

Minutes of the Meeting of Council
April 15, 2019

The Council of the City of Sylvania, Ohio met in regular session on April 15, 2019 at 7:30 p.m. with Mayor Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Doug Haynam, Sandy Husman, Mark Luetke, Patrick Richardson, Mary Westphal; (7) present; (0) absent.

Roll call:
All present.

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

Pledge of
Allegiance.

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

The following items were added to the agenda:

- 5a. Agenda item 10b moved to 5a.
- 5b. Agenda item 10c moved to 5b.
- 12. Schedule a Committee of the Whole meeting to discuss 2020 Budget.

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

Agenda
approval.

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

Mrs. Westphal presented the April 1, 2019 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 1, 2019 be approved; roll call vote being: Frye, Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
April 1 meeting
minutes.

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

Ms. Jenny Briggs presented a petition with 150 signatures for construction of a sidewalk along Centennial Road between the Sunoco gas station and Mayberry. She and other speakers spoke regarding safety in that area. Ms. Tiffany Scott, owner of Mayberry Ice Cream provided information on preliminary costs and easements. Mrs. Westphal moved, Mr. Luetke seconded to refer this matter to the Streets Committee with input from the Community Relations Committee and Administration for further review and recommendation.

Referral of
potential
Centennial Rd.
sidewalk to
Street
Committee.

Mr. Frye reported on the Safety Committee meeting held this date at 6:00 p.m. that was a public information session on the Designated Outdoor Refreshment area. The boundaries were modified and hours were modified to 12:00 p.m. to 12:00 a.m.

Safety Com Mtg
report: DORA
boundaries &
hours amended.

Minutes of the Meeting of Council
April 15, 2019

- Mr. Frye presented and read aloud by title only, proposed Ordinance No. 37-2019, “Creating a Designated Outdoor Refreshment Area; establishing regulations as requested by law; and declaring an emergency.” Mr. Frye moved, Mr. Richardson seconded, that Council dispense with the Second and Third Reading of said Ordinance; roll call vote being: Husman, Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried. Ordinance No. 37-2019, “Creating a DORA.....”
- Mr. Frye moved, Mrs. Westphal seconded, that Ordinance No. 37-2019 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.
- Mr. Haynam moved, Mrs. Westphal seconded to enter into Executive Session for the purpose of discussion of potential litigation at 8:46 p.m. Roll call vote being: Richardson, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried. Executive Session re: potential litigation.
- Mrs. Westphal moved, Mr. Luetke seconded to return from Executive Session to General Session at 9:08 p.m. Roll call vote being: Frye, Haynam, Husman, Luetke, Richardson, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.
- Mr. Haynam reported on the Zoning & Annexation Committee meeting held at 6:00 p.m. on this date. He stated there was discussion on the proposed extension of three easements and the potential economic opportunities for the business. Zoning Com. Mtg report: re: Easements.
- Mr. Haynam moved, Mrs. Cappellini seconded to table the three easements ordinances (Ordinance 31-2019, 32-2019 & 33-2019) until the next council meeting. Roll call vote being: Richardson, Westphal, Cappellini, Haynam, Husman, (5) yeas; Frye, Luetke, (2) nays. The motion carried. Table Ord # 31-2019, 32-2019 & 33-2019 until next mtg.
- Mayor Stough stated that Council will now consider agenda item 6.
- Law Director Brinning reported that the additional information from Bruce J. Fondren, Sr. on zoning ordinance amendment application ZA-1-2018 has not yet been received due to applicant working with their engineer for final plans. Proposed action on this application will be continued until the May 6, 2019. Continuation of ZA-1-2018 action until May 6, 2019.
- Mayor Stough stated that Council will now consider agenda item 7.

Minutes of the Meeting of Council
April 15, 2019

Service Director’s report on the Monroe Street and Harroun Road Improvements, letter of interest, was placed on file. Mr. Richardson moved, Mrs. Westphal seconded to authorize to begin Letters of Interest solicitation for the Monroe St and Harroun Road Improvements project. Roll call vote being: Haynam, Husman, Richardson, Westphal, Luetke, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Letter of interest solicitation- Monroe & Harroun Rd improvements.

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

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 36-2019, “Authorizing the Mayor and Director of Finance to enter into agreements with a Head Teacher, Teachers, and Aides for the Sylvania Safety City Program begin conducted by the Sylvania Division of Police; providing funds therefore; and declaring an emergency.” Mr. Frye moved, Mrs. Husman seconded, that Council dispense with the Second and Third Reading of said Ordinance; roll call vote being: Husman, Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Ordinance No. 36-2018, “...agreements with teachers, aids for Safety City...”

Mr. Frye moved, Mrs. Westphal seconded, that Ordinance No. 36-2019 be enacted as an emergency measure as declared therein; roll call vote being: Luetke, Richardson, Westphal, Cappellini, Frye, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

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

Mr. Frye moved, Mrs. Westphal seconded to request a public hearing in our county seat for the transfer of the D5 and D6 liquor permit from Vardean LLC, d/b/a Smokehouse Bistro, 7625-7627 Sylvania Ave., Sylvania, Ohio to MPN Group LLC, d/b/a Jeds, 7625-7627 Sylvania Ave., Sylvania, Ohio. Roll call vote being: Richardson, Westphal, Cappellini, Frye, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Request a hearing-liquor permit, Jeds, 7625-27 Sylvania Ave.

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

Mrs. Westphal reported on the Utilities Committee meeting held on April 3, 2019. She reported the committee reviewed the Ditch Maintenance fee assessment modifications as presented by Service Director Aller. The assessment modification is to base the assessment on impervious area verses the per front foot assessment that is in place now. Also discussed were revisions to Sylvania Codified Ordinances Section 925 and 929, Sewer Service charges.

Utilities Com. Mtg report re: Ditch Maint Assessment & Syl Cod. Ord. Sewer Service Charges.

Minutes of the Meeting of Council
April 15, 2019

Mrs. Westphal moved, Mr. Luetke seconded to schedule a Committee of the Whole meeting to discuss the 2020 Budget for April 23, 2019 at 5:00 p.m. Roll call vote being: Westphal, Cappellini, Frye, Haynam, Husman, Luetke, Richardson, (7) yeas; (0) nays. The motion carried.

COW Mtg. re:
2020 Budget set
for 4/23/19 @
5:00 p.m.

Mayor Stough reported on the gas tax increase of 10.5 cents will provide the City \$399,750 additional revenue annually for the Street Capital fund and the allowance of an additional \$5.00 license plate tax could provide an additional \$87,000.

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

Mrs. Westphal moved, Mr. Richardson seconded that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned at 9:40 p.m.

Adjournment.

Clerk of Council

Mayor

Minutes of the Meeting of Council
April 15, 2019

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April 15, 2019