

CITY COUNCIL MINUTES
January 22, 2018

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

MEMBERS PRESENT: Nevin Taylor, Deb Groat, Tracy Richardson, JR Rausch, Alan Seymour, Mark Reams and Henk Berbee.

OTHERS PRESENT: City Manager Terry Emery, Finance Director Justin Nahvi, City Law Director Tim Aslaner, Chief Golden, Chief Riley, Public Service Director Michael Andrako, City Engineer Jeremy Hoyt, IT Director Aaron Story, City Planner Chad Flowers and Clerk Kris Jones.

REPORTERS PRESENT: Will Channel- Journal Tribune

CITIZENS PRESENT: Patrick Soller, Robert Soller, Katie Crocco, John Connolly, Krystal Westendorf, Tim Schacht, Donald Boerger, Robert Anderton, Jim Rafferty, Julie Spain, Meg Michel, Tony Eufinger, Jason Green, Randy Brown, and Abigail Anderton

APPROVAL OF MINUTES: The approval of minutes for the meeting on January 8, 2018 were postponed for Council to get Mrs. Jones their comments.

ADMINISTRATIVE REPORT:

Mr. Emery reported the following:

Administration

2018 State of the City Address

The 2018 State of the City Address will be held on Thursday, February 15th at the Marysville STEM Early College High School beginning at 6pm. The theme of this year's address is Workforce Development. Additional details will be provided as we get closer to the date.

Mr. Nahvi reported the following:

Finance Department

- For the January 2018 utility billing, bills were modified relating to the service charge label for the \$5.75 monthly charge for yard waste collection. The label was changed from the prior text of "Sani" to be displayed as "Yard Waste". There was no modification to the actual charge amount for this service.
- For the February 2018 utility billing, the service charge for yard waste collection will be increased from \$5.75 per customer account to \$6.50 on a monthly basis. The section of the City Code pertaining to this increase is referenced in the following text:

945.04 SERVICE CHARGES.

- (a) For trash and garbage service the following monthly rates shall be in effect:

		January 1, 2017	January 1, 2018
Householders who are not in excess of 65 years of age and commercial occupants required to purchase sanitation services from the City of Marysville	Refuse Fee	\$16.00	\$16.00
Householders who are not in excess of 65 years of age and commercial occupants required to purchase sanitation services from the City of Marysville	Sanitation Fee	\$5.75	\$6.50
Householders required to purchase sanitation services from the City of Marysville who are in excess of 65 years of age occupants	Refuse Fee	\$10.00	\$10.00
Householders required to purchase sanitation services from the City of Marysville who are in excess of 65 years of age occupants	Sanitation Fee	\$5.75	\$6.50

(Ord. 46-16. Passed 11-14-16.)

Mr. Andrako reported the following:

Public Service Department, Maintenance & Operations
Snow and Ice Update

The Streets Division responded to snow and ice events on 1/16 and 1/17, using 38 operator hours and 17 tons of salt bringing the season totals to 1,105 operator hours and 980 tons of salt.

Main St. Bridge Project

Tomorrow (1/23/18), the City will be handing out the fact sheet for ODOT's Main St Bridge project to businesses on Main St. north of 5th St. The fact sheet which lists a likely March closure which will then last a maximum of 120 days. As the project gets closer we will also plan to put up some message boards indicating the upcoming closure.

REPORT OF CLERK OF COUNCIL:

REPORT OF PLANNING COMMISSION AND DESIGN REVIEW BOARD: Mr. Schacht reported that Planning Commission met and had their reorganization meeting, they elected Mr. Schacht as Chair; Mr. Armitage as Vice-Chair; and Mr. Schacht will be the Council representative. He stated they had two items on the agenda which were:

1. Property Owner: Fischer Development Company Applicant: James T. Watkins & Jared Lane, Watcon Consulting Engineers and Surveyors, LLC Location: Adena Point Subdivision Request: Approval of Final Plat for Adena Pointe Section 8, Part 2- approved.
2. Property Owner: Union County Board of Commissioners Applicant: Andrew Kalnitsky, NRP Properties LLC Location: 173-243 Professional Parkway Request: To hear a Planned Unit Development (PUD) application for Sketch Plan approval for a +/- 3.289 acre residential development on property located at 173-243 Professional Parkway- approved.

Mr. Schact also reported that Design Review met and had their reorganization meeting in which they elected Ms. Maroni as Chair; Mr. Draughn as Vice Chair; and Mr. Garrett will report to Planning Commission. He stated they had four items on the agenda which were:

1. Certificate of Appropriateness in the Historic Design Review District: An application for building and site modifications at the existing McCarthy and Cox office Building located at 127 W 5th Street in the B-3 (Central Business District) Zoning District- was approved with conditions that the applicant return to the DRB with a tinted window sample for approval.
2. Certificate of Appropriateness in the Historic Design Review District: An application for new wall signage at Iron Tiger Martial Arts located at 113 N Main Street in the B-3 (Central Business District) Zoning District-was tabled until the February meeting.
3. Exterior Plan/Landscape Plan: An application for a proposed residential development (two-family homes) at the N.W. corner of SR 31 and Creekview Drive in a PUD (Planned Unit Development) zoning district-was approved.
4. Exterior Plan/Landscape Plan: An application for building and site improvements for a 30,000 SF outpatient medical office building expansion at Memorial Health Hospital located at 500 London Avenue in the HMD (Hospital Medical District) zoning district-was approved.

COMMITTEE REPORTS: Mrs. Richardson reported Public Service Committee had a number of items on the agenda and the first was to discuss street paving. She said we will have some discussion tonight financially about it. She said she thinks the plan is to bring that to the next City Council meeting to see the proposed streets. Mr. Emery stated we do have the list of streets, however, we want to be cautious depending on the bid. He said the legislation tonight will help us to put out the bid late February. Mrs. Richardson said they heard and learned the objective approach to rating the streets. She said the Service Department did a good job with spreading the paving program throughout the whole City and not focusing in just one area. The other agenda item was to discuss the abandonment of an easement with the Hickory Gate development. The committee discussed abandoning the current easement and accepting a new one. The Committee had no objections because the decision will not interfere with neighbors and will be a no cost to the City. She said they discussed the utility and infrastructure at Waterford Estates, the City completed their inspection to accept that infrastructure. We also discussed the acceptance of waterline infrastructure at Jerome Village. She said the last thing on the agenda we had to discuss was the pedestrian bridge across Mill Creek, or what Mr. Andrako calls the Jim Simmons Trail Connector. The City staff has worked directly with the State Representative from our area, who is looking at a grant to build this connecting trail which includes the pedestrian bridge. She said they had a few more general updates, which she would be happy to discuss with anyone.

Mr. Berbee reported Finance Committee received the year-end report from Administration. He said the good news is that our expenses came in \$500,000 below budget; our income exceeded the budget by \$1.2 million; our long term debt is down by almost \$5 million (\$174 million), so we continue to pay off on the City debt. Mr. Berbee stated our tap-ins for the City were somewhat equal. Within the City of Marysville, we did 375 tap-ins for water and sewer which includes Jerome Village and several other ones. When we put the Water Department in a few years ago, they said that 250 tap-ins would break even, so we are well above that. Mr. Berbee also reported that with the street paving program, we went down from 13% to 9%, but that will depend on how rough are the winters. We are continually putting money back into it and will eventually catch up to get our streets and infrastructure in place. He said there is so much more to share with you, however, a lot of it will be covered in the State of the City address.

Mrs. Groat reported Public Affairs/Safety Committee first discussed Council Rules of Procedure. She encouraged all Council members to email her with concerns, she said if there are more concerns we can certainly bring them up at different meetings. She added there is nothing limiting the discussion of Rules of Procedure to the January meeting, so we can continue to discuss it. One of the concerns that will hit the Council Rules of Procedure in February is the evaluation of the City Manager and the evaluation of the Clerk of Council. That these be done consistently and in a line with appropriate human resources practices. Mr. Dostanko is working on that for us and it will come back to the Committee in February. Mrs. Groat asked again for everyone to email her with suggestions or show up. The second item on the agenda was the discussion of low- speed/under-speed legislation. The legislation that was before Council a couple weeks ago has been looked at and Mr. Aslaner has presented the Committee with some really good common sense changes. The legislation when it comes back to Council will probably recommended for amendment, which will come back at next Council meeting for third reading. She said finally we discussed on Street parking, and in February, we will probably bump that up higher on the agenda and we will do more discussion on it and come up with a common sense approach. The next Public Affairs/Safety meeting will be February 26th at 6pm.

PARKS & RECREATION REPORT: Mr. Reams reported that Parks & Rec had no meeting.

Mr. Rausch gave the Committee assignments out to the Council members.

HEARING OF CITIZENS:

RESOLUTIONS:

One Reading RESOLUTION AUTHORIZING POLITICAL SUBDIVISION COOPERATIVE PURCHASING Only

Administration Comments: Mr. Emery stated this is an annual resolution for the State Administrative Services purchasing program.

Council Comments:

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

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

One Reading AUTHORIZING THE DISPOSAL OF SURPLUS PERSONAL PROPERTY BY INTERNET
Only AUCTION FOR 2018

Administration Comments: Mr. Emery stated this resolution will allow the City to dispose of personal property that is no longer permitted for use. He added that they begin the process late summer and complete the auction late fall.

Council Comments: Mr. Rausch asked about anything over \$1,000 being detailed at that time. Mr. Andrako stated it comes back through legislation. Mrs. Richardson asked for an approximate value of the items being auctioned. Mr. Andrako stated they did not know yet.

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

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

1st Reading AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH
Title Only MICHAEL BAKER INTERNATIONAL LLC ASSOCIATED WITH PROJECT
MANAGEMENT CONSULTING SERVICES FOR AN AMOUNT NOT TO EXCEED
\$1,000,000 AND DECLARING AN EMERGENCY

Administration Comments: Mr. Phillips stated this is a very important day since we received the grant. This will allow us to hire a project manager to oversee the grant. This is the first phase, and there will be other phases that Council will have to approve later on. You will see in your packets that this is focusing on the first four tasks. He said we received proposals from six different firms. They narrowed it down to four and did interviews, and recommended Michael Baker International with Cresttech contact be approved. He said it is critical to get a project started as the grant is two years old. Mr. Phillips introduced Patrick Soller with Cresttech, who is a Marysville resident.

Council Comments:

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

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

1st Reading AUTHORIZING SUPPLEMENTAL APPROPRIATION FOR THE 2018 PAVING
Title Only MAINTENANCE PROGRAM AND MODIFYING THE 2018 ANNUAL BUDGET

Administration Comments: Mr. Emery stated any way to push this legislation forward to get out the bids.

Council Comments:

Mr. Taylor moved to waive 3rd Reading and the question put, stood:

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

Mr. Taylor moved to waive 2nd reading and the question put, stood:

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

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

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

2nd Reading TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN EASEMENT FOR
Public Hearing SIDEWALK PURPOSES

Administration Comments: Mr. Emery stated they brief Council last meeting on this legislation. Mr. Hoyt stated he wanted to clarify that the easement will only go on the eastern part of the Gibson property in front of the Dillahunt lot split.

Council Comments:

Citizen Comments:

3rd Reading TO APPROVE A ZONING MAP AMENDMENT TO REZONE +/- 14.043 ACRES
Public Hearing (PARCEL # 2900190800020) ON WEST FIFTH STREET FROM TRAFFIC ORIENTED
COMMERCIAL (TOC) TO HIGH DENSITY MULTI-FAMILY RESIDENTIAL (R-5)

Administration Comments:

Council Comments: Mr. Berbee stated it looks like you have planned this all along because if you past the click list area, there is a road that stops right there. He asked if that would be the only entrance and exit or if there would be another. Mr. Connolly said considering no businesses will want to cross the petroleum line behind Kroger. Mrs. Richardson said that Mr. Connolly has come to Council fully prepared and with a plan that is well thought out. She said she is struggling because we approved so much development in the last year, we have so many things approved that could develop. We need to take a step back and review our vision for growth. She said she even considered tabling it. Mr. Rausch stated there is approximately 1,592 condos/apartments that have been approved by Council in the last year. Mr. Taylor explained the traffic in and out is an issue for him. He said if you put condos back there you are risking a hazard if something comes up with the petroleum line. There will not be any way to get in and out.

Citizen Comments: Mr. Connolly explained that he still feels that R-5 would be best for the area. He would prefer to put condos in the area versus multi-family. He also mentioned that the timeliness of it is what it appears. He said the market is driven, however, there has been interest because of this.

Mr. Reams moved to pass the legislation and the question put, stood;

Mrs. Groat NO; Mrs. Richardson NO; Mr. Rausch NO; Mr. Seymour NO;
Mr. Reams NO; Mr. Berbee YES; Mr. Taylor NO

3rd Reading TO AMEND THE BOUNDARY MAP OF THE HISTORIC UPTOWN MARYSVILLE
Public Hearing DESIGN REVIEW DISTRICT, OF THE CITY OF MARYSVILLE

Administration Comments: Mr. Flowers stated we would like to amend the map to remove properties from Walnut Street to Oak Street.

Council Comments:

Citizen Comments:

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

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

Mrs. Richardson moved to waive 3rd Reading and the question put, stood:

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

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

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

3rd Reading TO AMEND THE CITY ZONING MAP AND CHAPTER 1137, DISTRICT REGULATIONS
Public Hearing (1137.35 UPTOWN TRANSITIONAL DISTRICT (U-T)), OF THE CITY OF MARYSVILLE
PLANNING AND ZONING CODE

Administration Comments:

Council Comments:

Citizen Comments:

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

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

3rd Reading TO AMEND THE CITY ZONING MAP AND CHAPTER 1137, DISTRICT REGULATIONS
Public Hearing (1137.36 UPTOWN COMMERCIAL DISTRICT (U-C)), OF THE CITY OF MARYSVILLE
PLANNING AND ZONING CODE

Administration Comments:

Council Comments:

Citizen Comments:

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

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

3rd Reading TO AMEND CHAPTER 1135, DISTRICT ESTABLISHMENT AND PURPOSE, OF THE
Public Hearing CITY OF MARYSVILLE PLANNING AND ZONING CODE

Administration Comments:

Council Comments:

Citizen Comments:

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

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

COMMENTS OF THE CITY MANAGER AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mrs. Groat thanked Mr. Flowers for all of his work on the Uptown legislations. She stated that Public Affairs/Safety will meet February 26th and discuss bicentennial tree planting, Chapter 730, and Section 941.01.

Mrs. Richardson was happy to hear Mr. Berbee's Finance report. The numbers are positive. She is looking forward to the State of City address. She also mentioned it is difficult to make hard choices, and that we (the Council) work to do our best on behalf of our citizens. She thanked the residents for coming to express their concerns.

Mr. Berbee stated he is glad for the Fire Department on County Home Road. He sat at a train for over 14 minutes the other day, and could not imagine if there was an emergency and the Fire Department had to wait the 14 minute delay. He mentioned that he heard Mrs. Richardson share concerns about slowing or stopping approval of future developments until the complete review of our Comprehensive Plan and a look at our infrastructure. He also stated he would support a six month moratorium to halt building.

Mr. Reams stated Uptown Parking is an issues, people do not realize where the parking lots are located. The parking lot at Sixth Street and Plum Street needs to be improved with a new sign and landscaping.

Mr. Seymour asked Mr. Schacht about the McCarthy Cox building. Mr. Schacht stated he wanted to brick up the windows, however, Mr. Schacht gave him options that would still preserve the historic nature of the building. Mr. Seymour is glad that he is willing to work with business owners to help historically preserve the buildings.

Mr. Taylor asked Ms. Spain to if she would reach out to her client on 4th Street, which is a parking lot, if they would clean the property up because he has neighbors beside the property

are complaining. She said she would address it with them. Mr. Taylor also commented that to him less density is always going to be better.

Mr. Rausch stated he was at the Design Review Board meeting when they discussed the McCarthy and Cox building, and he likes hearing the input from the residents. He also explained that we will be doing a strategic planning session on March 2nd from 5-9pm and on Saturday with Planning Commission.

Mr. Emery echoed Mrs. Groat's comments on Mr. Flower's work on the Uptown legislation, great job.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:30pm.