

Sylvania City Council

September 21, 2020

7:00 p.m. Public Hearing

ZA-1-2020, South Briar LLC, (David Schmitt)

5123 Main Street

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 Mr. Richardson.
3. Additions to the agenda.
4. Approval of the regular council meeting minutes of September 8, 2020.
5. Mayor's Proclamation of the Sisters of St. Francis of Sylvania, Ohio celebrating anniversaries of professed religious life in 2020.
6. Fire Chief Michael Ramm to present information on the Fire Levy ballot issue.
7. Report of the Public Hearing held at 7:00 p.m. on ZA-1-2020.
8. Proposed Resolution No. 18-2020, 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.
9. Cushman Road Improvement Project – Temporary Easements.
 - a. Service Director's report on temporary easements for project.
 - b. Proposed Ordinance No. 68-2020, Accepting a temporary construction easement from Joseph W. Phillips for the improvement of Cushman Road.
 - c. Proposed Ordinance No. 69-2020, Accepting a temporary construction easement from Nichole L. Purcel for the improvement of Cushman Road.
 - d. Proposed Ordinance No. 70-2020, Accepting a temporary construction easement from Darren C. Snapp for the improvement of Cushman Road.
 - e. Proposed Ordinance No. 71-2020, Accepting a temporary construction easement from Grandview Home Services, LLC for the improvement of Cushman Road.

- f. Proposed Ordinance No. 72-2020, Accepting a temporary construction easement from Nicholas Sargent for the improvement of Cushman Road.
- 10. Brookfield Estates Resurfacing project.
 - a. Service Director's report on Brookfield Estates Resurfacing, Change Order No. 1 (Final).
 - b. Proposed Ordinance 73-2020, Authorizing to approve Change Order No. 1 with Gerken Paving, Inc. for Brookfield Estates Resurfacing project.
- 11. Silica Drive Bridge Replacement Project.
 - a. Service Director's report on the Consultant Letter of Interest.
- 12. Electric Vehicle Charging Station Project.
 - a. Service Director's request for approval to apply for grant funds.
 - b. Proposed Resolution No. 19-2020, Resolution to prepare and submit an application to participate in the Ohio Environmental Protection Agency's Level 2 Electric Vehicle Charging Station Grant Program.
- 13. Proposed Ordinance No. 67-2020, 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.
- 14. 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.
- 15. Committee reports.
- 16. Committee referrals.

INFORMATION

- A. August 2020 Bank Reconciliation.
- B. Board of Architectural Review minutes from September 16, 2020.
- C. Municipal Planning Commission minutes from September 16, 2020.

Minutes of the Meeting of Council
September 8, 2020

The Council of the City of Sylvania, Ohio met in regular session on September 8, 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. McCann.

Pledge of
Allegiance.

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

The following items were added to the agenda:

- 4a. Proposed Ordinance No. 66-2020.
- 10a3. Report of Elden Ditch Drainage.
- 10a4. Report of Solar-generated energy. (Proposed Ordinance No. 67-2020)
- 12. Downtown Development Plan update.

Mrs. Westphal moved, Mr. McCann 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.

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

Mrs. Westphal presented the August 17, 2020 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 August 17, 2020 be approved; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the
August 17
meeting minutes.

Michelle Sprott from Sylvania Chamber of Commerce provided update on the downtown lighting project. She stated this is a \$122,000.00 project with the City contributing \$10,000.00 towards the project and all other funds being private. Service Director Aller provided information on the license agreement.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 66-2020, a written copy of same having been previously furnished to each member of Council, "Granting a license to the Sylvania Area Chamber of Commerce to enter a portion of City owned right-of-way to install and maintain overhead lights on Main Street between Summit, Maplewood Avenue and Monroe Street; authorizing the Mayor and Director of Finance to sign the license agreement; and declaring an emergency." Mr. Frye moved, Mr. McCann seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Ordinance No.
66-2020,
"Granting a
license to
Sylvania
COC...maintain
overhead lights
on Main St...."

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Mr. Frye moved, Mr. Richardson seconded, that Ordinance No. 66-2020 be enacted as an emergency measure as declared therein; roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

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

Mrs. Westphal presented and read aloud by title only, proposed Resolution No. 17-2020, a written copy of same having been previously furnished to each member of Council, "A Resolution of the Council of the City of Sylvania supporting the five-year, 0.42-mill renewal levy for the Sylvania Senior Center; and declaring an emergency"; Mrs. Westphal moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Resolution; roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Resolution No.
17-2020,
"...supporting
the 5-yr, 0.42
mill Senior
Center levy...."

Mrs. Westphal moved, Ms. Stough seconded, that Resolution No. 17-2020 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 6.

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. 58-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Michael J. Murdock 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.
58-2020,
"Temp
easement....
Cushman
Rd...Michael J.
Murdock..."

Mr. Frye moved, Mr. Haynam seconded, that Ordinance No. 58-2020 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.

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Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 59-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Michael J. Murdock 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: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Ordinance No.
59-2020,
"Temp
easement....
Cushman
Rd...Michael J.
Murdock..."

Mr. Richardson moved, Mr. Frye seconded, that Ordinance No. 59-2020 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. Haynam presented and read aloud by title only, proposed Ordinance No. 60-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Marvin Krohn and Kathy L. Krohn 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: McCann, Richardson, Stough, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Ordinance No.
60-2020,
"Temp
easement....
Cushman
Rd...Marvin &
Kathy L.
Krohn..."

Mr. Haynam moved, Mr. McCann seconded, that Ordinance No. 60-2020 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. McCann presented and read aloud by title only, proposed Ordinance No. 61-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Sharon Duvall and Larry Duvall for the improvement of Cushman Road; dedicating the temporary easement for public purposes; appropriating funds therefore; and declaring an emergency"; Mr. McCann moved, Mr. Haynam 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.
61-2020,
"Temp
easement....
Cushman
Rd...Sharon &
Larry Duvall..."

Mr. McCann moved, Mrs. Westphal seconded, that Ordinance No. 61-2020 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.

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Mrs. Cappellini presented and read aloud by title only, proposed Ordinance No. 62-2020, a written copy of same having been previously furnished to each member of Council, "Accepting a temporary construction easement from Bradley Szutienko and Michele Fry 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.
62-2020,
"Temp
easement....
Cushman
Rd...Bradley
Szutienko &
Michele Fry..."

Mrs. Cappellini moved, Mr. McCann seconded, that Ordinance No. 62-2020 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 7.

Service Director's report on the Cushman Road Improvement project – Work Agreements was placed on file.

Ms. Stough presented and read aloud by title only, proposed Ordinance No. 63-2020, 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 Work Agreement for tree removal with Michael E. VanZile and Carol J. Degroff-VanZile relative to the Cushman Road Improvement Project; appropriating funds therefore; and declaring an emergency." Ms. Stough moved, Mr. Frye 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.
63-2020,
"...Work
Agreement for
tree removal
...Cushman
Rd....VanZile."

Ms. Stough moved, Mr. Richardson seconded, that Ordinance No. 63-2020 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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Mrs. Westphal presented and read aloud by title only, proposed Ordinance No. 64-2020, 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 Work Agreement for tree removal with Julie A. Adams relative to the Cushman Road Improvement Project; appropriating funds therefore; and declaring an emergency."

Mrs. Westphal moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Ordinance No.
64-2020,
"... Work
Agreement for
tree removal
...Cushman
Rd....Adams."

Mrs. Westphal moved, Mr. McCann seconded, that Ordinance No. 64-2020 be enacted as an emergency measure as declared therein; roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

Mr. Frye presented and read aloud by title only, proposed Ordinance No. 65-2020, 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 Work Agreement for tree removal with Kirk B. Donnelly relative to the Cushman Road Improvement Project; appropriating funds therefore; and declaring an emergency." Mr. Frye moved, Mr. McCann 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.
65-2020,
"... Work
Agreement for
tree removal
...Cushman
Rd...Donnelly."

Mr. Frye moved, Ms. Stough seconded, that Ordinance No. 65-2020 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.

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

Mrs. Westphal moved, Mr. Haynam seconded to confirm the Mayor's appointment of Victoria Diesing to the Sylvania Tree Commission. Roll call vote resulted: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas, (0) nays.

Confirmation of
Mayor's Appt.
Victoria Diesing
to Tree
Commission.

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

Mayor Stough presented the list of items to be offered for sale. Mrs. Cappellini moved, Mr. Frye seconded, to authorize the sale of items from the Parks & Forestry Division on GovDeals.com since they are no longer needed by the City; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of
items for
GovDeals.com.

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

Mr. McCann reported the Utilities & Environment Committee met this date to discuss the water/sewer rate changes; investing in solar energy generation; and Elden ditch drainage area study.

Report of Utility
Committee.

Mr. McCann presented and read aloud by title only, proposed Ordinance No. 55-2020, a written copy of same having been previously furnished to each member of Council, "Amending the Codified Ordinances of Sylvania, 1979, as amended, by decreasing water service charges per one thousand gallons (1,000) from Eight and 74/100 Dollars (\$8.74) to Eight and 41/100 Dollars (\$8.41) for city users and from Ten and 93/100 Dollars (\$10.93) to Ten and 51/100 (\$10.51) for non-city users commencing September 25, 2020; and declaring an emergency." Mr. McCann moved, Mr. Haynam 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.
55-2020,
"Amending...
water service
charges....
effective
9/25/20..."

Mr. McCann moved, Mrs. Westphal seconded, that Ordinance No. 55-2020 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.

Mr. McCann presented and read aloud by title only, proposed Ordinance No. 56-2020, a written copy of same having been previously furnished to each member of Council, "Amending Chapter 925 of the Sylvania Codified Ordinances by amending Section 925.05 – Sewer Charges levied to increase the sewer charges for both Industrial and non-industrial City and Non-city users; and declaring an emergency." Mr. McCann moved, Mr. Frye seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye,

Ordinance No.
56-2020,
"Amending
Chapter 925-
Sewer Charges
...."

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Haynam, McCann, (7) yeas; (0) nays. The motion carried.

Mr. McCann moved, Ms. Stough seconded, that Ordinance No. 56-2020 be enacted as an emergency measure as declared therein; roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson, (7) yeas; (0) nays. The motion carried.

Mayor Stough stated that as there are no items for agenda item 11, Council will now consider agenda item 12.

Economic Development Director Sanford provided information on the Downtown Development Plan. Council will provide comments and hold a public meeting, via zoom, on September 15, 2020 to receive public comment on the Plan after a presentation from our Consultant who will review the vision of Downtown.

Public meeting
set for comment
of Downtown
Development
Plan.

Mayor Stough stated all agenda items have been addressed.

Mayor Stough acknowledged the information item A, being the 2021 Budget Schedule.

Mr. Frye moved, Mr. Richardson seconded to adjourn at 8:41 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

Office of the Mayor

P Proclamation

Whereas: there are 12 members of the Sisters of St. Francis of Sylvania, Ohio celebrating anniversaries of professed religious life in 2020; and

WHEREAS: it is fitting and proper to officially recognize that the service of these Sisters represents a total of 660 years of "Living the Gospel in joyful servanthood among all people"; and

WHEREAS: this year's Jubilarians are as follows: Platinum 75 Years, Sister Marie Andree Chorzempa; Diamond 60 Years, Sister Ann Marie Chmielewski, Sister Cecile D. Glodek, Sister M. Samuel Lubeck, Sister M. Irenaeus Samsel, Sister Kathleen Skog, and Sister M. Kateri Theriault; Golden 50 Years, Sister Sharon Derivan, Sister Ann Marie Emon, Sister M. Brenda Hawley, and Sister Mary Jon Wagner; Silver 25 Years, Sister Pamela Nosbusch.

NOW, THEREFORE, I, Craig A. Stough, Mayor, do hereby proclaim September 21, 2020 as

SISTERS OF ST. FRANCIS JUBILARIAN'S DAY

in the City of Sylvania.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the City of Sylvania to be set this 21st day of September, 2020.



Craig A. Stough, Mayor
City of Sylvania, State of Ohio

Keep Sylvania Safe



**Vote for
Issue 0**

Early Vote starts October 6 – Election Day is November 3

**Fire/EMS calls have increased by
more than 35% since 2014**

Issue 0 will improve your safety by:

- Adding fire fighter/paramedics to fire stations to respond when you need them most.
- Open a second ambulance 24/7 to make sure the fire department can respond to multiple calls at the same time.
- Enhance fire inspection, prevention, and community education programs.
- Provide state-of-the-art fire stations and updated fire equipment to make the fire department more efficient.

Vote for Safety – Vote for Issue 0



ABOUT YOUR SYLVANIA FIRE-EMS SERVICES

Q: Why did a fire truck come to my house when I called for a medical problem?

A: Every fire truck in the department has firefighters who are cross trained as paramedics. They also carry the same life-saving equipment (heart monitors, medications, etc.) you would find in an ambulance. By sending fire trucks that may be closer to your emergency, the department is making sure you get Advanced Life Support as quickly as possible during a time when seconds count.

Q: Does Sylvania have an EMS department as well?

A: Sylvania Fire-EMS is one department that covers all emergencies in the community, including EMS calls. All Sylvania fire fighters are also paramedics or EMTs. This model of cross-training allows for greater efficiency and better outcomes.

Q: I had a private ambulance take me to the hospital. Why is that?

A: Sylvania Fire -EMS operates within the Lucas County Emergency Medical Service platform. If all our ambulances are busy caring for other residents, Lucas County will dispatch a private ambulance to the scene. This is done to make sure your emergency is handled as quickly as possible and you are taken to the emergency department without any delay for the best outcome.

Q: How does the fire department offset costs?

A: Sylvania Fire/EMS has consistently pursued and been awarded multiple grants from outside entities in recent years. These grants offset the costs of items such as self-contained breathing apparatus (SCBA) and department radios.

Q: I have never used the fire department. Why should I vote for this?

A: Sylvania Fire/EMS is your high-quality insurance plan. Emergencies occur without warning and can leave you in a position requiring the assistance of your firefighter/paramedics. House fires, car accidents, medical emergencies, technical rescue, community paramedicine, and fire prevention, among others, are all services provided by Sylvania Fire/EMS to you, any time that you require them. The quality of service also promotes economic welfare and safety through community education programs.

Q: Why are response times important?

A: Firefighters know that seconds can mean the difference between life and death. That's why they measure their efficiency in how quickly they are able to respond. Fire stations are strategically placed throughout the community to ensure that when you call 9-1-1 your firefighters and paramedics are on the scene quickly.

Q: What does the fire department do other than fighting fires and responding to medical emergencies?

A: Sylvania Fire/EMS is an "all-hazards" response department, meaning that when 911 is contacted for an emergency, the fire department will respond. House fires, medical emergencies, car accidents, and rescue incidents. When not responding to emergencies, firefighters are part of the community with fire prevention and public education, building and business safety inspections and training for our neighbors with CPR classes.

Q: Is Sylvania still a volunteer department?

A: Sylvania Fire/EMS no longer employs volunteers as in the past. Our department is now staffed by career full-time firefighter/paramedics. All employees are trained to the same level to provide the highest level of care without delay on any emergency incident. All 4 fire stations have personnel on duty 24 hours a day, 7 days a week.

Q: How do you determine how many firefighters are on duty?

A: Nationally accepted standards help guide the department to set the number of firefighters on duty. We adhere to science-based, data-driven guidelines because we know that they have been shown to keep communities safe. For instance, we know that fire fighters have the best opportunity to extinguish a house fire and search for trapped victims when they have 18 fire fighters on the scene within 8 minutes. That means we need to have well-trained fire fighters standing by and ready to respond. In the case of a cardiac arrest, we need as many as six fire fighter paramedics on the scene to perform all the tasks necessary for a best outcome.

ABOUT ISSUE X

Q: What is the fire department going to do with the revenue of the levy?

A: The levy will enable the Department to:

- Maintain and improve our personal safety;
- Keep up with the growth and changing demographics of Sylvania;
- Protect the public's investment in our fire service's buildings and equipment; and
- Enhance fire inspection, prevention, and community education programs.

Q: How much will this cost?

A: 1.9 mills. For the owner of a \$150,000 home this is \$99.75 a year.

Q: Is this levy for the Township or the City fire department?

A: Sylvania Fire-EMS covers both the Township and the City with four stations. Issue X will maintain and improve personal safety; keep up with the growth and changing demographics of the community; protect the public's investment in our buildings and vehicles; and promote fire prevention and community education programs.

Q: Didn't we just vote for a levy?

A: This is the first request for new funding since voters approved a combined operating and capital levy in 2014. This levy was expected to advance the community for a minimum of five years and has now been in place for nearly six years.

Q: Why are you proposing a levy in a year where people are off work due to the coronavirus?

A: We are sensitive to the fact that in these unprecedented times citizens of the community are struggling. Your Sylvania firefighters have been on the front lines during this pandemic to keep you and your loved ones safe. The decision to propose a 1.9 mill levy was based on a rigorous needs assessment informed by extensive community input.

Q: Why does the fire department need more people?

A: Service calls have increased by 35.7% since 2014 and more than half of calls for service are overlapping incidents (two or more incidents at once). Much of the service demand results from population growth and daytime population growth that brings non-resident employees into our service area each workday. These factors have reduced available units at any one time and challenged our department's ability to meet National Safety Standards.

In addition, more than two-thirds of all calls are for medical and rescue runs. At the same time, availability of private ambulance service has decreased. The levy would support the hire of six new fire fighter/paramedics and purchase a second medical transport unit to meet this growing demand.



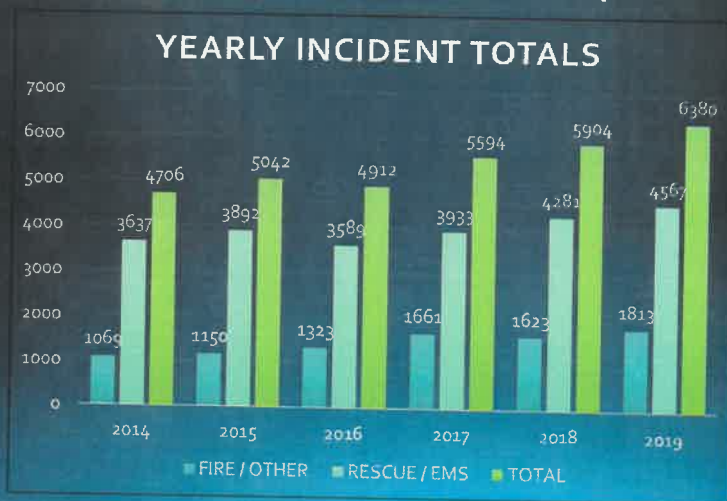
Sylvania Fire / EMS
For a Safer Sylvania

Why approach the community now?

- Increase in calls for service.
- 52.24% of calls for service are **overlapping** incidents. Reducing our available units for other calls for service.
 - Hire additional **personnel** to meet the National Safety Standards.
- **Population growth** of the Township & City.
- **Stewardship** of buildings and fleet.
- **Decrease** of private ambulance **service availability**.
- **Fully staff** an additional **Medic Unit**.
- Support of the **Health Education Resources and Outreach (HERO)** Community Paramedicine Program
- Preserve **public safety**.

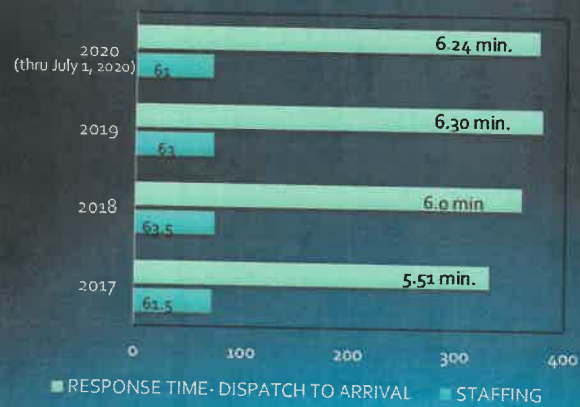


35.716% Increase from 2014



Fire Includes: All Fires, Hazardous Conditions, Severe Weather, Explosions, Overheat, Service Calls, Special Incidents


RESPONSE TIME vs STAFFING



Note: Comparable Data not available for the years 2014-2016



Community Comparisons



Sylvania is the **Largest Township** in Northwest Ohio
and the
8th Largest Township in Ohio

NORTHWEST OHIO COMMUNITY COMPARISONS

	Toledo	Maumee	Oregon	Perrysburg	Sylvania	Springfield Twp.	Perrysburg Twp.
County	Lucas	Lucas	Lucas	Wood	Lucas	Lucas	Wood
Population	274,975	13,584	19,918	21,570	48,448	29,865*	12,941
Sq. Miles	84.12	11.25	28.5	11.51	35.03	34.69	40.1
Median Income	\$35,866	\$66,020	\$70,368	\$74,271	\$73,887	\$54,037	\$87,947
Tax Value	\$3,319,773,310	\$1,358,294,269	\$1,492,430,780	\$701,901,360	\$1,476,305,510	\$751,155,610	\$1,528,707,110
Total FD Budget	\$76,410,296	\$3,582,380	\$3,992,576	\$4,391,137.00	\$11,033,051.00	\$6,476,680	\$4,374,000
# of Stations	19	2	3	2	4	3	1
# of Total Calls	60,602	2,336	4,151	2,834	8,650	4,268	1,500
# of Medics	7	3	5	3	2	2	3
Total # of Apparatus	52	16	28	9	18	18	18
Suppression Staff	565	32	112	76	67	84	66

OHIO COMPARABLE FIRE DEPARTMENTS

	Washington Twp.	Plain Twp.	Beavercreek Twp.	Miami Twp.	Sylvania	Union Twp.	Anderson Twp.
County	Montgomery	Stark	Greene	Clermont	Lucas	Clermont	Hamilton
Population	56,607	36,000	54,230	42,554	48,448	47,968	46,745
Sq. Miles	31.2	24.5	49.23	33.4	35.03	9.092	33.57
Municipality	Centerville	Canton	Beavercreek	Loveland, Milford	Sylvania	Cincinnati	Cincinnati
Median Income	\$66,777	\$51,537	\$79,243	\$88,928	\$73,887	\$82,775	\$97,537
Tax Value	\$1,876,400,090	\$820,781,060	\$1,860,508,060	\$1,181,068,150	\$1,476,305,520	\$1,062,778,680	\$1,247,754,750
Effective Mills	8.32871	7.221037	7.977472	4.67	5.79	10.4	7.48
# of Stations	5	4	5	4	4	5	4
# of Total Calls	8,087	5,287	6,900+	5,362	8,650	8,067	5,460
Patient Transport	5,303	3,335	4,700+	3,217	2,340	4,507	3,141
Total # of Apparatus	14	20	19	12	18	22	28
Suppression Staff	91	71.5	98	91	67	55	82

STAFFING

2018

•60 Firefighter/Paramedic
•74 Total Employees*

2020

•61 Firefighter/Paramedic
•72 Total Employees**

2021

•66 Firefighter/Paramedic
•77 Total Employees**

2023

•69 Firefighter/Paramedic
•80 Total Employees**

*Includes Non Suppression Staff & 7 part time FF/P
**Includes Non Suppression Staff



Goals

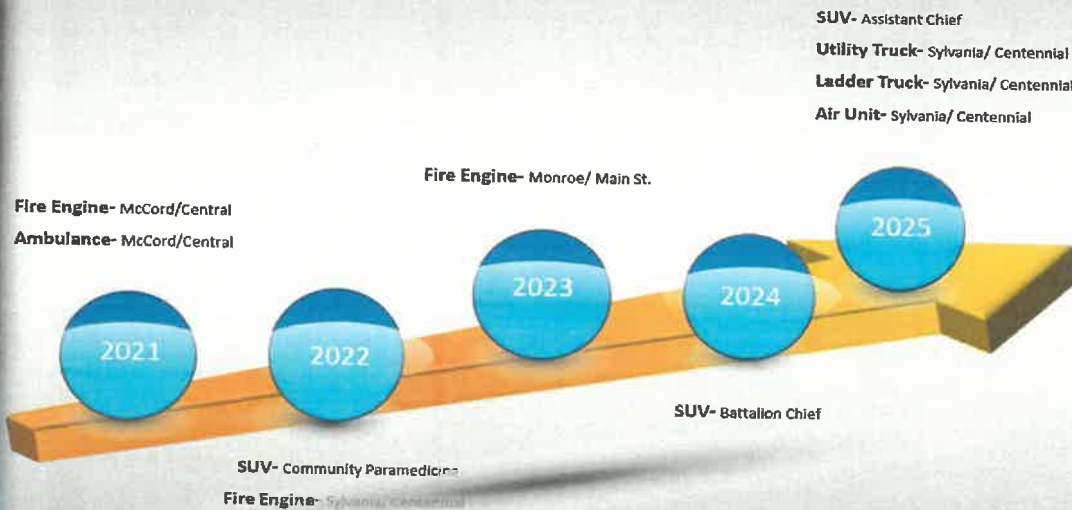
- Proposing a levy to the Sylvania community with the following parameters:
 - A requested **levy** of **1.9 mills**.
 - An expected **time frame** of a minimum of **four (4) years** and a maximum of **six (6) years** with the next levy request possibly occurring in 2024- 2026.
- Expand "**Cross-Staffing**" which allows crews to select the most appropriate response vehicle for the emergency. This practice can **improve response times** and **prevent the depreciation** of our fleet of apparatus.
- **Bolster recruitment, retention, cross-training, and succession planning** to prepare for numerous potential retirements.
- **Stewardship** approach to **building maintenance** to extend service life of the buildings.

Goals (continued)

- **Increased calls** for Service volume has **demand**ed the **preservation** of our current **fleet** while **adding** at least one **medic unit** to continue to provide **excellent service** to our community.
- **Increase** quality public **education**.
- Enhance **HERO Program** to handle non-emergent **incidents**.
- **Continue** to seek **grant opportunities** to **offset taxpayer cost**.
(\$1,025,265.00 awarded to Sylvania Township since 2011).



APPARATUS REPLACEMENT SCHEDULE



Homeowner Costs by *Taxable* Value

PROJECTED HOMEOWNER COST

1.9 mills - \$150,000 home	\$99.75 per year / \$8.31 per month
1.9 mills - \$200,000 home	\$133.00 per year / \$11.08 per month

Next Steps

- Formulation of Levy Committee
- Continued community input
- Presentation to City Council
- General Election Day- November 3, 2020.

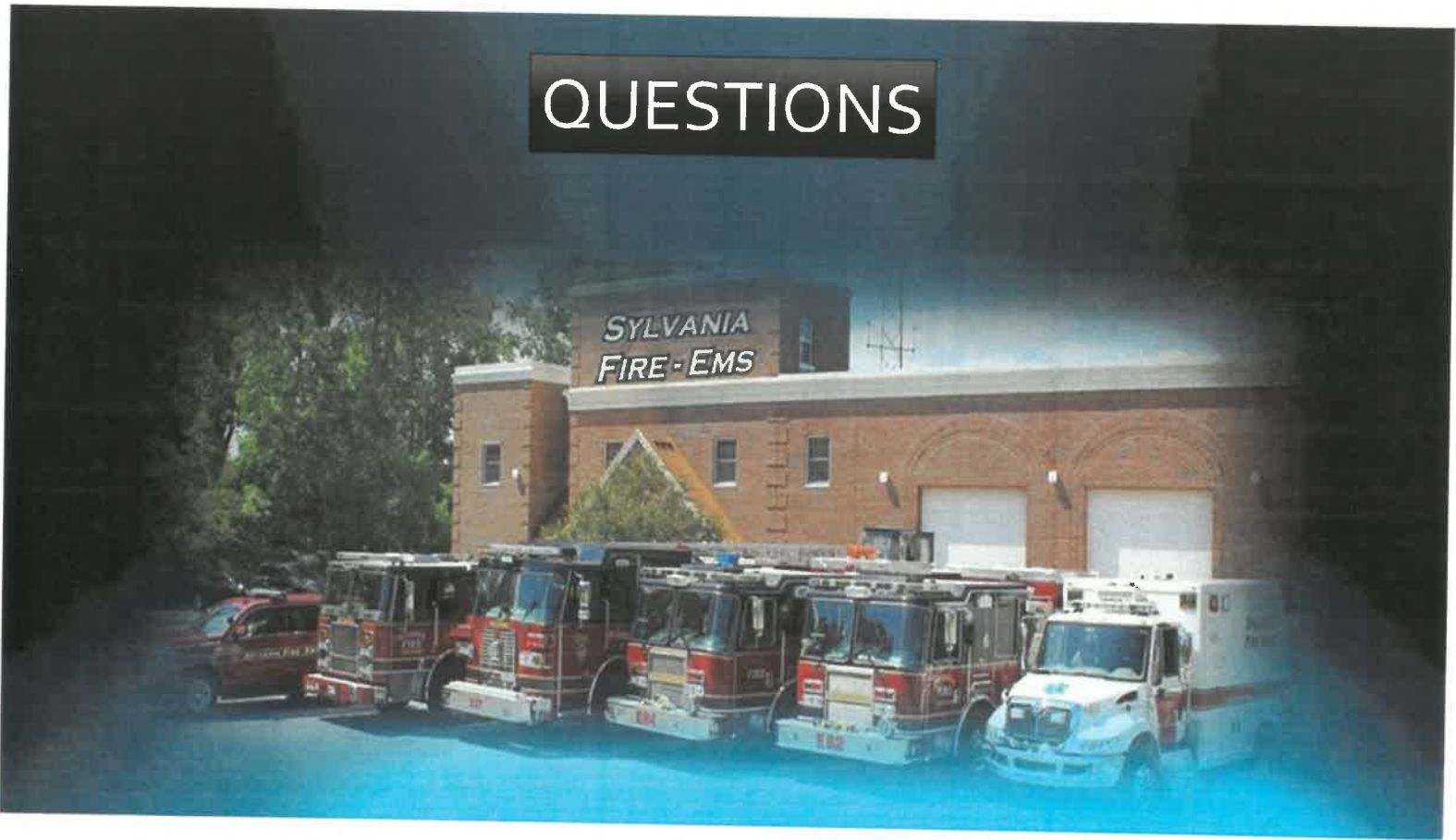
For further questions or need for additional information please contact
Chief Michael Ramm at 419-882-7676 or
Mramm@sylvaniatownshipfire.com

Website: sylvaniatownship.com

Facebook: Sylvania Township Fire Department

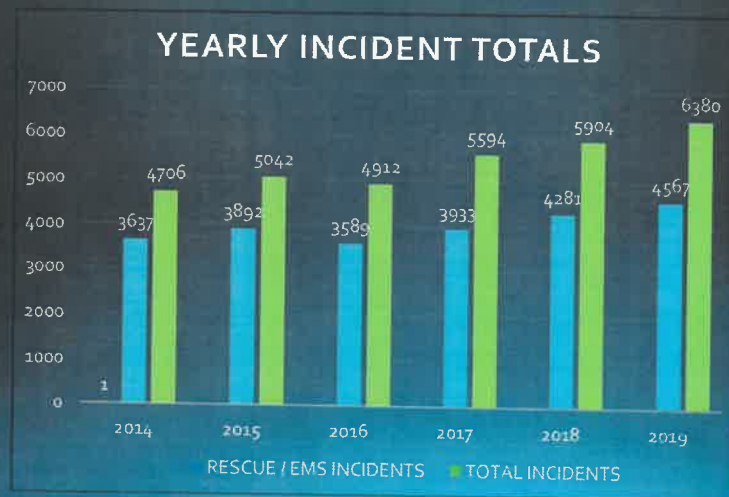


QUESTIONS



Common Costs Comparison
(Existing 5.79 effective mills and possible new mills)

35.716% Increase in Incidents since 2014



**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**

(CITY COUNCIL)

REVISED CODE, SECS. 5705.34-5705.35

The Council of the *City of Sylvania*, Lucas County, Ohio, met in _____ session on the
_____ day of _____, 20____, at the office of _____
with the following members present:

Mr/Mrs. _____ moved the adoption of the following Resolution:

WHEREAS, The Budget Commission of Lucas County, Ohio, has certified its action thereon to this
Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by
this Council, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

RESOLVED, By the Council of the *City of Sylvania*, Lucas County, Ohio, that the
amounts and rates, as determined by the Budget Commission in its certification, be and the same are
hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of
each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY
BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Com- mission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund (CHARTER)	220,000	895,000	2.00	0.50
General Bond Retirement Fund	670,000			1.50
Police Pension	355,000	130,000	0.30	0.80
TOTAL	1,245,000	1,025,000	2.30	2.80

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on		
for not to exceed years. , 20		
Current Expense Levy authorized by voters on		
for not to exceed years. , 20		
Total General Fund Outside 10 mill Limitation.	0.50	220,000
Park Fund: Levy authorized by voters on		
for not to exceed years.		
Total Police Pension Fund Outside Mills	0.80	355,000
Total Bond Retirement Fund Outside Mills	1.50	670,000
Total	2.80	1,245,000

and be it further

RESOLVED, That the Clerk of this Council be, and is hereby directed to certify a copy of this Resolution to the County Auditor of said County; and be it further

RESOLVED, That the Clerk of this Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to Article III, Section 12 of the Charter of this City.

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property, and welfare. Provided this Resolution 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 this Charter.

Vote dispensing with the Second and Third Readings: Yeas _____ Nays _____

_____ seconded the Resolution and the roll being called upon its adoption

the vote resulted as follows:

_____ Cappellini _____,
_____ Frye _____,
_____ Haynam _____,
_____ McCann _____,
_____ Richardson _____,
_____ Stough _____,
_____ Westphal _____,

Adopted the _____ day of _____, 2020 as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

9a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

September 21, 2020

To: The Mayor and Members of Sylvania City Council

Re: **Cushman Road Improvements Project**
Temporary Construction Easements – 5722, 5750, 5764, 5800, & 5860 Cushman Road

Dear Mr. Mayor and Council Members:

The construction plans for the Cushman Road Improvements Project are nearing completion. One of the goals of the project is to reestablish and reprofile the front yard drainage swales. This work includes flatter and more gradual side slopes to ease property maintenance.

In order to accommodate the improvement the Service Department needs to obtain temporary construction easements from 25 parcels as this work does not completely fall within the existing right-of-way. The easements allow the City to right to enter and construct the swales on private property during construction. In addition, some of these easement areas require additional vegetation removals beyond the right-of-way. Our Parks & Forestry Department has conducted tree appraisals on these removals and have determined compensation values based on species and size.

We met with the following property owners to discuss the improvements and have come to an agreement to compensate each owner for the easements and/or tree removals as follows:

- 5722 Cushman Road – Mr. Joseph Phillips, \$122
- 5750 Cushman Road – Ms. Nichole Purcel, \$299
- 5764 Cushman Road – Mr. Darren Snapp, \$248
- 5800 Cushman Road – Mr. & Mrs. Paul Pasternak (Grandview Home Services, LLC), \$303
- 5860 Cushman Road – Mr. Nicholas Sargent, \$490

Procurement of these easements are known project expenses and were included within the project budget. We request approval of the attached easements and authorization of payment.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

ORDINANCE NO. 68 -2020

**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.**

WHEREAS, plans for the improvement of Cushman Road in the City of Sylvania, Ohio have been completed; and,

WHEREAS, the project includes re-establishing and re-profiling the front yard drainage swales including flatter and more gradual side slopes to ease property maintenance; and,

WHEREAS, Mr. Joseph Phillips is entitled to receive payment of just compensation representing the fair market value of the temporary easement after an appraisal of those rights and he has executed and delivered a grant of temporary easement to this City for which he will be paid the sum of One Hundred Twenty-Two Dollars (\$122.00), a copy of which grant of temporary easement is attached hereto as "Exhibit A"; and,

WHEREAS, said grant of temporary easement is presented to this Council for acceptance and for appropriation of funds and authorization of payment thereof to the Grantor.

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

SECTION 1. That the temporary easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Joseph Phillips, the grantor therein.

SECTION 2. That the temporary easement area identified and described in said temporary easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for the respective public purposes expresses in said temporary easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded temporary easement document to the Director of Finance for retention by him as custodian of the records of this City.

SECTION 4. That, to provide funds for payment to the Grantors of said temporary easement hereby accepted, there is hereby appropriated from the **WATER FUND**, from funds therein not heretofore appropriated, to **Account No. 701-7525-53501 – Utility Improvements**, the sum of One Hundred Twenty-Two Dollars (\$122.00).

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.

SECTION 6. 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 7. 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 improvement of Cushman Road should proceed as soon as possible and accordingly the acquisition of the necessary temporary easements should proceed forthwith and therefore this Ordinance should be effective 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.

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

Passed, _____, 2020, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES

KNOW ALL MEN BY THESE PRESENTS:

That **Joseph W. Phillips**, the Grantor, in consideration of one hundred twenty-two dollars (\$122), to him paid by the **City of Sylvania**, the Grantee, do hereby grant a temporary easement for a period of twelve (12) months to the said Grantee, its duly authorized agents or contractors, the proprietary right to enter, move material and operate the equipment essential to the construction of the Cushman Road Improvements Project, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the same to said Grantee, its duly authorized agents or contractors, the proprietary right to enter upon and use the land above described, during the period beginning with the breaking of ground for the construction on the referenced improvement project and terminating when the completed work has been fully accepted by the City of Sylvania, or twelve (12) months from the date of entry on the subject easement area, whichever occurs first.

During construction, the said Grantee shall furnish reasonable access across the easement when such easement divides the property or the Grantor from the public roadway providing access thereto. Said Grantee shall provide that the easement area shall be restored to a condition similar to what exists prior to the commencement of construction, subject to the project construction plans.

The Grantor hereby covenants that he is the true and lawful Owner of said premises and is well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Joseph W. Phillips**, has hereunto set his hand
this 14 day of August, 2020.


Joseph W. Phillips

STATE OF OHIO

}SS

COUNTY OF LUCAS,

Before me, a Notary Public, in and for said County and State, personally appeared Joseph W. Phillips, who acknowledged the signing thereof to be his voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.



HANNAH LOCKARD
Notary Public, State of Ohio
My Comm. Expires 09/20/2023
Recorded in Lucas County

Notary Public



City of Sylvania, Ohio

By: _____

Craig A. Stough, Mayor

By: _____

Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

**TEMPORARY EASEMENT FOR THE PURPOSE OF PERFORMING THE WORK NECESSARY TO
INSTALL A WATER LINE AND GRADE THE AREA FOR 12 MONTHS FROM THE DATE OF ENTRY
BY THE CITY OF SYLVANIA**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northeast Quarter of Section 10, Town 9 South, Range 6 East, being part of a 0.310 acre tract of land conveyed to Joseph W. Phillips, by deed recorded in Instrument Number 201210120049220 in the deed records of the Lucas County Recorder's Office and being part of Lot 19 in Haverford Subdivision as recorded in Volume 31, Pages 37 & 38, Lucas County Book of Plats of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at an iron pin found in the centerline of Right-of-Way of Cushman Road, said monument also being at Station 33+86.97 in the construction plans for the Cushman Road Improvements Project on file with the City of Sylvania;

Thence South 01°09'44" East a distance of 1858.28' on the centerline of Right-of-Way of Cushman Road to a point, said point also being at Station 15+28.69;

Thence South 06°50'55" East a distance of 201.05' on the centerline of Right-of-Way of Cushman Road to a point also being at Station 13+27.64;

Thence South 00°39'45" East a distance of 59.04' on the centerline of Right-of-Way of Cushman Road to a point also being at Station 12+68.60;

Thence North 89°20'15" East a distance of 25.00' to the existing east Right-of-Way line of Cushman Road, said point being at the northwest corner of said Lot 19, said point also being at the southwest corner of Lot 20 of said Haverford Subdivision, said point also being 25.00' right of Station 12+68.60 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 89°20'15" East along the northerly line of said Lot 19, a distance of 5.00' to a point, said point also being 30.00' right of Station 12+68.60;

Thence South 00°39'45" East a distance of 60.00' to a point on the said grantor's south property line and south line of said Lot 19, said point also being on the north line of Lot 18 of said Haverford Subdivision, said point also being on the north property line of a parcel of land conveyed to Marvin & Kathy L. Krohn, by deed recorded in Instrument Number 199108020725864 in the deed records of the Lucas County Recorder's Office, said point also being 30.00' right of station 12+08.60;

Thence South 89°20'15" West along the south line of said Lot 19, a distance of 5.00' to the existing east Right-of-Way line of Cushman Road, said point also being 25.00' right of station 12+08.60;

Thence North 00°39'45" West along the east Right-of-Way line of Cushman Road, a distance of 60.00' to the **TRUE POINT OF BEGINNING**.

Said Temporary Easement contains 0.007 acres of land, more or less, and is subject to all legal highways and easements of record.

Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement only.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-07121.

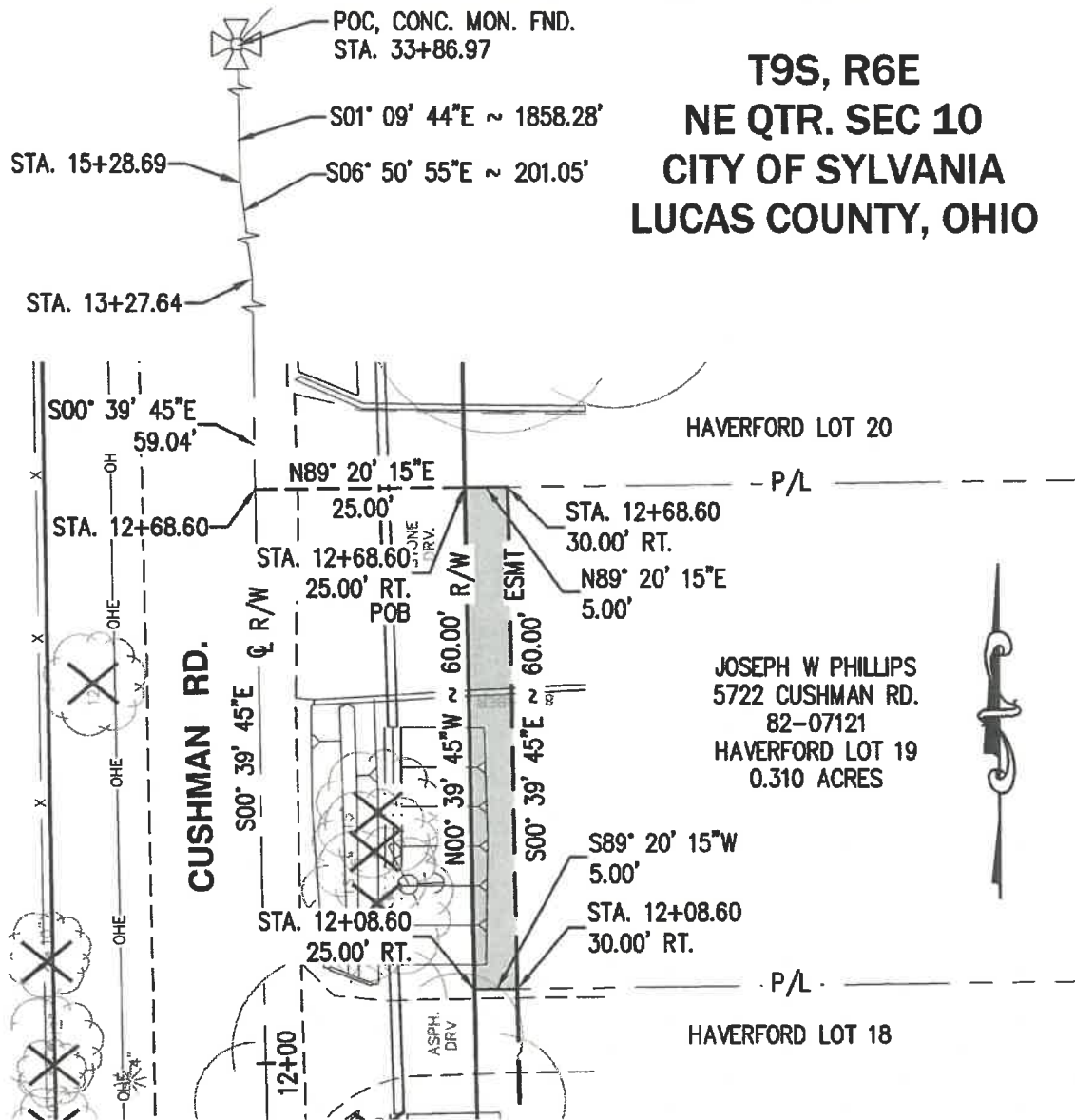
This description was prepared by Gregory L. Boudouris, Registered Surveyor 8083 in the State of Ohio.

 5/18/2020

Gregory L. Boudouris
Registered Surveyor of Ohio: No. 8083



**T9S, R6E
NE QTR. SEC 10
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**



BASIS OF BEARINGS:

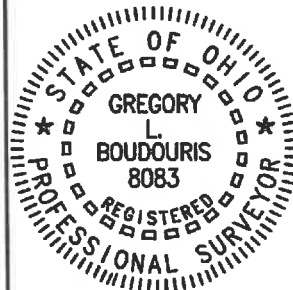
THE BASIS OF BEARINGS USED HEREON ARE BASED ON AN ASSUMED MERIDIAN AND ARE FOR THE EXPRESS PURPOSE OF SHOWING ANGULAR MEASUREMENT.

CERTIFICATION:

I HEREBY CERTIFY THAT THE FOREGOING WAS PREPARED FROM RECORDS AND SURVEY DATA PROVIDED BY THE CITY OF SYLVANIA, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES.

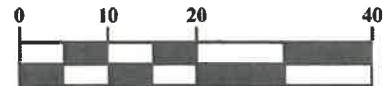
Gregory L. Boudouris 5/18/2020

GREGORY L. BOUDOURIS, P.E., P.S.
PROFESSIONAL SURVEYOR NO. 8083



TEMPORARY EASEMENT
(0.007 ACRES)

GRAPHIC SCALE



1 inch = 20 feet

SCALE: 1" = 20'

JOB NUMBER: 28-26

DRAWING DATE: 5-15-20

DRAWN BY: RGS

EXHIBIT: B

EXHIBIT "B"
TEMPORARY EASEMENT
FOR 5722 CUSHMAN RD.
CUSHMAN ROAD IMPROVEMENTS

ESA

Engineers, Surveyors & Associates, LLC
5363 Secor Rd., Toledo, Ohio, 43623 Phone (419) 475-9445

9c

ORDINANCE NO. 69 -2020

**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.**

WHEREAS, plans for the improvement of Cushman Road in the City of Sylvania, Ohio have been completed; and,

WHEREAS, the project includes re-establishing and re-profiling the front yard drainage swales including flatter and more gradual side slopes to ease property maintenance; and,

WHEREAS, Ms. Nichole Purcel is entitled to receive payment of just compensation representing the fair market value of the temporary easement after an appraisal of those rights and she has executed and delivered a grant of temporary easement to this City for which she will be paid the sum of Two Hundred Ninety-Nine Dollars (\$299.00), a copy of which grant of temporary easement is attached hereto as "Exhibit A"; and,

WHEREAS, said grant of temporary easement is presented to this Council for acceptance and for appropriation of funds and authorization of payment thereof to the Grantor.

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

SECTION 1. That the temporary easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Nichole Purcel, the grantor therein.

SECTION 2. That the temporary easement area identified and described in said temporary easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for the respective public purposes expresses in said temporary easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded temporary easement document to the Director of Finance for retention by him as custodian of the records of this City.

SECTION 4. That, to provide funds for payment to the Grantors of said temporary easement hereby accepted, there is hereby appropriated from the **WATER FUND**, from funds therein not heretofore appropriated, to **Account No. 701-7525-53501 – Utility Improvements**, the sum of Two Hundred Ninety-Nine Dollars (\$299.00).

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.

SECTION 6. 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 7. 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 improvement of Cushman Road should proceed as soon as possible and accordingly the acquisition of the necessary temporary easements should proceed forthwith and therefore this Ordinance should be effective 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.

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

Passed, _____, 2020, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES

KNOW ALL MEN BY THESE PRESENTS:

That **Nichole L. Purcel**, the Grantor, in consideration of two hundred ninety-nine dollars (\$299), to her paid by the **City of Sylvania**, the Grantee, do hereby grant a temporary easement for a period of twelve (12) months to the said Grantee, its duly authorized agents or contractors, the proprietary right to enter, move material and operate the equipment essential to the construction of the Cushman Road Improvements Project, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the same to said Grantee, its duly authorized agents or contractors, the proprietary right to enter upon and use the land above described, during the period beginning with the breaking of ground for the construction on the referenced improvement project and terminating when the completed work has been fully accepted by the City of Sylvania, or twelve (12) months from the date of entry on the subject easement area, whichever occurs first.

During construction, the said Grantee shall furnish reasonable access across the easement when such easement divides the property or the Grantor from the public roadway providing access thereto. Said Grantee shall provide that the easement area shall be restored to a condition similar to what exists prior to the commencement of construction, subject to the project construction plans.

The Grantor hereby covenants that she is the true and lawful Owner of said premises and is well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Nichole L. Purcel**, has hereunto set her hand
this 5th day of August, 2020.

Nichole L. Purcel
Nichole L. Purcel

STATE OF OHIO

}SS

COUNTY OF LUCAS,

Before me, a Notary Public, in and for said County and State, personally appeared Nichole L. Purcel, who acknowledged the signing thereof to be her voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.



Janice A. Norman
Notary Public, State of Ohio
My Commission Expires 5/5/2022

Janice A. Norman

City of Sylvania, Ohio

By: _____
Craig. A. Stough, Mayor

By: _____
Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

**TEMPORARY EASEMENT FOR THE PURPOSE OF PERFORMING THE WORK NECESSARY TO
INSTALL A WATER LINE AND GRADE THE AREA FOR 12 MONTHS FROM THE DATE OF ENTRY
BY THE CITY OF SYLVANIA**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northeast Quarter of Section 10, Town 9 South, Range 6 East, being part of a 0.282 acre tract of land conveyed to Nichole L. Purcel, by deed recorded in Instrument Number 201302270009924 in the deed records of the Lucas County Recorder's Office and being part of Lot 24 in Haverford Subdivision as recorded in Volume 31, Pages 37 & 38, Lucas County Book of Plats of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at an iron pin found in the centerline of Right-of-Way of Cushman Road, said monument also being at Station 33+86.97 in the construction plans for the Cushman Road Improvements Project on file with the City of Sylvania;

Thence South 01°09'44" East a distance of 1858.28' on the centerline of Right-of-Way of Cushman Road to a point, said point also being at Station 15+28.69;

Thence South 06°50'55" East a distance of 1.56' on the centerline of Right-of-Way of Cushman Road to a point at Station 15+27.13;

Thence North 83°13'38" East a distance of 25.00' to the existing east Right-of-Way line of Cushman Road, said point being at the northwest corner of said Lot 24, said point also being at the southwest corner of Lot 147 of said Haverford Subdivision, said point also being 25.00' right of Station 15+27.09 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 88°50'16" East along the northerly line of said Lot 24, a distance of 10.05' to a point, said point also being 35.00' right of Station 15+26.10;

Thence South 06°50'55" East a distance of 48.93' to a point on the said grantor's south property line and south line of said Lot 24, said point also being on the north line of Lot 23 and the N 10' Lot 22 of said Haverford Subdivision, said point also being on the north property line of a parcel of land conveyed to Jason W. Nowicki, by deed recorded in Instrument Number 201907120026893 in the deed records of the Lucas County Recorder's Office, said point also being 35.00' right of station 14+77.17;

Thence South 89°24'51" West along the south line of said Lot 24, a distance of 10.06' to the existing east Right-of-Way line of Cushman Road, said point also being 25.00' right of station 14+78.26;

Thence North 06°50'55" West along the east Right-of-Way line of Cushman Road, a distance of 48.83' to the **TRUE POINT OF BEGINNING**.

Said Temporary Easement contains 0.012 acres of land, more or less, and is subject to all legal highways and easements of record.

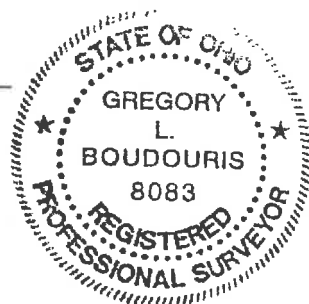
Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement only.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-07137.

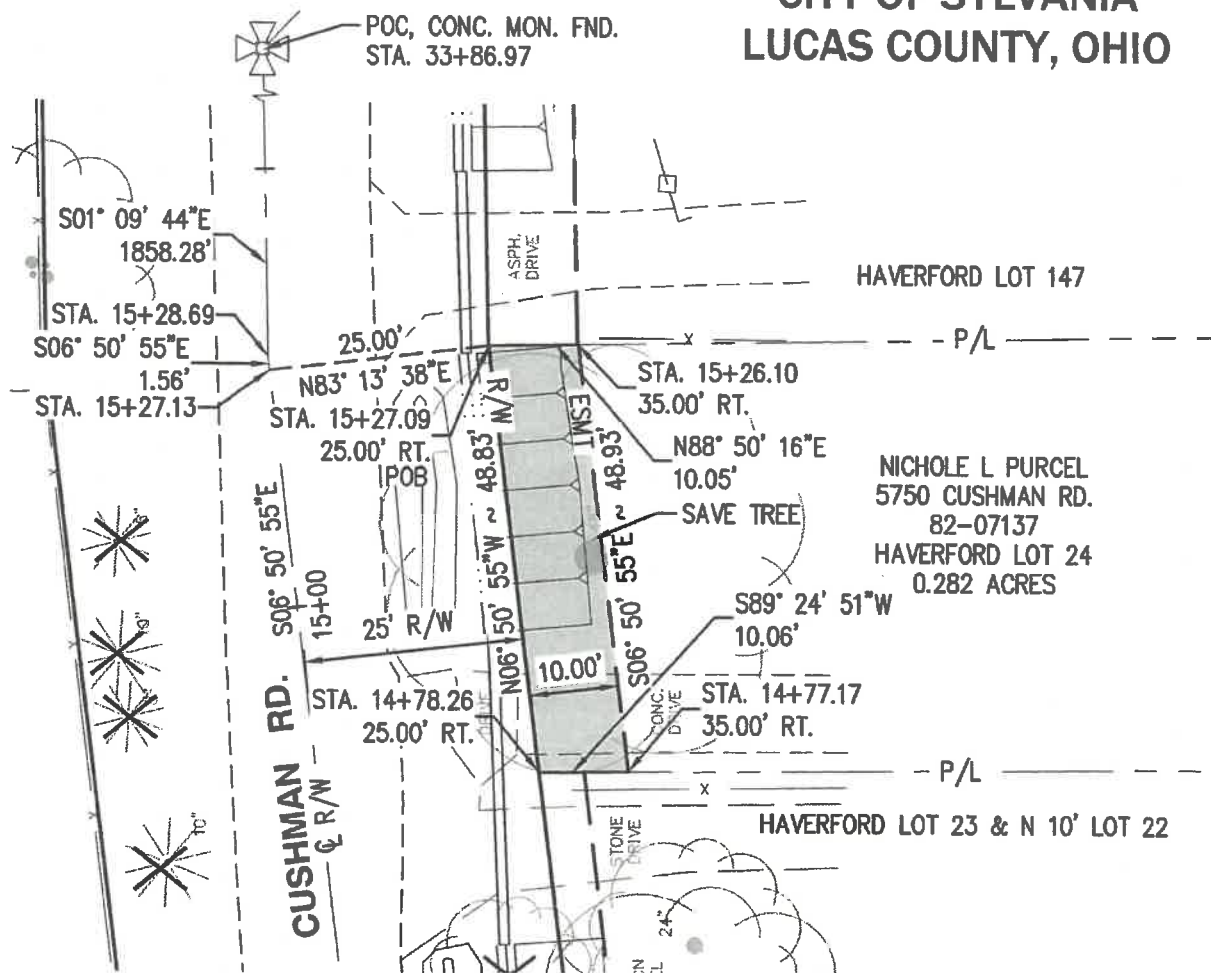
This description was prepared by Gregory L. Boudouris, Registered Surveyor 8083 in the State of Ohio.

Gregory L. Boudouris 5/18/2020

Gregory L. Boudouris
Registered Surveyor of Ohio: No. 8083



**T9S, R6E
NE QTR. SEC 10
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**



BASIS OF BEARINGS:
THE BASIS OF BEARINGS USED HEREON ARE BASED ON AN ASSUMED MERIDIAN AND ARE FOR THE EXPRESS PURPOSE OF SHOWING ANGULAR MEASUREMENT.

CERTIFICATION:
I HEREBY CERTIFY THAT THE FOREGOING WAS PREPARED FROM RECORDS AND SURVEY DATA PROVIDED BY THE CITY OF SYLVANIA, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES.

Gregory L. Boudouris 5/18/2020
GREGORY L. BOUDOURIS, P.E., P.S.
PROFESSIONAL SURVEYOR NO. 8083

TEMPORARY EASEMENT
(0.012 ACRES)

GRAPHIC SCALE



1 inch = 20 feet

SCALE: 1" = 20'
JOB NUMBER: 28-26
DRAWING DATE: 5-15-20
DRAWN BY: RGS
EXHIBIT: B

EXHIBIT "B"
TEMPORARY EASEMENT
FOR 5750 CUSHMAN RD.

CUSHMAN ROAD IMPROVEMENTS



ESA

Engineers, Surveyors & Associates, LLC
5323 Secor Rd., Toledo, Ohio, 43623 Phone (419) 475-9445

9d

ORDINANCE NO. 70 -2020

**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.**

WHEREAS, plans for the improvement of Cushman Road in the City of Sylvania, Ohio have been completed; and,

WHEREAS, the project includes re-establishing and re-profiling the front yard drainage swales including flatter and more gradual side slopes to ease property maintenance; and,

WHEREAS, Mr. Darren Snapp is entitled to receive payment of just compensation representing the fair market value of the temporary easement after an appraisal of those rights and he has executed and delivered a grant of temporary easement to this City for which he will be paid the sum of Two Hundred Forty-Eight Dollars (\$248.00), a copy of which grant of temporary easement is attached hereto as "Exhibit A"; and,

WHEREAS, said grant of temporary easement is presented to this Council for acceptance and for appropriation of funds and authorization of payment thereof to the Grantor.

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

SECTION 1. That the temporary easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Darren Snapp, the grantor therein.

SECTION 2. That the temporary easement area identified and described in said temporary easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for the respective public purposes expresses in said temporary easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded temporary easement document to the Director of Finance for retention by him as custodian of the records of this City.

SECTION 4. That, to provide funds for payment to the Grantors of said temporary easement hereby accepted, there is hereby appropriated from the **WATER FUND**, from funds therein not heretofore appropriated, to **Account No. 701-7525-53501 – Utility Improvements**, the sum of Two Hundred Forty-Eight Dollars (\$248.00).

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.

SECTION 6. 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 7. 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 improvement of Cushman Road should proceed as soon as possible and accordingly the acquisition of the necessary temporary easements should proceed forthwith and therefore this Ordinance should be effective 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.

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

Passed, _____, 2020, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES

KNOW ALL MEN BY THESE PRESENTS:


That **Darren C. Snapp**, the Grantor, in consideration of two hundred forty-eight dollars (\$248), to him paid by the **City of Sylvania**, the Grantee, do hereby grant a temporary easement for a period of twelve (12) months to the said Grantee, its duly authorized agents or contractors, the proprietary right to enter, move material and operate the equipment essential to the construction of the Cushman Road Improvements Project, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the same to said Grantee, its duly authorized agents or contractors, the proprietary right to enter upon and use the land above described, during the period beginning with the breaking of ground for the construction on the referenced improvement project and terminating when the completed work has been fully accepted by the City of Sylvania, or twelve (12) months from the date of entry on the subject easement area, whichever occurs first.

During construction, the said Grantee shall furnish reasonable access across the easement when such easement divides the property or the Grantor from the public roadway providing access thereto. Said Grantee shall provide that the easement area shall be restored to a condition similar to what exists prior to the commencement of construction, subject to the project construction plans.

The Grantor hereby covenants that he is the true and lawful Owner of said premises and is well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Darren C. Snapp**, has hereunto set his hand
this 13th day of August, 2020.


Darren C. Snapp

STATE OF OHIO

}SS

COUNTY OF LUCAS,

Before me, a Notary Public, in and for said County and State, personally appeared Darren C. Snapp, who acknowledged the signing thereof to be his voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.



NICOLE L. ROBBINS
NOTARY PUBLIC
STATE OF OHIO
Recorded in
Lucas County
My Comm. Exp. 10/27/2021

Notary Public

Nicole L. Robbins

City of Sylvania, Ohio

By: _____

Craig. A. Stough, Mayor

By: _____

Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

**TEMPORARY EASEMENT FOR THE PURPOSE OF PERFORMING THE WORK NECESSARY TO
INSTALL A WATER LINE AND GRADE THE AREA FOR 12 MONTHS FROM THE DATE OF ENTRY
BY THE CITY OF SYLVANIA**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northeast Quarter of Section 10, Town 9 South, Range 6 East, being part of a 0.505 acre tract of land conveyed to Darren C. Snapp, by deed recorded in Instrument Number 202001060000617 in the deed records of the Lucas County Recorder's Office and being part of Lot 148 except the north 24 feet in Haverford Subdivision as recorded in Volume 31, Pages 37 & 38, Lucas County Book of Plats of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at an iron pin found in the centerline of Right-of-Way of Cushman Road, said monument also being at Station 33+86.97 in the construction plans for the Cushman Road Improvements Project on file with the City of Sylvania;

Thence South 01°09'44" East a distance of 1657.40' on the centerline of Right-of-Way of Cushman Road to a point, said point also being at Station 17+29.57;

Thence North 88°50'16" East a distance of 25.00' to the existing east Right-of-Way line of Cushman Road, said point being at the northwest corner of said Lot 148 except the north 24 feet, said point also being at the southwest corner of Lot 149 and north 24 feet of lot 148 of said Haverford Subdivision, said point also being 25.00' right of Station 17+29.57 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 88°50'16" East along the northerly line of said Lot 148 except the north 24 feet, a distance of 10.00' to a point, said point also being 35.00' right of Station 17+29.57;

Thence South 01°09'44" East a distance of 88.00' to a point on the said grantor's south property line and south line of said Lot 148 except the north 24 feet, said point also being on the north line of Lot 147 of said Haverford Subdivision, said point also being on the north property line of a parcel of land conveyed to Johnathan E. Kujawa, by deed recorded in Instrument Number 200907100032555 in the deed records of the Lucas County Recorder's Office, said point also being 35.00' right of station 16+41.57;

Thence South 88°50'16" West along the south line of said Lot 148 except the north 24 feet, a distance of 10.00' to the existing east Right-of-Way line of Cushman Road, said point also being 25.00' right of station 16+41.57;

Thence North 01°09'44" West along the east Right-of-Way line of Cushman Road, a distance of 88.00' to the **TRUE POINT OF BEGINNING**.

Said Temporary Easement contains 0.020 acres of land, more or less, and is subject to all legal highways and easements of record.

Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement only.

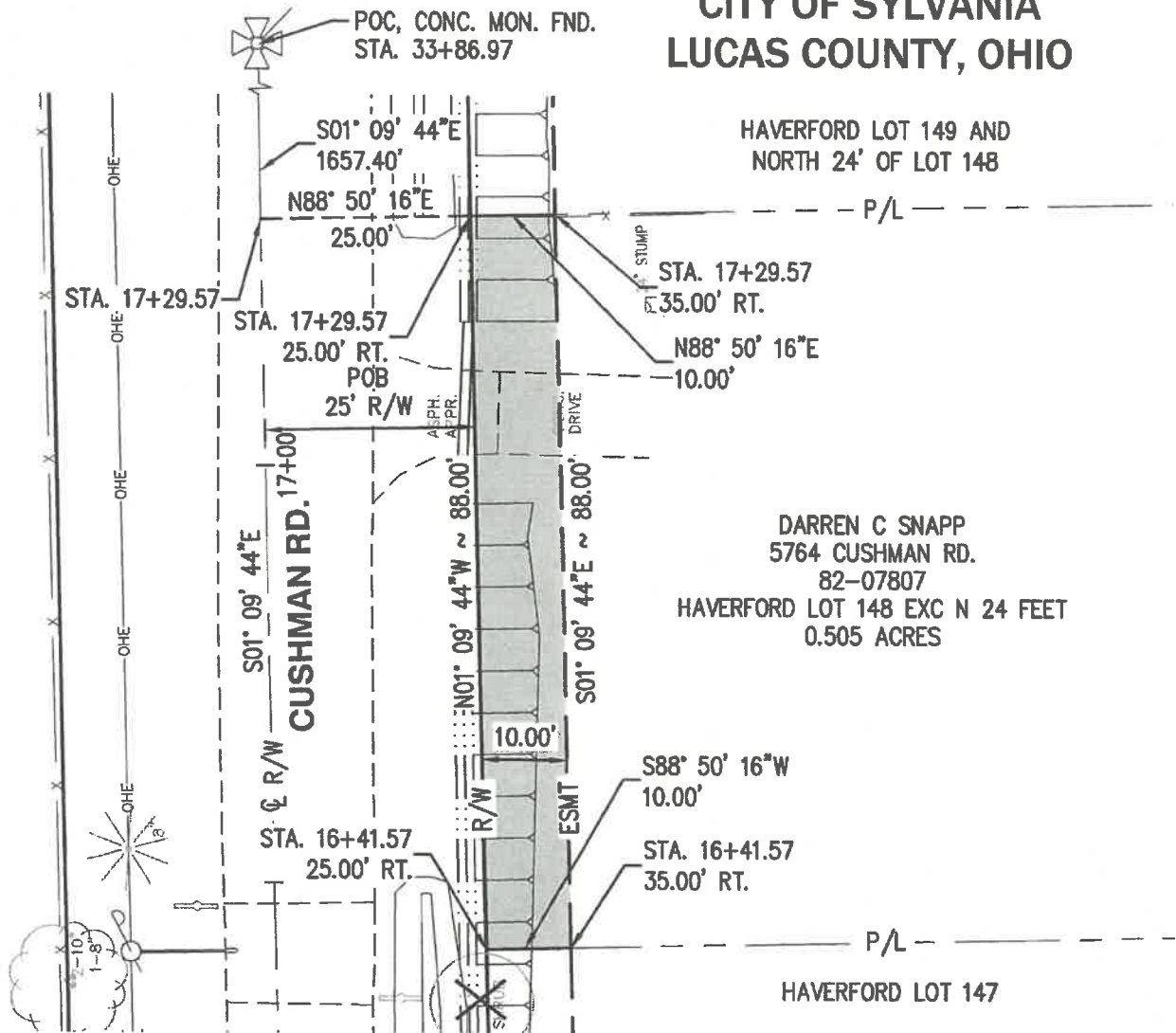
The above described area is contained within Lucas County Auditor's tax district parcel number 82-07807.

This description was prepared by Gregory L. Boudouris, Registered Surveyor 8083 in the State of Ohio.

Gregory L. Boudouris — 5/18/2020
Gregory L. Boudouris
Registered Surveyor of Ohio: No. 8083



**T9S, R6E
NE QTR. SEC 10
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**



DARREN C SNAPP
5764 CUSHMAN RD.
82-07807
HAVERFORD LOT 148 EXC N 24 FEET
0.505 ACRES

BASIS OF BEARINGS:

THE BASIS OF BEARINGS USED HEREON ARE BASED ON AN ASSUMED MERIDIAN AND ARE FOR THE EXPRESS PURPOSE OF SHOWING ANGULAR MEASUREMENT.

CERTIFICATION:

I HEREBY CERTIFY THAT THE FOREGOING WAS PREPARED FROM RECORDS AND SURVEY DATA PROVIDED BY THE CITY OF SYLVANIA, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES.

Gregory L. Boudouris 5/18/2020
GREGORY L. BOUDOURIS, P.E., P.S.
PROFESSIONAL SURVEYOR NO. 8083

TEMPORARY EASEMENT
(0.020 ACRES)

GRAPHIC SCALE



1 inch = 20 feet

SCALE: 1" = 20'

JOB NUMBER: 28-26

DRAWING DATE: 5-15-20

DRAWN BY: RGS

EXHIBIT: B

EXHIBIT "B"
TEMPORARY EASEMENT
FOR 5764 CUSHMAN RD.

CUSHMAN ROAD IMPROVEMENTS



ESA

Engineers, Surveyors & Associates, LLC
5553 Secor Rd., Toledo, Ohio, 43623 Phone (419) 478-9445

ORDINANCE NO. 71 -2020

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.

WHEREAS, plans for the improvement of Cushman Road in the City of Sylvania, Ohio have been completed; and,

WHEREAS, the project includes re-establishing and re-profiling the front yard drainage swales including flatter and more gradual side slopes to ease property maintenance; and,

WHEREAS, Grandview Home Services, LLC is entitled to receive payment of just compensation representing the fair market value of the temporary easement after an appraisal of those rights and he has executed and delivered a grant of temporary easement to this City for which he will be paid the sum of Three Hundred Three Dollars (\$303.00), a copy of which grant of temporary easement is attached hereto as "Exhibit A"; and,

WHEREAS, said grant of temporary easement is presented to this Council for acceptance and for appropriation of funds and authorization of payment thereof to the Grantor.

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

SECTION 1. That the temporary easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Grandview Home Services, LLC, the grantor therein.

SECTION 2. That the temporary easement area identified and described in said temporary easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for the respective public purposes expresses in said temporary easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded temporary easement document to the Director of Finance for retention by him as custodian of the

records of this City.

SECTION 4. That, to provide funds for payment to the Grantor of said temporary easement hereby accepted, there is hereby appropriated from the **WATER FUND**, from funds therein not heretofore appropriated, to **Account No. 701-7525-53501 – Utility Improvements**, the sum of Three Hundred Three Dollars (\$303.00).

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.

SECTION 6. 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 7. 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 improvement of Cushman Road should proceed as soon as possible and accordingly the acquisition of the necessary temporary easements should proceed forthwith and therefore this Ordinance should be effective 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.

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

Passed, _____, 2020, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES

KNOW ALL MEN BY THESE PRESENTS:

That **Grandview Home Services LLC**, the Grantor, in consideration of three hundred three dollars (\$303), to it paid by the **City of Sylvania**, the Grantee, do hereby grant a temporary easement for a period of twelve (12) months to the said Grantee, its duly authorized agents or contractors, the proprietary right to enter, move material and operate the equipment essential to the construction of the Cushman Road Improvements Project, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the same to said Grantee, its duly authorized agents or contractors, the proprietary right to enter upon and use the land above described, during the period beginning with the breaking of ground for the construction on the referenced improvement project and terminating when the completed work has been fully accepted by the City of Sylvania, or twelve (12) months from the date of entry on the subject easement area, whichever occurs first.

During construction, the said Grantee shall furnish reasonable access across the easement when such easement divides the property or the Grantors from the public roadway providing access thereto. Said Grantee shall provide that the easement area shall be restored to a condition similar to what exists prior to the commencement of construction, subject to the project construction plans.

The Grantor hereby covenants that it is the true and lawful Owner of said premises and is well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Grandview Home Services LLC**, has
hereunto set its hand this 13th day of AUGUST, 2020.


Grandview Home Services LLC
~~Paul Pasternak~~
Marcia J.

STATE OF OHIO

}SS

COUNTY OF LUCAS,

Before me, a Notary Public, in and for said County and State, personally appeared Marcia J. Pasternak with Grandview Home Services LLC, who acknowledged the signing thereof to be its voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.

Notary Public





NICOLE L. ROBBINS
NOTARY PUBLIC
STATE OF OHIO
Recorded in
Lucas County
My Comm. Exp. 10/27/2021

City of Sylvania, Ohio

By:

Craig. A. Stough, Mayor

By:

Toby Schroyer, Director of Finance

Approved:

Leslie B. Brining, Director of Law

Grandview Home Services LLC
11034 Yankee Road
Blissfield, MI 49228

Corporate Resolution

Be it resolved that the members of Grandview Home Services LLC are:

Paul A. Pasternak

50 % Ownership

Marcia J. Pasternak

50 % Ownership

It is further resolved that Paul A. Pasternak is the managing member.

Paul A. Pasternak *Oct. 12, 2006*
Paul A. Pasternak Date

Marcia J. Pasternak *Oct 13, 2006*
Marcia J. Pasternak Date

EXHIBIT A

**TEMPORARY EASEMENT FOR THE PURPOSE OF PERFORMING THE WORK NECESSARY TO
INSTALL A WATER LINE AND GRADE THE AREA FOR 12 MONTHS FROM THE DATE OF ENTRY
BY THE CITY OF SYLVANIA**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Southeast Quarter of Section 3 and Northeast Quarter of Section 10, Town 9 South, Range 6 East, being part of a 0.784 acre tract of land conveyed to Grandview Home Services, LLC, by deed recorded in Instrument Number 201710190045967 in the deed records of the Lucas County Recorder's Office and being part of Lot 149 and the north 24 feet of Lot 148 in Haverford Subdivision as recorded in Volume 31, Pages 37 & 38, Lucas County Book of Plats of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at an iron pin found in the centerline of Right-of-Way of Cushman Road, said monument also being at Station 33+86.97 in the construction plans for the Cushman Road Improvements Project on file with the City of Sylvania;

Thence South 01°09'44" East a distance of 1521.40' on the centerline of Right-of-Way of Cushman Road to a point, said point also being at Station 18+65.57;

Thence North 88°50'16" East a distance of 25.00' to the existing east Right-of-Way line of Cushman Road, said point being at the northwest corner of said Lot 149, said point also being at the southwest corner of the south 56 feet of Lot 150 of said Haverford Subdivision, said point also being 25.00' right of Station 18+65.57 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 88°50'16" East along the northerly line of said Lot 149, a distance of 10.00' to a point, said point also being 35.00' right of Station 18+65.57;

Thence South 01°09'44" East, a distance of 136.00 feet to a point on the said grantor's south property line and south line of Lot 149 and the north 24 feet of Lot 148, said point also being on the north line of Lot 148 except the north 24 feet, of said Haverford Subdivision, said point also being on the north property line of a parcel of land conveyed to Darren C. Snapp, by deed recorded in Instrument Number 202001060000617 in the deed records of the Lucas County Recorder's Office, said point also being 35.00' right of station 17+29.57;

Thence South 88°50'16" West along the south line of said north 24 feet of Lot 148, a distance of 10.00' to the existing east Right-of-Way line of Cushman Road, said point also being 25.00' right of station 17+29.57;

Thence North 01°09'44" West along the east Right-of-Way line of Cushman Road, a distance of 136.00' to the **TRUE POINT OF BEGINNING**.

Said Temporary Easement contains 0.031 acres of land, more or less, and is subject to all legal highways and easements of record.

Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement only.

The above described area is contained within Lucas County Auditor's tax district parcel number 82-07814.

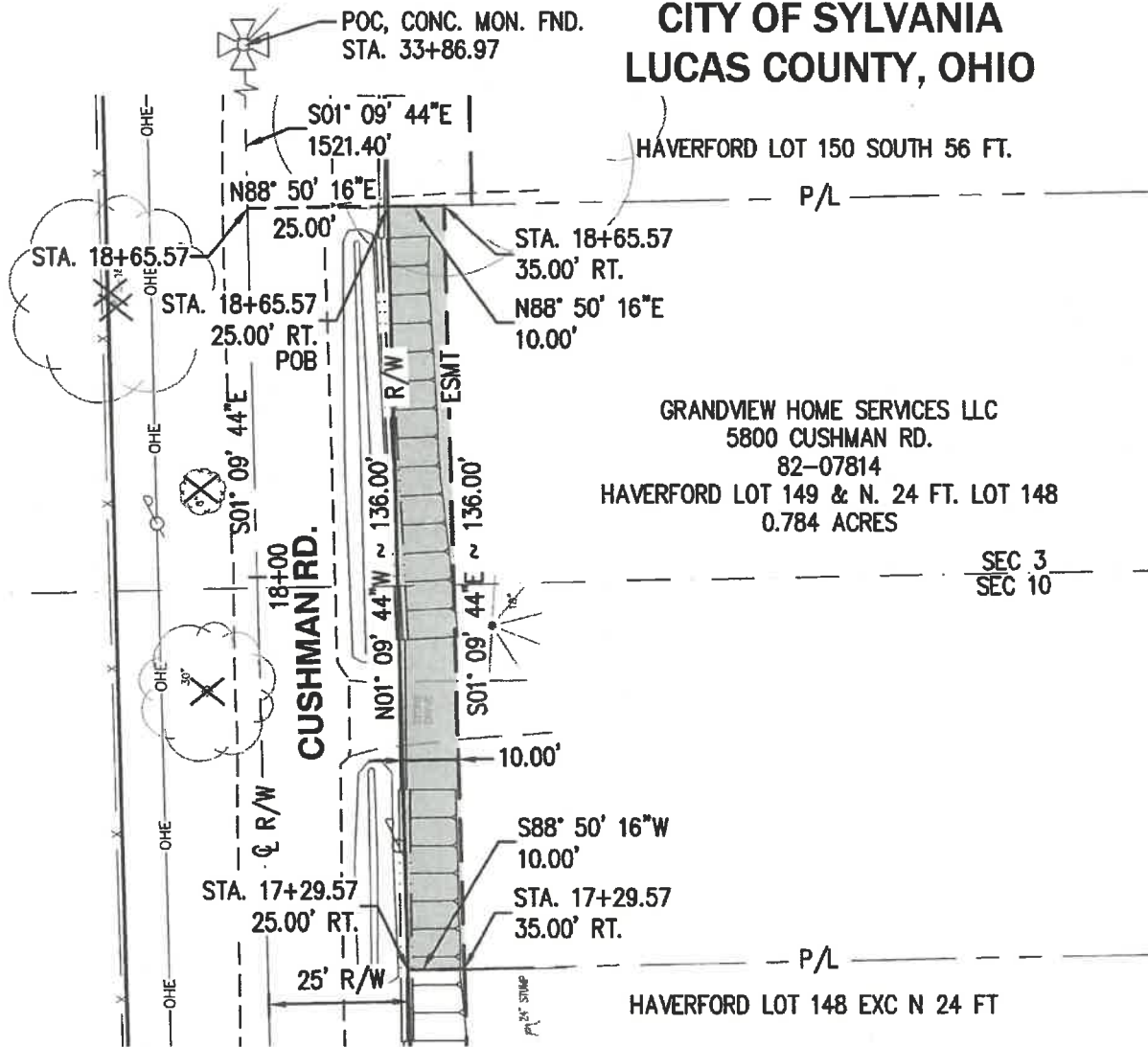
This description was prepared by Gregory L. Boudouris, Registered Surveyor 8083 in the State of Ohio.

Gregory L. Boudouris - 5/18/2020

Gregory L. Boudouris
Registered Surveyor of Ohio: No. 8083



**T9S, R6E
SE QTR. SEC 3 &
NE QTR. SEC 10
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**



Engineers, Surveyors & Associates, LLC
 5553 Secor Rd., Toledo, Ohio 43623 Phone (419) 478-9445

ORDINANCE NO. 72 -2020

**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.**

WHEREAS, plans for the improvement of Cushman Road in the City of Sylvania, Ohio have been completed; and,

WHEREAS, the project includes re-establishing and re-profiling the front yard drainage swales including flatter and more gradual side slopes to ease property maintenance; and,

WHEREAS, Mr. Nicholas Sargent is entitled to receive payment of just compensation representing the fair market value of the temporary easement after an appraisal of those rights and he has executed and delivered a grant of temporary easement to this City for which he will be paid the sum of Four Hundred Ninety Dollars (\$490.00), a copy of which grant of temporary easement is attached hereto as "Exhibit A"; and,

WHEREAS, said grant of temporary easement is presented to this Council for acceptance and for appropriation of funds and authorization of payment thereof to the Grantor.

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

SECTION 1. That the temporary easement as to executed and tendered as described on "Exhibit A" be, and the same hereby is, accepted from Nicholas Sargent, the grantor therein.

SECTION 2. That the temporary easement area identified and described in said temporary easement as set forth on "Exhibit A" be, and the same hereby is, dedicated for the respective public purposes expresses in said temporary easement.

SECTION 3. That the Director of Law is hereby directed to deliver the recorded temporary easement document to the Director of Finance for retention by him as custodian of the records of this City.

SECTION 4. That, to provide funds for payment to the Grantor of said temporary easement hereby accepted, there is hereby appropriated from the **WATER FUND**, from funds therein not heretofore appropriated, to **Account No. 701-7525-53501 – Utility Improvements**, the sum of Four Hundred Ninety Dollars (\$490.00).

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.

SECTION 6. 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 7. 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 improvement of Cushman Road should proceed as soon as possible and accordingly the acquisition of the necessary temporary easements should proceed forthwith and therefore this Ordinance should be effective 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.

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

Passed, _____, 2020, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES

KNOW ALL MEN BY THESE PRESENTS:

That **Nicholas Sargent**, the Grantor, in consideration of four hundred ninety dollars (\$490), to him paid by the **City of Sylvania**, the Grantee, do hereby grant a temporary easement for a period of twelve (12) months to the said Grantee, its duly authorized agents or contractors, the proprietary right to enter, move material and operate the equipment essential to the construction of the Cushman Road Improvements Project, in, on, over and through the real estate in the City of Sylvania, Lucas County, Ohio, and legally described, Exhibit A, and drawn, Exhibit B as attached.

TO HAVE AND TO HOLD the same to said Grantee, its duly authorized agents or contractors, the proprietary right to enter upon and use the land above described, during the period beginning with the breaking of ground for the construction on the referenced improvement project and terminating when the completed work has been fully accepted by the City of Sylvania, or twelve (12) months from the date of entry on the subject easement area, whichever occurs first.

During construction, the said Grantee shall furnish reasonable access across the easement when such easement divides the property or the Grantor from the public roadway providing access thereto. Said Grantee shall provide that the easement area shall be restored to a condition similar to what exists prior to the commencement of construction, subject to the project construction plans.

The Grantor hereby covenants that he is the true and lawful Owner of said premises and is well seized of the same, and have good right and full power to bargain, sell and convey the same in the manner aforesaid.

IN WITNESS WHEREOF, the Grantor, **Nicholas Sargent**, has hereunto set his hand this

12TH day of AUGUST, 2020.



Nicholas Sargent

STATE OF OHIO

}SS

COUNTY OF LUCAS,

Before me, a Notary Public, in and for said County and State, personally appeared Nicholas Sargent, who acknowledged the signing thereof to be his voluntary act and deed for the purpose therein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.

Notary Public 

City of Sylvania, Ohio

By: _____

Craig. A. Stough, Mayor

By: _____

Toby Schroyer, Director of Finance



MATTHEW R KEEL
NOTARY PUBLIC - OHIO
COMMISSION EXP. 9/02/2020

Approved:

Leslie B. Brining, Director of Law

EXHIBIT A

**TEMPORARY EASEMENT FOR THE PURPOSE OF PERFORMING THE WORK NECESSARY TO
INSTALL A WATER LINE AND GRADE THE AREA FOR 12 MONTHS FROM THE DATE OF ENTRY
BY THE CITY OF SYLVANIA**

Situated in the State of Ohio, County of Lucas, City of Sylvania, Southeast Quarter of Section 3, Town 9 South, Range 6 East, being part of a 0.682 acre tract of land conveyed Nicholas Sargent, by deed recorded in Instrument Number 200610200070233 in the deed records of the Lucas County Recorder's Office and being part of Lot 154 except the south 26 feet, in Haverford Subdivision as recorded in Volume 31, Pages 37 & 38, Lucas County Book of Plats of the Lucas County Recorder's Office and being more particularly described as follows:

Commencing at an iron pin found in the centerline of Right-of-Way of Cushman Road, said monument also being at Station 33+86.97 in the construction plans for the Cushman Road Improvement Project on file with the City of Sylvania;

Thence South 01°09'44" East a distance of 929.40' on the centerline of Right-of-Way of Cushman Road to a point, said point also being at Station 24+57.57;

Thence North 88°50'16" East a distance of 25.00' to the existing east Right-of-Way line of Cushman Road, said point being at the northwest corner of said Lot 154 except the south 26 feet, said point also being at the southwest corner of Lot 155 of said Haverford Subdivision, said point also being 25.00' right of Station 24+57.57 and being the **TRUE POINT OF BEGINNING**;

Thence continuing North 88°50'16" East along the northerly line of said Lot 154, a distance of 15.00' to a point, said point also being 40.00' right of Station 24+57.57;

Thence South 01°09'44" East a distance of 118.00' to a point on the said grantor's south property line, said point also being on the north property line of a parcel of land conveyed to Bradley D. Szutienko, by deed recorded in Instrument Number 200106130113009 in the deed records of the Lucas County Recorder's Office, said point also being 40.00' right of station 23+39.57;

Thence South 88°50'16" West along the south line of said Lot 154 except the south 26 feet, a distance of 15.00' to the existing east Right-of-Way line of Cushman Road, said point also being 25.00' right of station 23+39.57;

Thence North 01°09'44" West along the east Right-of-Way line of Cushman Road, a distance of 118.00' to the **TRUE POINT OF BEGINNING**.

Said Temporary Easement contains 0.041 acres of land, more or less, and is subject to all legal highways and easements of record.

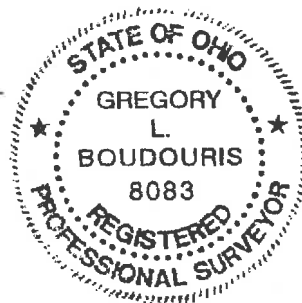
Bearings used herein are based on an assumed meridian and are for the express purpose of showing angular measurement only.

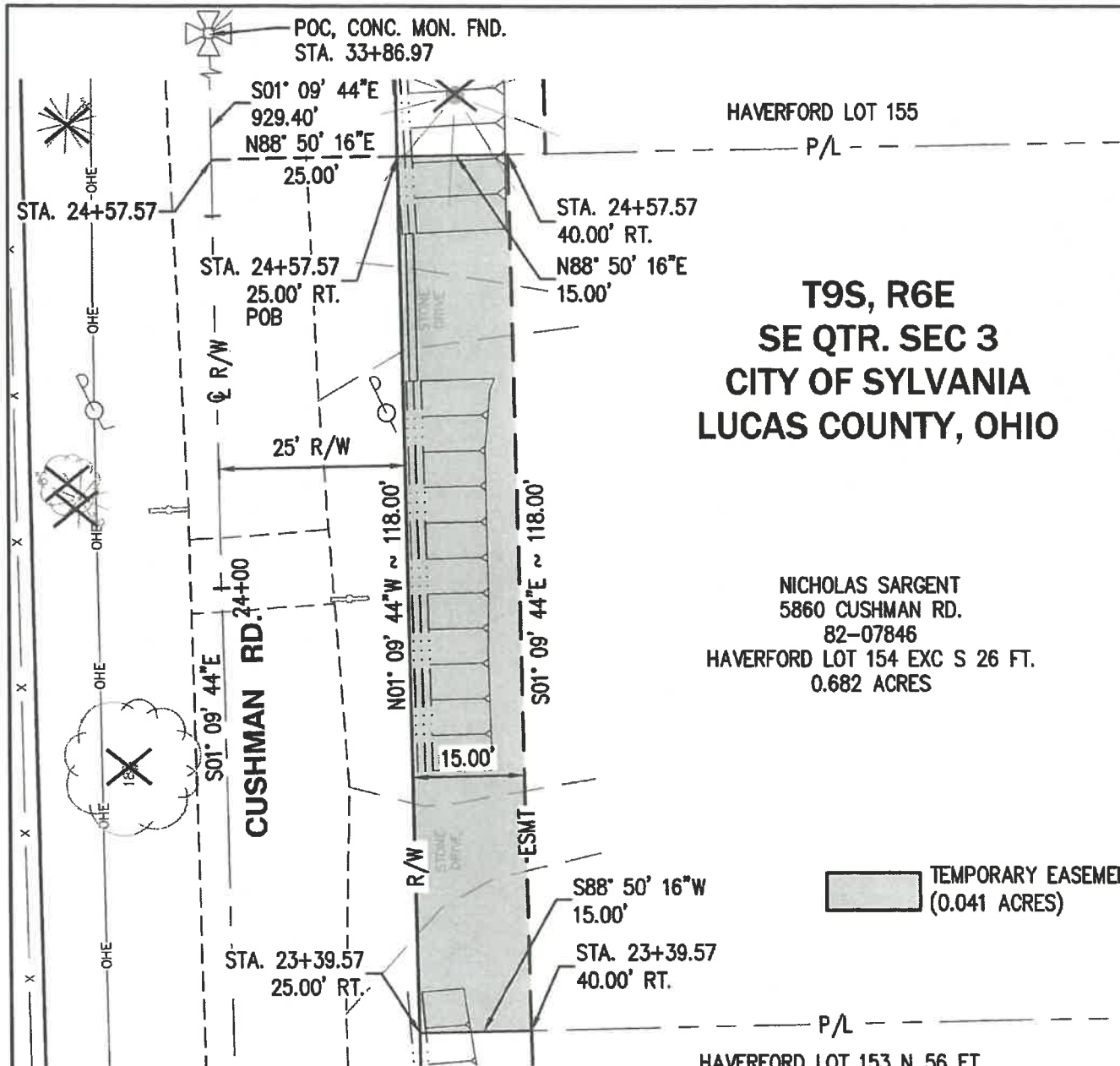
The above described area is contained within Lucas County Auditor's tax district parcel number 82-07846.

This description was prepared by Gregory L. Boudouris, Registered Surveyor 8083 in the State of Ohio.

Gregory L. Boudouris 5/18/2020

Gregory L. Boudouris
Registered Surveyor of Ohio: No. 8083





**T9S, R6E
SE QTR. SEC 3
CITY OF SYLVANIA
LUCAS COUNTY, OHIO**

NICHOLAS SARGENT
5860 CUSHMAN RD.
82-07846
HAVERFORD LOT 154 EXC S 26 FT.
0.682 ACRES

 **TEMPORARY EASEMENT
(0.041 ACRES)**

BASIS OF BEARINGS:

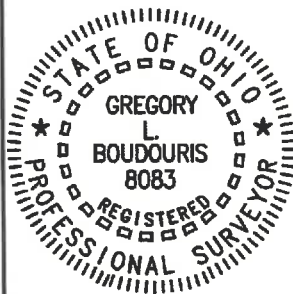
THE BASIS OF BEARINGS USED HEREON ARE BASED ON AN ASSUMED MERIDIAN AND ARE FOR THE EXPRESS PURPOSE OF SHOWING ANGULAR MEASUREMENT.

CERTIFICATION:

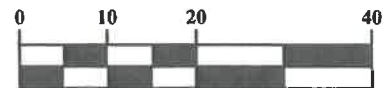
I HEREBY CERTIFY THAT THE FOREGOING WAS PREPARED FROM RECORDS AND SURVEY DATA PROVIDED BY THE CITY OF SYLVANIA, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES.

Gregory L. Boudouris 5/16/2020

GREGORY L. BOUDOURIS, P.E., P.S.
PROFESSIONAL SURVEYOR NO. 8083



GRAPHIC SCALE



1 inch = 20 feet

SCALE: 1" = 20'

JOB NUMBER: 28-26

DRAWING DATE: 5-15-20

DRAWN BY: RGS

EXHIBIT: B

EXHIBIT "B"
**TEMPORARY EASEMENT
FOR 5860 CUSHMAN RD.**

CUSHMAN ROAD IMPROVEMENTS

ESA

Engineers, Surveyors & Associates, LLC

5353 Secor Rd., Toledo, Ohio, 43623 Phone (419) 475-9445

10a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

September 21, 2020

To: The Mayor and Members of Sylvania City Council

Re: **BROOKFIELD ESTATES RESURFACING
CHANGE ORDER NO. 1 (FINAL)**

Dear Mr. Mayor and Council Members:

The Brookfield Estates Resurfacing project was recently completed. The original contract amount with Gerken Paving, Inc. on the project was \$255,108.27 and received Council approval on June 15, 2020 by Ordinance 26-2020. 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.

There was one work item added to the contract as detailed in the change order. During milling operations 18 roadway monuments were uncovered that were buried just below the surface course of pavement. The monuments uncovered were in poor condition with many falling apart and/or bent rods. Each monument had to be referenced, removed, and reinstalled. The cost of this additional work was \$19,800.

In addition, the final installed quantities resulted in a decrease to the original contract in the amount of \$9,892.36. Most of this decrease was the result of the pavement subbase being in better than anticipated condition with no pavement repair areas identified.

As a result, a total change order in the amount of \$9,907.64 is necessary to increase the final contract amount from \$255,108.27 to \$265,015.91. Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service

,CITY OF SYLVANIA, OHIO

CHANGE ORDER

Number 1 (FINAL)

Project Ordinance No.: 26-2020 Purchase Order No. 58998

Contract: Brookfield Estates Resurfacing

Title of Change Order: _____

Date: 9/15/2020

Description of Change:	Additional Work Items	\$19,800.00
	Installed Quantity Adjustments	(\$9,892.36)
	TOTAL	\$9,907.64
	(See Attached)	

RECOMMENDED
FOR APPROVAL BY:

Kevin G. Aller, P.E.
Public Service Director

9/17/20
Date

Original Contract Amt	\$	255,108	27
Previous Changes (+ or --)	\$	0	00
This Change (+ or --)	\$	9,907	64
Adjusted Contract Amt	\$	265,015	91

REVIEWED BY: Joseph E. Shaw
Engineer
DATE: 9/17/20
SUBMITTED BY: GERKEN PAVING
Name of Contractor
DATE: 9/17/20
Contractor's Signature

City of Sylvania, Ohio

The above proposal is hereby approved.

The above proposal is hereby approved.

Craig A. Stough, Mayor

Date

Toby Schroyer, Finance Director

Date

ORDINANCE NO. 73 -2020

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 RESURFAINC 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.

WHEREAS, Ordinance No. 26-2020, passed June 15, 2020, accepted the bid of Gerken Paving, Inc., which bid was in the amount of \$255,108.27; and,

WHEREAS, the Director of Public Service, by report dated September 21, 2020, has recommended the acceptance of Change Order No. 1(Final) of Gerken Paving, Inc. for said Brookfield Estates Resurfacing Project to reflect the final installed quantities and actual work performed on the project including the removal and replacement of 18 roadway monuments; and,

WHEREAS, the actual work performed resulted in a net increase to the contract in the amount of Nine Thousand Nine Hundred Seven and 64/100 Dollars (\$9,907.64), for a total contract amount of \$265,015.91.

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 increasing the contract amount by the sum of Nine Thousand Nine Hundred Seven and 64/100 Dollars (\$9,907.64), authorized to be appropriated 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 2. That, to provide funds for said change order for improvements, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53503 – Street Improvements**, the sum of Nine Thousand Nine Hundred Seven and 64/100 Dollars (\$9,907.64).

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



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

//

September 21, 2020

To: The Mayor and Members of Sylvania City Council

Re: **LUC-SILICA DRIVE BRIDGE REPLACEMENT PROJECT (PID 111563)**
CONSULTANT LETTER OF INTEREST (LOI) REQUEST

Dear Mr. Mayor and Council Members:

On February 4, 2019 the Service Department received authorization from Council to conduct a preliminary structure study for the replacement of the Silica Drive bridge over Ten Mile Creek (Ord. 13-2019). The results of the study concluded that both the vehicular and pedestrian bridges should be replaced with one joint-use structure. The study estimated the cost of the project to be \$1,539,022.

On July 15, 2019 the Service Department received authorization from Council to apply for project funding through the Ohio Department of Transportation's Municipal Bridge Program (Res. 8-2019). The Service Department requested \$1,209,333 in funding assistance and was notified on October 28, 2019 that our application was successful.

The next step in this process is to request Letters of Interest (LOI) from engineering consultants to design the project. City staff members will review the LOI's and select the most qualified consultant to complete the design. Once the consultant is selected the City will enter into fee negotiations with the goal of having a consultant ready to initiate work by January 31, 2021.

The anticipated engineering fee is a planned capital improvement budget item in the 2021 budget. We would request authorization to begin the LOI solicitation.

Sincerely,

Kevin G. Aller, P.E.

Director of Public Service

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DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

September 21, 2020

To: The Mayor and Members of City Council

Re: Electric Vehicle Charging Station

Dear Mr. Mayor and Council Members,

The Ohio EPA issued a Request for Applications for Level 2 Electric Vehicle Charging Stations on July 1, 2020. The agency identified 26 priority counties in Ohio for the charging stations to be installed, Lucas County being one of them. This program is supported with funds from Ohio's allocation under the Volkswagen Mitigation Trust Fund.

We are proposing to install a Level 2 dual-port charging station with two connections for two publicly accessible electric vehicle parking spaces in the Municipal Parking Lot. The City will be the owner of the charging station and contract with Donovan Energy for the maintenance via a five-year warranty agreement. It is our intent to charge a fee for users of the station to cover the cost of the electric supplied by the charger, estimated to be approximately three to four dollars.

The estimated material and labor cost to install the charging station is \$18,500. We are recommending that we apply for grant funding in the amount of \$14,800. This would leave a balance of \$3,700 which would be paid for as part of our 2021 Capital Improvement Program.

The number of electric vehicles continues to increase with advancements in the technology and we believe this to be a worthwhile project for our citizens, users of our downtown area and travelers through the Sylvania area. We request approval to apply for grant funds in the amount of \$14,800.

Please call if you have any questions.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service

EVBox Iqon

Premium commercial charging solution



Created specifically for the North American electric vehicle market, EVBox Iqon is designed to balance form and function.











Modular construction allows for easy installation and service.
Bluetooth commissioning enables flexible integration with multiple software providers.

18ft auto-locking cable management system and 8" LCD touch screen interface create an optimal user experience for both drivers and site hosts.



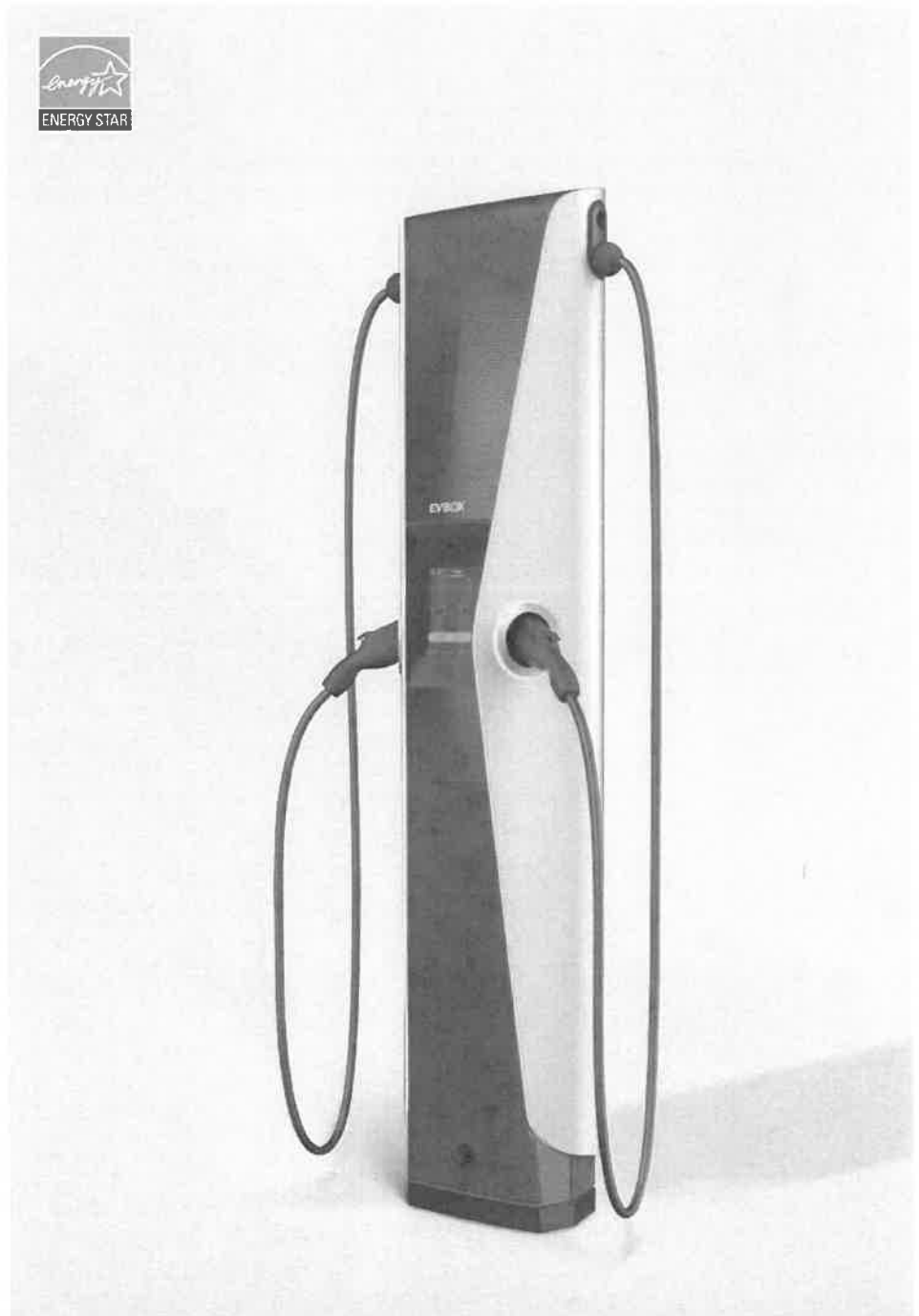
reddot award 2019
winner urban design



-  Up to 7.2 kW at 30 A
Charges up to 25 miles in an hour
-  OCPP 1.6 compliant
-  Integrated cable management system
-  Wi-Fi and 4G*
-  RFID / QR
-  LCD display, LED ring, and light guides
-  Easy to install and maintain
-  Back-to-back install option
-  ADA compliant
-  3-5 year warranty

* EVBox Iqon requires an OCPP charging network in order to activate a charging session.

evbox.com



126

RESOLUTION NO. 19 -2020

A RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO ENVIRONMENTAL PROTECTION AGENCY'S LEVEL 2 ELECTRIC VEHICLE CHARGING STATION GRANT PROGRAM; TO EXECUTE CONTRACTS AS REQUIRED; AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Environmental Protection Agency issued a Request for Grant Applications for Level 2 Electric Vehicle Charging Stations on July 1, 2020; and,

WHEREAS, pending a successful grant application, the City of Sylvania is proposing to install a Level 1 dual-port charging station with two connections for two publicly accessible electric vehicle parking spaces in the Municipal Parking Lot, with the user being responsible for the cost of the electricity supplied by the charger; and,

WHEREAS, the Director of Public Service, in a report dated September 21, 2020, indicated that the total estimated material and labor cost to install the charging station is \$18,500 and the City is requesting \$14,800 in grant funding, with the City contributing \$3,700 toward the charging station.

NOW, THEREFORE BE IT RESOLVED 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 apply to the Ohio Environmental Protection Agency for funds as described above.

SECTION 2. The Mayor and Director of Finance are further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 3. If the Electric Vehicle Charging Station Application is approved for financial assistance, the City of Sylvania will commit the necessary funds to meet the local share as indicated in the corresponding project application and will enter into an agreement with the Ohio Environmental Protection Agency for the grant.

SECTION 4. It is hereby found and determined that for all formal actions of this Council concerning and relating to the passage of this Resolution 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

Resolution 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 Resolution 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 City should file its application for the grant immediately and indicate its willingness to enter into an Agreement and appropriate the funds for said project as necessary and therefore this Resolution should be made effective immediately. Provided this Resolution 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.

ATTEST:

President of Council

APPROVED AS TO FORM:

Clerk of Council

APPROVED:

Director of Law

Mayor

Date

ORDINANCE NO. 67 -2020**AUTHORIZING THE MAYOR AND THE 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.**

WHEREAS, Ordinance No. 56-2000 authorized the creation of a governmental aggregation program and submitted the question to the electorate at the November 7, 2000; and,

WHEREAS, the voters approved the creation of an opt out aggregation program within the City of Sylvania; and,

WHEREAS, Ordinance No. 103-2000 authorized Sylvania to enter into an intergovernmental agreement with eight other communities to jointly operate and manage a governmental aggregation program as the Northwest Ohio Aggregation Coalition; and,

WHEREAS, Ordinance No. 107-2000, passed December 4, 2000, authorized NOAC to hire Palmer Energy as its energy consultant and Palmer Energy still serves as NOAC's energy consultant; and,

WHEREAS, since 2000, Palmer Energy has periodically researched solar-generated energy as an option for its members, however, the pricing has been too high until recently; and,

WHEREAS, in order to more fully research and invest time and resources to price and determine a suitable location for a solar array, developers have requested a Letter of Intent from interested communities; and,

WHEREAS, Palmer Energy is recommending that NOAC and its member communities approve the Letter of Intent so that this option can be explored; and,

WHEREAS, this matter was referred to the Utilities Committee for its review and

recommendation at the August 17, 2020 meeting of Sylvania City Council; and,

WHEREAS, the Utilities Committee met on September 8, 2020 and thereafter recommended that the Letter of Intent attached hereto as "Exhibit A" be approved.

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 are hereby authorized, on behalf of the City of Sylvania, to sign the Letter of Intent, a copy of which is attached hereto.

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 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, Sections 11 and 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 this City should approve the Letter of Intent forthwith. 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.

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

President of Council

APPROVED AS TO FORM:

Director of Law

_____, 2020

Re: Letter of Intent for Potential Purchase of Solar-Generated Energy and Related Electric Consulting Agreement

Dear _____:

This Letter of Intent (this “LOI”) is presented in connection with potential opportunities to purchase energy generated by Ohio located utility scale solar facilities in conjunction with other communities that participate in the Northwest Ohio Aggregation Coalition (“NOAC”) for an Energy Purchasing Program (the “Agreement” or “Program”) between the City of Sylvania (“Municipality”) and of Palmer Energy Company, (the “Manager”).

This LOI constitutes an agreement between the Municipality and the Manager whereby if after issuing a Request for Proposal or Request for Qualifications, the Manager identifies and recommends an opportunity at or below \$41.00 per MW-hour price (the “Purchase Opportunity”), the Municipality agrees to:

(A) use good faith efforts to consider and negotiate the purchase of energy and any other related attributes from a utility scale photovoltaic solar facility through a power purchase agreement or similar agreement (a “PPA”), and

(B) use good faith efforts to consider and negotiate the proposed key provisions of the Agreement, whereby the Manager would provide electric consulting services for the purchase, transmission and arrangement of delivery of electric through the Program for the Municipality’s facilities and/or its electric governmental aggregation program participants if Municipality enters into a PPA resulting from the Purchase Opportunity.

This LOI is intended to be non-binding on the Parties hereto, except for the provisions of paragraphs 1, 2, 7, 8, 9, 10 and 11.

(1) If a Purchase Opportunity is identified and recommended by the Manager for the Municipality, then the Municipality shall use good faith efforts to negotiate with the applicable counter-parties to enter into a PPA for a portion of the electricity requirements at the Municipality’s eligible facilities and/or its electric governmental aggregation program participants along with any other necessary agreements for the purchase of energy and if available and offered, the purchase of other related attributes from the production of the energy. The Parties understand

that a purchase of energy through a Purchase Opportunity would require, without limitation, a contract with a PUCO certified competitive retail electric service provider to allow for the retail delivery of the energy to the Municipality and/or its governmental aggregation participants in addition to load shaping capabilities, all of which would be used to deliver energy to the Municipality's facilities and/or participants in its electric governmental aggregation.

(2) If the Municipality enters into the necessary agreements to purchase energy through a Purchase Opportunity, then simultaneously with the execution of those agreements, the Municipality shall sign an Agreement with the Manager for energy consulting services on electric purchases for facilities and/or the electric governmental aggregation participants operated by the Municipality as selected below.

Yes/No (circle one) The Municipality agrees to include its eligible facilities in this LOI.

Yes/No (circle one) The Municipality agrees to include its electric governmental aggregation program in this LOI.

(3) Manager's Services. The Manager will provide its ongoing services as described in the Agreement to assist the Municipality in purchasing electricity consumed by its facilities and/or electric governmental aggregation program participants as selected above. Generally, the Manager shall assist the Municipality in securing electric pricing proposal(s) for electric supplies, periodically provide recommendations on potential suppliers, and recommend the type of pricing mechanism(s) to utilize. The Manager shall evaluate electric market conditions and opportunities and may suggest or recommend other electric savings or cost control opportunities for the Municipality to consider. The Municipality understands that facilities receiving electric distribution service from a municipal electric utility or electric cooperative would not be eligible for this Program.

(4) Term. The term of the energy consulting services provided by the Manager would be for the term provided for in the PPA resulting from the Purchase Opportunity, with the commencement date to be determined by the Parties but no later than the date the Purchase Opportunity results in energy being purchased by the Municipality.

(5) Compensation. Compensation for the Manager's services in the energy consulting Agreement for the "Electric Purchasing Program" (for facilities) and the "Electric Aggregation Purchasing Program" (for electric governmental aggregation participants) shall be negotiated in good faith and charged per kWh consumed by the facilities and/or governmental aggregation participants as selected in Paragraph (2) above. This compensation shall be included in all electric supplier pricing offers.

(6) Exclusivity. The Municipality agrees to utilize the Manager under the terms of the Agreement and as the exclusive consultant on 100% of the Municipality's eligible electric requirements for all of the Municipality's facilities and/or the participants in its electric governmental aggregation program. Such exclusivity shall not preclude the Municipality from engaging other consultants for energy consulting services for the Municipality's electricity requirements for its facilities commencing after the expiration of the Term.

(7) Confidentiality. The Manager understands that the Municipality is a public entity and is subject to the Ohio Public Records Act, O.R.C. 149.43, *et seq.*, and that any record kept by the Municipality that is deemed a public record is subject to release if a proper request is made. It is expressly understood by the Parties that O.R.C. 149.43 requires the Municipality, upon receipt of a public records request, to promptly prepare public records for inspection and to provide copies of public records in a reasonable time and that the Municipality may determine, in its sole discretion, that information is a public record subject to such release. Notwithstanding the immediately foregoing sentence, the Municipality agrees to notify the Manager as soon as practically possible of a public records request that could result in the public disclosure of this LOI.

(8) Fees and Expenses. The Manager shall bear its own fees and expenses, and the Municipality shall bear its own fees and expenses, including, but not limited to, fees and expenses of attorneys and financial or other advisors, incurred in connection with the execution of this LOI. This paragraph 8 shall survive the Termination Date.

(9) Governing Law and Venue. This LOI shall be governed by and construed in accordance with the internal laws of the State of Ohio. Any litigation or other proceeding arising out of or relating to this LOI must be brought in Ohio before a court or administrative body having jurisdiction over the litigation or proceeding. This paragraph 9 shall survive the Termination Date.

(10) Assignments. No Party will assign this LOI without the prior written consent of the other, which consent will not be unreasonably withheld. In no event will the Party assigning its interest be released from any of its obligations to any other Parties.

(11) Non-Binding and Binding Provisions. This LOI is not intended to create binding obligations on any of the Parties hereto, except that paragraphs 1, 2, 7, 8, 9, 10 and 11 shall be binding upon the Parties in accordance with their respective terms.

(12) Independence. Nothing herein is intended to create a partnership, joint venture, agency or other relationship creating fiduciary or quasi fiduciary duties or similar duties or obligations, or otherwise to subject the Parties to joint and several or vicarious liability, or to impose any duty, obligation, or liability on a Party that would arise from joint and several or vicarious liability.

(13) Counterparts. This LOI may be executed in two or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument. PDF and facsimile copies of signatures will be treated as originals.

(14) Entire Agreement. This LOI constitutes the entire agreement between the Manager and the Municipality regarding the subject matter thereof. No modification or amendment hereof shall be effective unless in writing and signed by a duly authorized representative of each Party.

(15) Duly Authorized Representative. The individual(s) executing this LOI on behalf of each Party does hereby represent and warrant that he or she is duly authorized and empowered to execute same on behalf of his or her Party, and to fully bind that Party to all of the terms hereof.

(16) No Drafting Bias. In the event an ambiguity or question of intent or interpretation arises, this LOI will be enforced and construed as if drafted jointly by the Parties, and no presumption or burden of proof will arise favoring or disfavoring either party or its construction or interpretation of this LOI by virtue of the authorship of any of terms or provisions of this LOI.

(17) Termination. This LOI shall automatically terminate upon the earlier of (a) January 1, 2022 or (b) the execution or extension of the Agreement (the "Termination Date").

If the foregoing terms are acceptable to the Municipality, please so indicate by signing LOI in the space provided below and returning it to the Manager no later than May 1st, 2020. Please call should you have any questions.

CITY OF SYLVANIA

Date of Adoption
of Approving Ordinance

By: _____
Craig A. Stough, Mayor

By: _____
Toby A. Schroyer, Director of Finance

PALMER ENERGY COMPANY, INC.

By: _____

5577 Airport Highway, Suite 101

Toledo, OH 43615

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NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

76402480210		NEW	S AND G STORES LLC DBA S&G 79 5502 MONROE ST SYLVANIA OH 43560
PERMIT NUMBER		TYPE	
ISSUE DATE			
09 08 2020			
FILING DATE			
C1 C2 D6			
PERMIT CLASSES			
48	077	A	C71533
TAX DISTRICT			RECEIPT NO.

FROM 09/10/2020

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 09/10/2020

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/13/2020

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

A NEW 7640248-0210

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF SYLVANIA CITY COUNCIL
6730 MONROE ST
SYLVANIA OHIO 43560

Commerce Division of Liquor Control : Web Database Search

OWNERSHIP DISCLOSURE INFORMATION

This online service will allow you to obtain ownership disclosure information for issued and pending retail liquor permit entities within the State of Ohio.

Searching Instructions

Enter the known information and click the "Search" button. **For best results, search only ONE criteria at a time.** If you try to put too much information and it does not match exactly, the search will return a message "No records to display".

The information is sorted based on the Permit Number in ascending order.

To do another search, click the "Reset" button.

SEARCH CRITERIA**Permit Number**

7640248

Permit Name / DBA**Member / Officer Name****Search****Reset****Main Menu**

Member/Officer Name	Shares/Interest	Office Held
Permit Number: 7640248; Name: S & G STORES LLC; DBA: ; Address: 5131 W ALEXIS SYLVANIA 43560		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480005; Name: S AND G STORES LLC; DBA: DBA S & G #40; Address: 8269 ERIE ST SYLVANIA 43560		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480010; Name: S AND G STORES LLC; DBA: DBA S & G #41; Address: 933 MICHIGAN AV MAUMEE 43537		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480015; Name: S AND G STORES LLC; DBA: DBA S & G #42; Address: 5566 W ALEXIS SYLVANIA 43560		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480020; Name: S AND G STORES LLC; DBA: DBA S & G #43; Address: 5101 ALEXIS RD SYLVANIA 43560		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480100; Name: S AND G STORES LLC; DBA: DBA S & G #59; Address: 1455 S BYRNE RD TOLEDO 43614		
DERGHAM RIDI	MANAGE MEM	CEO
Permit Number: 76402480115; Name: S AND G STORES LLC; DBA: ; Address: 1200 N SHOOP AVE WAUSEON 43567		
DAN DERGHAM RIDI	MANAGE MEM	CEO

- [Ohio.Gov](#)
- [Ohio Department of Commerce](#)

[Commerce Home](#) | [Press Room](#) | [CPI Policy](#) | [Privacy Statement](#) | [Public Records Request Policy](#) | [Disclaimer](#) | [Employment](#) | [Contacts](#)

A

City of Sylvania

Bank Reconciliation

August 2020

Ending balance for July 2020	29,735,920.81
Add: Monthly Receipts	<u>3,837,515.39</u>
Subtotal	\$ 33,573,436.20
Less: Monthly Disbursements	<u>1,717,086.27</u>
Ending balance for August 2020	\$ 31,856,349.93

Less:

CD Metamora Bank	\$ (2,144,420.23)
Star Ohio	(82,250.26)
Petty Cash (1)	(2,050.00)
Cemetery Savings	(1,062.86)
Toledo Community Fund	(31,803.18)
Key Bank Securities	(8,172.87)
5/3rd Securities	(8,056,469.52)
SJS Account	(5,805,564.75)
Morgan Stanley Investment	(200,000.00)
UBS Financial	(7,085,221.20)
First Federal Bank (CD)	(2,065,555.94)
Key Bank (CD)	(1,031,625.00)
Sylvania Township Bonds	(230,000.00)
	\$ 5,112,154.12

8/20 Bank Svc Chg underposted	(0.40)
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(1)

Division of Public Service	\$ 150.00
Department of Finance	100.00
Division of Water	600.00
Division of Police	200.00
Municipal Court	700.00
Division of Taxation	150.00
Division of Forestry	150.00

Petty Cash Balance	\$ 2,050.00
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BANK BALANCE

EOM 5/3rd Bank Balance	\$ 5,135,783.97
Deposit in Transit:	
Income Tax	10,579.00
General Deposit	11,538.78
Bank Error- Bank Posted twice	30.00

Subtotal	\$ 5,157,931.75
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Less: Outstanding Checks (2)	45,778.03
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Adjusted Bank Balance	\$ 5,112,153.72
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(2)	
July Outstanding Checks	\$ 402,338.66

Checks written this month	716,740.09
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Subtotal	\$ 1,119,078.75
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Checks Cleared this month	<u>(1,073,300.72)</u>
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August Outstanding Checks	\$ 45,778.03
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Toby Schroyer
Director of Finance, City of Sylvania

Board of Architectural Review

Minutes of the regular meeting of September 16, 2020. Mr. Lindsley called the meeting to order.

Members present: Mayor Craig Stough, Ken Marciniak, Carol Lindhuber, Kathleen Fischer, and Thomas Lindsley (5) present. Zoning Administrator, Timothy Burns present.

Ms. Lindhuber moved, Ms. Fischer seconded to approve the Minutes of the August 12, 2020, meeting as submitted. Vote being: Stough, Lindhuber, Fischer, Marciniak and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 3 – Regulated Sign – app. no. 7-2020 (Amendment) requested by Richard Crawford for Highland Meadows Golf Club, 7455 Erie Street, Sylvania, Ohio 43560. Application is for an amendment to two previously approved monument signs.

Mr. Burns explained that the signs are an amendment to the previously approved signs, and that the signs are smaller than the original signs and will blend with the landscape wall. Signs are within the limits of the Sylvania Sign Code.

Mr. Marciniak moved, Ms. Fischer seconded, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 4 – Regulated Sign – app. no 29-2020 requested by Mark Poll of Sign Art, Inc. for Rite Aid Corp., 4018 N. McCord Road, Sylvania, Ohio 43560. Mr. Brad Rhodes present.

Application is for a new monument sign, to replace an existing pole sign, and two replacement wall signs.

Mr. Rhodes explained that Rite Aid is going through a rebranding. They will be removing the awnings and will install channel letter on the walls containing just the name and the Rite Aid logo. He added that they will also reface the ground sign and paint the poles.

Signs are within the limits of the Sylvania Sign Code.

Mr. Marciniak moved, Ms. Lindhuber seconded, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 5 – Regulated Sign – app. no. 30-2020 requested by Wendy Gericke for Hip to the Groove Boutique, 5665 Main Street, Sylvania, Ohio 43560. Ms. Lori Litzer was present.

Application is for a new hanging sign.

Ms. Litzer stated said that they would be installing a new hanging sign and explained that the new store will be selling music, clothing and art from local artists and musicians.

Board of Architectural Review
Minutes of September 16, 2020
Page 2

Sign is within the limits of the Sylvania Sign Code.

Ms. Lindhuber moved, Ms. Fischer seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 6 – Regulated Sign– app. no. 31-2020 requested by Michelle Ellis for Superblee Beautiful, 5161 Main Street, Sylvania, Ohio 43560. Ms. Ellis was present.

Application is for a new wall sign.

Ms. Ellis stated the she will be replacing the present sign with a new sign and would be repairing and reusing the existing cabinet.

Sign is within the limits of the Sylvania Sign Code.

Ms. Fischer moved, Mr. Marciniak seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 7 – Regulated Sign – app. no. 32-2020 requested by Mike Hojnacki for Centennial Crossings (The Shoppes of Mayberry Square), 8256 Mayberry Square, Sylvania, Ohio 43560. Mr. Ho

Application is for several new signs for the all of the replacement awnings for the existing businesses.

Mr. Hojnacki explained that the current awnings in the complex are going to be updated, and as a result new lettering will be also be installed. He added that the awnings are not on every business that they are on about every other one.

Signs are within the limits of the Sylvania Sign Code.

Mr. Marciniak moved, Ms. Fischer seconded, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 8 – Regulated Sign – app. no. 33-2020 requested by Karrie Brock of Fast Signs for Art Supply Depot, 5735 N. Main Street, Sylvania, Ohio 43560. Ms. Brock was present.

Board of Architectural Review
Minutes of September 16, 2020
Page 3

Application is for a new hanging sign.

Ms. Brock explained that the current sign on the Downtown Toledo location will be moved to this location and installed above the entrance on Main Street. The sign will be internally luminated.

Sign is within the limits of the Sylvania Sign Code.

Ms. Lindhuber moved, Ms. Fischer seconded, to grant a Certificate of Appropriateness for the sign shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 9 – Regulated Sign – app. no. 34-2020 requested by Kyle Young of Graphic Signs for Ability Center of Greater Toledo, 5605 Monroe Street, Sylvania, Ohio 43560. Mr. Gary Harrell was present.

Application is for one replacement monument sign, nine wall signs, and one directional sign.

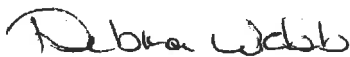
Mr. Harrel explained that the current monument sign face will be replaced and that the digital display will be updated. He also said that the new wall signs that will be installed will be non-lit channel letters.

Signs are within the limits of the Sylvania Sign Code.

Mr. Marciniak moved, Ms. Lindhuber seconded, to grant a Certificate of Appropriateness for the signs shown in the drawing submitted with the application. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Ms. Fischer moved, Mr. Marciniak seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission

C

Sylvania Municipal Planning Commission

Minutes of the regular meeting of September 16, 2020. Mr. Lindsley called the meeting to order.

Members present: Mayor Craig Stough, Ken Marciniak, Carol Lindhuber, Kathleen Fischer, and Thomas Lindsley (5) present. Zoning Administrator, Timothy Burns present.

Ms. Fischer moved, Ms. Lindhuber seconded to approve the Minutes of the August 12, 2020, meeting as submitted. Vote being: Stough, Lindhuber, Marciniak, Fischer and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 3 – Final Plat Review – Oak Creek North Plat 2 – Submitted by Aaron Feller of Feller, Finch and Associates, Inc. Mr. Don Feller was present.

Mayor Stough asked Mr. Feller if he agreed to the comments in Joe Shaw's letter.

Mr. Feller responded that he was not familiar with the letter.

Mr. Burns stated that he was included in email correspondence between Mr. Shaw and Aaron Feller, and that per the email, all items in Mr. Shaw's comments had been addressed.

Ms. Lindhuber moved, Mr. Marciniak seconded, to approve the final plat as submitted. Vote being: Lindhuber, Marciniak, Fischer, Stough and Lindsley (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Ms. Lindhuber moved, Ms. Fischer seconded, to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission