

CITY COUNCIL MINUTES

MAY 8, 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, Law Director Tim Aslaner, Fire Chief Jay Riley, Police Chief Floyd Golden, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, Event Coordinator Amanda Morris, Acting Clerk Anna Krutowski, Acting Clerk Kris Jones

REPORTERS PRESENT: Ryan Horns-Journal Tribune, Amy Rogan-ThisWeek

CITIZENS PRESENT: None

APPROVAL OF MINUTES: There being no additions or corrections, the minutes for the meeting on April 24, 2014 were approved as written.

ADMINISTRATIVE REPORT:

Mr. Berbee had the idea of acknowledging a “new day”, so Mr. Berbee handed out a laminated newspaper article “Out with the Old” showing the demolition of the old City Hall building. and Mayor Gore handed out a brick from the old City Hall building.

Division of Police

The Union County Law Enforcement Memorial Ceremony will be held next Thursday, May 15th at 7:00 pm on the Union County Courthouse Lawn. In the event of inclement weather, the ceremony will be held in the Veteran’s Memorial Auditorium, 233 W. 6th Street.

A Women's Self Defense class was held at our Police facility Wednesday evening and led by Police Officer Amy Findley. Fifteen women received the training.

Public Service Department

Events & Recreation

Pool passes are now available for purchase on the City’s website or in person at City Hall. The Pool will open on May 24th.

The first Friday Night Uptown event is just a week away. It will be held on May 16th with an "Uptown BBQ theme", music by Arnett Howard and presented by Bob Chapman Ford.

The City has replaced the play structure at American Legion Park. A grant was secured to assist with the purchase of the equipment which saved the City \$37,884.50.

Engineering

We were recently notified that safety upgrades at the Industrial Parkway railroad crossing (by the VFW) are expected to occur by summer 2015. This project is anticipated to cost \$180k - \$200k and will be 100% funded by CSX Railroad and the Public Utilities Commission of Ohio (PUCO).

The majority of the construction (including associated paving, guardrail installation, and kiosk placement) is complete at the Town Run Stream Restoration project and we are close to setting a date for the ribbon-cutting ceremony.

During the month of April, we have processed forty (40) Zoning Permits and reviewed thirty (30) Residential Plans. These numbers far exceed last year's data of 26 zoning permits and 12 residential permits.

Administration

Events & Recreation Coordinator Amanda Morris will be on WQTT 1270 AM radio station tomorrow morning from 9:00-9:30 am for "Marysville Municipal Matters." Topics of discussion will be upcoming City events and our Municipal Pool.

Union County Leadership Class Graduation

Finance Director Jenny Chavarria and Deputy Chief Bo Spain graduated from the Union County Chamber of Commerce Leadership Institute class on Thursday, May 1st.

5th Annual Beautification Program

The City's Beautification Program recognizes residents and businesses in the City who contribute to the beauty of Marysville by taking pride in their landscaping and/or exterior renovation improvements.

Anyone can nominate a property. The property must be located within the corporation limits of the City of Marysville. Properties will be judged in four categories, property enhancement, beautifully maintained, gateway and storefront-window display/outside facade.

[Application/nomination](#) forms must be received by Monday, July 14, 2014. For additional information please view the [program flyer](#) or contact the [Clerk of Council](#) Connie Patterson at (937) 645-7356.

Annual Food Drive

Marysville postal carriers will be collecting non-perishable food items this Saturday, May 10th for the National Association of Letter Carriers' Stamp Out Hunger Food Drive. Residents are asked to place bagged food items by their mailbox. All donations will go to the Marysville Food Pantry.

Last week Mayor Gore represented the City on a panel discussion on "Let's Start Talking initiative. State Director of Alcohol and Substance Abuse was in Marysville. Police Chief Golden attended as well. Mrs. Richardson attended as well. It was an outstanding evening.

REPORT OF CLERK OF COUNCIL: Ms. Krutowskis reported that she received a liquor permit transfer request for Hunan Express, located at 160 Emmaus Road to 1188 W. Fifth St. The permit is currently in safekeeping and is not being used unless or until the business is in operation at 1188 W. Fifth Street. Chief Golden had no objections. Council had no objections.

REPORT OF ECONOMIC DEVELOPMENT DIRECTOR: Mr. Eric Phillips reported on the (inaudible) Corridor Plan. Will be doing a survey of residents to see what they would like to see and how connections are being made.

Heritage Cooperative Groundbreaking is this Wednesday at 10:30 a.m. They are planning at \$38.5M investment.

There will be a ribbon cutting and grand opening at the new Children's Close to Home on Tuesday, May 13th.

HEARING OF CITIZENS: Ms. Amanda Morris gave a report of future events planned this summer.

- May 16th, Uptown Friday Night, BBQ with Arnett Howard performing.
- Sand volley ball league beginning next week. 23 teams are registered. Boston's is sponsoring all of the city's adult activities this summer.
- Co-ed basketball begins in June.
- Water volley ball will be held this summer.

- The pool opens on May 24th. Pool staff of 40 are being trained and ready for opening day. 31 guards, 3 are cross-trained in the concession stand, 6 in the concession stand, 4 pool management staff and two front desk.
- High dive is coming back. An additional support bar is being installed to the top of the diving board and there will be a 42 in. height restriction.
- New playground equipment has been installed at American Legion Park.
- Hanging flower baskets will be hung in the uptown next week. Memorial Hospital is sponsoring those baskets once again.
- Resident Donald Boerger was recognized for purchasing and planting the pansies in the Uptown.
- Switching to fountain pop at the pool instead of bottled soda. Souvenir bottles will be sold and then the bottles can be refilled at a discounted rate. Anyone who purchases a pool pass prior to the pool opening on May 24th will receive one souvenir bottle. Goal is to increase pool revenue by 10%.

RESOLUTIONS

“RESOLUTION AUTHORIZING THE MAYOR AND/OR APPOINTED DESIGNEE TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF MARYSVILLE TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR \$350,000 OF FY2014 COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM (CHIP) GRANT FUNDS AND TO ENTER INTO AGREEMENT WITH THE MID-OHIO REGIONAL PLANNING COMMISSION” was presented for second reading, public hearing.

“RESOLUTION AUTHORIZING THE MAYOR AND/OR APPOINTED DESIGNEE TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF MARYSVILLE TO THE STATE OF OHIO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SMALL CITIES PROGRAM FOR AN AMOUNT NOT TO EXCEED \$75,000 OF FY2014 COMMUNITY DEVELOPMENT ALLOCATION GRANT FUNDS” was presented for second reading, public hearing.

ORDINANCES

The ordinance “ACCEPTING A GIFT OF REAL ESTATE SITUATED IN THE STATE OF OHIO, COUNTY OF UNION AND CITY OF MARYSVILLE, PARCEL NOS. 2900220022000 (SOUTH OF CINNAMON DRIVE “F” MILL ROAD) AND 2900220011000 (“G” 17300 MILL ROAD) IN MILL VALLEY PHASE 1” was presented for third reading, title only. Mrs. Richardson 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 21-14 passed.

The ordinance "TO AMEND SECTION 937.18, ESTABLISHMENT OF STORM DRAINAGE SERVICE CHARGES, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE, OHIO AND DECLARING AN EMERGENCY" was presented for third reading, title only. 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 22-14 passed.

The ordinance "TO AMEND SECTION 931.05, DISCONNECTION AND RECONNECTION OF SERVICE, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE, OHIO" was presented for third reading, title only. Mr. Rausch moved to pass the legislation and the question put, stood:

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

Ordinance 23-14 passed.

The ordinance "AUTHORIZING THE ISSUANCE OF BONDS IN THE AMOUNT OF NOT TO EXCEED \$1,200,000 FOR THE PURPOSE OF DESIGNING, CONSTRUCTING, IMPROVING, AND CONVERTING THE FORMER CITY HALL SITE INTO A MUNICIPAL PARK, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; AND APPROVING RELATED MATTERS" was presented for second reading, public hearing.

Mrs. Richardson explained a proposed recommendation as follows: "The Planning Commission and the City Staff have brought before us 18 pieces of legislation. Most of these documents remove details about what needs to be submitted from the code and refer applicants to the City Staff for guidance. Last week I asked the Council to think about amending the proposed legislation to incorporate some type of checks and balances and to maintain a way to provide for public input. This week, after additional research, I believe the same goals can be achieved by recommended changes to commission/board rules and procedures in lieu of amendments. Please see the following proposal:

PLANNING COMMISSION:

Prior to any official application updates/changes associated with the Planning Commission, staff shall present the updates/changes to the Planning Commission during a regularly scheduled meeting for review and approval.

DESIGN REVIEW BOARD:

Prior to any official application updates/changes associated with the Design Review Board, staff shall present the updates/changes to the Board during a regularly scheduled meeting for review and approval.

BOARD OF ZONING APPEALS:

Prior to any official application updates/changes associated with the Board of Zoning Appeals, staff shall present the updates/changes to the Board during a regularly scheduled meeting for review and approval.

Requesting a change to Rules and Procedures of the appropriate Boards and Commissions provides a consistency with the way we currently conduct business and ensures a spirit of shared ideas for any future revisions in applications. Presently, we have a check and balance when a change in requirements for submission is brought to the Council. My proposal ensures some element of checks and balances without the necessity for 3 readings via the City Council.

My proposal also preserves the opportunity for public input when the Board/Commission discusses a change to applications in their respective public meeting. It ensures a process for best practices.

I will add here that the City Staff should be commended for creating a way to streamline instructions with detailed applications. It surely must have been a tedious task to generate all of the application guidance in the packet of applications before the Council tonight. Thank you staff for your hard work.”

Mr. Taylor asked Mr. DeLong if he was comfortable with the above proposal. Response was yes.

Mrs. Richardson moved to approve the suggested changes to the Rules of Procedure for Boards and Commissions 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.

The ordinance "TO AMEND SECTION 1105.04, SKETCH PLAN REQUIRED, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1105.06, APPLICATION FOR PRELIMINARY PLAT APPROVAL, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1105.08, PRELIMINARY PLAT CONTENTS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1105.14, APPLICATION FOR FINAL PLAT, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1105.17, FINAL PLAT CONTENTS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1125.02, CONTENTS OF APPLICATION FOR ZONING PERMIT, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1129.10, APPEALS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1129.13, APPLICATION AND STANDARDS FOR VARIANCES, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1129.21, CONTENTS OF APPLICATION FOR APPROVAL OF CONDITIONAL USE PERMITS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1131.04, CONTENTS OF APPLICATION, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1136.07, CERTIFICATE OF APPROPRIATENESS REQUIRED, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1136.10, PROCEDURE FOR CERTIFICATE OF APPROPRIATENESS BEFORE DESIGN REVIEW BOARD, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1144.05, EXTERIOR PLAN REQUIRED BY DESIGN REVIEW BOARD FOR DESIGN REVIEW DISTRICTS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, title only.

The ordinance "TO AMEND SECTION 1144.06, EXTERIOR PLAN APPLICATION/FEE, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, title only.

The ordinance "TO AMEND SECTION 1145.11, PUD SKETCH PLAN, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1145.15, DEVELOPMENT PLAN REQUIRED, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1150.05, PERMIT REQUIREMENTS-SMALL WIND ENERGY PROJECTS, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

The ordinance "TO AMEND SECTION 1150.08, PERMIT REQUIREMENTS-SOLAR ENERGY SYSTEM, OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing.

PARKS & RECREATION REPORT: No report.

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mr. Taylor appointed the following Council Members to an Ad Hoc Transition Committee. The purpose of this Committee is to help with the transition from our current form of government to the new form of government effective in 2016.

J.R. Rausch – V.P.
Tracy Richardson
Henk Berbee

Mayor Gore
Brian Dostanko
Jenny Chavarria

Mayor Gore explained that Kris Jones, the Law Director's Assistant is at tonight's meeting and will serve as back-up Acting Clerk, along with Anna Krutowskis, when Clerk Patterson is not available to attend Council meetings.

Mayor Gore said the boulder for partners Park arrived today in a crate. It will be left in the crate until it's ready to be placed in Partners Park.

Mr. Berbee noted a Kiwanis member recently suffered a stroke at the age of 41. May is "Stroke Awareness Month". Stroke is the fourth leading cause of death in the United States and the leading cause of major disabilities. Over 795,000 people in the United States suffer a stroke each year. Immediate medical attention may lower the risk of disability, and the estimated direct and indirect cost of stroke is about \$73.7 billion, last count as of 2010. By knowing your cholesterol level, exercising, eating a healthy diet, and knowing your blood pressure could reduce this number by 50%.

The Finance Meeting scheduled for May 15th is cancelled due to lack of agenda items.

Mrs. Richardson reported the following:

"1. To Keep the talking I started a number of meetings ago, I would like to read a statement from Holly Zweizig of the Union County Drug Free Coalition:

The Start Talking! initiative is intended to remind parents, guardians, educators and community leaders about their critical role in helping youth live healthy and drug-free lives.

Why this is important.

Nationally, we know that children are 50% less likely to use drugs when their parents talk to them regularly about not using.

However, in Union County, we know that 42% of youth in the 7th, 9th and 11th grades report that their parents "never" talk to them about using alcohol or other drugs.

That's a statistic we want to see change!

To get started you can go to www.starttalking.ohio.gov or the Union County Drug Free Coalition at www.ucdrugfree.org"

Please, let's keep talking

2. Law Enforcement...Thanks for Keeping our community safe! This past week I had inquired with our local law enforcement about concerns with increased presence of police patrols. The residents were wondering if there was a particular problem or increase in crime in the neighborhood. In essence, it was simply our law enforcement increasing patrols to ensure safety. As the weather improves, more children are out playing, speed picks up and drivers don't always yield to pedestrians.

We appreciate your presence in our neighborhoods Chief.

3. Union County Law Enforcement Memorial Ceremony. Thursday, May 15 at 7pm on the Courthouse Lawn

4. Applications for the City's Beautification Program are due on July 14. I want to encourage residents to participate

5. Operation Resurrection: a documentary dedicated to defining and promoting coordinated solutions to the health, education and employment issues our Iraq and Afghanistan veterans face when they return home. Please rsvp at 937-578-2316 if you would like to see the movie. Seats are limited. The movie event will be held at Bunsold Middle School on Wednesday, May 14. Doors open at 4pm. Screening starts at 4:30."

Mr. Fogt said he appreciates everyone's support during his election campaign. He learned a lot through this campaign. "Just follow the money". After this fall election, it's going to be same way or worse. See whose donating, see whose getting the benefit from the elected officials – "Follow the money".

Mr. Fogt noted the voting percentage. People have died for centuries to gain our freedom and when there is a small voter turnout, that's sad. "Don't ignore your right and privilege and actually your obligation to vote. It's your duty to vote as we get the government we deserve."

Mr. Rausch noted that last Friday was the Union County Chamber of Commerce Annual meeting. He congratulated Henk Berbee and his family and the Leo Berbee Bulb Co. for receiving an award. It was very deserving. Also winning an award was Jim and Dan

City Council Minutes
May 8, 2014
Page 11

Fitzgerald of McAuliffe's Ace Hardware and Bob Whitman who won the Lifetime Achievement Award.

Mr. Taylor said kudos to the city for the additional reflectors/signage at the crosswalk E. 5th Street.

The Humane Society had their fundraiser dinner Saturday night. Dan Fitzgerald and Ace Hardware was awarded business of the year in support of the Humane Society.

Happy Mother's Day to all Mother's.

ADJOURNMENT: There being no further business to come before Council, the meeting adjourned at 7:52 p.m.