

President Steve Henderson called the online meeting to order at 7:30pm on March 15, 2021 with the following members present: Ross Kantner, Daniel E. Lee, Brandon Miller, Chad Doll, John Shepline, Terry Campbell and Chad Dunlap. Mayor Thomas Stinebaugh, Law Director Grant Neal and Safety Service Director Floyd Gregg were also present online.

Motion by Campbell, second by Shepline to approve the minutes of the March 1, 2021 online Council meeting as submitted. Vote – 7 yeas, 0 nays. Motion passed.

**Lodging Tax Committee Meeting** – Mr. Lee summarized a meeting held on 03-15-2021, stating that the committee reviewed all receipts and expenditures since its inception, with \$337,184.39 as a current available balance.

Motion by Lee, second by Campbell to grant funding not to exceed \$300,000 for the ‘Koneta Inn parking lot & beautification project’.

Mr. Lee stated that the project will be going out for bid soon with a completion date of June 1, 2021. Mr. Doll stated he has not seen finalized plans for said project. Mayor Stinebaugh replied that the Garmann & Miller plan documents have been in his office for any councilmember to review. Mayor Stinebaugh then gave a brief summary of the plan details regarding sidewalks, greenspace and parking lot pavement. Mr. Campbell requested an electronic version of the plan be sent to all councilmembers for review prior to asking for a vote. Mr. Doll noted that any artwork or monuments being proposed for the area will be paid for with donations, not from the proposed \$300,000 funds from Lodging Tax. Mayor Stinebaugh warned that tabling the matter until the next council meeting will jeopardize the project timeline with regards to getting it completed prior to the annual ‘Summer Moon Festival’. Mr. Lee added that the plans are preliminary and minor changes can be made as the project moves along. Mr. Lee noted that the numbers are within budget, funding amounts are available and once complete the area will add 40+ new parking spots as well as greenspace to the downtown area. Vote – 7 yeas, 0 nays. Motion passed.

**Utilities Committee Meeting** – a meeting was held on 03-09-2021 and the following was discussed:

The meeting was opened by Dan Lee with a matter brought before the committee by Floyd Gregg the cities SSD. The city has had a problem with tampering with city owned electrical boxes. To help stop tampering and offset the costs of fixing problems created by tampering the city would like an amendment to our current ordinance. A motion to prepare legislation for council was made by Doll and seconded by Campbell. A vote was taken, and it passed 3/0. The amendment will now be presented to the council

Motion by Lee, second by Doll to have legislation prepared to amend the current language of Code 1046.03 – ‘Damage to city facilities; liability of consumers; right of entry’ to address the matter of tampering. Vote – 7 yeas, 0 nays. Motion passed.

**Health & Safety Committee Meeting** – a meeting was held on 03-10-2021 and the following was discussed:

The committee discussed potential legislation regarding the permission to drive golf carts and side-by-sides on streets with speed limits less than or equal to 35 MPH within the City of Wapakoneta, OH. The Law Director provided information to the committee regarding city ordinances and Ohio Revised Code that refer to these types of vehicles and their legality. Interpretation was that ORC allows local municipalities to determine legality of golf cars and side-by-sides, yet no city ordinance has ever been written for the City of Wapakoneta to allow such vehicles.

The committee also discussed the idea of potentially mandating seat restraints for each individual riding in a golf cart or side-by-side vehicle. Out of concerns that such a policy would create financial burden on owners of the vehicles, the committee discussed and estimated that potential cost of installing such seat belts for golf carts is roughly \$50 per vehicle.

Further discussions were had regarding side-by-sides specifically, as they have been deemed potentially more dangerous given their ability to reach higher speeds. The committee determined that the opinion of the Police Chief is required before determining legality of side-by-sides. Miller will reach out.

Outside of undue concern from the Police Chief, the committee recommends drafting legislation to affirm legalization of golf cars and side-by-side vehicles within in the City of Wapakoneta in accordance with

ORD 434.09, and mandate that each individual riding in such vehicles wear a safety restraint. Such a motion to draft legislation will be discussed in the next council meeting.

Mr. Miller noted that feedback from Wapakoneta Police Chief Calvin Schneider was recently received and an additional Health & Safety meeting will be scheduled to have further discussion on the matter.

Motion by Miller, second by Dunlap to have legislation prepared to affirm legalization of the use of golf carts and side-by-side vehicles on certain streets within the City only if each occupant is secured by a seatbelt or other safety restraint. Vote – 7 yeas, 0 nays. Motion passed.

**Lands & Buildings Committee Meeting** – a meeting was held on 03-11-2021 and the following was discussed:

1. Community Reinvestment Area (CRA) – Mr. Gregg has found a problem with the language of the original CRA Ordinance 2011-48R that needs legal review. Committee agreed that this issue must be corrected as soon as possible as there are applications pending. Mr. Gregg will be in discussions with law director to investigate appropriate corrective action.

2. Discussion of the future development of the Eastown property (Parcel B0709100217) – Committee members reviewed the draft Request for Proposal (RFP) produced by Logan O’Neil. After much discussion the committee agreed that the best option for future development of the Eastown property would be to transfer ownership of stated parcel to the Community Investment Corporation (CIC). Recommendation was made to SSD.

**Communications –**

Clerk McDonald reminded all elected officials to file their annual financial disclosure with the Ohio Ethics Commission.

**Guest Petitions -**

Wapakoneta Chamber of Commerce Director Jackie Martell of 411 W. Auglaize Street addressed Council to request street closures for the annual Summer Moon Festival, Party in the Parkway concert series and Halloween Parade. Mrs. Martell provided maps and details of the proposed street closures and event descriptions. Mrs. Martell noted that any protocols or restrictions regarding COVID-19 will be adhered to and events would be cancelled or modified as necessary. Mrs. Martell requested that the ‘Party in the Parkway’ be moved to the new Riverscape Park area behind town. Mrs. Martell noted that there will be new state legislation to consider with regards to non-profit ‘F’ liquor permits within a DORA district. Mrs. Martell assured Council that she is working directly with the Auglaize County Health Department to adhere to any COVID-19 restrictions.

Motion by Lee, second by Campbell to grant the street closure requests as submitted by Chamber Director Martell. Service Director Floyd Gregg and Law Director Grant Neal will keep Council apprised of the status of non-profit ‘F’ liquor permit restrictions.

President Henderson asked Clerk to read Ord 2021-11R for the second time re: AN ORDINANCE AUTHORIZING THE DIRECTOR OF SAFETY AND SERVICE TO EXECUTE AN AGREEMENT WITH THE MOULTON TOWNSHIP TRUSTEES FOR FURNISHING EMERGENCY AMBULANCE SERVICE AND DECLARING AN EMERGENCY. Mr. Doll noted that the revision was the addition of emergency language in order to meet the April 1<sup>st</sup> contract deadline.

Motion by Doll, second by Campbell to suspend the rules for Ord 2021-11R. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Doll, second by Dunlap to adopt Ord 2021-11R. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Res 2021-12 for the second time re: A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

President Henderson asked Clerk to read Ord 2021-13 for the second time re: AN ORDINANCE AUTHORIZING THE MAYOR AND THE LAW DIRECTOR TO PREPARE AND EXECUTE A CONTRACT

FOR A LAND EXCHANGE FOR A PORTION OF A PARCEL OF REAL PROPERTY LOCATED WITHIN THE CITY LIMITS.

President Henderson asked Clerk to read Res 2021-15 for the first time re: A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING AND/OR REPAIRING CERTAIN SIDEWALKS IN THE CITY OF WAPAKONETA, COUNTY OF AUGLAIZE, STATE OF OHIO.

President Henderson asked Clerk to read Ord 2021-16 for the first time re: AN ORDINANCE ESTABLISHING JOB TITLES AND PAY RANGES FOR NON-COLLECTIVE BARGAINING UNIT EMPLOYEES OF THE CITY OF WAPAKONETA IN COMPLIANCE WITH CHAPTER 260 OF THE CODIFIED ORDINANCES OF WAPAKONETA, OHIO.

Service Director Gregg noted that the changes made were regarding a 2% raise and a change to the position of 'Intermittent Fireman'.

President Henderson asked Clerk to read Ord 2021-17 for the first time re: AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF LAW TO PREPARE AND EXECUTE AN AGREEMENT TRANSFERRING OWNERSHIP OF A PORTION OF REAL PROPERTY LOCATED WITHIN THE CITY LIMITS TO THE COMMUNITY INVESTMENT CORPORATION.

President Henderson asked Clerk to read Ord 2021-18 for the first time re: AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF LAW TO PREPARE AND EXECUTE AN AGREEMENT TRANSFERRING OWNERSHIP OF A PORTION OF REAL PROPERTY LOCATED WITHIN THE CITY LIMITS TO THE COMMUNITY INVESTMENT CORPORATION.

President Henderson asked Clerk to read Res 2021-19 for the first time re: A RESOLUTION ACCEPTING THE GMP AND AUTHORIZING PETERSON CONSTRUCTION TO CONTINUE TO SERVE AS THE CONSTRUCTION MANAGER AT RISK FOR THE NEW WAPAKONETA WATER TREATMENT LIME SOFTENING UPGRADE PROJECT AND DECLARING AN EMERGENCY.

Motion by Campbell, second by Doll to suspend the rules for Res 2021-19. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Lee, second by Kantner to adopt Res 2021-19. Vote – 7 yeas, 0 nays. Motion passed.

President Henderson asked Clerk to read Ord 2021-20 for the first time re: AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS AND DECLARING AN EMERGENCY.

Service Director Gregg explained the details of each line item on Ord 2021-20, noting that it is accounting for ordinances already passed by Council.

Motion by Doll, second by Campbell to suspend the rules for Ord 2021-20. Vote – 7 yeas, 0 nays. Motion passed.

Motion by Doll, second by Lee to adopt Ord 2021-20. Vote – 7 yeas, 0 nays. Motion passed.

The Mayor gave the following report:

Had pre-construction meeting regarding West Benton Street.

Created list of streets for grind and pave and other repairs.

The Service Director gave the following report:

Reclamite projects will begin soon.

Second phase of Benton Street is scheduled to begin around May 1<sup>st</sup>, 2021.

Mr. Campbell asked that the street stripes and stop bars be repainted in areas where they have faded. Mayor Stinebaugh agreed to address this.

The Law Director gave the following report:

No report.

**Scheduling Committee Meetings:**

Lodging Tax Committee will meet on April 19<sup>th</sup> at 6:15pm at City Hall if needed.

Health & Safety Committee will meet on March 22<sup>nd</sup> at 7pm at City Hall.  
Parks & Recreation Committee will meet on March 18<sup>th</sup> at 7pm at City Hall.  
Utilities Committee is tentatively scheduled to meet on March 22<sup>nd</sup> at 4pm at City Hall.

**Miscellaneous Business –**

Mr. Campbell asked that the Utilities Committee review and finalize the matter of Mr. Chad Scott's swale repair at 1101 Timber Trail.

Motion by Doll, second by Campbell to adjourn the meeting at 8:30pm. Vote – 7 yeas, 0 nays. Motion passed.

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President

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Clerk of Council