

MINUTES OF THE
VAN WERT CITY COUNCIL
December 23rd, 2019

The President called the meeting to order at 6:30 p.m.

Pastor Keith Stoller gave the invocation.

On call of the roll: Markward, Straley, Marshall, Agler and Trittschuh were present.

Straley made a motion to excuse Penton and Mergy's absence. Agler seconded. All concurred.

*Penton arrived at 6:43pm

Trittschuh made a motion approve the agenda for the December 23rd meeting. Seconded by Agler. All concurred.

Trittschuh made a motion to approve the 12/09/19 minutes. Seconded by Straley. All concurred.

COMMENTS, COMMUNICATIONS & PETITIONS

The President announced that he had received an email from American Legal regarding an estimate for modification charges with an estimation of around \$6,000, the city had budgeted \$7,300. The President also received an email from Fire Chief Jones about the requirement to create a board to address reserved firefighters. The legislative authority is required to elect 2 members for the board. The Chief recommended the council President and finance chair, in addition to himself and one of his senior Captains. The President stated that he would hold the paperwork until after the New Year, with the new council members appointed to decide on who would serve on the board.

Mitch Price of Main Street Van Wert gave a presentation of the years recap. He reported 3,000 volunteer hours, 101 board meetings, and \$7,000 worth of in kind donation services, 13 events. All the events exceeded the budgets. All the events will continue on for 2020. \$5,000 was received from the city and was used to purchase Phase 1 of a speaker system for events; it will also be used in the event of disasters or emergencies. He thanked the Mayor and Steve Trittschuh for serving on the board, he thanked City Council, Fleming, Balyeat and Bill Lawson for all of their help and support when needed. He stated that he hoped to continue receiving funding to help the organization complete the speaker project for 2020.

Chris and Jodi Wilson of 503 North Market Street and business address of 227 North Market Street were present to speak about a notice they had received from the zoning board regarding Haven of Hope withdrawing their appeal on a zoning variance. Wilson stated that he had tried several times, unsuccessfully to reach out to Haven of Hope board to gather more information. He read aloud information he gathered from newspaper

articles and Haven of Hope social media postings. He stated his concerns about the lack of policies and procedures for staff and neighbors. He requested City Council to take any necessary steps to halt any further work at the location of 233 North Market Street and prohibit Haven of Hope or any other agency from operating a men's homeless shelter until such time as city council develops guidelines for both the permissible locations and the operation of homeless shelters.

Lisa Agler of 146 South Sycamore spoke about her concerns about the incoming population of homeless men to the area, notification of sexual offenders and her concerns about the operations of Haven of Hope.

Ashley Balyeat of 308 North Market Street spoke of her concerns regarding the safety of the neighborhood and children with Haven of Hope.

Jodi Wilson spoke about the lack of sanctions and the elements the shelter would bring to the community.

The residents were instructed to appeal to the zoning board according to Ordinance 150.65. It was also stated that with work permits, work couldn't be halted.

ADMINISTRATIVE REPORTS

MAYOR: The Mayor stated that it had been a pleasure to serve the city of Van Wert. He thanked past and present council members for their support in efforts with economic development. He stated that 100 new jobs had been created in his term and wished Van Wert's new elected Mayor success.

SAFETY SERVICE DIRECTOR: Fleming thanked outgoing council members and the Mayor for their services and efforts. He wished everyone a Merry Christmas and a Happy New Year.

AUDITOR: Balyeat presented the November 30th bank reconciliation report. She reported that we had not collected income tax at the level anticipated for 2019 because income tax revenues did not increase at the rate anticipated. Balyeat reported that she had spoke with the tax administrator and she projected no increase from what was collected for 2019. The final settlement from the county was received from the real estate taxes. Balyeat also noted that a few changes were made to the temporary budgets for 2020 from the original draft. Changes that were made were due to hospitalization because of open enrollment and new rates. In the draft budget there was no increase for hospitalization or wages because the bargaining units are going to be negotiated in the first couple of months of 2020. Fringe benefits changed in every department and there was an error in the street departments. Balyeat explained fund 201 (street maintenance fund) and why the salaries are higher, the street department is funded by fund 201 and fund 301, 301 is the .50 street income tax. Fund 201 lacks the monies to fund the wages and operating expenses so the cost has always been split depending on how much money was in fund 201 but with the increase in gasoline taxes in 2019, it is believed fund 201 will now be able to support all the wages 100% thus explaining why the wages in the 201 fund are higher than previously. She stated again that this is a temporary budget and a permanent budget would be put in place by April 1st. She also noted a supplemental appropriation that Markward would be requesting regarding fringe benefits due to

pension payments. Lastly, Balyeat noted a Then and Now invoice that needs approved in the amount of \$20,000 to Wiseman Design, a retainer fee, for work that the Municipal Court is having done.

LAW DIRECTOR: No report was given.

COMMITTEE REPORTS

HEALTH, SERVICE AND SAFETY: Marshall reported that in his 24 months of being on council, he has the cleanest report to date and looks forward to the new year with new idea's for the city.

ECONOMIC DEVELOPMENT: No report was given.

PARKS AND RECREATION: Penton apologized for being tardy to the meeting and noted that everything was going great with the parks department.

PROPERTIES AND EQUIPMENT: No report was given.

JUDICIARY AND ANNEXATION: No report was given.

FINANCE: Markward made a motion to approve Then and Now invoice: RR-MC-2019-10226 in the amount of \$20,000 to Wiseman Design LLC. Seconded by Trittschuh. All concurred. Markward motioned for an ordinance to be prepared to advance \$75,000 out of fund 302 to fund 101 on an emergency basis. Agler seconded. All concurred. Markward motioned to introduce **Ordinance Number 19-12-076**. Seconded by Agler. All concurred. Markward motioned for statutory rules to be suspended for **Ordinance Number 19-12-076**. Agler seconded. All concurred. Markward motioned for **Ordinance Number 19-12-076: AN ORDINANCE TO ADVANCE FUNDS FROM FUND 302 TO FUND 101 AND DECLARING AN EMERGENCY** to pass on its first and final reading. Agler seconded. All concurred. Markward motioned for an ordinance to be prepared for the salaries and compensation of Municipal Court employees on an emergency basis. Agler seconded. All concurred. Markward motioned to introduce **Ordinance Number 19-12-078**. Agler seconded. All concurred. Markward motioned for statutory rules to be suspended for **Ordinance Number 19-12-078**. Agler seconded. All concurred. Markward motioned for **Ordinance Number 19-12-078 AN ORDINANCE PROVIDING FOR THE SALARIES AND COMPENSATION OF EMPLOYEES IN THE MUNICIPAL COURT SYSTEM FOR THE VAN WERT MUNICIPAL COURT, ESTABLISHING JOB CLASSIFICATIONS, SALARY RANGES AND LIMITATIONS, AUTHORIZING SPECIFIC NUMBER OF EMPLOYEES, PROVIDING FOR SICK LEAVE, VACATION SCHEDULE, ALLOWANCES, IMMUNIZATION AGAINST COMMUNICABLE DISEASES, AND OTHER**

BENEFITS AND DECLARING AN EMERGENCY to pass on its first and final reading. Agler seconded. All concurred.

Markward motioned for an ordinance to be prepared for supplemental appropriation to the various funds as the auditor described earlier on an emergency basis. Agler seconded. Markward motioned to introduce **Ordinance Number 19-12-079**. Agler seconded. All concurred. Markward motioned for statutory rules to be suspended for **Ordinance Number 19-12-079**. Agler seconded. All concurred. Markward motioned for **Ordinance Number 19-12-079: AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATION TO FUNDS 101, 210, 211, 212, 213, 214, 220, 230, 301, 502, 550, 601, 701, 850, 851, 875, 876 AND DECLARING AN EMERGENCY** to pass on its first and final reading. Agler seconded. All concurred.

STREETS AND ALLEYS: Trittschuh reported that it has been a pleasure to serve with everyone the last 6years and wished the new administration and council member luck.

UNFINISHED BUSINESS

- Code Enforcement

NEW BUSINESS

CONSENT AGENDA

Agler motioned to introduce the consent agenda. Seconded by Straley. All concurred. Agler motioned to suspend statutory rules for the consent agenda. Straley seconded. All concurred. Agler made a motion to pass

Resolution Number: 19-12-074

Committee: Finance

A RESOLUTION APPROVING THE RATES FOR EMPLOYEE CONTRIBUTION AND EMPLOYER'S PARTICIPATION IN THE CITY OF VAN WERT HEALTH CARE PROGRAM AND HEALTH SAVINGS ACCOUNT (HSA) PROGRAM EFFECTIVE ON JANUARY 1, 2020 THROUGH DECEMBER 31,2020, AMEND RESOLUTION 19-01-002 AND DECLARING AN EMERGENCY

Resolution Number: 19-12-075

Committee: Finance

A RESOLUTION TO RATIFY THE AMEND RESOLUTION 19-02-010 TO THE FEE FOR CHECK NOT HONORED POLICY TO ALLOW FOR CHARGE OF \$15.00 FOR ANY ELECTRONIC PAYMENT FROM A FUND THAT IS RETURNED, \$20.00 FOR ANY CHARGEBACK AND RATIFYING THE CITY'S RETURNED CHECK FEE OF \$25.00 AND DECLARING AN EMERGENCY

Resolution Number: 19-12-077

Committee: Judiciary & Annexation

A RESOLUTION ACCEPTING THE FINAL PLAT FOR THE LANDING AT DICKINSON FARMS, PHASE 1A AND AMENDING PHASE 1, IN THE CITY OF VAN WERT AND DECLARING AN EMERGENCY on its first and final reading. Straley seconded. All concurred

ORDINANCES AND RESOLUTIONS

Ordinance Number 19-11-073 **Committee: Health, Service and Safety**
AN ORDINANCE TO AMEND THE VAN WERT CITY CODE OF ORDINANCES 96.01 OF THE VAN WERT CITY CODE OF ORDINANCES. (Age of junk vehicles)

2nd advisory vote:

Markward, Penton, Straley, Marshall, Agler and Trittschuh voted yes.

Markward made a motion for pass 19-11-071 to pass on its 3rd and final reading. Straley seconded.

Ordinance Number: 19-11-071 **Committee: Finance**
AN ORDINANCE TO MAKE TEMPORARY APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF VAN WERT, OHIO FROM JANUARY 1, 2020 TO MARCH 31, 2020 AND DECLARING AN EMERGENCY.

Markward, Penton, Straley, Marshall, Agler and Trittschuh voted yes.

Agler motioned for resolutions to be prepared to recognize the outgoing Mayor and council members for their services to the city of Van Wert. Markward seconded. All concurred. Markward motioned to introduce **Resolution Number: 19-12-080, Resolution Number: 19-12-081 and Resolution Number: 19-12-082.** Agler seconded.

All concurred. Markward motioned to suspend statutory rules to

Resolution Number: 19-12-080, Resolution Number: 19-12-081 and Resolution Number: 19-12-082. Agler seconded. All concurred. Agler motioned to pass

Resolution Number: 19-12-080

A SPECIAL RESOLUTION TO RECOGNIZE GERALD T. MAZUR FOR HIS SERVICE TO THE CITY OF VAN WERT, OHIO AND DECLARING AN EMERGENCY

Resolution Number: 19-12-081

A SPECIAL RESOLUTION TO RECOGNIZE STEVE TRITTSCHUH FOR HIS SERVICE TO THE CITY OF VAN WERT, OHIO AND DECLARING AN EMERGENCY

Resolution Number: 19-12-082

A SPECIAL RESOLUTION TO RECOGNIZE WARREN STRALEY FOR HIS
SERVICE TO THE CITY OF VAN WERT, OHIO AND DECLARING AN
EMERGENCY

on its first and final reading. Markward seconded. All concurred.

Call of the roll: Markward, Penton, Straley, Marshall, Agler, Trittschuh voted yes.

Trittschuh made a motion to adjourn at 7:41 p.m.; seconded by Straley; with all
concurring.

CLERK

PRESIDENT

DATE