

Sylvania City Council
November 2, 2020

6:30 p.m. Safety Committee Meeting
Police Staffing Options

7:30 p.m. Council Meeting
Agenda

1. Roll call. Mrs. Cappellini, Mr. Frye, Mr. Haynam, Mr. McCann, Mr. Richardson, Ms. Stough, Mrs. Westphal.
2. Pledge of Allegiance to the United States of America led by Mrs. Cappellini.
3. Additions to the agenda.
4. Approval of the regular council meeting minutes of October 19, 2020.
5. COVID-19 Update.
 - a. Dr. Richard Munk, Sylvania's Representative on the Lucas County Health Dept., will be introduced and will provide an update.
6. Proposed Ordinance No. 91-2020, Determining the payroll of Public Service Personnel expenses of the Police Division from March 1, 2020 – December 31, 2020 to be substantially dedicated to responding to the COVID-19 pandemic.
7. 2021 Budget.
 - a. Proposed Ordinance No. 92-2020, To make appropriations for current expenditures and other expenditures of the City of Sylvania, Ohio, for the fiscal year ending December 31, 2021.
8. Cushman Road Improvements Project.
 - a. Service Director's report on improvements.
 - b. Authorize to advertise for bids.
9. 20' Sanitary Sewer Easement request (4850 King Road).
 - a. Service Director's report on easement.
 - b. Proposed Ordinance No. 93-2020, Accepting a Permanent Sanitary Sewer Easement for 4850 King Road from Zachary Brumbaugh and Olivia Kish.
10. Brint Road Resurfacing Project.
 - a. Service Director's report on participation in a Joint OPWC Application.
 - b. Proposed Resolution No. 21-2020, Authorizing to file a Joint Agency OPWC Grant Application for Brint Road Resurfacing Project.

11. Vehicle Purchases.
 - a. Service Director's report on purchasing two pickup trucks for the Street Department.
 - b. Proposed Ordinance No. 94-2020, Accept proposal of Sherry Chrysler for a new Dodge Ram ½ Ton Quad Cab Pickup for the Division of Streets.
 - c. Proposed Ordinance No. 95-2020, Accept proposal of Middletown Ford for a new Ford F-250 Pickup Truck for the Division of Streets.
 - d. Service Director's report on purchasing one 1-ton pickup for the Water Department.
 - e. Proposed Ordinance No. 96-2020, Accept the Proposal of Dave White Chevrolet for a new Chevrolet Silverado 1500 Pickup Truck for Division of Water.
12. Proposed Ordinance No. 97-2020, Granting a License to Highland Meadows Golf Club to enter City-owned Right-of-Way to install and maintain two pedestal signs.
13. Approval of two Police Department vehicles to be offered for auction on GovDeals.com.
14. Committee reports.
 - a. Safety Committee meeting held at 6:30 p.m.
15. Committee referrals.

INFORMATION

None.

Minutes of the Meeting of Council
October 19, 2020

The Council of the City of Sylvania, Ohio met in regular session on October 19, 2020 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, Brian McCann, Patrick Richardson, Lyndsey Stough, Mary Westphal; (7) present; (0) absent.

Roll call:
All present.

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

Pledge of
Allegiance.

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

The following items were added to the agenda:

11B. Report on C.O.W. meeting held on October 8, 2020 at 12:00 p.m.

Mrs. Westphal moved, Mr. Frye seconded to approve the agenda as amended; roll call vote being: Cappellini, Frye, Haynam, McCann, Richardson, Stough, 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 October 5, 2020 meeting minutes. Mrs. Westphal moved, Mr. McCann 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 October 5, 2020 be approved; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
October 5, 2020
meeting minutes.

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

A 2021 Calendar of Sylvania City Council meeting dates was provided ahead of time to all council members for review. Mrs. Westphal moved, Mr. McCann seconded, that the 2021 calendar be approved and set; roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Stough, Richardson, (7) yeas; (0) nays. The motion carried.

Set 2021 Council
Meeting Dates

Mr. Richardson moved, Mrs. Cappellini seconded, that the time for City of Sylvania trick-or-treating be extended from 6:00-7:30 p.m. to 6:00-8:00 p.m. and to be held on Sunday, October 31, 2021; roll call vote being: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas; (0) nays. The motion carried.

Set 2021 Trick or
Treat Date and
Time

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

Mr. Haynam presented and read aloud by title only, proposed Zoning Ordinance Application No. SUP-1-2020 from David A. Sabo, a written copy of same having been previously furnished to each member of Council, "Approving the Zoning change from "B-2" to "B-2/SUP" for property at 7600 W. Sylvania Avenue and referral to the

Zoning Ord.
Appl. No. SUP-
1-2020

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Planning Commission; and declaring an emergency”; Mr. Haynam moved, Mr. McCann seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough, (7) yeas; (0) nays. The motion carried.

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

Service Director’s report on the Cushman Road Improvement project – Easements was placed on file.

Mr. McCann presented and read aloud by title only, proposed Ordinance No. 84-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from George H. Roberts and Bernadine Roberts for the improvement of Cushman Road; dedicating the temporary easement for public purposes; appropriating funds therefore; and declaring an emergency”; Mr. McCann moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough, (7) yeas; (0) nays. The motion carried.

Ordinance No.
84-2020,
“Temp
easement....
Cushman
Rd...George H.
Roberts and
Bernadine
Roberts...”

Mr. McCann moved, Ms. Stough seconded, that Ordinance No. 84-2020 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas; (0) nays. The motion carried.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 85-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from George H. Roberts and Bernadine Roberts for the improvement of Cushman Road; dedicating the temporary easement for public purposes; appropriating funds therefore; 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: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Ordinance No.
85-2020,
“Temp
easement....
Cushman
Rd...George H.
Roberts and
Bernadine
Roberts...”

Mr. Frye moved, Mrs. Cappellini seconded, that Ordinance No. 85-2020 be enacted as an emergency measure as declared therein; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

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Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 86-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from George H. Roberts and Bernadine Roberts for the improvement of Cushman Road; dedicating the temporary easement for public purposes; 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: McCann, Richardson, Stough, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Ordinance No.
86-2020,
"Temp
easement....
Cushman
Rd... George H.
Roberts and
Bernadine
Roberts..."

Mr. Richardson moved, Mr. Haynam seconded, that Ordinance No. 86-2020 be enacted as an emergency measure as declared therein; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 87-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Johnathan E. Kujawa for the improvement of Cushman Road; dedicating the temporary easement for public purposes; appropriating funds therefore; and declaring an emergency"; Mrs. Cappellini moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

Ordinance No.
87-2020,
"Temp
easement....
Cushman
Rd...Johnathan
E. Kujawa..."

Mrs. Cappellini moved, Mr. McCann seconded, that Ordinance No. 87-2020 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 88-2020, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Finance Director to enter into a Public Safety Dispatch Services Agreement on behalf of the City with Sylvania Township; and declaring an emergency." Mrs. Westphal moved, Mr. Frye seconded, that Council dispense with the Second and Third Reading of said Ordinance; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No.
88-2020,
"Authorizing...
Public Safety
Dispatch
Services..."

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Mrs. Westphal moved, Mr. McCann seconded, that Ordinance No. 88-2020 be enacted as an emergency measure as declared therein; roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Service Director's report on City of Sylvania Police Dispatch staffing recommendations and requesting a Safety Committee meeting to discuss long-term dispatch planning.

Request for
Safety Comm.
Meeting.

Mrs. Westphal moved, Ms. Stough seconded, that a Safety Committee meeting be set for Monday, November 2, 2020 at 6:30 p.m. in City Council Chambers; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

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

Service Director's report on waterline extension at 6302-6342 Brint Road was placed on file.

Mr. McCann presented and read aloud by title only, proposed Ordinance No. 89-2020, a written copy of same having been previously furnished to each member of Council, "Accepting the proposal of Provo Construction for the 6302-6342 Brint Road waterline extension; and declaring an emergency." Mr. McCann moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No.
89-2020,
"Accepting the
proposal of
Provo
Construction... "

Mr. McCann moved, Mr. Frye seconded, that Ordinance No. 89-2020 be enacted as an emergency measure as declared therein; roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

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

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 90-2020, a written copy of same having been previously furnished to each member of Council, "Accepting the annexation to the City of Sylvania, Ohio, territory described in annexation petition number 201-5 (Village Inn); 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: McCann, Richardson, Stough,

Ordinance No.
90-2020,
"Accepting the
annexation to the
City...petition
number 201-
5...."

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Westphal, Cappellini, Frye, Haynam (7) yeas; (0) nays. The motion carried.

Mr. Haynam moved, Mr. McCann seconded, that Ordinance No. 90-2020 be enacted as an emergency measure as declared therein; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal provided an update on the Finance Committee meeting held on October 13, 2020; the Finance Director discussed the balanced budget. Mrs. Westphal moved, Mr. Haynam seconded, requesting the administration to prepare legislation for next year's budget. roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Finance
Committee
Meeting Update

Mrs. Westphal provided an update on the Committee of the Whole meeting held on October 8, 2020; Michelle Johnson reviewed our Downtown Masterplan and feels it is ready to move forward for finalization. Another meeting will be planned for the near future per Economic Development Director, Mr. Sanford.

C.O.W. meeting
update.

Mayor Stough stated that there is nothing for agenda item 12.

Mayor Stough stated all agenda items have been addressed.

Mayor Stough acknowledged the information item A, being the Board of Architectural Review minutes from October 14, 2020 and information item B, being the Municipal Planning Commission minutes from October 14, 2020.

Adjournment.

Mrs. Westphal moved, Mr. McCann seconded to adjourn at 8:51 p.m. Roll call vote being: Westphal, Cappellini, Frye, McCann, Haynam, Richardson, Stough, (7) yeas; (0) nays. The motion carried.

Clerk of Council

Mayor

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ORDINANCE NO. 91 -2020

DETERMINING THE PAYROLL OF PUBLIC SAFETY PERSONNEL EXPENSES OF THE POLICE DIVISION FROM MARCH 1, 2020 – DECEMBER 31, 2020 TO BE SUBSTANTIALLY DEDICATED TO RESPONDING TO THE COVID-19 PANDEMIC; APPROPRIATING FUNDING FOR SAID EXPENSE FROM THE CARES ACT FUNDING RECEIVED BY THE CITY; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 92-2019, passed November 18, 2019, made appropriations for current expenditures and other expenditures of the City of Sylvania, Ohio, for the fiscal year ending December 31, 2020; and,

WHEREAS, included in the budget approved by Ordinance No. 92-2019 were personnel and payroll expenses for the City’s Police Officers for the year 2020; and,

WHEREAS, on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation’s healthcare community in responding to COVID-19; and,

WHEREAS, on March 9, 2020, Governor DeWine declared a State of Emergency in the State of Ohio by Executive Order 2020-01D; and,

WHEREAS, on April 6, 2020, Mayor Stough declared a State of Emergency in the City of Sylvania; and,

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136, (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and,

WHEREAS, the Ohio General Assembly established a process for distributing funds provided by the “Coronavirus Aid, Relief, and Economic Security Act” in H.B. 481 of the 133rd General Assembly (H.B. 481); and,

WHEREAS, H.B. 481 requires subdivisions receiving funds under Section 1 of the act, to pass a resolution affirming that funds from the County Coronavirus Relief Distribution Fund may

be expended only to cover costs of the subdivision consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), and any applicable regulations before receiving said funds; and,

WHEREAS, Resolution No. 16-2020, passed July 20, 2020, requested CARES Act Funding for expenditures incurred as a result of the COVID-19 pandemic incurred between March 1 and December 31, 2020 and that the expenses were not accounted for in the budget approved as of March 27, 2020; and,

WHEREAS, although the 2020 budget approved personnel and payroll expenses for the Police Division for 2020 and was passed by Ordinance No. 92-2019, passed November 18, 2019, public safety personnel expenses and duties are presumed to be “substantially dedicated” to responding to the COVID-19 pandemic; and,

WHEREAS, the personnel and payroll expenses for the Police Division expenses incurred between March 1, 2020 and December 31, 2020 should be allocated from the CARES Act Funding received by the City of Sylvania.

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

SECTION 1. That the payroll of public safety personnel expenses of the Police Division from March 1, 2020 – December 31, 2020 are presumed to be substantially dedicated to responding to the COVID-19 pandemic and the funding for that expense should be appropriated from the CARES Act funding.

SECTION 2. 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 3. 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 4. 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 City should provide for the allocation of the payroll and personnel expenses of the City's public safety personnel 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

ORDINANCE NO. 92 -2020

TO MAKE APPROPRIATIONS FOR CURRENT EXPENDITURES AND OTHER EXPENDITURES OF THE CITY OF SYLVANIA, OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021; AND DECLARING AN EMERGENCY.

WHEREAS, it is provided by State law and the Sylvania City Charter that an annual appropriation ordinance shall be passed by Council; and,

WHEREAS, attached hereto is "Exhibit A" entitled "2021 Budget Summary of Estimated Expenditures" which exhibit identifies by a four-digit department code number and name each Account in a Fund identified by a three-digit code and name to which appropriations within such Fund are made by this ordinance; and

WHEREAS, attached hereto is "Exhibit B" entitled "2021 Budget Summary of Revenues (2018 - 2021)" which exhibit lists the specific sources of revenue and the actual amounts received by the City from each source within each Fund for the years 2018 and 2019, and the estimated amounts expected to be received by the City from each source for each Fund for the years 2020 and 2021, referred to herein as "estimated resources."

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

SECTION 1. That to provide for the current expenditures and other expenditures of the City of Sylvania for the fiscal year ending December 31, 2021, the following appropriations are hereby authorized.

SECTION 2. That there be and is hereby appropriated from the GENERAL FUND the sum of \$13,800,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Account. Estimated resources for 2021 for said Fund, as shown in "Exhibit B" total \$13,822,000.

SECTION 3. That there be and is hereby appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND the sum of \$1,265,000 to the respective Accounts of said Fund listed in "Exhibit A" in the amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund, as shown in "Exhibit B", total \$1,125,000. There is a sufficient balance as of January 1, 2021 in this Fund to be considered as available for appropriation.

SECTION 4. That there be and is hereby appropriated from the CITY PERMISSIVE TAX FUND the sum of \$300,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Accounts. Estimated Resources for 2021 for this Fund as shown in "Exhibit B" total \$300,000.

SECTION 5. That there be and is hereby appropriated from the STATE HIGHWAY IMPROVEMENT FUND the sum of \$75,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$90,000.

SECTION 6. That there be and is hereby appropriated from the LAW ENFORCEMENT TRUST FUND the sum of \$40,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$40,000.

SECTION 7. That there be and is hereby appropriated from the DRUG LAW ENFORCEMENT TRUST FUND the sum of \$5,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$5,000.

SECTION 8. That there be and is hereby appropriated from the INDIGENT DRIVERS ALCOHOL TREATMENT FUND the sum of \$30,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$30,000.

SECTION 9. That there be and is hereby appropriated from the INDIGENT DRIVERS ALCOHOL MONITOR FUND the sum of \$35,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$35,000.

SECTION 10. That there be and is hereby appropriated from the FEDERAL EQUITABLE SHARING FUND the sum of \$20,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$20,000.

SECTION 11. That there be and is hereby appropriated from the INDIGENT SUPPORT FUND the sum of \$50,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$50,000.

SECTION 12. That there be and is hereby appropriated from the GENERAL OBLIGATION DEBT SERVICE FUND the sum of \$1,649,000 to the respective Account of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$1,700,000.

SECTION 13. That there be and is hereby appropriated from the CAPITAL IMPROVEMENT FUND the sum of \$4,793,000 to the respective Accounts of said Fund listed in "Exhibit A" in the amount and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$4,980,000.

SECTION 14. That there be and is hereby appropriated from the COURT CAPITAL IMPROVEMENT FUND the sum of \$280,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$280,000.

SECTION 15. That there be and is hereby appropriated from the SPECIAL ASSESSMENT SERVICES TREE REPAIR & REPLACEMENT FUND the sum of \$250,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$255,000.

SECTION 16. That there be and is hereby appropriated from the SPECIAL ASSESSMENT SERVICE STREET LIGHTING FUND the sum of \$406,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$410,000.

SECTION 17. That there be and is hereby appropriated from the SPECIAL ASSESSMENT SERVICES DITCH & DRAINAGE FUND the sum of \$370,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$350,000. There is a sufficient balance as of January 1, 2021 in this Fund to be considered as available for appropriation.

SECTION 18. That there be and is hereby appropriated from the WATER FUND the sum of \$6,038,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$4,790,000. There is a sufficient balance as of January 1, 2021 in this Fund to be considered as available for appropriation.

SECTION 19. That there be and is hereby appropriated from the SEWER FUND the sum of \$4,615,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$4,615,000.

SECTION 20. That there be and is hereby appropriated from the RESOURCE RECOVERY FUND the sum of \$200,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$200,000.

SECTION 21. That there be and is hereby appropriated from the MEDICAL CARE – SELF INSURED FUND the sum of \$2,400,000 to the Account of said Fund listed in "Exhibit A" in the amount and for the respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$2,400,000.

SECTION 22. That there be and is hereby appropriated from the POLICE PENSION FUND the sum of \$508,000 to the respective Account of said Fund listed in "Exhibit A" in the amount and for respective purpose shown for such Account. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$515,000.

SECTION 23. That there be and is hereby appropriated from the PROPERTY ROOM FUND the sum of \$10,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$10,000.

SECTION 24. That there be and is hereby appropriated from the INCOME TAX FUND the sum of \$7,928,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$8,005,000.

SECTION 25. That there be and is hereby appropriated from the UNCLAIMED MONIES FUND the sum of \$10,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for the respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$5,000. There is a sufficient balance as of January 1, 2021 in this Fund to be considered as available for appropriation.

SECTION 26. That there be and is hereby appropriated from the POLICE COMMUNITY AFFAIRS FUND the sum of \$21,000 to the respective Accounts of said Fund listed in "Exhibit A" in the several amounts and for respective purposes shown for such Accounts. Estimated resources for 2021 for this Fund as shown in "Exhibit B" total \$10,000. There is a sufficient balance as of January 1, 2021 in this Fund to be considered as available for appropriation.

SECTION 27. Estimated resources for the PARKS-RECREATION FOUNDATION FUND for 2021 as shown in "Exhibit B" total \$2,000.

SECTION 28. That "Exhibit C" attached hereto is illustrative of the transfers anticipated within the 2021 Operating Budget.

SECTION 29. That the Director of Finance be and he is hereby authorized and directed to draw warrants against any of the foregoing appropriations upon proper certificates or vouchers therefore, approved by any officer or officers authorized by law to approve the same, or by any Ordinance or Resolution of Council to make expenditures or as otherwise provided by law.

SECTION 30. That the Director of Finance be and he is hereby authorized to make all operating transfers as delineated in the 2021 Budget, shown on "Exhibit A".

SECTION 31. It is hereby found and determined that all formal actions of the 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 action, were in meetings open to the public, in compliance with all requirements including Section 121.22 of the Ohio Revised Code.

SECTION 32. 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 33. 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 immediate provision should be made for the enactment of appropriations for the payment of current expenditures for the calendar year of 2021. 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 _____ reading(s): Yeas ___ Nays___

Passed, _____, 2020, as an emergency measure.

President of Council

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

APPROVED AS TO FORM:

Director of Law

Exhibit "A"

**2021 BUDGET
SUMMARY OF ESTIMATED EXPENDITURES**

Dept.	Name	Personal Services	Fringe Benefits	Contract Services	Materials & Supplies	Capital Outlay	Transfers	Totals
110	General Fund							
7110	Police Law Enforcement	3,230,000	875,000	194,000	191,000			4,490,000
7115	Fire Prev. & Insp.	4,000	2,000					6,000
7125	Police/Fire Comm.	453,000	186,000	34,000	127,000			800,000
7210	Correctional Programs			10,000				10,000
7215	Cemetery			12,000				12,000
7220	Pymt.Co.Brd.Health			120,000				120,000
7310	Parks & Forestry	615,000	243,000	107,000	43,000			1,008,000
7320	Community Programs			318,000				318,000
7415	Zoning	81,000	33,000	3,000	3,000			120,000
7515	Garb.& Refuse Collection	65,000	10,000	878,000	19,000			972,000
7620	Street Cleaning	110,000	18,000	14,000	18,000			160,000
7710	Mayor's Office	225,000	95,000	3,000	23,000			346,000
7715	Finance Admin.	190,000	68,000	60,000	7,000			325,000
7725	Legal Admin.	110,000	39,000	2,000	6,000			157,000
7726	Prosecutors' Office	218,000	98,000	99,000	13,000			428,000
7730	Service Admin.	88,000	52,000	5,000	8,000			153,000
7735	Legislation	118,000	20,000	10,000	7,000			155,000
7740	Municipal Court	1,280,000	506,000	220,000	62,000			2,068,000
7745	Civil Serv.Comm.			2,000	3,000			5,000
7750	Lands & Buildings	3,000	2,000	61,000	19,000			85,000
7755	Engineering	83,000	49,000	1,000	2,000			135,000
7765	Elections			5,000				5,000
7775	Delq.Land Advertg.			2,000				2,000
8000	Transfers						1,406,000	1,406,000
8020	Information Technology	174,000	64,000	69,000	207,000			514,000
	Totals	7,047,000	2,360,000	2,229,000	758,000		1,406,000	13,800,000

**2021 BUDGET
SUMMARY OF ESTIMATED EXPENDITURES**

Dept. Code	Name	Personal Services	Fringe Benefits	Contract. Services	Materials & Supplies	Capital	Debt Service	Transfers	Totals
=====									
222	Street C M & R								
=====									
7610	Street C M & R	750,000	338,000	56,000	85,000				1,229,000
7635	Traffic Signs.Etc			33,000	3,000				36,000
	Totals	750,000	338,000	89,000	88,000				1,265,000
=====									
223	City Perm.Tax								
=====									
7611	Permissive Tax Maint.			23,000	185,000	92,000			300,000
=====									
224	State Hwy.Improv.								
=====									
7612	State Hwy.Maint.			35,000	40,000				75,000
=====									
225	Law Enforcement Trust Fund								
=====									
7126	Police & Fire Comm.				40,000				40,000
=====									
226	Drug Law Enforcement Fund								
=====									
7126	Drug Law Enforcement				5,000				5,000
=====									
227	Ind.Alcohol Treatment Fund								
=====									
7740	Ind.Alcohol Treatment			30,000					30,000
=====									
228	Ind.Alcohol Monitor Fund								
=====									
7740	Ind.Alcohol Monitor Fund			35,000					35,000
=====									
229	Federal Equitable Sharing Fund								
=====									
7126	Drug Law Enforcement				20,000				20,000
=====									
231	Indigent Support								
=====									
7740	Domestic/Thelf ISFC			50,000					50,000

**2021 BUDGET
SUMMARY OF ESTIMATED EXPENDITURES**

Dept. Code	Name	Personal Services	Fringe Benefits	Contract. Services	Materials & Supplies	Capital	Debt Service	Transfers	Totals
=====									
331	G.O. Retirement Fund								
=====									
7910	Bond & Note Retirement			9,000			1,640,000		1,649,000
=====									
401	Capital Impr.Fund								
=====									
7110	Police Law Enforcement					80,000			80,000
7310	Parks & Forestry					35,000			35,000
7610	Street C M & R					3,752,000			3,752,000
7615	Sidewalks					25,000			25,000
7635	Traffic Signals					72,000			72,000
7740	Municipal Court					0			0
7750	Lands & Buildings				46,000	600,000			646,000
7970	Promissory Notes						45,000		45,000
8020	Information Tech.					138,000			138,000

	Totals				46,000	4,702,000	45,000		4,793,000
=====									
405	Court Capital Improvement Fund								
=====									
7740	Municipal Court				230,000		50,000		280,000
=====									
501	Spec.Assess.Trees								
=====									
7440	Tree Maintenance	105,000	36,000	99,000	10,000				250,000
=====									
502	Spec.Assess. Street Lighting								
=====									
7130	S.A. Street Lighting	3,000	2,000	401,000					406,000
=====									
503	S.A. Ditches & Drains								
=====									
7510	Ditches & Drains	203,000	33,000	88,000	46,000				370,000
=====									
701	Water Fund								
=====									
7520	Water Admin.	261,000	72,000	53,000	79,000				465,000
7525	Distribution	529,000	213,000	3,743,000	75,000	800,000	213,000		5,573,000

	Totals	790,000	285,000	3,796,000	154,000	800,000	213,000		6,038,000

**2021 BUDGET
SUMMARY OF ESTIMATED EXPENDITURES**

Dept. Code	Name	Personal Services	Fringe Benefits	Contract. Services	Materials & Supplies	Capital	Debt Service	Transfers	Totals
=====									
702	Sewer Fund								
=====									
7530	Sewer Admin.	261,000	71,000	91,000	66,000				489,000
7540	Sewer Collection	346,000	167,000	1,738,000	45,000	1,830,000			4,126,000
	Totals	607,000	238,000	1,829,000	111,000	1,830,000			4,615,000
=====									
705	Resource Recovery								
=====									
7314	Compost	112,000	18,000	33,000	37,000				200,000
=====									
707	Medical Care - Self Insured								
=====									
8030	Medical Care		2,105,000	295,000					2,400,000
=====									
801	Police Pension								
=====									
7135	Police Pension		500,000	8,000					508,000
=====									
802	Property Room								
=====									
7170	Property Room				10,000				10,000
=====									
804	Income Tax Fund								
=====									
7760	Tax Adm.	250,000	112,000	56,000	310,000				728,000
8000	Transfers Out							7,200,000	7,200,000
	Totals	250,000	112,000	56,000	310,000			7,200,000	7,928,000
=====									
805	Unclaimed Fund								
=====									
7520	Refunds							10,000	10,000
=====									

**2021 BUDGET
SUMMARY OF ESTIMATED EXPENDITURES**

Dept. Code	Name	Personal Services	Fringe Benefits	Contract. Services	Materials & Supplies	Capital	Debt Service	Transfers	Totals
808	Escrow Fund								
7520	Escrow				0				0
810	Police Community Affairs								
7160	Police Community Affairs			5,000	16,000				21,000

Exhibit "B"

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>General Fund (110)</u>				
Real Estate Taxes	893,845	966,592	1,000,000	1,100,000
City Income Taxes	2,679,439	2,866,361	3,075,000	2,980,000
Other Taxes	59,007	58,094	65,000	40,000
Shared revenue	737,731	808,525	800,000	875,000
Charges for Services	543,391	609,436	614,000	665,000
Fees, Licenses, Permits	391,810	358,906	395,000	380,000
Interest Earnings	134,977	170,837	125,000	100,000
Fines & Forfeits	1,103,380	1,174,706	1,292,000	1,192,000
Other revenue	263,798	271,178	270,000	280,000
Transfers In	5,400,000	5,400,000	6,400,000	6,210,000
Totals	12,207,378	12,684,635	14,036,000	13,822,000
<u>Street C. M. & R. Fund (222)</u>				
Veh. Reg. & Gasoline Tax	743,887	860,931	1,200,000	1,100,000
Other Revenue	22,236	23,959	25,000	25,000
Transfers In	500,000	500,000	0	0
Totals	1,266,123	1,384,891	1,225,000	1,125,000
<u>Permissive Tax Fund (223)</u>				
Permissive Vehicle Tax	220,100	218,494	240,000	300,000
Other Revenue	0	0	0	0
Totals	220,100	218,494	240,000	300,000
<u>State Highway Imp.Fund (224)</u>				
Veh. Reg. & Gasoline Tax	65,127	69,802	80,000	90,000
Totals	65,127	69,802	80,000	90,000
<u>Law Enforcement Trust (225)</u>				
Contraband-Sales-Proceeds	34,025	25,676	50,000	40,000
Totals	34,025	25,676	50,000	40,000
<u>Drug Law Enforcement (226)</u>				
Drug Enforcement Fines	2,961	3,272	5,000	5,000
Totals	2,961	3,272	5,000	5,000

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>Ind. Drivers Alcohol Treatment Fund (227)</u>				
Municipal Court Fines	27,534	26,928	30,000	30,000
Totals	27,534	26,928	30,000	30,000
<u>Ind. Drivers Alcohol Monitor Fund (228)</u>				
Municipal Court Fines	22,533	24,600	30,000	35,000
Totals	22,533	24,600	30,000	35,000
<u>Equitable Federal Sharing Fund (229)</u>				
Shared revenue	5,870	5,072	19,000	19,000
Transfers In	206	94	1,000	1,000
Totals	6,076	5,166	20,000	20,000
<u>Indigent Support Fund (231)</u>				
Fines & Fees	48,919	49,174	50,000	50,000
Total	48,919	49,174	50,000	50,000
<u>G.O. Debt Service (331)</u>				
Real Estate Taxes	538,041	581,652	600,000	615,000
Shared revenue	73,348	80,644	80,000	85,000
Other revenue	0	0	0	0
Bond Proceeds	0	0	0	0
Note Proceeds	0	0	0	0
Transfers In	1,200,000	1,200,000	1,120,000	1,000,000
Totals	1,811,389	1,862,296	1,800,000	1,700,000
<u>Capital Improvement Fund (401)</u>				
City Income Tax	856,909	917,235	985,000	950,000
Shared revenue	1,649,322	457,743	930,000	2,530,000
Interest Earnings	178,102	203,070	170,000	100,000
Other revenue	87,428	1,636,360	85,000	100,000
Transfers In	0	0	1,800,000	1,300,000
Totals	2,771,761	3,214,409	3,970,000	4,980,000

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>Court Capital Improvement Fund (405)</u>				
Fines & Forfeits	125,584	120,124	130,000	280,000
Other revenue				
Totals	125,584	120,124	130,000	280,000
<u>S.A. Serv. - Trees (501)</u>				
Special Assessments	244,229	244,020	250,000	250,000
Miscellaneous revenue	1,468	199	5,000	5,000
Totals	245,696	244,218	255,000	255,000
<u>S.A. Street Lighting Fund (502)</u>				
Special Assessments	399,040	400,218	410,000	410,000
Reimbursements-Damages	0	0	0	0
Totals	399,040	400,218	410,000	410,000
<u>S.A. Ditches & Drainage Fund (503)</u>				
Special Assessments	278,936	278,796	320,000	350,000
Miscellaneous	0	0	0	0
Transfers In	0	0	0	0
Totals	278,936	278,796	320,000	350,000
<u>Water Fund (701)</u>				
Charges for Services	6,605,311	6,096,674	5,577,000	4,600,000
Interest Earnings	56,339	95,704	65,000	50,000
Other revenue	124,196	136,561	90,000	140,000
Totals	6,785,846	6,328,938	5,732,000	4,790,000
<u>Sewer Fund (702)</u>				
Charges for Services	2,090,910	2,165,585	2,515,000	2,750,000
Interest Earnings	11,190	9,539	10,000	5,000
Other revenue	123,666	10,447	860,000	1,860,000
Totals	2,225,765	2,185,571	3,385,000	4,615,000

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>Resource Recovery (705)</u>				
Other revenue	82,500	93,697	95,000	95,000
Transfers In	110,000	90,000	105,000	105,000
Totals	192,500	183,697	200,000	200,000
<u>Medical Care - Self Insured (707)</u>				
Miscellaneous revenue	23,634	287,759	140,000	70,000
Other revenue	1,941,313	2,311,741	2,320,000	2,330,000
Totals	1,964,947	2,599,500	2,460,000	2,400,000
<u>Police Pension Fund (801)</u>				
Real Estate Taxes	394,563	426,544	435,000	450,000
Shared revenue	53,788	59,139	65,000	65,000
Totals	448,352	485,683	500,000	515,000
<u>Property Room (802)</u>				
Miscellaneous revenue	1,344	14,461	10,000	10,000
Totals	1,344	14,461	10,000	10,000
<u>Income Tax Fund (804)</u>				
City Income Tax	7,181,405	7,681,845	8,200,000	8,000,000
Misc. revenue	4,301	3,695	5,000	5,000
Totals	7,185,705	7,685,540	8,205,000	8,005,000
<u>Unclaimed Monies Fund (805)</u>				
Miscellaneous revenue	0	4,519	5,000	5,000
Totals	0	4,519	5,000	5,000

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>Escrow Fund (808)</u>				
Miscellaneous Revenue	0	0	0	0
Total	0	0	0	0
<u>Police Community Affairs (810)</u>				
State Shared revenue				
Other revenue	4,950	5,040	10,000	10,000
Totals	4,950	5,040	10,000	10,000
<u>Parks-Recreation Foundation (811)</u>				
Interest Earnings	0	0	2,000	2,000
Totals	0	0	2,000	2,000

**2021 ESTIMATED REVENUE
SUMMARY OF REVENUE 2018-2021**

	<u>2018 Actual</u>	<u>2019 Actual</u>	<u>2020 Estimate</u>	<u>2021 Estimate</u>
<u>Recapitulation of Funds</u>				
110 - General	12,207,378	12,684,635	14,036,000	13,822,000
222 - Street CM & R	1,266,123	1,384,891	1,225,000	1,125,000
223 - Permissive Tax	220,100	218,494	240,000	300,000
224 - State Highway Improveme	65,127	69,802	80,000	90,000
225 - Law Enforcement	34,025	25,676	50,000	40,000
226 - Drug Law	2,961	3,272	5,000	5,000
227 - Ind Drivers Alcohol Trmt	27,534	26,928	30,000	30,000
228 - Ind Drivers Alcohol Monitor	22,533	24,600	30,000	35,000
229 - Equitable Federal Sharing	6,076	5,166	20,000	20,000
231 - Indigent Support	48,919	49,174	50,000	50,000
331 - G.O. Debt Service	1,811,389	1,862,296	1,800,000	1,700,000
401 - Capital Improvement	2,771,761	3,214,409	3,970,000	4,980,000
405 - Municipal Court Improvem	125,584	120,124	130,000	280,000
501 - S.A. Serv. - Trees	245,696	244,218	255,000	255,000
502 - S.A. Street Lighting	399,040	400,218	410,000	410,000
503 - S.A. Ditches & Drainage	278,936	278,796	320,000	350,000
701 - Water Fund	6,785,846	6,328,938	5,732,000	4,790,000
702 - Sewer Fund	2,225,765	2,185,571	3,385,000	4,615,000
705 - Resource Recovery	192,500	183,697	200,000	200,000
707 - Medical Care	1,964,947	2,599,500	2,460,000	2,400,000
801 - Police Pension	448,352	485,683	500,000	515,000
802 - Property Room	1,344	14,461	10,000	10,000
804 - Income Tax	7,185,705	7,685,540	8,205,000	8,005,000
805 - Unclaimed Monies	0	4,519	5,000	5,000
808 -Escrow Fund	0	0	0	0
810 - Community Affairs	4,950	5,040	10,000	10,000
811 - Parks-Rec Foundation	0	0	2,000	2,000
Grand Total	38,342,591	40,105,648	43,160,000	44,044,000

Exhibit "C"

2021 INTERFUND TRANSFERS

Fund	Transfer From	Fund	Transfer To
General	1,300,000	Capital Improvement	1,300,000
General	105,000	Resource Recovery	105,000
General	1,000	Fed Equitable Sharing	1,000
Income Tax	6,200,000	General	6,200,000
Income Tax	1,000,000	Debt Service	1,000,000
Unclaimed Funds	10,000	General	<u>10,000</u>
Totals	8,616,000		<u>8,616,000</u>
	=====		=====

8



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

November 2, 2020

To: The Mayor and Members of Sylvania City Council

Re: **Cushman Road Improvements**

Dear Mr. Mayor and Council Members:

The bidding documents for the above referenced project are complete and ready for advertisement.

Overall, the project consists of replacing over 3,900 feet of 6" cast iron waterline currently located in the east right-of-way of Cushman Road. The existing line is to be replaced and upsized with a new 8" and 12" ductile iron waterline. In addition, a new 12" waterline will be installed on Randall Drive that will connect the waterlines on Cushman Road and Acres Road. This new connection will allow the City to abandon aged waterline infrastructure on Monroe Street and Alexis Road.

In addition to the waterline improvements we will install new storm sewer, catch basins, drive pipes, and will reprofile the front yard drainage swales. Reprofiling of the drainage swales will include flatter and more gradual side slopes. Once all waterline and drainage work are completed the roadway will be milled and resurfaced.

The estimated cost of the project is \$940,000 with construction scheduled for 2021. The project will be funded with \$675,000 in Water Fund 701-7525-53501 and \$265,000 in Capital Improvement Fund 401-7610-53503, included in the 2021 budget.

We would request that the Clerk of Council be authorized to advertise for bids.

Sincerely,

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

99



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

November 2, 2020

To: The Mayor and Members of Sylvania City Council

Re: **20' Sanitary Sewer Easement Request (4850 King Road)**

Dear Mr. Mayor and Council Members:

The Sylvania Municipal Planning Commission approved Lot Split App. No. 3 on December 13, 2017 which split 4902 King Road into two lots (addresses of 4850 and 4902 King Road). A sanitary sewer permit was sold earlier this year for the property located at 4850 King Road for the construction of a new residential home. During our research of available taps, we discovered a documentation issue regarding an existing 20' sanitary sewer easement along the King Road frontage for both parcels.

In 1989 the City extended a 15" sanitary sewer on King Road from Brint Road to approximately 3,700 south of Brint Road. As a part of that project the City obtained several easements from the adjoining property owners for the construction, operation, and perpetual maintenance of the sewer outside of the existing right-of-way.

Our files indicated the City agreed to a 20-foot easement and obtained signatures from the owners of 4902 King Road (Gary P. Burk and Delores F. Burk) on January 9th, 1989. However, the easement was not formally accepted by City Council or the Lucas County Recorder's Office. As a result, we would like to formally record the necessary sanitary sewer easement for 4902 King Road.

The Service Department obtained the enclosed signed easement from the property owners (Zachary Brumbaugh and Olivia Kish) at 4902 King Road.

We would request approval of the enclosed easement. Please call with any questions.

Sincerely,

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

9b

ORDINANCE NO. 93 -2020

ACCEPTING A PERMANENT SANITARY SEWER EASEMENT FROM ZACHARY BRUMBAUGH AND OLIVIA KISH; DEDICATING THE EASEMENT FOR PUBLIC PURPOSES; AND DECLARING AN EMERGENCY.

WHEREAS, in 1989, the City extended a 15” sanitary sewer on King Road from Brint Road to approximately 3,700 feet south of Brint Road and as part of that project, the City acquired easements from the adjoining property owners for the construction, operation, and perpetual maintenance of the sewer outside of the existing right-of-way; and,

WHEREAS, in 2017, the Sylvania Municipal Planning Commission approved a lot split application to split 4902 King Road into two lots, with addresses of 4850 and 4902 King Road; and,

WHEREAS, the Director of Public Service, by report dated October 5, 2020, reported that the new owners of 4850 King Road purchased a sanitary sewer permit earlier this year for a new home to be constructed on their property; and,

WHEREAS, although a 20’ easement was obtained from the owners of 4902 King Road in 1989 when the sanitary sewer was extended, it was never recorded or accepted by Sylvania City Council; and,

WHEREAS, the Director of Public Service has obtained the necessary easement from Zachary Brumbaugh and Olivia Kish for the property located at 4902 King Road and would recommend that Council approve said easement.

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

SECTION 1. That the easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Zachary Brumbaugh and Olivia Kish, the grantors therein.

SECTION 2. That the easement area identified and described in said easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for public purposes as expressed in said easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded easement document to the Director of Finance for retention by him as custodian of the records of this City.

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 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 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 the easement should be accepted 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

20' SANITARY SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That **Zachary Brumbaugh and Olivia Kish**, the Grantors, in consideration of one dollar (\$1), 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, an easement for the construction and maintenance of a public sanitary sewer, 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 easement rights with all the rights, privileges and appurtenances thereto belonging to the Grantee, its successors and assigns forever.

The Grantors, their successors and assigns, retains the right to use the attached described property for any and all purposes, provided that such use does not interfere with nor impair the exercise of the rights herein granted.


The Grantors claims title by instrument recorded in Instrument Number 202001290004247 in the Deed Records of the Lucas County Recorder's Office.

The Grantors 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 Grantors, **Zachary Brumbaugh and Olivia Kish**,
has hereunto set their hands this 2nd day of August, 2020.



Zachary Brumbaugh

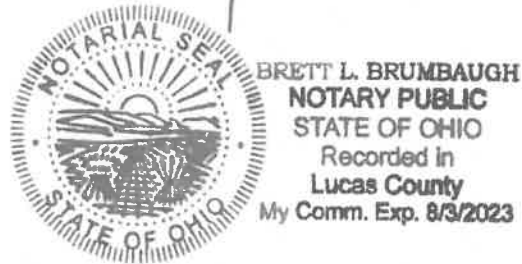


Olivia Kish

STATE OF OHIO

}SS

COUNTY OF LUCAS,



Before me, a Notary Public, in and for said County and State, personally appeared Zachary Brumbaugh and Olivia Kish, who acknowledged the signing thereof to be their voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.

Notary Public 

City of Sylvania, Ohio

By: _____
Craig. A. Stough, Mayor

By: _____
Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

Prepared by:
Joseph E. Shaw
City of Sylvania
6730 Monroe Street
Sylvania, Ohio 43560

EXHIBIT A

20' SANITARY SEWER EASEMENT

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northwest Quarter of Section 16, Town 9 South, Range 6 East, being part of 0.609-acre tract of land conveyed to Zachary Brumbaugh and Oliva Kish, by deed recorded in Instrument Number 201805040019090 in the Deed Records of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at a found iron bolt in monument box at the northwest corner of said Section 16, said found iron bolt also being on the west line of the northwest quarter of Section 16, said point also being on the centerline of right-of-way of King Road;

Thence South $00^{\circ}49'51''$ East a distance of 550.00' on the west line of the northwest quarter of Section 16 and the centerline of right-of-way of King Road to a point, said point being on the north line of a parcel of land conveyed to Zachary Brumbaugh and Olivia Kish by deed recorded in Instrument Number 201805040019090 in the Deed Records of the Lucas County Recorder's Office;

Thence North $81^{\circ}15'57''$ East a distance of 30.29' on the said north line of a parcel of land conveyed to Zachary Brumbaugh and Olivia Kish to a point on the existing east right-of-way line of King Road, said point also being the **TRUE POINT OF BEGINNING**;

Thence continuing North $81^{\circ}15'57''$ East a distance of 20.19' on the said north line of a parcel of land conveyed to Zachary Brumbaugh and Olivia Kish and east right-of-way line of King Road to a point, said point being at the southwest corner of Lot 11 in Country Walk Commons Plat 2 as recorded in Plat Book Volume 130 Page 7 in the Deed Records of the Lucas County Recorder's Office;

Thence South $00^{\circ}49'51''$ East a distance of 123.70' on a line parallel with and 20' easterly of the said existing east right-of-way of King Road to a point, said point being on the south line of a parcel of land conveyed to Zachary Brumbaugh and Olivia Kish, said point also being on the north line of a parcel of land conveyed to John E. Nowakowski & Cynthia Nowakowski by deed recorded in Instrument Number 202001290004247 in the Deed Records of the Lucas County Recorder's Office;

Thence South $89^{\circ}10'09''$ West a distance of 20.00' on the said south line of a parcel of land conveyed to Zachary Brumbaugh and Olivia Kish and on the north line of a parcel of land conveyed to John E. Nowakowski & Cynthia Nowakowski to a point on the said east right-of-way of King Road;

Thence North $00^{\circ}49'51''$ West a distance of 120.92' on the said existing east right-of-way line of King Road to the **TRUE POINT OF BEGINNING**.

Said parcel contains 0.056 acres of land, more or less, and is subject to all legal highways and easements of record.

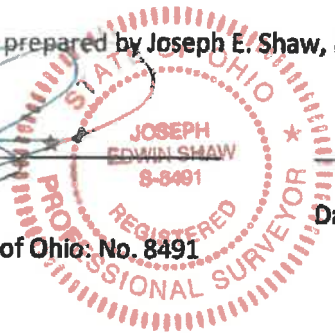
Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-94064.

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


_____ 7/21/2020

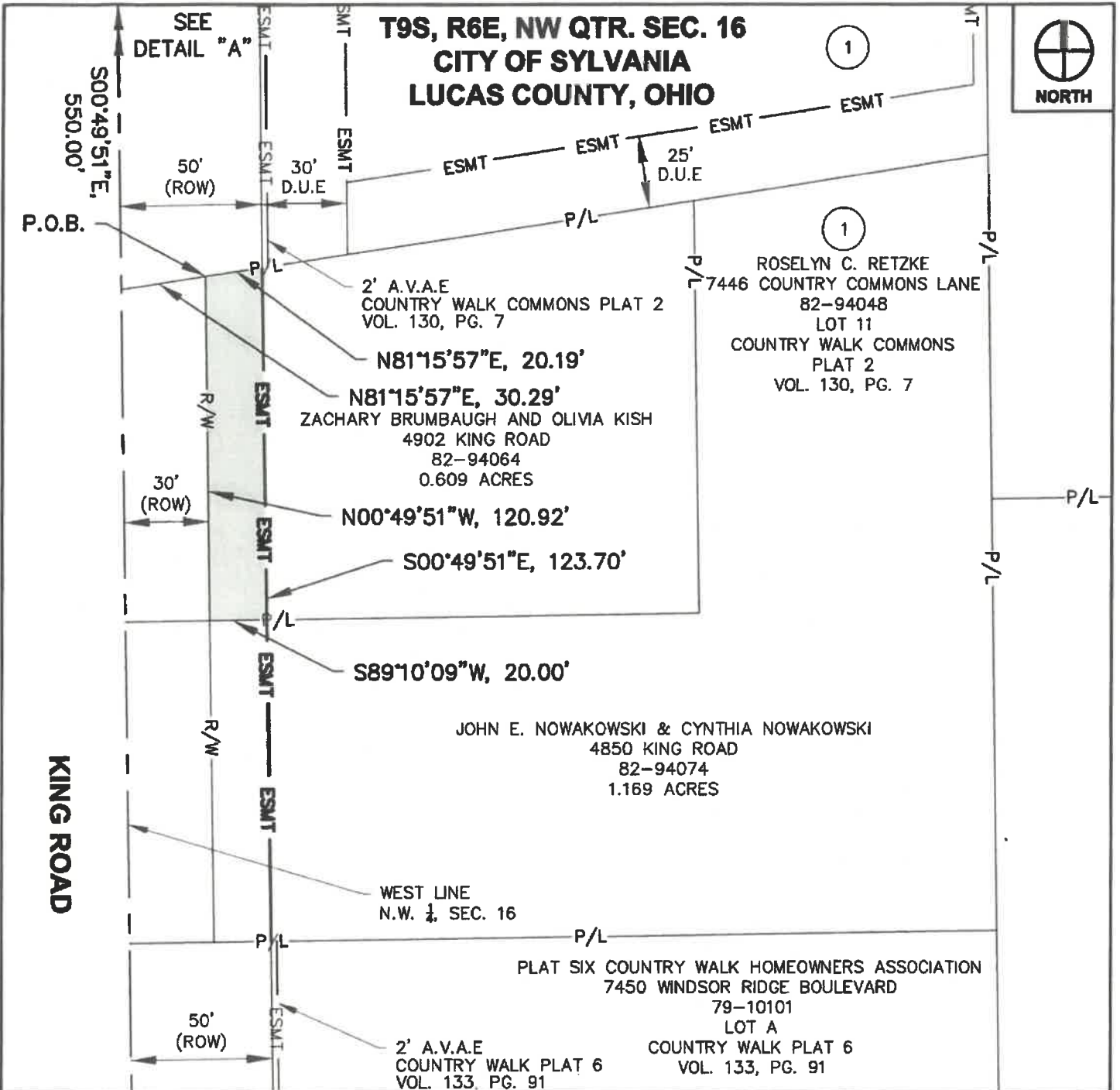
Joseph E. Shaw Date
Registered Surveyor of Ohio: No. 8491



**T9S, R6E, NW QTR. SEC. 16
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**



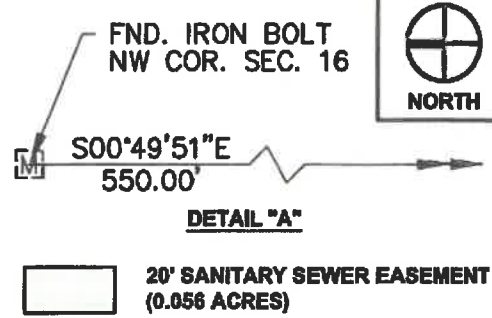
NORTH



BASIS OF BEARINGS:
THE BASIS OF BEARINGS USED HEREON ARE BASED ON AN ASSUMED MERIDIAN AND ARE FOR THE EXPRESS PURPOSE OF SHOWING ANGULAR MEASUREMENT.

CERTIFICATION:
I HEREBY CERTIFY THAT THE FOREGOING WAS PREPARED FROM AN ACTUAL SURVEY OF THE PREMISES, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES. I ALSO CERTIFY THAT THE MONUMENTS HAVE BEEN LOCATED AND ARE SET AS INDICATED. ONLY THOSE EASEMENTS SPECIFICALLY BROUGHT TO MY ATTENTION SHALL BE SHOWN HEREIN.

JOSEPH E. SHAW, P.E., P.S.
STATE OF OHIO REGISTERED LAND SURVEYOR #8491



NORTH

EXHIBIT: B
DRAWN BY: JES
DATE: 7/20/2020



DEPARTMENT OF PUBLIC SERVICE

SANITARY SEWER EASEMENT
4902 KING ROAD



DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

November 2, 2020

To: The Mayor and Members of Sylvania City Council

Re: **REQUEST TO PARTICIPATE IN A JOINT OPWC APPLICATION
BRINT ROAD RESURFACING**

Dear Mr. Mayor and Council Members:

The City would like to participate in a joint-agency Ohio Public Works Commission (OPWC) application with the Lucas County Engineer.

Both agencies would like to resurface Brint Road within their respective jurisdictions. The City project limits are from Silica Drive to the Norfolk Southern Railroad tracks (0.78 miles) and the County limits are from Centennial Road to Ten Mile Creek (0.50 miles).

The total cost of the project is estimated to be \$664,000. A breakdown among participants is as follows:

OPWC (29%)	\$192,560
City of Sylvania (46.9%)	\$311,709
Lucas County (24.1%)	<u>\$159,731</u>
Total	\$664,000

The Lucas County Engineer would be the lead agency on the application and the City and County would pursue a request for 50% grant/50% loan monies. The City project is anticipated to cost \$442,072 and \$130,363 of the requested \$192,560 OPWC funds would be applied to our portion of the project. The anticipated schedule would allow for a 2023 construction project.

We recommend approval to participate with the Lucas County Engineer in this joint-agency OPWC application. Please call with any questions.

Sincerely,

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

CURRENT PROJECT ESTIMATE

FOR

BRINT ROAD RESURFACING (CENTENNIAL ROAD TO TENMILE CREEK) (SILICA DRIVE TO NORFOLK SOUTHERN RR TRACKS)

(CITY OF SYLVANIA, LUCAS COUNTY ENGINEER, OPWC)

Design & Engineering	\$18,900	LCE & OPWC
Bidding & Advertising	\$ 1,000	LCE
Construction & Contingency	\$631,672	City, LCE, OPWC
Construction Inspection/Testing	\$12,428	LCE & OPWC
TOTAL PROJECT COST	\$664,000	

LUCAS COUNTY ENGINEER

(24.1%)

Design & Engineering	\$ 6,035
Construction & Contingency	\$ 147,712
Construction Inspection / Testing	<u>\$ 5,984</u>

TOTAL **\$159,731**

CITY OF SYLVANIA

(46.9%)

Design & Engineering	\$ 7,384
Construction & Contingency	\$301,485
Construction Inspection / Testing	<u>\$ 2,840</u>

TOTAL **\$311,709**

OHIO PUBLIC WORKS COMMISSION

(29.0%)

Design & Engineering	\$ 5,481
Construction	\$ 183,475
Inspection/Testing	<u>\$ 3,604</u>
TOTAL	\$ 192,560

City OPWC (Design, Construction) =	\$129,203
City OPWC (Inspection, to LCE) =	<u>\$ 1,160</u>
Total (84.9% grant/loan)	\$130,363

County OPWC (Construction) =	\$ 57,288
County OPWC (Eng., Inspection) =	<u>\$ 4,909</u>
Total (15.1% grant/loan)	\$ 62,197

RESOLUTION NO. 21 -2020

A RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO FILE A JOINT AGENCY OHIO PUBLIC WORKS COMMISSION GRANT APPLICATION WITH THE LUCAS COUNTY ENGINEER FOR THE BRINT ROAD RESURFACING PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, the Director of Public Service, by report dated November 2, 2020, has requested permission to apply for Ohio Public Works Commission (“OPWC”) grant funding for the Brint Road Resurfacing Project; and,

WHEREAS, the project will be a joint project and application with the Lucas County Engineer’s Office; and,

WHEREAS, the City’s portion of the resurfacing includes Brint Road from Silica Drive to the Norfolk Southern Railroad tracks (0.78 miles); and,

WHEREAS, the Director of Public Service, by report dated November 2, 2020, has indicated that the estimated cost of this project is \$664,000, with the City of Sylvania contributing \$311,709 (46.9%); Lucas County \$159,731 (24.1%) with the remaining funded by the grant in the amount of \$192,560 (29%) and has recommended the City proceed with the grant application; and,

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 of the City of Sylvania are hereby authorized to file a joint agency application with Lucas County for OPWC grant funding for the Brint Road Resurfacing Project.

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

SECTION 3. 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 4. 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 5. 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 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

11a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

November 2, 2020

To: The Mayor and Members of Sylvania City Council

Re: **Vehicle Purchase**

Dear Mr. Mayor and Council Members:

Earlier this year we had delayed the purchase of two pickup trucks for our streets department due to the uncertainty of the effects of the pandemic on our annual budget. Since then we have learned that we are fortunate and have fared well financially through the pandemic.

Accordingly, we would request permission to move forward with the purchase of the two pickup trucks.

- 1) Ford ¾ ton F-250 crew-cab pickup \$28,179
Middletown Ford (Middletown, OH)

- 2) Dodge Ram ½ ton 1500 quad-cab pickup \$24,358
Sherry Chrysler (Piqua, OH)

These replacement vehicles were included in the 2020 Capital Improvement Plan and we recommend approval to move forward with the purchases as noted above.

Please call if you have any questions.

Sincerely,

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

ORDINANCE NO. 94 -2020

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT THE PROPOSAL OF SHERRY CHRYSLER FOR THE PROVISION OF A NEW DODGE RAM ½ TON QUAD CAB PICK UP TRUCK FOR THE DIVISION OF STREETS, DEPARTMENT OF PUBLIC SERVICE; APPROPRIATING \$24,358 THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, two pickup trucks in the Streets Division are in need of replacement; and,

WHEREAS, the Director of Public Service has received a proposal through the Ohio Department of Transportation’s Cooperative Purchasing Program from Sherry Chrysler for the purchase of one (1) new Dodge Ram ½ ton 1500 quad cab pickup at a total cost of \$24,358; and,

WHEREAS, the Director of Public Service, by report dated November 2, 2020, has recommended acceptance of the proposal of Sherry Chrysler to purchase a new Dodge Ram ½ ton 1500 quad cab pickup for the Streets Division, Department of Public Service.

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 Sherry Chrysler, Piqua, Ohio on behalf of this City, thereby indicating such approval and acceptance for the provision of a new Dodge Ram ½ ton 1500 quad cab pickup truck for the Division of Streets, Department of Public Service.

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 pickup truck 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. 401-7610-53410 –Vehicles**, the total sum of Twenty-Four Thousand Three Hundred Fifty-Eight Dollars (\$24,358.00).

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 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 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 pickup truck 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

11c

ORDINANCE NO. 95 -2020

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT THE PROPOSAL OF MIDDLETOWN FORD FOR THE PROVISION OF A NEW FORD F-250 PICK UP TRUCK FOR THE DIVISION OF STREETS, DEPARTMENT OF PUBLIC SERVICE; APPROPRIATING \$28,179 THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, two pickup trucks in the Streets Division are in need of replacement; and,

WHEREAS, the Director of Public Service has received a proposal through the Ohio Department of Transportation's Cooperative Purchasing Program from Middletown Ford for the purchase of one (1) new Ford ¾ ton F-250 crew cab pickup at a total cost of \$28,179; and,

WHEREAS, the Director of Public Service, by report dated November 2, 2020, has recommended acceptance of the proposal of Middletown Ford to purchase a new Ford ¾ ton F-250 crew cab pickup for the Streets Division, Department of Public Service.

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 Middletown Ford on behalf of this City, thereby indicating such approval and acceptance for the provision of a new Ford ¾ ton F-250 crew cab pickup truck for the Division of Streets, Department of Public Service.

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 pickup truck 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. 401-7610-53410 – Vehicles**, the total sum of Twenty-Eight Thousand One Hundred Seventy-Nine Dollars (\$28,179.00).

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 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 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 pickup truck 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

11d



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

November 2, 2020

To: The Mayor and Members of Sylvania City Council

Re: **Vehicle Purchase**

Dear Mr. Mayor and Council Members:

The 2020 budget included the purchase of a $\frac{3}{4}$ ton pickup truck with work boxes for our water department. In moving forward with this purchase we had reached out to Dave White Chevrolet, as we always do, to obtain a possible quote from them that will match or beat the state term pricing. They informed us that they weren't able to assist us with a $\frac{3}{4}$ ton pickup but they did have a 1-ton Chevrolet Silverado 1500 pickup that they would like us to consider.

After reviewing this option, our water department would like to move forward with this purchase as it better serves their needs and has an on-board power generator system. The original budget included \$35,000 for the purchase of a pickup while the larger pickup has been priced at \$43,814. This price is below the state term pricing for the larger size vehicle and we are able to purchase the vehicle from our local Chevrolet dealer.

We are requesting approval to increase the original budget for the vehicle from \$35,000 to \$43,814 and to authorize the purchase of the Chevrolet Silverado 1500 1-ton pickup truck from Dave White Chevrolet.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

KGA/dsw

11e

ORDINANCE NO. 96 -2020

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT THE PROPOSAL OF DAVE WHITE CHEVROLET FOR THE PROVISION OF A NEW CHEVROLET SILVERADO 1500 1-TON PICK UP TRUCK FOR THE DIVISION OF WATER, DEPARTMENT OF PUBLIC SERVICE; APPROPRIATING \$43,814 THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, a truck in the Water Department is in disrepair and is in need of replacement; and,

WHEREAS, included in the 2020 budget was the purchase of a ¾ ton pickup truck with work boxes for the Water Department which was estimated to cost \$35,000, however, in researching and pricing vehicles, Dave White offered a 1-ton pickup truck option with an on-board power generator system; and,

WHEREAS, the Director of Public Service has received a proposal from Dave White Chevrolet for a new Chevrolet Silverado 1500 1-ton pickup truck at a total cost of \$43,814, which is below the state term pricing; and,

WHEREAS, the Director of Public Service, by report dated November 2, 2020, has recommended acceptance of the proposal of Dave White Chevrolet to purchase a new Chevrolet Silverado 1500 1-ton pickup for the Water Division, Department of Public Service.

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 Dave White Chevrolet, Sylvania, Ohio on behalf of this City, thereby indicating such approval and acceptance for the provision of a new Chevrolet Silverado 1500 1-ton pickup truck for the Division of Water, Department of Public Service.

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 pickup truck by the City of Sylvania, the Director of Finance is hereby authorized to issue his warrant or warrants in payment therefore from the **WATER FUND** from funds therein not heretofore appropriated to **Account No. 701-7525-53401 - Vehicles**, the total sum of Forty-Three Thousand Eight Hundred Fourteen Dollars (\$43,814.00).

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 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 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 pickup truck 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

12

ORDINANCE NO. 97 -2020

GRANTING A LICENSE TO HIGHLAND MEADOWS GOLF CLUB TO ENTER A PORTION OF CITY OWNED RIGHT-OF-WAY TO INSTALL AND MAINTAIN TWO PEDESTAL SIGNS; AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO SIGN THE LICENSE AGREEMENT; AND DECLARING AN EMERGENCY.

WHEREAS, Highland Meadows Golf Club has requested a license over a portion of City right-of-way to install a two pedestal signs at 7455 Erie St., Sylvania, Ohio; and,

WHEREAS, the granting of said License Agreement as set forth in "Exhibit A" will permit Highland Meadows Golf Club to properly install and maintain the signs at 7455 Erie St., Sylvania, Ohio.

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

SECTION 1. That the License Agreement set forth above as "Exhibit A" is hereby granted and the Mayor and Director of Finance are hereby authorized to evidence the granting of said License Agreement by signing said Agreement on behalf of this City.

SECTION 2. 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 3. 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 4. 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 License should be granted forthwith so as to permit Highland Meadows Golf Club to install and maintain new pedestal signs. 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, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

LICENSE AGREEMENT

This License Agreement is entered into between Highland Meadows Golf Club (“HMGC”) and the City of Sylvania (“City”), 6730 Monroe Street, Sylvania, OH 43560. The purpose of this License Agreement is to permit Highland Meadows Golf Club to construct, maintain, repair and replace monument signs that are approximately ten feet north of the boundary line of the City’s Erie Street right-of-way (the “License Area”). The License Agreement is made subject to the conditions set forth below.

I. ACCESS

- A. HMGC shall have access to the area described above.

II. SCOPE OF LICENSE

This License Agreement gives HMGC the right to enter onto the property for the following purposes:

- A. To construct, maintain, repair and replace the monument signs.

III. SITE CONDITION

HMGC shall conduct its activities in a manner so as to minimize the disturbance to existing site conditions. Any disturbance to the property resulting from HMGC’s activities shall be repaired or corrected promptly.

IV. INDEMNITY

- A. HMGC will indemnify and hold harmless the City of Sylvania from all actions, claims, demands, liabilities, and damages which may be imposed on or incurred by the City of Sylvania as a consequence of any act or omission on the part of HMGC, or anyone acting on behalf of HMGC, in the exercise of its rights under this License Agreement.
- B. In the performance of its obligation hereunder, HMGC will observe any and all local, state, and federal safety, health and environmental regulations which may be applicable. HMGC shall indemnify the City of Sylvania from any losses, damages, claims or demands of whatever nature which might arise as a result of HMGC’s failure to observe any applicable safety, health, and environmental regulations.

V. GOVERNING LAW

The law of the State of Ohio shall apply to the interpretation of this License Agreement and to the resolution of any disputes arising out of the matter set forth herein.

VI. TERM OF LICENSE AGREEMENT

This License Agreement shall be effective for as long as HMGC keeps a monument sign in the License Area.

VII. TERMINATION OF LICENSE AGREEMENT

Either party may terminate this License Agreement prior to the expiration of the term set forth in Section VI above if the other party violates any condition of the License Agreement and such violation is not remedied within sixty (60) days of receipt of written notice detailing the violation to the violating party, unless such remedy reasonably requires more than sixty (60) days to complete and the violating party commences the remedy within the sixty (60) day period and diligently pursues the remedy to completion. Any termination hereunder shall be effective thirty days after written notification to the other party of such termination.

VIII. ASSIGNABILITY

This License Agreement is binding upon the parties, their successors in title or interest, assignees, and heirs.

Dated this 16th day of October, 2020.

HIGHLAND MEADOWS GOLF CLUB

By W. Jay Potter, President

By Bill Johnson, Secretary

CITY OF SYLVANIA

By _____
Craig A. Stough, Mayor

By _____
Toby A. Schroyer, Director of Finance

STATE OF OHIO, COUNTY OF LUCAS, ss:


Before me appeared Craig A. Stough, Mayor and Toby A. Schroyer, Director of Finance on behalf of the City of Sylvania, a Municipal Corporation, who acknowledged that the execution of this License Agreement was their free act and deed, and the free act and deed of said Municipal Corporation this _____ day of _____, 2020.

Notary Public

STATE OF OHIO, COUNTY OF LUCAS, ss:

Before me appeared W. Jay Potter and Bill Johnson as PRESIDENT and SECRETARY of Highland Meadows Golf Club, who

acknowledged that the execution of this License Agreement was their free and deed, and the free act and deed of said golf club this 16th day of October, 2020.



Notary Public

This Instrument Prepared By:
Leslie B. Brinning, Director of Law
City of Sylvania
6730 Monroe St.
Sylvania, OH 43560
(419) 885-7865

RICHARD W. HECK
Notary Public, State of Ohio
my commission has no expiration date
Section 147.03 R.C.



City Of Sylvania

DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

Memo

To: The Mayor and City Council
 From: Kevin G. Aller, Director of Public Safety/Service *KGA*
 Date: 10/28/2020
 Re: Obsolete Equipment

Council Members,

We have several items that are no longer of use in our City operations in the Police Department as listed below:

2002 Chevy Astro Minivan	VIN# 1GCDM19X82B104643
2004 Ford Explorer	VIN# 1FMZU73K54ZB41791

We would request approval to dispose of these items by posting them for sale on the GovDeals website. Should we not receive any bids to purchase the materials we will dispose of them either through scrap value and/or landfill disposal.

Please call if you have any questions. Thank you.