

Minutes of the Meeting of Council
April 1, 2013

The Council of the City of Sylvania, Ohio met in regular session on April 1, 2013 at 7:30 p.m. with Mayor Craig A. Stough in the chair. Roll was called with the following members present: Mike Brown; Doug Haynam, Sandy Husman, Mark Luetke, Todd Milner, Mary J. Westphal (6); absent: Katie Cappellini (1), excused by Mayor.

Roll call:
Cappellini absent,
excused.

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

Pledge of Alleg.

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

Requests were made for the following additions to the agenda:

Additions to the
agenda.

- 12a. Schedule Employee & Community Relations Committee Meeting.
13. Ordinance No. 35-2013, Maplewood Marketplace Parking Lot Construction.
14. Ordinance No. 36-2013, Buckeye Cablevision Easement.
15. Executive Session to discuss pending litigation.
16. Move agenda item 7 here.

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

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

Mrs. Westphal presented the March 18 minutes. Mrs. Westphal moved, Mr. Haynam seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of March 18, 2013 be approved; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Approval of the
March 18
minutes.

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

Service Director Kevin Aller's report on Monroe Street Reconstruction and Waterline Replacement was placed on file. Mr. Milner moved, Mr. Haynam seconded to authorize the clerk to advertise for bids for the project; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Haynam, (6) yeas; (0) nays. The motion carried.

Bids for Monroe
Reconstruction &
Waterline
Replacement.

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

Minutes of the Meeting of Council
April 1, 2013

Mr. Brown presented and read aloud by title only, proposed Resolution No. 5-2013, a written copy of same having been previously furnished to each member of Council, “A Resolution adopting the 2013 Revisions of the Lucas County All Natural Hazard Mitigation Plan; and declaring an emergency.” Mr. Brown moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Luetke, Milner, Westphal, Brown, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Resolution No. 5-2013, “... Adopting revisions.... County Hazard Mitigation Plan.”

Mr. Brown moved, Mrs. Westphal seconded, that Resolution No. 5-2013 be enacted as an emergency measure as declared therein: roll call vote being: Milner, Westphal, Brown, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

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

Mrs. Husman presented and read aloud by title only, proposed Ordinance 30-2013, “Authorizing a First Amendment to Water Tower Attachment Lease Agreement between the City of Sylvania, as Lessor, and Sprint Spectrum Realty Company, L.P., a Delaware Corporation, as Lessee, of the Water Tower within Burnham Park and additional Land in Burnham Park, for the purpose of installing, construction, maintaining, repairing, operating, altering, inspecting and removing equipment; determining said City owned property not to be needed for municipal purposes during the time of the proposed lease; authorizing the Mayor and Director of Finance to sign such a lease on behalf of the City of Sylvania, Ohio; 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: Haynam, Husman, Luetke, Milner, Westphal, Brown, (6) yeas; (0) nays. The motion carried.

Ordinance 30-2013, “...amendment to Water Tower Agreement... Sprint... Burnham Park...”

Mrs. Husman moved, Mrs. Westphal seconded, that Ordinance 30-2013 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Haynam, (6) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented and read aloud by title only, proposed Ordinance 32-2013, “An Ordinance to approve, adopt, and enact current replacement pages to the Codified Ordinances; to repeal Ordinances in conflict therewith; to publish the enactment of new matter; and declaring an emergency.” Mrs. Westphal moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Milner, Westphal, Brown, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Ordinance 32-2013, “..Approve, adopt, enact replacement pages...Codified Ordinances...”

Minutes of the Meeting of Council
April 1, 2013

Mrs. Westphal moved, Mrs. Husman seconded, that Ordinance 32-2013 be enacted as an emergency measure as declared therein; roll call vote being: Milner, Westphal, Brown, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

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

Mr. Brown presented and read aloud by title only, proposed Ordinance 33-2013, "Providing for the construction, maintenance, repair, cleaning and enclosing open drainage ditches located within the Corporate limits of the City of Sylvania; authorizing the Director of Public Service, by and through the proper officers of said City to do said work during the year 2013; establishing one district for said purpose in accordance with the provisions of Section 727.012 of the Revised Code of Ohio; providing for the assessment of the cost and expense thereof upon abutting property; and declaring an emergency." Mr. Brown moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Brown, Haynam, Husman, Luetke, Milner, (6) yeas; (0) nays. The motion carried.

Ordinance 33-2013, "Providing ...repair... ditches..."

Mr. Brown moved, Mrs. Husman seconded, that Ordinance 33-2013 be enacted as an emergency measure as declared therein; roll call vote being: Milner, Westphal, Brown, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

Mr. Luetke presented and read aloud by title only, proposed Ordinance 34-2013, "Providing for the controlling blight and disease of shade trees and for planting, maintaining, trimming and removing shade trees in and along the streets and within public right-of-way of the City of Sylvania; authorizing the Director of Public Service, by and through the proper officers of said City to do said work during the year 2013; establishing one district for said purpose in accordance with the provisions of Section 727.011 of the Revised Code of Ohio; providing for the assessment of the cost and expense thereof upon abutting property; and declaring an emergency." Mr. Luetke moved, Mr. Milner seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, (6) yeas; (0) nays. The motion carried.

Ordinance 34-2013, "Providing.. blight and disease...shade trees..."

Mr. Luetke moved, Mrs. Westphal seconded, that Ordinance 34-2013 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Haynam, (6) yeas; (0) nays. The motion carried.

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

Minutes of the Meeting of Council
April 1, 2013

Mr. Brown reported that the Utilities & Environment Committee met at 6:00 p.m. to discuss the County Debt Payment for the Maumee Wastewater Treatment Plant for projects from 2010-2011. Mr. Brown moved, Mr. Milner seconded to recommend to have legislation prepared authorizing the payment of this debt to be made from existing Sewer Funds; roll call vote being: Luetke, Milner, Westphal, Brown, Haynam, Husman, (6) yeas; (0) nays. The motion carried.	Utility Com. Reviews Co. Debt Pymt... Wastewater Treatment Plant.
Mr. Haynam reported that the Zoning & Annexation Committee met at 6:30 p.m to discuss Building Rehabilitation Standards incorporated into the Zoning Code. Mr. Haynam moved, Mr. Luetke seconded to refer these standards and guidelines to the Plan Commission for review and comments for a proposed amendment to incorporate these standards into Section 1151.05 of the Zoning Code; roll call vote being: Milner, Westphal, Brown, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.	Zoning & Annex. Com. Meeting ...Bldg. Rehab. Standards
Mr. Haynam moved, Mr. Milner seconded to set a Public Hearing for May 20, 2013 at 7:00 p.m. to incorporate the Building Rehabilitation Standards by amending Section 1151.05 of the Zoning Code; roll call vote being: Westphal, Brown, Haynam, Husman, Luetke, Milner, (6) yeas; (0) nays. The motion carried.	Set P. H. to amend Section 1151.05...May 20, 2013, 7:00p.m.
Mr. Haynam stated there was a short discussion on the proposed Sign Code Amendment, which resulted in the addition of an Executive Session on the agenda.	
Mayor Stough stated Council will now consider agenda item 12.	
Mr. Luetke stated the Employee & Community Relations Committee set a meeting for April 25, 2013 at 8:30-11:30 a.m. to discuss the website revisions at which time two vendors will present their proposals.	Emp & Com. Relations mtg.... April 25 8:30a.m.
Mrs. Westphal stated the Committee-of-the-Whole will meet on April 15, 2013 at 6:30 p.m. to discuss amendments to the Community Reinvestment Areas.	C-O-W meeting April 15 6:30p.m.
Mayor Stough stated Council will now consider agenda item 13.	
The Service Director's report on Maplewood Marketplace Improvements-Parking Lot Construction Project was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance 35-2013, "Accepting the proposal of Schoen, Inc. for the Maplewood Marketplace Improvements – Parking Lot Construction project; appropriating fund therefore in the amount of \$34,276.00; and declaring an emergency." Mrs. Husman moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Brown,	Ordinance 35-2013, "Accepting... Schoen, Inc... Parking Lot Construction... Marketplace..."

Minutes of the Meeting of Council
April 1, 2013

Haynam, Husman, Luetke, Milner, Westphal, (6) yeas; (0) nays. The motion carried.

Mrs. Husman moved, Mr. Haynam seconded, that Ordinance 35-2013 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, (6) yeas; (0) nays. The motion carried.

Mayor Stough stated Council will now consider agenda item 14.

Mr. Brown presented and read aloud by title only, proposed Ordinance 36-2013, “Authorizing the Mayor and Director of Finance to execute and deliver to Buckeye Cablevision an easement to provide means for Buckeye Cablevision to install telecommunications transmission lines on city owned property; and declaring an emergency.” Mr. Brown moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being Husman, Luetke, Milner, Westphal, Brown, Haynam, (6) yeas; (0) nays. The motion carried.

Ordinance
36-2013,
“Authorizing...’
Buckeye Cable...
easement...”

Mr. Brown moved, Mr. Milner seconded, that Ordinance 36-2013 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Milner, Westphal, Brown, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Mayor Stough stated Council will now consider agenda item 15.

Mrs. Westphal moved, Mr. Luetke seconded to enter into Committee-of-the-Whole Executive Session to discuss pending litigation at 8:18 p.m.; roll call vote being: Milner, Westphal, Brown, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

C-O-W
Exec. Session...
Pending
Litigation.

Mrs. Westphal moved, Mrs. Husman seconded to return from Committee of the Whole Executive Session to regular session at 8:38 p.m.; roll call vote being: Westphal, Brown, Haynam, Husman, Luetke, Milner, (6) yeas; (0) nays. The motion carried.

Mayor Stough stated Council will now consider agenda item 16.

Mr. Haynam moved, Mrs. Westphal seconded to table Ordinance 2-2013, until next council meeting of April 15, 2013 in order to receive more information from the law department; roll call vote being: Brown, Haynam, Husman, Luetke, Milner, Westphal, (6) yeas; (0) nays. The motion carried.

Table Ord. 2-
2013 until April
15th meeting.

Minutes of the Meeting of Council
April 1, 2013

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

Mrs. Westphal moved, Mr. Luetke seconded, that this meeting adjourn; all present voting yea (6); (0) nays. The motion carried and the meeting adjourned 8:41 p.m.

Adjournment.

Clerk of Council

Mayor

Minutes of the Meeting of Council
April 1, 2013