

**Sylvania City Council**  
October 21, 2013

**6:30 p.m. Employee & Community Relations Committee**  
Candidate Interview for Council's CRA appointments

**7:30 p.m. Council Meeting**  
Agenda

1. Roll call.
2. Pledge of Allegiance to the United States of America led by Mrs. Cappellini.
3. Additions to the agenda.
4. Approval of the meeting minutes of October 7, 2013.
5. Mary Fair, 5727 Balfour to address Council regarding properties on Balfour.
6. Proposed Resolution 13-2013, Accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.
7. Proposed Resolution 14-2013, A Resolution of the Council of the City of Sylvania supporting the mission of Freshwater Future to keep Asian carp out of the Great Lakes; and declaring an emergency.
8. Proposed Resolution 15-2013, A Resolution of the Council of the City of Sylvania to formally participate in the inaugural Regional Water Advisory Board; and declaring an emergency.
9. Proposed Ordinance 70-2013, Appropriating \$1,500 for the establishment and implementation of a pilot program to help with the stray/feral cat issue in the City.
10. Approval of items to be offered for auction on GovDeals.com.
11. Monroe Street Reconstruction & Waterline Replacement project:
  - a. Service Director's report on Change Order #1 (Final).
  - b. Ordinance 79-2013, Authorizing the Mayor and Director of Finance to approve Change Order No. 1 (Final) to this City's agreement with Gleason Construction Company, Inc. for the Monroe Street reconstruction and waterline replacement project.

12. Planning Commission's recommendations:
  - a. ZA-5-2013 requested by Dearborn Land Investment, LLC c/o Zaremba Group LLC for CVS Pharmacy to change zoning from M-2 to B-2 for 7510 W. Sylvania Ave. (Set public hearing date for December 2, 2013 and authorize Clerk to advertise the same.)

The following Planning Commission's recommendations have the public hearing set for November 18<sup>th</sup>, 2013 at 7:00p.m.

- b. Proposed Ordinance No. 24-2013, Amending Part Eleven-Planning and Zoning Code of Codified Ordinance of Sylvania, Section 1117.07-Accessory Buildings & Uses.
  - c. Proposed Ordinance No. 72-2013, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1119.07-Accessory Buildings & Uses.
  - d. Proposed Ordinance No. 73-2013, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1121.07-Accessory Buildings & Uses.
  - e. Proposed Ordinance No. 74-2013, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1123.07-Accessory Buildings & Uses.
  - f. Proposed Ordinance No. 78-2013, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1125.12-Accessory Buildings & Uses.
13. Committee reports.
    - a. Employee & Community Relations meeting from 10/16/13 and 10/21/13.
  14. Committee referrals.

### **Information**

- A. 2014 Police Vehicle Order
- B. Minutes of the October 16, 2013 Municipal Planning Commission meeting.
- C. Minutes of the October 16, 2013 Board of Architectural Review meeting.

Minutes of the Meeting of Council  
October 7, 2013

- The Council of the City of Sylvania, Ohio met in regular session on October 7, 2013 at 7:30 p.m. with Mayor Craig A. Stough in the chair. Roll was called with the following members present: Mike Brown, Katie Cappellini, Doug Haynam, Sandy Husman, Todd Milner, Mary J. Westphal (6) present. Roll call:  
All present.
- Mr. Brown 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.
- 8a. Change Ordinance No. from 70-2013 to 24-2013.
  - 8e. Proposed Ordinance 78-2013, Amending Part Eleven-Planning and Zoning Code, Section 1125.12-Accessory Buildings & Uses.
  - 15. Council's appointment to Board of Appeals.
  - 16. Council's appointment to CRA Housing Council.
- Mr. Haynam moved, Mrs. Westphal seconded, to approve the agenda as amended; roll call vote being: Brown, Cappellini, Haynam, Husman, Milner, Westphal (6) yeas; (0) nays. The motion carried.
- Mayor Stough stated that Council will now consider agenda item 4.
- Mrs. Westphal presented the September 16 minutes. Mrs. Westphal 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 September 16, 2013 be approved; roll call vote being: Cappellini, Haynam, Husman, Milner, Westphal, Brown (6) yeas; (0) nays. The motion carried. Approval of the September 16 minutes.
- Mayor Stough stated that Council will now consider agenda item 5.
- Mayor Stough stated Council is in receipt of Mark Luetke's retirement letter from City Council effective September 30, 2013. Mark Luetke's retirement eff. 9/30/13.
- Mr. Milner moved, Mr. Haynam seconded to nominate Mark Luetke to the unexpired council term of Mark Luetke. Mark Luetke's appointment to Council.

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Mr. Haynam moved, Mr. Milner seconded to close the nominations to fill the council vacancy; roll call vote being: Haynam, Husman, Milner, Westphal, Brown, Cappellini, (6) yeas; (0) nays. The motion carried.

Roll call vote on Mark Luetke's appointment to fill the unexpired term: Husman, Milner, Westphal, Brown, Cappellini, Haynam, (6) yeas; (0) nays. The motion carried.

The Oath of Office was given to Mark Luetke by Law Director Jim Moan.  
Mr. Luetke resumed his seat at Council table with all seven council members now present.

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

Mayor Stough provided a summary of Public Service Director Kevin Aller's report on the stray cats in the Vicksburg neighborhood. Mr. Aller provided information on the costs of Humane Ohio to install traps, transport, spay/neuter and return the cats. Stray cat update.

Natalie Hefner, 3641 Woodspring Rd., Sylvania, Oh stated she is an independent contractor for Humane Ohio. She provided information on the trap/neuter/return (TRN) program and stated that this is the best approach to the free-roaming cat problem. She provided information on the process, procedure and results of the TNR program. She is willing to work with the neighborhood and City on this project.

The following is a list of residents who spoke on the stray cat matter with topics that included: prior attempt to trap and spay/neuter the cats, property damage, fecal matter on property, foul odor, feeding, and ability to sell your home with this neighborhood issue. All speakers were receptive to cooperating with Humane Ohio to reduce this cat population in their neighborhood.

Janice Pierson, 4615 Vicksburg, Sylvania, OH  
John Pierson, 4615 Vicksburg, Sylvania, OH  
Bonnie Wheeler, 4626 Woodland, Sylvania, OH  
Francis Camarote, 4607 Vicksburg, Sylvania, OH  
Jocelyn Bolizajek, 4610 Woodland, Sylvania, OH

Mr. Milner moved, Mrs. Cappellini seconded to initiate a pilot program and pay 100% of the cost, up to \$1,500, to help with the stray cat TNR program in the Vicksburg/Woodland area and to re-evaluate this pilot program after review of the results; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini, (7) yeas; (0) nays. The motion carried. Stray cat pilot program.

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

Mrs. Westphal moved, Mr. Haynam seconded, that no hearing be requested for the D1, beer on premises consumption until 1:00a.m., liquor permit from AMW Brother, Ltd. d/b/a/ Sylvania Diner, 5623 W. Alexis Rd., Sylvania, Ohio 43560; roll call move being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini, (7) yeas; (0) nays. The motion carried.

No objection to liquor permit for Sylvania Diner.

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

Mr. Haynam moved, Mrs. Westphal seconded, to refer proposed Ordinance 24-2013 back to committee along with proposed Ordinances Nos. 72-2013, 73-2013, 74-2013 and 78-2013 to the Plan Commission for review and recommendation; roll call move being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Ord. 24-2013, 72-2013, 73-2013, 74-2013, 78-2013 to Plan Commission.

Mr. Haynam moved, Mrs. Cappellini seconded to set the public hearing on proposed Ordinance Nos. 24, 2013, 72-2013, 73-2013, 74-2013 and 78-2013 for November 18, 2013 at 7:00p.m. and to authorize the clerk to advertise the same: roll call vote being: Milner, Westphal, Brown, Cappellini, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Set hearing for Ordinance Nos. 72-2013, 73-2013, 74-2013, 78-2013, 24-2013, 11/18/13, 7:00p.m.

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

Service Director's report on the Brint & McCord Intersection Improvements was placed on file. Mr. Milner presented and read aloud by title only, proposed Ordinance 75-2013, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to approve the amendment to the City's agreement with DGL Consulting Engineers, LLC to reflect the additional time required due to a change in scope of the Brint and McCord Intersection Improvement Project; increasing the proposal amount by \$5,000.00; appropriating funds therefore; and declaring an emergency." Mr. Milner moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Milner, Westphal, Brown, Cappellini, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Ord. 75-2013 "Authorizing ...additional services... DGL Consulting..... Brint & McCord Intersection.... \$5,000.00"

Mr. Milner moved, Mr. Luetke seconded, that Ordinance 75-2013 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke, Milner, (7) yeas; (0) nays. The motion carried.

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

Mr. Milner presented and read aloud by title only, proposed Ordinance 76-2013, a written copy of same having been previously furnished to each member of Council, "An Ordinance appropriating the fee simple title to the City of Sylvania in and to certain real estate for the construction of a roundabout at the Brint and King Roundabout; appropriating and authorizing the expenditure of \$23,750.00 for such purpose; 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: Brown, Cappellini, Haynam, Husman, Luetke, Milner, Westphal, (7) yeas; (0) nays. The motion carried.

Ordinance 76-2013,  
"Appropriating the fee simple title...Brint & King Roundabout... \$23,750.00..."

Mr. Milner moved, Mrs. Westphal seconded, that Ordinance 76-2013 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Westphal, Brown, (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 77-2013, a written copy of same having been previously furnished to each member of Council, "Revising the Administrative, Departmental and Divisional Organization of the City and the Codified Ordinances thereof by creating the new position of "Assistant Director of Law"; amending Sylvania Codified Ordinance Chapter 131 – Department of Law to add the position of "Assistant Director of Law" under the supervision of the Director of Law from December 1, 2013 through December 31, 2013 at which time the position of "Assistant Director of Law" shall be eliminated; amending Sylvania Codified Ordinance Section 130.02(e)(3) to set the salary of the Assistant Director of Law at \$90,000 annually and to change the salary of the Director of Law to \$90,000 annually effective January 1, 2014; and declaring an emergency." Mr. Luetke moved, Mrs. Husman seconded that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini, (7) yeas; (0) nays. The motion carried.

Ordinance 77-2013,  
"Revising ... Chapter 131- Department of Law..."

Mr. Luetke moved, Mr. Milner seconded, that Ordinance 77-2013 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam, (7) yeas; (0) nays. The motion carried.

Mayor Stough stated he appointed Leslie Brinning as Assistant Director of Law from December 1, 2013 through December 31, 2013 and as Director of Law effective January 1, 2014.

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Mr. Milner moved, Mrs. Westphal seconded to confirm the appointment by the Mayor of Leslie Brinning as Director of Law effective January 1, 2014; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Leslie Brinning  
appointed  
Director of Law  
eff. 1/1/14.

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

Mayor stated that he is in receipt of information from Freshwater Future regarding Asian carp invading our Great Lakes and to refer this matter to the Utilities Committee for review.

Mr. Brown moved, Mr. Milner seconded to have administration prepare a resolution for council's review and discussion at the October 21, 2013 council meeting. Mr. Haynam stated he is not in favor of council passing a resolution due to the lack of knowledge of the program; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Husman, (6) yeas; Haynam (1) Nay. The motion carried.

Freshwater  
Future...Asian  
Carp.

Mayor Stough stated that council will now consider added agenda item 15.

Council's appointment to the Board of Zoning Appeals will expire December 13, 2013. Mr. Luetke will contact Mr. Norman Ladd to assess his continuation of service.

Mayor Stough stated that council will now consider added agenda item 16.

Council's second appointment to the CRA Housing Council was discussed. The two interested parties for this position will be contacted and an Employee & Community Relations Committee meeting will be set to meet with the interested parties.

Mr. Milner provided comment on the Monroe Street Reconstruction Project on the excellent job of the contractors and commended the administration for their efforts.

Mrs. Husman provided information on the Scatacular event being held November 13, 2013 and that raffle tickets were being sold.

Scatacular event  
being held  
11/13/13.

Mayor Stough stated that all items on the agenda had been considered.

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Mrs. Westphal moved, Mrs. Husman seconded, that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned 9:37 p.m. Adjournment.

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Clerk of Council

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Mayor

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**

**(CITY COUNCIL)**

REVISED CODE, SECS. 5705.34-5705.35

The Council of the City of Sylvania, Lucas County, Ohio, met in \_\_\_\_\_ session on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, at the office of \_\_\_\_\_ with the following members present:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Mr. \_\_\_\_\_ moved the adoption of the following Resolution:

WHEREAS, The Budget Commission of Lucas County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

RESOLVED, By the Council of the City of Sylvania, Lucas County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

**SCHEDULE A  
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY  
BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund (CHARTER)	192,000	768,000	2.00	0.50
General Bond Retirement Fund	575,000			1.50
Police Pension	310,000	115,000	0.30	0.80
Park Fund				
Recreation Fund				
<b>TOTAL</b>	<b>1,077,000</b>	<b>883,000</b>	<b>2.30</b>	<b>2.80</b>

**SCHEDULE B**

**LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES**

FUND	Maximum Rate Authorized to Be levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
<b>GENERAL FUND:</b>		
Current Expense Levy authorized by voters on		
for not to exceed _____ years. , 20		
Current Expense Levy authorized by voters on		
for not to exceed _____ years. , 20		
<b>Total General Fund Outside 10 mill Limitation.</b>	<b>0.50</b>	<b>192,000</b>
<b>Park Fund: Levy authorized by voters on</b>		
for not to exceed _____ years.		
<b>Total Police Pension Fund Outside Mills</b>	<b>0.80</b>	<b>310,000</b>
<b>Total</b>	<b>1.30</b>	<b>502,000</b>

and be it further

RESOLVED, That the Clerk of this Council be, and is hereby directed to certify a copy of this Resolution to the County Auditor of said County; and be it further

RESOLVED, That the Clerk of this Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to Article III, Section 12 of the Charter of this City.

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property, and welfare. Provided this Resolution receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by this Charter.

Vote dispensing with the Second and Third Readings:      Yeas \_\_\_\_\_ Nays \_\_\_\_\_

\_\_\_\_\_ seconded the Resolution and the roll being called upon its adoption

the vote resulted as follows:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Adopted the \_\_\_\_\_ day of October, 2013 as an emergency measure.

\_\_\_\_\_  
President of Council

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Director of Law

APPROVED:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**RESOLUTION NO. 14 -2013**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SYLVANIA  
SUPPORTING THE MISSION OF FRESHWATER FUTURE TO KEEP  
ASIAN CARP OUT OF THE GREAT LAKES; AND DECLARING AN  
EMERGENCY.**

WHEREAS, the Great Lakes and St. Lawrence represent the largest body of surface fresh water in the world and are a vibrant, diverse ecosystem that is critically important to the economic well-being and quality of life of the Canadian and U.S. populations in the region; and,

WHEREAS, over 180 invasive species have entered the Great Lakes and its connecting water ways over the years and caused widespread damage and disruption to the natural balance of the system, as well as significant economic damage; and,

WHEREAS, one of the most serious threats ever presented by invasive species currently comes from Asian carp, including silver, bighead and black varieties; and,

WHEREAS, these varieties of carp were introduced to the southern United States for use in fish farms for algae control in the 1970's and escaped into the Mississippi River system; and;

WHEREAS, invasive species have already inflicted hundreds of millions in damage across the Great Lakes and St. Lawrence, and invasive carp pose a serious threat to the \$7 billion sport and commercial fishery that support the economy and help define the culture of the entire region; and,

WHEREAS, the invasive carp have migrated northward through the Mississippi River system as far north as Wisconsin, Minnesota, Illinois, Indiana and Ohio, reducing significantly or eliminating populations of the more desirable species of fish because of their voracious food consumption and prolific reproduction; and,

WHEREAS, the invasive carp are threatening to enter the Great Lakes at a number of points across the region; and,

WHEREAS, many federal, state, provincial, and local government agencies in the United States and Canada have worked diligently and expended tens of millions of dollars over the past 10 years on a variety of projects to keep invasive carp out of the Great Lakes; and,

WHEREAS, including the invasive carp, there are 39 invasive species in the two basins that present a threat to cross over into the other basin in the near future; and,

WHEREAS, once an invasive species establishes itself in an ecosystem, it is exceedingly difficult, if not impossible, to eradicate it, and it often inflicts serious damage on the ecosystem and imposes major costs in efforts to control it; and,

WHEREAS, Asian carp pose a dangerous risk of injury to recreational users on waters infested with Asian carp; and,

WHEREAS, Canadian and U.S. citizens across the basin have expressed serious concern about the invasive carp and other invasive species, and are demanding prompt action; and,

WHEREAS, the U.S. Army Corps of Engineers is conducting a multiyear, comprehensive study across the U.S. side of the Great Lakes basin called the “Great Lakes and Mississippi River Interbasin Study” (“GLMRIS”) that examines 19 separate locations where invasive carp could cross from the Mississippi River Basin to the Great Lakes Basin, and considers a large number of potential ways to stop the further migration.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, \_\_\_\_\_ members elected thereto concurring:

SECTION 1. The invasive carp in the Mississippi River system pose one of the greatest threats to the integrity and well-being of the Great Lakes and St. Lawrence ecosystem, including the 40 million Canadians and Americans who live there.

SECTION 2. Preventing the invasive carp from entering the Great Lakes and St. Lawrence ecosystem needs to be approached with the greatest sense of urgency by all those responsible for dealing with this matter.

SECTION 3. Physical separation is feasible and can be done in a way that maintains or enhances water quality, flood control and transportation in the system. Additional steps must be taken in the interim to keep invasive carp out while the long term solution is put in place.

SECTION 4. The Council of the City of Sylvania strongly urges all parties involved to identify a preferred solution to the invasive carp issue and move forward to implement that solution with the greatest sense of urgency.

SECTION 5. That the Clerk of Council be, and she hereby is, directed to certify a copy of this Resolution to Freshwater Future, P.O. Box 2479, Petoskey, MI 49770.

SECTION 6. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 7. That the Clerk of Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 8. That this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this resolution is necessary for the immediate preservation of the public peace, health, safety and property in order to show the City of Sylvania’s support to keep Asian carp out of the Great Lakes.

Vote dispensing with the second and third readings:            Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Passed, \_\_\_\_\_, 2013, as an emergency measure.

\_\_\_\_\_  
President of Council

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Director of Law

APPROVED:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**RESOLUTION NO. 15-2013****A RESOLUTION OF THE COUNCIL OF THE CITY OF SYLVANIA TO FORMALLY PARTICIPATE IN THE INAUGURAL REGIONAL WATER ADVISORY BOARD; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Sylvania is a governing body in Northwest Ohio which has a water contract relationship with the City of Toledo Department of Public Utilities; and,

WHEREAS, the Regional Water Advisory Board seeks representation from all of the communities served by the Department of Public Utilities, which includes the City of Sylvania, in order to improve management of regional activities concerning water resource matters, such as

- a. Review proposed capital improvements by the Department of Public Utilities and its regional water utility partners in order to share process and project planning, and to promote early and ongoing coordination among all parties;
- b. Discuss best practices and efficiencies;
- c. Emphasize long term cost management; facilitate potential shared purchasing to capture cost reductions;
- d. Review, monitor and propose changes to water rates to support best practices in water management;
- e. Cooperate and coordinate in preparation for outages, i.e. work to create a formal Emergency Management Plan;
- f. Collaborate on grants and loans and other state and federal program funding opportunities;
- g. Provide guidance related to service agreements, contracts, etc. to Mayors, City Councils, County Boards, etc. as appropriate;
- h. Communicate operation and maintenance practices;
- i. Coordinate access to any regional water resource possibilities going forward;
- j. Pool technology and software operations for better resource and financial efficiencies;
- k. Protect the public from expenditures on redundant resources;
- l. Share equipment and human resources, when appropriate to effect mutual benefit; and,

WHEREAS, this community identifies the Director of Public Service as its most qualified representative in water utility concerns and so selects him as its voting representative, with the Mayor designated its alternate member.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, \_\_\_\_\_ members elected thereto concurring:

SECTION 1. That the City of Sylvania will fully participate and be represented on the newly formed Regional Water Advisory Board, thus committing its support for regional cooperation regarding water, a regional asset.

SECTION 2. That the Director of Public Service shall serve as the City's representative to the Regional Water Advisory Board with the Mayor being the City's alternate representative.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this resolution is necessary for the immediate preservation of the public peace, health, safety and for the further reason that the City of Sylvania should indicate its desire to be a part of the Regional Water Advisory Board and appoint its representatives at the earliest possible time.

Vote dispensing with the second and third readings:            Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Passed, \_\_\_\_\_, 2013, as an emergency measure.

\_\_\_\_\_  
President of Council

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Director of Law

APPROVED:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

ORDINANCE NO. 70 -2013

**APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,500 FOR THE ESTABLISHMENT AND IMPLEMENTATION OF A PROGRAM TO HELP WITH THE STRAY/FERAL CAT ISSUE IN THE CITY OF SYLVANIA; AND DECLARING AN EMERGENCY.**

WHEREAS, at the September 16, 2013 meeting of Sylvania City Council, a representative for neighbors on Vicksburg Drive reported on damage by stray/feral cats to properties in the neighborhood; and,

WHEREAS, following the report by the neighborhood representative, the City reviewed enforcement options and organizations to help with the issue; and,

WHEREAS, at the October 7, 2013 meeting of Sylvania City Council, the Director of Public Service reported that Humane Ohio could install traps, transport the cats, spay/neuter the cats and then return the cats to the area at a cost of \$40-\$90 per cat; and,

WHEREAS, following discussion of the stray/feral cat issue in the neighborhood, Council authorized the establishment of a pilot program and to pay up to 100% of the cost, up to \$1,500 to help with the stray/feral cat transport, neuter, return (“TNR”) program through Humane Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, \_\_\_\_\_ members elected thereto concurring:

**SECTION 1.** That a pilot program to help with the cost of TNR of stray/feral cats through Humane Ohio is hereby established and an amount not to exceed \$1,500 is hereby authorized for this program.

**SECTION 2.** That to provide funds for said services hereby authorized, there is hereby appropriated from the **SPECIAL PROJECTS FUND** from funds therein not heretofore appropriated to **Account No. 110-7320-51294 – Special Projects** the total sum of One Thousand Five Hundred Dollars (\$1,500.00).

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the stray/feral cat issue should be addressed immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings:            Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Passed, \_\_\_\_\_, 2013, as an emergency measure.

\_\_\_\_\_  
President of Council

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Director of Law

APPROVED:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

11a



# City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

October 21, 2013

To: The Mayor and Members of Sylvania City Council

Re: **MONROE STREET RECONSTRUCTION AND WATERLINE REPLACEMENT PROJECT  
CHANGE ORDER NO. 1 (FINAL)**

Dear Mr. Mayor and Council Members:

The Monroe Street Reconstruction and Waterline Replacement Project was recently completed. Gleason Construction Company, Inc.'s original contract amount for the project was \$828,156.35 and received Council approval on April 29, 2013 by Ordinance 51-2013.

Now that the project is completed, the final installed quantities have been resolved and a change order is necessary to adjust the final contract price. Various pay items were installed at less than the anticipated bid quantity. In addition, further work items were necessary outside of the bid documents to complete the project. These additional work items were:

- Additional labor and equipment required to complete the sanitary lateral replacements for 7060 Monroe Street and 7120 Erie Street (\$3,375.00).
- Additional materials and pavement sawcutting for the replacement of the Olde Post Road water main (\$444.00).
- Additional labor, equipment and materials to replace a 15" storm sewer crossover (\$10,507.00).

Despite the additional work items the result of Change Order No. 1 is a deduction in the amount of \$12,662.78. We recommend approval of Change Order No. 1 which will reduce the final contract amount from \$828,156.35 to \$815,493.57.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.  
Director of Public Service  
KGA/dsw

CITY OF SYLVANIA, OHIO

**CHANGE ORDER**      Number 1 (FINAL)

Project Ordinance No.: 51-2013      Purchase Order No. 47261

Contract: Monroe Street Reconstruction and Waterline Replacement

Title of Change Order: \_\_\_\_\_

Date: 10/16/2013

Description of Change: See attached.

RECOMMENDED FOR APPROVAL BY: Kevin G. Aller, P.E.      Date \_\_\_\_\_  
 Public Service Director

Original Contract Amt	\$ 828,156	35	REVIEWED BY: _____
Previous Changes (+ or -)	\$ 0	00	DATE: _____
This Change (+ or --)	\$ -12,662	78	SUBMITTED BY: <u>GLADWIN CONSTRUCTION</u>
Adjusted Contract Amt	\$ 815,493	57	DATE: <u>10/17/13</u>

*Engineers Signature*  
*Contractor's Signature*

City of Sylvania, Ohio

The above proposal is hereby approved.

The above proposal is hereby approved.

Craig A. Stough, Mayor      Date \_\_\_\_\_      Toby Schroyer, Finance Director      Date \_\_\_\_\_

**ORDINANCE NO. 79-2013**

**AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 1 (FINAL) TO THIS CITY'S AGREEMENT WITH GLEASON CONSTRUCTION COMPANY, INC. FOR THE MONROE STREET RECONSTRUCTION AND WATERLINE REPLACEMENT PROJECT WHICH REFLECTS THE ACTUAL MATERIALS USED AND WORK PERFORMED ON THIS PROJECT; DECREASING THE CONTRACT AMOUNT BY \$12,662.78; AND DECLARING AN EMERGENCY.**

WHEREAS, Ordinance No. 51-2013, passed April 29, 2013, accepted the bid of Gleason Construction Company, Inc. for the Monroe Street Reconstruction and Waterline Project, which bid was in the amount of Eight Hundred Twenty-Eight Thousand One Hundred Fifty-Six and 35/100 Dollars (\$828,156.35); and,

WHEREAS, the Director of Public Service, by report dated October 21, 2013, has recommended the acceptance of Change Order No. 1 (Final) of Gleason Construction Company, Inc. for said Monroe Street Reconstruction and Waterline Replacement Project to reflect the actual quantities of materials used and work performed on this project; and,

WHEREAS, the actual quantities of materials used and work performed on the project resulted in a net decrease to the contract in the amount of Twelve Thousand Six Hundred Sixty-Two and 78/100 Dollars (\$12,662.78), for a total contract amount of \$815,493.57.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, \_\_\_\_\_ members elected thereto concurring:

SECTION 1. That said change order decreasing the contract amount by the sum of Twelve Thousand Six Hundred Sixty-Two and 78/100 Dollars (\$12,662.78), authorized to be appropriated be, and the same hereby is, approved, and the Mayor and the Director of Finance be, and they hereby are, authorized to sign said change order on behalf of this City, thereby indicating such approval and changing the total contract amount.

SECTION 2. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE

III, Section 12, of the Charter of this City.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the adjustments in the contract should be approved immediately so as not to delay the project completion. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Vote dispensing with the second and third readings:            Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Passed, \_\_\_\_\_, 2013, as an emergency measure.

\_\_\_\_\_  
President of Council

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Director of Law

APPROVED:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

12a



MUNICIPAL PLANNING COMMISSION

October 18, 2013

To: Mayor and Members of City Council

Re: **Council Referral – ZA-5-2013**

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral ZA-5-2013, requested by Dearborn Land Investment, LLC c/o Zaremba Group, LLC for CVS/Pharmacy to change the zoning from M-2 Heavy Industrial to B-2 General Business for the property located at 7510 West Sylvania Avenue, Sylvania, OH 43560:

..." Mr. Marciniak moved, Mayor Stough seconded to recommend to council to approve the zoning change subject to agreements being made for future cross access easements, for both the properties to the north and to the west, with the language to be negotiated between CVS's Attorney and the City's Service Director, Kevin Aller; that the traffic access meets the Service Director's requirement that the Sylvania Avenue access driveway be a three quarter no left out access drive; and will be subject to an approved site plan. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission

12b



October 17, 2013

To: Mayor and Members of City Council

Re: Council Referral - Proposed Ordinance No. 24-2013

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral Proposed Ordinance No. 24-2013 for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1117.07-Accessory Buildings & Uses:

..." Mayor Stough moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 24-2013 as revised. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission

12c



October 17, 2013

To: Mayor and Members of City Council

Re: Council Referral - Proposed Ordinance No. 72-2013

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral Proposed Ordinance No. 72-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1119.07-Accessory Buildings & Uses:

..." Mr. McCann moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 72-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission

lad



October 17, 2013

To: Mayor and Members of City Council

Re: Council Referral - Proposed Ordinance No. 73-2013

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral Proposed Ordinance No. 73-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1121.07-Accessory Buildings & Uses:

..." Mr. Marciniak moved, Mr. McCann seconded to recommend to council to approve Proposed Ordinance No. 73-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission

12e



**City Of Sylvania**  
MUNICIPAL PLANNING COMMISSION

October 17, 2013

To: Mayor and Members of City Council

Re: Council Referral - Proposed Ordinance No. 74-2013

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral Proposed Ordinance No. 74-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1123.07-Accessory Buildings & Uses:

..." Mayor Stough moved, Mr. McCann seconded to recommend to council to approve Proposed Ordinance No. 74-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission

127.



**City Of Sylvania**

MUNICIPAL PLANNING COMMISSION

October 17, 2013

To: Mayor and Members of City Council

Re: Council Referral - Proposed Ordinance No. 78-2013

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of October 16, 2013, Council Referral Proposed Ordinance No. 78-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1125.12-Accessory Buildings & Uses:

..." Mr. McCann moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 78-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote."...

Sincerely,

Debra Webb, Secretary  
Municipal Planning Commission



DIVISION OF POLICE  
WILLIAM H. RHODUS, CHIEF

**Police Vehicle Order – 2014**

**Vehicles to be purchased – options included**

10/10/2013

2014 Ford Interceptor Utility (SUV)	-	\$37,883.00 x (3)	\$113,649.00
2014 Ford Interceptor Utility (SUV)	-	\$38,183.00	\$38,183.00

**Total: \$151,832.00**

**Trade In Vehicles**

2009 Ford Crown Vic		\$1,000.00 x (4)	<b>(-\$4,000.00)</b>
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**Total: \$147,832.00**

Vehicles will be received in early part of 2014.  
Funding for vehicles approved in 2013 Budget, \$150,000.00

Respectfully requested,

William H. Rhodus  
Chief of Police



## Sylvania Municipal Planning Commission

Minutes of the regular meeting of October 16, 2013. Mr. Lindsley called the meeting to order.

Members present: Mayor Craig Stough, Brian McCann, Ken Marciniak and Thomas Lindsley, (4) present. Mr. Kevin Aller and Mr. Robert Oberly present.

Item 3 - Council Referral - ZA-5-2013, requested by Dearborn Land Investment, LLC c/o Zaremba Group, LLC for CVS/Pharmacy to change the zoning from M-2 Heavy Industrial to B-2 General Business for the property located at 7510 West Sylvania Avenue, Sylvania, OH 43560. Continued from the September 11, 2013 meeting. John Wojtila of the Zaremba Group, Scott Roback of Norr, LLC and Michael Schweikart of TMS Engineers present. Mr. Wojtila stated that they have made contact with the owners of the Cougar Investors property, which is the property immediately adjacent to the west, to discuss the shared access that was recommended at the last meeting. He said that the last email that he received from them did not look promising and it did not look like it was something that could happen right away. He further stated that CVS remains open to the shared access. Mr. Wojtila commented about the two points that were made on the Memo that was submitted by Mr. Kevin Aller today, and that CVS is open to the idea of future cross access but they are concerned about agreeing to specific language. He said that they are open to working on specific language for this specific property but they are not okay with the last sentence of Mr. Aller's first point on the memo that says "The existing access point shall be eliminated upon construction of the cross access driveways". He stated that maybe that would be the outcome but that the language would need to be worked out and he cannot say that CVS could make a carte blanche agreement on that point. Mr. Stough asked if they would be willing to execute a recorded agreement. Mr. Wojtila confirmed that they would as long they can come up with an agreement that both sides could live with and that he told Mr. Aller earlier that they would need to get started on that right away. Mr. Wojtila next addressed the second condition on Mr. Aller's Memo regarding the access drives which would not allow a left turn entrance on the King Road access. Mr. Micheal Schweikart of TMS presented an analysis of the traffic impact study they performed of the area. Mr. Schweikart explained that the impact to the traffic of the left turn in was low and that the current conditions are efficient and safe. Mr. Aller stated that neither access satisfies the City's access management plan but agrees to them to cooperate. However, he recommends that a left turn access on King Road not be allowed as the distance is too close to the existing Sylvania Avenue intersection. After further discussion, Mr. Marciniak moved, Mayor Stough seconded to recommend to council to approve the zoning change subject to agreements being made for future cross access easements, for both the properties to the north and to the west, with the language to be negotiated between CVS's Attorney and the City's Service Director, Kevin Aller; that the traffic access meets the Service Director's requirement that the Sylvania Avenue access driveway be a three quarter no left out access drive; and will be subject to an approved site plan. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 4 - Council Referral - Proposed Ordinance No. 24-2013, for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1117.07-Accessory Buildings & Uses. After discussion among the members, Mayor Stough

moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 24-2013 as revised. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 5 - Council Referral - Proposed Ordinance No. 72-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1119.07-Accessory Buildings & Uses. Mr. McCann moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 72-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 6 - Council Referral - Proposed Ordinance No. 73-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1121.07-Accessory Buildings & Uses. Mr. Marciniak moved, Mr. McCann seconded to recommend to council to approve Proposed Ordinance No. 73-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

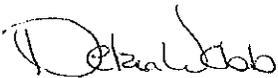
Item 7 - Council Referral - Proposed Ordinance No. 74-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1123.07-Accessory Buildings & Uses. Mayor Stough moved, Mr. McCann seconded to recommend to council to approve Proposed Ordinance No. 74-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 8 - Council Referral - Proposed Ordinance No. 78-2013 – for review and recommendation, Amending Part Eleven-Planning and Zoning Code of the Codified Ordinance of Sylvania, Section 1125.12-Accessory Buildings & Uses. Mr. McCann moved, Mr. Marciniak seconded to recommend to council to approve Proposed Ordinance No. 78-2013 Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 9 - Appointment of a Planning Commission Member to the CRA Housing Council. Mr. McCann moved, Mr. Marciniak seconded to appoint Mr. Lindsley to the CRA Housing Council. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Mr. McCann moved, Mr. Marciniak seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary  
Municipal Planning Commission

C

## Board of Architectural Review

Minutes of the regular meeting of October 16, 2013. Mr. Lindsley called the meeting to order.

Members present: Mayor Craig Stough, Brian McCann, Ken Marciniak and Thomas Lindsley, (4) present. Mr. Kevin Aller and Mr. Robert Oberly present.

Mr. Marciniak moved, Mr. McCann seconded to approve the Minutes of the September 11, 2013, meeting as submitted. Vote being: (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 6 – Regulated Sign – app. no. 29-2013 requested by Art & Sign, Inc. for Western Lake Erie OMS, 5690 Monroe Street, Sylvania, Ohio 43560. Application is for a monument sign and a wall sign. Signs are within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. McCann seconded, to give a Certificate of Appropriateness for the signs shown in the drawing submitted with the application with the 3 ft. set back on the monument sign acknowledged. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

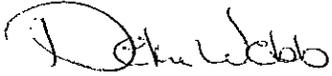
Item 3 – Regulated Sign – app. no. 28-2013 requested by Gardner Signs, Inc for GolfTEC, 5577 Monroe Street Sylvania, Ohio 43560. Application is for a wall sign. Sign is within the limits of the Sylvania Sign Code. Mayor Stough moved, Mr. McCann seconded, to give a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: McCann, Stough and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote. Mr. Marciniak recused himself from the vote due to professional reasons.

Item 5 – Regulated Sign - app. no. 27-2013 requested by Dearborn Land Investment, LLC c/o Zaremba Group, LLC for CVS/Pharmacy, 7510 W. Sylvania Avenue, Sylvania, Ohio 43560 continued from the September 11, 2013 meeting. Application in for one ground sign and two wall signs. Mr. Marciniak moved, Mr. McCann seconded, to give a Certificate of Appropriateness for the signs shown in the drawings submitted with the application. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 4 – Building Review - requested by Dearborn Land Investment, LLC c/o Zaremba Group, LLC for CVS/Pharmacy, 7510 West Sylvania Avenue, Sylvania, Ohio 43560 continued from the September 11, 2013 meeting. John Wojtila of the Zaremba Group and Scott Roback of Norr, LLC present. The existing 14,605 sq. ft. building will be demolished and replaced with a 13,225 sq. ft. building. Mr. Roback stated that the new building would be split block and that 8 ft. high compactor and dumpster enclosures would be made of the same materials to match the building. Updated plans were submitted to reflect that the 5 trees on the Sylvania side of the building would remain as requested and discussed at the September 11, 2013 meeting and Mr. Wojtila made a statement confirming that the trees would remain. Mr. McCann moved, Mr. Marciniak seconded, to accept the plans as shown in the drawings submitted with the application and give a Recommendation of Appropriateness. Vote being: McCann, Marciniak, Stough and Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Mr. McCann moved, Mr. Marciniak seconded to adjourn the meeting. All present voted aye.  
Meeting adjourned.

Submitted by,

A handwritten signature in black ink, appearing to read "Debra Webb". The signature is written in a cursive style with a large initial "D".

Debra Webb, Secretary  
Municipal Planning Commission