

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

The regular meeting of the Waterville Council was called to order by Mayor Derek Merrin at 7:30 p.m. in the Council Chambers of the Waterville Municipal Building.

A prayer was offered by Mr. Guzman. The Pledge of Allegiance was recited.

Present at roll call were Mr. Gouttiere, Mr. Guzman, Mr. Metzger, Mayor Merrin, Mr. Valtin, Mr. Marty and Mrs. Cherry.

Also present were Jim Bagdonas, Administrator; Phil Dombey, Law Director; Steve Schult, Treasurer and Melissa Cook, Recording Secretary.

Village Staff present:

Dale Knepper–Director of Finance and Administration, Clerk of Council

Bob Selders–Chief of Police

Steve Parsons–Fire Chief

Ken Blair–Public Works Director

Citizens present:

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

**Presentation**

Mayor Merrin presented Timothy Clark, who is retiring from the Public Works Department with 31 years of service, a Certificate of Commendation and the Village's Carruth presentation piece. Tim is a certified Arborist with a degree in Landscaping and Turf Management. He was the staff liaison to the Tree Commission and was instrumental in the Village of Waterville receiving the Tree City USA Award. Tim's skills and dedication has been invaluable to the Village and its citizens.

**Approval of Minutes**

Mr. Guzman made a motion to approve the minutes of the July 26, 2010 Council meeting. Mr. Metzger seconded the motion, which passed by unanimous voice vote.

Mr. Marty made a motion to approve the minutes of the August 9, 2010 Special Council meeting. Mayor Merrin seconded the motion, which passed by unanimous voice vote.

**Citizen's Comments:**

Mr. Les Disher, representing the Anthony Wayne Alumni Association and the children of Bill and Mary Dudrow, came to this evening's meeting to speak to Council about the Dudrow Building (Old Waterville School). He stated that he received a letter requesting that if the building is removed, Mr. Dudrow be remembered in some way at the building site. He added that Mr. Dudrow was a teacher and principal at the school and was also a great citizen of the Village of Waterville.

Mayor Merrin stated that plans for the building and site have not yet been finalized but

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

feels that the Village will be able to recognize Mr. Dudrow in some way.

**Staff Reports:**

Administration: Mr. Bagdonas

- Reported that he along with Pauline Glaza, Lori Brodie and Debbie Hanna traveled to Columbus to attend the Ohio Conference on Community Development. The Village was presented with a 'Best Practices' award from the Ohio Department of Development for the Village's downtown revitalization projects.
- Reported that he has prepared the schedule for the FY 2011 Budget Process, which was included in Council's packet.
- Reported that the Village received a notice from the Ohio Division of Liquor Control for a C-2 Permit for the new Kroger Store.

Mr. Gouttiere stated that the Neighbors Restaurant had improperly graveled a section of their property to make an informal parking lot. He added that it now appears that has been removed. He then asked Mr. Bagdonas for a status on the property.

Mr. Bagdonas stated that the property is currently vacant and for sale. He added that action has been taken to restore that area to the condition it was in before the gravel was placed which is what the original site plan called for.

Mrs. Cherry asked Mr. Bagdonas if the Rec Building rental rate increase mentioned in his memo was effective immediately.

Mr. Bagdonas stated that new rental rate will be put into effect in the very near future. He added that the new rates will apply to any reservations made after that time.

Law Director: Mr. Dombey--No report.

Finance Director: Mr. Knepper

- Presented the second quarter budget report which had been presented and accepted by the Finance Committee on August 13, 2010.

Treasurer: Mr. Schult--No report.

Police Chief: Mr. Selders--

- Reported that last week our Juvenile Diversion Program was finally started and our policy was completed. He added that three of our officers are now fully trained and we are now in the process of training the trainers. He then stated that first offender juveniles are placed into this program in lieu of being charged and going through the court system.

Fire Chief: Mr. Parsons

- Reported that during the month of July they had 62 total calls for assistance. 47 were EMS runs and 25 were transported to area hospitals. There were 2 MVA's

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

and 12 fire runs with a total fire loss of \$1,500.

- Reported that the Fire Department held fire drills at both the new Kroger Store and Browning.

Mayor Merrin wanted to mention a letter that was written by a village resident that credits and thanks Chief Parsons and the Fire Department for playing a critical role in saving his life after suffering a stroke.

Public Works Director: Mr. Blair

- Reported that the 2010 Pavement Rehabilitation Program on Cedar Lane and Maple Ct. was completed today.
- Reported that the 2010 Sidewalk Repair, Replace and Mud-Jacking Program legislation is in front of Council this evening.
- Stated that he believes that the CDBG Formula Grant for the Bridgehampton Woods ADA Ramps will be on the fast track. An illness in that department slowed things down but he believes that bidding this out will take place in the next few weeks.
- Reported that instead of \$11,000 the Village will receive \$27,645 from an ODNR Natureworks Grant for upgrades to the Conrad Park Rec Building.
- Reported that the Village was awarded a \$4,100 Emerald Ash Borer Grant from the ODNR. This grant will allow us to remove the remaining five ash trees on Wilkshire Dr.
- Reported that the 5<sup>th</sup> Annual Fishing Derby will be held on September 11<sup>th</sup> at Waterworks Park. The Waterville Rotary has agreed to take over this event. He added that registration forms are available at the Village's website, Town Hall or at the Waterville Library.
- Thanked Tim Clark for all his years of service to the Village. He stated that Mr. Clark has been a dedicated and hardworking employee who has been a wonderful asset to the Public Works Department and will be sorely missed. He invited Council to stop by Mr. Clark's Retirement Open House to be held Thursday, August 26<sup>th</sup> from noon–3 p.m.

Mr. Valtin wanted to clarify that the plans for a Pavilion addition is not on the list of improvements that are to be made at the Conrad Park Rec Building.

Mr. Marty asked Mr. Blair to give them a brief idea of what his wish list is for the building improvements.

Mr. Blair stated that they will be making some electrical, plumbing and kitchen upgrades. We will also be looking at more efficient lighting, non-skid floor covering and new doors throughout including the garage. He then added that we will also paint the entire building and replace the roof.

Mr. Gouttiere stated that Mr. Clark has worked for the Village for 31 years and is our Arborist who is rated on pesticides and herbicides. He asked if we have anyone else on

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

staff that is rated and can be promoted up through the ranks.

Mr. Blair stated that he Mr. Bagdonas are in the process of looking at all the options.

**Communications from Council:**

Mr. Gouttiere–No Report.

Mr. Guzman–

- Reported that the Tax Alternatives and Revenue Enhancement Committee had their third meeting on August 17<sup>th</sup> in which they are continuing their work to review all sources of revenue enhancements and prioritize that list. Mr. Guzman presented to Council, for their information and the public's, a Waterville Tax Facts sheet which he went over item by and item, a copy of which is attached to the minutes and marked as 'Exhibit B'.

Mr. Metzger–No Report.

Mr. Valtin–

- Reported that the Parks & Recreation met on August 3<sup>rd</sup>. He also wanted to reiterate that the ODNR Natureworks Grant that the Village received for improvements to the Conrad Park Rec Building will be not be used for a pavilion addition.

Mr. Marty–No report.

Mrs. Cherry–

- Attended the August meetings of the Parks & Rec Committee, Finance Committee, Tree Commission, Historic District Commission and the Planning Commission.
- Reported that Waterville Area Arts Council is now official with bylaws in place.
- Reported that she has volunteered her time to help the Rotary at the Fishing Derby on Saturday, September 11th. She stated that she will be coordinating the volunteers and added that they are looking for more individuals who are interested in helping out that day.
- Reported that the AWAKE Diversion Program in finally on board with the area Police Departments. She thanked Chief Selders and Sharon Parsons for all of their help with the program.

**OLD BUSINESS:**

- A. **ORDINANCE 15-10** - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE VILLAGE OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND GENERALLY LOCATED IN SECTION 19, NORTH OF SR 64, EAST OF THE FUTURE US 24 BYPASS AND WEST OF WATERVILLE-

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

MONCLOVA RD. AND OWNED BY MIDLAND AGENCY OF NORTHWEST OHIO FROM R-4 RESIDENCE DISTRICT TO MX MIXED USE DISTRICT

*Tabled pending Staff recommendation*

- B. **ORDINANCE 16-10** - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE VILLAGE OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND GENERALLY LOCATED IN SECTION 19, NORTH OF SR 64, EAST OF THE FUTURE US 24 BYPASS AND WEST OF WATERVILLE-MONCLOVA RD AND OWNED BY MIDLAND AGENCY OF NORTHWEST OHIO FROM R-4 RESIDENCE DISTRICT TO MX MIXED USE DISTRICT

*Tabled pending Staff recommendation*

- C. **ORDINANCE 17-10** - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE VILLAGE OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND GENERALLY LOCATED IN SECTION 19, NORTH OF SR 64, EAST OF THE FUTURE US 24 BYPASS AND WEST OF WATERVILLE-MONCLOVA RD AND OWNED BY MIDLAND AGENCY OF NORTHWEST OHIO FROM R-3 RESIDENCE DISTRICT TO MX MIXED USE DISTRICT

*Tabled pending Staff recommendation*

- D. **ORDINANCE 18-10** - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE VILLAGE OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND GENERALLY LOCATED IN SECTION 19, NORTH OF SR 64, EAST OF THE FUTURE US 24 BYPASS AND WEST OF WATERVILLE-MONCLOVA RD AND OWNED BY MIDLAND AGENCY OF NORTHWEST OHIO FROM R-2 RESIDENCE DISTRICT TO MX MIXED USE DISTRICT

*Tabled pending Staff recommendation*

Farnsworth Investors, Inc. (Moses Schlachter Group) had requested changes in zoning for 15.397 acres from R-4 to C-3, 19.603 acres from R-4 to MX, 14.062 acres from R-3 to MX and 68.711 acres from R-2 to MX within the Villages at Waterville Landing development due to the interest they have received from potential buyers. A copy of the Application for Zoning Change and two maps showing the proposed changes were included in the May 24 Council Packet. At the June 7 meeting, the Planning Commission by a vote of 2 in favor and 3 against did not recommend the changes. The minutes of the Planning Commission meeting were included in the June 28 Council Packet. Included in the July 26 Council packet was a letter from Feller Finch & Associates requesting an amendment to the original rezoning request. With the amendment, they are requesting to change all of the property currently zoned R-2, R-3

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

and R-4 to MX. The C-3 and R-1 areas would not be changed. This amendment was considered by the Planning Commission at the August 2 meeting and a motion to recommend that Council approve the zoning changes as amended passed unanimously. Ordinances 15-10 through 18-10 as currently revised would enact the changes recommended by the Planning Commission.

In June 2007, the developers completed a Traffic Impact Study for the Villages at Waterville Landing project. If the proposed zoning changes are approved, land uses within the development will likely be significantly different from those contemplated in the Traffic Impact Study. There have also been other changes in conditions since the study was prepared, such as the timing of the opening of the US 24 Bypass and the state of the economy. I have requested that the developers prepare an addendum to the Traffic Impact Study to address the various changed conditions and their effects on the study's recommendations. Mr. Bagdonas stated that he recommends that Ordinances 15-10 through 18-10 be tabled until such an addendum to the Traffic Impact Study is completed and reviewed by the Village Engineer, at which time the Village Staff will make a recommendation to Council concerning the proposed rezoning. The developers have not objected to this course of action.

Mr. Marty moved to table Ordinances 15-10 through 18-10. Mr. Metzger seconded the motion, which passed by unanimous voice vote.

E. **ORDINANCE 20-10** - AN ORDINANCE ENACTING SECTION 541.11 OF THE GENERAL OFFENSES CODE REGARDING THE REMOVAL OF GRAFFITI

*Third Reading and Legislative Action*

The Village does not currently have a regulation specifically addressing the responsibility of a property owner to remove graffiti. If not removed in a timely manner, graffiti can have a blighting influence on the entire community. This Ordinance would assist in the process of requesting the removal of graffiti.

Mrs. Cherry moved to adopt Ordinance 20-10. Mr. Valtin seconded the motion.

Roll Call: Mr. Guzman–yes, Mrs. Cherry–yes, Mr. Valtin–yes, Mayor Merrin–yes, Mr. Metzger–yes, Mr. Gouttiere–yes, Mr. Marty–yes. The motion passed unanimously.

F. **ORDINANCE 29-10** - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP OF THE VILLAGE OF WATERVILLE TO CHANGE THE ZONING CLASSIFICATION OF A CERTAIN PARCEL OF LAND KNOWN AS 208 MECHANIC STREET (PARCEL NO. 96-10824) AND OWNED BY WVP, LLC FROM M-1 INDUSTRIAL DISTRICT TO C-2 COMMERCIAL DISTRICT

*Third Reading, Public Hearing and Legislative Action*

WVP, LLC has requested a change in zoning for the former American Legion property

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

at 208 Mechanic Street due to the interest they have received from a potential tenant. Ordinance 29-10 would enact this change. At the July 6 meeting, the Planning Commission voted unanimously to recommend this change.

Mr. Marty moved to adopt Ordinance 29-10. Mr. Metzger seconded the motion.

Roll Call: Mayor Merrin–yes, Mr. Valtin–yes, Mr. Marty–yes, Mrs. Cherry–yes, Mr. Gouttiere–yes, Mr. Guzman–yes, Mr. Metzger–yes. The motion passed unanimously.

**G. ORDINANCE 30-10 - AN ORDINANCE AMENDING SECTION 1523.06 IN CHAPTER 1523 – SELF-SERVICE FILLING STATIONS OF THE FIRE PREVENTION CODE OF THE VILLAGE OF WATERVILLE WITH RESPECT TO HOLD-OPEN LATCHES**

*Third Reading and Legislative Action.*

The Waterville Fire Prevention Code currently contains a prohibition of the use of hold-open latches at self-service filling stations within the Village. This regulation appears to date from the 1970s when self-service stations first came into common use in this area. Customers are allowed to operate hold-open latches in 48 states (New Jersey and Oregon are the exceptions). Mr. Bagdonas and the Fire Chief recommend that Waterville's Fire Prevention Code be amended to eliminate the prohibition of customer-operated hold-open latches at self-service filling stations.

Mr. Marty moved to adopt Ordinance 30-10. Mr. Valtin seconded the motion.

Roll Call: Mr. Metzger–yes, Mayor Merrin–yes, Mrs. Cherry–yes, Mr. Marty–yes, Mr. Gouttiere–yes, Mr. Valtin–yes, Mr. Guzman–yes. The motion passed unanimously.

**H. ORDINANCE 31-10 - AN ORDINANCE AMENDING PART ONE, TITLE FIVE, SECTIONS 133.02 – CONTRACT CHANGE ORDER AUTHORIZATION OF THE CODIFIED ORDINANCES OF THE VILLAGE OF WATERVILLE**

*Third Reading and Legislative Action*

While the Municipal Administrator is currently authorized to enter into contracts on behalf of the Village if the dollar amount is less than 1/3 of the state bidding limit (1/3 of \$25,000 = \$8,333), the current limit for contract change order authorization is \$2,000 or 10% of the original contract amount, whichever is less. The current change order limit dates to 1993. This Ordinance would adjust the Municipal Administrator's contract change order authorization limit to make it consistent with the contract limit. The change order authorization would be subject to the following limitations; the limit applies to the cumulative net amount of all change orders to a contract, not individually to each change order; the total amount of the contract including the cumulative net amount of all change orders must be within the approved appropriation amount; and Council will be notified of all change orders authorized by this method.

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

Mr. Gouttiere moved to adopt Ordinance 31-10. Mrs. Cherry seconded the motion.

Roll Call: Mr. Marty–yes, Mr. Valtin–yes, Mayor Merrin–yes, Mrs. Cherry–yes, Mr. Gouttiere–yes, Mr. Guzman–yes, Mr. Metzger–yes. The motion passed unanimously.

**NEW BUSINESS:**

**A. REQUEST FOR TRADEMARK USE – CHRIS CAMP HAS REQUESTED PERMISSION TO USE THE VILLAGES TRADEMARKED LOGO IN A MATTE BOARD PHOTO FRAME**

Section 103.01 of the Codified Ordinances establishes a logo for the Village and specifies that the logo can only be used by individuals other than staff members with the approval of Council. In addition, the Village registered the logo as a trademark for the purpose of maintaining control over the use of the logo.

Chris Camp has made a request to use the logo on make unique gifts and products. Among the issues for Council to consider are the principal of allowing commercial use of the logo and whether the Village should receive compensation for such use. If Council wishes to allow a use of this type, the permission should be in the form of a written license agreement authorized by Council.

Mr. Dombey stated that this falls under the domain of Council but suggested that the Village have a written license agreement with anybody who is given permission to use it. He suggested that it not be open ended and that they consider royalties. Mr. Dombey then suggested that the agreement be reviewed annually so that if something did go awry it would not be an open ended agreement that would go on and on.

A lengthy discussion followed based on that information. The balance of Council did not agree with Mr. Gouttiere's recommendation that the Village collect or receive some type of royalty from the use of the logo.

Mayor Merrin moved to have the Law Director prepare a License and a Resolution for Council to approve by the next Council meeting that would give Mr. Camp broad and general authority to use the Village's trademark in the capacity that he deems necessary without a fee or royalty. Mr. Marty seconded the motion.

Mr. Dombey then suggested that a royalty of \$1.00 be added the motion.

The motion passed with Mr. Marty, Mayor Merrin, Mrs. Cherry, Mr. Valtin, Mr. Metzger and Mr. Guzman voting 'yea' and Mr. Gouttiere voting 'nay'.

**B. ORDINANCE 32-10 - AN ORDINANCE AMENDING ORDINANCE 13-10, THE AMENDED FY 2010 ANNUAL APPROPRIATIONS ORDINANCE AND DECLARING AN EMERGENCY**

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

This Ordinance would authorize the second amendment to the 2010 appropriations. The amendment includes changing the estimate of 2010 income tax revenue from the same as 2009 to a decrease of 2.8- percent from the 2009 revenue, adjustments to reflect the actual bid for insurance, changing the cost of police and fire dispatching from 65-percent of the contract amount to 80-percent, elimination of the costs associated with replacement personnel for the three employees retiring in 2010, adding the cost to replace one of the Municipal Building air condition units, adding costs contract mowing and snow removal, increasing election expense expenditures to reflect the Charter amendments placed on the November ballot, adding both the revenue and the expense for the railroad crossing pavement marking grant, adjustments in the f Year Capital Fund reflecting 2010 costs for the SR 64/Waterville-Monclova intersection project and the Cost of Community Services study and restoring design costs for the Conrad Park elevated water tank rehabilitation project.

Mr. Marty made a motion to suspend the rules to allow for the passage of Ordinance 32-10. Mayor Merrin seconded the motion.

Roll Call: Mr. Gouttiere– yes, Mrs. Cherry– yes, Mr. Valtin– yes, Mayor Merrin– yes, Mr. Metzger–yes, Mr. Guzman–yes, Mr. Marty–yes. The motion passed unanimously.

Mr. Marty made a motion to move for the passage of Ordinance 32-10. Mr. Metzger seconded the motion.

Roll Call: Mr. Gouttiere– yes, Mrs. Cherry– yes, Mr. Valtin– yes, Mayor Merrin– yes, Mr. Metzger–yes, Mr. Guzman–yes, Mr. Marty–yes. The motion passed unanimously.

- C. **RESOLUTION 34-10** - A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE VILLAGE OF WATERVILLE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS CAPITAL IMPROVEMENT PROJECTS FUND, FOR THE OPWC 2010 REHABILITATION OF THE CONRAD PARK ELEVATED WATER STORAGE TANK PROJECT CT42N WITH THE PROCEEDS OF THE TAX EXEMPT DEBT OF THE STATE OF OHIO

This item authorizes the State of Ohio to reimburse the Village per the contract agreement in relation to the Conrad Park Elevated Water Storage Tank rehabilitation project. The Resolution states that the intent of Council is to reimburse the appropriate fund used to pay the expenditures relating to the project. This legislation is required each time we accept a loan from the Ohio Public Works Commission.

Mr. Guzman moved to adopt Resolution 34-10. Mr. Gouttiere seconded the motion, which passed by unanimous voice vote.

- D. **RESOLUTION 35-10** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PROUDFOOT ASSOCIATES INC. FOR ENGINEERING SERVICES

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

TO PREPARE PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS  
FOR THE REHABILITATION OF THE 100,000 GALLON WATER  
STORAGE TANK IN CONRAD PARK

The Ohio Public Works Commission has approved a 0-percent interest loan of \$140,000 for this project. In order to meet the schedule specified in the loan agreement, design work should begin at this time. This Resolution authorizes an Agreement with Proudfoot Associates for this work. This project is included in both the 5-Year Capital Program and the most recent water/sewer rate study.

Mr. Gouttiere moved to adopt Resolution 35-10. Mr. Guzman seconded the motion, which carried by voice vote with Mrs. Cherry, Mr. Gouttiere, Mr. Valtin, Mr. Metzger, Mr. Guzman and Mayor Merrin voting 'yea' and Mr. Marty abstaining from the vote.

- E. **RESOLUTION 36-10** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A CONTRACT WITH HYLANT ADMINISTRATIVE SERVICES, INC., ADMINISTRATOR OF THE OHIO GOVERNMENT RISK MANAGEMENT PLAN, FOR COMPREHENSIVE PROPERTY, CASUALTY AND LIABILITY INSURANCE COVERAGES

This Resolution addresses the Village's annual renewal of comprehensive property, casualty and liability insurance coverages. Our current longtime carrier, Hylant Administrative Services, using the Ohio Plan of Government Risk Management, has again made a very favorable proposal for renewal of our coverage. This matter was reviewed and recommended for approval by the Finance Committee.

Mr. Gouttiere moved to adopt Resolution 36-10. Mr. Marty seconded the motion, which passed by unanimous voice vote.

- F. **RESOLUTION 37-10** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO AWARD A CONTRACT TO SMITH PAVING AND EXCAVATING, INC. FOR THE 2010 WATERVILLE SIDEWALK PROGRAM, REMOVE AND REPLACE

- G. **RESOLUTION 38-10** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO AWARD A CONTRACT TO HITE CONCRETE PUMPING SERVICE, INC. FOR THE 2010 WATERVILLE SIDEWALK MUD-JACKING REPAIR PROGRAM

Resolution 37-10 and 38-10 would authorize contracts for this year's sidewalk construction and repair program.

Mr. Gouttiere moved to adopt Resolution 37-10 and 38-10. Mr. Metzger seconded the motion, which passed by unanimous voice vote.

- H. **RESOLUTION 39-10** - A RESOLUTION AUTHORIZING THE

**Village of Waterville**  
**Minutes of Regular Village Council Meeting of:**  
**August 23, 2010**

MUNICIPAL ADMINISTRATOR TO APPROVE CHANGE ORDER  
NUMBER THREE TO A CONTRACT WITH MILLER PIPELINE  
CORPORATION FOR THE SANITARY SEWER LINING PHASE 3  
PROJECT

The contract with Miller Pipeline Corporation is based on unit prices with estimated quantities. The work is now complete and this Change Order adjusts the quantities of the various pay items to reflect actual measurements, resulting in a decrease of \$33,782.50 in the contract amount.

Mr. Guzman moved to adopt Resolution 39-10. Mr. Gouttiere seconded the motion, which passed by unanimous voice vote.

- I. **RESOLUTION 40-10** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH RANDALL GROSS/DEVELOPMENT ECONOMICS FOR PROFESSIONAL SERVICES TO CONDUCT A COST OF COMMUNITY SERVICES STUDY FOR THE VILLAGE OF WATERVILLE

As previously discussed, the Village is interested in conducting a Cost of Community Services Study in 2010 to serve as a resource document for the updating of the Comprehensive Plan in 2011. Requests for Qualifications were sent to prospective consultants and three responses were received. The Comprehensive Plan Steering Committee reviewed the qualification statements and unanimously recommends the selection of Randall Gross/Development Economics for this work. The cost of the study by the recommended consultant will be \$11,225. The other two submittals received contained costs of \$22,605 and \$76,000.

Mr. Gouttiere moved to adopt Resolution 40-10. Mr. Guzman seconded the motion, which passed by unanimous voice vote.

**Other Information/Unscheduled Business** - None

**Adjournment:**

There being no further business to come before Council, Mr. Marty made a motion to adjourn at 9:16 p.m. Mayor Merrin seconded the motion, which carried by unanimous voice vote.

*Dale D Knepper*  
Clerk of Council

*Derek Merrin*  
Mayor