MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD FEBUARY 5, 2013

Mayor Evans called the meeting to order at 6:38 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 Bridgette Kabat, City Administrator, David Creps, Clerk of Council, and Mathew Beredo, Law Director.

Mr. Lawless moved to approve the minutes from the January 15, 2013 meeting and to dispense with their reading. Mr. Grayson 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 the Wood County Economic Development dinner will be held on March 20th from 6 p.m. to 9 p.m. at the Hilton Garden Inn. He asked interested Council members to contact Cindy so they can be added to the list.

City Administrator's Report

No report.

Finance Director's Report

Mr. Creps stated that elected officials are required to attend one continuing education event regarding the Sunshine law per term. He said there is a class at Owens on March 8th and he would be willing to attend as Council's proxy. Mayor Evans said if they haven't attended one in the past, he would recommend attending.

Director of Law

Mr. Beredo called attention to four revised ordinances and one revised resolution that were distributed to Council members. He said the revisions were made to reduce the dollar figures as he had them higher than the actual amounts, and to change the term "diverging" to "divergent".

President of Council Report

Mr. Lawless said the following public hearings have been scheduled:

Tuesday, February 19, 2013 at 6:20 p.m. for a Proposed Code Amendment regarding Pool Setbacks

Tuesday, March 19, 2013 at 6:10 p.m. for a Proposed Code Amendment regarding the Sign Code

Tuesday, March 19, 2013 at 6:20 p.m. regarding a rezoning request from R3 Residential to R1 Residential for 26525 Fort Meigs Court

Mr. Lawless recommended that the order of Committee Reports be changed to allow Planning and Zoning Committee to go first since there were representatives from Ridge Stone Builders and Miller Valentine Group in attendance that were also there for the committee meeting held prior to the Council meeting.

COMMITTEE REPORTS

Planning And Zoning Committee:

Mr. McCarthy gave his report of the January 16, 2013 meeting and the special meeting held prior to the Council meeting, copies of which are attached hereto and made a part of these minutes.

Next meeting date: Wednesday, February 20, 2013 at 5:00 p.m.

Mr. McCarthy introduced **RESOLUTION 7-2013 SUPPORTING THE APPLICATION OF HARBOR TOWN RESIDENCE FOR TAX CREDITS 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 Resolution 7-2013 by number and title only. Mr. McCarthy moved that Resolution 7-2013 be approved as an emergency. Seconded by Mr. Lawless. Ayes: Ermie, Lawless, Mackin, McCarthy (4). Nays: Grayson, Kevern, Olmstead (3).

Since the Resolution did not pass as an emergency measure, and the deadline for the application is February 21st, Mr. Schwiegeraht was advised to work with Ms. Kabat and Mr. Beredo to get a letter of support that the Council members that voted in favor of the measure can sign.

Finance Committee:

No report.

Next meeting: Tuesday, February 12, 2013 at 5:00 p.m.

Economic Development Committee:

No report.

Next meeting: Monday, March 18, 2013 at 5:30 p.m.

Service-Safety Committee:

Mr. Kevern gave his report of the February 4, 2013 committee meeting, a copy of which is attached hereto and made a part of these minutes.

Next meeting: Monday, March 4, 2013 at 5:00 p.m.

Ms. Kabat presented a video of a divergent diamond to show how it functions. She said that it could save taxpayers thirty million dollars. Mr. Lawless asked if it addresses the merging on I-75 North. Mayor Evans stated that he tried to get it included, but it does not address that issue. Mr. Grayson asked how far back the changes would go. Ms. Kabat said it would not be as far back as the Eckel Junction Road and Jefferson Street intersections.

Mr. Kevern introduced **ORDINANCE 6-2013 AUTHORIZING AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION WITH RESPECT TO REPAIRS TO STATE ROUTE 25 BETWEEN FINDLAY AND FRONT STREETS 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: (7). Nays: (0). The Clerk read Ordinance 6-2013 by number and title only. Mr. Kevern moved that Ordinance 6-2013 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 7-2013 AUTHORIZING AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION WITH RESPECT TO REPAIRS TO STATE ROUTE 65 BETWEEN STATE ROUTE 25 AND THE WATERVILLE BRIDGE 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: (7). Nays: (0). The Clerk read Ordinance 7-2013 by number and title only. Mr. Kevern moved that Ordinance 7-2013 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 8-2013 AUTHORIZING AN AGREEMENT WITH BOWERS ASPHALT AND PAVING INC. TO PERFORM RESURFACING WORK ON STATE ROUTE 65 FROM THE EAST CORPORATION LINE TO BURLINGWOOD AT A PRICE NOT TO EXCEED FIVE HUNDRED SEVENTY-EIGHT THOUSAND EIGHT HUNDRED SEVENTY DOLLARS AND FIFTY-FIVE CENTS ($578,870.55) 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: (7). Nays: (0). The Clerk read Ordinance 8-2013 by number and title only. Mr. Kevern moved that Ordinance 8-2013 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 9-2013 FINALIZING ROADWAY ALIGNMENT FOR IMPROVEMENTS TO FORT MEIGS ROAD BETWEEN ROACHTON AND FIVE POINT 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: (7). Nays: (0). The Clerk read Ordinance 9-2013 by number and title only. Mr. Kevern moved that Ordinance 9-2013 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (7). Nays: (0).

Mr. Kevern introduced **RESOLUTION 6-2013 SUPPORTING THE USE OF A DIVERGENT DIAMOND DESIGN FEATURE TO ALLEVIATE CONGESTION AT THE STATE ROUTE 25/I-475 INTERCHANGE 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: (7). Nays: (0). The Clerk read Resolution 6-2013 by number and title only. Mr. Kevern moved that Resolution

6-2013 be approved as an emergency. Seconded by Mr. Olmstead. Ayes: (7). Nays: (0).

Mr. Lawless said that he hopes ODOT's plans for SR65 include the bikepath that is part of our plan. Mr. Grayson said he agrees. Mayor Evans and Ms. Kabat said they will bring it up at Staff Meeting.

Recreation Committee:

Mr. Lawless gave his report of the February 4, 2013 meeting, a copy of which is attached hereto and made a part of these mintues.

Mr. Lawless added that he was pretty astounded with the preliminary plan for the Riverfront. He said that if we come up with a plan that is so expensive or offensive to neighbors, it will be pointless. He recommended that City Council get involved sooner as opposed to later. Mayor Evans stated that the plan has developed through discussion at the Charette and it consists mostly of recreational trails with variations. He said that it is a 20 year plan and the path is probably the backbone of the project. He said it is a beautiful riverfront and no one wants a carnival atmosphere. There was a discussion regarding funding for the project. Mayor Evans said that more money is available from TMACOG to complete the path, but this is a 20 year project so a lot of it will be up to furture Councils. Mayor Evans said that we are getting ahead of the game as this plan is what can happen if the community supports it. Mr. McCarthy asked if City Council could get a copy of the preliminary plan. Ms. Kabat said that she will get PDF's and e-mail them and/or print them out for Council.

Next meeting: Monday, March 18, 2013 at 5:00 p.m.

Personnel Committee:

No report.

Next meeting date: Tuesday, February 26, 2013 at 5:00 p.m.

Health, Sanitation and Public Utilities Committee:

Mr. Grayson gave his report of the January 22, 2013 meeting, a copy of which is attached hereto and made a part of these minutes.

Mr. Grayson stated that the key thing from the meeting with regard to transportation was why it's appropriate to continue with Ride Right. He said that they have already provided service, they are familiar with the routes and know the clientele, users know what to expect, there were no complaints, and they demonstrated the ability and willingness to aid the City in the ADA eligibility process. He said that we have redcued the amount of service that would be provided which he would equate to a change order and, he feels the public would be damaged by having to pay for the time and expense of going through the bid process again. This topic will be discussed at the next committee meeting so Mr. Grayson asked Council to forward any comments they may have. Ms. Ermie stated that Perrysburg4Transit will have recommendations ready prior to the next HSPU meeting.

Next regular meeting: Tuesday, February 26, 2013 at 6:00 p.m.

Mr. Grayson introduced **ORDINANCE 10-2013 AUTHORIZING AN AGREEMENT WITH RIDGE STONE GENERAL CONTRACTORS IN**

AN AMOUNT NOT TO EXCEED FIFTY-THREE THOUSAND DOLLARS ($53,000.00) FOR AN 8-INCH SANITARY SEWER LINE 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 10-2013 by number and title only. Mr. Grayson moved that Ordinance 10-2013 be approved as an emergency. Seconded by Mr. Kevern. Ayes: (7). Nays: (0).

Mr. Grayson introduced **ORDINANCE 11-2013 AUTHORIZING A CHANGE ORDER WITH UNDERGROUND UTILITIES INC. IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS ($125,000.00) FOR ADDITIONAL WATER LINE WORK 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. McCarthy. Ayes: (7). Nays: (0). The Clerk read Ordinance 11-2013 by number and title only. Mr. Grayson moved that Ordinance 11-2013 be approved as an emergency. Seconded by Mr. Kevern. Ayes: (7). Nays: (0).

Mr. Grayson introduced **ORDINANCE 12-2013 ESTABLISHING CHERRY STREET SEWER SEPARATION DISTRICT 210 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 12-2013 by number and title only. Mr. Grayson moved that Ordinance 12-2013 be approved as an emergency. Seconded by Mr. Kevern. Ayes: (7). Nays: (0).

Mr. Grayson introduced **RESOLUTION 8-2013 AUTHORIZING THE CITY TO SUBMIT TO GENERAL ELECTION THE QUESTION OF A NEW TAX LEVY FOR MUNICIPAL EXPENSES AND SPECIFICALLY THE PROVISION OF PUBLIC TRANSPORTATION PURSUANT TO O.R.C. § 5705.19(XX) 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 Resolution 8-2013 by number and title only. Mr. Grayson moved that Resolution 8-2013 be approved as an emergency. Seconded by Mr. Kevern. Ayes: (7). Nays: (0).

OTHER BUSINESS

None.

ADJOURNMENT

Mr. Lawless moved to adjourn the meeting at 7:40 p.m. Seconded by Mr. Grayson. Ayes: (7). Nays: (0).

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