

City of Waterville
Minutes of Regular Council Meeting of:
September 28, 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 Mr. Pedro. 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
Jon Gochenour – Director of Finance and Administration, Clerk of Council
David LaGrange – Police Chief
Patrick Wambo – Fire Chief
Ken Blair – Public Works Director

Citizens Present:

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

Presentations:

- A. Dale D. Knepper – Retiring from Finance Department with 18 Years of Service.

Mr. Knepper was given a Certificate of Commendation and the City's Carruth presentation piece from Mayor Brodie. Mr. Knepper then wanted to thank the staff of the City of Waterville, from the Administration, Police, Fire and Public Works Departments past and present, along with the current and former Mayor and Council for their support and for working with him over the years. He also wanted to thank his wife Karen, his son Brian and daughter Amy for all of their encouragement, support and understanding.

Approval of Minutes:

Mr. Pedro moved to approve the minutes of the September 14, 2015 Regular Council meeting as amended. Mrs. Bruno seconded the motion, which passed by unanimous voice vote.

Proclamation:

Mayor Brodie read a proclamation declaring October 9, 2015 as Arbor Day in the City of Waterville. The proclamation urged all residents to renew our pledge to respect, protect, and enhance our natural surroundings and to encourage our residents to plant a tree to enrich the quality of life for all residents.

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Citizen's Comments:

Mayor Brodie welcomed several students from Notre Dame Academy who were in attendance at this evening's meeting to work on getting hours required for their Government class. Each student then introduced themselves to Council.

Staff Reports:

Administration: Mr. Bagdonas

- Reported that he attended the real estate closing for the City's purchase of 34 N. River Rd. He added that he and the Public Works Director visited the property to assess the work needed to prepare it to be rented for the short term.

Mayor Brodie asked about item number eight on Mr. Bagdonas' report which states that he had discussion with the Fire Chief over personnel matters. She questioned if the numbers for volunteers was good as far as coverage.

Mr. Bagdonas stated that this has been discussed with the Fire Chief and in preparation for next year's budget we are taking a close look at the need to possibility expand some of our part-time hours.

Law Director: Mr. Dombey – No report.

Finance Director: Mr. Knepper –

- Reviewed details from the August 2015 Month End Finance Report highlighting Fund Balances, Investments and Income Tax Revenues.

Treasurer: Mr. Schult –

- Reviewed details of the monthly Treasurer's Report for the month of August 2015.

Communications from Council Members/Committees

Mayor Brodie –

- Attended the Roche de Boeuf Festival and Parade stating that it was another successful event. She thanked the Waterville Chamber of Commerce along with the Downtown Businesses and city staff for all their efforts and added that there were great vendors set up at the festival this year.

Mr. Pedro –

- Attended the Roche de Boeuf Festival and Parade. Thanked the Chamber of Commerce and the city staff for putting on such a great event.
- Thanked Mr. Knepper for his 18 years of service.

Mr. Larkins – No report.

Mrs. Bruno – No report.

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Mrs. Krise – No report.

Mr. Valtin –

- Thanked Mr. Knepper for his 18 years of service to the city.
- Thanked the Waterville Chamber of Commerce and all involved in putting together another successful Roche de Boeuf.
- Thanked the Public Works Department and the Waterville Rotary for putting on the annual Fishing Derby. He added that he attended with his six-year old daughter and they had a great time.

Mr. Rozic –

- Reported that there is an unmarked fire hydrant on North St. between Fourth and Canal.
- Thanked Mr. Knepper, along with his family, for his 18 years of service.

OLD BUSINESS:

- A. **ORDINANCE 26-15** - AN ORDINANCE AMENDING SECTION 905.02 OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE WITH RESPECT TO THE EXEMPTION OF LAND USED FOR THE RETENTION OR DETENTION OF STORMWATER FROM THE REQUIREMENT TO PERIODICALLY CUT AND CLEAR VEGETATION THEREON
Second Reading

Section 905.02 of the Codified Ordinances currently requires the periodic cutting and clearing of certain vegetation on lands within the City. However, when contained in areas designed for the detention or retention of storm water, many types of vegetation are beneficial in several ways as described in the Ordinance. In consideration of the current design approach to vegetation in such areas, this Ordinance would modify the requirement to cut and clear vegetation within areas used for storm water retention or detention by exempting those areas.

NEW BUSINESS:

- A. **REFERRAL TO PLANNING COMMISSION** - REZONING PARCEL NO. 91-04321 LOCATED AT 9060 WATERVILLE-SWANTON ROAD FROM C-3 TO A-1 (*MOTION*)

An application has been received to rezone this property from C-3 to A-1. The property owners are planning to store agricultural equipment in the existing buildings on the site. While this use is permitted in a C-3 district, the property owners would like to reduce the real estate taxes on the property through this proposed zoning change. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin the rezoning process.

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Mr. and Mrs. Perry, 9060 Waterville-Swanton Rd., were in attendance at this evening's meeting to answer any questions from Council. Mr. Perry stated that the parcel used to be the Whitehouse Seed Co. and is now being used only for storage of farm equipment. He stated that by changing the zoning it would reduce their real estate taxes. He also noted that all of the surrounding property is zoned A-1.

Mr. Pedro made a motion to refer the rezoning request to the Planning Commission for their recommendation. Mr. Valtin seconded the motion, which passed by unanimous voice vote.

B. ORDINANCE 30-15 - AN ORDINANCE AMENDING SECTIONS 931.03(B) AND (C) OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE REGARDING WATER RATES

First Reading

Effective October 11, 2014, the City of Toledo's water rates paid by Waterville increased approximately 68-percent, in accordance with the provisions of the Toledo-Lucas County Water Contract. As a result of the Toledo increase, Waterville's rates were increased effective with the bills rendered on and after April 1, 2015. Due to a combination of factors, the April increase has not produced the additional revenue necessary to maintain a positive balance in the City's Water Fund. In addition, financing for the Bowling Green water transmission line was not a factor at the time of the April increase. Debt service payments for that project are now scheduled in both 2015 and 2016, before any savings from the change in water sources will be realized. A copy of the September 21, 2015 update of the Rate Study prepared by Proudfoot Associates is attached to the Ordinance. The update recommends an increase in the consumption rate from \$6.70 per 1,000 gallons to \$8.58 per 1,000 gallons and an increase in the capital rate from \$8.00 per month to \$10.88 per month for a typical 5/8 inch meter. These proposed rates would result in an overall increase in an average (3,500 gallons per month) customer's monthly bill of \$9.46 or 17-percent. The recommended rates that would take effect with the water bills rendered on December 1, 2015 are contained in the Ordinance.

Mr. Thomas Yurysta, Proudfoot Associates, was in attendance at tonight's meeting to briefly go over the recommended adjustments in the schedule of water rates for December 2015 and the year 2016 and to ask questions from Council.

C. ORDINANCE 31-15 - AN ORDINANCE ADOPTING CHAPTER 172 AND AMENDING CHAPTER 171 OF THE WATERVILLE MUNICIPAL CODE OF ORDINANCES REGARDING MUNICIPAL INCOME TAX IN COMPLIANCE WITH OHIO HOUSE BILL 5

First Reading

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Substitute House Bill 5, passed by the 130th Ohio General Assembly earlier this year, takes effect on January 1, 2016. There are a number of items that must be amended in the Waterville Municipal Income Tax Code prior to January 1 to conform with the changes in the state law. The Regional Income Tax Agency (RITA) has prepared a model Ordinance for its members. This Ordinance reflects the changes as recommended by RITA while retaining the provisions of the existing Waterville Tax Code where permissible. Chapter 171 is the existing Waterville Income Tax Code. It must remain in place as amended by this Ordinance until taxpayers can no longer file tax returns for 2015 and prior years. This Ordinance also enacts a new Chapter 172 containing the Income Tax Code for 2016 and future years. Mr. Gochenour prepared the Ordinance and answered questions from Council.

- D. **RESOLUTION 48-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH AMPLEX ELECTRIC, INC. TO LEASE SPACE ON THE CITY WATER TOWER LOCATED AT 469 SYCAMORE LANE TO INSTALL AND MAINTAIN ANTENNAS AND RADIOS

Amplex Electric, Inc. is a provider of wireless broadband Internet service and has had a lease agreement with the City since 2012 for antennas and radio equipment on the City water tower on Sycamore Lane. The installation has not had a detrimental effect on the maintenance or operation of the water tower. The new lease will provide the City \$6,600 in annual revenue, a 10% increase from the current amount. The existing lease was for three years and it was automatically renewed for a fourth year ending February 28, 2016. This Resolution would authorize the execution of a new four-year lease agreement from 2016 to 2020.

Mr. Rozic moved to adopt Resolution 48-15. Mr. Valtin seconded the motion, which passed by unanimous voice vote.

- E. **RESOLUTION 49-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO OPEN AN ACCOUNT WITH MORGAN STANLEY SMITH BARNEY ON BEHALF OF THE CITY OF WATERVILLE
- F. **RESOLUTION 50-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO OPEN AN ACCOUNT WITH MULTI-BANK SECURITIES, INC. AND PERSHING, LLC ON BEHALF OF THE CITY OF WATERVILLE
- G. **RESOLUTION 51-15** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A TREASURY MANAGEMENT SERVICES AGREEMENT WITH FIFTH THIRD BANK

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With the retirement of Dale Knepper on September 30, the banking institutions doing business with the City have requested legislative authorization for Jon Gochenour to take the place of Mr. Knepper in transactions on behalf of the City. These Resolutions would fulfill those requests.

Mr. Pedro moved to adopt Resolutions 49-15, 50-15 and 51-15. Mr. Larkins seconded the motion, which passed by unanimous voice vote.

Adjournment:

There being no further business to come before Council, Mr. Larkins made a motion to close the meeting at 8:36 p.m. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Jon D Gochenour
Clerk of Council

Lori Brodie
Mayor