

Minutes of the Meeting of Council
October 17, 2011

<p>The Council of the City of Sylvania, Ohio met in regular session on Monday, October 17, 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, Mary J. Westphal (6); absent: Todd Milner (1), excused by Mayor Stough.</p>	<p>Roll call: Milner absent, excused.</p>
<p>Mr. Haynam led the Pledge of Allegiance to the United States of America.</p>	<p>Pledge of Alleg.</p>
<p>Mayor Stough stated that Council will now consider agenda item 3.</p>	
<p>Requests were made for the following additions to the agenda:</p>	<p>Additions to the agenda.</p>
<ul style="list-style-type: none">3a. Election of a President Pro Tem.11a. Economic Development sub-Committee report.13. Discussion on unlimited trash pick up.14. Skate park update.15. S.C.A.T. drug drop-off date.	
<p>Mr. Haynam moved, Mrs. Westphal seconded, to approve the agenda as amended; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Westphal (6) yeas; (0) nays. The motion carried.</p>	
<p>Due to Mr. Milner's absence, Mr. Luetke moved, Mr. Brown seconded, to nominate Mary Westphal as President Pro Tem. There were no other nominations, and all present voted yea (6); (0) nays. The motion carried.</p>	<p>Westphal President Pro Tem.</p>
<p>Mayor Stough stated that Council will now consider agenda item 4.</p>	
<p>Mrs. Westphal presented the October 3 minutes. Mrs. Westphal moved, Mrs. Husman 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 October 3, 2011 be approved as submitted, provided there are no amendments from other members of Council; roll call vote being: Cappellini, Haynam, Husman, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.</p>	<p>Approval of the October 3 minutes.</p>
<p>Mayor Stough stated that Council will now consider agenda item 5.</p>	
<p>After discussion, Mr. Haynam moved, Mr. Luetke seconded, to amend the last Whereas of proposed Resolution No. 11-2011 by stating "State control of Municipal income tax collection would infringe on the Home Rule Rights of Municipalities to self-govern."; roll call vote being: Haynam, Husman, Luetke, Westphal, Brown, Cappellini (6) yeas; (0) nays. The motion carried.</p>	<p>Amendment to Res. 11-2011.</p>

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Mr. Haynam presented and read aloud by title only, proposed Resolution No. 11-2011, as amended, a written copy of same having been previously furnished to each member of Council, "A Resolution opposing State Control of Municipal Income Tax Collection; and declaring an emergency." Mr. Haynam moved, Mr. Brown seconded, that Council dispense with the Second and Third Readings of said Resolution as amended; roll call vote being: Husman, Luetke, Westphal, Brown, Cappellini, Haynam (6) yeas; (0) nays. The motion carried.

Resolution 11-2011, "...opposing State control of Municipal Income Tax collection.

Mr. Haynam moved, Mr. Luetke seconded, that Resolution No. 11-2011, as amended, be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Westphal, Brown, Cappellini, Haynam, Husman (6) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented and read aloud by title only, proposed Resolution No. 12-2011, a written copy of same having been previously furnished to each member of Council, "Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor, and declaring an emergency." Mrs. Westphal moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke (6) yeas; (0) nays. The motion carried.

Resolution 12-2011, "...accepting the amounts and rates as determined by the Budget Comm..."

Mrs. Westphal moved, Mrs. Husman seconded, that Resolution No. 12-2011 be enacted as an emergency measure as declared therein. Mr. Haynam stated that he does not support increasing the 1 1/2 mil real estate tax that has been deferred for the last few years. Council is raising taxes without a vote of the citizens. Mrs. Westphal noted that this is not a tax increase, but rather the tax holiday is not being granted this year. Vote on the motion being: Brown, Cappellini, Husman, Luetke, Westphal (5) yeas; Haynam (1) nay. The motion carried.

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

Director of Personnel George Eichenauer reported on the union negotiations. He said that the agreed upon contracts are for one year due to the uncertainty with the outcome of Senate Bill 5. Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 88-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into a 1-year Collective Bargaining Agreement commencing January 1, 2012, with the Fraternal Order of Police, Lodge No. 129, on behalf of the Patrolmen; and declaring an

Ordinance 88-2011, "...1-Year Collective Bargaining..Fraternal Order of Police, Lodge No. 129..."

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emergency.” Mr. Luetke moved, Mr. Brown seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Haynam, Husman, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Mr. Luetke moved, Mr. Haynam seconded, that Ordinance No. 88-2011 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Westphal, Brown, Cappellini (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 No. 89-2011, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to enter into a 1-year Collective Bargaining Agreement commencing January 1, 2012, with the Sylvania Police Command Officers’ Association on behalf of the Sergeants; 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: Husman, Luetke, Westphal, Brown, Cappellini, Haynam (6) yeas; (0) nays. The motion carried.

Ordinance 89-2011, “...1 Year Collective Bargaining... Sergeants...”

Mrs. Husman moved, Mr. Haynam seconded, that Ordinance No. 89-2011 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Westphal, Brown, Cappellini, Haynam, Husman (6) yeas; (0) nays. The motion carried.

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

Mr. Brown presented and read aloud by title only, proposed Ordinance No. 90-2011, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to enter into a 1-year Collective Bargaining Agreement commencing January 1, 2012, with the Sylvania Police Telecommunicators; and declaring an emergency.” Mr. Brown moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke (6) yeas; (0) nays. The motion carried.

Ordinance 90-2011, “...1 Year Collective Bargaining... Police Tele-communicators ...”

Mr. Brown moved, Mr. Luetke seconded, that Ordinance No. 90-2011 be enacted as an emergency measure as declared therein; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Westphal (6) yeas; (0) nays. The motion carried.

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

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Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 91-2011, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into a 1-year Collective Bargaining Agreement commencing January 1, 2012, on behalf of the City of Sylvania Municipal Employees Association (SMEA) affiliated with District 8, American Federation of State, County and Municipal Employees, AFL-CIO; and declaring an emergency." Mrs. Cappellini moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Haynam, Husman, Luetke, Westphal, Brown (6) yeas; (0) nays. The motion carried.

Ordinance 91-2011, "...1-Year Collective Bargaining... SMEA..."

Mrs. Cappellini moved, Mr. Haynam seconded, that Ordinance No. 91-2011 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Westphal, Brown, Cappellini (6) yeas; (0) nays. The motion carried.

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

Mr. Luetke reported that the Economic Development sub-Committee met on October 11 to hear an update on the gateway beautification plan, discuss the next phase of the River Trail project, and review the Monroe Street re-wiring project. The rewiring project has been put on hold for now due to the cost.

Economic Dev. sub-Comm.

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

Mr. Luetke suggested conducting a citizens' survey for the best times to hold the unlimited trash pickups. The survey can be online, with a story about it in the *Country Journal*.

Timing of unlimited pickup.

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

Mrs. Cappellini announced October 19 as the opening day of the skate park. The ribbon cutting is scheduled for 5:00 p.m. weather permitting.

Skate park open.

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

Mrs. Husman reported that the S.C.A.T. drug drop-off is scheduled on October 29 from 10:00 a.m.-2:00 p.m. at Police Headquarters.

Drug drop-off.

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There were no further items for consideration. Mr. Haynam moved, Mr. Luetke seconded, that this meeting adjourn; all present voting yea (6); (0) nays. The motion carried and the meeting adjourned at 8:05 p.m. Adjournment.

Clerk of Council

Mayor