

## Regular Council

January 11

16

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. Larkins. The Pledge of Allegiance was recited and led by Girl Scout Troop 10875.

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:

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.

### Election of Vice-Mayor

Mrs. Bruno made a motion to nominate Jim Valtin as the Vice-Mayor. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

### Approval of Minutes

Mr. Rozic moved to approve the minutes of the December 14, 2015 Regular Council meeting. Mr. Larkins seconded the motion, which passed by voice vote with Mrs. Krise abstaining.

### Citizen's Comments

Mr. Patrick Gfell, 34 S. Melody Ln., came to this evening's meeting to discuss with Council the City's intention of removing two large trees from the right of way in front of his home. He explained that he attended the last Tree Commission meeting and was told that they need to come down because of the city's liability if something were to happen. He expressed that he believes that residents should be notified prior to the removal of trees in the right of way and also that the city needs to start replacing the trees that they have removed. Council thanked Mr. Gfell for coming and advised him that they would look into this matter and get back with him promptly.

### 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. Gochenour

- Reviewed details of the Finance Report highlighting November 2015 Investments and 2015 Income Tax Revenues.
- Stated that RITA will be at the City of Waterville Municipal Building/Council Chamber on Wednesday, March 16 from 1:00 p.m. to 7:00 p.m. to offer free assistance with Municipal Income Tax Return preparation.

Treasurer: Steve Schult – No report.

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Police Chief: David LaGrange

- Reported that the newly hired Police Officer is doing exceedingly well and will be on his own rather quickly. He added that he hopes to be able to introduce him to Council at their first meeting in February.
- Stated that the Annual Polar Bear Dip went well with no incidents to report.

Fire Chief: Patrick Wambo

- Reported that the total runs for 2015 was 631 which is up 134 runs from 2014.
- Stated that the Fire Department's current personnel status is: 7 paid-per-call people; 8 combination paid-per-call/part-time and 8 part-time only. A new application was received at the end of December and that new hire will start with the department tomorrow.
- Reported that the city's automatic aid with Whitehouse and Monclova Twp. has really helped out significantly this year. He added that there were 26 occurrences of auto aid this year: 8 to Whitehouse; 13 to Monclova Twp. and 5 to Providence Twp.
- Stated that two structure fires and 11 water rescues occurred in town last year.
- Reported that there were no incidents at this year's Polar Dip.
- Announced that the Village of Whitehouse Assistant Fire Chief Ernie Gehrke passed away on January 6.

Mr. Valtin asked Chief Wambo what the basic criteria is for becoming a volunteer. The Chief explained to Council the application process for the hiring of volunteer personnel.

Public Works Director: Ken Blair

- Congratulated the newly re-elected Council members and apologized for not being able to make the swearing in ceremony at the Waterville Primary School.
- Reported that leaf collection is officially over and that the Public Works crew is still picking up Christmas trees. To date approximately 215 trees have been collected.
- Stated that they are currently working on removing the holiday decorations and lights from the downtown area.
- Reported that he had the pleasure of working with Assistant Fire Chief Ernie Gehrke when he was a volunteer on the Whitehouse Fire Department. He added that he was a good man and friend and will be missed.

### Communications from Council Members/Committees

#### A. Determination of Total Number of Members for Advisory Committees (*Motion*)

Section 121.03(b) of the Codified Ordinances states in part: "Advisory or study committees shall have at least three members. Of those members, at least two and not more than three shall be members of Council. At the first Council meeting in January following a municipal general election, a majority of the members of Council shall determine the total number of members each advisory or study committee shall have for the new two-year term." This section is applicable to the following committees, with the total number of members on each committee for the two-year term that just ended as well as the total number recommended for the next two year term shown: Parks and Recreation (7/9), Public Safety (10/11) and Public Works (7/7). This determination is accomplished by a motion or motions approved by a majority of the members of Council.

Mayor Brodie made a motion to change the number of members on the Advisory Committees from seven to nine on the Parks and Recreation Committee and ten to eleven on the Public Safety Committee. The Public Works Committee will remain at seven members. Mr. Larkins seconded the motion, which passed by unanimous voice

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vote.

**B. Appointments**

**1. Appointments to Various Commissions, Boards and Committees (*Motion*)**

A list of appointments proposed by the Mayor is included in the Council packet.

Mr. Valtin made a motion to approve the list of proposed appointments. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Mrs. Krise –

- Thanked Council, City Staff and the public for their patience and understanding during her extended absence.

Mr. Pedro –

- Thanked the Waterville Primary School and Staff for hosting the joint swearing-in ceremony last Thursday. He also wanted to thank the Federal Judge who administered the Oath of Office as well as all who participated.

Mr. Rozic –

- Stated that he attended the swearing-in ceremony and thought that it was an excellent program and was very nicely done.

Mayor Brodie –

- Thanked Mr. Pedro for putting the Oath of Office ceremony together.

Mr. Valtin –

- Thanked Mr. Pedro for putting the Oath of Office ceremony together adding that it was a very nice program.

Mrs. Bruno –

- Thanked Mr. Pedro for putting the program together stating that it was a very valuable experience.

Mr. Larkins –

- Stated that he was not able to attend but feels that the Oath of Office ceremony was very important and that would like to see it continue.

**OLD BUSINESS:**

**A. RESOLUTION 54-15 A RESOLUTION APPROVING AND ADOPTING THE CITY OF WATERVILLE FY 2016 FIVE-YEAR CAPITAL PLANNING PROGRAM FOR ALL MUNICIPAL FUNDS AND DEPARTMENTS**

This is the annual 5-Year Capital Planning Program. The Finance Committee discussed and recommended approval of the program at a meeting on October 16. This item is for ongoing discussion throughout the budget preparation process. According to the typical annual budget schedule, Council action to approve this Resolution would not be taken until the second Council Meeting in January.

**B. ORDINANCE 37-15 AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF WATERVILLE BY AMENDING THE SPECIAL USE PERMIT OF THE BROWNING MASONIC COMMUNITY, INC. TO ALLOW THE CONSTRUCTION OF THE COMMUNITY VILLAS PHASE 1 ON THE PROPERTY LOCATED AT 8883 BROWNING DRIVE**

**Second Reading**

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An Application has been received from the Browning Masonic Community, Inc. for an amendment to their Special Use Permit to construct 14 villa units on their property at 8883 Browning Drive. The Planning Commission members discussed this amendment at their January 4 meeting but requested additional information from the applicant. Discussion on the proposed amendment will continue at the next Planning Commission meeting that is scheduled for February 1. A second reading of this Ordinance has been scheduled for this meeting. The Public Hearing and third reading will occur at the January 25 Council meeting. Final legislative action is now scheduled for the February 8 Council meeting which will occur after Council receives the Planning Commission's recommendation.

C. ORDINANCE 38-15 AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF WATERVILLE BY AMENDING A CONDITIONAL USE PERMIT GRANTED TO THE KROGER CO. TO OPERATE A SUPERMARKET GREATER THAN 75,000 SQUARE FEET IN THE VILLAGES AT WATERVILLE LANDING DEVELOPMENT AND LOCATED AT 8730 WATERVILLE-SWANTON ROAD

Second Reading

An Application has been received from The Kroger Co. for an amendment to their Conditional Use Permit to construct a 43,000 square foot addition to their supermarket at 8730 Waterville-Swanton Road. The Planning Commission members discussed this amendment at their January 4 meeting but requested additional information from the applicant. Discussion on the proposed amendment will continue at the next Planning Commission meeting that is scheduled for February 1. A second reading of this Ordinance has been scheduled for this meeting. The Public Hearing and third reading will occur at the January 25 Council meeting. Final legislative action is now scheduled for the February 8 Council meeting which will occur after Council receives the Planning Commission's recommendation.

D. PUBLIC HEARING – ORDINANCE 39-15 AN ORDINANCE ADOPTING THE ANNUAL APPROPRIATIONS FOR THE MUNICIPALITY OF WATERVILLE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2016, AND REPEALING ORDINANCE NO. 40-15, AND DECLARING AN EMERGENCY

Second Reading and Public Hearing

A copy of the proposed FY 2016 Appropriations was included in Council's December 14 packet. The Finance Committee reviewed the budget at their November 20 meeting and unanimously recommends approval.

Mayor Brodie opened the Public Hearing at 8:19 p.m.

Mr. Bagdonas reviewed the FY 2016 Appropriation Notes on pages three through five of the Annual Appropriations document. He also covered line by line the Supplemental 2016 Income Tax Projection Information that was passed out to Council. He also pointed out to Council that the cost of the asbestos and hazardous material remediation in the Old School was requested by ODOT last month. This was well after the Draft 2016 Appropriation was prepared and, as a result, these future costs are not known at this time and were not included in the Draft 2016 Appropriations. He then answered questions from Council regarding the request from ODOT.

A lengthy discussion regarding the budget continued with members of Council addressing questions to the Administrator and Department Heads regarding the purchase of new mowing equipment, a fire department generator, a dump truck/snow plow, a road salt storage facility, street lighting, street trees, street tree replacement, road maintenance and the funding of the Fourth of July Fireworks. Council requested the Administrator to combine the line items for the proposed 2017 Ball Diamond Lighting and Ball Diamond

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Improvements into one line item entitled “Park Improvements” with a total of \$56,500.

Mayor Brodie closed the Public Hearing at 10:00 p.m.

NEW BUSINESS:

- A. RESOLUTION 01-16 A RESOLUTION REQUESTING THE AUDITOR OF LUCAS COUNTY, OHIO TO ISSUE ADVANCE PAYMENTS ON THE CURRENT COLLECTION OF TAXES DUE THE CITY OF WATERVILLE

This Resolution is the City’s annual request of the County Auditor to release property taxes collected to the City of Waterville in advance, instead of holding taxes until the collection process is complete at the county level. This allows us to receive our property tax revenue sooner.

Mr. Larkins moved to adopt Resolution 01-16. Mrs. Bruno seconded the motion, which passed by unanimous voice vote.

- B. RESOLUTION 02-16 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT FOR THE RENTAL OF A SINGLE-FAMILY RESIDENCE OWNED BY THE CITY AT 34 NORTH RIVER ROAD

The house at 34 North River Road that was purchased by the City last year is ready to be rented. This Resolution would authorize the Municipal Administrator to enter into a lease agreement with a tenant. The monthly rent would be \$675 with a \$675 security deposit and the tenant would be responsible for all utilities.

Mr. Pedro moved to adopt Resolution 02-16. Mr. Larkins seconded the motion, which passed by unanimous voice vote.

Executive Session

Mr. Pedro made a motion to move into Executive Session for a Conference with the Law Director concerning ORC 121.22(G)(2), Purchase or Sale of Property for Public Purposes at 10:02 p.m. Mrs. Krise seconded the motion.

Roll Call: Mr. Pedro – yes, Mrs. Krise – yes, Mr. Valtin – yes, Mayor Brodie – yes, Mr. Rozic – yes, Mrs. Bruno – yes, Mr. Larkins - 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 10:26 p.m. Mrs. Krise seconded the motion which carried by unanimous voice vote.

Adjournment

There being no further business to come before Council, Mrs. Krise made a motion to close the meeting at 10:26 p.m. Mrs. Bruno seconded the motion, which carried by unanimous voice vote.

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Jon D. Gochenour, Clerk of Council

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Lori Brodie, Mayor