

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD FEBRUARY 3, 2009

Present were Mayor Nelson Evans, Council Members John Kevern, Mike Olmstead, Joe Rutherford, Joe Lawless, Maria Ermie, Tom Mackin and Tim McCarthy (7). Also present were 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 January 20, 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

Mayor Evans shared with Council that February is Women's Heart Association Awareness month and that is the reason for the red lights outside of the municipal building. He also stated that there would be a special presentation of a local celebrity during the next meeting.

City Administrator's Report

None

Finance Director's Report

None

Director of Law

Mr. Beredo reported that the Municipal Court has been served with a Writ of Prohibition against Judge Osterud and that under Ohio law the City of Perrysburg is required to provide the defense for Judge Osterund. The City has engaged a lawyer from the Spengler Nathanson Law Firm for this purpose.

President of Council Report

Mr. Lawless made a motion for the Council to adjourn to an executive session at the end of the Council meeting to discuss collective bargaining. Ms. Ermie seconded. Ayes: (7) Nays: (0).

Mr. Lawless set the following public hearings for March 1, 2009:

6:30 p.m. – Special Approval Use 11980 Roachton Road.

6:55 p.m. – Permanent Zoning – Baker Annexation

COMMITTEE REPORTS

Finance Committee:

The next Finance Committee meeting is scheduled for February 10, 2009 at 5:00 p.m.

Economic Development:

No report.

The next Economic Development meeting is schedule for February 4, 2009 at 9:00 a.m.

Safety and Service:

No report.

Mr. Olmstead introduced **ORDINANCE NO. 18-2009 AUTHORIZING THE CITY ENTER INTO AN AGREEMENT WITH REGULATORY COMPLIANCE CONSULTANTS, IN AN AMOUNT NOT TO EXCEED THIRTY-TWO THOUSAND FIVE HUNDRED DOLLARS (\$32,500.00), FOR THE SERVICE DIVISION'S 2009 SAFETY PROGRAM AND TO 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: (7) Nays: (0). The clerk read Ordinance No. 18-2009 by number and title only. Mr. Olmstead moved that Ordinance No. 18-2009 be passed as an emergency. Seconded by Mr. McCarthy. Ayes: (7) Nays: (0).

The next Safety and Service meeting is February 4, 2009 at 5:30 p.m.

Recreation Committee:

Mr. Lawless read the minutes from the January 13, 2009 meeting and this report is attached and made a part of the minutes.

Mr. Lawless stated that the next Recreation Committee meeting is schedule for President's Day and has been reschedule for February 11 at 5:30 p.m.

Planning And Zoning Committee:

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

Mr. McCarthy introduced **ORDINANCE 19-2009 AMENDING THE ZONING MAP OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO, REGARDING THE CAYTON ANNEXATION BY DIRECTING THE PLANNING, ZONING AND ECONOMIC DEVELOPMENT DIVISION TO**

CHANGE SAID MAP IN ACCORDANCE HERewith 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. 19-2009 by number and title only. Mr. McCarthy moved that Ordinance No. 19-2009 be passed as an emergency. Seconded by Mr. Lawless. Ayes: (7) Nays: (0).

Mr. McCarthy introduced **RESOLUTION NO. 2-2009 A RESOLUTION WITH RESPECT TO THE SPITLER ANNEXATION IN COMPLIANCE WITH SECTION 709.03 OF THE OHIO REVISED CODE AND TO DECLARE 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 No. 2-2009 by number and title only. Mr. McCarthy moved that Resolution No. 2-2009 be passed as an emergency. Seconded by Mr. Lawless. Ayes: (7) Nays: (0).

Mr. McCarthy introduced **RESOLUTION NO. 3-2009 A RESOLUTION WITH RESPECT TO THE DAVIS ANNEXATION IN COMPLIANCE WITH SECTION 709.03 OF THE OHIO REVISED CODE AND TO DECLARE 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 No. 3-2009 by number and title only. Mr. McCarthy moved that Resolution No. 3-2009 be passed as an emergency. Seconded by Mr. Lawless. Ayes: (7) Nays: (0).

The next Planning and Zoning meeting is February 18, 2009 at 5:30 p.m.

Personnel Committee:

Ms. Ermie read the minutes from the January 27, 2009 meeting and this report is attached and made a part of the minutes.

The next Personnel meeting is February 24, 2009 at 5:00 p.m.

Health, Sanitation and Public Utilities Committee:

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

Mr. Rutherford introduced **ORDINANCE NO. 20-2009 AUTHORIZING AN AGREEMENT WITH ARCADIS IN AN AMOUNT NOT TO EXCEED FIFTY-FIVE THOUSAND DOLLARS (\$55,000.00) FOR ENGINEERING SERVICES WITH RESPECT TO CHERRY STREET SEWER DISTRICT 208 AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Ms. Ermie. Ayes: (7) Nays: (0). The clerk read Ordinance No. 20-2009 by number and title only. Mr. Rutherford moved that Ordinance No. 20-2009 be passed as an emergency. Seconded by Mr. Kevern. Ayes: (7) Nays: (0).

Mr. Rutherford moved to grant a credit of \$1,073.61 to Schaller Properties for a reduction in the company's sewer bill. Seconded by Ms. Ermie. Ayes: (7) Nays: (0).

Mr. Rutherford presented to Council a draft of the **TOLEDO AREA REGIONAL TRANSIT AUTHORITY RESOLUTION** to be reviewed.

The next Health, Sanitation, and Public Utilities meeting is February 24, 2009 at 6:00 p.m.

Council adjourned to Executive Session at 7:25 p.m.

Council returned at 7:50 p.m.

There being no other business Council adjourned at 7:50 p.m..

David D. Creps, Clerk of Council

Nelson D. Evans, Mayor