

**CITY COUNCIL MINUTES**  
**October 24, 2016**

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

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

**OTHERS PRESENT:** City Manager Terry Emery, Finance Director Justin Navhi, Assistant Finance Director Sandy Hoover, City Law Director Tim Aslaner, Chief Golden, Chief Riley, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, IT Director Aaron Story, Zoning Administrator Ron Todd, HR Director Brian Dostanko, and Clerk of Council Kris Jones.

**REPORTERS PRESENT:** Will Channel- Journal Tribune

**CITIZENS PRESENT:** Tim Schacht, Cathy Eft, Evan Knowles, Adam Knowles, Isaac Knowles, Alyssa Knowles, Carolyn Battles, Larry Battles, Stephen Knowles, Lynn Knowles, Emma Knowles, Matt Biggert.

**APPROVAL OF MINUTES:** The approval of the minutes for the meeting on October 10, 2016 were approved as submitted.

**ADMINISTRATIVE REPORT:** Mayor Rausch presented a commendation to Evan Knowles for his achievement of attaining his Eagle Scout.

The Administrative team reported the following:

***Mr. Emery reported the following:***

**Events & Recreation**

**Scarysville**

Saturday, October 29 from 10:00 a.m. - 12:00 p.m.

Children are invited to dress up in their costumes and visit Uptown merchants for candy and other Halloween goodies.

**Pumpkin Drop**

Sunday, October 30 from 1:00-5:00 p.m. at Fire Station 271 (16300 County Home Rd.)

Proceeds from the event will benefit Marysville Blessings in a Backpack.

**Marysville Trick or Treat**

Monday, October 31 from 6:00-8:00 pm

***Chief Golden reported the following:***

**Division of Police  
Support of Law Enforcement**

On Thursday, October 20, Marysville Division of Police and the Union County Sheriff's Office were presented with Blue Line afghans made by Jean Valdez of Marysville. She was accompanied by her step-father Hank Trainer. The Afghans were to show their appreciation and support of law enforcement. The event was hosted by Boston's Restaurant.

Chief Golden brought the afghan and with Chief Riley's help showed Council.

***Mr. Story reported the following:***

**Information Technology  
Document Shredding**

Over 6000lbs of documents were shredded at the Maintenance & Operations Center on Tuesday, October 18.

***Mr. Andrako reported the following:***

**Public Service Department, Maintenance & Operations  
Greenwood Park**

A park sign was installed in Greenwood Park over the weekend. Playground equipment at Greenwood began installation today.

**Eagle Scout Project**

An 8 foot high by 24 foot long soccer kick wall will be installed in Mill Valley South Park as an Eagle Scout project. Work is expected to begin on the wall in the next week.

**Park Restrooms**

Parks workers will begin winterizing park restrooms and drinking fountains next week.

**Delaware Avenue**

Streets and Stormwater crews are cleaning out the ditch along the south side of Delaware Ave west of Coleman's Crossing Blvd.

**Mr. Hoyt reported the following:**

**Engineering Department  
Upground Reservoir**

Pedestrian access to the reservoir is back open to the public. The majority of the site improvements have been completed. Within the next month, the following construction activities will occur: bollard and sign placement and dock installation. Pedestrian access will remain open during those activities. Paving of the parking areas, access drive and the boat ramp area will take place in the Spring/Summer of 2017. Any questions regarding site access should be directed to the City Water Division at (937) 645-7330.

**Paving**

The paving for Oak Street, the US 36 Widening and Lakeview Court were completed today.

**West 5<sup>th</sup> St. Storm Sewer**

The West 5th Street Storm Sewer Replacement is substantially complete and only punch list items remain.

**Sanitation Fund**

Over time we have noticed a deficiency in the City's Sanitation Fund in which we have been supplementing the Fund from the General Fund. This concern was brought before Finance Committee on June 16, 2016 in which Jenny Hutchinson proposed a seventy-five (.75) cent sanitation fee increase in 2017 and another seventy-five cent increase in 2018. This will bring in an additional \$51,750 a year and provide the funds we need to have excess revenue instead of a deficiency. The Sanitation Division is responsible for bagged yard waste collection, brush collection, leaf pickup, mulch processing, tree trimming and tree removal.

	<b>Current</b>	<b>2017</b>	<b>2018</b>
Refuse Fee	16.00	16.00	16.00
Senior Refuse Fee	10.00	10.00	10.00
Sanitation Fee	5.00	5.75	6.50
Monthly	116,556	120,869	125,181
Annual	1,398,672	1,450,422	1,502,172
\$ Increase		51,750	

Mr. Emery asked for an executive session to discuss negotiations with other political subdivisions respecting requests for economic development assistance, with no action taken. The Executive Session is necessary to protect the interests of the applicant or possible investment or expenditure of public funds to be made in connection with the economic development project. (There has to be a unanimous quorum). Mr. Rausch stated we will vote for the executive session at the end of the meeting.

Mrs. Groat asked Mr. Emery if the seventy-five cent increase has already been placed in the 2017 budget or will we need to amend the budget with the extra income. Mr. Emery and Mrs. Hoover stated they believed it is already in the budget, however, they will check on it.

Mrs. Richardson asked where the kickboard would be located in Mill Valley South. Mr. Andrako stated he could get her a map, but it will be in the southeast corner of the park. She asked if it was opposite the creek. Mr. Andrako replied yes, away from the creek, south side.

**REPORT OF CLERK OF COUNCIL:** Mrs. Jones reported that she attended the last Athenian Dialogue last week, and should have a report to Council on what she learned by next week.

**REPORT OF PLANNING COMMISSION/DESIGN REVIEW BOARD:** Mr. Schacht reported that Planning Commission did not meet due to the lack of agenda items. However, Mr. Schacht did report on Design Review Board which had the following on their agenda.

1. Exterior Plan/Landscape Plan: An application for a new Sleep Inn Hotel on property located at 1001 & 1041 Lydia Drive in the TOC (Traffic Oriented Commercial) zoning district. - tabled.
2. Certificate of Appropriateness in the Historic Design Review District: An application for new signage at 411 W 5th Street (Dave's Pharmacy) in the BR (Business Residential) zoning district. – tabled
3. Certificate of Appropriateness in the Historic Design Review District: To hear a Variance request to permit a freestanding identification sign for property located at 220 E Fifth Street in the B-3 (Central Business District) zoning district. Filed by Richwood Banking Company, 28 N. Franklin Street, Richwood, Ohio, 43344.-approved
4. Certificate of Appropriateness in the Historic Design Review District: An application for new signage at property located at 220 E Fifth Street (Richwood Bank) in the B-3 (Central Business District).- tabled

5. Certificate of Appropriateness in the Historic Design Review District: An application to remodel an existing rear deck and bring it into ADA compliance at 315 W 5th Street in the O-R (Office Residential) zoning district.-tabled
6. Certificate of Appropriateness in the Historic Design Review District: An application to demolish the existing rear garage structure located at 315 W 5th Street in the O-R (Office Residential) zoning district.-tabled

Mrs. Richardson suggested that the Design Review Board wait until the new legislation is passed regarding demolition.

**COMMITTEE REPORTS:** Mrs. Richardson reported that Public Service met on October 18, 2016, had the very first item of discussion was capital improvement projects. The projects that were addressed in the meeting are: the light at Coleman's Crossing and East Fifth, which is paid by the TIF; park trail paving; Innovation Park infrastructure; Industrial Parkway paving; the widening of State Route 31; waterline projects; repainting of the water tower; and the additional cost for code enforcement and project manager. She said they also had a consent item, which was the award of OPWC funds, which is on our agenda tonight, and there were no objections from the Committee. Mrs. Richardson added that they did receive updates and most of which were covered in the Administrative Report tonight.

Mrs. Groat reported that Public Affairs met on October 20, 2016 and discussed the following items:

1. Repealing several sections of our municipal code which are either out of date, such as dance hall regulations from 1965, or already addressed by the Ohio Revised Code, such as taxicab legislation from 1967. These items will come before Council soon since repealing them was a unanimous vote.
2. Putting back on the agenda for consideration Nov 28<sup>th</sup> the regulating of food trucks.
3. Continuing to consider amending section 351.03 by providing the issuance of "resident permit parking only" designated spaces in strictly described zones.
4. Continuing to consider amending legislation concerning the Mayor's salary.
5. Possibly changing the meeting dates of Public Affairs to allow enough time in each meeting to continue considering much-needed code revisions.
6. Looking critically at the December 26<sup>th</sup> Public Affairs and City Council meetings; we possibly need to change these dates.

**PARKS & RECREATION REPORT:** Mr. Reams reported that Parks & Rec met and discuss moving forward with the update of the Master Plan and the next step will be starting the survey.

**HEARING OF CITIZENS:**

Mr. Berbee moved to add an item to the consent agenda, and the question put, stood:

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

**RESOLUTIONS:**

One Reading      RESOLUTION TO PROVIDE STATEMENT OF SERVICES FOR PARCEL NO.  
Only              280007017000 WHICH IS PROPOSED TO BE ANNEXED

**Administration Comments:** Mr. Aslaner explained that this is just a formality.

**Council Comments:**

**Citizen Comments:**

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

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

1<sup>st</sup> Reading      TO AUTHORIZE THE CITY MANAGER TO APPLY FOR AND ENTER INTO  
Title Only      AGREEMENTS RELATED TO THE AWARD OF OHIO PUBLIC WORKS COMMISSION  
FUNDING AND DECLARING AN EMERGENCY

**Administration Comments:** Mr. Hoyt explained that we did not get the information until October 20, 2016 and it is due back to the State by November 4<sup>th</sup>. Mr. Emery explained this is the continuation of Industrial Parkway, and it is a 2017 Budgeted item, where we will receive \$325k.

**Council Comments:** Mr. Taylor would like the record to state that the reason Council is passing the emergency clause is because of the short notice by the State of when the forms were due.

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

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

Mr. Taylor moved to waive 3<sup>rd</sup> reading and the question put, stood:

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

Mrs. Groat moved to waive 2<sup>nd</sup> reading and the question put, stood:

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

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

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

2<sup>nd</sup> Reading      RESOLUTION AUTHORIZING THE CITY MANAGER TO COOPERATE AND ENTER  
Public Hearing      INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO  
CONTINUE THE MUNICIPAL BRIDGE INSPECTION PROGRAM

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

**Back for third reading, title only on November 14, 2016.**

**ORDINANCES:**

1<sup>ST</sup> Reading      ORDINANCE TO AUTHORIZE CITY MANAGER, DUE TO A CLEAR AND PRESENT  
Title Only      EMERGENCY, TO ENTER INTO A CONTRACT WITHOUT FORMAL BIDDING AND  
ADVERTISING, TO REPAIR A WATER LINE AND DECLARING AN EMERGENCY

**Administration Comments:** Mr. Emery stated that Mr. Hoyt and Mr. Andrako went down Mill Creek about a week ago, they found an exposed waterline. At first Mr. Emery thought it could be fixed in house, but later found out that was not the case. Mr. Hoyt stated they are estimating the waterline is 40-50 feet. It is a main waterline, and if it broke we would not be able to use our wells. He added that the waterline is already currently bent. Mr. Andrako stated that it is bent because it is holding its own weight. Mr. Andrako said that they have a quote from the same contractor who is working at the reservoir. He said they would like to move on fixing this as soon as possible.

Mrs. Richardson asked if there was any other areas we need to be concerned about fixing as well. Mr. Hoyt said he didn't think there was any.

**Council Comments:**

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

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

Mrs. Richardson moved to waive 3<sup>rd</sup> reading and the question put, stood:

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

Mr. Seymour moved to waive 2<sup>nd</sup> Reading and the question put, stood:

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

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

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

1<sup>ST</sup> Reading AN ORDINANCE ADOPTING A CAPTIAL BUDGET FOR 2017  
Title Only

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 14, 2016.**

1<sup>ST</sup> Reading AN ORDINANCE ADOPTING AN OPERATING BUDGET FOR 2017  
Title Only

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 14, 2016.**

1<sup>ST</sup> Reading 2017 ANNUAL APPROPRIATION ORDINANCE  
Title Only

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 14, 2016.**

1<sup>ST</sup> Reading AMENDING ANNUAL COMPENSATION ORDINANCE FOR ALL CITY  
Title Only EMPLOYEES- 2017

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 14, 2016.**

1<sup>ST</sup> Reading TO AMEND SECTION 945.04(A) SERVICE CHARGES  
Title Only

**Administration Comments:** Mr. Hoyt spoke to this during the Administrative Report on the Sanitation Fund.

**Council Comments:** Mrs. Richardson asked Mrs. Hoover about the assessment fees. Mrs. Hoover stated she will look into it and let Mrs. Richardson know.

**Back for second reading, public hearing on November 14, 2016.**

2<sup>nd</sup> Reading TO REPEAL SECTION 951.02(H), PUBLIC PARKS RULES AND REGULATIONS,  
Public Hearing OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

**Back for third reading, title only on November 14, 2016.**

2<sup>nd</sup> Reading TO AMEND CHAPTER 1303, DEMOLITION OF BUILDINGS, OF THE CITY OF  
Public Hearing MARYSVILLE BUILDING CODE

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

**Back for third reading, title only on November 14, 2016.**

2<sup>nd</sup> Reading TO AMEND CHAPTER 1305, MOVING OF STRUCTURES, OF THE CITY OF  
Public Hearing MARYSVILLE BUILDING CODE

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

**Back for third reading, title only on November 14, 2016.**

3<sup>rd</sup> Reading TO AMEND CHAPTER 1123.01 INTERPRETATION AND MEANINGS  
Public Hearing (SECTION (164) "SWIMMING POOLS") OF THE CITY OF MARYSVILLE PLANNING  
AND ZONING CODE

**Administration Comments:**

**Council Comments:**

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

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

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

Mrs. Groat reported having met with Mrs. Morris, our events coordinator, either I or my successor as chair of the Public Affairs committee, am Council's representative to the committee planning events during all of 2019 which will commemorate Marysville's 200<sup>th</sup> birthday, which actually occurs on 10 August 2019. Now may be a good time to look for costumes relative to the 1819's as several events and parades will be period-descriptive. Costumes aren't just for Halloween parties any more. More information about Marysville's bicentennial year will be forthcoming. Thank you.

Mrs. Richardson thanked Mr. Andrako and Chief Golden for sitting down and discussing the new development of Primrose School and the plans for traffic in the area.

Mrs. Richardson gave an update about the Impact 60 presentation. She said there were approximately 750 in attendance. The speakers included those who have struggle and recovered from addiction, and parents of those have lost children to the addiction. She stated what was surprising for her was when the room was asked how many people here have been touched by addiction at least half the room stood up. One of the speakers gave a statistic, at least 3,000 people annually are affected in Ohio by addiction. This number is more than the lives lost during 9/11. She said the big take away from the presentation, is that the community that works together can keep drugs from impacting our community. She said that is why she constantly speaks about this to everyone all the time. She really believes that a community that works together will have an impact on preventing drugs in the community.

Mrs. Richardson reported that the Drug Free Coalition met this week. They are looking into making three advisory committees, (underage drinking, prescription medicine abuse, legalization of marijuana). She was asked to be part of the legalization of marijuana committee. The number one goal is to help research and assist legislators (City, County, Township officials) by understanding what medical marijuana means, and where the state is moving with regards to the legislation. Please keep talking about this issue.

Mrs. Richardson gave a shout out to all of the veterans. She said we thank you and we thank the community. She is so happy to be a part of a community with so many remembrance ceremonies. Thank you to all who really support our veterans.

Mrs. Richardson reminded everyone to be careful and watch for the trick or treaters. She thanked the fire department and police department for their support.

Finally, Mrs. Richardson finished up her comments by stating we developed an incredible strategic plan this year. She would like to work with them early next year with prioritizing the list of goals, prior to the budget process, so we can start implementing the goals into the budgets.

Mr. Berbee wanted to remind people that the brush pick up has stopped, we are currently picking up leaves. So if you have placed brush out to the curb, it might be there a while.

Mr. Reams brought the attention to a tree that is hanging low on the Jim Simmons Trail.

Mr. Seymour thanked Mr. Andrako for having his team setup the equipment viewing tonight. He also mentioned that on November 6<sup>th</sup> at 2pm will be the voice of the stone, which is the first soldier from Union County.

Mr. Taylor reminded everyone to set their clocks back on November 6<sup>th</sup>. He also mentioned that Council needs to look at the second meeting in December to reschedule. Mr. Taylor also mentioned the United Way fundraiser through the City and for Council to get their votes in. His final comments were to be careful and watch for the kids trick or treating at night.

Mr. Rausch reminded everyone about Scarysville and Halloween Hoopla on Saturday, October 29<sup>th</sup>. We are going to be having a couple events with our friends in Japan. On November 9<sup>th</sup>, we will be skyping Mayor Hanawa, and a few of us will be going to Consult General Wada's house on November 17<sup>th</sup> for the Emperor's birthday. This is the same night at the LUC dinner, so we might need to divide and make sure both events are covered by Council.

Mrs. Richardson moved to enter into executive session, Mr. Seymour seconded the motion and the question put, stood:

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

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned to Executive Session at 8:00 p.m. Being no further business to come before Council, the executive session was adjourned at 9:14pm. The meeting was adjourned at 9:14pm.