

Minutes of the Meeting of Council  
March 7, 2016

The Council of the City of Sylvania, Ohio met in regular session on March 7, 2016 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 (7) present;(0) absent.

Roll call:  
All present.

Mrs. Husman led the Pledge of Allegiance to the United States of America.

Pledge of Alleg.

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

Requests were made for the following additions to the agenda:

Additions to the  
agenda.

- 4a. Judy Koles to speak regarding stray cats & possible poisoning of animals.
14. Discussion regarding 100<sup>th</sup> anniversary of Sisters of St. Francis in Sylvania.
15. SCAT report and major event information.
16. C.O.W. Executive Session to discuss possible legal action.

Mrs. Westphal moved, Mr. Haynam seconded to approve the agenda as amended; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, Westphal, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented the February 16, 2016 meeting 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 February 16, 2016 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the  
February 16  
meeting  
minutes.

Judy Koles addressed Council regarding stray cats and stated someone is possibly poisoning wildlife and stray cats in her neighborhood.

Stray cats,  
possible  
poisoning.

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

Service Director's report on King Road Widening & Resurfacing & Harroun Road Resurfacing Project was placed on file. Mr. Frye moved, Mr. Luetke seconded to authorize the Clerk to advertise for bids for the King Road Widening and Resurfacing & Harroun Road Resurfacing Project. Roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

King Rd. &  
Harroun Rd.  
Project  
authorize to  
advertise for  
bids.

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

Minutes of the Meeting of Council  
March 7, 2016

The Mayor presented the Zoning Ordinance Amendment Petition No. ZA-1-2016, a request from David Schmitt for a zoning change from R-1 “Single Family Residential Large Lot District” to R-3 PD, “Multiple Dwelling Medium Density District”. Mr. Haynam moved, Mrs. Westphal seconded to refer ZA-1-2016 to the Planning Commission for review and recommendation. Roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Referral of  
ZA-1-2016 to  
the Planning  
Commission.

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

Mrs. Westphal moved, Mr. Haynam seconded, that no hearing be requested for the new D3 liquor permit for Dansul, Inc. dba Executive Diners, 5629 Main St., Sylvania, Ohio 43560; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

No objection to  
new liquor  
permit for  
Executive Diner.

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

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 14-2016, a written copy of same having been previously furnished to each member of Council, “Amending Chapter 1149 of the Planning and Zoning Code of the Codified Ordinances of Sylvania, 1979, as amended, by amending Section 1149.001-General Provisions; and declaring an emergency.”; Mr. Haynam moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Ordinance No.  
14-2016,  
“....Amending  
Chapter  
1149.001,  
General  
Provisions...”

Mr. Haynam moved, Mrs. Westphal seconded, that Ordinance No. 14-2016 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

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

Service Director’s report on the purchase of a new dump truck was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 15-2016, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to accept the proposal of Cleveland Freightliner, Inc. for the provision of a new dump truck for the Division of Streets, Department of Public Service; appropriating \$82,292 therefore; 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: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Ordinance No.  
15-2016,  
“Authorizing  
the purchase of  
new dump  
truck...”

Minutes of the Meeting of Council  
March 7, 2016

Mr. Frye moved, Mrs. Husman seconded, that Ordinance No. 15-2016 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (7) yeas; (0) nays. The motion carried.

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

Service Director's report on the purchase of a new crackfill machine was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 16-2016, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to accept the proposal of D.J. L. Material & Supply, Inc. for the provision of a new Crackfill Machine for the Division of Streets, Department of Public Service; appropriating \$43,680 therefore; 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: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, Westphal, (7) yeas; (0) nays. The motion carried.

Ordinance No. 16-2016, "Authorize ...the purchase of new Crackfill Machine..."

Mr. Frye moved, Mr. Luetke seconded, that Ordinance No. 16-2016 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 17-2016, a written copy of same having been previously furnished to each member of Council, "Amending Chapter 735 of the Sylvania Codified Ordinances by amending Section 735.03-Sales on Private Property; license; registration; and declaring an emergency."; Mrs. Westphal moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No. 17-2016, "Amending Chapter 735.03-Sales on Private Property..."

Mrs. Westphal moved, Mrs. Husman seconded, that Ordinance No. 17-2016 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam (7) yeas; (0) nays. The motion carried.

Mayor Stough stated that there were no items for agenda items 12 and 13, so item 14 will now be considered.

Minutes of the Meeting of Council  
March 7, 2016

Mayor Stough stated the Sisters of St. Francis are celebrating a year-long 100th anniversary in Sylvania. They will be invited to Council to thank them for all they mean to our community and be presented with a proclamation at the April 4<sup>th</sup> meeting.

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

Mrs. Husman provided information on the SCAT program, "Life of an Athlete" that will be presented to the community, the high school and junior high to promote good decisions.

SCAT program,  
"Life of an  
Athlete" info.

Mayor Stough stated that Council will now consider agenda item 16.

Mrs. Westphal moved, Mrs. Husman seconded to enter into C-O-W Executive Session to discuss possible legal action. Roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

C-O-W  
Executive  
Session re:  
possible legal  
action.

Mrs. Westphal moved, Mrs. Husman seconded to return from C-O-W Executive Session and return to regular session. Roll call vote being: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal moved, Mr. Mishka seconded that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 9:23 p.m.

Adjournment.

---

Clerk of Council

---

Mayor

Minutes of the Meeting of Council  
March 7, 2016