

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD DECEMBER 18, 2012

Mayor Evans called the meeting to order at 6:30 p.m. Present were Council Members Maria Ermie, Todd Grayson, John Kevern, Joe Lawless, Tom Mackin, and Mike Olmstead (6). Absent: Tim McCarthy (1). Also present were David Creps, Clerk of Council, and Mathew Beredo, Law Director.

Mr. Lawless moved to approve the minutes from the December 4, 2012 meeting and to dispense with their reading. Mr. Olmstead seconded the motion. Ayes: (6). Nays: (0).

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS AND CITIZENS' CONCERNS

Denny Barrett asked if the Riverfront project is going to be discussed at any upcoming meetings. Mayor Evans explained that the Riverfront Master Plan is not done yet.

ADMINISTRATIVE REPORTS

Mayor's Report

Mayor Evans recommended the following appointments and reappointments:

Appointments:

<u>Name</u>	<u>Committee</u>	<u>Term Ending</u>
David Goins	PRAC	12/31/13
Nicholas Fleming	PRAC	06/01/13
David Hoffmann	Historic Landmarks Commission	12/31/15
Jason Decker	Board of Zoning Appeals	12/31/13
John Brown	Board of Zoning Appeals	12/31/15
Anthony Kucic	Street Tree Commission	12/31/14
Joan Foster	Way Public Library Board	12/31/13

Reappointments:

<u>Name</u>	<u>Committee</u>	<u>Term Ending</u>
Dennis Layman	Historic Landmarks Commission	12/31/15
Ron Stewart	PRAC	12/31/15
Rick Gilts	PRAC	12/31/15
Tom St. Meyers	PRAC	12/31/15
Robert Zak	Street Tree Commission	12/31/15
Ronald Moenter	Street Tree Commission	12/31/15
Carla Brundrett	Litter Prevention & Recycling Board	12/31/14
Mary Kaczinski	Litter Prevention & Recycling Board	12/31/14

Mr. Lawless reported that the Appointment Review Committee met and agreed 3-0 to recommend approval of these appointments and reappointments. Mr. Lawless moved to approve the recommended appointments and reappointments. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mayor Evans stated that Marty Aubry, City Prosecutor, has been named Prosecutor of the Year by MADD. Mayor Evans presented Mr. Aubry with a plaque and thanked him for doing a great job. Mr. Aubry said that when you get something like this, it is not just a one person thing. He said he has a great staff as well as the law enforcement officers he works with.

City Administrator's Report

No report.

Finance Director's Report

No report.

Director of Law

Mr. Beredo congratulated and thanked Mr. Aubry. He said the award is well deserved.

President of Council Report

No report.

COMMITTEE REPORTS

Finance Committee:

Mr. Mackin gave his report of the meeting held on December 11, 2012, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Tuesday, January 8, 2013 at 5:00 p.m.

Mr. Mackin introduced **ORDINANCE 196-2012 MAKING APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2013 AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the third reading. Seconded by Mr. Kevern. Ayes: (6). Nays: (0). The Clerk read Ordinance 196-2012 by number and title only. Mr. Mackin moved that Ordinance 196-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 198-2012 AUTHORIZING CERTAIN CASH TRANSFERS WITHIN THE CITY'S BUDGETS AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Kevern. Ayes: (6). Nays: (0). The Clerk read Ordinance 198-2012 by number and title only. Mr. Mackin moved that Ordinance 198-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 199-2012 AMENDING ORDINANCE NO. 201-2011 BY AUTHORIZING CERTAIN ADDITIONS TO APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 2012**

AND DECLARING AN EMERGENCY and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Kevern. Ayes: (6). Nays: (0). The Clerk read Ordinance 199-2012 by number and title only. Mr. Mackin moved that Ordinance 199-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 200-2012 AMENDING ORDINANCE NO. 201-2011 TO REVISE THE ESTIMATED REVENUES FOR THE YEAR ENDING DECEMBER 31, 2012 AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Kevern. Ayes: (6). Nays: (0). The Clerk read Ordinance 200-2012 by number and title only. Mr. Mackin moved that Ordinance 200-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 201-2012 AUTHORIZING THE CITY TO RENEW ITS RELATIONSHIP WITH CONSUMER DRIVEN CONCEPTS TO ADMINISTER THE CITY'S HEALTH INSURANCE PROGRAMS AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Kevern. Ayes: (6). Nays: (0). The Clerk read Ordinance 201-2012 by number and title only. Mr. Mackin moved that Ordinance 201-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Lawless stated that although he supported the budget, he is uncomfortable with the amount of overtime for the Fire Division. He said we now have the Matrix study and recommendations and he hopes the budget number next year will be lower. Mr. Kevern noted that a lot of the overtime is due to happenstance and injuries. Mr. Lawless said that Council has been hearing reasons for it for years. Mrs. Ermie said the Matrix study will be on the Personnel agenda.

Economic Development Committee:

Mr. Olmstead gave his report of the meeting held on December 17, 2012, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, February 4, 2013 at 5:30 p.m., which will be a combined meeting for January and February.

Mr. Olmstead introduced **ORDINANCE 202-2012 AUTHORIZING ALL ACTIONS NECESSARY TO AMEND ORDINANCE 166-2012 AND THE COMMUNITY REINVESTMENT AREA ABATEMENT WITH HAAS GARAGE DOOR COMPANY TO INCLUDE TLH ENTERPRISE LLC AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (6). Nays: (0). The Clerk read Ordinance 202-2012 by number and title only. Mr. Olmstead moved that Ordinance 202-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 203-2012 AUTHORIZING ALL ACTIONS NECESSARY TO RESCIND AN ENTERPRISE ZONE AGREEMENT BETWEEN THE CITY OF PERRYSBURG AND JERL MACHINE, INC., AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to

dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (6). Nays: (0). The Clerk read Ordinance 203-2012 by number and title only. Mr. Olmstead moved that Ordinance 203-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 204-2012 AUTHORIZING ALL ACTIONS NECESSARY TO RESCIND AN ENTERPRISE ZONE AGREEMENT BETWEEN THE CITY OF PERRYSBURG AND JERL MACHINE, INC., AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (6). Nays: (0). The Clerk read Ordinance 204-2012 by number and title only. Mr. Olmstead moved that Ordinance 204-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 205-2012 AUTHORIZING ALL ACTIONS NECESSARY TO MODIFY ORDINANCE 38-2011 AND AMEND THE COMMUNITY REINVESTMENT AREA ABATEMENT AGREEMENT WITH IS LEVIS PROPERTY LLC AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (6). Nays: (0). The Clerk read Ordinance 205-2012 by number and title only. Mr. Olmstead moved that Ordinance 205-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Service-Safety Committee:

Mr. Kevern gave his report of the meeting held on December 5, 2012, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, January 7, 2013 at 5:00 p.m. The regular meeting date for 2013 has been changed to the first Monday of the month.

Mr. Kevern introduced **RESOLUTION 23-2012 AUTHORIZING THE CITY ADMINISTRATION TO PURSUE A FIRE EXTINGUISHER TRAINING SYSTEM-TURN BASED ON A ONE THOUSAND FIVE HUNDRED FORTY DOLLAR (\$1,540.00) MATCHING CONTRIBUTION AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Mackin. Ayes: (6). Nays: (0). The Clerk read Resolution 23-2012 by number and title only. Mr. Grayson stated that the Federal Government is broke and grant money comes from us, so if we don't feel it's worth spending the money on, we should not apply for a grant. Mr. Kevern moved that Resolution 23-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: Ermie, Kevern, Lawless, Mackin and Olmstead (5). Nays: Grayson (1).

Mr. Lawless said that money was spent on the Speed Study, but in the future if we have no intention to do something, we should not spend money on the study. Mr. Kevern noted that it was done in response to complaints from constituents about the low speed limit on South Boundary Street.

Recreation Committee:

Mr. Lawless gave his report of the meeting held on December 17, 2012, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, February 4, 2013 at 5:00 p.m., which will be a combined meeting date for January and February.

Mr. Lawless introduced **ORDINANCE 206-2012 AUTHORIZING AN AGREEMENT WITH DAVEY TREE IN AN AMOUNT NOT TO EXCEED THIRTY-ONE THOUSAND EIGHT HUNDRED FORTY-FIVE DOLLARS (\$31,845.00) FOR TREE PLANTING AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Olmstead. Ayes: (6). Nays: (0). The Clerk read Ordinance 206-2012 by number and title only. Mr. Lawless moved that Ordinance 206-2012 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (6). Nays: (0).

Planning And Zoning Committee:

No report.

Next meeting date: Wednesday, December 19, 2012 at 6:00 p.m., which is a change from the regular time.

Personnel Committee:

No report.

Next meeting date: Tuesday, January 8, 2013 at 6:00 p.m., which is a change from the regular date and time.

Health, Sanitation and Public Utilities Committee:

Mr. Grayson reported that there is one ordinance on the agenda which fixes a clerical error from the last Council meeting with regards to the ordinances for water and sewer rate increases.

Next regular meeting: Thursday, December 20, 2012 at 6:00 p.m., which is a change from the regular date.

Mr. Grayson introduced **ORDINANCE 197-2012 AMENDING ORDINANCE 188-2012 TO SET WATER CHARGES WITHIN THE CITY OF PERRYSBURG AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (6). Nays: (0). The Clerk read Ordinance 197-2012 by number and title only. Mr. Grayson moved that Ordinance 197-2012 be approved as an emergency. Seconded by Mr. Kevern. Ayes: (6). Nays: (0).

OTHER BUSINESS

Mr. Kevern expressed concern about the idea of a Dog Park at the cemetery. He said he is concerned about maintaining the dignity of the cemetery. Mr. Lawless said that the piece of land in question is far enough away that it would not be an issue. Mrs. Ernie and Mr. Lawless questioned why the Cemetery budget is approved in May and asked if it could be changed. Mr. Creps said that the timing is tied to municipalities' statutory requirement to prepare tax budgets even though

the County Auditor has waved our requirement to prepare a tax budget. Mr. Beredo said that it is set by the Ohio Revised Code and has to be done at the first meeting in May.

ADJOURNMENT

Mr. Lawless moved to adjourn the meeting at 7:15 p.m. Seconded by Mr. Grayson. Ayes: (6). Nays: (0).

David D. Creps, Clerk

Nelson D. Evans, Mayor