

CITY COUNCIL MINUTES
January 13, 2020

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

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Mayor Rausch.

INVOCATION: The Invocation was given by Mayor Rausch.

MEMBERS PRESENT: Alan Seymour, Deborah Groat, Donald Boerger, J.R. Rausch, Aaron J. Carpenter, Mark Reams and Henk Berbee.

OTHERS PRESENT: *City Manager Terry Emery, Finance Director Justin Nahvi, Law Director Tim Aslaner, Deputy Police Chief Bo Spain, Fire Chief Jay Riley, Public Service Director Mike Andrako, City Engineer Jeremy Hoyt, City Planner Ashley Gaver, IT Director Aaron Story, Economic Development Eric Phillips, Clerk of Council Rebecca Dible, Journal Tribune Mac Cordell, Union County Daily Digital Tom Stephens, Mary Hyland, Maggie Mullen, Deb Boerger, Jean Prozialeck, Abigail Anderton, Ken Anderton, Rebecca Stafford, Tracy Richardson, Chris Richardson, Dave Carpenter, Steven Smith, Bonnie Navarra, Mark Navarra, Carol Reinhard, Jeff Reinhard, Lori Richards, Brian Richards, Colin Richards, Jillian Bryant, Don Boerger, Chris Schmenk, Chase Cutarelli, D.L. Boerger, Sara Halley, Robert Anderton, Dan Prozialeck, Sergeant Stafford, Nancy Neely, Bill Neely, Bob Parrot, Linda Smith, Julie Kramer, Ryo Takahashi, Gaivj Wee, Nieca Nowels, Kathy Young, Jeff Lewis, Philip LaPointe, James Frederick, Nathan Young, Scott Zwiezinski, James H., Bob Berbee, Anton Rosi, Mariolen Berbee, Amanda Mason, John Popio, Jermaine Ferguson, Scott Verbus, Jeremy Bury, Jason Willis, Lia Yakumithis, Ashley Montana, Panasonic Automotive Representatives F. O., A. E., Takemori Sakameto, and Nasalrie, Ken Denman, Curt Fidler, Lesley Verbus, Christina Dellinger, and Gary Smith.*

APPROVAL OF MINUTES: Councilwoman Groat moved to approve the December 9, 2019 minutes as presented; affirmative voice vote was unanimous. Councilman Seymour move to approve the December 16, 2019 minutes as presented; affirmative voice vote was unanimous.

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SCHOOL CHOICE WEEK PROCLAMATION:

Mayor Rausch presented the following Proclamation:

WHEREAS, all children should have access to the highest-quality education possible; and

WHEREAS, the City of Marysville recognizes the important role that an effective education plays in preparing all students to be successful adults; and

WHEREAS, quality education is critically important to the economic vitality of the City of Marysville; and

WHEREAS, Marysville is home to a multitude of excellent education options from which parents can choose for their children; and

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and

WHEREAS, our area has many high-quality teaching professionals who are committed to educating our children; and

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, J.R. Rausch, Mayor of the City of Marysville, Ohio do hereby recognize January 26 - February 1, 2020 as **SCHOOL CHOICE WEEK**, and I call this observance to the attention of all of our citizens.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Great Seal of the City of Marysville, Ohio to be hereto affixed this 13th day of January, 2020.

APPOINTMENTS:

Planning Commission:

Councilman Seymour moved to reappoint Lainie Menge to term 1/1/2020 - 12/31/2023; voice vote in favor was unanimous.

Councilman Berbee moved to appoint Jermaine Ferguson to term 1/1/2019 - 12/31/2022; voice vote in favor was unanimous.

Design Review Board:

Councilman Reams moved to reappoint Melissa Marino to term 1/1/2020 - 12/31/2023; voice vote in favor was unanimous.

Board of Zoning Appeals:

Councilwoman Groat moved to reappoint Mary Lou Ranney to term 1/1/2020 - 12/31/2024; voice vote in favor was unanimous.

APPOINTMENTS: *continued*

Parks & Recreation:

Councilman Reams moved to reappoint Amy Rohyans to term 12/1/2019 - 11/30/2022; voice vote in favor was unanimous.

Utility Claims Board of Appeals:

Councilman Seymour moved to reappoint Beau Michael to term 1/1/2020 – 12/31/2021; voice vote in favor was unanimous.

Cemetery Advisory Board:

Councilman Berbee moved to appoint Woody Wilson to Funeral Director term 1/1/2019 - 12/31/2022; voice vote in favor was unanimous.

Councilman Reams moved to appoint Nevin Taylor to Citizen Member term 1/1/2019 - 12/31/2022; voice vote in favor was unanimous.

Joint Recreation Commission:

Councilwoman Groat moved to appoint Lesley Verbus to the commission; voice vote in favor was unanimous.

REORGANIZATION:

1. Elect Mayor / President of Council

Councilman Reams nominated Councilman Berbee. As no other nominations were made, Councilwoman Groat moved to close the nominations; affirmative voice vote was unanimous.

Affirmative voice vote for Councilman Berbee as Mayor / President of Council was unanimous.

2. Elect Vice Mayor / Vice President of Council

Councilman Berbee nominated Councilman Reams. As no other nominations were made, Councilwoman Groat moved to close the nominations; affirmative voice vote was unanimous.

Affirmative voice vote for Councilman Reams as Vice Mayor / Vice President of Council was unanimous.

MAYORAL APPOINTMENTS:

At Mayor-elect Berbee’s request, Clerk Dible stated according to Rule 1.1 of the Rules of Council, the Mayor is elected at the first meeting in January however he or she becomes the acting Mayor at the second meeting in January.

1. Mayor-elect Berbee appointed Vice Mayor Reams and Mr. Rausch to the Volunteer Firefighters’ Dependents Fund Board.
2. Mayor-elect Berbee appointed Mr. Carpenter to the Parks and Recreation Commission.

ADMINISTRATIVE REPORT:

City Manager Emery reported the following:

He welcomed Councilman Boerger and Councilman Carpenter to their first Council Meeting, expressing that he looked forward to working with them in the upcoming years.

Merry on Main – Iceless Skating

There were a total of 5,452 skaters during Merry on Main, averaging 237 skaters per day.

City Offices Closed

City offices would be closed Monday, January 20 in observance of Martin Luther King, Jr. day.

Public Service Director Andrako reported the following:

Public Service Department

Union County Joint Recreation

Street crews continue work on shared use paths at Joint Rec. between the parking lot & ball fields.

Downed Trees

Parks crews were assessing the parks for downed trees and damage due to high winds over the weekend.

Traffic Signal Upgrades

Twenty-five of the 27 traffic signals in the City have been upgraded to communicate with Connected Vehicles. A hardware issue with one of the units and issues regarding connected to the Industrial Parkway fiber are preventing the remaining two signals from being upgraded.

ECONOMIC DEVELOPMENT REPORT: Economic Development Director (EDD) Phillips gave Council a review and update on attendance of the Consumer Electronic Show. Councilman Berbee and EDD Phillips discussed technology and smart mobility at length. Rio Takahashi, Senior Manager of the Automotive Section of Panasonic expressed sincere thanks to Council and Administration, specifically thanking Public Service Director Andrako, for the excellent, continued partnership.

REPORT OF CLERK OF COUNCIL:

Clerk Dible reported the following:

Liquor Permit Requests

A new C1 permit was requested by Beck Suppliers Inc (DBA Friendship Store) at the NE corner of Cooks Pointe Blvd. & RT31. Neither the Division of Police nor City Council objected.

A new D5I permit was requested by Texas Roadhouse Holdings LLC (DBA Texas Roadhouse) at 16601 Square Drive. Neither the Division of Police nor City Council objected.

HEARING OF CITIZENS:

Mr. Steven Smith spoke on the importance of the “Historic District” in the City, as it is the heart of the City and it sets Marysville apart from other municipalities.

Scott Verbus asked for an update on Innovation Park, as he hoped to obtain business space once it became available. City Manager Emery stated they hoped to have an update at the first City Council Meeting in February.

At 7:37 p.m. Councilwoman Groat moved to adjourn to executive session to review negotiation in relation to a collective bargaining unit, was seconded by Councilman Reams, and the question put, stood:
Mr. Seymour YES; Mrs. Groat YES; Mr. Boerger YES; Mr. Rausch YES;
Mr. Carpenter YES; Mr. Reams YES; Mr. Berbee YES.
Vote 7-0 in favor; Motion carried.

Council adjourned to open session at 7:45 p.m.

RESOLUTIONS:

One Reading TO AUTHORIZE POLITICAL SUBDIVISION COOPERATIVE PURCHASING
Only

Administration: Finance Director Nahvi explained this was an annual piece of legislation which, for a nominal fee, allowed the City to participate in contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and certain materials.

Council: In response to Councilman Berbee's inquiry, Finance Director Nahvi confirmed participation in the program saved the City a great amount of finances.

Citizens:

Councilman Berbee moved to pass the legislation, and the question put, stood:
Mrs. Groat YES; Mr. Boerger YES; Mr. Rausch YES; Mr. Carpenter YES;
Mr. Reams YES; Mr. Berbee YES; Mr. Seymour YES.
Vote 7-0 in favor; Motion carried.

1st Reading TO ACCEPT THE COLLECTIVE BARGAINING AGREEMENT WITH FRATERNAL ORDER OF
Title Only POLICE, OHIO LABOR COUNCIL, LODGE 171; DATED JANUARY 1, 2020 THROUGH
DECEMBER 31, 2022 AND DECLARE AN EMERGENCY

Administration:

Council:

Back for second reading, public hearing on Monday, January 27, 2020.

2nd Reading TO ESTABLISH THE SECONDARY METER GRANT PROGRAM
Public Hearing

Administration: Finance Director Nahvi reviewed the purpose of the program.

Council: In response to Councilman Boerger's inquiry, Finance Director Nahvi confirmed participation in the program would be limited to citizens who had utilized the credit in the past.

Citizens:

Back for third reading, title only on Monday, January 27, 2020.

ORDINANCES:

1st Reading TO AUTHORIZE THE ISSUANCE AND SALE OF NOT TO EXCEED \$50,000,000 WATER
Title Only SYSTEM MORTGAGE REVENUE BONDS, SERIES 2020, OF THE CITY OF MARYSVILLE,
OHIO, UNDER SECTION 12 OF ARTICLE XVIII OF THE OHIO CONSTITUTION, FOR THE
PURPOSE OF ACQUIRING, CONSTRUCTING, EXPANDING, REHABILITATING, AND
IMPROVING THE CITY OF MARYSVILLE'S MUNICIPAL WATER SYSTEM; TO AUTHORIZE
THE EXECUTION OF A SIXTH SUPPLEMENTAL INDENTURE OF MORTGAGE TO SECURE
SAID SERIES 2020 BONDS; AND APPROVE RELATED MATTERS IN CONNECTION WITH
THE ISSUANCE OF THE BONDS

Administration: Finance Director Nahvi stated the legislation was in reference to the aging Water plant. He also stated they expected to pay 32 million in cash, reducing the expectation of the need to incur 35 million 600 thousand in debt for a 30 year timeframe.

Council: Mr. Berbee explained Council and Administration had worked close to ten years in order to prepare financially for the new water plant. He also listed reasons such as capacity he felt this legislation was timely.

Back for second reading, public hearing on Monday, January 27, 2020.

1st Reading TO AUTHORIZE THE ISSUANCE OF NOT TO EXCEED \$3,090,000 OF NON-TAX REVENUE
Title Only BONDS FOR THE PURPOSE OF CONSTRUCTING CERTAIN PUBLIC INFRASTRUCTURE
IMPROVEMENTS IN CONNECTION WITH THE WOODSIDE DEVELOPMENT, INCLUDING
BUT NOT LIMITED TO (I) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER,
LIGHTING, SIGNALIZATION, AND OTHER RELATED UTILITY IMPROVEMENTS, AND
GRADING CONSTRUCTION ON OR ABOUT COLUMBUS AVENUE, DUNHAM AVENUE,
AND PROFESSIONAL PARKWAY, AND (II) OTHER INFRASTRUCTURE IMPROVEMENTS
RELATING THERETO; TO AUTHORIZE THE EXECUTION OF A FIRST SUPPLEMENTAL TRUST
AGREEMENT TO SECURE SAID BONDS, IF NECESSARY; TO AUTHORIZE A BOND
PURCHASE AGREEMENT AND AN OFFICIAL STATEMENT APPROPRIATE FOR THE
OFFERING AND SALE OF SUCH BONDS; TO AUTHORIZE THE PURCHASE OF A MUNICIPAL
BOND INSURANCE POLICY, IF DESIRED, IN CONNECTION THEREWITH; AND TO APPROVE
RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS

Administration: Finance Director Nahvi explained the legislation was to authorize non-tax revenue bonds (for Woodside TIF improvements). He further explained that Administration would request Council amend the legislation at second reading to amend the not-to-exceed amount from \$3,090,000 to \$3,600,000, as Administration was waiting on the updated legislation to be drafted by Bricker & Eckler.

Council:

Back for second reading, public hearing on Monday, January 27, 2020.

1st Reading
Title Only

TO AUTHORIZE THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$4,535,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF (I) ACQUIRING, DESIGNING, IMPROVING AND CONSTRUCTING VARIOUS PUBLIC SERVICE RELATED PROJECTS, (II) CONSTRUCTING AND INSTALLING ROAD AND TRAFFIC SIGNALIZATION IMPROVEMENTS, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, (III) CONSTRUCTING, RECONSTRUCTING, WIDENING, OPENING, IMPROVING, RESURFACING, AND PAVING VARIOUS STREETS, ROADS, CURBS AND SIDEWALKS, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, AND (IV) CONSTRUCTING AND RECONSTRUCTING VARIOUS CAPITAL PROJECTS IN INNOVATION PARK, INCLUDING ELECTRICAL, LANDSCAPING AND STREETSCAPING IMPROVEMENTS, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; AND TO RETIRE NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; AND TO AUTHORIZE AND APPROVE RELATED MATTERS

Administration: Finance Director Nahvi explained this legislation was to issue new notes in anticipation of the issuance of bonds and to retire some outstanding notes. He listed the many projects this legislation was associated with including the W. 5th Street Project and the Plum Street Project.

Council: Councilwoman Groat asked Finance Director Navhi a question regarding the notes. Councilman Seymour thanked the Engineering Department for consistently applying for, obtaining, and wisely utilizing available grants which allowed for smarter growth at a lower cost.

Back for second reading, public hearing on Monday, January 27, 2020.

1st Reading
Title Only

TO ACCEPT THE DEDICATION OF THE VILLAGE NEIGHBORHOOD SECTION 5, PHASE 1 WATER MAIN IMPROVEMENTS

Administration: City Engineer Hoyt stated this was a standard infrastructure acceptance. He explained there were three typical types of dedications/acceptances and reviewed the nature of each.

Council:

Back for second reading, public hearing on Monday, January 27, 2020.

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3rd Reading Title Only TO AMEND CHAPTER 343, OPERATION OF UTILITY VEHICLES AND MINI-TRUCKS, OF THE CODIFIED ORDINANCES OF THE CITY OF MARYSVILLE, TO CHAPTER 343, OPERATION OF LOW-SPEED VEHICLES, UNDER-SPEED VEHICLES, UTILITY VEHICLES, AND MINI-TRUCKS

Administration:

Council: Councilman Seymour explained he believed low-speed vehicles such as golf carts belong in resort communities and do not add value to the quality of life in Marysville. He believed the legislation was not valuable enough to create additional tasks for law enforcement.

Councilman Seymour moved to pass the legislation, and the question put, stood:
Mr. Rausch YES; Mr. Carpenter YES; Mr. Reams YES; Mr. Berbee YES;
Mr. Seymour NO; Mrs. Groat NO; Mr. Boerger YES.
Vote 5-2 in favor; Motion carried.

3rd Reading Title Only TO ACCEPT A DEED OF EASEMENT/RELOCATION OF EXISTING SANITARY SEWER LINE

Administration:

Council:

Councilwoman Groat moved to pass the legislation, and the question put, stood:
Mr. Reams YES; Mr. Berbee YES; Mr. Seymour YES; Mrs. Groat YES;
Mr. Boerger YES; Mr. Rausch YES; Mr. Carpenter YES.
Vote 7-0 in favor; Motion carried.

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3rd Reading TO REZONE PARCEL NO. 2900030720000 TOTALING 28.28 ACRES, MORE OR LESS,
Public Hearing FROM MEDIUM DENSITY RESIDENTIAL DISTRICT (R-2) AND HIGH DENSITY SINGLE
FAMILY RESIDENTIAL (R-3) TO A PLANNED UNIT DEVELOPMENT (PUD) ON PROPERTY
LOCATED BETWEEN S. WALNUT STREET AND CHESTNUT STREET

Administration: City Engineer Hoyt gave an extensive history on the legislation (Chestnut Crossing Development) and the parcel of property. He stated through an engineer's perspective, it was an excellent project as it addresses drainage issues, the extension of Professional Parkway, and increase in lower price-point housing.

Citizens: Mr. LaPointe encouraged Council to vote against the legislation, stating because of the airport, it risked a safety hazard for the potential residents by attracting waterfowl and it would lead to noise complaints. Mr. LaPointe also stated the development would eventually restrict the airport's operation as it was an incompatible land use. Councilman Reams asked if he was asking Council to vote against the legislation on his own behalf or if he was speaking on behalf of the Union County Airport Authority (UCAA). Mr. Popio explained that because the UCAA was a grant recipient of a Federal Aviation Association grant, they were required to ask Council to vote against the legislation, however the UCAA had not taken formal action to do so. Councilman Boerger asked the UCAA if they had looked into purchasing adjoining land and they replied that they did not have sufficient resources to do so. The UCAA's concerns were discussed at length.

Council: Councilman Seymour stated that although he had been concerned about the increase in number of curb cuts the development would add to Professional Parkway, the benefits of the development far outweighed any concerns he had, noting water flow assistance and housing offered at a lower price point. He also thanked the Airport for their service to the community. Councilman Carpenter agreed with Councilman Seymour's remarks; he commended the airport; he also agreed with the importance of residential developments, noting projected growth statistics for the City and the hope of increasing foot traffic Uptown. Councilman Rausch stated this had been a very difficult decision; he conveyed how much he appreciated and valued the airport. Councilman Rausch also stated the City needs to work with the landowner to partnership with all involved in order to do what was best for all. He then stated it was important that the land to the south of the runway needed addressed, to prevent potential issues for the expansion of the runway.

Councilman Carpenter moved to pass the legislation, and the question put, stood:
Mr. Berbee YES; Mr. Seymour YES; Mrs. Groat YES; Mr. Boerger YES;
Mr. Rausch YES; Mr. Carpenter YES; Mr. Reams YES.
Vote 7-0 in favor; Motion carried.

3rd Reading Title Only TO ACCEPT THE DEDICATION OF THE MILFORD CROSSING PHASE 1 PUBLIC INFRASTRUCTURE

Administration:

Council:

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

Mr. Seymour YES; Mrs. Groat YES; Mr. Boerger YES; Mr. Rausch YES;

Mr. Carpenter YES; Mr. Reams YES; Mr. Berbee YES.

Vote 7-0 in favor; Motion carried.

3rd Reading Title Only TO ACCEPT THE DEDICATION OF THE MITCHELL HIGHLANDS SECTIONS 1 AND 2 PUBLIC INFRASTRUCTURE

Administration:

Council:

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

Mrs. Groat YES; Mr. Boerger YES; Mr. Reams YES; Mr. Carpenter YES;

Mr. Rausch YES; Mr. Berbee YES; Mr. Seymour YES.

Vote 7-0 in favor; Motion carried.

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3rd Reading TO AMEND PART ELEVEN PLANNING AND ZONING CODE OF THE CODIFIED
Public Hearing ORDINANCES

Administration: City Manager Emery gave the report of the Ad Hoc Committee: He stated the third meeting would be held on Wednesday, January 15th at 5 p.m. in Council Chambers. Up to that point, the consultants and committee members had covered extensive information and believed it had been a good and worthwhile process.

Citizens:

Mark Navarre read the following statement to Council:

"Good Evening. My name is Mark Navarre. My wife, Bonnie, and I moved to Marysville from the Columbus area nearly three years ago, in May of 2017. We bought the Partridge House on West 7th Street and we enjoy living in Historic Uptown Marysville.

We attended the January 7th meeting of the Ad Hoc Zoning Committee and are generally supportive of the efforts of City of Marysville staff and the committee to update the City's Zoning Code to reflect the comprehensive plan adopted by City Council in 2018.

However, we have a strong concern regarding the recently proposed creation of a "Village Residential District - Transitional" zoning district - the "VRD-T" district. At the January 7th meeting, the proposed VRD-T district was depicted as four green areas on the zoning map that was displayed. Our concern is illustrated by the table of "permitted" uses that was displayed and handed out at the January 7th meeting. Of the nine categories of zoning districts identified on the zoning map and the table, the only district that would designate "permitted" uses for all three types of housing - single family, single family (attached), and multi-family-is the proposed VRD-T district.

In contrast, single family (attached) and multi-family housing would be "conditional" or "not permitted" (i.e., prohibited) uses in all of the other eight zoning district categories. The only exceptions are the "permitted" multi-family use for the Uptown Commercial District and the Regional Mixed-Use District; and "permitted" single-family (attached) use for the Hospital Mixed-Use District. For all other districts, condominiums and apartments are either a conditional use or a prohibited use. Why is this so?

As we understand it, one reason is to promote affordable housing in Marysville. This goal is certainly worthy of community support. I volunteer at the Marysville Food Pantry. We understand the need for affordable housing- here, throughout Ohio and across the U.S. And we understand the benefits of condominium and apartment housing. But we are skeptical that the proposed VRD-T zoning district would accomplish the stated goal.

For example, the proposed VRD-T district would include West 8th and West 9th Streets, between Court Street and Maple Street. One block north is West 7th Street, where we live, which is part of the Uptown Single Family Residential District, the "USF" district.

Mark Navarre's statement continued:

So on our street - the USF district - condominium and apartment housing would continue to be a "conditional" use. But one or two blocks south, on West 8th and 9th streets, these same housing types would be a "permitted" use. Our neighborhood would be arbitrarily bifurcated here -- for no apparent reason. This makes no sense to us.

Another reason suggested at the January 7th meeting for adding "permitted" uses and limiting City oversight concerns the time and expense of City review and approval, and the perceived bias of certain City staff I am not familiar with the design review board process or the Board of Zoning Appeals. But these are clearly separate issues that cannot and should not be addressed in the zoning code. City staff and resources are necessarily limited, and should be prioritized and properly managed. The zoning code is an entirely separate issue.

Let me be clear. We have no objection to multi-family housing. But in neighborhoods of primarily single family homes, a multi-family housing proposal should be a "conditional" use, subject to the City's case-by-case review and approval. Thank you for your time and attention this evening, and for your careful consideration of this important issue."

Julie Cramer supported Mr. Navarre's comments regarding the last minute change creating the VRD-T District. She explained the addition of this district, which breaks up the neighborhood, directly contradicts the goal of simplifying the zoning. Ms. Cramer urged Council to remember that the heart of Marysville is the Uptown and that adding the VRD-T District was not in the best interest of uptown, overall it didn't fit the neighborhood nor did it fit the overall goals.

Councilman Seymour and City Manager Emery explained to those who had not attended the Ad Hoc Committee Meeting, what the VRD-T District was, explained that it was still being analyzed and needed more work. Councilman Boerger stated many residents weren't in favor of the VRD-T District. He said the zoning code should be about what residents and Council want for the City as a whole, long term.

Robert Anderton thanked City staff for their efforts regarding the proposed zoning legislation. Mr. Anderton said he can see both sides of the debate, however he was advocating for more oversight on development in his neighborhood in order to keep the aesthetics of the buildings. Although he was opposed to the addition of the VRD-T District, he encouraged City oversight in order to increase the value of the entire neighborhood long-term.

Amanda Mason addressed Council, stating although it had been a long process, she believes the proposed code should be sent back to the Planning Commission. She said the table of contents didn't have page numbers and that the code itself was contradictory. Ms. Mason proposed a red-lined version be made available; she was frustrated updates on the Ad Hoc Committee Meetings and information hadn't been made easily available to residents.

Kathy Young expressed disgust in the process of how the Planning Commission had handled the public hearings leading up to the proposed legislation. She was glad the public was addressing Council regarding their concerns. Ms. Young stated that passing the legislation at this point would be unfair to the citizens, as they needed more time to become familiar with the proposal.

Council: Councilman Boerger said the zoning code is an evolving document. He stated development in the country was changing, people are changing the way they want to live, zoning *always* changes because it changes *in response* to society.

Councilman Reams moved to hold a Special Council Meeting on Wednesday, January 22, 2020 at 7 p.m. at City Hall in Council Chambers and to table the legislation to date certain January 22, 2020 at the Special Council Meeting, and the question put, stood:
Mr. Rausch YES; Mr. Carpenter YES; Mr. Reams YES; Mr. Berbee YES;
Mr. Seymour YES; Mrs. Groat YES; Mr. Boerger YES.
Vote 7-0 in favor; Motion carried.

COMMENTS OF THE CITY MANAGER, COUNCILMEN, AND GENERAL DISCUSSION:

Councilwoman Groat:

She stated Merry on Main had been a wonderful event and encouraged it for the following year. She also mentioned they should encourage public vendor participation.

She thanked the Clerk of Council for her research and the information provided as requested regarding liquor license permits.

Mrs. Groat applauded Linda Mason and another citizen for participating in the Ward Meeting in December, and encouraged others to utilize this resource for an informal setting to voice their opinions and concerns. The next Ward meeting will be on Tuesday, February 4th from 6:30 pm-8:00 p.m. in meeting room B at the Marysville Public Library.

Councilman Seymour:

He congratulated both Councilman Carpenter and Councilman Boerger on their first meeting, stating he looked forward to working with them both. He congratulated both Councilman Berbee and Councilman Reams on their new positions as Mayor and Vice-Mayor respectively. Councilman Seymour stated Councilman Rausch had done an excellent job serving as Mayor the last four years and re-defined the mission of the role, setting a high standard.

Councilman Boerger:

He wished Finance Director Nahvi the best of luck in his future endeavors, stating he was a knowledgeable individual. Councilman Boerger also thanked City staff for their work in relation to the ongoing process with the zoning code. He then read a prepared statement.

Councilman Reams:

Stated it had been great working with Finance Director Nahvi and he wished him luck in his new position.

Councilman Carpenter read the following statement:

“As the newly Elected Councilman for Ward One I would greatly appreciate the opportunity to take the time to address our City Officials and citizens as I start my new role in City Government, representing Mill Valley and Ashton Meadows in Ward One on City Council.

To our former Mayor Mr. Rausch, our newly-elected Mayor Mr. Berbee, Members of Council, City Manager Emery, members of the Administration, and residents of Marysville, Ohio:

I hope everyone had a very Merry Christmas and a very Happy New Year. 2020 will be a year of great success for our City. I would first like to thank former Council Members Scott Brock and Nevin Taylor for their service on City Council. Marysville is a better place with the work that these gentlemen put forth during the time of their service. Thank you to Mr. Rausch for your service as Mayor of the City of Marysville. Thank you to Mr. Nahvi for your service as Finance Director of the City of Marysville. You will be missed.

Second, I just have to say: what an honor it is to be sitting here in this seat. It is a surreal, humbling, and incredible feeling to have earned the respect, votes, and support of the people of Ward One, who ultimately are responsible for giving me this opportunity: the opportunity to serve and represent their interests on City Council. To my fellow constituents, I want to say thank you for this opportunity. I will work extremely hard in these next 4 years, and I am really looking forward to continuing to engage and meet with you, to hear about how I can best serve you in the future.

Third, I would like to genuinely thank everyone in this room for their service to the City of Marysville. I mean this wholeheartedly. I have met most of you, and every person I have met has given me such a warm welcome to working in City Government. I really appreciate that, and sincerely, I look forward to working with you, learning from you, and establishing proactive relationships with you all in the years to come.

Meeting our citizens last year was one of the most enjoyable times of my life. The most effective Public Servants, in my view, are those who are willing to do the hard work to personally meet each and every one of his voters and residents. Councilman Boerger also did this and I want to give him a lot of credit for doing so. I am proud to have made the effort to meet Ward One last year. I say this because I want you all to know, very sincerely, that I am a very, very hard worker. I always have been. I take my work very seriously and it is my full intention to be the most effective Councilman I can possibly be these next 4 years. Creating a healthy relationship with everyone in this room means a lot to me, and it is my goal to do so. I have the absolute best intentions for the City of Marysville. I do not have a personal or partisan agenda. And it is my objective to “Keep an Open Mind” and “Study Each Subject” as I have learned from our new Mayor Henk Berbee.

I believe that one of the biggest things we can improve upon, as a City, is Communication. It was disappointing to hear the residents of Ward One tell me, on the campaign trail, that they did not know what was going on in their City. I asked every single home how familiar they were with our current events. The vast majority of people I spoke with, and I spoke with thousands of people, was that they did not know what was going on in Marysville. I believe an engaged City is a successful City. And I believe a Great City is one that communicates well with its residents.

Ward One can rest assured that they now have a Councilman who is wholeheartedly committed to transparency in Local Government. One of the big things I have heard from Ward One residents is their extreme interest in a Live Stream of City Council meetings. Each and every single one of the 3,000 homes I spoke to about a Live Stream gave me a positive reaction, so I decided to make this one of the big issues of my campaign. I believe that one of the biggest reasons I was elected by

Councilman Carpenter's statement continued:

Ward One voters was that they trusted that they were voting for someone who will Communicate on a regular basis, continue to engage with them after the election, hold regular office hours, support a transparent Local Government, work extremely hard, and yes – start to live-stream Council meetings after taking office.

I have spoken with several people in our City Government about the idea of a Live-Stream. City Manager Emery has offered his support of the idea, so long as the Live Stream is professional and well-done. I have also looked into potential Legal Requirements of Live Streaming City Council meetings. I have discussed this with our City Law Director Tim Aslaner. To this point, I have not been made aware of any Legal Issues of starting to Live Stream our City Council meetings. With all due respect I would like to be clear that it is my full intention to start Live Streaming, following this meeting, for the residents of Ward One, so that they can know what is happening in their City.

Councilman Carpenter's statement continued:

Ward One voters have overwhelmingly supported this idea. I know this because I have met with them. So I ask you, why is this? Shouldn't we all be in favor of spreading the good news with the people who we represent? We accomplish so many great things for this City, things that we are all so proud of, why would we not want to spread this information to our residents, and especially the residents who are unable to make it to these meetings? What is my job as Ward One Councilman if not to communicate effectively with Ward One? To me, this is my number one priority.

If the City decides to take on this issue, and offer an Official Live Stream of the City of Marysville, this is something I would obviously and wholeheartedly support. A part of the 2020 budget includes funding for such Live-Streaming equipment, so I am anticipating that we will offer an Official City Live-Stream at some point. However, in the interim, Ward One voters are expecting and looking forward to having the opportunity to view our meetings in real time, or as a replay following our adjournment. It is free, it is easy, it is effective, and for a lot of folks it is an option that is preferable to their busy lifestyle.

Ward One is very excited for this to happen. It is my hope that everyone can understand that I support this for all of the right reasons: 1) we need to communicate better, 2) The People deserve to know what's going on, 3) Seven o'clock meetings are inconvenient for most people on Monday's, and 4) government should always be as transparent as humanly possible.

One of my constituents, Mr. Matt Nageotte, commented on one of my recent Facebook posts, saying, "During your campaign you mentioned getting the council meetings streamed live. My sister works for the city of Berea, [Ohio] and I took your idea to them. They instantly instituted this process by Facebook live streaming the entire monthly council meetings. Any way you can get this accomplished? Like myself many residents work all day and have to tend to children and parenting duties and activities in the evenings. Let alone spending the 3-4 hours with our family before they go to bed. Would be nice to be able to be involved and aware of city opportunities and current events from the comfort of our homes."

How do you argue with that? After hearing this I reached out to the City of Berea, Ohio for more information. As it turns out, Berea OH City Council has started to live stream each of their meetings... from the iPad of Berea City Council Member Chris McManis, not members of the Public, and not members of the Press.

Councilman Carpenter's statement continued:

I have reached out to our City's IT Department to gather some additional information:

- The City of Marysville does not currently Live Stream Council meetings, therefore there is currently no need to have "Live Streams" listed in Marysville's Public Record Retention Policy.
- The City of Marysville also does not currently keep a Public Record of Live Streamed meetings from members of the Press or members of the Public.
- The Public Records Commission has the ability to decide to start keeping a record of Live Streamed meetings in the future, if there is a legitimate need to do so.
- Although not legally required to do so, a Live Stream could only be required to be kept in the short-term as a "Public Record" until the Council Meeting Minutes are approved and posted for the public. This is because the Meeting Minutes are the official "Recording" for Council Meetings. Such Live Streams would still be available on Facebook.

My district views this as a high priority, and to me there does not seem to be any major roadblocks to offer this for our City. If the Ward One Live Stream is ever required to be submitted for Public Record Retention, the Stream would of course be submitted to Marysville's IT Department.

Finally, I am picturing a crowd filled with proud Ward One residents who are encouraging me to introduce this, right now, in front of our Local Government. That is what ultimately matters to me. I believe with every fiber of my being that this is a good thing for our City.

I appreciate your support in this endeavor, and I look forward to working with all of you to make decisions in the best interest of Marysville in the years to come. Thank you very much for hearing what I have to say and for letting me introduce myself to City Council."

Councilman Berbee:

Said to Finance Director Nahvi, "The harder you work, the luckier you get." He said he was leaving big shoes to fill.

He gave an overview of the plan for Council as they planned to collectively give direction to Administration in planning for the Strategic Planning Session on February 29, 2020. He stated that looked forward to serving as Mayor, stating the City had come so far from the "Council vs. Mayor-with-an-agenda."

Mayor Rausch:

He echoed Council's praises and best wishes to Mr. Nahvi. He welcomed both new Councilmen to Council stating it would be a phenomenal experience. Mayor Rausch stated Council was a team sport, that they don't have to agree 100% of the time and healthy debate was encouraged until a decision was made, then they moved on.

He stated the City's "Play-Book" was the Strategic Plan and it was the most important thing they had ever done as a Council. He thanked Economic Development as a group for the phenomenal job they do. Mayor Rausch stated it had been both a pleasure and honor to serve as the Mayor during the City's bicentennial year. He conveyed the Mayor was the "captain" of the City Council "team" and he appreciated the vote of confidence to serve as such, as the "decisions made today have generational effects." Mayor Rausch was excited for the new year and believed Mayor-elect Berbee would do phenomenally. He thanked City Manager Emery, stating he was awesome to work with

Mayor Rausch's statement continued:

and congratulated Donald and Aaron on being elected to City Council. He also congratulated Mayor-elect Berbee and Vice-Mayor elect Reams. Mayor Rausch also thanked Chief Riley and others attending Major General Decker's funeral in Washington D.C. representing the City, as unfortunately the Special Council Meeting on January 22, 2020 would prevent his attendance.

City Manager Emery:

He stated Mayor Rausch had served as Mayor during the government structural transition period for the City and the City had thrived, as the Mayor had understood the position and approach.

City Manager Emery stated Finance Director Nahvi had been the best Finance Director he's ever worked with and that Administration was interviewing candidates that week for the upcoming vacancy.

At 9:32 p.m. Councilman Reams moved to adjourn to executive session to discuss the purchase of property, was seconded by Councilman Boerger, and the question put, stood:
Mr. Reams YES; Mr. Berbee YES; Mr. Seymour YES; Mrs. Groat YES;
Mr. Boerger YES; Mr. Rausch YES; Mr. Carpenter YES.
Vote 7-0 in favor; Motion carried.

Council adjourned to open session at 9:57 p.m.

ADJOURN: There being no further business to take before Council, Councilwoman Groat moved to adjourn at 9:57 p.m.; the voice vote in favor was unanimous.