

President Steve Henderson called the meeting to order at 7:30pm on August 21, 2017 at 701 Parlette Court with the following members present: Jim Neumeier, Daniel E. Lee, Chad Doll, Rodney Metz, and Rachel Barber. Mayor Tom Stinebaugh, Service Director Chad Scott and Law Director Dennis Faller were also present. There were 14 visitors present. Dan Graf was absent. Bonnie Wurst arrived at 7:32pm.

Mr. Metz pointed out, under the Utilities Committee section of the August 7<sup>th</sup> Council meeting minutes, sentence should read: "Golden Fresh Farms is requesting the city to finance the filtration system which has an estimated cost of .5 million dollars."

Motion by Metz, second by Doll to approve the minutes of the August 7, 2017 Council Meeting as corrected. Vote – 5 yeas, 0 nays. Motion passed.

**Utilities Committee** – a meeting was held on 08-21-2017 just prior to the Council Meeting. Mr. Metz stated that the committee discussed resident Brian John's utility pole relocation at 701 Murray Street. The committee recommended that Mr. Johns be responsible for the cost of materials only.

Mr. Neumeier asked if issues similar to this could be resolved prior to the work being completed. Mr. Metz advised that Mr. Johns was made aware of the costs in advance, and he asked the City to proceed with the work. Mr. Metz stated that the City will make determinations on a case by case basis, and future items will require a resident's signature prior to the work being done.

**Streets & Alleys Committee** – a meeting was held on 08-09-2017 and the following was discussed:

1. Approved minutes of June 13, 2017 meeting. Metz/Neumeier, passed
2. Revised 5-yr of street projects proposed by Engineering Department. Mary stated that Perry St could be done in 2019 and will provide the committee with an updated 5-yr plan to be shared with Council.
3. Parking study request from Sam Maclean for first block of Willipie Street. It is noted that his office is now vacant. The committee did not feel there was a need to limit parking in that area. However, that administration offered to check with the Postmaster about need for time limit signs at the three parking spaces in front of the post office.
4. Mary Ruck reported that some residents on Wagner St. have requested curbing replacement on Wagner-south of Bellefontaine to Veterans Park. Estimated cost is \$26,000. No work is scheduled for at least 5-years nor in the foreseeable future. However, the property owners can petition for the work to be done sooner. It would require 60% participation. All property owners would be assessed for the work per ORC 727.06. Mary Ruck will inform the residents making the inquiry.
5. The committee heard a request from Bill Baker on behalf of his church at 209 Williams St. to be repaved. The church is willing to pay for 50% of the cost. Estimated total cost is \$4300.00 per Buehler Asphalt. The committee recommends the request and sharing the cost 50/50. Metz/Neumeier, passed.
6. The committee heard from Todd Meyer, owner of Schneider Market, about the notice he received requiring sidewalk & driveway approach reconstruction at his store. The maintenance program was explained to him. No action to change this policy was recommended.
7. At Council President Henderson's request the committee discussed the issue of cars parking close to or blocking a driveway approach. The committee agreed with the Lands & Building Code committee's recommendation that no change to current code is recommended. Neumeier/Metz, passed
8. Resident Paul Janning inquired about creating legislation to prohibit parking vehicles in the tree lawn and front lawns. This is a problem that he is observing in the Erie St. area. He cited various sections of city ordinances about parking and stated that these issues were not specifically addressed. The committee noted that Mr. Lee's Health & Safety Committee was previously assigned to review this situation. The committee urges Health & Safety to move forward on this item.
9. Mr. Scott informed the committee that the section of land between Heritage Parkway and the Riverscape Project belonged to Coleman Professional Services. The city would have to acquire

that land before any enhancements could be made. Mr. Graf offered to contact Coleman's to discuss possible acquisition.

10. Scott and Ruck brought forward to the committee the idea that a sidewalk maintenance fee (\$2) could be included on monthly utility bills to replace repair assessments. No action except suggesting further discussions.

Mr. Doll stated that the Communications & Rules Committee had no minutes to report, as they did not have any public attendance at the last Open House meeting.

**Health & Safety Committee** – a meeting was held on 08-21-2017 just prior to the Council Meeting. Mr. Lee stated that the committee discussed the moratorium on medical marijuana, and would like to gather additional information from local townships in Auglaize County. The committee is not asking for Council action at this time.

Ms. Barber added that the committee will discuss resident Paul Janning's concern about parking at the next Health & Safety Committee meeting, scheduled for August 30<sup>th</sup> at 4:30pm at City Hall.

Ms. Barber asked if the Lodging Tax Committee met recently. Mr. Lee replied that they will be scheduling a meeting soon.

#### **Guest Petitions –**

Mrs. Jill Roode of 801 Bellefontaine Street, addressed Council again regarding a variance she had requested to place a fence on her property. Mrs. Roode stated that she missed the last Board of Zoning meeting, as she was not aware of it, requiring her to pay the variance fee a second time. Mrs. Roode requested that Council waive this second variance fee.

Motion by Doll, second by Neumeier to waive the second variance fee.

Ms. Barber stated that the terms of all members of the Board of Zoning Appeals have expired. President Henderson asked that Mayor Stinebaugh contact the sitting board members and inquire if they are still willing to serve on the board. Mr. Lee then called for a vote on the motion.

Vote – 6 yeas, 0 nays. Motion passed.

Mayor Stinebaugh noted that Mrs. Roode was not turned down because of the proposed fence, rather that she was not in attendance at the meeting to inform the board of her request. Service Director Scott then returned the check for the second variance fee to Mrs. Roode.

Mrs. Jessica Muhlenkamp of 319 Fayette Street, Celina, asked for Council's permission to have road closures for a Suicide Prevention and Awareness Walk on September 30<sup>th</sup> from 10am – 12noon. Mrs. Muhlenkamp provided Council with a map of the route and a flyer for the event. Mr. Lee suggested a police escort instead of road closure. Mrs. Muhlenkamp agreed to provide proof of insurance for the event to the City.

Motion by Barber, second by Lee to approve the request. Vote – 6 yeas, 0 nays. Motion passed.

Ms. Melissa Carlin of the Wapakoneta Chamber of Commerce requested Council's permission for road closures on October 19<sup>th</sup> for the annual Halloween Parade and costume contest. Ms. Carlin provided a map of the parade route.

Motion by Metz, second by Lee to approve the request. Vote – 6 yeas, 0 nays. Motion passed.

Mrs. Erin Bowersock of 508 Gibbs Avenue, requested Council's permission for road closures on September 12<sup>th</sup> and October 10<sup>th</sup> from 5pm – 11pm for bike night events. Mrs. Bowersock stated that the events have become more popular, and the additional room and road closure is needed for safety.

Motion by Lee, second by Metz to approve the request. Vote – 6 yeas, 0 nays. Motion passed.

Mr. Todd Meier of 809 Helen Drive, addressed Council regarding the City's sidewalk program, stating that he feels the parameters used to determine replacement are too strict. Mr. Meier added that the City is now requiring him to put in sidewalks in front of Schneider's Market where there have never been sidewalks in the past. Mr. Meier added that there are no safety hazards in the asphalt in front of his

business. Mr. Meier requested that the City and Engineering Department reconsider the sidewalk program guidelines, especially within the older parts of town.

Mr. Brandon Terrill of 906 Primrose Drive again addressed Council regarding flooding concerns around his property. Mr. Terrill cited the October 3, 2016 Council meeting minutes regarding a 36" storm sewer drain within the Grandview Estates Subdivision that was made of corrugated metal and was rusting. Mr. Terrill asked Service Director Scott if said pipe had anything to do with the flooding issues on his property. Mr. Scott replied, no, it does not affect Mr. Terrill's property. Mr. Terrill asked Service Director Scott if he has addressed running a camera through the drains near his property since the last Council meeting. Mr. Scott advised that he has an appointment scheduled in September with Choice One Engineering to investigate the issue. Mr. Terrill asked if a timetable has been established regarding changing the City's 10 year storm drainage plan to a 25 or 50 year storm plan. Mayor Stinebaugh reiterated that an appointment has been made to determine the source of the problem in this area, and that the issue cannot be fixed in a two week time period. Mr. Terrill asked if legislation has been prepared to change the City's 10 year storm plan to a 25 or 50 year storm plan. Service Director Scott replied that though he has prepared possible legislation on the matter, he has since researched this same matter with Choice One Engineering, as well as several area cities and municipalities, and none of them have a 25 or 50 year storm plan. Mr. Scott added that if the City does go to a 25 year storm plan, it will cost everyone involved a significant amount more money to do so. President Henderson reiterated that the City is taking measures to investigate the problem, but that it will not be a 2 week or even a 2 month fix. Mr. Terrill asked about 1973 'sub-divider laws' and how he could research the phases of his subdivision. Mr. Scott replied that Mr. Terrill could review the phases of development at the engineering office. Law Director Faller advised Mr. Terrill that the 1973 'sub-divider laws' he is referencing are likely from Auglaize County, not the City of Wapakoneta. Mr. Faller advised that Mr. Terrill can go to the recorder's office to research the plats in his subdivision. Mr. Terrill stated that if the flooding issue is because of the tree on his property, he is happy to remove it.

#### **Unfinished Business -**

Ms. Barber asked Council to review the 'List of Standing Committees' provided and make attempts to resolve the vacancies and expired terms. Law Director Faller stated that the reference to Ord #80-30 under 'Board of Zoning Appeals' section is inaccurate, adding that the 'Board of Zoning Appeals' vacancies shall be filled by City Council and shall be for an unexpired term, and shall serve until their successors are appointed and qualified. Mr. Faller said that a recommendation from the Mayor is not listed here. Mayor Stinebaugh stated that City Administration is aware that the list needs attention, but that it is not a pressing issue compared to several other items of concern at the moment. Ms. Barber pointed out that nearly every member listed under 'Waste Minimization Committee' is expired, and requested that Council move forward to update the terms or find new appointees. Mr. Neumeier asked what the Waste Minimization Committee is responsible for. Ms. Barber and Mrs. Wurst stated that said committee used to give awards to citizens who had their recycle bins sorted correctly, as well as educating the public on composting, reducing waste, and utilizing the City Farm. President Henderson assigned the matter to Ms. Barber to resolve. Ms. Barber agreed to this task.

#### **New Business –**

Ms. Barber asked, regarding the 'Privilege of the Floor Request Form', why the sentence "Those receiving Privilege of the Floor will be permitted to speak only on matters which are on the agenda for that meeting" is listed. Clerk McDonald advised that the verbiage on said form was pulled directly from the 'Rules of Council for the City of Wapakoneta'. President Henderson pointed out that any citizen wishing to speak to Council is granted permission of the floor if they inquire with Clerk McDonald or himself prior to the meeting. Mrs. Wurst agreed that the sentence should not be listed on the form, as it is limiting citizens to matters on the agenda only.

Motion by Barber, second by Wurst to omit said sentence from the form. Vote – 5 yeas, 1 nay (Neumeier). Motion passed.

Clerk McDonald noted that said sentence must also be removed from the Rules of Council. President Henderson asked the Communications and Rules Committee to complete this.

Mr. Doll asked that since Perry Street will be reconstructed in the near future, could the City exempt these properties from the sidewalk program at this time. Mayor Stinebaugh agreed this is a good point, but that the City may not be able to pay for the sidewalks. Mr. Metz suggested that the property owners still be held responsible for the sidewalks, but at a later date to avoid cutting through them during reconstruction. Mayor Stinebaugh agreed to this.

The Mayor gave the following report:

Aug. 7, 2017 Participated in a conference call regarding Golden Fresh Farms water situation  
Aug. 7, 2017 Participated in Council Meeting  
Aug. 9, 2017 Participated in WAEDC Board Meeting  
Aug. 9, 2017 Participated in Streets & Alleys Committee Meeting  
Aug. 11, 2017 Conference call with GFF concerning water issues  
Aug. 14, 2017 Met with Scott Cisco to discuss Auglaize County and Wapakoneta Refuge & Recycling issues  
Aug. 15, 2017 Participated in a special meeting of WAEDC  
Aug. 16, 2017 Walked areas of sidewalk replacement with Jim Stinebaugh and Jim Neumeier  
Aug. 17, 2017 Had dinner with Louie Chabonti and Steve Henderson to discuss operations at GFF  
Aug. 19, 2017 Met with Vera Tasker concerning parking issues  
Aug. 20, 2017 Spoke at the dedication of the new Wrestling Room, Locker Room at Harmon Field

Mrs. Wurst asked if Golden Fresh Farms have made any decisions about the water. Mayor Stinebaugh replied, not yet.

The Service Director gave the following report:

No report.

The Law Director gave the following report:

No report.

#### SCHEDULING OF MEETINGS:

Health & Safety Committee will meet on August 30<sup>th</sup> at 4:30pm at City Hall.

The next Council Meeting is rescheduled for Wednesday, September 6<sup>th</sup> at 7:30pm at City Hall due to the holiday.

Motion by Doll, second by Metz to enter into executive session at 8:45pm 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 and inviting City Administration and Greg Myers. Vote – 6 yeas, 0 nays. Motion passed.

Motion by Lee, second by Metz to exit executive session at 9:44pm. Vote – 6 yeas, 0 nays. Motion passed.

Motion by Doll, second by Metz to adjourn at 9:44pm. Vote – 6 yeas, 0 nays.

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President

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Clerk of Council