

City of Waterville
Minutes of Regular Council Meeting of:
April 13, 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 and led by two seniors from Notre Dame Academy.

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

Citizens Present:

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

Mayor Brodie presented Edward Metzger, who is retiring from the Fire Department with 20 Years of Service, with a Certificate of Commendation and the City's Carruth presentation piece.

Approval of Minutes:

Mr. Pedro moved to approve the minutes of the March 23, 2015 Regular Council meeting. Mrs. Krise seconded the motion, which passed by voice vote.

Citizen's Comments:

Merle Wilhelm, 117 S. River Rd., came this evening to express his concerns about the intense blasting at the quarry, especially this past Friday, April 10th. He added that his home was constructed in 1907 and that the foundation is stone built to the bedrock. He added that every time they blast his house shakes and the windows rattle. He then stated that after each blast he checks his pipes and walls to make sure they are still intact.

Mr. Bagdonas stated that the city has contact information for the quarry available which we will provide to Mr. Wilhelm.

Mary Duncan, representing the Red, White and Boom Committee, announced to Council that they have received enough donations to make the 2015 Fourth of July Fireworks a go. She then encouraged residents to continue with their donations through the end of April.

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Staff Reports:

Administration: Mr. Bagdonas

- Stated that he didn't have anything to add to his report that wasn't agenda specific.

Law Director: Mr. Dombey – No report.

Finance Director: Mr. Knepper –

- Reminded Council again that the Ohio Ethics Commission Financial Disclosure Statement must be completed and submitted to the State of Ohio by Wednesday, April 15th.
- Reported that the city was notified by R.I.T.A. (Regional Income Tax Agency) that as the filing deadline approaches their phone lines are periodically becoming saturated and, as a result, taxpayers may receive a “*fast busy*” or a message indicating that their “*call cannot be completed as dialed*”. He stated that they would like to encourage everyone to continue to attempt their call throughout the day as inbound lines will immediately become available as each phone call is completed. He stated that they also suggested that they consider calling between 5:00 – 7:00 p.m. and that taxpayers could also take advantage of their automated web services. The link to R.I.T.A. is available on the city's website at waterville.org. He then reminded all taxpayers to mail all forms and paperwork directly to R.I.T.A.

Treasurer: Mr. Schult – No report.

Police Chief: David LaGrange

- Stated that at Council's last meeting a resident of Waterville, who resides in Bridgehampton Woods, came to complain and ask for assistance with a feral cat issue they are having in their neighborhood. Chief LaGrange then stated that he contacted Gretchen Marks, a Waterville resident and representative from Humane Ohio, to come speak to Council this evening.

Gretchen Marks stated that Humane Ohio will happily work with and assist the residents who are having feral cat issues. She stated that they use trap-neuter-return, which greatly reduces the number of outdoor community cats by preventing new litters. The cats are trapped, spayed/neutered, eartipped and returned to the area where they were found. She explained that right now they are able to do this at a reduced rate of \$5.00 to \$25.00 per cat depending on grants available. She stated that if anyone wants to take advantage of this program they can call Humane Ohio at 419-266-5607.

Fire Chief: Patrick Wambo

- Thanked Edward Metzger for his service to the City of Waterville.
- Stated that the run volume for March was up at 54.
- Reported that the new rescue boat should be arriving on May 29th.
- Stated that a structure fire on Roche de Boeuf Ct. resulted in a \$12,000 loss.

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- Reported that he will be sending four people to a basic swift water rescue boat course that will be held in Maumee with six other departments.
- Reported that on Saturday, April 4th all sirens in Waterville were tested and are functioning properly.

Public Works Director: Ken Blair - Absent

Communications from Council Members/Committees:

Mr. Pedro –

- Welcomed the two seniors in attendance this evening from Notre Dame Academy.
- Reported that the next meeting of the Waterville Economic Development Committee will be held at Fallen Timbers on Thursday, May 14th from 11:30 a.m. to 1:00 p.m.

Mr. Larkins – No report.

Mrs. Bruno –

- Stated that per their discussion at the last meeting, she spoke with residents who live “down the hill” about what location they feel would be an appropriate place to display garage sale signs in the right of way. She then gave Mr. Bagdonas a list that she compiled with their suggestions. Mr. Bagdonas stated that administration would look over the list and put some information together. It was decided that Council would further discuss the signage issue at their April 27th meeting.
- Reported that a resident/neighbor showed up at her house on the day of the blast that was mentioned earlier. She stated that they called the ODNR together and found out that the Division of Minerals and Mines oversees the quarries. They suggested that the resident make a public records request for the last five or six blasts so that he could start gauging them. She then added that they are also going to be putting a seismograph in his home.

Mrs. Krise – No report.

Mr. Valtin – No report.

Mr. Rozic – No report.

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 7:55 p.m. Mr. Larkins 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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Return to Regular Session:

Mr. Pedro made a motion to come out of Executive Session and resume the regular Council meeting at 8:10 p.m. Mr. Rozic seconded the motion.

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

OLD BUSINESS:

A. **REFERRAL TO PLANNING COMMISSION** – REZONING OF KENSINGTON GARDEN DEVELOPMENT FROM R-1 TO R-3 (*MOTION*)

This item was tabled from the March 23 meeting. An application has been received from the owner of this property to rezone it from R-1 to R-3. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin the rezoning process.

Mr. Larkins made a motion to refer this matter to the Planning Commission. Mrs. Krise seconded the motion, which passed by unanimous voice vote.

B. **DISCUSSION** – POTENTIAL CITY REVENUE ENHANCEMENTS

1. Street Light Assessment
2. Tree Maintenance Assessment
3. Reducing City Income Tax Credit from 1.50% to 1.25%
4. Property Tax Levy for Construction, Reconstruction, Resurfacing, Maintenance and Repair of City Streets
5. Project Specific Special Assessments to Adjacent Property Owners for Street Repairs
6. Other

The Finance Committee has discussed recent trends in the City's General Fund income and a number of potential revenue enhancements to offset losses and to provide locally controlled revenue sources. The Committee has recommended that Council discuss and consider instituting one or more of the listed enhancements. Each Council member has previously received detailed information related to this issue. Council has asked that this issue remain on the agenda for ongoing discussion.

A copy of Thomas Yurysta's April 4, 2014 Street Inventory Review was included in the October 27 Council packet. This review recommends the rehabilitation of 30 streets over a 10-year period excluding Fourth St., which will be done this year, and Fifth St., which will be done in 2015. The total cost of the remaining 28 streets is estimated to be \$2,122,000. The average cost of that total over the remaining eight years of the 10-year program is \$265,250 (2016 through 2023). At the City's current valuation, a 2.3-mill property tax levy would produce the annual amount needed to fund the program. The annual tax on a property with a market value of \$182,200 (Waterville median house

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price per 2010 census) would be \$144.56 for a 2.3 mill levy. A levy in this amount would allow up to approximately \$125,000 of income tax revenue per year to remain in the General Fund for City operations. Additional information on a page titled "Lost Revenue and What It Takes to Make It Up" prepared by Tom Titus was also provided to Council.

A memo regarding a possible street improvement levy and an analysis of the 2014 General Fund ending balance was enclosed in the February 23 Council Packet.

The filing deadline for an issue to be placed on the November 3, 2015 ballot is August 5, although a decision should be made no later than the June 1 City Council meeting to allow time for the necessary legislative steps to be taken.

Council discussed options for a road construction and rehabilitation levy. Mr. Larkins made a motion to ask the administration to prepare the necessary paperwork to put a 2.1 mill levy for a period of five years on the tax duplicate for roads. Mr. Valtin seconded the motion. After more discussion, Mr. Rozic then made a motion to amend Mr. Larkins' motion to 1.9 mills. Mrs. Krise seconded the motion, which passed with Mayor Brodie, Mr. Valtin, Mrs. Krise, Mr. Pedro, Mrs. Bruno and Mr. Rozic voting "yea" and Mr. Larkins voting "nay". The amended motion then passed by unanimous voice vote.

NEW BUSINESS:

A. **DISCUSSION** – WATER SUPPLY CONTRACT WITH CITY OF BOWLING GREEN

After Waterville was informed by the Lucas County Sanitary Engineer in March 2014 of a significant water rate increase by the City of Toledo that would occur in October 2014, Mr. Bagdonas began exploring the possibility of using the City of Bowling Green as an alternative water source. After considerable investigation, the staff members of both the City of Bowling Green and the City of Waterville strongly recommend the execution of a Water Supply Contract by the two cities.

The Bowling Green Board of Public Utilities has unanimously recommended such a contract to the Bowling Green City Council. Bowling Green City Council recently had a first reading on legislation to approve the contract. Final action to authorize a contract is anticipated to be taken at the May 4 Bowling Green City Council meeting.

Brian O'Connell, Bowling Green's Director of Utilities, and Chad Johnson, Bowling Green's Water Treatment Plant Administrator, were present at this evening's meeting to provide information on Bowling Green's water supply system and to answer questions from Council. Mr. Johnson stated that the Wood County Water Treatment plant was originally built in 1951 and has undergone several expansions and improvements, including the construction of an activated carbon filtration plant in 2000 to improve the taste and odor of the finished water. He added that they he believes that they have some of the best water quality around. The facility also has a 170-million gallon, above

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ground reservoir that holds 45 days of water. Mr. O'Connell also commented that they have other wholesale water supply contracts with other cities and villages throughout Wood County which include; Grand Rapids, Tontogany, Haskins, Weston, Woodville and their largest customer the Northwestern Water & Sewer District.

Mr. Bagdonas pointed to an aerial map that showed how a 5,500 foot; 16-inch line will send water from Bowling Green's Water Treatment Plant to Waterville. The line will run from the plant along Forst Road, across SR 65 and under the river. It will connect with existing Waterville lines at S. River Rd. near the Anthony Wayne Trail.

Ted Bennett, project engineer with Jones & Henry, was also in attendance this evening. He explained that the proposed water line will be 16-inches in diameter and at this time we are looking at using the trenchless method under the river. He stated that they have discussed open-cutting but they priced it out and this seems to be the most conservative now. There will be further discussion on this in the future.

B. ORDINANCE 07-15 - AN ORDINANCE LEVYING ASSESSMENTS PURSUANT TO THE OHIO REVISED CODE, SECTIONS 729.01 THROUGH 729.10, FOR THE 2014 SIDEWALK REPAIR AND CONSTRUCTION PROGRAM

First Reading

This Ordinance is the final step in the 2014 Sidewalk Repair and Construction Program and will approve the assessments to the property owners as previously listed in the Resolution of Necessity.

C. ORDINANCE 08-15 - AN ORDINANCE AMENDING ORDINANCE NO. 06-15, THE AMENDED FY 2015 ANNUAL APPROPRIATIONS ORDINANCE AND DECLARING AN EMERGENCY

This Ordinance would authorize the second amendment to the 2015 appropriations. Significant items included in this amendment are: a General Fund Transfer to the Five Year Capital Fund for Street Resurfacing (\$150,000) and Tree Maintenance (\$12,500) and the corresponding expenditures, a temporary advance from the Water Debt Fund to the Water Fund (\$75,000) to address a cash flow issue in the Water Fund, additional appropriations in the Water Fund related to the recently approved grant and loan from the Ohio Public Works Commission for the Michigan Ave. water line replacement and an additional appropriation in the Five Year Capital Fund (\$44,748) for the 2014 Paving Program Change Order #2 that was approved in January 2015. Detailed information on this amendment is attached to the Ordinance.

Mayor Brodie made a motion to suspend the rules to allow for the passage of Ordinance 08-15 as an emergency measure. Mr. Rozic seconded the motion.

Roll Call: Mr. Rozic – yes, Mayor Brodie – yes, Mrs. Krise – yes, Mr. Larkins – yes,

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Mr. Pedro – yes, Mr. Valtin – yes, Mrs. Bruno - yes. The motion passed unanimously.

Mayor Brodie made a motion to move for the passage of Ordinance 08-15 as an emergency measure. Mr. Rozic 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.

D. RESOLUTION 19-15 - A RESOLUTION APPROVING AN AMENDMENT TO THE PRELIMINARY PLAT FOR WATERVILLE MEADOWS PLATS NINE THROUGH FOURTEEN SUBDIVISIONS

MB Investments, NWO, LLC has submitted an amended preliminary plat for the Waterville Meadows Plats Nine through Fourteen subdivisions. Council had previously approved this Preliminary Plat on February 9, 2015 by the passage of Resolution No. 10-15. The developer is now proposing to modify the phasing arrangement of the lots within the five separate final plats. The City Engineer and the Planning Commission have reviewed the proposed preliminary plat amendment and have recommended that it be approved, subject to the same conditions stated in Resolution No. 10-15 previously passed by Council.

Mr. Larkins moved to adopt Resolution 19-15. Mr. Valtin seconded the motion, which passed by unanimous voice vote.

E. RESOLUTION 20-15 - A RESOLUTION AUTHORIZING THE ADVANCE OF CASH FUNDS FROM THE WATER CAPITAL/DEBT FUND (640) TO THE WATER OPERATING FUND (610)

Although inter-fund advances are authorized by the 2015 appropriations as amended, the State Auditor has issued a bulletin requiring specific legislative action to ratify such actions. This Resolution would meet that requirement.

Mayor Brodie moved to adopt Resolution 20-15. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Other Information/Unscheduled Business:

None

Adjournment:

There being no further business to come before Council, Mr. Larkins made a motion to close the meeting at 8:51 p.m. Mr. Valtin seconded the motion, which carried by unanimous voice vote.

Dale D Knepper
Clerk of Council

Lori Brodie
Mayor