

Minutes of the Meeting of Council  
January 4, 2021

The Council of the City of Sylvania, Ohio met in regular session via Zoom on January 4, 2021 at 7:40 p.m. with Mayor Stough in the chair. Roll was called with the following members present: Katie Cappellini, Mark Frye, Doug Haynam, Brian McCann, Patrick Richardson, Lyndsey Stough, Mary Westphal; (7) present; (0) absent.

Roll call:  
All present.

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

Pledge of  
Allegiance.

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

The following items have been added to the agenda:

- 4a. Election of Council President.
- 16. Downtown Master Plan Update.
- 17. Executive Session to discuss possible litigation.

Mrs. Westphal moved, Mr. Haynam 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 December 21, 2020 meeting minutes. Mrs. Westphal moved, Mr. McCann seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of December 21, 2020 be approved; roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Approval of the  
December 21,  
2020 meeting  
minutes.

Mrs. Westphal presented her resignation as Council President, but will continue to be an active member of Council.

Westphal resigns  
as Council  
President.

Mrs. Westphal moved, Mr. McCann seconded, to nominate Mark Frye as President of Council for the remainder of the term through December 31, 2021. There were no other nominations, roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Frye voted  
Council  
President.

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

Mayor Stough provided an COVID-19 Update. Mayor stated the building is locked, with citizen's ability to call and make appointments. All city business is being addressed as usual. He stated the police registered a complaint regarding the vaccine distribution priority for police departments across the state.

COVID-19  
Update.

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

Mayor Stough reviewed the amendment application for Application No. SUP-1-2020 from David A. Sabo for a Zoning Change from “B-2”, General Business District to “B-2/SUP”, Special Use Permit for property located at 7600 W. Sylvania Avenue, Sylvania, Ohio 43560. The public hearing was held on December 21, 2020 and is now in Council for discussion. One person spoke in support of and one person spoke in opposition to the application. Mr. Haynam provided an overview of the modifications to the Plan Commission’s recommendations. Jeff Swinford, on behalf of the applicant fielded questions from Council on lead, arsenic and noise.

Continued discussion on SUP-1-2020.

Mr. Haynam introduced and read by title only Ordinance No. 7-2021, “Granting a Special Use Permit to allow the operation of a Gun Club at 7600 W. Sylvania Avenue, Sylvania, Ohio, on the application of David A. Sabo on behalf of Midwest Shooting Center, modifying the Recommendation of the Municipal Planning Commission, and declaring an emergency”; Mr. Haynam moved, Mr. McCann seconded passage of Ordinance No. 7-2021 as an emergency measure. Roll call vote being: Frye, yes; Haynam, yes; McCann, yes; Richardson, yes; Stough, no; Westphal, yes; Cappellini, yes; (6) yeas; (1) nays. The motion carried.

Ordinance No. 7-2021, “Granting SUP-1-2020, to operate Gun Club, 7600 W. Sylvania Ave....”

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

Service Director’s report on the Monroe Street & Harroun Road Improvements Modification to ODOT Real Estate Agreement No. 34971 was placed on file. Mrs. Westphal introduced and read by title only Ordinance No. 1-2021, “Authorizing the Mayor and Director of Finance to enter into an Amendment to the Real Estate Agreement No. 34971 between the State of Ohio, Department of Transportation and the City of Sylvania for Right-of-Way Acquisition relative to the Monroe Street and Harroun Road Improvement Project; appropriating additional funds for the Right-of-Way Acquisition costs in the amount of \$270,000; and declaring an emergency”; Mrs. Westphal moved, Ms. Stough seconded passage of Ordinance No. 1-2021 as an emergency measure. Roll call vote being: Haynam, McCann, Richardson, Stough, Westphal, Cappellini, Frye, (7) yeas; (0) nays. The motion carried.

Ordinance No. 1-2021, “...Amendment to the R.E. Agreement No. 34971 for Right-of-way...Monroe & Harroun Improvement Project...”

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

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Service Director's report on the Cushman Road Improvements was placed on file. Mr. McCann introduced and read by title only Ordinance No. 2-2021, "Accepting the bid of Salenbien Trucking & Excavating and awarding the Contract for the Cushman Road Improvement Project to same; authorizing the expenditure for the improvements in the amount of \$891,8939.44; appropriating funds therefore; and declaring an emergency"; Mr. McCann moved, Mr. Frye seconded passage of Ordinance No. 2-2021 as an emergency measure. Roll call vote being: McCann, Richardson, Stough, Westphal, Cappellini, Frye, Haynam, (7) yeas; (0) nays. The motion carried.

Ordinance No. 2-2021, "Accepting the bid...Salenbien Trucking... Cushman Road Improvements"

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

Service Director's report on the Professional Engineering Services for the Silica Drive Bridge Replacement Project was placed on file. Mr. Richardson introduced and read by title only Ordinance No. 3-2021, "Accepting the proposal of DGL Consulting Engineers, LLC to provide Professional Engineering Services for the Silica Drive Bridge Replacement Project; appropriating funds therefore in the amount of \$260,378; and declaring an emergency". Mr. Richardson moved, Mrs. Westphal seconded passage of Ordinance No. 3-2021 as an emergency measure. Roll call vote being: Richardson, Stough, Westphal, Cappellini, Frye, Haynam, McCann; (7) yeas; (0) nays. The motion carried.

Ordinance No. 3-2021, "Accepting proposal of DGL Engineers... Silica Drive Bridge Replacement Project..."

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

Service Director's report on the Construction Engineering Services for the Monroe Bridge Rehabilitation was placed on file. Mr. Haynam introduced and read by title only Ordinance No. 4-2021, "Accepting the proposal of Fishbeck to provide Construction Engineering Services for the Monroe Street Bridge over Ten Mile Creek Rehabilitation Project; appropriating funds therefore in the amount of \$13,168; and declaring an emergency". Mr. Haynam moved, Ms. Stough seconded passage of Ordinance No. 4-2021 as an emergency measure. Roll call vote being: Stough, Westphal, Cappellini, Frye, Haynam, McCann, Richardson; (7) yeas; (0) nays. The motion carried.

Ordinance No. 4-2021, "Accepting proposal of Fishbeck...Const Engineering... Monroe St Bridge over Ten Mile Creek Rehabilitation..."

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

Service Director's report on the Engineering Services Contract for the Harroun Road Pedestrian Hybrid Beacon project was placed on file. Mrs. Westphal introduced and read by title only Ordinance No. 5-2021, "Accepting the proposal of DGL Consulting Engineers, LLC to provide Engineering Services for the Harroun Road Pedestrian Hybrid Beacon Project; appropriating funds therefore in an amount not to exceed \$11,500; and declaring an emergency". Mrs. Westphal moved, Mr. McCann seconded

Ordinance No. 5-2021, Accepting proposal of DGL ...Engineering Svcs...Harroun

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passage of Ordinance No. 5-2021 as an emergency measure. Roll call vote being: Westphal, Cappellini, Frye, Haynam, McCann, Richardson, Stough; (7) yeas; (0) nays. The motion carried.

Road Pedestrian  
Hybrid Beacon  
..."

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

Mr. Frye introduced and read by title only Ordinance No.6-2021, "Authorizing the Mayor and Director of Finance to enter into an Agreement on behalf of the City of Sylvania between the City of Sylvania and the Board of Lucas County Commissioners for the Suburban Court Services Program; agreeing to participate in funding a portion of the Local Share for Suburban Courts' Services; appropriating \$25,000 therefore; and declaring an emergency". Mr. Frye moved, Mr. Haynam seconded passage of Ordinance No. 5-2021 as an emergency measure. Roll call vote being: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal; (7) yeas; (0) nays. The motion carried.

Ordinance No.  
6-2021,  
Suburban Court  
Services Program  
for 2021..."

Mayor Stough stated that Council will now consider agenda item 13.

Mr. Frye introduced and read by title only Resolution No.1-2021, "A Resolution designating the Clerk of Council as the Mayor and City Council's Designee to attend training programs and seminars about the Public Records Law as required by Ohio Revised Code Section 109.43; and declaring an emergency". Mr. Frye moved, Mrs. Westphal seconded passage of Resolution No. 1-2021 as an emergency measure. Roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini; (7) yeas; (0) nays. The motion carried.

Resolution No.  
1-2021,  
"Designating  
Clerk as Mayor  
& Councils  
designee re:  
Public Records  
training..."

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

Mr. Haynam reported on the Zoning & Annexation Committee meeting held at 6:30 p.m. on this date with discussion on changes in the Zoning Code to accommodate Bike Racks and to discuss zoning requirements for first floor retail use in the first two block of Main Street off Monroe Street. He reported the parking requirements that include bike racks and reduced parking could be added in the Site Plan process. Haynam reported the land use for Main Street will be discussed with property owners, DSA and council members and this Committee will reconvene for further discussion.

Z & A Com. Mtg  
Report: Bike  
Racks & Land  
Use-Main Street.

Mayor Stough stated the since there is no items for agenda item 15, Council will now consider agenda item 16.

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Economic Development Director Sanford reported the Committee-of-the-Whole will meet on Wednesday, January 6, 2021 at 3:30p.m. with Michele Johnson to discuss the Downtown Master Plan.

Mayor Stough stated that Council will now consider agenda item 17.

Mr. Frye moved, Mr. Haynam seconded to enter into Executive Session for the purpose of discussion of possible litigation at 9:00 p.m. Roll call vote being: Cappellini, Frye, Haynam, McCann, Richardson, Stough, Westphal, (7) yeas; (0) nays. The motion carried. Executive Session: Possible Litigation.

Mr. Haynam moved, Mr. Frye seconded to return from Executive Session to General Session at 9:30 p.m. Roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. The motion carried.

Mayor Stough stated all agenda items have been addressed.

Mr. McCann moved, Mr. Richardson seconded to adjourn at 9:31 p.m. Roll call vote being: Frye, Haynam, McCann, Richardson, Stough, Westphal, Cappellini, (7) yeas; (0) nays. Adjournment.

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Clerk of Council

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Mayor

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