

Minutes of the Meeting of Council
April 17, 2017

The Council of the City of Sylvania, Ohio met in regular session on April 17, 2017 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.

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

Pledge of
Allegiance.

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

Requests were made for the following additions to the agenda:

- 14a. Move agenda item 14a to 4a.
- 15a. Schedule a Zoning & Annexation Committee meeting.

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

Agenda
approval.

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

Mrs. Westphal presented the April 3, 2017 meeting minutes. Mrs. Westphal moved, Mrs. Husman seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of April 3, 2017 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
April 3 meeting
minutes.

Mr. Luetke reported on the Employee & Community Relation Committee meeting held April 14, 2017 to discuss proposed Ordinance No. 83-2016, Amending Part One-Administrative Code of the Codified Ordinances of the City of Sylvania, by adding Chapter 161-Sister City Commission. He also provided information the Red Bird District signage.

Report Emp. &
Com. Relations
Sister City
Commission.

Mr. Luetke presented and read aloud by title only, proposed Ordinance No. 83-2016, a written copy of same having been previously furnished to each member of Council, "Amending Part-One-Administrative Code of the Codified Ordinances of the City of Sylvania, 1979, by adding Chapter 161-Sister City Commission; and declaring an emergency."; Mr. Luetke moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Ordinance No.
83-2016;
".....Adding
Chapter 161-
Sister City
Commission..."

Minutes of the Meeting of Council
April 17, 2017

Mr. Luetke moved, Mrs. Husman seconded, that Ordinance No. 83-2016 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

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

Plan Commission's recommendation for Zoning Ordinance Amendment Application No. PD-1-2017, a request from Mercurio Developers for an amendment to an approved Planned Development for property located at 5142 W. Alexis Rd., Sylvania, Ohio was placed on file. Mr. Haynam moved, Mrs. Westphal seconded to set the public hearing for Zoning Amendment Application No. PD-1-2017 for June 5, 2017 at 6:00 p.m. and authorize the clerk to advertise the same. Roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Public Hearing
set: PD-1-2017;
6/5/17, 6:00p.m.

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

Plan Commission's recommendation on proposed Ordinance No. 27-2017, Amending Codified Ordinances by creating Chapter 1143 – B-5, Office, Residential and Retail District was placed on file. Mr. Haynam moved, Mr. Luetke seconded to set the public hearing on proposed Ordinance No. 27-2017 for June 5, 2017 at 6:00 p.m. and authorize the clerk to advertise the same. Roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Public Hearing
set: Ord No.
27-2017;
6/5/17,6:00p.m.

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

Plan Commission's recommendation for Zoning Ordinance Amendment Application No. ZA-1-2017, a request from the City of Sylvania for a zoning change from "B-3" Central Business District to "B-5" Office, Residential and Retail District for property located at 0 Main St., 0 Monroe St., 6447, 6453, 6457, 6461, 6465, 6465 Monroe St., Sylvania, Ohio was placed on file. Mr. Haynam moved, Mrs. Westphal seconded to set the public hearing for Zoning Amendment Application No. ZA-1-2017 for June 5, 2017 at 6:00 p.m. and authorize the clerk to advertise the same. Roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried. Roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Public Hearing
set: ZA-1-2017;
6/5/17, 6:00p.m.

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

Minutes of the Meeting of Council
April 17, 2017

Mr. Mishka presented and read aloud by title only, proposed Ordinance No. 32-2017, a written copy of same having been previously furnished to each member of Council, “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 2017; 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”; Mr. Mishka 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. 32-2017,
“Providing...
repair, cleaning
...ditches...”

Mr. Mishka moved, Mr. Luetke seconded, that Ordinance No. 32-2017 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.

Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 33-2017, a written copy of same having been previously furnished to each member of Council, “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 2017; 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”; Mrs. Cappellini moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being; Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (7) yeas; (0) nays. The motion carried.

Ordinance No. 33-2017,
“Providing for
the controlling
of blight and
disease...shade
trees...”

Mrs. Cappellini moved, Mr. Haynam seconded, that Ordinance No. 33-2017 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
April 17, 2017

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

Mr. Mishka presented and read aloud by title only, proposed Resolution No. 3-2017, a written copy of same having been previously furnished to each member of Council, “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”; Mr. Mishka moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Resolution No. 3-2017,
“declaring the necessity of lighting the streets...”

Mr. Mishka moved, Mr. Luetke seconded, that Resolution No. 3-2017 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

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

Service Director’s report on the River Trail Phase 2 project was placed on file. Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 34-2017, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to accept the amendment to the proposal of Smithgroup JJR to provide Construction Engineering Services for the River Trail Phase 2 Project; appropriating funds therefore in an amount not to exceed \$55,400; and declaring an emergency.”; Mrs. Cappellini moved, Mr. Mishka 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. 34-2017;
“authorizing amendment to design services ...River Trail Phase 2 project”

Mrs. Cappellini moved, Mr. Luetke seconded, that Ordinance No. 34-2017 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 12.

Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 35-2017, a written copy of same having been previously furnished to each member of Council, “Accepting an easement from Flower Hospital and Promedica Continuing Care Services for the purpose of maintaining and installing a bike path; and declaring an emergency.”; Mrs. Cappellini moved, Mr. Mishka seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal,

Ordinance No. 35-2017,
“Accepting easement... Flower Hospital ... maintaining

Minutes of the Meeting of Council
April 17, 2017

Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (7) yeas; (0) nays. The motion carried. & installing bike path...”

Mrs. Cappellini moved, Mr. Luetke seconded, that Ordinance No. 35-2017 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.

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

Service Director’s report on the Administration building chiller replacement project was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance No. 36-2017, a written copy of same having been previously furnished to each member of Council, “Accepting the bid of Henson Plumbing and Heating, Inc. and awarding the contract for the Administration Building Chiller Replacement Project to same; authorizing the expenditure for the improvements in the amount of \$52,800; appropriating funds therefore; and declaring an emergency.”; Mrs. Husman moved, Mr. Frye seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried. Ordinance No. 36-2017; “Accepting bid...Henson Plumbing... Admin. Bldg. Chiller Replacement project...”

Mrs. Husman moved, Mr. Haynam seconded, that Ordinance No. 36-2017 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

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

Service Director’s report on Joint Cooperation Agreement regarding the Sylvania Avenue Rectangular Rapid Flash Beacon project was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 37-2017, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to enter into a Joint Cooperation Agreement on behalf of the City of Sylvania with the Board of the Sylvania City School District relative to the Sylvania Avenue Rectangular Rapid Flash Beacon Project; and declaring an emergency.”; Mr. Frye moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried. Ordinance No. 37-2017, “Authorizing Joint Co-Op Agreement for Sylvania Rapid Flash Beacon project...”

Mr. Frye moved, Mr. Mishka seconded, that Ordinance No. 37-2017 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Minutes of the Meeting of Council
April 17, 2017

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

Mr. Hayman reported on the Zoning & Annexation Committee meeting held at 6:00p.m. on this date to discuss proposed Ordinance No. 31-2017, Adult Day Care Centers in the Zoning code. There was discussion on the regulations of such facilities. The Committee will consult with Administration and resume review and consideration at a future Committee meeting.

Report on
Zoning Com. re:
Ordinance No.
31-2017, Adult
Day Care.

Mr. Frye reported on the Streets Committee meeting held at 6:45p.m. on this date to discuss the Alexis Road Safety Study. Mr. Shaw, Deputy Service Director provided information on the area and ECAT study. The Committee heard from area businesses regarding median installation affecting their business. The Committee provided direction to Administration to accept the signalization as only modification and make application to State for funding. The Committee requested Administration to bring forward a traffic study for same area for possible speed reductions.

Report on
Streets Com. re:
Alexis Road
Safety Study.

Mayor Stough stated that there are no items for agenda item 15.

Mr. Haynam set a Zoning & Annexation Committee meeting for Monday, May 1st 2017 at 6:00 p.m. to continue discussions on the Adult Day Care Centers and to discuss medical marijuana regulations update.

Z&A Com. Mtg.
5/1/17, 6:00p.m.

Mrs. Husman provided information on the Take-Back Day scheduled for Saturday, April 29th from 10:00a.m. to 2:00 p.m. She also provided information on the Community Days at the Village to be held the first Saturday of each month from June through October at the Historical Village.

SCT Activities,
Community
Days at Village.

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

Mrs. Westphal moved, Mrs. Cappellini seconded that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 8:02 p.m.

Adjournment.

Clerk of Council

Mayor

Minutes of the Meeting of Council
April 17, 2017