

**CITY COUNCIL MINUTES**  
**July 9, 2018**

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

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

**OTHERS PRESENT:** City Manager Terry Emery, Finance Director Justin Nahvi, Chief Golden, Chief Riley, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, Zoning Administrator Ron Todd, IT Director Aaron Story, Economic Development Director Eric Phillips, Recreation & Event Manager Amanda Morris, and Clerk Rebecca Dible.

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

**CITIZENS PRESENT:** Scott Zwienzski, Jason Stanford, Scott Carter,; Katie Montgomery, Katie Crocco, Todd Spencer, Mike Spencer, Krystal Westendorf, Dan Stowell, Noah Stowell, and Ben Vollrath.

**APPROVAL OF MINUTES:** The minutes for the meeting on June 25, 2018 were approved with proposed amendments as presented per Councilwoman Richardson.

**ADMINISTRATIVE REPORT:**

*Mr. Emery reported the following:*

**Recreation & Events**  
**Friday Nights Uptown**

Rock the Block, will take place this Friday, July 13th from 6:00 p.m. - 10 p.m. at Partners Park. Music by SWAGG; Presented by Honda Marysville.

**A Day in the Park**

Saturday, July 21 at American Legion Park from noon - 3:00 pm. FREE admission to the Municipal Pool from noon - 3:00 pm; FREE hot dogs & refreshments while supplies last.

*Mr. Andrako reported the following:*

**Public Service Department, Maintenance & Operations**  
**London Avenue Closure**

London Ave will be closed tonight (7/9) from 9pm to 6am (7/10) for the construction of a sanitary sewer lateral related to the Memorial Hospital renovation construction.

### **Shared Use Path**

Street crews have begun work to install a shared use path along the south side of Amrine Mill Rd. which will connect to the trail leading to the pedestrian bridge providing better connectivity to the bridge from Schwartzkopf Park. This is expected to be completed before the school year starts.

### **Water Main Installation**

Water crews are currently working on the installation of a water main on Mulberry St (6th St to 7th St).

*Mr. Hoyt reported the following:*

### **Engineering Department**

#### **Construction Updates**

**SR 31 Widening, Phase 1** - Asphalt paving is ongoing and is expected to be wrapped up mid-week. Work on the west side of SR 31 is expected to start next week (July 9th).

**SR 38 Lowering** - Upon the completion of the ditch grading, the detour is expected to be removed by the middle of the week.

**2018 Paving Program** - Pavement milling is ongoing and all paving operations are expected to be completed by the middle of July.

Mr. Taylor asked if the Main Street Bridge project was expected to be complete by the time the Union County Fair opens, to which Mr. Hoyt replied that ODOT expects it to be completed by that time.

### **REPORT OF CLERK OF COUNCIL:**

**REPORT OF ECONOMIC DEVELOPMENT:** *Mr. Phillips reported the following:* He distributed the Union County Analysis of the Economic Impact of Tax Incentive Programs to Council. This report was compiled by the Center for Regional Development of Bowling Green State University. He stated the Community Reinvestment Area Agreements, Enterprise Zone Agreements, Municipal Income Tax Credit Agreements as well as the Tax Increment Financing Agreements combined have produced the following: 6,275 jobs created, 3,811 jobs retained, \$257,694,416 total earnings and \$463,712,248 total investments. Mr. Phillips stated that these numbers are related to incentives only and do not include Honda. Mr. Reams asked Mr. Phillips to double check the figures in the analysis report referencing the number of jobs created in relation to the earnings produced. Mr. Phillips stated he would.

**HEARING OF CITIZENS:** Concerned business owner, Dr. Katie Montgomery of Montgomery Dental, presented photographs and video to Council showing \$150k of damage to her building due to flooding directly related to the torrential spring rain and improper drainage issues. Mrs. Richardson asked if flooding had occurred in Dr. Montgomery's business building in the past.

Dr. Montgomery explained that although she asked that question prior to her purchase, she is unsure because commercial property owners are not compelled to disclose such information. Mr. Hoyt had made Dr. Montgomery aware of a project, scheduled in the 2019 budget, meant to address this drainage issue. Dr. Montgomery urged council to prioritize this project and keep it in the 2019 budget. Mr. Emery explained intense rain events expose weaknesses in the stormwater system and the City was sensitive regarding how these events affect local businesses and residents. Mr. Andrako explained that an old, clay, 27" farm tile lays behind the businesses in Dr. Montgomery's area, which is not City maintained. The City went ahead and cleaned the tile and hopes local owners will donate necessary easements, allowing the City to maintain this area and install needed lines. The proposed lines would direct drainage from the south away from the area. Mr. Andrako explained the goal was to do the drainage report in 2018, move forward with the design and CSX permit, which would allow the build to occur in 2019. Mr. Seymour, who had visited the site and held discussions with all the parties at length, expressed encouragement, hearing Mr. Andrako's enthusiasm regarding this particular project, realizing this is one of the key flooding problems in Marysville, especially as it had now affected businesses in the area. Mr. Seymour also encouraged Administration, Council and the Finance Committee to move forward with this project as soon as possible in hopes that it will be completed prior to 2019 Spring rains. Mr. Berbee asked how far past the railroad, towards RT 33, the water would drain. He verified this project would not be creating additional drainage issues. Mr. Andrako explained that Walmart has a 54" pipe and a pond, so he believed the needed capacity was established. Mr. Taylor asked how much funding would be needed in order to complete the entire project in 2018. Mr. Andrako explained that due to the permit needed from CSX, it would be unlikely the project could be completed in 2018, regardless of available funding. Mr. Rausch stated that the 20 year rain that occurred this spring affected all of Marysville and it identified a few places in town that need addressed and accelerated the priority of this particular project. He also asked that this project be taken to the Finance Committee immediately, that finances would be in place as soon as needed. Mr. Seymour also confirmed with the Engineering Department that if permits progress more quickly than expected, the City move forward with this project as soon as possible, for the sake of all businesses in the area.

**RESOLUTIONS:**

One Reading Only A RESOLUTION TO CONTINUE PARTICIPATION IN A MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN IN CONJUNCTION WITH THE UNION COUNTY EMERGENCY MANAGEMENT AGENCY

**Administration Comments:** Mr. Emery explained this resolution merely allows the City to continue with the plan that is currently in place, should an emergency occur.

**Council Comments:**

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. Richardson YES

2<sup>nd</sup> Reading Public Hearing A RESOLUTION AUTHORIZING THE HOME IMPROVEMENT REIMBURSEMENT GRANT PROGRAM

**Administration Comments:** Mr. Emery stated there had been some interest on behalf of Council members in moving forward with this legislation, allowing residents to take advantage of this program as early as it be made effective.

**Council Comments:** Mrs. Richardson explained after the vote that she fully supported the legislation and its benefit, however she was compelled to vote against the motion, expressing she felt it important to allow the maximum time for Citizens to weigh in on legislation, especially when City funds are affected. Mr. Seymour stated his concern was to have the legislation pass more quickly, allowing citizens the opportunity to use the funding in 2018 while the weather allowed. Mr. Taylor respectfully asked Mrs. Richardson if she had citizens expressing concern regarding this particular legislation, to which she responded that she had but minimally. Mrs. Richardson stated that she heard her fellow Council Members' recommendations/concerns.

**Citizen Comments:**

Mr. Taylor moved to waive the third reading:

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

2<sup>nd</sup> Reading A RESOLUTION AUTHORIZING THE UPTOWN MARYSVILLE FACADE  
Public Hearing IMPROVEMENT PROGRAM

**Administration Comments:**

**Council Comments:** Mr. Reams stated he supported this legislation and the previous legislation moving forward more quickly, to afford businesses and residents access to these funds in 2018. This would allow the City to see how well the programs work this year and determine if changes be made to the program in 2019. Mr. Taylor clarified that this particular program was for non-homeowner occupied properties only, to which Mr. Nahvi confirmed it was.

**Citizen Comments:**

Mr. Reams moved to waive the second reading:

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

**ORDINANCES:**

1st Reading AUTHORIZING SUPPLEMENTAL APPROPRIATIONS FOR THE GENERAL FUND  
Title Only (FUND 100) AS WELL AS THE CAPITAL IMPROVEMENT FUND (FUND 439) AND  
MODIFYING THE 2018 ANNUAL BUDGET

**Administration Comments:**

**Council Comments:**

Mr. Taylor moved to waive the third reading:

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

1st Reading AUTHORIZING SUPPLEMENTAL APPROPRIATIONS FOR THE STREET  
Title Only CONSTRUCTION, MAINTENANCE AND REPAIR FUND (FUND 225), THE  
SANITATION FUND (FUND 505) AS WELL AS THE STORMWATER FUND (FUND  
570) AND MODIFYING THE 2018 ANNUAL BUDGET

**Administration Comments:** Mr. Emery stated that he agreed with the legislation as put forth, as recommended by Human Resources. He also stated that no other City employee currently fell into this category.

**Council Comments:** Mr. Berbee explained to Council that this legislation had been discussed by the Finance Committee and two members were for the legislation and he was opposed. He stated that although he believes the Streets Superintendent compensation is currently inadequate, he does not believe this is the proper mechanism in which to alter the salary. Mr. Berbee believed that it would not be appropriate to link the salary adjustment with the retire-to-rehire process as though a correction were being made, as this employee was hired during a recession. Mr. Berbee reiterated there is no question as to the quality and leadership of the employee, rather the procedure. Mr. Reams stated that the City recently moved forward in making the vacation policies consistent in a similar situation and he believed this legislation allowed the City to move forward with consistency. Mrs. Richardson asked Administration if the retire-to-rehire process is in City Policy, to which Mr. Emery replied that the goal was to add this process in City Policy during the next policy revision process.

2nd Reading TO AUTHORIZE THE SALE OF PUBLIC SERVICE ITEMS VALUED OVER \$1,000.00  
Public Hearing

**Administration Comments:**

**Council Comments:**

**Citizen Comments:**

2nd Reading ORDINANCE TO APPROVE THE APPLICATION FILED BY THE CITY MANAGER THUS  
Public Hearing DESIGNATING PROPERTY WITHIN THE MUNICIPAL CORPORATION AS AN  
OUTDOOR REFRESHMENT AREA AND ESTABLISHING STATUTORY REQUIREMENTS

**Administration Comments:**

**Council Comments:** Mr. Berbee stated that the application stated that at least four participants would be needed and asked Administration if they believed at least four participants would be interested. Mrs. Morris stated she was confident that there would be closer to eight participants. Mr. Seymour asked how long the permit process would take after it was sent to Liquor Control, to which Mrs. Morris replied that it took Worthington about two and a half weeks. Mr. Taylor asked if the City had sent local businesses all necessary paperwork for participation. Mrs. Morris explained that several training sessions had already been held and the businesses only need cups and wristbands to participate.



3rd Reading TO AMEND CHAPTER 1301, RESIDENTIAL CODE OF OHIO, OF THE CODIFIED  
Title Only ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council 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. Richardson YES; Mr. Rausch YES

3rd Reading TO AMEND CHAPTER 1309, NUMBERING OF STRUCTURES, OF THE CODIFIED  
Title Only ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

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

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

3rd Reading TO AMEND CHAPTER 1317, INFRASTRUCTURE EXTENSION/OVERSIZING POLICY,  
Title Only OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE

**Administration Comments:**

**Council Comments:**

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

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

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

Mrs. Richardson expressed thanks to the American Legion and all those who helped with crowd control for the 4th of July parade. She stated she is hopeful that the funded resources for property enhancement will move the community in the right direction. America's Night out Against Crime and the Annual Safety Walk is recruiting assistance as several of the regular volunteers will be unavailable on August 7th, so please reach out to Mrs. Richardson or Mr. Scott Zwienzinski to volunteer. Mrs. Richardson also stated that she would encourage others to support the standard legislation process as much as possible, especially when involving sums of money, as the waiving of readings and emergency clauses should only be used as needed.

Mr. Berbee congratulated the City for the sizeable refund check received from the Bureau of Worker's Compensation, stating that the safety needed and accomplished in order to receive such a refund was commendable. He also stated the City had paid BWC the lowest premiums to date (for the size of the City) which is something to be proud of. He commended City employees not only for what they do, but for the safe way in which they do it. Mr. Rausch agreed with Mr. Berbee and thanked Mr. Brian Dostanko and the Human Resources team for the work they put in to assist with these accomplishments.

Mr. Reams continued and thanked the BWC investment fund managers for the 3rd year of their Billion Back Program. He also announced that new Grants are available through the BWC for school and police safety programs. Mr. Reams stated that the previous week, he had the opportunity to attend the "First Friday's" in Florence, Alabama which was similar to a combination of Marysville's Uptown Friday Nights and Festifair. It was a nice event and nice to see how other towns held their events. He also stated he was looking forward to the Marysville Friday Night Uptown event that upcoming weekend.

Mr. Seymour stated that our Armory has housed the 585th Military Police since it has been there and they will be leaving on July 15<sup>th</sup>. There will be a sendoff at 10 am that morning and he encouraged attendance to express gratitude for their service.

Mr. Taylor expressed gratitude for attendee Ben Vollrath, as it was his last Council meeting as an active resident and concerned citizen. He thanked Ben for what DP&L as well as what he personally has done for the Marysville community. He also recognized Chase Blackburn from Marysville who held his annual golf benefit today. This event raises funds for children's cancer awareness and families who are directly affected. Today his benefit raised over \$40,000. Mr. Taylor expressed how proud he is of the young people Marysville is producing.

Mr. Rausch stated he had the opportunity to attend the TRC groundbreaking of the Smart Center along with Governor Kasich, Mr. Emery, and Mrs. Richardson. This project is a collaboration by Jobs Ohio, ODOT, OSU and TRC and is a continuation of Connected Marysville and the Council of Governments for the RT 33 Corridor. All of this came about when a fiber project needed done three years ago and it has continued to grow and expand. It will be a great feather in Marysville's cap to have this out at TRC, bringing people from all over the country who want to have a part in the autonomous and connected vehicle space.

Mr. Emery spoke regarding Mr. Carter's concerns regarding the DORA project and stated he would have Chief Golden and Mrs. Morris reach out to Mr. Carter to address his concerns and explain how the DORA process had progressed. He also mentioned that communities who currently utilized the program, whom Administration had visited and spoken with, had seen a benefit. This was why the goal is to implement DORA at one of the City's events and then evaluate its impact. Mr. Emery also reassured Dr. Montgomery that the City has her best interest in mind and explained that there are a lot of stormwater issues when torrential rain events occur. He stated Administration will compile a list of areas that need to be addressed and look into the finances needed.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned to Executive Session at 8:17 p.m. Being no further business to come before Council the executive session was adjourned at 9:00 pm. The meeting was adjourned at 9:01 pm.