

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD JULY 28, 2009

Present were Council members Tom Mackin, John Kevern, Maria Ermie, Joe Lawless, Joe Rutherford, Mike Olmstead and Tim McCarthy (7). Also present were Mayor Nelson Evans; John Alexander, City Administrator; David Creps, Clerk of Council and Mathew Beredo, Law Director.

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

Mr. Lawless moved to approve the minutes from the July 7, 2009 meeting and to dispense with their reading. Ms. Ermie seconded the motion. Ayes: (7) Nays: (0)

SPECIAL REPORTS

None

LETTERS, COMMUNICATIONS AND CITIZENS CONCERNS

None

ADMINISTRATIVE REPORTS

Mayor's Report

The ARRA submittals for Recovery Plans did not receive any funds for future projects and the City has requested extensions for deadlines set by the Ohio EPA. The Mayor stated that with the economy being weak the City needs extra time to complete requests by the EPA.

City Administrator's Report

Mr. Alexander requested that the Personnel report be moved up to the beginning of the order this evening due to the need for Council's approval.

Finance Director's Report

None

Director of Law

Mr. Alexander stated that the Quarterly litigation report has been forwarded to Council.

President of Council Report

Mr. Lawless made a motion to change the order of the Council meeting to begin with the Personnel report and to adjourn to executive session to discuss personnel issues. Ms. Ermie seconded. Ayes: (7) Nays: (0).

Council adjourned to executive session at 7:05 p.m. and reconvened at 7:25 p.m.

COMMITTEE REPORTS

Personnel Committee:

Ms. Ermie read drafted minutes from the July 28, 2009 meeting and the final report is attached and made a part of the minutes.

Ms. Ermie also made a motion to confirm Dan Paez as the new Chief of Police for Perrysburg. Seconded by Mr. McCarthy. Ayes: (7) Nays: (0).

Chief Paez spoke thanking his supporters, council members and family. He also added that he would work as hard as he could to succeed at items he spoke about to Council.

Ms. Ermie introduced **ORDINANCE 153-2009 AMENDING CODIFIED ORDINANCE 266.15-1 REGARDING THE HOURLY WAGE MATRIX APPLICABLE TO CERTAIN CITY EMPLOYEES 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: (7) Nays: (0). The clerk read Ordinance No. 153-2009 by number and title only. Ms. Ermie moved that Ordinance No. 153-2009 be passed as an emergency. Seconded by Mr. McCarthy. Ayes: (7) Nays: (0).

The next Personnel meeting is August 25, 2009 at 5:00 p.m.

Finance Committee:

Mr. Mackin read the minutes from the July 27, 2009 meeting and this report is attached and made a part of the minutes.

Mr. Mackin introduced **ORDINANCE 149-2009 PROVIDING FOR A ONE HUNDRED SEVENTY THOUSAND DOLLAR (\$170,000.00) SPECIAL ASSESSMENT TO COVER THE EXPENSE OF LIGHTING STREETS, ALLEYS, WAYS AND OTHER PUBLIC PLACES IN 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. Seconded by Mr. Lawless. Ayes: (7) Nays: (0). The clerk read Ordinance No. 149-2009 by number and title only.

Mr. Mackin introduced for the first reading **ORDINANCE 150-2009 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$2,569,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S SEWERAGE SYSTEM BY CONSTRUCTING STORM SEWERS AND RECONSTRUCTING SANITARY SEWERS, 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 Ms. Ermie. Ayes: Ermie, Kevern, Lawless, Mackin, McCarthy, Olmstead, Rutherford (7) Nays: (0). The clerk read Ordinance No. 150-2009 by number and title only. Mr. Mackin made a motion to approve administrative changes to interest rates for bonds which are 1.5% attached to notes and 1.35% functional rate. Ms. Ermie seconded. Ayes: (7) Nays: (0). Mr. Mackin moved that Ordinance No. 150-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: Ermie, Kevern, Lawless, Mackin, McCarthy, Olmstead, Rutherford (7) Nays: (0).

The next Finance Committee meeting is scheduled for August 11, 2009 at 5:00 p.m.

Economic Development:

The next Economic Development meeting is scheduled for August 5, 2009 at 9:00 a.m.

Safety and Service:

The next Safety-Service meeting is scheduled for August 5, 2009 at 5:30 p.m.

Recreation Committee:

The next Recreation meeting is scheduled for August 17, 2009 at 5:30 p.m.

Planning And Zoning Committee:

Mr. McCarthy read the minutes from the July 21, 2009 meeting and this report is attached and made a part of the minutes.

Mr. McCarthy introduced **ORDINANCE 151-2009 CLARIFYING ORDINANCE 148-2009 WHICH AMENDED THE ZONING MAP OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO, WITH RESPECT TO THE HISTORIC SPAFFORD HOMESTEAD 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: (7) Nays: (0). The clerk read Ordinance No. 151-2009 by number and title only. Mr. McCarthy moved that Ordinance No. 151-2009 be passed as an emergency. Seconded by Mr. Lawless. Ayes: (7) Nays: (0).

Mr. McCarthy introduced for a first reading **ORDINANCE 152-2009 RENAMING AS "FORT MEIGS COURT" THAT PORTION OF FORT MEIGS ROAD WHICH IS A CUL-DE-SAC SITUATED NORTH OF ECKEL JUNCTION ROAD AND EAST OF THE BALANCE OF FORT MEIGS ROAD AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title. Seconded by Mr. Lawless. Ayes: (7) Nays: (0). The clerk read Ordinance No. 152-2009 by number and title only.

The next Planning and Zoning meeting is scheduled for August 19, 2009 at 5:30 p.m.

Health, Sanitation and Public Utilities Committee:

Mr. Rutherford read drafted minutes from the July 28, 2009 meeting and the final report is attached and made a part of the minutes.

Mr. Rutherford introduced **ORDINANCE 154-2009 AUTHORIZING AN AGREEMENT WITH BOWSER MORNER IN AN AMOUNT NOT TO EXCEED SEVEN THOUSAND DOLLARS (\$7,000.00) TO PROVIDE FIELD TESTING SERVICES FOR CHERRY STREET SEWER SEPARATION DISTRICT 207 AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 154-2009 by number and title only.

Mr. Rutherford moved that Ordinance No. 154-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 155-2009 AUTHORIZING AN AGREEMENT WITH BOWSER MORNER IN AN AMOUNT NOT TO EXCEED EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500.00) TO PROVIDE ENGINEERING FIELD SERVICES AND CONSTRUCTION MATERIALS TESTING SERVICES FOR THE MAUMEE RIVER SANITARY SEWER INTERCEPTOR AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 155-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 155-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 156-2009 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH ARCADIS IN AN AMOUNT NOT TO EXCEED FORTY-FIVE THOUSAND DOLLARS (\$45,000.00) TO PROVIDE BIDDING, CONSTRUCTION AND PROJECT REPRESENTATION WORK WITH RESPECT TO STORM SEWER IMPROVEMENTS SERVING THE CITY'S SOUTHWOOD AREA AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 156-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 156-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 157-2009 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH E.R. ZEILER EXCAVATING INC. IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TIRTY-EIGHT THOUSAND FIVE HUNDRED TWENTY-SEVEN DOLLARS AND EIGHTY-FIVE CENTS (\$238,527.85) FOR CONSTRUCTION WORK TO IMPROVE STORM SEWERS IN SOUTHWOOD SUBDIVISION AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 157-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 157-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 158-2009 AUTHORIZING AN AGREEMENT WITH DPS EQUIPMENT SERVICES IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND FOUR HUNDRED DOLLARS (\$60,400.00) FOR THE PURPOSE OF REPLACING AND REPAIRING CERTAIN EQUIPMENT AT THE WATER POLLUTION CONTROL FACILITY AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 158-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 158-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford introduced **ORDINANCE 159-2009 REJECTING ALL BIDS FOR UPGRADES TO THE WHITE ROAD PUMP STATION; AUTHORIZING, REBIDDING OF THE PROJECT AND DECLARING**

AN EMERGENCY and moved that the rules be suspended to allow for its reading by number and title and to dispense with the second and third readings. Seconded by Ms. Ernie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 159-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 159-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

The next Health, Sanitation, and Public Utilities meeting is August 25, 2009 at 6:00 p.m.

Other Business

There being no further business Mayor Evans moved to adjourn at 8:05 p.m. Seconded by Mr. Lawless.

David D. Creps, Clerk of Council

Nelson D. Evans, Mayor