

**NORWALK CITY COUNCIL**  
**MINUTES**

March 7, 2017  
7:30 p.m.

Municipal Court  
Norwalk, Ohio

**REGULAR SESSION**

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Council President Pro Tempore Chris Mushett called the meeting to order and offered the prayer which was followed by the Pledge of Allegiance. The following Council members were present: Chris Mushett, Samantha Wilhelm, Chris Castle, Steve Schumm, Kelly Beck, Deb Lucal, and Dave Wallace. Steve Euton was absent for personal reasons.

Law Director Stu O'Hara, Safety/Service Director Dan Wendt, Finance Director Diane Eschen, Police Chief Dave Light, and Public Works Director Josh Snyder were also in attendance.

Mrs. Wilhelm moved to excuse Mr. Euton for personal reasons. Mr. Beck seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

**APPROVAL OF AGENDA** Mr. Wallace moved to approve the agenda as presented. Mrs. Lucal seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

**MINUTES** Mr. Schumm moved to approve the February 21, 2017 and February 28, 2017 minutes as presented. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

**COMMUNICATIONS AND PETITIONS** –none

**COMMITTEE REPORTS** – Mrs. Wilhelm requested a Safety Committee meeting prior to the March 14, 2017 Work Session to discuss *Item No. 17-010*.

**OFFICIAL REPORTS**

**MAYOR** – Mayor Duncan urged Council members to correspond with Ohio Senators and Congressmen in an effort to get infrastructure funds as they are released. He also discussed the availability of federal funds for rehabilitation centers.

**SERVICE DIRECTOR** – Mr. Wendt announced an open meeting regarding the Therapy Pool at the Ernsthausen Aquatic Center on Friday, March 10, 2017 from 11:30-12:30 in the Community Room. He also distributed copies of the 2017 Sanitation special collection dates and discussed a recent fire on Gibbs Road.

**FINANCE DIRECTOR** – no report

**LAW DIRECTOR** – Mr. O'Hara reported that he has been in contact with representatives from the Ohio Department of Development concerning the Pippo/Highway Composites building on Republic Street. He said the department is taking action to clean up the property and foreclose on the building. Mr. Mushett asked if there will be any cost to the City. Mr. O'Hara said it doesn't appear so at this point.

**ENGINEER** – Mr. Snyder said the Pleasant Street Lift Station Project is on schedule. He added that the bids came in well under the engineer's estimate on the Milan Avenue Reconstruction Project.

**APPOINTED OR ELECTED OFFICIALS** – Chief Light presented the Norwalk Police Department 2016 year-end report.

Mr. Schumm asked about training requirements in reference to unused funds in the budget. Chief Light said the Department will have enough funds to cover training requirements in 2017. He explained where the funds originate from.

Mr. Wallace thanked Chief Light and the Department for doing a great job.

**PERSONS APPEARING BEFORE COUNCIL** – Sharon Grodi, 13 East League Street was present and asked if it would be possible for citizens to obtain free Narcan from the Huron County Health Department and donate it to the Police Department. Mr. O'Hara said there would be an issue with the chain of custody of the prescription medication which may affect the City's liability.

### **UNFINISHED BUSINESS**

### **SECOND READINGS OF ORDINANCES**

#### Item No. 17-018

AN ORDINANCE LEVYING AN ANNUAL LICENSE TAX UPON THE OPERATION OF MOTOR VEHICLES ON THE PUBLIC ROADS OR HIGHWAYS OF THE CITY IN ACCORDANCE WITH REVISED CODE SECTION 4504.17

Mrs. Wilhelm moved to adopt the ordinance. Mr. Beck seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Schumm, and Mrs. Lucal voted in favor. Mr. Mushett voted no. Ordinance No. 2017-006 adopted.

#### Item No. 17-019

AN ORDINANCE LEVYING AN ANNUAL LICENSE TAX UPON THE OPERATION OF MOTOR VEHICLES ON THE PUBLIC ROADS OR HIGHWAYS OF THE CITY IN ACCORDANCE WITH REVISED CODE SECTION 4504.171

Mr. Schumm moved to adopt the ordinance. Mr. Castle seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Schumm, and Mrs. Lucal voted in favor. Mr. Beck and Mr. Mushett voted no. Ordinance No. 2017-007 adopted.

#### Item No. 17-021

AN ORDINANCE AMENDING PORTIONS OF CHAPTER 529 OF THE NORWALK CODIFIED ORDINANCES PERTAINING TO THE CONSUMPTION OF ALCOHOL ON CITY PROPERTY

Mr. Mushett asked if there has been any input from the Police Department or Park Board. Chief Light said he doesn't foresee it to be a problem.

Mr. Schumm said he is skeptical about the legislation. He said he is concerned that the legislation would open up a can of worms.

Mrs. Wilhelm said there is a process behind the legislation. She said the Police Department would be made aware of any events where alcohol will be served.

Mr. Wendt discussed the host liquor liability insurance. He said the City would likely go with a \$1 million policy initially. He added that there will be no background checks run on applicants.

Mr. Schumm requested quarterly reports detailing the number of permits issued. Mr. Wendt said it would be possible for him to do that.

Mr. Mushett asked about off-duty police officers being required at events. Mr. Wendt said uniformed off-duty officers would be required at any event where alcohol will be sold.

Mrs. Wilhelm moved to adopt the ordinance. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, and Mr. Schumm voted in favor. Mrs. Lucal voted no. Ordinance No. 2017-008 adopted.

Item No. 17-022

AN ORDINANCE AUTHORIZING THE MAYOR AND PUBLIC WORKS DIRECTOR TO ADVERTISE AND RECEIVE BIDS FOR THE 2017 SAFE ROUTES TO SCHOOL PROJECT AND AUTHORIZING A CONTRACT AFTER BIDDING

Mr. Wallace moved to adopt the ordinance. Mr. Beck seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Ordinance No. 2017-009 adopted.

Item No. 17-023

AN ORDINANCE GRANTING A TAXICAB FRANCHISE TO DANIEL GOHLKE dba GT CAB AND AUTHORIZING THE MAYOR TO ENTER INTO A FRANCHISE AND LICENSE AGREEMENT THEREFOR

Mr. Wallace moved to adopt the ordinance. Mrs. Lucal seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Ordinance No. 2017-010 adopted.

**NEW ORDINANCES AND RESOLUTIONS**

Item No. 17-024

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE AMOUNT OF \$300,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF REHABILITATING CITY WATER TOWERS, AND DECLARING AN EMERGENCY

Mr. Wallace moved to waive the rules requiring the first reading of an ordinance. Mr. Castle seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mrs. Wilhelm moved to suspend the rules requiring the second reading of an ordinance. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mr. Beck moved to accept the declaration of emergency as outlined in Section 15. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mrs. Wilhelm moved to adopt the ordinance. Mr. Castle seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Ordinance No. 2017-011 adopted.

Item No. 17-025

AN ORDINANCE AMENDING AND SUPPLEMENTING THE 2017 ANNUAL BUDGET AND APPROPRIATION ORDINANCE NO. 2016-045 AND DECLARING AN EMERGENCY

Mr. Beck moved that the clerk be instructed to read the legislation. Mr. Castle seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mr. Wallace moved to suspend the rules requiring the second reading of an ordinance. Mr. Beck seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mrs. Wilhelm moved to accept the declaration of emergency as outlined in Section 3. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

Mr. Beck moved to adopt the ordinance. Mr. Castle seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Ordinance No. 2017-012 adopted.

Item No. 17-026

A RESOLUTION TO TRANSFER FUNDS APPROPRIATED IN THE 2017 ANNUAL BUDGET AND APPROPRIATION ORDINANCE NO. 2016-045

Mrs. Wilhelm moved to pass the resolution. Mr. Wallace seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Resolution No. 2017-012 passed.


Item No. 17-027

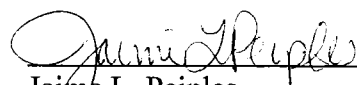
AN ORDINANCE AMENDING ORDINANCE NO. 2015-055 TO PROVIDE FOR THE COMPENSATION FOR THE WATER PROTECTION TECHNICIAN

Mr. Wallace moved that the clerk be instructed to read the legislation. Mrs. Lucal seconded. Mrs. Wilhelm, Mr. Wallace, Mr. Castle, Mr. Beck, Mr. Mushett, Mr. Schumm, and Mrs. Lucal voted in favor. Motion carried.

**NEW BUSINESS** – Mr. Mushett said the next meeting will be a Safety Committee meeting followed by a Work Session at 7:30pm on March 14, 2017.

**ADJOURNMENT** There being no further business to discuss, the meeting was adjourned.

  
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Stephen E. Euton  
President

  
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Jaime L. Peiples  
Clerk