance. This way when we go to DC or the General Assembly in Ohio we have a rank set up for projects that we are going to recommend for funding.

The second program that we are working on with City of Dublin and Jerome Township is the Crossroads Area Plan – The CIC and County have collaborated with Jerome Township and Dublin to conduct a land use and infrastructure plan for the Hyland Croy/SR 161 corridors. The study should be complete in February. There have been numerous meetings during the process that began in the fall of 2015.

Mr. Berbee asked how we get in first place with the rankings. Mr. Phillips explained that we will have been meeting with people who handle this type of programs. He said we need to put together a good package to present to them.

HEARING OF CITIZENS: Ben Vollrath with Dayton, Power & Light spoke to Council regarding the accident that occurred with the poles down. Mr. Vollrath thanked Mr. Story for contacting him about the incident. Mr. Vollrath said that DP&L are taking preventive measures to try to ensure that this does not happen again.

RESOLUTIONS

1st Reading TO AUTHORIZE THE CITY MANAGER TO APPLY FOR AND ENTER INTO
Title Only AGREEMENTS RELATED TO THE AWARD OF FINANCIAL ASSISTANCE UNDER THE
RECREATIONAL TRAILS PROGRAM (RTP) AND THE CLEAN OHIO TRAILS FUND
(COTF)

Administration Comments: Mr. Andrako explained that he did not expect to be this far along in the project already. With the warm temperatures, the Streets crew had time to get it done. He is hoping to add an emergency clause and waive third reading. The grant is due by February 1, 2016.

Mrs. Richardson asked how much we would be expecting to get from the grant. Mr. Andrako said it would be about \$75,000 for the project and we would get about 25% match. Mr. Andrako explained that they were applying for both grants, but only would possibly be awarded the one ODNR thought would be the best fit.

Mr. Berbee moved to add 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

Council Comments:

Mr. Rausch moved to waive third 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

Back for second reading public hearing on January 28, 2016

One Reading RESOLUTION AUTHORIZING POLITICAL SUBDIVISION COOPERATIVE PURCHASING
Only

Administration Comments: Mr. Emery said this is annual legislation that allows the City to participate in the State bidding process.

Council Comments:

Citizen Comments:

COMMENTS OF THE CITY MANAGER AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mr. Emery thanked City Council for making the transition as smooth as it can possibly be. He also thanked the Executive Staff, who has been fantastic through this process. He looks forward to Council seeing some of their talents as we go forward in the future.

Mr. Berbee said Mrs. Jones sent everyone information that was held over from the Finance Committee. During the December Finance Committee meeting we looked over the five year forecast and determined that it would be wise to increase the capital reserve fund which is currently set at \$5million and increase it to \$5.5 million.

Mr. Berbee explained Rule 22 to the Council and Administration. He said using that rule he met with Judge Grigsby to ask how things are going. Judge Grigsby said the Court cases have increased dramatically. Mr. Berbee asked if there is anything that they need. Judge explained that he did not but we did a good job of expecting the growth. Mr. Berbee asked Mrs. Jones to make sure that any law changes (i.e. no smoking in Partners Park) get forwarded to Judge Grigsby.

Mr. Reams explained that we had the Volunteer Fire Fighter's Dependent fund meeting tonight. He said he read about the closing of Bulehers in Delaware, they are being aggressive in finding the people jobs, and finding someone to take over the space. We facing this soon, with the Kroger moving to a different location and it would be looking at the holes in the center.

Mrs. Groat said Public Affairs will be on January 25, 2016 at 6pm either in Council Chambers or in the Conference room. She said only in America can we have a loveless coo. Can we change forms of government and leadership of government without animosity and violence. Only in American can we agree to disagree about issues without attacking people. She said she would be please if our national politics demonstrated professionalism equal to that, that we experienced tonight. Thank you to our previous leaders and best wishes to those of the coming year. She said she is proud to live in this country and this City.

Mr. Seymour congratulated the new Mayor and new Vice-Mayor and the administration in the new form of government. He looks forward to moving forward with our opportunities.

Mr. Rausch thanked all the Council members for the confidence they are showing in his leadership ability. He said it is an interesting title of Mayor, we have come accustom to what we consider the Mayor title means. It has no additional authority, he is more of a liaison between the administrations. With this new form of government, we are all going to start having added responsibilities. Next Council meeting will be the Strategic 101 and the Council retreat is coming up quickly.

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Mrs. Richardson wished everyone a Happy New Year. She congratulated Mr. Rausch and Mr. Taylor. She explained that there will be no Public Service meeting this month. She also said please keep talking, drug and alcohol abuse is something that we never forget about. She hopes we keep talking about and working on it, but the ultimate goal would be for this community to be free of drug and alcohol abuse.

Mr. Taylor said we promised the citizens that at 12/31 at midnight you would not know the difference as of 1/1/16. He said we are two weeks into it and there is no difference. We have had the liaison position available for three different things. The liaison for the clerk of Council is Mrs. Groat, the liaison for Court, Fire and PD is Mr. Berbee and the liaison for the Administration is Mr. Rausch.

Mr. Taylor said it has been an honor and pleasure to work with you for five years, we have done a lot of good things and we have learned how to argue a lot, but more importantly we have always ruled by majority and represented the citizens.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:23p.m.