

President Steve Henderson called the meeting to order at 7:30pm on May 1, 2017 at 701 Parlette Court with the following members present: Jim Neumeier, Daniel E. Lee, Bonnie Wurst, Chad Doll, Rodney Metz, Rachel Barber and Dan Graf. Service Director Chad Scott, Law Director Dennis Faller and Mayor Tom Stinebaugh were also present. There were 12 visitors present.

Received Income Tax Summary Report for Month Ending 04-30-2017.

Motion by Lee, second by Metz to approve the minutes of the May 1, 2017 Council Meeting as submitted. Vote – 7 yeas, 0 nays. Motion passed.

Guest Petitions -

Mr. Donald Steinke of 10581 Ashburn Rd and representing the Wapakoneta Farmer's Market, requested Council's permission to hold said Farmer's Market in Belcher Park each Saturday morning from May through October.

Motion by Doll, second by Metz to approve the request. Vote – 7 yeas, 0 nays. Motion passed.

Ms. Laura Clementz of 07241 Kossuth Amanda Rd and representing Wapakoneta Antique and Specialty Shops requested Council's permission to close Auglaize Street from Blackhoof to Willipie Street on September 1st from 2pm – 9pm for a Food Truck event.

Ms. Barber asked how many food trucks will be participating. Ms. Clementz stated she did not know at this time. Ms. Barber asked how the first Fridays are going. Ms. Clementz stated that customers and revenue have increased. Mr. Metz asked if utilities would be needed. Ms. Clementz replied, yes, electricity will be needed. Mr. Metz advised that more details are needed to approve the request, based on electricity needs. Mr. Graf asked if water would be needed. Ms. Clementz stated she did not know. Mr. Neumeier asked if the City has an event schedule to ensure there are no conflicts. Service Director Scott replied, yes. After further discussion, Council advised Ms. Clementz to obtain further details about the event needs and return to Council at a later date.

Mr. Zane McElroy of 901 Carnation Drive questioned Council regarding the income tax levy, asking how the tax will be calculated for citizens residing in Wapakoneta but working in another community. Mayor Stinebaugh advised that the current ordinance states that there is a credit up to 1%. Mr. Neumeier stated that he assumed the ordinance stated "full credit" and that he did not intend on putting an additional half percent on citizens working outside of the city. Law Director Faller added that it appears that the credit section of the ordinance states whichever City imposes the higher tax rate is the one that gets the credit, but noted that he will have to do further review on the matter. Mr. Doll assured Mr. McElroy that Council has no intention of taxing him twice.

Mr. Frank Heffner of 402 W. Auglaize Street addressed Council about the lease agreement for 404 W. Auglaize Street. Law Director Faller advised that he needs to prepare it for finalization as well as City Administration and Council's review.

Unfinished Business –

Mr. Doll stated that the Waterpark Facebook page issue is now resolved. Ms. Barber asked whom the administrators of the page will be. Mr. Doll replied that he did not know at this time.

New Business –

Motion by Doll, second by Metz to approve a request from Ms. Mollie Frey at 807 Ohio Street to close the alley opposite Fairview Drive connecting Washington and Ohio Streets for May 19th and 20th, July 3rd and 4th, and July 30th through August 5th. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Ord 2017-13R for the third time re: AN ORDINANCE ENACTING DESIGN REVIEW REGULATIONS FOR THE DOWNTOWN PRESERVATION DISTRICT AND ADJOINING DOWNTOWN AREAS IN THE CITY OF WAPAKONETA.

Motion by Doll, second by Barber to adopt Ord 2017-13R. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Ord 2017-14 for the third time re: AN ORDINANCE AUTHORIZING THE PAYMENT OF \$18,000.00 AS ADDITIONAL FUNDING TO THE WAPAKONETA AREA ECONOMIC DEVELOPMENT COUNCIL.

Motion by Lee, second by Metz to adopt Ord 2017-14. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Res 2017-15 for the first time re: A RESOLUTION OPPOSING HOUSE BILL 49 AS IT RELATES TO THE COLLECTION OF MUNICIPAL INCOME TAXES AND DECLARING AN EMERGENCY.

Mr. Neumeier asked why the emergency language is necessary. Mayor Stinebaugh advised that the State wants to collect the net profit tax from businesses and take a percentage of it. Ms. Barber asked where the language for said ordinance came from. Mayor Stinebaugh replied that it is a sample from the Ohio Municipal League. Mr. Faller pointed out a spelling error in Res 2017-15 and asked Clerk McDonald to correct this. Mr. Faller added that Section 5 indicates the next steps involved.

Motion by Doll, second by Metz to suspend the rules for Res 2017-15. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Doll, second by Metz to adopt Res 2017-15. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Ord 2017-16 for the first time re: AN ORDINANCE TO REPEAL ORDINANCE 2012-52 CONCERNING INDIGENT BURIALS.

President Henderson asked Clerk to read Res 2017-17 for the first time re: A RESOLUTION FOR SERVICES TO BE PROVIDED UPON ANNEXATION TO 10.623 ACRES, MORE OR LESS, LOCATED IN DUCHOUQUET TOWNSHIP, AUGLAIZE COUNTY, OHIO AND TO 9.673 ACRES, MORE OR LESS, LOCATED IN MOULTON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND PROPOSED FOR ANNEXATION, AND DECLARING AN EMERGENCY.

Mrs. Wurst asked why the emergency language is necessary. Mr. Faller advised that the commissioners have set a meeting, and the City is required to provide the resolution 20 days prior to said meeting.

The Mayor gave the following report:

April 17, 2017 Participated in the City Council Meeting
April 18, 2017 Met with Scouts from Troop 14, hosted by Jim Neumeier
April 20, 2017 Participated in a Radio Show with the Mayor of Van Wert and St. Mary's to talk about the negative effects of HB49 on Municipalities
April 20, 2017 Participated in a Jobs Retention Meeting with Greg Myers at Ingredia
April 21, 2017 Met with Admin. And Dept. Heads from Engineering and Water to discuss possible annexation issues
April 21, 2017 Participated in OMEA conference call
April 22, 2017 Put out Large Signs supporting the Street Levy
April 23, 2017 Put out Large Signs supporting the Street Levy
April 25, 2017 Participated in the "Meet the Candidates" event to promote the Street Levy
April 27, 2017 Assisted with calling registered voters to support the Income Tax Levy
April 28, 2017 Participated in the Armstrong Museum Board Meeting
April 28, 2017 Participated in the Arbor Day Ceremony at Breakfast Optimist Park
April 29, 2017 Finished installing Large Banner Signs to support the Street Levy
April 30, 2017 Assisted with calling registered voters to support the Income Tax Levy

Mayor Stinebaugh stated that the City's certified staff will spray the weeds growing up around newly planted trees on Auglaize Street.

Ms. Barber asked for the status on the CDBG application. Service Director Scott advised that he is awaiting the new forms and then must complete an appraisal of each property.

The Service Director gave the following report:

The language of Ord 2016-12 regarding sanitary sewer connections is causing some citizens to assume that the City of Wapakoneta is responsible for paying their sewer repair bills. Mr. Scott advised that he invited the property owners of 802 W. Benton and 302 South Street to attend the Council meeting to address the matter, but they were not in attendance. Mr. Neumeier asked if the street had to be opened in either case. Mr. Scott replied that on South Street, the City had to replace all the way out to the main. Mr. Scott expressed his concern that Public Works crews have spent two weeks on these properties, taking them away from other work the City needs completed. Mr. Neumeier suggested the Ordinance language be changed to indicate financial responsibility. President Henderson asked for the amount of bills submitted by the property owners. Mr. Scott advised that the 302 South Street property owner has submitted bills in the amount of \$1161.00. President Henderson put the matter to the Utilities Committee for review.

Mr. Doll asked if the Tree Commission has submitted their annual goals and guidelines for review. Mayor Stinebaugh replied that he will get this for the next Council meeting.

Service Director Scott noted the matter about election signs being placed within the tree lawns. President Henderson and Mrs. Wurst suggested revisiting the issue after the election is over.

The Law Director gave the following report:

No report.

SCHEDULING OF MEETINGS:

Lands & Buildings Committee will meet at City Hall on May 16th at 3:30pm.

Streets & Alleys Committee will meet at City Hall on May 17th at 3:30pm.

Utilities Committee will meet at City Hall on May 18th at 8:00pm.

Tourism Commission will meet at City Hall on May 15th at 6:15pm, but only if there are applications to review.

Miscellaneous Business -

Motion by Doll, second by Lee to enter into executive session at 8:26pm to consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance.

Vote – 7 yeas, 0 nays. Motion passed.

Motion by Doll, second by Lee to exit executive session at 8:49pm. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Metz, second by Doll to adjourn at 8:49pm. Vote – 7 yeas, 0 nays.

President

Clerk of Council