

CITY COUNCIL MINUTES

JANUARY 28, 2010

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

MEMBERS PRESENT: Mr. Taylor, Ms. Richardson, Mr. Fogt, Mr. Gore, Ms. Groat, Mr. Reams, Mr. Berbee

OTHERS PRESENT: Mayor Schmenk, Director of Administration Froment, Finance Director Morehart, City Engineer Klingman, Public Service Director Mitchell, Asst. Fire Chief Riley, Police Chief Golden, Law Director Aslaner, Clerk Patterson

REPORTERS PRESENT: Ryan Horns – Journal Tribune, Lin Rice – ThisWeek

CITIZENS PRESENT: Della Rucker, Crista Miller, Lloyd Baker, Lisa Wellman, Don Bergwall, Nathan Vanover, Scott Brock, Brian Palmer, Mick McCoy, Barb McCoy, Marianne Berbee, Bill Kelley, John Phipps, Kevin McCoy, Marjolein Dzmura, Kathy Young, Steve Stolte, Matt Marlette

REORGANIZATION: The following appointments were made by President Gore.

COUNCIL COMMITTEES - 2010

	<u>Members</u>	<u>Responsibilities</u>
Finance	Nevin Taylor, Chairman Henk Berbee John Gore	Finance
Public Safety	Dan Fogt – Chairman Mark Reams Tracy Richardson	Police & Fire
Public Service	Mark Reams, Chairman	Streets & Sanitation

Deborah Groat
Dan Fogt

Engineering, Division of
Wastewater, Parks &
Recreation
Division of Water
Buildings & Grounds

Public Affairs

Deborah Groat - Chairperson
Henk Berbee
Tracy Richardson

Boards & Commissions
Committees, Personnel,
Recognition, Resolutions

Miscellaneous Boards and Committees

Parks & Recreation Commission Representative – Tracy Richardson

Volunteer Firefighters Dependents Fund Board - John Gore & Mark Reams

Ohio Reformatory for Women Committee – Nevin Taylor

CIC Representative – Dan Fogt – Term expires Dec. 31, 2011

Marysville School District Facilities Planning Committee – Tracy Richardson

Uptown Renewal Team – Deborah Groat

Enterprise Zone Negotiating Team – John Gore

Tax Incentive Review Council – John Gore

APPROVAL OF MINUTES: There being no additions or corrections, the minutes for the Special City Council Meeting on January 13, 2010 were approved as written

There being no additions or corrections, the minutes for the City Council Meeting on January 14, 2010 were approved as written.

ADMINISTRATIVE REPORT: Mayor Schmenk and President Gore presented Mick McCoy with the Employee of the Quarter Award.

As our City Mechanic, Mick is responsible for the preventive maintenance and mechanical repairs for well over 150 pieces of city owned equipment, vehicles, and trucks. In addition, Mick is on call 24/7 to assist all departments and divisions including emergency repairs of our Police and Fire Division vehicles and keeping our snow-plow fleet in service by repairing broken plows and hydraulic hoses.

During this most recent quarter, Mick was tremendously busy keeping the Fire Division's critical safety equipment in service and acting as our own body shop to make collision repairs to the Police Division K-9 Patrol vehicle. Mick was able to salvage enough parts from an old inoperable cruiser and had the K-9 cruiser back in service within a week at almost no cost to our City. Mick also assisted or performed the work on three other police cruisers during this past quarter that either had body damage or serious engine problems. He was instrumental in getting these cruisers back in service in a timely and cost saving manner.

Fire Chief Johnson refers to Mick as our "go to man" or our "mechanical rescue technician." Mick has the ability to quickly analyze the problem and resolve it in a creative way that saves both down time and repair funds. Mick also stays on top of new technology by attending training seminars for the Fire Safety Equipment while also looking at new equipment specifications for saving fuel and operating costs on our entire City fleet of equipment and vehicles.

Public Service Director Mitchell added that without Mick, we'd have a difficult time keeping our equipment running, keeping snow plows, police cruisers and fire equipment on the street. He's a one-man show and we truly appreciate what he does.

The Mayor gave her State of the City Address. See below in its entirety.

STATE OF THE CITY ADDRESS (2010)

By

*Mayor Christiane W. Schmenk
January 28, 2010*

Thank you for allowing me to speak tonight about the state of our City. Before doing so, I would like to express my gratitude to City Council, for a great continuing partnership. We in Administration appreciate the support you give to our City employees and the role that you play in being a bridge between the City

government and our citizens. We appreciate your fine representation of their interests and the work that you do for our community.

I would also like to thank our City employees for another great year. To our City Administrator, Jillian Froment, our Municipal Court Judge Mike Grigsby, City Law Director Tim Aslaner, our Economic Development Director Eric Phillips, and our Administrative Staff including Police Chief Floyd Golden, Fire Chief Gary Johnson, City Engineer Valerie Klingman, Public Services Director John Mitchell, Finance Director John Morehart and Human Resources Manager Brian Dostanko, I would like to say thanks so much for all you have done over the past year. And, to all other City employees, I also say thank you. I am grateful for all you do.

And now, I'd like to discuss the state of the City. Overall, your City is in good condition. We have held our own during this period of economic recession, we have experienced employees in place who are capable of managing through these challenging times, and we are planning strategically for our future.

City Finances

As I have in past yearly reports, I'll first discuss our City's Finances. As Council knows, our sewer, water, stormwater and sanitation (trash) services are self-funding and are operated out of what we call "enterprise funds". In 2009, revenues were up as compared to 2008 for our sanitation and stormwater funds, while they were down for our sewer and water funds. The decrease was primarily due to reduced investment earnings, although user fees were lower than we would have liked due to the economy. However, these enterprise funds remain in good condition.

When preparing our 2009 budget, we recognized that our City's General Fund expenses had been outpacing revenues for quite some time. Setting aside our sewer, water, stormwater and trash services, all other City services come out of what we call our "General Fund". In 2009, our General Fund revenue was down 2.1% from 2008. However, we were able to adjust and decrease spending so we could maintain the necessary level of cash reserves.

We made the determination to address the deficiency in the General Fund in several ways. First, we cut over \$1.1 Million from our initial proposed 2009 budget. Capital expenses were \$356,888 less than 2008. Only one replacement police vehicle was purchased during the year to replace two vehicles lost in weather related accidents. No other vehicles were purchased from the General Fund. Open employee positions were not filled. All street paving was cut unless it was to be funded by grants.

The second way we determined to address the General Fund was to try to increase our income tax rate. As Council knows, in 2009, we assembled a 22

member Citizens Advisory Committee to review our General Fund finances as well as to assess our ability to meet the safety service needs of the City. They concluded that although the City was spending money wisely and that we have a low number of employees when compared to other cities our size, we would not be able to have a balanced budget unless we raised the income tax rate or made painful cuts. They also concluded that the City's current police, fire and municipal court facilities were inadequate to allow these professionals to continue serving the public adequately. They reviewed the City's 1% income tax rate and concluded that it was unusually low when compared with other Ohio cities and that it was intended when passed in 1968 to cover only street paving, not all the additional services that it has been stretched to cover. Therefore, they recommended that the City increase the rate to 1.5%. With Council's help, we worked hard to do that in 2009, but we were unsuccessful. Painful cuts were made so that we could balance our budget. However, the needs are still there, and they will not go away. Many residents have told us that we should try again. We are therefore determined to go before our voters again this May, and we appreciate Council's help in advance.

Make no mistake, we cannot continue with our usual services to the public at a 1% rate. If we fail again in May, further cuts will be needed. Our inability to pave streets or replace police and other vehicles will catch up to us, and as needs arise, we will have to cut in other areas. As we reach out to the public this spring, we will inform them of what we have cut and what further cuts will be needed. We will do our best to enlist the voters' help so that our City's financial future becomes brighter.

Ensuring our Foundation is Strong for the Future

Now, I'd like to turn to a brighter topic, how the City worked in 2009 to ensure that its foundation is strong for the future. As I talk, I'll follow some of the themes laid out in our 2009 Annual Report. I encourage Council and our residents to go to the City's website at www.marysvilleohio.org and read the entire Annual Report, which should be posted by next week.

Employee Wellness: One important initiative was to focus on employee wellness. As Council knows, health insurance costs have skyrocketed for all employers, and the City has been affected by rising insurance costs. To address this, in 2009 the Wellness and Health Information Committee (WHIC) was established as part of our Employee Wellness Program. The WHIC is a formal committee made up of employees who are charged with continuously looking at all city insurance benefits to ensure maximum plan coverage at the lowest possible cost. The WHIC reviewed each city insurance plan to identify potential areas of improvement. The WHIC also used expert guest speakers to explore various medical insurance plan options such as Health Reimbursement Accounts (HRAs)

and Health Savings Accounts (HSAs) and various wellness programs and initiatives. Meetings were held with three different health insurance brokers in order to find the best possible rate and medical plan for the city, and meetings were held to lay the groundwork for possible HRA or HSA options. As a result of the WHIC's work, the city had the lowest percent of increase on its total insurance cost since 2005. The city realized a savings of \$45,209.00 on medical costs by implementing an HRA option. A new broker was also selected to position the City for future cost savings and efficiencies in future years. Additionally, employees participated in on-line health risk assessments, which provided them a base line for their individual wellness programs. Employee wellness will continue to be a focus of our City, as we strive to minimize expenses as well as have healthy employees.

Revision of the City Policy Manual: Another important initiative to ensure a strong foundation for the city was a review and revision of the City Policy Manual in order to look for improvements and to ensure the city is in compliance with ever-changing laws and regulations. Led by our Human Resources Division, new policies were created to address the executive evaluation process, violence in the workplace, "at-will" employment of exempt employees, retiring equipment procedures, the city communication process, and the use of city resources. This Policy Manual will ensure a single consistent approach to the city's daily operations.

Revision of the City's Hiring Process: A third foundational project in 2009 was a revision of the city's hiring process. Hiring the best possible person for a vacancy is arguably one of the most critical processes to ensure our city's success. Our Human Resources Division performed a 4-month review of the city's hiring and recruitment process, which had not been reviewed in its entirety since 2003. As part of the review, Human Resources gathered together all city hiring procedures, including all individualized departmental/divisional products, and performed a fictionalized hire through each department/division, making notes and changes along the way. This review resulted in the creation of a Hiring Guide to reduce the length of process as well as to create more standardization among forms, providing a single guide to all supervisors, ensuring better documentation and, most importantly, helping to ensure the best candidate is selected for the position.

Completion of Traffic Studies: Another project to ensure a strong foundation was the completion of studies by our City Engineering Department to examine potential traffic issues within the City and provide recommendations to improve those situations. These studies included the Downtown One-Way Pair study, the US 36/SR 4 & Milford Ave Traffic Study, a Traffic Signal Study, a North Marysville Traffic Study, the Delaware Avenue Corridor Study and the Milford Avenue & Maple Street Intersection Study. Additionally, a Safety Study

was conducted for the Interchange at US 33/SR 4/SR 31. These studies provide the city a basis for determining future improvements that will be needed as the City grows. They will also be used to identify immediate concerns that can be addressed as funds or resources become available. For example, the Traffic Signal Study identified issues with the City's traffic signal operation - many of which were corrected or addressed over the past year by the Streets Division. Finally, the studies will be used to apply for state and federal funding.

Building for the Future

New Development: In 2009, in spite of the recession, our City saw new developments still occur. Construction starts included the Inn at Halcyon Village, a new Scotts Miracle-Gro office building to be called "The Kelly Swartz Center," a new Scotts production facility and warehouse, Aaron Rents in City Gate, and Crazy Burrito in Coleman's Crossing. Although at a slower pace than previous years, new residential development continued and included a total of 68 single residential homes in the following developments: Green Pastures, Keystone Crossing, The Links, Scotts Farms, Shepherd Landing and the Village at Timber Lakes.

Water Reclamation Facility: Also during 2009, the City's new Water Reclamation Facility (WRF) was placed into operation. This was the culmination of a long process that had begun with the issuing of findings of noncompliance and orders to comply by the United States Environmental Protection Agency in 2002. With the commissioning of this new facility, The City of Marysville is well positioned for future growth and development, as the City's wastewater treatment capacity has been increased from 4.0 million gallons per day to 8.0 million gallons per day.

Water Reservoir: The City's Water Department also had a year of building for the future, as the City Reservoir located on Raymond Road, the Inflatable Dam located on Mill Creek and the Mill Creek Pumping Station were completed in mid-summer. The Pumping Station, when operating at full capacity, can fill the 41 feet deep reservoir in approximately 45 days. Together these structures will ensure the city's future water supply by creating a supply of 1.3 billion gallons of water. This amount is enough water to supply the city for approximately 375 days. The reservoir can viewed by citizens who can enjoy the 2.1 mile walking track located around the top of the structure. Additionally, the City is proactively working to address future water supply, treatment, and distribution needs and ever-tightening regulatory requirements. To meet these needs and requirements, the City has begun the design process for a new Water Treatment Plant. The design process will take approximately two years and will look at the well supply, potential treatment alternatives and distribution system improvements. Once the design process is completed, the plant will take approximately 3 years to build and will

result in a plant that can meet future daily demand, meet compliance requirements, address water pressure issues and deliver better water quality.

Preserving and Sustaining our Future

In 2009, the City put renewed focus on adopting environmentally friendly processes that would preserve and sustain our community. These ranged from using recycled concrete and asphalt to making our own top soil from wood chips and leaves. All pedestrian crossing lights were replaced with LED crossing heads, which will result in cost and energy savings. The water division identified and repaired leaks in the system, which will save an estimated 77, 700 gallons of water per day. The Memorial Tree Program was begun, with residents now being able to honor loved ones by donating a tree to be planted in city parks.

Protecting our Future

In 2009, our Police and Fire Divisions continued to provide exemplary service for our citizens. The Fire Division had a total of 2778 responses to calls for aid. Mutual aid from other fire departments was required 116 times for calls that occurred when our staff was already responding. The Police Division responded to 12,336 calls for service, an increase from the prior year. Incident reports were also up from 2008. In the Fall of 2009, the Police Division obtained Grand Jury indictments against eighteen individuals for trafficking in heroin and other drugs. Throughout the year, our safety services participated in numerous training exercises to ensure they are prepared for emergency events and remain ready to protect our citizens.

Connecting to our Future

Much improvement was made to the City's Information Management systems during 2009, including a major upgrade of the city's network and the establishment of wireless network connections between City Hall and the Water Reclamation Facility. The City also began work on a technology plan by first creating a technology committee, which has begun developing a unified vision for the city's technology systems.

Planning for the Future

And now, I'd like to update Council and the public on how the City planned for its future in 2009. While we didn't have money to spend, we knew that the economy will turn around eventually, so we felt that this past year was a good time to prepare for the future. We first did this by embarking on the development of a new city Comprehensive Plan (Comp Plan). The Comp Plan was created to develop a shared understanding of Marysville's future needs and best strategies for ensuring a successful future. Like many historic and fast-growing communities, Marysville will benefit from a long-term strategy to guide its efforts, both today and into the future. The Comp Plan is a tool to help the community lay the groundwork for making great things happen. It is based on a realistic evaluation of

the City, including its assets, its opportunities and its regional context. The Plan drew upon meaningful, active involvement of a wide range of the City's Stakeholders, including its residents, business operators, elected officials, municipal staff and appointed officials, including the members of the Planning Commission and Design Review Board. We are in the process of finalizing the Comp Plan and, when completed, it will provide a vivid statement of Guiding Principles for the City's future and an ambitious, but achievable, program of improvements that will give the City the capacity and methods for achieving those Guiding Principles. These improvements include future changes in zoning, amendments to the Planning and Zoning Code, the establishment of new traffic patterns, the establishment of pedestrian connectivity and the establishment of vehicular gateway features. While growth in our City has slowed during the last two years, we know it will pick back up again, and with our new Comprehensive Plan, we will be ready to ensure that growth is sustainable and beneficial to our residents' quality of life.

Another area in which the City planned for its future during 2009 was Parks and Recreation Planning. Parks and Recreation play an important role in the life of Marysville residents. In order to address the current and future needs of our residents, the City initiated efforts to create a comprehensive Parks and Recreation Master Plan. The purpose of the Master Plan was to create a vision and plan to guide the decisions which affect the parks, the recreation programs and the community they serve. The planning process evaluated existing programs, parks, facilities and services and resulted in 13 recommendations on new or enhanced programs, parks, facilities, and services. These recommendations include action steps and timelines for completion. Public participation was a critical element of the parks planning process. We knew that it was essential that the citizens of Marysville be given an opportunity to have input on the future of the Parks and Recreation system, so our goal was to involve as many residents as possible in the process. In order to achieve this goal, community input was gathered through community forums, surveys and stakeholder interviews. This input revealed that residents of Marysville are accustomed to having well maintained parks and multiple recreational opportunities available through the Marysville Parks and Recreation System. Members of the community consider recreational services important and want sports fields available. However, they also want more emphasis put on trails that connect the city and the parks together. These trails can be used by residents of all ages—parents with young children in strollers, runners and bikers, rollerbladers and walkers, whether they are young or older. As our city expands, we will therefore incorporate more sidewalks, trails and bike paths so that our citizens have linear parks in which to enjoy recreation. The input from residents showed us less interest in creating new parks; instead, residents said that

focus should be placed on maintaining and improving our existing parks and that focus should be placed on expanding recreational opportunities within those existing parks. Although we were not able to make new capital improvements into our parks this past year, the planning we did will serve us well in the future. As growth resumes, our Parks Master Plan will serve as a guidebook for upgrades and additions to our recreational opportunities.

Well Positioned for the Future

As Council has heard, the City of Marysville is well-positioned for future growth. 2009 was a year of planning. Much was accomplished so that we are prepared for when the economy revives.

As always, I want to say a heartfelt thanks to our city employees. In spite of financial challenges and cutbacks, they remain dependable and resilient. They serve the public cheerfully and with dedication. For that, I say thank you.

In concluding, I advise you that the state of our City is strong. 2009 was a year of planning and ensuring that we have a strong foundation for the future. And, our future continues to be very bright.

To City Council, thank you for allowing me to speak tonight, thank you for all you do, and God Bless.

Mr. Gore thanked Mayor Schmenk “for her leadership and to your team and the team that we have formed over the last couple years as Council working with your Administration, and hopefully we can continue to do so and hopefully there are some successes in our future.”

Ms. Froment followed up on a request made at a previous Council meeting regarding a modification to the tax form to allow for donations. The tax forms were finalized back in September. Staff has been working with not only the people who produce the forms, but we have an on-line computerized system that does all the tax calculations and have been working with them as well. In order to do a modification to the tax form this late for them in the year, we would not see the new tax forms be published until mid-February. That would also impact our ability to process any tax returns or refunds during that time. It would also cost \$500 to make the modification. With that, Ms. Froment recommended to the Mayor on behalf of herself and the Finance Director to not make that modification at this time. Staff is concerned of the impact of residents who need to get their refunds as quickly as possible. Staff is committed to making the change to next year’s forms. Still looking into the funds and potentially looking at something we could put on the City’s website, so if people are interested in donating, we could work with them in accepting donations. She noted a Foundation for the pool has been established and is still accepting donations.

Ms. Froment distributed a draft of the annual report. She asked Council to review and give her any input they may have. It will be posted on the website on Monday.

Ms. Froment followed up on a couple of concerns that individuals had raised at the last Public Discussion Meeting. She added that Staff loves to hear concerns and questions from residents. They would prefer that individuals would call them and talk about their concerns than to worry about it or be upset about it and not share it with them. There are a lot of times that Staff will have an explanation for it or be able to share some information and if they can't, they can check into the situation. As managers, they want to know that. They can't be everywhere that their staff is. Although the City has a great staff, there is always room for improvement. They appreciate it when you contact them and let them know of issues.

One issue raised at the meeting was from a gentleman who was concerned that he had seen three men in a truck pulling a chipper travelling through town. He was concerned because he felt there was no yard waste now in the middle of winter, so what were these three guys doing driving around town in a truck with a chipper. Staff checked it out. Ms. Froment noted that management always asks the employees who are going to the same job site to take as minimal trucks as possible, so they were in one truck saving gas and putting minimal wear on the equipment. The men were going to a work site on the south side of town at 736 and 38. City maintains a drainage ditch there and it was during the process of Halcyon Inn coming on line. They needed to go out to make sure that the ditch was running clear. They were actually expanding it and working with Halcyon on that, so the crew needed to go down and remove all the trees and brush out of that ditch. They were taking the chipper down there and those three men worked together that day to remove that material.

Somewhat related to the issue above, the City receives the benefit of volunteer labor from ORW and West Central. City gets almost two full days of two people a week of help from them and gets almost 2,000 hours a year of residential help. That's great, but the downside is that they have to be supervised at all times, and they don't have drivers licenses, so sometime you may see employees driving around in a car, dropping them off or otherwise have people there because we have to supervise them.

Another gentleman had a concern because he saw some surveying work being done in his yard. He came and talked to Staff and was given a solid explanation. He then talked to our on-site people and got a solid explanation from them. A

couple days later he talked to his neighbor who provided some different information. Mr. Scott Sheppard, Water Supt., followed up with the gentleman and everyone was right, but it was just a matter of putting all the pieces together. The gentleman is more than happy with the explanation and feels good about what's going on out there.

She again encouraged anyone with concerns to give her a call.

Regarding a concern about the water work that's being done in the City and repairs to 5th Street. There was a valve that needed to be repaired. On Walnut and 5th, there is a cut into the road. It will be repaired once the asphalt plants open with full asphalt. Right now it has cold patch in it and it does settle after the fact.

The only other work being done in town is the crews are turning valves, opening and closing them so they don't get stuck in one position.

Mr. Taylor asked if the City could make a hyperlink on the tax form site so if they see the donation or underlined bold print, it will automatically link them to those forms. He also suggested that a hyperlink be made for Council Committee Members, so that when you click on the name, it will automatically take to you the email server.

REPORT OF CLERK OF COUNCIL: No report.

REPORT OF PLANNING COMMISSION: Planning Commission Chairman, John Cunningham, addressed Council. Planning Commission is looking forward to a joint meeting with Council in the near future, date to be determined.

Legislation will be coming to Council soon, which will include some work on some minor issues, along with the PUD regulations. That is a goal of Mr. Cunningham's to get that to Council prior to him leaving the Planning Commission.

A PUD is coming before Planning Commission under the old methodology for Adena Pointe. It consists of 271 lots. They will be taking a very close look at this PUD because they do not want to have plans that are put in place that they will regret in the future.

The change to Chapter 1100, relating to subdivision zoning fees, which was tabled in January, will be discussed at the February 1st meeting.

HEARING OF CITIZENS: No comments.

RESOLUTIONS

The resolution “AUTHORIZING THE EXECUTION OF THE HOUSING REVOLVING LOAN FUND ADMINISTRATION AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT” was presented for second reading, public hearing. Mr. Fogt moved to waive the reading in full; affirmative voice vote was unanimous.

The resolution “TO AUTHORIZE AN INSURANCE CLAIM PAYMENT UNDER THE MORAL OBLIGATION CLAUSE IN THE CITY’S INSURANCE POLICY” was presented for second reading, public hearing. Mr. Taylor moved to waive the reading in full; affirmative voice vote was unanimous.

“A RESOLUTION ADOPTING THE CITY OF MARYSVILLE COMPREHENSIVE PLAN AS A PLANNING GUIDE FOR THE CITY OF MARYSVILLE, UNION COUNTY, OHIO” was presented for first reading, title only. Ms. Froment explained that last time the City was involved in a comprehensive plan was in 1999 and that was as part of Union County’s Comprehensive Plan. We still feel that we are a vibrant part of Union County and look forward to working on the County’s plan that will be coming forth in the next year. It was mutually agreed between the City and the County that it was time for Marysville to have a Marysville-specific plan. It needed to be integrated with the County’s plan and be mindful of our neighbors, but also needed to be more specific towards what Marysville’s goals and plans and future are. This began in late 2008, and as part of a silver lining to the economic slowdown, it gave us a chance to take a hard look at things and come together and solidify that vision and guiding principles and a vision for the future of Marysville.

This is a result of a great deal of effort of many people, including the public who took part in some public forums and surveys. Elected Officials were involved, as well as Planning Commission and members of Design Review. The group was led by City Planner Greg DeLong and Della Rucker, Sr. Planner and National Lead for Economic Development of the Jacobs Urban Design and Planning Group. Ms. Froment noted that she gave Council some proposed amendments (non-substantive) to the Plan.

Ms. Della Rucker addressed Council. She said it's been an honor to work with the Advisory Committee, Elected Officials and the people of Marysville. A lot of the groundwork was done before Jacobs came on board. That work of developing what's in the planned document as the vision for the community and the sub areas, which are the portions of the community that are described in terms of how they are today and what they are desired to be in the future. Jacob's role in the Plan focused on two areas, public input, which was very extensive, and in guiding and advising the development of the Plan recommendation. The sub area is really the linchpin of the Plan. The Plan is really organized around those sub areas, and that was the way to talk in a higher level of detail about specific areas and specific needs, but to keep a level of flexibility with regard to those areas that you might not get with a traditional color block land use plan approach. Each of those sub areas were focused on land use. It's a Comprehensive Plan, but it's really a Comprehensive Land Use Plan. They focused on land use issues. They designed a system and partnership with the Advisory Committee that kept a flexible structure for those preferred land uses so that the Planning Commission, Council and Staff have some flexibility in looking at what's appropriate to different areas. They looked at density and identification of additional needs. She emphasized that the contents of the Plan were not developed by a bunch of people who came up from Cincinnati. They were developed by your Advisory Committee; they were developed by the people who took the time and the effort out of their daily lives on a volunteer basis to work on figuring out what they want the future of the community to be. "That's a very powerful experience, and it's one they did admirably well."

Mr. Berbee said he had the good fortune of meeting Ms. Rucker several times before. He said, "I think you hit the nail right on the head with the ideas that you put in place. Seeing the whole process in the previous year to seeing in upon its completion, "job well done."

Mr. Berbee asked about figure #4 in the book. Is it best to address this through the City or the Department of Natural Resources? It deals with flood plains. Ms. Froment said City Engineer Klingman can address that issue.

Ms. Froment acknowledged the individuals who served on the Advisory Committee.

City Council Members – Mark Reams and Leah Sellers
Staff members – Valerie Klingman and Greg DeLong
Economic Development Director, Eric Phillips
Ken Kraus, John Cunningham, Don Bergwall

She noted “we really worked as a group to take the input we got and roll it up. I think you’ll see if you were at these meetings, what was said at those meetings ended up in these plans, and we felt that you were the facilitator and we were really the conduit to get this into a document that represented what the community told us.”

Mr. Gore read some amendments as proposed by Administration:

RE: Proposed Comp Plan Recommended Modifications

After review of the submitted public comments related to the proposed City of Marysville Comprehensive Plan, the following are recommended modifications that staff would like to propose to Council as Council takes action on the Resolution for the adoption of the Comprehensive Plan.

1. Page ii: Add Chapter 6, Implementation Matrix.
2. Page 4 - The number one (1) located next to the title Introduction to be removed.
3. Pages 59, 70, 82, 92, 107, 116 and 121 - Under the title Desired Future Character: In the first sentence change the reference from Chapter 2 to *Chapter 3*.
4. Page 99 – Change the paragraph under Desired Future Character to match that of the other subareas.
5. In the Subarea Characteristics and Potentials – pages 49-53;
 - a. Regional Commercial District – change Convention Center to *Conference Center*
 - b. Innovation District – change Higher Education to *Post Secondary Education*
6. Page 57 – 2nd bullet at the bottom, change to say *Development of strategies to encourage all residents to shop and dine in Uptown*.
7. Page 59 – 3rd bullet, change local to *county and city*.

8. Page 59 – add bullet to bottom, *Museums*
9. Page 61 – Change paragraph on Historic Buildings to Chapter 34 of the 2007 Ohio Building Code which states: *The provision of this code relating to the construction, repair, alteration, addition, restoration, and movement of structures, and change of occupancy shall not be mandatory for historic buildings where such buildings are judged by the building official to not constitute a distinct life safety hazard.*
10. Page 80 – last paragraph add subdivision names: *Ashton Meadows and Quail Hollow*
11. Change the last sentence in the second paragraph to read: *The High School property is also adjoined by parkland and other unused land, much of which lies within the 100 year floodplain.*
12. Page 90 – text to the right of the picture, remove the words *government uses.*
13. Page 110 – add the sentence, *Should the Union County Airport remain at its present location and should the Airport expand, the City needs to coordinate planning efforts to address the Airports needs and the needs of neighboring properties.*

Mr. Taylor moved to accept the amendments and the question put, stood:

Mr. Taylor YES Ms. Richardson YES Mr. Fogt YES Mr. Gore YES Ms. Groat YES Mr. Reams YES Mr. Berbee YES

Motion passed.

In order to allow for additional time for review of this Plan, Mr. Fogt moved to table this legislation to date certain, February 11, 2010 and the question put, stood:

Ms. Richardson YES Mr. Fogt YES Mr. Gore YES Ms. Groat YES Mr. Reams YES Mr. Berbee YES Mr. Taylor YES

Motion passed.

"A RESOLUTION ADOPTING THE CITY OF MARYSVILLE PARKS AND RECREATION MASTER PLAN AS A PLANNING GUIDE FOR THE PARKS

AND RECREATION SYSTEM OF THE CITY OF MARYSVILLE, UNION COUNTY, OHIO" was presented for first reading, title only. Ms. Froment reported that the Parks Plan began in December 2008. This was led by an Advisory Committee made up of the Mayor, Ms. Froment, John Mitchell, Steve Conley, Dianne Coon (Project Manager who did a great deal of the research and background work), Deborah Groat, Crista Miller, Alex Rozanski, Jeannie Wolfe, Suzy Zumwalde, Joe Preston, Ben Karn and John Marshall and Mike Aquillo. Parks & Recreation Commission was involved in this process. This plan acknowledges that at this time resources are far and few behind, but it too wanted to make sure as we build into the future, both in new developments that come along and as we take care of our current parks and recreation system, that we have a clear vision of where we're headed and that we're doing things that are priorities for our community. The Plan relied on extensive public input. Community forums were held. An on-line survey was conducted. Interviews were held with stakeholders in the City. All information was utilized and 13 recommendations were created, which set forth three main priorities of our community. Ten other secondary priorities can be worked on at that time. All are contained in the Plan. The Plan includes an Action Plan which creates steps for achieving those recommendations, assigns City staff responsible and an estimated timeline. At the time the Plan was being created, we had no idea that we would be taking such significant budget cuts. The timeline may need to be revised because of that. Staff has empowered the Parks & Recreation Commission to oversee this plan in the next years, and that annually they will provide a report to City Council showing how the Plan has progressed and also potentially revising timelines and explaining when there are delays. At their January 19th meeting, Parks and Recreation voted unanimously to endorse this Plan and forward to City Council for their consideration and adoption.

In order to allow for additional time for review of this Plan, Mr. Taylor moved to table this legislation to date certain, February 11, 2010 and the question put, stood:

Mr. Fogt YES Mr. Gore YES Ms. Groat YES Mr. Reams YES Mr. Berbee YES Mr. Taylor YES Ms. Richardson YES

Motion passed.

ORDINANCES

The ordinance "AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,200,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS

FOR THE PURPOSE OF PAYING COSTS ASSOCIATED WITH CONSTRUCTING, RESURFACING AND IMPROVING CITY STREETS, WITH RELATED EQUIPMENT AND ALL NECESSARY APPURTENANCES, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE" was presented for third reading, title only. Ms. Groat moved to pass the legislation and the question put, stood:

Mr. Gore YES Ms. Groat YES Mr. Reams YES Mr. Berbee YES Mr. Taylor YES Ms. Richardson YES Mr. Fogt YES

Ordinance 2-10 passed.

The ordinance "TO AMEND CHAPTER 1100 - SUBDIVISION AND ZONING FEES OF THE CITY OF MARYSVILLE PLANNING AND ZONING CODE" was presented for second reading, public hearing. Mr. Taylor moved to waive the reading in full; affirmative voice vote was unanimous.

The ordinance "TO AMEND CHAPTER 937 STORMWATER MANAGEMENT OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE" was presented for second reading, public hearing. Mr. Reams moved to waive the reading in full; affirmative voice vote was unanimous.

The ordinance "ESTABLISH CHAPTER 938, EROSION AND SEDIMENT CONTROL, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE" was presented for second reading, public hearing. Mr. Fogt moved to waive the reading in full; affirmative voice vote was unanimous.

The ordinance "ESTABLISH CHAPTER 939, ILLICIT DISCHARGE AND CONNECTION, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE" was presented for second reading, public hearing. Ms. Richardson moved to waive the reading in full; affirmative voice vote was unanimous.

"AN ORDINANCE ESTABLISHING APPROPRIATIONS IN THE AMOUNT OF \$965,886 FOR THE GRANT PROJECT ENTITLED JOB READINESS SITE GRANT PROJECT AND MODIFYING THE ANNUAL OPERATING BUDGET AS A RESULT OF THIS ACTION" was presented for second reading, public hearing. Mr. Taylor moved to waive the reading in full; affirmative voice vote was unanimous. Mr. Fogt moved to waive third reading, title only and the question put, stood:

Ms. Groat YES Mr. Reams YES Mr. Berbee YES Mr. Taylor YES Ms. Richardson YES Mr. Fogt YES Mr. Gore YES

Motion passed.

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

Mr. Reams YES Mr. Berbee YES Mr. Taylor YES Ms. Richardson YES Mr. Fogt YES Mr. Gore YES Ms. Groat YES

Ordinance 3-10 passed.

The ordinance "TO APPROPRIATE \$12,626 FROM UNAPPROPRIATED GENERAL FUNDS FOR THE PURPOSE OF TRANSFER INTO THE CDBG FORMULA GRANT FUND, TO AUTHORIZE THE TRANSFER OF \$12,626 TO THE CDBG FORMULA GRANT FUND, TO ESTABLISH ANTICIPATED GRANT RESOURCES OF \$44,600 IN THE CDBG FORMULA GRANT FUND, TO APPROPRIATE \$57,226 FROM UNAPPROPRIATED CDBG FORMULA GRANT FUNDS FOR EXPENDITURES ASSOCIATED WITH THE 2008 CDBG FORMULA GRANT, AND TO MODIFY THE ANNUAL OPERATING BUDGET AS A RESULT OF THESE ACTIONS" was presented for second reading, public hearing. Ms. Groat moved to waive the reading in full; affirmative voice vote was unanimous.

"AN ORDINANCE ESTABLISHING ESTIMATED GRANT RECEIPTS OF \$720,000 IN THE CHERRY STREET/NINTH STREET WATERLINE PROJECT FUND (FUND 55), APPROPRIATING \$190,000 OF UNENCUMBERED WATER REPLACEMENT AND IMPROVEMENT FUNDS (FUND 51) FOR THE PURPOSE OF TRANSFER TO THE CHERRY STRET/NINTH STREET WATERLINE PROJECT FUND, AUTHORIZING THE TRANSFER OF \$190,000 FROM THE WATER REPLACEMENT AND IMPROVEMENT FUND TO THE CHERRY STREET/NINTH STREET WATERLINE PROJECT FUND, AND ESTABLISHING APPROPRIATIONS IN THE AMOUNT OF \$910,000 FOR THE OHIO PUBLIC WORKS COMMISSION (OPWC) GRANT PROJECT ENTITLED CHERRY STREET/NINTH STREET WATERLINE PROJECT AND MODIFYING THE ANNUAL OPERATING BUDGET AS A RESULT OF THIS ACTION" was presented for second reading, public hearing. Ms. Richardson moved to waive the reading in full; affirmative voice vote was unanimous.

"AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2009 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 first reading, title only. Mr. Gore explained that this ordinance enacts all the codified ordinances adopted in 2009. Mr. Taylor moved to pass the emergency and the question put, stood:

Mr. Berbee YES Mr. Taylor YES Ms. Richardson YES Mr. Fogt YES Mr. Gore YES Ms. Groat YES Mr. Reams YES

Emergency passed.

The ordinance "TO AMEND CHAPTER 1100 - SWIMMING LESSONS AND SWIM TEAM FEES OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE FOR THE MUNICIPAL SWIMMING POOL" was presented for first reading, title only. Ms. Froment said this is partner legislation to the pool fees legislation passed previously to increase the fees for season passes for the pool. City's goal is to receive at least \$100,000 in revenue prior to April 30th to ensure that the pool can open. As part of that, Steve Conley, Parks & Recreation Supt., worked to review the swimming lessons and swim team fees and make proposed appropriate adjustments. Mr. Reams said Sections 3 and 4 basically put into ordinance form that if we don't have \$100,000 in that account, we're not going to open the pool. He expressed a concern with putting that in ordinance form rather than looking at where we're at at the end of April, beginning of May and making that decision. Ms. Froment said this language was taken from the ordinance that was passed in association with the fees for pool passes. She said that if the amount collected is very close to the \$100,000 goal, and City decides it's enough to open, staff would come back to Council with legislation to modify this amount.

The ordinance "AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$24,750,000 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 AUTHORIZING USE OF AN OFFICIAL STATEMENT RELATING TO THE SALE OF THE NOTES, IF NECESSARY" was presented for first reading, title only. Mr. Morehart explained that this will allow for refinancing of the sewer notes which mature in June. Mr. Fogt felt some of the language was confusing. He confirmed that legislation is for notes and asked for the term of the notes. Mr. Morehart said 12 months. Mr. Fogt said that Section 2 talks about a 40-year bond. Mr. Morehart said the City has the option to convert to bonds at some point in the future, but as it currently exists, the structure of those is short-term notes. Mr. Morehart will review to make sure there is no issue with the language.

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION

1. Parks & Recreation Representative - Ms. Froment reported that election of officers was held at the January 19th meeting. Mr. Jones was elected Chairman and Crista Miller Vice Chairman and Project Document Director. Rules of Procedures were reviewed and a modification was made to the language that said that each member of the committee would put forth a plan for their own park; they now can put forth capital improvement suggestions for any of the parks. Parks & Recreation Commission members endorsed the Parks Master Plan which moved it forward to City Council. Mr. Rowland Seymour pointed out on Pg. 9 of the Plan, that it was noted that Eljer Park was donated to the City, when in fact only a portion of the park has been donated to the City, the soccer field area. The rest of the park is leased for \$1 a year. Parks & Rec Commission held a preliminary review of the Adena Pointe Plan. Potential expansion of parkland in that area was reviewed, which included paving, adding a shelter house and playground area and parking lots. The Plan was well received by the Commission.

Mr. Fogt asked if this planned park in Adena Pointe was in lieu of the \$1,000 parkland fee? Ms. Froment said yes, but her initial calculations show that the work that they plan to do both in that park and some paving at the existing Greenwood Park, that cost is equivalent to what would have been received in money. She stressed that no decision has been made yet.

Mayor Schmenk said Staff is hoping to get input from Council, Parks & Recreation Commission and Planning Commission on whether that is a good alternative to the

fees. Initial reaction is that this might be an opportunity that we don't want to miss to get that kind of parkland.

Mr. Gore nominated Dianne Coon to the Utility Claims Board of Appeals to fill an unexpired term ending March 31, 2010 and asked to reappoint her to a two-year term ending March 31, 2012. Mr. Taylor moved to confirm her appointment, affirmative voice vote was unanimous.

Ms. Groat said the elected administration and Council are both under a commitment that your perception becomes our reality and what Mayor Schmenk and Ms. Froment have said, when you see things in the City that concern you, please pick up phone and let us know.

Ms. Groat will host a Ward 3 meeting on Tuesday, February 2 at the Public Library from 6:30 to 8:00 p.m.

Mr. Taylor announced that Finance Committee will meet on Wednesday, February 10, 2010 at 2:30 p.m. in the 2nd floor conference room at City Hall.

As a citizen, Mr. Taylor shares the disappointment of Rob Riddle in the request for the local Fair Board to sell beer at the fair. He commended Mr. Riddle for his stance. There does not need to be alcohol at the fair for it to be a fair. It's a family affair.

Mr. Taylor asked if the Staff had handled Ms. Young's issue with her water bill. Mr. Gore said it has not been handled because there is work group being formed to review the billing process.

Ms. Richardson thanked Lindsey (inaudible) and Chief Golden for the Neighborhood Watch meeting for Ashton Meadows. She encouraged as many citizens as possible to get involved. It's a great opportunity to take part in your community and help make it a safer place.

Ms. Richardson has initiated a contact list of names she is putting together of anyone who wants to be communicated to. The list will be kept confidential. She will send general information about things that are happening within the community. Anyone interested in being on her contact list, email her at trichardson@marysvilleohio.org.

Ms. Richardson thanked all the folks who attended the public discussions. She was impressed with the community's consideration for one and another and for Council at the meeting and also their concern and passion for the City.

Ms. Richardson said there will be a Parks & Recreation meeting on February 4 to talk about the status of the pool.

Mr. Gore thanked the Mayor for her State of the City. "We appreciate your leadership and look forward to the coming year and working together."

ADJOURNMENT: There being no further business to come before Council, the meeting adjourned at 8:33 p.m