

Sylvania City Council
May 16, 2016

6:30 p.m. Employee & Community Relations Committee Meeting
Annual City Calendar

7:30 p.m. Council Meeting
Agenda

1. Roll call.
2. Pledge of Allegiance to the United States of America led by Mrs. Cappellini.
3. Moment of Silence for former council member Dr. Reed Backus.
4. Additions to the agenda.
5. Approval of the Council meeting minutes of May 2, 2016.
6. Proposed Ordinance No. 27-2016, "An Ordinance to Approve, Adopt and Enact Current Replacement Pages to the Codified Ordinances, to repeal Ordinances in conflict therewith, to publish the enactment of new matter."
7. Proposed Ordinance No. 28-2016, "Providing for the controlling blight and disease of shade trees and for planting, maintaining, trimming and removing shade trees in and along streets within public right-of-way of the City of Sylvania."
8. Proposed Ordinance No. 29-2016, "Providing for the construction, maintenance, repair, cleaning and enclosing open drainage ditches located within the corporate limits of the City of Sylvania."
9. Proposed Resolution No. 7-2016, "Declaring the necessity of lighting the streets in the City of Sylvania."
10. Proposed Resolution No. 8-2016, "Accepting the Amounts and Rates as determined by the Budget Commission and authorizing the necessary Tax Levies and certifying them to the County Auditor."
11. Service Director's report on River Trail Phase 2, Clean Ohio Trails Fund Grant Application .
12. King Road Widening & Resurfacing Project.
 - a. Service Director's report on Warranty Deed Right-of-Way Takes.
 - b. Proposed Ordinance 30-2016, "Accepting from Toledo Lucas County Public Library Warranty Deeds of Right-of-Way relative to the King Road Widening & Resurfacing Project."

13. Court Building Chiller Project.
 - a. Service Director's report on project.
 - b. Proposed Ordinance No. 31-2016, "Authorizing to accept the proposal of M & M Heating and Cooling, Inc. for the provision of a new HVAC Chiller Unit for the Sylvania Municipal Court Building."
14. Joint Cooperating Agreement-Sylvania Avenue Sidewalk Project.
 - a. Service Director's report on project.
 - b. Proposed Ordinance No. 32-2016, "Authorizing to enter into a Joint Cooperation Agreement on behalf of this City of Sylvania with the Board of Lucas County Commissioners, the Board of Toledo-Lucas County Public Library, the Board of Sylvania City School District and the Board of Sylvania Township Trustees relative to the Sylvania Avenue Sidewalk Project."
15. 2016 Transportation Improvement Program (TIP) Surface Transportation Program Application.
 - a. Service Director's report on Application.
 - b. Proposed Resolution No. 9-2016, "Authorizing to prepare and submit an application to participate in the Surface Transportation Program."
16. Proposed Ordinance 33-2016, "Authorizing to enter into agreements with a Head Teacher, Teachers, and Aides for the Sylvania Safety City Program."
17. Committee reports.
 - a. Employee & Community Relations Committee meeting held at 6:30p.m. on this date.
18. Committee referrals.

INFORMATION

- A. April 2016 Bank Reconciliation.
- B. Municipal Planning Commission minutes from May 11, 2016.
- C. Board of Architectural Review minutes from May 11, 2016.

Minutes of the Meeting of Council
May 2, 2016

The Council of the City of Sylvania, Ohio met in regular session on May 2, 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, Mark Luetke, Doug Haynam, Sandy Husman, Jason Mishka, Mary Westphal (7) present; (0) absent.

Roll call:
All present.

Boy Scout Carter Seymore 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.

- 14. USS Sylvania Reunion Event Information.
- 15. Executive Session to discuss possible litigation.

Mr. Haynam moved, Mrs. Westphal 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 April 18, 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 April 18, 2016 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the April 18 meeting minutes.

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

Mr. Frye presented and read aloud by title only for the second reading, proposed Resolution No. 6-2016, a written copy of same having been previously furnished to each member of Council, "Adopting a Policy for Mowing and Grounds Maintenance Policy; and declaring an emergency." Mr. Frye moved, Mr. Haynam seconded, that Council dispense with the Third Reading of said Ordinance; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Mishka, Luetke, (7) yeas; (0) nays. The motion carried.

Resolution 6-2016; "Adopting policy for mowing...street right-of-ways..."

Mr. Frye moved, Mrs. Husman seconded, that Resolution No. 6-2016 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, Westphal, (7) yeas; (0) nays. The motion carried.

Minutes of the Meeting of Council
May 2, 2016

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

Service Director Aller reported on the Petition for Right-of-Way Dedication – Winding Creek Place, Plats One and Two. He reported this private street that has public water & sewer and the street is designed to city standards and is good condition. Mr. Frye moved, Mrs. Husman seconded to refer this petition to the Streets Commission for review and recommendation. Mr. Frye stated this matter will be addressed as an agenda item for the May 3rd Streets Committee meeting. Roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Referral to
Streets
Committee
Winding Creek
Place, Plats 1 &
2 Petition for
Dedication.

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

Service Director Aller reported on the Burnham Park Elevated Tank Exterior Painting project. Mr. Mishka moved, Mrs. Westphal seconded to authorize the Clerk to advertise for bids for this painting project; roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Burnham Park
Tank Painting
...authorize to
advertise for
bids.

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

Service Director's report on the Street Sweepings Disposal was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 26-2016, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into an agreement with Sylvania Township for street sweepings disposal; and declaring an emergency." Mr. Frye moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Ordinance No.
26-2016, "...
agreement with
Sylvania Twp.
...street
sweeping
disposal..."

Mr. Frye moved, Mr. Mishka seconded, that Ordinance No. 26-2016 be enacted as an emergency measure as declared therein; roll call vote being: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

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

Service Director Aller reported on zoning violations within the City. He reported several residents are unwilling to bring their property into compliance, so complaints have been filed with the prosecutor's office.

Zoning
Violations.

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

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Mrs. Westphal moved, Mr. Luetke seconded, to confirm Mayor Stough's appointment of Rick Barricklow, Cheryl Rice, Candy Sarikonda, Allison Seney and Lyndsey Stough to the Sylvania Tree Commission; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (7) yeas; (0) nays. The motion carried.

Tree
Commission
Appointments.

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

Mrs. Westphal moved, Mr. Haynam seconded, that no hearing be requested for the transfer of the D1, D2, and D6 liquor permit from Toledo International Trading Co., LLC dba Restaurant Pacific, 7629 Sylvania Ave., Sylvania, OH to Bai Du Win II, LLC dba Bai Du Chinese & Japanese Restaurant, 7629 Sylvania Ave.; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Mishka, Westphal, (7) yeas; (0) nays. The motion carried.

No objection to
liquor permit
transfer for Bai
Du Chinese &
Japanese
Restaurant.

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

Mr. Mishka reported the Utilities & Environment Committee meeting was held at 6:45 p.m. on this date. He stated Service Director Aller provided overview of Refuse & Recycling Contract history and items to be addressed for bidding process of new contract. Mr. Mishka moved, Mrs. Westphal seconded, to authorize the clerk to advertise for bids for the Refuse/Recycling Contract; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Authorize for
bids for Refuse
Recycling
Contract.

Mayor Stough stated that there were no items for agenda item 13, so Council will now consider agenda item 14.

Mayor Stough reported on the USS Sylvania Reunion Event held in Savanna, GA will be in September 2016. Mr. Luetke moved, Mrs. Westphal seconded, if outside representation is utilized, \$500.00 reimbursement of expenses is approved; roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

USS Sylvania
Reunion Event.

Mr. Kevin Armstrong of 6742 Maplewood expressed his concern regarding the process the City used for the sale of 6715 Maplewood. Mr. Haynam reviewed the process Council had taken.

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

Mrs. Westphal moved, Mr. Haynam seconded to enter into C-O-W Executive Session to discuss possible legal action and sale of property at 8:39 p.m. Roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

C-O-W Exec.
Session...
Possible legal
action.

Mrs. Westphal moved, Mr. Luetke seconded to return from C-O-W Executive Session and return to regular session at 8:52 p.m. Roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Return from
C-O-W Exec.
Session.

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

Mrs. Westphal moved, Mr. Haynam seconded that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 9:00 p.m.

Adjournment.

Clerk of Council

Mayor

ORDINANCE NO. 27 -2016

AN ORDINANCE TO APPROVE, ADOPT AND ENACT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and,

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and,

WHEREAS, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision; and,

WHEREAS, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council.

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

SECTION 1. That the ordinances of the City of Sylvania, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections with the 2016 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law:

Traffic Code

- 301.19 Motorcycle.(Amended)
- 303.081 Impounding Vehicles on Private Residential Property. (Amended)
- 303.082 Tow Away Zones. (Amended)
- 335.031 Driving With Probationary License; Curfew. (Amended)
- 335.09 Display of License Plates. (Amended)
- 335.10 Expired or Unlawful License Plates. (Amended)
- 341.01 Definitions. (Amended)
- 341.03 Prerequisites to Operation of a Commercial Vehicle. (Amended)
- 341.05 Criminal Offenses. (Amended)
- 341.06 Employment of Drivers of Commercial Vehicles. (Amended)
- 351.04 Parking Near Curb; Handicapped Parking (Amended)
- 373.02 Riding Upon Seats; Handlebars; Helmets and Glasses. (Amended)

General Offenses Code

529.07 Open Container Prohibited. (Amended)

A summary of the amendments to the sections listed above is set forth in Appendix A which is attached to this ordinance.

SECTION 3. 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 4. 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, Sections 11(e) and 12, of the Charter of this City.

SECTION 5. 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 there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the City, so as to facilitate administration, daily operation and avoid practical and legal entanglements. 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

Clerk of Council
APPROVED:

APPROVED AS TO FORM:

Mayor

Director of Law

Date

Summary of 2015 Model Changes

Traffic Code

- 301.19 Motorcycle. (Adds “cab-enclosed motorcycle” to definition of a motorcycle.)
- 303.081 Impounding Vehicles on Private Residential Property. (Adds additional documentation which may be used to provide proof of ownership in subsection (d).)
- 303.082 Tow-Away Zones. (Adds additional documentation which may be used to provide proof of ownership in subsection (g).)
- 335.031 Driving With Probationary License; Curfew. (Redefines requirements for operation of a motor vehicle with a probationary license.)
- 335.09 Display of License Plates. (Adds “Cab-enclosed motorcycle: to vehicles required to have license plate on the rear of the vehicle.”)
- 335.10 Expired or Unlawful Plates. (Changes penalty in subsection (f)(1) from a misdemeanor of the fourth degree to a minor misdemeanor.)
- 341.01 Definitions. (Adds “gross vehicle weight” to subsection (c)(1) and (c)(4).)
- 341.03 Prerequisites to Operation of a Commercial Motor Vehicle. (Redefines criteria for who may operate a commercial motor vehicle.)
- 341.05 Criminal Offenses. (Adds “commercial driver’s license temporary instruction permit” to first line and subsection (a)(9).)
- 341.06 Employment of Drivers of Commercial Vehicles. (Adds subsection (d) imposing additional restrictions on allowing nonqualified persons to operate a commercial vehicle.)
- 351.04 Parking Near Curb; Handicapped Parking. (Adds subsection (f)(2) and (i)(3) which prohibit parking in an access aisle and provides a penalty for such violation.)
- 373.02 Riding Upon Seats; Handlebars; Helmets and Glasses. (Adds subsection (i)(3) providing equipment and license exceptions for a person operating a cab-enclosed motorcycle.)

General Offenses Codes

- 529.07 Open Container Prohibited. (Adds subsections (c)(7) and (f) to permit the possession of an open container in an “outdoor refreshment area” and to exempt persons who are passengers on a commercial quadricycle.)

ORDINANCE NO. 28 -2016

PROVIDING FOR THE CONTROLLING BLIGHT AND DISEASE OF SHADE TREES AND FOR PLANTING, MAINTAINING, TRIMMING AND REMOVING SHADE TREES IN AND ALONG THE STREETS AND WITHIN PUBLIC RIGHT-OF-WAY OF THE CITY OF SYLVANIA; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE, BY AND THROUGH THE PROPER OFFICERS OF SAID CITY TO DO SAID WORK DURING THE YEAR 2016; ESTABLISHING ONE DISTRICT FOR SAID PURPOSE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 727.011 OF THE REVISED CODE OF OHIO; PROVIDING FOR THE ASSESSMENT OF THE COST AND EXPENSE THEREOF UPON ABUTTING PROPERTY; AND DECLARING AN EMERGENCY.

WHEREAS, it is immediately urgent and necessary that work is authorized for the purpose of controlling blight and disease of shade trees and for 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 2016;

WHEREAS, the City Forester, through the Director of Public Service has recommended to Council the removal or special treatment of shade trees and for 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 2016 in accordance with plans, estimates and schedules therefore heretofore prepared and now on file in the Office of the Clerk of Council.

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

SECTION 1. That it is hereby declared necessary and conducive to public health, convenience and welfare to remove and provide special treatment for 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 of Sylvania during the year 2016. That for said purpose there is hereby established one (1) district which shall include all territory within and coextensive with the boundaries of the City of Sylvania, pursuant to the provisions of Section 727.011 of the Revised Code of Ohio.

SECTION 2. That the work of such removal or 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 of Sylvania shall be done within said district, as herein set forth, and through the proper officers of the City of Sylvania; and such officers be, and they hereby are, authorized and directed to purchase required materials; to purchase or rent the necessary tools, machinery and appliances; to employ the necessary labor to do said work all in accordance with the plans, estimates and schedules therefore heretofore prepared and now on file in the Office of the Clerk of Council for inspection of all persons interested, which said plans, estimates and schedules, including approximate present estimates of the cost of said work, is in the aggregate sum of Two Hundred Forty-Three Thousand, One Hundred Thirty-Nine Dollars and 48/100 (\$243,139.48).

SECTION 3. That said cost and expense of removal or 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 of Sylvania in the amount of Two Hundred Forty-Three Thousand, One Hundred Thirty-Nine Dollars and 48/100 (\$243,139.48) shall be specially assessed by the front foot upon all of the lots and lands abutting and bounding upon each of said streets and public right-of-way in said district in the amount of thirty-five cents (35¢) per front foot as provided in Section 727.011 of the Ohio Revised Code, which said lots and lands are hereby determined to be specially benefitted by said work in the amount equal to the amount specially assessed against each such lot and land. The cost of said work shall include acquisition of the necessary materials, tools, machinery and appliances, the wages for the necessary labor, the cost of said plans, estimates and schedules, cost of publication and mailing of notices, and cost of this Ordinance, costs of the preparation, levy and collection of special assessments and interest on notes issued in anticipation of the levy and collection of the special assessments together with all other necessary expenditures.

SECTION 4. That the special assessment so to be levied on said lots and lands shall be paid in one (1) installment in the manner provided in the case of special assessments pursuant to Section 727.01 of the Ohio Revised Code.

SECTION 5. That to provide a fund out of which shall be paid the assessed cost and expense of said work, bonds or notes or certificate of indebtedness of the City of Sylvania are hereby authorized to be issued and sold in anticipation of the levy and collection of said assessments.

SECTION 6. That the Director of Finance has prepared and filed in the Office of the Clerk of Council a list of the special assessments, pursuant to this Ordinance, and this Council finds and determines that such special assessments are in proportion to the special benefit derived by each property against which such assessments are to be levied and are not in excess of any statutory limitation.

SECTION 7. That, pursuant to Ohio Revised Code Section 727.14, the Clerk of Council is hereby directed to give notice of the passage of this Ordinance by publication of such notice once a week for two (2) consecutive weeks, and as to an owner of any lot or parcel of land the assessment upon which is estimated to exceed Two Hundred Fifty Dollars (\$250.00), the Clerk of Council is hereby directed to serve such notice in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. Objections to estimated assessments must be filed, in writing with the Clerk of Council within two (2) weeks after completion of the notice hereby required. An owner who fails to file an objection shall be

deemed to have waived any objection. Any and all properly filed objections to estimated assessments shall be considered by Council at its first regular Council meeting held more than two (2) weeks after the completion of the notice hereby required and the estimated assessments so objected to shall at such meeting, be adjusted by Council by motion or other action reflected in the journal of the minutes of Council. Council, after adjusting such estimated assessments or, after the time for filing objections without any properly filed objections having been timely filed, may, by Ordinance, levy such estimated assessments and adjusted estimated assessments, as the case may be. No notice shall be required other than as herein required.

SECTION 8. That the method, manner, consideration and procedure for such shade tree work is hereby approved and this Council hereby determines the method, manner and procedure for levying assessments for such shade tree work to be as set forth in this Ordinance.

SECTION 9. 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 10. 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 11. 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 should be made immediately to provide for tree maintenance and therefore this Ordinance should be effective forthwith. 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, _____, 2016 as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

ORDINANCE NO. 29 -2016

PROVIDING FOR THE CONSTRUCTION, MAINTENANCE, REPAIR, CLEANING AND ENCLOSING OPEN DRAINAGE DITCHES LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF SYLVANIA; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE, BY AND THROUGH THE PROPER OFFICERS OF SAID CITY TO DO SAID WORK DURING THE YEAR 2016; ESTABLISHING ONE DISTRICT FOR SAID PURPOSE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 727.012 OF THE REVISED CODE OF OHIO; PROVIDING FOR THE ASSESSMENT OF THE COST AND EXPENSE THEREOF UPON ABUTTING PROPERTY; AND DECLARING AN EMERGENCY.

WHEREAS, it is immediately urgent and necessary that work is authorized 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 2016;

WHEREAS, the Director of Public Service has recommended to Council the construction, maintaining, repairing, cleaning and enclosing open drainage ditches located within the corporate limits of the City of Sylvania during the year 2016 in accordance with plans, estimates and schedules therefore heretofore prepared and now on file in the Office of the Clerk of Council.

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

SECTION 1. That it is hereby declared necessary and conducive to public health, convenience and welfare to construct, maintain, repair, clean and enclose open drainage ditches located within the corporate limits of the City of Sylvania during the year 2016. That for said purpose there is hereby established one (1) district which shall include all territory within and coextensive with the boundaries of the City of Sylvania, pursuant to the provisions of Section 727.012 of the Revised Code of Ohio.

SECTION 2. That the work of such construction, maintaining, repairing, cleaning and enclosing open drainage ditches located within the district of the City shall be done within said district, as herein set forth, and through the proper officers of the City of Sylvania; and such officers be, and they hereby are, authorized and directed to purchase required materials; to purchase or rent the necessary tools, machinery and appliances; to employ the necessary labor to

do said work all in accordance with the plans, estimates and schedules therefore heretofore prepared and now on file in the Office of the Clerk of Council for inspection of all persons interested, which said plans, estimates and schedules, including approximate present estimates of the cost of said work, is in the aggregate sum of Two Hundred Seventy-Seven Thousand, Eight Hundred Twenty-Six Dollars and 44/100 (\$277,826.44).

SECTION 3. That said cost and expense of construction, maintaining, repairing, cleaning and enclosing open drainage ditches located within the corporate limits of the City in the amount of Two Hundred Seventy-Seven Thousand, Eight Hundred Twenty-Six Dollars and 44/100 (\$277,826.44) shall be specially assessed by the front foot upon all of the lots and lands abutting and bounding upon each of said streets and public right-of-way in said district in the amount of forty cents (40¢) per front foot as provided in Section 727.012 of the Ohio Revised Code, which said lots and lands are hereby determined to be specially benefitted by said work in the amount equal to the amount specially assessed against each such lot and land. The cost of said work shall include acquisition of the necessary materials, tools, machinery and appliances, the wages for the necessary labor, the cost of said plans, estimates and schedules, cost of publication and mailing of notices, and cost of this Ordinance, costs of the preparation, levy and collection of special assessments and interest on notes issued in anticipation of the levy and collection of the special assessments together with all necessary expenditures.

SECTION 4. That the special assessment so to be levied on said lots and lands shall be paid in one (1) installment in the manner provided in the case of special assessments pursuant to Section 727.01 of the Ohio Revised Code.

SECTION 5. That to provide a fund out of which shall be paid the assessed cost and expense of said work, bonds or notes or certificate of indebtedness of the City of Sylvania are hereby authorized to be issued and sold in anticipation of the levy and collection of said assessments.

SECTION 6. That the Director of Finance has prepared and filed in the Office of the Clerk of Council a list of the special assessments, pursuant to this Ordinance, and this Council finds and determines that such special assessments are in proportion to the special benefit derived by each property against which such assessments are to be levied and are not in excess of any statutory limitation.

SECTION 7. That, pursuant to Ohio Revised Code Section 727.14, the Clerk of Council is hereby directed to give notice of the passage of this Ordinance by publication of such notice once a week for two (2) consecutive weeks, and as to an owner of any lot or parcel of land the assessment upon which is estimated to exceed Two Hundred Fifty Dollars (\$250.00), the Clerk of Council is hereby directed to serve such notice in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. Objections to estimated assessments must be filed, in writing with the Clerk of Council within two (2) weeks after completion of the notice hereby required. An owner who fails to file an objection shall be deemed to have waived any objection. Any and all properly filed objections to estimated assessments shall be considered by Council at its first regular Council meeting held more than two (2) weeks after the completion of the notice hereby required and the estimated assessments so objected to shall at such meeting, be adjusted by Council by motion or other action reflected in the journal of the minutes of Council. Council, after adjusting such estimated assessments or, after the time for filing objections without any properly filed objections having been timely filed, may, by Ordinance, levy such estimated assessments and adjusted estimated assessments, as the case may be. No notice shall be required other than as herein required.

SECTION 8. That the method, manner, consideration and procedure for such drainage ditch work is hereby approved and this Council hereby determines the method, manner and procedure for levying assessments for such drainage ditch work to be as set forth in this Ordinance.

SECTION 9. 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 10. 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 11. 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 repair, cleaning, construction and maintenance of drainage ditches should be provided for immediately and therefore this Ordinance should be effective forthwith. 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

RESOLUTION NO. 7-2016

**DECLARING THE NECESSITY OF LIGHTING THE STREETS
IN THE CITY OF SYLVANIA, OHIO; DETERMINING THE
MANNER OF PROVIDING STREET LIGHTING AND THE BASIS
FOR THE PROPERTY OWNER'S SHARE OF THE COST AND
ANNUAL ASSESSMENT; AND DECLARING AN EMERGENCY.**

BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, _____

members elected thereto concurring:

SECTION 1. That is hereby determined to be necessary to continue to improve the streets in the City of Sylvania, Ohio, by lighting the same pursuant to a contract therefore which this City now has with the Toledo Edison Company and necessary to provide funds in 2016 for such street lighting.

SECTION 2. That for the tax year 2016 the basis for determining and allocating annual assessments on lots and lands in said City for street lighting in the City of Sylvania, Ohio, shall be as follows, which basis is hereby determined to be according to the benefits which may result from the improvements to the several parcels and lots of land in said City:

A. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$8.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

B. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, not served by lamps on steel poles with overhead circuits or by lamps on poles with underground circuits, shall be assessed a base charge of \$12.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

C. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$11.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

D. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on steel poles with overhead circuits, shall be assessed a base charge of \$14.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

E. Each taxable parcel, within the Whiteway Business District, fronting on Main Street, Maplewood Avenue, or Monroe Street, being served by lamps on either steel or

wood poles with overhead or underground circuits, shall be assessed at a rate of \$1.10 per front foot of the parcel;

F. Each taxable parcel, outside of the Whiteway Business District, having no building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$20.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

G. Each taxable parcel, outside of the Whiteway Business District, having any building or buildings thereon, served by lamps on poles with underground circuits, shall be assessed a base charge of \$27.00 and, in addition thereto, a further charge of 90¢ for each \$1,000.00 tax valuation or part thereof;

H. In cases under A, B, C, D, F and G above, the maximum amount of assessment for any parcel based on the charge of 90¢ for each \$1,000.00 tax valuation or part thereof shall not exceed the equivalent of \$2.00 per front foot of said parcel fronting on a cul-de-sac or \$1.00 per front foot on all other said parcels;

SECTION 3. That the contract with the Toledo Edison company and the costs to this City required thereby, now on file with the Clerk of Council, are hereby deemed to be the plans and specifications and estimate of cost required to be on file with the Clerk of Council before the passage of the Resolution of necessity.

SECTION 4. That the Clerk of Council has prepared and filed in the Office of the Clerk of Council a list of the estimated special assessments for the cost and expense of street lighting in the City of Sylvania, which list shows the amounts of the estimated assessment against each taxable parcel in the City of Sylvania, pursuant to Section 2 of this Resolution, and the amount of such assessments in the aggregate, and this Council finds and determines that such estimated assessments are in proportion to the special benefit derived by each property against which such assessments are to be levied and are not in excess of any statutory limitation.

SECTION 5. That, pursuant to Ohio Revised Code Section 727.14, the Clerk of Council is hereby directed to give notice of the passage of this Resolution by publication of such notice once a week for two (2) consecutive weeks, and as to an owner of any lot or parcel of land the assessment upon which is estimated to exceed Two Hundred Fifty Dollars (\$250.00), the clerk of Council is hereby directed to serve such notice in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. Objections to estimated assessments must be filed, in writing, with the Clerk of Council, within two (2) weeks after completion of the notice hereby required. An owner who fails to file an objection shall be deemed to have waived any objection. Any and all properly filed objections to estimated assessments shall be considered by Council at its first regular meeting held more than two (2) weeks after the completion of the notice hereby required and the estimated assessments so objected to shall, at such meeting, be adjusted by Council by motion or other action, reflected in the journal of the minutes of Council. Council, after adjusting such estimated assessments or after the time for filing objections without any properly filed objections having been timely filed, may, by Ordinance, levy such estimated assessments and adjusted estimated assessments, as the case may be. No notice shall be required other than as herein required.

SECTION 6. That the Clerk of Council is hereby directed to give notice to the Auditor of Lucas County, Ohio, on the levying of such assessments and to do so within twenty (20) days after the levying of same and prior to October 1, 2016.

SECTION 7. That the method, manner and procedure for providing street lighting by contract with the Toledo Edison Company is hereby approved and this Council hereby determines the method, manner and procedure for levying assessments for such street lighting to be as set forth in this Resolution.

SECTION 8. That this Resolution shall be published by posting a copy thereof in a conspicuous place in the Sylvania Municipal Building for a period of not less than fifteen (15) days as provided in ARTICLE III, Section 12.0 of the Charter of said City.

SECTION 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 10. That this Resolution 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 reason that proceedings for assessing the cost of the improvement referred to herein are required without delay in order to timely place said assessment upon the tax duplicate for the year. Provided this Resolution 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

SYLVANIA CITY COUNCIL
REVISED CODE, SECS. 5705.34-5705.35

The Council of the **City of Sylvania**, Lucas County, Ohio, met in regular session on the 16 day of May 2016, at the office of Council Chambers

with the following members present:

- Katie Cappellini
- Mark Frye
- Doug Haynam
- Sandy Husman
- Mark Luetke
- Jason Mishka

Mr. _____ moved the adoption of the following Resolution:

WHEREAS, The Budget Commission of Lucas County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

RESOLVED, By the Council of the **City of Sylvania**, Lucas County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it futher

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

**SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY
BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund (CHARTER)	190,000	760,000	2.00	0.50
General Bond Retirement Fund	570,000			1.50
Police Pension	305,000	115,000	0.30	0.80
Park Fund				
Recreation Fund				
TOTAL	1,065,000	875,000	2.30	2.80

**SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES**

FUND	Maximum Rate Authorized to Be levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on		
for not to exceed _____ years. _____, 20		
Current Expense Levy authorized by voters on		
for not to exceed _____ years. _____, 20		
Total General Fund Outside 10 mill Limitation.	0.50	190,000
Park Fund: Levy authorized by voters on		
for not to exceed _____ years.		
Total Police Pension Fund Outside Mills	0.80	305,000
Total Bond Retirement Fund Outside Mills	1.50	570,000
Total	2.80	1,065,000

and be it further

RESOLVED, That the Clerk of this Council be, and is hereby directed to certify a copy of this Resolution to the County Auditor of said County; and be it further

RESOLVED, That the Clerk of this Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to Article III, Section 12 of the Charter of this City.

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property, and welfare. Provided this Resolution 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 this Charter.

Vote dispensing with the Second and Third Readings: Yeas _____ Nays _____

_____ seconded the Resolution and the roll being called upon its adoption

the vote resulted as follows:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Adopted the _____ day of _____, 2016 as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

11



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 10, 2016

To: The Mayor and Members of Sylvania City Council

Re: **River Trail Phase 2**
Clean Ohio Trails Fund (COTF) Grant Application

Dear Mr. Mayor and Council Members:

We were recently informed by the Ohio Department of Natural Resources that they do not plan to announce the above awards until October, 2016. The original timing of the awards was to be June, 2016.

Accordingly, our project will not be able to proceed until late fall of this year in hopeful anticipation of receiving COTF grant funds.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service
KGA/dsw

12a



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 16, 2016

To: The Mayor and Members of Sylvania City Council

Re: **King Road Widening & Resurfacing Project**
Warranty Deed Right-of-Way Takes (13WD, 14WD & 15WD)
Toledo-Lucas County Public Library

Dear Mr. Mayor and Council Members:

This project consists of widening the east side of King Road at Sylvania Avenue to accommodate new right turn drop lanes for vehicles and bicycles. In addition King Road is to be resurfaced from Sylvania Avenue to 250' south of Sylvan Towne Drive/Cougar Lane. City Council awarded construction of the project to Gerken Paving on April 4, 2016 by Ordinance 19-2016.

In order to accommodate this improvement it is necessary to acquire permanent right-of-way from three parcels owned by the Toledo-Lucas County Public Library (TLCPL). These permanent warranty deed right-of-way takes are documented as project parcels 13WD, 14WD and 15WD. Previous utility and temporary easements necessary for the project were approved by City Council on April 18, 2016 by Ordinance 22-2016.

The City and TLCPL have successfully reached an agreement with respect to these warranty deed right-of-way takes. TLCPL approved the warranty deed takes at their Board meeting on April 28, 2016.

We request approval of the attached warranty deed right-of-way takes with the Toledo-Lucas County Public Library.

Sincerely,

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

12b

ORDINANCE NO. 30 -2016

ACCEPTING FROM TOLEDO LUCAS COUNTY PUBLIC LIBRARY WARRANTY DEEDS OF RIGHT-OF-WAY RELATIVE TO THE KING ROAD WIDENING AND RESURFACING PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 10-2016, passed April 4, 2016, accepted the bid of Gerken Paving, Inc. for the King Road Widening and Resurfacing and Harroun Road Resurfacing Project to same and authorized the Mayor and Director of Finance to enter into a contract with Gerken Paving for the improvements; and,

WHEREAS, the King Road Widening and Resurfacing Project involves widening the east side of King Road at Sylvania Avenue to accommodate new right turn drop lanes for vehicles and bicycles; and,

WHEREAS, the Toledo-Lucas County Public Library have executed deeds for the right-of-way required to construct the road improvements, which Warranty Deeds are 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 Warranty Deeds as so executed, tendered and delivered, as described on "Exhibit A" be, and the same hereby are, accepted from Toledo-Lucas County Public Library, the grantor of said deed.

SECTION 2. That recorded deed shall be filed with the Director of Finance, and will be maintained by him as a part of the records of this City.

SECTION 3. 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 4. 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 5. 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 Deed tendered should be accepted forthwith so that other matters relative to clearing title to the acquired property and the overall project will not be delayed. 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That **Toledo Lucas County Public Library**, the Grantor, in consideration of one dollar (\$1.00), and other good and valuable considerations, to them paid by the **City of Sylvania**, the Grantee, do hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, all right, title and interest in fee simple, without limitation of existing access rights, in the name and for the use of the City of Sylvania, Ohio, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the said fee simple reservation of access with all the rights, privileges and appurtenances thereto belonging to the Grantee, its successors and assigns forever.

The Grantor claims title by instrument recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office.

The Grantor hereby covenant that they are the true and lawful Owners of said premises and are well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Toledo Lucas County Public Library,**

has hereunto set their hands this 2 day of May, 2016.

Clyde Scoles
Clyde Scoles, Library Director

STATE OF OHIO

}SS

COUNTY OF LUCAS,

The foregoing instrument was acknowledged before me this 2nd day of

May, 2016 by Clyde Scoles.



DANA ALLEE
NOTARY PUBLIC - OHIO
MY COMMISSION EXPIRES 05-01-2018

Dana Allee

Notary Public, _____ State of Ohio

My Commission Expires: 5/1/18

IN WITNESS WHEREOF, the said Grantee, **City of Sylvania, Ohio** has hereunto set their hands this _____ day of _____, 2016.

City of Sylvania, Ohio

By: _____
Craig A. Stough, Mayor

By: _____
Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

PARCEL 15-WD

**ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE
IN THE FOLLOWING DESCRIBED PROPERTY
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS
IN THE NAME AND FOR THE USE OF THE
CITY OF SYLVANIA, OHIO**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northwest Quarter of Section 21, Town 9 South, Range 6 East, being part of a 0.703 acre tract of land conveyed to Toledo Lucas County Public Library, by deed recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at a ½" bar in a monument box found at the northwest corner of Section 21, said ½" bar in a monument box found also being at the intersection of the centerline of right-of-way of Sylvania Avenue and King Road, said ½" bar in a monument box found also being at station 20+00 in the construction plans for the King Road Right Turn Lane & Resurfacing Project on file with the City of Sylvania;

Thence South 00°40'19" East a distance of 331.07' on the centerline of right-of-way of King Road and the west line of Section 21 to a point, said point being at the extended intersection of the south property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office, said point also being at station 16+68.93;

Thence North 84°44'03" East a distance of 40.13' on the extended intersection of the south property line to a point, said point also being 40.00' right of station 16+72.14 and being the **TRUE POINT OF BEGINNING**;

Thence North 00°40'19" West a distance of 182.92' on a line parallel to the centerline of right-of-way to a point, said point also being 40.00' right of station 18+55.07;

Thence South 89°19'41" West a distance of 10.00' to a point, said point also being 30.00' right of station 18+55.07;

Thence North 00°40'19" West a distance of 87.00' to a point, said point also being 30.00' right of station 19+42.07;

Thence North 41°44'25" East a distance of 44.21' to a point, said point also being 59.82' right of station 19+74.71;

Thence North 05°15'57" West a distance of 30.00' to a point on north line of Section 21, said point also being on the centerline of right-of-way of Sylvania Avenue, said point also being 57.43' right of station 20+04.43;

Thence North 84°44'03" East a distance of 74.83' on the north line of Section 21 and centerline of right-of-way of Sylvania Avenue to a point on the east property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office, said point also being 132.04' right of station 20+10.18';

Thence South 00°40'19" East a distance of 50.16' on the east property line to a point on the proposed south right-of-way line of Sylvania Avenue, said point also being 132.01' right of station 19+60.45;

Thence South 84°44'03" West a distance of 52.36' on the proposed south right-of-way line of Sylvania Avenue to a point, said point also being 79.81' right of station 19+56.25;

Thence South 41°44'25" West a distance of 38.27' on the proposed south right-of-way line of Sylvania Avenue to a point, said point also being on the proposed east right-of-way line King Road, said point also being 54.00' right of station 19+28.00;

Thence South 00°40'19" East a distance of 254.73' on the proposed east right-of-way line of King Road to a point on the south property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office, said point also being 54.00' right of station 16+73.27;

Thence South 84°44'03" West a distance of 14.05' on the south property line to the **TRUE POINT OF BEGINNING**.

The above described area contains 0.208 acres, of which 0.120 acres is PRO (Present Road Occupied), leaving a net take of 0.088 acres, more or less, subject to all legal highways and easements of record.

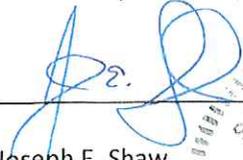
Grantor claims title by instrument recorded in Instrument Number 201312200065022 in the Deed Records of the Lucas County Recorder's Office.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-93917.

Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement.

This description was based on a field survey conducted by Engineers, Surveyors & Associates, LLC in July 2015 under the direction and supervision of Gregory L. Boudouris, Registered Surveyor 8083 of the State of Ohio.

This description was prepared by Joseph E. Shaw, Registered Surveyor 8491 of the State of Ohio.



Joseph E. Shaw
Registered Surveyor of Ohio, No. 8491



5/10/16

Date

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

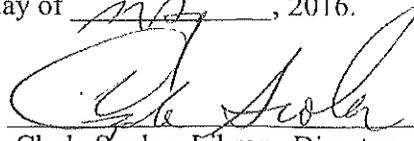
That **Toledo Lucas County Public Library**, the Grantor, in consideration of one dollar (\$1.00), and other good and valuable considerations, to them paid by the **City of Sylvania**, the Grantee, do hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, all right, title and interest in fee simple, without limitation of existing access rights, in the name and for the use of the City of Sylvania, Ohio, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the said fee simple reservation of access with all the rights, privileges and appurtenances thereto belonging to the Grantee, its successors and assigns forever.

The Grantor claims title by instrument recorded in Instrument Number 201210050048476 in the Deed Records of the Lucas County Recorder's Office.

The Grantor hereby covenant that they are the true and lawful Owners of said premises and are well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Toledo Lucas County Public Library**,
has hereunto set their hands this 2 day of May, 2016.


Clyde Scoles, Library Director

STATE OF OHIO

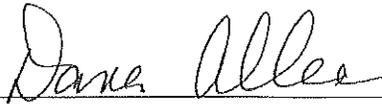
}SS

COUNTY OF LUCAS,

The foregoing instrument was acknowledged before me this 2nd day of
May, 2016 by Clyde Scoles.



DANA ALLEE
NOTARY PUBLIC - OHIO
MY COMMISSION EXPIRES 05-01-2018


Notary Public, _____ State of Ohio

My Commission Expires: 5/1/2018

IN WITNESS WHEREOF, the said Grantee, **City of Sylvania, Ohio** has hereunto set
their hands this _____ day of _____, 2016.

City of Sylvania, Ohio

By: _____
Craig A. Stough, Mayor

By: _____
Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

PARCEL 13-WD

**ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE
IN THE FOLLOWING DESCRIBED PROPERTY
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS
IN THE NAME AND FOR THE USE OF THE
CITY OF SYLVANIA, OHIO**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northwest Quarter of Section 21, Town 9 South, Range 6 East, being part of a 1.326 acre tract of land conveyed to Toledo Lucas County Public Library, by deed recorded in Instrument Number 201210050048476 in the Deed Records of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at a ½" bar in a monument box found at the northwest corner of Section 21, said ½" bar in a monument box found also being at the intersection of the centerline of right-of-way of Sylvania Avenue and King Road, said ½" bar in a monument box found also being at station 20+00 in the construction plans for the King Road Right Turn Lane & Resurfacing Project on file with the City of Sylvania;

Thence South 00°40'19" East a distance of 388.12' on the centerline of right-of-way of King Road and the west line of Section 21 to a point, said point also being at the extended intersection of the north property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201210050048476 in the Deed Records of the Lucas County Recorder's Office, said point also being at station 16+11.88;

Thence North 84°44'03" East a distance of 40.13' on the extended intersection of the north property line to a point on the existing east right-of-way line of King Road, said point also being at the northwest corner of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201210050048476 in the Deed Records of the Lucas County Recorder's Office, said point also being 40.00' right of station 16+15.09 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 84°44'03" East a distance of 14.05' on the north property line to a point on the proposed east right-of-way line of King Road, said point also being 54.00' right of station 16+16.22;

Thence South 00°40'19" East a distance of 18.31' on the proposed east right-of-way line of King Road to a point, said point also being 54.00' right of station 15+97.91;

Thence South 19°07'37" West a distance of 41.33' on the proposed east right-of-way line of King Road to a point on the existing east right-of-way line of King Road, said point also being 40.00' right of station 15+59.02;

Thence North 00°40'19" West a distance of 56.08' on the existing east right-of-way line of King Road to the **TRUE POINT OF BEGINNING**.

The above described area contains 0.012 acres, of which 0.000 acres is PRO (Present Road Occupied), leaving a net take of 0.012 acres, more or less, subject to all legal highways and easements of record.

Grantor claims title by instrument recorded in Instrument Number 201210050048476 in the Deed Records of the Lucas County Recorder's Office.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-06029.

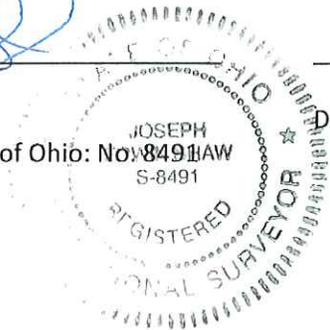
Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement.

This description was based on a field survey conducted by Engineers, Surveyors & Associates, LLC in July 2015 under the direction and supervision of Gregory L. Boudouris, Registered Surveyor 8083 of the State of Ohio.

This description was prepared by Joseph E. Shaw, Registered Surveyor 8491 of the State of Ohio.

 _____ 3/23/16

Joseph E. Shaw
Registered Surveyor of Ohio: No. 8491
Date



WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That **Toledo Lucas County Public Library**, the Grantor, in consideration of one dollar (\$1.00), and other good and valuable considerations, to them paid by the **City of Sylvania**, the Grantee, do hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, all right, title and interest in fee simple, without limitation of existing access rights, in the name and for the use of the City of Sylvania, Ohio, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the said fee simple reservation of access with all the rights, privileges and appurtenances thereto belonging to the Grantee, its successors and assigns forever.

The Grantor claims title by instrument recorded in Instrument Number 201401140001207 in the Deed Records of the Lucas County Recorder's Office.

The Grantor hereby covenant that they are the true and lawful Owners of said premises and are well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Toledo Lucas County Public Library**,
has hereunto set their hands this 2 day of May, 2016.

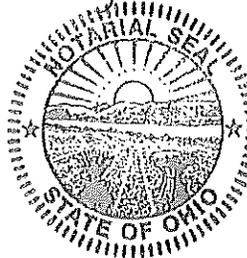
Clyde Scoles
Clyde Scoles, Library Director

STATE OF OHIO

}SS

COUNTY OF LUCAS,

The foregoing instrument was acknowledged before me this 2nd day of
May, 2016 by Clyde Scoles.



DANA ALLEE
NOTARY PUBLIC - OHIO
MY COMMISSION EXPIRES 05-01-2018

Dana Allee
Notary Public, _____ State of Ohio
My Commission Expires: 5/1/18

IN WITNESS WHEREOF, the said Grantee, **City of Sylvania, Ohio** has hereunto set
their hands this _____ day of _____, 2016.

City of Sylvania, Ohio

By: _____
Craig. A. Stough, Mayor

By: _____
Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

PARCEL 14-WD

**ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE
IN THE FOLLOWING DESCRIBED PROPERTY
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS
IN THE NAME AND FOR THE USE OF THE
CITY OF SYLVANIA, OHIO**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northwest Quarter of Section 21, Town 9 South, Range 6 East, being part of a 0.346 acre tract of land conveyed to Toledo Lucas County Public Library, by deed recorded in Instrument Number 201401140001207 in the Deed Records of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at a ½" bar in a monument box found at the northwest corner of Section 21, said ½" bar in a monument box found also being at the intersection of the centerline of right-of-way of Sylvania Avenue and King Road, said ½" bar in a monument box found also being at station 20+00 in the construction plans for the King Road Right Turn Lane & Resurfacing Project on file with the City of Sylvania;

Thence South 00°40'19" East a distance of 331.07' on the centerline of right-of-way of King Road and the west line of Section 21 to a point on the north property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201401140001207 in the Deed Records of the Lucas County Recorder's Office, said point also being at station 16+68.93 and being the **TRUE POINT OF BEGINNING**;

Thence North 84°44'03" East a distance of 54.17' on the north property line to a point on the proposed east right-of-way line of King Road, said point also being 54.00' right of station 16+73.27;

Thence South 00°40'19" East a distance of 57.05' on the proposed east right-of-way line of King Road to a point on the south property line of said parcel of land conveyed to Toledo Lucas County Public Library by deed recorded in Instrument Number 201401140001207 in the Deed Records of the Lucas County Recorder's Office, said point also being 54.00' right of station 16+16.22;

Thence South 84°44'03" West a distance of 54.17' on the south property line to a point on the west line of Section 21, said point also being on the centerline of right-of-way of King Road, said point also being at station 16+11.88;

Thence North 00°40'19" West a distance of 57.05' on the west line of Section 21 and the centerline of right-of-way of King Road to the **TRUE POINT OF BEGINNING**.

The above described area contains 0.071 acres, of which 0.039 acres is PRO (Present Road Occupied), leaving a net take of 0.032 acres, more or less, subject to all legal highways and easements of record.

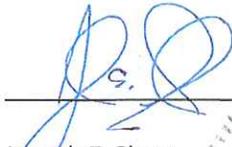
Grantor claims title by instrument recorded in Instrument Number 201401140001207 in the Deed Records of the Lucas County Recorder's Office.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-93920.

Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement.

This description was based on a field survey conducted by Engineers, Surveyors & Associates, LLC in July 2015 under the direction and supervision of Gregory L. Boudouris, Registered Surveyor 8083 of the State of Ohio.

This description was prepared by Joseph E. Shaw, Registered Surveyor 8491 of the State of Ohio.



Joseph E. Shaw
Registered Surveyor of Ohio No. 8491



3/26/16

Date



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 11, 2016

To: The Mayor and Members of Sylvania City Council

Re: **Courts Building Chiller**

Dear Mr. Mayor and Council Members:

The existing units at the Courts building have failed several times over the past few years. They struggle to properly cool the building during normal operations as well.

We had obtained estimates in late 2014 to replace the chiller units. The project was removed from our 2015 budget but was included in the 2016 budget. The estimated cost in the budget was \$35,000 as obtained in 2014. In the meantime, required changes in the type of coolant used in commercial systems have necessitated additional work to be done at the courts. These changes have of course added costs as well.

We recently requested quotes from seven local contractors and received two responses:

M&M Heating & Cooling, Inc.	\$46,620
Rawlings Heating & Cooling	\$52,500

While this project is higher than our original estimate, several of our capital improvement projects have been substantially lower than our estimates. Hence, we are still within the original amount budgeted for our 2016 Capital Improvement Program.

Therefore, we recommend awarding a contract to M&M Heating & Cooling, Inc. in the amount of \$46,620 to replace the Courts Building chiller.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service
KGA/dsw

ORDINANCE NO. 31 -2016

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT THE PROPOSAL OF M & M HEATING AND COOLING, INC. FOR THE PROVISION OF A NEW HVAC CHILLER UNIT FOR THE SYLVANIA MUNICIPAL COURT BUILDING; APPROPRIATING \$46,620 THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, the Director of Public Service has indicated that the main air conditioning unit at the Sylvania Municipal Court building is in need of replacement; and,

WHEREAS, the Facilities Manager received two proposals for the replacement of the existing HVAC chiller unit, upgraded refrigerant to meet current building code, and reconstruction of the existing condensation coils for the main courthouse air conditioning; and,

WHEREAS, the Director of Public Service and Facilities Manager, by report dated May 2, 2016, have recommended the acceptance of the proposal of M&M Heating and Cooling, Inc. to replace the existing HVAC chiller unit, upgrade refrigerant to meet the current building code, and reconstruct the existing condensation coils for the main courthouse air conditioning at a cost of \$46,620.

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 the Director of Finance be, and they hereby are, authorized to sign the proposal of M&M Heating and Cooling, Inc. on behalf of this City, thereby indicating such approval and acceptance for the provision of a new HVAC chiller unit, upgraded refrigerant to meet current building code, and reconstruction of the existing condensation coils for the main courthouse air conditioning at the Sylvania Municipal Court.

SECTION 2. That the Mayor and Director of Finance be, and hereby are, authorized and directed to sign any and all instruments and to do any and all things necessary to complete said purchase.

SECTION 3. That, upon receipt of delivery of said HVAC chiller unit by the City of Sylvania, the Director of Finance is hereby authorized to issue his warrant or warrants in payment therefore from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7750-52268 - Miscellaneous**, the total sum of Forty-Six Thousand Six Hundred Twenty Dollars (\$46,620.00).

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 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 proposal for said HVAC chiller unit should be approved immediately so that the purchase can be made 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

14a



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 11, 2016

To: The Mayor and Members of Sylvania City Council

Re: **Joint Cooperation Agreement**
Sylvania Avenue Sidewalk Project

Dear Mr. Mayor and Council Members:

As you are aware, the Toledo Lucas County Public Library is building a new library at the southeast corner of King Road and Sylvania Avenue. Not long after the announcement was made about the site, concerns were raised regarding students and residents ability to access the site due to a gap of no sidewalk on the south side of Sylvania Avenue.

Representatives of Lucas County, Sylvania Township, Sylvania Schools, Library and ourselves held meetings to discuss possible resolutions to the accessibility concerns. The attached Joint Cooperation Agreement is the result of those discussions.

In summary, the Agreement indicates the County will provide all technical/engineering services on the project at no cost as in-kind services. The Schools, Library, City, and Township agree to equally split remaining costs with an estimated commitment of \$10,125 each.

We request your approval to allow this project to move forward.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service
KGA/dsw

ORDINANCE NO. 32 -2016

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ENTER INTO A JOINT COOPERATION AGREEMENT ON BEHALF OF THIS CITY OF SYLVANIA WITH THE BOARD OF LUCAS COUNTY COMMISSIONERS, THE BOARD OF TOLEDO-LUCAS COUNTY PUBLIC LIBRARY, THE BOARD OF THE SYLVANIA CITY SCHOOL DISTRICT, AND THE BOARD OF SYLVANIA TOWNSHIP TRUSTEES, RELATIVE TO THE SYLVANIA AVENUE SIDEWALK PROJECT; APPROPRIATING \$10,125 FOR SAID PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, the Toledo-Lucas County Public Library is constructing a new library at the southeast corner of King Road and Sylvania Avenue near Southview High School; and,

WHEREAS, in order to ensure access and safety of the library patrons and students, discussions were held with representatives of Lucas County, Sylvania Township, Sylvania Schools, Library and the City; and,

WHEREAS, the attached Joint Cooperation Agreement provides that the County will provide all technical/engineering services for the project with the Schools, Library, City and Township each contributing equally to the cost of construction of the sidewalk, which is estimated to be \$40,500; and,

WHEREAS, the Director of Public Service, in a report dated May 11, 2016, has recommended the approval of the Joint Cooperation Agreement and indicated that it is estimated that the City's share of the project cost is \$10,125.

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 a Joint Cooperation Agreement with Lucas County, Sylvania Township, Sylvania City School District, and Toledo Lucas County Public Library for the purpose of constructing a sidewalk between King Road and Sylvania

Southview High School.

SECTION 2. That to provide funds for said improvements hereby authorized, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53503 – Street Improvement** the total sum of Ten Thousand One Hundred Twenty-Five Dollars (\$10,125.00).

SECTION 3. 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 4. 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 5. 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 Joint Cooperation Agreement should be entered into forthwith. 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

JOINT COOPERATION AGREEMENT

FOR

SYLVANIA AVENUE (CR-5) SIDEWALK PROJECT

Sidewalk improvement from King Road
(CR 71) to Sylvania Southview High School

This agreement is by and between the Board of Lucas County Commissioners, hereinafter referred to as the **COUNTY**; the City of Sylvania, Ohio, hereinafter referred to as the **CITY**; the Board of Toledo-Lucas County Public Library Trustees, hereinafter referred to as the **LIBRARY**; the Board of the Sylvania City Schools, hereinafter referred to as the **SCHOOLS**; and the Board of Sylvania Township Trustees, hereinafter referred to as the **TOWNSHIP**.

WITNESSETH

WHEREAS, the **COUNTY**, the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** wish to construct the Sylvania Avenue Sidewalk Project, hereinafter referred to as the **PROJECT** between King Road (County Road 71) and Sylvania Southview High School, and

WHEREAS, the Lucas County Engineer's Office hereinafter referred to as the **ENGINEER** desires to cooperate with the **COUNTY**, the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP**, to accomplish the design, right-of-way acquisition, the construction, and construction inspection of the **PROJECT**, and

WHEREAS, to accommodate pedestrian traffic from the adjacent residential and commercial areas of Sylvania Township and the City of Sylvania, improvements are needed to construct a sidewalk between Sylvania Southview High School and the new Toledo-Lucas County Branch Library along the south side of Sylvania Avenue, located in

Sylvania Township, and the City of Sylvania, an overall length of 1320 feet, and

WHEREAS, the **COUNTY**, the **CITY**, the **SCHOOLS**, the **LIBRARY**, the **TOWNSHIP**, and the **ENGINEER** desire to participate jointly to develop detailed construction plans, acquire the right of way and to construct the **PROJECT** as designated in the estimate attached as Exhibit 1.

NOW, THEREFORE, the **COUNTY**, the **CITY**, the **SCHOOLS**, the **LIBRARY**, the **TOWNSHIP**, and the **ENGINEER** for mutual benefits, promises and covenants herein contained and specified, have agreed to and do hereby agree to following:

1. The **ENGINEER** will complete the survey and detailed construction plans with staff at its cost.
2. The **ENGINEER** will prepare the bid documents, specifications, and the construction cost estimate at its cost.
3. The **ENGINEER** will provide contract administration, advertising, and let the contract.
4. The **ENGINEER** will manage all required testing at the cost of the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP**.
5. The **ENGINEER** will administer the construction work including construction engineering at its cost. The **ENGINEER** will provide the construction engineering in-kind to complete the **PROJECT**.
6. The **ENGINEER** will provide negotiation services for land acquisition of the necessary right of way and easements that will be required for the **PROJECT**.
7. The **COUNTY** agrees to hold the project public hearing, and complete public involvement for the right of way acquisition process.
8. The **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** will be responsible for all costs incurred for title searches, appraisals, and land acquisition for the necessary right of way and easements that will be required for the **PROJECT**.
9. The **COUNTY** will appropriate at it's cost the necessary right of way and easements, outside the city limits, by condemnation proceedings that

the **COUNTY** can not acquire through normal negotiations. The **CITY** will appropriate at it's cost the necessary right of way and easements, inside the city limits, by condemnation proceedings that the **COUNTY** can not acquire through normal negotiations. The **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** will pay equally for land acquisition.

10. The **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP's** contribution towards the right-of-way acquisition, construction, and construction testing for the **PROJECT** is now estimated at **Ten Thousand and One Hundred and Twenty Five Dollars and No Cents (\$10,125.00)** for each entity (see attached Exhibit 1).
11. The **ENGINEER'S** contribution consists of staff time only toward the Preliminary Engineering, Right-of-Way Acquisition Services, and Construction Engineering portion of the project and is now estimated at **Ten Thousand Dollars and No Cents (\$10,000.00)**.
12. The **ENGINEER** will invoice the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** equally for the right-of-way acquired, in accordance with the estimate shown in Exhibit 1, for the **PROJECT**.
13. The **ENGINEER** will invoice, ninety-five percent (95%) of the construction estimate thirty (30) days prior to the let date, the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** equally for the **PROJECT**. The **ENGINEER** will send a final invoice when the project is complete. If the **PROJECT** is under the project estimate the **ENGINEER** will reconcile and reimbursement checks will be distributed in equal amounts.
14. The **ENGINEER** will let the **PROJECT** after right of way has been cleared for construction bidding. If the initial construction contract is above the estimated construction costs within this agreement the **COUNTY** will not award the **PROJECT** to construction until the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP** agrees to pay additional construction costs. Once the **PROJECT** is let to construction, any additional construction overruns approved by the **ENGINEER** will be paid equally by the **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP**.
15. The **CITY**, the **SCHOOLS**, the **LIBRARY**, and the **TOWNSHIP**, agree that it will pay invoices or transfer funds within thirty (30) days of receipt.

16. It is the intent of this Agreement that the **COUNTY**, the **CITY**, the **SCHOOLS**, the **LIBRARY**, the **TOWNSHIP**, and the **ENGINEER** shall each properly and expeditiously discharge any requirement that may devolve upon them from time to time during the period this Agreement will be in force.

IN WITNESS WHEREOF, the Board of Lucas County, Ohio Commissioners pursuant to Resolution No. _____ adopted on the _____ day of _____, 2016; the Board of Sylvania Township Trustees, Lucas County, Ohio pursuant to its Resolution No. _____ adopted this _____, day of _____, 2016; and the City of Sylvania pursuant to Ordinance No. _____ passed on the _____ day of _____, 2016; the Board of Toledo–Lucas County Public Library, Ohio pursuant to its Resolution No. _____ adopted this _____, day of _____, 2016; the Board of Sylvania City Schools, Ohio pursuant to its Resolution No. _____ adopted this _____, day of _____, 2016; have affixed their signatures respectively.

CITY OF SYLVANIA

BOARD OF LUCAS COUNTY COMMISSIONERS

Craig A. Stough, Mayor

Carol Contrada, President

Director of Finance

Pete Gerken

Approved as to Form:

Tina Skeldon Wozniak

Director of Law, City of Sylvania

Approved as to Content:

Asst. Lucas County Prosecutor

Keith G. Earley, Lucas County Engineer

Date: _____

Date: _____

TOLEDO-LUCAS COUNTY LIBRARY

SYLVANIA CITY SCHOOLS

Clyde S. Scoles, Library Director

Scott Nelson, Superintendent

Date: _____

Date: _____

BOARD OF SYLVANIA TOWNSHIP TRUSTEES

Date: _____

EXHIBITS: Exhibit 1: Cost Breakdown & Participation for this Agreement

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EXHIBIT 1 CURRENT PROJECT ESTIMATE FOR SYLVANIA AVENUE SIDEWALK PROJECT

(SYLVANIA CITY SCHOOLS, TOLEDO-LUCAS COUNTY LIBRARY, CITY OF SYLVANIA, SYLVANIA TOWNSHIP, & LUCAS COUNTY)

Design & Engineering	\$ 5,000	Engineer
Right of Way	\$ 9,500	Engineer, City, Library, Schools, & Township
Construction & Contingency	\$33,000	City, Library, Schools, & Township
Construction Inspection / Testing	\$ 3,000	Engineer, City, Library, Schools, & Township
TOTAL PROJECT COST	\$50,500	

COUNTY ENGINEER CONTRIBUTION
(staff time only)

CITY OF SYLVANIA CONTRIBUTION
(25%)

Design & Engineering (plans)	\$ 5,000
Right of Way	\$ 2,000
Construction Inspection	<u>\$ 3,000</u>
TOTAL	\$10,000

TOTAL **\$ 10,125**

TOLEDO-LUCAS COUNTY LIBRARY CONTRIBUTION
(25%)

SYLVANIA CITY SCHOOLS CONTRIBUTION
(25%)

TOTAL **\$10,125**

TOTAL **\$ 10,125**

SYLVANIA TOWNSHIP CONTRIBUTION
(25%)

TOTAL **\$10,125**

EXHIBIT 1 - CONTINUED

PROJECT: SYLVANIA AVENUE (SOUTHVIEW - LIBRARY) SIDEWALK PROJECT

REF. NO.	ITEM	ITEM DESCRIPTION	TOTAL ESTIMATED QUANTITY	UNIT	UNIT PRICE BID	TOTAL AMOUNT BID
1	201	CLEARING AND GRUBBING	1	LUMP	\$ 1,000.00	\$ 1,000.00
2	201	TREE REMOVED, 18" SIZE	1	EACH	\$ 500.00	\$ 500.00
3	608	4" CONCRETE WALK	5755	SQ. FT.	\$ 4.00	\$ 23,020.00
4	608	6" CONCRETE WALK	840	SQ. FT.	\$ 5.00	\$ 4,200.00
5	659	SEEDING AND MULCHING	512	SQ. YD.	\$ 1.50	\$ 768.00
6		CONTINGENCIES	1	LUMP	\$ 2,512.00	\$ 2,512.00

TOTAL CONSTRUCTION: \$ 32,000.00

ESTIMATED RIGHT OF WAY (10 PARCELS): \$ 7,500.00

TESTING: \$ 1,000.00

FOUR (4) EQUAL PARTNER SHARE = \$10,125
(25% Each)

\$ 40,500.00

LUCAS COUNTY ENGINEER'S CONTRIBUTION: \$ 10,000.00
(IN-KIND SERVICE)

TOTAL PROJECT COST: \$ 50,500.00



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 16, 2016

To: The Mayor and Members of Sylvania City Council

Re: **2016 Transportation Improvement Program (TIP)
Surface Transportation Program Application**

Dear Mr. Mayor and Council Members:

We have one project that we plan to submit for funding consideration in this year's solicitation for projects eligible in the Surface Transportation Program (STP) managed by TMACOG's Transportation Improvement Program (TIP). This round of funding is to complete the pipeline of the projects through fiscal year's 2021 and 2022. The anticipated funding amount available for this round of applications is \$11,000,000.

The project for consideration is the Main Street Reconstruction Project. This project consists of removing the existing pavement full depth and reconstructing with a new asphalt section between Monroe Street and the bridge over Ten Mile Creek. Other improvements include complete replacement of the storm sewer system, minor upgrades of the vehicular and pedestrian signal infrastructure, and widening of sidewalks on the east side of Main to better facilitate traffic between our Downtown area and the River Trail.

The total cost of the project is estimated to be \$695,300. We are requesting up to \$514,500 in STP funding assistance and will be pursuing additional grant opportunities with the Ohio Public Work Commission (OPWC) when funding solicitation windows become available. The anticipated cost of the project to the City is \$80,800.

We recommend moving forward with this grant application. 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

RESOLUTION NO. 9 -2016

A RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE SURFACE TRANSPORTATION PROGRAM MANAGED BY THE TOLEDO METROPOLITAN AREA COUNCIL OF GOVERNMENT’S TRANSPORTATION IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED; AND DECLARING AN EMERGENCY.

WHEREAS, the Surface Transportation Program (“STP”) managed by the Toledo Metropolitan Area Council of Government’s (“TMACOG”) Transportation Improvement Program (“TIP”) provides financial assistance to political subdivisions for pipeline improvements to public infrastructure; and,

WHEREAS, the City of Sylvania is planning to reconstruct Main Street which consists of removing the existing pavement full depth and reconstructing with a new asphalt section between Monroe Street and the bridge over Ten Mile Creek as well as replacing the storm sewer system, minor upgrades of the vehicular and pedestrian signal infrastructure and widening sidewalks on the east side of Main Street to better facilitate traffic between the downtown area and River Trail; and,

WHEREAS, the infrastructure improvements hereinabove described are considered to be priority needs for the community and are qualified projects under the STP program; and,

WHEREAS, the total cost of the project is estimated to be \$695,300, with the City requesting up to \$514,500 in STP funding assistance and will be pursuing additional grant opportunities with the Ohio Public Works Commission (“OPWC”) for a total anticipated cost to the City of \$80,800.

NOW, THEREFORE BE IT RESOLVED 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 to apply to the STP managed by TMACOG's TIP for funds as described above.

SECTION 2. The Mayor and Director of Finance are further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 3. If the Main Street Reconstruction Project is approved for financial assistance, the City of Sylvania will commit the necessary funds to meet the local share as indicated in the corresponding project application and will enter into an agreement with TMACOG for the grant.

SECTION 4. It is hereby found and determined that for all formal actions of this Council concerning and relating to the passage of this Resolution 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 Resolution 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 Resolution 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 City should file its application for the grant immediately and indicate its willingness to enter into an Agreement and appropriate the funds for said project as necessary and therefore this Resolution should be made effective immediately. Provided this Resolution 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, _____, 2016, as an emergency measure.

ATTEST:

President of Council

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

ORDINANCE NO. 33 -2016

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ENTER INTO AGREEMENTS WITH A HEAD TEACHER, TEACHERS, AND AIDES FOR THE SYLVANIA SAFETY CITY PROGRAM BEING CONDUCTED BY THE SYLVANIA DIVISION OF POLICE; PROVIDING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, this Council passed Resolution No. 4-86 establishing the SYLVANIA SAFETY CITY FUND for the purpose of receiving funds for educating the preschool children of this City by initiating and maintaining a high quality safety education program through proper and effective teaching techniques, the name of which fund was, by Resolution No. 29-90, passed November 15, 1990, changed to POLICE COMMUNITY AFFAIRS PROGRAM FUND; and,

WHEREAS, the Sylvania Division of Police, as the lead agency, in cooperation with, and through the support of, the Sylvania City Schools, service clubs, citizens and others, have planned the educational safety program for the period beginning and ending in June of 2016; and,

WHEREAS, attached hereto as "Exhibit A" is a list of the persons and their general duties, with amounts designated for each person for the accomplishment of their respective duties at a total cost of Four Thousand Fifty-Five Dollars (\$4,055.00); and,

WHEREAS, agreements for the providing of such services should be authorized and payment therefore should be authorized.

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 and directed to enter into agreements for the providing of services for the Safety City Program for the period beginning and ending in June of 2016, at a total cost of not to exceed Four Thousand Fifty-Five Dollars (\$4,055.00), with each of the persons listed on "Exhibit A" at an amount for each as designated on said Exhibit for each, which written agreements shall be approved as to form by the Director of Law.

SECTION 2. That the Mayor and Director of Finance be, and they are hereby are, authorized and directed to enter into agreements for the services of persons for the said Safety City Program for the period beginning and ending in June of 2016, and for such substitute and additional persons as the Mayor and Director of Finance may deem necessary, which written agreements shall be approved as to form by the Director of Law, but no agreements shall be made that will exceed the amount currently appropriated for such purpose.

SECTION 3. That the amounts payable pursuant to agreements for said services so provided shall be charged to and paid from **Account No. 810 7160 1250-Contracts, Safety City.**

SECTION 4. That the Director of Finance of this City be, and hereby is, authorized and directed to draw his warrant or warrants against said account in payment of services to be provided under the agreements hereby authorized in the total sum of the amount appropriated to said account, upon presentation of proper voucher or vouchers therefore, duly approved by the Director of Public Safety.

SECTION 5. 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 6. 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 7. 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 agreements must be authorized immediately to provide the services required. 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, _____, 2016, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council
APPROVED:

Director of Law

Mayor

Date

2016 SAFETY CITY TEACHERS AND AIDES

1.	Valerie Shnider 5100 Brint Crossing Blvd. Sylvania, OH 43560 EDUCATION COORDINATOR	\$685.00
2.	Katherine Louise Blake 5730 Centerview Dr. Sylvania, OH 43560 TEACHER	\$520.00
3.	Lauren Colletti-Heil 2031 Key St. Apt. L Maumee, OH 43537 TEACHER	\$520.00
4.	Angela Lawson 4621 Framingham Dr. Sylvania, OH 43560 TEACHER	\$520.00
5.	Kelly Snyder 9063 Cedar Berry Ct. Sylvania, OH 43560 TEACHER	\$520.00
6.	Maggie Eding 5927 Garden Park Dr. Sylvania, OH 43560 TEACHER AIDE	\$215.00
7.	Kylie Paprocki 6926 Elden Dr. Sylvania, OH 43560 TEACHER AIDE	\$215.00
8.	Zachary Music 5232 Turnberry Ln. Sylvania, OH 43560 TEACHER AIDE	\$215.00
9.	Hannah Sheehy 4050 Franklin Dr. Sylvania, OH 43560 TEACHER AIDE	\$215.00
10.	Jacob Wagner 5911 Garden Park Dr. Sylvania, OH 43560 TEACHER AIDE	\$215.00
11.	Ben Bostater 9549 Arbor Mist Ct. Sylvania, OH 43560 POLICE AIDE	\$215.00

City of Sylvania

Bank Reconciliation

April 2016

A

Ending balance for March 2016 20,229,650.38
 Add: Monthly Receipts 2,923,227.83
 Subtotal \$ 23,152,878.21
 Less: Monthly Disbursements 1,675,230.72
 Ending balance for April 2016 \$ 21,477,647.49

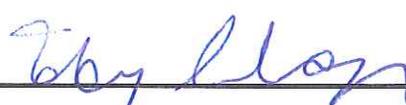
Less:
 CD Metamora Bank \$ (2,000,000.00)
 Star Ohio (77,163.71)
 Petty Cash (1) (2,050.00)
 Cemetery Savings (1,062.86)
 Toledo Community Fund (31,803.18)
 PNC MoneyMarket (1,028,542.49)
 Key Bank Securities (1,008,130.50)
 5/3rd Securities (5,902,086.40)
 SJS Account (3,470,178.32)
 Morgan Stanley Investment (2,040,653.36)
 Sylvania Township Bonds (505,000.00)
 \$ 5,410,976.67

Less:

(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 \$ 5,576,052.20
 Deposit in Transit 13,910.97
 Subtotal \$ 5,589,963.17
 Less: Outstanding Checks (2) 178,986.50
 Adjusted Bank Balance \$ 5,410,976.67
 (2)
 March Outstanding Checks \$ 2,853.78
 Checks written this month 851,028.86
 Bill Haase - check cashed twice (600.00)
 Subtotal \$ 853,282.64
 Checks Cleared (674,296.14)
 April Outstanding Checks \$ 178,986.50


 Toby Schroyer
 Director of Finance, City of Sylvania

Sylvania Municipal Planning Commission

Minutes of the regular meeting of May 11, 2016. Mr. Lindsley called the meeting to order.

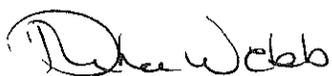
Members present: Daniel Arnold, Brian McCann and Thomas Lindsley (3) present. Mayor Craig Stough and Ken Marciniak excused. Zoning Administrator, Timothy Burns present.

Mr. Arnold moved, Mr. McCann seconded to approve the Minutes of the April 13, 2016, meeting with the correction of the vote for Zoning Ordinance Amendment ZA-1-2016 to being: Stough, Marciniak, Arnold and Lindsley (4) aye; McCann (1) nay. Motion passed by a 4 to 1 vote. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 3 – Lot Split app no. 1-2016 requested by John Healey, agent for the owner, Jeffery Stansley, for property located at 6422 Longfellow Road., Sylvania, Ohio 43560. Mr. Healey was present and explained that the lot split is to combine two existing lots and then divide them, just about in half, to allow each lot to be large enough for new residential construction. He further stated that lot 177 currently has a pool and a small shelter and that the shelter will probably remain. The other lot, he explained, was bought from the City (shown on the drawing as lot A) and is too small to develop as it is. Mr. Burns stated that the zoning will remain R-1. Mr. McCann moved, Mr. Arnold seconded to approve the lot split as submitted. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

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

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission

Board of Architectural Review

Minutes of the regular meeting of May 11, 2016. Mr. Lindsley called the meeting to order.

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

Mr. Arnold moved, Mr. McCann seconded to approve the Minutes of the April 13, 2016, meeting as submitted. Vote being: Arnold, McCann and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 3 – Regulated Sign – app. no. 10-2016 requested by Rebecca Pappas for Jims Pizza & More, LLC, 5127 S. Main Street, Sylvania, Ohio 43560. Application is for a new wall sign. Mr. McCann moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 4 – Regulated Sign – app. no. 12-2016 requested by Brian Heil of Toledo Sign for Bia Du Restaurant, 7629 W. Sylvania Avenue, Sylvania, Ohio 43560. Mr. Heil present. Application is for new wall sign. Mr. Lindsley asked if the spelling shown on the application is correct? Mr. Heil said that it wasn't and that the spelling shown drawing of the sign submitted with the application (Bai Du) is correct. Sign is within the limits of the Sylvania Sign Code. Mr. Arnold moved, Mr. McCann seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 5 – Regulated Sign – app. no. 13-2016 requested by Matthew Vankoughnet of Sign Pro for Fairways at Sylvania, 5831 Monroe Street, Sylvania, Ohio 43560. Application is for replacement face on and existing sign. Sign is within the limits of the Sylvania Sign Code. Mr. McCann moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

Item 6 – Building Review – app. no. 14-2016 requested by Mike Devolder of Tolson Enterprises, Inc. for Saxon Square, 6600 West Sylvania Avenue, Sylvania, Ohio 43560. Application is for renovations to the building. Mr. Devolder was present and presented a sample of the material that would be used on the roof which is metal and will comparable in color to the existing roof and resembles shingles. He also explained that they will be expanding the sign band which is across the front of the building; and that the existing band sits back underneath the eyebrow of the building and they will be boxing out the band so that it extends out from the building and they will also be raising the roof line in order to make the signs of the tenants more visible. Mr. Arnold moved, Mr. McCann seconded, to grant a Recommendation of Appropriateness for the design shown in the drawing submitted with the application. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

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Item 7 – Building Review – app. no. 15-2016 requested by Jeffery Unverferth for HLR Properties, Ltd., 5643 Main Street, Sylvania, Ohio 43560. Application is for building renovations. Mr. Unverferth was present and stated that the new door would be recessed like the existing door and that they will be repairing the chiseled out pieces of brick around the door. Mr. McCann moved, Mr. Arnold seconded, to grant a Certificate of Appropriateness for the design shown in the drawing submitted with the application. Vote being: McCann, Arnold and Lindsley (3) aye; (0) nay. Motion passed by a 3 to 0 vote.

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

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission