

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD OCTOBER 16, 2012

Mayor Evans called the meeting to order at 6:31 p.m. Present were Council Members Maria Ermie, Todd Grayson, John Kevern, Joe Lawless, Tom Mackin, and Mike Olmstead (6). Tim McCarthy was absent (1). Also present were Bridgette Kabat, City Administrator, David Creps, Clerk of Council, and Mathew Beredo, Law Director.

Mr. Lawless moved to approve the minutes from the October 2, 2012 meeting and to dispense with their reading. Mr. Grayson seconded the motion. Ayes: (6). Nays: (0).

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS AND CITIZENS' CONCERNS

Gil Lutz, 980 Maple St., stated that he is a representative of Perrysburg 4 Transit, a non-partisan group of citizens whose goal is to get information out and get the transportation levy passed. Mr. Lutz thanked Kingston Residence for providing a meeting site for the committee. He said that he has been a heavy user of Ride Right and they have been very responsive, very receptive and he is 100% satisfied with the service they have provided. Mr. Lutz said there is some misinformation circulating that transportation will continue even if the levy does not pass. He said that it is important for voters to understand that public transit enriches the whole community and we now have the opportunity to do it for less money. Mrs. Ermie said that she has shared the same vision for many years. Mr. Grayson asked Mr. Lutz what he likes about the Ride Right service. Mr. Lutz said the drivers are wonderful, the people answering the phones are wonderful and they have spoiled him. Mr. Olmstead repeated that Mr. Lutz is saying we are getting twice the service for half the price. Mayor Evans added that he knows O-I and the Hilton are very interested in keeping transportation in Perrysburg. Derek O'Neal said that he also uses Ride Right and it is the best thing to happen to Perrysburg. He said he can give them his work schedule for the entire week instead of having to call every day. Denny Barrett said he is also on the Perrysburg 4 Transit committee and he wants to commend City Council for dealing with this issue. Mr. Kevern stated that we owe Randy Gardner some of the credit as he took the political heat.

ADMINISTRATIVE REPORTS

Mayor's Report

No report.

City Administrator's Report

Ms. Kabat stated that the contract with Ride Right will be presented to the HSPU Committee next week.

Finance Director's Report

No report.

Director of Law

No report.

President of Council Report

Mr. Lawless noted that the first Tuesday of January is New Year's Day so the City Council meeting will need to be rescheduled. Mr. Creps said he will put out an e-mail.

COMMITTEE REPORTS

Finance Committee:

Mr. Mackin stated that Mr. Lutz and Mr. O'Neal are perfect examples of the need for public transportation. He said he hopes everyone will vote for the levy to support public transportation.

Mr. Mackin gave his report of the October 9, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Tuesday, November 13, 2012 at 5:00 p.m.

Mr. Mackin introduced **ORDINANCE 158-2012 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$4,085,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY THE COSTS OF IMPROVING THE MUNICIPAL WATERWORKS SYSTEM BY REMOVING THE EXISTING WATER TOWER NOW LOCATED ON FORT MEIGS ROAD AND ACQUIRING, CONSTRUCTING AND INSTALLING A NEW WATER TOWER TO BE LOCATED BEHIND THE EXISTING PUBLIC SERVICE BUILDING AND A NEW WATER TOWER TO BE LOCATED ON THE SITE OF THE EXISTING WATER TOWER NOW LOCATED ON FORT MEIGS ROAD, TOGETHER WITH ALL NECESSARY APPURTENANCES, 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 158-2012 by number and title only. Mr. Creps stated that there was a glitch with the interest rate and the official language is that the interest rate will be not greater than 1.5%. Mr. Mackin moved that Ordinance 158-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 159-2012 AUTHORIZING A RIGHT-OF-WAY LEASE BETWEEN THE CITY AND BGJJJ LLC COVERING THE SIDEWALK IMMEDIATELY ADJACENT TO 219 LOUISIANA AVENUE (SWIG RESTAURANT) FOR THE TERM OF ONE YEAR AT THE ANNUAL RATE OF TWENTY-FIVE DOLLARS (\$25.00) 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 159-2012 by number and title only.

Mr. Lawless said that he is a proponent of outside seating, but he is opposed to the layout because it creates an obstacle course for pedestrians, forcing them to walk around the fence and the flower pots. He said if the line came straight across he

would not be opposed to it. Jim Hodulik stated that the idea of the angle was for rhythm. Mrs. Ermie asked if he would consider changing the layout. Mr. Hodulik said that he would not be opposed. Mrs. Ermie asked if it should be tabled. Mayor Evans said that when Mr. Hodulik approached the Administration he and Brody Walters went and looked at the site. He said that they suggested to round it off and it actually flows very well. Mayor Evans suggested that the bench and the cigarette butt holder be moved, which would leave about 8'. Mayor Evans said that leases are for one year and if we receive a lot of complaints, it may have to be made smaller.

Mr. Mackin moved that Ordinance 159-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: Ermie, Kevern, Mackin, Olmstead (4). Nays: Grayson and Lawless (2).

Mr. Mackin introduced **ORDINANCE 160-2012 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$950,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF IMPROVING THE WAY PUBLIC LIBRARY BY CONSTRUCTING AN ADDITION, MAKING ALTERATIONS AND IMPROVEMENTS TO THE EXISTING BUILDING, PROVIDING OFF-STREET PARKING FACILITIES, AND PROVIDING FURNISHINGS AND EQUIPMENT, TOGETHER WITH ALL NECESSARY APPURTENANCES, 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: Ermie, Grayson, Kevern, Lawless, Mackin, Olmstead (6). Nays: (0). The Clerk read Ordinance 160-2012 by number and title only. Mr. Mackin moved that Ordinance 160-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: Ermie, Grayson, Kevern, Lawless, Mackin, Olmstead (6). Nays: (0).

Mr. Mackin introduced **ORDINANCE 161-2012 TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; 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: Ermie, Grayson, Kevern, Lawless, Mackin, Olmstead (6). Nays: (0). The Clerk read Ordinance 161-2012 by number and title only. Mr. Mackin moved that Ordinance 161-2012 be approved as an emergency. Seconded by Mrs. Ermie. Ayes: Ermie, Grayson, Kevern, Lawless, Mackin, Olmstead (6). Nays: (0).

Economic Development Committee:

Mr. Olmstead gave his report of the October 15, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, November 19, 2012 at 5:30 p.m.

Mr. Olmstead introduced **ORDINANCE 162-2012 AUTHORIZING ALL ACTIONS NECESSARY TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH MATT STAR LTD AND LIVING SPACE SUNROOMS 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 162-2012 by number and title only. Mr. Olmstead moved that Ordinance 162-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 163-2012 AUTHORIZING ALL ACTIONS NECESSARY TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH OI LEVIS PARK STS 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 163-2012 by number and title only. Mr. Olmstead moved that Ordinance 163-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 164-2012 AUTHORIZING ALL ACTIONS NECESSARY TO ENTER AN AMENDED COMMUNITY REINVESTMENT AREA AGREEMENT WITH RIMA PROPERTIES, LLC AND AMIR U. KHAN, 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 164-2012 by number and title only. Mr. Olmstead moved that Ordinance 164-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 165-2012 AUTHORIZING A JOB CREATION GRANT FOR OWENS-BROCKWAY GLASS CONTAINER 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 165-2012 by number and title only. Mr. Olmstead moved that Ordinance 165-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Olmstead introduced **ORDINANCE 166-2012 AUTHORIZING ALL ACTIONS NECESSARY TO ENTER AN AMENDED COMMUNITY REINVESTMENT AREA AGREEMENT WITH HAAS GARAGE DOOR COMPANY 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 166-2012 by number and title only. Mr. Olmstead moved that Ordinance 166-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Service-Safety Committee:

Mr. Kevern gave his reports of the October 3, 2012 and October 16, 2012 meetings, copies of which are attached hereto and made a part of these minutes.

Next meeting: Wednesday, November 7, 2012 at 5:00 p.m.

Mayor Evans reported that with regard to the traffic signal at Fort Meigs and Roachton Roads, the parts are backordered and the signal should be installed by the end of November.

Mr. Kevern introduced **ORDINANCE 167-2012 AUTHORIZING THE PURCHASE OF AN INTERNATIONAL PLOW TRUCK FROM NOLLENBERGER TRUCK CENTER AT A PRICE NOT TO EXCEED ONE HUNDRED THIRTY-SIX FIVE HUNDRED FIFTY DOLLARS (\$136,550.00) 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 167-2012 by number and title only. Mr. Kevern moved that Ordinance 167-2012 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (6). Nays: (0).

Mr. Kevern introduced **ORDINANCE 170-2012 AUTHORIZING AN AGREEMENT WITH CRESTLINE PAVING TO PERFORM WORK ON THE MULTI-USE PATH ALONG THE RIVERFRONT AT A PRICE NOT TO EXCEED TWO HUNDRED TWENTY-SEVEN THOUSAND EIGHT HUNDRED SEVENTY-EIGHT DOLLARS AND FOURTEEN CENTS (\$227,878.14) 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 170-2012 by number and title only. Mr. Kevern moved that Ordinance 170-2012 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (6). Nays: (0).

Mr. Lawless said that if they are going to do a Speed Study, he thinks they should also do one for Findlay Street. Kevin Rantanen asked if the Speed Study is a done deal because he thinks it is a waste of money. He said if the speed is raised, people will go 40 mph and have to slam on the brakes at the school zones.

Recreation Committee:

Mr. Lawless gave his report of the October 15, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, November 19, 2012 at 5:00 p.m.

Planning And Zoning Committee:

No report.

The October 17, 2012 meeting has been cancelled and will be rescheduled but no date has been set.

Personnel Committee:

No report.

Next regular meeting: Tuesday, October 23, 2012 at 5:00 p.m.

Health, Sanitation and Public Utilities Committee:

Mr. Grayson gave his report of the special meeting held prior to tonight's City Council meeting, a copy of which is attached hereto and made a part of these minutes.

Next regular meeting: Tuesday, October 23, 2012 at 6:00 p.m.

Mr. Grayson introduced **ORDINANCE 168-2012 AUTHORIZING AN AGREEMENT WITH ARCADIS IN AN AMOUNT NOT TO EXCEED ONE HUNDRED NINETY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$197,500.00) FOR ENGINEERING SERVICES WITH RESPECT TO SEWER SEPARATION WORK IN CSSD 209 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 168-2012 by number and title only. Mr. Grayson moved that Ordinance 168-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

Mr. Grayson introduced **ORDINANCE 169-2012 AUTHORIZING AN AGREEMENT WITH UNDERGROUND UTILITIES INC. IN AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED NINETY-THREE THOUSAND THREE HUNDRED TWENTY-SEVEN DOLLARS AND SEVENTY CENTS (\$1,293,327.70) FOR CONSTRUCTION IN CHERRY STREET SEWER SEPARATION DISTRICT 209 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 169-2012 by number and title only. Mr. Grayson moved that Ordinance 169-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (6). Nays: (0).

OTHER BUSINESS

None.

ADJOURNMENT

Mr. Lawless moved to adjourn the meeting at 7:33 p.m. Seconded by Mr. Grayson. Ayes: (7). Nays: (0).

David D. Creps, Clerk

Nelson D. Evans, Mayor