

Mayor
Kathy Huner

City Council
Shane Chamberlin
Patrick Griggs
Steve Schneider
Harold Stickley
Jeff Stiriz
Scott Stiriz



230 Clinton Street • Wauseon, Ohio 43567

Director of Law
Thomas A. McWatters III

Director of Finance
Jamie L. Giguere

Director of Public Service
Keith C. Torbet

Police Chief
Kevin Chittenden

Fire Chief
Rick Sluder

July 16, 2021

Wauseon City Council
230 Clinton Street
Wauseon, Ohio 43567

Re: Council Meeting of July 19, 2021

Dear Council Members:

At the outset of the meeting, Sarah Heising will be sworn in as a new Council Member to fill the unexpired term of Jeff Stiriz.

We are not aware of anyone wishing to address Council at the beginning of the meeting.

The Park Board will present a report and recommend that Public Works install the soccer goals at Homecoming Park (Tim Dennis has agreed to purchase the nets). The park Board will also recommend that City Council explore the possibility of developing a Memorial Bench Program within the City's parks.

There is no legislation for first or second reading.

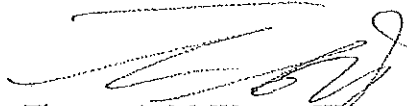
There will be a third reading on Resolution 2021-9 (emergency) which accepts the recommendation of the Revolving Loan Fund Committee to make a loan to assist in the purchase of a local business.

In new business, a motion will be necessary to authorize Law Director Tom McWatters to sign the electronic ballot to approve, on behalf of the City, the Fifth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its affiliated debtors in *In Re: Purdue Pharma L.P., et al.*, United State Bankruptcy Court, Southern District of New York, Case No. 19-23649.

A motion will also be necessary to authorize the Mayor to enter into a Fishing Agreement with ODNR for Wauseon Reservoirs No. 1 and No. 2 for 25 years, expiring April 20, 2046.

These are the only issues I am aware of to come before Council. Should any member of Council have any questions or comments, you are strongly encouraged to contact the appropriate Department Head prior to the meeting.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Tom McWatters III', written over a horizontal line.

Thomas A. McWatters III
City Law Director

TAM:knp

cc: Kathy Huner, Mayor
Clerk of Council
Jamie Giguere, Finance Director
The Blade

Mayor
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WAUSEON CITY COUNCIL AGENDA
JULY 19, 2021
5:00 pm

Order of Business

1. Call meeting to order
2. Pledge of Allegiance
3. Moment of Silence
4. Roll Call
 - a) Council President Chamberlin
 - b) Councilor Griggs
 - c) Councilor Heising
 - d) Councilor Schneider
 - e) Councilor Stickley
 - f) Councilor Scott Stiriz
5. Approval of prior meetings' minutes:
 - a) Council Meeting: July 6, 2021
 - b) Committee of the Whole: July 15, 2021
 - Motion to approve the prior meeting minutes moved by _____ and seconded by _____.

All in favor:
6. Oath of Office Sarah Heising, City Council
7. Names of Individuals Wishing to Address Council and Topic
8. Committee Reports
 - a) Park Board: Tuesday, July 13, 2021, Patrick Griggs, Council Rep
 - Motion to approve the recommendation for Public Works to install soccer goals at Homecoming Park with Tim Dennis agreeing to purchase the nets
Vote: _____ Yeas _____ Nays
 - Motion to approve the recommendation for City Council to consider developing a Memorial Bench Program within City Parks
Vote: _____ Yeas _____ Nays
9. Department Head Reports
10. First Reading of Legislation or Emergency
11. Second Reading of Legislation or Emergency
12. Third Reading of Legislation or Emergency
 - a) Resolution 2021-9: A Resolution accepting the recommendation of the Revolving Loan Fund Committee: Authorizing the Mayor to enter into an Agreement with Pam Seiler and Declaring an Emergency

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- Motion to place Resolution 2019-9 on emergency reading moved by _____ and seconded by _____.
Vote: ____ Yeas ____ Nays
- Motion to place Resolution 2019-9 on final reading moved by _____ and seconded by _____.
Vote: ____ Yeas ____ Nays

13. New Business

- a) Motion to Authorize Law Director Tom McWatters to sign the electronic ballot to approve, on behalf of the City, the Fifth Amendment Joint Chapter 11 Plan of Reorganization of Purdue Pharama L.P. and its affiliated debtors in re: Purdue Pharma L.P. et al., United States Bankruptcy Court, Southern District of New York, Case No. 19-23649 moved by _____ and seconded by _____.
Vote: ____ Yeas ____ Nays
- b) Motion to Authorize the Mayor to enter into a Fishing Agreement with ODNR in Wauseon Reservoirs #1 and #2 for 25 years, expiring April 20, 2046 moved by _____ and seconded by _____.
Vote: ____ Yeas ____ Nays

14. Old Business

15. Approval of the Bills

- a) Motion to approve and pay the bills as presented moved by _____ and seconded by _____.
Vote: ____ Yeas ____ Nays

16. Adjournment

- a) Motion to adjourn moved by _____ and seconded by _____.
All in favor:

Brooke Baumgartner
Clerk of Council

Council reserves the right to adjourn into Executive Session at any time it deems appropriate. The distribution of this Agenda does not obligate Council to take action on the items set forth herein, nor does it limit Council from taking action on other items not on the Agenda. The items listed on the Agenda are subject to change. If additional items are added, Council will use its best effort to notify all interested parties of changes prior to the meeting.

**WAUSEON CITY COUNCIL
COUNCIL MEETING
MONDAY, July 6, 2021**

Mayor Huner called this meeting of the Wauseon City Council to order at 5:00 p.m. She asked everyone to stand for the pledge of allegiance which was followed by a moment of silence. Roll was taken by the Clerk of Council. Present were Council President Chamberlin, Councilors Stiriz, Stickley, and Schneider to constitute a quorum for the transaction of city business. Councilor Griggs had an excused absence.

MINUTES

Mayor Huner asked for a motion to approve the prior meeting minutes. Councilor Stickley moved and seconded by Councilor Stiriz to approve the minutes as printed.

All in favor: *Motion Passed Unanimously*

COMMITTEE REPORTS

Councilor Stiriz gave a brief summary on the Monday, June 22, 2021, safety and code meeting. Karen Pennington with the Fulton County Health Department and Isabella Ruiz with the Youth Advisory Council addressed the Safety and Code Committee to discuss the progress of creating legislation regarding limiting exposure/usage of E-cigarettes to teenagers. Karen and Isabella will keep the City of Wauseon up to date on all progress moving forward.

FIRST READING OF LEGISLATION OR EMERGENCY

There was no legislation for first reading.

SECOND READING OF LEGISLATION OR EMERGENCY

Resolution 2021-9: A resolution accepting the recommendation of the revolving loan fund committee; authorizing the Mayor to enter into an agreement with Pam Seiler

Motion to put Resolution 2021-9 on second reading and the second reading be passed moved by Councilor Stickley and seconded by Council President Chamberlin.

Vote: 4 Yeas 0 Nays *Motion Carries*

THIRD READING OF LEGISLATION OR EMERGENCY

There was no legislation for third reading.

APPROVAL OF THE BILLS

Councilor Schneider moved and seconded by Councilor Stickley to approve and pay the bills as presented.

Vote: 4 Yeas 0 Nays *Motion Carries*

EXECUTIVE SESSION

Executive Session to discuss the purchase or sale of real property and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Councilor Stickley moved and seconded by Councilor Schneider to enter into executive session at 5:05 p.m.

Vote: 4 Yeas 0 Nays *Motion Carries*

No action was taken while in executive session.

Council exited out of executive session at 5:43 p.m.

Councilor Stickley made a motion which was seconded by Councilor Schneider to appoint Sarah Heising to the unexpired seat of Councilor Jeff Stiriz.

Vote: 4 Yeas 0 Nays *Motion Carries*

ADJOURNMENT

There being no further business, Mayor Huner asked for a motion to adjourn. Council President Chamberlin made a motion with Councilor Schneider seconding to adjourn this meeting.

All in favor: *Motion Passed Unanimously*

Brooke Baumgartner, Clerk of Council

Shane Chamberlin, President of Council

**WAUSEON CITY COUNCIL
COMMITTEE OF THE WHOLE
THURSDAY, JULY 15 2021**

Council President Chamberlin called this meeting to order at 7:30 a.m. in Council Chambers. Present were Councilors Scott Stiriz, Griggs, Stickley and Sarah Heising. Councilor Schneider was absent. Also present were Chief Chittenden, Keith Torbet, Jamie Giguere and Chief Sluder.

President Chamberlin welcomed Sarah Heising to City Council. Mayor Huner will be administering her Oath of Office Monday night.

Councilor Griggs reported on Park Board. Park Board voted to put the soccer goals back up at Homecoming Park and Tim Dennis will purchase the nets. They also had a request from Jeff Stiriz's family to purchase and place a memorial bench at Homecoming Park. This was voted on years ago not to allow memorial benches in parks. Park Board recommended to consider developing a Memorial Bench Program within city parks.

President Chamberlin gave a summary of topics discussed at the Staff meeting.

He said there is one piece of legislation for third reading that will need to be passed on an emergency:

Resolution 2021-9: A Resolution accepting the Recommendation of the Revolving Loan Fund Committee: Authorizing the Mayor to enter into an Agreement with Pam Seiler and Declaring an Emergency.

Buildings and Grounds will be meeting Monday, July 19th at 4:00 pm to discuss annexation.

There being no further business, this meeting adjourned at 8:00 a.m.

Trudi L. Mahnke, Ass't Clerk of Council

Shane Chamberlin, President of Council

**PARK BOARD
ROTARY PARK
TUESDAY, JULY 13, 2021
7:00 AM**

PRESENT: Russ Pauley, Larry Zimmerman and David Carroll

ABSENT: Karyn Rupp and Paul Harmon

STAFF: John Arps, Keith Torbet, Patrick Griggs and Trudi Mahnke

Reminder: Dave Carroll indicated that Park Board will be working the Ticket Wheel at the Wauseon Homecoming on Saturday, July 24th from 3-7 pm.

MATTER: Soccer Goals at Homecoming Park

Tim Dennis spoke with Keith Torbet and requested the soccer goals be put back up at Homecoming Park and Tim has agreed to purchase the nets.

John said they still have the old goals and Public Works can put them up.

David Carroll made a motion with Larry Zimmerman seconding to recommend Public Works install the soccer goals at Homecoming Park and Tim Dennis has agreed to purchase the nets.

VOTE: Three Yeas – No Nays **MOTION CARRIES**

MATTER: Memorial Bench at Homecoming Park

Keith Torbet received a request from Jeff Stiriz's family to purchase and place a Memorial Bench at Homecoming Park for Jeff Stiriz. Keith said in the past it was voted to not allow memorial benches in any parks. The Park Board denied the Swartz kid and Don Mathews a memorial bench in 2014. Keith asked how the benches would be maintained and said the material would need to be weatherproof.

Pat said we could recommend the Stiriz family do the Tree Memorial Program we currently have.

Larry suggested a specific area with a special tree like we did for Perry Rupp.

The board suggested creating a Memorial Bench Program with a specific area, waterproofing material to be used, maintenance requirements and require a concrete pad for the bench to sit on.

Larry Zimmerman made a motion with Russ Pauley seconding to recommend City Council consider developing a Memorial Bench Program within City Parks.

VOTE: Three Yeas – No Nays **MOTION CARRIES**

OTHER BUSINESS

John Arps said that Homecoming Park and the walking trail was resurfaced and restriped last week.

Keith said they are hoping to redo the existing bridge at Homecoming Park this year or next year.

Dave Carroll asked if John has received any complaints regarding Homecoming Park being closed several times from being too wet due to the drainage problems. Dave has received several complaints and he knows of several farmers that have the equipment and knowledge to help correct the drainage issues.

Keith said this has been discussed in the past but not knowing the cost and how long the fields would closed vs. the park only being closed a few times when we get a hard rain. Keith will look into this further and if there are farmers willing to help they would take their assistance and this will be brought back to the Park Board at a later date.

There being no further business, this Park Board meeting adjourned at 7:36 am.

Respectfully submitted,
Trudi L. Mahnke
Administrative Assistant

	Yes	No
Emergency	_____	_____
First Reading	_____	_____
Second Reading	_____	_____
Third Reading	_____	_____
Suspension	_____	_____

RESOLUTION 2021-9

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE REVOLVING LOAN FUND COMMITTEE; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH PAM SEILER; AND DECLARING AN EMERGENCY

WHEREAS, the City of Wauseon Revolving Loan Fund Committee has recommended that the City extend certain funds to Pam Seiler for the purchase of J & B Feed Company and to make certain improvements thereto; and

WHEREAS, Pam Seiler projects that purchase of the business and improvements thereto will lead to the retention of 4 jobs and the creation of 5 new jobs over a three-year period; and

WHEREAS, the Mayor should be authorized to execute documents necessary to effectuate the intentions of this Resolution; and

WHEREAS, this Resolution should be declared an emergency measure necessary for the immediate preservation of the health, safety, and public welfare of the City because the State of Ohio has required that the funds be dispersed within a relatively short period of time;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Wauseon as follows:

Section 1.

That the recommendations of the Revolving Loan Fund Committee regarding the loan to Pam Seiler is hereby ratified and confirmed.

Section 2.

The Mayor is hereby authorized to enter into an agreement with Pam Seiler pursuant to the agreement on file in the office of the Clerk of Council.

Section 3.

That the Mayor is further authorized to execute any and all documents necessary to effectuate the terms and conditions of the agreement and the recommendations of the Revolving Loan Fund Committee.

Section 4.

That this Resolution be, and hereby is, declared to be an emergency measure, necessary for the immediate preservation of health, safety, and public welfare of the citizens of the City of Wauseon, and shall be in full force and effect from and immediately after its passage.

Passed:

Kathy Huner, Mayor

Shane Chamberlin, President of Council

Attest: _____
Brooke Baumgartner
Clerk of Council

Approved as to Form:

Thomas A. McWatters III
City Law Director



Ohio Department of Natural Resources

MIKE DEWINE, GOVERNOR

MARY MERTZ, DIRECTOR

Kendra S. Wecker, Chief

Division of Wildlife

2045 Morse Rd, Building G

Columbus, Ohio 43229

Phone: (614) 265-6300

Mayor Kathy Huner
City of Wauseon
230 Clinton St.
Wauseon, OH 43567

March 25, 2021

RE: Fishing Agreement Renewal for the Wauseon Reservoirs

Dear Mayor,

Our records indicate that the fishing agreement between the City of Wauseon and the Ohio Department of Natural Resources, Division of Wildlife expired in February 2021. Attached is a renewal agreement to allow us to continue managing the fishery in Wauseon Reservoirs #1 and #2. If you wish to extend, you need to simply sign and notarize the agreement and return it to me. I have also attached copies of the expired agreement for your reference. Please call me at 429-8375 if you have any questions.

In addition, I have included some information on our fish management efforts at the reservoirs over the past several years. This information includes recent fish stocking and survey data. We look forward to continuing to work with you and manage all the recreational fisheries located in Wauseon.

Sincerely,

Michael Wilkerson

Michael Wilkerson
Fish Management Supervisor
952-A Lima Ave.
Findlay, OH 45840

Division of Wildlife
Ohio Department of Natural Resources

FISHING AGREEMENT

Agreement No.

In consideration of the mutual benefits this agreement is entered into by the State of Ohio, Department of Natural Resources, Division of Wildlife, hereinafter known as the Division and City of Wauseon, hereinafter known as the Owner, this 1st day of May, 20 21, and expiring on the 30th day of April, 20 46; a period of 25 years.

It is the intent of this agreement to provide free public fishing in the body of water commonly known as Wauseon Res. #1 and #2 which is located in Clinton Township, Fulton County and more completely described in a deed to the Owner filed in deed book number 123, 92, page 474, 479, of the Fulton County Recorder's Office consisting of 60 acres more or less of land and water.

It is mutually agreed between the Division and the Owner as follows:

1. The State shall provide a fisheries management program including the enforcement of fish and wildlife laws and all orders of the Division of Wildlife.
2. The State and the Owner shall enforce the provisions of Section 1533.32 and 3767.32 of the Revised Code.
3. The Owner shall permit free public fishing and reasonable access at all times.
4. Free public fishing shall include, but not be limited to, fishing from watercraft with horsepower limits agreeable to both parties.
5. The State shall have the right to remove all of its property or improvements at any time.
6. Obligations of the State are subject to the provisions of Section 126.07 of the Revised Code.
7. The State or its designee will be permitted to use gasoline-powered outboard motors on boats used to perform routine duties including surveys, research, and law enforcement.
8. The Owner will permit fishing upon the Owner's shoreline and water to responsible and respectful persons without regard to their race, color, national origin, sex, age, or handicap. If the Owner unduly restricts fishing access the Division may terminate this agreement immediately.

In witness, the parties hereafter have caused this instrument to be executed this day and year above written.

Witness to Owner

Owner

Witness to Owner

STATE OF OHIO

County, ss:

Before me, a Notary Public in and for said County and State, personally appeared the above named _____ who acknowledged that _____ he _____ did sign the foregoing instrument and that the same is _____ free act and deed. IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at _____, this _____ day of _____, 20 _____.

Notary Public

State of Ohio, Department of Natural Resources, Division of Wildlife

By: _____
Chief, Division of Wildlife

FISHING AGREEMENT

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Agreement No.

In consideration of the mutual benefits this agreement is entered into by the State of Ohio, Department of Natural Resources, Division of Wildlife, hereinafter known as the Division and the City of Wauseon, hereinafter known as the Owner, this 18 day of February, 20 11, and expiring on the 18 day of February, 20 21; a period of 10 years.

It is the intent of this agreement to provide free public fishing in the body of water commonly known as Wauseon Res. #1 & #2 which is located in Clinton Township, Fulton County and more completely described in a deed to the Owner filed in deed book number 123, 92, page 474, 479, of the Fulton County Recorder's Office consisting of 60 acres more or less of land and water.

It is mutually agreed between the Division and the Owner as follows:

1. The State shall provide a fisheries management program including the enforcement of fish and wildlife laws and all orders of the Division of Wildlife.
2. The State and the Owner shall enforce the provisions of Section 1531.29 of the Revised Code.
3. The Owner shall permit free public fishing and reasonable access at all times.
4. Free public fishing shall include, but not be limited to, fishing from watercraft with horsepower limits agreeable to both parties.
5. The State shall have the right to remove all of its property or improvements at any time.
6. Obligations of the State are subject to the provisions of Section 126.07 of the Revised Code.
7. The State or its designee will be permitted to use gasoline-powered outboard motors on boats used to perform routine duties including surveys, research, and law enforcement.

In witness, the parties hereafter have caused this instrument to be executed this day and year above written.

Margaret A. Murphy
Witness to Owner

Traci L. Mahnke
Witness to Owner

Jerry Dehnke Mayor
Owner

STATE OF OHIO

Fulton County, ss:

Before me, a Notary Public in and for said County and State, personally appeared the above named Jerry Dehnke who acknowledged that as Mayor of the Wauseon, OH did sign the foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal,

at Wauseon, Ohio, this 4 day of February, 20 11.

MARGARET A. MURPHY
NOTARY PUBLIC - STATE OF OHIO
Recorded in Fulton County
My commission expires Feb. 24, 2014

Margaret A. Murphy
Notary Public

State of Ohio, Department of Natural Resources, Division of Wildlife

By: Vicki S. Nard
Chief, Division of Wildlife

Dan J. North 3/3/11
Assistant Attorney General

APPROVED:

Scott A. Ziff
Director, Department of Natural Resources



Stocking Summary For Wauseon Reservoir #1

Water area	Date of Stocking	Species	Number	Stocking Size
Wauseon Reservoir #1				
	9/22/2016	Channel Catfish	580	Fingerlings
	3/11/2020	Channel Catfish	578	Fingerling

Stocking Summary For Wauseon Reservoir #2

Water area	Date of Stocking	Species	Number	Stocking Size
Wauseon Reservoir #2	5/25/2016	Yellow Perch	12,750	Fingerling
	6/2/2016	Yellow Perch	14,940	Fingerling
	6/8/2016	Saugeye	5,683	Fingerling
	5/31/2017	Saugeye	10,782	Fingerling
	6/6/2017	Yellow Perch	18,600	Fingerling
	5/15/2018	Saugeye	5,558	Fingerling
	5/21/2019	Saugeye	7,022	Fingerling
	6/4/2019	Yellow Perch	16,807	Fingerling
	6/6/2019	Yellow Perch	10,665	Fingerling
	3/11/2020	Channel Catfish	2,519	Fingerling
	5/26/2020	Saugeye	5,072	Fingerling
	6/2/2020	Yellow Perch	12,815	Fingerling

IMS Lake Summary Report for: WAUSEON RESERVOIR #2



Species	Date	Number Caught	Catch Per Hour	Average Length (inches)	Largest Caught (inches)
Bluegill	5/23/2011	33	137.5	5	6.9
	5/18/2009	13	54.17	4.5	6.6
	5/19/2004	1	1.47	3.9	3.9
	5/27/2003	102	100	5.7	8.2
Channel Catfish	11/19/2019	2	0.13	16.1	16.1
	10/26/2015	11	0.6	19.1	26.4
	10/20/2014	14	0.81	20	24.4
	10/15/2013	13	0.74	20	28
	10/23/2012	21	1.31	18.6	24.4
	10/13/2010	26	1.63	15.5	22.4
	10/19/2009	6	0.36	12.2	13.6
	10/30/2006	12	0.65	18.7	25
	10/8/2003	40	1.99	17.6	25.2
Largemouth Bass	5/23/2011	37	53.1	11.9	19.3
	5/18/2009	19	25.68	17.1	20
	5/19/2004	11	16.18	12.9	17.9
	5/27/2003	72	70.59	6.4	17.1
Saugeye	11/19/2019	16	1	16	23.3
	11/7/2016	15	0.88	16.7	23.7
	10/3/2016	7	0.12	12.6	13.2
	10/26/2015	28	1.55	11.3	21.7
	10/20/2014	15	0.87	15.7	24.8
	9/22/2014	0	0		
	10/15/2013	23	1.35	15.6	23.7
	10/23/2012	12	0.75	13.8	24.3
	9/17/2012	7	7.67	10.9	11.7
	9/20/2011	1	1	8.9	8.9
	10/13/2010	39	2.44	14.1	20.9
	10/19/2009	4	0.24	7.8	8.5
	10/30/2006	35	2.03	16.7	24.2
	10/8/2003	40	2.14	16.1	22.2
	9/25/2003	3	3	7.8	8.1
Walleye	10/26/2015	1	0.05	26.8	26.8

Species	Date	Number Caught	Catch Per Hour	Average Length (inches)	Largest Caught (inches)
White Bass	10/23/2012	1	0.06	26	26
	10/13/2010	1	0.06	25.6	25.6
	10/19/2009	0	0		
	10/30/2006	1	0.05	20.9	20.9
	10/8/2003	4	0.22	21.5	24.4
	11/19/2019	34	2.13	10.9	11.7
	11/7/2016	142	8.31	12	14.6
	10/26/2015	141	7.69	12.5	14.8
	10/20/2014	76	4.36	12.1	13.9
	10/15/2013	70	3.94	11.3	13.1
Yellow Perch	10/23/2012	65	4.06	9.8	16.5
	10/13/2010	21	1.31	10.4	15
	10/19/2009	0	0		
	10/30/2006	21	1.16	11	12.5
	10/8/2003	0	0		
	4/5/2018	43	2.3	9.3	10.8
	3/28/2016	61	3.72	9.3	12.2
	4/30/2014	8	0.49	8.5	10
	4/23/2013	0	0		
	3/26/2012	621	34.99	7.4	9.5
	4/19/2011	136	7.62	6.9	11.6
	3/29/2010	11	0.69	7.1	7.5
	4/9/2009	5	0.31	7.8	10.1
	4/3/2006	47	2.78	7.5	9.9