

## CITY COUNCIL MINUTES

May 21, 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, Henk Berbee.

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

**REPORTERS PRESENT:** Will Channel- Journal Tribune

**CITIZENS PRESENT:** Tim Schacht, Kathy Young

**APPROVAL OF MINUTES:** The minutes for the meeting on May 14, 2018 were approved as presented.

**ADMINISTRATIVE REPORT:** Mayor Rausch presented a proclamation to Chief Riley for EMS Week.

*Mr. Emery reported the following:*

### **Memorial Day Parade**

The Memorial Day Ceremony and parade will take place on Monday, May 28. A ceremony honoring those "Lost at Sea" will begin at 8:15 am at Schwartzkopf Park. The parade will step off at 9:00 am at the intersection of E. 5<sup>th</sup> St. and Plum St., traveling West on 5th St. and ending at Oakdale Cemetery where a Memorial Service will be held at approximately 9:30 am.

Note: City Offices will be closed on Monday in observance of the Memorial Day holiday.

### **Recreation & Events**

#### **Municipal Pool Opening Day**

Pool opens for the season on Saturday, May 26 at noon.

#### **Touch-a-Truck**

Touch-a-Truck takes place next Friday, June 1, at Mill Valley Park Central from 10 am – 1 pm. Non-perishable food items will be accepted at the event to help Stuff-a-Truck (items will be donated to the Marysville Food Pantry).

*Mr. Andrako reported the following:*

### **Public Service Department, Maintenance & Operations**

#### **Culvert Work**

Street crews continue to work on completing the culvert work at American Legion Park.

## **Parks & Grounds Work**

Parks & Grounds crews have been very busy with mowing, prepping Oakdale Cemetery for Memorial Day and getting the pool ready for opening day. Street crews are assisting with the installation of a shade structure in the lawn area of the pool.

## **Traffic Signal**

A Westbound Left Turn Arrow is being installed for the westbound approach of Delaware Ave/US33 EB ramp signal. This will allow cars to turn left during peak hours when eastbound traffic is heavy.

*Mr. Hoyt reported the following:*

## **Engineering Department**

### **Construction Updates**

**SR 31 Widening, Phase 1**- storm sewer work begins on the east side of SR 31.

**2018 Paving Program** - concrete work continues on Square Drive and West 8th Street. Paving operations are expected to start in July.

**SR 38 Vertical Realignment** - the local and truck detour route will be in place on Thursday morning coinciding with the scheduled full-depth pavement milling.

**Main Street Bridge Replacement** - ODOT's project remains on schedule. As a reminder, the bridge is expected to be open to traffic by June 26th.

Mr. Seymour asked about the timing of the bridge it is kind of on track but on Route 38, he saw the signs that said it will be closed for 51 days. Mr. Hoyt stated yes, the bridge is on track, and he said he will have to look at the signs because 51 days is a very random number. He said ODOT is trying to come in the middle of July to pave it. Mr. Seymour asked about the depth of the lowering on State Route 38. Mr. Hoyt stated the depth is about 1.75, is what it turned out to be. They are going to check and make sure the lowering worked so they do not have to go back and redo the area.

Mrs. Richardson asked what they are doing to notify residents of the closure. Mr. Hoyt stated it has been in the weekly updates that Mrs. Krutowskis puts on Facebook. He has also personally let some of the residents know and he has been in contact with Page who is doing Walker Meadows. They have been trying to notify people with signs and Facebook posts.

Mr. Berbee stated in the weekly report it stated that we made an agreement with Delco for service on the south side of the service area. Mr. Andrako stated we have decided that it would benefit both of our systems to connect them. They have extended their system to us and performed the connection themselves. Mr. Berbee asked what size line you needed to use for that. Mr. Hoyt stated they used an 8 because on their edge they are going real small and they do not need a large waterline.

**REPORT OF CLERK OF COUNCIL:**

**REPORT OF PLANNING COMMISSION/DESIGN REVIEW BOARD:** Mr. Schacht reported the following for Planning Commission:

1. Property Owner: Marysville Development Company, LLC Applicant: Jonathan Buchanan, P.E., CESO, Inc. Location: Ewing Meadows (SR 38 Parcel Numbers: 2900190480030 & 2900190480010) Request: Approval of Final Plat Phase 1 – approved to send to Council.

Mr. Schacht reported the following for Design Review Board:

1. Exterior Plan/Landscape Plan: An application for a proposed Arby's restaurant located at the southeast corner of Coleman's Crossing Boulevard and E 5th Street in the SD1 (Special District One) Zoning District- approved with conditions.
2. Exterior Plan/Landscape Plan: An application for a proposed Hardee's restaurant located on a outparcel lots fronting W 5th Street at the Bethel Woods development in the TOC (Traffic Oriented Commercial) Zoning District-approved with conditions.

**COMMITTEE REPORTS:**

Mr. Berbee reported that the Finance Committee met last week and we are four months in and starting to gather a little bit more data. It looks like income is treading just as we expected. Some of the bids we put out are coming in a little more favorable. The expense side is turning more positive. Mr. Berbee stated he was fortunate to chair Public Affairs/Safety. He reported they held the last Public Affairs/Safety meeting tonight and discussed the following agenda items the Hoogland Property, Chapter revisions to 713, 1301 and 1309. They will be discussing the Council Rules at the June 4<sup>th</sup> Work Session.

**PARKS & RECREATION REPORT:** Mr. Reams stated that Parks & Rec. meet and discussed renaming the field at Eljer Park. They will also be holding the Tour of the Parks on June 21<sup>st</sup> from 5:30pm to 7:30pm.

**HEARING OF CITIZENS:**

**RESOLUTIONS:**

One Reading TO NAME THE ELJER FIELD "B" AT ELJER PARK, "JESSE SEPEDA FIELD"  
Only

**Administration Comments:**

**Council Comments:** Mr. Rausch stated this was reviewed in the Work Session and also during the Parks & Rec. meeting. Parks & Rec. passed this 3-0 to move to Council. Mrs. Richardson stated she asked to sponsor this legislation, as she knew him personally and is in support.

**Citizen Comments:**

Mr. Reams moved to pass the legislation 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

1<sup>st</sup> Reading TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A REAL ESTATE PURCHASE  
Title Only CONTRACT TO PURCHASE THE PARCEL OF PROPERTY LOCATED ON THE EAST  
SIDE OF MAPLE STREET AND THE NORTH SIDE OF WEST FIFTH STREET, WHICH IS  
TO BE USED FOR PUBLIC PURPOSE

**Administration Comments:** Mr. Andrako explained this is purchasing the property where the traffic signal box is right in front of Family Time Movie.

**Council Comments:** Mr. Taylor stated this was an old mistake that is being fixed.

2<sup>nd</sup> Reading TO AUTHORIZE PARTICIPATION IN THE ODOT WINTER CONTRACT (018-19) FOR  
Public Hearing ROAD SALT AND DECLARING AN EMERGENCY

**Administration Comments:**

**Council Comments:**

Mrs. Richardson moved to pass the emergency clause 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

Mr. Taylor moved to waive 3<sup>rd</sup> reading 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

Mr. Taylor 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

3<sup>rd</sup> Reading RESOLUTION AUTHORIZING THE CITY MANAGER AND/OR APPOINTED DESIGNEE  
Public Hearing TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF MARYSVILLE TO THE  
STATE OF OHIO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SMALL  
CITIES PROGRAM FOR AN AMOUNT NOT TO EXCEED \$150,000 OF FY 2018  
COMMUNITY DEVELOPMENT ALLOCATION GRANT FUNDS

**Administration Comments:**

**Council Comments:**

Mr. Taylor 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

**ORDINANCES:**

1<sup>st</sup> Reading AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO  
Title Only EXCEED \$2,420,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR  
THE PURPOSE OF (I) DESIGNING, ENGINEERING, AND CONSTRUCTING  
VARIOUS STREET IMPROVEMENT PROJECTS, WITH SITE AND CURB  
IMPROVEMENTS RELATING THERETO, (II) CONSTRUCTING AND  
IMPROVING VARIOUS STREET RESURFACING PROJECTS, AND (III)  
INSTALLING SIGNAGE AND LANDSCAPING AT INNOVATION PARK WITH  
RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; AND  
AUTHORIZING AND APPROVING RELATED MATTERS

**Administration Comments:** Mr. Nahvi stated this is all road way related projects.

**Council Comments:** Mrs. Richardson asked if 17 years is all we have to pay off this note. Mr. Nahvi stated he would have to talk with Brickler and Eckler and will bring it back to the next Council meeting.

1<sup>st</sup> Reading  
Title Only

AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$3,035,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF (I) DESIGNING, ENGINEERING, AND CONSTRUCTING VARIOUS STREET IMPROVEMENT PROJECTS, WITH SITE AND CURB IMPROVEMENTS RELATING THERETO, (II) CONSTRUCTING VARIOUS IMPROVEMENTS TO PARKS AND RECREATION FACILITIES, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, (III) CONSTRUCTING AND IMPROVING VARIOUS STREET RESURFACING AND PAVING PROJECTS THROUGHOUT THE CITY, (IV) ACQUIRING VARIOUS FIRE, POLICE AND EMS EQUIPMENT, WITH RELATED IMPROVEMENTS AND APPURTENANCES, (V) ACQUIRING, DEVELOPING, DESIGNING, IMPROVING AND INSTALLING INFORMATION SYSTEMS AND RELATED INFORMATION TECHNOLOGY, AND (VI) PAYING COSTS ASSOCIATED WITH DESIGNING, CONSTRUCTING, FURNISHING, AND EQUIPPING A NEW FIRE STATION, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; AND AUTHORIZING AND APPROVING RELATED MATTERS

**Administration Comments:** Mr. Nahvi stated that they are asking to refinance some short term notes that were established in 2016-2017. There are two separate items on this one is the Decker Fire Station note.

**Council Comments:**

1<sup>st</sup> Reading  
Title Only

TO ADOPT SECTION 351.17.01, PARKING OF INOPERABLE VEHICLES, AND TO REPEAL SECTION 303.09, LEAVING JUNK AND OTHER VEHICLES ON PRIVATE OR PUBLIC PROPERTY WITHOUT PERMISSION OR NOTIFICATION, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:** Mr. Emery stated this was discussed pretty extensively during Public Affairs/Safety and the Committee supported the legislation.

**Council Comments:** Mrs. Groat read a statement (see attached).

1<sup>st</sup> Reading  
Title Only

TO AMEND SECTION 931.06(A), CAPACITY FEES, INSPECTION CHARGES AND OTHER FEES, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:** Mr. Emery stated these next three items were discussed at the Work Session and they have no additional comments.

**Council Comments:**

1<sup>st</sup> Reading Title Only TO AMEND SECTION 925.02(A), NEW WASTEWATER SYSTEM CONNECTIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

1<sup>st</sup> Reading Title Only TO AMEND SECTION 925.05(E)(2), SUMMER SEWER CREDIT, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

3<sup>rd</sup> Reading Title Only TO ENACT CHAPTER 730, CLOTHING DONATION CONTAINERS; RECYCLE BINS, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

Mrs. Groat 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	

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

Mrs. Groat thanked Mr. Berbee for chairing the Public Affairs/Safety meeting. She appreciated the celebration for Scotts and Uptown Friday night. Mrs. Groat also read the following statement “ In the last several years, the City of Marysville, the Richwood Banking Company, Leon’s Garage, and most recently the Kroger Company have shown rare generosity and neighborliness in proactively solving parking concerns for citizens, patrons, and neighbors. By speaking with concerned citizens and attempting to see all sides of a situation, Marysville, Richwood, Leon’s and Kroger have demonstrated the best spirit our city can offer its citizens. Ordinance 351.17.01 has been presented to Council because such a generous tone and concern to be neighborly did not come forward in a similar situation; this is one of the few pieces of legislation offered in this City because neighbors could NOT act unselfishly in using our community streets. While I strongly support the legislation, I deplore its necessity.”

Mrs. Richardson said the Uptown Friday nights keep getting better thank you to all the staff that has put it on. She did attend the Medical Marijuana Symposium. She learned about the challenges other states are dealing with from the legalization medical and recreational marijuana, in particular traffic accidents and trips to emergency rooms. Also the level of THC and how it affects the body. She said the message was please understand and learn from us. Thank you for all the support that she received in the last primary election.

Mr. Berbee stated it is unfortunate that we have had to do the decision on the clothing donation containers. He said they have taken a life of their own, in a week to ten days we will see mattresses, tvs and you can see pretty much anything. The 2019 budget calendar we are going to start that July with the budget process.

Mr. Reams said he has gotten a lot of feedback about the improvements to the parks, especially Legion Park.

Mr. Seymour asked about the parking spaces at Kroger with regards to MacIvor Woods. Mr. Andrako stated he got Kroger the recorded easement, which is what they needed to allow us to start work. We went out and marked where the spots would be and once the street crews are done with Legion Park, we will move over and complete it. Mr. Seymour applauded the monumental job getting ready for the new year with events and parks.

Mr. Taylor reminded everyone that there will be no candy at the parade. Council members where are we going to meet to get together. To Council and to the City, thank you for being so efficient with the last meeting.

Mr. Rausch mentioned that the kids get out of school on Wednesday, and please be more cautious as you driving and quit texting the driving. Officer Shields who is with ODNR, his wife is having some medical challenges, please keep them in your prayers.

Mr. Emery stated we had an employee appreciate breakfast, and the workmanship that we have going on right now and we have 13 million dollars in projects that we have going on right now. With keeping the public informed with all the projects that are going on, and please bear with us during the construction season.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:09 p.m.