

President Steve Henderson called the meeting to order at 7:30pm on February 18, 2019 at 701 Parlette Court with the following members present: Jim Neumeier, Daniel E. Lee, Bonnie Wurst, Chad Doll, Rodney Metz, Terry Campbell and Chad Dunlap. Also present were Law Director Dennis Faller, Mayor Tom Stinebaugh and Safety Service Director Floyd Gregg. There were 7 visitors present.

Motion by Lee, second by Campbell to approve the minutes of the February 4, 2019 Council Meeting as submitted. Vote – 7 yeas, 0 nays.

**Tourism Commission** – Mr. Lee stated that no meeting was held, but the next meeting is scheduled for March 18, 2019 at 6:15pm.

**Streets & Alleys Committee Meeting** – a meeting was held on 02-13-2019 and the following was discussed:

1. Vacate John Street – a hearing scheduled March 4 at 7:15
2. Vacate Geisel Street – As resident Chuck Kantner uses the Geisel Street address, it was decided that we will not continue efforts to vacate this street. Administration will work with residents to put up signs that will help with the confusion there.
3. No parking signs – the signs are up on the west side of Pine St.; those at the end are still in progress. Administrators will talk with the property owner on W. Auglaize about her property line and street right of way; at this time the city cannot enforce signs that appear to be on private property.
4. Alley at library – A mirror is in place at the alley intersection and seems to help traffic there.
5. Ruck gave the committee the latest 5 Year Engineering Dept. plan.
6. Mayor Stinebaugh proposed a change in the newest tax levy to grind and pave streets. He stated that he believes most of the streets that this can be used for will be completed by the end of 2019. There will then be money in surplus in 2020 and beyond. Therefore, he proposed that a change to the current levy be on the ballot in the fall of 2019 to allow this money to be used in the full depth (total) reconstruction projects such as W. Benton St.  
Ruck reported that in 2018 about \$985,264 was spent on paving and concrete and about \$17,000 on catch basins. About \$1.4 million was collected in 2018, so there is some surplus. \$1.2 million is budgeted for 2019.  
Neumeier expressed his opposition to this at this time. Wurst also did not like this idea at first hearing this. Metz expressed need to consider this more. The committee took no action on this issue.
7. Ruck asked the committee to consider the need to modify assessments to residents for sidewalk repairs. In 2018 the city spent \$78,552 on sidewalk repairs and collected \$31,786 in assessments. The committee asked Ruck where the city is in the repair rotation. She will get that info for the committee.
8. Other – Metz reported that he noticed some problems with the new pavement where it meets the old on 25A – Ruck will check.  
Ruck stated that work on Defiance St. by the State is to begin in the spring and should be completed by June.  
Stinebaugh stated that there will be no change to downtown W. Auglaize as the burned building owner has not resolved the future of the building.

Mr. Campbell asked why the amount spent on sidewalks is so different than the assessment. Mrs. Wurst explained that property owners are only assessed for the portion they are responsible for, and the City must pay for the other portions. Mr. Metz provided intersections within public right-of-way, as an example. Mayor Stinebaugh added that damage caused by trees would also be the responsibility of the City. President Henderson asked for an update on the proposed 15 minute parking signage in front of the Post Office. Mayor Stinebaugh answered that three of these parking spots will be 15 minute limited parking. Mayor Stinebaugh also clarified that he said the worst streets will be “caught up by the end of 2019”, not “completed”.

**Utilities Committee Meeting** – a meeting was held on 02-12-2019 and the following was discussed:

1. Mayor Tom Stinebaugh requested the committee meeting for the purpose of Sherwood Forest Waste Water problem. Sherwood Forest is located northwest of the city limits. Mayor informed the committee that annexation at this point is not possible due to adjacent property owner. (Randy Place) We discussed various concerns with the area and the below list of questions were created.
  - A. The current sewer fee is? How is the fee charged to the resident since they have their own well?
  - B. Because the residents have wells with softeners, this will generate total dissolve solids. (TDS). The county is sampling waste water discharge to provide the city with a TDS number.
  - C. The city will be paying for the over sizing of the infrastructure. We do not have that number at this time.
  - D. Who will have ownership of the various pieces of infrastructure such as: lift station, force main, main sewers and sewer laterals.
  - E. If the area is serve with city waste water, how can we limit additional development without annexation.
  - F. What is the infiltration into the current existing system in the area? (County has performed a smoke test).
  - G. What would be sewer fee structure for the area?
2. The Mayor will be meeting with County Engineer, Doug Rinehart, to address our questions, I will be meeting with Dennis Faller in regards to annexation.

Mr. Campbell provided the names of adjacent property owners, being Jim Kohler and Randy Place. President Henderson asked if this case is similar to the annexation of Kah Addition. Mr. Metz answered, no, because Kah Addition already had city water.

Mr. Neumeier asked for clarification on providing utilities to properties next to the city limits. Law Director Faller explained that you cannot annex land that is not contiguous to the city.

Mayor Stinebaugh added that a water expansion off of Cemetery Road was started several years ago, but the city is not in favor of extending any new services until the water treatment facilities are upgraded. Mayor Stinebaugh added that if the city has excess supply, this can be sold to customers outside of the city limits on a case by case basis. Mr. Metz then stated that there are limits to how much electricity the city can serve to customers outside of the corporation. Mr. Metz asked Mr. Faller how to research the same types of limitations for waste water and freshwater. Mayor Stinebaugh stated that at this time, the city is at a maximum due to Pratt Ind.

#### **Guest Petitions -**

Mrs. Linda Knerr of 312 E. Mechanic Street addressed Council about a newspaper article regarding possibly utilizing a portion of the ½ % tax levy money for deep construction needs on certain streets. Mrs. Knerr stated that she is opposed to this idea when so many streets in the city still need grind and pave treatments. Mayor Stinebaugh used Water Street as an example, stating that infrastructure underneath the street is need of repair, so only certain surface sections could be completed. Mayor Stinebaugh asked how long the citizens would want to delay the infrastructure work necessary on Water, Silver and Benton Streets because the levy money can only be used for grind and pave projects. Mayor Stinebaugh agreed to provide Mrs. Knerr with a list of streets that will be resurfaced in 2019. Mayor Stinebaugh then read a section of Ordinance 2017-22 to reiterate what the levy money can currently be used for, and asked Council if they feel that 'base stabilization' is an acceptable part of the ordinance. Mrs. Knerr agreed that base stabilization ought to be an acceptable part of the original ordinance. Mr. Neumeier noted that he wishes to see the figures from Mary Ruck on cost breakdown first. Mrs. Wurst asked for time to review Ord 2017-22 in detail. Mrs. Knerr noted that if the city gets the first five years of street work done properly, perhaps the citizens would vote to allow another five years to extend the levy. Mr. Neumeier asked for a list of streets that need infrastructure.

President Henderson asked Clerk to read Ord 2019-05 for the third time re: AN ORDINANCE TO AMEND CHAPTER 1024, ENTITLED "EXCAVATIONS", OF THE CODIFIED ORDINANCES OF THE CITY OF WAPAKONETA, OHIO.

Motion by Campbell, second by Metz to adopt Ord 2019-05. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Ord 2019-08 for the second time re: AN ORDINANCE TO VACATE THE UNIMPROVED PORTION OF JOHN STREET IN THE CITY OF WAPAKONETA, OHIO.

Clerk McDonald noted that the public hearing for said ordinance is scheduled for March 4, 2019 at 7:15pm at City Hall.

President Henderson asked Clerk to read Ord 2019-12 for the first time re: AN ORDINANCE ESTABLISHING FINAL LEGISLATION FOR THE CITY OF WAPAKONETA'S PARTICIPATION IN THE AUG WAPAK RIVERSCAPE PROJECT AND CONSENTING TO THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT (PID No. 102167) AUG WAPAK RIVERSCAPE AND DECLARING AN EMERGENCY.

President Henderson asked Clerk to read Ord 2019-13 for the first time re: AN ORDINANCE AMENDING 2019-06 CHANGING THE NAME OF A PORTION OF BELLEFONTAINE STREET IN THE CITY OF WAPAKONETA, OHIO AND DECLARING AN EMERGENCY.

Mr. Campbell asked for the purpose of said ordinance. Mayor Stinebaugh answered that ODOT will be using a bigger beam in the future replacement of the interstate signs, allowing them to fit the word "Way" onto the sign.

Motion by Doll, second by Lee to suspend the rules for Ord 2019-13. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Campbell, second by Doll to adopt Ord 2019-13. Vote – 6 yeas, 1 nay (Wurst). Motion passed.

The Mayor gave the following report:

Mayor Stinebaugh will provide his report to Council at a later time.

The Service Director gave the following report:

No report.

#### SCHEDULING OF MEETINGS:

Tourism Commission will meet on March 18<sup>th</sup> at 6:15pm at City Hall.

Lands & Buildings will meet on February 28<sup>th</sup> at City Hall, official time to be announced, but likely at 1:00pm.

Motion by Doll, second by Metz to adjourn at 8:00pm. Vote – 7 yeas, 0 nays.

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President

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Clerk of Council