



City of  
**Marion**  
Ohio

**Marion City Council**  
Marion City Hall  
233 West Center Street  
Marion, Ohio 43302  
Phone: 740.387.4935

**AGENDA**  
**REGULAR MEETING**  
December 9, 2019 at 7:30 PM  
City Hall – Council Chambers, 2<sup>nd</sup> Floor

**ROLL CALL**

**PRAYER**

**PLEDGE OF ALLEGIANCE**

**MINUTES FROM 11/25/2019**

**OLD BUSINESS:**

**Item 1. ORD 2019-64: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>; Rule 56 waived on 11/25/2019) (Auditor)**

**Item 2. ORD 2019-65: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>; Rule 56 waived on 11/25/2019) (Council and Treasurer)**

**Item 3. ORD 2019-66: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>; Rule 56 waived on 11/25/2019) (Law Director)**

**Item 4. ORD 2019-67: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>; Rule 56 waived on 11/25/2019) (Mayor)**

**NEW BUSINESS:**

**Item 1. RES 2019-20: RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION (Finance 3-0, Mr. Huddle)**

**Item 2. RES 2019-21: RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION (Finance 3-0, Mr. Huddle)**

**Item 3. ORD 2019-68: ORDINANCE AMENDING CERTAIN PORTIONS OF ORDINANCE 2008-125 AND DECLARING AN EMERGENCY (Municipal Services, Parks and Recreation 3-0, Mr. Schaber)**

**Item 4. ORD 2020-01: ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MARION, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020. (Finance with no recommendation 2-1, Mr. Huddle)**

**OTHER BUSINESS:**

**MATTERS NOT ON THE AGENDA:**

**COUNCIL COMMITTEE MEETING SCHEDULE:**

**ADJOURN**



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**COMMITTEE SCHEDULE**

Marion City Council Committee Meetings are at Marion City Hall, Courtroom Number One, 2<sup>nd</sup> Floor, 233 West Center Street, Marion, Ohio 43301-1802.

**“Each committee shall hold its meetings at such time and place as fixed by the chairman of the respective committees.” ORD 2000-50 Rule 15**

Committee	Chair	12/02/2019	**Possible** Agenda Items
Finance	Huddle		Auditor: Budget
Airport, Lands & Buildings	Huddle		
Information Systems	Landon		
Jobs and Economic Development	Schaber		CANDO and Downtown Marion?
Legislation, Codes & Regulations	Landon		Liquor Permits
Municipal Services, Parks & Recreation	Schaber		
Public Utilities	Cunningham		
Regional Planning	Norris	12/xx/2019 At 7:00 PM	
Streets and Sewers	Schaber		
Zoning and Annexation	Cunningham		

COUNCIL COMMITTEES		
<p><b><u>Finance</u></b> Rick Huddle, Chair Robert Landon Josh Daniels</p> <p><b><u>Airport, Lands &amp; Buildings</u></b> Rick Huddle, Chair Jason Schaber Mike Thomas</p> <p><b><u>Information Systems</u></b> Robert Landon, Chair Rick Huddle Ayers Ratliff</p>	<p><b><u>Jobs &amp; Economic Development</u></b> Jason Schaber, Chair Kevin Norris Ayers Ratliff</p> <p><b><u>Legislation, Codes &amp; Regulations</u></b> Robert Landon, Chair Rick Huddle Debbie Blevins</p> <p><b><u>Municipal Services, Parks &amp; Recreation</u></b> Jason Schaber, Chair Robert Landon Kevin Norris</p>	<p><b><u>Public Utilities</u></b> Leslie Cunningham, Chair Robert Landon Josh Daniels</p> <p><b><u>Regional Planning</u></b> Kevin Norris, Chair Leslie Cunningham Mike Thomas</p> <p><b><u>Streets &amp; Sewers</u></b> Jason Schaber, Chair Rick Huddle Josh Daniels</p> <p><b><u>Zoning &amp; Annexation</u></b> Leslie Cunningham, Chair Kevin Norris Debbie Blevins</p>

**COUNCIL MEMBERS (2018-2019 TERM)**

Office Holder	Contact Information	Committee/Commission Assignments (* designated Chairperson)
President Todd Schneider	920 Cambridge Marion, OH 43302 740-360-9644 <a href="mailto:CouncilPresident@marionohio.org">CouncilPresident@marionohio.org</a>	
At-Large Mike Thomas	341 Pennsylvania Ave. Marion, OH 43302 740-387-8141 <a href="mailto:AtLarge3@marionohio.org">AtLarge3@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Airport, Lands, &amp; Buildings</li> <li>• Regional Planning</li> </ul>
At-Large Josh Daniels	1093 Edison Ave. Marion, OH 43302 740-361-5271 <a href="mailto:AtLarge2@marionohio.org">AtLarge2@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Finance</li> <li>• Public Utilities</li> <li>• Streets &amp; Sewers</li> <li>• Traffic Commission</li> </ul>
At-Large Kevin Norris	973 Colonial Ave. Marion, OH 43302 740-360-1272 <a href="mailto:AtLarge1@marionohio.org">AtLarge1@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Jobs and Economic Development</li> <li>• Municipal Services, Parks, &amp; Recreation</li> <li>• Regional Planning*</li> <li>• Zoning &amp; Annexation</li> </ul>
1 <sup>st</sup> Ward Robert Landon	1294 Montego Dr. Marion, OH 43302 740-361-3068 <a href="mailto:Ward1@marionohio.org">Ward1@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Finance</li> <li>• Information Systems*</li> <li>• Legislation, Codes, &amp; Regulations*</li> <li>• Municipal Services, Parks, &amp; Recreation</li> <li>• Public Utilities</li> </ul>
2 <sup>nd</sup> Ward Ayers Ratliff	411 Oak St. Marion, OH 43302 740-802-0277 <a href="mailto:Ward2@marionohio.org">Ward2@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Information Systems</li> <li>• Jobs &amp; Economic Development</li> </ul>
3 <sup>rd</sup> Ward President, Pro Tempore Jason Schaber	359 Rosewood Dr. Marion, OH 43302 740-225-0250 <a href="mailto:Ward3@marionohio.org">Ward3@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Airport, Lands, &amp; Buildings</li> <li>• Jobs &amp; Economic Development*</li> <li>• Municipal Services, Parks, &amp; Recreation*</li> <li>• Streets &amp; Sewers*</li> <li>• Traffic Commission*</li> </ul>
4 <sup>th</sup> Ward Debbie Blevins	181 Superior St. 740-383-9894 Marion, OH 43302 <a href="mailto:Ward4@marionohio.org">Ward4@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Legislation, Codes, &amp; Regulations</li> <li>• Zoning &amp; Annexation</li> </ul>
5 <sup>th</sup> Ward Leslie Cunningham	248 Cummins Ave. Marion, OH 43302 740-225-9068 <a href="mailto:Ward5@marionohio.org">Ward5@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Public Utilities*</li> <li>• Regional Planning</li> <li>• Zoning &amp; Annexation*</li> </ul>
6 <sup>th</sup> Ward Rick Huddle	697 Uhler Rd. Marion, OH 43302 740-225-9812 <a href="mailto:Ward6@marionohio.org">Ward6@marionohio.org</a>	<ul style="list-style-type: none"> <li>• Finance*</li> <li>• Airport, Lands, &amp; Buildings*</li> <li>• Information Systems</li> <li>• Legislation, Codes, &amp; Regulations</li> <li>• Streets &amp; Sewers</li> <li>• Traffic Commission</li> <li>• Airport Commission</li> </ul>
Tarina R. Rose, Clerk of Council, <a href="mailto:CouncilClerk@marionohio.org">CouncilClerk@marionohio.org</a>		
Sarah Bice, Clerk Pro Tempore		

## MARION CITY COUNCIL REGULAR MEETING

City Hall – Council Chambers on 11/25/2019 7:30 PM

### MARION CITY COUNCIL REGULAR MEETING

City Hall – Council Chambers on 11/25/2019 7:30 PM

**ROLL CALL:** 8 members answered – Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels, Mr. Schneider. Absent – Mrs. Blevins, Mr. Norris

With a quorum present, the meeting was called to order at 7:30 PM.

Prayer was led by Tom Toney, Family Life Church. Pledge of Allegiance recited.

#### **SUMMARY OF PROCEEDINGS – 10/28/2019:**

Mr. Huddle made a motion to approve; Mr. Schaber 2<sup>nd</sup>. Roll Call: Ayes – Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none

#### **MINUTES OF 10/28/2019 APPROVED (7-0)**

#### **OLD BUSINESS: NONE**

#### **NEW BUSINESS:**

**Item 1. ORD 2019-63: ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT FOR THE LEASE OF CERTAIN FARM LANDS ADJACENT TO THE MARION MUNICIPAL AIRPORT AND DECLARING AN EMERGENCY (Airport, Lands and Buildings, Mr. Huddle, 3-0 recommendation)**

Matt Arnold, Director of Aviation, stated that 3 valid bids were received to farm 577 acres for the 2020 crop year. The best bid was from Todd Etgen (Ashley, Ohio), as selected by Airport Commission for a three-year lease at \$267 per acre, a \$33 increase over previous rate. Once approved, they will enter into contract within 10 days. Mayor Schertzer clarified that the high bid is the best bid as this is revenue, not an expense.

Mr. Huddle made a motion to suspend the rules; Mr. Schaber 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none

Mr. Huddle made a motion to approve; Mr. Schaber 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none

#### **ORDINANCE 2019-63 APPROVED 7-0**

**Item 2. RES 2019-19: RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF MARION, OHIO TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY (Streets and Sewers, Mr. Schaber, 2-0 recommendation)**

Mr. Schaber explained that the capital improvement projects are for Short Street, South Grand, and Colonial Acres sewer improvement. Mayor Schertzer explained that OPWC projects brought forth by the engineering department/public works department are grants or no/low interest loans.

Mr. Schaber made a motion to suspend the rules; Mr. Huddle 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none

## MARION CITY COUNCIL REGULAR MEETING

City Hall – Council Chambers on 11/25/2019 7:30 PM

Mr. Schaber made a motion to approve; Mr. Huddle 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Landon, Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none

**RESOLUTION 2019-19 APPROVED 7-0**

**Item 3. ORD 2019-64: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>)**

Mr. Schaber said that it is tough as an elected official to talk about raises, but compensation should be reviewed regularly.

Mr. Schaber made a motion to suspend Rule 56; Mr. Ratliff 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – none. Abstain – Mr. Landon (conflict as auditor-elect)

**RULE 56 SUSPENDED (6-0-1)**

**ORDINANCE 2019-64 HAS FIRST READING**

**Item 4. ORD 2019-65: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>)**

Mr. Ratliff said that once in office, official cannot receive raise until next term starts. He has been on council for 14 years and this is third raise, same for Mayor. These elected positions are not staying up with regular employees.

Mr. Ratliff made a motion to suspend Rule 56; Mr. Schaber 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – Mr. Landon

**RULE 56 SUSPENDED (6-1-0)**

**ORDINANCE 2019-65 HAS FIRST READING**

**Item 5. ORD 2019-66: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>)**

Mr. Ratliff made a motion to suspend Rule 56; Mr. Schaber 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels. Nays – Mr. Landon

**RULE 56 SUSPENDED**

**ORDINANCE 2019-66 HAS FIRST READING**

**Item 6. ORD 2019-67: ORDINANCE REESTABLISHING THE SALARY AND BENEFITS FOR STATUTORY OFFICE HOLDERS WITHIN THE CITY, OTHER THAN CITY COUNCIL, TO BE EFFECTIVE THE FIRST DAY OF**

## MARION CITY COUNCIL REGULAR MEETING

City Hall – Council Chambers on 11/25/2019 7:30 PM

### **EACH RESPECTIVE OFFICE'S NEXT TERM, AMENDING THOSE RELEVANT SECTIONS OF EACH APPLICABLE PREVIOUS ORDINANCE, AND DECLARING AN EMERGENCY (Added by Mr. Schaber – 1<sup>st</sup>, Mr. Ratliff – 2<sup>nd</sup>, Mrs. Cunningham – 3<sup>rd</sup>)**

Mr. Schaber made a motion to suspend Rule 56; Mr. Ratliff 2<sup>nd</sup>. Roll Call: Ayes -- Mr. Ratliff, Mr. Schaber, Mrs. Cunningham, Mr. Huddle, Mr. Thomas, Mr. Daniels.  
Nays – Mr. Landon

### **RULE 56 SUSPENDED** **ORDINANCE 2019-67 HAS FIRST READING**

### **OTHER MATTERS NOT ON THE AGENDA:**

Mayor Schertzer announced that the US Census Bureau is seeing Census workers. It is important to get an accurate count of all citizens. That count is tied to federal dollars received by the City. He also wished everyone a happy Thanksgiving. He is grateful for the commitment to community shown by elected officials.

Joe Jacubic from First Energy announced that citizens should beware of phone scammers. He advised citizens to always call back (do not rely on an incoming call even if the phone number appears accurate).

Dan Neidig (333 Forest Lawn Blvd.) extended an invitation to council and the public to attend the next Board of Zoning Appeals meeting on 12/10 at 6:30PM (Tuesday). He stated that there are a lot of things that happen at meetings and the more that council knows about the legislation and codes they write and more about whole process will be helpful. He explained that members receive a report on property and sometimes do a site visit. The "planning committee" has a chance to tell them their recommendation. Do you know what the planning committee is doing and how that is affecting the city? He is the "question person" and likes to ask questions at these meetings. If Council knows more, they will be asking questions and so will the people in your ward. They try to make a determination. Thing that gets him the most, they need to know how this is going to affect the people in your city and your ward. Are they representing you and what you think that they should be doing? The board is the last group that says yes or no, and Council does not know what is going on in your ward. He looks at it differently. He looks beyond how it will affect his ward, but how it will affect others. He wants to make sure it is not just short term. When they make these decisions, then people do not understand why they cannot do something because someone else did it. Why can't we? He thinks all should come to meeting and see how this thing works.

### **COMMITTEE MEETING SCHEDULE:**

Committee meetings were announced as follows:

Finance – 6:30 PM 12/2/2019 – Mr. Huddle, Chair – auditor/budget

Jobs and Economic Development – 6:45 PM 12/09/2019 – Mr. Schaber – CanDo and Downtown Marion

Legislation, Codes, and Regulations – 6:35 PM 12/2/2019 – Mr. Landon, Chair – liquor permit

Municipal Services, Parks & Recreation – 6:40 PM 12/2/2019 – Mr. Schaber, chair – Law Director's Office

**MARION CITY COUNCIL REGULAR MEETING**

City Hall – Council Chambers on 11/25/2019 7:30 PM

Regional Planning – 7 PM on 9/25/2019 at the Marion County Building  
– Mr. Norris, Chair

No other committee chairs called meetings.

With no further business to come before Council, Mr. Schneider adjourned the meeting at 8:33 PM.

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Todd Schneider  
President of Council

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Tarina R. Rose  
Clerk of Council