

## Regular Council

June 26

23

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 Mrs. Duncan. The Pledge of Allegiance was then recited and led by scholarship recipients: Mallori Pollock, Simon Leibig, Elizabeth Freytag and Elizabeth Weaver.

Present at roll call were Todd Borowski, John Rozic, Anthony Bruno, Tim Pedro, Mary Duncan, Barbara Bruno and Rod Frey.

Also present this evening was Jon Gochenour, Municipal Administrator; Katie Tharp, Assistant Law Director and Jeni Malaczewski, Recording Secretary.

### Staff Present:

Mark Williams – Director of Finance and Administration

Joe Valvano – Chief of Police

Doug Meyer – Fire Chief

### Presentations

#### A. Waterville Fire Association and Carl Conrad Memorial Scholarship

Members of the Waterville Fire Association presented the Fire Association Scholarships to Elizabeth Freytag, Simon Leibig and Elizabeth Weaver. The Fire Association also presented the Carl Conrad Memorial Scholarship to Mallori Pollock.

#### B. Mayor Pedro - Oath of Office: Edward Weideman and Anthony Grindstaff

Mayor Pedro administered the “Oath of Office” to our new police officers Edward Weideman and Anthony Grindstaff. Mr. Weideman and Mr. Grindstaff introduced themselves to Council and discussed their backgrounds and prior work experience. Council members welcomed them to the City of Waterville.

#### C. Waterville Chamber of Commerce – 2023 Roche de Boeuf Festival

Representatives from the Waterville Chamber of Commerce were present to discuss preparations for the upcoming 2023 Roche de Boeuf Festival and provided Council with a budget for a \$25,000 contribution for the festival’s 50<sup>th</sup> Anniversary year. Council authorized an expenditure of \$25,000 for the 2023 Roche de Boeuf Festival.

### Citizens Present:

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

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### Approval of Minutes

Mr. Rozic moved to approve the minutes of the May 22, 2023 Regular Council meeting. Mr. Bruno seconded the motion, which passed by a unanimous voice vote.

### Executive Session

Mrs. Duncan made a motion to move into executive session for consideration of a matter per ORC 121.22(G)(4): reviewing negotiations with public employees concerning compensation and other terms and conditions of their employment and ORC 121.22(G)(3): imminent and pending court action at 8:17 p.m. Mr. Bruno seconded the motion. Motion passed by a unanimous roll call vote.

### Return to Regular Session

Mr. Borowski made a motion to come out of executive session and resume the regular Council meeting at 9:08 p.m. Mr. Rozic seconded the motion which carried by a unanimous roll call vote.

### Citizens Comments

Jerry Hannewald, 209 N. River Rd., stated that he wanted the thistle weeds by the Waterville Bridge to be addressed. He was told that the Public Works Department has scheduled this work to be done next week.

Terri Massucci, 1101 Waterville-Monclova Road, discussed the proposed “Waterville Walleye Community Project” which would encourage families to paint rocks to add to other rocks that “snake” around the Conrad Park Pavilion.

### Staff Reports

Administrator: Jon Gochenour

- Stated that the “Hometown Hero Banner” program had its first order totaling fourteen banners. Council was able to see the proofs of the banners and the City is hoping to receive them by the week of July 4 and install them in the downtown area.
- Met with representatives of Renewed Outdoor yard waste recycling. In a 10-month period, residents have made over 4,014 trips to the facility and dropped off 1,177 cubic yards of grass and 1,165 cubic yards of brush.
- The upcoming fireworks display is set for July 4. A community group has organized an event at the Waterville Primary School with food trucks and children’s activities prior to the display.

Assistant Law Director: Katie Tharp

- No Report

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Finance Director: Mark Williams

- Reviewed details of the First Quarter FY 2023 Budget and Financial Report highlighting fund balances, investments and income tax revenues. The First Quarter Budget was outlined in a detailed cover memo included in Council's packet.
- Reviewed details from the May 2023 Month End Finance Report highlighting fund balances and income tax revenues.

Police Chief: Joe Valvano

- Participated in the Owens Consortium Video with the Fire Department.
- Stated that the Shoemaker Foundation donated \$1,000 to Safety City for new houses that are being designed by Anthony Wayne students.
- Chief Valvano stated that the Police Department plans to have a "Bike Rodeo" this summer.
- The Department had no problems at the recent "Rock the Block" event.

Fire Chief: Doug Meyer

- Stated the Department helped in Toledo after the recent tornado.
- Stated the Department helped with the Anthony Wayne Football Triathlon.
- Fire Department was on hand for the "Rock the Block" event.
- A new part-time employee is in the process of being hired.
- Stated that fireworks are banned in the City of Waterville and urged residents not to set them off due to the dry summer.

### Communications from Council Members/Committees

Mr. Frey

- Thanked those who came out to Wakeman Cemetery for the Memorial Day Celebration.

Mrs. Bruno

- No Report

Mrs. Duncan

- No Report

Mr. Bruno

- Thanked resident Brea Wise for organizing the "Hometown Hero Banner" program.

Mr. Rozic

- Thanked the Charter Review Committee for all their work.
- July 4 is coming up, please be safe while celebrating.

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Mr. Borowski

- Stated he has been working on the Dutch Road roundabouts with Nancy Bucher, Patty West and Scott Jahns. Hopefully in the next month, the roundabouts will have stone for easier maintenance.
- Spoke with representatives of Renewed Outdoor about working out a local site.
- Would like to form an Architectural Review Committee.

Mayor Pedro

- “Rock the Block” was a great event.
- Fireworks event at the Waterville Primary is completely a volunteer group.
- Developer Tom Schlacter and Doug Howard Builders donated a house to the Folds of Honor program that sold after the first open house for \$499,000.
- The Anthony Wayne Area Art Commission has an upcoming contest where artists paint portraits of historic buildings in the City.
- Thank you to the Charter Review Committee members
- Attended the Mayor’s Cup at Central Catholic High School. A great Northwest Ohio event that brought local leaders together.
- Next Food Truck Tuesday is July 11 at Conrad Park.

### OLD BUSINESS:

- A. RESOLUTION 22-23 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO AWARD A CONTRACT TO ALLIED PAVING COMPANY, INC. FOR THE STITT PARK AND PRAIRIE TRAIL PARK PARKING LOT IMPROVEMENTS

This Resolution authorizes a contract with Allied Paving Company, Inc. of Holland, Ohio for parking lot improvements to Stitt and Prairie Trail Parks at a cost of \$147,839.79. The project involves the paving of the existing gravel parking area at Prairie Trail Park to develop a new 34 space parking lot and the creation of a new 35 space parking area at Stitt Park along with new sidewalk and the resurfacing of Park Drive. The City was awarded a \$50,000 grant from the State of Ohio for this improvement project. The City received six (6) competitive bids for this project with Allied Paving Company, Inc. submitting the lowest bid of \$147,839.79 which was within 10% of the City Engineer's estimate of \$135,000.

This Resolution was tabled at the May 22, 2023 Council Meeting after questions from Council Members regarding the alinement of the Prairie Trail Parking Lot with Buckeye Drive to the west and selecting an alternative location for the proposed parking lot at Stitt Park. The low bidder, Allied Paving, is willing to extend the parking lot at Prairie Trail Park an additional 107 feet to the west and

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align a new entrance with Buckeye Drive at the submitted bid price which would add an additional \$53,160 to the contract price. To relocate the proposed parking lot at Stitt park would require a re-bid of this portion of this project since additional surveying and engineering work would be required to layout a new driveway and parking lot and determine the required depth of approximately 350-feet of new storm sewer. Additional sidewalk from the new parking lot to the ballfield would also be required for ADA accessibility. At their June 6 2023 public meeting, it was the recommendation of the Parks and Recreation Committee to approve the extension of the Prairie Trail Parking Lot at the bid price and maintain the currently proposed location of the parking lot at Stitt Park due to unknown future cost considerations. The Park and Recreation Committee also reviewed the development of the Prairie Trail and Stitt Parking Lot Improvement Project at their March 1, June 7 and September 6, 2022 public meetings.

It is the recommendation of the City Engineer and administrative staff that Allied Paving submitted the best and most responsive bid and should be awarded the contract. This project was included in the 2023 Capital Program Budget. Allied Paving has successfully completed several paving projects in or in cooperation with the City, such as the Prairie Trail Park Path Repaving and Extension Project and the resurfacing of Wakeman and Whitehouse Cemeteries.

Mrs. Duncan moved to adopt Resolution 22-23, Mr. Bruno seconded the motion, which passed by a voice vote.

### NEW BUSINESS:

- A. REFERRAL TO PLANNING COMMISSION – A CONDITIONAL USE PERMIT APPLICATION FOR A SELF-STORAGE UNIT FACILITY FOR THE PROPERTY LOCATED IN THE 1400 BLOCK OF PRAY BOULEVARD (*Motion*)

An application has been received from DFG Waterville Landings LLC, property owner, for a conditional use permit for a self-storage unit facility for a property located in the 1400 Block of Pray Boulevard. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin this process.

Mr. Borowski moved to table a referral to the Planning Commission for a conditional use permit application for a self-storage unit facility for a property located in the 1400 Block of Pray Boulevard, Mrs. Bruno seconded the motion, which passed by a voice vote with Mr. Frey abstaining.

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B. REFERRAL TO PLANNING COMMISSION – A CONDITIONAL USE PERMIT APPLICATION FOR A HOTEL FOR A PROPERTY LOCATED IN THE 600 BLOCK OF PRAY BOULEVARD (*Motion*)

An application has been received from DFG Waterville Landings LLC, property owner, for a conditional use permit for a hotel for a parcel located in the 600 Block of Pray Boulevard. A referral by Council to the Planning Commission for a recommendation is necessary at this time to begin this process.

Mr. Borowski moved to table a referral to the Planning Commission for a conditional use permit application for a hotel for a property located in the 600 Block of Pray Boulevard, Mrs. Duncan seconded the motion, which passed by a voice vote with Mr. Frey abstaining.

C. ORDINANCE 07-23 AN ORDINANCE AMENDING ORDINANCE 13-22, THE AMENDED FY 2023 ANNUAL APPROPRIATION ORDINANCE AND DECLARING AN EMERGENCY

This Ordinance would authorize the first amendment to the 2023 Appropriations. Significant items included in this amendment are: revenue (\$415,393) and expense (\$415,393) for projects funded by the American Rescue Plan Act; additional expense for the Law Director (\$30,000) and other contracted legal expenses (\$15,000); additional expense for adding two additional streets to the 2023 City Paving Program (\$76,263); a \$25,000 donation for the 2023 Roche de Boeuf Festival and other routine items. Detailed information on this amendment was enclosed with this ordinance.

Mayor Pedro moved to adopt Ordinance 07-23. Mr. Borowski seconded the motion.

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

D. RESOLUTION 25-23 A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, SERGEANTS UNIT, AND AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO THE PROPOSED COLLECTIVE BARGAINING AGREEMENT

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### E. RESOLUTION 26-23 A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, PATROL UNIT, AND AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO THE PROPOSED COLLECTIVE BARGAINING AGREEMENT

These Resolutions authorize the approval of the proposed renewal of collective bargaining agreements with the Sergeants Unit and the Patrol Unit in the Police Department who are represented by the Ohio Patrolmen's Benevolent Association. These tentative agreements have been ratified by each bargaining unit. The 28-month agreements contain wages increases for both bargaining units in an effort to increase starting pay and to ensure that the City's pay scale remains competitive with other area police departments.

Mrs. Duncan moved to adopt Resolution 25-23, Mr. Borowski seconded the motion, which passed by a voice vote.

Mrs. Duncan moved to adopt Resolution 26-23, Mr. Borowski seconded the motion, which passed by a voice vote.

### F. RESOLUTION 27-23 A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WATERVILLE OF PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF WATERVILLE REGARDING ADMINISTRATIVE CHANGES OR CORRECTIONS TO THE CITY CHARTER

Section 10.03 of the City Charter requires the formation of a Charter Review Commission every five years to review and provide recommendations on amendments to the City Charter to Council. In their review of the Charter, Commission members made several suggested "administrative" changes to the Charter, such as: the use of more gender-neutral terms, the correction of errors in grammar, sentence construction and the re-numbering or re-arrangement of Charter articles and sections. Since these suggested changes do not change the "substantive" legal meaning or purpose of a particular Charter section, Resolution 27-23 would allow for administrative changes or corrections to the Charter to be approved by Council after such authority was approved by the voters as part of a Charter amendment. The filing deadline to place issues on the November 7 election ballot is August 9, 2023. The Chairman of the Charter Review Commission, Jennifer Scroggs, was present and answered questions regarding this proposed Charter amendment and other proposed amendments on this evening's Council agenda.

Mr. Borowski moved to adopt Resolution 27-23, Mr. Frey seconded the motion, which

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passed by a voice vote.

- G. RESOLUTION 28-23 A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WATERVILLE OF PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF WATERVILLE REGARDING THE REMOVAL OF SECTION 2.03 FROM THE CITY CHARTER

Section 10.03 of the City Charter requires the formation of a Charter Review Commission every five years to review and provide recommendations on amendments to the City Charter to Council. This Resolution would authorize the removal of Charter Section 2.03, the Waterville Community Bill of Rights, since such municipal charter provisions have been found to be unconstitutional and unenforceable in the State of Ohio and directly conflict with state and federal law. The filing deadline to place issues on the November 7 election ballot is August 9, 2023.

Mr. Frey moved to adopt Resolution 28-23, Mrs. Bruno seconded the motion, which passed by a voice vote.

- H. RESOLUTION 29-23 A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WATERVILLE OF PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF WATERVILLE REGARDING COUNCIL, ADMINISTRATIVE DEPARTMENTS, FINANCIAL PROCEDURES, INITIATIVE, REFERENDUM AND RECALL, GENERAL PROVISIONS AND TRANSITIONAL PROCEDURES

Unlike the previous two single issue ballot amendments recommended by the Charter Review Commission, this Resolution recommends several proposed amendments to be considered as a group regarding Council, administrative departments, financial procedures, initiative, referendum and recall, general and transitional charter provisions and procedures. The filing deadline to place issues on the November 7 election ballot is August 9, 2023.

Mr. Bruno moved to table Resolution 29-23, Mr. Rozic seconded the motion, which passed by a voice vote.

- I. RESOLUTION 30-23 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A CONTRACT WITH MOTOROLA SOLUTIONS FOR THE PURCHASE OF COMMUNICATION EQUIPMENT FOR THE POLICE DEPARTMENT



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This Resolution authorizes the purchase of one (1) mobile and five (5) portable radios for the Police Department from Motorola Solutions at a cost \$24,679.22. Although still in use, this purchase will complete the replacement of all outdated portable radios for which replacement parts are no longer available. Moreover, these radios will meet all of the operational requirements of the new Lucas County 911 Consolidated Dispatching System. The cost of this equipment was included in the 2023 Capital Program Budget and is approximately \$2,600 less than was originally estimated.

Mr. Frey moved to adopt Resolution 30-23, Mrs. Bruno seconded the motion, which passed by a voice vote.

J. RESOLUTION 31-23 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A CONTRACT WITH LAWFT LAW ENFORCEMENT SPECIALTIES FOR THE PURCHASE OF BALLISTIC PROTECTIVE SHIELDS FOR THE POLICE DEPARTMENT

This Resolution would authorize the purchase of two ballistic protective shields from Lawft Law Enforcement Specialties of Findlay, Ohio at a cost of \$21,625.16. Ballistic shields are an important piece of safety equipment which can be utilized to protect officers in situations where gun threats are announced or during active shooter incidents. The cost of this new safety equipment was included in the 2023 Capital Program Budget approved by Council.

Mr. Frey moved to adopt Resolution 31-23, Mrs. Bruno seconded the motion, which passed by a voice vote.

K. RESOLUTION 32-23 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PROUDFOOT ASSOCIATES INC. FOR ENGINEERING SERVICES TO PREPARE PLANS, SPECIFICATIONS AND BID DOCUMENTS FOR THE 2024 FARNSWORTH ROAD RESURFACING AND WATERLINE IMPROVEMENT PROJECT

This resolution would authorize the Municipal Administrator to enter into an agreement with Proudfoot Associates, Inc. to prepare plans, specifications and bid documents for the 2024 Farnsworth Road Resurfacing and Waterline Improvement Project. The project involves the replacement of the existing 1920's era 6-inch waterline with approximately 1,150 feet of new 8-inch waterline, installation of required valves, 3 fire hydrants, the reconnection of 6 water services and the resurfacing of approximately 1,225 feet of pavement on Farnsworth and North River Roads. These improvements will improve water flow, fire protection, and eliminate future water main breaks. The City received a \$255,400 grant from the

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Ohio Public Works Commission and a \$127,500 Local Investment in Transit Enhancements (LITE) grant from the Toledo Area Regional Transit Authority (TARTA) for this project. The cost of this proposed work is \$38,570 which was included in the 2023 Capital Program Budget.

Mr. Borowski moved to adopt Resolution 32-23, Mr. Rozic seconded the motion, which passed by a voice vote.

L. RESOLUTION 33-23 A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PROUDFOOT ASSOCIATES INC. FOR CONSTRUCTION ENGINEERING SERVICES FOR THE 2023 CANAL ROAD WATERLINE REPLACEMENT PROJECT

This resolution would authorize the Municipal Administrator to enter into an agreement with Proudfoot Associates, Inc. for construction engineering services for the Canal Road Waterline Replacement Project. The project involves the replacement of the existing 83-year old, 6-inch waterline with approximately 2,650 feet of new 8-inch waterline, installation of required valves, 9 fire hydrants and the reconnection of 18 residential service connections. This project will improve water flow, fire protection, and eliminate future water main breaks. 100% of the cost of this project is being financed utilizing finding from the Ohio Public Works Commission and the American Rescue Plan Act. Proudfoot would provide a full-time, on-site inspector during the project to ensure the contractor is performing the work in accordance with the plans and specifications. The cost of this proposed work is \$30,000 which is included in the 2023 Capital Program Budget.

Mr. Rozic moved to adopt Resolution 33-23, Mrs. Bruno seconded the motion, which passed by a voice vote.

Other Business

None

Adjournment

There being no further business to come before Council, Mr. Rozic made a motion to close the meeting at 10:31 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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Timothy G. Pedro, Mayor