

PUBLIC HEARING

October 19, 2020

The October 19, 2020 Public Hearing was called to order at 7:15 p.m. at the white shelter in Harrison Smith Park by Rick Roberts, President. City Council members present were John Walker, Kenneth Wessler, Aaron Korte, Marc Mays, Kyle McColly, Rick Roberts, and Don Spiegel.

Others present included: Ben Buckland, Law Director; Rodney Donohoo; Kelly Schley; Tony Schley; Curt Minor; Dale Rowe; Andy Voorheis; Callan Pugh, Daily Chief Union; and Sarah Bennett, Clerk.

The purpose of this meeting was to review a special use permit filed by Pastor Rodney Donohoo, on behalf of the Apostolic Gospel Church, to allow for the operation of a child day care at the church located at 221 North Fifth Street.

Pastor Donohoo noted that the church was approached by Kathy Grasz, the former director of the Wyandot County Chamber of Commerce, about filling the need for a daycare. Pastor Donohoo indicated that the Apostolic Gospel Church recognizes that there is a need in the community for child day care and this was seen as an opportunity to help.

It was noted that the Planning Commission reviewed this request at the Public Hearing and Planning Commission meeting held on September 8, 2020 and they referred this matter to City Council for further consideration.

It was also noted that City Council will be voting on this request in the meeting to follow this public hearing.

There being no further business, the President declared the hearing adjourned.

Sarah J. Bennett, Clerk

Rick Roberts, President

CITY COUNCIL

October 19, 2020

The October 19, 2020 Public Hearing was called to order at 7:30 p.m. at the white shelter in Harrison Smith Park by Rick Roberts, President. A moment of silence was observed followed by the Pledge of Allegiance to the Flag of the United States of America. City Council members present were John Walker, Kenneth Wessler, Aaron Korte, Marc Mays, Kyle McColly, Rick Roberts, and Don Spiegel.

Others present included: Scott Washburn, Mayor; Ben Buckland, Law Director; Stephen Smith, Schottenstein Zox & Dunn; Mark Droll, City Auditor; Eric Troiano, City Treasurer; Linda Stansbery, Administrative Assistant; Nickie Coppler, Human Resource Officer; Dale Rowe, Service Committee; Andy Voorheis, Service Committee; Darcy Washburn; Isaiah Washburn; Cory Washburn; Karen Lee; Gary Veith; Bud Miller; Carolyn Frederick; Gene Frederick; Callan Pugh, Daily Chief Union; and Sarah Bennett, Clerk.

The minutes of the October 5, 2020 City Council meeting, having been mailed to each City Council member, were approved as received.

The minutes of the October 5, 2020 Safety Committee meeting, having been mailed to each City Council member, were reviewed.

The minutes of the October 5, 2020 Service Committee meeting, having been mailed to each City Council member, were reviewed.

The minutes of the October 8, 2020 Civil Service Commission meeting, having been mailed to each City Council member, were reviewed.

The minutes of the October 13, 2020 Park Board meeting, having been mailed to each City Council member, were reviewed.

Mr. Roberts thanked everyone in attendance for being at the meeting and at this time he presented a Key to the City to Mayor Washburn in recognition of his years of service. Mayor Washburn thanked everyone for their support over the years.

Mr. Gary Veith, former City Council member, addressed City Council about rumors that the Mayor's position may be filled as a part-time position. Mr. Veith asked that this possibility please be reconsidered as he feels the position needs to be a full-time position for many reasons including economic development and the need to be able to answer questions and phone calls when needed.

Mr. Gene Frederick addressed City Council and expressed his belief that the City needs to continue to progress and a full-time Mayor is needed for progress to happen.

Mr. Bud Miller, former City Council member, addressed City Council indicating that the City has taken off in the last thirteen years and he believes that the City would be taking a step backwards without a full-time Mayor.

Mr. Dale Rowe, Service Committee member, addressed City Council and expressed his belief that the City needs to continue with a full-time Mayor and the City's Labor Departments' Supervisors would prefer that there be a full-time Mayor.

Mrs. Carolyn Frederick, former City Auditor, addressed City Council indicating the current level of public relations provided by the Mayor cannot continue with a part-time Mayor and she encouraged the position to remain full-time.

A motion was made by Mr. Spiegel, seconded by Mr. Korte, to place Ordinance No. 91-13 entitled, "AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS TO THE ANNUAL APPROPRIATIONS ORDINANCE NO. 67-13, TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF UPPER SANDUSKY, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020, AND DECLARING THIS ACT AN EMERGENCY.", on its first reading by title only. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Ordinance No. 91-13 for the first time by title only.

A motion was made by Mr. Korte, seconded by Mr. Walker, to suspend the rules of the Municipal Charter calling for separate readings on different days. Upon Roll Call, all members voted Yes. The President declared the motion carried.

A motion was made by Mr. Wessler, seconded by Mr. Mays, to place Ordinance No. 91-13 on its second reading by title only. Upon Roll Call, all members voted Yes; the President declared the motion carried. The Clerk read Ordinance No. 91-13 for the second time by title only.

A motion was made by Mr. Mays, seconded by Mr. Wessler, for the adoption of Ordinance No. 91-13. Upon Roll Call, all members voted Yes. The President declared the motion carried and Ordinance No. 91-13 was duly adopted.

City Council members again reviewed the request from the Apostolic Gospel Church, 221 North Fifth Street, to allow for the operation of a child day care at their church, as discussed in the Public Hearing held prior to this meeting.

A motion was made by Mr. Spiegel, seconded by Mr. Walker, to approve the request from the Apostolic Gospel Church to allow for the operation of a child day care at the church located at 221 North Fifth Street. Upon Voice Vote, all members voted Yes. The President declared the motion carried.

At this time Attorney Buckland introduced Attorney Stephen Smith, Shottenstein Zox & Dunn, who specializes in municipal law and was hired to provide a legal answer as to whether the Mayor's position is a part-time or full-time position. Mr. Smith stated that he has reviewed the City's Charter concerning the Mayor's position and it is missing direct mention of a full-time position and a clause that indicates the Mayor would be prohibited from holding a government job and a private sector job. Mr. Smith explained the succession of the President of City Council to the Mayor's position and then the elevation of the President Pro-Tem of City Council to President of City Council, pursuant to the City's Charter.

Mr. Korte acknowledged the hard work and dedication of Mayor Washburn to the City of Upper Sandusky. Mr. Korte noted that the predecessors of the City administration adopted legislation because they felt the Mayor's position warranted full-time. Mr. Korte asked why the City Council had not had an open and transparent discussion with a special City Council meeting about the Mayor's position potentially changing. Mr. Korte stated that City Council has an obligation to voters who elected a full-time Mayor to serve through 2023.

Mr. John Walker indicated that he felt council members had not been updated in an equal fashion and communication needs to improve. Mr. Walker expressed his preference that the position of Mayor be a full-time position.

Mr. Kyle McColly also expressed his support of the Mayor's position being full-time. Mr. McColly asked his fellow Council members if Mayor Washburn had come to City Council a month ago and said he wanted to change the Mayor's position to a part-time position if City Council would have been receptive to that. Mr. McColly also asked the other City Council members to express their opinions on this matter.

Mr. Buckland indicated that City Council could address a reduction in the Mayor's salary to be in line with the position being part-time. Mr. Spiegel suggested a special meeting be held to further discuss the issue of a part-time Mayor's salary.

It was decided that a special City Council meeting will be held on Monday, October 26, 2020 at 6:00 p.m. in the conference room at the Water Treatment Plant to discuss the Mayor's salary, and a special meeting will be held on Tuesday, October 27, 2020 at 6:00 p.m. in the conference room at the Water Treatment Plant to consider legislation addressing an adjustment to the Mayor's salary.

Mr. Roberts again thanked everyone for attending the meeting.

Mayor Washburn thanked everyone for attending the meeting for caring about the City.

Mr. Buckland thanked Mayor Washburn for his service to the City.

It was noted that the members of City Council received the recapitulation for September 2020.

There being no further business, the President declared the meeting adjourned.

Sarah J. Bennett, Clerk

Rick Roberts, President