

Minutes of the Meeting of Council
July 16, 2018

The Council of the City of Sylvania, Ohio met in regular session on July 16, 2018 at 7:30 p.m. with Mayor Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Doug Haynam, Sandy Husman, Mark Luetke, Patrick Richardson, Mary Westphal; (7) present;, (0) absent.

Roll call:
All present.

Pledge of Allegiance to the United States of America led by Mr. Richardson.

Pledge of
Allegiance.

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

The following items were added to the agenda:

- 9b. Schedule a Safety Committee meeting.
- 9b1. Proposed Ordinance No. 41-2018.
- 11. Update on SOMO Development.
- 12. Report from Sister City Commission.

Mrs. Westphal moved, Mrs. Husman seconded to approve the agenda as amended; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Richardson, 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 June 18, 2018 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 June 18, 2018 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
June 18 meeting
minutes.

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

Mrs. Westphal reported on the public hearing for SUP-2-2018, Ability Center of Greater Toledo held at 6:45 p.m. on this date. She stated the application requested an amendment to the Special Use Permit to add an indoor training center on the campus at 5605 Monroe Street. Mr. Harrington, Executive Director spoke providing the statistics of the programs and the need for the facility. Mrs. Westphal stated no one else spoke in favor or opposition to the proposed amendment.

Report of P.H.-
SUP-2-2018
Ability Center of
Greater Toledo.

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 42-2018, a written copy of same having been previously furnished to each member of Council, "Amending the Special Use Permit of the Ability Center of Greater Toledo to construct a training center on campus, on the recommendation of the Municipal Planning Commission; and declaring an emergency." Mr. Haynam moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance;, roll call vote being: Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No.
42-2018;
"SUP-2-2018,
Ability Center
training
facility....."

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Mr. Haynam moved, Mr. Luetke seconded, that Ordinance No. 42-2018 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Mrs. Westphal reported on the public hearing of proposed Ordinance No. 21-2018– Medical Marijuana held at 7:00 p.m. on this date. Mrs. Chaney from SCAT stated she preferred a ban but proposed Ordinance No. 21-2018 is an acceptable compromise. Mrs. Cappellini read two text message she received in support of this legislation.

Report of P.H.;
Ordinance No.
21-2018.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 21-2018, a written copy of same having been previously furnished to each member of Council, “Amending Part Eleven – Planning and Zoning Code of the Codified Ordinances of Sylvania, 1979, as amended, by amending Section 1101.861 – Medical Marijuana Dispensary and by amending Section 1153.02-Special Uses; approving the recommendation of the Sylvania Municipal Planning Commission; and declaring an emergency.” Mr. Frye moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance;, roll call vote being: Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Ordinance No.
21-2018,
“....Amending
Section
1101.861...
Medical
Marijuana
Dispensary...”

Mr. Frye moved, Mr. Haynam seconded, that Ordinance No. 21-2018 be enacted as an emergency measure as declared therein; roll call vote being: Richardson, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal moved, Mr. Luetke seconded to set a Special Council meeting to discuss proposed Resolution No. 11-2018 for Tuesday, July 31, 2018 at 5:30p.m. in council chambers; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Richardson, (7) yeas; (0) nays. The motion carried.

Spec Council
Mtg; 7/31/18 @
5:30 regarding
Reso #11-2018.

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

Service Director’s report on the River Crossing Improvements & Hedingham Road and Tantallon Circle Resurfacing Projects was placed on file. Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 39-2018, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to approve Change Order No. 1 (Final) to this City’s Agreement with Gerken Paving, Inc. for the River Crossing Improvements & Hedingham Road & Tantallon Circle Resurfacing Project which reflects the final quantities used on the

Ordinances No.
39-2018,
“...approve CO
#1 (Final) River
Crossing
Improvements &
Hedingham &

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project; increasing the contract amount by \$4,449.35; appropriating funds therefore; and declaring an emergency.” Mr. Richardson moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance;, roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Richardson, (7) yeas; (0) nays. The motion carried.

Tantallon
Circle...”

Mr. Richardson moved, Mr. Haynam seconded, that Ordinance No. 39-2018 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Frye, Haynam, Husman, Luetke, Richardson, Westphal, (7) yeas; (0) nays. The motion carried.

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

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 40-2018, a written copy of same having been previously furnished to each member of Council, “Approving the banner application of Lourdes University; authorizing the Zoning Administrator to indicate such approval on behalf of the City of Sylvania; and declaring an emergency.”; Mr. Haynam moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being; Frye, Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Ordinance No.
40-2018,
“Approving
banner
application...
Lourdes
University...”

Mr. Haynam moved, Mr. Luetke seconded, that Ordinance No. 40-2018 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

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

Mr. Richardson reported the Streets Committee met on June 29, 2018 to discuss City policy on sidewalk repairs. He stated Mr. Aller provided information on the process that is used for these repairs. The information provided will guide the budgeting for these repairs in the future.

Report of
Streets
Com...sidewalk
repairs.

Mrs. Westphal reported the Safety Committee met on July 9, 2018 to discuss the Tobacco 21 Initiative. She stated the Health Department provided clarifications of questions asked by council. Mr. Haynam moved, Mr. Luetke seconded to table the passage of the Tobacco 21 Initiative; roll call vote being: Husman, Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Report of Safety
Com....Tobacco
21 Initiative.

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Mr. Frye presented and read aloud by title only, proposed Ordinance No. 41-2018, a written copy of same having been previously furnished to each member of Council, "Amending Section 529.08-Hours of Sale or Consumption, of the Sylvania Codified Ordinances, 1979, as amended; 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: Husman, Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Ordinance No.
41-2018,
"amending...
Section 529.08-
Hours of Sale or
Consumption...
"

Mr. Frye moved, Mr. Luetke seconded, that Ordinance No. 41-2018 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Mr. Frye set a Safety Committee meeting for Tuesday, July 31, 2018 at 5:00pm. to discuss a Downtown Outdoor Refreshment Area.

Safety Com. mtg
scheduled for
7/31/18 @ 5:00
p.m.

Mayor Stough stated there are no items for agenda item 10 so Council will now consider agenda item 11.

Law Director Brinning provided information regarding the SOMO development. Mrs. Brinning and Service Director Aller provided information on the obstacles they had faced for closing. Closing is set for Tuesday, July 24, 2018.

SOMO Update.

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

Mr. Luetke stated the Sister City Commission met in Port Huron on Sunday, July 15th for the mid-year planning meeting. He stated there is renewed enthusiasm of their activities including Fall Festival, Santa Claus parade, tourism opportunities, and the development of a joint Facebook page to share activity calendars.

Sister City
Commission
Update.

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 8:11 p.m.

Adjournment.

Clerk of Council

Mayor

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