

**Sylvania City Council
August 15, 2011**

5:30 p.m. Economic Development sub-Committee - review marketing materials; JDRM update on the Gateway underground wiring project

6:30 p.m. Public Hearing - SUP-2-2011, new water tank and salt storage building at 8435 Sylvania-Metamora Road

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

1. Roll call.
2. Pledge of Allegiance to the United States of America led by Mrs. Westphal.
3. Additions to the agenda.
4. Approval of the minutes;
 - a. regular meeting on July 18, and,
 - b. special meeting on August 1.
5.
 - a. report on the 6:30 public hearing; and,
 - b. proposed Ordinance 70-2011, appropriating \$14,800 for additional professional surveying and engineering design for the water tower construction project.
6. SR 184 (Alexis Road) improvement project;
 - a. Service Director's report on Change Order No. 16;
 - b. proposed Ordinance 71-2011, approving the Change Order in the amount of \$15,018.02;
 - c. Service Director's report on Change Order No. 17; and,
 - d. proposed Ordinance 72-2011, approving the Change Order in the amount of \$4,500.00.
7. Proposed Ordinance 73-2011, entering into a Police Mutual Aid Pact with certain entities and agencies.
8. Annual Resolution providing for the property owners' share of street lighting costs;
 - a. Resolution 8-2011(a), with part E, the Whiteway Business District paying \$1.10 per front foot; or,
 - b. Resolution 8-2011(b), with part E, the Whiteway Business District paying \$1.00 per front foot.
9. Proposed Ordinance 74-2011, authorizing Flower Hospital to affix banners on utility poles along Monroe Street and Harroun Road for a period of one year.

10. Committee reports.
11. Committee referrals.

Information

- A. July cash report from the Division of Taxation.
- B. July bank reconciliation.
- C. Minutes of the August 10 Board of Architectural Review meeting.
- D. 9-1-1 Countywide Public Safety Communication System .7 mill Renewal Levy on the November 8, 2011 ballot.
- E. 2nd Quarter Management Reports.

PETITION FOR ZONING ORDINANCE AMENDMENT

6:30
pub hear

To: City of Sylvania, Ohio
City Council and
Municipal Planning Commission

Application No. SUP Z-2011

Date June 1, 2011

Petitioner Name(s) City of Sylvania

Petitioner Address 6730 Monroe Street

Sylvania, Ohio 43560

Telephone 419-885-8965

Location of property for which zoning amendment is requested:

8425 Sylvania-Metamora Road : N 20 Ac, W 1/2, E 1/2, NE 1/4 and 55 Ac, NDAc, E 1/2, W 1/2, NE 1/4
except W 20 Ac in Section 7, T9S, R6E, City of Sylvania, Lucas County, Ohio.

Purpose of amendment request: To construct a 2 MB Elevated Water Tank and a Soft
Storage Building on the rear of City-owned property (Parks and Forestry Division)

Current Zoning: B-1

Requested Zoning: B-1 Special Use

The undersigned, being one or more of the owners, lessees or occupants within the area proposed to be changed by the amendment, hereby petition for an Amendment to the Zoning Code, pursuant to Chapter 1107 of the Codified Ordinances of the City of Sylvania, Ohio, as amended.

- Attachments:
1. Full legal description of the property for which the Zoning Amendment is proposed.
 2. Area location map.
 3. Site plan - if plan is larger than 11" x 17", eighteen (18) copies must be submitted.

A check for \$150.00, payable to the City of Sylvania, is attached for processing of said Petition. It is understood that no refund is to be made after the filing of the Petition.

By: Jeffrey P. Ballmer
Director of Public Service

Date referred by Council: 6/6/11

Date of Commission Action: 6/15/11

Date of Council Action: _____

Action: _____



City Of Sylvania

MUNICIPAL PLANNING COMMISSION

June 17, 2011

To: Mayor and Members of City Council

Re: **SUP-2-2011**
Water Tank and Salt Storage Building
8425 Sylvania Metamora Road

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular Municipal Planning Commission Meeting of June 15, 2011, regarding a petition by the City of Sylvania for a Special Use Permit to allow for the construction of a salt storage building and an elevated water tank at the rear of city owned property at 5425 Sylvania Metamora Road, Sylvania.

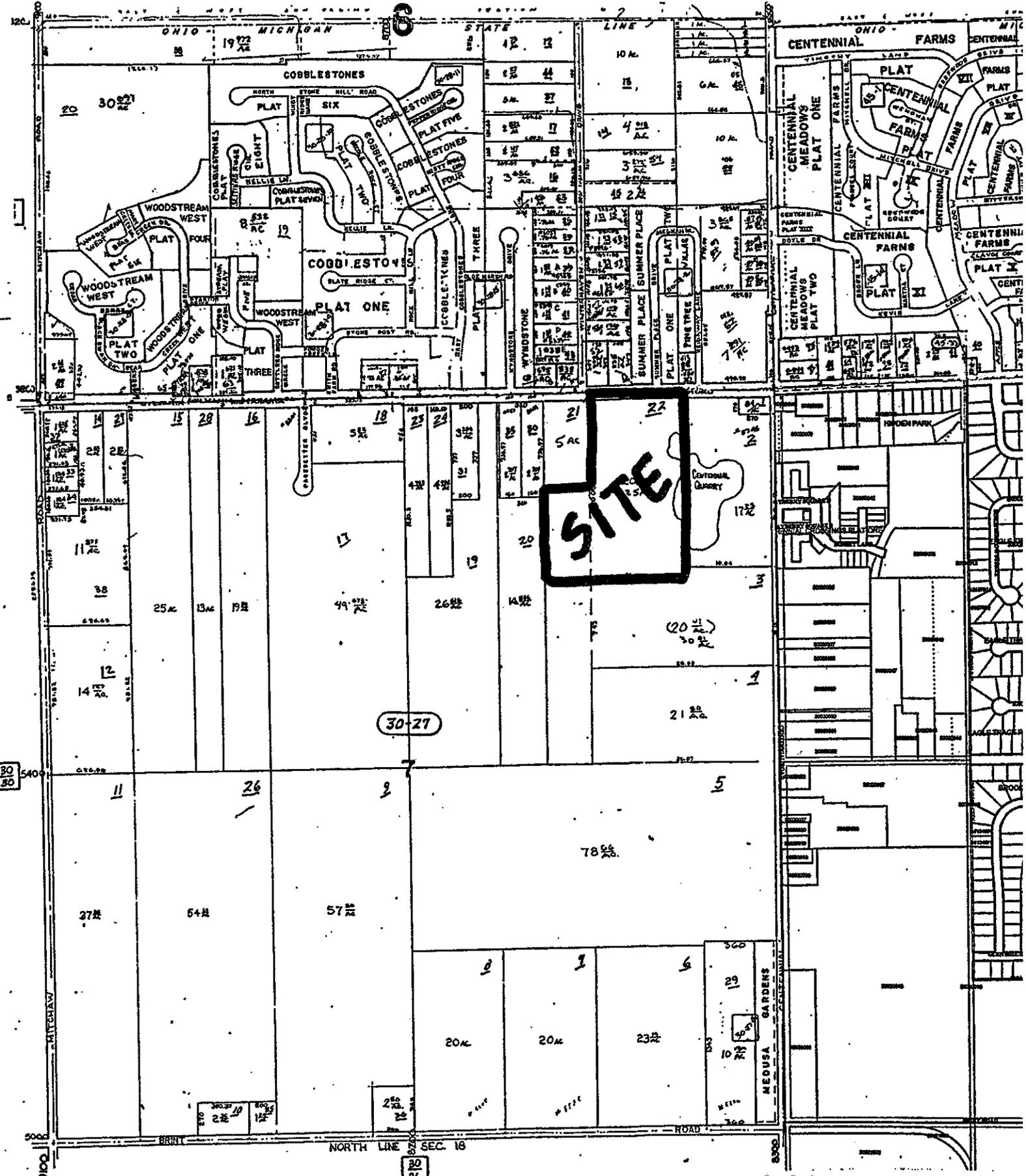
"Mr. Marciniak moved, Dr. Backus seconded to recommend approval of SUP-2-2011 to construct a two million gallon elevated water tank and a salt storage building at 8425 Sylvania Metamora Road subject to the drawing submitted June 15, 2011 with the water tank location being moved to the west, to accommodate the neighbors, there are trees to block the view, it is the city owned property, and it makes sense to put the water tank where city facilities are located. Vote being: Lindsley, Stough, Backus, Marciniak (4) aye; (0) nay. Motion passed by a 4 to 0 vote."

A copy of the revised drawing is attached.

Very truly yours,

Barbara Taylor, Secretary
Municipal Planning Commission

attachment



SITE

30-27

30
30

SEC. 18

20
24

MEGUSA GARDENS

3000

9100
MITCHELL

3800

3800

1200

Minutes of the Meeting of Council
July 18, 2011

The Council of the City of Sylvania, Ohio met in regular session on Monday, July 18, 2011 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, Doug Haynam, Sandy Husman, Mark Luetke, Todd Milner, Mary J. Westphal (7); absent: (0).

Roll call: all present.

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 additions to the agenda:

Additions to the agenda.

- 4c. Comments from Grove-Bel Homeowners' Association regarding the location of Fire Station #1.
- 11a. Building & Grounds Committee report.
- 11b. Utilities & Environment Committee report.
- 11c. Update on the Sylvania Cycling Classic.
- 11d. Skate park update.
- 11e. Monroe Street underground wiring update.
- 11f. Update on the shower head give-a-way.

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

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

Mr. Milner presented the June 20 minutes. Mr. Milner 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 June 20, 2011 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Westphal, Brown (7) yeas; (0) nays. The motion carried.

Approval of the June 20 minutes.

Mr. Milner presented the June 29 special meeting minutes. Mr. Milner 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 special meeting of June 29, 2011 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried.

Approval of the June 29 minutes.

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Art Holtfreter, 5780 Sun Valley, expressed on behalf of the Grove-Bel Homeowners' Association, their disapproval of the choice of 7610 Erie Street as the site of Fire Station #1, and requests the City support their position. Mr. Haynam said that Council has twice recommended the new station be built at its current location. Mayor Stough noted that he has briefly met with a Township Trustee to reiterate our preference.

Disapproval of
Erie Street
location for fire
station.

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

Mr. Haynam noted that he did a First Reading of Ordinance No. 55-2011 at the June 20 meeting to give the public a chance to comment on the zoning code changes. Mr. Haynam presented and read aloud by title only, for the Second Reading of proposed Ordinance No. 55-2011, a written copy of same having been previously furnished to each member of Council, "Amending Part 11 - Planning and Zoning Code of the Sylvania Codified Ordinances; approving, modifying or rejecting the Sylvania Municipal Planning Commission's recommendations as set forth herein; and declaring an emergency." Mr. Haynam moved, Mrs. Husman seconded, that Council dispense with the Third Reading of said Ordinance; roll call vote being: roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam (7) yeas; (0) nays. The motion carried.

Ordinance 55-
2011, "Amending
Part 11 - Planning
and Zoning Code
..."

Mr. Haynam moved, Mrs. Husman seconded, that Ordinance No. 55-2011 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman (7) yeas; (0) nays. The motion carried.

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

Service Director Kevin Aller's report on the change order for the Centennial and Little Roads Waterline was placed on file. Mr. Brown presented and read aloud by title only, proposed Ordinance No. 66-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to approve Change Order No. 1 to this City's agreement with Underground Utilities, Inc., for the Centennial and Little Roads Waterline Project which reflects the actual materials used and work performed on this project; increasing the contract amount by \$1,864.10; appropriating funds therefore; and declaring an emergency." Mr. Brown moved, Mr. Haynam 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.

Ordinance 66-
2011, "...approve
Change Order
No. 1...waterline
project..."

Minutes of the Meeting of Council
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Mr. Brown moved, Mr. Milner seconded, that Ordinance No. 66-2011 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 7.

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 67-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into an agreement with Compmanagement, Inc., for an annual fee of \$3,400.00 for consulting services with respect to workers' compensation; and declaring an emergency." Mr. Luetke moved, Mr. Haynam 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 67-2011,, "... agreement with Compmanage-ment...consulting services..worker's comp..."

Mr. Luetke moved, Mrs. Husman seconded, that Ordinance No. 67-2011 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 8.

Mayor Stough reported that the Planning Commission received a revised site plan for the elevated water tower to accommodate the concerns of neighbors to the north. It is moved 350' to the west to the rear of City owned property. Additional engineering services are needed for soil bore testing, and to run water and sewer lines to the new site. The fee for these additional services is estimated at \$14,800. The Service Director also noted that electric service will have to be extended to the area. Mr. Milner moved, Mr. Haynam seconded, to authorize legislation approving the additional engineering costs; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried.

Legislation ordered to authorize additional engineering services for water tower.

Council discussed the suggestion of Gary Madrzykowski, Director of the Olander Park System, for a mural on the new tower advertising Fossil, Centennial and Pacesetter Parks. They like the idea, but determined that murals are too expensive. Logos would be acceptable. Mr. Brown noted that a Summer Place resident requested the tower not serve as a billboard. He recommends that a neighborhood representative be part of the paint design process. Mrs. Husman moved, Mrs. Cappellini seconded, to refer the painting and lettering of the new water tower to the Utilities & Environment Committee; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam (7) yeas; (0) nays. The motion carried.

Discussion on painting and logos on new water tower.

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

Police Chief Rhodus presented a list of items no longer needed by the City, along with a supplemental list, to be offered online. Mrs. Westphal moved, Mr. Milner seconded, to authorize the sale of the items on the two lists on GovDeals.com; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman (7) yeas; (0) nays. The motion carried.

Authorize items for auction at GovDeals.com.

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

Mayor Stough presented the Planning Commission's recommendation for proposed Ordinance No. 64-2011, amending Chapter 1105 of the Codified Ordinances. Mr. Haynam moved, Mrs. Husman seconded, to set the public hearing for Tuesday, September 6, 2011 at 7:15 p.m., and to authorize the clerk to advertise for same; roll call vote being: Milner, Westphal, Brown, Cappellini, Haynam, Husman, Luetke (7) yeas; (0) nays. The motion carried.

Public hearing for Ordinance 64-2011 set for Sept. 6 at 7:15 p.m.

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

Mrs. Husman reported that the Building & Grounds Committee met at 7:15 to discuss the lease agreement with Reeb Funeral Home for the northeast corner of Main and Maplewood which the City has maintained as a mini park. The City has been paying \$1.00 a year to lease it, but the lessor is requesting \$1,288 per year to cover the cost of the property taxes. They are not interested in selling the property at this time. The committee recommends the increase. Mrs. Husman presented and read aloud by title only, proposed Ordinance No. 63-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing a lease between Reeb Funeral Home, as lessor, and the City of Sylvania, as lessee, of the park area at Main and Maplewood in the City of Sylvania, Ohio; authorizing the Mayor and Director of Finance to sign such a lease on behalf of the City of Sylvania; and declaring an emergency." Mrs. Husman moved, Mr. Milner seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke, Milner (7) yeas; (0) nays. The motion carried.

Ordinance 63-2011, "Authorizing a lease...park area at Main and Maplewood..."

Mrs. Husman moved, Mr. Luetke seconded, that Ordinance No. 63-2011 be enacted as an emergency measure as declared therein; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Milner, Westphal (7) yeas; (0) nays. The motion carried.

Mr. Brown said the Utilities & Environment Committee met on July 11 to discuss rates for the street lighting assessments, and the replacement of the black metal light poles

Street lighting.

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on Monroe Street. Several are rusting and have been removed. The street lighting fund does not have enough money, and the committee recommends to change the rates to the 1994 ones, except for the whiteway rate, which should be the 1999 charge. The fund should be built up to have provisions for repairs. The committee will meet again before the August 15 meeting to further consider the rates, and to discuss what type of lights should be installed on Monroe Street.

Mrs. Cappellini said the Sylvania Cycling Classic will be held on August 7 and a big turn out is expected.

Criterion bike race, Aug. 7.

Mrs. Cappellini gave an update on the skate park. She said the design process is complete and the SAJRD board is expected to accept a bid at its next meeting.

Skate park update.

Mr. Sanford reported that Council met in Committee-of-the-Whole on June 22 with JDRM to review the costs to bury utility wires and cables in the SOMO District, with an alternate of burying some of them. The Service Director noted that utility work will have to be coordinated with Frontier, Buckeye, and Time Warner. Mr. Sanford said the goal is to have a report back with the phases and costs.

Utility wires in the SOMO District.

Mr. Sanford said that Columbia Gas gave away 800 shower heads at the Sylvania branch library to Sylvania water customers.

Shower head give away.

Mr. Aller gave a brief update on the water restrictions, noting that businesses and residents have generally been cooperative. The situation is continually monitored.

Water restrictions.

There were no items for 12 and Mayor Stough stated that Council will now consider agenda item 13.

Mayor Stough presented the information provided by Susan Searles on the effects of mosquito spraying, and she requested that Council vote to ban spraying in the City. She has distributed flyers to residents. However, she does not live in the City of Sylvania, and no residents have called or written requesting this. Council noted that they have heard positive comments about the spraying program. No action was taken.

Mosquito spraying.

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

Mr. Aller said he tried to call Norfolk Southern about repairs to the Monroe Street tracks, and the phone number is disconnected. He is trying to get a working number.

Railroad tracks.

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

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At 8:50 p.m. Mr. Haynam moved, Mrs. Westphal seconded, to adjourn to Executive Session of Council to discuss the purchase of real estate; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Westphal, Brown(7) yeas; (0) nays. The motion carried. Executive Session.

At 9:05 p.m. Mr. Haynam moved, Mr. Milner seconded, to return to Regular Session of Council; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried. Regular Session.

Mayor Stough reported that the purchase of real estate was discussed during Executive Session, and no action was taken. He said legislation was distributed and Council will now vote on it. Mr. Milner presented and read aloud by title only, proposed Ordinance No. 68-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into an offer to purchase the property located at 5705, 5711 and 5713 N. Main Street, Sylvania, Lucas County, Ohio, 43560, owned by Betty and Robert Shryock for the amount of \$230,000; providing funds for said purchase; authorizing the payment of the purchase price; and declaring an emergency." Mr. Milner moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam (7) yeas; (0) nays. The motion carried. Ordinance 68-2011, "...purchase ...5705, 5711 and 5713 N. Main..."

There were no further items for consideration. 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 9:09 p.m. Adjournment.

Clerk of Council

Mayor

Minutes of the Special Meeting of Council
August 1, 2011

The Council of the City of Sylvania, Ohio met in special session on Monday, August 1, 2011 at 5:30 p.m. with Acting Mayor Todd Milner in the chair. Roll was called with the following members present: V. Michael Brown, Katie Cappellini, Doug Haynam, Sandy Husman, Mark Luetke, Todd Milner, Mary J. Westphal (7); absent: (0).

Mr. Milner led the Pledge of Allegiance to the United States of America.

Due to Mayor Stough's absence, Mr. Haynam moved, Mrs. Cappellini seconded, to nominate Mark Luetke as President Pro Tem. There were no other nominations, and all present voted yea (7); (0) nays. The motion carried.

Mr. Milner said the special meeting was called to consider an Ordinance to submit an amendment to the City Charter to the Board of Elections for the November 8 ballot. Law Director James Moan explained that the amendment removes the residency requirement of the Treasurer's position. No other City employee position requires residency, and this will give the Administration flexibility when hiring as current employees retire. Council asked questions about the change, and made favorable comments.

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 69-2011, a written copy of same having been previously furnished to each member of Council, "Proposing and providing for the submission of a certain amendment of the Charter of the City of Sylvania, Ohio, to the electors of the City of Sylvania, Ohio, at the next General Election on November 8, 2011, in accordance with the Charter of the City of Sylvania, Ohio, and the Constitution of the State of Ohio; repealing the provision, as currently written, of the Charter of the City of Sylvania, Ohio, hereby proposed to be so amended; and declaring an emergency." Mr. Luetke moved, Mr. Haynam 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.

Mr. Luetke moved, Mr. Haynam seconded, that Ordinance No. 69-2011 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.

There were no further items for consideration. Mr. Luetke moved, Mr. Haynam seconded, that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 5:55 p.m.

Clerk of Council

Mayor

56

ORDINANCE NO. 70 -2011

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT THE PROPOSAL OF JONES AND HENRY ENGINEERS, LTD. FOR ADDITIONAL PROFESSIONAL SURVEYING AND ENGINEERING DESIGN FOR THE WATER TOWER CONSTRUCTION PROJECT; APPROPRIATING FUNDS THEREFORE IN AN AMOUNT NOT TO EXCEED \$14,800; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 60-2009, passed June 15, 2009, accepted the proposal of Jones and Henry Engineers, Ltd. to provide professional surveying and engineering design for the 2 MG elevated water tank and appropriated funds therefore in the amount of \$125,000; and,

WHEREAS, at the July 18, 2011 meeting of Sylvania City Council, Mayor Stough reported that the Planning Commission received a revised site plan moving the water tower 350' to the west to accommodate the concerns of the neighbors to the north; and,

WHEREAS, the Director of Public Service reported that in order to move the water tank location, additional engineering services are needed for soil bore testing, and to run water and sewer lines to the new site and the fee for the additional services is estimated at \$14,800; and,

WHEREAS, at the July 18, 2011 meeting of Sylvania City Council, legislation was authorized to approve the additional engineering costs to relocate the water tower 350' to the west, with the estimated additional fees \$14,800.

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

SECTION 1. That the Mayor and the Director of Finance be, and they hereby are, authorized to sign the proposal of Jones and Henry Engineers, Ltd. on behalf of this City, thereby indicating such approval and acceptance of the proposal for additional professional engineering and surveying design to relocate the 2 MG elevated water tower 350' to the west at a cost of \$14,800.

SECTION 2. That the Director of Public Service shall promptly give notice to said engineers to proceed under the proposal hereby approved and accepted.

SECTION 2. That to provide funds for said engineering services hereby authorized, there is hereby allocated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore allocated to **Account No. 401-7525-53579 – Water Tower Construction Project**, an amount not to exceed Fourteen Thousand Eight Hundred Dollars (\$14,800.00).

SECTION 3. 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 4. 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 5. 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 proposal for said professional services should be approved immediately so that the Water Tower Construction Project can proceed at the earliest possible time. 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, _____, 2011, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Assistant Director of Law

APPROVED:

Mayor

Date



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

6a

August 1, 2011

To: The Mayor and Members of Sylvania City Council

Re: LUC SR-187 000.27
Project No. 100173

Dear Mr. Mayor and Council Members:

Attached please find Change Order No. 16 for the above-mentioned project. This change order reflects the actual repairs performed on this project and results in a net increase of \$15,018.02 to the City.

There were a larger number of necessary repairs than anticipated by the plan. The condition of the existing concrete base was very poor and there were no existing expansion joints in the roadway. Every effort was made to only perform repairs that were absolutely necessary.

We would recommend that Change Order No. 16 for the project in the amount of a net addition to the contract of \$15,018.02 be approved.

Very truly yours,

Kevin G. Aller, P. E.

Director of Public Service

tid

Enc.

Extra Work Change Order

Project Year	Project Sequence	Change Order Number	County/Route/Sect	Contract Number	Federal Number	Federal Accept Type
10	0173	16	LUC SR-184 000.27		DOT2 E090 0 000 197	

I hereby agree to the Contract changes set forth in this Change Order and release the Department from any further obligation for compensation for any known or suspected substantive direct and indirect costs incurred except as mutually agreed and described in the Explanation of Necessity.

Execution of this Change Order does not invalidate any provisions of the Contract nor release the Surety from any of the terms or conditions stated therein.

GERKEN PAVING INC
(Contractor)

--	--	--	--

By Contractor **Date** **Recommended by** **Date**

--	--

Title

CITY OF SYLVANIA	
------------------	--

Date

✗

Craig A. Stough, Mayor

✗	
---	--

Scott S. Smith, Finance Director **Date**

10-0173,16

Questions	Yes	No
Is this change order funded by a Central Office program?		X
If so, is this change order above the specified threshold amount for that program?		
If so, has this change order been approved by the Program Manager?		

Attach copy of written concurrence.

Part Code	Federal SAC	Federal %	State SAC	State %	Local SAC	Local %	State Job Number	Federal Project Number	Federal Work Type	Local Acceptance
2					4BG7	Y	426814	DOT1 E090 0 000 197	05	Y

Reference Number	Extra Work Number	Part Code	Explanation of Necessity
23	16	2	<p>THREE FACTORS CONTRIBUTED TO THE NEED TO EXCEED CONTRACT LIMITS. FIRST, THERE WERE A LARGER NUMBER OF NECESSARY REPAIRS THAN ANTICIPATED BY THE PLAN. THE PLAN CALLED FOR 5% OF THE CONCRETE ROADWAY AREA TO BE REPAIRED (IT SHOULD BE NOTED THAT THE 5% PLAN QUANTITY WAS BASED ON AN INCORRECT ROADWAY SURFACE AREA). THE CONDITION OF THE EXISTING BASE CONCRETE WAS VERY POOR AND THE ROADWAY HAD NO EXISTING EXPANSION JOINTS. THE CONTRACTOR HAD TO MAKE RELIEF CUTS WITH A VERMEER SAW AT EVERY REPAIR LOCATION JUST TO PREVENT THE CONCRETE SAW FROM GETTING STUCK. SEVERAL REPAIR AREAS HAD TO BE EXPANDED DUE TO HEAVING AND CRACKING THAT DEVELOPED AFTER PRESSURE WAS RELIEVED VIA THE SAW CUTS. THE PROJECT MADE EVERY EFFORT TO ONLY PERFORM THE REPAIRS THAT WERE ABSOLUTELY NECESSARY.</p> <p>SECOND, THREE SEPARATE AREAS FAILED AFTER THE JOINT REPAIR WORK WAS COMPLETED AND THE INTERMEDIATE ASPHALT PLACED. THESE REPAIRS WERE PAID UNDER THE EXISTING REFERENCE AND TOTALLED 34.90 SY.</p> <p>FINALLY, THE PROJECT PLANS MISSED APPROXIMATELY 46 SY OF CONCRETE PAVEMENT. THERE WERE 8.20 SY OF REPAIRS PERFORMED IN THIS AREA.</p> <p>THE BASE WAS IN MUCH WORSE SHAPE IN THE PARTICIPATION CODE #2 AREA. THE QUANTITY OF REPAIRS IN THE PARTICIPATION CODE #3 AREA WAS UNDER PLAN QUANTITY.</p> <p>THE ADDITIONAL WORK WILL NOT DELAY WORK ON THE CRITICAL PATH AND WILL NOT DELAY THE PROJECT.</p>

REQUEST FOR ACTUAL FINAL MEASUREMENT APPROVAL

District: 2 Project No.: 173(10) County: LUC PID: 85285

Request No: 100173FM001

An increase to an item by reason of "Final Measurement" shall only be for an increase in an original bid item that was required to accomplish the originally planned work within the original work limits, resulting in a payment for the bid item exceeding the Contract Limits. Change orders for Final Measurements are not subject to Controlling Board prior approval. Change orders for Final Measurements are required to be reported quarterly to the Controlling Board.

Section 1

Reference Number:	Item Number:	Item Description:	Unit of Measure:	Estimated Quantity (beyond contract limits):	Unit Price:	Extended Amount (\$):
23	255E10150	Full Depth Pavement Removal and Rigid Replacement	SY	180.94	\$83.00	\$15,018.02

Part Code: 2

Reason Code: 2

Identify the companion change order(s) adding quantities to the contract limit. Please list change order number, reference number, original quantity, added quantity, and added amount.

Change Order #4 added 10.42 SY Full Depth Pavement Removal and Rigid Replacement and was paid under Reference Number 23 and cost The Department an additional \$1500 mobilization. Change Order #5 added 16.28 SY Full Depth Pavement Removal and Rigid Replacement and was paid under Reference Number 23 and cost The Department an additional \$1500 mobilization. Change Order #10 added 8.20 SY Full Depth Pavement Removal and Rigid Replacement and was paid under Reference Number 23 and cost The Department an additional \$1500 mobilization. All three change orders were additional repair quantities after the repairs were complete and intermediate course asphalt was placed. Change Order #14 added 654.82 SY to Reference Number 23 for \$54,350.06 that took Reference Number 23 to contract limits.

Section 3

FHWA Concurrence:

- Not required.
 Concurrence was obtained on _____ . Attach documentation verifying concurrence.

District Program Manager Concurrence:

- Not required.
 Concurrence was obtained on _____ . Attach documentation verifying concurrence.

Local Agency Concurrence:

- Not required.
 Concurrence by Local: Jeffrey Ballen Date 4/25/11

Central Office Program Manager Concurrence:

- Not required.
 Concurrence was obtained on _____ . Attach documentation verifying concurrence.

Section 4

Recommended for Approval:

Scott M. Russett
District Deputy Director

29 APRIL 2011
Date

I hereby grant preliminary approval of this proposed change order as described herein:

Jerry Wray/MB
Director, Ohio Department of Transportation

5/10/11
Date

cc: Original to District file, Contractor, Office of Construction Administration, Copy for Change Order, Project Engineer

66

ORDINANCE NO. 71 -2011

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 16 TO THIS CITY'S AGREEMENT WITH GERKEN PAVING, INC. FOR THE SR 184 (ALEXIS ROAD) IMPROVEMENT PROJECT WHICH REFLECTS THE ACTUAL REPAIRS PERFORMED ON THE PROJECT; INCREASING THE CITY'S PORTION OF THE CONTRACT AMOUNT BY \$15,018.02; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 17-2010, passed March 1, 2010, authorized 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 (Alexis Road) and appropriated Four Hundred Fifty-Four Thousand Four Hundred Eighty Dollars (\$454,480.00) for said improvements; and,

WHEREAS, Ordinance No. 45-2010, passed May 3, 2010, authorized the Mayor and Director of Finance to approve an additional expenditure for the Alexis Road Improvement Project in the amount of \$9,630 for the installation of video detection units; and,

WHEREAS, Ordinance No. 67-2010, passed July 19, 2010, authorized the Mayor and Director of Finance to approve an additional expenditure for the Alexis Road Improvement Project in the amount of \$68,413.76 to reconstruct 23 catch basins along Alexis Road; and,

WHEREAS, Ordinance No. 92-2010, passed October 4, 2010, authorized the Mayor and Director of Finance to approve Change Order Nos. 1 and 2 of Gerken Paving for said State Route 184 (Alexis Road) Improvement Project to reflect the as-built quantities to remove and repair a portion of the intersection of Alexis Road and Roberts Road all in Sylvania Township, which resulted in no additional cost to the City of Sylvania; and,

WHEREAS, Ordinance No. 15-2011, passed March 7, 2011, authorized the Mayor and Director of Finance to approve Change Order No. 8 of Gerken Paving for said State Route 184

(Alexis Road) Improvement Project to reflect a reduction in the asphalt cost of approximately \$1,797.83; and,

WHEREAS, the Director of Public Service, by report dated August 1, 2011, has recommended approval of Change Order No. 16 of Gerken Paving for said State Route 184 (Alexis Road) Improvement Project which results in a net increase of Fifteen Thousand Eighteen and 02/100 Dollars (\$15,018.02), due to a larger-than-expected number of repairs to the existing concrete base, for a total contract amount of \$545,743.95.

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 increasing the contract amount by the sum of Fifteen Thousand Eighteen and 02/100 Dollars (\$15,018.02), 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, to provide funds for said change order for improvements, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53584 – Alexis Rd. (SR 184)Improvement Project**, the sum of Fifteen Thousand Eighteen and 02/100 Dollars (\$15,018.02).

SECTION 3. 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 4. 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 for said additional improvements 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 5. 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, _____, 2011, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date



6c

City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

August 1, 2011

To: The Mayor and Members of Sylvania City Council

Re: **LUC SR-187 000.27**

Project No. 100173

Dear Mr. Mayor and Council Members:

Attached please find Change Order No. 17 for the above-mentioned project. This change order reflects contractor remobilization costs on this project and results in a net increase of \$4,500.00 to the City.

We would recommend that Change Order No. 17 for this project in the amount of a net addition to the contract of \$4,500.00 be approved.

Very truly yours,

Kevin G. Aller, P. E.

Director of Public Service

tid

Enc.

Extra Work Change Order

Project Year	Project Sequence	Change Order Number	County/Route/Sect	Contract Number	Federal Number	Federal Accept Type
10	0173	17	LUC SR-184 000.27		DOT2 E090 0 000 197	

I hereby agree to the Contract changes set forth in this Change Order and release the Department from any further obligation for compensation for any known or suspected substantive direct and indirect costs incurred except as mutually agreed and described in the Explanation of Necessity.

Execution of this Change Order does not invalidate any provisions of the Contract nor release the Surety from any of the terms or conditions stated therein.

GERKEN PAVING INC
(Contractor)

--	--	--	--

By Contractor **Date** **Recommended by** **Date**

--	--

Title

CITY OF SYLVANIA	
------------------	--

Date

--

Craig A. Stough, Mayor

--	--

Scott S. Smith
Finance Director

Date

10-0173,17

Questions	Yes	No
Is this change order funded by a Central Office program?		X
If so, is this change order above the specified threshold amount for that program?		
If so, has this change order been approved by the Program Manager?		

Attach copy of written concurrence.

Part Code	Federal SAC	Federal %	State SAC	State %	Local SAC	Local %	State Job Number	Federal Project Number	Federal Work Type	Local Acceptance
2					4BG7	Y	426814	DOT1 E090 0 000 197	05	Y
3	4PF7	80	4PS7	20		N	426814	DOT1 E090 0 000 197	05	N

Reference Number	Extra Work Number	Part Code	Explanation of Necessity
50	17	3	BOND PREMIUM REQUIRED FOR CONTRACT OVERRUN. SEE ATTACHED INVOICE FOR BACK UP. THE ADDITIONAL WORK WILL NOT DELAY WORK ON THE CRITICAL PATH AND WILL NOT DELAY THE PROJECT.
111	17	2	THE PAVEMENT REPAIR WILL BE MADE TO A SECTION THAT FAILED AFTER REPAIRS WERE MADE AND INTERMEDIATE ASPHALT WAS PLACED. THIS JOINT FAILURE RESULTED FROM THE REPAIRS THAT WERE MADE AND ALLOWED THE JOINTS TO MOVE. THE ORIGINAL CONCRETE BASE PAVEMENT HAD NO EXPANSION JOINTS AND PRESSURE WAS GREAT ENOUGH THAT A VERMEER SAW WAS NEEDED TO MAKE RELIEF CUTS BEFORE SAWING THE PAVEMENT. THIS EXTRA WORK WILL BE PAID WITH CONTRACT UNIT PRICES. THE COST ABOVE IS THE ADDITIONAL COST THAT THE CONTRACTOR WILL INCUR FOR HAVING MOBILIZE CREWS BACK TO THE PROJECT TO PERFORM THIS ONE JOINT REPAIR. ALL OF THE REPAIRS WERE COMPLETED PRIOR TO THE FAILURE MENTIONED ABOVE. ALSO, IT IS NECESSARY TO PERFORM THIS REPAIR PRIOR TO STARTING WORK ON THE MIDDLE OF THE ROAD WHICH REQUIRES THE CONTRACTOR'S PAVING CREW TO MOBILIZE TO THE SITE TO PAVE THE REPAIR AREA. THE ADDITIONAL WORK WILL NOT DELAY WORK ON THE CRITICAL PATH AND WILL NOT DELAY THE PROJECT.
			THE PAVEMENT REPAIR WILL BE MADE TO A SECTION THAT FAILED AFTER REPAIRS WERE MADE AND INTERMEDIATE ASPHALT WAS PLACED. THIS JOINT FAILURE WAS IN THE MIDDLE LANES WHERE THE PLAN TYPICAL SECTIONS DO NOT SHOW CONCRETE PAVEMENT. THIS EXTRA

**AMENDED REQUEST FOR PRELIMINARY CHANGE ORDER
APPROVAL AND
PERMISSION TO PROCEED WITH WORK
Immediate Decision Required
Under Contract Limits**

**District: 2 Project No.: 173(10) County: LUC PID: 85285
Request No: 4**

Section 1

Cost of the Work: (attach supporting documentation)

Reference Number:	Item Number:	Item Description:	Unit of Measure:	Quantity	Unit Price:	Extended Amount (\$):	Actual or Estimated?
N/A	990E20000	Mobilization	LS	N/A	N/A	\$1500	Actual
III	990E30000						

Part Code: 2

Reason Code: 4

Time Extension Required: Yes No If yes please state reason: The additional work will not delay work on the critical path and will not delay the project.

Section 2

Explanation of Necessity:

The pavement repair will be made to a section that failed after repairs were made and intermediate asphalt was placed. This joint failure resulted from the repairs that were made and allowed the joints to move. The original concrete base pavement had no expansion joints and pressure was great enough that a Vermeer saw was needed to make relief cuts before sawing the pavement. This extra work will be paid with contract unit prices. The cost above is the additional cost that the contractor will incur for having mobilize crews back to the project to perform this one joint repair. All of the repairs were completed prior to the failure mentioned above. Also, it is necessary to perform this repair prior to starting work on the middle of the road which requires the contractor's paving crew to mobilize to the site to pave the repair area.

Reason for Amendment:

The contractor's mobilization cost of \$1500 was lower than the estimated \$3000.



4426 N. Old State Road • P.O. Box 511 • Norwalk, Ohio 44857 • (419) 668-4165 • Fax (419) 668-7572

GP 108-10
Scan ✓

Date:
10/12/10

Invoice Number:
#31-079-3

Bill To:
GERKEN PAVING INC.
9-072 US 24
NAPOLEON, OHIO 43545

JOB NAME
#173-10
GERKEN # 108-10

Net 30

Ref. No.	Quantity	Unit	Description	Unit Amount	Total Amount
3	3807	SF	WALK REMOVED	\$1.90	\$7,233.30
4	1241	LF	CURB REMOVED	\$9.00	\$11,169.00
5	44	LF	CURB & GUTTER REMOVED	\$9.00	\$396.00
8	4044	SF	WALK REMOVED	\$3.20	\$12,940.80
9	37	EA	CURB RAMP	\$255.00	\$9,435.00
14	61	LF	TYPE 2	\$15.50	\$945.50
15	1657	LF	TYPE 6	\$11.00	\$18,227.00
16	985	LF	TYPE 6 APP	\$10.75	\$10,588.75
19	1	EA	CB ADJUST	\$435.00	\$435.00
23	1922	SY	FL DEPTH	\$83.00	\$159,526.00
24	4308	LF	FL DEPTH SAW	\$1.85	\$7,969.80
53	1	LS	MOBILIZATION EXTRA	\$2,000.00	\$2,000.00
	3	EA	MOBILIZATION	\$1,500.00	\$4,500.00
			SUBTOTAL		\$245,366.15
			LESS PREVIOUS PAYMENTS		\$20,656.12
			TOTAL NOW DUE		\$224,710.03

Ref #
956

JF

Section 3

Right-of-Way:

- Added work is within existing Right-of-Way.
- Added work will require additional Right-of-Way.

Environmental Document:

- Added work is within the scope of the approved environmental document.
- Added work will require reevaluation and update of the environmental document.

Waterway Permits:

- Added work does not require a waterway permit.
- Waterway permits or permit modifications have been or will be obtained.

Miscellaneous Permits:

- Added work does not require a permit.
- Added work will require a miscellaneous (specify type) permit.

Project Limits:

- Added work is within the existing Project Limits.
"EXTENSION OF PROJECT LIMITS" form in Appendix C has been or will be processed.

FHWA Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

District Program Manager Notified:

- Not required if under \$10,000.00. If over \$10,000.00 please contact Planning and Programs.
- Notified on . Attach documentation verifying concurrence.

Local Agency Concurrence:

- Not required.
- Concurrence by Local: _____ Date

Central Office Program Manager Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

Section 4

Recommended for Approval:

Michael J. Arroyo II, PE ^{BE}

August 31, 2010

District Construction Engineer

Date

cc: Original to District file, Contractor, Copy for Change Order, Project Engineer

Section 3

Right-of-Way:

- Added work is within existing Right-of-Way.
- Added work will require additional Right-of-Way.

Environmental Document:

- Added work is within the scope of the approved environmental document.
- Added work will require reevaluation and update of the environmental document.

Waterway Permits:

- Added work does not require a waterway permit.
- Waterway permits or permit modifications have been or will be obtained.

Miscellaneous Permits:

- Added work does not require a permit.
- Added work will require a miscellaneous (specify type) permit.

Project Limits:

- Added work is within the existing Project Limits.
- "EXTENSION OF PROJECT LIMITS" form in Appendix C has been or will be processed.

FHWA Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

District Program Manager Concurrence:

- Not required if under \$10,000.00. If over \$10,000.00 please contact Planning and Programs.
- Concurrence was obtained on . Attach documentation verifying concurrence.

Local Agency Concurrence:

- Not required.
- Concurrence by Local: _____ Date _____

Central Office Program Manager Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

Section 4

Recommended for Approval:

Dennis J. Chant P.E./DC E (casting) BF

March 28, 2011

District Construction Engineer

Date

**REQUEST FOR PRELIMINARY CHANGE ORDER APPROVAL
AND
PERMISSION TO PROCEED WITH WORK
Immediate Decision Required
Under Contract Limits**

**District: 2 Project No.: 173(10) County: LUC PID: 85285
Request No: 5**

Section 1

Cost of the Work: (attach supporting documentation)

Reference Number:	Item Number:	Item Description:	Unit of Measure:	Quantity:	Unit Price:	Total Amount (\$):	Actual or Estimated?
N/A	990E20000	Mobilization	LS			\$3000.00	Estimated

Part Code: 2

Reason Code: 3

Time Extension Required: Yes No The additional work will not delay work on the critical path and will not delay the project.

Section 2

Explanation of Necessity:

The pavement repair will be made to a section that failed after repairs were made and intermediate asphalt was placed. This joint failure was in the middle lanes where the plan typical sections do not show concrete pavement. This extra work will be paid with contract unit prices. The cost above is the additional cost that the contractor will incur for having to mobilize crews back to the project to perform this one joint repair. All of the repairs were completed prior to the failure mentioned above. Also, it is necessary to perform this repair prior to placing surface course asphalt in the middle lanes of the road which requires the contractor's paving crew to mobilize to the site to pave the repair area.

**AMENDED REQUEST FOR PRELIMINARY CHANGE ORDER
APPROVAL AND
PERMISSION TO PROCEED WITH WORK
Immediate Decision Required
Under Contract Limits**

**District: 2 Project No.: 173(10) County: LUC PID: 85285
Request No: 10**

Section 1

Cost of the Work: (attach supporting documentation)

Reference Number:	Item Number:	Item Description:	Unit of Measure:	Quantity	Unit Price:	Extended Amount (\$):	Actual or Estimated?
N/A	990E20000	Mobilization	LS	N/A	N/A	\$1500	Actual
113	990E30000						

Part Code: 2

Reason Code: 34

Time Extension Required: Yes No **If yes please state reason:** The additional work will not delay work on the critical path and will not delay the project.

Section 2

Explanation of Necessity:

The pavement repair will be made to a section that failed after repairs were made and intermediate asphalt was placed. This extra work will be paid with contract unit prices. The cost above is the additional cost that the contractor will incur for having to mobilize crews back to the project to perform this one repair. All of the repairs were completed prior to the failure mentioned above. Also, it is necessary to perform this repair prior to placing surface course asphalt which requires the contractor's paving crew to mobilize to the site to pave the repair area.

Reason for Amendment:

The contractor's mobilization cost of \$1500 was lower than the estimated \$3000.



4426 N. Old State Road • P.O. Box 511 • Norwalk, Ohio 44857 • (419) 668-4165 • Fax (419) 668-7572

GP 108-10
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Date:
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Bill To:
GERKEN PAVING INC.
9-072 US 24
NAPOLEON, OHIO 43545

JOB NAME
#173-10
GERKEN # 108-10

Net 30

Ref. No.	Quantity	Unit	Description	Unit Amount	Total Amount
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	19	1 EA	CB ADJUST	\$435.00	\$435.00
	23	1922 SY	FL DEPTH	\$83.00	\$159,526.00
	24	4308 LF	FL DEPTH SAW	\$1.85	\$7,969.80
	53	1 LS	MOBILIZATION EXTRA	\$2,000.00	\$2,000.00
		3 EA	MOBILIZATION	\$1,500.00	\$4,500.00
			SUBTOTAL		\$245,366.15
			LESS PREVIOUS PAYMENTS		\$20,656.12
			TOTAL NOW DUE		\$224,710.03

Ref #
956

JF

Section 3

Right-of-Way:

- Added work is within existing Right-of-Way.
- Added work will require additional Right-of-Way.

Environmental Document:

- Added work is within the scope of the approved environmental document.
- Added work will require reevaluation and update of the environmental document.

Waterway Permits:

- Added work does not require a waterway permit.
- Waterway permits or permit modifications have been or will be obtained.

Miscellaneous Permits:

- Added work does not require a permit.
- Added work will require a miscellaneous (specify type) permit.

Project Limits:

- Added work is within the existing Project Limits.
- "EXTENSION OF PROJECT LIMITS" form in Appendix C has been or will be processed.

FHWA Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

District Program Manager Notified:

- Not required if under \$10,000.00. If over \$10,000.00 please contact Planning and Programs.
- Notified on . Attach documentation verifying concurrence.

Local Agency Concurrence:

- Not required.
- Concurrence by Local: _____ Date _____

Central Office Program Manager Concurrence:

- Not required.
- Concurrence was obtained on . Attach documentation verifying concurrence.

Section 4

Recommended for Approval:

Dennis J. Chant P.E./DCE (acting) BF

March 28, 2011

District Construction Engineer

Date

cc: Original to District file, Contractor, Copy for Change Order, Project Engineer

6 d

ORDINANCE NO. 72 -2011

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 17 TO THIS CITY'S AGREEMENT WITH GERKEN PAVING, INC. FOR THE SR 184 (ALEXIS ROAD) IMPROVEMENT PROJECT WHICH REFLECTS CONTRACTOR REMOBILIZATION COSTS ON THIS PROJECT; INCREASING THE CITY'S PORTION OF THE CONTRACT AMOUNT BY \$4,500.00; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 17-2010, passed March 1, 2010, authorized 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 (Alexis Road) and appropriated Four Hundred Fifty-Four Thousand Four Hundred Eighty Dollars (\$454,480.00) for said improvements; and,

WHEREAS, Ordinance No. 45-2010, passed May 3, 2010, authorized the Mayor and Director of Finance to approve an additional expenditure for the Alexis Road Improvement Project in the amount of \$9,630 for the installation of video detection units; and,

WHEREAS, Ordinance No. 67-2010, passed July 19, 2010, authorized the Mayor and Director of Finance to approve an additional expenditure for the Alexis Road Improvement Project in the amount of \$68,413.76 to reconstruct 23 catch basins along Alexis Road; and,

WHEREAS, Ordinance No. 92-2010, passed October 4, 2010, authorized the Mayor and Director of Finance to approve Change Order Nos. 1 and 2 of Gerken Paving for said State Route 184 (Alexis Road) Improvement Project to reflect the as-built quantities to remove and repair a portion of the intersection of Alexis Road and Roberts Road all in Sylvania Township, which resulted in no additional cost to the City of Sylvania; and,

WHEREAS, Ordinance No. 15-2011, passed March 7, 2011, authorized the Mayor and Director of Finance to approve Change Order No. 8 of Gerken Paving for said State Route 184

(Alexis Road) Improvement Project to reflect a reduction in the asphalt cost of approximately \$1,797.83; and,

WHEREAS, Ordinance No. ____-2011, passed _____, 2011, authorized the Mayor and Director of Finance to approve Change Order No. 16 of Gerken Paving for said State Route 184 (Alexis Road) Improvement Project to reflect the larger number of necessary repairs than anticipated and which resulted in an increase of \$15,018.02 to the contract amount; and,

WHEREAS, the Director of Public Service, by report dated August 1, 2011, has recommended approval of Change Order No. 17 of Gerken Paving for said State Route 184 (Alexis Road) Improvement Project which results in a net increase of Four Thousand Five Hundred Dollars (\$4,500.00), to reflect contractor remobilization costs, for a total contract amount of \$550,243.95.

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 increasing the contract amount by the sum of Four Thousand Five Hundred Dollars (\$4,500.00), 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, to provide funds for said change order for improvements, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53584 – Alexis Rd. (SR 184)Improvement Project**, the sum of Four Thousand Five Hundred Dollars (\$4,500.00).

SECTION 3. 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 4. 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 for said additional improvements 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 5. 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, _____, 2011, as an emergency measure.

President of Council

APPROVED AS TO FORM:

ATTEST:

Director of Law

Clerk of Council

APPROVED:

Mayor

Date

ORDINANCE NO. 73 -2011

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE OF THE CITY OF SYLVANIA, OHIO, TO ENTER INTO A POLICE MUTUAL AID PACT WITH CERTAIN MUNICIPAL CORPORATIONS AND TOWNSHIPS, TOWNSHIP POLICE DISTRICTS, COUNTY SHERIFFS, PARK DISTRICTS IN LUCAS COUNTY, WOOD COUNTY, AND THOSE ADJACENT TO LUCAS COUNTY AND PUBLIC HOSPITAL AGENCIES AND NON-PROFIT HOSPITAL AGENCIES; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 737.04 and 505.45 authorize municipal corporations and townships to contract for police protection or additional police protection with one or more municipal corporations, townships, township police districts, or county sheriffs in the State of Ohio, with one or more park districts, or with a contiguous municipal corporation in an adjoining state, for the services of police departments or the use of police equipment within the several territories of the contracting political subdivisions; and,

WHEREAS, Ohio Revised Code Section 3345.041 provides for similar authority with respect to State Universities, Section 1545.131 provides for similar authority with respect to park districts and Section 4973.17 provides for similar authority for proprietary police departments maintained by a public hospital agency; and,

WHEREAS, Ordinance No. 55-95, passed April 15, 1996, authorized the Mayor and Director of Finance to enter into a Police Mutual Aid Pact with certain municipal corporations and townships, township police districts, county sheriffs, park districts in Lucas County, Wood County, and those adjacent to Lucas County; and,

WHEREAS, Ordinance No. 5-2005, passed January 19, 2005, authorized the Mayor and Director of Finance to enter into a Police Mutual Aid Pact with certain municipal corporations and townships, township police districts, county sheriffs, park

districts in Lucas County, Wood County, and those adjacent to Lucas County for Vice/Narcotics Investigations; and,

WHEREAS, Ordinance No. 104-2007, passed December 3, 2007, authorized the Mayor and Director of Finance to enter into a Police Mutual Aid Agreement with certain municipal corporations, townships, villages, universities, park districts in Lucas County, Wood County, township police districts, county sheriffs; and,

WHEREAS, the new agreement includes, in addition to the agencies included in the 2007 Agreement, mutual aid with Mercy Health Partners Public Safety Department, Northwest Ohio Psychiatric Hospital Police Department and Owens Community College; and,

WHEREAS, it has proven to be beneficial for the inhabitants of this City to have additional police protection, equipment and police services of neighboring political subdivisions available upon call in times of emergency and therefore the Director of Public Safety has recommended the City enter into a Law Enforcement Mutual Aid Agreement, a copy of which is attached hereto as "Exhibit A."

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

SECTION 1. That the Mayor and Director of Finance be, and they hereby are, authorized to enter into, on behalf of this City, a Law Enforcement Mutual Aid Agreement in the form and substance of said "Exhibit A" with the police agencies of Northwest Ohio including: the cities of Maumee, Oregon, Sylvania and Toledo; Townships of Sylvania, Waterville and Washington; the Villages of Holland, Ottawa Hills, Waterville, and Whitehouse; the University of Toledo; the Toledo Area Metropolitan Park Rangers; the Toledo-Lucas County Port Authority Police, Mercy Health Partners Public Safety Department, Northwest Ohio Psychiatric Hospital Police Department in Lucas County; the Cities of Bowling Green, Northwood, Rossford and Perrysburg; the Townships of Lake and Perrysburg, the Village of Walbridge; the Bowling Green State University, Owens Community College; and the Wood County Park District in Wood County; or any one or more of them to provide for mutual aid police assistance upon such terms as are mutually agreeable and are such terms and conditions as are acceptable to the Chief of Police and Director of Law.

SECTION 2. 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 3. 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 4. 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 Law Enforcement Mutual Aid Agreement should be entered into at the earliest possible time. 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, _____, 2011 as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

RESOLUTION NO. 8 -2011(a)

**DECLARING THE NECESSITY OF LIGHTING THE STREETS
IN THE CITY OF SYLVANIA, OHIO; DETERMINING THE
MANNER OF PROVIDING STREET LIGHTING AND THE BASIS
FOR THE PROPERTY OWNER'S SHARE OF THE COST AND
ANNUAL ASSESSMENT; AND DECLARING AN EMERGENCY.**

BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, _____

members elected thereto concurring:

SECTION 1. That is hereby determined to be necessary to continue to improve the streets in the City of Sylvania, Ohio, by lighting the same pursuant to a contract therefore which this City now has with the Toledo Edison Company and necessary to provide funds in 2011 for such street lighting.

SECTION 2. That for the tax year 2011 the basis for determining and allocating annual assessments on lots and lands in said City for street lighting in the City of Sylvania, Ohio, shall be as follows, which basis is hereby determined to be according to the benefits which may result from the improvements to the several parcels and lots of land in said City:

- A. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$8.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- B. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$12.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- C. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$11.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- D. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$14.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- E. Each taxable parcel, within the Whiteway Business District, fronting on Main Street, Maplewood Avenue, or Monroe Street, being served by lamps on either

steel or wood poles with overhead or underground circuits, shall be assessed at a rate of \$1.10 per front foot of the parcel;

- F. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$20.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- G. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$27.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- H. In cases under A, B, C, D, F and G above, the maximum amount of assessment for any parcel based on the charge of 80¢ for each \$1,000.00 tax valuation or part thereof shall not exceed the equivalent of \$2.00 per front foot of said parcel fronting on a cul-de-sac or \$1.00 per front foot on all other said parcels;

SECTION 3. That the contract with the Toledo Edison company and the costs to this City required thereby, now on file with the Clerk of Council, are hereby deemed to be the plans and specifications and estimate of cost required to be on file with the Clerk of Council before the passage of the Resolution of necessity.

SECTION 4. That the Clerk of Council has prepared and filed in the Office of the Clerk of Council a list of the estimated special assessments for the cost and expense of street lighting in the City of Sylvania, which list shows the amounts of the estimated assessment against each taxable parcel in the City of Sylvania, pursuant to Section 2 of this Resolution, and the amount of such assessments in the aggregate, and this Council finds and determines that such estimated assessments are in proportion to the special benefit derived by each property against which such assessments are to be levied and are not in excess of any statutory limitation.

SECTION 5. That, pursuant to Ohio Revised Code Section 727.14, the Clerk of Council is hereby directed to give notice of the passage of this Resolution by publication of such notice once a week for two (2) consecutive weeks, and as to an owner of any lot or parcel of land the assessment upon which is estimated to exceed Two Hundred Fifty Dollars (\$250.00), the clerk of Council is hereby directed to serve such notice in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. Objections to estimated assessments must be filed, in writing, with the Clerk of Council, within two (2) weeks after completion of the notice hereby required. An owner who fails to file an objection shall be deemed to have waived any objection. Any and all properly filed objections to estimated assessments shall be considered by Council at its first regular meeting held more than two (2) weeks after the completion of the notice hereby required and the estimated assessments so objected to shall, at such meeting, be adjusted by Council by motion or other action, reflected in the journal of the minutes of Council. Council, after adjusting such estimated assessments or after the time for filing objections without any properly filed objections having been timely filed, may, by Ordinance, levy such estimated assessments and adjusted estimated assessments, as the case may be. No notice shall be required other than as herein required.

SECTION 6. That the Clerk of Council is hereby directed to give notice to the Auditor of Lucas County, Ohio, on the levying of such assessments and to do so within twenty (20) days after the levying of same and prior to October 1, 2011.

SECTION 7. That the method, manner and procedure for providing street lighting by contract with the Toledo Edison Company is hereby approved and this Council hereby determines the method, manner and procedure for levying assessments for such street lighting to be as set forth in this Resolution.

SECTION 8. That this Resolution shall be published by posting a copy thereof in a conspicuous place in the Sylvania Municipal Building for a period of not less than fifteen (15) days as provided in ARTICLE III, Section 12.0 of the Charter of said City.

SECTION 9. 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 10. 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 and for the reason that proceedings for assessing the cost of the improvement referred to herein are required without delay in order to timely place said assessment upon the tax duplicate for the year. 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 the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2011, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

RESOLUTION NO. 8 -2011(b)

DECLARING THE NECESSITY OF LIGHTING THE STREETS IN THE CITY OF SYLVANIA, OHIO; DETERMINING THE MANNER OF PROVIDING STREET LIGHTING AND THE BASIS FOR THE PROPERTY OWNER'S SHARE OF THE COST AND ANNUAL ASSESSMENT; AND DECLARING AN EMERGENCY.

BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, _____

members elected thereto concurring:

SECTION 1. That is hereby determined to be necessary to continue to improve the streets in the City of Sylvania, Ohio, by lighting the same pursuant to a contract therefore which this City now has with the Toledo Edison Company and necessary to provide funds in 2011 for such street lighting.

SECTION 2. That for the tax year 2011 the basis for determining and allocating annual assessments on lots and lands in said City for street lighting in the City of Sylvania, Ohio, shall be as follows, which basis is hereby determined to be according to the benefits which may result from the improvements to the several parcels and lots of land in said City:

- A. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$8.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- B. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$12.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- C. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$11.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- D. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$14.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- E. Each taxable parcel, within the Whiteway Business District, fronting on Main Street, Maplewood Avenue, or Monroe Street, being served by lamps on either

steel or wood poles with overhead or underground circuits, shall be assessed at a rate of \$1.00 per front foot of the parcel;

- F. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$20.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- G. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$27.00 and, in addition thereto, a further charge of 80¢ for each \$1,000.00 tax valuation or part thereof;
- H. In cases under A, B, C, D, F and G above, the maximum amount of assessment for any parcel based on the charge of 80¢ for each \$1,000.00 tax valuation or part thereof shall not exceed the equivalent of \$2.00 per front foot of said parcel fronting on a cul-de-sac or \$1.00 per front foot on all other said parcels;

SECTION 3. That the contract with the Toledo Edison company and the costs to this City required thereby, now on file with the Clerk of Council, are hereby deemed to be the plans and specifications and estimate of cost required to be on file with the Clerk of Council before the passage of the Resolution of necessity.

SECTION 4. That the Clerk of Council has prepared and filed in the Office of the Clerk of Council a list of the estimated special assessments for the cost and expense of street lighting in the City of Sylvania, which list shows the amounts of the estimated assessment against each taxable parcel in the City of Sylvania, pursuant to Section 2 of this Resolution, and the amount of such assessments in the aggregate, and this Council finds and determines that such estimated assessments are in proportion to the special benefit derived by each property against which such assessments are to be levied and are not in excess of any statutory limitation.

SECTION 5. That, pursuant to Ohio Revised Code Section 727.14, the Clerk of Council is hereby directed to give notice of the passage of this Resolution by publication of such notice once a week for two (2) consecutive weeks, and as to an owner of any lot or parcel of land the assessment upon which is estimated to exceed Two Hundred Fifty Dollars (\$250.00), the clerk of Council is hereby directed to serve such notice in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. Objections to estimated assessments must be filed, in writing, with the Clerk of Council, within two (2) weeks after completion of the notice hereby required. An owner who fails to file an objection shall be deemed to have waived any objection. Any and all properly filed objections to estimated assessments shall be considered by Council at its first regular meeting held more than two (2) weeks after the completion of the notice hereby required and the estimated assessments so objected to shall, at such meeting, be adjusted by Council by motion or other action, reflected in the journal of the minutes of Council. Council, after adjusting such estimated assessments or after the time for filing objections without any properly filed objections having been timely filed, may, by Ordinance, levy such estimated assessments and adjusted estimated assessments, as the case may be. No notice shall be required other than as herein required.

SECTION 6. That the Clerk of Council is hereby directed to give notice to the Auditor of Lucas County, Ohio, on the levying of such assessments and to do so within twenty (20) days after the levying of same and prior to October 1, 2011.

SECTION 7. That the method, manner and procedure for providing street lighting by contract with the Toledo Edison Company is hereby approved and this Council hereby determines the method, manner and procedure for levying assessments for such street lighting to be as set forth in this Resolution.

SECTION 8. That this Resolution shall be published by posting a copy thereof in a conspicuous place in the Sylvania Municipal Building for a period of not less than fifteen (15) days as provided in ARTICLE III, Section 12.0 of the Charter of said City.

SECTION 9. 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 10. 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 and for the reason that proceedings for assessing the cost of the improvement referred to herein are required without delay in order to timely place said assessment upon the tax duplicate for the year. 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 the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2011, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

ORDINANCE NO. 74 -2011

AUTHORIZING FLOWER HOSPITAL TO AFFIX BANNERS TO UTILITY POLES ALONG MONROE STREET AND HARROUN ROAD; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO INDICATE SUCH APPROVAL ON BEHALF OF THE CITY OF SYLVANIA; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 1-2006, passed February 22, 2006, adopted a new Chapter 1166 - Sign Regulations to the Sylvania Codified Ordinances; and,

WHEREAS, included in the new Chapter 1166 is Section 1166.06(I), which provides that no sign may be erected if displayed in a public right-of-way unless authorized by City Council; and,

WHEREAS, Ordinance No. 37-2010, passed April 19, 2010, authorized Flower Hospital to affix banners to utility poles along Monroe Street and Harroun Road for a period of twelve months; and,

WHEREAS, Flower Hospital has requested permission to continue to affix street banners to utility poles along Monroe Street and Harroun Road.

NOW, THEREFORE BE IT ORDINANCE by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the request of Flower Hospital to affix banners to utility poles along Monroe Street and Harroun Road within the public right-of-way is hereby approved, provided however, that the banners shall be removed within twelve months from the effective date of this Ordinance.

SECTION 2. That the Director of Public Service is authorized to inform Flower Hospital of the City's authorization of the placement of the banners.

SECTION 3. 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 4. 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 5. 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 permission should be granted immediately to provide for the immediate hanging of the banners. 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, _____, 2011, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date



a

City of Sylvania

DIVISION OF TAXATION
ANGELA J. KUHN, COMMISSIONER

August 1, 2011

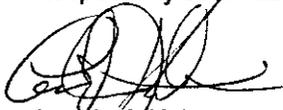
Mayor Craig A. Stough and Members of Council
City of Sylvania
Sylvania, Ohio

Dear Mayor Stough and Council Members:

The monthly cash report from the Division of Taxation is as follows:

	Deposits	Refunds	Balance
July 31, 2011	\$610,989.74	\$26,489.26	\$584,500.48
July 31, 2010	\$611,848.78	\$7,490.93	\$604,357.85
Monthly Difference	<u>-\$859.04</u>	<u>\$18,998.33</u>	<u>-\$19,857.37</u>
Year to Date 2011	\$5,359,720.19	\$142,862.83	\$5,216,857.36
Year to Date 2010	\$5,197,014.58	\$118,885.24	\$5,078,129.34
Yearly Difference	<u>\$162,705.61</u>	<u>\$23,977.59</u>	<u>\$138,728.02</u>

Respectfully submitted,



Angela J. Kuhn
Tax Commissioner

c: Mr. Scott Smith, Finance Director

City of Sylvania
Bank Reconciliation
July 2011

B

CHECKBOOK BALANCE

Ending balance for June 2011	\$ 21,501,602.96
Add: Monthly Receipts	<u>17,420,414.52</u>
Subtotal	\$ 38,922,017.48
Less: Monthly Disbursements	<u>10,609,223.34</u>
Ending balance for July 2011	\$ 28,312,794.14

Less:

Certificates of Deposit	\$ (1,000,000.00)
Star Ohio	(76,852.02)
Petty Cash (1)	(2,150.00)
Cemetery Savings	(1,062.86)
Toledo Community Fund	(26,618.11)
5/3rd Securities	(11,638,902.62)
SJS Account	(5,171,218.58)
PNC MoneyMarket	(1,023,334.46)
Key Bank Securities	(1,004,452.32)
Sylvania Township Bonds	<u>(785,000.00)</u>
	\$ 7,583,203.17

Less:

NSF	(87.20)
NSF	(310.72)
Encoding Error CK# 59311	(0.10)
Encoding Error	0.02

\$ 7,582,805.17

(1)

Division of Public Service	\$ 150.00
Department of Finance	200.00
Division of Water	400.00
Division of Police	200.00
Municipal Court	800.00
Division of Taxation	150.00
Division of Forestry	150.00
Division of Zoning	100.00

Petty Cash Balance \$ 2,150.00

BANK BALANCE

EOM 5/3rd Bank Balance	\$ 7,586,145.04
Deposit in Transit	3,885.05

Subtotal \$ 7,590,030.09

Less: Outstanding Checks (2) 7,224.92

Adjusted Bank Balance \$ 7,582,805.17

(2)
June Outstanding Checks \$ 3,261.87

Checks written this month 647,638.28

Subtotal \$ 650,900.15

Checks Cleared (643,675.23)

June Outstanding Checks \$ 7,224.92


Treasurer, City of Sylvania

C

Board of Architectural Review

Minutes of the regular meeting of August 10, 2011. Mr. Lindsley called the meeting to order.

Members present: Read Backus, Ken Marciniak, Thomas Lindsley, Mayor Craig Stough, (4) present. Mr. Robert Oberly present.

Dr. Backus moved, Mr. Marciniak seconded to approve the Minutes of the July 13, 2011, meeting as submitted. Vote being: Lindsley, Backus, Stough, Marciniak (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 3 - Regulated Sign - app. no. 18-2011 requested by Harmon Sign for Fifth Third Bank, 5833 Monroe Street, Sylvania. Mr. Nelson Pixler present. The signs on the northerly and westerly sides of the building are to be replaced. The sign on the easterly side of the building will be removed and not replaced to comply with the city sign code. The monument sign will be replaced with a new smaller sign, and the base will be lower. The brick base of the sign will be removed to conform to the Fifth Third corporate standard with an aluminum clad base. The monument sign is far enough back from the street so that it does not interfere with traffic, and there is a traffic light at that location. The member commented that they are removing signage and the new signs are smaller. Mr. Marciniak moved, Dr. Backus seconded to give a Certificate of Appropriateness for the two replacement signs on the building and the monument sign as shown on the drawings submitted with app. no. 18-2011 for Fifth Third Bank, 5833 Monroe Street. Vote being: Marciniak, Stough, Lindsley, Backus (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 4 - Regulated Sign - app. no. 19-2011 requested by Gardner Signs, Inc. for Huntington, 6370 Monroe Street, Sylvania. Mr. Ben Cranston present. They plan to add a new sign on the front of the building. Originally they were going to reface the existing pole sign but Mr. Oberly talked to Philadelphia Sign Company and they decided to replace the pole sign with a new monument sign. The new sign will be centered on the lot as shown on the new drawing we received. Mr. Marciniak said that we need to make sure the sign is set back further than the PNC Bank sign, because it is difficult to pull out of that driveway. Mr. Oberly explained that the PNC sign was located on an existing sign base. This will be a new sign so it can be set back further from the right of way to ensure it does not block the view of traffic. Mr. Marciniak moved, Dr. Backus seconded to give a Certificate of Appropriateness for Huntington, 6370 Monroe Street, as shown on the new drawings submitted for app. no. 19-2011 with the location of the monument sign to be determined by the zoning office. Vote being: Backus, Marciniak, Stough, Lindsley (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 5 - Regulated Sign - app. no. 20-2011 requested by Wilson Sign Company for Maplewood Elementary School, 6769 Maplewood Avenue, Sylvania. The members questioned the placement of the new sign in the residential area, but Monroe Street may be a more appropriate location for a LED sign like this. This is a residential area school and the sign is used to communicate with the students and parents, the driveway is off Maplewood Avenue. The school did have a lighted message board sign that they received a variance for quite some time ago. Mayor Stough said that since there is a residential area the sign should be turned off overnight so it does not disturb the



Board of County Commissioners
Pete Gerken
President
Tina Skeldon Wozniak
Carol Contrada

Emergency 9-1-1
Dennis Cole
Director

MEMORANDUM

April 11, 2011

To: Commissioner Gerken
Commissioner Skeldon Wozniak
Commissioner Contrada

From: Dennis Cole

Re: Recommendation to place a 9-1-1/Countywide Public Safety Communication System .7 mill Renewal Levy on the November 2011 Ballot

.....
The Joint membership of the Lucas County 9-1-1 Communications Board and Countywide Public Safety Communications System Board unanimously recommends placing a five-year .7 Mill renewal levy on the November 2011 ballot to support Lucas County's enhanced 9-1-1 system and the countywide public safety communications system.

The existing five-year .7 Mill 9-1-1 Levy ends December 31, 2011. The current levy raises an estimated \$6,189,000 per year in revenue. The proposed renewal .7 Mill levy will raise an estimated \$5,564,731 per year based on the Auditor's projection. An annual revenue decrease of \$624,269 is based on current property valuations and loss of the tangible personal property tax. 9-1-1 will need to rely on its carryover funds to supplement projected revenue through the next five years. The tax rate to a homeowner remains the same: \$21.44 per \$100,000 valuation per year.

I've attached a levy executive summary and financial data for the proposed levy.

Commissioners
Have approved
to place this on
Nov/ Ballot.

Lucas County 9-1-1 and Countywide Public Safety Communications System .7 Mill Renewal Levy

Executive Summary

Levy Agencies:

Lucas County Sheriff	Lucas County Emergency Services
Sheriff Telb	Dennis Cole, Director
(419) 213-4900	(419) 213-6535

Agency mandate:

The 9-1-1 levy's mandate comes from the desire of Lucas County citizens to have a common and easily remembered emergency telephone system to provide fast and efficient delivery of emergency services which saves lives and minimizes property loss. Ohio Revised Code Section 5705.19 provides for the Board of County Commissioners to levy a tax outside of the ten-mill limitation for the establishment and operation of a 9-1-1 emergency telephone system (Section BB) and for a countywide public safety communications system (Section KK). Section SS permits the county to fund both programs from the 9-1-1 levy. Lucas County's enhanced 9-1-1 system is established and operated under Ohio Revised Code, Section 4931.40 through 4931.54. The 9-1-1 system utilizes computers and telephone systems to automatically provide telephone and location information on the source call and routes the call to emergency service providers serving the location from which the call is made. The expanded function of a countywide public safety communication system is provided for under Ohio Revised Code Section 307.63. This section provides for a system of communications facilities, equipment and services that helps to provide immediate field exchange of police, fire and emergency medical services information between jurisdictions.

Levy Information:

Lucas County citizens funded the 9-1-1 system beginning in 1986 with a .5 mill five-year levy. In 1991 they renewed the .5 mill levy. In 1996 they approved a .7 mill five-year levy and renewed the .7 mill levy in 2001 as an additional tax, expanding the use of levy dollars to include 9-1-1 and the countywide public safety communication (radio) system. A replacement was passed in 2006 to continue operation of the 9-1-1 and countywide communications systems. The existing five-year .7 Mill 9-1-1 Levy ends December 31, 2011. The current levy raises an estimated \$6,189,000 per year in revenue. The proposed renewal .7 Mill levy will raise an estimated \$5,564,731 per year. An annual revenue decrease of \$624,269 is based on current property valuations and loss of the tangible personal property tax. The tax rate to a homeowner remains the same: \$21.44 per \$100,000 valuation per year.

Program Information:

The 9-1-1 and Countywide Public Safety Communications System Levy provides operational system maintenance and capital improvement funding for Lucas County's existing enhanced 9-1-1 systems and the countywide public safety communications system as detailed in the attached five year budget. The 9-1-1 portion of the levy will continue to fund the telephone systems, dispatch systems, computer equipment and operational support personnel for seven public safety answering points (PSAPs) and two back-up centers. Additionally it funds a countywide

mobile data system infrastructure used by public safety vehicles. Public safety agencies continue to be responsible for in-vehicle mobile data computers and data card connectivity unless grant funding is available. Capital improvements (see attached 2011 Levy Capital Plan) for the 9-1-1 system will be limited based on availability of funding. We plan to continue implementation of the new computer aided dispatch system, upgrade the 9-1-1 telephone system to a next generation 9-1-1 capable system. And if funds are available we will need to upgrade the dispatch consoles from an analog to IP based system and implement the next generation public safety LTE wireless network for our mobile data computers.

The countywide public safety communications system infrastructure was completed with current levy funds. The new levy will provide operational and maintenance for the radio system infrastructure. Over the next five years this is projected to average 1.5 million per year. Additionally, if funds are available the system will need capital improvements to keep it current. The hardware and software improvements are estimated at one million per year. The end user radios will be maintained by the using jurisdictions.

2006 Levy Accomplishments

Provided technology systems, training and maintenance support to seven 9-1-1 public safety answering points and secondary public safety dispatch agencies within Lucas County to provide fast, high quality emergency response to protect life and property.

Implemented 9-1-1 wireless Phase I & II to provide cell phone call back numbers and latitude/longitude location information

Implemented IT virtual server technology and virtual desktop clients

Upgraded the 9-1-1 recorder system to a voice and radio integrated IP based system

Currently implementing a new 6.5 million dollar computer aided dispatch system with GIS point addressing, incident command software, personnel scheduling software and fire records management software

Implementing a new geographical information system center-line for Lucas County

Upgrading older mobile data computer hardware (grants) and software to improve officer functionality and data access

Implemented a 23 million dollar high technology countywide 800 MHz public safety radio communications system consisting of 12 tower sites and approximately 3,000 user radios.

Upgraded the radio system to support Integrated Voice & Data

Upgraded the radio system from version 7.5 to 7.7

Emergency Calls Received by PSAP's

	<u>April, 2011</u>	<u>Year to Date</u>
Sheriff's PSAP	2,528	9,919
Maumee PSAP	585	2,545
Ottawa Hills PSAP	33	166
Oregon PSAP	688	2,635
Sylvania, City PSAP	353	1,397
Sylvania, Twp PSAP	1,008	3,932
Toledo PSAP	26,260	97,286
TOTAL	31,455	117,880

Sheriff's Emergency Calls Received by Jurisdictions

	<u>April, 2011</u>	<u>Year to Date</u>
Village of Berkey	2	3
Harbor View	0	10
Harding Township	7	26
Village of Holland	293	1,180
Jerusalem Township	75	343
City of Maumee	246	1,070
Monclova Township	135	494
Neapolis	1	6
City of Oregon	99	576
Village of Ottawa Hills	4	30
Providence Township	18	93
Richfield Township	13	56
Spencer Township	57	244
Springfield Township	767	2,823
Swanton Township	149	508
City of Sylvania	59	254
Sylvania Township	154	597
Washington Township	62	220
Waterville Township	23	98
Village of Waterville	77	312
Village of Whitehouse	84	269
Sheriffs Default	203	707
	2,528	9,919

2011 Levy Capital Plan	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	Levy Total
Next Generation 9-1-1 Telephone System funding through wireless fees	\$ 2,500,000					\$ 2,500,000
MCC 7500 Dispatch Consoles Dependent on availability of funds after CAD	\$ 3,218,810					\$ 3,218,810
Next Generation mobile data wireless LTE No funding Identified						TBD
Replacement CAD ethernet/MPLS network						TBD
Radio System bi-annual upgrades	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ 2,500,000
Radio System GTR 8000 Base Stations partial funding from homeland security grants	\$ 1,337,430	\$ 1,337,430	\$ 1,337,430	\$ 1,337,430	\$ 668,715	\$ 6,018,435
Total	\$ 7,556,240	\$ 1,837,430	\$ 1,837,430	\$ 1,837,430	\$ 1,168,715	\$ 14,237,245