

Sylvania City Council

May 4, 2020

**7:00 p.m. JEDD Contract
(Oakleaf Village)**

**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 Ms. Stough.
3. Additions to the agenda.
4. Approval of the regular council meeting minutes of April 20, 2020.
5. TARTA Sales Tax Information.
 - a. PowerPoint presentation from Kim Dunham, TARTA General Manager.
 - b. Proposed Resolution No. 13-2020, A Resolution amending the Resolutions previously adopted which created the Toledo Area Regional Transit Authority.
6. COVID-19 Update.
 - a. Mayor Craig Stough.
 - b. Police Division – Chief Schnoor.
 - c. Public Safety/Service Dept./Lucas County Emergency Liaison – Kevin Aller.
 - d. Finance/Budget – Toby Schroyer.
 - e. Economic Development/Businesses – Bill Sanford.
7. 2020 Fireworks update/discussion.
8. Right-of-Way Dedication from Gregory J. & Amy L. Fell, 5015 Harroun Rd.
 - a. Service Director's report on right-of-way.
 - b. Proposed Ordinance No. 20-2020 Accepting from Gregory Fell & Amy Fell a Warranty Deed of Right-of-way.
9. Roofing Replacements (City Administration Bldg. and Municipal Court House) Change order #1 (Final).
 - a. Service Director's report on project.
 - b. Proposed Ordinance No. 21-2020, Authorizing to approve Change Order No. 1 (Final) to this City's agreement with Overhead Roofing and Sheet Metal, INC. for the Administration and Court buildings.
10. Lourdes University Street Banner Application.
 - a. Proposed Ordinance No. 22-2020, Approving the Banner Application of Lourdes University.

11. Proposed Ordinance No. 23-2020, Authorizing to enter into an agreement with the County of Lucas, Ohio, to change the formula used in determining the City's Share of the Operating Costs in the Sylvania/Lucas County Sanitary Sewer Agreement of April 24, 1973.
12. Committee reports.
13. Committee referrals.

INFORMATION

None.

Minutes of the Meeting of Council
April 20, 2020

The Council of the City of Sylvania, Ohio met in regular session on April 20, 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 Mr. Richardson.

Pledge of
Allegiance.

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

Mrs. Westphal moved, Mr. Haynam seconded to approve the agenda as submitted; 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 April 6, 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 April 6, 2020 be approved; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
April 6 meeting
minutes.

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

Mayor Stough provided an update on the COVID-19 response to date, stating all city services are being provided with alternating employee work schedules. Residents are being served as usual.

Mayor Stough -
COVID-19
Update.

Chief Schnoor reviewed the police department scheduling with contingency plans. Chief stated officers are on rotating 8-hour shifts.

Chief Schnoor -
COVID-19
Update.

Public Service Director Aller provided information on city services. All city services i.e. yard waste, recycling and garbage are being pickup as scheduled. Bulk item pickup program has been suspended, Shred Day and Unlimited pickup has been postponed. All other city services are operating as needed.

Public Service
Director Aller -
COVID-19
Update.

Minutes of the Meeting of Council
April 20, 2020

Finance Director Schroyer provided information on the income tax collections, city payroll and budget.

Finance Dir.
Schroyer –
COVID-19
Update.

Economic Development Director Bill Sanford provided information on local businesses and how it is affecting their operations.

Econ Dev. Dir.
Bill Sanford –
COVID-19
Update.

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

Economic Development Director Sanford requested input from council on the samples for name tags, the city pin and stationary. All city signs will now use the new logo.

Logo Update.

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

Economic Development Director Sanford stated he received suggestions and questions from Council regarding the Downtown Master Plan & Market Analysis. This information will be compiled and presented to decide the next step.

Downtown
Master Plan &
Market Analysis
update.

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

Service Director's report on the Ohio Department of Transportation 2020-2021 salt purchase was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 19-2020, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance of the City of Sylvania, Ohio, to enter into an agreement with the Ohio Department of Transportation for the purchase of roadway de-icing salt; 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: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas; (0) nays. The motion carried.

Ordinance No.
19-2020,
"...agreement
with ODOT for
roadway de-
icing salt..."

Mr. Frye moved, Mr. Haynam seconded, that Ordinance No. 19-2020 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Minutes of the Meeting of Council
April 20, 2020

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

Service Director's report on the Lucas County Water Resource Recovery Facility (LCWRRF) agreement was placed on file. Mr. Haynam moved, Mr. McCann seconded to direct Administration to prepare legislation to amend the Lucas County Water Resource Recovery Facility Agreement. Roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye (7) yeas; (0) nays. The motion carried.

Lu Co Water
Resource
Recovery
Facility
Agreement.

Mayor Stough stated there is no other business to come before Council.

Mrs. Westphal moved, Mr. McCann seconded to adjourn at 8:41 p.m. Roll call vote being: Haynam, Richardson, Stough, Westphal, Cappellini, Frye, McCann (7) yeas; (0) nays. The motion carried.

Adjournment.

Clerk of Council

Mayor



VARIA
THE FUTURE IS HERE

May 2020

5a



TODAY'S TOPICS

- About
- New Framework
 - Crossroads
 - Operations
 - Fix it First
 - Future
 - Funding
- Our Partnership
- Q & A



ABOUT

TARTA OVERVIEW

The logo for TARTA, featuring the word "TARTA" in a bold, white, sans-serif font. The letters are slightly shadowed, giving them a three-dimensional appearance as if they are floating or attached to a surface. The background behind the text is a dark, almost black, space with a subtle, glowing blue and green light effect that seems to emanate from behind the letters, creating a sense of depth and modernity.

TARTA



OVERVIEW

Fixed
Route
Service

2.5+ M Trips Annually

325 Employees • 13 Member Board

191 Revenue Vehicles

ADA Paratransit • Call-A-Ride • School Services





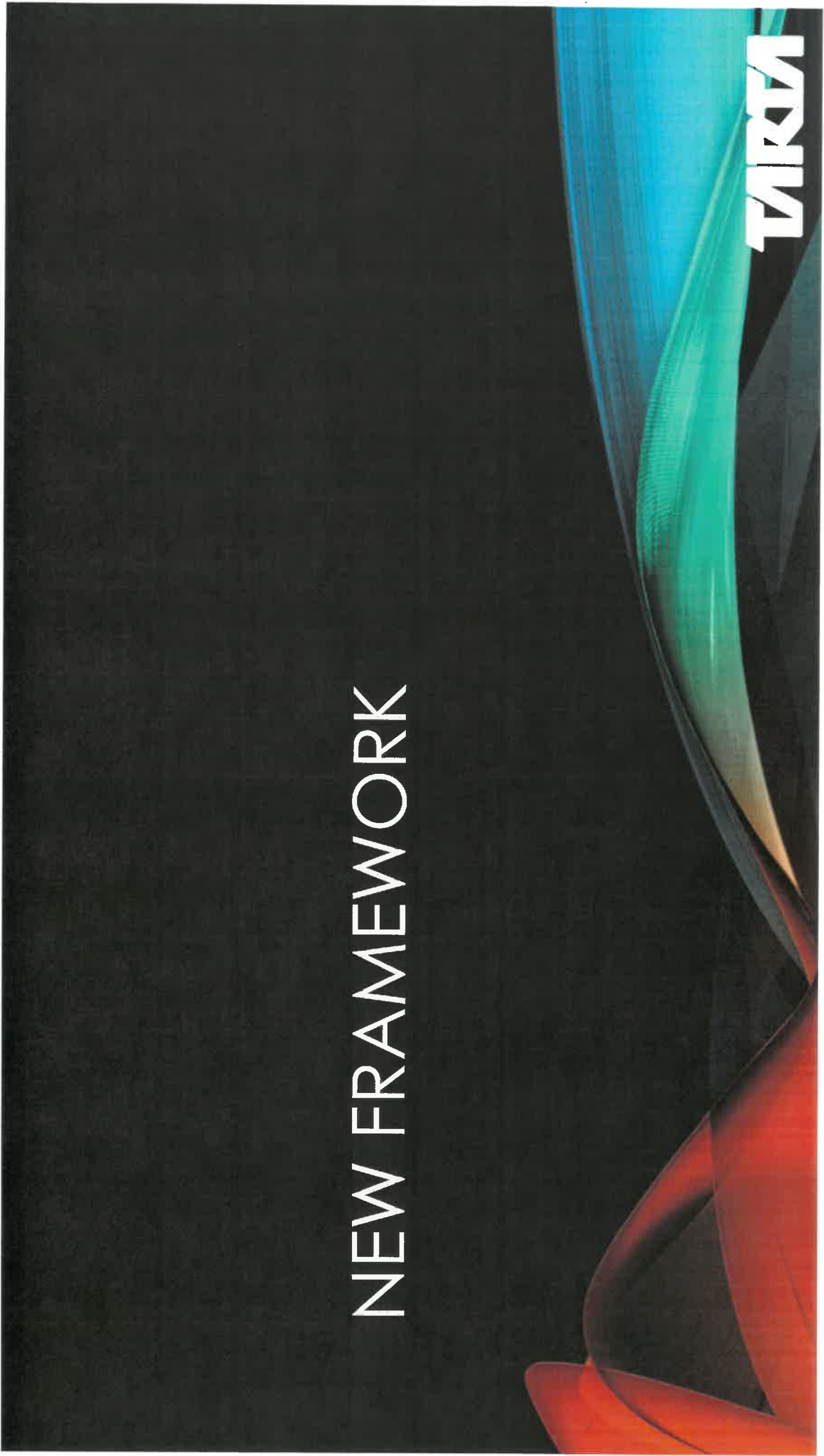
RIDERS & DESTINATIONS



Jobs, Businesses, Schools & Universities, Errands, Shopping, Entertainment, Parks, Medical Facilities, Family & Friends

NEW FRAMEWORK

TIRDA





BUSINESS PLAN FRAMEWORK

CROSSROADS



OPERATIONS



FIX IT FIRST



FUTURE



FUNDING





CROSSROADS

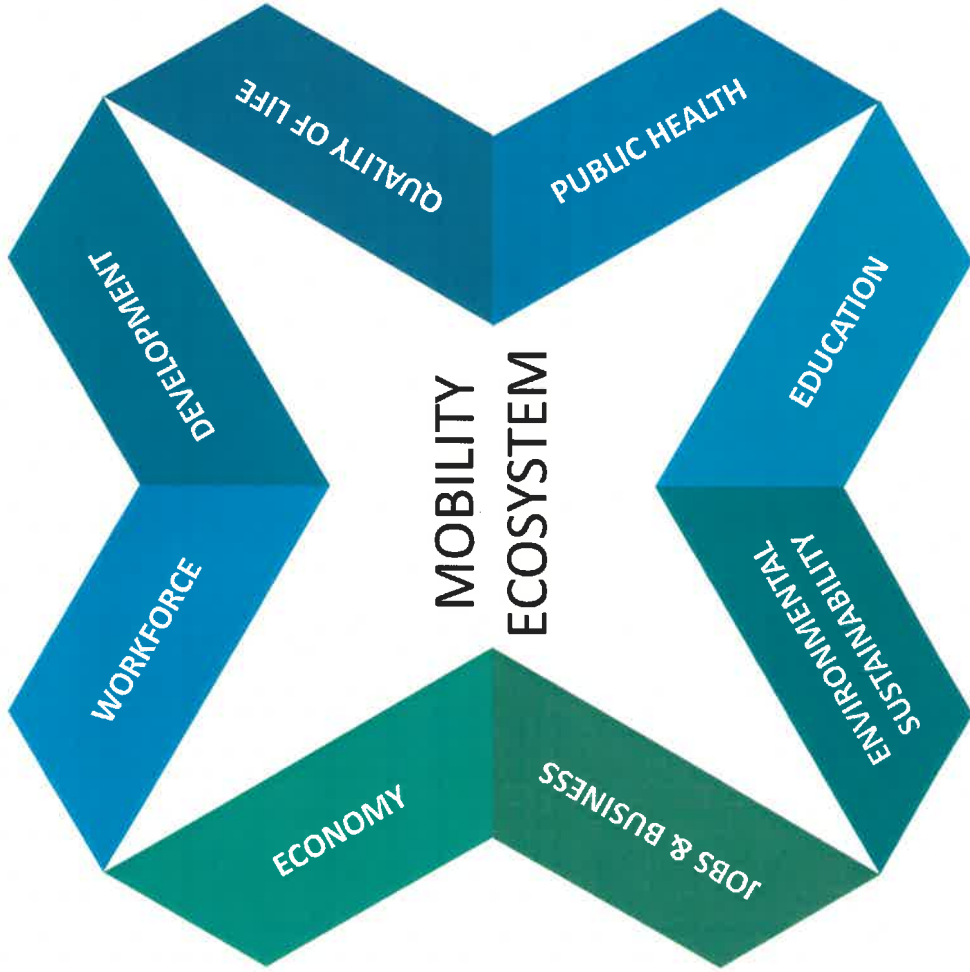
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CROSSROADS



REGIONAL RESILIENCE





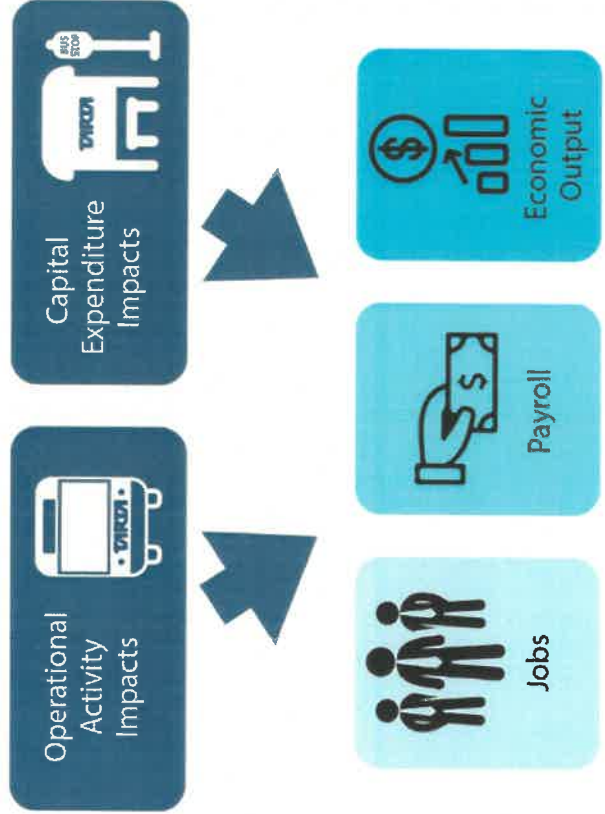
CROSSROADS



ECONOMIC IMPACT

\$52+ M
Annual Output into
Regional Economy

\$1 invested
in Public
Transit
reaps \$4 in
Economic
Return





NEW LEADERSHIP = BOLD VISION

Foundational

Hub Project on Hold
AV Project Declined
 Transit Asset Management Plan
 Asset Condition Assessment
 Operations and Alternatives Analysis

Finances

Creative Strategies to Leverage Federal \$
Repurpose FTA Grant Funding
 Renegotiate Contracts
 Review all Business Partner Relationships
 Vastly improved AP Aging Cycles

New Funding

\$30 million Grant Application Submitted April 2020
\$7.5 million ODOT Toll Development Credits as Match
23 Letters of Support from Federal, State, Local Elected Officials and Business Leaders

COVID-19

Ahead of Peers in Preparedness and Protection Strategies
 Fare Free
 Rear Boarding
 10 or Fewer Passengers per Bus
 Shadow Service
 Front Line Pay

Community Relations

Developed and Repaired Key Stakeholder Relationships
 Hired Public Transportation Industry Leader for Communications and Customer Experience Initiatives

Technical

Build Technical Capacity on Executive Team
 Technical Capacity, Strategic Plan and Transit Management Consulting RFP Issued
 IT Technical Capacity Support Services RFP Issued

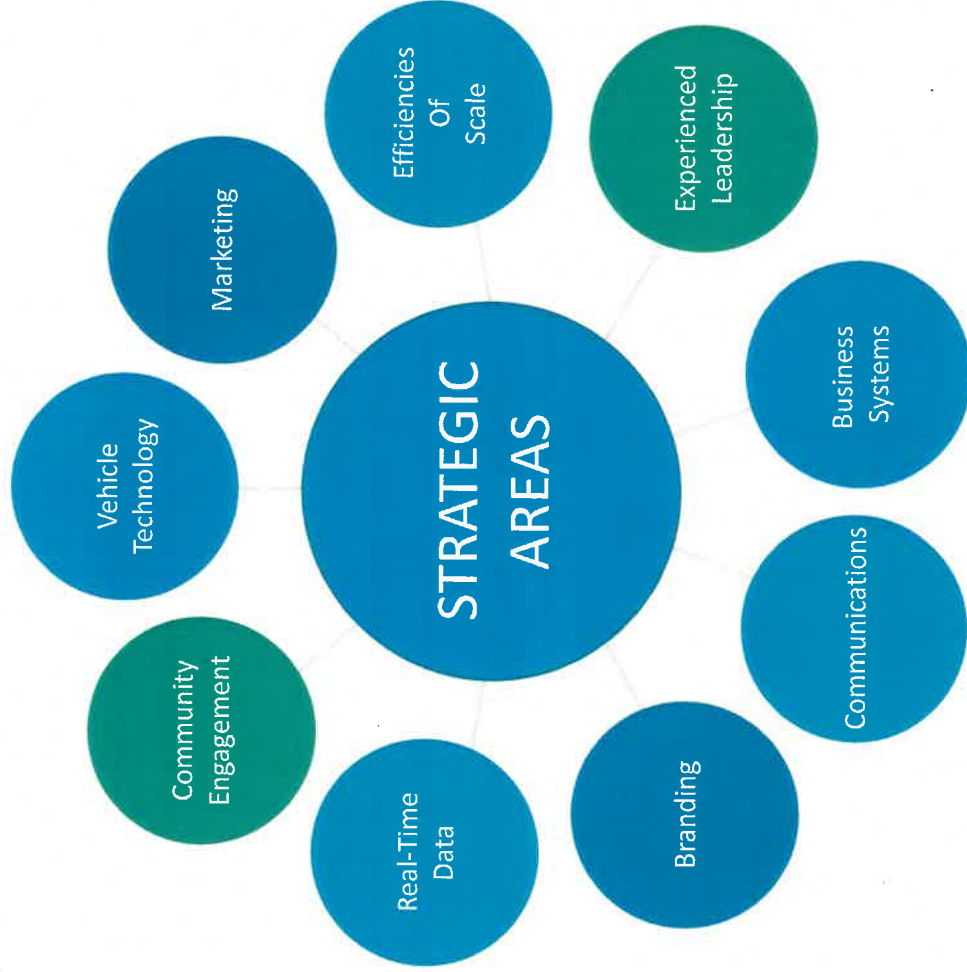




OPERATIONS

TIKON

TRANSFORM TO BEST IN CLASS



OPERATIONS



OPERATIONS



COVID-19 INDUSTRY-LEADING SOLUTIONS





FIX IT FIRST

TIRDA

FIX IT FIRST



\$30M FEDERAL GRANT APPLICATION

\$7.5 M ODOT Match



23 Letters of Support

U.S.
Congress

State &
Local
Officials

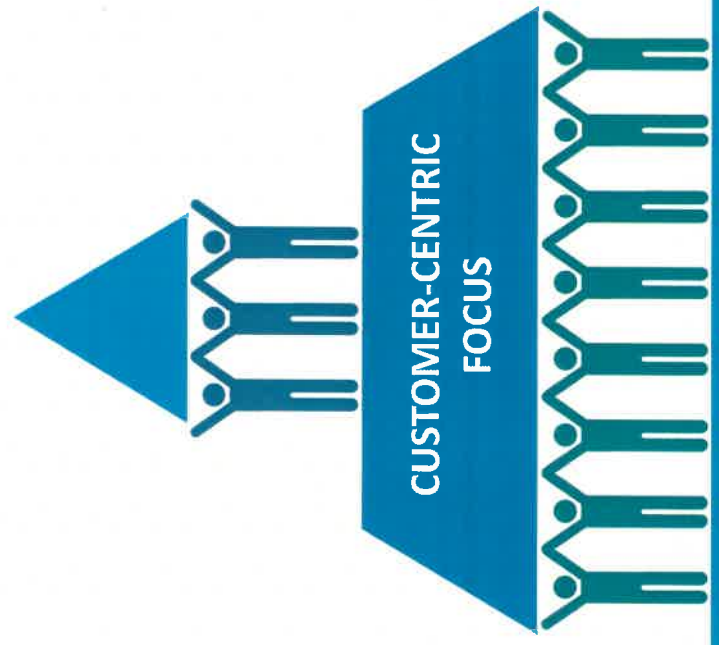
Chamber &
Business
Community



FIX IT FIRST



CUSTOMER & COMMUNITY FOCUS



COMMUNITY-LED DESIGN = SOLUTIONS THAT MEET COMMUNITY NEEDS





FUTURE

TRON

FUTURE



BUS SYSTEM IDEAS

Service Expansion

- Frequency
- Sunday Service
- Early Morning
- Late Night
- Major Events
- Major Employers

System Redesign

- Faster Trips
- Destination Focused
- Cross-town grid service model
- Rebranding

Diversify Services

- Micro-transit
- Community Needs
- Diversified Fleet
- Fuel efficiency
- Business Driven

Getting There

- Multi-modal mini hubs
- Rail, Bike, Ped connections
- Wayfinding
- Connect to jobs

Economic Benefits

- Attract and grow talent and businesses
- People to jobs
- Economic development

Student Programs

- Universities
- Students
- Internships
- Future Workforce

Bus Rapid Transit (BRT)

- High frequency corridors
- Pre-board Fare
- Transit Oriented Development
- Attracts new Businesses



FUTURE



TRANSFORMATION TIMELINE



Phase I

2020

- 1. Staff Technical Capacity
- 2. Human Assets
- 3. Technology
- 4. Infrastructure
- 5. Funding

DISCOVERY

Phase II

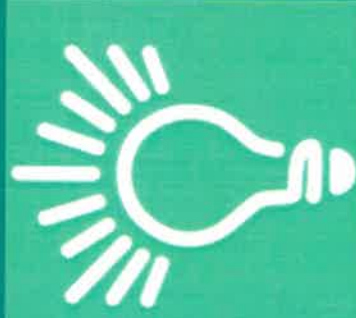
2021-2022

- 1. Bus System Redesign
- 2. Community Engagement
- 3. Rider & Human Services Solutions
- 4. Deploy Business Systems
- 5. Technology Engineering Design

PLANNING

Phase III

2023+



IMPLEMENTATION





FUNDING

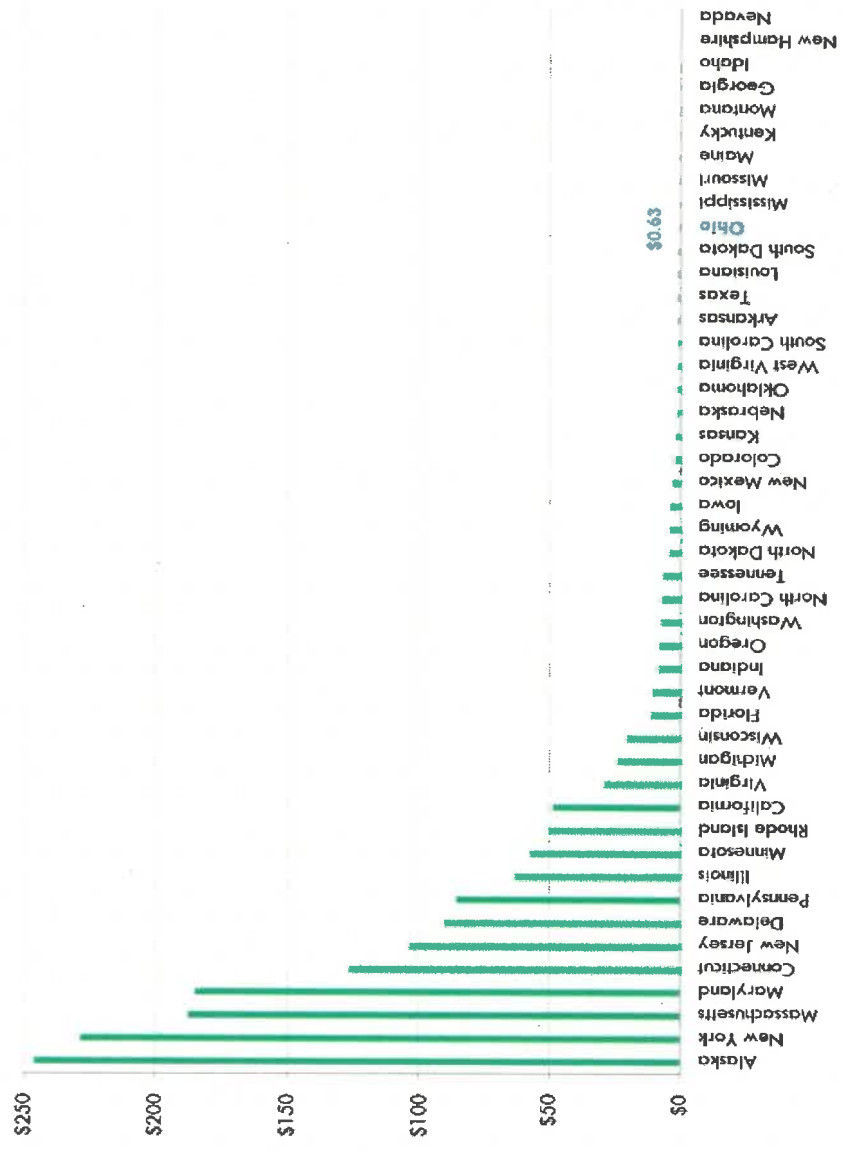
TIRSA





FUNDING

TRANSIT FUNDING BY STATES

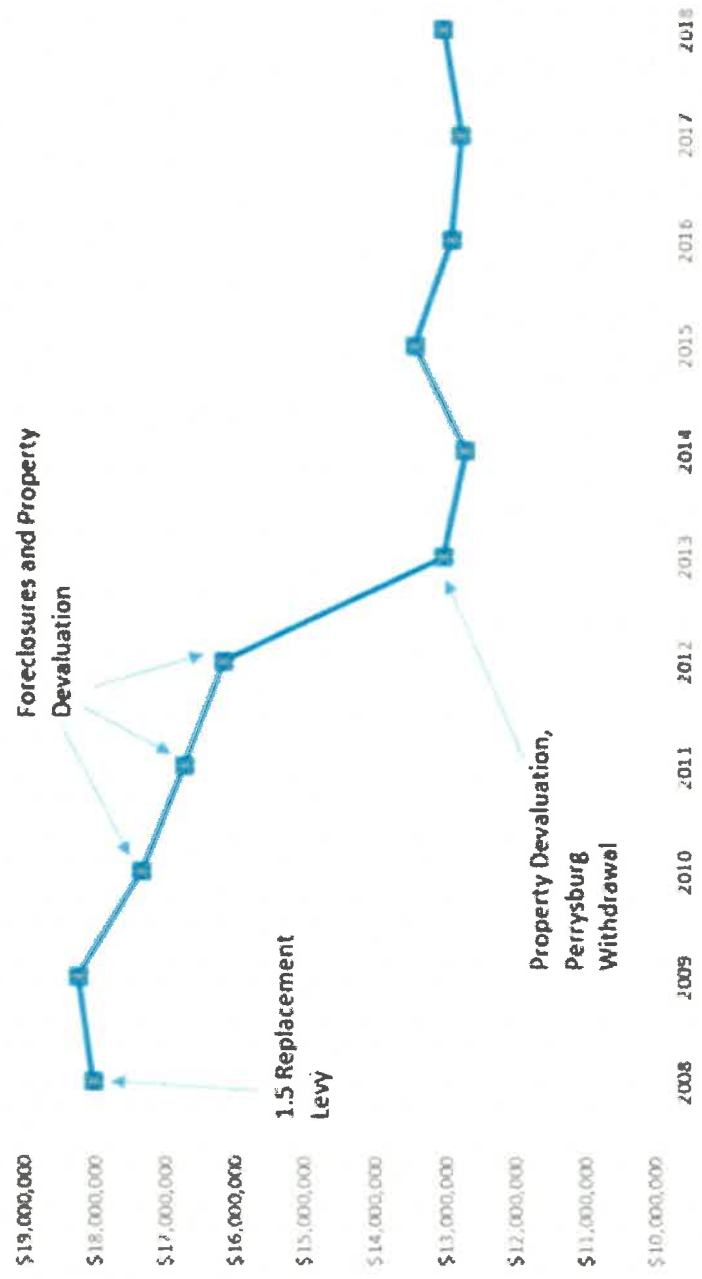




FUNDING



PROPERTY TAX TREND



FUNDING



OPERATIONS FUNDING MODEL

2018



FUTURE





FUNDING



ADEQUATE INFRASTRUCTURE INVESTMENT

CAPITAL USED TO FUND DEFICIT

CAPITAL

FEDERAL

80%

LOCAL

20%

\$7+ million in annual
Federal Funding

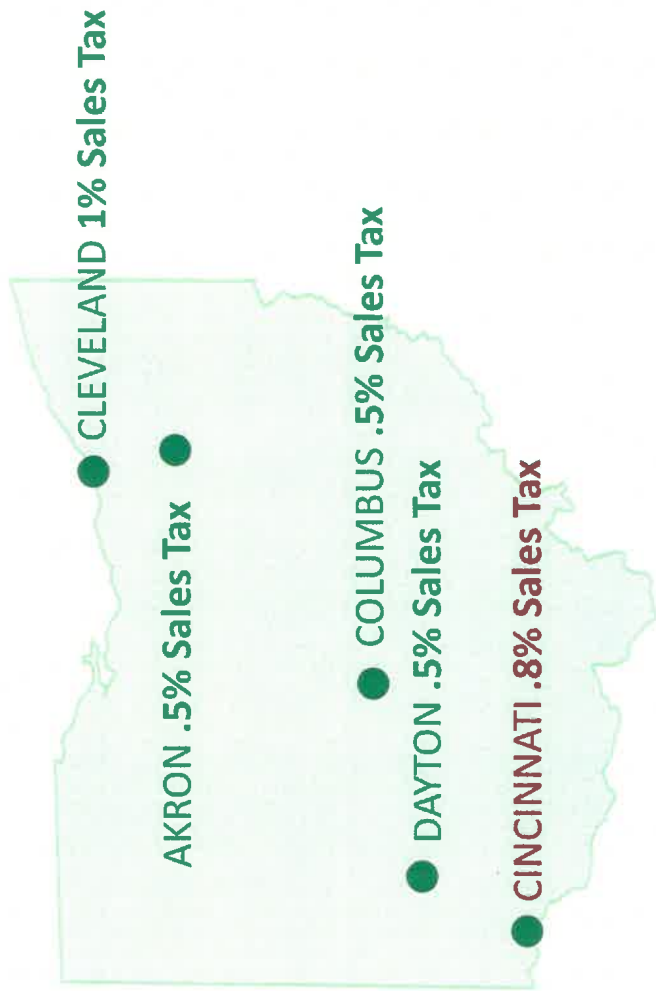
Competitive Grants



FUNDING



TRANSIT FUNDING TRENDS IN OHIO



MORE PROGRESSIVE MODEL

- More Equitable
- Responds Faster to Inflation
- Broader Contribution Base
- Control over Purchases



OUR PARTNERSHIP

The logo for TIRDA, consisting of the word "TIRDA" in a bold, white, sans-serif font, positioned in the upper right corner of the page. The background of the page is a dark, abstract composition of flowing, translucent shapes in shades of blue, teal, and orange, creating a sense of movement and depth.



WE NEED YOUR SUPPORT RESOLUTION PASSAGE

- Add Lucas County as a member of TARTA
- Eliminating TARTA'S 2.5 mill property taxes and substituting a .5% sales and use tax
- Allocating monies from sales tax to fund TARTA operations
- Allocating monies from sales tax to fund municipal TIF projects





TARON

QUESTIONS & ANSWERS

RESOLUTION NO. 13 -2020

A RESOLUTION AMENDING THE RESOLUTIONS PREVIOUSLY ADOPTED WHICH CREATED THE TOLEDO AREA REGIONAL TRANSIT AUTHORITY (TARTA) BY: (1) ADDING LUCAS COUNTY AS A MEMBER OF TARTA; (2) ELIMINATING TARTA'S 2.5 MILL PROPERTY TAXES AND SUBSTITUTING A ONE-HALF PERCENT SALES AND USE TAX; (3) ALLOCATING MONIES FROM THE SALES AND USE TAX COLLECTED TO TARTA TO DIRECTLY FUND ITS OPERATIONS AND ALLOCATE MONIES FROM THE SALES AND USE TAX COLLECTED TO OTHER LOCAL GOVERNMENTAL ENTITIES FOR THE INSTALLATION, MAINTENANCE AND IMPROVEMENT OF MASS TRANSIT RELATED INFRASTRUCTURE; PROVIDED THAT SUCH CHANGES ARE CONTINGENT UPON VOTER APPROVAL OF THE NEW TARTA FUNDING SYSTEM AT THE NOVEMBER 3, 2020 GENERAL ELECTION; AND DECLARING AN EMERGENCY.

WHEREAS, the Toledo Area Regional Transit Authority (TARTA) exists as a political subdivision under the laws of the State of Ohio and is operated in the following jurisdictions (Member Communities): the City of Toledo, the City of Maumee, the City of Sylvania, the City of Rossford, the Village of Ottawa Hills, the City of Waterville, and the Township of Sylvania; and,

WHEREAS, TARTA provides transit services within the areas of the Member Communities which are within portions of Lucas and Wood Counties; and,

WHEREAS, TARTA currently derives funding from two ad valorem property taxes (one 1.0 mill levy and one 1.5 mill levy) for a total of 2.5 mills paid by the property owners within the area of TARTA; and,

WHEREAS, several other Regional Transit Authorities in Ohio utilize a sales and use tax to fund operations which funding system is viewed as a preferable method of funding because it is paid by non-residents as well as residents; and,

WHEREAS, a sales and use tax funding system requires the addition of Lucas County as one of TARTA's Member Communities; and,

WHEREAS the Board of Trustees of TARTA has approved pursuing changes to TARTA's organizational and funding system which would: (1) expand mass transit service to all of Lucas County by adding Lucas County as a Member Community; (2) eliminate the current 2.5 mill property tax levies and substitute a one-half percent sales and use tax; (3) allocate monies from the sales and use tax collected to TARTA to directly fund its operations and allocate monies from the sales and use tax collected to other local governmental entities for the installation, maintenance and improvement of mass transit related infrastructure; and

WHEREAS, the proposed changes require the consent of all current TARTA Member Communities and the consent of the proposed new Member Community, Lucas County, in a timely manner so that the TARTA Board of Trustees may take action to place an issue onto the November 3, 2020 ballot.

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

Section 1. The Council of the City of Sylvania, Ohio hereby consents to and approves of the addition of Lucas County as a Member Community of TARTA pursuant to Ohio Revised Code §306.321 and the expansion of the territorial boundaries of TARTA to be coextensive with the boundaries of TARTA's Member Communities as now or hereafter exist.

Section 2. The Council of the City of Sylvania hereby consents to and approves of replacing TARTA's existing 2.5 mill property tax levies with sales and use taxes, contingent upon and subject to voter approval of a one-half percent sales and use tax at the November 3, 2020 general election, in accordance with all provisions of law for transitioning from a property tax funding system to a sales and use tax funding system as described in Ohio Revised Code §306.321 and as further provided and agreed to by the Member Communities. The Council of the City of Sylvania consents to and approves of the placement of the sales and use tax question onto the November 3, 2020 ballot. The tax shall be in effect for a period of ten (10) years. In accordance with Ohio Revised Code §5739.023, the tax shall become effective on the first day of the calendar quarter next following the sixty-fifth day following the date the

tax commissioner receives from the board of elections the certification of the results of the election on the question of the tax.

Section 3. If the described sales and use tax is approved by the voters, the monies derived therefrom will be utilized in accordance with Ohio Revised Code §306.35, and after application of §306.321, certain of these sums collected are to be expended for public infrastructure projects described in Ohio Revised Code Section 306.353 to assist other local governmental entities in the TARTA service area in funding installation, maintenance and improvement of transit related infrastructure so that the roads, sidewalks, bridges, bus stops, bus shelters, signage and associated improvements are adequate to allow TARTA to operate its vehicles and serve its passengers in the Member Communities, with annual payments as follows: City of Toledo - \$300,000; City of Maumee - \$90,000; Village of Ottawa Hills - \$90,000; City of Rossford - \$90,000; City of Sylvania - \$90,000; Township of Sylvania - \$90,000; City of Waterville - \$90,000.

Section 4. The City of Sylvania hereby consents to and approves of a revised composition of the TARTA Board of Trustees to reflect its expanded geographical boundaries, as follows:

- A. Four members, who shall have terms of three years, shall be appointed by the Mayor of the City of Toledo with the advice and consent of the Council of the City of Toledo;
- B. Three members, who shall have terms of three years, shall be appointed by the Board of County Commissioners for Lucas County;
- C. One member, who shall have a term of three years, shall be appointed by the Mayor of the City of Maumee, with the advice and consent of the Council of the City of Maumee;
- D. One member, who shall have a term of three years, shall be appointed by the Mayor of the Village of Ottawa Hills, with the advice and consent of the Council of the Village;
- E. One member, who shall have a term of three years, shall be appointed by the Mayor of the City of Rossford with the advice and consent of the Council of the City of Rossford;
- F. One member, who shall have a term of three years, shall be appointed by the Mayor of the City of Sylvania with the advice and consent of the Council of the City of Sylvania;
- G. One member, who shall have a term of three years, shall be appointed by the Board of Trustees of Sylvania Township;
- H. One member, who shall have a term of three years, shall be appointed by the Mayor of the City of Waterville with the advice and consent of the Council of the City of Waterville.

Any vacancy occurring in the position of a member of the Board of Trustees shall be filled for the unexpired term in the manner provided for an initial appointment.

Section 5. The Board of Trustees of TARTA shall adopt its resolution providing for the submission of the question of the imposition of an additional one-half percent sales and use tax to the

electors of TARTA, as enlarged, not later than ten (10) days following the filing of the ordinances and resolutions of the Member Communities, all as provided in Ohio Revised Code §306.321.

Section 6. The Council of the City of Sylvania's consent and approval of the foregoing is expressly contingent upon other existing Member Communities of TARTA consenting to the admission of Lucas County as a Member Community and the approval of ordinances or resolutions substantially similar to this resolution authorizing the changes described herein. In accordance with Ohio Revised Code §306.321, in the event the sales and use tax is not approved, Lucas County shall not be included as a Member Community of TARTA and the geographical boundaries of TARTA shall be the same as they were prior to the date Lucas County was admitted as a Member Community.

Section 7. All prior resolutions adopted by the Council of the City of Sylvania with respect to TARTA are amended and superseded to the extent they are inconsistent with the provisions of this resolution.

Section 8. It is found and determined that all formal actions of this (Board or Council) concerning and relating to the adoption of this resolution were adopted in an open meeting in compliance with all legal requirements, including Ohio Revised Code §121.22.

Section 9. This resolution is hereby declared to be an emergency and shall be effective immediately upon its adoption. The reason for the emergency is that this measure is necessary for the immediate preservation of the public peace, health, safety and welfare and also because it is necessary to immediately inform other TARTA Member Communities of the Council of the City of Sylvania's desire and intention to consent to the reorganization of TARTA in the manner described herein and permit an orderly and timely process to proceed by which Member Communities may consider and adopt similar ordinances and resolutions.

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

8a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 4, 2020

To: The Mayor and Members of Sylvania City Council

Re: **Right-of-Way Dedication by Warranty Deed from Gregory J. Fell and Amy L. Fell
5015 Harroun Road**

Dear Mr. Mayor and Council Members:

Mr. and Mrs. Gregory Fell are the owners of a 1.9-acre parcel of real estate in the City of Sylvania at 5015 Harroun Road (R-1 zoning). This parcel is located at the northwest corner of the intersection of Harroun Road and Brint Road.

On February 12, 2020 the Sylvania Municipal Planning Commission approved the split of this parcel into five (5) residentially zoned R-1 lots. At the request of the Service Department, a sixth parcel at the southeast corner was created for the purpose of dedicating right-of-way to the City for future roadway purposes.

The owners have executed and delivered to the Service Department a warranty deed for the 0.012-acre parcel inclusive of a legal description and drawing. We would request Council acceptance of this parcel for right-of-way purposes. Please call with any questions.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

Approved for Transfer

Debra Saldaña
Secretary, Municipal
Planning Commission

GENERAL WARRANTY DEED

Gregory J. Fell and Amy L. Fell, husband and wife, **Grantors**, of Lucas County, State of Ohio, in consideration of One Dollar (\$1.00) and other valuable consideration paid, does hereby Bargain, Sell and Convey to the **City of Sylvania**, an Ohio Municipal Corporation, **Grantee** and its successors and assigns forever, whose tax-mailing address is 6730 Monroe Street, Sylvania, Ohio 43560, the following described property:

SEE ATTACHED EXHIBIT "A"

Subject to: easements and restrictions of record; zoning ordinances and regulations, if any, all legal highways; and taxes and assessments due and payable after date hereof.

This conveyance is expressly made to satisfy the conditions as required by the City of Sylvania, Ohio to permit the development of certain real property owned by Grantors.

Prior instrument reference:

Parcel No.

Executed this 14th day of April, 2020.

Gregory J. Fell

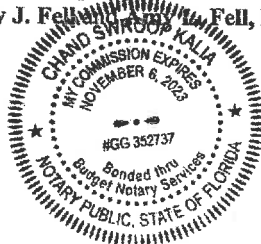
Gregory J. Fell

Amy L. Fell

Amy L. Fell

STATE OF FLORIDA, LEE COUNTY, ss:

The foregoing instrument was acknowledged before me this 14th day of April, 2020, by **Gregory J. Fell and Amy L. Fell**, husband and wife.



Chand Suresh Kalia

Notary Public

My Commission Expires On: 11-06-2023

Instrument Prepared By:
Kevin J. Kenney, Esq.
Kevin J. Kenney & Associates, Ltd.
6711 Monroe Street, Bldg. IV, Suite C
Sylvania, OH 43560
419-517-1300

ORAVECZ & ASSOCIATES, LLC
Surveyors & Engineers
5333 Secor Road, Suite 2, Toledo, Ohio, 43623
Office: (419) 474-6664
Email: goravec@oraveczassociates.com

January 28, 2020
Tom Reynolds Builders
Parcel 6
0.012 of an Acre

A parcel of land being part of the Southwest 1/4 of Section 10, Town 9 South, Range 6 East, in the City of Sylvania, Lucas County, Ohio and is bounded and described as follows (all set iron rods mentioned in this description are 5/8 inch diameter topped with a surveyor's cap ORAVECZ PS 5439);

Commencing at a monument box found at the Southeast corner of the Southwest 1/4 of said Section 10;

thence North 00°-00'-15" East, along the East line of the Southwest 1/4 of said Section 10, a distance of 65.53 feet, to an iron rod set the point of BEGINNING of the hereinafter described parcel of land, said point of BEGINNING being the Southeast corner of a parcel of land now or formerly owned by Gregory J. and Amy L. Fell as recorded in Official Record 20110329-0012311, Lucas County, Ohio records and also being the Northeast corner of a parcel of land now or formerly owned by The City of Sylvania as recorded in Microfiche 97-0365-A07, Lucas County, Ohio records;

thence South 43°-07'-29" West, along a common line between said parcels recorded in Official Record 20110329-0012311 and in Microfiche 97-0365-A07, a distance of 41.93 feet to a iron rod set marking the North right-of-way line of Brint Road Extension;

thence South 87°-48'-12" West, along a common line between said parcels recorded in Official Record 20110329-0012311 and in Microfiche 97-0365-A07 and being along the North right-of-way line of Brint Road Extension, said right-of-way line being 36.00 feet by rectangular measurement Northerly of and parallel to the South line of the Southwest 1/4 of said Section 10, a distance of 14.22 feet to a iron rod set;

Exhibit A

Page 2

January 28, 2020
Tom Reynolds Builders
Parcel 6
0.012 of an Acre

thence North 43°-07'-29" East, a distance of 62.72 feet to a iron rod set marking the West right-of-way line of Harroun Road and also being on the East line of the Southwest 1/4 of said Section 10;

thence South 00°-00'-15" West, along the West right-of-way line of Harroun Road (66.00 foot wide right-of-way), also being along the East line of said parcel recorded in Official Record 20110329-0012311 and the East line of the Southwest 1/4 of said Section 10, a distance of 14.63 feet to the point of BEGINNING.

Containing 0.012 of an acre of land, more or less, all of which lies within parcel number 82-04021 and is subject to all legal highways, legal easements, restrictions, leases of record, records in respective utility offices and other conveyances, if any.

Prior Deed reference: OR 20110329-0012311, Lucas County, Ohio records

The bearings hereon are based on an assumed bearing of North 00°-00'-15" East for the East line of the Southwest 1/4 of Section 10, also being the West right-of-way line of Harroun Road.

ORAVECZ & ASSOCIATES, LLC



George V. Oravec 1-29-2020
George V. Oravec Date
Ohio Registered Surveyor No. 5439
Job Number: 24167

ORDINANCE NO. 20 -2020

ACCEPTING FROM GREGORY J. FELL AND AMY L. FELL, A WARRANTY DEED OF RIGHT-OF-WAY; DEDICATING THE SAME FOR PUBLIC PURPOSES; AND DECLARING AN EMERGENCY.

WHEREAS, Gregory J. Fell and Amy L. Fell are the owners of real estate in the City of Sylvania at the northwest intersection of Harroun and Brint Roads; and,

WHEREAS, on February 12, 2020 the Municipal Planning Commission approved the split of this parcel into five (5) residentially zoned R-1 lots; and,

WHEREAS, the Director of Public Service, by report dated May 4, 2020, indicated that he requested a sixth parcel be created for the purpose of dedicating right-of-way to the City for future roadway purposes; and,

WHEREAS, Mr. and Mrs. Fell have executed and delivered to the City of Sylvania, a Warranty Deed for right-of-way which Warranty Deed is in the form and substance of "Exhibit A", attached hereto and made a part hereof.

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

SECTION 1. That the Warranty Deed as so executed, tendered and delivered, as described on "Exhibit A" be, and the same hereby is, accepted from Gregory J. Fell and Amy L. Fell, the grantors of said deed.

SECTION 2. That the real estate conveyed by said Warranty Deed, identified herein as "Exhibit A" be, and the same hereby is, dedicated as right-of-way.

SECTION 3. That recorded deed shall be filed with the Director of Finance, and will be maintained by him as a part of the records of this City.

SECTION 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 Deed tendered should be accepted forthwith so that other matters relative to clearing title to the acquired property and the overall project will not be delayed. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2020, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

Approved for Transfer

Debra Saldaña
Secretary, Municipal
Planning Commission

GENERAL WARRANTY DEED

Gregory J. Fell and Amy L. Fell, husband and wife, Grantors, of Lucas County, State of Ohio, in consideration of One Dollar (\$1.00) and other valuable consideration paid, does hereby Bargain, Sell and Convey to the City of Sylvania, an Ohio Municipal Corporation, Grantee and its successors and assigns forever, whose tax-mailing address is 6730 Monroe Street, Sylvania, Ohio 43560, the following described property:

SEE ATTACHED EXHIBIT "A"

Subject to: easements and restrictions of record; zoning ordinances and regulations, if any, all legal highways; and taxes and assessments due and payable after date hereof.

This conveyance is expressly made to satisfy the conditions as required by the City of Sylvania, Ohio to permit the development of certain real property owned by Grantors.

Prior instrument reference:

Parcel No.

Executed this 14th day of April, 2020.

Gregory J. Fell

Gregory J. Fell

Amy L. Fell

Amy L. Fell

STATE OF FLORIDA, LEE COUNTY, ss:

The foregoing instrument was acknowledged before me this 14th day of April, 2020, by Gregory J. Fell and Amy L. Fell, husband and wife.



Chad S. Kell

Notary Public

My Commission Expires On: 11-06-2023

Instrument Prepared By:
Kevin J. Kenney, Esq.
Kevin J. Kenney & Associates, Ltd.
6711 Monroe Street, Bldg. IV, Suite C
Sylvania, OH 43560
419-517-1300

ORAVECZ & ASSOCIATES, LLC
Surveyors & Engineers
5333 Secor Road, Suite 2, Toledo, Ohio, 43623
Office: (419) 474-6664
Email: goravecz@oraveczassociates.com

January 28, 2020
Tom Reynolds Builders
Parcel 6
0.012 of an Acre

A parcel of land being part of the Southwest 1/4 of Section 10, Town 9 South, Range 6 East, in the City of Sylvania, Lucas County, Ohio and is bounded and described as follows (all set iron rods mentioned in this description are 5/8 inch diameter topped with a surveyor's cap ORAVECZ PS 5439);

Commencing at a monument box found at the Southeast corner of the Southwest 1/4 of said Section 10;

thence North 00°-00'-15" East, along the East line of the Southwest 1/4 of said Section 10, a distance of 65.53 feet, to an iron rod set the point of BEGINNING of the hereinafter described parcel of land, said point of BEGINNING being the Southeast corner of a parcel of land now or formerly owned by Gregory J. and Amy L. Fell as recorded in Official Record 20110329-0012311, Lucas County, Ohio records and also being the Northeast corner of a parcel of land now or formerly owned by The City of Sylvania as recorded in Microfiche 97-0365-A07, Lucas County, Ohio records;

thence South 43°-07'-29" West, along a common line between said parcels recorded in Official Record 20110329-0012311 and in Microfiche 97-0365-A07, a distance of 41.93 feet to a iron rod set marking the North right-of-way line of Brint Road Extension;

thence South 87°-48'-12" West, along a common line between said parcels recorded in Official Record 20110329-0012311 and in Microfiche 97-0365-A07 and being along the North right-of-way line of Brint Road Extension, said right-of-way line being 36.00 feet by rectangular measurement Northerly of and parallel to the South line of the Southwest 1/4 of said Section 10, a distance of 14.22 feet to a iron rod set;

Exhibit A

Page 2

January 28, 2020
Tom Reynolds Builders
Parcel 6
0.012 of an Acre

thence North 43°-07'-29" East, a distance of 62.72 feet to a iron rod set marking the West right-of-way line of Harroun Road and also being on the East line of the Southwest 1/4 of said Section 10;

thence South 00°-00'-15" West, along the West right-of-way line of Harroun Road (66.00 foot wide right-of-way), also being along the East line of said parcel recorded in Official Record 20110329-0012311 and the East line of the Southwest 1/4 of said Section 10, a distance of 14.63 feet to the point of BEGINNING.

Containing 0.012 of an acre of land, more or less, all of which lies within parcel number 82-04021 and is subject to all legal highways, legal easements, restrictions, leases of record, records in respective utility offices and other conveyances, if any.

Prior Deed reference: OR 20110329-0012311, Lucas County, Ohio records

The bearings hereon are based on an assumed bearing of North 00°-00'-15" East for the East line of the Southwest 1/4 of Section 10, also being the West right-of-way line of Harroun Road.

ORAVECZ & ASSOCIATES, LLC



George V. Oravec 1-29-2020
George V. Oravec Date

Ohio Registered Surveyor No. 5439

Job Number: 24167

9a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

May 4, 2020

To: The Mayor and Members of Sylvania City Council

Re: **ROOF REPLACEMENTS (CITY ADMINISTRATION BUILDING AND SYLVANIA MUNICIPAL COURT)
CHANGE ORDER NO. 1 (FINAL)**

Dear Mr. Mayor and Council Members:

The asphalt shingle roof replacements on our City Administration Building and Sylvania Municipal Court buildings were recently completed. The original contract amount with Overhead Roofing and Sheet Metal, Inc. on the project was \$98,192.00 and received Council approval on April 6, 2020 by Ordinance 18-2020. Now that the project is completed, the final installed quantities have been resolved and a change order is necessary to adjust the final contract price.

The installed quantities have resulted in a decrease to the original contract in the amount of \$192.00. Once the asphalt shingles were removed on both structures it was determined there would not need to be any sheathing replacements. As a result, the sheathing contingency quantities in the bid were not needed.

A total change order in the amount of \$192.00 is necessary to decrease the final contract amount from \$98,192.00 to \$98,000.00.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

dsw

TO OWNER:
 CITY OF SYLVANIA
 6730 MONROE STREET
 SYLVANIA, OHIO 43560

FROM CONTRACTOR:
 OVERHEAD ROOFING AND SHEET METAL, INC.
 340 NEW TOWNE SQUARE DRIVE
 TOLEDO, OHIO 43612

APPLICATION NO: 1 (FINAL)
 PERIOD TO: 4/20/2020 TO
 4/30/2020

PROJECT: ROOF REPLACEMENTS (CITY ADMINISTRATION BUILDING AND SYLVANIA MUNICIPAL COURT)

SHEET: 1 OF 1

LINE NO.	BID ITEM NO.	A DESCRIPTION OF WORK	UNIT	BID QUANTITY	UNIT PRICE	B BID VALUE	C ESTIMATED QUANTITY INSTALLED	D VALUE	E MATERIALS PRESENTLY STORED (NOT IN C)	F TOTAL COMPLETED AND STORED TO DATE (D+E)	% (F/B)	G BALANCE TO FINISH (B-F)
1	-	Asphalt Roof Replacement (City Administration Building)	LUMP	1	\$61,400.00	\$61,400.00	1	\$61,400.00		\$61,400.00	100%	\$0.00
2	-	Roof Sheathing (City Administration Building)	SQ FT	32	\$3.00	\$96.00	0	\$0.00		\$0.00	0%	\$96.00
3	-	Asphalt Roof Replacement (Sylvania Municipal Court)	LUMP	1	\$36,600.00	\$36,600.00	1	\$36,600.00		\$36,600.00	100%	\$0.00
4	-	Roof Sheathing (Sylvania Municipal Court)	SQ FT	32	\$3.00	\$96.00	0	\$0.00		\$0.00	0%	\$96.00
TOTAL						\$98,192.00		\$98,000.00		\$98,000.00		\$192.00

9b.

ORDINANCE NO. 21 -2020

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 1 (FINAL) TO THIS CITY'S AGREEMENT WITH OVERHEAD ROOFING AND SHEET METAL, INC. FOR THE ADMINISTRATION BUILDING AND SYLVANIA MUNICIPAL COURT ROOF REPLACEMENT PROJECT WHICH REFLECTS THE ACTUAL WORK PERFORMED ON THIS PROJECT; DECREASING THE CONTRACT AMOUNT BY \$192.00; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 18-2020, passed April 6, 2020, accepted the bid of Overhead Roofing and Sheet Metal, Inc., which bid was in the amount of \$98,000; and,

WHEREAS, the Director of Public Service, by report dated May 4, 2020, has recommended the acceptance of Change Order No. 1(Final) of Overhead Roofing and Sheet Metal, Inc. for said Administration Building and Sylvania Municipal Court Roof Replacement Project to reflect the final installed quantities; and,

WHEREAS, after removal of the shingles, it was determined that no sheathing replacements were necessary, therefore, the sheathing contingencies in the bid were unnecessary; and,

WHEREAS, the actual work performed resulted in a net decrease to the contract in the amount of One Hundred Ninety-Two Dollars (\$192.00), for a total contract amount of \$98,000.00.

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

SECTION 1. That said change order decreasing the contract amount by the sum of One Hundred Ninety-Two Dollars (\$192.00) be, and the same hereby is, approved, and the Mayor and the Director of Finance be, and they hereby are, authorized to sign said change order on behalf of this City, thereby indicating such approval and changing the total contract amount.

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 adjustments in the contract for said actual work performed and quantities used should be approved immediately. 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.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

109

ORDINANCE NO. 22 -2020

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.

WHEREAS, Resolution No. 19-2000, passed June 5, 2000, granted permission to install banners in the public right-of-way on the Toledo Edison poles located on Monroe Street by Wendy's across to the area in front of Country Squire Plaza (near the intersection of Corey Road and Monroe Street); and,

WHEREAS, Resolution No. 19-2000 provided that the applications were to be reviewed on an application-by-application basis and set forth the criterion on which the applications were to be considered; and,

WHEREAS, Ordinance No. 20-2018, passed May 21, 2018, amended Part Eleven – Planning and Zoning Code of the Codified Ordinances of Sylvania, 1979, as amended, by amending Section 1166.07 – Standards for Permitted Signs to permit banners to be installed in the downtown; and,

WHEREAS, Lourdes University has submitted a request to hang a banner within said public right-of-way to promote the Lourdes University 2020 Spring Commencement on May 9, 2020; and,

WHEREAS, the banner will hang from May 6, 2020 – May 20, 2020 and will comply with all of the terms and conditions set forth in Resolution No. 19-2000 and Ordinance No. 20-2018.

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

SECTION 1. That the application of Lourdes University to hang a banner on across the downtown block of Main Street between Maplewood Avenue and Monroe Street is found to comply with Section 1166.07(h)(2)(A)(1) and is hereby approved.

SECTION 2. That the Zoning Administrator is authorized to sign said permit granting permission to proceed under the application hereby approved.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that permission should be granted immediately to provide for the installation of the banner. 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



CONGRATS, LOURDES GRADUATES!



11a

ORDINANCE NO. 23 -2020

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE ON BEHALF OF THE CITY OF SYLVANIA, OHIO, TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF LUCAS, OHIO, TO CHANGE THE FORMULA USED IN DETERMINING THE CITY'S SHARE OF THE OPERATING COSTS IN THE SYLVANIA/LUCAS COUNTY SANITARY SEWER AGREEMENT OF APRIL 24, 1973; AND DECLARING AN EMERGENCY.

WHEREAS, Lucas County and the City of Sylvania entered into an Agreement on April 24, 1973 for the County to accept and receive at the point of connection on the County Trunk sewer shown on Exhibit C attached to said agreement all of the sanitary sewage and liquid wastes originating in the Sylvania Service Area shown on Exhibit B attached to said Agreement, which Agreement was authorized by the Council of the City of Sylvania by Ordinance No. 17-73, passed April 24, 1973; and,

WHEREAS, the April 24, 1973 Agreement provides in part in Section 9(E) thereof that the boundaries of the Sewer Service Areas of the parties thereto should not be further changed except by supplemental written agreement of the parties thereto; and,

WHEREAS, Ordinance No. 112-89, passed by the Council of the City of Sylvania on November 20, 1989, authorized the Mayor and Director of Finance to enter into an Agreement with Lucas County to increase the size of the Sylvania Service Area by one hundred sixty (160) acres; and,

WHEREAS, the Agreement was amended on June 18, 1992 and August 21, 1995, whereby among other things, the County agreed to accept and receive at the point of connection on the County trunk sewer shown on Exhibit C attached to said Agreement all of the sanitary sewage and liquid wastes originating in the Sylvania Service Area shown on Exhibit B attached

to said 1973 Agreement; and,

WHEREAS, at the April 20, 2020 meeting of Sylvania City Council, the Director of Public Service reported that the formula in our Agreement used to calculate the City's share of operating costs for the LCWRRF is cumbersome and proposed amending the City's Agreement to be consistent with how the other participating communities pay their share of the operating costs; and,

WHEREAS, following the Director of Public Service's report at the April 20, 2020 Sylvania City Council meeting, legislation was authorized to approve the proposed amendment to the Agreement, a copy of which is attached hereto as "Exhibit A" to change the method of calculating the City's share of operating costs for the LCWRRF.

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

SECTION 1. That the Mayor and Director of Finance be, and they hereby are, authorized to enter into an Agreement with Lucas County, Ohio, in the form and substance of the Amendment to Sewerage Agreement attached hereto as "Exhibit A."

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 method for determining the City's share of operating costs should be based on the City's flow sent to the plant and the formula should be amended as soon as possible. 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

AGREEMENT AMENDMENT

THIS AGREEMENT AMENDMENT (hereinafter referred to as "Amendment") made and entered into this ___ day of _____, 2020, by and between the County of Lucas, a political subdivision organized and existing under the laws of the State of Ohio (hereinafter referred to as the "County"), duly authorized by a Resolution adopted by its Board of County Commissioners on the _____ day of _____, 2020 and the City of Sylvania, a municipal corporation organized and existing under the laws of the State of Ohio (hereinafter referred to as the "City"), duly authorized by Ordinance No. _____, passed by its Council on the _____ day of _____, 2020.

WITNESSETH:

WHEREAS, the County and the City did, on April 24, 1973, enter into an Agreement for the joint use of the Maumee River Wastewater Treatment Plant (hereinafter referred to as the "MRWWTP") and trunk sewer from the MRWWTP; and,

WHEREAS, said Agreement was amended on November 20, 1989, June 18, 1992 and July 25, 2002; and,

WHEREAS, both parties hereby agree to modify said Section 6 of the original April 24, 1973 Agreement as follows: Delete paragraph one through four, beginning with

"The CITY shall pay to the COUNTY..." and ending with "...for purposes of computing BOD_T, SS_T, Pt."

And substitute:

"As its share of the cost of operating and maintaining the Lucas County Water Resource Recovery Facility (LCWRRF), the City shall pay to the County that fraction of the cost of operating and maintaining such facilities determined by dividing the quantity of sewage discharged by the City into the LCWRRF as measured by a metering device or devices approved by the County and City by the total quantity of sewage delivered to the LCWRRF, as measured by a metering device installed at the LCWRRF."

; and,

WHEREAS, the County and the City expressly understand and agree that this Agreement is intended to confer no rights of beneficiary to third parties and that this Agreement is intended to inure to the benefit only to the County and the City; and,

WHEREAS, a determination that any part of this Amendment is invalid shall not invalidate or impair the force or effect of any other part thereof, except to the extent that such other part is wholly dependent for its operation upon the part so declared invalid; and,

IN WITNESS WHEREOF, the County and the City have caused this Amendment to be executed by their respective officers hereunto duly authorized as of the day and year first above written.

{SIGNATURES ON FOLLOWING PAGE}