

Minutes of the Meeting of Council
March 15, 2010

The Council of the City of Sylvania, Ohio met in regular session on Monday, March 15, 2010 with Mayor Craig A. Stough in the chair. Roll was called with the following members present: V. Michael Brown, Katie Cappellini, Keith Haddad, Doug Haynam, Mark Luetke, Mary J. Westphal (6); absent: Todd Milner (1), excused by Mayor Stough.

Roll call: Milner absent, excused.

Mr. Luetke 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 amendments to the agenda:

Amendments to the agenda.

6. Delayed to next agenda.
- 11a. Fireworks recommendation.
- 11b. Employee & Community Relations Committee report.
- 11c. Building & Grounds Committee report.
- 12a. Schedule a Zoning & Annexation Committee meeting.
13. Proposed Ordinance 21-2010.
14. Appointment to the TMACOG Environmental Council.
15. Council to adjourn to Executive Session to discuss two personnel matters.

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

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

Mr. Haddad presented the March 1 meeting minutes. Mr. Haddad moved, Mr. Luetke 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 March 1, 2010 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Approval of the March 1 meeting minutes.

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

Service Director Jeffrey Ballmer's report on the change orders to the Council and Police Building Renovations was placed on file. Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 18-2010, a recent copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to approve three change orders to this City's agreement with Harp Contractors, Inc. for the Council and Police Building renovations project which reflects

Ordinance 18-2010, "...approve three change orders...Harp Contractors... Council and

Minutes of the Meeting of Council
March 15, 2010

the actual work performed on this project; increasing the contract amount by \$14,562.70; appropriating funds therefore; and declaring an emergency.” Mrs. Westphal moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haddad, Haynam, Luetke, Westphal, Brown, Cappellini (6) yeas; (0) nays. The motion carried.

Police Building renovations...”

Mrs. Westphal moved, Mr. Haynam seconded, that Ordinance No. 18-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Luetke, Westphal, Brown, Cappellini, Haddad (6) yeas; (0) nays. The motion carried.

Mayor Stough stated that item 6 has been tabled, and Council will now consider agenda item 7.

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 20-2010, a written copy of same having been previously furnished to each member of Council, “Approving the banner application of Weak Signals Radio; authorizing the Deputy Director of Public Service to indicate such approval on behalf of the City of Sylvania; and declaring an emergency.” Mr. Haynam moved, Mr. Haddad seconded, that Council dispense with the Second and Third Readings of said Ordinance. There was discussion on issuing a banner permit which is not a Sylvania community event. The vote on the motion being: Luetke, Westphal, Brown, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

Ordinance 20-2010, “Approving the banner application of Weak Signals Radio...”

Mr. Haynam moved, Mr. Haddad seconded, that Ordinance No. 20-2010 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Brown, Cappellini, Haddad, Luetke (5) yeas; Haynam (1) nay. The motion carried.

Mr. Haynam moved, Mr. Luetke seconded, to refer the criteria for street banners to the Zoning & Annexation Committee for review and clarification; roll call vote being: Brown, Cappellini, Haddad, Haynam Luetke, Westphal (6) yeas; (0) nays. The motion carried.

Street banner criteria to Zoning Comm.

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

Mr. Haddad presented and read aloud by title only, proposed Resolution No. 11-2010, a written copy of same having been previously furnished to each member of Council, “A Resolution of the Council of the City of Sylvania approving the City of Sylvania Financial and Debt Policy; and declaring an emergency.” Mr. Haddad moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Resolution 11-2010, “...approving...Financial and Debt Policy ...”

Minutes of the Meeting of Council
March 15, 2010

Mr. Haddad moved, Mr. Haynam seconded, that Resolution No. 11-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haddad, Haynam, Luetke, Westphal, Brown, Cappellini (6) yeas; (0) nays. The motion carried.

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

Mayor Stough presented the Service Director's report on the 2010 street resurfacing program. Mr. Haddad moved, Mr. Haynam seconded, to authorize the clerk to advertise for bids for the pavement planing; roll call vote being: Haynam, Luetke, Westphal, Brown, Cappellini, Haddad (6) yeas; (0) nays. The motion carried.

Clerk to advertise for 2010 pavement planing.

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

Mr. Haynam presented the Planning Commission's recommendation for zoning ordinance amendment petition no. PD-1-2010 for property at 3618 King Road. Mr. Haynam moved, Mrs. Westphal seconded, to schedule the public hearing for May 17 at 6:30 p.m. and to authorize the clerk to advertise for bids; roll call vote being: Luetke, Westphal, Brown, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

Public hearing for 3618 King Rd. set for May 17, 6:30 p.m.

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

Mr. Haddad reported that the proposal received from Pyrotecnico for the fireworks display has been considered the best one. There was some discussion on requesting funds from Sylvania Area Joint Recreation District to help with the additional cost because of the price increase. Mr. Haddad moved, Mrs. Westphal seconded, to authorize legislation approving the contract with Pyrotecnico in the amount of \$27,500; roll call vote being: Westphal, Brown, Cappellini, Haddad, Haynam, Luetke (6) yeas; (0) nays. The motion carried.

Fireworks contract legislation authorized.

Mr. Luetke said that the Employee & Community Relations Committee met on March 11 to consider the three applicants for the vacant Board of Zoning Appeals seat, noting that it was a challenge to make the selection due to the quality of the candidates. Mr. Luetke moved, Mr. Brown seconded, to authorize a resolution naming Norman Ladd to the unexpired term on the Board of Zoning Appeals; roll call vote being: Brown, Cappellini, Haddad, Haynam, Luetke, Westphal (6) yeas; (0) nays. The motion carried.

Legislation authorized, Board of Zoning Appeals member.

Mr. Brown said that the committee also considered the application for an honorary designation of a public facility or right-of-way. Mr. Brown moved, Mr. Luetke seconded, to refer the application for the naming of the new train car barn at the Historical Village to the Planning Commission for review and recommendation; roll

Honorary designation application to Planning Comm.

Minutes of the Meeting of Council
March 15, 2010

call vote being: Cappellini, Haddad, Haynam, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Mrs. Westphal reported that the Building & Grounds Committee met on March 11 to review the request for repairs at Plummer Pool. Some of the work has been done, and the pool will open as scheduled in May. The remaining items will be considered again in the fall. The committee also reviewed the costs to change the sign at the Administration Building to City Hall.

Building and
Grounds report.

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

Mr. Haynam scheduled a meeting of the Zoning & Annexation Committee for March 25 at 8:00 a.m. in Council Chambers to begin discussions on the zoning code update and changes to the banner requirements.

Zoning Comm.,
March 25 8:00
a.m.

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

Mr. Haddad presented and read aloud by title only, proposed Ordinance No. 21-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance of the City of Sylvania, Ohio to enter into an agreement with the Ohio Department of Transportation for the purchase of roadway de-icing salt; and declaring an emergency." Mr. Haddad moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haddad, Haynam, Luetke, Westphal, Brown, Cappellini (6) yeas; (0) nays. The motion carried.

Ordinance 21-
2010, "...Ohio...
purchase of road-
way de-icing salt
..."

Mr. Haddad moved, Mr. Luetke seconded, that Ordinance No. 21-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Luetke, Westphal, Brown, Cappellini, Haddad (6) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 14.

Mayor Stough said he has appointed Keith Haddad to serve as the City's representative to the TMACOG Environmental Council.

Environmental
Council appoint.

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

At 8:25 p.m. Mr. Haddad moved, Mrs. Westphal seconded, to adjourn to Executive Session of Council to discuss two personnel issues; roll call vote being: Luetke, Westphal, Brown, Cappellini, Haddad, Haynam (6) yeas; (0) nays. The motion carried.

Executive
Session.

Minutes of the Meeting of Council
March 15, 2010

At 8:45 p.m. Mr. Luetke moved, Mr. Haddad seconded, to return to Regular Session of Council; roll call vote being: Westphal, Brown, Cappellini, Haddad, Haynam, Luetke (6) yeas; (0) nays. The motion carried. Regular Session.

Mayor Stough reported that discussion during the Executive Session was about the committee that had been formed to interview candidates for Police Chief. The committee decided that the positions of Police Chief and Public Safety Director should be split at this time. The committee's recommendation is to appoint Captain William Rhodus as the City of Sylvania Chief of Police beginning April 26, and to appoint Economic Development/Administrative Services Coordinator William Sanford as interim Director of Public Safety beginning April 26. The Mayor said that no action was taken during Executive Session, and he asked that Council confirm the appointments. Mr. Haddad moved, Mr. Brown seconded, to confirm the appointment of William Rhodus as Chief of Police commencing April 26, 2010; roll call vote being: Brown, Cappellini, Haddad, Haynam, Luetke, Westphal (6) yeas; (0) nays. The motion carried. Confirmation of appointment of William Rhodus as Chief of Police.

Mr. Haddad moved, Mr. Brown seconded, to confirm the appointment of William Sanford as interim Director of Public Safety commencing April 26, 2010. Mr. Haynam clarified that another position is not being created. The vote on the motion being: Cappellini, Haddad, Haynam, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried. Confirmation of appointment of Wm. Sanford as Safety Director.

Mayor Stough stated that all items on the agenda had been considered. Mr. Haddad moved, Mr. Haynam seconded, that this meeting adjourn; all present voting yea (6); (0) nays. The motion carried and the meeting adjourned at 8:55 p.m. Adjournment.

Clerk of Council

Mayor