MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD FEBRUARY 16, 2010

Present were Council members Tom Mackin, John Kevern, Maria Ermie, Joe Lawless, Mike Olmstead, Joe Rutherford, 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 made a motion to approve the minutes from the February 2, 2010 meeting without reading. Seconded by Ms. Ermie. Ayes: (7) Nays: (0).

SPECIAL REPORTS

None

LETTERS, COMMUNICATIONS AND CITIZENS CONCERNS

Ms. Ermie stated she had received two complaints about blue plastic bags that are used for delivering papers, being left on driveways. The City has heard of this problem before and, after investigating the proper procedure, was told a certified letter needed to be sent to the distributors stating the resident does not want to receive the material. If delivery continues it should be reported to the police as litter.

ADMINISTRATIVE REPORTS

Mayor's Report

None

City Administrator's Report

None

Finance Director's Report

Mr. Creps asked the Council for feedback on how to cut back on paper distribution to City Council members. It was decided that ordinance will be distributed in advance of the meetings, as usual, and the second set, normally produced for the Council meeting will be eliminated.

Director of Law

Mr. Beredo reported that the City won on appeal in the 6th District Court of Appeals on the D & M Painting case, and that the settlement amount stated in the opinion reflected the City's position at litigation. He also added that the e-mail circulated by Ms. Ermie had a link to the opinion.

Mr. Beredo also requested an executive session for the purpose of discussing pending litigation. Mr. Lawless made a motion to adjourn to executive session for the purpose of discussing pending litigation at the end of this evening's

Council meeting. The motion was seconded by Mr. McCarthy. Ayes: (7) Nays: (0).

President of Council Report

None

COMMITTEE REPORTS

Finance Committee:

Mr. Mackin read the minutes of the February 16, 2010 meeting and these are attached and made a part of the minutes.

Mr. Mackin introduced for a first reading **ORDINANCE 32-2010 AMENDING ORDINANCE 207-2009 TO AUTHORIZE CERTAIN AMENDMENTS TO THE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE YEAR BEGINNING JANUARY 1, 2010 AND ENDING DECEMBER 31, 2010 AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. Kevern. Ayes: (7) Nays: (0). The clerk read Ordinance No. 32-2010 by number and title only.

Mr. Mackin introduced **ORDINANCE 33-2010 AUTHORIZING THE RENEWAL OF A SIDEWALK LEASE BETWEEN THE CITY AND CASA BARRON 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: (7) Nays: (0). The clerk read Ordinance No. 33-2010 by number and title only. Mr. Mackin moved that Ordinance No. 33-2010 be passed as an emergency. Seconded by Mr. Rutherford. Ayes: (7) Nays: (0).

Mr. Lawless asked if the lease could be automatically renewed unless there needs to be a discussion about the renewal in the future. This is something that can be considered in the future.

The next Finance Committee meeting is scheduled for March 9, 2010 at 5:00 p.m.

Economic Development:

The next Economic Development meeting is schedule for March 15, 2010 at 6:30 p.m.

Safety and Service:

Mr. Kevern read the minutes of the February 3, 2010 meeting and these are attached and made a part of the minutes.

Mr. Kevern introduced **ORDINANCE 34-2010 AUTHORIZING THE CITY TO RENEW ITS LEASE WITH THE WOOD COUNTY COMMITTEE ON AGING FOR THE PERRYSBURG RECREATION/SENIOR CENTER (140 WEST INDIANA AVENUE) AT AN ANNUAL RATE OF ONE DOLLAR ($1.00) 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: (7) Nays: (0). The clerk read Ordinance No. 34-2010 by number and title only. Mr. Kevern moved that Ordinance No. 34-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (7) Nays: (0).

Mr. Kevern introduced **ORDINANCE 35-2010 AUTHORIZING THE CITY TO ENTER INTO A LOCAL PROJECT AUTHORITY AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION REGARDING IMPROVEMENTS TO ROACHTON ROAD 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: (7) Nays: (0). The clerk read Ordinance No. 35-2010 by number and title only. Mr. Kevern moved that Ordinance No. 35-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (7) Nays: (0).

Mr. Kevern introduced **ORDINANCE 36-2010 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH PARK-ELLIS SERVICEMASTER IN AN ANNUAL AMOUNT NOT TO EXCEED EIGHT THOUSAND FOUR HUNDRED TWENTY-FOUR DOLLARS ($8,424.00), PAYABLE IN MONTHLY AMOUNTS, FOR JANITORIAL SERVICES AT THE PUBLIC SERVICE BUILDING 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: (7) Nays: (0). The clerk read Ordinance No. 36-2010 by number and title only. Mr. Kevern moved that Ordinance No. 36-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (7) Nays: (0).

Mr. Kevern introduced **RESOLUTION 1-2010 AUTHORIZING THE CITY ADMINISTRATION TO PURSUE GRANTS THROUGH THE OHIO DEPARTMENT OF PUBLIC SAFETY'S DIVISION OF EMERGENCY MEDICAL SERVICES 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: (7) Nays: (0). The clerk read Resolution No. 1-2010 by number and title only. Mr. Kevern moved that Resolution No. 1-2010 be passed as an emergency. Seconded by Mr. Mackin. Ayes: (7) Nays: (0).

The next Safety-Service meeting is scheduled for March 3, 2010 at 5:30 p.m. There will also be a Special Safety-Service meeting scheduled for March 2, 2010 at 6:50 p.m.

Recreation Committee:

The next Recreation meeting is scheduled for March 15, 2010 at 5:00 p.m.

Planning And Zoning Committee:

The next Planning and Zoning meeting is scheduled for February 24, 2010 at 5:00 p.m.

Personnel Committee:

The next Personnel meeting is scheduled for February 23, 2010 at 5:00 p.m.

Health, Sanitation and Public Utilities Committee:

The next Health, Sanitation, and Public Utilities meeting is February 23, 2010 at 6:00 p.m.

Other Business

No other business.

Mr. Lawless moved to adjourn to executive session at 7:25 p.m. for the purpose of discussing pending litigations. Council returned at 7:50 p.m.

Mayor Evans made a motion to adjourn at 7:50 p.m.. Seconded by Mr. Lawless.

David D. Creps, Clerk of Council Nelson D. Evans, Mayor