

## Regular Council

February 24

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

The prayer was offered by Mr. Frey. The Pledge of Allegiance was then recited led by Tim Burns.

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

Also present this evening was Jon Gochenour, Municipal Administrator; Phil Dombey, Law Director; Steve Schult, Treasurer and Melissa Cook, Recording Secretary.

### Staff Present:

Mark Williams – Director of Finance and Administration

### Citizens Present:

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

### Approval of Minutes

Mrs. Bruno moved to approve the minutes of the February 10, 2020 Regular Council meeting. Mr. Rozic seconded the motion, which passed by unanimous voice vote.

### Citizens Comments

John Nemcik, Section Supervisor with the Buckeye Trail Association, came to this evening's meeting to introduce himself to Council. He stated that the trail through the State of Ohio is 1,400 miles long and that he covers the section of the trail that runs from Defiance to Waterville. Mary Ann Duvendack, North Country Trail representative, announced plans to reroute the North Country Trail through Waterville. This will provide a safer and better hiking experience and also give better trail connectivity. She also added that they will provide route signage.

Tim Burns, 402 E. Indiana Ave, Maumee, and Brian Wilson, 10263 Blue Ridge Dr., Whitehouse, came to this evenings meeting to talk to Council about their plans to redevelop the car wash at 345 Anthony Wayne Trail into the "Buffalo Rock Brewery." They are excited to bring something new to Waterville and to give back to the community. The property is currently zoned (C-1) Neighborhood Commercial District and they are applying for a Conditional/Special Use Permit. They are asking that Council refer this request to the Planning Commission for their review and discussion.

### Staff Reports

Administrator: Jon Gochenour –

- Stated that a filing reminder from the Ohio Ethics Commission for the filing of financial disclosure statements for elected officials for 2019 was included in Council's packet.
- Reported that that Waterville Fire Department provided mutual aid on two fires this past weekend in the Village of Swanton and Monclova Township. During the Swanton call, Engine 78 had electrical problems and had to be towed back to the station where it is awaiting repairs.

Law Director: Phil Dombey – No report.

Finance Director: Mark Williams –

- Reviewed details from the January 2020 Month End Finance Report highlighting fund balances, investments and income tax revenues.
- Reviewed details from the FY 2019 Fourth Quarter Budget Report, covering 1/1/19 – 12/31/19, highlighting Fund Balances, Investments and Income Tax Revenues. A detailed cover memo of this report was included in Council's

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packet.

Treasurer: Steve Schult –

- Reviewed details of the Treasurer’s Report for the month of December 2019 and January 2020.

### Communications from Council Members/Committees

#### A. Appointments to Various Commissions, Boards and Committees

A list of appointments proposed by the Mayor for Council’s approval at this meeting was included in the Council packet.

Mayor Pedro moved to adopt the list of appointments as presented to Council. Mrs. Duncan seconded the motion, which passed by unanimous voice vote.

Mrs. Duncan – No report.

Mr. Borowski –

- Reported that he met with a representative from Glass City Dog Park about possible locations in Waterville for a dog park. After touring several sites, it was determined that Waterworks Park or Prairie Trail Park would probably be best suited. The addition of a dog park in Waterville will be discussed again at the upcoming Parks and Recreation Committee meeting.
- Read a letter from Jill Schurr and Laura Nilsson, members of the Waterville Tree Commission, explaining that 75% of the street trees planted on Pray Blvd. are dead or severely in distress due to poor stock being planted or improper planting. Mr. Gochenour stated that he will do some research and report back to Council with a recommendation.

Mr. Rozic –

- Attended a recent 911 Consolidation meeting in Springfield Township where Township Trustees pitched a different Council of Government structure that would give more authority to the 21 municipalities involved in the 911 dispatch consolidation. The current proposed structure puts police and fire chiefs at the top. After discussion, Council agreed with Mr. Gochenour’s suggestion to wait to see how things play out before making any decisions.

Mr. Frey – No report.

Mrs. Bruno –

- Stated that the fields across from the Kroger parking lot are again littered with trash from the Lucas County recycling bins which are located on their property. She added that last year a community cleanup was organized by Rebel Chiropractic. This item will be a topic of discussion at the next Parks and Recreation Committee meeting.

Mr. Bruno –

- Reported that a street light is down at the entrance to Bridgehampton Woods subdivision. Mr. Gochenour stated that he will ask Mr. Blair to contact Toledo Edison for repair.

Mayor Pedro –

- Reported that he attended the “Ohio Loves Transit Day” program at TARTA on February 14.
- Stated that he recently met with Matt Heyrman, Director of Public Safety for Lucas Co., to discuss the 911 Consolidation.
- Attended “Coffee with a Cop” at Third St. Cigar this past Saturday.

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OLD BUSINESS:

None

NEW BUSINESS:

- A. REFERRAL TO PLANNING COMMISSION – CONDITIONAL/SPECIAL USE PERMIT APPLICATION FOR THE PROPERTY LOCATED AT 345 ANTHONY WAYNE TRAIL (MOTION)

An application has been received from Timothy Burns, agent, for a Conditional/Special Use Permit to allow a brewery/bar located at 345 Anthony Wayne Trail. A brewery/bar operation is permitted on the parcel, which is zoned (C-1) Neighborhood Commercial, with an approved Conditional Use Permit. The proposed project seeks to redevelop the former car wash structure located south of the self-storage facility on the Anthony Wayne Trail. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin this process. The next Planning Commission meeting is scheduled for March 2. Additional information on the proposed Conditional/Special Use Permit is contained in the Council packet.

Mayor Pedro moved to refer the Conditional/Special Use Permit application to the Planning Commission for their review and recommendation. Mr. Bruno seconded the motion, which passed by unanimous voice vote.

- B. ORDINANCE 01-20 AN ORDINANCE ACCEPTING THE ANNEXATION OF THE TERRITORY PROPOSED FOR ANNEXATION BY THE PETITION FILED BY PHILIP L. DOMBEY, AGENT (ANDREW AND JENNIFER WREN), ON OCTOBER 16, 2019 WITH THE LUCAS COUNTY BOARD OF COMMISSIONERS, AND DECLARING AN EMERGENCY

On October 16, 2019, a petition was filed for the annexation of 10.933 acres on the west side of the Anthony Wayne Trail north of Canal Road. The Lucas County Commissioners approved the petition on December 3, 2019. The Clerk of Council received the written notice of the Commissioners' approval on December 20, 2019. The City must accept the annexation not less than 60 nor more than 120 days from the day the written notice was received. This Ordinance would formally accept the annexation as approved by the Commissioners. The emergency measure is requested by the property owners to facilitate a lot split on this property.

Mayor Pedro made a motion to suspend the rules to allow for the passage of Ordinance 01-20 as an emergency measure. Mr. Rozic seconded the motion.

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

Mr. Rozic made a motion to move for the passage of Ordinance 01-20 as an emergency measure. Mr. Frey seconded the motion.

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

- C. ORDINANCE 02-20 AN ORDINANCE AUTHORIZING THE MUNICIPAL ADMINISTRATOR AND FINANCE DIRECTOR TO ENTER INTO A CUSTOMER SUPPLY AGREEMENT FOR THE PROVISION OF ELECTRICITY WITHIN THE CITY OF WATERVILLE, AND DECLARING AN EMERGENCY

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The City is a member of the Northwest Ohio Aggregation Coalition (NOAC) regarding the supply of electricity within the City. Palmer Energy Company is the consultant working with NOAC members on a new agreement for the aggregation of electricity for residential and small commercial customers. The current agreement with First Energy Solution expires in May 2020. Palmer Energy sent out 14 requests for proposals and selected bids from AEP Energy, Dynegy and FirstEnergy Solutions for further evaluation to determine which supplier offers the best proposal for the NOAC. The Ordinance authorizes the Municipal Administrator and/or Finance Director to enter into a Customer Supply Agreement with the best bidder upon the final review and recommendation of Palmer Energy and the City Law Director. Additional information from Palmer Energy supplied by the Law Director is enclosed with this Ordinance. The emergency measure is requested in order to provide uninterrupted electrical service to residential and small commercial customers in the City of Waterville.

Mayor Pedro made a motion to suspend the rules to allow for the passage of Ordinance 02-20 as an emergency measure. Mr. Rozic seconded the motion.

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

Mayor Pedro made a motion to move for the passage of Ordinance 02-20 as an emergency measure. Mrs. Bruno seconded the motion.

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

Other Business  
None

### Executive Session

Mrs. Duncan made a motion to move into Executive Session for a Conference with the Law Director – ORC 121.22(G)(2), Purchase or Sale of Property for Public Purposes at 8:34 p.m. Mr. Bruno seconded the motion, which passed by unanimous voice vote.

### Return to Regular Session

Mrs. Duncan made a motion to come out of Executive Session and resume the regular Council meeting at 9:04 p.m. Mr. Bruno seconded the motion which carried by unanimous voice vote.

### Adjournment

There being no further business to come before Council, Mrs. Bruno made a motion to close the meeting at 9:04 p.m. Mr. Borowski seconded the motion, which carried by unanimous voice vote.

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Jon D. Gochenour, Clerk of Council

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Timothy G. Pedro, Mayor