

CITY COUNCIL MINUTES

MARCH 13, 2014

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, City Law Director Tim Aslaner, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, Water Superintendent Scott Sheppard, Battalion Chief Mark Ropp, Police Chief Floyd Golden, Anna Krutowskis, Chris Jones, Clerk Connie Patterson

REPORTERS PRESENT: Ryan Horns-Journal Tribune

CITIZENS PRESENT: Betty Brewer, Peter Griffin, Carol Sharp, Pamela Hamilton, Karen Brown, Sarah Seeberg, Martin Pratt, Scott Zwieszinski

APPROVAL OF MINUTES: Mrs. Richardson asked for an addendum to the minutes for February 27, 2014 as follows: Mrs. Richardson raised a question/concern to Mr. Pratt about the wording of the legislation (regarding sidewalks in new construction). Specifically, the legislation reads that any new construction will require the installment of a sidewalk. Her question is whether new construction in an older neighborhood, as the result of selling a formerly vacant lot, will require sidewalk creation? If yes, the newly installed sidewalk would be the only sidewalk in the immediate area of the neighborhood.

There being no further additions or corrections, the minutes for the meeting on February 27, 2014 were approved as amended.

ADMINISTRATIVE REPORT: Mayor Gore showed a couple of slides where Creative Foundation presented him with a painting of the new City Hall/Station 272, along with a plaque to be displayed in the City Hall lobby. They will display various artwork from time to time in the lobby which will be for sale to the public.

Mayor Gore read a Proclamation declaring March Developmental Disability Awareness Month. Ms. Tara Brown from DD and Mr. Mike Ramsey from Beside Me, LLC were in attendance to accept the Proclamations. He also made a presentation to Jimmy Roseberry, a lifelong resident of Marysville and as a child, was part of the Union County Board of Development Disabilities Program and is now a client of Beside Me, LLC. In addition to participating in activities at Beside Me, Mr. Roseberry collects keys, so the

Mayor presented him an engraved key which says, City of Marysville, March 13, 2014, Jim Roseberry.

Mayor Gore applauded the people from DD for what they do; it's outstanding. It takes a special person to do that and he truly appreciates it.

Mayor Gore reported the following:

Finance Department

The state auditors began the fiscal year 2013 audit of the City's financials on Monday, March 10th. The annual audit and reports are due by June 30, 2014.

Income Tax Assistance

Finance Department staff is available Monday through Friday, 8 am to 5:00 pm to provide City Income Tax assistance. Special after-hours, dates and times will be provided on

- Saturday, April 12, 2014 (9am-12pm)
- Monday, April 14, 2014 (5pm-7pm)
- Tuesday, April 15, 2014 (5pm-7pm)

Assistance will be offered at the Customer Service Counter located in City Hall at 209 South Main Street.

Public Service Department

A **Rectangular Rapid Flash Beacon** (flashing light bar and sign assembly) was installed for the pedestrian crossing at E. 5th St. and Vine St. The lights are activated by a push of the pedestrian crosswalk button. The lights stay lit for 30 seconds to allow the pedestrian time to cross the road. Please note that the law requires vehicles to yield to a pedestrian in a crosswalk. The beacon installed at this location provides additional indication that there is a pedestrian crossing.

During the City's final salt shipment, an additional 200 tons of salt was delivered. This was above what we had ordered and at the mistake of the salt provider. We were able to then purchase it at the current contract price.

The City has been focusing efforts on patching potholes that have developed after the season's snow and ice clearing efforts. Please call the City Service Dept. at 645-7350, option #4 to report potholes that are in need of repair.

Engineering

The US 33 Pedestrian Bridge Project is currently out for bid. Below is a tentative schedule of milestone dates for the project.

- Bid Opening March 27th, at 11:00 a.m.

- Start Construction June 2nd (Pending school calamity day make-up).
- Complete Construction late Summer/Early Fall (Weather dependent). The contract allows for 120 days to achieve substantial completion.

Although it is not included in the scope of the pedestrian bridge project, our office is analyzing a potential "second phase" to the project that will provide additional pedestrian connectivity from the new pedestrian bridge to Mill Valley through the three Dominion lots near the blue Dominion silo. The parcels are expected to be transferred from Dominion Homes to the City by the end of March.

We are currently looking at several options to move forward that will improve connectivity. In addition, we are searching for possible funding that may be able to be utilized for the construction of the desired option. The options include several key components that include parking, sidewalk, and bike path. Depending on the estimated project cost and available funds, this second phase may need to be split into additional phases.

We recognize the benefit of connectivity and need for this additional phase, so our office will diligently continue to develop concepts and pursue funding. Prior to implementation, all options will be presented to the appropriate Council Committee(s).

ADA Parking

At this time, we have designated two (2) on-street parking spaces on the south side of Sixth Street (between the alley and Main Street closest to the intersection) that are designated with signage that states "City Business Only 15 Minute Parking" until the new Partners Park project (and associated parking lot improvements) is complete. These 6th Street on street parking spaces may be needed permanently depending on their use (which we are monitoring). Because of the required width for "loading" and "unloading" zones for ADA compliant spaces, these spaces cannot be specifically labeled as ADA compliant spaces, but will help to provide citizens (with limited mobility) a close and direct route to the front entrance of City Hall.

The current scope for the Partners Park includes two (2) ADA Compliant parking spaces and an ADA compliant cross walk across Main Street to the front door of City Hall. The proposed spaces will meet all applicable codes and standards for our facility.

MHS Wrestling Team

We will be recognizing the MHS Wrestling team for their recent accomplishments in this years State tournament. The recognition will take place during the April 10th City Council meeting.

Mayor Gore presented Robert Cotter as a candidate to fill the vacancy created by Steve Kaifas on Planning Commission, term to expire March 31, 2018. He also reappointed

Scott Failor to the Planning Commission, term to expire March 31, 2018 and reappointed Mr. Failor to the Design Review Board, term to expire March 31, 2018.

Mr. Rausch moved to confirm the above appointments; affirmative voice vote was unanimous.

Mr. Reams asked how someone reports a pothole. Response was call 645-7350, Option 4 or email the Public Service Director. This information will be posted on Facebook and the website.

REPORT OF CLERK OF COUNCIL: No report.

REPORT OF ECONOMIC DEVELOPMENT DIRECTOR: Mr. Eric Phillips reported that mapping is being done for a county-wide bikeway plan. A plan is required before you can apply for any grant money. They are trying to connect all the parks to the schools and as an overall strategy, how we connect to Columbus to possibly Urbana. The plan should be completed sometime in October or November. Private and public sector partners have invested in this, including the City and the County.

There will be a groundbreaking for Moriroku on Thursday, March 20th at 2:00 p.m.

Marysville schools are working on the early college project. This will be a big win for our community and a lot of our manufacturers. It will be key in ensuring the importance of technical education in our school districts. That will be a big plus for Marysville.

Mr. Phillips noted the recent announcement of a Honda ILX and also a new president to Marysville.

The County applied for and received \$757,000 in grant money from the state of Ohio for highway improvements to Honda Parkway, as well as traffic signals. The School District and County came together to form a TIF, so future grant money generated from the TIF will go back into infrastructure improvements in and around Honda to support its future growth.

The recent announcement for the new CNG, Compressed Natural Gas station, is another win for our community. That will be the first in Union County.

HEARING OF CITIZENS:

Representatives from ODNR presented the following PowerPoint presentation:

Mr. Korey Brown, District Manager for ODNR Division of Wildlife Central Ohio District, addressed Council.

Representatives in attendance are from the Division of Wildlife and Division of Watercraft. For the Division of Wildlife, their mission is to conserve and protect Ohio's fish and wildlife resources for future generations. The Division of Wildlife is a self-funded agency. They do not get general revenue tax dollars. They operate on the sale of hunting and fishing licenses and federal excise taxes on hunting and fishing

equipment. Part of their success over the last 140 years is their ability to foster and develop relationships with grass roots county conservation clubs and hunting and fishing clubs and also state and local government agencies like Marysville.

Representatives are here tonight to help Marysville realize their vision for the Marysville reservoir. Their responsibility is to look for ways to increase access and opportunity to outdoor recreation.

Mr. Brown thanked Mayor Gore and City Council for taking this project under consideration.

He introduced Josh Shields, Union County Wildlife Officer. When he moved to Union County a couple of years ago, he noticed a void missing in fishing activities. There are a number of streams and creeks in Union County but they don't offer the type of recreational opportunities that a reservoir the size of Marysville could offer. ODNR has funds available for such recreational activities.

Marysville Upground Reservoir Access

- History
- Partnership
- The Project
- Funding
- Motorboat Engines



DIVISION OF WILDLIFE

- **Korey Brown: Central Ohio District Manager**
- **Josh Shields: Union County Wildlife Officer**
- **John Navarro: Fishing Access Program Administrator**

DIVISION OF WATERCRAFT

- **Phil Miller: Access Program Administrator**

Constituent Base - Union County

• 2013 Resident Fishing Licenses (4.8%):	2,683
• 2013 Resident Hunting Licenses:	1,685
• 2013 Non-resident Fishing Licenses Sold:	18
• 2013 Free Disabled Licenses:	11
• Statewide Resident Fishing Licenses 2013 (6.6%):	762,000



Project History

- On May 6, 2013: Met with city officials to discuss fishing agreement and discuss funding for ramp improvements
- May 22, 2013: Met at the reservoir with City officials and ODNR
- June 6, 2013: ODNR hosted City officials at Findlay Reservoir
- July 3, 2013: Follow up meeting on fishing agreement* Important to note that the purpose of moving forward with the fishing agreement is due to the fact that it takes up to 3 years for effective fishing opportunities
- July 11, 2013: ODNR held internal focus group meeting
- July 25, 2013: Follow up meeting on CBFG application; this is also when Mayor Gore outlined the project in detail to City Council

Project History - Continued

- **October 29, 2013:** CBFG application timeline provided to the city
- **March 6, 2014:** Follow up meeting with city on the CBFG grant and signed fishing agreement was returned to the city
- **March 13, 2014:** Grant application presented to City Council
- **May 2014:** Perch scheduled to be stocked

Officer Shields introduced John Navarro, Fishing Access Program Administrator for Division of Wildlife.

Project Funding

ODNR Receives 1% of state gas tax to be used to benefit gas powered motorboat users

- **Division of Watercraft: 7/8**
- **Division of Wildlife: 1/8**
- **Amounts to 16 million/year**
- **Need gas motors to access \$**



Opportunity to Provide Marysville a 1st class facility

- Requires a maximum of 10 hp gas motors
- Fully funded by ODNR
- Design assistance from the Division of Watercraft
- Extra enforcement from ODNR



The issue of gas motors on a drinking water resource has come up before, but other municipalities have made the decision that it is just not a big enough issue to worry about.

Gas-Powered Motorboats on Reservoirs

Row Labels	Motorboats Allowed	Total Acres
10 HP	7	4,978
Unlimited HP	14	26,596

Columbus Reservoirs

- Alum Creek
- Hoover
- O'Shaughnessy
- Griggs

Upground Reservoirs

- Findlay
- Outhwaite (Bucyrus)
- Veterans Memorial (Fostoria)



About Fuel and Water

- Marysville Reservoir contains 1.4 billion gallons of water
- Fuel is lighter than water, dissipates quickly, and the water intake is well below the surface
- Parking spaces will limit the number of boats on the reservoir
- Approximately one boat for 10 acres of water



Mr. Navarro does not see any contamination issues when it comes to having an outboard motor out there. The intake for the reservoir is pretty deep, so he doesn't see any issues with the two coming together.

Watercraft CBFG Program



- Partnerships!
- Appropriated through Waterways Safety Fund
- Waterways Safety Fund comprised of:
 - boat registration and title fees
 - 0.875% of state gasoline tax
 - federal grant funding from U.S. Coast Guard & USFWS
- No state general revenue funds

Cooperative Boating Facility Grant Program

- \$4,500,000 annual allocation
- Merit-based program for *public* sector watercraft access projects
- Type of grant – Reimbursement
- **No match is required from the City**

Mr. Navarro introduced Mr. Phil Miller, Access Program Administrator for Division of Watercraft. The Division of Watercraft has invested over \$52M in the last 15 years in boating access. Their funds don't come from the general tax revenue; they come from boaters. They currently have approximately \$4.5M per year to allocate to local communities such as Marysville. It is a merit-based program, so you are competing

against communities, however, ODNR has been working with Marysville officials to work through some technical issues before hand. This is a reimbursement grant in that the City has to pay up front and would be reimbursed by the State of Ohio within a 30-day period. He pointed out that no match is required. Marysville is competing for a small pot of money. There are communities standing in line for this opportunity. He urged Council to fund this opportunity.



Mr. Miller noted that the Marysville project would be a single lane project with a boarding dock similar to the photo above. He pointed out that it does make a positive visual impact to the community, in addition to the other things noted.

The Division of Wildlife and Division of Watercraft are making a long term commitment. They will walk the City of Marysville through the design, engineering design, permitting and construction process to make sure that the project has a viable product in the end that users can appreciate and enjoy and functions properly.

Officer John Shields explained the site security.

Site Security

Multi-jurisdiction Enforcement Capabilities

1. [Marysville Police Dept.](#)

Full police powers, can also enforce fish and game laws

2. [Union County Sheriff's Office](#)

Full police powers, can also enforce fish and game laws

3. [ODNR Division of Wildlife & Watercraft](#)

Limited authority to enforce (Fishing Agreement)

A. Wildlife ORC & OAC (Private Property)

B. Fishing License 1533.32 ORC

C. Statewide bag limits 1501: 31-13 OAC

D. Private property litter 3767.32 ORC

E. Firearms section 2923.12,15,16 ORC

(Lands not administered, controlled, or owned by DOW)



Mayor Gore introduced a resident, Sam Norris. For the last five years, Mr. Norris has asked about recreational boating and fishing on the reservoir. There was discussion of allowing non-motorized boats. Officer Shields happened to approach staff about recreational boating. Bottom line, if you want the project paid for and not have to spend any of our taxpayers' dollars, "and one of our goals has been all long to make Marysville a place that everybody wants to live, work and play, and we have a lot of the work and we're getting more of it coming it, but we still don't have a lot of places to play." Partners Park is planned at the cost of \$300,000 to the City; you're talking about a \$4/500,000 project that's going to cost us zero. You're taking about anywhere from \$1.75/\$2M in recreation investments in this community in which the taxpayers are going to pay about \$300,000 for.

Mr. Fogt said people like to use the reservoir hill for sledding in the wintertime. Is there any way to make that legal and safe at the same time as making other improvements?

Mr. Emery asked Water Superintendent Scott Sheppard what the limitations are on sledding at the reservoir. Mr. Sheppard said when the reservoir was first opened up, there no were activities permitted. He has personally witnessed sledding out there and "it just looks like a bunch of kids having fun. It would be hard for me to go out there and kick them off the hill when all they're doing is having fun." He has not seen any excessive littering or anything that might be causing problems. He suggested we open it up to sledding.

Mr. Fogt asked if the parking lot can be conducive to sledding during construction of the ramps, etc. ODNR representatives said they build their facilities in state parks and

other parks so they look at those aspects as well.

Mr. Reams said we would want to preserve the north-facing slope of the dam, so we wouldn't want any parking on that north edge. That's the area that keeps the snow the longest.

Mrs. Groat asked if there is any state control on the age of motors allowed on these facilities and if not, is it legislatively allowed that the City of Marysville could legislate age of motors. In checking with a local bass-master in training, age of motor is critical to any kind of maintenance issues the motor might have.

Officer Shields said there is no law that he enforces that covers that. He wouldn't necessarily stereotype an old engine. A lot of it comes down to the person who owns the engine. It's just like any other piece of equipment, if it's maintained, it'll last forever.

Mr. Berbee recalls five years ago when he did his orientation, Mr. Sheppeard taught him that the water out of the reservoir at that time was so pure that you almost had to soil it with other water in order for the chemicals to properly work. Mr. Berbee asked what Mr. Sheppeard's take is on this and what is his recommendation to Council on this proposal?

Mr. Sheppeard said he at first thought it would be an issue, but after educating himself and understanding the physics of the oils and fuels, oil and gas go to the surface of the water. Our intake is about 20' below the surface of the water and the intake is on the upward wind side of the reservoir, so even if we had a little spill, even near the intake, it's going to blow to the Raymond Road side, which is about ½ mile from the intake. He has no reservation at all as far as the water treatment aspect. He and his operators at the plant feel wholeheartedly that the benefits certainly outweigh the minimal risk that we have.

Mr. Berbee asked if Mr. Sheppeard sees any cost increase in water rates if we do this project. Mr. Sheppeard responded that he sees none at all. He checked with the City of Findlay and they have seen no additional costs for treating the water.

Mr. Berbee asked if fishing would be allowed from a boat only or would there be access from the bank. Response was fishing will be permitted from the bank, as well as from a boat.

Mr. Rausch asked if there would be an area marked off for swimming. Mr. Sheppeard said that swimming would not be recommended since the water is 40' deep. ODNR does not allow swimming in the state parks unless it's in a designated area, but in a situation like this, they would not recommend it.

Mayor Gore said he's been asked about a triathlon and if the city would consider letting them swim in the reservoir after they do their biking or running. He doesn't want to say never, because it may be something to consider at some point.

Mr. Rausch asked as far as stocking the reservoir, would there be any structure. Mr. Shields said they have the capability to do that. They have experts for structure.

Mr. Shields said he is willing to work with the city on legislating such things as no camping, no fires, no horseback riding, etc. He has templates from other communities.

Mrs. Richardson thanked the ODNR representatives. They addressed a lot of her questions regarding pollution, cost of treatment. She asked if there had been enforcement and safety problems at other locations. Officer Shields said he has a good relationship with the City Police Department if there should be an issue. He does not have the authority to enforce drugs or alcohol, so he would refer those issues to the Police Department. He said 99% of the people are very respectful and law abiding citizens. He added there will be solar powered lights all around which will really light up the area at night.

Mr. Reams asked about the state parks that don't allow boats with motors. He noted Kiser Lake as one that does not allow motor boats. Officer Shields said they don't own that property. The lady donated it as a privately owned lake and when she deeded it to the state there was a stipulation in the deed that no gas powered boats be allowed.

Mr. Reams asked if there are any other state properties or bodies of water where boats are not allowed. Response was not state properties. Harvest Lake, but they are going to gas-powered boats.

Mr. Reams asked about the new Columbus reservoir that is being built in Union County. Are they going to allow boating? Officer Shields said he's had a little communication with them, but it's so new, he couldn't answer that question. Mr. Reams asked if there is any public access to that reservoir. Officer Shields said you'd have to ask City of Columbus that question; ODNR doesn't own it.

Mr. Reams said Findlay reservoir has been compared to Marysville reservoir. He noted there are two reservoirs in Findlay. Reservoir #1 is 187 acres and Reservoir #2 is over 600 acres. He understands that Reservoir #2 does allow gas engines, but Reservoir #1 does not allow gas powered engines. Why not? ODNR representative responded that that particular reservoir is locally managed; it's not owned or managed by the state. In cases where we have public access to waterways, we won't push an issue unless they want the project locally, so his thought is because there is access to the larger body of water, there isn't necessarily a public demand for the smaller body of water.

Mr. Reams asked why some reservoirs don't allow gas powered boats. The ODNR representative responded that across the country, coast to coast, there are thousands of reservoirs that allow recreational boating and fishing. Across the country, this is highly accepted.

An ODNR representative said some of the situations that they deal with in individual waterways in terms of facility development and public use is based on perception. The reality is with the water experts; they look to the EPA and look to the other agencies that are over water quality. What they have realized in this environment is providing access to power boats and motors isn't an issue, and actually, removing algae is a much bigger issue than gasoline. A five-gallon tank of gasoline spilling in a 1.4B gallon reservoir is probably not a measureable affect to that quality of drinking water.

Mr. Taylor thanked the ODNR representatives for addressing a lot of questions and concerns. The point is, they have offered the city an option for something that we don't have, to add some recreation, so Council will step back and think about it.

RESOLUTIONS

"A RESOLUTION APPROVING AN ENTERPRISE ZONE AGREEMENT BETWEEN UNION COUNTY, OHIO, CITY OF MARYSVILLE, OHIO AND HERITAGE COOPERATIVE, INC." was presented for second reading, public hearing. Mr. Phillips introduced the CEO of Heritage Cooperative, Mr. Eric Parthemore. Heritage Cooperative is not a publicly traded company. It's owned by 4,000 farmers in central Ohio in Union and Logan County. Their mission is to provide agricultural products and service to its members in a manner that adds value, extends their marketing opportunities, levels the playing field, as well as improves the quality of life for the rural communities. The money earned and the profits of the Cooperative at days end, and the earnings off that then go back to the members or vested back into the communities.

The proposed site location has met all requirements of ODR and Corp of Engineers.

Mr. Berbee thanked Heritage Cooperative for selecting Marysville and this particular site for their ag campus and research center. Heritage Cooperative will not only be an asset for Marysville but the entire Union County community.

Mr. Phillips asked Council's consideration to waive third reading in order for the Agreement to move on to the County Commissioners for their action.

Mr. Fogt moved to waive third reading, title only and 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

Motion passed.

Mr. Reams moved to pass the legislation 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

Resolution 5-14 passed.

The resolution "TO AMEND COUNCIL RULES OF PROCEDURE-#1" was presented for One Reading Only. Mrs. Groat explained the proposed change below:

1. On Second Reading and Public Hearing

Legislation may be read in full and comments from the public shall be heard.

*** There may be exceptions where a citizen's comments may be heard at 3rd Reading. Citizens **and Council Members** wishing to speak at 3rd Reading are required to contact the Clerk in advance of the meeting, and may only be heard with the consent of the presiding officer. ***

Mr. Taylor said the intent is to put the Council members on the same playing board as the citizen wanting to speak at third reading.

Mr. Reams feels that if a Council member were to speak, it would be allowed for a replied response from other Council members at that time or if a citizen addressed it, that would open the floor for conversation. That is not in the verbiage. Mr. Reams said if that's the way it's going to be, it should be stated in the verbiage. Mr. Taylor referred this legislation back to Public Affairs Committee for further review.

The resolution "TO AMEND COUNCIL RULES OF PROCEDURE - #2" was presented for One Reading Only. The proposed change is as follows:

RULE 8 *The Clerk of Council will prepare and make available to each Council member, the agenda at least three days prior to each regular meeting. Persons desiring to introduce legislation will deliver the original of such legislation to the Clerk of Council by 4:30 p.m. seven days preceding the regular meeting. Proposed legislation submitted later than 4:30 p.m. seven days prior will be placed on the agenda for the next subsequent regular Council meeting, unless the legislation is of an emergency nature, in which case, if Council shall consent, which requires a three-fourths vote of all Council members present, it shall be presented at the meeting for which the filing deadline was not met. Clerk **or a sponsor of the consent legislation** shall give advance notice to Council Members of the consent legislation prior to the meeting at which it will be presented.*

Mrs. Groat explained that as much advance notice as possible is improved if this rules change is approved.

Mr. Berbee moved to pass the legislation 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

Resolution 6-14 passed.

In other matter, Mr. Aslaner introduced his full-time assistant, Kris Jones. She's been working for him for ten years and was extremely valuable to his private law practice and very valuable to his work as City Law Director and his dealings with city prosecuting. She will be very valuable to the City of Marysville.

The resolution "TO AUTHORIZE THE MAYOR TO ENTER INTO A REAL ESTATE PURCHASE CONTRACT TO PURCHASE THE PARCEL OF REAL ESTATE LOCATED AT 222 S. MAIN STREET, WHICH IS TO BE USED FOR PUBLIC PURPOSE" was presented for first reading, title only. Mayor Gore said the offer was made and accepted at the appraised value. No emergency is needed. Their lease is not up until the end of May, so city can take possession on June 1. This area will be made a parking lot, with a possible addition of 42 parking spots and could possibly be over 50 parking spots.

The resolution "AMENDED RESOLUTION OF THE COUNCIL OF THE CITY OF MARYSVILLE, UNION COUNTY, OHIO ESTABLISHING PENSION PICK-UP RATES FOR BARGAINING UNIT EMPLOYEES OF THE CITY OF MARYSVILLE POLICE DIVISION AND DECLARING AN EMERGENCY" was presented for first reading, title only. Mr. Emery said this is a continuing effort to eliminate the pension pick-up.

Mr. Rausch moved to pass the emergency 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

Motion passed.

Mr. Fogt moved to waive third reading, title only 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

Motion passed.

ORDINANCES

"AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2013 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY" was presented for third reading, title only. Mrs. Richardson moved to pass the legislation and the question put, stood:

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

Ordinance 6-14 passed.

The ordinance "TO ADD SECTION 1139.26, SIDEWALKS FOR RESIDENTIAL DWELLING UNITS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for third reading, public hearing.

Planning Commission Chairman Martin Pratt addressed a question that Mr. Fogt had at the last meeting. In the future it would fit into a bike path until the plans are actually enacted, so at such time will then look to what we need, so any property could do either a sidewalk or a bike path.

Regarding Mrs. Richardson's question, yes, in fact, with this it is possible that you could have an island in the middle requiring sidewalks. There are other parts of the code that require a variance process through the Board of Zoning Appeals in situations where a sidewalk doesn't make sense. Mrs. Richardson said there is a fee of \$25 for a variance through BZA which concerns her.

Mrs. Groat moved to pass the legislation 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

Ordinance 7-14 passed.

The ordinance "TO AMEND SECTION 1143.17(E)(6), SIGNS IN AR, BR AND OR ZONING DISTRICTS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for third reading, public hearing. Mr. Berbee 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. Fogt YES

Ordinance 8-14 passed.

The ordinance "TO AMEND SECTION 1144.08, DESIGN REVIEW DISTRICTS ESTABLISHED, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for third reading, public hearing. Mrs. Groat moved to pass the legislation 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

Ordinance 10-14 passed.

The ordinance "TO AMEND SECTION 1143.17(d)(6), SIGNS IN HMD ZONING DISTRICT, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for third reading, public hearing. Mrs. Richardson moved to pass the legislation 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

Ordinance 9-14 passed.

The ordinance "ACCEPTING DEDICATION OF CERTAIN REAL PROPERTY, PARCEL NO. 17-0012013.1010, ON WHICH THE CITY-OWNED JEROME VILLAGE REGIONAL PUMP STATION IS LOCATED" was presented for second reading, public hearing.

The ordinance "TO AMEND CHAPTER 105, PUBLIC MEETINGS, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE" was presented for first reading, title only. Mr. Aslaner explained that this legislation updates our Codified Ordinances with respect to notices for public hearings. The ORC requires that we have a rule that allows anybody a reasonable way to learn the time and place of our regular meetings and time, place and purpose of special meetings. This change comports with the recent technology changes and also the statute.

The ordinance "AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$24,530,000 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; AND APPROVING RELATED MATTERS" was presented for first reading, title only. Ms. Chavarria said the city is going to continue with notes and will be paying down \$220,000 in principal and renew it for one year.

Mrs. Richardson asked if there is a change here from five years to 30 years. Ms. Chavarria said because interest rates are so low, we are continuing to roll this over as a note, but we're paying down principal as if it was a 30-year bond.

The ordinance "TO AMEND SECTION 1141.04, PAVING, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. Mr. Pratt explained the code requires homeowners with less than four parking places to curb their driveways. It was never the intent, so this is clean-up.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

The ordinance "TO AMEND SECTION 1143.03(c), DEFINITIONS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. Mr. Pratt explained this is the definition for Educational and Public Service Signs.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

The ordinance "TO AMEND SECTION 1143.09(a)(3), TEMPORARY SIGNAGE, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. Mr. Pratt explained this is part one of 3, with the other two following. This is taking originally defined coming soon signs and putting them in a new section of the code. This will clarify the code.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

The ordinance "TO ADD SECTION 1143.09(b)(11), EDUCATIONAL/PUBLIC SERVICE LIGHT POLE BANNER, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. This banner can be placed on public/quasi-public properties only (i.e. churches, schools, hospitals, etc.) This will give public/quasi-public uses the ability to promote community events and interests. Mr. Pratt noted this issue was contentious among Planning Commission. It was a 4-3 vote. There was a definite old-time feeling that light pole banners are a part of the uptown and extending that was a concern. It was thought to be sign pollution.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

The ordinance "TO ADD SECTION 1143.09(b)(12), GRAND OPENING SIGN, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. This legislation will regulate Grand Opening signs.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

The ordinance "TO ADD SECTION 1143.09(b)(13), COMING SOON SIGN, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for first reading, title only. Mr. Rausch asked if 90 days is long enough for a coming soon sign when often times construction takes six months. Planning Commission feels it is. Putting up a coming soon sign for six months doesn't really do the business any good.

Mrs. Richardson added when temporary signage was discussed a couple years ago, the coming soon signs were up for months and months. Putting a time limit for posting of the sign is a good idea.

A public hearing was scheduled for April 10, 2014 at 7:00 p.m. per Section 1131.08 of the Planning and Zoning Code.

PARKS & RECREATION DIRECTOR:

Mrs. Groat presented Ms. Betty Brewer to fill the Parks & Recreation vacancy in Ward 3, term to expire November 30, 2016. Mr. Rausch moved to confirm the appointment of Ms. Brewer; affirmative voice vote was unanimous.

Mr. Rausch reported the restrooms in the parks will open the first week of April, weather permitting.

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mayor Gore reported on the Hillcrest Mobile Home Park water issue. Staff met and explained the process. They have a master meter. We send the water to the master meter and it's distributed from there. A private company, Water Watch, does the billing for the mobile home park. The water goes to the master meter, the city bills them for "X" usage dollar amounts. They in turn send the bill out to each mobile home which has a meter on it. Mayor Gore said the master meter is not leaking, so if there is something leaking beyond that, we don't know that, because it's not our meters that go into the mobile homes. We feel bad for those folks, but hopefully they'll get some results by working through the Attorney General's office.

Mayor Gore said he came to Council in July about the reservoir. There have been at least 8-10 meetings with ODNR. Mayor Gore expressed his frustration because this is about the third or fourth time in the last few months that he has been questioned about caring about the community, i.e. "We don't care about pedestrian safety, we don't care about health of the water, what does that mean, we're going to have to spend more money to treat it. First of all, why would I be out there knocking on doors with my hands out asking for money if I didn't care about our finances? I am very proud of this community and I'm very proud of what we've accomplished in three years and what we've accomplished in 11 years prior to that working with some of you all."

Mr. Rausch said on April 10th, the City will recognize some wrestlers. If you think back in the spring of last year, the baseball team made it to the Regionals; in the fall the girls soccer team were District Champs; the volleyball team did better than they have recently, the basketball team was 15-10. The girl's team was on the positive side; we had two state champions in wrestling; the baseball team will be very good again this spring. For five consecutive meets, Swing Choir was grand champions; our band is phenomenal. We have a great school system and Marysville Schools are Excellent with

Distinction. Extra curriculars are important too because you learn a lot of life lessons, and we're excellent there as well. There are a lot of great things going on in the Marysville School District and "I'm just really proud to be a Monarch."

Mrs. Richardson reported that March is Women's History Month and we're celebrating women of courage, character and commitment. There are 2.5M service women, past and present, who have demonstrated courage, character and commitment. She saluted those ladies.

Last week Mrs. Richardson spoke about a state initiative to promote healthy drug free lives and to prevent drug abuse. "Each meeting I plan to join the initiative and speak to you on a topic involving drug or substance abuse. Tonight Let's Talk About: Youth getting high on cough syrup. One in 10 youth are reported to be abusing cough syrup and the popularity is growing. One such substance growing in popularity has a slang name of Purple Drank and syrup. Hip hop has glamorized the concoction. So what exactly is in this purple drink and what makes it so appealing? It is prescription-strength cough syrup (codeine and promethazine – which also causes the purple hue) that is typically mixed with sprite or other soda and a Jolly Rancher candy (to mask the bitter flavor of the cough syrup); said to provide the user with a relaxed, euphoric high.

Because it is a colorful, sweet-tasting concoction made with a perceived 'legal' drug, it is many times thought to be harmless among young users. Health experts say however, this couldn't be further from the truth. This dangerously addictive, potentially fatal mix has the ability to depress the central nervous and respiratory systems, and cause the heart and lungs to shut down. Other non-fatal side effects from the Purple Drank include drowsiness, dry mouth, nausea, dizziness, itchiness, constipation, urinary retention, impaired vision, memory loss, confusion, hallucinations and seizures.

It is vitally important to talk to your children/grandchildren about the dangers of misusing or abusing prescription drugs of any kind, even those that appear to be less harmful, like cough medicine. Youth should also be aware that it is illegal for anyone to use another person's prescription cough medication, whether to treat an actual cough or for recreational use.

Thank you and please keep talking."

Mrs. Richardson commented on the \$25 fee for someone to have to go to BZA and justify putting in or not putting in a sidewalk in an old neighborhood. She feels internally we should be able to work with that. They should not have to go to BZA, apply and do all the paperwork and permitting. She feels internally it's a common sense approach.

Mr. Berbee said Finance Committee will meet at 4:00 p.m. on March 20th.

Mr. Berbee thanked Administration for recognizing Developmentally Disabled Month. It's near and dear to his heart. He was a past Board member and feels it's good to recognize them.

Mr. Reams complimented the painting done by Creative Foundation.

Mr. Reams reported on the Public Safety Committee meeting. Snow removal and pedestrian safety were discussed. We are going to try to do some things to better communicate with our residents and get the word out so that we don't have the problems that seem to get worse and worse each year.

Mrs. Groat said Public Affairs Committee will meet on March 24th at 6:00 p.m. to discuss Council Rules of Procedure and will be reconsidering temporary sign ordinances.

ADJOURNMENT: There being no further business to come before Council, the meeting adjourned at 8:55 p.m.