

Regular Council

February 25

19

The regular meeting of the Waterville Council was called to order by Mayor 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 then recited.

Present at roll call were Mr. Bruno, Mrs. Bruno, Mr. Frey, Mayor Brodie, Mr. Rozic, Mr. Pedro and Mrs. Duncan.

Also present this evening were Jon Gochenour, Administrator, Director of Finance and Administration and Clerk of Council; Phil Dombey, Law Director; Steve Schult, Treasurer and Melissa Cook, Recording Secretary.

Staff Present:

Doug Meyer – Deputy Fire Chief

Citizens Present:

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

Approval of Minutes

Mrs. Duncan moved to approve the minutes of the February 11, 2019 regular Council meeting. Mr. Bruno seconded the motion, which passed by a voice vote.

Citizens Comments

None

Staff Reports

Administration: Mr. Gochenour

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

Law Director: Mr. Dombey –

- Received from John Borell, Assistant County Prosecutor, a proposed agreement between City of Waterville and the Lucas County Commissioners for the Suburban Courts Services Program. The \$5,000 agreement fee provides a victim advocate in Maumee Court for our cases. Action on this agreement can be taken at the next Council meeting.
- Provided a copy of a Conflict of Interest letter to Council. The letter outlines an understanding of the potential for possible conflicts of interest which may arise by Mr. Dombey, who is also serving as legal counsel for the Fallen Timbers Union Cemetery District which includes: the City of Waterville; Waterville Township and the Village of Whitehouse.

Mayor Brodie moved to approve Mr. Dombey's Conflict of Interest letter as presented. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

Finance Director: Mr. Gochenour –

- Reviewed details from the FY 2018 Fourth Quarter Budget Report, covering 1/1/18 – 12/31/18, highlighting Fund Balances, Investments and Income Tax Revenues. A detailed cover memo of this report was included in Council's packet.

Treasurer: Steve Schult –

- Reviewed details of the Treasurer's Report for the month of December 2018.

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Communications from Council Members/Committees

Mr. Bruno – No report.

Mrs. Bruno – No report.

Mr. Frey – No report.

Mr. Rozic – No report.

Mr. Pedro – No report.

Mrs. Duncan – No report.

OLD BUSINESS

A. RESOLUTION 60-18 A RESOLUTION APPROVING AND ADOPTING THE CITY OF WATERVILLE FY 2019 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 special meeting on October 19, 2018. A revised 2019 Capital Budget request for the Fire Department from the Deputy Fire Chief which prioritizes needed capital equipment expenses for 2019 was included in Council’s packet. The revised budget request of \$197,970 is approximately \$57,030 less than what was originally purposed by former Fire Chief Wambo. Added to the existing requested replacement of (2) Cardiac Monitors and (4) Mobile Dispatch Terminals, is the replacement of all “PPE” Firefighting Gear with Storage Racks and 2,800 feet of fire hose along with the purchase of (2) Rescue Task Force Outfits. The purchase of (2) additional Rescue Task Force Outfits and the Fire Engine Pumper were moved to 2020 and a new Chief’s vehicle was moved to 2021. The Deputy Chief provided additional documentation for Council’s reference.

After discussion on the Five Year Capital Budget, Mr. Rozic made a motion to approve the Five-Year Capital Program as amended based on the revised budget for the Fire Department of \$83,510, additional paving, debt reduction and removal of Prairie Trail Park Master Plan from the Park Budget. Mr. Frey seconded the motion, which passed by unanimous voice vote.

B. ORDINANCE 27-18 AN ORDINANCE ADOPTING THE ANNUAL APPROPRIATIONS FOR THE MUNICIPALITY OF WATERVILLE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019, AND REPEALING ORDINANCE NO. 28-18, AND DECLARING AN EMERGENCY

A copy of the proposed FY 2019 Appropriations was included in Council’s packet. The Finance Committee reviewed the budget at their November 16, 2018 meeting and unanimously recommended approval. The 2019 Appropriations have been revised to include actual 2018 ending balances. As expected, these actual 2018 ending balances have resulted in increased “beginning balances” for 2019 over earlier budgetary projections. As requested by Council, page 2A is included which recommends utilizing \$150,000 from the 2018 General Fund Carryover for additional paving and debt reduction for 2019. This page also incorporates additional grant revenues and expenditures for the planned 2019 State Route 64 Urban Paving Program from Second St. to Waterville-Monclova Road. In addition, pages 7A and 7B are enclosed which provide revised “fund grand total” ending balances for 2019 with the proposed changes to the budget. Even with the proposed budgetary changes recommended, the projected ending balances in the General and Five-Year Capital Funds for 2019 are still estimated to be over one million dollars each.

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Mayor Brodie stated that the 2019 Operating Budget is being recommended for approval based on the 1/28/2019 revisions provided to Council which included additional paving and debt reduction.

Mayor Brodie made a motion to suspend the rules to allow for the passage of Ordinance 27-18 as an emergency measure. Mr. Pedro seconded the motion.

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

Mayor Brodie made a motion to move for the passage of Ordinance 27-18 as an emergency measure. Mr. Pedro seconded the motion.

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

C. PUBLIC HEARING – ORDINANCE 02-19 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 7115 WATERVILLE-MONCLOVA ROAD FROM A-1 AGRICULTURE TO R-1 RESIDENCE DISTRICT

Third Reading, Public Hearing and Legislative Action

An application has been received from the Waterville United Methodist Church to rezone a 9.4-acre parcel located at 7115 Waterville-Monclova Road adjacent to the Waterville Fire Station and Prairie Trail Park from (A-1) Agriculture District to (R-1) Residence District. At their January 8 public meeting, the Planning Commission recommended approval of the zoning change request by a vote of 3-0 with two members absent. A related site plan and Special Use Permit request for a proposed new church was continued by the Planning Commission until such time as a revised site plan is submitted for their review and future recommendation to Council. All Special Use Permit requests must be reviewed and given final approval through legislative action by Council. A map of the parcel showing the location of the proposed rezoning was included in Council's packet.

Mayor Brodie opened and closed the Public Hearing at 8:06 p.m.

Mr. Rozic moved to adopt Ordinance 02-19. Mrs. Bruno seconded the motion, which passed by unanimous voice vote.

NEW BUSINESS

A. ORDINANCE 03-19 AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE CITY OF WATERVILLE BY GRANTING A CONDITIONAL/SPECIAL USE PERMIT TO ALLOW A RESIDENTIAL USE OF A PARCEL ZONED (C-2) COMMERCIAL DISTRICT LOCATED AT 11 N. RIVER ROAD.

First Reading

An application has been received from the Waterville Historical Society for a Conditional/Special Use Permit to allow the first and second floors of a vacant commercial structure located at 11 N. River Road to be used as a residence. Unlike its prior two requests before the Planning Commission to change the zoning classification, the requested Conditional/Special Use Permit would not change the underlying (C-2) Commercial zoning or result in changes to the required setbacks or other zoning requirements at 11 N. River or adjacent commercially zoned properties. Moreover, the

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requested Conditional/Special Use would not be contrary to the goals of Waterville's 2012 Comprehensive Plan since the existing commercial zoning of the parcel and structure would remain in place. Although the structure would be used for residential purposes, a future property owner could convert it back to a commercial use and be in compliance with existing zoning regulations. Approval of a residential Conditional/Special Use permit would not result in the permanent removal of potential future commercial space from the downtown area. Lastly, all Conditional/Special Uses are subject to periodic review by the Planning Commission and Council to ensure that they conform to their original conditions of approval. If a Conditional/Special Use is discontinued for a period of more than two (2) years, it will expire and require new conditional use permit approval from the City. At their February 4 public meeting, the Planning Commission recommended approval of the Conditional/Special Use Permit request and a lot split by a vote of 5-0. Approval of the lot split will make the Historical Society's two parcels at 11 and 9 N. River legal conforming commercial lots. A map of the parcels at 11 and 9 N. River, correspondence from the applicant and minutes from the Planning Commission's February 4, 2019 meeting were included in Council's packet.

Other Business

None

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 and ORC 121.22 (G) (1), Appointment and Compensation of Public Employees or Officials at 8:10 p.m. Mrs. Duncan seconded the motion.

Roll Call: Mayor Brodie – yes, Mr. Frey – yes, Mr. Bruno – yes, Mrs. Duncan – yes, Mr. Pedro – yes, Mrs. Bruno – yes, Mr. Rozic – 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 9:45 p.m. Mr. Frey seconded the motion which carried by unanimous voice vote.

Adjournment

There being no further business to come before Council, Mr. Pedro made a motion to close the meeting at 9:45 p.m. Mrs. Duncan seconded the motion, which carried by unanimous voice vote.

Jon D. Gochenour, Clerk of Council

Lori Brodie, Mayor