

**City of Waterville**  
**Minutes of Regular Council Meeting of:**  
**January 9, 2012**

**Oaths of Office**

Jim Hart, Assistant Law Director, administered the Oath of Office to re-elected Council Member Jim Valtin and newly elected Council members Barb Bruno and Tim Pedro.

Judge Gary Byers administered the Oath of Office to newly elected Mayor Lori Brodie, Sunday, January 8<sup>th</sup>.

The regular meeting of the Waterville Council was called to order by Mayor Lori Brodie at 7:35 p.m. in the Council Chambers of the Waterville Municipal Building.

A prayer was offered by Mrs. Cherry. The Pledge of Allegiance was recited.

Present at roll call were Mrs. Bruno, Mr. Pedro, Mr. Metzger, Mayor Brodie, Mr. Valtin, Mr. Marty and Mrs. Cherry.

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

Staff present:

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

Ken Blair – Public Works Director

Dave Morrison – Acting Chief of Police

Steve Parsons – Fire Chief

Citizens present:

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

**Election of Vice-Mayor**

Mayor Brodie made a motion to nominate Mr. Marty as Vice-Mayor. Mrs. Bruno seconded the motion.

Mr. Valtin made a motion to nominate Mrs. Cherry as Vice-Mayor. Mr. Metzger seconded the motion.

Mayor Brodie called for a voice vote for the motion to nominate Mr. Marty as Vice-Mayor. Mayor Brodie and Mrs. Bruno voted 'yea' by a show of hands, no response for 'nay' and Mrs. Cherry abstained from the vote. The motion fails.

Mayor Brodie then called for a voice vote for the motion to nominate Mrs. Cherry as Vice-Mayor. Mr. Valtin and Mr. Metzger voted 'yea' and no response for 'nay'. Mayor Brodie then stated that the nominees were able to vote for themselves which Mr. Hart agreed with and then suggested that the vote be done by a show of hands. The motion passed with Mr. Valtin, Mr. Metzger and Mrs. Cherry voting 'yea' and no response for 'nay'.

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**Presentations**

Mayor Brodie presented John Gouttiere, Council Member for four years; Tim Guzman, Council Member for 16 years; and Derek Merrin, Council Member for 2 years and Mayor for 4 years, a Certificate of Commendation and the City's Carruth presentation piece for all of their hard work and dedication.

**Approval of Minutes**

Mr. Metzger made a motion to approve the minutes of the December 12, 2011 Regular Council meeting. Mr. Marty seconded the motion, which passed by voice vote with Mr. Pedro, Mayor Brodie and Mrs. Bruno abstaining.

**Citizen's Comments:**

Corina Pflgebraar, Executive Director of the Waterville Chamber of Commerce, presented Ken Blair with a State Treasurer of Ohio Award. She added that the State Treasurer found out about the "Extra Mile Award" that the Chamber presented to Mr. Blair at the last Council meeting and wanted to recognize him as well.

Craig Eiben, a Webelos Leader from Pack 101 in Waterville, stated that the troop met with the City Administrator, Mr. Bagdonas, prior to this evening's meeting. They discussed citizenship and what it means for our Cub Scouts to be good citizens in our community. He then stated that they want to make sure that everyone on Council knows that in the City of Waterville you have friends at Cub Scout Pack 101. He added that if help is needed with any service related projects feel free to contact them for assistance.

**Staff Reports:**

Administration: Mr. Bagdonas –

- Reported the second Public Meeting on the Comprehensive Plan Update will be held on Tuesday, January 17<sup>th</sup> at 7:00 p.m. at the Conrad Park Recreation Building. He added that this particular meeting will focus on future uses for the 120-acre parcel that the city owns on the north side of town.
- Reported that he received a phone call from a representative of the committee that has been working on restructuring Lucas Co. Government asking to come make a presentation. He added that this presentation will be held prior to the next Council Meeting on January 23<sup>rd</sup> at 6:30 p.m. and is open to the public.

Assistant Law Director: Mr. Hart – No report.

Finance Director: Mr. Knepper – No report.

Treasurer: Mr. Schult – No report.

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Acting Police Chief - Lt. Morrison

- Stated that he had nothing additional to add to his report.

Fire Chief: Mr. Parsons

- Reported that for the month of December they had 24 total calls for assistance, 16 EMS runs, 17 patients seen with 11 transported to area hospitals. There were 2 MVA's and 6 fire runs with an approximate loss of \$35,000.
- Reported that there were no issues at this year's River Dip in which he estimated that there were 400 people in the water with 600 people watching.

Public Works Director: Mr. Blair

- Reported a delay for the mast arms and poles at the Waterville-Monclova Rd./SR 64 project. He stated that they were scheduled to come in on January 6<sup>th</sup> but we have been informed that they will not be in for 2-3 weeks.
- Stated that this is the last week for the Christmas tree collection.
- Reported that the snow equipment is installed and ready for the winter season.
- Noted that he will have his year-end report ready for Council in February.

**Communications from Council:**

A. Determination of Total Number of Members for Advisory Committees

Section 121.03(b) of the Codified Ordinances states in part: "Advisory or study committees shall have at least three members. Of those members, at least two and not more than three shall be members of Council. At the first Council meeting in January following a municipal general election, a majority of the members of Council shall determine the total number of members each advisory or study committee shall have for the new two-year term." This section is applicable to the following committees, with the total number of members on each committee for the two-year term that just ended as well as the total number recommended for the next two year term shown: Parks and Recreation (10/7), Public Safety (10/8) and Public Works (9/7). This determination is accomplished by a motion or motions approved by a majority of the members of Council. Since it is anticipated that the Economic Development Committee will be phased out and replaced by City participation in a new Waterville Economic Development Corporation, the Economic Development Committee has not been listed in this process for 2012.

B. Appointments

1. Appointment to Various Commissions, Boards and Committees

A list of appointments proposed by the Mayor was included in Council's packet.

Mayor Brodie stated that due to the lack of interest from some existing committee members and the small number of new applicants, we discussed changing the current number of members on the Parks & Recreation Committee from ten to seven, Public

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Safety from ten to eight and Public Works from nine to seven.

Mayor Brodie then moved to change the three afore mentioned committees to the new numbers. Mr. Marty seconded the motion, which passed by unanimous voice vote.

Mayor Brodie then stated that Council received a list of her proposed appointments to the various boards, committees and commissions.

Mr. Marty made a motion to approve the terms beginning in 2012. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

Mr. Bagdonas stated that he has one additional appointment, which just came to our attention today, that he would like to bring to Council. He then stated that the City of Waterville is now a member of the Northwest Ohio Aggregation Coalition which has a group that meets as needed to discuss issues for the total coalition. He asked that Council consider appointing Mr. Knepper as the city's representative to that group.

Mayor Brodie made a motion to appoint Mr. Knepper as the city's representative. Mr. Pedro seconded the motion, which passed by unanimous voice vote.

Mrs. Bruno –

- Stated that she is excited to be back on Council.
- Reported that Kroger has agreed to partner with her electronics recycling company by holding an e-waste drive on February 4<sup>th</sup>. She added that part of the proceeds will go into a fund that has been set up by the Waterville Chamber of Commerce to help bring the fireworks back to Waterville.

Mr. Pedro –

- Stated that it is good to be back on Council and added that he is looking forward to working with the new Mayor, Council and staff.
- Reported that the three things that he would like to focus on is Economic Development, getting Council to set goals again and spending time to get to know the city's staff.

Mr. Metzger –

- Welcomed new Council Members.

Mr. Valtin –

- Welcomed new Council Members and also thanked everyone for re-electing him.

Mr. Marty –

- Welcomed back the Mayor and the two new members of Council.

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Mrs. Cherry –

- Commented that she is pleased that Mayor Brodie was elected as Mayor because she represents the largest demographic of the community.
- Reported that the group that is trying to bring the fireworks back to Waterville has a Facebook page titled “Waterville Fireworks” and their slogan is “Lets Bring Back the Boom.”
- Thanked the Waterville Fire Department and Police Department for keeping an eye on the River Dip.
- Reported that the railroad tracks on Village Pkwy. between Wilkshire Dr. and Canal Rd. have been cleared.

**OLD BUSINESS:**

- A. **PUBLIC HEARING ORDINANCE 40-11** - AN ORDINANCE ADOPTING THE ANNUAL APPROPRIATIONS FOR THE MUNICIPALITY OF WATERVILLE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2012, AND REPEALING ORDINANCE NO. 41-11, AND DECLARING AN EMERGENCY

*Second Reading and Public Hearing*

A copy of the proposed FY 2012 Appropriations was included in the December 12 Council packet. The Finance Committee reviewed the budget at their November meeting and unanimously recommends approval.

Mayor Brodie opened the Public Hearing for Ordinance 40-11. She then asked if anyone would like to make any comments.

Mr. Bagdonas briefly summarized pgs. 2 -4 of the FY 2012 Appropriations Notes and answered questions from Council.

Mayor Brodie closed the Public Hearing and stated that final action will be taken at the next Council meeting.

- B. **ORDINANCE 43-11** - AN ORDINANCE PURSUANT TO CHARTER SECTION 5.02 ADOPTING PERSONNEL RULES; AMENDING SECTION 5.13 A. 3. – GROUP HEALTH INSURANCE PAYMENT OF THE WATERVILLE PERSONNEL POLICY AND PROCEDURE MANUAL

*Currently Tabled*

The City’s Personnel Policy and Procedure Manual currently states: “The Municipal Administrator shall determine the portion of the insurance premium to be paid by the Employer and the portion, if any, to be paid by the employee.” This has been accomplished through the Administration’s preparation and submission of the annual appropriations to Council. Mayor Merrin requested that this Ordinance, which would establish a minimum employee contribution of 20-percent of the insurance premium for

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the basic plan for employees hired on or after March 1, 2012 by adding to the current language. Council tabled the Ordinance at the December 12, 2011 Council meeting. Subsequent to that meeting, it has been determined that since the collective bargaining process has begun, the City cannot make changes in mandatory subjects of bargaining that affect members of the bargaining units outside of negotiations.

Mr. Pedro moved to withdraw Ordinance 43-11 from the agenda. Mr. Metzger seconded the motion.

Mr. Marty suggested that the Ordinance be modified in its current state by following the rules of negotiations and leaving the Police Department Units out of it. He added that he thinks leaving it in its current state and modifying it to leave those departments out is the better way to go.

Mr. Valtin stated that he would suggest withdrawing it all together and possibly revisit it in the future in the proper form.

Mr. Marty stated that the Ordinance would not affect current employee's only future employees. He then stated that this would be a good way for them to see the rules of the game prior to accepting employment with the city. He added that he believes that this is a good deal for the people who live here.

Mrs. Cherry stated that we paid a consultant to review salaries and benefits and to compare them to other communities and we haven't as a Council sat down to review and discuss the survey.

Mayor Brodie stated that she thinks that this is something that Council needs to discuss and reminded Council that if it is removed because it is not in the correct form anyone of us can introduce the next piece of legislation.

The discussion continued.

The motion passed by voice vote with Mrs. Bruno, Mr. Pedro, Mr. Metzger, Mayor Brodie, Mr. Valtin and Mrs. Cherry voting 'yea' and Mr. Marty voting 'nay'.

**C. RESOLUTION 41-11 - A RESOLUTION APPROVING AND ADOPTING  
THE CITY OF WATERVILLE FY2012 FIVE-YEAR CAPITAL PLANNING  
PROGRAM FOR ALL MUNICIPAL FUNDS AND DEPARTMENTS**

This is the annual 5-Year Capital Planning Program. The Finance Committee discussed and recommended approval of the program at a meeting on October 21.

Mr. Bagdonas stated that this Resolution has been discussed at prior meetings. He added that with the current timing of our budget approval process, the last several years we have been holding this Resolution and passing it at the same time that the overall

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appropriations have been passed. No action is needed tonight unless Council would like to do so.

**NEW BUSINESS:**

- A. **RESOLUTION 01-12** - A RESOLUTION REQUESTING THE AUDITOR OF LUCAS COUNTY, OHIO TO ISSUE ADVANCE PAYMENTS ON THE CURRENT COLLECTION OF TAXES DUE THE CITY OF WATERVILLE

This Resolution is this year's annual request of the County Auditor to release property taxes collected to the City of Waterville in advance, instead of holding taxes until the collection process is complete at the county level. This allows us to receive our property tax revenue sooner.

Mr. Pedro moved to adopt Resolution 01-12. Mr. Valtin seconded the motion, which passed by unanimous voice vote.

- B. **RESOLUTION 02-12** - A RESOLUTION AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH AMPLEX ELECTRIC, INC. TO LEASE SPACE ON THE CITY WATER TOWER LOCATED AT 469 SYCAMORE LANE TO INSTALL AND MAINTAIN ANTENNAS AND RADIOS

Amplex Electric, Inc. is a provider of wireless broadband Internet service and has requested a lease agreement to install antennas and radio equipment on the City water tower on Sycamore Lane. The proposed installation will not have a detrimental effect on the maintenance or operation of the water tower and will provide the City \$6,000 in annual revenue. This Resolution would authorize the execution of the lease agreement.

Mr. Valtin asked Mr. Bagdonas how they arrived with the \$6,000 rental rate.

Mr. Bagdonas stated that this is the standard rate for installations of this type.

Discussion continued.

Mr. Pedro moved to adopt Resolution 02-12. Mr. Metzger seconded the motion, which passed by unanimous voice vote.

- C. **RESOLUTION 03-12** - A RESOLUTION AUTHORIZING AN EXPENDITURE FOR CONTRACT LEAF COLLECTION SERVICES WITH CLEAN WOOD RECYCLING AND RATIFYING THE ACTIONS OF THE PUBLIC WORKS DEPARTMENT

The City received three proposals for curbside leaf collection ranging from \$14.85 per cubic yard to \$18.48 per cubic yard. At these unit prices, it was estimated that the total

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cost to the City would be under \$7,500 and the proposal from Clean Wood Recycling with a unit prices of \$14.85 was accepted. After the leaf collection was completed, it was determined that 690 cubic yards were collected for a total cost of \$10,246.50. Contracts exceeding \$8,333.33 require Council authorization and this Resolution would retroactively approve this expenditure. In the future, a Resolution will be presented to Council for this work before the actual collection begins.

Mr. Marty moved to adopt Resolution 03-12. Mrs. Cherry seconded the motion, which passed by unanimous voice vote.

**Other Information/Unscheduled Business:**

Mr. Pedro introduced Kendal Piel from the Toledo Regional Chamber of Commerce who briefly spoke to Council about their Professional Development Course.

**Adjournment:**

There being no further business to come before Council, Mr. Pedro made a motion to close the meeting at 8:45 p.m. Mayor Brodie seconded the motion, which carried by unanimous voice vote.

*Dale D Knepper*  
Clerk of Council

*Lori Brodie*  
Mayor