

Minutes of the Meeting of Council
May 1, 2017

The Council of the City of Sylvania, Ohio met in regular session on May 1, 2017 at 7:30 p.m. with Mayor Craig A. Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Mark Luetke, Doug Haynam, Sandy Husman, Jason Mishka, Mary Westphal: (7) present; (0) absent.

Roll call:
All, present.

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

Pledge of
Allegiance.

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

Requests were made for the following additions to the agenda:

- 4a. Move agenda item 9 to 4a.

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

Agenda
approval.

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

Mrs. Westphal presented the April 17, 2017 meeting minutes. Mrs. Westphal moved, Mr. Haynam seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of April 17, 2017 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
April 17 meeting
minutes.

Mrs. Westphal moved, Mr. Luetke seconded to confirm Mayor Stough's appointments of John Bolster, for a term expiring in 12/31/19, Michael Lieber and Jan Shearer, for a term expiring 12/31/18 to the Sister City Commission. Roll call vote being: Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Sister City
Appointments:
Leiber, Bolster,
Shearer.

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

Service Director's report on the 2016 Sanitary Lining project was placed on file. Mr. Mishka presented and read aloud by title only, proposed Ordinance No. 38-2017, 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. 2 to this City's agreement with Insituform Technologies, USA, LLC for the 2016 Sanitary Sewer

Ordinance No.
38-2017;
".....2016 Sewer
Lining Project
CO#2..."

Minutes of the Meeting of Council
May 1, 2017

Lining Project which reflects the actual work performed on this project; increasing the contract amount by \$10,065.30; appropriating funds therefore; and declaring an emergency.”; Mr. Mishka moved, Mrs. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Husman, Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Mr. Mishka moved, Mrs. Westphal seconded, that Ordinance No. 38-2017 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Mishka, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

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

Service Director’s report on the ODOT Salt Bid for 2017-18 season was placed on file. Mr. Frye presented and read aloud by title only, proposed Ordinance No. 39-2017, 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. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Mishka, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Ordinance No. 39-2017, “...purchase de-icing salt for 2017-2018 season...”

Mr. Frye moved, Mr. Luetke seconded, that Ordinance No. 39-2017 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Mishka, (7) yeas; (0) nays. The motion carried.

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

Mayor Stough stated that proposed Ordinance No. 82-2016, “Authorizing to enter into a Memorandum of Understanding between Sylvania Township Board of Trustees and the City of Sylvania to help provide a framework for fostering economic development through Joint Economic Development District, Annexations, and other Ann4xation agreements in the Sylvania Community” is currently in the Zoning & Annexation Committee. Mayor Stough also stated the Township has approved the agreement. The Committee will discuss at upcoming meeting.

Update on proposed Ord. No. 82-2016.

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

Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 40-2017, a written copy of same having been previously furnished to each member of Council,

Ordinance No. 40-2017,

Minutes of the Meeting of Council
May 1, 2017

“Authorizing the Director of Law to initiate the filing of a lawsuit against the State of Ohio regarding the unconstitutionality of the amendments of Ohio Revised Code Chapter 4939; and declaring an emergency”; Mrs. Westphal moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being; Cappellini, Frye, Haynam, Husman, Luetke, Mishka, Westphal, (7) yeas; (0) nays. The motion carried.

“Authorizing to initiate lawsuit...ORC Chapter 4939...” (cell tower locations)

Mrs. Westphal moved, Mr. Luetke seconded, that Ordinance No. 40-2017 be enacted as an emergency measure as declared therein; roll call vote being: Frye, Haynam, Husman, Luetke, Mishka, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

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

Mr. Haynam stated that the Zoning & Annexation Committee met at 6:00 p.m. on this date to discuss the proposed Ordinance No. 31-2017, Adult Day Care Centers in zoning code, and medical marijuana regulations update. After discussion on proposed Ordinance No. 31-2017, Adult Day Care Centers, the committee referred it back to administration for further research. After discussion on the extensive regulatory requirements governing the medical marijuana in Ohio, there was no current support for a moratorium and it was agreed that if any member of council or administration believed additional regulations are necessary and appropriate, they would bring forth suggested legislation.

Z & A Com. Mtg. report re: Ord 31-2017 and medical marijuana.

Mr. Haynam set a Zoning & Annexation committee meeting for May 15, 2017 at 6:45 p.m. to discuss proposed Ordinance No. 31-2017, Adult Day Care Centers, and proposed Ordinance No. 82-2016, Memo of Understanding with Sylvania Township on economic development.

Set Z & A Com Mtg.; 5/15/17; 6:45 p.m.

Mr. Aller provided information on the Public Safety and Service Day to be held on Saturday, May 20th, 2017 from 10a.m. – 1:00p.m. in the City Hall parking lot.

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

Mrs. Westphal moved, Mr. Haynam seconded that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 8:27 p.m.

Adjournment.

Clerk of Council

Mayor

Minutes of the Meeting of Council
May 1, 2017