

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD OCTOBER 5, 2010

Present were Council members Tom Mackin, John Kevern, Maria Ermie, Joe Lawless, Tim McCarthy and Joe Rutherford (6). Also present were John Alexander, City Administrator; Mathew Beredo, Law Director; Mayor Nelson Evans and Dave Creps, Clerk of Council. Council member Mike Olmstead was not present.

Mayor Nelson Evans called the meeting to order at 7:00 p.m.

Mr. Lawless made a motion to approve the minutes from the September 21, 2010 meeting without reading. The motion was seconded by Ms. Ermie. Ayes: (6) Nays: (0).

SPECIAL REPORTS

None

LETTERS, COMMUNICATIONS AND CITIZENS CONCERNS

John Holdinsky, Shawnee Trace Homeowners Association, stated he was at the meeting regarding the new apartment complex being built on Carronade Drive behind Shawnee Trace Subdivision. He distributed information to the Council members that had been distributed to homeowners in Shawnee Trace pertaining to the apartment complex. He stated he had two unanswered questions about the complex with one being if any subsidy was being given to residents of the complex. Mr. Alexander responded that the developer had fulfilled jurisdiction requirements and that Rick Thielen, Administrator of Planning and Zoning has been in constant contact with the developer and has been told that the rent will be set at the market rate and the number of bedrooms per unit will also be at the market rate. Mr. Thielen stated he had received a letter from the developer which states that the complex will be a market rate housing program. Mr. Holdinsky stated that the second question was about asking price and he was told that this will be disclosed when the complex is finished and being rented out but should be comparable to Preston Gardens at Levis Commons.

ADMINISTRATIVE REPORTS

Mayor's Report

Mayor Evans reported that the 2010 leaf collection will run from October 18, 2010 to November 29, 2010 at which time the crews will begin their final sweep of the City.

Mayor Evans also thanked Council for investing in fire safety by approving the purchase of the City Fire Division's new fire engine and invited the members to come out and see the new truck

City Administrator's Report

Mr. Alexander requested that Joe Rutherford, Chairman of HSPU, make a motion to withdraw ORD. 155-2010 from this evening's agenda in order to make the public record accurate and sequential.

Mr. Alexander also stated that the State of Ohio is increasing minimum wage by \$0.10 and this will not affect ORD. 154-2010 which is in front of Council this evening.

Finance Director's Report

Mr. Creps reported that Code update pages were received today, but the CD was not received and the website has not been updated at this time.

Director of Law

Mr. Beredo reported that ORD. 159-2010 which pertains to a grant for the construction of a walking trail in Rotary Park is being added to the agenda for the Council's vote this evening in order to get the process started as soon as possible.

Mr. Beredo also reminded Council that the Friedley Annexation is on the agenda this evening.

President of Council Report

Mr. Lawless made a motion to adjourn to executive session at the end of this evening's Council meeting in order to discuss collective bargaining issues. Mr. Kevern seconded the motion.

Mr. Lawless introduced **ORDINANCE 158-2010 ACCEPTING THE APPLICATION OF ROBERT FRIEDLEY FOR THE ANNEXATION OF TERRITORY TO 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. Mackin. Ayes: (6) Nays: (0). The clerk read Ordinance No. 158-2010 by number and title only. Mr. Lawless moved that Ordinance No. 158-2010 be passed. Seconded by Ms. Ermie. Ayes: (6) Nays: (0).

Mr. Lawless introduced **RESOLUTION 16-2010 AUTHORIZING THE DIRECTOR OF LAW TO PETITION THE BOARD OF COMMISSIONERS OF WOOD COUNTY, OHIO, WITH RESPECT TO THE FRIEDLEY ANNEXATION TO CHANGE CERTAIN BOUNDARY LINES IN ACCORDANCE WITH REVISED CODE 503.07 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 No. 16-2010 by number and title only. Mr. Lawless moved that Resolution No. 16-2010 be passed. Seconded by Ms. Ermie. Ayes: (6) Nays: (0).

COMMITTEE REPORTS

Finance Committee:

The next Finance Committee meeting is scheduled for October 12, 2010 at 5:00 p.m.

Mr. Mackin requested that all committees begin reviewing and approving their 2011 budgets by December. There will be a first reading of the 2011 budget at

the first City Council meeting in December and a final vote at the second City Council meeting in December.

Economic Development:

The next Economic Development meeting is schedule for October 18, 2010 at 6:30 p.m.

Service-Safety:

Mr. Kevern summarized the minutes of the October 5, 2010 Service-Safety meeting and the final minutes will be attached and made a part of these minutes.

Mr. Kevern introduced **ORDINANCE 152-2010 AUTHORIZING AN AGREEMENT WITH CLEANLINE PAINTING TO PAINT THE FIRE STATION NO. 1 APPARATUS BAY AT A PRICE NOT TO ECEED SIXTY-FIVE HUNDRED DOLLARS (\$6,500.00) 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. Mackin. Ayes: (6) Nays: (0). The clerk read Ordinance No. 152-2010 by number and title only. Mr. Kevern moved that Ordinance No. 152-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (6) Nays: (0).

Mr. Kevern introduced **ORDINANCE 153-2010 AUTHORIZING THE PURCHASE OF FIVE FORD VEHICLES FOR THE CITY'S POLICE DIVISION AT A TOTAL COST NOT TO EXCEED ONE HUNDRED THREE THOUSAND NINE HUNDRED SITY-FOUR DOLLARS (\$103,964.00) FROM STATEWIDE FORD 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 Ordinance No. 153-2010 by number and title only. Mr. Kevern moved that Ordinance No. 153-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (6) Nays: (0).

Mr. Kevern introduced **ORDINANCE 159-2010 AUTHORIZING AN AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES WITH RESPECT TO THE ROTARY COMMUNITY PARK WALKING TRAIL 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 Ordinance No. 159-2010 by number and title only. Mr. Kevern moved that Ordinance No. 159-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (6) Nays: (0).

Mr. Kevern introduced **RESOLUTION 15-2010 A RESOLUTION WITH RESPECT TO THE BIHN ANNEXATION IN COMPLIANCE WITH OHIO REVISED CODE 709.03 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 No. 15-2010 by number and title only. Mr. Kevern moved that Resolution No. 15-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (6) Nays: (0).

The next Safety-Service meeting is scheduled for November 3, 2010 at 5:00 p.m.

Recreation Committee:

Mr. Lawless complimented the Public Service staff and Rotary members for obtaining the grant necessary to help put in the walking trail at Rotary Park.

The next Recreation meeting is scheduled for October 18, 2010 at 5:30 p.m.

Planning And Zoning Committee:

The next Planning and Zoning meeting is scheduled for October 20, 2010 at 5:00 p.m.

Personnel Committee:

Ms. Ermie read the minutes from the September 28, 2010 meeting and these are attached and made a part of the minutes.

Ms. Ermie introduced **ORDINANCE 154-2010 AMENDING CODIFIED ORDINANCE 267.01-2 TO UPDATE PART-TIME EMPLOYEE CLASSIFICATIONS AND WAGE RATES 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. McCarthy. Ayes: (6) Nays: (0). The clerk read Ordinance No. 154-2010 by number and title only. Ms. Ermie moved that Ordinance No. 154-2010 be passed as an emergency. Seconded by Mr. McCarthy. Ayes: (6) Nays: (0).

Mr. Lawless asked where the decision to increase the part-time wage came from and Mr. Alexander responded from the Ohio Department of Commerce which the City learned about from the media and then verified with the State.

The next Personnel meeting will be scheduled for October 26, 2010 at 5:00 p.m..

Health, Sanitation and Public Utilities Committee:

Mr. Rutherford read the minutes from the September 28, 2010 Health, Sanitation and Public Utilities meeting and these are attached and made a part of the minutes.

Mr. Rutherford made a motion to withdraw Ordinance 155-2010 and Mr. Lawless seconded the motion. Ayes: (6) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 156-2010 AUTHORIZING AN AGREEMENT WITH FIRST ENERGY SOLUTIONS TO PROVIDE ELECTRICITY AT 211 E. BOUNDARY AND 1 W. BOUNDARY AT A PRICE NOT TO EXCEED FOUR POINT NINE THREE CENTS PER KILOWATT HOUR (4.93 CENTS/KWH) 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. McCarthy. Ayes: (6) Nays: (0). The clerk read Ordinance No. 156-2010 by number and title only. Mr. Rutherford moved that Ordinance No. 156-2010 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (6) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 157-2010 AUTHORIZING THE PURCHASE OF A REPLACEMENT HEATER FOR THE WATER DIVISION BUILDING AT A COST NOT TO EXCEED THIRTEEN THOUSAND FIVE HUDNRED THIRTY-NINE DOLLARS (\$13,539.00) FROM CAMPBELL, 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. McCarthy. Ayes: (6) Nays: (0). The clerk read Ordinance No. 157-2010 by number and title only. Mr. Rutherford moved that Ordinance No. 157-2010 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (6) Nays: (0).

The next Health, Sanitation, and Public Utilities meeting is scheduled for October 26, 2010 at 6:00 p.m.

Other Business

None

Mayor Evans made a motion to move to executive session for the purpose of discussing bargaining issues at 7:38 p.m. Ms. Ermie seconded the motion. Council returned at p.m.

With no further business, Mr. Lawless made a motion to adjourn at p.m. and seconded the motion.

David D. Creps, Clerk of Council

Nelson D. Evans, Mayor