

## CITY COUNCIL MINUTES

October 22, 2015

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

**MEMBERS PRESENT:** Alan Seymour, Nevin Taylor, Deb Groat, Mark Reams, Henk Berbee J.R. Rausch and Tracy Richardson- Excused.

**OTHERS PRESENT:** Mayor John Gore, City Administrator Terry Emery, Finance Director Jenny Chavarria, Chief Golden, Chief Jay Riley, Public Service Director Mike Andrako, Law Director Tim Aslaner, City Engineer Jeremy Hoyt, HR Director Brian Dostanko, Zoning Administrator Derek Hutchinson and Clerk Kristina Jones

**REPORTERS PRESENT:** Taylor Evans with Journal Tribune

**CITIZENS PRESENT:** Barbara Taylor, Bill Lynch, Bill Jordan, Sonny Green, Tony Eufinger, Ami Cooksey, Jim Wimmers and Keith Conroy.

**APPROVAL OF MINUTES:** The minutes for the meeting on October 8, 2015 were approved.

### **ADMINISTRATIVE REPORT:**

Mayor Gore reported the following:

#### **Maintenance & Operations:**

Partners Park splash pad will be winterized next week, but the restrooms at the park will remain open to be used during holiday events and will be closing in January. The restrooms and drinking fountains at all other City parks will be winterized and closed for the season by Friday, November 6. All Park restrooms and drinking fountains will be back in service by mid-April 2016.

Construction is scheduled to begin next week on the new restrooms at Lewis Park.

#### **Engineering:**

**4th and 5th Street Waterline:** The pavement overlay started yesterday (Wednesday (10/21) and should be completed by the end of the week. The specific areas to be paved at this time include sections of:

- Court St.
- Walnut St.
- Chestnut St.
- East 5<sup>th</sup> St. (Walnut St. to Vine St.)
- All main line connections will be complete by the end of this week. Notices were issued to the affected residents/businesses.

- All remaining service transfers on Delaware Ave. & Columbus Ave. are anticipated to be complete by the end of next week. There will be roadway work zones established to perform this work.
- One final night of work remains at “Five Points”. This work is planned within the next 2 weeks and will be confirmed by the contractor this week.
- All remaining pavement work is anticipated to be complete in the second week of November.

**Seventh Street Roadway Reconstruction:** Construction is ongoing.

- Site preparation is complete and utility work is ongoing.
- Concrete work is expected to start next week with asphalt being placed during the first week of November.
- Substantial completion is expected by mid-November.

**Administration:**

Scarysville, Saturday October 31, 10:00 a.m. - noon in Uptown Marysville. Marysville firefighters will be handing out candy from station 272.

Trick-or-Treat in Marysville will take place on Halloween, Saturday, October 31 from 6:00- 8:00 p.m.

The Great Pumpkin Drop takes place Sunday, November 1 from 1:00- 5:00 p.m. at the Decker 271 Fire Station (16300 County Home Rd.). Pumpkins will be available at the event for purchase or visitors can bring their own. The event will also include tours of the fire station, bounce houses, fall treats and a chance to win dinner with the firefighters. Donations made at the event will benefit Marysville Blessings in a Backpack.

**REPORT OF CLERK OF COUNCIL:**

**REPORT OF PLANNING COMMISSION/DESIGN REVIEW BOARD:** Tim Schacht with Design Review reported they had two items on their agenda. Item 1: Exterior Plan/Landscape Plan: An application to construct a new +/- 122,204 sq. ft. Office / Warehouse facility for Dickman Supply on property located on Industrial Parkway. This item was tabled until next meeting because it needed some addition to the design proposal. 2: Exterior Plan/Landscape Plan: An application to construct a new +/- 768 Sq. ft. storage building on property located at 14531 Industrial Parkway, which was approved.

Mr. Hutchinson reported for the Planning Commission. They had three agenda items. The first was a Zoning Code amendment to chapter 1140.08(b)(7) as it relates to tree removal and the responsibility to replace them. He said they did make some changes to this, so it will be coming forward to Council soon.

The second which is in front of Council tonight is a zoning map amendment to rezone parcels 2900051220000, 2900051210000, 2900051200000, 2900050860000, 2900051190000, and 2900050791000 located on W Maple Street from Business Residential (BR) to Traffic Oriented Commercial (TOC) or Special District One (SD1). The Commission fully supported with a 7 to 0 vote. Final agenda item was Scott Farms Subdivision Approval of Final Plat for Scott Farms Section 4 Part 6, which was approved.

**HEARING OF CITIZENS:**

**RESOLUTIONS:**

A Resolution Authorizing the Mayor to Cooperate and Enter into an Agreement with the Ohio Department of Transportation to Replace the SR 31 Bridge over Mill Creek, was presented for third reading, title only.

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

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

A Resolution Authorizing the Mayor to Cooperate and Enter into an Agreement with the Ohio Department of Transportation to Replace the Bridge Deck and Widen the Scottslawn Bridge, was presented for third reading, title only.

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

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

A Resolution Approving the Economic Development Incentive Policy and Authorizing the City to Enter into Said Policy, was presented for first reading, title only.

**Administration Comments:** Mr. Phillips reported that this the Economic Development Incentive Policy that was approved by Council in 2006 and updated in 2008. He sent a memo out explaining the legislation. (See attached)

**Council Comments:** Mr. Berbee asked how this compared with other counties. Mr. Phillips said we have a very unique agreement here where we are including the school districts. He said typically see agreements between counties and cities. He feels that other counties would be envious of us because we have the school systems involved already.

**Back for second reading, public hearing on November 5, 2015.**

A Resolution to Approve the Continuance of Enterprise Zone Tax Incentive Agreements with Various Companies, was presented for first reading, title only.

**Administration Comments:** Mr. Phillips said this is a group that is set up to review all the tax abatements each year. He said we went through a process of reviewing four current abatements. He said every year we go through a process and review if they have satisfied their job pledges, their payroll pledges and their investment pledges. If they have not we can go back on these companies and modify, terminate or continue (which is the best case scenario). The group met on August 24, 2015 and are recommending the continuance of the abatements that are in the legislation presented to you.

Mayor Gore explained that we had the opportunity to present the Trade Mission Trip to Japan at the Business Impact Breakfast. At the breakfast, there were people from the JASCO (the Japanese American Society of Central Ohio), a representative from 2020, and a representative from MORPC to hear the presentation. He said he could not say enough about how important Eric's role has been in developing this relationship. Mayor Gore said we are not just 35 miles northeast of Columbus, Columbus is 35 miles southeast of us. Mr. Phillips has been a key player in this progress. There are 21 Japanese companies that are doing business in Union County. Mayor Gore praised Mr. Phillips for everything he has done for economic development not only for the City of Marysville but for Union County as well. He is very pleased to have Mr. Phillips in the position that he is in. Mayor Gore said we are where we are because of the key role played by Eric Phillips in Economic Development.

**Council Comments:**

**Back for second reading, public hearing on November 5, 2015.**

A Resolution to Establish a Special Revenue Fund Entitled Accrued Leave Payout Fund, was presented for one reading only.

**Administration Comments:** Mr. Aslaner said these funds were established in a prior ordinance 74-14, which he handed out copies to Council prior to the meeting. The State Auditor's office did not approve of how we had both funds in one ordinance, and asked us to separate them and add the ORC language. These two resolutions were approved by the Auditor's office and will be effective as of December 24, 2014. Mr. Aslaner said we only need these to be one reading resolutions, because the funds were already created.

**Council Comments:**

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

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

A Resolution to Establish a Capital Projects Fund Entitled Capital Reserve Fund, was presented for one reading only.

**Administration Comments:** Mr. Aslaner reported to this resolution along with the previous resolution.

**Council Comments:**

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

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

**ORDINANCES:**

To Amend Chapter 941, Cemetery, of the Codified Ordinances of the City of Marysville, was presented for third reading, title only.

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. Seymour YES

To Amend Section 400 (Pay Policies) and Section 500 (Benefit Policies) of the City of Marysville Policy Manual, was presented for second reading, public hearing.

**Council Comments:** Mr. Dostanko was present to answer any questions Council may have.

**Citizen Comments:**

**Back for third reading, title only on November 5, 2015.**

To Rezone Parcels 290005122000, 2900051210000, 2900051200000, 2900050860000, 2900051190000 and 2900050791000 Located at West Maple Street from Business Residential (BR) to Special District One (SD1), was presented for first reading, title only.

**Administration Comments:** Mr. Hutchinson explained that the Applicant is a business owner (dog groomer) who would like to move her business closer to the dog park, in order to do this we have to rezone the area. (Map attached with proposed rezoning)

**Council Comments:** Mr. Reams asked if the applicant is the existing property owner. Mr. Hutchinson said no the applicant plans on buying the property. Mr. Eufinger who represents the applicant explained that the interest in the property is because of its proximity to the City's dog park.

**Back for second reading, public hearing on November 5, 2015. A scheduled public hearing for Thursday, November 19, 2015 at 7:00pm per Section 1131.08 of the Planning and Zoning Code.**

To Authorize and Approve a Cooperative Development Agreement by and between the City and Millcreek Township to Provide a Framework for the Establishment of one or more joint economic development Districts for the purpose of creating and preserving jobs, was presented for first reading, title only.

**Administration Comments:** Mr. Emery said what is before you is a CEDA agreement. This is the agreement creating the frame work for the JEDD. He introduced the Millcreek Trustees. Mr. Emery offered the opportunity to meet with Mr. Aslaner and Mr. Phillips to schedule a time to meet with them and review it. Mr. Conroy explained that they are present to support the legislation. There will be a power point presentation on November 5, 2015. Mr. Reams asked about the map that needs attached. Mrs. Jones will supply the map to all of the Council members.

**Council Comments:**

**Back for second reading, public hearing on November 5, 2015.**

An Ordinance Adopting a Capital Budget for 2016, was presented for first reading, title only.

**Administration Comments:** Mayor Gore said the next four pieces of legislation is regarding the budget. He said we would be glad to sit down with anyone who has questions about the budget.

**Council Comments:** Mr. Taylor set the work session for October 29, 2015 at 6:00pm and second work session if needed on November 12, 2015. He suggested that anyone that has questions please submit them to Finance ahead of time.

**Back for second reading, public hearing on November 5, 2015.**

An Ordinance Adopting an Operating Budget for 2016, was presented for first reading, title only.

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 5, 2015.**

The 2016 Annual Appropriation Ordinance, was presented for first reading, title only.

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 5, 2015.**

Amending Annual Compensation Ordinance for All City Employees- 2016, was presented for first reading, title only.

**Administration Comments:**

**Council Comments:**

**Back for second reading, public hearing on November 5, 2015.**

An Ordinance Declaring the Improvement of Certain Real Property Located in the City of Marysville, Ohio to be a Public Purpose; Declaring such Property to be Exempt from Real Property Taxation; Designating Public Improvements to be made that would benefit Such property; Requiring annual service payments in lieu of taxes; agreements with the property owner; authorizing compensation agreements with Marysville Exempted Village School District and the Ohio Hi-Point Career Center; and establishing a Municipal Public Improvement Tax Increment Equivalent Fund, was presented for first reading, title only.

**Administration Comments:** Mr. Emery said the school board met and unanimously approved this agreement at their October 15<sup>th</sup> meeting. He said they prepared a fact sheet that will explain the Millwood Blvd expansion and how the TIF works.

**Council Comments:**

Mrs. Groat moved to amend the legislation by replacing the current Exhibit B with a new Exhibit B that list all the parcels, and the question put, stood:

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

**Back for second reading, public hearing on November 5, 2015.**

**PARKS & RECREATION REPORT:** Parks & Recreation cancelled their meeting for October.

**COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:**

Mayor Gore presented proclamation stating it was Lights Across America month at Partners Park today, with the students who participate afterschool program. He explained students came from Marysville and St. Johns programs. He also commended Ms. Cooksey for moving her business closer to the dog park as her business deals with dogs.

Mr. Taylor asked for anyone from Ward 4 that is interested in serving on BZA get Mrs. Jones their information and he will contact them. He also asked that everyone be safe during trick or treat.

Mr. Berbee said he went and viewed the fleet that is being rotated out of service tonight, and was surprised at how many dogs were in the dog park.

Mr. Reams said he was impressed by the number of people that use the dog park, and he cannot wait to see what kind of use it gets in the winter months.

Mr. Taylor explained that Council Meetings will be on the 1<sup>st</sup> and 3<sup>rd</sup> Thursdays of the month in November and December.

Mrs. Groat explained that November 3<sup>rd</sup> is Election Day get out and vote. There will be a Ward 3 meeting on November 3, 2015 from 6:30pm to 8:00pm at the Marysville Public Library meeting room B. She also reminded everyone that Public Affairs will be meeting on October 26, 2015 at 6pm in the City Hall Conference Room and Mr. Taylor will be chairing the meeting.

Mr. Seymour said there will be many people happy to hear the waterline project is almost completed.

Mr. Taylor reminded everyone it is in the best interest of the Citizen of Marysville, if on Election Day we vote Yes to Issue 2 and No to Issue 3.

**ADJOURNMENT:** There being no further business to come before Council, the meeting was adjourned at 7:56 p.m.