

Sylvania City Council

July 20, 2015

7:15 p.m. Public Hearing

SUP-1-2015, St. Elias Orthodox Church

7:30 p.m. Council Meeting

Agenda

1. Roll call. Mrs. Cappellini, Mr. Frye, Mr. Haynam, Mrs. Husman, Mr. Luetke, Mr. Mishka, Mrs. Westphal.
2. Pledge of Allegiance to the United States of America led by Mr. Haynam.
3. Additions to the agenda.
4. Approval of the meeting minutes of June 15, 2015.
5. Report of the 7:15 p.m. Public Hearing-SUP-1-2015, St. Elias Orthodox Church.
6. Annual Assessment Ordinances:
 - a. Proposed Ordinance 46-2015, Assessing a special tax for tree maintenance, etc.
 - b. Proposed Ordinance 47-2015, Assessing a special tax for ditch maintenance, etc.
 - c. Proposed Ordinance 48-2015, Assessing a special tax for street lighting.
7. Sylvania Water Services Study
 - a. Service Director's report.
 - b. Report of the Utilities Committee meeting of 7/2/15.
 - c. Proposed Ordinance 49-2015, Accepting proposal of Fishbeck, Thompson, Carr & Huber, Inc. to conduct Water Services Study.
8. Gower Road Sanitary Sewer Extension Project.
 - a. Service Director's report on bids.
 - b. Proposed Ordinance 50-2015, Accepting the bid of Cash Services, LLC and awarding the contract for the Gower Road Sanitary Sewer Extension project.
9. Cadet Dr., Forestgate Ct., Garden Park Improvements Project
 - a. Service Director's report on Change Order #1.
 - b. Proposed Ordinance 51-2015, Authorizing to approve Change Order No. 1 (Final) with Ohio Excavating & Sewer Contractors for Cadet Dr., Forestgate Ct. and Garden Park project.

10. Utility Easement (Sisters of St. Francis of Sylvania to City of Sylvania); Canticle Center (Former Franciscan Academy – 5335 & 5337 Silica Drive)
 - a. Service Director's report on Easements.
 - b. Proposed Ordinance 52-2015, Accepting from the Sisters of St. Francis of Sylvania, Ohio, a grant of permanent utility easement.
11. Proposed Ordinance 53-2015, Authorizing to enter into an operating agreement on behalf of the City of Sylvania, Ohio, with the Metro Park District of Toledo Area for the operation of the Lathrop House. (Referral to the Parks & Forestry Committee)
12. Approval of items to be offered for auction on GovDeals.com.
13. Committee reports.
 - a. Report of Economic Development Sub-Committee held July 2nd.
14. Committee referrals.

INFORMATION

- A. Certificate of Notice – SUP-1-2015, St. Elias Orthodox Church.
- B. Parking Lot Expansion & Main St. Crosswalk Replacement Memo from Service Director.
- C. June 2015 Bank Reconciliation.
- D. June 2015 Cash Report from the Division of Taxation.
- E. Board of Architectural Review minutes from July 15, 2015.
- F. Municipal Planning Commission minutes from July 15, 2015.

Minutes of the Meeting of Council
June 15, 2015

The Council of the City of Sylvania, Ohio met in regular session on June 15, 2015 at 7:30 p.m. with Mayor Craig A. Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Doug Haynam, Sandy Husman, Mark Luetke, Jason Mishka; Mary Westphal, absent, (6) present; (1) absent.

Roll call:
Mrs. Westphal
absent, excused.

Boy Scout Nick Olnhause 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:

3a. Election of President Pro Tem

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

Approval of the
agenda as
amended.

Due to Mrs. Westphal's absence, Mr. Haynam moved, Mr. Frye seconded, to nominate Mr. Luetke as President Pro Tem. Mr. Haynam moved, Mrs. Cappellini seconded to close nominations. The vote on the closure of nominations; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (6) yeas; (0) nays. The motion carried. The vote on the nomination of Mr. Luetke; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Cappellini, (6) yeas; (0) nays.

Election of Pres.
Pro-Tem,
Mr. Luetke.

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

Mr. Luetke presented the June 1, 2015 minutes. Mr. Luetke 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 June 1, 2015 be approved; roll call vote being: Haynam, Husman, Luetke, Mishka, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Approval of the
June 1, 2015
minutes.

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

Mayor Stough presented the Zoning Ordinance Amendment Petition No. SUP-1-2015, a request from St. Elias Orthodox Church to amend the Special Use Permit at 4940 Harroun Road, Sylvania, Ohio to change the pavilion to an enclosed building. Mr. Haynam moved, Mr. Mishka seconded to set the public hearing for July 20, 2015 at 7:15 p.m. ; roll call vote being: Husman, Luetke, Mishka, Cappellini, Frye, Haynam, (6) yeas; (0) nays. The motion carried.

Set Public
Hearing,
SUP-1-2015,
July 20 at
7:15p.m.

Minutes of the Meeting of Council
June 15, 2015

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

Service Director's report on the Municipal Court Parking Lot Expansion & Main Street Crosswalk Replacement Project was placed on file. Mrs. Husman moved, Mr. Luetke seconded to authorize the Clerk to advertise for bids for the project; roll call vote being: Luetke, Mishka, Cappellini, Frye, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Advertise for bids for Court Parking Lot & Main St. Crosswalk Project.

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

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 41-2015, a written copy of same having been previously furnished to each member of Council, "Amending Chapter 139-Position and Compensation Plan, of the Sylvania Codified Ordinances, 1979, as 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: Mishka, Cappellini, Frye, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

Ordinance No. 41-2015, "Amending Chapter 139-Position & Compensation Plan..."

Mr. Luetke moved, Mrs. Husman seconded, that Ordinance No. 41-2015 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (6) yeas; (0) nays. The motion carried.

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

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 42-2015, a written copy of same having been previously furnished to each member of Council, "Revising the Administrative, Departmental and Divisional Organization of the City and the Codified Ordinances thereof by amending Sylvania Codified Ordinance Chapter 131-Department of Law; and declaring an emergency."; Mr. Luetke moved, Mr. Frye seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Cappellini, (6) yeas; (0) nays. The motion carried.

Ordinance No. 42-2015, "Revising..... Chapter 131-Department of Law..."

Mr. Luetke moved, Mr. Haynam seconded, that Ordinance No. 42-2015 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Mishka, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

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Mayor Stough stated that Council will consider agenda items 10 and 11 before agenda item 9. Agenda item 10 will now be considered.

Mr. Mishka presented and read aloud by title only, proposed Ordinance No. 44-2015, a written copy of same having been previously furnished to each member of Council, "Accepting from Sylvania Country Club, a grant of Permanent Utility Easement for the Monroe Street Waterline Project; dedicating the Easement areas for public purposes as expressed in the Easements; and declaring an emergency."; Mr. Mishka moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Mishka, Cappellini, Frye, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

Ordinance No. 44-2015, "Accepting from Sylvania Country Club... Permanent Utility Easement..."

Mr. Mishka moved, Mr. Luetke seconded, that Ordinance No. 44-2015 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (6) yeas; (0) nays. The motion carried.

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

Mr. Mishka presented and read aloud by title only, proposed Ordinance No. 45-2015, a written copy of same having been previously furnished to each member of Council, "Accepting from Fairways at Sylvania Co., a grant of permanent utility easement for the Monroe Street Waterline Project; dedicating the Easement areas for public purposes as expressed in the Easements; and declaring an emergency."; Mr. Mishka moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Cappellini, (6) yeas; (0) nays. The motion carried.

Ordinance No. 45-2015, "Accepting from Fairways of Sylvania Co.Permanent Utility Easement..."

Mr. Mishka moved, Mr. Frye seconded, that Ordinance No. 45-2015 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Mishka, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

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

Mr. Mishka presented and read aloud by title only, proposed Ordinance No. 43-2015, a written copy of same having been previously furnished to each member of Council, "Determining that a certain easement granted to the City of Sylvania is no longer needed for Municipal purposes and releasing same; and declaring an emergency."; Mr. Mishka moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Husman, Luetke, Mishka, Cappellini, Frye, Haynam, (6) yeas; (0) nays. The motion carried.

Ordinance 43-2015, "...certain easement granted...no longer needed...."

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Mr. Mishka moved, Mrs. Husman seconded, that Ordinance No. 43-2015 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Mishka, Cappellini, Frye, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

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

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 8:10 p.m. Adjournment.

Clerk of Council

Mayor

69.

ORDINANCE NO. 46 -2015

TO ASSESS A SPECIAL TAX UPON THE LOTS AND LANDS DESCRIBED IN THE SCHEDULE REFERRED TO HEREIN TO PAY A PART OF THE COST AND EXPENSE OF PROVIDING FOR THE REMOVAL AND SPECIAL TREATMENT OF SHADE TREES FOR THE PURPOSE OF CONTROLLING BLIGHT AND DISEASE OF SAME; AND FOR PLANTING, MAINTAINING, TRIMMING AND REMOVING SHADE TREES IN AND ALONG THE STREETS AND WITHIN PUBLIC RIGHT-OF-WAY OF THE CITY FOR THE YEAR ENDING DECEMBER 31, 2015; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Sylvania has heretofore, by Ordinance, established one (1) district for the purpose of removing or specially treating therein shade trees for the purpose of controlling the blight and disease of same for the planting, maintaining, trimming and removing shade trees in and along the streets and within public right-of-way of the City of Sylvania during the year 2015, and provided that part of the cost and expense connected with said work in said district in the total amount of Two Hundred Forty-Three Thousand, Five Hundred Seventeen and 74/100 (\$243,517.74) shall be levied and assessed in the sum of thirty-five cents (35¢) per front foot upon all lots and lands bounding and abutting upon the streets and public right-of-way in said district as set forth in said Ordinance; and,

WHEREAS, the Clerk of Council has given notice of the passage of the Ordinance creating the Tree District for 2015, and of the estimated assessments on file in the Office of the Clerk of Council; and,

WHEREAS, Council has considered and adjusted all objections to estimated assessments that were properly and timely filed.

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

SECTION 1. That, to pay the cost and expense of the removal or special treatment of certain shade trees for the purpose of controlling the blight and disease and for planting, maintaining, trimming and removing of other shade trees in and along the streets and within public right-of-way of the City of Sylvania described in the schedule as reported by the Clerk of Council for the year ending December 31, 2015, there be, and hereby is assessed, in one (1) installment for 2015, upon the lots and lands bounding and abutting upon the streets and public right-of-way in said district, the several sums shown in the list of assessments, as adjusted if adjusted, and set opposite the description of the respective lots and lands and do hereby determine and declare that said lots and lands are specially benefitted in the amounts so assessed against the same, which amounts and assessments are hereby confirmed and approved.

SECTION 2. That the owners of said several lots and parcels of land shall pay the said sum so assessed as above against their said lots and lands, respectively, in one (1) installment, to the Treasurer of Lucas County, Ohio, at the same time and in the same manner as other taxes are paid, or be subject to the penalty and interest to be paid thereon as provided by law.

SECTION 3. That the Clerk of Council be, and she hereby is, directed to certify said assessments in one (1) installment within twenty (20) days of the passage hereof, to the Auditor of Lucas County, Ohio, to be, by him, placed upon the grand tax duplicate of said County for the year 2015 against said lots and lands, respectively, to be collected at the same time and in the same manner as other taxes are collected.

SECTION 4. 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 5. 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 6. 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 assessments need to be certified immediately so as to meet the deadline for certifying the same to the Auditor and therefore this Ordinance should be effective immediately. 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

66.

ORDINANCE NO. 47 -2015

TO ASSESS A SPECIAL TAX UPON THE LOTS AND LANDS DESCRIBED IN THE SCHEDULE REFERRED TO HEREIN TO PAY A PART OF THE COST AND EXPENSE OF PROVIDING FOR THE CONSTRUCTION, MAINTENANCE, REPAIR, CLEANING AND ENCLOSING OPEN DRAINAGE DITCHES WITHIN THE CORPORATE LIMITS OF THE CITY OF SYLVANIA FOR THE YEAR ENDING DECEMBER 31, 2015; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Sylvania has heretofore, by Ordinance, established one (1) district for the purpose of constructing, maintaining, repairing, cleaning and enclosing open drainage ditches located within the corporate limits of the City of Sylvania during the year 2015, and provided that part of the cost and expense connected with said work in said district in the total amount of Two Hundred Seventy-Eight Thousand, Two Hundred Fifty-Eight and 76/100 (\$278,258.76) shall be levied and assessed in the sum of forty cents (40¢) per front foot upon all lots and lands bounding and abutting upon the streets and public right-of-way in said district as set forth in said Ordinance; and,

WHEREAS, the Clerk of Council has given notice of the passage of the Ordinance creating the Ditch District for 2015 and of the estimated assessments on file in the Office of the Clerk of Council; and,

WHEREAS, Council has considered and adjusted all objections to estimated assessments that were properly and timely filed.

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

SECTION 1. That, to pay a part of the cost and expense of the construction, maintenance, repair, cleaning and enclosing open drainage ditches located within the corporate limits of the City of Sylvania as described in the schedule as reported by the Clerk of Council for the year ending December 31, 2015, there be, and hereby is assessed, in one (1) installment for 2015, upon the lots and lands bounding and abutting upon the streets and public right-of-way in said district, the several sums shown in the list of assessments, as adjusted if adjusted, and set opposite the description of the respective lots and lands and do hereby determine and declare that said lots and lands are specially benefitted in the amounts so assessed against the same, which amounts and assessments are hereby confirmed and approved.

SECTION 2. That the owners of said several lots and parcels of land shall pay the said sum so assessed as above against their said lots and lands, respectively, in one (1) installment, to the Treasurer of Lucas County, Ohio, at the same time and in the same manner as other taxes are paid, or be subject to the penalty and interest to be paid thereon as provided by law.

SECTION 3. That the Clerk of Council be, and she hereby is, directed to certify said assessments in one (1) installment within twenty (20) days of the passage hereof, to the Auditor of Lucas County, Ohio, to be, by her, placed upon the grand tax duplicate of said County for the year 2015 against said lots and lands, respectively, to be collected at the same time and in the same manner as other taxes are collected.

SECTION 4. 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 5. 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 6. 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 provision for the construction, maintenance and repair of ditches should be made forthwith and therefore this Ordinance should be effective immediately. 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, _____, 2015, as an emergency measure.

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

President of Council

APPROVED AS TO FORM:

Director of Law

6c.

ORDINANCE NO. 48 -2015

**ORDINANCE APPROVING THE ASSESSMENTS HERETOFORE
AUTHORIZED BY RESOLUTION NO. 4-2015 FOR STREET
LIGHTING; LEVYING SAID ASSESSMENTS; AND DECLARING
AN EMERGENCY.**

WHEREAS, this Council by Resolution No. 4-2015, passed May 4, 2015, declared the necessity for lighting the municipal streets, determined the basis for levying annual assessments on lots and lands in this City for such purpose, and authorized such assessments in the amount as estimated by the Clerk of Council, pursuant to said Resolution; and,

WHEREAS, the Clerk of Council pursuant to said Resolution and Revised Code Section 727.14, gave notice of the passage of said Resolution and the filing of such estimated assessments; and,

WHEREAS, no objections were filed pursuant to Revised Code Section 727.15 or such objections as were filed have been considered by Council, and such assessments, as adjusted if adjusted, should be approved, levied and certified to the Auditor of Lucas County, Ohio.

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

SECTION 1. That the assessments for the street lighting authorized by said Resolution in the aggregate amount of Three Hundred Ninety-One Thousand, Five Hundred One and 76/100 (\$391,501.76) and the assessments, as adjusted if adjusted, are hereby approved and such assessments in the amount so approved are hereby levied on the several parcels and lots of land in said City on the basis as set forth in said Resolution and the Clerk of Council is hereby directed to certify said assessments to the Auditor of Lucas County, Ohio, within the time provided therefore by the Revised Code of Ohio Section 5705.34.

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 immediate provision must be made for lighting the City streets. 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

7a.



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

July 7, 2015

To: The Mayor and Members of Sylvania City Council

Re: **Sylvania Water Study**

Dear Mr. Mayor and City Council Members:

We have received Qualification Statements from two firms for the above study. We also had each firm provide a presentation on their approach to the study should they be selected as the consultant. The two firms were CDM Smith and Fishbeck, Thompson, Carr & Huber, Inc., both reputable and long existing firms.

Based on the content of the proposals and the presentations we recommend that we move forward with Fishbeck, Thompson, Carr & Huber, Inc. to provide us with a comprehensive study for the future of water service in the City of Sylvania.

We have negotiated a fee of \$104,800 for the study which is more than originally budgeted. However, other interested parties have indicated their desire to assist our financial needs for the study. We will utilize this outside assistance and make necessary adjustments in our remaining capital program to stay within our previously approved 2015 budget.

We hereby recommend entering into an agreement with Fishbeck, Thompson, Carr & Huber, Inc. to conduct a water services study for a not-to-exceed amount of \$104,800.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

KGA/dsw

ORDINANCE NO. 49 -2015

ACCEPTING THE PROPOSAL OF FISHBECK, THOMPSON, CARR & HUBER, INC. TO CONDUCT A WATER SERVICES STUDY FOR THE CITY OF SYLVANIA; APPROPRIATING FUNDS THEREFORE IN AN AMOUNT NOT TO EXCEED \$104,800; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 136-95, passed December 4, 1995, authorized the Mayor and Director of Finance to enter into a Water Supply Feasibility Study Agreement with Black & Veatch, Ltd. of Michigan to determine the feasibility of obtaining water from Lake Erie, and transporting it to the Whiteford Township/Sylvania area through southern Monroe County, Michigan; and,

WHEREAS, Black & Veatch, Ltd. submitted its final report dated April, 1996 for the Phase A and Phase B portions of the feasibility study; and,

WHEREAS, Ordinance No. 54-96, passed May 20, 1996, authorized a modification to the City's Agreement with Black & Veatch, Ltd. by changing the scope of Phase C of the study; and, WHEREAS, Black & Veatch, Ltd., in a letter dated August 26, 1998, acknowledged the desire of the City of Sylvania to proceed with the easement and right-of-way related tasks of the proposed Phase D Initial Service Area Financial and Management Feasibility Study known as Subtask 102; and,

WHEREAS, Ordinance No. 105-98, passed September 9, 1998, authorized a modification to the City's agreement with Black & Veatch, Ltd. by changing the scope of Phase D of the study; and,

WHEREAS, the study suggested that the City of Sylvania should proceed forward in developing a water supply system for the southeastern Michigan and northwestern Ohio area that would draw water from Lake Erie off southern Monroe County, Michigan; and,

WHEREAS, Ordinance No. 29-2002, passed March 18, 2002, appropriated \$125,373 to acquire permanent easements from Consumers Energy Company consisting of a twenty foot wide permanent easement, a thirty foot wide temporary construction easement, and a one acre water pumping station easement; and,

WHEREAS, Ordinance No. 81-2002, passed August 5, 2002, authorized the Mayor and Director of Finance to enter into a Lease on behalf of the City of Sylvania, as Lessee, with Consumers Energy Company for a one-acre parcel of Lessor's property in Monroe County, Michigan, for the purpose of constructing, operating and maintaining a water pumping station; and,

WHEREAS, the Mayor, Chair of the Utilities Committee, Director of Public Service, Deputy Director of Public Service met with two consulting firms, CDM Smith and Fishbeck, Thompson, Carr & Huber, Inc., to provide the City a comprehensive study for the future of water service in the City of Sylvania; and,

WHEREAS, the Utilities Committee met on July 2, 2015 to review the proposals from CDM Smith and Fishbeck, Thompson, Carr & Huber, Inc. for the Sylvania Water Study and thereafter recommended that the City retain Fishbeck, Thompson, Carr & Huber, Inc. to perform the comprehensive study for the future of water service in the City of Sylvania at a cost not to exceed \$104,800; and,

WHEREAS, the Director of Public Service, by report dated July 7, 2015, also recommended that the proposal of Fishbeck, Thompson, Carr & Huber, Inc. be approved and that the proposal for the water services study at a cost not to exceed \$104,800 be accepted.

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

SECTION 1. That the proposal of Fishbeck, Thompson, Carr & Huber, Inc. in an amount not to exceed the total sum of One Hundred Four Thousand Eight Hundred Dollars for providing a comprehensive study for the future of water service in the City of Sylvania, is

hereby approved and accepted.

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

SECTION 3. That to provide funds for said comprehensive water study hereby authorized, there is hereby appropriated from the **WATER FUND** from funds therein not heretofore appropriated to **Account No. 701-7525-51189 – Professional Services** the sum of One Hundred Four Thousand Eight Hundred Dollars (\$104,800.00).

SECTION 4. 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 5. 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 6. 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 comprehensive water study for the future of water service in Sylvania should commence at the earliest possible time and therefore this Ordinance should be effective immediately. 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

8a.



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

July 20, 2015

To: The Mayor and Members of Sylvania City Council

Re: **GOWER ROAD SANITARY SEWER EXTENSION**

Dear Mr. Mayor and Council Members:

We received bids on July 15, 2015 for the above referenced project. There were a total of two (2) bids received.

The lowest bid was submitted by Cash Services, LLC of Millbury, Ohio. Their bid of \$25,566 was approximately 17.3% under the Engineer's Estimate of \$30,923.

Therefore, it is our recommendation that the contract be awarded to Cash Services, LLC, Millbury, OH 43447, in the amount of \$25,566.

Please call if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Kevin G. Aller".

Kevin G. Aller, P.E.

Director of Public Service

dsw

8b.

ORDINANCE NO. 50 -2015

ACCEPTING THE BID OF CASH SERVICES, LLC AND AWARDING THE CONTRACT FOR THE GOWER ROAD SANITARY SEWER EXTENSION PROJECT TO SAME; AUTHORIZING THE EXPENDITURE FOR THE IMPROVEMENTS IN THE AMOUNT OF \$25,566; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, plans for the Gower Road Sanitary Sewer Extension Project have been completed and are now on file with the Clerk of this Council; and,

WHEREAS, the Clerk of Council was authorized to advertise for bids at the June 1, 2015 Council meeting and thereafter the Clerk advertised for bids, and the bids were opened on July 15, 2015, and thereafter, the Director of Public Service, by report dated July 20, 2015, stated that the total estimate for the Gower Road Sanitary Sewer Extension Project was \$30,923 and the following bids were received:

<u>BIDDERS</u>	<u>BID PRICE</u>
Cash Services, LLC	\$ 25,566.00
PHC, Inc.	46,843.00

WHEREAS, the two (2) bids offered by the above bidders meet all of the City's specifications and the Director of Public Service, by report dated July 20, 2015, has recommended acceptance of the lowest and best bid of Cash Services, LLC and that the contract for the Gower Road Sanitary Sewer Extension Project be awarded to same.

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

SECTION 1. That the bid of Cash Services, LLC, Millbury, Ohio for said Gower Road Sanitary Sewer Extension Project, in the amount of Twenty-Five Thousand Five Hundred Sixty-Six Dollars (\$25,566.00), is hereby determined to be the lowest and best bid received and the same is hereby accepted.

SECTION 2. That the Mayor and Director of Finance be, and hereby are, authorized and directed to execute a contract with the bidder named in Section 1 above for the furnishing of such labor and materials in accordance with said bid.

SECTION 3. That to provide funds for said improvement project hereby authorized, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53503 – Street Improvements**, the total sum of Twenty-Five Thousand Five Hundred Sixty-Six Dollars (\$25,566.00).

SECTION 4. 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 5. 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 6. 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 bid of Cash Services, LLC should be accepted immediately so as to provide for the commencement of the Gower Road Sanitary Sewer Extension Project 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

9a.



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

July 20, 2015

To: The Mayor and Members of Sylvania City Council

Re: **CADET DRIVE, FORESTGATE COURT & GARDEN PARK DRIVE IMPROVEMENTS
CHANGE ORDER NO. 1 (FINAL)**

Dear Mr. Mayor and Council Members:

The Cadet Drive, Forestgate Court & Garden Park Drive Improvements Project was recently completed. Ohio Excavating & Sewer Contractor's, Inc. original contract amount for the project was \$346,468 and received Council approval on July 21, 2014 by Ordinance 39-2014.

Now that the project is completed, the final installed quantities have been resolved and a change order is necessary to adjust the final contract price.

The installed quantities have resulted in a decrease to the original contract in the amount of \$8,804.70. We recommend approval of Change Order No. 1 which will decrease the final contract amount from \$346,468 to \$337,663.30.

Please call if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kevin G. Aller".

Kevin G. Aller, P.E.

Director of Public Service

dsw

CITY OF SYLVANIA, OHIO

CHANGE ORDER Number 1 (FINAL)

Project Ordinance No.: 39-2014 Purchase Order No. 49021

Contract: Cadet Drive, Forestgate Court & Garden Park Drive Improvements

Title of Change Order: _____

Date: 7/16/2015

Description of Change:	Final Bid Item Adjustments	-\$6,744.70
	Additional Work Items (By Others)	-\$2,060.00
	TOTAL	-\$8,804.70

RECOMMENDED FOR APPROVAL BY: *Kevin G. Aller* 7/16/15
 Kevin G. Aller, P.E. Date
 Public Service Director

Original Contract Amt	\$ 346,468	00	REVIEWED BY: <u><i>Joseph E. Shaw</i></u> Engineer
Previous Changes (+ or -)	\$ 0	00	DATE: <u>7/14/15</u>
This Change (+ or --)	\$ -8,804	70	SUBMITTED BY: <u><i>Ohio Excavating and Sewer Contractors Corp</i></u> Name of Contractor
Adjusted Contract Amt	\$ 337,663	30	DATE: <u>7/14/15</u> <u><i>Geron M. Reardon</i></u> Contractor's Signature

City of Sylvania, Ohio

The above proposal is hereby approved.

The above proposal is hereby approved.

Craig A. Stough, Mayor Date Toby Schroyer, Finance Director Date

**CITY OF SYLVANIA
CHANGE ORDER NO. 1 (FINAL)**

CADET DRIVE, FORESTGATE COURT & GARDEN PARK DRIVE IMPROVEMENTS

7/6/2015

1 ORIGINAL CONTRACT PRICE	\$346,468.00
2 FINAL INSTALLED BID ITEMS	\$339,723.30
3 FINAL BID ITEM ADJUSTMENTS	
a. Line 2 - Line 1	(\$6,744.70)
4 ADDITIONAL WORK ITEMS (BY OTHERS)	
a. McClurg Environmental-Restoration at 5964 Elden Drive	(\$2,060.00)
1) Contractor attempt to perform the lawn restoration per the bid documents in the Fall of 2014 were not successful. As a result, McClurg Environmental, the original contractor hired by the home owner to seed the lawn, was contracted to perform the work with their amount to be deducted from the Ohio Excavating contract. The cost for McClurg to perform the work was \$2,060.	
5 CHANGE ORDER NO. 1 (FINAL)	
a. Line 3 + Line 4	(\$8,804.70)

TO OWNER:

CITY OF SYLVANIA
6730 MONROE STREET
SYLVANIA, OHIO 43560

FROM CONTRACTOR:

OHIO EXCAVATING & SEWER CONTRACTORS CORP.
9339 WEST BANCROFT STREET
HOLLAND, OHIO 43528

APPLICATION NO. 2 (FINAL)

PERIOD TO: 12/11/2014 TO
6/5/2015

PROJECT:

CADET DRIVE, FORESTGATE COURT & GARDEN PARK DRIVE IMPROVEMENTS

SHEET: 1 OF 2

LINE NO.	BID ITEM NO.	DESCRIPTION OF WORK	UNIT	BID QUANTITY	UNIT PRICE	BID VALUE	ESTIMATED QUANTITY INSTALLED	VALUE	MATERIALS PRESENTLY STORED (NOT IN C)	TOTAL COMPLETED AND STORED TO DATE (D+E)	% (F/B)	BALANCE TO FINISH (B-F)
1	201	Clearing and Grubbing	LUMP	1	\$2,000.00	\$2,000.00	1	\$2,000.00		\$2,000.00	100%	\$0.00
2	201	Tree Removed, 12" or Less	EACH	9	\$200.00	\$1,800.00	9	\$1,800.00		\$1,800.00	100%	\$0.00
3	201	Tree Removed, 15" Size to 24" Size	EACH	4	\$750.00	\$3,000.00	5	\$3,750.00		\$3,750.00	125%	(\$750.00)
4	201	Tree Removed, 30" Size	EACH	1	\$1,400.00	\$1,400.00	1	\$1,400.00		\$1,400.00	100%	\$0.00
5	201	Stump Removed, 18" Size	EACH	1	\$100.00	\$100.00	1	\$100.00		\$100.00	100%	\$0.00
6	202	Pipe Removed, 24" and Under	FT	800	\$7.00	\$5,600.00	765	\$5,355.00		\$5,355.00	96%	\$245.00
7	202	Pavement Removed, Asphalt	SY	183	\$10.00	\$1,830.00	183.2	\$1,832.40		\$1,832.40	100%	(\$1.40)
8	202	Pavement Removed, Concrete	SY	766	\$10.00	\$7,660.00	827.4	\$8,274.00		\$8,274.00	108%	(\$614.00)
9	202	Curb Removed	FT	10	\$20.00	\$200.00	40	\$800.00		\$800.00	400%	(\$600.00)
10	202	Fence Removed	FT	14	\$20.00	\$280.00	14	\$280.00		\$280.00	100%	\$0.00
11	202	Catch Basin Removed	EACH	7	\$400.00	\$2,800.00	7	\$2,800.00		\$2,800.00	100%	\$0.00
12	202	Curb Inlet Removed	EACH	2	\$1,000.00	\$2,000.00	2	\$2,000.00		\$2,000.00	100%	\$0.00
13	203	Excavation	CY	145	\$25.00	\$3,625.00	145	\$3,625.00		\$3,625.00	100%	\$0.00
14	204	Subgrade Compaction	SY	943	\$1.00	\$943.00	793	\$793.00		\$793.00	84%	\$150.00
15	204	Excavation of Subgrade	CY	100	\$15.00	\$1,500.00	20	\$300.00		\$300.00	20%	\$1,200.00
16	204	Granular Material, Type B	CY	100	\$36.00	\$3,600.00	20	\$720.00		\$720.00	20%	\$2,880.00
17	630	Removal of Ground Mounted Sign and Reerected	EACH	11	\$200.00	\$2,200.00	11	\$2,200.00		\$2,200.00	100%	\$0.00
18	SPEC	Conduit for Sprinkler Systems	FT	50	\$10.00	\$500.00	35	\$350.00		\$350.00	70%	\$150.00
19	SPEC	Sprinkler Heads	EACH	5	\$20.00	\$100.00	2	\$40.00		\$40.00	40%	\$60.00
20	659	Topsoil, Furnished and Placed	CY	171	\$40.00	\$6,840.00	172	\$6,880.00		\$6,880.00	101%	(\$40.00)
21	659	Seeding and Mulching, As Per Plan	SY	3050	\$1.00	\$3,050.00	3096	\$3,096.00		\$3,096.00	102%	(\$46.00)
22	659	Commercial Fertilizer	TON	0.28	\$280.00	\$78.40	0.28	\$78.40		\$78.40	100%	\$0.00
23	659	Water	MGAL	16.5	\$10.00	\$165.00	16.5	\$165.00		\$165.00	100%	\$0.00
24	603	3" Conduit, Schedule 40 PVC	FT	18	\$15.00	\$270.00	18	\$270.00		\$270.00	100%	\$0.00
25	603	6" Conduit, Type B	FT	102	\$60.00	\$6,120.00	102	\$6,120.00		\$6,120.00	100%	\$0.00
26	603	12" Conduit, Type B (Foreagate)	FT	81	\$90.00	\$7,290.00	77	\$6,930.00		\$6,930.00	95%	\$360.00
27	603	12" Conduit, Type B (Cadet)	FT	198	\$90.00	\$17,820.00	225	\$20,250.00		\$20,250.00	114%	(\$2,430.00)
28	603	4" Conduit, Type C	FT	30	\$20.00	\$600.00	5	\$100.00		\$100.00	17%	\$500.00
29	604	12" Conduit, Type C	FT	496	\$72.00	\$35,712.00	458	\$32,976.00		\$32,976.00	92%	\$2,736.00
30	604	Type A-1 Catch Basin	EACH	2	\$2,500.00	\$5,000.00	2	\$5,000.00		\$5,000.00	100%	\$0.00
31	604	No. 2-2B Catch Basin	EACH	7	\$1,000.00	\$7,000.00	7	\$7,000.00		\$7,000.00	100%	\$0.00
32	254	Pavement Planing, Asphalt Concrete	SY	1,451	\$3.00	\$4,353.00	1451	\$4,353.00		\$4,353.00	100%	\$0.00
33	304	Aggregate Base	CY	166	\$35.00	\$5,810.00	175	\$6,125.00		\$6,125.00	105%	(\$315.00)
34	407	Tack Coat	GAL	109	\$3.00	\$327.00	52	\$156.00		\$156.00	48%	\$171.00
35	407	Tack Coat for Intermediate Course	GAL	28	\$3.00	\$84.00	30	\$90.00		\$90.00	107%	(\$6.00)
36	408	Prime Coat	GAL	281	\$3.00	\$843.00	0	\$0.00		\$0.00	0%	\$843.00
37	412	Asphalt Concrete (1997 ODOT)	CY	4	\$275.00	\$1,100.00	0	\$0.00		\$0.00	0%	\$1,100.00
38	448	Asphalt Concrete Intermediate Course, Type 2, PG64-22	CY	49	\$180.00	\$8,820.00	51.97	\$9,353.70		\$9,353.70	106%	(\$533.70)

TO OWNER:

CITY OF SYLVANIA
6730 MONROE STREET
SYLVANIA, OHIO 43560

FROM CONTRACTOR:

OHIO EXCAVATING & SEWER CONTRACTORS CORP.
9339 WEST BANCROFT STREET
HOLLAND, OHIO 43528

APPLICATION NO: 2 (FINAL)
PERIOD TO: 12/11/2014 TO
6/5/2015

PROJECT:

CADET DRIVE, FORESTGATE COURT & GARDEN PARK DRIVE IMPROVEMENTS

SHEET: 2 OF 2

LINE NO.	BID ITEM NO.	DESCRIPTION OF WORK	UNIT	BID QUANTITY	UNIT PRICE	BID VALUE	ESTIMATED QUANTITY INSTALLED	VALUE	MATERIALS PRESENTLY STORED (NOT IN C)	TOTAL COMPLETED AND STORED TO DATE (D+E)	% (FIB)	BALANCE TO FINISH (B-F)
39	448	Asphalt Concrete Surface Course, Type 1, PG64-22	CY	90	\$186.00	\$16,740.00	105.20	\$19,567.20		\$19,567.20	117%	(\$2,827.20)
40	452	6" Non-Reinforced Concrete Pavement	SY	151	\$60.00	\$9,060.00	59.2	\$3,552.00		\$3,552.00	39%	\$5,508.00
41	452	8" Non-Reinforced Concrete Pavement	SY	16	\$75.00	\$1,200.00	0	\$0.00		\$0.00	0%	\$1,200.00
42	609	Concrete Curb, Type A	FT	563	\$15.00	\$8,445.00	593	\$8,895.00		\$8,895.00	105%	(\$450.00)
43	SPEC	Sanitary Wye Replacement (Forestgate)	LUMP	1	\$2,500.00	\$2,500.00	1	\$2,500.00		\$2,500.00	100%	\$0.00
44	638	8" Watermain Ductile Iron Pipe, ANSI Class 54	FT	1166	\$50.00	\$58,300.00	1153	\$57,650.00		\$57,650.00	99%	\$650.00
45	638	8" Watermain Ductile Iron Pipe, ANSI Class 54, Bored or Drilled, As Per Plan	FT	150	\$125.00	\$18,750.00	144	\$18,000.00		\$18,000.00	96%	\$750.00
46	638	4" Watermain Ductile Iron Pipe, ANSI Class 54	FT	5	\$100.00	\$500.00	6	\$600.00		\$600.00	120%	(\$100.00)
47	638	8" Line Valve in Valve Box	EACH	5	\$2,000.00	\$10,000.00	6	\$12,000.00		\$12,000.00	120%	(\$2,000.00)
48	638	4" Line Valve in Valve Box	EACH	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$1,500.00	100%	\$0.00
49	638	6"x6" Tapping Sleeve, Valve & Valve Box	EACH	1	\$2,500.00	\$2,500.00	1	\$2,500.00		\$2,500.00	100%	\$0.00
50	638	Standard Hydrant Assembly	EACH	3	\$5,000.00	\$15,000.00	3	\$15,000.00		\$15,000.00	100%	\$0.00
51	638	End of Line Hydrant Assembly	EACH	1	\$5,000.00	\$5,000.00	1	\$5,000.00		\$5,000.00	100%	\$0.00
52	638	Line Valve Box Removed	EACH	3	\$600.00	\$1,800.00	7	\$4,200.00		\$4,200.00	233%	(\$2,400.00)
53	638	Fire Hydrant Removed and Salvaged	EACH	3	\$1,000.00	\$3,000.00	3	\$3,000.00		\$3,000.00	100%	\$0.00
54	638	8"x8"x8" Tee	EACH	1	\$600.00	\$600.00	1	\$600.00		\$600.00	100%	\$0.00
55	638	8"x8"x6" Tee	EACH	1	\$550.00	\$550.00	3	\$1,650.00		\$1,650.00	300%	(\$1,100.00)
56	638	8"x8"x4" Tee	EACH	1	\$500.00	\$500.00	1	\$500.00		\$500.00	100%	\$0.00
57	638	8"-90 Deg. Bend	EACH	7	\$400.00	\$2,800.00	7	\$2,800.00		\$2,800.00	100%	\$0.00
58	638	8"-45 Deg. Bend	EACH	8	\$400.00	\$3,200.00	8	\$3,200.00		\$3,200.00	100%	\$0.00
59	638	8"-1 1/4 Deg. Bend	EACH	1	\$400.00	\$400.00	0	\$0.00		\$0.00	0%	\$400.00
60	638	4"-90 Deg. Bend	EACH	2	\$300.00	\$600.00	2	\$600.00		\$600.00	100%	\$0.00
61	638	6" to 8" Increaser	EACH	4	\$300.00	\$1,200.00	4	\$1,200.00		\$1,200.00	100%	\$0.00
62	638	8" to 4" Reducer	EACH	1	\$300.00	\$300.00	1	\$300.00		\$300.00	100%	\$0.00
63	638	1" Temporary Blow-Off	EACH	1	\$200.00	\$200.00	1	\$200.00		\$200.00	100%	\$0.00
64	638	2" Temporary Blow-Off	EACH	4	\$300.00	\$1,200.00	3	\$900.00		\$900.00	75%	\$300.00
65	638	8" Plug	EACH	3	\$300.00	\$900.00	2	\$600.00		\$600.00	67%	\$300.00
66	638	6" Plug	EACH	2	\$250.00	\$500.00	2	\$500.00		\$500.00	100%	\$0.00
67	638	4" Plug	EACH	3	\$200.00	\$600.00	1	\$200.00		\$200.00	33%	\$400.00
68	638	Long Water Service, As Per Plan	EACH	3	\$900.00	\$2,700.00	3	\$2,700.00		\$2,700.00	100%	\$0.00
69	638	Short Water Service, As Per Plan	EACH	3	\$500.00	\$1,500.00	5	\$2,500.00		\$2,500.00	250%	(\$1,500.00)
70	638	Fill and Plug Existing Conduit	EACH	2	\$2.00	\$4.00	0	\$0.00		\$0.00	0%	\$1,650.00
71	614	Maintaining Traffic	LUMP	825	\$4,000.00	\$3,300,000.00	1	\$4,000.00		\$4,000.00	100%	\$0.00
72	623	Construction Layout Stakes	LUMP	1	\$4,000.00	\$4,000.00	1	\$4,000.00		\$4,000.00	100%	\$0.00
73	624	Mobilization	LUMP	1	\$10,000.00	\$10,000.00	1	\$10,000.00		\$10,000.00	100%	\$0.00
74	SPEC	Pre-Construction Videotaping	LUMP	1	\$800.00	\$800.00	0	\$0.00		\$0.00	0%	\$800.00
TOTAL						\$339,723.30		\$339,723.30		\$339,723.30		\$6,744.70
ADDITIONAL WORK ITEMS (BY OTHERS)						(\$2,060.00)		(\$2,060.00)		\$337,663.30		

9b.

ORDINANCE NO. 51 -2015

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 1 (FINAL) TO THIS CITY'S AGREEMENT WITH OHIO EXCAVATING & SEWER CONTRACTORS, INC. FOR THE CADET DRIVE, FORESTGATE COURT & GARDEN PARK DRIVE IMPROVEMENT PROJECT REFLECTING THE FINAL INSTALLED QUANTITIES; DECREASING THE CONTRACT AMOUNT BY \$8,804.70; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 39-2014, passed July 21, 2014, accepted the bid of Ohio Excavating & Sewer Contractors for the Arbor Way Sanitary Sewer Project in the amount of \$346,468; and,

WHEREAS, the Director of Public Service, by report dated July 20, 2015, has recommended the acceptance of Change Order No. 1 (Final) of Ohio Excavating & Sewer Contractors, Inc. for said Cadet Drive, Forestgate Court & Garden Park Drive Improvement Project to reflect the final installed quantities; and,

WHEREAS, the work performed and final installed quantities resulted in a net decrease to the contract in the amount of Eight Thousand Eight Hundred Four and 70/100 Dollars (\$8,804.70), for a total contract amount of \$337,663.30.

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 decreasing the contract amount by the sum of Eight Thousand Eight Hundred Four and 70/100 Dollars (\$8,804.70) 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 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 3. 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 should be approved immediately.

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 4. 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

10a.



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

July 20, 2015

To: The Mayor and Members of Sylvania City Council

Re: **Utility Easement (Sisters of St. Francis of Sylvania to the City of Sylvania)**
Canticle Center (Former Franciscan Academy – 5335 & 5347 Silica Drive)

Dear Mr. Mayor and Council Members:

Lourdes University is currently in the process of redeveloping the site at 5335 & 5347 Silica Drive (formerly known as the Franciscan Academy). The name of the redeveloped facility is now known as the Canticle Center.

The City maintains and operates a 12" sanitary sewer and an 8" waterline through the northerly portion of this site. These two utilities serve The Meadows Subdivision in Sylvania Township and are connected to the sanitary sewer and waterline in Silica Drive.

Site plans for the redevelopment were submitted to the Service Department for review in March 2015. During site plan review, it was discovered that the City did not have a proper easement in place, directly with the Sisters of St. Francis, to allow for the maintenance and operation of the utilities on their property. A Department memorandum is attached outlining further details.

The City has worked with Lourdes University and their project surveyor, Lewandowski Engineers, to prepare the enclosed easement. We would request approval of the attached easement with the Sisters of St. Francis of Sylvania.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kevin G. Aller".

Kevin G. Aller, P.E.
Director of Public Service



DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE, DIRECTOR

6730 MONROE STREET
SYLVANIA, OH 43560

MEMO

TO: Kevin G. Aller, P.E., Director

FROM: Joseph E. Shaw, P.E., P.S., Deputy Director

DATE: July 8, 2015

RE: Utility Easement Summary (Canticle Center – 5335 & 5347 Silica Drive)

The following memo services as a supplement to the Council Authorization letter requesting approval of the utility easement between the Sisters of St. Francis and the City.

1. On February 26, 2015 the project surveyor, Lewandowski Engineers, asked the City for a copy of the easement on file for the 12" sanitary sewer and 8" waterline that encumber the project site from The Meadows Subdivision to Silica Drive.
2. Subsequent research yielded two easements. They are as follows:
 - a. The Sisters of St. Francis granted an easement agreement to the developer of The Meadows subdivision, the Cavalear Corporation, on October 10, 1985 as recorded in Microfiche 85 420D05 with the Lucas County Recorder's Office.
 - b. The Cavalear Corporation granted an easement agreement, covering the same real estate as described Microfiche 85 420D05, to the City on March 7, 1986 as recorded in Microfiche 86 092B08 with the Lucas County Recorder's Office.
3. After discussing these easements with Lewandowski Engineers, both parties were in agreement that:
 - a. The Cavalear Corporation does not have the legal authority to grant the City an easement over real property of which they do not own.
 - b. As a result, the easement granted to the City in Microfiche 86 092B08, although recorded, is unenforceable and ultimately leaves the City without access and with unprotected infrastructure.
4. The proper measure to resolve the issue was to record a new utility easement, directly with the Sisters of St. Francis. Lewandowski Engineers would prepare the legal description and exhibit and the City would prepare the front end document and be responsible for recording.

ORDINANCE NO. 52 -2015

ACCEPTING FROM THE SISTERS OF ST. FRANCIS OF SYLVANIA, OHIO, A GRANT OF PERMANENT UTILITY EASEMENT; DEDICATING THE EASEMENT AREA FOR PUBLIC PURPOSES AS EXPRESSED IN THE EASEMENT; AND DECLARING AN EMERGENCY.

WHEREAS, during the site plan review for the Lourdes University project at 5335 & 5347 Silica Drive, it was discovered that, although the City operates and maintains a 12” sanitary sewer line and an 8” waterline serving The Meadows Subdivision from Silica Drive, the City did not have an Easement from the Sisters of St. Francis to operate and maintain the utility lines; and,

WHEREAS, an Easement was granted from Cavalear Corporation to the City of Sylvania in 1986 for the operation of the utility lines in 1986, however, Cavalear Corporation was not the owner of the property and therefore lacked the authority to grant the easement; and,

WHEREAS, the Director of Public Service, by report dated July 20, 2015, reported that the City worked with Lourdes University, the Sisters of St. Francis and Lewandowski Engineers to prepare the easement attached hereto to correct the easement issue for the utility lines at 5335 & 5347 Silica Drive, Sylvania, Ohio; and,

WHEREAS, Gayle A. Lampkowski, on behalf of the Sisters of St. Francis of Sylvania, Ohio, owner of the property at 5335 & 5347 Silica Drive, Sylvania, Ohio, in which the 12" sanitary sewer and 8” waterline are installed have executed and delivered to the City of Sylvania a grant of easement for utility purposes on 5335 & 5347 Silica Drive which grant of utility easement (permanent) is in the form and substance of “Exhibit A” attached hereto and made a part hereof.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas

County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the permanent easement as described on "Exhibit A" be and the same hereby are accepted from, the Sisters of St. Francis of Sylvania, the grantor therein.

SECTION 2. That the permanent easement area identified and described in said "Exhibit A" be, and the same hereby are, dedicated for the public purposes expressed in said easement.

SECTION 3. That the Director of Law is hereby authorized to see that the easement hereby accepted is recorded and thereafter delivered to the Director of Finance for retention by him as custodian of the records of this City.

SECTION 4. 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 5. 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 6. 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 easement should be accepted 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

GRANT OF UTILITY EASEMENT

TO

CITY OF SYLVANIA, OHIO

KNOW ALL MEN BY THESE PRESENTS: That Sisters of St. Francis of Sylvania, Ohio, the Grantor, in consideration of One Dollar (\$1.00) and other good and valuable consideration to it, paid by the CITY OF SYLVANIA, OHIO, the Grantee, whose present mailing address is 6730 Monroe Street, Sylvania, Ohio 43560, the receipt whereof is hereby acknowledged, does hereby grant to said grantee and its successors and assigns, a permanent exclusive easement for purposes hereinafter expressed, the "Easement Area", in the City of Sylvania, Lucas County, Ohio, and legally described as follows:

See "Exhibit A" attached hereto.

TO HAVE AND TO HOLD the permanent exclusive easement unto said Grantee, its successors and assigns, for the purposes herein expressed, forever, Grantor warrants that it is the fee simple owner of the Easement Area.

Grantor acquired title to the Easement Area by instrument recorded in Dec. 1972.

Said easement is granted for the right to install and maintain utility lines together with service connections, over and through the Easement Area, and to construct, maintain, and operate without restriction or limitation, repair or replace without interruption to service and remove same, together with other necessary appurtenances. Grantee, by the acceptance of this easement agrees at Grantee's sole expense, to maintain, repair, and replace, as necessary, the utility lines and to return the surface area of the easement disturbed by such construction, maintenance and repair substantially to its pre-existing condition.

Other than landscaping, fencing and driveway, the Grantor shall not install permanent structures within the Easement Area.

With the right of ingress and egress to and from the same, the Grantor may fully use and enjoy the Easement Area, except for the purposes hereinbefore granted to the said City and will not materially impair the ability of the Grantee to install, operate, maintain, repair, replace or remove any such utility lines.

The City shall indemnify and hold harmless the Grantor and all of its agents, employees and/or representatives from and against all claims, damages, losses, suits and actions; including attorney's fees, arising or resulting from, (a) the installation, construction, operation,

maintenance, repair, renewal, replacement or removal of said utility lines on, over, under and across the Easement Area or (b) any breach or default of the Grantee's obligations here under, unless caused by the gross negligence or willful misconduct of the Grantor, its agents, employees and/or representatives.

Any damage or destruction to Grantor's property not included in the Easement Area including lawn and trees shall be returned to its original state, as far as possible, upon completion of the project.

The said Grantor, Sisters of St. Francis of Sylvania, Ohio, have caused their name to be subscribed to these presents this 6th day of July, 2015.

SISTERS OF ST. FRANCIS OF SYLVANIA, OHIO

By Gayle A. Lampkowski
Chief Financial Officer

STATE OF OHIO)
) ss:
COUNTY OF LUCAS)

The foregoing instrument was acknowledged before me this 6th day of July, 2015, by Gayle A. Lampkowski, as CFO of the Sisters of St. Francis of Sylvania, Ohio.

Rachel E. Kerlin
Notary Public

This Instrument Prepared By:
Leslie B. Brinning, Director of Law
City of Sylvania, Ohio
6730 Monroe St.
Sylvania, OH 43560
(419) 885-7865



RACHEL E. KERLIN
Notary Public, State of Ohio
My Commission Expires Aug. 4, 2018

Prior Deed:
Parcel: 82-02457
LE Survey #46925

Legal Description: Proposed 30' Sanitary Easement: Being part of the Southeast 1/4 of Section 9, Town 9 South, Range 6 East, in the City of Sylvania, Lucas County, Ohio, bounded and described as follows:

Commencing at an iron bar monument found at the centerlines of Convent Boulevard, so called and Silica Drive, so called:

Thence North 00 degrees, 15 minutes, 59 seconds West, along the centerline of Silica Drive, a distance of 1,106.20 feet to a point.

Thence South 83 degrees, 17 minutes, 31 seconds West, a distance of 30.19 feet to a point on the West right-of-way of Silica Drive.

Thence continuing South 83 degrees, 17 minutes, 31 seconds West, along a line that is parallel with and 30.00 feet distant from the South line of a parcel of land conveyed to the Sylvania School District Board of Education as recorded in Lucas County official record 20121220-0061903, a distance of 536.15 feet to a point on the North-South Center line of Section 9, said line also being the East line of Lot 119 in The Meadows Plat 2, as recorded in Volume 113 of Plats, Page 60, said line also being the East line of land as conveyed to Wisdom & Hymer Dzotsi, as recorded in Lucas County official record 20050829-0063619.

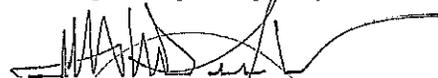
Thence North 00 degrees, 25 minutes, 14 seconds East, along the North-South Center line of Section 9, said line also being the East line of Lot 119 in The Meadows Plat 2, said line also being the East line of land as conveyed to Wisdom & Hymer Dzotsi, a distance of 30.23 feet to a point on the Westerly prolongation of the South line of land as conveyed to the Sylvania School District Board of Education.

Thence North 83 degrees, 17 minutes, 31 seconds East, along the South line of land as conveyed to the Sylvania School District Board of Education, a distance of 535.79 feet to a point on the West right-of-way of Silica Drive.

Thence South 00 degrees, 15 minutes, 59 seconds East, along the West right-of-way of Silica Drive a distance of 30.19 feet to the True Point of Beginning.

Containing 15,173.37 square feet or 0.348 acres of land. Bearings used herein are based upon an assumed meridian and are intended to indicate angular measurement only. This legal description is based upon a field survey prepared by Lewandowski Engineers on April 30, 2015.

Legal Description Prepared by



Matthew D. Lewandowski, P.L.S.
Registered Surveyor, State of Ohio No. 7476
Principal, Lewandowski Engineers
The Chief Bldg. @ 234 N. Erie St.
Toledo, Ohio, 43604
p: 419.255.4111, fax: 419.255.4112
MDL@LewandowskiEng.com



BEADOWS PLAT
PAGE 118, PAGE 119
LOT 120

JEFFREY & PATRICIA KUHR
PARCEL: 79-06551
O.R. 20090112-0001080

N00°25'14"E
30.23'

LOT 119

WISDOM & HYMER DZOTSI
PARCEL: 79-06547
O.R. 20050829-0063619

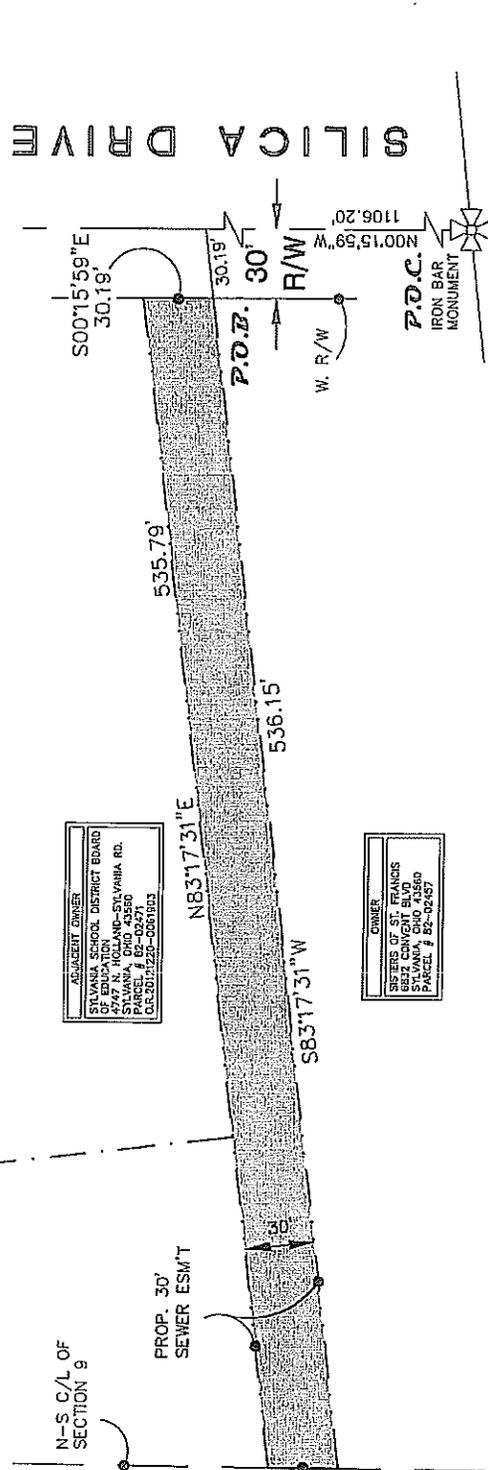
LOT 118

NANCY MACHCINSKI
PARCEL: 79-06544
O.R. 20080605-0028785



AREA
15,173.37 SF
OR
0.348 AC

EXHIBIT:
PROPOSED 30' SANITARY EASEMENT
BEING PART OF THE SOUTHEAST 1/4 OF SECTION 9, TOWN 9 SOUTH, RANGE 6 EAST
CITY OF SYLVANIA, LUCAS COUNTY, OHIO

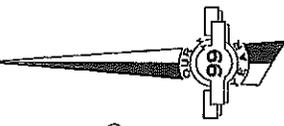


ASSAULT DRIVER
STATE OF OHIO
4747 N. HOLLAND-SILVANIA RD.
SYLVANIA, OHIO 43560
O.R. 201220-0251103

CORNER
STATE OF OHIO
8822 CONYGT BLVD
SYLVANIA, OHIO 43560
PARCEL # 85-02657

P.D.C.
IRON BAR
MONUMENT

CONVENT
BLVD.



(IN FEET)
1 inch = 60 ft.

LEWANDOWSKI ENGINEERS
CIVIL ENGINEERS & SURVEYORS
THE CHIEF BLDG. 224 N. ERIE ST.
TOLEDO, OHIO 43604
V: 419.255.4111 F: 419.255.4112
LEWANDOWSKIENG.COM

PROPOSED 30' SANITARY EASEMENT, PT. SE. 1/4 OF SEC. 9, T9S, R6E

11.

ORDINANCE NO. 53 -2015

**AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE
TO ENTER INTO AN OPERATING AGREEMENT ON BEHALF OF THE
CITY OF SYLVANIA, OHIO, WITH THE METROPOLITAN PARK
DISTRICT OF THE TOLEDO AREA FOR THE OPERATION OF THE
LATHROP HOUSE; AND DECLARING AN EMERGENCY.**

WHEREAS, Ordinance No. 9-2004, passed February 2, 2004, authorized the Mayor and Director of Finance to enter into an Operating Agreement on behalf of the City of Sylvania, Ohio with the Metropolitan Park System of the Toledo Area for the operation of the Lathrop House; and,

WHEREAS, the terms of the Operating Agreement required the parties to meet ten (10) years after the effective date of the 2004 Operating Agreement to review overall plans for the management and operation of the site; and,

WHEREAS, representatives from the City of Sylvania and the Metropolitan Park District of the Toledo Area have recently met to review the Metropolitan Park District's future plans for involvement in the management and operation of the Lathrop House; and,

WHEREAS, a copy of the Operating Agreement between the City of Sylvania and The Metropolitan Park District of the Toledo Area to provide assistance to the City in the operation and management of the Property by providing advice on construction projects, assistance with programming at the property, as well as assistance with grant applications and administration of such grants 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, on behalf of the City of Sylvania, Ohio, to enter into an Operating Agreement with The Metropolitan Park District of the Toledo Area to provide assistance to the City in the operation and management by providing advice on construction projects, assistance with programming at the Property, as well as assistance with grant applications and administration of such grants for the operation of the Lathrop House.

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 provisions should be made for the assistance with the operation of the Lathrop House 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, _____, 2015, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

LATHROP HOUSE SITE OPERATING AGREEMENT

This Agreement (the "Agreement") is entered into as of this ____ day of _____, 2015, by and between the City of Sylvania, Lucas County, Ohio, a political subdivision and municipal corporation duly organized and existing under the Constitution and laws of the State of Ohio (the "City") and The Metropolitan Park District of the Toledo Area, a Section 1545 Park District organized under the laws of the State of Ohio ("MPD").

RECITALS:

- A. The City and MPD have agreed to collaborate to preserve, renovate and maintain the historic Sylvania home, walkways and grounds known as the "Lathrop House Property" as reflected on the site plan attached hereto as "Exhibit A"; and,
- B. The City and MPD were parties to a 2004 Lathrop House Operating Agreement ("2004 Operating Agreement"), the terms of which require the parties to meet ten (10) years after the effective date of the 2004 Operating Agreement to review overall plans for the management and operation of the site; and,
- C. Pursuant to the review in Recital B. above, the City and MPD wish to enter into a new Operating Agreement for the operation and management of the Property whereby the City will assume the operation and management of the Property; and,
- D. MPD desires to provide support to the City for the operation and management of the Property.

NOW, THEREFORE, the Parties hereto desire and agree to be bound hereby to and for each other as follows:

1. Rescission of 2004 Operating Agreement. This Agreement replaces the February 2004 Operating Agreement, and the parties agree that the 2004 Operating Agreement is hereby canceled.

2. Operations. The City shall be responsible for the management and operations of the Lathrop House, including the hiring, supervision and firing of all personnel specifically assigned to the operation of the site.

3. MPD Support. MPD may provide assistance to the City in the operation and management of the Property by providing advice on construction projects, assistance with programming at the Property, as well as assistance with grant applications and administration of such grants.

4. Review. At two-year intervals commencing after the effective day of this Agreement, the Director of MPD and the Mayor of the City (or their designee(s)) shall meet to review overall plans for management and operation of the site.

5. Oversight Committee. A volunteer organization with appropriate 501(c)(3) status, presently constituted as "Friends of the Lathrop House," is hereby recognized as the official citizens group representing the Lathrop House. The Oversight Committee's role shall be determined by the City with input from the MPD.

6. Term. This Agreement shall be in effect for a term of two (two) years and thereafter shall continue in perpetuity unless and until it is canceled by either party upon ninety (90) days written notice.

7. Notices. All notices to the respective parties with respect to any matter concerning this Agreement shall be addressed to the following or to such other address as a party has advised the other in writing:

City of Sylvania: Toby Schroyer,
Director of Finance City of Sylvania
6730 Monroe Street Sylvania, OH 43560

MPD: Metropolitan Park District of the Toledo Area 5100 W.
Central Ave. Toledo, OH 43615
Attn: Director

7. Non-discrimination. Both parties agree that they will refrain from all discriminatory actions based on race, sex or religion in dealing with patrons or employees at the site.

8. Miscellaneous. This Agreement represents the entire agreement between the parties with respect to the matters set forth herein. This Agreement shall be construed and enforced in accordance with the laws of the State of Ohio. This Agreement may be executed in one or more counterparts, each of which shall constitute an original and complete copy hereof.

9. Resolutions and Ordinances. The City has authorized this Agreement and the signing hereof by Ordinance No. ____-2015, passed _____ by the Council of the City of Sylvania. MPD has authorized this Agreement and the signing thereof by Resolution adopted at its Board of Trustees this ____ day of _____, 2015.

CITY OF SYLVANIA

METROPOLITAN PARK DISTRICT OF THE
TOLEDO AREA

by: _____
Craig A. Stough, Mayor

by: _____
Stephen W. Madewell, Executive Director

by: _____
Toby Schroyer, Director of Finance

by: _____
Scott J. Savage, Board President

249725



GovDeal

2 – 32 gallon plastic containers containing empty brass casings, (.40 caliber handgun, .223 rifle, and 12 gauge shotgun

CITY of SYLVANIA
GovDeals Form - Generic

Department POLICE Asset Tag# _____ Date 7/10/2015

OFFICE EQUIPMENT

Description of Item empty ammo brass

Manufacturer various Make _____ Model _____

Color _____ Size _____

Year purchased or approximate age of this equipment _____

Condition of this equipment: excellent good fair poor unknown

Repairs Needed _____

Additional Information:

This is empty brass casings for primarily .223 rifle, 12 gauge shotgun, and .40 cal handgun

Instructions

1. Complete a form for each item or group of similar items to be sold, please be as specific as possible.
2. Keep the item(s) in your custody until the purchaser comes to get it/them.
3. Take a series of pictures and forward them to Cathy via email (876@sylvaniapolice.com).
4. Complete a "Green Tag Asset Disposal" form and submit with this form.

Contact person for more information _____ Phone _____

Department Head authorization *William H. Rhodes* Date 7/10/15

BRUTE.

Plastic
Commercial Products





BRUTE.

Rubbermaid
Commercial Products

A.



City Of Sylvania

SYLVANIA CITY COUNCIL
SHARON M. BUCHER, CLERK

To: Mayor Craig A. Stough and Members of City Council

From: Sharon Bucher, Clerk of Council

Certificate of Notice SUP-1-2015 St. Elias Orthodox Church

The undersigned Clerk of Council hereby certifies as follows:

- A. Thirty (30) days of time and place of public hearing was published in the Toledo Blade on June 18, 2015.
- B. Written notice of hearing was mailed by first class mail, twenty (20) or more days prior to the scheduled hearing date to all owners of property within, contiguous to, and directly across the street from the subject parcel or parcels, which owners, so notified, are listed as follows:

<u>Owner</u>	<u>Property Address</u>	<u>Owner Address</u>
--------------	-------------------------	----------------------

See attached Listing (1 page)

<u>Sharon Bucher</u>	<u>6/18/15</u>
Clerk of Council	Date

SUP-1-2015

St. Elias Orthodox Church

Parcel #	St #.	StreetName	Owner	MailAddress	MailCity	MailState	MailZip
8216531	6261	Arrowhead Dr	PATRIARCA MINA RAE	6261 Arrowhead Dr.	Sylvania	OH	43560
8216534	6251	Arrowhead Dr	WINTERS DARYL E SR & RHONDA L	6251 Arrowhead Dr	Sylvania	OH	43560
8216537	6241	Arrowhead Dr	BURNS JAMES & THERESA A	6241 Arrowhead Dr	Sylvania	OH	43560
8216541	6231	Arrowhead Dr	VINES JAMES L & CINDY L	6231 Arrowhead Dr	Sylvania	OH	43560
8216544	6221	Arrowhead Dr	HORTON MARY A	6221 Arrowhead Dr	Sylvania	OH	43560
8216547	6211	Arrowhead Dr	BROOKS ANNE MARIE & NIGEL R	6211 Arrowhead Dr	Sylvania	OH	43560
8216551	6201	Arrowhead Dr	SULLIVAN LUKE C	6201 Arrowhead Dr	Sylvania	OH	43560
8216554	6155	Arrowhead Dr	SMITH HENRY W TRUSTEE	6155 Arrowhead Dr	Sylvania	OH	43560
8216557	6145	Arrowhead Dr	WALCZAK LINDA KAY	6145 Arrowhead Dr	Sylvania	OH	43560
8216561	6140	Arrowhead Dr	MICHELE M MACFARLANE	6140 Arrowhead Dr	Sylvania	OH	43560
8204021	5015	Harroun	FELL GREGORY J & AMY L	5015 Harroun Rd	Sylvania	OH	43560
7821624	4940	N Holland	NICHOLAS TOKLES & VINCENT PERNA,				
7821637	4935	Harroun	AN OHIO GENERAL PAR	4984 N Holland Sylvania	Sylvania	OH	43560
7851871	4906	Holland Sylvania	FOUR SHAMROCKS ENTERPRISES LLC	4935 Harroun	Sylvania	OH	43560
7880001	6248	Sylvan Green	HARROUN OFFICE CENTER	1202 Conant	Maumee	OH	43537
7880004	6232	Sylvan Green	MARGIE E PAPER	6248 Sylvan Green Rd	Sylvania	OH	43560
7880007	6220	Sylvan Green	NANNETTE L CREAMER	6232 Sylvan Green Rd	Sylvania	OH	43560
7880011	6206	Sylvan Green	JULIANNE W LOWRY	6220 Sylvan Green Rd	Sylvania	OH	43560
7880014	6148	Sylvan Green	ROSALEE V MATHEWS TR	6206 Sylvan Green Rd	Sylvania	OH	43560
			CHRISTOPHER W LEWALLEN	6148 Sylvan Green Rd	Sylvania	OH	43560

B.



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

July 16, 2015

To: The Mayor and Members of Sylvania City Council

Re: **Parking Lot Expansion and Main Street Crosswalk Replacement**

Dear Mr. Mayor and City Council Members:

Bids were due for this project on July 15, 2015 and we received no bids to perform the work. We reached out to many of our local contractors to find the reason for their lack of interest and most said they had enough work for the remainder of the year and could not get the project completed within the timeframe specified.

As a result we have made a decision to postpone the project and re-advertise for bids in January 2016 with construction to start as soon as weather allows in the spring. We feel we can obtain more bidders in a more aggressive bidding climate being one of the first projects out in January.

We plan to carry this project forward into our 2016 capital improvements budget. Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

KGA/dsw

City of Sylvania

Bank Reconciliation

June 2015

C.

CHECKBOOK BALANCE

Ending balance for May 2015 \$ 20,747,738.27

Add: Monthly Receipts 1,627,543.04

Subtotal \$ 22,375,281.31

Less: Monthly Disbursements 1,924,706.68

Ending balance for Jun 2015 \$ 20,450,574.63

Less:

Certificates of Deposit \$ (2,000,000.00)
 Star Ohio (76,998.13)
 Petty Cash (1) (2,050.00)
 Cemetery Savings (1,062.86)
 Toledo Community Fund (31,184.80)
 PNC MoneyMarket (1,028,335.93)
 Key Bank Securities (1,008,122.08)
 5/3rd Securities (5,945,554.66)
 SJS Account (4,227,978.59)
 Morgan Stanley Investment (2,021,381.15)
 Sylvania Township Bonds (565,000.00)
 \$ 3,542,906.43

Less:

SSI adj for CK # 65696 150.00

\$ 3,543,056.43

(1)

Division of Public Service \$ 150.00
 Department of Finance 100.00
 Division of Water 600.00
 Division of Police 200.00
 Municipal Court 700.00
 Division of Taxation 150.00
 Division of Forestry 150.00

Petty Cash Balance \$ 2,050.00

BANK BALANCE

EOM 5/3rd Bank Balance \$ 3,750,373.50

Deposit in Transit 3,517.20

Subtotal \$ 3,753,890.70

Less: Outstanding Checks (2) 210,834.27

Adjusted Bank Balance \$ 3,543,056.43

(2)

May Outstanding Checks \$ 13,528.99

Checks written this month 1,015,227.50

Subtotal \$ 1,028,756.49

Checks Cleared (817,922.22)

Jun Outstanding Checks \$ 210,834.27



Toby Schroyer
 Director of Finance, City of Sylvania



D.

City of Sylvania

DIVISION OF TAXATION

CHRISTY M. GOLIS, COMMISSIONER OF TAXATION

July 1, 2015

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
June 30, 2015	\$756,179.07	\$8,432.49	\$747,746.58
June 30, 2014	\$758,462.58	\$7,761.07	\$750,701.51
Monthly Difference	----- -\$2,283.51	----- \$671.42	----- -\$2,954.93
Year to Date 2015	\$5,330,145.24	\$146,086.34	\$5,184,058.90
Year to Date 2014	\$5,254,435.64	\$131,949.50	\$5,122,486.14
Yearly Difference	----- \$75,709.60	----- \$14,136.84	----- \$61,572.76
			1.20%

Respectfully submitted,

Christy M. Golis
Tax Commissioner

c: Mr. Toby Schroyer, Finance Director

Board of Architectural Review

Minutes of the regular meeting of July 15, 2015. Mr. Lindsley called the meeting to order.

Members present: Ken Marciniak, Daniel Arnold and Thomas Lindsley (3) present. Mayor Craig Stough and Brian McCann excused. Zoning Administrator, Timothy Burns present.

Mr. Arnold moved, Mr. Marciniak seconded to approve the Minutes of the June 10, 2015, meeting as submitted. Vote being: Arnold, Marciniak and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 3 – Regulated Sign – app. no. 40-2015 requested by Chad Helbert for Pak Mail, 6423 Monroe Street, Sylvania, Ohio 43560. Application is for a face replacement to an existing wall sign. Sign is within the limits of the Sylvania Sign Code. Mr. Helbert was present and stated that the sign was already installed as the business had opened. Mr. Burns confirmed that a temporary sign permit was granted. Mr. Arnold moved, Mr. Marciniak, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 4 – Regulated Sign – app. no. 41-2015 requested by Kevin Neifer of Harmon Sign, Inc. for Lourdes University, 4900 N. McCord, Sylvania, Ohio 43560. Application is for a vinyl window sign. Mr. Neifer was present and explained that the black portion shown on the drawings submitted with the application represents the window and that the white portion represents the actual vinyl window sign. Sign is within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 5 – Regulated Sign – app. no. 42-2015 requested by Kevin Neifer of Harmon Sign, Inc. for Amazing Smiles Orthodontics, 7619 W. Sylvania, Sylvania, Ohio 43560. Application is for a wall sign on the front of the building. Mr. Neifer was present and stated that the wall sign will be an internally lit LED sign. Sign is within the limits of the Sylvania Sign Code. Mr. Arnold moved, Mr. Marciniak, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 6 – Regulated Sign – Regulated Sign – app. no. 43-2015 requested by Mark J. Lair for Ka'Bloom Flowers & Gifts, 5723 N. Main Street, Sylvania, Ohio 43560. Application is for a monument sign. Mr. Lair was present. Mr. Burns stated that the monument sign was not the typical design usually seen in Sylvania but that it is the standard design of the historical district. Sign is within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

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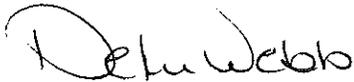
- Item 7 – Regulated Sign – app. no. 44-2015 requested by Cute Signs for The Oasis Restaurant & Delivery, 7614 W. Sylvania Avenue, Sylvania, Ohio 43560. Application is for a new LED lit channel letter wall sign on the front of the building and new vinyl lettering on an existing pylon sign. Nabil was present. Signs are within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.
- Item 8 – Regulated Sign – app. no. 45-2015 requested by Myra Gueli of Toledo Sign for Vicki's Doll Cottage, 6379 Monroe Street, Sylvania, Ohio 43560. Application is for channel letter wall sign and a tenant sign. Ms. Gueli was present and stated that the wall sign is going to be moved from the applications former store and will be installed on the new store front and that it will fit nicely. Signs are within the limits of the Sylvania Sign Code. Mr. Arnold moved, Mr. Marciniak, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.
- Item 9 – Regulated Sign – app. no. 46-2015 requested by Donna L. Schroyer-Riesen for Little Miracles Montessori, 7800 Erie Street, Sylvania, Ohio 43560. Application is for an area identification sign. Ms. Schroyer-Riesen was present. Mr. Burns stated that there is an existing monument sign on the property for the church and that the R-1 zone allows for and additional area identification sign to be installed. The sign will be an area identification sign for the school. Sign is within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.
- Item 11 – Regulated Sign – app. no. 48-2015 requested by Rick Kwapick of Reason Sign for Computer Renaissance, 5809 Monroe Street, Sylvania, Ohio 43560. Application is for wall sign. Mr. Baden was present. Sign is within the limits of the Sylvania Sign Code. Mr. Arnold moved, Mr. Marciniak, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.
- Item 10 – Regulated Sign – app. no. 47-2015 requested by Nelson Pixler of Harmon Signs for Promedica Wellness Center, 5700 Monroe Street Sylvania, Ohio 43560. Application is for a one pole sign and many directional signs. Mr. Pixler was present. Mr. Burns stated that this location is in the B-4 district and that the current code does not address pole signs in that zoning district. He further stated that there is a commitment by the applicant to take down the current pole sign to the east, and that the pole sign to the west will be rebuilt and will have a large, internally lit, single tenant panel. Mr. Burns also indicated that most of the other signs

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submitted in the application are directional and that the signs are within the limits of the Sylvania Sign Code. Mr. Marciniak moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Marciniak, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Mr. Arnold moved, Mr. Marciniak to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,

A handwritten signature in cursive script that reads "Debra Webb".

Debra Webb, Secretary
Municipal Planning Commission

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Sylvania Municipal Planning Commission

Minutes of the regular meeting of July 15, 2015. Mr. Lindsley called the meeting to order.

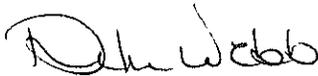
Members present: Ken Marciniak, Daniel Arnold and Thomas Lindsley (3) present. Mayor Craig Stough and Brian McCann excused. Zoning Administrator, Timothy Burns present.

Mr. Arnold moved, Mr. Marciniak to approve the Minutes of the June 10, 2015, meeting as submitted. Vote being: Arnold, Marciniak and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 3 – Final Plat Approval – requested by Ryan Wamsher of Millstream Development for Pine Tree Village, Sylvania, OH 43560. Item was removed from the agenda per request of applicant, Ryan Wamsher.

Mr. Arnold moved, Mr. Marciniak to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission