

Minutes of the Meeting of Council
March 1, 2010

The Council of the City of Sylvania, Ohio met in regular session on Monday, March 1, 2010 with Mayor Craig A. Stough in the chair. Roll was called with the following members present: Katie Cappellini, Keith Haddad, Doug Haynam, Mark Luetke, Todd Milner, Mary J. Westphal (6); absent: V. Michael Brown (1), excused by Mayor Stough. Roll call: Brown absent; excused.

Mr. Haynam led the Pledge of Allegiance to the United States of America. Pledge of Alleg.

Mayor Stough stated that Council will now consider agenda item 3.

Requests were made for the following additions to the agenda: Additions to the agenda.

- 4a. Walk for Autism at Northview High School.
- 4b. Introduction of new police officer.
- 7a. Economic Development sub-Committee report.
- 10a. Zoning & Annexation Committee report.
- 13a. Finance Committee report.
- 13b. Safety Committee report.
- 13c. Schedule an Employee & Community Relations Committee meeting.
- 13d. Schedule a Building & Grounds Committee meeting.
- 15. Report on the fireworks.

Mr. Milner moved, Mr. Haynam seconded, to approve the agenda as amended; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal (6) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 4.

Mr. Haddad presented the February 16 meeting minutes. Mr. Haddad moved, Mr. Haynam seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of February 16, 2010 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Cappellini (6) yeas; (0) nays. The motion carried. Approval of the February 16 meeting minutes.

Three students from the Sylvania High School Med Tech program invited Council members and others to join them in their third annual Walk for Autism which is being held on April 17 from 10:00 a.m. to 1:00 p.m. on the Northview High School track. April 17 Walk for Autism.

Police Chief Gerald Sobb introduced new Police Officer Matthew Shearn, and noted that he is also a member of the Coast Guard Reserve. New police officer.

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Mayor Stough stated that Council will now consider agenda item 5.

Sue Schafer, Manager, Sylvania branch of the Toledo-Lucas County Public Library introduced herself. She replaces John Cleveland who retired.

New library manager.

Mayor Stough stated that Council will now consider agenda item 6.

Service Director Jeffrey Ballmer's report on the proposals received for the two year contract mowing was placed on file. Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 15-2010, a written copy of same having been previously furnished to each member of Council, "Accepting the proposal of Green Acres Mowing for the furnishing of all labor, materials and equipment for turf maintenance at various locations owned by the City of Sylvania, not to exceed the total sum of \$28,633 for the years 2010 and 2011; appropriating funds therefore; and declaring an emergency." Mrs. Cappellini moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Luetke, Milner, Westphal, Cappellini, Haddad (6) yeas; (0) nays. The motion carried.

Ordinance 15-2010, "Accepting the proposal of Green Acres Mowing...turf maintenance..."

Mrs. Cappellini moved, Mr. Milner seconded that Ordinance No. 15-2010 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Milner, Westphal, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

After a brief discussion, Mr. Luetke moved, Mr. Haddad seconded, that Council encourage the Finance Committee to consider a policy of local preference when awarding contracts; roll call vote being: Milner, Westphal, Cappellini, Haddad, Haynam, Luetke (6) yeas; (0) nays. The motion carried.

Local preference for contracts.

Mayor Stough stated that Council will now consider agenda item 7.

Mr. Luetke reported that the Economic Development sub-Committee met on February 25 and made a motion to place the following ordinance on tonight's agenda. Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 16-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to accept the proposal of JJR, LLC to provide professional planning services for the SOMO District; appropriating funds therefore in an amount not to exceed \$10,000; and declaring an emergency." Mr. Luetke moved, Mr. Milner seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Cappellini, Haddad, Haynam, Luetke, Milner (6) yeas; (0) nays. The motion carried.

Ordinance 16-2010, "...accept the proposal of JJR...SOMO District..."

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Mr. Luetke moved, Mr. Haddad seconded, that Ordinance No. 16-2010 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal (6) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 8.

The Service Director's report on the joint repaving project with the State was placed on file. Mr. Milner presented and read aloud by title only, proposed Ordinance No. 17-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into a contract on behalf of the City of Sylvania with the Ohio Department of Transportation for the improvement of State Route 184; appropriating funds for said improvement in the amount of \$454,480; and declaring an emergency." Mr. Milner moved, Mr. Haddad seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Cappellini (6) yeas; (0) nays. The motion carried.

Ordinance 17-2010, "...improvement of State Route 184..." (Alexis Rd.)

Mr. Milner moved, Mr. Haddad seconded, that Ordinance No. 17-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Luetke, Milner, Westphal, Cappellini, Haddad (6); (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 9.

Mr. Milner presented the two notices from the Ohio Division of Liquor Control of liquor license transfers. One is from Pasta Fina, 5834 Monroe St., Suite N, to KIF Major Magics Ltd, 5838 Monroe St. The other is from Lane Drug Co., d/b/a Rite Aid Discount Pharmacy, 5619 N. Main St. to Lane Drug Co., d/b/a Rite Aid, 6484 Monroe St. Mr. Milner moved, Mr. Haynam seconded, that no hearings be requested for either of the applications; roll call vote being: Luetke, Milner, Westphal, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

No objection to liquor license transfers.

Mayor Stough stated that Council will now consider agenda item 10.

Mr. Haynam presented zoning ordinance amendment petition no. PD-1-2010, a request from 4M Investors, LLC, to allow for more than one building on the site. He noted that the Zoning & Annexation Committee met on February 24 to review this petition plus the other parcels in that region as they relate to the Land Use Plan Update 2009. Mr. Haynam moved, Mr. Luetke seconded, to refer PD-1-2010 to the Municipal Planning Commission for review and recommendation; roll call vote being: Westphal, Cappellini, Haddad, Haynam, Luetke, Milner (6) yeas; (0) nays. The motion carried.

PD-1-2010 to Planning Comm.

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Mayor Stough stated that Council will now consider agenda item 11.

The Mayor reported that the Safe Routes to School Study which was commissioned in 2009 will soon be publicized. This study determines the availability of grant money. He also presented the letter of interest from School Superintendent Brad Rieger for extending the agreement for the crossing guard at McCord Junior High School and Coppersmith Rd. through the end of the school year. Mr. Milner moved, Mrs. Westphal seconded, to authorizing extending the agreement through the end of the school year; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal (6) yeas; (0) nays. The motion carried.

Crossing guard agreement extended through end of school year.

Mayor Stough stated that Council will now consider agenda item 12.

Mr. Luetke moved, Mr. Haddad seconded, to refer the Honorary Designation of a Public Facility or Right-of-Way application to the Employee & Community Relations Committee for review and recommendation; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Cappellini (6) yeas; (0) nays. The motion carried.

Honorary Designation to Employ. & Comm Relations.

Mayor Stough stated that Council will now consider agenda item 13.

Mr. Haddad reported that the Finance Committee met at 6:30 for more consideration of the financial and debt policy. The committee approved a proposal to increase the target balances in the General, Water, and Sewer funds, and to eliminate the Water and Sewer Capital funds. Also, a fund will be established for compensation payments at retirement. Mr. Haddad moved, Mr. Luetke seconded, to authorize legislation with the revised balances; roll call vote being: Haynam, Luetke, Milner, Westphal, Cappellini, Haddad (6) yeas; (0) nays. The motion carried.

Finance Comm. report.

Mr. Milner reported on the February 22 Safety Committee meeting to discuss the relocation of Fire Station #1, and the Township's decision not to rebuild on its current site. He noted that all Council members, two Trustees, and many citizens were present. One of the campaign promises for the fire levy was that a fire station would remain within the City limits. Mayor Stough, Mr. Brown, and Safety Director Gerald Sobb will meet with the Township Administration to determine a site in the central City.

Safety Comm. report.

Mr. Luetke said the Employee & Community Relations Committee will meet on March 11 at 4:30 p.m. to review the applications for the vacant Board of Zoning Appeals seat, and to consider the application for the Honorary Designation.

Empl. & Community Rel. to meet March 11

Mrs. Westphal said the Building & Grounds Committee will meet at 8:00 a.m. on March 11 to consider the proposed upgrades to Plummer Pool.

Bldg. & Grounds, March 11.

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Mr. Haynam reported that he has forwarded, via e-mail, to all Council members and other City officials the zoning report prepared by Poggemeyer. It is intended to provide background information and a general direction for the development of a new zoning code. Mr. Haynam moved, Mr. Luetke seconded, to refer the report to the Zoning & Annexation Committee for review; roll call vote being: Luetke, Milner, Westphal, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

Initial zoning code update report to Zoning & Annexation Comm.

Mayor Stough stated that Council will now consider agenda item 15.

Mr. Haddad said that Pyrotecnico will stage the 2010 fireworks show. He has requested that the Sylvania Area Joint Recreation District provide \$2,000 toward the projected \$27,000 cost since it benefits from the proceeds.

2010 fireworks.

Susan Solis, Paxton St., asked to address Council about the dangers of mosquito spray on people and the environment. She had presented copies of documentation and asked Council to pass an ordinance prohibiting mosquito spraying in the City limits. Mr. Haddad said the Safety Committee will consider the request.

Dangers of mosquito spray to Safety Comm.

Mayor Stough stated that all items on the agenda had been considered. Mr. Haynam moved, Mrs. Cappellini seconded, that this meeting adjourn; all present voting yea (6); (0) nays. The motion carried and the meeting adjourned at 8:50 p.m.

Adjournment.

Clerk of Council

Mayor