

Regular Council

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

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

Present at roll call were Mr. Bruno, Mr. Frye, Vice-Mayor Bruno, Mr. Rozic, Mr. Pedro and Mrs. Duncan.

Vice-Mayor Bruno stated that the Mayor would be arriving later this evening. Mr. Pedro moved to excuse the absence of Mayor Brodie. Vice-Mayor Bruno seconded the motion, which passed by unanimous voice vote.

Also present this evening were Jim Bagdonas, Administrator; Philip 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. Pedro moved to approve the minutes of the March 12, 2018 Regular Council meeting. Mr. Frey seconded the motion, which passed by unanimous voice vote.

Citizens Comments

Megan Vesoulis, a student from Notre Dame Academy, was in attendance at this evening's meeting to work on getting hours required for her government class.

Paul Thorton, with First Energy, was present to explain their year round customer assistance program that is available to help those in financial need to cover the cost of energy bills.

Staff Reports

Administration: Mr. Bagdonas

- Stated that the contract for refuse and recycling collection is up for renewal. He then stated that Stevens Disposal has indicated that they would like to have a one-year extension on their current contract with the city with no increase in cost. After discussion, Council agreed to go forward with the contract extension.
- Reported that the city received a letter from the State Division of Liquor Control informing us that all of the liquor licenses in the city will expire on June 1. The city has the right to request a hearing if it feels that there are any issues. He stated that the Police Department has not had any serious issues to report and feels that a hearing is not necessary.

Law Director: Mr. Dombey – No report

Finance Director: Mr. Gochenour – No report

Treasurer: Mr. Schult – No report.

Communications from Council Members/Committees

A. Appointments to Various Commissions, Boards and Committees

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1. Joseph Arquette – Tree Commission – Unexpired Term Ending December 31, 2020.
2. Bryan Knepper – Board of Zoning Appeals – Unexpired Term Ending December 31, 2019.
3. James Valtin – Civil Service Commission – Unexpired Term Ending December 31, 2018.

The Mayor will be proposing the above three appointments. Copies of the Applications for Volunteer Service from Mr. Arquette and Mr. Knepper are included in the packet. As a former Councilman, it is assumed that Mr. Valtin's background is known to the Council Members. These appointments will fill all of the current vacancies on the various Commissions, Boards and Committees.

Vice-Mayor Bruno stated that she would like to hold off on the discussion and the vote on these appointments until the Mayor arrives later in the meeting.

Mr. Bruno –

- Reported that he attended the March 20, 2017 Parks and Recreation Committee meeting where they revisited the request to allow food trucks in Waterville and discussed the addition of a gate at Waterworks Park. He then stated that the members of the Committee unanimously agreed that the city should move forward with the addition of the gate.

Mr. Frey – No report.

Mr. Rozic –

- Reported that he has received several calls from residents regarding the trash that is collecting in the fields across the street from the Kroger complex. He then asked if there is any way to get this issue under control. Mr. Bagdonas stated that the property owner, Devonshire REIT, has had conversations with their tenants in the shopping center about better housekeeping in the back of the stores and has agreed to increase the frequency of their trash pickup to limit the garbage that is being blown into the fields. We have spoken to Devonshire about the removal of the trash and we will continue to bring this to their attention.

Mr. Pedro –

- Stated that the Waterville Economic Development Corporation will hold a Spring Roundtable on Tuesday, April 10 at 7:30 a.m. at the Browning Complex.
- Attended the March meeting of the Tree Commission.
- Mentioned that he extended an invitation to Brad Miller with Miller Brothers Construction to attend a Council meeting. Miller Brothers is currently working on the Waterville Bridge Replacement Project.

Mrs. Duncan – No report.

Mrs. Bruno –

- Reported that she also attended the Parks and Recreation Committee meeting held on March 20. The committee discussed the city's current contract with MetroFC and unanimously voted to recommend to Council the renewal of their contract for an additional year. Mr. Bagdonas stated that this will come to Council as a Resolution on a future agenda.
- Mentioned that the Committee also discussed the ball diamonds at Waterworks Park. She stated that Waterville resident Charlie Duck came before the

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Committee and asked if he could prepare the diamonds for softball practice at his expense. She added that the Committee was in full support.

- Stated that Phil Barone, Toledo Food Truck Association, came to the Parks and Recreation meeting to answer questions regarding the food truck contract. She stated that the food trucks would come into town on Tuesday evenings and park at Conrad Park from 5:00 p.m. to 7:00 p.m. mid May to mid-September. She then stated that in front of Council was a list of concerns from resident Jim Valtin and she added that she feels that most of those concerns were addressed in the contract. Vice-Mayor Bruno then wanted to emphasize the food trucks would be coming to town for a trial period and can be re-evaluated after the year contract expires. The Parks and Recreation Committee are in full support and are in favor of going forward. After further discussion, Mr. Bruno made a motion to direct the Administrator to enter into a contract with the Toledo Food Truck Association. Mrs. Duncan seconded the motion, which passed by unanimous voice vote.
- Reported that the Parks and Recreation Committee discussed the hours of operation for city parks and suggested that they remain the same for now.

OLD BUSINESS:

- A. ORDINANCE 03-18 AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE CITY OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN 2.0-ACRE PARCEL OF LAND (PART OF PARCEL NO. 96-25991) LOCATED DIRECTLY SOUTH OF 8011 DUTCH ROAD FROM A-1 AGRICULTURE DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL DISTRICT

Public Hearing and Legislative Action scheduled for April 9, 2018

An Application has been received from Waterville CDC, LLC to rezone a 2.0-acre parcel that it would like to purchase from A-1 to C-1. At their March 5 meeting, the Planning Commission approved a motion by a vote of 4-0 with one member absent to recommend approval of the rezoning request. Due to the scheduling of the necessary advertising, the Public Hearing and legislative action is scheduled for April 9, 2018.

- B. ORDINANCE 05-18 AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 907 OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE WITH RESPECT TO TREES AND SHRUBS

Third Reading and Legislative Action

Last year, a number of changes to public tree maintenance responsibilities were discussed by Council and the Tree Commission. Based on those discussions, the proposed changes were modified significantly as reflected in this Ordinance. The changes as currently proposed are summarized as follows:

1. The absolute requirement that only trees in accordance with the City's Master Street Tree Plan can be planted in public places would be changed to a strong recommendation with an option for tree selections from the City's lists of trees that are desirable for planting in public places and on private property, after consultation with the Tree Commission.
2. The City would continue to be responsible for all street trees and public trees. The terms street trees and public trees are currently defined in Section 907.01. More detailed examples of maintenance and an option for property owners to perform maintenance activities on street trees which abut their property would be added.
3. The requirement to obtain a permit prior to performing work on a street tree would be eliminated for a property owner who wishes to carry out minor tree

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maintenance such as pruning on street trees which abut their property.

4. The provisions regarding definitions, desirable and undesirable trees, the preparation and updating of a Master Street Tree Plan and Inventory, trees in new subdivisions, deleterious and impervious substances, prohibition on tree topping, dangerous privately owned trees, arborist license requirements. Council's right to review Tree Commission decisions, construction near public trees, emergencies and penalty would remain unchanged.

The changes proposed in this Ordinance have been unanimously recommended by the Tree Commission.

Mr. Pedro moved to adopt Ordinance 05-18. Mr. Frey seconded the motion.

Roll Call: Mr. Pedro – yes, Mrs. Duncan – yes, Mr. Bruno – yes, Mr. Frey – yes, Vice-Mayor Bruno – yes, Mr. Rozic – yes. The motion passed unanimously.

NEW BUSINESS:

- A. RESOLUTION 15-18 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A LEASE EXTENSION AGREEMENT WITH CLEAN WOOD RECYCLING, INC. FOR 4.66 ACRES OF LAND ON THE WEST SIDE OF THE ANTHONY WAYNE TRAIL (6730 ANTHONY WAYNE TRAIL) TO OPERATE A YARD WASTE TRANSFER FACILITY

The one-year lease between the City and Clean Wood will expire on May 31, 2018. The lease contains an option for a series of five one-year extensions upon mutual agreement. Clean Wood has indicated a desire to extend the lease. This Resolution would authorize a one-year lease extension with no other changes to the terms of the lease.

Mr. Rozic moved to adopt Resolution 15-18. Mr. Bruno seconded the motion, which passed by unanimous voice vote.

Other Business

Vice-Mayor Bruno stated that she would like to re-visit the discussion on the use of golf carts within the Waterville city limits. She stated that residents in Waterville that own street-legal golf carts cannot drive them on city roads that are over the 25 mph speed limit. She then stated that she would like to revise the Ordinance to add an additional requirement that would allow golf carts on residential roads with a posted speed limit of 35 mph provided there are no commercial businesses within that 35 mph speed zone.

Mr. Bagdonas stated that when Council approved the Ordinance in August 2017 they agreed to monitor it for one year and then re-evaluate it.

A lengthy discussion continued.

Mrs. Bruno made a motion to direct the Administrator to prepare an amendment to the current ordinance with proposed changes to allow golf carts on residential roads with a posted speed limit of 35 mph provided that there are no commercial businesses within that 35 mph speed zone and where there is currently a 25 mph zone that this stipulation would not be enforced along with an area map. Mrs. Duncan seconded the motion, which passed with Mr. Frey, Mr. Pedro, Vice-Mayor Bruno, Mr. Bruno and Mrs. Duncan voting “yes” and Mr. Rozic voting “no.”

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Mayor Brodie was not able to attend this evening's meeting. Vice-Mayor Bruno then asked for a motion to approve the Mayor's proposed list of appointments as discussed earlier. Mr. Pedro then made the motion to approve the proposed list of appointments to various committees. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Mr. Pedro wished all a Happy Easter and thanked those who were involved in the planning and running of this year's Easter Egg Hunt.

Adjournment

There being no further business to come before Council, Mr. Rozic made a motion to close the meeting at 8:18 p.m. Mr. Bruno seconded the motion, which carried by unanimous voice vote.

Jon D. Gochenour, Clerk of Council

Barbara Bruno, Vice-Mayor