

Minutes of the Meeting of Council
July 20, 2015

The Council of the City of Sylvania, Ohio met in regular session on July 20, 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, Mary Westphal; absent: Jason Mishka, (6) present; (1) absent.

Roll call:
Mr. Mishka
absent, excused.

Mr. Haynam 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:

- 5a. Proposed Ordinance 54-2015 (SUP-1-2015)
- 14a. Schedule a Zoning & Annexation Committee meeting.

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

Approval of the
agenda as
amended.

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

Mrs. Westphal presented the June 15, 2015 minutes. Mrs. Westphal moved, Mr. Haynam seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of June 15, 2015 be approved; roll call vote being: Haynam, Husman, Luetke, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Approval of the
June 15, 2015
minutes.

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

Mrs. Westphal reported on the public hearing held at 7:15 p.m. on 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 presented and read aloud by title only, proposed Ordinance No. 54-2015, a written copy of same having been previously furnished to each member of Council, "Amending the Special Use Permit for St. Elias Antiochian Orthodox Church to change the pavilion to an enclosed building, on the recommendation of the Municipal Planning Commission; and declaring an emergency."; Mr. Haynam moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Westphal, (6) yeas; (0) nays. The motion carried.

Ordinance No.
54-2015,
"Amending SUP-
1-2015; St. Elias
Church...
pavilion to
enclosed bldg..

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Mr. Haynam moved, Mrs. Husman seconded, that Ordinance No. 54-2015 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, Husman, Luetke, Westphal, Cappellini, (6) yeas; (0) nays. The motion carried.

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

Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 46-2015, a written copy of same having been previously furnished to each member of Council, "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."; Mrs. Cappellini moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Westphal, Cappellini, Frye, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Ordinance No. 46-2015, "To assess a special tax...shade trees..."

Mrs. Cappellini moved, Mr. Haynam seconded, that Ordinance No. 46-2015 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 47-2015, a written copy of same having been previously furnished to each member of Council, "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."; Mr. Frye moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Westphal, (6) yeas; (0) nays. The motion carried.

Ordinance No. 47-2015, "To assess a special tax...open drainage ditches..."

Mr. Frye moved, Mrs. Westphal seconded, that Ordinance No. 47-2015 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, Husman, Luetke, Westphal, Cappellini, (6) yeas; (0) nays. The motion carried.

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Mrs. Husman presented and read aloud by title only, proposed Ordinance No. 48-2015, a written copy of same having been previously furnished to each member of Council, "Ordinance approving the assessment heretofore authorized by Resolution No. 4-2015 for Street Lighting; levying said assessments; and declaring an emergency."; Mrs. Husman moved, Mr. Frye seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Ordinance No. 48-2015, "Approving the assessment for street lighting..."

Mrs. Husman moved, Mrs. Westphal seconded, that Ordinance No. 48-2015 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Westphal, Cappellini, Frye, Haynam, (6) yeas; (0) nays. The motion carried.

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

Service Director's report on the Sylvania Water Study was placed on file. Mr. Frye reported on the Utilities Committee meeting of July 2, 2015. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 49-2015, a written copy of same having been previously furnished to each member of Council, "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"; Mr. Frye moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Westphal, Cappellini, Frye, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Ordinance No. 49-2015, "accepting proposal... Water Svcs Study ...Fishbeck Thompson, Carr & Huber, Inc...."

Mr. Frye moved, Mr. Luetke seconded, that Ordinance No. 49-2015 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

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

Service Director's report on the Gower Road Sanitary Sewer Extension was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance No. 50-2015, a written copy of same having been previously furnished to each member of Council, "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 and emergency."; Mr. Luetke moved, Mr. Frye seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Westphal, (6) yeas; (0) nays. The motion

Ordinance No. 50-2015, "Accepting bid of Cash Services, LLC...Gower Rd. Sanitary Sewer Extension Project..."

carried.

Mrs. Husman moved, Mrs. Westphal seconded, that Ordinance No. 50-2015 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, Husman, Luetke, Westphal, Cappellini, (6) yeas; (0) nays. The motion carried.

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

Service Director's report on the Cadet Drive, Forestgate Court & Garden Park Drive Improvements Change Order No. 1 (Final) was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 51-2015, 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. 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."; Mr. Frye moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Ordinance No. 51-2015, "...approve Change Order #1 (Final) for Cadet Dr., Forestgate Ct., Garden Park Project..."

Mr. Frye moved, Mr. Haynam seconded, that Ordinance No. 51-2015 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Westphal, Cappellini, Frye, Haynam, (6) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will consider agenda item 10.

Service Director's report on a Utility Easement (Sisters of St. Francis of Sylvania to the City of Sylvania). Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 52-2015, a written copy of same having been previously furnished to each member of Council, "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."; Mrs. Westphal moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Westphal, Cappellini, Frye, Haynam, Husman, (6) yeas; (0) nays. The motion carried.

Ordinance 52-2015, "Accepting for Sister of St. Francis... permanent utility easement...."

Mrs. Westphal moved, Mrs. Husman seconded, that Ordinance No. 52-2015 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (6) yeas; (0) nays. The motion carried.

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

Mrs. Husman moved, Mr. Luetke seconded, that Ordinance No. 53-2015 be referred to the Buildings & Grounds Committee for review and recommendation. Roll call vote resulted: Cappellini, Frye, Haynam, Husman, Luetke, Westphal, (6) yeas; (0) nays. The motion carried.

Refer Ordinance No. 53-2015 to Bldgs & Grounds Committee.

Mrs. Husman set a Buildings & Grounds Committee meeting for August 17, 2015 at 6:00 p.m.

Bldgs & Grounds Com. mtg. 8/17/15, 6:00 p.m.

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

Mayor Stough presented the list of items to be offered for sale. Mrs. Westphal moved, Mrs. Husman seconded to authorize the sale of items from the Police Department on GovDeals.com since they are no longer needed by the City; roll call vote being: Frye, Haynam, Husman, Luetke, Westphal, Cappellini, (6) yeas; (0) nays. The motion carried.

Items for GoveDeals.com

Mayor Stough stated that Council will now consider agenda item 13.

Mr. Luetke reported on the Economic Development Sub-Committee meeting held on July 2nd. There was discussion on the expending boundaries in CRA #3. Action will be addressed in October 2015. An updated on the City's website was given.

Report from Econ. Dev. Sub-Committee.

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

Mr. Haynam stated the applicant for ZA-2-2014, DJF Properties, Ltd. has requested that Council move forward with the application to change zoning at W. Alexis and Acres Roads, as they had requested council put it on hold after the Public Hearing was held. Mr. Haynam scheduled a Zoning & Annexation Committee meeting for August 17, 2015 at 6:30p.m. to review the application.

Z & A Com. Mtg. scheduled 8/17/15, 6:30p.m.

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

Mrs. Westphal moved, Mr. Haynam seconded that this meeting adjourn; all present voting yea (6); (0) nays. The motion carried and the meeting adjourned at 8:22 p.m.

Adjournment.

Clerk of Council

Mayor

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