MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD FEBRUARY 7, 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, Tim McCarthy and Mike Olmstead (7). Also present were John Alexander, City Administrator, David Creps, Clerk of Council, and Mathew Beredo, Director of Law.

Mr. Lawless moved to approve the minutes from the January 17, 2012 meeting and to dispense with their reading. Mr. Olmstead seconded the motion. Ayes: (7). Nays: (0).

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS AND CITIZENS' CONCERNS

None.

ADMINISTRATIVE REPORTS

Mayor's Report

Mayor Evans reported that he was notified by Downtown Perrysburg, Inc. that our downtown has been named the best downtown by the City Paper and the awards ceremony will be Friday, February 10^{th}.

Mayor Evans requested that a Committee of the Whole meeting be scheduled for Monday, February 27^{th} at 6:30 p.m. to discuss reorganization of the Service Department.

Mayor Evans recommended that Ruth Lucius be appointed to the Historic Landmarks Commission. Mr. Lawless moved to appoint Ruth Lucius to the Historic Landmarks Commission. Mrs. Ermie seconded the motion. Ayes: (7). Nays: (0).

City Administrator's Report

No report.

Finance Director's Report

No report.

Director of Law

Mr. Beredo reported that at a previous HSPU meeting, it was reported that as part of the approval of our permit for the Waste Water Treatment Plant, the EPA is mandating that we have a Storm Water Management Plan. The EPA is expecting a preliminary plan sometime in March so Jon Eckel is currently working on it, and it will be before City Council for review in March.

President of Council Report

Mr. Lawless scheduled the following public hearings:

March 20, 2012 6:20 p.m. Permanent Zoning for Valleybrook Realty (Kurfess) Annexation

March 20, 2012 6:25 p.m. Proposed Code Amendment

Mr. Lawless moved that Council go into Executive Session to discuss collective bargaining issues after the conclusion of the regular meeting. Mrs. Ermie seconded the motion. Ayes: (7). Nays: (0).

COMMITTEE REPORTS

Finance Committee:

No report.

Next meeting: Tuesday, February 14, 2012 at 5:00 p.m.

Economic Development Committee:

Mr. Olmstead gave his report of the February 7, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, March 19, 2012 at 6:00 p.m.

The Administration was asked to move Economic Development Committee meetings to 5:30 instead of 6:00 if there are not a lot of items on the Recreation agenda.

Service-Safety Committee:

Mr. Kevern gave his report of the February 1, 2012 meeting, a copy of which is attached hereto and made a part of these minutes. Mr. Kevern also asked that copies of the e-mails relating to refurbishing Engine 2 be made a part of these minutes. Mr. Kevern stated there were also questions regarding the overtime as it relates to the Fire Engine responding to all EMS runs. He noted that this dual equipment response has previously been justified by Chief Klein and Public Safety Director John Alexander, and further analysis will ensue as the proposed Software Analyst is charged with developing databases to be used for such analysis.

Mr. Grayson said he supports Ordinance 9-2012 and although he raised some issues about refurbishing the fire truck, he respects the Fire Chief's expert opinion and will take his word on it. Mrs. Ermie asked about having employees at facilities help move furniture instead of using Fire Division employees. She also asked if we have started an analysis of the firefighters/paramedics working eight hour days. Mrs. Ermie asked Mr. Eckel if we will be getting a guarantee on the lights to be purchased. Mr. Eckel said they are guaranteed for one year.

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

Mr. Kevern introduced **ORDINANCE 9-2012 AUTHORIZING AN AGREEMENT WITH PIERCE MANUFACTURING IN AN AMOUNT NOT TO EXCEED THREE HUNDRED THOUSAND DOLLARS**

($300,000.00) TO REFURBISH A 1996 FIRE ENGINE 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 9-2012 by number and title only. Mr. Kevern moved that Ordinance 9-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 10-2012 AUTHORIZING AN AGREEMENT WITH OHIO CAT IN AN AMOUNT NOT TO EXCEED EIGHT THOUSAND THREE HUNDRED EIGHTY-FIVE DOLLARS ($8,385.00) FOR PREVENTATIVE MAINTENANCE ON THE CITY'S FIRE EQUIPMENT 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 10-2012 by number and title only. Mr. Kevern moved that Ordinance 10-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 11-2012 AUTHORIZING AN AGREEMENT WITH WRIGHT EXPRESS FINANCIAL SERVICES CORPORATION TO ACT AS CREDIT CARD ADMINISTRATOR AS TO ACCOUNTS FOR MUNICIPAL VEHICLE FUEL 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 11-2012 by number and title only. Mr. Kevern moved that Ordinance 11-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 12-2012 AUTHORIZING AN AGREEMENT WITH GREEN ENERGY INNOVATIONS TO PURCHASE FORTY-TWO INDUCTION LIGHTS AT A PER UNIT COST NOT TO EXCEED TWO HUNDRED TWENTY-FIVE DOLLARS ($225.00) 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 12-2012 by number and title only. Mr. Eckel noted that the amount for the lights are $255.00 each which is referenced in Section 1 of the Ordinance. Mr. Kevern moved that Ordinance 12-2012 with the Administrative change be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 13-2012 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH AIR FORCE ONE IN AN AMOUNT NOT TO EXCEED SIX THOUSAND EIGHT HUNDRED TWENTY-EIGHT DOLLARS ($6,828.00) FOR 2012 HVAC PREVENTATIVE MAINTENANCE FOR THE CITY'S SENIOR CENTER, FIRE STATION, AND ENGINEERING OFFICES AND FOR THE SCHALLER 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 13-2012 by number and title only. Mr. Kevern moved that Ordinance 13-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 14-2012 AUTHORIZING AN AGREEMENT WITH TORRENCE SOUND EQUIPMENT IN THE AMOUNT OF FIFTEEN THOUSAND ONE HUNDRED DOLLARS**

($15,100.00) TO INSTALL AND SERVICE ALARM EQUIPMENT 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 14-2012 by number and title only. Mr. Kevern moved that Ordinance 14-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 15-2012 AUTHORIZING AN AGREEMENT WITH THE CRIMINAL JUSTICE COORDINATING COUNCIL IN AN AMOUNT NOT TO EXCEED NINETEEN THOUSAND NINE HUNDRED FIFTY DOLLARS ($19,950.00) TO PROVIDE SERVICES THROUGH THE NORTHWEST OHIO REGIONAL INFORMATION SERVICE (NORIS) 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 15-2012 by number and title only. Mr. Kevern moved that Ordinance 15-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 16-2012 AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH CAMPBELL INC. IN AN AMOUNT NOT TO EXCEED TWENTY ONE THOUSAND EIGHTY-FOUR DOLLARS ($21,084.00) FOR 2012 HVAC PREVENTATIVE MAINTENANCE AND ENERGY CONSULTING SERVICES FOR THE CITY'S MUNICIPAL COMPLEX 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 16-2012 by number and title only. Mr. Kevern moved that Ordinance 16-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **RESOLUTION 2-2012 AUTHORIZING THE CITY ADMINISTRATION TO PURSUE GRANTS THROUGH THE OHIO FIRE MARSHAL'S OFFICE FOR VEHICLE REPEATERS 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 2-2012 by number and title only. Mr. Kevern moved that Resolution 2-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Mr. Kevern introduced **RESOLUTION 3-2012 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 3-2012 by number and title only. Mr. Kevern moved that Resolution 3-2012 be approved as an emergency. Seconded by Mr. Mackin. Ayes: (7). Nays: (0).

Recreation Committee:

Mr. Lawless gave his report of the February 7, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

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

Planning And Zoning Committee:

Mr. McCarthy gave his report of the January 18, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Wednesday, February 22, 2012 at 5:00 p.m. which is a change from the regular date.

Mr. McCarthy introduced **ORDINANCE 17-2012 AMENDING THE FEE FOR A DRIVEWAY PERMIT PURSUANT TO 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 17-2012 by number and title only. Mr. McCarthy moved that Ordinance 17-2012 be approved as an emergency. Seconded by Mr. Lawless. Ayes: (7). Nays: (0).

Mr. McCarthy introduced **ORDINANCE 18-2012 ADOPTING THE TRAFFIC & SAFETY CORRIDOR STUDY FOR STATE ROUTE 25 FROM FIVE POINT ROAD TO FINDLAY STREET** 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 18-2012 by number and title only. Mr. McCarthy moved that Ordinance 18-2012 be approved. Seconded by Mr. Lawless. Ayes: (7). Nays: (0).

Personnel Committee:

Mrs. Ermie gave her report of the January 24, 2012 meeting, a copy of which is attached hereto and made a part of these minutes.

Mrs. Ermie asked Mr. McCarthy for an update on hiring a Planning & Zoning Administrator. Mr. McCarthy said they are down to 9 candidates and there is a meeting scheduled to look over the written questions that the candidates were asked. Mrs. Ermie said that with regards to the City Administrator position they do have a stack of applications to look at more closely, but they have decided to repost the position.

Next meeting: Monday, February 27, 2012 at 5:00 p.m. which is a change from the regular meeting date.

Mrs. Ermie introduced **ORDINANCE 19-2012 AMENDING CODIFIED ORDINANCE 266.09-1(G) REGARDING COMPENSATION 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. Grayson. Ayes: (7). Nays: (0). The Clerk read Ordinance 19-2012 by number and title only. Mrs. Ermie moved that Ordinance 19-2012 be approved as an emergency. Seconded by Mr. Grayson. Ayes: (7). Nays: (0).

Health, Sanitation and Public Utilities Committee:

Mr. Grayson gave his reports of the January 24, 2012 and January 31, 2012 meetings, copies of which are attached hereto and made a part of these minutes. Mr. Grayson stated that although he will be supporting Ordinance 20-2012, he would encourage the Administration to write a letter to Representative Gardner and Senator Wagoner objecting to the fee from the Ohio EPA as he feels it is extortion. He added that if everyone just pays it without any objection, it will not change. With regards to whether the City can pull the TARTA opt-out from the ballot, Mr. Grayson asked Mr. Beredo to comment. Mr. Beredo said that it can be removed from the ballot. City Council would have to direct the Administration to notify Wood County, but we would incur some costs and they are not sure of the amount.

Mr. McCarthy brought up a flurry of e-mails regarding if the opt-out is approved and legislation pending in the Ohio General Assembly. Mr. Grayson stated that he spoke to Representative Gardner about the Blade article, and he said that it contained outdated information and nothing is pending at the State level. Mrs. Ermie asked if Clear View could provide specific questions to put on the City's website to solicit responses. Mr. Mackin asked why Sylvania Township withdrew the opt-out from the ballot. Mr. Grayson stated that not only did they not have a plan, they had no plan to get a plan. Mr. Mackin said that he is glad we are hiring a consultant, but when voters go to vote in March, we will not have a plan. There was a discussion regarding the potential gap in services at the end of 2012 if the opt-out is approved by voters. Mr. Mackin stated that Council's job is to do no harm to residents. Mrs. Ermie said that we are doing harm by leaving taxpayers in a contract with no opt-out clause.

Next regular meeting: Monday, February 27, 2012 at 5:30 p.m. which is a change from the regulat meeting date.

Mr. Grayson introduced **ORDINANCE 20-2012 AUTHORIZING PAYMENT OF TWENTY THOUSAND DOLLARS ($20,000.00) TO THE OHIO ENVIRONMENTAL PROTECTION AGENCY 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 20-2012 by number and title only. Mr. Grayson moved that Ordinance 20-2012 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Mr. Grayson introduced **ORDINANCE 21-2012 AUTHORIZING RENEWAL OF THE CITY'S AGREEMENT WITH MODERN DISPOSAL WITH RESPECT TO REMOVAL OF RESIDENTS' YARD WASTE AT A UNIT PRICE OF TWO DOLLARS AND THIRTEEN CENTS ($2.13) 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 21-2012 by number and title only. Mr. Grayson moved that Ordinance 21-2012 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Mr. Grayson introduced **ORDINANCE 22-2012 AUTHORIZING AN AGREEMENT WITH CLEAR VIEW STRATEGIES LLC IN AN AMOUNT NOT TO EXCEED THIRTY-EIGHT THOUSAND SEVEN HUNDRED EIGHT DOLLARS AND SEVENTY-ONE CENTS ($38,708.71) TO PROVIDE A TRANSPORTATION DEVELOPMENT PLAN 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 22-2012 by number and title only. Mr. Grayson moved that Ordinance 22-2012 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

OTHER BUSINESS

None.

ADJOURNMENT

Mr. Lawless moved to adjourn the regular meeting at 7:53 p.m. and go into Executive Session. Seconded by Mr. Grayson. Ayes: (7). Nays: (0). City Council returned from Executive Session at 8:21 p.m.

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