

Minutes of the Meeting of City Council  
May 3, 2010

The Council of the City of Sylvania, Ohio met in regular session on Monday, May 3, 2010 at 7:30 p.m. 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, Todd Milner, Mary J. Westphal (7); absent: (0).

Roll call: all present.

Mr. Milner 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. Introduction by Police Chief.

15a. Parks & Forestry Committee report and set a Committee-of-the-Whole meeting.

15b. Zoning & Annexation Committee report.

Mr. Haynam moved, Mrs. Cappellini seconded, to approve the agenda as amended; roll call vote being: Brown, Cappellini, Haddad, Haynam, Luetke, Milner, Westphal (7) yeas; (0) nays. The motion carried.

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

Mr. Haddad presented the April 19 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 April 19, 2010 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal, Brown (7) yeas; (0) nays. The motion carried.

Approval of the April 19 meeting minutes.

Police Chief William Rhodus introduced newly appointed Captain Frederick Schnoor, Jr. He said that he and Bill Sanford, Economic Development/Administrative Services Coordinator, interviewed three candidates. Captain Schnoor is a 16 year employee, working most recently as Detective Sergeant.

Introduction of new Police Captain.

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

Biologist Lee Mitchell, Toledo Area Sanitary District, T.A.S.D., provided the district's Annual Report. He said the report includes their budget, scope of operations, and the chemicals used for mosquito control in the County. The spray is safe and effective, and must be approved by the Environmental Safety Council. Funding is provided by the 2.5 mill property tax. He noted that besides the regular spraying route, personnel

T.A.S.D. report.

Minutes of the Meeting of Council  
May 3, 2010

will come out on an on-call basis if requested. They also will not spray near a property if instructed not to by the owner.

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

Administrative Assistant Laura Bigelow presented a rough draft of the sign policy for the LED message board at Main and Monroe. She asked Council to e-mail additions, amendments, deletions to her, and she will fine tune the policy. Mrs. Bigelow also wants the check out other criteria.

Draft of LED message board policy.

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

Mayor Stough presented proposed Ordinance No. 39-2010, authorizing the Toledo Area Regional Transit Authority's (TARTA) reorganization efforts in order to eliminate the 2.5 mill property tax, and substitute a 1/2% sales tax. There was discussion on what the agency will do with the surplus it will initially receive at the beginning when it collects both the property tax and the sales tax revenues. There was also concern that TARTA has not presented a more specific service plan. Mr. Milner moved, Mr. Haynam seconded, to set a Committee-of-the-Whole meeting for 6:00 p.m. on June 21, and ask Mr. Gee to attend for further discussion on the proposal; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried.

C-O-W, June 21, 6:00 p.m., TARTA proposal.

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

Service Director Jeffrey Ballmer's report on the bids received for the Angleview improvements project was placed on file. Mr. Milner presented and read aloud by title only, proposed Ordinance No. 40-2010, a written copy of same having been previously furnished to each member of Council, "Accepting the bid of PHC, Inc., and awarding the contract for the Angleview Drive and Angleview Court Improvement Project to same; authorizing the expenditure for the improvements in the amount of \$572,394.96; appropriating funds therefore; and declaring an emergency." Mr. Milner moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Luetke, Milner, Westphal, Brown, Cappellini, Haddad (7) yeas; (0) nays. The motion carried.

Ordinance 40-2010, "Accepting the bid of PHC... Angleview..."

Mr. Milner moved, Mr. Luetke seconded, that Ordinance No. 40-2010 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haddad, Haynam (7) yeas; (0) nays. The motion carried.

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

Minutes of the Meeting of Council  
May 3, 2010

Mayor Stough presented proposed Ordinance No. 41-2010, adding Chapter 930 to Part Nine of the Codified Ordinances. After discussion on a few of the sections of the new chapter, Mr. Luetke moved, Mr. Haddad seconded to refer proposed Ordinance No. 41-2010 to the Utilities & Environment Committee for further review; roll call vote being: Milner, Westphal, Brown, Cappellini, Haddad, Haynam, Luetke (7) yeas; (0) nays. The motion carried.

Ordinance 41-2010 referred to Utilities & Environment Comm.

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

Mr. Haddad presented and read aloud by title only, proposed Ordinance No. 42-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Director of Finance to establish an Escrow Account Agency Fund; and declaring an emergency." Mr. Haddad moved, Mr. Milner seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Brown, Cappellini, Haddad, Haynam, Luetke, Milner (7) yeas; (0) nays. The motion carried.

Ordinance 42-2010, "...establish an Escrow Account Agency Fund..."

Mr. Haddad moved, Mr. Luetke seconded, that Ordinance No. 42-2010 be enacted as an emergency measure as declared therein; roll call vote being: Brown, Cappellini, Haddad, Haynam, Luetke, Milner, Westphal (7) yeas; (0) nays. The motion carried.

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

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 43-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Director of Finance to establish a Payroll Stabilization Fund; and declaring an emergency." Mr. Luetke moved, Mr. Haddad seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal, Brown (7) yeas; (0) nays. The motion carried.

Ordinance 43-2010 "...establish a Payroll Stabilization Fund..."

Mr. Luetke moved, Mr. Haynam seconded, that Ordinance No. 43-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried.

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

Mr. Milner presented and read aloud by title only, proposed Ordinance No. 44-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Director of Finance to establish a Property Room Agency Fund; and declaring an emergency." Mr. Milner moved, Mr. Haddad seconded, that Ordinance

Ordinance 44-2010, "...establish a Property Room Agency Fund..."

Minutes of the Meeting of Council  
May 3, 2010

No. 44-2010 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Luetke, Milner, Westphal, Brown, Cappellini, Haddad (7) yeas; (0) nays. The motion carried.

Mr. Milner moved, Mr. Haddad seconded, that Ordinance No. 44-2010 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haddad, Haynam (7) yeas; (0) nays. The motion carried.

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

The Service Director's report on the Alexis Road improvements was placed on file. Mr. Milner presented and read aloud by title only, proposed Ordinance No. 45-2010, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to approve an additional expenditure for the Alexis Road Improvement Project which reflects cost of installing video detection; increasing the contract amount by \$9,630; appropriating funds therefore; 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: Milner, Westphal, Brown, Cappellini, Haddad, Haynam, Luetke (7) yeas; (0) nays. The motion carried.

Ordinance 45-2010, "...approve an additional expenditure... Alexis Road..."

Mr. Milner moved, Mr. Luetke seconded, that Ordinance No. 45-2010 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Brown, Cappellini, Haddad, Haynam, Luetke, Milner (7) yeas; (0) nays. The motion carried.

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

Law Director James Moan explained that Ordinance 19-2010 does not impact driving under suspension statutes. Mr. Haddad presented and read aloud by title only, proposed Ordinance No. 19-2010, a written copy of same having been previously furnished to each member of Council, "An Ordinance to approve, adopt and enact current replacement pages to the Codified Ordinances; to repeal Ordinances in conflict therewith; to publish the enactment of new matter; 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: Brown, Cappellini, Haddad, Haynam, Luetke, Milner Westphal (7) yeas; (0) nays. The motion carried.

Ordinance 19-2010, "...approve, adopt and enact current replacement pages... Codified Ordinances..."

Mr. Haddad moved, Mr. Milner seconded, that Ordinance No. 19-2010 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Haddad, Haynam, Luetke, Milner, Westphal, Brown (7) yeas; (0) nays. The motion carried.

Minutes of the Meeting of Council  
May 3, 2010

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

Mrs. Cappellini reported that the Parks & Forestry Committee met on April 28 to discuss obtaining NRSC grants to help with the removal of ash trees in Harroun Park. About 70% of the trees are ash, therefore the park will need to be reforested, all with an estimated cost of \$300,000. The grant requires an easement for NRCS. Mrs. Cappellini moved, Mr. Luetke seconded, to set a Committee-of-the-Whole meeting for July 19 at 6:00 p.m. to consider accepting a grant, with its terms, from NRSC; roll call vote being: Haddad, Haynam, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried.

C-O-W, July 19, 6:00, grant to remove ash trees in Harroun Park.

Mr. Haynam reported that the Zoning & Annexation Committee met on April 22 to review Poggemeyer's report on proposed zoning code changes.

Zoning Comm. report.

Mr. Luetke presented Boy Scout Bob Zirker's report on his Eagle project, which is to add an extension to the deck at Olander Park. He is asking for private donations to help pay for the project. There will be an update at the May 17 meeting.

Eagle Scout project.

Mr. Haddad requested that the Utilities & Environment Committee review agenda item E, the Buckeye CableSystem notice of service changes.

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 (7); (0) nays. The motion carried and the meeting adjourned at 9:10 p.m.

Adjournment.

---

Clerk of Council

---

Mayor