

**City of Waterville**  
**Minutes of Regular Council Meeting of:**  
**July 27, 2015**

The regular meeting of the Waterville Council was called to order by Mayor Lori Brodie at 7:30 p.m. in the Council Chambers of the Waterville Municipal Building.

A prayer was offered by Mrs. Bruno. The Pledge of Allegiance was recited.

Present at roll call were Mr. Rozic, Mr. Valtin, Mrs. Krise, Mayor Brodie, Mrs. Bruno, Mr. Larkins and Mr. Pedro.

Also present were Jim Bagdonas, Administrator; Phil Dombey, Law Director; Steve Schult, Treasurer; and Melissa Cook, Recording Secretary.

**Staff Present:**

Dale Knepper – Director of Finance and Administration, Clerk of Council  
David LaGrange – Police Chief  
Patrick Wambo – Fire Chief  
Rick Meiring – Assistant Public Works Director

**Citizens Present:**

Please see Citizens' Sign-In Sheet, Exhibit A, Page 1 for a list of people present.

**Approval of Minutes**

Mr. Pedro moved to approve the minutes of the June 22, 2015 Regular Council meeting. Mr. Larkins seconded the motion, which passed by unanimous voice vote.

**Proclamation:**

Mayor Brodie read a proclamation declaring September 2015 as Prostate Cancer Awareness Month in the City of Waterville. The proclamation urged all residents to join in recognition of this significant occasion.

**Citizen's Comments:**

Sam Ansara, President of the Waterville Chamber of Commerce, and Todd Boatfield came to this evening's meeting to thank Council and the city for allowing them to extend the hours of their Annual Boosters Party and for their overall support of the event. Mr. Ansara stated that this year they were able to raise over \$5,100 for the Anthony Wayne Athletic Boosters.

**Executive Session:**

Mayor Brodie made a motion to move into Executive Session for Consideration of a Matter per ORC 121.22(G)(1): to Consider the Appointment of a Public Employee at 7:37 p.m. Mr. Rozic seconded the motion.

Roll Call: Mr. Larkins – yes, Mr. Valtin – yes, Mayor Brodie – yes, Mrs. Krise- yes, Mr. Pedro – yes, Mrs. Bruno – yes, Mr. Rozic - yes. The motion passed unanimously.

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**Return to Regular Session:**

Mayor Brodie made a motion to come out of Executive Session and resume the regular Council meeting at 7:47 p.m. Mr. Pedro seconded the motion.

Roll Call: Mrs. Bruno – yes, Mr. Valtin – yes, Mr. Pedro – yes, Mr. Larkins – yes, Mrs. Krise- yes, Mayor Brodie- yes, Mr. Rozic – yes. The motion passed unanimously.

**Staff Reports:**

Administration: Mr. Bagdonas

- Stated that Mr. Knepper, Director of Finance and Administration, has announced that he will be retiring at the end of September. A committee was formed to select his replacement and out of the many applications that were received, Jon Gochenour was selected as the City's new Director of Finance and Administration. He then introduced Mr. Gochenour who he stated is currently the Administrator for the Village of Swanton and a previous Administrator for Springfield Township. He added that Mr. Gochenour is also a graduate of Northview High School and the University of Toledo and will be starting his new position with the city on August 10<sup>th</sup>. He then thanked the Selection Committee for their assistance.

Law Director: Mr. Dombey – No report.

Finance Director: Mr. Knepper –

- Reviewed details of the June 2015 Month End Finance Report highlighting Fund Balances, Investments and Income Tax Revenues.
- Reported that the Second Quarter Budget Report is going to the Finance Committee in August and then to Council at the August 24, 2015 meeting.

Treasurer: Mr. Schult – No Report.

Police Chief: David LaGrange

- Stated that they had another great turnout for this year's Safety City.
- Reported that with the retirement of Lt. David Morrison they will be hiring another police officer. They held two test sessions and out of the 28 applications that they received, 16 applicants showed up and all passed. He stated that this Saturday is the Agility Test and once finished they will finalize their selection. He then added that out of their current officers, 6 are eligible but only three will probably take the Sergeants test.

Fire Chief: Patrick Wambo – His report was delayed until later in the meeting due to an emergency call.

Assistant Public Works Director: Rick Meiring

- Reported that a bid opening for the Waterline Replacement Project on Michigan Ave. between Waterville-Monclova Rd. to Edgerton/Wilshire Blvd. took place

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on July 22<sup>nd</sup>. Five bids were received with the lowest bid coming from Buckeye Excavating and Construction, Inc.

- Stated that the pre-construction meeting for the 2015 Paving Program is still pending.
- Extended a big thank-you to the members of St. Matthews Lutheran Church and Lord of Love Lutheran Church from Omaha Nebraska for participating in a Community Service Project to clean-up around Conrad Park. He added that this was coordinated by Zion Lutheran Church in Waterville.

**Communications from Council Members/Committees:**

Mayor Brodie –

- A. Appointment of Dennis Birkemeier to unexpired Planning Commission term ending December 31, 2016

This appointment would fill a vacancy for an unexpired term on the Planning Commission due to the resignation of Ben Hildebrand.

Mayor Brodie made a motion to appoint Dennis Birkemeier to the Planning Commission. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

Mr. Valtin –

- Reported that a meeting of the Parks and Recreation Committee was held last Tuesday. He stated that the primary reason for their meeting was to discuss the YMCA's possible plan to move from their current location at the old Waterville Fire Station to the former Rite Aid store in the Waterville Plaza. They also discussed their request for the city to contribute \$25,000 a year for the next three years for their service in the community. Mr. Valtin then stated that there was not one person on the Parks & Recreation Committee that was opposed to the YMCA. He stated that all comments made were positive but some members were concerned about the request because only about 2% of Waterville's population is served by the YMCA with the range of growth estimated at between 2 – 4½ % if they move locations. He then stated that if the city were to give the "Y" what they are asking for it would be roughly 30% of what comes into the Parks & Rec budget each year which would be a significant amount of its budget. There was also some discussion amongst the members of the committee on the fairness of contributing to one non-profit and not others in the community.

Brad Toft, YMCA Toledo President & CEO, came to this evening's meeting to ask Council for a commitment of \$25,000 per year for the next three years in order for YMCA operations to move into the former Rite Aid. He added that they need a bigger space in order to better serve the community which draws not only from Waterville but also Whitehouse and Monclova. He explained that the front of the building has more room for exercise equipment and classes, while the back has flexible space that would

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be used for specialty sports training as well as for classes such as guitar, piano and martial arts. After a lengthy discussion, Council members stated that they support the YMCA and all that they do in the community but are concerned about the precedent that would be set with financially contributing to one non-profit over others. Council agreed to look into other ways to support the YMCA, other than financially, and will continue the discussion at the next scheduled Council meeting on August 24<sup>th</sup>.

Mr. Rozic – No report.

Mrs. Krise – No report.

Mrs. Bruno –

- Introduced Elizabeth Kuns, a junior at Anthony Wayne High School, who was shadowing Mrs. Bruno, as part of a summer project.

Mr. Larkins –

- Reported that this year's Fourth of July fireworks went very well and were well attended. He also added that they did experience some port-a-potty and hand-washing station vandalism.

Mr. Pedro –

- Thanked the "Boom Committee" for all of their hard work in putting together another fantastic Fourth of July Fireworks Community Event.

**OLD BUSINESS:**

- A. **ORDINANCE 13-15** - AN ORDINANCE AMENDING PART THREE OF THE CODIFIED ORDINANCES OF THE CITY OF WATERVILLE SCHEDULE V OF THE TRAFFIC SCHEDULES, RESTRICTED OR PROHIBITED PARKING (PRAY BOULEVARD)

*Third Reading and Legislative Action*

Police Officers have observed semi-trucks parking along the curb of Pray Boulevard, especially south of SR 64. This creates problems for the drivers of other trucks when entering or leaving nearby driveways. This Ordinance would prohibit all on-street parking on both sides of Pray Boulevard from the southerly end of the pavement south of State Route 64 to a point 1,500-feet north of the northeasterly corner of Commerce Village at Waterville Landing Plat One Lot 2 (Farmers & Merchants Bank parcel). This would prohibit on-street parking on Pray Boulevard north to a point approximately midway between the two curves north of SR 64. This action was unanimously recommended to Council by the Public Safety Committee at the May meeting.

Mr. Larkins moved to adopt Ordinance 13-15. Mrs. Krise seconded the motion.

Roll Call: Mr. Pedro – yes, Mrs. Krise – yes, Mr. Valtin - yes, Mayor Brodie – yes, Mr. Larkins – yes, Mrs. Bruno – yes, Mr. Rozic – yes. The motion passed unanimously.

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**NEW BUSINESS:**

- A. **REFERRAL TO PLANNING COMMISSION** - APPLICATION FOR CONDITIONAL USE PERMIT FOR 2<sup>ND</sup> FLOOR APARTMENT AT 16 NORTH THIRD (MOTION)
- B. **ORDINANCE 24-15** - AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF WATERVILLE TO GRANT A CONDITIONAL USE PERMIT TO THIRD STREET ODDFELLOWS LLC TO USE THE SECOND FLOOR OF THE PREMISES AT 16 NORTH THIRD STREET AS A RESIDENTIAL APARTMENT

*First Reading*

An Application has been received requesting the approval of a Conditional Use Permit to use the second floor of the building at 16 North Third St. as an apartment. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin the conditional use process. The next Planning Commission meeting is scheduled for August 3. A first reading of this Ordinance has been scheduled for this meeting. The Public Hearing and third reading would occur at the September 14 Council meeting after Council receives the Planning Commission's recommendation.

Mayor Brodie made a motion to refer this to the Planning Commission. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

- C. **FOR DISCUSSION** – JULY 2, 2015 LETTER FROM TOLEDO MAYOR PAULA HICKS-HUDSON REGARDING WATER SUPPLY

Mayor Brodie received a letter from Toledo Mayor Paula Hicks-Hudson offering a proposal regarding the continued use of Toledo as Waterville's water source instead of changing to the City of Bowling Green. The proposal is open until August 1, 2015. Direction from City Council as to Waterville's response to this proposal is needed.

After discussion, it was the consensus of Council that the offer from the City of Toledo came too late. The City of Waterville has already signed a contract with the City of Bowling Green and the bonds to finance the project have been sold. The Mayor and the Administrator will send a response from the City of Waterville to Mayor Paula Hicks-Hudson.

- D. **RESOLUTION 33-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO APPROVE CHANGE ORDER NUMBERS TWO, THREE, FOUR, FIVE AND SIX-FINAL TO A CONTRACT WITH GERKEN PAVING, INC. FOR THE WATERVILLE-MONCLOVA ROAD IMPROVEMENTS

This project was bid with unit prices and estimated quantities in accordance with the usual method for work of this type. These Change Orders will adjust the quantities of

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the items to the actual measurements of the completed work, with a corresponding net decrease of \$21,367.56 in the total contract price. The Change Orders will allow the closeout of this contract at a final total contract price of \$866,563.43.

Mr. Larkins moved to adopt Resolution 33-15. Mrs. Krise seconded the motion, which passed by unanimous voice vote.

- E. **RESOLUTION 34-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO AWARD A CONTRACT TO BUCKEYE EXCAVATING & CONSTRUCTION, INC. FOR THE MICHIGAN AVENUE WATERLINE REPLACEMENT – PHASE ONE

This Resolution would authorize a contract for the Michigan Ave. Waterline Replacement Phase One project. This construction project was advertised and we received five competitive bids, which were opened on July 22. It was determined by the City Engineer and administrative staff that Buckeye Excavating & Construction, Inc. submitted the best and most responsive bid, therefore the recommendation to award them the contract.

After a brief discussion on the project, Mr. Valtin moved to adopt Resolution 34-15. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

- F. **RESOLUTION 35-15** - A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF WATERVILLE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS WATER CAPITAL IMPROVEMENT PROJECTS FUND, FOR THE 2015 MICHIGAN AVENUE WATER MAIN REPLACEMENT-PHASE ONE PROJECT CL22S WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO

This item authorizes the State of Ohio to reimburse the City per the contract agreement in relation to the Michigan Ave. Waterline Replacement Phase One project. The Resolution states that the intent of Council is to reimburse the appropriate fund used to pay the expenditures relating to the project. This legislation is required each time we accept a loan from the Ohio Public Works Commission (OPWC).

Mr. Larkins moved to adopt Resolution 35-15. Mrs. Bruno seconded the motion, which passed by unanimous voice vote.

- G. **RESOLUTION 36-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH TTL ASSOCIATES INC. FOR GEOTECHNICAL SERVICES RELATED TO THE DESIGN OF THE MAUMEE RIVER WATER TRANSMISSION MAIN

The design of the Maumee River water transmission main to allow Waterville to utilize

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the City of Bowling Green's water treatment plant as a water source is underway. As a part of the design process, it is necessary to investigate the subsurface conditions along the route of the proposed water transmission main to consider such conditions in the design and to provide as much information as possible to potential construction bidders on the project. Proposals for this work were received from two consultants and an agreement with TTL Associates Inc. has been recommended by Jones & Henry Engineers, Ltd.

Mrs. Bruno moved to adopt Resolution 36-15. Mr. Valtin seconded the motion, which passed by a voice vote. Mr. Pedro abstained.

**Other Information/Unscheduled Business:**

**FOR DISCUSSION** – THE IMPROVEMENT OF THE ANTHONY WAYNE TRAIL AND SOUTH RIVER ROAD BETWEEN WATERVILLE-MONCLOVA ROAD AND SOUTH STREET (CONTINUATION OF DISCUSSION INITIATED AT THE JUNE 22<sup>ND</sup> MEETING)

Mr. Bagdonas stated that per the discussion that was held at the last Council meeting, the original scope of the work has been reevaluated and reduced and will now include: a shared use path from South St. to Waterville-Monclova R; pedestrian activated lighted crossing at Overlook Dr.; left turn and right turn lanes at the two quarry driveways; drainage work to accommodate the improvements; and new signage and pavement markings associated with the improvements. He added that the Federal Share of the construction related costs is 80%. He then added that while there is no guarantee, the City has been very successful in the past in obtaining grants from the Ohio Public Works Commission for projects of this type. A grant in the range of \$160,000 would likely be requested for this project. If approved, such a grant would result in a total City share for the project of about \$100,000.

After further discussion, it was the consensus of Council to go with the revised scope of the project and asked the Administrator to draft a Resolution authorizing the engineer to begin the work on this project as currently envisioned.

Fire Chief: Pat Wambo –

- Reported that the Fire Department has responded to 12 water rescue incidents in 2015, compared to two in 2014. He stated that each event averages two hours and requires seven responders.
- Stated that the new rescue boat is working great and has been an excellent addition to the department.

**Executive Session:**

Mr. Pedro made a motion to move into Executive Session for a Conference with the Law Director concerning ORC 121.22(G) (3), Imminent Court Action at 9:19 p.m. Mr. Rozic seconded the motion.

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Roll Call: Mayor Brodie – yes, Mr. Valtin – yes, Mr. Larkins – yes, Mrs. Krise – yes, Mr. Pedro – yes, Mrs. Bruno – yes, Mr. Rozic - yes. The motion passed unanimously.

**Return to Regular Session:**

Mrs. Bruno made a motion to come out of Executive Session and resume the regular Council meeting at 9:33 p.m. Mrs. Krise seconded the motion, which passed by unanimous voice vote.

**Adjournment:**

There being no further business to come before Council, Mrs. Bruno made a motion to close the meeting at 9:33 p.m. Mrs. Krise seconded the motion, which passed by unanimous voice vote.

*Dale D Knepper*  
Clerk of Council

*Lori Brodie*  
Mayor