

Minutes of the Meeting of Council  
July 19, 2021

The Council of the City of Sylvania, Ohio met in regular session on July 19, 2021 at 7:30 p.m. with Mayor Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Brian McCann, Patrick Richardson, Mary Westphal, Lyndsey Stough; (6) present; Doug Haynam, (1) absent.

Roll call:  
All present.

Pledge of Allegiance to the United States of America led by Mayor Stough.

Pledge of  
Allegiance.

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

The following items have been added to the agenda:

Agenda approval.

Item #16. Lourdes Banner Application & proposed Ordinance No. 55-2021.

Item #17. Downtown TIF & SID update.

Item #18. Report from SAJRD.

Mr. Frye moved, Mrs. Westphal seconded to approve the agenda; roll call vote being: Cappellini, Frye, McCann, Stough, Richardson, Westphal; (6) yeas; (0) nays. The motion carried.

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

Mr. Frye presented the June 21, 2021 meeting minutes. Mr. Frye 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 June 21, 2021 be approved; roll call vote being: Frye, McCann, Richardson, Westphal, Stough, Cappellini, (6) yeas; (0) nays. The motion carried.

Approval of the  
June 21, 2021  
meeting minutes.

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

Mr. Frye moved, Mrs. Westphal seconded to allow Ms. Stough push back from the table due to conflict of interest. Roll call vote being: Frye, McCann, Richardson, Westphal, Stough, Cappellini, (6) yeas; (0) nays. The motion carried.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 46-2021, a written copy of same having been previously furnished to each member of Council, "Approving the inclusion of Lucas County as a member of the Toledo Area Regional Transit Authority; and declaring an emergency."; Mr. Frye moved, Mrs. Westphal seconded for passage of Ordinance No. 46-2021 as an emergency measure.; roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Ordinance No.  
46-2021,  
Approving the  
inclusion of  
Lucas County in  
TARTA.

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

Service Director’s report on the Burnham Park Elevated Tank T-Mobile Site No. TO01080A was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 50-2021, a written copy of same having been previously furnished to each member of Council, “Authorizing a Second Amendment to Water Tower Attachment Lease Agreement between the City of Sylvania, as Lessor, and T-Mobile Central, LLC, a Delaware Limited Liability Company, as Lessee, for a portion of the water tower within Burnham Park and additional land in Burnham Park, for the purpose of installing, construction, maintaining, repairing, operating, altering, inspection and removing communications fixture, determining said City owned property not to be needed for municipal purposes during the time of the proposed Lease; authorizing the Mayor and Director of Finance to sign said Second Amendment to the Water Tower Attachment Lease on behalf of the City of Sylvania, Ohio; and declaring an emergency”; Mr. McCann moved, Mrs. Westphal seconded for passage of Ordinance No. 50-2021 as an emergency measure.; roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

Ordinance No. 50-2021, “Authorizing a 2<sup>nd</sup> amendment to Water Tower Attachment Lease Agreement... T-Mobile...”

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

Service Director’s report on the Solid Waste Agreement Amendment was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 51-2021, a written copy of same having been previously furnished to each member of Council, “Accepting the proposal of Republic Services to provide Residential Curbside Refuse and Recycling Collection and Disposal; authorizing the Mayor and Director of Finance to enter into a Contract for said Refuse and Recycling Collection and Disposal; and declaring an emergency”; Mr. McCann moved, Mrs. Westphal seconded for passage of Ordinance No. 51-2021 as an emergency measure; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, McCann, (6) yeas; (0) nays. The motion carried.

Ordinance No. 51-2021, “Accepting Agreement Amendment proposal of Republic Services for Refuse & Recycling....”

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

Service Director’s report on the purchase of a 2021 Chevrolet Silverado 1500 Pickup Truck for the Sewer Department was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 52-2021, a written copy of same having been previously furnished to each member of Council, “Authorizing the Mayor and Director of Finance to accept the proposal of Dave White Chevrolet for the provision of a new 2021 Chevrolet Silverado 1500 Pickup Truck for the Division of Sewer,

Ordinance No. 52-2021, “Authorizing to accept the proposal of Dave White....2021

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Department of Public Service; appropriating \$28,545 therefore; and declaring an emergency.” Mr. McCann moved, Ms. Stough seconded for passage of Ordinance No. 52-2021 as an emergency measure; roll call vote being: Stough, Westphal, Cappellini, Frye, McCann, Richardson, (6) yeas; (0) nays. The motion carried.

Chevy Silverado  
1500 Truck for  
Sewer Dept...”

Mr. McCann moved, Ms. Stough seconded to dispose of the 2004 Ford F-150 pickup via auction on GovDeals.com. Roll call vote being: Stough, Westphal, Cappellini, Frye, McCann, Richardson, (6) yeas; (0) nays. The motion carried.

Dispose of 2004  
Ford pickup.

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

Service Director’s report on the Cushman Road Improvements, Change Order No. 1 was placed on file. Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 53-2021, 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 to this City’s Agreement with Salenbein Trucking and Excavating, Inc. for the Cushman Road Project to perform work not included in the Original Contract Documents; authorizing the Mayor and Director of Finance to execute a Limited Indemnification Agreement relative to said work; increase the Contract amount by \$172,835.81; appropriating Funds therefore; and declaring an emergency”; Mrs. Westphal moved, Mr. McCann seconded for passage of Ordinance No. 53-2021 as an emergency measure; roll call vote being: Westphal, Cappellini, Frye, McCann, Richardson, Stough, (6) yeas; (0) nays. The motion carried.

Ordinance No.  
53-2021,  
“authorizing  
Change Order  
#1...Salenbein  
Trucking...Cush  
man Road  
Improvement  
Project...”

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

Mayor Stough presented proposed Ordinance No. 54-2021, Amending Part Eleven-Planning and Zoning Code of the Sylvania Codified Ordinances, amending Section 1101.-Definitions and by amending Section 1153.02-Sepcial uses. Ms. Stough moved, Mrs. Westphal seconded to refer proposed Ordinance No. 54-2021 to the Planning Commission for review and recommendation. Roll call vote being: Cappellini, Frye, McCann, Richardson, Stough, Westphal, (6) yeas; (0) nays. The motion carried.

Refer proposed  
Ordinance No.  
54-2021 to Plan  
Commission.

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

Mr. Frye moved, Mrs. Westphal seconded to authorize to dispose of two police vehicles (2006 Jeep Commander, 2006 Ford F150) on GovDeals. Roll call vote being: Frye, McCann, Richardson, Stough, Westphal, Cappellini, (6) yeas; (0) nays. The motion carried.

Authorize  
disposal of two  
police vehicles  
on GovDeals.

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

Notice of the transfer of the D5, Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers until 2:30 a.m., permit from Jim’s Pizza & More, LLC, dba Jim’s Pizza & More, 5127 S. Main St, Sylvania, OH to Jim’s Pizza & More, LLC, dba Jim’s Pizza and More, 4507 Holland Sylvania Rd., Sylvania, OH 43560. Mr. Frye moved, Mrs. Westphal seconded to not request a hearing for Jim’s Pizza & More, LLC. Roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, (6) yeas; (0) nays. The motion carried.

No hearing for Jim’s Pizza & More, LLC liquor permit.

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

The Municipal Planning Commission reviewed and provided recommendation on July 14, 2021 regarding SUP-3-2021 from Masjid Saad Foundation at 5225 West Alexis Road, Sylvania, Ohio. Mrs. Cappellini moved, Mr. McCann seconded to set the Public Hearing on September 7, 2021 at 7:00 p.m. for SUP-3-2021. Roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, McCann, (6) yeas; (0) nays. The motion carried.

SUP-3-2021 public hearing set for Sept 7, 2021 at 7:00 p.m.

Mayor Stough stated there are no items for agenda item 14 and 15 so Council will now consider added agenda item 16.

Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 55-2021, 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; and declaring an emergency”; Mrs. Westphal moved, Ms. Stough seconded for passage of Ordinance No. 55-2021 as an emergency measure; roll call vote being: Westphal, Cappellini, Frye, McCann, Richardson, Stough, (6) yeas; (0) nays. The motion carried.

Ordinance No. 55-2021, “approving Lourdes University banner ...”

Mayor Stough stated that Council will now consider added agenda item 17.

Mr. Sanford provided an update on the potential Downtown TIF & SID. Sanford provided information on how it works, key considerations, model assumptions and action steps if council wants to proceed.

Downtown TIF update.

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Mr. Frye moved, Mrs. Westphal seconded to set a Finance Committee meeting for August 16, 2021 at 6:30 p.m. Roll call vote being: Westphal, Cappellini, Frye, McCann, Richardson, Stough, (6) yeas; (0) nays. The motion carried.

Set Finance Com  
8/16/21, Re:  
Downtown TIF.

Mayor Stough stated that Council will now consider added agenda item 18.

Mrs. Cappellini provided a SAJRD update regarding the potential Community/Recreation Building for community activities. She reviewed the study timeline and provided information on the potential ballot issue.

SAJRD update:  
Community-  
Recreation  
Building.

Service Director Aller provided an update on the Cushman Road Speed Bumps.

Mayor Stough stated all agenda items have been addressed.

Mr. Frye moved, Mrs. Westphal seconded to adjourn at 8:43 p.m. Roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, (6) yeas; (0) nays.

Adjournment.

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Clerk of Council

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Mayor

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