

City of Waterville
Minutes of Regular Council Meeting of:
October 26, 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, Mayor Brodie, Mrs. Bruno, Mr. Larkins and Mr. Pedro.

Mayor Brodie moved to excuse the absence of Mrs. Krise. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

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

Staff Present:

Jon Gochenour – Director of Finance and Administration, Clerk of Council

Citizens Present:

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

Approval of Minutes:

Mr. Larkins moved to approve the minutes of the October 12, 2015 Regular Council meeting. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Citizen's Comments:

Mayor Brodie welcomed two 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 worked with the Law Director on the draft "Public Right-Of-Way Understanding" document regarding the crossing of city utilities by the proposed Nexus pipeline. No further comments were offered by Council and a motion was not needed to move forward.
- Received a phone call from a resident who is interested in purchasing the old fire station. He was advised to send a letter expressing his interest, which was included in Council's packet.
- Announced two promotions in the Waterville Police Department. Sergeant Larry Albright will be promoted to Lieutenant, filling the vacancy that resulted from the retirement of David Morrison last June. Patrol Officer Steve Hallett will be promoted to Sergeant, filling the vacancy that will result from Lieutenant Albright's promotion. The new Patrol Officer, Jessica Slowinski, started with the department last week.

Law Director: Mr. Dombey – No report.

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Finance Director: Mr. Gochenour

- Reviewed details from the FY 2015 Third-Quarter Budget Report highlighting Fund Balances, Investments and Income Tax Revenues.

Treasurer: Mr. Schult

- Reported that the State of Ohio recently wrapped up the audit of the City's 2014 Financial Statements. He reviewed the following six main points from the audit: (1) that we received a "Clean Opinion"; (2) that the State did not identify any deficiencies in internal controls over financial reporting which would be considered material weaknesses; (3) the State had no Management Letter Comments; (4) the Management's Discussion and Analysis provides a good explanation in layman's terms of how the audit is built and it's reporting details; (5) reviewed Detail of Debt and (6) stated that the General Fund ending balance was very healthy. He added that the audit report will be reviewed and approved by the Finance Committee at their November 20, 2015 meeting.

Communications from Council Members/Committees:

Mr. Pedro

- Reminded Council and residents that the Waterville Economic Development Corporation's Annual Meeting will be held at the Browning Masonic Community on November 12 from 4:00 p.m. to 6:00 p.m.
- Acknowledged the promotion within the Waterville Police Department of Sergeant Larry Albright to Lieutenant and Patrol Officer Steve Hallett to Sergeant.

Mr. Larkins – No report.

Mrs. Bruno – No report.

Mr. Valtin – No report.

Mr. Rozic – No report.

OLD BUSINESS:

- A. **ORDINANCE 30-15** - AN ORDINANCE AMENDING SECTIONS 931.03(B) AND (C) OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE REGARDING WATER RATES
Third Reading and Legislative Action

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

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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. Larkins moved to adopt Ordinance 30-15. Mr. Rozic seconded the motion.

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

B. 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

Third Reading and Legislative Action

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. Rozic moved to adopt Ordinance 31-15. Mr. Valtin seconded the motion.

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

C. ORDINANCE 32-15 - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE CITY OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND KNOWN AS 9060 WATERVILLE-SWANTON RD. (PARCEL NO. 91-04321) FROM C-3 HIGHWAY COMMERCIAL DISTRICT TO A-1 AGRICULTURE DISTRICT

Second Reading

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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. By a vote of 4-1 with one member absent, at their October 5 meeting, the Planning Commission voted to recommend this change. A Public Hearing on this issue is scheduled for the November 9 Council meeting.

NEW BUSINESS:

- A. **ORDINANCE 34-15** - AN ORDINANCE AMENDING SECTION 1145.05(D)(1) AND REPEALING SECTIONS 1145.0(R)(1) AND 1145.05(R)(3) OF THE PLANNING AND ZONING CODE WITH RESPECT TO PARKING AND STACKING SPACE REQUIREMENTS
First Reading

Earlier this year, after considering parking variances for the Devonshire office building on Pray Blvd., the Board of Zoning Appeals recommended that the Planning Commission review the Planning and Zoning Code's parking space requirements. The thought was that many of the requirements result in larger parking lots than necessary or the need for property owners to apply for variances. The Planning Commission compared Waterville's current requirements with those of the Cities of Perrysburg and Delaware and Sylvania Township. By a vote of 4-0 with one member absent, at their October 5 meeting, the Planning Commission voted to recommend the changes contained in this Ordinance.

- B. **RESOLUTION 53-15** - A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

This item is an annual piece of legislation which approves and accepts the tax rates set by the Lucas County Budget Commission for the inside millage property tax that is collected based on this approved millage and the property valuations within the City. With the City's withdrawal from Waterville Township, the Township will no longer collect General Fund Property Tax at a rate of two tenths (0.2) of a mill within Roche de Boeuf Township. This Resolution reflects an increase in the City's General Fund Property Tax Rate by two tenths (0.2) of a mill from 3.20 mills to 3.40 mills from previous years, with no change in the total tax rate to property owners.

Mr. Larkins moved to adopt Resolution 53-15. Mrs. Bruno seconded the motion, which passed by unanimous voice vote.

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Adjournment:

There being no further business to come before Council, Mr. Pedro made a motion to close the meeting at 7:58 p.m. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Jon D Gochenour
Clerk of Council

Lori Brodie
Mayor