

CITY COUNCIL MINUTES

September 11, 2014

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

MEMBERS PRESENT: Mrs. Richardson, Mr. Taylor, Mr. Reams, Mr. Berbee, Mr. Fogt, Mr. Rausch, Mrs. Groat.

OTHERS PRESENT:, Mayor Gore, Director of Administration Terry Emery, Finance Director Jenny Chavarria, Police Chief Floyd Golden, Battalion Chief Nate Burns, Law Director Tim Aslaner, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, Clerk Anna Krutowskis.

REPORTERS PRESENT: Ryan Horns-Journal Tribune

CITIZENS PRESENT: Bill & Vicki McKinnon, Roy Asbury, Cheryl Barthlua, Catherine Burton, Sonny Green, Fred Snyder, Don Patterson, Larry Stover and Family, Ben Vollrath, Joel Allen, Dale Debelak, Dawn Byus, Bonnie Perdue, Deb Bingham.

APPROVAL OF MINUTES: The minutes for the meeting on August 28, 2014 were approved.

ADMINISTRATIVE REPORT:

Mayor Gore reported the following:

Human Resources Department:

The City decided to test the market regarding our liability insurance coverage. We've been with the Public Entities Pool (PEP) of Ohio for 20 plus years. We had several meetings with PEP and also entertained a move to the Central Ohio Risk Management Association (CORMA).

CORMA is made up of several Central Ohio cities that have a reputation for excellence such as; Dublin, Westerville, Upper Arlington, and Powell. The City of Marysville also has a reputation for excellence regarding risk management, so CORMA invited us to enter CORMA and presented a coverage option. This process lead to PEP lowering their rates for the city, while we were also able to increase coverage in some areas as we performed a line-by-line audit of our plan. We are about to sign again with PEP, but at an annual savings of about \$40,000, with increased coverage in Limits of Liability and we added Cyber Breach and Flood coverage and we also have a 3-year rate lock.

Maintenance & Operations:

The City has begun work on replacing the waterline on Sherwood Ave. east of Hickory Dr.

The Annual Covered Bridge Festival is September 19-21. The event is free for all ages and held at the Pottersburg Bridge, 17141 Inskeep Cratty Rd., North Lewisburg, Ohio. Contact the Union County Chamber of Commerce at 937-642-6279 for more details.

Engineering:

Partners Park updates:

- Complete in 2 Weeks - roofing, lawn area topsoil, Library Connection/ADA Ramp
- Ongoing Items - Splash Pad, Friendship Garden (Boulder), Landscaping/Irrigation

The City's 2014 Pavement Maintenance Program is nearing completion. The following work remains:

- E. 5th St. Turn Lane is complete and will be striped next week.
- Mill Creek Park parking lot will be closed tomorrow, September 12th for sealing. Parking will be available in the gravel lot and at Schwartzkopf Park during the project.

Call City Engineer Jeremy Hoyt at 937-645-7358 with any questions or concerns.

Administration:

The 9/11 Remembrance Ceremony was held this morning at Decker Fire Station. We greatly appreciate everyone who attended the ceremony.

Mayor Gore asked that Council pass the resolution and then he would like to recognize the members of the Exterior Property Maintenance Commission, and pass out the beautification program awards.

Mr. Taylor said Council members resolution number 4 is to "TO NAME THE BEAUTIFICATION PROGRAM, THE CONNIE PATTERSON BEAUTIFICATION PROGRAM," was presented for One Reading Only. Mr. Taylor said that Connie along with Mrs. Groat, and a few others started this program to make Marysville a better place. Mayor Gore said as President of Council when the Public Affairs Committee created the Exterior Property Maintenance Commission, one of the things that they wanted to do was to beautify the community, and recognize those who took care of their homes, businesses, etc. Mrs. Patterson as Clerk of Council took a very special interest in that program and worked closely with Mrs. Groat and the other council member on that committee. Tonight, we have with us, the Exterior Property Maintenance Committee, Deb Bingham(who is the Chair of the Committee), Peggy Bailey, Dawn Byus, Keith Brown and Joel Allen. We appreciate everyone's work that goes into this program.

Mr. Taylor asked for a motion to approve the resolution. Council 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;	

The resolution was approved.

Mayor Gore, Ms. Bingham, Mrs. Groat, and Mr. Patterson passed out the awards for the winners of the 2014 Beautification Program:

Winner for Beautifully Maintained – Residential in Ward 1
Fred Snyder -
1245 Valley Drive

Winner for Beautifully Maintained –Residential in Ward 2
Bill and Vicki McKinnon
14480 St. Rt. 38

Winner for Beautifully Maintained – Residential in Ward 3
Michael and Paula Lynch
18030 Boerger Road

Winner for Beautifully Maintained – Residential in Ward 4
Roy and Kimberly Asbury
271 Hardin Place

Winner for Property Enhancement – Residential in Ward 1
Todd and Missy Hullinger
2368 Trophy Drive

Winner for Property Enhancement – Residential in Ward 4
Bonnie Perdue
721 W. Ninth Street

Winner for Beautifully Maintained – Commercial
Emeritus at Halcyon Inn
Michelle Mercer
1565 London Avenue

Winner for Property Enhancement – Commercial
North Main Motors
Harold and Bonnie Green
1001 E. Fifth Street

Winner for Storefront
Uptown Antiques
Kim Hott
117 South Main Street

Mayor Gore thanked Mr. Patterson and family for the 14 years of service that Mrs. Patterson gave to the City.

Mayor Gore finished his report with the following:

Mayor Gore said everyone saw an article in the paper about the Cemetery. About five to six years ago, the City fell on hard times and programs were cut. One of the programs that was cut was the fulltime staff at the Cemetery. As things have gotten better, and we have been able to increase some revenues and we have reinstated some of the programs that were cut, one of the

programs that did not get reinstated was the fulltime staff at the cemetery. Cemeteries are very important to communities; if you have a family member buried there, you would want it to look nice and be maintained. During the summer, we hire 14-18 kids to work, and part of what they do is mow at Oakdale. We have been struggling to keep up with the mowing and trimming at Oakdale Cemetery for the past month. This has been a wet summer and with the cooler temperatures we have experienced, much of the grass has continued to grow. The Parks and Grounds Division relies heavily on seasonal part time staff with 4 to 7 part time employees typically working at the Cemetery. This year the seasonal staff, comprised of mostly college kids, returned to school in mid-August, and we have recently had other employees off on vacation and other types of leave. This left the Parks and Grounds staff short handed and unable to manage areas like the Cemetery which requires constant work to maintain. One of our Executive staff members took a half day vacation and went out and got a mower, so he could help mow at the Cemetery. That was Brian Dostanko, he understands how important this cemetery is to residents. Mayor Gore promised that the Cemetery will be in great shape before he leaves office in 15 months. The City is currently looking into ways to prevent these staffing issues in the future in order to provide a consistent product of which the citizens of Marysville can be proud.

Mr. Reams asked for an update on the burned properties and the property across from Bunsold School. Mayor Gore said the property on Fifth Street is gone. Mr. Aslaner said he met with the property owners of the property near Bunsold School, they intend to take the structure down, They said they have mowed out there as close to the building as they could, and that they will have the building down by Christmas.

REPORT OF CLERK OF COUNCIL: Clerk Krutowskis received a request for a C1, C2 and D6 liquor permit for the Kroger Co, DBA Kroger N 0399, 1337 W. Fifth Street. C1 is beer only in original sealed container for carry out only. C2 is wine and mixed beverages in sealed containers for carry out and D6 is sale of intoxicating liquor on Sunday between the hours of 10:00am or 11:00am and midnight.

We also received a request for a D5 liquor permit for the Cork Marysville LLC, DBA Cork Wine & Dine, 211 E. Fifth Street. D5 is spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises in original sealed containers, until 2:30am. Chief Golden had no objection. Council had no objections.

REPORT OF ECONOMIC DEVELOPMENT: Eric Phillips spoke about the Midwest-US Japan Conference in Iowa, which President Taylor, Mr. Rausch, Mr. Berbee, Mr. Cunningham, and Ms. Chavarria attended as well. The next conference will be held in Japan, in September of 2015. They are doing a BizFest to celebrate small businesses; it will be on North Main Street, we are inviting companies to have an expo from 2:00-7:00 pm on October 9, 2014, in addition to that we have the Fab Lab at the Marysville High School, they will have the mobile lab there on display. We are working with the North Union Robotics team, and trying to secure Marysville and Fairbanks Robotics teams to be there, Mayor Gore, Commissioner Stolte, and Dr. Harrison (president of Columbus State) will be speaking, we will be talking about small business, and it will also be the ribbon cutting for the MEC. There are only 25 places at the expo for the BizFest.

Mrs. Richardson asked about the recently passed license for the Cork Wine and Dine? Mr. Phillips said he has not yet connected with the owner, but know that they have locations in Polaris and Easton.

HEARING OF CITIZENS: Dale Debelak of 1491 Village Drive, Marysville, Ohio. Mr. Debelak spoke about the proposed high speed rail. He feels that it is a bad idea; the City would be throwing money down the drain. The high speed rail is based on riders. Cleveland tried to have one from Cleveland to Twinsburg, it was thrown to the wayside. Mayor Gore stated that we have signed an agreement with six different cities to pursue funding for a study to try to determine the impact it would have. Mayor Gore stated that Indiana is pushing this, and it will happen eventually. Mr. Debalak said it is not going to be viable to handle the traffic. Any money spent on the study is at risk. Cleveland tried this 15 years ago, to have a train from Cleveland to University Circle, they spent 350 million dollars for the City, and today it is buses. Mr. Fogt said that Mr. Debelak was on City Council in Cleveland at the time of this study.

Mayor Gore asked for an Executive Session after the meeting to consider confidential information related to negotiations with other political subdivisions respecting requests for economic development assistance, and to also purchase public property to purchase for the public good.

RESOLUTIONS

A resolution "TO AUTHORIZE THE MAYOR TO APPLY FOR AND ENTER INTO AGREEMENTS RELATED TO THE AWARD OF OHIO PUBLIC WORKS COMMISSION FUNDING," was presented for third reading, title only. Mrs. Groat 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

The resolution was approved.

A resolution "DESIGNATING PUBLIC DEPOSITORY AND DECLARING AN EMERGENCY," was presented for One Reading Only. Mr. Taylor entertained a Motion to declare this an emergency. Mr. Berbee moved to pass the legislation 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;

Ms. Chavarria stated that earlier this year, Council approved a ten year loan with Richwood Bank for Partners Park. We are starting that process right now, and should have the money available in the next week or two. We would like to continue that partnership with Richwood Bank, and continue to invest those funds in Richwood Bank. This gives us the authority to do that. It will be a one year cd- for 750-1 million dollars.

Mr. Taylor entertained a motion to approve the resolution; 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; Mr. Berbee YES;

The resolution was approved.

A resolution " ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR," was presented for One Reading Only. Ms. Chavarria stated that this is the annual amounts and rates that we approve once a year. The County Auditor sends us what they believe the property tax will be for the upcoming year, they have projected 1.35 million which is a 2% increase from last year. City Council has to approve this and then we send back to the Auditor.

Mrs. Richardson asked who is on the budget committee? Ms. Chavarria stated that she is not sure.

Mr. Rausch 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;

The resolution was approved.

ORDINANCES

The ordinance "TO REZONE PARCEL 29002437000 LOCATE AT 980 NORTH MAPLE STREET; FROM OR (OFFICE-RESIDENTIAL) TO B-1 (SERVICE BUSINESS)" was presented for third reading, public hearing.

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

Mr. Fogt YES; Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES;
Mr. Reams No; Mr. Berbee YES; Mr. Rausch Abstained;

The ordinance was approved.

The ordinance "TO AMEND SECTION 1135.17 SPECIAL DISTRICT ONE (SD1) OF THE CITY OF MARYSVILLE PLANNING CODE" was presented for third reading, public hearing.

Mrs. Groat 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;

The ordinance was approved.

The ordinance "TO AMEND SECTION 1140.07(D) MINIMUM LANDSCAPE STANDARDS 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:

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

The resolution was approved.

The ordinance "AUTHORIZING APPROPRIATION TRANSFERS, REDUCTION IN APPROPRIATION, ADDITIONAL APPROPRIATIONS AND MODIFYING THE 2014 ANNUAL BUDGET" was presented for third reading, public hearing.

Mrs. Groat 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;

The resolution was approved.

The ordinance "TO AMEND SECTION 931.04(b)(a), CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE MULTIPLE UNIT BILLING AND TO RENUMBER SECTION 931.04(b)" was presented for second reading, public hearing.

This will be back for third reading public hearing on September 25, 2014.

The ordinance " TO REPEAL ORDINANCE #6-06, "AUTHORIZATION FOR THE CITY OF MARYSVILLE TO PICK UP THE STATUTORILY REQUIRED CONTRIBUTION TO THE PUBLIC EMPLOYEES RETIREMENT SYSTEM OF OHIO FOR THE EMPLOYEES OF THE CITY PURSUANT TO IRS SECTION 414(H) (2)" AND TO IMPLEMENT THE STATUTORY EMPLOYEE CONTRIBUTION" was presented for first reading, title only.

Mr. Emery said that this is just transitioning away from the pension pick up. We have done this previously with our FOP and Police Contracts, and are repealing the ordinance that was passed in 2006 and timing it up on January 1, 2015.

This will be back for second reading public hearing on September 25, 2014.

PARKS & RECS: Mr. Rausch announced the next meeting will be on September 16, 2015 at 7:00 pm.

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mr. Berbee said Finance Committee will meet on September 18, 2014 at 4pm.

Mr. Reams said that Public Safety Committee met about blocking driveways with vehicles. The Committee is starting a bigger communication program with snow removal, and have discussed the process that we have for reporting street lights, because it does not seem to be working very well. There was also some discussion about the speed limit on 31 by Mill Valley.

Mrs. Groat said the Public Affairs Committee will meet September 22, 2015 at 6:00 pm.

Mrs. Richardson said that when Mr. Patterson, (Connie's husband), was handing out the awards tonight, in some real special way I felt that Connie was here. Connie was the one who really

pushed and helped us move that program forward. She was part of the Public Affairs Committee with Mrs. Groat. Mrs. Patterson was always so enthusiastic about the program. She ordered the flags, and thought about the stones and ordered them. It was very meaningful to have her family here tonight.

When I was in the military academy, we had a saying "cooperate and graduate", meaning if we all work together as a team we will reach our goals, and at that time our goal was just getting to graduation. It is with that spirit of that team work that I voted yes on the Appropriation Ordinance. At this point, I know that the Administration really needed the dollars, I do however, have an emphatic request, and I mean this most sincerely. If the Administration desires to make fulltime hires that are not budgeted for in the current fiscal year, please bring that request to Council stating your need, your reasons, and cost prior to posting the intended position. If there is a compelling necessity, you should not have any doubt that this hard working and reasonable Council will support you, and to do otherwise will circumvent the budgeting process. Thank you.

Mayor Gore asked to comment, Mr. Taylor said let Mrs. Richardson finish her comments and then you can comment.

Mrs. Richardson said that the Drug Free Coalition sponsored a start talking initiative at the first MHS home football game. The idea is to bring the message to the students, there were a lot of students there. We all wore t-shirts that said Friday nights done right, and the back of the shirts said no alcohol and no drugs. High school students wore these shirts, and some of them were being mocked for wearing the shirts. I was very pleased to see the students wearing the shirts and participating in the initiative, and you all should be proud of our youth. We want to continue to start talking and to continue talking and encourage a drug and alcohol free community.

9/11 is a somber day, and all the men in uniform and first responders in our community that continue to help us and serve us so well, thank you. I really appreciated the ceremony today.

Mayor Gore responded to Mrs. Richardson's comments regarding fulltime positions. Mayor Gore stated that City Council was advised that we were in the process of posting for a Second Code Enforcement Officer, due to all the complaints that have been brought to our attention and it was in the minutes from the June 26, 2014 meeting.

Mr. Fogt announced the next Public Service Committee Meeting will be held on September 15, 2015 at 7:00 pm.

Mr. Rausch spoke about Walk with a Doc tomorrow morning at 8am at Eljer Park and then again September 25th at 6:00pm at Eljer Park. One of the items, that was brought up quite frequently at the conference was the walk ability of a community and how it really adds to the health and wellness of the community.

Mr. Taylor spoke about that Midwest-US Japan Conference. The first day, the first four and half hours, I asked why I was there, then in the afternoon the Japanese gave their presentations and it made sense. Though we may be in partnerships and it is global, they talked as if we were just right next door, they talked in terms we could understand. The second day was much better, they told us things that we can work on to better our community. It is definitely a program that we should have a representative attend. They look at our partnership as a partner they have right down the hall, they do not look across the oceans. They look at what we are doing together.

Mayor Gore said that he highly encourages one, if not two, council members to go attend next year.

Mr. Taylor made a motion to enter into Executive Session to consider confidential information related to negotiations with other political subdivisions respecting requests for economic development assistance, and to also purchase public property to purchase for the public good, with no action being taken. Mr. Rausch seconded the motion.

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

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:00 p.m. to Executive Session. Council came out of Executive Session at 8:24 pm and adjourned the regular meeting at 8:25 p.m.