

Minutes of the Meeting of Council
September 21, 2020

The Council of the City of Sylvania, Ohio met in regular session on September 21, 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.

The following items were added to the agenda:

3a. Introduction of Nancy Larson running for the Ohio House District #47 Representative.

15a. Set Finance Committee meeting.

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.

Nancy Larson, candidate for the Ohio House District #47 provided an overview of her background.

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

Mrs. Westphal presented the September 8, 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 September 8, 2020 be approved; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
September 8,
meeting minutes.

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

Mayor Stough read the Proclamation of the Sisters of St. Francis of Sylvania, Ohio celebrating anniversaries of professed religious life in 2020.

Proclamation
Sisters of St.
Francis.

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

Fire Chief Michael Ramm presented information on the fire levy ballot issue. He stated Issue No. 13 is a 1.9 mill levy that will cost a \$150,000 home value \$99.75 per year and will provide apparatus replacement, full time staffed ambulance, etc.

Fire Levy ballot
issue
information.

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

Mrs. Westphal reported on the Public Hearing held at 7:00 p.m. on this date to consider the Petition for Zoning Ordinance Amendment, ZA-1-2020, from South Briar LCC (David Schmitt), from “R-1”, Single-Family Residential Large Lot District to “B-2” General Business District and “R-3” Multiple Dwelling Medium Density District. for property located at 5111 & 5123 Main Street, Sylvania, Ohio 43560.

Report of P.H. on
ZA-1-2020,
South Briar LLC
R-1 to B-2 &
R-3.

Due to the applicant not being present, Mrs. Westphal stated this hearing will be recessed until October 5, 2020 at 7:00 p.m.

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

Mrs. Westphal presented and read aloud by title only, proposed Resolution No. 18-2020, a written copy of same having been previously furnished to each member of Council, “A Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor; and declaring an emergency.” Mrs. Westphal moved, Mr. Haynam seconded, that Council dispense with the Second and Third Reading of said Resolution; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Resolution No.
18-2020,
“Accepting
amount & rates
by Co. Budget
Commission...”

Mrs. Westphal moved, Mr. Frye seconded, that Resolution No. 18-2020 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 9.

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

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 68-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from Joseph Phillips 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: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough, (7) yeas; (0) nays. The motion carried.

Ordinance No.
68-2020,
“Temp
easement....
Cushman
Rd...Joseph
Phillips...”

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Mr. Frye moved, Ms. Stough seconded, that Ordinance No. 68-2020 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. McCann presented and read aloud by title only, proposed Ordinance No. 69-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from Nichole Purcel 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: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Ordinance No. 69-2020,
“Temp easement.... Cushman Rd...Nichole Purcel...”

Mr. McCann moved, Ms. Stough seconded, that Ordinance No. 69-2020 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.

Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 70-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from Darren Snapp 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. 70-2020,
“Temp easement.... Cushman Rd...Darren Snapp...”

Mr. Richardson moved, Mr. McCann seconded, that Ordinance No. 70-2020 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.

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 71-2020, a written copy of same having been previously furnished to each member of Council, “Accepting a temporary construction easement from Grandview Home Services, LLC for the improvement of Cushman Road; dedicating the temporary easement for public purposes; appropriating funds therefore; 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: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

Ordinance No. 71-2020,
“Temp easement.... Cushman Rd...Grandview Home Services, LLC...”

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Mr. Haynam moved, Ms. Stough seconded, that Ordinance No. 71-2020 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.

Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 72-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Nicholas Sargent 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: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas; (0) nays. The motion carried.

Ordinance No. 72-2020, "Temp easement... Cushman Rd...Nicholas Sargent..."

Mrs. Cappellini moved, Mr. McCann seconded, that Ordinance No. 72-2020 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.

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

Service Director's report on the Brookfield Estates Resurfacing Project was placed on file.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 73-2020, 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 (Final) to this City's agreement with Gerken Paving, Inc. for the Brookfield Estates Resurfacing Project which reflects the final installed quantities and actual work performed on this project; increasing the contract amount by \$9,907.64; 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: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No. 73-2020, "...Change Order No. 1, (Final) ...Brookfield Estates Resurfacing..."

Mr. Frye moved, Ms. Stough seconded, that Ordinance No. 73-2020 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.

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

Service Director's report on the Silica Drive Bridge Replacement Project – Consultant Letter of Interest request was placed on file.

Mr. Frye moved, Mr. Haynam seconded to authorize administration to approve the Letter of Interest solicitation for the Silica Drive Bridge Replacement Project. Roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Authorization of Letter of Interest Solicitation-Silica Bridge Replacement.

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

Service Director's report on the Electric Vehicle Charging Station was placed on file.

Ms. Stough presented and read aloud by title only, proposed Resolution No. 19-2020, a written copy of same having been previously furnished to each member of Council, "A Resolution authorizing the Mayor and Director of Finance to prepare and submit an application to participate in the Ohio Environmental Protections Agency's Level 2 Electric Vehicle Charging Station Grant Program; to execute contracts as required; and declaring an emergency." Ms. Stough moved, Mr. McCann seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

Resolution No. 19-2020, "...Authorizing to submit application OEPA's Level 2 Electric Vehicle Charging Station..."

Ms. Stough moved, Mr. Frye seconded, that Resolution No. 19-2020 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 13.

Mr. McCann moved, Mrs. Westphal seconded to allow Mr. Frye to push back from table due to conflict of interest. Roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Mr. Frye push back from table, due to conflict of interest.

Mr. McCann presented and read aloud by title only, proposed Ordinance No. 67-2020, a written copy of same having been previously furnished to each member of Council, "Authorizing the Mayor and Director of Finance to enter into a Letter of Intent for the potential purchase of solar-generated energy and related electric consulting agreement; and declaring an emergency." Mr. McCann moved, Mrs. Westphal seconded, that

Ordinance No. 67-2020, "...Letter of Intent for potential purchase solar-

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Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Richardson, Stough, Westphal, Cappellini, Haynam, McCann, (6) yeas; (0) nays. The motion carried. generated energy...”

Mr. McCann moved, Mr. Haynam seconded, that Ordinance No. 67-2020 be enacted as an emergency measure as declared therein; roll call vote being: Stough, Westphal, Cappellini, Haynam, McCann, Richardson, (6) yeas; (0) nays. The motion carried.

Mr. Frye returned to the table.

Mayor Stough stated that Council will now consider agenda item 14.

Police Chief Schnoor reported on the Notice of new C-1, Beer only in original sealed container for carry out only; C2, Wine and mixed beverages in sealed containers for carry out only; and D6, Sale of intoxicating liquor on Sunday between the hours of 10:00a.m. and midnight for S & G Stores, LLC d/b/a S & G 79 at 5502 Monroe St., Sylvania, OH 43560.

Mrs. Westphal moved, Mr. Haynam seconded to not request a hearing on the new C-1, Beer only in original sealed container for carry out only; C2, Wine and mixed beverages in sealed containers for carry out only; and D6, Sale of intoxicating liquor on Sunday between the hours of 10:00a.m. and midnight for S & G Stores, LLC d/b/a S & G 79 at 5502 Monroe St., Sylvania, OH 43560. Roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried. No Public Hearing on Liquor permit for S & G Stores, LLC, 5502 Monroe St., Sylvania, OH.

Mayor Stough stated that Council will now consider agenda item 15.

Mrs. Westphal moved, Mr. Richardson seconded to set the Finance Committee meeting for Tuesday, October 13th at 3:30 p.m. in council chambers to discuss the 2021 Budget. Roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough, (7) yeas; (0) nays. The motion carried. This meeting will be offered on zoom. Finance Com. Mtg set for 10/13/20, @ 3:30 p.m.

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Mayor Stough stated all agenda items have been addressed.

Mrs. Westphal moved, Mr. McCann seconded to adjourn at 8:48 p.m. Roll call vote being: Westphal, Cappellini, Frye, McCann, Haynam, Richardson, Stough, (7) yeas; (0) nays. The motion carried. Adjournment.

Clerk of Council

Mayor

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