

**Sylvania City Council
June 4, 2012**

6:00 p.m. Committee-of-the-Whole - PD-1-2012, Lourdes University

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

1. Roll call.
2. Pledge of Allegiance to the United States of America led by Mr. Brown.
3. Additions to the agenda.
4. Approval of the May 21 meeting minutes.
5. James Ike - Flower Hospital lighting issue.
6. Proposed Ordinance 34-2012, entering into agreements for Safety City personnel.
7. Committee reports.
8. Committee referrals.

Information

- A. May cash report from the Division of Taxation.

Upcoming Committee Meetings: June 6, 2012 8:00 a.m. Employee & Community Relations
Committee meeting.

June 7, 2012 7:30 a.m. Committee-of-the-Whole.

Minutes of the Meeting of Council
May 21, 2012

The Council of the City of Sylvania, Ohio met in regular session on Monday, May 21, 2012 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 (6); absent: Mary J. Westphal (1) , excused by Mayor Stough.

Roll call:
Westphal absent,
excused.

Mayor Stough led the Pledge of Allegiance to the United States of America.

Pledge of Alleg.

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

Requests were made for the following amendments to the agenda:

Amendments to
the agenda.

- 4a. Report on the 6:30 public hearing.
- 4b. Presentation to S.C.A.T.
- 5. Delete this item.
- 10a. Set an Employee & Community Relations Committee meeting to select a third party administrator.
- 10b. Set an Employee & Community Relations Committee meeting to follow up on TARTA issues.
- 11a. Letter requesting tennis courts.
- 12. Discussion of a date for the River Trail ribbon cutting.
- C. Minutes of the May 16 Planning Commission meeting.
- D. Minutes of the May 16 Board of Architectural Review meeting.

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

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

Mr. Milner presented the May 7 minutes. Mr. Milner 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 May 7, 2012 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Brown (6) yeas; (0) nays. The motion carried.

Approval of the
May 7 minutes.

Mr. Luetke reported on the 6:30 public hearing for zoning ordinance petition no. PD-1-2012, a planned development for Lourdes University on property between Convent Blvd. and Brint Rd. He noted that Mr. Haynam and Mr. Milner did not participate in the hearing because Mr. Haynam's law firm has been retained by Lourdes, and Mr.

Haynam and
Milner excused.

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Milner's wife is an adjunct instructor at Lourdes. Mr. Luetke moved, Mrs. Cappellini seconded, to excuse both Mr. Haynam and Mr. Milner from any consideration of the Lourdes University PD due to a possible conflicts; roll call vote being: Husman, Luetke, Brown, Cappellini (4) yeas; (0) nays. The motion carried.

Mr. Luetke said that Dr. Helmer, President, Lourdes University, made a presentation about the scope of the project and explained that if the two buildings are reversed in location, as recommended by the Planning Commission, the plan will not work. Marshall Bennett, Attorney, for some adjoining property owners, spoke in favor of the Planning Commission's recommendation. A number of other residents opposed the project for several reasons, some being noise at all hours in the dorm/apartment complex, and concerns for the safety of their children and neighborhood. Mr. Luetke moved, Mrs. Husman seconded, that Council meet in Committee-of-the-Whole on June 4 at 6:00 p.m. for further consideration of the application; roll call vote being: Luetke, Brown, Cappellini, Husman (4) yeas; (0) nays. The motion carried.

Report on PD-1-2012 public hearing, Lourdes University planned development.

Mr. Brown reported that charitable contributions collected at the May 19 car show totaled \$340, and he presented a check to Mrs. Husman in that amount, payable to Sylvania Community Action Team.

Haynam and Milner return. SCAT donation.

Item 5 was deleted, and Mayor Stough stated that Council will now consider agenda item 6.

Jennifer Arch, Executive Director, Sylvania Community Arts Commission, and board member Todd Madison were present and distributed pictures of the four panels that will be installed into the piers of the Main Street bridge. Each panel depicts a different aspect of Sylvania.

Main Street bridge panels.

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

Law Director James Moan discussed his analysis of the lighting at Flower Hospital. He said he researched the sign code, and by definition the lights are not a sign. After further discussion, Mr. Haynam said the Zoning & Annexation Committee will amend the code to give clear direction to the Administration.

Flower Hospital lighting.

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

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 32-2012, a written copy of same having been previously furnished to each member of Council, "Granting to Highland Meadows Golf Club a license to enter a portion of City owned right-of-way to construct, maintain, repair, and replace fencing; authorizing the Mayor

Ordinance 32-2012, "... Highland Meadows...

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and Director of Finance to sign the license agreement; and declaring an emergency.” license...right-of-way...”
Mr. Haynam moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Milner, Brown, Cappellini, Haynam, Husman, Luetke (6) yeas; (0) nays. The motion carried.

Mr. Haynam moved, Mr. Milner seconded, that Ordinance No. 32-2012 be enacted as an emergency measure as declared therein; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Milner (6) yeas; (0) nays. The motion carried.

Mr. Milner presented and read aloud by title only, proposed Ordinance No. 33-2012, a written copy of same having been previously furnished to each member of Council, Ordinance 33-2012, “...joint cooperation agreement... Highland Meadows... fence improvements...”
“Authorizing the Mayor and Director of Finance to enter into a Joint Cooperation Agreement on behalf of the City of Sylvania, Ohio with Highland Meadows Golf Club for fence improvements; 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: Cappellini, Haynam, Husman, Luetke, Milner, Brown (6) yeas; (0) nays. The motion carried.

Mr. Milner moved, Mr. Luetke seconded, that Ordinance No. 33-2012 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Milner, Brown, Cappellini (6) yeas; (0) nays. The motion carried.

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

Service Director Kevin Aller’s report on the Safe Routes to Schools extension of school zones project was placed on file. Mr. Haynam moved, Mr. Luetke seconded, to authorize the clerk to advertise for bids for the project, the cost to be fully reimbursed by the Ohio Department of Transportation Safe Routes to Schools Program; roll call vote being: Husman, Luetke, Milner, Brown, Cappellini, Haynam (6) yeas; (0) nays. The motion carried. Bids for Safe Routes to Schools project.

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

Mr. Luetke set an Employee & Community Relations Committee meeting on May 23 at 4:00 p.m. to consider approving a managed care organization to administer workers’ compensation claims. Empl’y & Comm Relations Comm.

The Employee & Community Relations Committee will meet at 8:00 a.m. on June 8 for further consideration of TARTA issues, and also the criteria for the TARTA board appointment.

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

Mr. Milner read a letter from a Sylvania Township resident requesting the consideration of tennis courts at Pacesetter Park. He gave it to Mrs. Cappellini as the Sylvania Area Joint Recreation District appointee for referral to them.

Tennis courts
letter to SAJRD.

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

The Service Director gave an update on the River Trail project. The official ribbon cutting was set for June 5 at 11:30 a.m.

June 5 River Trail
ribbon cutting.

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

Adjournment.

Clerk of Council

Mayor

ORDINANCE NO. 34 -2012

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ENTER INTO AGREEMENTS WITH A HEAD TEACHER, TEACHERS, AND AIDES FOR THE SYLVANIA SAFETY CITY PROGRAM BEING CONDUCTED BY THE SYLVANIA DIVISION OF POLICE; PROVIDING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, this Council passed Resolution No. 4-86 establishing the SYLVANIA SAFETY CITY FUND for the purpose of receiving funds for educating the preschool children of this City by initiating and maintaining a high quality safety education program through proper and effective teaching techniques, the name of which fund was, by Resolution No. 29-90, passed November 15, 1990, changed to POLICE COMMUNITY AFFAIRS PROGRAM FUND; and,

WHEREAS, the Sylvania Division of Police, as the lead agency, in cooperation with, and through the support of, the Sylvania City Schools, service clubs, citizens and others, have planned the educational safety program for the period beginning and ending in June of 2012; and,

WHEREAS, attached hereto as "Exhibit A" is a list of the persons and their general duties, with amounts designated for each person for the accomplishment of their respective duties at a total cost of Four Thousand Fifty-Five Dollars (\$4,055.00); and,

WHEREAS, agreements for the providing of such services should be authorized and payment therefore should be authorized.

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 and directed to enter into agreements for the providing of services for the Safety City Program for the period beginning and ending in June of 2012, at a total cost of not to exceed Four Thousand Fifty-Five Dollars (\$4,055.00), with each of the persons listed on "Exhibit A" at an amount for each as designated on said Exhibit for each, which written agreements shall be approved as to form by the Director of Law.

SECTION 2. That the Mayor and Director of Finance be, and they are hereby are, authorized and directed to enter into agreements for the services of persons for the said Safety City Program for the period beginning and ending in June of 2012, and for such substitute and additional persons as the Mayor and Director of Finance may deem necessary, which written agreements shall be approved as to form by the Director of Law, but no agreements shall be made that will exceed the amount currently appropriated for such purpose.

SECTION 3. That the amounts payable pursuant to agreements for said services so provided shall be charged to and paid from **Account No. 810 7160 1250-Contracts, Safety City.**

SECTION 4. That the Director of Finance of this City be, and hereby is, authorized and directed to draw his warrant or warrants against said account in payment of services to be provided under the agreements hereby authorized in the total sum of the amount appropriated to said account, upon presentation of proper voucher or vouchers therefore, duly approved by the Director of Public Safety.

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.

SECTION 6. 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 7. 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 agreements must be authorized immediately to provide the services required. 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, _____, 2012, as an emergency measure.

President of Council

APPROVED AS TO FORM:

ATTEST:

Director of Law

Clerk of Council
APPROVED:

Mayor

Date

A



City of Sylvania

DIVISION OF TAXATION
ANGELA J. KUHN, COMMISSIONER

June 1, 2012

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
May 31, 2012	\$656,471.62	\$34,390.46	\$622,081.16
May 31, 2011	\$635,088.13	\$36,815.80	\$598,272.33
Monthly Difference	\$21,383.49	-\$2,425.34	\$23,808.83
Year to Date 2012	\$4,261,437.86	\$73,682.18	\$4,187,755.68
Year to Date 2011	\$4,134,910.14	\$82,506.17	\$4,052,403.97
Yearly Difference	\$126,527.72	-\$8,823.99	\$135,351.71

Respectfully submitted,

Angela J. Kuhn
Tax Commissioner

c: Mr. Scott Smith, Finance Director