

Minutes of the Meeting of Council
September 17, 2012

The Council of the City of Sylvania, Ohio met in regular session on September 17, 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, Mary J. Westphal (7); absent: (0). Roll call: all present.

Mr. Milner 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.

6a. Comments about "Chip Davis Day".

7a. Proposed Ordinance 61-2012.

11a. Schedule a Committee-of-the-Whole meeting.

12. Announcements for the Sylvania Historical Village and S.C.A.T.

Mrs. Husman 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.

Mrs. Westphal presented the September 4 minutes. Mrs. Westphal 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 September 4, 2012 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 September 4 minutes.

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

Mr. Brown reported that the Utilities & Environment Committee met at 6:30 to consider the agreement with Whiteford Township, Michigan for sewage discharge. The committee recommends approval. Mr. Brown presented and read aloud by title only, proposed Ordinance No. 60-2012, 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 Whiteford Township for the Discharge of Sanitary Sewer from the Service Area of Whiteford Township Sewage Disposal System No. 2; 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: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini (7) yeas; (0) nays. The motion carried. Ordinance 60-2012, "...agreement with Whiteford Township... discharge of sanitary sewage.."

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Mr. Brown moved, Mrs. Husman seconded, that Ordinance No. 60-2012 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam (7) yeas; (0) nays. The motion carried.

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

Roger Brandell, 4625 Tamworth wants the City to be dissolved. He has issues with his income tax and if the City became part of Sylvania Township, there would be no income tax. Mayor Stough pointed out that the City offers more services, and the property taxes are lower. Mr. Haynam mentioned some of the findings in the Projected Financial Impacts of a Sylvania-Sylvania Township Merger prepared by the University of Toledo Urban Affairs Center a few years ago. This is available on the City's website. He noted that if the City and Township merged into a single City, income taxes would be lower. Mr. Brandell repeated that the City should be disbanded.

City and income taxes.

Mr. Milner gave thanks to all of the people from the school system and the City who worked on the Chip Davis Day events. He said everything was great, and Chip Davis was truly impressed with the honor.

Chip Davis Day.

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

Service Director Kevin Aller's report on the change order for the River Trail Improvements Phase 1 was placed on file. Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 61-2012, 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. 3 - Final to this City's agreement with Hank's Plumbing and Heating Co. for the River Trail Improvements - Phase I Project which reflects the actual materials used and work performed on this project; decreasing the contract amount by \$700.00; 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: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman (7) yeas; (0) nays. The motion carried.

Ordinance 61-2012, "...approve Change Order... River Trail..."

Mr. Luetke moved, Mr. Haynam seconded, that Ordinance No. 61-2012 be enacted as an emergency measure as declared therein; roll call vote being: Milner, Westphal, Brown, Cappellini, Haynam, Husman, Luetke (7) yeas; (0) nays. The motion carried.

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

Mayor Stough presented the notice from the Ohio Division of Liquor Control of the transfer out of safekeeping of a liquor permit to an establishment in Toledo. Law

No hearing requested for

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Director Jim Moan explained that a liquor license can be transferred to a business in another entity if it aids in economic development. Mrs. Westphal moved, Mr. Milner seconded, not to request a hearing on liquor permit no. 6381459, a D1 permit from Ski's Polish American Restaurant, 5834 Monroe St., Unit P, Sylvania, Ohio to Quy Nguyen, d/b/a Amango Restaurant, 5228 Monroe St., Toledo, Ohio; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke, Milner (7) yeas; (0) nays. The motion carried. liquor permit transfer.

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

Mrs. Westphal moved, Mr. Haynam seconded, not to request a hearing on liquor permit no. 2485375, a D1 and D2 permit being transferred from safekeeping of Hossain's Enterprises, Inc., 309 Marshall Passage, Columbus, Ohio 43215 to Element 112, LLC d/b/a Element 112, 5737 N. Main St., Sylvania, Ohio 43560; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Milner, Westphal (7) yeas; (0) nays. The motion carried. No hearing requested for transfer of liquor permit.

There were no items for 10, and Mayor Stough stated that Council will now consider agenda item 11.

Mrs. Westphal attempted to set a meeting date for the Committee-of-the-Whole to discuss budget issues and negotiations, but not everyone was available on her suggested days. It was determined that the labor attorney will have to be considered when setting the date, so Mrs. Westphal will announce it later.

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

Mrs. Husman said Sylvania Historical Village members are invited to a party on September 27 from 6:30 - 8:30 p.m. at the village. She encouraged Council members to become members if they aren't already, and to attend. She also announced that the drug drop off day at the Sylvania Police Division is September 29 from 10:00 a.m. to 2:00 p.m. Upcoming events.

Mayor Stough stated that all items on the agenda had been considered. Mr. Luetke moved, Mrs. Westphal seconded, that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 8:15 p.m. Adjournment.

Clerk of Council

Mayor