

**CITY COUNCIL MINUTES**  
**November 14, 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, 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, Project Manager Marc Dilsaver, and Clerk of Council Kris Jones.

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

**CITIZENS PRESENT:** Brad Sheperd, Jack Sheperd, Melissa Smith, John Speasmaker, Bryan Speasmaker, Trish Ballic, Robert Cronk, Sam Cronk, Donald Boerger, Ben Vollrath

**APPROVAL OF MINUTES:** The approval of the minutes for the meetings on October 24, 2016 were approved as submitted.

**ADMINISTRATIVE REPORT:** Mayor Rausch presented a proclamation to Melissa Smith declaring November 17, 2016 Pancreatic Cancer Awareness Day in the City of Marysville.

Mayor Rausch presented a commendation to John Speasmaker for his achievement of attaining his Eagle Scout.

The Administrative team reported the following:

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

**Events & Recreation**

**6th Annual Uptown Pumpkin Dash 5k**

Thursday, November 24 at 9:00 am. Additional information is available at [pumpkindash5k.com](http://pumpkindash5k.com).

**Christmas Walk & Tree Lighting**

Monday, November 28, 5-8 pm. Tree lighting takes place at 6:00 pm, Partners Park.

**Christmas Parade**

The Christmas Parade (hosted by the Elks Club) is scheduled for Sunday, December 4 at 2:00 pm.

### **City Offices Closed**

City offices will be closed Thursday, November 24 and Friday, November 25 in observance of the Thanksgiving Holiday.

### **ODOT Resolution**

A resolution authorizing the City to enter into an agreement with ODOT for the Logan/Union/Franklin- Smart Mobility is on tonight's agenda to pass as an emergency. ODOT needs to move quickly on this project and entering into the agreement will allow ODOT to fund it. Council was previously briefed on this project, but as a reminder, the intent of the project is to construct two fully functional independent underground fiber optic lines for the US 33 Smart Mobility Corridor.

These two independent routes will be referred to as the "US-33" Route and the "Local" Route. The US-33 Route follows existing US-33 R/w between Dublin and East Liberty. The Local Route follows old US-33.

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

#### **Public Service Department, Maintenance & Operations**

##### **Exposed Water Line**

Work to stabilize the bank at the site of the exposed water line near the City's Water Treatment Plan is wrapping up. Construction should be completed this week and the City will continue working on the permitting and environmental work with the Army Corps of Engineers for the stream disturbance.

##### **Parks & Recreation Master Plan Update**

The Needs Assessment survey which is part of the Parks and Recreation Master Plan update process has been mailed to selected residents. The City's consultant ETC Institute will follow up with the survey recipients and work to get a minimum of 375 completed surveys.

##### **State Route 31 Bridge Construction**

ODOT has informed us of night time construction work that will take place at the State Route 31 bridge over US 33 tonight (11/14) and tomorrow night (11/15). The work will generally be from 4 p.m. to 7 a.m. each night and is necessary to begin phase 2 of the project. US 33 will also be restricted to one lane in each direction during this portion of the construction.

Mrs. Richardson asked when the night work would have US 33 closed to one lane each direction. Mr. Andrako said sometime between 4pm and 7am is the time frame they were given from ODOT.

Mrs. Richardson asked what was going on with West Fifth Street in front of the new Kroger. Mr. Andrako stated that the contractor is fixing the drains, which needed to be adjusted. Mrs. Richardson asked how long it would be until they were fixed. Mr. Hoyt said hopefully soon, they have been talking with them. Mr. Berbee asked if that is what is wrong in the parking lot? Mr. Andrako stated he would assume since it was the same contractor.

Mr. Seymour asked if Mr. Andrako could send pictures of the stabilization for the waterline when they are finished. He would like to see before and after. Mr. Andrako stated he will send those pictures to him.

**REPORT OF CLERK OF COUNCIL:**

**REPORT OF ECONOMIC DEVELOPMENT:** Mr. Phillips reported that November 26<sup>th</sup> is Small Business Saturday, which encourages residents to shop locally. He reported the NW33 corridor update, there is legislation tonight on the agenda that Mr. Emery has referred to. He said as this progresses there are a lot of unknowns. There are going to be times when we get stuff on a Friday and they ask for it returned within one to two weeks. The second is the establishment of a COG with Dublin, this legislation will be on the November 28<sup>th</sup> agenda. Mr. Phillips and Mr. Story had a conference call with DOT, for the 6million grant which is progressing and we should have something by the end of the year.

Mr. Phillips explained the enterprise zone tax agreements legislation that is on the agenda. He stated this is an annual review of all the enterprise zone tax agreements. The group met earlier this year and agreed to continue with all the enterprise zone agreements. He said this is something that we do every year.

**COMMITTEE REPORTS:**

**PARKS & RECREATION REPORT:** Mr. Reams reported that Parks & Rec will meet tomorrow, November 15, 2016 at 7pm. Mrs. Richardson stated she will have a candidate for one of the openings on Parks & Rec.

**HEARING OF CITIZENS:**

**RESOLUTIONS:**

1<sup>st</sup> Reading      RESOLUTION TO APPROVE THE CONTINUANCE OF ENTERPRISE ZONE TAX  
Title Only      INCENTIVE AGREEMENTS WITH VARIOUS COMPANIES AND TO REPORT SUCH  
FINDINGS TO THE OHIO DEVELOPMENT SERVICES AGENCY

**Administration Comments:** Mr. Phillips addressed the resolution in his report.

**Council Comments:**

Mr. Taylor 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

**Back for second reading, public hearing on November 28, 2016.**

1<sup>st</sup> Reading      RESOLUTION AUTHORIZING THE CITY MANAGER TO COOPERATE AND ENTER  
Title Only      INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR  
THE LOGAN/UNION/FRANKLIN- SMART MOBILITY AND DECLARING AN  
EMERGENCY

**Administration Comments:** Mr. Emery addressed this legislation in his  
administrative report.

**Council Comments:** Mrs. Richardson questioned the legislation about the  
language regarding old 33. It was found that there was a typo word not should  
be now.

Mr. Taylor moved to pass the emergency clause, 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 move to waive 3<sup>rd</sup> reading 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

**Back for second reading, public hearing on November 28, 2016.**

3<sup>rd</sup> Reading      RESOLUTION AUTHORIZING THE CITY MANAGER TO COOPERATE AND ENTER  
Title only        INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO  
                         CONTINUE THE MUNICIPAL BRIDGE INSPECTION PROGRAM

**Administration Comments:**

**Council Comments:**

Mr. Berbee 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

**ORDINANCES:**

1<sup>st</sup> Reading      ACCEPTING THE DEDICATION OF THE ADENA POINTE, SECTION 4 PUBLIC  
Title Only        INFRASTRUCTURE

**Administration Comments:** Mr. Emery stated this item is on the Public Service agenda for tomorrow night.

**Council Comments:**

**Back for second reading, public hearing on November 28, 2016.**

1<sup>st</sup> Reading      ORDINANCE TO AMEND ORDINANCE 38-16, WHICH AUTHORIZED ADDITIONAL  
Title Only        APPROPRIATION FOR THE PURCHASE OF LAND AND MODIFIED THE 2016  
                         ANNUAL BUDGET, AND DECLARING AN EMERGENCY

**Administration Comments:** Mr. Navhi stated this is to amend the ordinance that was passed to purchase the three parcels of land. We inadvertently had the wrong fund referenced. This will correct the books for the accounting.

**Council Comments:**

Mr. Taylor moved to pass the emergency clause 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

Mr. Taylor moved to waive 3<sup>rd</sup> reading 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

Mrs. Groat moved to waive 2<sup>nd</sup> reading 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

Mr. Reams moved to pass the legislation 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

1<sup>st</sup> Reading      TO REPEAL CHAPTER 701, DANCES AND DANCE HALLS, OF THE CODIFIED  
Title Only      ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:** Mr. Todd explained that the next three pieces of legislation are now federally and state regulated and qualify for a permitted use in our code.

**Council Comments:**

**Back for second reading, public hearing on November 28, 2016.**

1<sup>st</sup> Reading      TO REPEAL CHAPTER 705, ELECTRICIAN LICENSING, OF THE CODIFIED  
Title Only      ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 28, 2016.**

1<sup>st</sup> Reading Title Only TO REPEAL CHAPTER 725, TAXICABS, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 28, 2016.**

1<sup>st</sup> Reading Title Only AUTHORIZING ADDITIONAL APPROPRIATION TRANSERS, ADDITIONAL APPROPRIATIONS, REDUCTION IN APPROPRIATIONS, AND MODIFYING THE 2016 ANNUAL BUDGET AND DECLARING AN EMERGENCY

**Administration Comments:** Mr. Navhi explained that this is the clean-up for the end of the year. He will be putting these appropriations through council more frequently in the upcoming year.

**Council Comments:** Mr. Reams mentioned we do not need an emergency clause because this is an appropriation.

Mr. Taylor moved to waive 3<sup>rd</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

Mrs. Groat moved to amend the legislation to remove 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

**Back for second reading, public hearing on November 28, 2016.**

2<sup>ND</sup> Reading ADOPTING A CAPTIAL BUDGET FOR 2017  
Public Hearing

**Administration Comments:**

**Council Comments:** Mr. Berbee mentioned page 70. He said this page is a culmination of the work everyone has done, not just council but the staff.

**Citizen Comments:**

**Back for third reading, title only on November 28, 2016.**

2<sup>ND</sup> Reading ADOPTING AN OPERATING BUDGET FOR 2017  
Public Hearing

**Administration Comments:** Mr. Navhi stated there are two amendments to the legislation one is in Exhibit A with the final figures, and the second is the revenue estimate for special assessments.

**Council Comments:** Mrs. Richardson thanked Mr. Navhi for his time meeting with her to explain the charge backs and how they are figured.

**Citizen Comments:**

Mr. Taylor moved to amend 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

**Back for third reading, title only on November 28, 2016.**

2<sup>ND</sup> Reading 2017 ANNUAL APPROPRIATION ORDINANCE  
Public Hearing

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

**Back for third reading, title only on November 28, 2016.**

2<sup>ND</sup> Reading AMENDING ANNUAL COMPENSATION ORDINANCE FOR ALL CITY  
Public Hearing EMPLOYEES- 2017

**Administration Comments:** Mr. Navhi explained there are two amendments to the legislation the first being the addition of his salary and the second is the changes to reflect the minimum wage.

**Council Comments:**

**Citizen Comments:**

Mrs. Richardson moved to amend the legislation 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

**Back for third reading, title only on November 28, 2016.**

2<sup>nd</sup> Reading TO AMEND SECTION 945.04(A) SERVICE CHARGES  
Public Hearing

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

Mr. Taylor moved that to waive 3<sup>rd</sup> reading and the question put, stood:  
Mr. Reams YES; Mr. Berbee YES; Mr. Taylor YES; Mrs. Groat YES;  
Mrs. Richardson NO; Mr. Rausch YES; Mr. Seymour YES

Mr. Taylor moved to pass the legislation 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

3<sup>rd</sup> Reading TO REPEAL SECTION 951.02(H), PUBLIC PARKS RULES AND REGULATIONS,  
Title Only OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

Mr. Taylor moved to pass the legislation 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

3<sup>rd</sup> Reading TO AMEND CHAPTER 1303, DEMOLITION OF BUILDINGS, OF THE CITY OF  
Title Only MARYSVILLE BUILDING CODE

**Administration Comments:**

**Council Comments:**

Mrs. Groat 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

3<sup>rd</sup> Reading TO AMEND CHAPTER 1305, MOVING OF STRUCTURES, OF THE CITY OF  
Title Only MARYSVILLE BUILDING CODE

**Administration Comments:**

**Council Comments:**

Mrs. Groat 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

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

Mrs. Groat reported that Public Affairs will be held at 6pm on November 28, 2016 and December 19, 2016 at 6pm. She also mentioned that the Cemetery Advisory Board will meet on December 7, 2016 at 5:30pm.

Mrs. Richardson reported that she attended the Veteran's Day ceremony at Fairbanks. She would like to thank all military personnel, past and present, for their service and sacrifice for our country and our freedom. She said as you share your appreciation, do not forget to extend your gratitude and recognition to all the military family members as well for their sacrifice, which is also great.

She said there are currently more than one million school-age youth across the US with one or both parents serving in the military. This long list of extreme stressors places military youth at increased risk for school, family and peer related emotional difficulties, and make them more likely than their nonmilitary peers to use alcohol and other drugs, get in fights and to carry weapons to school. Again, please remember to thank a military family member for their sacrifice.

Mrs. Richardson also reported that they say a grateful heart is a happy heart. She must be very happy because she is truly grateful to this Council and to all of the City Staff for your hard work and many successes this year.

Mr. Berbee reported that Finance Committee will meet on Thursday, November 17<sup>th</sup> at 5pm.

Mr. Reams talked about the leaf collection, and how some residents are putting leaves in the street to be collected which could cause the drains. He suggested we put on those people's door a flyer explaining that they do not need to put them there. Mr. Andrako responded that they collect the leaves and leave a door hanger already. Mr. Reams also suggested we get the information out on Facebook with details for leaf collection.

Mr. Taylor thanked everyone for the Voice of the stone service. He did suggest we close Maple to Main for the 90 minute ceremony next year. He also inquired as to whether the City was able to come up with a way to play music at Partners Park to let people know Santa's house is open. Mr. Emery stated they still have a little ways to go, but he would see what we need to make it happen and then report back to Mr. Taylor.

Mr. Rausch mentioned that last week was a busy week for the City, starting with the business impact breakfast at URE, Ken McDonald spoke with Columbus 2020. Last Thursday, he had a skype call with the Mayor and Vice Mayor of Yorrii, they discussed the exchange program for next year. He also encouraged Mayor Rausch to attend the Midwest Conference in Tokyo next September. This Thursday, Mayor Rausch and Mr. Phillips will be going to the Consult General's home for the Emperor's 83<sup>rd</sup> birthday.

Mr. Emery thanked Council for their cooperation on the wide range of legislation that has been brought before them. Even the ones that we get to them and have to be rushed through.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:06 p.m.