

Public Hearing- 6:20pm

CITY OF

PERRYSBURG 

CITY OF PERRYSBURG

CITY COUNCIL

AGENDA

April 1, 2025

1. Call to Order - 6:30 PM
2. Roll Call
3. Pledge of Allegiance
4. Minutes of Council Meeting of March 18, 2025
5. Special Reports
6. Letters, Communications, and Citizens Communications
7. Administrative Reports

a. Mayor

A motion to appoint Patrick Marchman to serve on Historic Landmarks Commission. This is for a vacancy that expires on 12/31/2027. Patrick met with the Planning & Zoning Committee on March 25, 2025, and they unanimously voted to send his appointment forward to City Council for confirmation.

b. City Administrator

c. Finance Director

d. Law Director

8. President of Council Report

9. Committee Reports

a. Finance & Economic Development

Ordinance# 13-2025

AN ORDINANCE RESCINDING THE COMMUNITY REINVESTMENT AREA AGREEMENT WITH THE TOLEDO HOSPITAL AND PROMEDICA HEALTH CARE SYSTEM, AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
2nd Reading, and Vote is requested
Pass as an Emergency Measure***

b. Safety

Ordinance# 14-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §634.11

***Recommendation to Suspend the Rules,
Waive the Three Readings, and***

A Vote is requested

Resolution# 32-2025

A RESOLUTION AMENDING RESOLUTION 80-2023 AND AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH APP ARCHITECTURE FOR THE REMODEL OF FIRE STATION 38 AT A COST NOT TO EXCEED EIGHTY-TWO THOUSAND SEVEN HUNDRED SIXTY-EIGHT DOLLARS AND ZERO CENTS (\$82,768.00); AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

Resolution# 33-2025

A RESOLUTION AUTHORIZING A TWO-YEAR AGREEMENT WITH FLOCK SAFETY FOR THE LEASE OF SEVENTEEN (17) FALCON CAMERAS AND THE NECESSARY OPERATING SYSTEM FOR THE POLICE DIVISION IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWO THOUSAND DOLLARS AND ZERO CENTS (\$102,000.00); AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

Resolution# 34-2025

A RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH VANCE'S LAW ENFORCEMENT IN AN AMOUNT NOT TO EXCEED THIRTY-FIVE THOUSAND TWO HUNDRED SIXTY-TWO DOLLARS AND FOURTEEN CENTS (\$35,262.14) FOR THE PURCHASE OF FIFTY (50) FIREARMS AND RELATED ACCESSORIES FOR THE POLICE DIVISION, AS WELL AS ALLOWING THE TRADE-IN OF EQUIPMENT NO LONGER NEEDED FOR MUNICIPAL PURPOSES OR UNFIT FOR PUBLIC USE; AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

c. Recreation

d. Planning & Zoning

Ordinance# 9-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1215.02(110.01) "MEDICAL MARIJUANA"

2nd Reading, a Vote is requested

Ordinance# 10-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1225.08 "LAND USE AND BASE ZONING DISTRICT TABLE"

2nd Reading, a Vote is requested

Ordinance# 11-2025

AN ORDINANCE ADDING CODIFIED ORDINANCE §1235.04(AAA)
“MEDICAL MARIJUANA AND/OR ADULT USE CANNABIS” TO THE CITY OF
PERRYSBURG ZONING CODE

2nd Reading, a Vote is requested

Ordinance# 15-2025

AN ORDINANCE GRANTING SPECIAL APPROVAL USE TO FORTE MUSIC
SCHOOL FOR AN INSTITUTIONAL USE (ARTS CENTER) ON THE
PROPERTY LOCATED AT 210 E. SOUTH BOUNDARY STREET; AND
DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

Ordinance# 16-2025

AN ORDINANCE VACATING A PORTION OF WEST BOUNDARY STREET;
AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

e. Personnel

Ordinance# 17-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1020.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 18-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1020.04 - §1020.05

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 19-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.01 - §1022.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 21-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.12 -
§1022.13

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 22-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.15

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 23-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.18 - §1022.20

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 24-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.22 - §1022.26

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 25-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.29

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 26-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.31

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 27-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.34

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 28-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.37 - §1022.38

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 29-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1040.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 30-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1052.01 - §1052.02

Recommendation to Suspend the Rules,

***Waive the Three Readings, and
A Vote is requested***

Ordinance# 31-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1052.06

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 32-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1090.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 33-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1090.04 - §1090.09

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 34-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 35-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 36-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.05

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 37-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.06

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 38-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.99

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 39-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1458.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 40-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1460.10

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 41-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1602.14

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 42-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §240.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 43-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §242.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 44-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §242.06

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 45-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §244.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 46-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §250.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 47-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §252.01 - §252.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 48-2025

AN ORDINANCE REPEALING ORDINANCE §252.04

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 49-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §254.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 50-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §254.02 - §254.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 51-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §254.06

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 52-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §258.02

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 53-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §406.03

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 54-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §412.06

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 55-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §440.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and***

A Vote is requested

Ordinance# 56-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §452.12

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 57-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §474.08

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 58-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §618.14

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 59-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §648.01

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 60-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §654.05

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 61-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §670.19

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 62-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §672.12

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 63-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §856.04

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 64-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §856.06 - §856.08

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 65-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §856.13

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 66-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §891.013

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Ordinance# 67-2025

AN ORDINANCE ADDING CODIFIED ORDINANCE §266.10-7 "UNIFORMS
AND CITY-LOGOED CLOTHING FOR NON-BARGAINING STAFF
MEMBERS" TO THE CITY OF PERRYSBURG PERSONNEL CODE

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

f. Public Utilities

Resolution# 28-2025

A RESOLUTION IN SUPPORT OF STATE ISSUE 2 RENEWAL OF THE
STATE CAPITAL IMPROVEMENT PROGRAM ON THE MAY 6, 2025
STATEWIDE BALLOT

3rd Reading, a Vote is requested

g. Service

Ordinance# 20-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.06 - §1022.10

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
A Vote is requested***

Resolution# 35-2025

A RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH CLARKE
MOSQUITO CONTROL PRODUCTS IN AN AMOUNT NOT TO EXCEED
FIFTY-EIGHT THOUSAND FIVE HUNDRED TWENTY DOLLARS AND ZERO
CENTS (\$58,520.00) FOR THE PURCHASE OF MOSQUITO INSECTICIDE
FOR THE DEPARTMENT OF PUBLIC SERVICE; AND DECLARING AN
EMERGENCY

Recommendation to Suspend the Rules,

***Waive the Three Readings, and
Pass as an Emergency Measure***

Resolution# 36-2025

A RESOLUTION AWARDDING A BID AND AGREEMENT TO GERKEN PAVING, INC. IN AN AMOUNT NOT TO EXCEED ONE MILLION SEVEN HUNDRED TWENTY THOUSAND FIVE HUNDRED NINETEEN DOLLARS AND EIGHTY-EIGHT CENTS (\$1,720,519.88), FOR RESURFACING ON VARIOUS CITY STREETS; AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

Resolution# 37-2025

A RESOLUTION DECLARING CERTAIN EQUIPMENT CURRENTLY USED BY THE DEPARTMENT OF SERVICE AS NO LONGER NEEDED FOR MUNICIPAL PURPOSES; AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

Resolution# 38-2025

A RESOLUTION AWARDDING A BID AND AGREEMENT TO B&J CONCRETE AND CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED ONE MILLION EIGHT HUNDRED EIGHTY-THREE THOUSAND FIVE HUNDRED NINETY-THREE DOLLARS AND SIXTY-NINE CENTS (\$1,883,593.69), FOR PHASE 1 OF THE DOWNTOWN STREETScape PROJECT; AND DECLARING AN EMERGENCY

***Recommendation to Suspend the Rules,
Waive the Three Readings, and
Pass as an Emergency Measure***

10. Other Business

- a. Executive Session - To consider the purchase of property

11. Adjournment

Minutes of Perrysburg City Council

Meeting Held March 18, 2025

CALL TO ORDER - 6:30 PM

The meeting was called to order at 6:30 p.m. by Mayor Mackin.

ROLL CALL

Present were Councilmembers Kevin Fuller, Cory Kuhlman, Tim McCarthy, Rick Rettig, Barry VanHoozen, Mark Weber, and Kerry Wellstein (7). Also, present were Joe Fawcett, City Administrator, Samantha Jacobson, Clerk of Council, and Tim Effler, Law Director.

PLEDGE OF ALLEGIANCE

AMEND AND APPROVE MINUTES OF COUNCIL MEETING OF FEBRUARY 18, 2025

City Council Minutes of February 18, 2025 -- Amended

Mr. Fuller moved to approve the amended meeting minutes from the February 18, 2025, Council meeting. No objections, the amended minutes from February 18, 2025, were unanimously approved.

MINUTES OF PUBLIC HEARING - SPECIAL APPROVAL USE

There being no objections, minutes from the SAU Public Hearing of March 4, 2025, were unanimously approved.

MINUTES OF PUBLIC HEARING - CODE AMENDMENT: CH. 1245.54

There being no objections, minutes from the Code Amendment Public Hearing of March 4, 2025, were unanimously approved.

MINUTES OF PUBLIC HEARING - CODE AMENDMENT: CH. 1235.04(G)

There being no objections, minutes from the Code Amendment Public Hearing of March 4, 2025, were unanimously approved.

MINUTES OF COUNCIL MEETING OF MARCH 4, 2025

There being no objections, minutes from the March 4, 2025 City Council meeting were unanimously approved.

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS, AND CITIZENS COMMUNICATIONS

Debra Born, asked the Council members why the City is rescinding Promedica's CRA. Mr. Weber stated that Promedica had asked the City to do so.

ADMINISTRATIVE REPORTS

Mayor

Mayor Mackin thanked the individuals that helped put together the Winter Fest celebration; he thanked the Chamber of Commerce. He also congratulated the high school wrestling team as they made an appearance at the 2025 OHSA State Wrestling Tournament and won a state title for the fourth year in a row.

City Administrator

No report.

Finance Director

No report.

Law Director

Mr. Effler talked about Ordinances 9,10 and 11 as the numbers and titles were not read during the previous Council meetings on February 18 and March 4. He stated that because of this, these Ordinances will be read for the first time during the March 18 Council meeting. He also said that the Council meeting on April 1st will be the second reading of the three Ordinances, and they will also be voted on.

PRESIDENT OF COUNCIL REPORT

No report.

COMMITTEE REPORTS

Finance & Economic Development

Mr. Weber gave his report of the March 11, 2025, meeting, a copy of which is attached hereto and made a part of these minutes.

The next meeting is scheduled for Tuesday, April 8, 2025, at 4:00 p.m.

Ordinance# 7-2025

Mr. Weber introduced **ORDINANCE 7-2025 AMENDING CITY OF PERRYSBURG, OHIO, CODIFIED ORDINANCE 896.02 REGARDING HOTEL TAX**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. McCarthy. Ayes: (5). Nays: (2). The Clerk read Ordinance 7-2025 by number and title only. Mr. Fuller asked if Council had heard from any of the other hotel owners about this Ordinance. The other Council members said that they had not received any other question/comments from the public regarding this topic. He also asked about STR's and if they are in the process of being included in this tax. Mayor Mackin said that a

resolution to include STR's in the hotel tax is in the works. Mr. VanHoozen explained that this tax affects tourism to the City and if tourist have to spend more money on their lodging, then they may be less likely to spend money at local restaurants or other places in the City. Mr. Weber moved that Ordinance 7-2025 be approved. Seconded by Mr. McCarthy. Ayes: (5). Nays: (2). Mr. VanHoozen and Mr. Fuller voted "Nay".

Resolution# 15-2025

Mr. Weber introduced **RESOLUTION 15-2025 RESOLUTION DECLARING THE NECESSITY OF A REPLACEMENT LEVY IN EXCESS OF THE TEN MILL LIMITATION PURSUANT TO O.R.C. §5705.19(V) FOR THE PURPOSE OF PROVIDING FOR THE COLLECTION AND DISPOSAL OF GARBAGE OR REFUSE**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). The Clerk read Resolution 15-2025 by number and title only.

Sara Weisenburger, 605 W Front St, addressed Council regarding this Resolution, 16 and 17 as she believes that these three should not be considered necessities. She stated that the City collects a tax regarding trash, trees and lighting already and believes that the City should not be requesting more. Ms. Weisenburger, pointed out the City's current finances and, based on 2023 numbers, she believes that the City is in a good financial position and should be able to cover the extra costs these taxes don't cover. Mr. Weber moved that Resolution 15-2025 be approved. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). Mr. Fuller voted "Nay".

Resolution# 16-2025

Mr. Weber introduced **RESOLUTION 16-2025 A RESOLUTION DECLARING IT NECESSARY TO PROVIDE FOR THE REMOVAL AND SPECIAL TREATMENT OF SHADE TREES AND CONTROLLING THE BLIGHT AND DISEASE OF SAME AND FOR PLANTING, MAINTAINING, TRIMMING AND REMOVING SHADE TREES IN AND ALONG THE STREETS AND WITHIN PUBLIC RIGHTS-OF-WAY OF THE CITY OF PERRYSBURG**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). The Clerk read Resolution 16-2025 by number and title only. Mr. Weber moved that Resolution 16-2025 be approved. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). Mr. Fuller voted "Nay".

Resolution# 17-2025

Mr. Weber introduced **RESOLUTION 17-205 A RESOLUTION DECLARING IT NECESSARY TO IMPROVE CERTAIN PUBLIC PLACES IN THE CITY BY LIGHTING**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). The Clerk read Resolution 17-2025 by number and title only. Mr. Weber moved that Resolution 17-2025 be approved. Seconded by Mr. McCarthy. Ayes: (6). Nays: (1). Mr. Fuller voted "Nay".

Ordinance# 12-2025

Mr. Weber introduced **ORDINANCE 12-2025 PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$4,000,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUISITION OF AN EXISTING OFFICE BUILDING LOCATED IN THE CITY AT 28442 E. RIVER ROAD, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND ACQUIRING REAL PROPERTY AND INTERESTS THEREIN IN CONNECTION THEREWITH, 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 third reading. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0). The Clerk read Ordinance 12-2025 by number and title only. Mr. Weber moved that Ordinance 12-2025 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Ordinance# 13-2025

Mr. Weber introduced **ORDINANCE 13-2025 AN ORDINANCE RESCINDING THE COMMUNITY REINVESTMENT AREA AGREEMENT WITH THE TOLEDO HOSPITAL AND PROMEDICA HEALTH CARE SYSTEM, AND DECLARING AN EMERGENCY**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0). The Clerk read Ordinance 13-2025 by number and title only.

Resolution# 30-2025

Mr. Weber introduced **RESOLUTION 30-2025 A RESOLUTION AUTHORIZING AN AGREEMENT WITH CLEARGOV FOR THE PURCHASE OF BUDGETING SOFTWARE IN AN AMOUNT NOT TO EXCEED FIFTY-TWO THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$52,500.00); 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. McCarthy. Ayes: (7). Nays: (0). The Clerk read Resolution 30-2025 by number and title only. Mr. Weber moved that Resolution 30-2025 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Resolution# 31-2025

Mr. Weber introduced **RESOLUTION 31-2025 A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES IN THE AMOUNT OF THIRTY-ONE THOUSAND NINE HUNDRED SIXTY DOLLARS AND FORTY CENTS (\$31,960.40), AS ATTACHED IN EXHIBIT A, FOR 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 and to dispense with the second and third readings. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0). The Clerk read Resolution 31-2025 by number and title only. Mr. Weber moved that Resolution 31-2025 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Safety

No report.

The next meeting is scheduled for Monday, March 24, 2025 at 4:30 p.m.

Recreation

Mr. Rettig gave his report of the March 11, 2025, meeting, a copy of which is attached hereto and made a part of these minutes.

The next meeting is scheduled for Tuesday, April 8, 2025, at 5:00 p.m.

Planning & Zoning

No report.

The next meeting is scheduled for Tuesday, March 25, 2025 at 5:00 p.m.

Ordinance# 9-2025

Mr. McCarthy introduced **ORDINANCE 9-2025 AN ORDINANCE AMENDING CODIFIED ORDINANCE §1215.02(110.01) "MEDICAL MARIJUANA"**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. Kuhlman. Ayes: (7). Nays: (0). The Clerk read Ordinance 9-2025 by number and title only. A collective discussion was held for Ordinances 9, 10 & 11:

Kathleen Gibson, 29639 Duxbury Ln, Ms. Gibson asked why the City started with Ordinances that could allow dispensaries into the City instead of ones that would prevent them from being in the City. Mr. McCarthy explained that if these ordinances are voted down, then that would prevent dispensaries from being in the City. Ms. Gibson also spoke about the Host Fund tax, that is currently in place in Ohio but possibly could be changed where the Host City no longer receives financial gain from having a dispensary in their City.

Sylvia Ballert, 202 W Front St, is a sophomore at Perrysburg high school and spoke about the confusion having a dispensary in the City could bring for students, as they are told that marijuana is a gateway drug and that they should follow the DARE program and stay away from drugs, allowing a dispensary could send a mixed message to children that drugs are okay.

Dr. Daniel Brahier, 1284 Sandy Glen Dr, spoke about the dangers of the marijuana that is available today, the potency has dramatically increased in recent years, he spoke about how allowing a gateway drug such as marijuana could turn into a public health issue for the City.

Tyler Sherman, 1667 Fox Run, spoke about his time in law enforcement and how he has witnessed first hand the harm that drug use can have on people. He spoke about comparable cities to Perrysburg located in California that do not allow dispensaries even though it is legal in the state. He said that these cities have maintained a safe and clean city by not allowing dispensaries to the city as it attracts the wrong people.

Kent Jones, 25261 John F McCarthy Way, spoke about how allowing dispensaries would be beneficial to citizens like himself who have a medical condition that causes them a lot of daily pain. He spoke about how he was wheelchair bound for 5 years and

is now able to walk because of the decreased levels of daily pain due to medical use of marijuana. He spoke about how regulated marijuana is safe for use and has a very low overdose potential, but synthetic marijuana and other non-regulated products are the real cause for concern, as these are the products that cause serious harm.

Kevin Rantanen, 925 Locust St, asked Council if they knew what percentage of Perrysburg citizens voted for Issue 2 in November 2023. Mr. Kuhlman responded and said he believes it was close to 60%, which was in line with what the state of Ohio voted.

Melissa Ballert, 202 W Front St, spoke about how having a dispensary in Perrysburg would cause more harm than good, she spoke about the lack of research that she feels has been done on the topic and believes this to be very troubling as a mother.

Ms. Wellstein spoke about how she has done research and recently visited a dispensary in Monroe, Michigan and she expressed how troubled she felt as she witnessed people smoking in their cars still in the dispensary parking lot.

Mr. Kuhlman spoke about his support for Ordinance 9 as it relates to medical marijuana and believes that people should be able to receive the necessary medication they need. He spoke about the other two ordinances and that he feels that these advance our community in a personal liberty sense.

Ordinance# 10-2025

Mr. McCarthy introduced **ORDINANCE 10-2025 AN ORDINANCE AMENDING CODIFIED ORDINANCE §1225.08 “LAND USE AND BASE ZONING DISTRICT TABLE”**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. Kuhlman. Ayes: (7). Nays: (0). The Clerk read Ordinance 10-2025 by number and title only.

Ordinance# 11-2025

Mr. McCarthy introduced **ORDINANCE 11-2025 AN ORDINANCE ADDING CODIFIED ORDINANCE §1235.04(aaa) “MEDICAL MARIJUANA AND/OR ADULT USE CANNABIS” TO THE CITY OF PERRYSBURG ZONING CODE**, and moved that the rules be suspended to allow for its reading by number and title only. Seconded by Mr. Kuhlman. Ayes: (7). Nays: (0). The Clerk read Ordinance 11-2025 by number and title only.

Personnel

No report.

The next meeting is scheduled for Tuesday, March 25, 2025 at 4:00 p.m.

Public Utilities

No report.

The next meeting is scheduled for Wednesday, March 26, 2025 at 4:30 p.m.

Resolution# 28-2025

Mr. Fuller introduced **RESOLUTION 28-2025 A RESOLUTION IN SUPPORT OF STATE ISSUE 2 RENEWAL OF THE STATE CAPITAL IMPROVEMENT PROGRAM ON THE MAY 6, 2025 STATEWIDE BALLOT**, and moved that the rules be suspended to allow for its second reading by number and title only. Seconded by Mr. Rettig. Ayes: (7). Nays: (0). The Clerk read Resolution 28-2025 by number and title only.

Service

No report.

The next meeting is scheduled for Wednesday, March 26, 2025 at 5:30 p.m.

OTHER BUSINESS

Mr. Kuhlman spoke about the Perrysburg wrestling team as they went to the state championship. He pointed out two members of the team that moved to a higher weight class in order for some of the other team members to have a chance at wrestling during the state tournament. He commented on how great the City is and congratulated the team.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:44 p.m.

Respectfully submitted,

Samantha Jacobson
Clerk of Council

Thomas G. Mackin
Mayor

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Ordinance 13-2025

DATE: March 18, 2025



Subject Matter/Background

Ohio Revised Code Section 3735.65 has authorized affected counties, municipalities and townships therein to designate areas as a Community Reinvestment Area.

In 2012 the City established Community Reinvestment Area #4 (The CRA). The City granted The Toledo Hospital and ProMedica Health Care System, Inc., a Community Reinvestment Area tax abatement, beginning in 2012, recertifying Community Reinvestment Area #1 within the boundaries of the City of Perrysburg, Ohio, to promote the City's economic welfare.

The Toledo Hospital and ProMedica Health Care System, Inc., has informed the City that their tax exemption request was approved by the State of Ohio, and requests that their CRA agreement be rescinded.

Financial Review

This Ordinance will have no financial impact on the City of Perrysburg.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

1st Reading – March 18, 2025

2nd Reading and Vote – April 1, 2024

If City Council is in agreement, on April 1, 2025, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate.

ORDINANCE 13-2025

AN ORDINANCE RESCINDING THE COMMUNITY REINVESTMENT AREA AGREEMENT WITH THE TOLEDO HOSPITAL AND PROMEDICA HEALTH CARE SYSTEM, AND DECLARING AN EMERGENCY

WHEREAS, the Community Reinvestment Area Act (the “Act”) under Ohio Revised Code Section 3735.65 has authorized affected counties, municipalities and townships therein to designate areas as Community Reinvestment Areas; and,

WHEREAS, the Council of the City of Perrysburg (the “Council”) approved Ordinance No. 152-2012 on September 18, 2012, recertifying Community Reinvestment Area #1 within the boundaries of the City of Perrysburg, Ohio, to promote the City’s economic welfare; and,

WHEREAS, Council approved a Community Reinvestment Area Agreement via Ordinance 49-2021 with The Toledo Hospital (the “Property Owner”) and ProMedica Health Care System, Inc. (the “Company”) within said CRA zone; and,

WHEREAS, the Property Owner and Company has informed the City that their tax exemption request was approved by the State of Ohio, and requests that their CRA agreement be rescinded.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The Mayor is hereby authorized to take all actions necessary to terminate the City’s Community Reinvestment Area Agreement authorized by Ordinance 49-2021 with The Toledo Hospital and ProMedica Health Care System, Inc.

SECTION 2. The Mayor and Finance Director shall notify the Ohio Department of Development, County Auditor, and the affected school boards of this termination.

SECTION 3. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, to permit the City and the property owner to address the termination in a timely manner, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 14-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §634.11

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §634.11 establishes “Construction Operations” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Safety Committee considered this legislation at its meeting on March 24, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §634.11 which currently reads as:

634.11 CONSTRUCTION OPERATIONS.

(a) No person shall use any pile driver, shovel, hammer derrick, hoist tractor, roller or other mechanical apparatus operated by fuel or electric power in building or construction operations between 10:00 p.m. and 6:00 a.m. of the next day in a residential area or within 500 feet of a school or church, except for temporary conditions approved by the Service-Safety Director.

(b) No person shall perform any construction or repair work on any structure or building, or perform any excavation or road work, when such work entails the use of any power operated construction-type device in such a manner that the noise created thereby substantially exceeds the noise customarily and necessarily attendant to the reasonable and efficient performance of such equipment.

(c) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for any subsequent offense. Punishment shall be as provided in Section 698.02. (Ord. 77-83. Passed 9-20-83.)

is hereby amended and revised to read:

634.11 CONSTRUCTION OPERATIONS.

(a) No person shall use any pile driver, shovel, hammer derrick, hoist tractor, roller, **construction machine**, or other mechanical apparatus operated by fuel or electric power in building or construction operations between 10:00 p.m. and 6:00 a.m. of the next day in a residential area or within 500 feet of a school or church,

except for temporary conditions approved by the **Director of Public Service-Safety City Administrator, or their designee.**

(b) No person shall perform any construction or repair work on any structure or building, or perform any excavation or road work, when such work entails the use of any power operated construction-type device in such a manner that the noise created thereby substantially exceeds the noise customarily and necessarily attendant to the reasonable and efficient performance of such equipment.

(c) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for any subsequent offense. Punishment shall be as provided in Section 698.02.

(Ord. 77-83. Passed 9-20-83.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Resolution 33-2025

DATE: April 1, 2025



Subject Matter/Background

The City of Perrysburg passed Resolution 80-2023 authorizing an Agreement with App Architecture for the remodel of the interior of Fire Station 38 in an amount not to exceed \$51,918.00.

The Fire Division has asked to amend Resolution 80-2023 to add an additional \$30,350.00 to the Agreement's not to exceed limit to address the HVAC issues, for a total project cost not to exceed \$82,768.00.

Financial Review

Account: 4403-21233-55999

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate.

RESOLUTION 32-2025

**A RESOLUTION AMENDING RESOLUTION 80-2023 AND
AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH
APP ARCHITECTURE FOR THE REMODEL OF FIRE STATION 38
AT A COST NOT TO EXCEED EIGHTY-TWO THOUSAND SEVEN
HUNDRED SIXTY-EIGHT DOLLARS AND ZERO CENTS
(\$82,768.00); AND DECLARING AN EMERGENCY**

WHEREAS, on August 15, 2023, the City of Perrysburg passed Resolution 80-2023 authorizing and directing the Mayor and Director of Finance to enter into an Agreement with App Architecture for the remodel of the interior of Fire Station 38; and,

WHEREAS, that Agreement had a not to exceed limit of Fifty-Two Thousand Four Hundred Eighteen Dollars and Zero Cents (\$52,418.00); and,

WHEREAS, while preparing for the interior remodeling, deficiencies were found in the HVAC system, which caused negative pressurization issues in relationship to the existing apparatus bay; and,

WHEREAS, the Fire Division would like to amend Resolution 80-2023 to add an additional Thirty Thousand Three Hundred Fifty Dollars and Zero Cents (\$30,350.00) to the Agreement's not to exceed limit to address the HVAC issues, for a total project cost not to exceed Eighty-Two Thousand Seven Hundred Sixty-Eight Dollars and Zero Cents (\$82,768.00); and,

WHEREAS, at its March 24, 2025 meeting the Safety Committee of Council unanimously recommended approval of the amendment to the Agreement.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY
OF PERRYSBURG, WOOD COUNTY, OHIO:**

SECTION 1. The Mayor and Director of Finance are authorized to enter into an amended Agreement with App Architecture to provide architectural services with respect to the remodel of Fire Station 38, at a price not to exceed Eighty-Two Thousand Seven Hundred Sixty-Eight Dollars and Zero Cents (\$82,768.00).

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an

open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, to allow for timely completion of the necessary improvements, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED: _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

February 13, 2025

Brian A. Thomas, PE, PS, CPESC, CFM
City Engineer
City of Perrysburg
127 West Fifth Street
Perrysburg, Ohio 43551

615 Woodside Drive, Englewood, Ohio 45322

T 937.836.8898 F 937.832.3696

www.app-arch.com

Subject: Fire Station No.38 Interior Renovation - HVAC System Upgrade
Additional Architectural & Engineering Services Proposal

Dear Brian:

Thank you for the opportunity to provide this proposal for additional professional architecture and engineering services for the replacement and upgrade of existing HVAC systems related to the renovation and refresh of the existing kitchen, dining and dayroom spaces at Fire Station 38 located at 104 West Indiana Ave. in Perrysburg, Ohio. Plumbing, Fire Protection, Mechanical, and Electrical systems design will be performed by our consultant, Fishbeck. Fishbeck will also provide any miscellaneous structural design that may be required. The intention of this revised scope is to replace the existing HVAC systems to address the existing negative pressurization issue in relationship to the existing apparatus bay. This project will be bid as Bid Package 01 and all other revisions in the original scope package for the revised kitchen/dining/dayroom renovation to be bid as Bid Package 02 sometime in the future. It is understood that the City of Perrysburg's desire is to have the Bid Package 01 construction scope of work completed by the end of 2026 if possible.

Our additional services will include:

- The revised HVAC scope will consist of replacing the existing three (3) gas fired furnaces in the basement with a new gas fired rooftop unit (RTU). Ductwork will need to be extended down from the roof to the basement which will require revising/expanding the existing duct chase. Variable volume (VAV) terminal boxes with electric reheat will be installed in the basement to serve each individual zone currently served by the furnaces. Structural modifications will be required to support the new RTU. Electrical modifications will be provided as necessary for the new equipment. New temperature controls will be provided to operate the new RTU and associated VAV boxes.
- The new RTU will be sized with sufficient make up air to positively pressurize the building in relationship to the truck bay. The unit size and controls will be provided to adjust as necessary when the future kitchen hood is installed and used. After initial system and energy code (ASHRAE 90.1-2019) review, it has been determined that energy recovery at the RTU will not be required per Section 6.5.6.1.2, exception #6 where the sum of the airflow rates exhaust and relieved within 20 ft of each other is less than 75% of the design outdoor airflow rate.
- The existing electric service is adequate to accommodate this path, but modifications will need to be made, and the design of these modifications are included in this proposal.

- The design of structural modifications to the existing former wall partition beams will be made to support the new RTU.
- Preparation of architectural and engineering Construction Documents sufficient for building permit submission to Wood County Building Inspection and competitive bidding by General Contractors.
- Preparation of an Opinion of Probable Cost for the purpose of publishing as the engineer's estimate for public bidding.
- Review shop drawings, answer contractor generated RFI's, attend (3) construction meetings and complete a punch list walk-through at the end of construction. Fishbeck will make (1) site visit during construction and create a punch list for the PME scope of work.
- Complete record drawings of the project from General Contractor markups. Deliverables will be a set of electronic PDF files.

Compensation for these services will be a lump sum fee of: **\$29,850**

Reimbursable expenses are **not** included in the total fee above. They are **estimated** to include:

App Architecture in-house copying & printing:	\$ 75
Reprographic services for construction documents and specs:	\$175
Plan review fees (Wood County)	<u>\$250</u>
Estimated total reimbursable expenses	\$500

Professional services fees will be invoiced monthly as a percentage completed.

Additional services (approved in advance) and reimbursable expenses (such as printing and plan review fees) will be invoiced as follows:

Principals, Professional and Technical	Standard hourly rates
Outside Consultants	As invoiced to this firm x 1.1
Reimbursables (such as printing and plan review fees)	As invoiced to this firm x 1.05

We maintain professional liability insurance, and hereby add the following: "To the maximum extent permitted by law, the Client agrees to limit the Design Professional's liability for Client damages to the Design Professional's total fee for services. This limitation shall apply regardless of the cause of action or legal theory asserted."

If acceptable, the terms of this proposal will be included in an AIA Document B105-2007 – *Standard Short Form of Agreement Between the Owner and Architect* which will become our Agreement for these services.

Please contact me if you have any questions or need additional information.

Very truly yours,



Timothy J. Bement, AIA, LEED BD&C
Principal

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy Effler, Law Director

RE: Resolution 33-2025

DATE: April 1, 2025



Subject Matter/Background

The City currently utilizes Flock Safety Falcon Cameras (license plate reading cameras) and wishes to maintain their enforcement capabilities. This Agreement will allow for a two-year lease of seventeen (17) Flock Safety Falcon Cameras and the necessary operating system.

The price of the two-year lease of the seventeen (17) Falcon cameras and the necessary operating system is \$51,000.00 per year, for a total price of \$102,000.00.

Flock Safety is the sole source of this equipment.

Financial Review

Account: 1110-21232-53215

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the three readings rule and pass this resolution as an emergency would be appropriate in order to allow for the immediate lease of the cameras.

RESOLUTION 33-2025

A RESOLUTION AUTHORIZING A TWO-YEAR AGREEMENT WITH FLOCK SAFETY FOR THE LEASE OF SEVENTEEN (17) FALCON CAMERAS AND THE NECESSARY OPERATING SYSTEM FOR THE POLICE DIVISION IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWO THOUSAND DOLLARS AND ZERO CENTS (\$102,000.00); AND DECLARING AN EMERGENCY

WHEREAS, the City of Perrysburg currently utilizes Flock Safety Falcon Cameras and wishes to maintain their enforcement capabilities; and,

WHEREAS, this Agreement will allow for a two-year lease of seventeen (17) Flock Safety Falcon Cameras and the necessary operating system, which will aid this goal; and,

WHEREAS, Flock Safety is the sole manufacturer and developer of the Flock Safety ALPR Camera. Flock Safety is also the sole provider of the comprehensive monitoring, processing, and machine vision services which integrate with the Flock Safety ALPR Camera; and,

WHEREAS, due to the sole source manufacturer there is not a comparable product to acquire a second quote as required in the City's purchasing policy; and,

WHEREAS, the price of the lease of the seventeen (17) Falcon cameras and the necessary operating system is Fifty-One Thousand Dollars and Zero Cents (\$51,000.00) per year, for a total price of One Hundred Two Thousand Dollars and Zero Cents (\$102,000.00); and,

WHEREAS, this legislation went before the Safety Committee on March 24, 2025 and was unanimously approved for advancement to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The Mayor and Director of Finance are authorized to execute the necessary documents to enter into a two-year lease agreement with Flock Safety for the lease of seventeen (17) Falcon cameras and the necessary operating system, at a price not to exceed One Hundred Two Thousand Dollars and Zero Cents (\$102,000.00), in accordance with the quote attached hereto and incorporated herein as Exhibits A and B.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its

committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, to allow for the immediate lease of the cameras, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

**Flock Safety + OH - Perrysburg
Police Division**

Flock Group Inc.
1170 Howell Mill Rd, Suite 210
Atlanta, GA 30318

MAIN CONTACT:
Meghan Bachman
meghan.bachman@flocksafety.com

Created Date: 02/28/2025
Expiration Date: 03/28/2025
Quote Number: Q-106897
PO Number:



Quote

This document is for informational purposes only. Pricing is subject to change.

Bill To: 330 Walnut St Perrysburg, Ohio 43551

Ship To: 330 Walnut St Perrysburg, Ohio 43551

Billing Company Name: OH - Perrysburg Police Division

Subscription Term: 24 Months

Billing Contact Name:

Renewal Term:

Billing Email Address:

Payment Terms: Net 30

Billing Phone:

Billing Frequency: Annual - First Year at Signing.

Hardware and Software Products

Annual recurring amounts over subscription term

Item	Cost	Quantity	Total
Flock Safety Platform			\$51,000.00
Flock Safety Flock OS			
FlockOS TM - Essentials	Included	1	Included
Flock Safety LPR Products			
Flock Safety LPR, fka Falcon	Included	17	Included

Professional Services and One Time Purchases

Item	Cost	Quantity	Total
One Time Fees			

Subtotal Year 1: \$51,000.00

Annual Recurring Subtotal: \$51,000.00

Estimated Tax: \$0.00

Contract Total: \$102,000.00

Taxes shown above are provided as an estimate. Actual taxes are the responsibility of the Customer. This is not an invoice – this document is a non-binding proposal for informational purposes only. Pricing is subject to change.

Special Terms:

This Agreement supersedes any and all previously executed agreement between the Parties, relating to the provision of services by Flock to Customer and any exhibits attached thereto or incorporated therein by reference. Upon execution of this Agreement, all previously executed agreements pertaining to the Services provided shall run coterminous with the Term of this Agreement. In the event of any overlap in subscription terms and prior invoices, payments will be provided in pro rata credit. Any estimates provided on credits are subject to change based on execution of new contract.

Product and Services Description

Flock Safety Platform Items	Product Description
One-Time Fees	Service Description
Installation on existing infrastructure	One-time Professional Services engagement. Includes site & safety assessment, camera setup & testing, and shipping & handling in accordance with the Flock Safety Advanced Implementation Service Brief.
Professional Services - Standard Implementation Fee	One-time Professional Services engagement. Includes site and safety assessment, camera setup and testing, and shipping and handling in accordance with the Flock Safety Standard Implementation Service Brief.
Professional Services - Advanced Implementation Fee	One-time Professional Services engagement. Includes site & safety assessment, camera setup & testing, and shipping & handling in accordance with the Flock Safety Advanced Implementation Service Brief.

FlockOS Features & Description

FlockOS Features	Description
Community Network Access	The ability to request direct access to feeds from privately owned Flock Safety Falcon® LPR cameras located in neighborhoods, schools, and businesses in your community, significantly increasing actionable evidence that clears cases.
Unlimited Users	Unlimited users for FlockOS
State Network (License Plate Lookup Only)	Allows agencies to look up license plates on all cameras opted into the Flock Safety network within your state.
Nationwide Network (License Plate Lookup Only)	With the vast Flock Safety sharing network, law enforcement agencies no longer have to rely on just their devices alone. Agencies can leverage a nationwide system boasting 10 billion additional plate reads per month to amplify the potential to collect vital evidence in otherwise dead-end investigations.
Law Enforcement Network Access	The ability to request direct access to evidence detection devices from Law Enforcement agencies outside of your jurisdiction.
Time & Location Based Search	Search full, partial, and temporary plates by time at particular device locations
License Plate Lookup	Look up specific license plate location history captured on Flock devices
Vehicle Fingerprint Search	Search footage using Vehicle Fingerprint™ technology. Access vehicle type, make, color, license plate state, missing / covered plates, and other unique features like bumper stickers, decals, and roof racks.
Insights & Analytics	Reporting tool to help administrators manage their LPR program with device performance data, user and network audits, plate read reports, hot list alert reports, event logs, and outcome reports.
ESRI Based Map Interface	Map-based interface that consolidates all data streams and the locations of each connected asset, enabling greater situational awareness and a common operating picture.
Real-Time NCIC Alerts on Flock ALPR Cameras	Receive automated alerts when vehicles entered into established databases for missing and wanted persons are detected, including the FBI's National Crime Information Center (NCIC) and National Center for Missing & Exploited Children (NCMEC) databases.
Unlimited Custom Hot Lists	Ability to add a suspect's license plate to a custom list and get alerted when it passes by a Flock camera

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Resolution 34-2025

DATE: April 1, 2025



Subject Matter/Background

The Police Division has reviewed their equipment needs and found that it is necessary to purchase fifty (50) new Sig Sauer firearms and related accessories in an amount not to exceed \$55,422.14.

The Police Division is no longer in need of surplus property which include forty-seven (47) Sig Sauer pistols, twenty-four (24) Remington shotguns, and twenty-seven (27) forfeited firearms. Vance's Law Enforcement has offered a trade-in amount of \$19,260.00 for the surplus property and will be assessed towards the total cost of the new Sig Sauer firearms and related accessories. Bringing the total contract price down to \$35,262.14.

This Resolution authorizes the trade-in and purchase of the abovementioned firearms.

Financial Review

Account: (asked Khayla waiting to hear back)

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate.

RESOLUTION 34-2025

A RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH VANCE'S LAW ENFORCEMENT IN AN AMOUNT NOT TO EXCEED THIRTY-FIVE THOUSAND TWO HUNDRED SIXTY-TWO DOLLARS AND FOURTEEN CENTS (\$35,262.14) FOR THE PURCHASE OF FIFTY (50) FIREARMS AND RELATED ACCESSORIES FOR THE POLICE DIVISION, AS WELL AS ALLOWING THE TRADE-IN OF EQUIPMENT NO LONGER NEEDED FOR MUNICIPAL PURPOSES OR UNFIT FOR PUBLIC USE; AND DECLARING AN EMERGENCY

WHEREAS, it is necessary for the safety and security of the City of Perrysburg that the Perrysburg Police Division have the necessary equipment to respond to emergency situations; and,

WHEREAS, the Police Division has reviewed their equipment needs and found that it is necessary to purchase fifty (50) new Sig Sauer firearms and related accessories; and,

WHEREAS, Vance's Law Enforcement is Ohio's sole contracted distributor of Sig Sauer weapons and related accessories; and,

WHEREAS, the total cost of the firearms and related accessories is Fifty-Four Thousand Five Hundred Twenty-Two Dollars and Fourteen Cents (\$55,422.14), as outlined in the quote attached hereto and incorporated herein as Exhibit A; and,

WHEREAS, Article III, Section III – 10.0(F) of the Perrysburg City Charter provides the City Council with the power to determine the method, manner, consideration and procedure for the purchase of property on behalf of the Municipality and the sale or disposal thereof; and,

WHEREAS, the Police Division is no longer in need of forty-seven (47) Sig Sauer pistols, twenty-four (24) Remington shotguns, and twenty-seven (27) forfeited firearms, which are not needed for municipal purposes or are no longer fit for use by the Police Division, as outlined in the Declarations of Surplus Property attached hereto and incorporated herein as Exhibits B and C, and the value each piece of equipment has been determined to be under One Thousand Dollars; and,

WHEREAS, Vance's Law Enforcement has offered a trade-in amount of Nineteen Thousand Two Hundred and Sixty Dollars and Zero Cents (\$19,260.00) for the surplus property listed in Exhibits B and C; and

WHEREAS, the trade-in amount offered by Vance's Law Enforcement will be assessed towards the total cost of the fifty (50) new Sig Sauer firearms and related accessories, bringing the total contract price down to Thirty-Five Thousand Two Hundred Sixty-Two Dollars and Fourteen Cents (\$35,262.14); and,

WHEREAS, this legislation went before the Safety Committee on March 24, 2025 and was unanimously approved for advancement to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. City Council hereby authorizes the trade-in of the forty-seven (47) Sig Sauer pistols, twenty-four (24) Remington shotguns, and twenty-seven (27) forfeited firearms, which are not needed for municipal purposes or are no longer fit for use by the Police Division, as outlined in Exhibits B and C, to Vance's Law Enforcement, for a total trade-in value of Nineteen Thousand Two Hundred and Sixty Dollars and Zero Cents (\$19,260.00).

SECTION 2. City Council hereby authorizes the Mayor and Director of Finance to enter into a Purchase Agreement with Vance's Law Enforcement for the purchase of fifty (50) new Sig Sauer firearms and related accessories in an amount not to exceed Thirty-Five Thousand Two Hundred Sixty-Two Dollars and Fourteen Cents (\$35,262.14).

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED: _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR



Send PO's To:
3723 Cleveland Ave
Columbus, OH 43224
Ph (614)471-0712

Remit Pymt To:
4250 Alum Creek Dr
Obetz, OH 43207
Ph (614)489-5025

1110-21232-5411

Account Name	PERRYSBURG POLICE DEPARTMENT	Date	1/31/2025
Contact Name	Ofc. Kyle Cunningham	Quote Number	00064157
Bill To	330 Walnut St Perrysburg, Ohio 43551 United States	Prepared By	David Grabill
Phone	(419) 872-8001		
Email	kcunningham@ci.perrysburg.oh.us		

Quantity	Product Family	Style Number	Description	Unit of Measure	Sales Price	Total Price
40.00	Alien Gear	R3-S-0691-BK-RH-CL-A0-B	Alien Gear Rapid Force Level III Duty Holster for Sig Sauer- Compact Light (Full Size 320 9mm	Each	\$120.08	\$4,803.20
45.00	Alien Gear	RBS-M-BK-B	Rapid Force Belt Slide (Mid Ride)	Each	\$22.41	\$1,008.45
5.00	Alien Gear	RBS-L-BK-B	Rapid Force Belt Slide (Low Ride)	Each	\$22.41	\$112.05
12.00	Sig Sauer	W320CA-9-BXR3-PRO-RXE-6	P320, 9MM, 3.9IN, PRO, BLK, STRIKER, X-RAY 3, MOD POLY X GRIP, (3) 17RD MAG, ROMEO-X ENCLOSED 6 MOA DOT, RAIL	Each	\$817.27	\$9,807.24
48.00	Sig Sauer	SOF2R100	FOXTROT2R, RECHARGEABLE, WEAPON MOUNTED WHITE LIGHT, 700 LUMENS, BLACK	Each	\$119.73	\$5,747.04
38.00	Sig Sauer	W320F-9-BXR3-PRO-RXE-6	P320, 9MM, 4.7IN, PRO, BLK, STRIKER, X-RAY 3, MOD POLY X GRIP, (3) 17RD STEEL MAG, ROMEO-X ENCLOSED ^MOA DOT, RAIL	Each	\$817.27	\$31,056.26
5.00	Alien Gear	R3-S-0691-BK-LH-CL-A0-B	Alien Gear Rapid Force Level III Duty Holster for Sig Sauer- Compact Light (Full Size 320 9mm	Each	\$120.08	\$600.40
50.00	Alien Gear	RFPT-QD-BK-B	Rapid Force Quick Disconnect System	Each	\$26.25	\$1,312.50

Subtotal	\$54,447.14
Trade In Value	\$19,260.00
Shipping and Handling	\$75.00
Tax	\$0.00
Quote Grand Total	* \$35,262.14

Trade In Notes

RETURNED GOODS POLICY

Please note that returned goods must have prior authorization.

DEFECTIVE MERCHANDISE POLICY

Returns of defective merchandise must be made directly to the manufacturer for repair or replacement.

DAMAGED GOODS POLICY

For Prompt resolution, please notify us immediately upon receiving your shipment if you encounter any shortages or damages.



Send PO's To:
3723 Cleveland Ave
Columbus, OH 43224
Ph (614)471-0712

Remit Pymt To:
4250 Alum Creek Dr
Obetz, OH 43207
Ph (614)489-5025

Trade Value Only NO Cash Value

QTY 37 Sig P320 Full Size Night sights 1 Mag @ \$250 = \$9250

QTY 10 Sig P320 Carry Night sights 1 Mag @ \$250 = \$2500

QTY 24 Remington 870 12-GA, in Fair to Good Condition @ \$175 each.

QTY 27 Misc. Confiscations

Total: \$19,260.00

Payment Details

Net 30



Credit Card



Number of Days

Quote Valid

Quote Valid 30 Days

If Making Payment Via Credit Card, Please Call
614-471-0712

NOTE: CREDIT CARDS OVER \$1,000 INCUR A 3% SURCHARGE

RETURNED GOODS POLICY

Please note that returned goods must have prior authorization.

DEFECTIVE MERCHANDISE POLICY

Returns of defective merchandise must be made directly to the manufacturer for repair or replacement.

DAMAGED GOODS POLICY

For Prompt resolution, please notify us immediately upon receiving your shipment if you encounter any shortages or damages.



Subject: Authorized SIG SAUER Law Enforcement Distributor

Reference: Sole contracted distributor for Ohio for pistols, rifles, suppressors, Electro-Optics, Ammunition and related accessories

Effective: February 2, 2025

To Whom It May Concern,

SIG SAUER, Inc. (SIG) hereby confirms that **Vance Outdoors** (located at 4250 Alum Creek Dr, Obetz, OH, 43207, USA) is the sole contracted and authorized SIG Law Enforcement Distributor (SLED) for the state of Ohio. Furthermore, Vance Outdoors is authorized to conduct the sale of SIG SAUER products and accessories to law enforcement agencies inside state of Ohio.

Please let me know if any additional information is required.

Respectfully,

Matt Farkas
Senior Director, Law Enforcement Field Sales
SIG SAUER, Inc.

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From: Patrick Jones

Date: 03/17/2025

Please mark one:

☒ I have determined the following described City property, which was purchased through the General Fund is of no further use to the City and may be disposed of in accordance with Administrative Policy No. 34.

OR

☐ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of Item (please choose one):

☒ \$0-\$999

☐ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle):

24 Remington 870 Shotguns (see attached)

47 Sig P320 Pistols (see attached)

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☐ Sell → Employee Name - Point of Contact for Auction Listing: _____

☐ Destroy

☐ Scrap

☒ Other Trade in to Vance's LE towards new pistols

Approved: _____

Mayor

Date

Director of Finance

Date

Make	Model	Serial Number
Remington	870	X307716M
Remington	870	X307878M
Remington	870	D606055M
Remington	870	X303542M
Remington	870	AB494787M
Remington	870	AB494790M
Remington	870	A105462M
Remington	870	AB708808M
Remington	870	AB193989M
Remington	870	AB151637M
Remington	870	D606005M
Remington	870	AB707836M
Remington	870	W803362M
Remington	870	RS80591M
Remington	870	RS81530M
Remington	870	C841001M
Remington	870	RS81560M
Remington	870	RS80606M
Remington	870	C838176M
Remington	870	X306827M
Remington	870	D605978M
Remington	870	D605971M
Remington	870	AB151612M
Remington	870	C815601M

Make	Model	Serial Number
SIG SAUER	P320CA	58H126892
SIG SAUER	P320	58J105701
SIG SAUER	P320CA	58J366157
SIG SAUER	P320CA	58J366159
SIG SAUER	P320	58H124780
SIG SAUER	P320	58J104443
SIG SAUER	P320	58H065226
SIG SAUER	P320	58H065234
SIG SAUER	P320	58H065235
SIG SAUER	P320	58H065369
SIG SAUER	P320	58H065227
SIG SAUER	P320	58H124799
SIG SAUER	P320	58H065382
SIG SAUER	P320CA	58H127949
SIG SAUER	P320	58H065211
SIG SAUER	P320	58H124760
SIG SAUER	P320	58H065225
SIG SAUER	P320	58J105697
SIG SAUER	P320	58H065236
SIG SAUER	P320	58H124764
SIG SAUER	P320	58H065231
SIG SAUER	P320	58H065233
SIG SAUER	P320	58H124779
SIG SAUER	P320	58H124769
SIG SAUER	P320CA	58H127821
SIG SAUER	P320	58J105705
SIG SAUER	P320	58H124765
SIG SAUER	P320	58H124777
SIG SAUER	P320	58H065229
SIG SAUER	P320	58J105685
SIG SAUER	P320	58H065239
SIG SAUER	P320	58H065223
SIG SAUER	P320	58H065376
SIG SAUER	P320	58H065365
SIG SAUER	P320	58H124778
SIG SAUER	P320CA	58H127866
SIG SAUER	P320	58H065232
SIG SAUER	P320	58H065228
SIG SAUER	P320	58H065212
SIG SAUER	P320CA	58H126896
SIG SAUER	P320	58H065238
SIG SAUER	P320	58H065230
SIG SAUER	P320CA	58H127824
SIG SAUER	P320CA	58H127820
SIG SAUER	P320CA	58H127948
SIG SAUER	P320	58H124768
SIG SAUER	P320	58J105698

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From: Patrick Jones

Date: 03/17/2025

Please mark one:

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OR

☒ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of Item (please choose one):

☒ \$0-\$999

☐ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle):

27 Forfeited Firearms (see attached)

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☐ Sell → Employee Name - Point of Contact for Auction Listing: _____

☐ Destroy

☐ Scrap

☒ Other

Trade in to Vance's LE towards new pistols

Approved: _____

Mayor

Date

Director of Finance

Date

Make	Model	Serial Number
Charter Arms	UC Lite .38	20L02837
Kimber	Micro 9 CDP	PB0249786
Glock	Model 21	MRS591
Smith and Wesson	M&P 9C	HSJ7410
Ruger	GP100	171-32127
Jennings	J22	248695
Smith and Wesson	M&P 45	DSY9961
Springfield	XD 45	US678549
Ruger	LCP	371697275
SarArms	SARK2P	T110213C05910
Cobra	Denali	K22739
Glock	17	BNHU571
Glock	19	BMBG277
Ruger	SR9	330-28287
SMITH & WESSON	M&P	JBD5606
Taurus	G2S	TMUO9964
Glock	27	UYP048
Mossberg	Pump 12 g	T670001
Glock	19	BCKH813
North America Arms	.22 Mag	E229066
SMITH & WESSON	M&P 9	JCX2636
SMITH & WESSON	M&P Shield 9mm	LEB7980
SMITH & WESSON	M&P Bodyguard - .380	KFF7696
Buffalo Cartridge Co	BRG9	TG019-21A00455
Palmetto Arms	PA-15 Multi	PA114609
Glock	17	CCAC345
M&P	Bodyguard .380	KHN5037

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Ords 9-2025, 10-2025, 11-2025

DATE: April 1, 2025



Subject Matter/Background

Ohio voters approved State Issue 2 on November 7, 2023 adopting proposed legislation authorizing the cultivation, sale and use of cannabis products for recreational purposes. Pursuant to the operation of Article II, Section 1b of the Ohio Constitution, the proposed legislation approved by Ohio voters was incorporated into the Ohio Revised Code as Sections 3780.01 through 3780.99 and became effective on December 7, 2023 with no further action required by the Ohio General Assembly (the "Act"). City Council possesses the inherent power to enact appropriate planning, zoning, and business regulation laws that further the health, safety, welfare, comfort and peace of its citizens, including restricting, prohibiting and/or regulating certain business uses. Pursuant to Section 3780.25 of the Ohio Revised Code, Perrysburg City Council may adopt an Ordinance, by majority vote, to prohibit, or limit the number of adult use cannabis operators within the City. Proposed Codified Ordinance §1235.04(aaa), and the supplemental Ordinances, establish "Medical Marijuana and/or Adult Use Cannabis" under Special Approval Uses through the City of Perrysburg's Codified Ordinances ("Code").

Financial Review

There is no financial impact to this legislation.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

First Reading – 3/18/2025

Second Reading and Vote – 4/1/2025

ORDINANCE 9-2024

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1215.02(110.01) “MEDICAL MARIJUANA”

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1215.02(110.01) establishes the definition for “Medical Marijuana” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to amend the definition of “Medical Marijuana” and to add Adult Use Cannabis; and,

WHEREAS, at their November 7, 2024 meeting, the Planning Commission recommended approval of the proposed Code amendment; and,

WHEREAS, a Public Hearing was held on December 19, 2024 and, at their February 3, 2025 meeting, the Planning and Zoning Committee considered this legislation and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1215.02(110.01) which currently reads as:

1215.02(110.01) “Medical Marijuana” has the same meaning as provided in Section 3796.01(A)(2) of the Ohio Revised Code which is marijuana that is cultivated, processed, dispensed, tested, possessed or used for a medical purpose.

is hereby amended and revised to read:

1215.02 (110.01) Medical Marijuana and/or Adult Use Cannabis: See “Definitions” Section of Chapter 1235.04(aaa), “Medical Marijuana and/or Adult Use Cannabis”.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

Multiple Family Dwellings							P												
Apartments Above 1st Floor									P			S							
Bed & Breakfast		S	S	S	S	S			S										
Assisted Living Units							P												S
Mobile Homes (1235.04w)																			

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB	P	S-1	X	INS
Commercial	A-1														P	P			
Agriculture, Construction, Semi-Truck Sales/Service	S												P	P					
Animal Services (outdoor)								S	S	S	P								
Animal Services (indoor)								P	P	P	P								
Automotive Oil & Lube Service Facilities										P	P				P				
Automotive Repair - General											S		P	P					
Automotive Repair - Light											P				P				
Automotive Sales or Lease for New and Used Vehicles - Outdoors											S		S	S	S				
Auto Wash											S				S				
Carry-Outs/Other Business, Alcoholic Beverages									S	S	S				S				
Commercial Recreational Facilities									S	S	P		P		P				
Commercial Schools									P	P	P	P			P				

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB	P	S-1	X	INS
Commercial	A-1														P	P			
Commercial semi-truck sales/service													P	P					
Drive-in commercial uses											P	S			S				
Entertainment and spectator sport facilities									P	P	P				P	S			S
Grocery Stores									P	P	P				P				
Gym/Fitness Facility (<5,000 GSF)								P	P	P	P	P		S	S				

Gym/Fitness Facility (>5,000 GSF)										P	P				S	S				
Massage Establishment									S						S	S				
Medical Marijuana																				
Motels and hotels										P	P					P				
Neighborhood business less than 10,000 SF								P	P	P	P		S			P				
Office and Banks								P	P	P	P		P			P				
Personal Services								P	P	P	P		S			P				
Printing									P	P	P		P		P	P				
Recreational vehicles/equipment outdoor sales														S	S					
Restaurant carry-out only									P	P	P					P				

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB	P	S-1	X	INS
Commercial																			
Restaurant drive-in										S	P				P				
Restaurant fast food									S	P	P				P				
Restaurant outdoor café									S	P2	S				P				
Restaurant full service									P	P	P		S		P				
Retail business: less than 60,000 GSF									P	P	P				P				
Retail business: more than 60,000 GSF										S	S				S				
Sale and storage of building materials	S										S		P	P	S				
Self-service storage											S		P	P	P				
Service station									S	S	P				P				
Sexually oriented business													S	S					
Shopping center										P	P								
Hospitality Facilities									S		S				P				
Rooming House		S	S	S	S	S	S		S										
Transient Habitation									S		S				P				
Repair Services, Consumer								P	P	P	P	P			P				
Nursery/green house	S1										P		P	P					

1 Excluding retail sales of any type on premises.

2 With the exception of those commercial centers zoned C-3 that are adjacent to residential properties. In those situations, Chapter 1235 - Special Approval use, specifically, Chapter 1235.04(mm) shall apply.

3 Only within an Urban Village Overlay District (UVO).

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Office	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB	P	S-1	X	INS
Medical Offices								S	P	P	P	P			P				S
Medical Urgent Care Facilities											P		P	P	P				S

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Institutional	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB	P	S-1	X	INS
Accessory	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	P
Cemetery	S	S	S	S													S		S
Child Day Care Centers		S	S	S	S	S	S	S	S	S	S	S	S		S				S
Club, Lodges, Fraternal and Civic Assembly										P	P				P				S
College and Universities																			S
Convalescent and Nursing Homes							S												S
Essential Services	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		S	P	P
Hospital															P				S
Institutional Use													S	S	P			P	S
Mortuaries/Funeral Homes								S	S	S	S				P				
Non-Commercial Recreation Facilities	S	S	S	S	S	S	S						S	S	S	S		P	
Parks and Recreation Facilities	S	S	S	S	S	S	S	S	S			S			S	S		P	
Part-Time Child Day Care Centers		S	S	S	S	S	S	S	S	S	S	S	S		P				S
Postal Service															P				S
Public and Private Schools								S		S	S								S
Public Service Facility	S	S	S	S	S	S	S	S	S	S	P		P	P	P			P	S
Public/Private Utility	S	S	S	S	S	S	S	P	P	P	P	P	P	P	P			P	S
Wireless Telecommunication Facility	S										S		S	S	S			S	S

Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
----	-------------	--	--	--	--	--	------------	--	--	--	----------------	------------	--	---------	--	--	--	---------------

Industrial	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Auto & Metal Salvage, Junk Yards														S					
Excavation of Sand, Gravel, Clay, Stone and Topsoil	S													S					
Food Processing													P	P	P				
Laboratories													P	P	S			P	
Manufacturing, Sale/Storage Building Materials													P	P					
Manufacturing: General														P					
Manufacturing: Light													P	P	P				
Oil & Gas Wells													S	S					S
Outside Storage	S												S	S	**			P	S
Publishing													P	P	P				
Research & Testing													P	P	P			P	
Transport & Trucking													S	S				P	
Warehousing													P	P	P			P	
Wholesale Business											P		P	P	P				
Wind Generator (Turbine)	S	S4											S	S					S

4 Minimum lot size is 30,000 square feet.

** Outside storage is prohibited, unless specifically permitted and maintained in accordance with the established ARC Site Development Standards.

is hereby amended and revised to read:

1225.08 LAND USE AND BASE ZONING DISTRICT TABLE.

[illegible][illegible]

Two-Family Dwelling						P	P		P										
Multiple Family Dwellings							P												
Apartments Above 1st Floor									P				S						
Bed & Breakfast		S	S	S	S	S			S										
Assisted Living Units							P												S
Mobile Homes (1235.04w)																			

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Commercial	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Agriculture, Construction, Semi-Truck Sales/Service	S												P	P					
Animal Services (outdoor)								S	S	S	P								
Animal Services (indoor)								P	P	P	P								
Automotive Oil & Lube Service Facilities										P	P				P				
Automotive Repair - General											S		P	P					
Automotive Repair - Light											P				P				
Automotive Sales or Lease for New and Used Vehicles - Outdoors											S		S	S	S				
Auto Wash											S				S				
Carry-Outs/Other Business, Alcoholic Beverages									S	S	S				S				
Commercial Recreational Facilities									S	S	P		P		P				
Commercial Schools									P	P	P	P			P				

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Commercial	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Commercial semi-truck sales/service													P	P					
Drive-in commercial uses											P	S			S				
Entertainment and spectator sport facilities									P	P	P				P	S			S
Grocery Stores									P	P	P				P				
Gym/Fitness Facility (<5,000 GSF)								P	P	P	P	P		S	S				
Gym/Fitness Facility (>5,000 GSF)										P	P			S	S				

Massage Establishment									S						S	S				
Marijuana - Medical Marijuana and/or Adult Use Cannabis - Dispensary									S	S	S									
Motels and hotels										P	P					P				
Neighborhood business less than 10,000 SF								P	P	P	P		S			P				
Office and Banks								P	P	P	P		P			P				
Personal Services								P	P	P	P		S			P				
Printing									P	P	P		P	P	P	P				
Recreational vehicles/equipment outdoor sales														S	S					
Restaurant carry-out only									P	P	P					P				

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Commercial										S	P				P				
Restaurant drive-in										S	P				P				
Restaurant fast food									S	P	P				P				
Restaurant outdoor café									S	P2	S				P				
Restaurant full service									P	P	P		S		P				
Retail business: less than 60,000 GSF									P	P	P				P				
Retail business: more than 60,000 GSF										S	S				S				
Sale and storage of building materials	S										S		P	P	S				
Self-service storage											S		P	P	P				
Service station									S	S	P				P				
Sexually oriented business													S	S					
Shopping center										P	P								
Hospitality Facilities									S		S				P				
Rooming House		S	S	S	S	S	S		S										
Transient Habitation									S		S				P				
Repair Services, Consumer								P	P	P	P	P			P				
Nursery/green house	S1										P		P	P					

1 Excluding retail sales of any type on premises.

2 With the exception of those commercial centers zoned C-3 that are adjacent to residential properties. In those situations, Chapter 1235 - Special Approval use, specifically, Chapter 1235.04(mm) shall apply.

3 Only within an Urban Village Overlay District (UVO).

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Office	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Medical Offices								S	P	P	P	P			P				S
Medical Urgent Care Facilities											P		P	P	P				S

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Institutional	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Accessory	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	P
Cemetery	S	S	S	S													S		S
Child Day Care Centers		S	S	S	S	S	S	S	S	S	S	S	S		S				S
Club, Lodges, Fraternal and Civic Assembly										P	P				P				S
College and Universities																			S
Convalescent and Nursing Homes							S												S
Essential Services	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		S	P	P
Hospital															P				S
Institutional Use													S	S	P			P	S
Mortuaries/Funeral Homes								S	S	S	S				P				
Non-Commercial Recreation Facilities	S	S	S	S	S	S	S						S	S	S	S		P	
Parks and Recreation Facilities	S	S	S	S	S	S	S	S	S			S			S	S		P	
Part-Time Child Day Care Centers		S	S	S	S	S	S	S	S	S	S	S	S		P				S
Postal Service															P				S
Public and Private Schools								S		S	S								S
Public Service Facility	S	S	S	S	S	S	S	S	S	S	P		P	P	P			P	S
Public/Private Utility	S	S	S	S	S	S	S	P	P	P	P	P	P	P	P			P	S
Wireless Telecommunication Facility	S										S		S	S	S			S	S

	Ag	Residential						Commercial				Office Service	Industrial		Special				Institutional
Industrial	A-1	R-1	R-2	R-3	R-4	R-5	RM	C-1	C-2	C-3	C-4	OS	I-1	I-2	PB P	P	S-1	X	INS
Auto & Metal Salvage, Junk Yards														S					
Excavation of Sand, Gravel, Clay, Stone and Topsoil	S													S					

Food Processing														P	P	P				
Laboratories														P	P	S			P	
Manufacturing, Sale/Storage Building Materials														P	P					
Manufacturing: General															P					
Manufacturing: Light														P	P	P				
Oil & Gas Wells														S	S					S
Outside Storage	S													S	S	**			P	S
Publishing														P	P	P				
Research & Testing														P	P	P			P	
Transport & Trucking														S	S				P	
Warehousing														P	P	P			P	
Wholesale Business											P			P	P	P				
Wind Generator (Turbine)	S	S4												S	S					S

4 Minimum lot size is 30,000 square feet.

** Outside storage is prohibited, unless specifically permitted and maintained in accordance with the established ARC Site Development Standards.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 11-2024

AN ORDINANCE ADDING CODIFIED ORDINANCE §1235.04(aaa) “MEDICAL MARIJUANA AND/OR ADULT USE CANNABIS” TO THE CITY OF PERRYSBURG ZONING CODE

WHEREAS, Ohio voters approved State Issue 2 on November 7, 2023 adopting proposed legislation authorizing the cultivation, sale and use of cannabis products for recreational purposes; and,

WHEREAS, pursuant to the operation of Article II, Section 1b of the Ohio Constitution, the proposed legislation approved by Ohio voters was incorporated into the Ohio Revised Code as Sections 3780.01 through 3780.99 and became effective on December 7, 2023 with no further action required by the Ohio General Assembly (the "Act"); and,

WHEREAS, pursuant to the Ohio Constitution and local ordinances, City Council possesses the inherent power to enact appropriate planning, zoning, and business regulation laws that further the health, safety, welfare, comfort and peace of its citizens, including restricting, prohibiting and/or regulating certain business uses; and,

WHEREAS, pursuant to Section 3780.25 of the Ohio Revised Code, Perrysburg City Council may adopt an Ordinance, by majority vote, to prohibit, or limit the number of adult use cannabis operators within the City; and

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1235.04(aaa) establishes “Medical Marijuana and/or Adult Use Cannabis” under Special Approval Uses through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, at their November 7, 2024 meeting, the Planning Commission recommended approval of the proposed Zoning Code addition; and,

WHEREAS, a Public Hearing was held on December 19, 2024 and, at their February 3, 2025 meeting, the Planning and Zoning Committee considered this legislation and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1235.04(aaa) shall read:

1235.04(aaa) Medical Marijuana and/or Adult Use Cannabis

(1) PURPOSE.

- A. The purposes of this Section are to establish limitations on medical marijuana and adult use cannabis operations within the City and to establish reasonable and uniform regulations to minimize and control the negative secondary effects of adult use cannabis dispensaries within the City, all in order to promote the health, safety, and welfare of the Citizens of the City.

(2) INTENT.

- A. It is the intent of this section to provide appropriate locations and reasonable restrictions for the cultivation and transfer of cannabis allowed by the Ohio Medical Marijuana Control Program and the Ohio Adult Use Cannabis Control Program. This is a unique land use with ramifications not addressed by more traditional zoning district and home occupation regulations. Although some specific uses of cannabis are allowed by the Ohio Medical Marijuana Control Program and the Ohio Adult Use Cannabis Control Program, cannabis continues to be classified as a Schedule 1 controlled substance under Federal law making it unlawful under Federal law to use, manufacture, distribute, or dispense, or possess with intent to manufacture, distribute, or dispense cannabis.
- B. It is the intent of this section to protect the health, safety, and general welfare of persons and property by limiting land uses related to cannabis to districts that are compatible with such uses. Additional regulations in this section are intended to provide reasonable restrictions within districts so that these uses do not compromise the health, safety, and general welfare of persons in the district, or other uses allowed in each district.

(3) DEFINITIONS:

- A. The following words and phrases shall have the following definitions when used in this section.
 1. Words and phrases contained in the Ohio Medical Marijuana Control Program ("OMMCP"), HB523 and the Ohio Adult Use Cannabis Control Program ("OAUCCP"), R.C. Chapter 3780 as enacted by the People of the State of Ohio. This subsection contains some words and phrases that are defined in the OMMCP and the OAUCCP. As used in this section, they have the same meaning as provided in the OMMCP and the OAUCCP, except that if at any time the definition of a word or phrase set forth below conflicts with the definition in the OMMCP and the

OAUCCP, then the definition in the OMMCP and the OAUCCP shall apply. These words and phrases are as follows:

- a. “Adult use cannabis” or “cannabis” or “marijuana” means “Marihuana” as defined in Ohio R.C. Chapter 3719.
- b. “Medical marijuana” means that term as defined in Ohio R.C. 3796.01.
- c. “Primary caregiver” means a person who is at least twenty-one years old and who has agreed to assist with a patient's medical use of marijuana and who has never been convicted of a felony involving illegal drugs.
- d. “Qualifying patient” means a person who has been diagnosed by a physician as having a qualifying medical condition.

2. Other words and phrases. The words and phrases in this subsection, as used in this section, shall have the following meanings:

- a. “Medical and/or adult use cannabis dispensary” means a building or part of a building where employees operate with the intent to transfer cannabis between employees and qualifying patients under the OMMCP or eligible adult consumers under the OAUCCP.
- b. “Medical and/or adult use cannabis research and testing facility” means a building or part of a building where a qualified agency conducts research and testing as permitted by the OMMCP and/or the OAUCCP.
- c. “Ohio Medical Marijuana Control Program and OMMCP” mean HB523 of the 131st Ohio General Assembly.
- d. “Ohio Adult Use Cannabis Control Program (OAUCCP)” means R.C. Chapter 3780 as created and approved by the People of the State of Ohio.
- e. For all other definitions of terms associated with the “Ohio Adult Use Cannabis Control Program” or “OAUCCP”, reference R.C. § 3780.01 “Definitions”.

(4) PROHIBITION ON CERTAIN MEDICAL AND/OR ADULT USE CANNABIS OPERATIONS.

- A. No person shall operate a medical and/or adult use cannabis cultivator or processor in the City. Any person who violates this section shall be guilty of a misdemeanor of the first degree.

(5) LOCATIONS OF MEDICAL AND/OR ADULT USE CANNABIS DISPENSARIES.

- A. No more than two (2) medical and/or adult use cannabis dispensaries may be located in the City, in accordance with the following restrictions:
 - 1. Medical and/or adult use cannabis dispensaries shall only be located in a district classified pursuant to Part Twelve - Planning and Zoning Code.
- B. Buildings used for medical and/or adult use cannabis dispensaries shall require a special approval use in accordance with the process described in this Chapter of the Planning and Zoning Code. Should an approved medical cannabis dispensary desire to add adult use cannabis sales or transition exclusively to adult use cannabis sales, said dispensary shall go through the special approval use process to seek approval for the special approval use to be amended to allow for adult use cannabis sales.
- C. No medical and/or adult use cannabis dispensary shall be located within 500 feet of a parcel on which a school, church, public library, public playground, or public park is located.
- D. No medical and/or adult use cannabis dispensary shall be located within one (1) mile of another legally operating medical and/or adult use cannabis dispensary.

(6) MEDICAL AND/OR ADULT USE CANNABIS DISPENSARY REGULATIONS:

- A. No person may operate or cause to be operated a medical and/or adult use cannabis dispensary without complying with the following requirements:
 - 1. The medical and/or adult use cannabis dispensary shall be operated in accordance with all applicable laws, rules and regulations promulgated by the state.
 - 2. No person under the age of 21 who is not a medical marijuana patient is permitted to access a dispensary's retail area. Dispensaries must have procedures in place to verify identification to prevent unauthorized access.
 - a. Dispensaries must ensure all members of the public present valid, government-issued photographic identification containing the individual's date of birth prior to entering the designated retail area.
 - b. A registered dispensary employee must review the individual's identification and ensure the individual is at least 21 years of age or older.

- c. Medical marijuana patients and caregivers may continue accessing the dispensary pursuant to O.A.C. 3796.
 - d. Registered patients who are under the age of 21 may enter the premises if they present valid patient identification and government-issued photographic identification or one of the other forms of identification provided here.
 - e. Registered patients under the age of 18 are to be accompanied by their registered caregiver.
 - f. A registered dispensary employee must ensure the patient presents valid patient identification.
- 3. No smoking, inhalation, or consumption of cannabis shall take place on the premises.
- 4. Drive-Through Windows and Facilities Prohibited. Medical and/or adult use cannabis dispensaries shall not be permitted to have any accessory drive-through facilities or provide drive-through or “curbside” delivery service.
 - a. A medical and/or adult use cannabis dispensary may be permitted to have a drive thru if such drive thru is required by the Ohio Revised Code or by a rule or regulation set by a State of Ohio regulatory department or agency. Said drive thru will still be reviewed as part of the special approval use review process to ensure it appropriately fits the property where the dispensary is to be located. Shall a medical and/or adult use cannabis dispensary desire to add a drive thru after receiving a special approval use and Use Permit, said dispensary shall go through the special approval use process to ensure the drive thru is designed in a safe and secure manner and have the special approval use be amended as needed to accommodate said drive thru.
- 5. All activities of a medical and/or adult use cannabis dispensary shall be conducted indoors, with the exception of transactions that occur through a drive thru, if a drive thru is required for the State of Ohio to license the dispensary.
- 6. No equipment or process shall be used in any medical and/or adult use cannabis dispensary which creates noise, dust, vibration, glare, fumes, odors or electrical interference detectable to the normal senses beyond the property boundary.

7. Signage: All signage shall be in compliance with the Zoning Code. The following signage standards are applicable to medical and/or adult use cannabis dispensaries:
 - a. Exterior signs, other than those required by the State of Ohio or by Zoning Code, on the building shall not cover the windows of the medical and/or adult use cannabis dispensary.
 - b. Exterior signs shall be posted on the outside of the dispensary and shall only contain the name of the business.
 - c. Neon signs, LED signs, and/or electronic message boards are not permitted in connection with any medical and/or adult use cannabis business establishment.
 - d. Signage shall not contain any language or imagery oriented toward youth.
 - e. The special approval use authorizing the medical and/or adult use cannabis dispensary shall include a signage plan depicting the allowed exterior signs for the dispensary.
8. Security and Video Surveillance. Each medical and/or adult use cannabis dispensary must install and maintain in good working order security, video surveillance, and inventory protection and control systems:
 - a. Medical and/or adult use dispensaries must adhere to the security and surveillance requirements, standards set forth by the State of Ohio.
 - b. Medical and/or adult use cannabis dispensaries must have a Security Plan containing written policies and procedures for security, surveillance, and control to prevent diversion, theft, or loss, meeting the requirements set forth by the State of Ohio and approved by the Chief of Police, prior to approval for a special approval use.
 - i. In the event a dispensary is made aware of any investigations or legal proceedings where a video recording may contain relevant information, they must retain an unaltered copy of the recording until the investigation is closed, or the investigating authority notifies that it is no longer necessary to retain the recording.
9. Lighting. All interior, exterior and site lighting for medical and/or adult use cannabis dispensaries must be installed and

maintained in good working order and of sufficient intensity for security cameras and the safety of customers and employees.

- a. The premises of every adult use cannabis dispensary shall be equipped with overhead lighting fixtures of sufficient intensity to illuminate every place to which patrons are permitted access, including restrooms.

10. The dispensary shall operate only between the hours of 7:00 a.m. and 9:00 p.m., seven days a week.

11. The use of any vending machine which allows access to adult use cannabis is prohibited. For purposes of this subsection (a)(11), a vending machine is any device which allows access to medical marijuana and/or adult use cannabis without a human intermediary.

B. Medical and/or adult use cannabis dispensaries shall comply with all other regulations of the zoning district in which the medical and/or adult use cannabis dispensary or medical and/or adult use cannabis cultivation facility is located, except when they are in conflict, in which case this section shall prevail.

C. Medical and/or adult use cannabis dispensaries are required to obtain a Use Permit from the Office of Planning and Zoning.

D. Medical cannabis dispensaries shall be operated in compliance with the OMMCP. Adult use cannabis dispensaries shall be operated in compliance with the OAUCCP. Shall a facility serve as a medical and adult use dispensary, said facility shall operate in a manner that complies with both the OMMCP and the OAUCCP.

(7) CULTIVATION OR OTHER MEDICAL AND/OR ADULT USE OF CANNABIS AS A MEDICAL AND/OR ADULT USE CANNABIS HOME OCCUPATION IN RESIDENTIAL DWELLINGS.

A. In a residential dwelling in any zoning district, cannabis cultivation and/or dispensary shall not be permitted as a home-based business. This section does not prohibit an individual from engaging in home grow activities authorized as part of the OAUCCP and as permitted and defined in R.C. § 3780.29.

(8) LOCATION AND REGULATION OF MEDICAL AND/OR ADULT USE CANNABIS RESEARCH AND TESTING FACILITIES.

A. Medical and/or adult use cannabis research and testing facilities shall be designated as “Laboratories” and shall follow all of the rules and regulations set forth in this Chapter and through the Ohio Revised Code.

- B. Medical and/or adult use cannabis research and testing facilities "Laboratories" shall be permitted or subject to a special approval use.
- C. Retail sales are not permitted.
- D. Medical and/or adult use cannabis research and testing facilities shall comply with all other regulations of the zoning district in which the medical and/or adult use cannabis research and testing facility is located, except when they are in conflict, in which case this section shall prevail.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Ordinance 15-2025

DATE: April 1, 2025



Subject Matter/Background

Forte Music School has proposed utilizing the property located at 210 E. South Boundary Street, Perrysburg, Ohio 43551 for an arts center (Wood County Permanent Parcel No. Q61-400-080101003000). The property is zoned INS – Institutional. Section 1235.04(yy) requires that special approval use for properties zoned INS - Institutional are subject to review and approval by City Council pursuant to the City’s Special Approval Use process.

At their January 30, 2025, meeting the City’s Planning Commission recommended approval of the Special Approval Use by a 6-0 vote. A public hearing on the issue was held before City Council on March 4, 2025 and the issue was discussed at the March 25, 2025 meeting of Council’s Planning & Zoning Committee which unanimously recommended approval.

This Ordinance approves Forte Music School for a Special Approval Use for an arts center for the property located on Wood County Permanent Parcel No. Q61-400-080101003000.

Financial Review

There is no financial impact to the City.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate, in order to permit the applicant to timely move forward with execution of its plans for construction

ORDINANCE 15-2025

AN ORDINANCE GRANTING SPECIAL APPROVAL USE TO FORTE MUSIC SCHOOL FOR AN INSTITUTIONAL USE (ARTS CENTER) ON THE PROPERTY LOCATED AT 210 E. SOUTH BOUNDARY STREET; AND DECLARING AN EMERGENCY

WHEREAS, the property located at 210 E. South Boundary Street, Perrysburg, Ohio 43551 (Wood County Permanent Parcel No. Q61-400-080101003000) is zoned as INS (Institutional), and;

WHEREAS, the owner of the property, Forte Music School, is interested in developing the property as the site of an arts center, as reflected on the memo attached hereto as Exhibit A; and,

WHEREAS, Section 1225.08 requires certain uses for properties zoned INS - Institutional receive special approval use review and approval by City Council, pursuant to the City's Special Approval Use process under 1235.04(yy); and,

WHEREAS, at their January 30, 2025 meeting the City's Planning Commission recommended approval of the Special Approval Use by a 6-0 vote; and,

WHEREAS, a public hearing on the issue was held before City Council on March 4, 2025 and the issue was discussed at the March 25, 2025 meeting of Council's Planning & Zoning Committee which unanimously recommended approval.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The proposed institutional use of the property located at 210 E. South Boundary Street, Perrysburg, Ohio 43551 (Wood County Permanent Parcel No. Q61-400-080101003000), as reflected on the attached Exhibit A, is approved pursuant to Codified Ordinances 1235.04(yy).

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This ordinance is hereby declared to be an emergency measure

necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, in order to permit the applicant to timely move forward with execution of its plans for construction, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED: _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

Special Approval Use

Forte Music School

210 E. South Boundary

**Special Approval Use
Forte Music School
210 E. South Boundary**

APPLICANT/OWNER/DEVELOPER

Virgil Lupu
PO Box 1433
Toledo, OH 43603
virgillupu@hotmail.com

Forte Music School
3208 W. Sylvania
Toledo, OH 43613

REQUEST

Chapter 1225.08 – Land Use and Base Zoning District Table
Chapter 1235.02(d) – SAU – Standards
Chapter 1235.04(yy) – SAU- Institutional Use
Chapter 1215.02(44) - Commercial School
Chapter 1225.06 – Unlisted Uses

PROPERTY LOCATION & DESCRIPTION

Location: The subject property is located on the south side of E. South Boundary, immediately west of Witzler-Shank-Walker Funeral Home. This property is currently vacant and was previously occupied by the YMCA for childcare services.

Property Size: approximately 2.41 acres

Parcel(s): Q61-400-080101003000

Zoning: INS – Institutional

BACKGROUND

Forte Music School currently operates in Toledo, Ohio, and has applied to be considered for use at the subject property. The property has changed its use over the years but was most recently a church followed by an offshoot of the YMCA. The applicant has expressed an interest in expanding the current use of the building beyond individualized music lessons with activities including but not limited to yoga/Pilates, Gymnastics, art classes, karate, sports, and physical education along with various

STEM activities. The applicant describes the eventual use of the property as an Arts Center.

ANALYSIS

The application as received has selected “institutional use” as the identified use category.

The definition of institutional use is: A use that provides a public service and is operated by a Federal, State, or local government, public or private utility, public or private school or college, tax-exempt organization, and/or a place of religious assembly. (Ord. 124-2011. Passed 6-21-11)

The Planning and Zoning office is not fully convinced that the proposed use(s) satisfy the above definition to qualify for a special approval use. By definition, the use(s) may more closely be described by the definition of “commercial schools.” Unfortunately, commercial schools are not currently permitted in the existing zoning category.

Commercial Schools are defined as schools operated for profit such as business schools, training schools, schools for trade, real estate, training, and similar schools but not including

The Planning and Zoning office is also willing to acknowledge that the proposed group of uses is somewhat unique and may not be properly captured by any of the existing use categories. In situations where uses cannot be properly categorized into an existing category, the Planning Commission is authorized to classify the new or unlisted use into an existing land use category that most closely fits the new or unlisted use. If no similar use determination can be made, the Planning Commission may initiate an amendment to the text of the Zoning Code.

Institutional Use = may be permitted with Special Approval use

Commercial School = not permitted in the INS zoning district

The institutional Special Approval Use includes both “general conditions” from Ch. 1235.02(d) and a set of “specific conditions” from Ch. 1235.04(yy) as outlined below.

SPECIAL APPROVAL USE

General Requirements

Ch.1235.02(d)

1. The establishment, maintenance or operation of the special approval use will not be detrimental to or endanger the public health, safety, or general welfare or the natural environment.
2. The special approval use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted nor shall it substantially diminish and impair property values within its neighborhood.
3. The establishment of the special approval use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
4. Adequate utilities, access roads, drainage and necessary facilities have been or will be provided.
5. Adequate measures have been or will be taken to provide ingress or egress so designed as to minimize traffic congestion in the public streets.
6. The special approval use shall, in all other respects, conform to the applicable regulations of the district in which it is located and to any additional conditions or procedures as specified in this Chapter.

Specific Requirements

Ch.1235.04(yy)

Institutional Uses: The Special Approval Use is intended to promote the design and development that is built to human scale, encourage attractive street fronts and accommodate pedestrians while also accommodating vehicular movement. It is desirable that there be a base level of quality architecture of scale, color and material that will allow a project to blend into its setting and build upon the existing aesthetic identity of an area. Building shapes can be articulated to provide a sense of human scale at the ground level that is inviting to the public through the application of horizontal and vertical patterns expressed by architectural features such as cornices, columns, windows, doors or variations in massing.

Review and approval is intended to permit flexibility in site development and in the design and arrangement of buildings. In addition, it is intended to protect the integrity of adjacent neighborhoods while creating efficient, functional and attractive areas that incorporate a high level of amenities and meet public objectives for protection and preservation of Perrysburg's neighborhoods. The provisions are intended to ensure appropriate uses and structure within institutional areas and between institutional areas and areas adjacent to them. The provisions are specifically intended to:

- maintain the integrity of existing residential neighborhoods and protect such areas from the adverse land use impacts sometimes associated with institutional uses;
- ensure safe and adequate pedestrian and vehicular movements:
- offer predictability for institutions as they contemplate expansion and improvement efforts; and
- offer a predictable framework for the City in its efforts to make sound public investment decisions.

- (1) It is consistent with adopted plans of the City and the stated purposes of this Zoning Code.
- (2) Complies with all applicable standards of this Zoning Code.
- (3) Will not result in significant adverse impacts to other property in the vicinity of the subject property or to the natural environment.
- (4) Any differences in appearance or scale from the surrounding area will be mitigated through setbacks, screening, landscaping or other design features.
- (5) Has adequate mitigation measures for any other identified adverse impacts.
- (6) Uses shall be subject to site plan review to assure compatibility with surrounding areas.
- (7) An such use shall be so located and developed so as not to create a nuisance to abutting property, and so as to be neither injurious to the surrounding neighborhoods nor contrary to the spirit and purpose of this Zoning Code.
- (8) All buildings shall be harmonious in appearance with the surrounding area and shall be similar in design and appearance to other buildings on the same development site.
- (9) Lighting of outdoor activities shall be shielded from adjacent residential areas.
- (10) No building or outdoor storage area shall be closer than fifty (50) feet to any property or street right-of-way line.
- (11) Facilities shall provide off-street parking and passenger loading areas at least twenty-five (25) feet from residential lot lines.
- (12) Will not have significant adverse impacts on the livability of nearby residential property due to: noise, glare from lights, late-night operations, odors, litter, privacy, traffic and other safety issues.
- (13) After review, the Planning Commission shall make a recommendation to the City Council. City Council shall hold a public hearing with respect to the proposed use, in accordance with the same procedures as provided for in Chapter 1285, shall review and decide whether or not the use will be permitted in accordance with the criteria of this Zoning Code and the procedures of Chapter 1285. City Council may require an agreement between the City and the applicant in order to guarantee specified improvements and City Council may impose fees and/or require escrows related to the project.

(Ord. 150-2007. Passed 10-2-07.)

RECOMMENDATION

At their January 30, 2025 meeting, the Planning Commission, made a motion to recommend approval to City Council for the Special Approval Use for Forte Music School at 210 E. South Boundary Street as submitted, and that a Public Hearing be set for March 4, 2025, at 6:05 p.m. Seconded by Mr. Bade, and the recommendation was unanimously approved (6-0).

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Ord 16-2025

DATE: April 1, 2025



Subject Matter/Background

An Ordinance to vacate a portion of West Boundary Street, abutting Lots 202, 203, 204, 205, 207, 208, 209, 210, and 211. The City of Perrysburg, as owners of all lots abutting the requested vacation, submitted a petition and written consent for the vacation of the street.

The street proposed to be vacated is a “paper street” with a portion of the actual roadway built outside of the bounds of the “paper street” and a new street will be platted to accommodate the existing roadway when a new Plat is submitted for the properties’

The Planning and Zoning Committee heard this matter at their March 25, 2025 meeting and recommended that the matter be set for a public hearing on April 1, 2025 prior to being presented to City Council.

Financial Review

This legislation will have no financial impact on the City.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate.

ORDINANCE 16-2025

AN ORDINANCE VACATING A PORTION OF WEST BOUNDARY STREET; AND DECLARING AN EMERGENCY

WHEREAS, a petition to vacate a portion of West Boundary Street, abutting Lots 202, 203, 204, 205, 207, 208, 209, 210, and 211 in the City of Perrysburg has been filed with the Council of the City of Perrysburg, Ohio, in accordance with Ohio Revised Code §723.04; and,

WHEREAS, the City of Perrysburg owns all lots abutting the street proposed to be vacated and has provided written consent to vacation, which has been filed with this Council, in accordance with R.C. §723.06; and,

WHEREAS, the street proposed to be vacated is a “paper street” with a portion of the actual roadway built outside of the bounds of the “paper street” and a new street will be platted to accommodate the existing roadway when a new Plat is submitted for the properties; and,

WHEREAS, a Public Hearing regarding the Petition was held by City Council on April 1, 2025, as required by R.C. §723.04; and,

WHEREAS, this Council is satisfied that there is good cause for such vacation and that the vacation will not be detrimental to the general interest of the City of Perrysburg or its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. This Council finds that the Petition and Written Consent, signed by the City of Perrysburg, as owners of Lots 202, 203, 204, 205, 207, 208, 209, 210, and 211 (Wood County Permanent Parcel Nos.: Q61-100-661101001000, Q61-100-661101002000, Q61-100-661101003000, Q61-100-901302004000, Q61-100-901302005000, Q61-100-901302006000, Q61-100-901302007000, Q61-000-901302005000, Q61-000-901302006000, Q61-000-901302008000, Q61-000-901302009000, and Q61-000-901302010000), have been properly presented to this Council, praying that the street between the named Lots be vacated.

SECTION 2. This Council further finds that there is good cause for such vacation and that such vacation will not be detrimental to the general interests of the City of Perrysburg or its citizens and ought to be made.

SECTION 3. It is hereby declared that the portion of West Boundary Street abutting Lots 202-211, as shown on the attached Vacation Plat, attached hereto and incorporated here in as Exhibit A, submitted with the Petition, is vacated.

SECTION 4. The abutting property owners, as to that portion of the street abutting their properties, are hereby vested with a fee simple interest in half of the width of the strip of land that formerly comprised the street, as shown on the attached Vacation Plat, subject to all existing legal easements of record. Any public utility who holds an easement of record in said vacated street shall be deemed to have a permanent easement in said vacated street, as set forth in R.C. §723.041.

SECTION 5. The City Engineer is hereby instructed to record a certified copy of this Ordinance and the Vacation Plat in the office of the Recorder of Wood County, Ohio.

SECTION 6. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 7. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, to permit the City to address the vacation in a timely manner, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

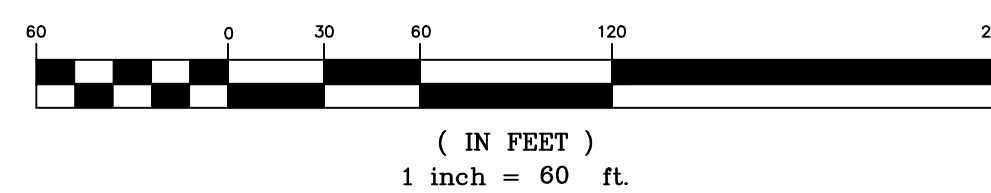
WEST BOUNDARY STREET VACATION PLAT

OF A PARCEL OF LAND BEING PART OF WEST BOUNDARY STREET
IN THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO.
PREPARED FOR THE AND AT THE REQUEST OF
THE CITY OF PERRYSBURG

LEGEND

- FOUND IRON REBAR
- ⊞ FOUND MONUMENT BOX
- SET CAPPED IRON
- REBAR STAMPED "PS 8112"

GRAPHIC SCALE



DEED REFERENCE:

VILLAGE OF PERRYSBURG
VOLUME 227, PAGE 112,
WOOD COUNTY DEED RECORDS

VILLAGE OF PERRYSBURG
VOLUME 218, PAGE 41,
WOOD COUNTY DEED RECORDS

PLAT REFERENCE:

- 1.) SURVEY TITLED, "VILLAGE OF PERRYSBURG SURVEY NO. 659," WOOD COUNTY ENGINEER'S OFFICE
- 2.) SURVEY TITLED, "SURVEY FOR C. BROER JR., PT. RIVER TRACT 66, T-1, U.S.R., PERRYSBURG TWP., WOOD CO., OHIO & PT. O.L.217 T-4, CITY OF PERRYSBURG," PREPARED BY W. ROBERT KUSMER S-6754 APRIL 1982, AND LOCATED IN FILE 5006600-0145.TIF
- 3.) SURVEY TITLED, "SURVEY FOR THE CITY OF PERRYSBURG, OHIO, PT. R.T. #66, PERRYSBURG CORP. AND PT. OUTLOTS 214, 215 & 216, CITY OF PERRYSBURG, WOOD COUNTY, OHIO," AND PREPARED BY JAMES T. BAUER S-4355 AUGUST AND SEPTEMBER 1983, AND LOCATED IN FILE 5006600-0147.TIF
- 4.) SURVEY TITLED, "SURVEY REPORT FOR HELEN CORE, PT. OF RIVER TRACT 66, T-1, U.S. RESERVE, CITY OF PERRYSBURG, WOOD COUNTY, OHIO," PREPARED BY JAMES T. BAUER S-4355 FEBRUARY 1985, AND LOCATED IN FILE 5006600-0148.TIF
- 5.) SURVEY TITLED, "A SURVEY TO ESTABLISH AN EASEMENT WITHIN THE RIGHT-OF-WAY OF WEST FRONT STREET, LYING SOUTHEASTERLY OF AND ADJACENT TO OUTLOT NO. 213 AND OUTLOT NO. 214, CITY OF PERRYSBURG, WOOD COUNTY, OHIO," PREPARED BY JOSE G. SILVA S-7247 SEPTEMBER 23 1992, AND LOCATED IN FILE 5006600-0179.TIF
- 6.) SURVEY TITLED, "BOUNDARY SURVEY, PART OF RIVER TRACT 66, UNITED STATES RESERVE OF THE TWELVE MILE SQUARE AT THE FOOT OF THE RAPIDS OF THE MIAMI OF LAKE ERIE IN THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO," PREPARED BY DONALD EDWARD THORNTON S-7827 APRIL 20 2021, AND LOCATED IN FILE 5006600-0576.TIF
- 7.) SURVEY TITLED, "PERRYSBURG CORPORATION U.S.R. 4 OUTLOTS 207-225," WOOD COUNTY ENGINEER'S OFFICE, FILE OLT 207-225.TIF
- 8.) SURVEY TITLED, "PERRYSBURG CORPORATION NORTH PT. OF WEST HALF," WOOD COUNTY ENGINEER'S OFFICE, FILE WEST HALF, NORTH PLAT.TIF.

CURVE TABLE					
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1432.40'	323.85'	323.16'	N 89°31'18" W	12°57'14"
C2	70.00'	14.82'	14.79'	N 78°59'51" W	12°07'44"

FOUND MONUMENT BOX
AT CENTER TOP OF LID

FOUND MONUMENT BOX
AT CENTER TOP OF LID

MAUMEE-WESTERN RESERVE ROAD
(AS IT NOW EXISTS)

NOTE:

THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT
OF A TITLE REPORT AND IS SUBJECT TO ANY
ADDITIONAL INFORMATION THAT MIGHT BE DISCLOSED
BY SUCH A REPORT.

BASIS OF BEARING NOTE:

THE BEARINGS USED HEREON ARE BASED ON AN
ASSUMED MERIDIAN AND ARE FOR THE EXPRESS
PURPOSE OF CALCULATING ANGULAR MEASUREMENT.

Anthony A. Garcia
Professional Surveyor No. 8112

Date



AREA OF STREET VACATION:

116421 SQ. FT. OR 2.673 AC. ±

REVISION TABLE:

REV.	DESCRIPTION:	BY:	DATE:
1	REVISION OF UPDATED LOT	CAL	1/16/25

1720 Indian Wood Circle,
Suite E
Maumee, OH 43537
Phone: (419) 877-0400

GARCIA SURVEYORS, INC.
TOLEDO - COLUMBUS - CLEVELAND - LIMA

JOB NUMBER: 244S05858	DRAWING NAME: 244-05858FB00A1-ROAD VACATION	OUPS TICKET NUMBER: -----	
JOB NAME: CITY OF PERRYSBURG WWTP	DRAWN BY: LMB	SCALE: 1" = 60'	DATE: 12/05/24
CLIENT NAME: JONES & HENRY ENGINEERS	CHECKED BY: AAG	SHEET 1 of 1	
DESCRIPTION: VACATION PLAT	SURVEYED BY: MK		

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Ord 17-2025 through Ord 66-2025

DATE: April 1, 2025



Subject Matter/Background

The City is making a concerted effort to review the Perrysburg Codified Ordinances and provide updates and additions in order to ensure clarity within the Code.

The proposed legislation involves updating terminology across multiple sections of the City's codified ordinances to improve clarity and consistency. These nomenclature changes will revise outdated terms, job titles, and references to align with current positions. These updates aim to enhance the accuracy of the City's code.

In addition to the amendments, we also seek to repeal Codified Ordinance §252.04: Compensation of Director; of the City's code through Ordinance 48-2025, as this portion of the Code is outdated and no longer necessary.

Financial Review

This legislation will have no financial impact on the City.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion waive the three readings rule, and a vote on this legislation is appropriate.

ORDINANCE 17-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1020.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1020.02 establishes “Excavations; Permit Required; Application Duration” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1020.02 which currently reads as:

1020.02 EXCAVATIONS; PERMIT REQUIRED; APPLICATION; DURATION.

(a) No person, other than the Director of Public Service-Safety or his authorized agent or employee, shall make any opening in any street, alley, sidewalk or other public way without first obtaining a permit therefor prior to commencement of the work, as herein provided.

(b) Each permit for making such opening shall be confined to a single project and shall be issued by the Director. Application shall be made on a form prescribed, giving the exact location of the proposed opening, the kind of paving, the area and depth to be excavated and such other facts as may be provided for.

(c) Permits shall become void after one year. A permit can be extended for a period of one year by order of the Director.

is hereby amended and revised to read:

1020.02 EXCAVATIONS; PERMIT REQUIRED; APPLICATION; DURATION.

(a) No person, other than the ~~Director of Public Service-Safety~~ City Administrator or their authorized agent or employee, shall make any opening in any street, alley, sidewalk or other public way without first obtaining a permit therefor prior to commencement of the work, as herein provided.

(b) Each permit for making such opening shall be confined to a single project and shall be issued by the City Administrator or their authorized agent or employee. Application shall be made on a form prescribed, giving the exact location of the proposed opening, the kind of paving, the area and depth to be excavated and such other facts as may be provided for.

(c) Permits shall become void after one year. A permit can be extended for a period of one year by order of the City Administrator or their authorized agent or employee.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 18-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1020.04 - §1020.05

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1020.04 - §1020.05 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1020.04 - §1020.05 which currently read as:

1020.04 EXHIBITION OF PERMIT ON DEMAND.

No person, and no agent of any person, who is engaged in disturbing the pavement of or breaking into or excavating in the streets and other public ways and public grounds shall fail, upon demand, to exhibit to any officer of the City, employee of the Director of Public Service-Safety or police officer, the written permit provided for. (Ord. 82-74. Passed 2-11-75.)

1020.05 ISSUANCE DURING WINTER MONTHS.

The Director of Public Service-Safety shall not issue an excavation permit for excavations to be made or proposed to be made in paved portions of the public streets or alleys from October 15 to March 15 of any years, if the purpose of such excavations is to survey or inspect existing facilities, unless such survey or inspection is necessary to locate maintenance, or to construct new facilities. (Ord. 82-74. Passed 2-11-75.)

are hereby amended and revised to read:

1020.04 EXHIBITION OF PERMIT ON DEMAND.

No person, and no agent of any person, who is engaged in disturbing the pavement of or breaking into or excavating in the streets and other public ways and public grounds shall fail, upon demand, to exhibit to any officer of the City, employee of the ~~Director of Public Service-Safety~~ City Administrator or police officer, the written permit provided for.

1020.05 ISSUANCE DURING WINTER MONTHS.

The ~~Director of Public Service-Safety~~ City Administrator, or their authorized agent or employee, shall not issue an excavation permit for excavations to be made or proposed to be made in paved portions of the public streets or alleys from October 15 to March 15 of any years, if the purpose of such excavations is to survey or inspect existing facilities, unless such survey or inspection is necessary to locate maintenance, or to construct new facilities.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 19-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.01 - §1022.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.01 - §1022.03 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.01 - §1022.03 which currently read as:

1022.01 SUPERVISION AND SPECIFICATIONS.

The Director of Public Service-Safety is hereby charged with the duty of overseeing all sidewalks within the City limits, which shall specifically include inspection of existing sidewalks and reporting any necessary repairs to Council, supervision of repairs or construction of new sidewalks, and establishing detailed specifications for sidewalks and the location of new sidewalks. In establishing specifications for and location of specific sidewalks, for purposes of repair, reconstruction or new construction, the Director shall attempt, insofar as possible, to establish uniformity throughout the City, seeking maximum utility with a minimum of damage to the property and trees, shrubbery, fences, etc., already located thereon. (Ord. 83-74. Passed 2-11-75.)

1022.02 DEFINITIONS.

As used in this chapter:

- (a) "City" means the City of Perrysburg, Ohio.
- (b) "Council" means the Council of the City.
- (c) "Director" means the Director of Public Service-Safety of the City.
- (d) "Owner" means the owner, leaseholder, or agent thereof, holding title to any private property adjoining any street in the City.
- (e) "Contractor" means any person or company licensed by the City to construct or reconstruct walks or driveways and to do other work permitted under this chapter, acting directly or through a duly authorized representative.
- (f) "Right of way" means any public property dedicated for public use as a street, avenue, boulevard, lane, alley or public thoroughfare.

- (g) "Walk" means any main or approach sidewalk, between the curb line and private property line.
- (h) "Driveway" means any driveway approach or runway between the curb line and private property line.
- (i) "Curb opening" means that part of a curb which has been or is cut, dropped or replaced.
- (j) "Construction" means the construction of new work where no work has previously been done.
- (k) "Reconstruction" means the relaying, rebuilding or repair of old work in part or as a whole.
- (l) "Person" means any person, persons, partnership or corporation.
- (m) "Street" means any public thoroughfare dedicated for public use.
(Ord. 83-74. Passed 2-11-75.)
- (n) "Fabric" means canvas, oiled canvas, nylon, duck cloth or other similar material.
- (o) "Street line" means the curb or, in the absence of a curb, the edge of the street pavement. (Ord. 105-87. Passed 11-3-87.)
- (p) "Shared use path" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines or a publicly owned easement, intended for use by both pedestrians, and bicycles, and other non- motorized traffic. (Ord. 101-2002. Passed 7-16-02.)

1022.03 DUTY TO INSTALL AND MAINTAIN SIDEWALKS.

(a) Every owner of any lot or parcel of land situated within the City shall construct sidewalks along all public streets, avenues, boulevards or lanes abutting such lot or parcel of land upon construction of any home or other structure on such lot or parcel of land or, with respect to previously constructed residences or vacant lots in accordance with such construction schedule as may be adopted by Council. (Ord. 65-96. Passed 5-7-96.)

(b) Every owner of any lot or parcel of land situated within the City shall keep, repair and maintain the sidewalk along all public streets, avenues, boulevards or lanes adjoining such lot or parcel as recommended by standard engineering practices and as approved by the Director of Public Service-Safety. The cost of such keeping, repairing and maintaining shall be the responsibility of the individual owner, or of the City and the property owner together, as determined from time to time by Council.

(Ord. 137-84. Passed 12-19-84.)

are hereby amended and revised to read:

1022.01 SUPERVISION AND SPECIFICATIONS.

The ~~Director of Public Service-Safety~~ **Director of Public Service** is hereby charged with the duty of overseeing all sidewalks within the City limits, which shall specifically include inspection of existing sidewalks and reporting any necessary repairs to Council, supervision of repairs or construction of new sidewalks, and establishing detailed specifications for sidewalks and the location of new sidewalks. In establishing specifications for and location of specific sidewalks, for purposes of repair, reconstruction or new construction, the Director shall attempt, insofar as possible, to establish uniformity throughout the City, seeking maximum utility with a minimum of damage to the property and trees, shrubbery, fences, etc., already located thereon.

1022.02 DEFINITIONS.

As used in this chapter:

- (a) "City" means the City of Perrysburg, Ohio.
- (b) "Council" means the Council of the City.
- (c) "Director" means the Director of Public Service ~~Safety~~ of the City.
- (d) "Owner" means the owner, leaseholder, or agent thereof, holding title to any private property adjoining any street in the City.
- (e) "Contractor" means any person or company licensed by the City to construct or reconstruct walks or driveways and to do other work permitted under this chapter, acting directly or through a duly authorized representative.
- (f) "Right of way" means any public property dedicated for public use as a street, avenue, boulevard, lane, alley or public thoroughfare.
- (g) "Walk" means any main or approach sidewalk, between the curb line and private property line.
- (h) "Driveway" means any driveway approach or runway between the curb line and private property line.
- (i) "Curb opening" means that part of a curb which has been or is cut, dropped or replaced.
- (j) "Construction" means the construction of new work where no work has previously been done.
- (k) "Reconstruction" means the relaying, rebuilding or repair of old work in part or as a whole.
- (l) "Person" means any person, persons, partnership or corporation.
- (m) "Street" means any public thoroughfare dedicated for public use. (Ord. 83-74. Passed 2-11-75.)
- (n) "Fabric" means canvas, oiled canvas, nylon, duck cloth or other similar material.
- (o) "Street line" means the curb or, in the absence of a curb, the edge of the street pavement. (Ord. 105-87. Passed 11-3-87.)

- (p) “Shared use path” means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines or a publicly owned easement, intended for use by both pedestrians, and bicycles, and other non- motorized traffic. (Ord. 101-2002. Passed 7-16-02.)

1022.03 DUTY TO INSTALL AND MAINTAIN SIDEWALKS.

(a) Every owner of any lot or parcel of land situated within the City shall construct sidewalks along all public streets, avenues, boulevards or lanes abutting such lot or parcel of land upon construction of any home or other structure on such lot or parcel of land or, with respect to previously constructed residences or vacant lots in accordance with such construction schedule as may be adopted by Council. (Ord. 65-96. Passed 5-7-96.)

(b) Every owner of any lot or parcel of land situated within the City shall keep, repair and maintain the sidewalk along all public streets, avenues, boulevards or lanes adjoining such lot or parcel as recommended by standard engineering practices and as approved by the ~~Director of Public Service-Safety~~ **Director of Public Service**. The cost of such keeping, repairing and maintaining shall be the responsibility of the individual owner, or of the City and the property owner together, as determined from time to time by Council.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 21-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.12 - §1022.13

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.12 - §1022.13 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1022.12 - §1022.13 which currently read as:

1022.12 CONSTRUCTION COSTS.

If the owner neglects to construct or reconstruct a walk or driveway within the time specified by Council, it shall be the duty of the Director of Public Service-Safety to construct or reconstruct such a walk or driveway or cause the same to be done. In such case, the cost and expense of constructing or reconstructing such walk or driveway shall, as directed by ordinance of Council, be assessed as provided by law against the adjoining or abutting property, lots or lands. (Ord. 83-74. Passed 2-11-75.)

1022.13 CUTTING AND REPLACING OF CURB.

All concrete or stone curbs shall be cut by an experienced and competent curb cutter, and the dropping or removal of any curb shall be done only by an experienced curb setter. The replacing of a curb shall be done by the owner or by the City, through the Director of Public Service-Safety, by contract or force account as the Director may deem best, and the cost and expense for such work shall be charged against the private property contiguous to the right of way where such curb was replaced. No curb opening shall be less than twelve lineal feet in width, but as regards residential properties, having a two-car garage, an eighteen lineal foot curb opening shall be permitted. (Ord. 83-74. Passed 2-11-75.)

are hereby amended and revised to read:

1022.12 CONSTRUCTION COSTS.

If the owner neglects to construct or reconstruct a walk or driveway within the time specified by Council, it shall be the duty of the ~~Director of Public Service-Safety~~ Director of Public Service to construct or reconstruct such a walk or driveway or cause

the same to be done. In such case, the cost and expense of constructing or reconstructing such walk or driveway shall, as directed by ordinance of Council, be assessed as provided by law against the adjoining or abutting property, lots or lands.

1022.13 CUTTING AND REPLACING OF CURB.

All concrete or stone curbs shall be cut by an experienced and competent curb cutter, and the dropping or removal of any curb shall be done only by an experienced curb setter. The replacing of a curb shall be done by the owner or by the City, through the ~~Director of Public Service-Safety~~ **Director of Public Service**, by contract or force account as the Director may deem best, and the cost and expense for such work shall be charged against the private property contiguous to the right of way where such curb was replaced. No curb opening shall be less than twelve lineal feet in width, but as regards residential properties, having a two-car garage, an eighteen lineal foot curb opening shall be permitted.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 22-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.15

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1022.15 establishes “Thickness and Width of Walks and Driveways” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.15 which currently reads as:

1022.15 THICKNESS AND WIDTH OF WALKS AND DRIVEWAYS.

(a) Concrete walks shall be not less than four inches in thickness. The width shall be a minimum of four feet.

(b) In the repairing of sidewalks, no patching will be allowed except at the discretion of the Director of Public Service-Safety. Temporary repairs can be made with asphalt, or a temporary asphaltic concrete walk may be placed where a tree, due to its growth, would irreparably damage a concrete walk.

(c) Any stone or concrete slab that can be trimmed to no less than two feet the full width may be used when specifically permitted by the Director, and no closure of any walk shall be less than two feet the full width of slab.

(d) All sidewalks over subspaces shall be of reinforced concrete construction or reconstruction only, the plans for which must be approved by the Director.

(e) When and if any driveway is no longer used for driveway purposes, it shall be considered abandoned. The City reserves and shall have the right to forthwith take the necessary steps to close the driveway, replace the curb and restore the pavement to its original condition. The owner of the property served by such driveway shall be notified by personal service or registered mail of the City's intention to close the driveway.

is hereby amended and revised to read:

1022.15 THICKNESS AND WIDTH OF WALKS AND DRIVEWAYS.

(a) Concrete walks shall be not less than four inches in thickness. The width shall be a minimum of four feet.

(b) In the repairing of sidewalks, no patching will be allowed except at the discretion of the ~~Director of Public Service-Safety~~ Director of Public Service. Temporary repairs can be made with asphalt, or a temporary asphaltic concrete walk may be placed where a tree, due to its growth, would irreparably damage a concrete walk.

(c) Any stone or concrete slab that can be trimmed to no less than two feet the full width may be used when specifically permitted by the Director, and no closure of any walk shall be less than two feet the full width of slab.

(d) All sidewalks over subspaces shall be of reinforced concrete construction or reconstruction only, the plans for which must be approved by the Director.

(e) When and if any driveway is no longer used for driveway purposes, it shall be considered abandoned. The City reserves and shall have the right to forthwith take the necessary steps to close the driveway, replace the curb and restore the pavement to its original condition. The owner of the property served by such driveway shall be notified by personal service or registered mail of the City's intention to close the driveway.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 23-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.18 - §1022.20

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.18 - §1022.20 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025, and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1022.18 - §1022.20 which currently read as:

1022.18 PROTECTION OF FIRE HYDRANTS, TREES AND LAWNS; BARRICADES AND WARNING LIGHTS.

Any person constructing, reconstructing, removing or causing the construction, reconstruction or removal of walks, driveways or curb openings shall at all time maintain free access to fire hydrants, and no material or dirt shall be stacked, piled or placed within fifteen feet of any such fire hydrants. Such person shall protect all trees, lawns, shrubbery and other improvements from damage. Gutters shall at all times be kept free of dirt or debris.

Where it is necessary to place any material, debris or dirt on public property, such material, debris or dirt shall be removed upon the completion of the work and the surface restored to its previous condition. The Director of Public Service-Safety shall, if in his opinion it is necessary, require the person doing or causing such work to be done to seed or resod such part or parts of any lawn as he may deem necessary.

Any person performing any such work shall maintain barricades, fences, signal lights or other protection that conforms to applicable ordinances or safety regulations, shall maintain access to private entrance walks and safe accommodations for pedestrian traffic and shall, as far as possible, maintain access to private driveways. (Ord. 83-74. Passed 2-11-75.)

1022.19 GRADES.

(a) All grades for walks shall conform to street grades, which shall be established by the Director of Public Service-Safety.

(b) All walks and driveways shall be constructed or reconstructed to conform to the grade on the right of way where the grade has been established.

(c) The surface of all walks shall have a transverse slope of one-fourth inch to one-half inch per foot with the low side nearest to the curb line.

(d) Whenever permission is requested and granted to construct or reconstruct a walk where the surface of such walk has a transverse slope of a rate of more than one-half inch to the foot, the permit shall be granted and received only on the condition that Council may at any time thereafter order such walks to be reconstructed to the established grade of the right of way, entirely at the expense of the abutting property owner.

(e) In all cases where sidewalks cross a driveway or runway, the full width of the sidewalk shall conform to the established grade of the sidewalk adjoining both sides of such driveway or runway, unless permission has been first obtained from the Director. However, in all cases no less than a three-foot width of sidewalk shall conform to the grade of the sidewalks adjoining both sides of the driveway or runway.

(f) Upon a right of way where the grade has been established but where the street has not been improved by paving or grading to such grade, walks shall be constructed in conformity with the established grade or as specified in the legislation providing for the construction or reconstruction of such walks, driveways and curb openings. However, when walks are ordered by Council or are constructed or reconstructed without such order by the owner of property abutting on a right of way where no grade is established, such walks may be constructed or reconstructed at such levels and inclinations as may be prescribed by the Director. When such permission is requested of and granted by the Director to construct or reconstruct a walk on such right of way, it shall be granted and the walk shall be constructed or reconstructed only on condition that when a grade is established, such walk shall be removed and reconstructed to the grade which may thereafter be established by the Director for such street, entirely at the expense of the owner of the property abutting on such street.

(g) Whenever a sidewalk is reconstructed to a grade that does not meet the grade of adjacent existing walks, the person constructing the new sidewalk shall construct a ramp to eliminate any stub toes or grade inequality. The materials, workmanship and character of the ramp shall be as determined by the Director.

(Ord. 83-74. Passed 2-11-75.)

1022.20 DRAINAGE FOR WALKS.

Drainage for walks shall be provided by grading between the walk and curb or ditch at such places as may be necessary, in the opinion of the Director of Public Service-Safety. The cost shall be borne by the owner of the property abutting the right of way. Such grading shall be carried out under the direction of the Director.

(Ord. 83-74. Passed 2-11-75.)

are hereby amended and revised to read:

1022.18 PROTECTION OF FIRE HYDRANTS, TREES AND LAWNS; BARRICADES AND WARNING LIGHTS.

Any person constructing, reconstructing, removing or causing the construction, reconstruction or removal of walks, driveways or curb openings shall at all time maintain free access to fire hydrants, and no material or dirt shall be stacked, piled or placed within fifteen feet of any such fire hydrants. Such person shall protect all trees, lawns, shrubbery and other improvements from damage. Gutters shall at all times be kept free of dirt or debris.

Where it is necessary to place any material, debris or dirt on public property, such material, debris or dirt shall be removed upon the completion of the work and the surface restored to its previous condition. The ~~Director of Public Service-Safety~~ **Director of Public Service** shall, if in his opinion it is necessary, require the person doing or causing such work to be done to seed or resod such part or parts of any lawn as he may deem necessary.

Any person performing any such work shall maintain barricades, fences, signal lights or other protection that conforms to applicable ordinances or safety regulations, shall maintain access to private entrance walks and safe accommodations for pedestrian traffic and shall, as far as possible, maintain access to private driveways.

1022.19 GRADES.

(a) All grades for walks shall conform to street grades, which shall be established by the ~~Director of Public Service-Safety~~ **Director of Public Service**.

(b) All walks and driveways shall be constructed or reconstructed to conform to the grade on the right of way where the grade has been established.

(c) The surface of all walks shall have a transverse slope of one-fourth inch to one-half inch per foot with the low side nearest to the curb line.

(d) Whenever permission is requested and granted to construct or reconstruct a walk where the surface of such walk has a transverse slope of a rate of more than one-half inch to the foot, the permit shall be granted and received only on the condition that Council may at any time thereafter order such walks to be reconstructed to the established grade of the right of way, entirely at the expense of the abutting property owner.

(e) In all cases where sidewalks cross a driveway or runway, the full width of the sidewalk shall conform to the established grade of the sidewalk adjoining both sides of such driveway or runway, unless permission has been first obtained from the Director. However, in all cases no less than a three-foot width of sidewalk shall conform to the grade of the sidewalks adjoining both sides of the driveway or runway.

(f) Upon a right of way where the grade has been established but where the street has not been improved by paving or grading to such grade, walks shall be constructed in conformity with the established grade or as specified in the legislation providing for the construction or reconstruction of such walks, driveways and curb openings. However, when walks are ordered by Council or are constructed or reconstructed without such order by the owner of property abutting on a right of way where no grade is established, such walks may be constructed or reconstructed at such levels and inclinations as may be prescribed by the Director. When such permission is

requested of and granted by the Director to construct or reconstruct a walk on such right of way, it shall be granted and the walk shall be constructed or reconstructed only on condition that when a grade is established, such walk shall be removed and reconstructed to the grade which may thereafter be established by the Director for such street, entirely at the expense of the owner of the property abutting on such street.

(g) Whenever a sidewalk is reconstructed to a grade that does not meet the grade of adjacent existing walks, the person constructing the new sidewalk shall construct a ramp to eliminate any stub toes or grade inequality. The materials, workmanship and character of the ramp shall be as determined by the Director.

1022.20 DRAINAGE FOR WALKS.

Drainage for walks shall be provided by grading between the walk and curb or ditch at such places as may be necessary, in the opinion of the ~~Director of Public Service-Safety~~ **Director of Public Service**. The cost shall be borne by the owner of the property abutting the right of way. Such grading shall be carried out under the direction of the Director.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 24-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.22 - §1022.26

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.22 - §1022.26 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1022.22 - §1022.26 which currently read as:

1022.22 ENGINEERING STAKES; REPLACEMENT FEE.

The Director of Public Service-Safety shall furnish line and grade stakes as may be necessary for the proper control of the work. However, this shall not relieve the owner or contractor of any responsibility for making careful and accurate measurements in constructing the work to the lines furnished by the Director. The owner or contractor shall preserve the work to the lines furnished by the Director and such stakes for line or grades which are disturbed or destroyed through the carelessness of the owner or contractor shall be replaced by the Director upon the request of the owner or contractor. A charge of two dollars (\$2.00) per stake, payable at the office of the Director, shall be made against the owner or contractor for such replacement. (Ord. 83-74. Passed 2-11-75.)

1022.23 WEATHER.

The owner or contractor shall suspend all work when notified by the Director of Public Service-Safety that the weather is unsuitable for carrying on the work. If work is allowed during cold or freezing weather the owner or contractor shall take such additional precautions as the Director requires or as are set forth in the specifications. No work shall be done between November 15 and April 15 without special permission from the Director. (Ord. 83-74. Passed 2-11-75.)

1022.24 MATERIALS.

The owner or contractor shall furnish satisfactory evidence as to the kind and quality of materials intended for use in the construction or reconstruction of walks or driveways, either separately or in combination. Such materials shall be packaged and marked as to admit of identification. All materials used on any work shall be subject to test to determine quality, strength, durability, etc., and to determine that the same

meets the requirements of the specifications for the construction or reconstruction of walks and driveways as established by the Director of Public Service-Safety.

Walks shall be constructed of materials approved by the Director.

Whenever the Director deems it necessary, bituminous material shall be placed adjacent to all telephone or power poles or other structures which are within the limits of a sidewalk. The materials, workmanship and character of this construction shall be determined by the Director. (Ord. 83-74. Passed 2-11-75.)

1022.25 SUPERVISION.

(a) The Director of Public Service-Safety shall at all times have access to the work and the contractor shall provide proper facilities or cause to be provided the proper facilities for inspection of all work.

(b) The owner or contractor shall have a responsible representative in charge of the work on the site at all times, and he shall have the necessary qualifications and authority to execute, adhere to and carry out all the requirements of this chapter and any amendments hereto and of the specifications for the construction or reconstruction of walks, driveways or curb openings, which specifications are on file in the office of the Director.

(c) Orders or instructions from the Director given to the aforesaid representative shall be as binding as though given to the owner or contractor. Should any person employed on the work refuse or neglect to comply with the direction of the work or, in the opinion of the Director, be incompetent, disorderly or unfaithful, such a person shall be immediately removed and not again employed on any part of the work.

(d) The Director shall assign inspectors to the work, or such part thereof as may be necessary. However, the presence of the inspector will not in any way relieve the owner or contractor from any responsibility in complying with the specifications relating to the construction or reconstruction of walks, driveways or curb openings. Any work done or performed contrary to this chapter or the applicable rules or specifications shall, upon direction of the Director, be made good or removed as directed. (Ord. 83-74. Passed 2-11-75.)

1022.26 RULES AND REGULATIONS.

The Director of Public Service-Safety is hereby authorized to adopt, promulgate, amend and enforce such administrative rules and regulations as may be necessary to execute and enforce the provisions of this chapter. (Ord. 83-74. Passed 2-11-75.)

are hereby amended and revised to read:

1022.22 ENGINEERING STAKES; REPLACEMENT FEE.

The ~~Director of Public Service-Safety~~ **Director of Public Service** shall furnish line and grade stakes as may be necessary for the proper control of the work. However, this shall not relieve the owner or contractor of any responsibility for making careful and accurate measurements in constructing the work to the lines furnished by the Director. The owner or contractor shall preserve the work to the lines furnished by

the Director and such stakes for line or grades which are disturbed or destroyed through the carelessness of the owner or contractor shall be replaced by the Director upon the request of the owner or contractor. A charge of two dollars (\$2.00) per stake, payable at the office of the Director, shall be made against the owner or contractor for such replacement.

1022.23 WEATHER.

The owner or contractor shall suspend all work when notified by the ~~Director of Public Service-Safety~~ Director of Public Service that the weather is unsuitable for carrying on the work. If work is allowed during cold or freezing weather the owner or contractor shall take such additional precautions as the Director requires or as are set forth in the specifications. No work shall be done between November 15 and April 15 without special permission from the Director.

1022.24 MATERIALS.

The owner or contractor shall furnish satisfactory evidence as to the kind and quality of materials intended for use in the construction or reconstruction of walks or driveways, either separately or in combination. Such materials shall be packaged and marked as to admit of identification. All materials used on any work shall be subject to test to determine quality, strength, durability, etc., and to determine that the same meets the requirements of the specifications for the construction or reconstruction of walks and driveways as established by the ~~Director of Public Service-Safety~~ Director of Public Service

Walks shall be constructed of materials approved by the Director.

Whenever the Director deems it necessary, bituminous material shall be placed adjacent to all telephone or power poles or other structures which are within the limits of a sidewalk. The materials, workmanship and character of this construction shall be determined by the Director.

1022.25 SUPERVISION.

(a) The ~~Director of Public Service-Safety~~ Director of Public Service shall at all times have access to the work and the contractor shall provide proper facilities or cause to be provided the proper facilities for inspection of all work.

(b) The owner or contractor shall have a responsible representative in charge of the work on the site at all times, and he shall have the necessary qualifications and authority to execute, adhere to and carry out all the requirements of this chapter and any amendments hereto and of the specifications for the construction or reconstruction of walks, driveways or curb openings, which specifications are on file in the office of the Director.

(c) Orders or instructions from the Director given to the aforesaid representative shall be as binding as though given to the owner or contractor. Should any person employed on the work refuse or neglect to comply with the direction of the work or, in the opinion of the Director, be incompetent, disorderly or unfaithful, such a person shall be immediately removed and not again employed on any part of the work.

(d) The Director shall assign inspectors to the work, or such part thereof as may be necessary. However, the presence of the inspector will not in any way relieve the owner or contractor from any responsibility in complying with the specifications relating to the construction or reconstruction of walks, driveways or curb openings. Any work done or performed contrary to this chapter or the applicable rules or specifications shall, upon direction of the Director, be made good or removed as directed.

1022.26 RULES AND REGULATIONS.

The ~~Director of Public Service-Safety~~ **Director of Public Service** is hereby authorized to adopt, promulgate, amend and enforce such administrative rules and regulations as may be necessary to execute and enforce the provisions of this chapter.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler

LAW DIRECTOR

ORDINANCE 25-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.29

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1022.29 establishes “Blocking Walks or Roadway with Trucks or Other Vehicles” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.29 which currently reads as:

1022.29 BLOCKING WALKS OR ROADWAY WITH TRUCKS OR OTHER VEHICLES.

No person shall park or place a truck or other vehicle in any existing driveway or runway so that the walk is obstructed, or so that the truck or other vehicle extends into the street beyond the curb. No permit for curb cuts shall be issued when it is determined by the Director of Public Service-Safety that insufficient space has been provided on private property to park or place an automobile, a truck, a tractor-trailer combination or a similar type vehicle. (Ord. 83-74. Passed 2-11-75.)

is hereby amended and revised to read:

1022.29 BLOCKING WALKS OR ROADWAY WITH TRUCKS OR OTHER VEHICLES.

No person shall park or place a truck or other vehicle in any existing driveway or runway so that the walk is obstructed, or so that the truck or other vehicle extends into the street beyond the curb. No permit for curb cuts shall be issued when it is determined by the ~~Director of Public Service-Safety~~ Director of Public Service that insufficient space has been provided on private property to park or place an automobile, a truck, a tractor-trailer combination or a similar type vehicle.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the

public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 26-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.31

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1022.31 establishes “Awnings Above Sidewalks” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.31 which currently reads as:

1022.31 AWNINGS ABOVE SIDEWALKS.

(a) Awnings that project over any part of the public right of way shall be at an elevation of not less than seven feet above the sidewalk or grade at all points and may not extend closer than fifteen feet to the street line. If necessary for reasons of public safety, health and welfare, the Director of Public Service-Safety may require a greater setback from the street line. Awnings shall be made of fabric and supported without posts, by metal brackets, hinges or pivots, with metal framework attached to the building, with the sidewalk to be wholly unobstructed thereby. If the awning is one capable of being folded or rolled flat against the building, no part of the awning so rolled or folded shall be less than seven feet above the sidewalk or grade. No awning shall project more than eight feet from the face of the building to which it is attached.

(b) If any awning projecting over any part of the public right of way is determined to be a danger to public health, welfare and safety by the Director, the Director shall give the property owner of record of the building to which the awning is attached a written notice to eliminate such danger within seven calendar days. If the danger is not eliminated by the property owner within the seven-day period, the Director shall cause the danger to be eliminated, with all associated costs to be paid by the owner of record of the building. The City is authorized to file suit in a court of competent jurisdiction to recover such associated costs.

(c) The placement of an awning above the public right of way constitutes a license subject to termination by the City at will and does not create an easement or any other interest in the right of way. (Ord. 105-87. Passed 11-3-87.)

is hereby amended and revised to read:

1022.31 AWNINGS ABOVE SIDEWALKS.

(a) Awnings that project over any part of the public right of way shall be at an elevation of not less than seven feet above the sidewalk or grade at all points and may not extend closer than fifteen feet to the street line. If necessary for reasons of public safety, health and welfare, the ~~Director of Public Service-Safety~~ Director of Public Service may require a greater setback from the street line. Awnings shall be made of fabric and supported without posts, by metal brackets, hinges or pivots, with metal framework attached to the building, with the sidewalk to be wholly unobstructed thereby. If the awning is one capable of being folded or rolled flat against the building, no part of the awning so rolled or folded shall be less than seven feet above the sidewalk or grade. No awning shall project more than eight feet from the face of the building to which it is attached.

(b) If any awning projecting over any part of the public right of way is determined to be a danger to public health, welfare and safety by the Director, the Director shall give the property owner of record of the building to which the awning is attached a written notice to eliminate such danger within seven calendar days. If the danger is not eliminated by the property owner within the seven-day period, the Director shall cause the danger to be eliminated, with all associated costs to be paid by the owner of record of the building. The City is authorized to file suit in a court of competent jurisdiction to recover such associated costs.

(c) The placement of an awning above the public right of way constitutes a license subject to termination by the City at will and does not create an easement or any other interest in the right of way.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 27-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.34

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1022.34 establishes “Repairs” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.34 which currently reads as:

1022.34 REPAIRS.

The Director of Public Service-Safety shall report all necessary repairs of specific sidewalks, together with his recommendation thereon, to Council. Council may provide for the repair and restoration thereof, or any portion thereof, at the expense of the City, or may direct the owner of the abutting property to repair the same, according to the detailed specifications of the Director, and otherwise proceed as provided in this chapter with respect to construction of new sidewalks. (Ord. 83-74. Passed 2-11-75.)

is hereby amended and revised to read:

1022.34 REPAIRS.

The ~~Director of Public Service-Safety~~ **Director of Public Service** shall report all necessary repairs of specific sidewalks, together with his recommendation thereon, to Council. Council may provide for the repair and restoration thereof, or any portion thereof, at the expense of the City, or may direct the owner of the abutting property to repair the same, according to the detailed specifications of the Director, and otherwise proceed as provided in this chapter with respect to construction of new sidewalks.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the

public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 28-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1022.37 - §1022.38

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.37 - §1022.38 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1022.37 - §1022.38 which currently reads as:

1022.37 NEW SIDEWALKS.

Council may designate by specific resolutions, from time to time, specific areas within the City where new sidewalks shall be constructed, pursuant to the detailed specifications of the Director of Public Service-Safety. The resolution may provide that the cost of the same shall be borne by the City, in which case the resolution shall call for proper advertisement for bids for the same as provided by law, or the resolution may provide that the cost thereof shall be assessed against the owners of the property bounding or abutting such sidewalks, as provided in Section 1022.38. (Ord. 83-74. Passed 2-11-75.)

1022.38 RESOLUTION FOR PRIVATE CONSTRUCTION; NOTICE; ASSESSMENT OF COST.

If Council elects to assess the cost of the repair or construction of sidewalks, it shall adopt a resolution specifying the particular sidewalks to be repaired or constructed. Appropriate written notice of the resolution shall thereupon be served upon the owner or agent of the owner of each parcel of land abutting on the sidewalk by the Chief of Police or a deputy, as provided in Ohio R.C. 729.02 and 729.03. If the owner of a parcel is a nonresident, notice of the resolution shall be given by publication as provided by Ohio R.C. 729.03. The notice shall state that if the indicated repairs are not made within five days or the indicated construction is not completed within fifteen days, or within a reasonable extension thereof expressly granted by the Director of Public Service-Safety, the City will perform or contract for such repair and construction on behalf of the owner and shall report and assess the cost thereof upon such owner. The assessed cost thereof may include the cost of labor and/or materials furnished by the City. However, the cost of sidewalks abutting publicly-owned property and the cost of crossover or intersection sidewalks shall be paid by the City and no part thereof so

assessed. Council may provide for the construction of sidewalks on only one side of a street or alley and it may assess the cost thereof, equally or otherwise, upon the owners of the property abutting on both sides of such street or alley. The assessed cost shall constitute a lien on such property from the date the amount thereof is reported to the owner and, if not paid to the Municipal Clerk within ten days thereafter, the Clerk shall certify it, with a forfeiture of five percent thereon, to the Wood County Auditor, who shall place it upon the tax duplicate and collect the same as provided by law.

(Ord. 83-74. Passed 2-11-75.)

is hereby amended and revised to read:

1022.37 NEW SIDEWALKS.

Council may designate by specific resolutions, from time to time, specific areas within the City where new sidewalks shall be constructed, pursuant to the detailed specifications of the ~~Director of Public Service-Safety~~ Director of Public Service. The resolution may provide that the cost of the same shall be borne by the City, in which case the resolution shall call for proper advertisement for bids for the same as provided by law, or the resolution may provide that the cost thereof shall be assessed against the owners of the property bounding or abutting such sidewalks, as provided in Section 1022.38.

1022.38 RESOLUTION FOR PRIVATE CONSTRUCTION; NOTICE; ASSESSMENT OF COST.

If Council elects to assess the cost of the repair or construction of sidewalks, it shall adopt a resolution specifying the particular sidewalks to be repaired or constructed. Appropriate written notice of the resolution shall thereupon be served upon the owner or agent of the owner of each parcel of land abutting on the sidewalk by the Chief of Police or a deputy, as provided in Ohio R.C. 729.02 and 729.03. If the owner of a parcel is a nonresident, notice of the resolution shall be given by publication as provided by Ohio R.C. 729.03. The notice shall state that if the indicated repairs are not made within five days or the indicated construction is not completed within fifteen days, or within a reasonable extension thereof expressly granted by the . ~~Director of Public Service-Safety~~ Director of Public Service, the City will perform or contract for such repair and construction on behalf of the owner and shall report and assess the cost thereof upon such owner. The assessed cost thereof may include the cost of labor and/or materials furnished by the City. However, the cost of sidewalks abutting publicly-owned property and the cost of crossover or intersection sidewalks shall be paid by the City and no part thereof so assessed. Council may provide for the construction of sidewalks on only one side of a street or alley and it may assess the cost thereof, equally or otherwise, upon the owners of the property abutting on both sides of such street or alley. The assessed cost shall constitute a lien on such property from the date the amount thereof is reported to the owner and, if not paid to the Municipal Clerk within ten days thereafter, the Clerk shall certify it, with a forfeiture of five

percent thereon, to the Wood County Auditor, who shall place it upon the tax duplicate and collect the same as provided by law.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 29-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1040.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1040.03 establishes “Requirements of Waste and Water Discharge” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1040.03 which currently reads as:

1040.03 REQUIREMENTS OF WASTE AND WATER DISCHARGE.

The written permission to construct a house sewer or to make a connection to a public sewer shall specify the permissible use of such house sewer and connection, and such specifications shall be governed by the following requirements:

(a) Sewage, including wastes from water closets, urinals, lavatories, sinks, bathtubs, showers, laundries, cellar floor drains, garage floor drains, bars, soda fountains, cuspidors, refrigerator drips, drinking fountains, stable floor drains and other objectionable wastes, shall be discharged into a sanitary or combined sewer and in no case into a storm water sewer.

(b) Surface water, subsoil drainage, cistern overflow, building foundation drainage, clean water from condensers, waste water from water motors and elevators and any other clean and unobjectionable waste water shall be discharged into a storm water or combined sewer and in no case into a sanitary sewer.

(c) Rain water from roofs shall be discharged upon the ground.

(d) Connection with a cesspool or a privy vault shall not be made into a storm water sewer.

(e) A trap for the interception of grease and oil shall be provided on a connection from a hotel, restaurant, club or institutional kitchen and from a public garage or automobile washing station. Such traps shall be satisfactory to the Service-Safety Director of Public Utilities or his or her authorized agent.

No person shall discharge into a house sewer, or tap a house sewer for the purpose of discharging into it, any waste or drainage water prohibited by the provisions of this section. Any existing connection in violation of the provisions of this section shall be abandoned and removed.

(Ord. 45-2012. Passed 3-6-12.)

is hereby amended and revised to read:

1040.03 REQUIREMENTS OF WASTE AND WATER DISCHARGE.

The written permission to construct a house sewer or to make a connection to a public sewer shall specify the permissible use of such house sewer and connection, and such specifications shall be governed by the following requirements:

(a) Sewage, including wastes from water closets, urinals, lavatories, sinks, bathtubs, showers, laundries, cellar floor drains, garage floor drains, bars, soda fountains, cuspidors, refrigerator drips, drinking fountains, stable floor drains and other objectionable wastes, shall be discharged into a sanitary or combined sewer and in no case into a storm water sewer.

(b) Surface water, subsoil drainage, cistern overflow, building foundation drainage, clean water from condensers, waste water from water motors and elevators and any other clean and unobjectionable waste water shall be discharged into a storm water or combined sewer and in no case into a sanitary sewer.

(c) Rain water from roofs shall be discharged upon the ground.

(d) Connection with a cesspool or a privy vault shall not be made into a storm water sewer.

(e) A trap for the interception of grease and oil shall be provided on a connection from a hotel, restaurant, club or institutional kitchen and from a public garage or automobile washing station. Such traps shall be satisfactory to the ~~Director of Public Service-Safety~~ **Director of Public Utilities** or **their** authorized agent.

No person shall discharge into a house sewer, or tap a house sewer for the purpose of discharging into it, any waste or drainage water prohibited by the provisions of this section. Any existing connection in violation of the provisions of this section shall be abandoned and removed.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 30-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1052.01 - §1052.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1052.01 - §1052.02 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1052.01- §1052.02 which currently read as:

1052.01 DEFINITIONS.

As used in this chapter:

(a) "Biochemical oxygen demand (BOD)" means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees Centigrade. (Ord. 51-74. Passed 7-23-74.)

(b) "Chemical oxygen demand" or "COD" means the quantity of oxygen utilized in the chemical oxidation of organic matter under standard laboratory procedures, expressed in milligrams per liter. (Ord. 20-82. Passed 3-16-82.)

(c) "City" means the City of Perrysburg, Ohio.

(d) "Combined sewer" means a sewer intended to receive both wastewater and storm or surface water.

(e) "Director" means the Director of Public Service-Safety of the City.

(f) "Industrial wastes" means the wastewater from industries.

(g) "Industry" means a manufacturing activity identified as a "Class D" industry, as defined in the office of Management and Budget's Standard Industrial Classification Manual, 1972, as amended and supplemented.

(h) "Intercepting sewer" means a sewer intended to receive flows from both combined sewers and sanitary sewers.

(i) "May" is permissive; "shall" is mandatory.

(j) "Owner" or "person" means any individual, firm, company, industry, association, society, corporation or group.

(k) "pH" means the reciprocal of the logarithm of the hydrogen-ion concentration. The concentration is the weight of hydrogen ions in grams per liter of solution.

(l) "Pollutant" means any noxious chemical or other refuse material or constituent that impairs the purity of water.

(m) "Pretreatment" means the treatment of wastewaters from sources before introduction into the wastewater treatment works.

(n) "Sanitary sewer" means a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industries and institutions, together with minor quantities of ground, storm and surface waters that are not admitted intentionally.

(o) "Sewer" means a pipe or conduit that carries wastewater or drainage water.

(p) "Slug discharges" means wastes at a flow rate and/or pollutant discharge rate which is excessive over relatively short time periods so that there is a treatment process upset and subsequent loss of treatment efficiency.

(q) "Storm sewer" means a sewer for conveying water, groundwater, subsurface water or unpolluted water from any source.

(r) "Suspended solids" means total suspended matter that either floats on the surface of, or is in suspension in, water, wastewater or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and Wastewater" and referred to as nonfilterable residue.

(s) "Wastewater" or "wastes" means the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industries and institutions, together with any groundwater, surface water and stormwater that may be present.

(t) "Wastewater treatment plant" means that portion of the wastewater treatment works of the City required to treat wastewater and dispose of the effluent.

(u) "Wastewater treatment works" or "works" means the structures, equipment and processes required to collect, carry away and treat wastewater and dispose of the effluent of the City. "Wastewater treatment works" includes sanitary sewers, combined sewers and intercepting sewers, but does not include storm sewers.

(Ord. 51-74. Passed 7-23-74.)

1052.02 PROHIBITED WASTES.

The following prohibited wastes shall not be introduced into the wastewater treatment works so as to interfere with the operation or performance of the works:

(a) Wastes that create a fire or explosion hazard in the wastewater treatment works;

(b) Wastes that will cause corrosive structural damage to the wastewater treatment works, but in no case wastes with a pH lower than 5.0;

(c) Solid or viscous wastes in amounts which would cause obstruction to the flow in sewers, or other interference with the proper operation of the wastewater treatment works;

(d) Slug discharges; and

(e) Pollutants, including heavy metals, toxic wastes and wastes that are generally not amenable to treatment, or are detrimental to the treatment process. Such pollutants may be subject to pretreatment to comply with limitations established by the City or may be subject to prohibition.

Wastes exceeding the following normal concentrations are prohibited:

- (1) Arsenic 0.16 mg/l
- (2) Cadmium 0.06 mg/l
- (3) Chromium 23.20 mg/l
- (4) Copper 2.36 mg/l
- (5) Cyanide 2.70 mg/l
- (6) Lead 0.94 mg/l
- (7) Mercury 65 ng/l
- (8) Molybdenum 0.14 mg/l
- (9) Nickel 1.81 mg/l
- (10) Selenium 0.37 mg/l
- (11) Silver 1.06 mg/l
- (12) Zinc 5.90 mg/l

Applicable concentrations shall be based upon average concentrations, weighted in proportion to volume of flow. (Ord. 156-97. Passed 10-21-97; Ord. 176-2012. Passed 11-20-12.)

(f) In the event of an occurrence of a dangerous situation as a result of materials being dumped into sanitary sewers, the Service-Safety Director or his or her authorized agent shall determine if evacuation of the area is necessary and act accordingly. The evacuation procedure shall be the responsibility of the Police and Fire Divisions. (Ord. 18-80. Passed 3-25-80.)

are hereby amended and revised to read:

1052.01 DEFINITIONS.

As used in this chapter:

(a) "Biochemical oxygen demand (BOD)" means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees Centigrade. (Ord. 51-74. Passed 7-23-74.)

(b) "Chemical oxygen demand" or "COD" means the quantity of oxygen utilized in the chemical oxidation of organic matter under standard laboratory procedures, expressed in milligrams per liter. (Ord. 20-82. Passed 3-16-82.)

(c) "City" means the City of Perrysburg, Ohio.

(d) "Combined sewer" means a sewer intended to receive both wastewater and storm or surface water.

(e) "Director" means the ~~Director of Public Service-Safety~~ Director of Public Utilities of the City.

(f) "Industrial wastes" means the wastewater from industries.

(g) "Industry" means a manufacturing activity identified as a "Class D" industry, as defined in the office of Management and Budget's Standard Industrial Classification Manual, 1972, as amended and supplemented.

(h) "Intercepting sewer" means a sewer intended to receive flows from both combined sewers and sanitary sewers.

- (i) "May" is permissive; "shall" is mandatory.
- (j) "Owner" or "person" means any individual, firm, company, industry, association, society, corporation or group.
- (k) "pH" means the reciprocal of the logarithm of the hydrogen-ion concentration. The concentration is the weight of hydrogen ions in grams per liter of solution.
- (l) "Pollutant" means any noxious chemical or other refuse material or constituent that impairs the purity of water.
- (m) "Pretreatment" means the treatment of wastewaters from sources before introduction into the wastewater treatment works.
- (n) "Sanitary sewer" means a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industries and institutions, together with minor quantities of ground, storm and surface waters that are not admitted intentionally.
- (o) "Sewer" means a pipe or conduit that carries wastewater or drainage water.
- (p) "Slug discharges" means wastes at a flow rate and/or pollutant discharge rate which is excessive over relatively short time periods so that there is a treatment process upset and subsequent loss of treatment efficiency.
- (q) "Storm sewer" means a sewer for conveying water, groundwater, subsurface water or unpolluted water from any source.
- (r) "Suspended solids" means total suspended matter that either floats on the surface of, or is in suspension in, water, wastewater or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and Wastewater" and referred to as nonfilterable residue.
- (s) "Wastewater" or "wastes" means the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industries and institutions, together with any groundwater, surface water and stormwater that may be present.
- (t) "Wastewater treatment plant" means that portion of the wastewater treatment works of the City required to treat wastewater and dispose of the effluent.
- (u) "Wastewater treatment works" or "works" means the structures, equipment and processes required to collect, carry away and treat wastewater and dispose of the effluent of the City. "Wastewater treatment works" includes sanitary sewers, combined sewers and intercepting sewers, but does not include storm sewers.

1052.02 PROHIBITED WASTES.

The following prohibited wastes shall not be introduced into the wastewater treatment works so as to interfere with the operation or performance of the works:

- (a) Wastes that create a fire or explosion hazard in the wastewater treatment works;
- (b) Wastes that will cause corrosive structural damage to the wastewater treatment works, but in no case wastes with a pH lower than 5.0;
- (c) Solid or viscous wastes in amounts which would cause obstruction to the flow in sewers, or other interference with the proper operation of the wastewater treatment works;

(d) Slug discharges; and
(e) Pollutants, including heavy metals, toxic wastes and wastes that are generally not amenable to treatment, or are detrimental to the treatment process. Such pollutants may be subject to pretreatment to comply with limitations established by the City or may be subject to prohibition.

Wastes exceeding the following normal concentrations are prohibited:

- | | |
|----------------|------------|
| (1) Arsenic | 0.16 mg/l |
| (2) Cadmium | 0.06 mg/l |
| (3) Chromium | 23.20 mg/l |
| (4) Copper | 2.36 mg/l |
| (5) Cyanide | 2.70 mg/l |
| (6) Lead | 0.94 mg/l |
| (7) Mercury | 65 ng/l |
| (8) Molybdenum | 0.14 mg/l |
| (9) Nickel | 1.81 mg/l |
| (10) Selenium | 0.37 mg/l |
| (11) Silver | 1.06 mg/l |
| (12) Zinc | 5.90 mg/l |

Applicable concentrations shall be based upon average concentrations, weighted in proportion to volume of flow.

(f) In the event of an occurrence of a dangerous situation as a result of materials being dumped into sanitary sewers, the Service-Safety Director of Public Utilities or their authorized agent shall determine if evacuation of the area is necessary and act accordingly. The evacuation procedure shall be the responsibility of the Police and Fire Divisions.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

Ord 30-2025

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 31-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1052.06

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1052.06 establishes “Surcharges” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1052.06 which currently reads as:

1052.06 SURCHARGES.

Surcharges for industrial wastes shall be as follows:

(a) In addition to the base sanitary sewage charges applicable pursuant to Section 1052.05, industries discharging pollutants to the wastewater treatment works of the City, whose average concentration, as defined in Section 1052.03, in one or more classifications exceeds in any billing quarter that concentration defined as normal in Section 1052.03, for the corresponding classification, shall be subject to a surcharge calculated as follows:

(1) Surcharges for each billing quarter during a calendar year shall be based upon the following data applicable for the previous calendar year:

A. Net sewer revenue fund expenses, as defined in Section 1052.05(b)(1)A. (Cto);

B. Total debt service payments to the Ohio Water Development Authority (Ctd);

C. Total pounds of BOD received at the wastewater treatment plant (Bt);

D. Total pounds of suspended solids received at the wastewater treatment plant (St);

E. Total pounds of phosphorus (as P) received at the wastewater treatment plant (Pt). Data not available shall be estimated in the most practical manner possible.

F. Total pounds of COD received at the wastewater treatment plant (Ct).

(2) Surcharge per pound of BOD in excess of normal equals:

$$Cto \cdot 0.279 + Ctd \cdot 0.414$$

Bt

- (3) Surcharge per pound of suspended solids in excess of normal equals:

$$\frac{C_{to} \cdot 0.245 + C_{td} \cdot 0.305}{S_t}$$

- (4) Surcharge per pound of phosphorus in excess of normal equals:

$$\frac{C_{to} \cdot 0.142 + C_{td} \cdot 0.029}{P_t}$$

- (5) Surcharge per pound of COD in excess of normal equals:

$$\frac{C_{to} \cdot 0.279 + C_{td} \cdot 0.414}{C_t}$$

(6) Pounds of BOD per billing quarter subject to surcharge equals: (Average concentration of BOD, calculated pursuant to Section 1052.03, in milligrams per liter minus 200 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of BOD is 200 milligrams per liter, or less, no surcharge for BOD shall apply.

(7) Pounds of suspended solids per billing quarter subject to surcharge equals: (Average concentration of suspended solids, calculated pursuant to Section 1052.03, in milligrams per liter minus 240 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of suspended solids is 240 milligrams per liter, or less, no surcharge for suspended solids shall apply.

(8) Pounds of phosphorus per billing quarter subject to surcharge equals: (Average concentration of phosphorus, calculated pursuant to Section 1052.03, in milligrams per liter minus twelve milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of phosphorus is twelve milligrams per liter, or less, no surcharge for phosphorus shall apply.

(9) Pounds of COD per billing quarter subject to surcharge equals: (Average concentration of COD, calculated pursuant to Section 1052.03, in milligrams per liter, minus 1,000 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of COD is 1,000 milligrams per liter, or less, no surcharge for COD shall apply.

(10) Surcharge shall be calculated according to paragraph (a)(10)A. or (a)(10)B. hereof, determined at the sole option of the Service-Safety Director.

A. Surcharge equals: (Pounds of BOD calculated pursuant to paragraph (a)(6) hereof times (surcharge per pound calculated pursuant to paragraph (a)(2) hereof plus (pounds of suspended solids calculated pursuant to paragraph (a)(7) hereof times (surcharge per pound calculated pursuant to paragraph (a)(3) hereof plus (pounds of phosphorus calculated pursuant to paragraph (a)(8) hereof times (surcharge per pound calculated pursuant to paragraph (a)(4) hereof.

B. Surcharge equals: (Pounds of COD calculated pursuant to paragraph (a)(9) hereof) times (surcharge per pound calculated pursuant to paragraph (a)(5) hereof) plus (pounds of suspended solids calculated pursuant to paragraph (a)(7) hereof) times (surcharge per pound calculated pursuant to paragraph (a)(3) hereof) plus (pounds of phosphorus calculated pursuant to paragraph (a)(8) hereof) times (surcharge per pound calculated pursuant to paragraph (a)(4) hereof).

(11) Formulas as contained in this subsection shall be subject to adjustment as necessary, based upon annual audit of sewer revenue fund expenses.

(b) Surcharges may also be established for pollutants, other than those provided for in this section, which are permitted to be discharged to the wastewater treatment works by the City, after pretreatment or without pretreatment.

(c) Surcharges levied pursuant to this section shall be billed quarterly.

(Ord. 51-74. Passed 7-23-74; Ord. 20-82. Passed 3-16-82.)

is hereby amended and revised to read:

1052.06 SURCHARGES.

Surcharges for industrial wastes shall be as follows:

(a) In addition to the base sanitary sewage charges applicable pursuant to Section 1052.05, industries discharging pollutants to the wastewater treatment works of the City, whose average concentration, as defined in Section 1052.03, in one or more classifications exceeds in any billing quarter that concentration defined as normal in Section 1052.03, for the corresponding classification, shall be subject to a surcharge calculated as follows:

(1) Surcharges for each billing quarter during a calendar year shall be based upon the following data applicable for the previous calendar year:

A. Net sewer revenue fund expenses, as defined in Section 1052.05(b)(1)A. (Cto);

B. Total debt service payments to the Ohio Water Development Authority (Ctd);

C. Total pounds of BOD received at the wastewater treatment plant (Bt);

D. Total pounds of suspended solids received at the wastewater treatment plant (St);

E. Total pounds of phosphorus (as P) received at the wastewater treatment plant (Pt). Data not available shall be estimated in the most practical manner possible.

F. Total pounds of COD received at the wastewater treatment plant (Ct).

(2) Surcharge per pound of BOD in excess of normal equals:

$$Cto \cdot 0.279 + Ctd \cdot 0.414$$

Bt

(3) Surcharge per pound of suspended solids in excess of normal equals:

$$Cto \cdot 0.245 + Ctd \cdot 0.305$$

St

- (4) Surcharge per pound of phosphorus in excess of normal equals:

$$C_{to} \cdot 0.142 + C_{td} \cdot 0.029$$

Pt

- (5) Surcharge per pound of COD in excess of normal equals:

$$C_{to} \cdot 0.279 + C_{td} \cdot 0.414$$

Ct

(6) Pounds of BOD per billing quarter subject to surcharge equals: (Average concentration of BOD, calculated pursuant to Section 1052.03, in milligrams per liter minus 200 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of BOD is 200 milligrams per liter, or less, no surcharge for BOD shall apply.

(7) Pounds of suspended solids per billing quarter subject to surcharge equals: (Average concentration of suspended solids, calculated pursuant to Section 1052.03, in milligrams per liter minus 240 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of suspended solids is 240 milligrams per liter, or less, no surcharge for suspended solids shall apply.

(8) Pounds of phosphorus per billing quarter subject to surcharge equals: (Average concentration of phosphorus, calculated pursuant to Section 1052.03, in milligrams per liter minus twelve milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of phosphorus is twelve milligrams per liter, or less, no surcharge for phosphorus shall apply.

(9) Pounds of COD per billing quarter subject to surcharge equals: (Average concentration of COD, calculated pursuant to Section 1052.03, in milligrams per liter, minus 1,000 milligrams per liter) times volume of wastewater discharged from the industry to the wastewater treatment works per billing quarter, in 1,000 cubic feet times 0.0624. If average concentration of COD is 1,000 milligrams per liter, or less, no surcharge for COD shall apply.

(10) Surcharge shall be calculated according to paragraph (a)(10)A. or (a)(10) B. hereof, determined at the sole option of the Service-Safety Director of Public Utilities.

A. Surcharge equals: (Pounds of BOD calculated pursuant to paragraph (a)(6) hereof times (surcharge per pound calculated pursuant to paragraph (a)(2) hereof plus (pounds of suspended solids calculated pursuant to paragraph (a)(7) hereof times (surcharge per pound calculated pursuant to paragraph (a)(3) hereof plus (pounds of phosphorus calculated pursuant to paragraph (a)(8) hereof times (surcharge per pound calculated pursuant to paragraph (a)(4) hereof.

B. Surcharge equals: (Pounds of COD calculated pursuant to paragraph (a)(9) hereof times (surcharge per pound calculated pursuant to paragraph (a)(5) hereof plus (pounds of suspended solids calculated pursuant to paragraph (a)(7) hereof times (surcharge per pound calculated pursuant to paragraph (a)(3) hereof plus (pounds of phosphorus calculated pursuant to paragraph (a)(8) hereof times (surcharge per pound calculated pursuant to paragraph (a)(4) hereof.

(11) Formulas as contained in this subsection shall be subject to adjustment as necessary, based upon annual audit of sewer revenue fund expenses.

(b) Surcharges may also be established for pollutants, other than those provided for in this section, which are permitted to be discharged to the wastewater treatment works by the City, after pretreatment or without pretreatment.

(c) Surcharges levied pursuant to this section shall be billed quarterly.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 32-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1090.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1090.01 establishes “Definitions” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1090.01 which currently reads as:

1090.01 DEFINITIONS.

As used in this chapter:

(a) "Director" means the Director of Public Service-Safety or his authorized representative.

(b) "Park" means a park, reservation, playground, swimming or bathing area, beach, recreation center or any other area in the City, owned or used by the City, and devoted to active or passive recreation.

(c) "Person" means any person, firm, partnership, association, corporation, company or organization of any kind.

(d) "Vehicle" means any wheeled conveyance, whether motor powered, animal drawn or self-propelled. The term includes any trailer in tow of any size, kind or description. Exception is made for baby carriages and vehicles in the service of the City parks. (Ord. 97-73. Passed 12-27-73.)

is hereby amended and revised to read:

1090.01 DEFINITIONS.

As used in this chapter:

(a) "Director" means the ~~Director of Public Service-Safety~~ Director of Public Service, or their authorized representative.

(b) "Park" means a park, reservation, playground, swimming or bathing area, beach, recreation center or any other area in the City, owned or used by the City, and devoted to active or passive recreation.

(c) "Person" means any person, firm, partnership, association, corporation, company or organization of any kind.

(d) "Vehicle" means any wheeled conveyance, whether motor powered, animal drawn or self-propelled. The term includes any trailer in tow of any size, kind or description. Exception is made for baby carriages and vehicles in the service of the City parks.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 33-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1090.04 - §1090.09

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1090.04 - §1090.09 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1090.04 - §1090.09 which currently read as:

1090.04 TRAFFIC.

No person in a park shall:

(a) Application of Traffic Code. Fail to comply with all applicable provisions of the Traffic Code of the City or State law in regard to equipment and operation of vehicles, together with such regulations as are contained in this chapter and other ordinances;

(b) Enforcement of Traffic Regulations. Fail to obey all traffic officers and park employees, such persons being hereby authorized and instructed to direct traffic whenever and wherever needed in the parks and on the highways, streets or roads immediately adjacent thereto in accordance with the provisions of these regulations and such supplementary regulations as may be issued subsequently by the Director of Public Service-Safety;

(c) Obeying Traffic Signs. Fail to observe carefully all traffic signs indicating speed, direction, caution, stopping or parking and all others posted for proper control and to safeguard life and property;

(d) Speed of Vehicles. Ride or drive a vehicle at a rate of speed exceeding fifteen miles per hour except upon such roads as the Director may designate, by posted signs, for speedier travel;

(e) Operation Confined to Roads. Drive any vehicle on any area except the paved park roads or parking areas or such other areas as may on occasion be specifically designated as temporary areas by the Director;

(f) Parking.

(1) Designated areas. Park a vehicle in other than an established or designated parking area; such use shall be in accordance with the directions there posted and with the instructions of any attendant who may be present;

(2) Full-parking. Full-park on a road or driveway at any time, except that in order to enjoy some special natural scenic feature, vehicles may be parked with the two left wheels near the right edge of the paving for not more than five minutes; however, no stopping or parking is permitted, even briefly, on the left-hand side of any road or driveway;

(3) Immovable vehicles. Leave a vehicle anywhere in a park with one or more wheels chained, or with the transmission set in gear and the doors locked, or in any manner fixed or arranged so that such vehicle cannot readily be moved by hand;

(4) Night parking. Leave a vehicle standing or parked at night without lights clearly visible for at least 100 feet from both the front and rear on any driveway or road area, except legally established parking areas;

(5) Emergency procedure. Fail to immediately notify an attendant of an emergency in the nature of a breakdown requiring the assistance of a tow truck, a mechanic or other person;

(6) Double parking. Double park any vehicle on any road or parkway unless directed by a park official;

(7) Muffler required. Fail to use a muffler adequate to deaden the sound of the engine in a motor vehicle;

(g) Bicycles.

(1) Confined to roads. Ride a bicycle on other than a paved vehicular road or path designated for that purpose, except that a bicyclist shall be permitted to wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use;

(2) Operation. Ride a bicycle on other than the right-hand side of the road paving, as closely as conditions permit, or ride other than in single file when two or more are operating as a group, or operate a bicycle without reasonable regard for the safety of others, without signalling all turns, passing to the right of any vehicle he is overtaking and passing to the right of any vehicle he is meeting;

(3) Rider prohibited. Ride any other person on a bicycle;

(4) Designated racks. Leave a bicycle in a place other than a bicycle rack when such is provided and there is a space available;

(5) Immobile. Leave a bicycle lying on the ground or paving, or set against trees, or in any place or position where other persons may trip over or be injured by it; or

(6) Night operation. Ride a bicycle on any road in a park after sunset or before sunrise without an attached headlight plainly visible at least 200 feet in front of, and without a red tail light or red reflector plainly visible from at least 100 feet from the rear of, such bicycle.

(Ord. 97-73. Passed 12-27-73.)

1090.05 RECREATIONAL ACTIVITIES.

No person in a park shall:

(a) Bathing and Swimming.

(1) Designated areas. Swim, bathe or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as

are provided therefor, and in compliance with such regulations as are herein set forth or may be hereafter adopted, nor frequent any waters or places customarily designated for the purpose of swimming or bathing, or congregate thereat when such activity is prohibited by the Director of Public Service-Safety upon a finding that such use of the water would be dangerous or otherwise inadvisable;

- (2) Certain hours. Frequent any waters or places designated for the purpose of swimming or bathing, or congregate thereat, except between such hours of the day as are designated by the Director for such purposes for each individual area;

(3) Structure on beach. Erect, maintain, use or occupy on or in any beach or bathing area any tent, shelter or structure of any kind unless there is an unobstructed view into such tent, shelter or structure from at least two sides, or connect or fasten any guy wire, rope or extension or exterior brace or support from any such structure to any other structure, stake, rock or other object outside thereof;

(4) Costume. Allow himself to be so covered with a bathing suit as to indecently expose his person or call forth merited criticism, or appear in a bathing costume at any place in a park except within the limits of designated bathing places or areas, or appear in a bathing costume that does not conform to commonly accepted standards;

(5) Bathhouses. Dress or undress on any beach or in any vehicle, toilet or other place, except in such bathing houses or structures as may be provided for that purpose;

(b) Fishing.

(1) Commerce prohibited. Engage in commercial fishing or the buying or selling of fish caught in any waters;

(2) General prohibition. Fish in any waters, whether by the use of hook and line, net, trap or other device, except in waters designated by the Director for that use and under such regulations and restrictions as have been or may be prescribed by the Director;

(3) Off-shore. Fish off-shore from the beaches except from such portions thereof as may be staked off and posted therefor, or fish in any area where bathing is permitted;

(c) Hunting and Firearms. Hunt, trap or pursue wildlife at any time, or use, carry or possess firearms of any description or air rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device, or shoot into park areas from beyond park boundaries;

(d) Picnic Areas and Use.

(1) Regulated. Picnic or lunch in a place other than that designated for such purpose, or fail to comply with any direction given by an attendant to regulate the

activities in such areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all, which attendants are hereby authorized to give such directions;

(2) Availability. Violate the regulation that use of the individual fireplaces together with tables and benches follows generally the rule of "first come, first served;"

(3) Nonexclusive. Use any portion of the picnic areas or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, or use such areas and facilities for an unreasonable time if the facilities are crowded;

(4) Duty of picnicker. Leave a picnic area before a fire is completely extinguished and before all trash in the nature of boxes, papers, cans, bottles, garbage and other refuse is placed in the disposal receptacles where provided, or fail to carry away from a park area such refuse and trash, to be properly disposed of elsewhere, when such trash receptacles are not available;

(e) Camping. Set up tents, shacks or any other temporary shelter for the purpose of overnight camping, or leave in a park after closing hours any movable structure or special vehicle to be used or that could be used for such purpose, such as house trailers, camp trailers, camp wagons or the like, without permission of the Director of Public Service-Safety;

(f) Games. Take part in or abet the playing of any games involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins or model airplanes, except in areas set apart for such forms of recreation, or play rough or comparatively dangerous games, such as football or baseball, except on the fields and courts or areas provided therefor or roller skate in an area other than those areas specifically designated for such activity; or

(g) Horseback Riding. Ride a horse except on designated bridle trails, or ride a horse that is not thoroughly broken and properly restrained, or ride a horse without due care or allow a horse to graze or go unattended, or hitch a horse to any rock, tree or shrub. (Ord. 97-73. Passed 12-27-73.)

1090.06 BEHAVIOR GENERALLY.

No person in a park shall:

(a) Intoxicating Beverages.

(1) Prohibition. Bring alcoholic beverages into a park or drink alcoholic beverages at any time in a park, except that the consumption of alcoholic beverages may be permitted within a park under the strict regulation and control of, and with the express written consent of, the Director of Public Service-Safety;

(2) Drunkenness. Enter or be in a park under the influence of intoxicating liquor or beer;

(b) Fireworks and Explosives. Bring into a park or have in his possession, or set off or otherwise cause to explode, discharge or burn, any firecrackers, torpedos, rockets or other fireworks or explosives of flammable material, or discharge them or throw them into any such area from land or

highway adjacent thereto, including any substance, compound, mixture or article that in conjunction with any other substance or compound would be dangerous from any of the foregoing standpoints;

- (c) Domestic Animals. Have been responsible for the entry of a dog or other domestic animal into areas other than automobile parking concourses and walks immediately adjacent thereto, or such other areas as may be clearly marked by signs bearing the words "domestic animals permitted in this area" or (in those areas where such animals are permitted) fail to restrain a dog at all times on an adequate physical leash or tether, which shall be not greater than twenty-five (25) feet in length when stretched to its maximum length, or otherwise permit a dog to run at large or have unwanted contact with any individual;
- (d) Reservation of Facilities. Occupy any seat or bench, or enter into, loiter or remain in any pavilion or other park structure or section thereof, which may be reserved and designated by the Director for the use of the opposite sex, except for children under five years of age;
- (e) Dress. Appear at any place in other than proper clothing, except that in restricted bathing areas the wearing of trunks or clothing that does not cover the upper portion of the body is permitted;
- (f) Alms. Solicit alms or contributions for any purpose, whether public or private;
- (g) Fires. Build or attempt to build a fire except in such areas and under such regulations as may be designated by the Director, or drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper or other flammable material within any park area or on any highway, road or street abutting or contiguous thereto;
- (h) Closed Areas. Enter an area posted as "closed to the public," or use, or abet the use of, any area in violation of posted notices;
- (i) Games of Chance. Gamble or participate in or abet any game of chance;
- (j) Going Onto Ice. Go onto the ice on any of the waters except for such areas as are designated as skating fields, provided that a safety signal is displayed;
- (k) Loitering and Boisterousness. Sleep or protractedly lounge on the seats or benches or other areas or engage in loud, boisterous, threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to a breach of the public peace;
- (l) Exhibit Permits. Fail to produce and exhibit any permit from the Director he claims to have upon request of any authorized person who desires to inspect the same for the purpose of enforcing compliance with any ordinance or rule; or
- (m) Interference with Permittees. Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit. (Ord. 104-2012. Passed 7-10-12.)

1090.065 BEHAVIOR IN FORT MEIGS MEMORIAL STATE PARK.

No person in Fort Meigs Memorial State Park shall:

- (a) Intoxicating Beverages.
 - (1) Prohibition. Bring alcoholic beverages, including beer, into such Park or drink alcoholic beverages, including beer, at any time in such Park; or
 - (2) Drunkenness. Enter or be in such Park under the influence of intoxicating liquor, including beer;
- (b) Fireworks and Explosives. Bring into such Park, have in his or her possession or set off or otherwise cause to explode, discharge or burn any firecrackers, torpedos, rockets or other fireworks, explosives or flammable material, or discharge them or throw them into such Park from land or a highway adjacent thereto, including any substance, compound, mixture or article that, in conjunction with any other substance or compound, would be dangerous from any of the foregoing standpoints;
- (c) Domestic Animals. Be responsible for the entry of a dog or other domestic animal into areas other than automobile parking concourses and walks immediately adjacent thereto, or such other areas as may be clearly marked by signs bearing the words "domestic animals permitted in this area"; permit a dog to run at large; or fail to restrain a dog at all times on an adequate leash, not greater than ten feet in length, in those areas where such animals are permitted;
- (d) Alms. Solicit alms or contributions for any purpose, whether public or private;
- (e) Fires. Build or attempt to build a fire, or drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper or other flammable material within any Park area or on any highway, road or street abutting or contiguous thereto;
- (f) Closed Areas. Enter an area posted as "closed to the public", or use or abet the use of any area in violation of posted notices;
- (g) Games of Chance. Gamble, participate in or abet any game of chance; or
- (h) Loitering and Boisterousness. Sleep or protractedly lounge on the seats, benches or other areas; engage in loud, boisterous, threatening, abusive, insulting or indecent language; or engage in any disorderly conduct or behavior tending to a breach of the public peace. (Ord. 14-88. Passed 2-16-88.)

1090.07 MERCHANDISING, ADVERTISING AND SIGNS.

No person in a park shall:

- (a) Vending or Peddling. Expose or offer for sale any article or thing, or station or place any stand, cart or vehicle for the transportation, sale or display of any such article or thing, except for any regularly licensed concessionaire acting by and under the authority and regulation of the Director of Public Service-Safety;
- (b) Advertising. Announce, advertise or call the public attention in any way to any articles or service for sale or hire; or

(c) Signs. Paste, glue, tack or otherwise post any sign, placard, advertisement or inscription, or erect or cause to be erected any sign, on any park property or on any public lands or highways or roads adjacent to a park.

(d) Notwithstanding the foregoing, the City may post or otherwise provide signage which reasonably serves the park's municipal function.

(Ord. 51-2010. Passed 4-6-10.)

1090.071 COMMERCIAL ADVERTISING IN RIVERCREST AND ROTARY PARK.

Subject to such administrative policies as may be adopted by the City upon the recommendation of the Director of Public Safety, the Director of Public Service, and the Director of Law, the City may authorize or otherwise sell commercial advertising in certain designated spaces within Rivercrest Park and Rotary Park.
(Ord. 14-2020. Passed 9-15-20.)

1090.08 PARK OPERATING POLICY.

(a) Hours. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The opening and closing hours for each individual park shall be posted therein for public information.

(b) Closed Areas. Any section or part of any park may be declared closed to the public by the Director of Public Service-Safety at any time and for any interval of time, either temporarily or at regular and stated intervals, daily or otherwise, and either entirely or merely to certain uses, as the Director finds reasonably necessary.

(c) Lost and Found Articles. The finding of lost articles by park attendants shall be reported to the Director who shall make every reasonable effort to locate the owners. The Director shall make every reasonable effort to find articles reported as lost.

(d) Permits. A permit shall be obtained from the Director before participating in park activity:

(1) Application. A person seeking issuance of a permit hereunder shall file an application with the Director. The application shall state:

- A. The name and address of the applicant;
- B. The name and address of the person, persons, corporation or association sponsoring the activity, if any;
- C. The day and hours for which the permit is desired;
- D. The park or portion thereof for which such permit is desired;
- E. An estimate of the anticipated attendance;
- F. Any other information which the Director finds reasonably necessary to a fair determination as to whether or not a permit should be issued hereunder.

(2) Standards for issuance. The Director shall issue a permit hereunder when he finds:

A. The proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.

B. The proposed activity or use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.

C. The proposed activity will not entail unusual, extraordinary or burdensome expenses or police operation by the City.

D. The proposed activity or use is not reasonably anticipated to incite violence, crime or disorderly conduct.

E. The facilities desired have not been reserved for other use at the day and hour required in the application.

(3) Appeal. If a permit is refused, the Director, within three days after receipt of an application, shall apprise an applicant in writing of his reasons for refusing a permit. Any aggrieved person shall have the right to appeal in writing within ten days to Council, which shall consider the application under the standards set forth in subsection (d)(2) hereof and sustain or overrule the Director's decision within twenty days. The decision of Council shall be final.

(4) Effect of permit. A permittee shall be bound by all park rules and regulations and all applicable ordinances as fully as though the same were inserted in his permit.

(5) Liability of permittee. The person or persons to whom a permit is issued shall be liable for any loss, damage or injury sustained by any person by reason of the negligence of the person or persons to whom such permit has been issued.

(6) Revocation. The Director shall have the authority to revoke a permit upon a finding of a violation of any rule or ordinance, or upon good cause shown. (Ord. 97-73. Passed 12-27-73.)

1090.09 ENFORCEMENT.

(a) Officials. The Director of Public Service-Safety, park attendants and police officers shall, in connection with their duties imposed by law, diligently enforce the provisions of this chapter.

(b) Ejectment. The Director, any park attendant and any police officer shall have the authority to eject from the park any person acting in violation of any of the provisions of this chapter.

(c) Seizure of Property. The Director, any park attendant and any police officer shall have the authority to seize and confiscate any property, thing or device in the park or used in violation of any of the provisions of this chapter.

is hereby amended and revised to read:

1090.04 TRAFFIC.

No person in a park shall:

(a) Application of Traffic Code. Fail to comply with all applicable provisions of the Traffic Code of the City or State law in regard to equipment and operation of vehicles, together with such regulations as are contained in this chapter and other ordinances;

(b) Enforcement of Traffic Regulations. Fail to obey all traffic officers and park employees, such persons being hereby authorized and instructed to direct traffic whenever and wherever needed in the parks and on the highways, streets or roads

immediately adjacent thereto in accordance with the provisions of these regulations and such supplementary regulations as may be issued subsequently by the ~~Director of Public Service-Safety~~ **Director of Public Safety**;

(c) Obedying Traffic Signs. Fail to observe carefully all traffic signs indicating speed, direction, caution, stopping or parking and all others posted for proper control and to safeguard life and property;

(d) Speed of Vehicles. Ride or drive a vehicle at a rate of speed exceeding fifteen miles per hour except upon such roads as the Director may designate, by posted signs, for speedier travel;

(e) Operation Confined to Roads. Drive any vehicle on any area except the paved park roads or parking areas or such other areas as may on occasion be specifically designated as temporary areas by the Director;

(f) Parking.

(1) Designated areas. Park a vehicle in other than an established or designated parking area; such use shall be in accordance with the directions there posted and with the instructions of any attendant who may be present;

(2) Full-parking. Full-park on a road or driveway at any time, except that in order to enjoy some special natural scenic feature, vehicles may be parked with the two left wheels near the right edge of the paving for not more than five minutes; however, no stopping or parking is permitted, even briefly, on the left-hand side of any road or driveway;

(3) Immovable vehicles. Leave a vehicle anywhere in a park with one or more wheels chained, or with the transmission set in gear and the doors locked, or in any manner fixed or arranged so that such vehicle cannot readily be moved by hand;

(4) Night parking. Leave a vehicle standing or parked at night without lights clearly visible for at least 100 feet from both the front and rear on any driveway or road area, except legally established parking areas;

(5) Emergency procedure. Fail to immediately notify an attendant of an emergency in the nature of a breakdown requiring the assistance of a tow truck, a mechanic or other person;

(6) Double parking. Double park any vehicle on any road or parkway unless directed by a park official;

(7) Muffler required. Fail to use a muffler adequate to deaden the sound of the engine in a motor vehicle;

(g) Bicycles.

(1) Confined to roads. Ride a bicycle on other than a paved vehicular road or path designated for that purpose, except that a bicyclist shall be permitted to wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use;

(2) Operation. Ride a bicycle on other than the right-hand side of the road paving, as closely as conditions permit, or ride other than in single file when two or more are operating as a group, or operate a bicycle without reasonable regard for the safety of others, without signaling all turns, passing to the right of any vehicle he is overtaking and passing to the right of any vehicle he is meeting;

- (3) Rider prohibited. Ride any other person on a bicycle;
- (4) Designated racks. Leave a bicycle in a place other than a bicycle rack when such is provided and there is a space available;
- (5) Immobile. Leave a bicycle lying on the ground or paving, or set against trees, or in any place or position where other persons may trip over or be injured by it; or
- (6) Night operation. Ride a bicycle on any road in a park after sunset or before sunrise without an attached headlight plainly visible at least 200 feet in front of, and without a red tail light or red reflector plainly visible from at least 100 feet from the rear of, such bicycle.

1090.05 RECREATIONAL ACTIVITIES.

No person in a park shall:

- (a) Bathing and Swimming.
 - (1) Designated areas. Swim, bathe or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefor, and in compliance with such regulations as are herein set forth or may be hereafter adopted, nor frequent any waters or places customarily designated for the purpose of swimming or bathing, or congregate thereat when such activity is prohibited by the Director of Public Service-Safety upon a finding that such use of the water would be dangerous or otherwise inadvisable;
 - (2) Certain hours. Frequent any waters or places designated for the purpose of swimming or bathing, or congregate thereat, except between such hours of the day as are designated by the Director for such purposes for each individual area;
 - (3) Structure on beach. Erect, maintain, use or occupy on or in any beach or bathing area any tent, shelter or structure of any kind unless there is an unobstructed view into such tent, shelter or structure from at least two sides, or connect or fasten any guy wire, rope or extension or exterior brace or support from any such structure to any other structure, stake, rock or other object outside thereof;
 - (4) Costume. Allow himself to be so covered with a bathing suit as to indecently expose his person or call forth merited criticism, or appear in a bathing costume at any place in a park except within the limits of designated bathing places or areas, or appear in a bathing costume that does not conform to commonly accepted standards;
 - (5) Bathhouses. Dress or undress on any beach or in any vehicle, toilet or other place, except in such bathing houses or structures as may be provided for that purpose;
- (b) Fishing.
 - (1) Commerce prohibited. Engage in commercial fishing or the buying or selling of fish caught in any waters;

(2) General prohibition. Fish in any waters, whether by the use of hook and line, net, trap or other device, except in waters designated by the Director for that use and under such regulations and restrictions as have been or may be prescribed by the Director;

(3) Off-shore. Fish off-shore from the beaches except from such portions thereof as may be staked off and posted therefor, or fish in any area where bathing is permitted;

(c) Hunting and Firearms. Hunt, trap or pursue wildlife at any time, or use, carry or possess firearms of any description or air rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device, or shoot into park areas from beyond park boundaries;

(d) Picnic Areas and Use.

(1) Regulated. Picnic or lunch in a place other than that designated for such purpose, or fail to comply with any direction given by an attendant to regulate the activities in such areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all, which attendants are hereby authorized to give such directions;

(2) Availability. Violate the regulation that use of the individual fireplaces together with tables and benches follows generally the rule of "first come, first served;"

(3) Nonexclusive. Use any portion of the picnic areas or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, or use such areas and facilities for an unreasonable time if the facilities are crowded;

(4) Duty of picnicker. Leave a picnic area before a fire is completely extinguished and before all trash in the nature of boxes, papers, cans, bottles, garbage and other refuse is placed in the disposal receptacles where provided, or fail to carry away from a park area such refuse and trash, to be properly disposed of elsewhere, when such trash receptacles are not available;

(e) Camping. Set up tents, shacks or any other temporary shelter for the purpose of overnight camping, or leave in a park after closing hours any movable structure or special vehicle to be used or that could be used for such purpose, such as house trailers, camp trailers, camp wagons or the like, without permission of the **Director of Public Service-Safety** Director of Public Service;

(f) Games. Take part in or abet the playing of any games involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins or model airplanes, except in areas set apart for such forms of recreation, or play rough or comparatively dangerous games, such as football or baseball, except on the fields and courts or areas provided therefor or roller skate in an area other than those areas specifically designated for such activity; or

(g) Horseback Riding. Ride a horse except on designated bridle trails, or ride a horse that is not thoroughly broken and properly restrained, or ride a horse without

due care or allow a horse to graze or go unattended, or hitch a horse to any rock, tree or shrub.

1090.06 BEHAVIOR GENERALLY.

No person in a park shall:

(a) Intoxicating Beverages.

(1) Prohibition. Bring alcoholic beverages into a park or drink alcoholic beverages at any time in a park, except that the consumption of alcoholic beverages may be permitted within a park under the strict regulation and control of, and with the express written consent of, the ~~Director of Public Service-Safety~~ Director of Public Service.

(2) Drunkenness. Enter or be in a park under the influence of intoxicating liquor or beer;

(b) Fireworks and Explosives. Bring into a park or have in his possession, or set off or otherwise cause to explode, discharge or burn, any firecrackers, torpedos, rockets or other fireworks or explosives of flammable material, or discharge them or throw them into any such area from land or highway adjacent thereto, including any substance, compound, mixture or article that in conjunction with any other substance or compound would be dangerous from any of the foregoing standpoints;

(c) Domestic Animals. Have been responsible for the entry of a dog or other domestic animal into areas other than automobile parking concourses and walks immediately adjacent thereto, or such other areas as may be clearly marked by signs bearing the words "domestic animals permitted in this area" or (in those areas where such animals are permitted) fail to restrain a dog at all times on an adequate physical leash or tether, which shall be not greater than twenty-five (25) feet in length when stretched to its maximum length, or otherwise permit a dog to run at large or have unwanted contact with any individual;

(d) Reservation of Facilities. Occupy any seat or bench, or enter into, loiter or remain in any pavilion or other park structure or section thereof, which may be reserved and designated by the Director for the use of the opposite sex, except for children under five years of age;

(e) Dress. Appear at any place in other than proper clothing, except that in restricted bathing areas the wearing of trunks or clothing that does not cover the upper portion of the body is permitted;

(f) Alms. Solicit alms or contributions for any purpose, whether public or private;

(g) Fires. Build or attempt to build a fire except in such areas and under such regulations as may be designated by the Director, or drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper or other flammable material within any park area or on any highway, road or street abutting or contiguous thereto;

- (h) Closed Areas. Enter an area posted as "closed to the public," or use, or abet the use of, any area in violation of posted notices;
- (i) Games of Chance. Gamble or participate in or abet any game of chance;
- (j) Going Onto Ice. Go onto the ice on any of the waters except for such areas as are designated as skating fields, provided that a safety signal is displayed;
- (k) Loitering and Boisterousness. Sleep or protractedly lounge on the seats or benches or other areas or engage in loud, boisterous, threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to a breach of the public peace;
- (l) Exhibit Permits. Fail to produce and exhibit any permit from the Director he claims to have upon request of any authorized person who desires to inspect the same for the purpose of enforcing compliance with any ordinance or rule; or
- (m) Interference with Permittees. Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit.

1090.065 BEHAVIOR IN FORT MEIGS MEMORIAL STATE PARK.

No person in Fort Meigs Memorial State Park shall:

- (a) Intoxicating Beverages.
 - (1) Prohibition. Bring alcoholic beverages, including beer, into such Park or drink alcoholic beverages, including beer, at any time in such Park; or
 - (2) Drunkenness. Enter or be in such Park under the influence of intoxicating liquor, including beer;
- (b) Fireworks and Explosives. Bring into such Park, have in his or her possession or set off or otherwise cause to explode, discharge or burn any firecrackers, torpedos, rockets or other fireworks, explosives or flammable material, or discharge them or throw them into such Park from land or a highway adjacent thereto, including any substance, compound, mixture or article that, in conjunction with any other substance or compound, would be dangerous from any of the foregoing standpoints;
- (c) Domestic Animals. Be responsible for the entry of a dog or other domestic animal into areas other than automobile parking concourses and walks immediately adjacent thereto, or such other areas as may be clearly marked by signs bearing the words "domestic animals permitted in this area"; permit a dog to run at large; or fail to restrain a dog at all times on an adequate leash, not greater than ten feet in length, in those areas where such animals are permitted;
- (d) Alms. Solicit alms or contributions for any purpose, whether public or private;

(e) Fires. Build or attempt to build a fire, or drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper or other flammable material within any Park area or on any highway, road or street abutting or contiguous thereto;

(f) Closed Areas. Enter an area posted as "closed to the public", or use or abet the use of any area in violation of posted notices;

(g) Games of Chance. Gamble, participate in or abet any game of chance; or

(h) Loitering and Boisterousness. Sleep or protractedly lounge on the seats, benches or other areas; engage in loud, boisterous, threatening, abusive, insulting or indecent language; or engage in any disorderly conduct or behavior tending to a breach of the public peace.

1090.07 MERCHANDISING, ADVERTISING AND SIGNS.

No person in a park shall:

(a) Vending or Peddling. Expose or offer for sale any article or thing, or station or place any stand, cart or vehicle for the transportation, sale or display of any such article or thing, except for any regularly licensed concessionaire acting by and under the authority and regulation of the Director of Public Service-Safety Director of Public Service.

(b) Advertising. Announce, advertise or call the public attention in any way to any articles or service for sale or hire; or

(c) Signs. Paste, glue, tack or otherwise post any sign, placard, advertisement or inscription, or erect or cause to be erected any sign, on any park property or on any public lands or highways or roads adjacent to a park.

(d) Notwithstanding the foregoing, the City may post or otherwise provide signage which reasonably serves the park's municipal function.

1090.071 COMMERCIAL ADVERTISING IN RIVERCREST AND ROTARY PARK.

Subject to such administrative policies as may be adopted by the City upon the recommendation of the Director of Public Safety, the Director of Public Service, and the Director of Law, the City may authorize or otherwise sell commercial advertising in certain designated spaces within Rivercrest Park and Rotary Park.

1090.08 PARK OPERATING POLICY.

(a) Hours. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The opening and closing hours for each individual park shall be posted therein for public information.

(b) Closed Areas. Any section or part of any park may be declared closed to the public by the Director of Public Service-Safety Director of Public Service, at any time and for any interval of time, either temporarily or at regular and stated intervals, daily or otherwise, and either entirely or merely to certain uses, as the Director finds reasonably necessary. (a) Hours. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The

opening and closing hours for each individual park shall be posted therein for public information.

(c) Lost and Found Articles. The finding of lost articles by park attendants shall be reported to the Director who shall make every reasonable effort to locate the owners. The Director shall make every reasonable effort to find articles reported as lost.

(d) Permits. A permit shall be obtained from the Director before participating in park activity:

(1) Application. A person seeking issuance of a permit hereunder shall file an application with the Director. The application shall state:

- A. The name and address of the applicant;
- B. The name and address of the person, persons, corporation or association sponsoring the activity, if any;
- C. The day and hours for which the permit is desired;
- D. The park or portion thereof for which such permit is desired;
- E. An estimate of the anticipated attendance;
- F. Any other information which the Director finds reasonably necessary to a fair determination as to whether or not a permit should be issued hereunder.

(2) Standards for issuance. The Director shall issue a permit hereunder when he finds:

- A. The proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.
- B. The proposed activity or use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
- C. The proposed activity will not entail unusual, extraordinary or burdensome expenses or police operation by the City.
- D. The proposed activity or use is not reasonably anticipated to incite violence, crime or disorderly conduct.
- E. The facilities desired have not been reserved for other use at the day and hour required in the application.

(3) Appeal. If a permit is refused, the Director, within three days after receipt of an application, shall apprise an applicant in writing of his reasons for refusing a permit. Any aggrieved person shall have the right to appeal in writing within ten days to Council, which shall consider the application under the standards set forth in subsection (d)(2) hereof and sustain or overrule the Director's decision within twenty days. The decision of Council shall be final.

(4) Effect of permit. A permittee shall be bound by all park rules and regulations and all applicable ordinances as fully as though the same were inserted in his permit.

(5) Liability of permittee. The person or persons to whom a permit is issued shall be liable for any loss, damage or injury sustained by any person by reason of the negligence of the person or persons to whom such permit has been issued.

(6) Revocation. The Director shall have the authority to revoke a permit upon a finding of a violation of any rule or ordinance, or upon good cause shown.

1090.09 ENFORCEMENT.

(a) Officials. The ~~Director of Public Service-Safety~~ **Director of Public Service**, ~~the Director of Public Safety~~, park attendants and police officers shall, in connection with their duties imposed by law, diligently enforce the provisions of this chapter.

(b) Ejectment. The **City Administrator, Directors of Public Service or Safety**, any park attendant and any police officer shall have the authority to eject from the park any person acting in violation of any of the provisions of this chapter.

(c) Seizure of Property. The **Directors of Public Service or Safety**, any park attendant and any police officer shall have the authority to seize and confiscate any property, thing or device in the park or used in violation of any of the provisions of this chapter.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 34-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1444.02 establishes “Inspections; Notice to Abate Violations” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1444.02 which currently reads as:

1444.02 INSPECTIONS; NOTICE TO ABATE VIOLATIONS.

Whenever complaint is made to the Building Inspector of a violation of Section 1444.01, or whenever he has reason to believe that such a violation exists, he shall promptly inspect or cause to be inspected the premises on which it is alleged or he has reason to believe such violation exists. Should the Building Inspector, after such inspection, find that a violation does exist, he shall promptly notify the Fire Chief, the Wood County Commissioner of Health and the person, firm or corporation which, from the property records of Wood County, appears to be the owner of such premises, and shall request the Fire Chief and Health Commissioner to make an inspection thereof. The Building Inspector shall also leave a copy of such notice with the person in possession or in charge of the premises. If there is no such person or if such person cannot be found, he shall post a copy of such notice on the premises. The notice shall refer to the provisions of this chapter and shall state that unless such violation is abated, proceedings will be taken in accordance herewith.

Upon receipt of such notice the Fire Chief shall inspect the premises and make a written report of his findings, which, together with the report of the Building Inspector, shall be filed with the Director of Public Service-Safety. (Ord. 4-63. Passed 3-12-63.)

is hereby amended and revised to read:

1444.02 INSPECTIONS; NOTICE TO ABATE VIOLATIONS.

Whenever complaint is made to the Building Inspector of a violation of Section 1444.01, or whenever he has reason to believe that such a violation exists, he shall

promptly inspect or cause to be inspected the premises on which it is alleged or he has reason to believe such violation exists. Should the Building Inspector, after such inspection, find that a violation does exist, he shall promptly notify the Fire Chief, the Wood County Commissioner of Health and the person, firm or corporation which, from the property records of Wood County, appears to be the owner of such premises, and shall request the Fire Chief and Health Commissioner to make an inspection thereof. The Building Inspector shall also leave a copy of such notice with the person in possession or in charge of the premises. If there is no such person or if such person cannot be found, he shall post a copy of such notice on the premises. The notice shall refer to the provisions of this chapter and shall state that unless such violation is abated, proceedings will be taken in accordance herewith.

Upon receipt of such notice the Fire Chief shall inspect the premises and make a written report of his findings, which, together with the report of the Building Inspector, shall be filed with the ~~Director of Public Service-Safety~~ City Administrator.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 35-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1444.03 establishes “Health Nuisances; Notice to Abate” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1444.03 which currently reads as:

1444.03 HEALTH NUISANCES; NOTICE TO ABATE.

Should the Building Inspector, Fire Chief and Director of Public Service-Safety find that a violation of Section 1444.01 exists and, if the unlawful condition is within the prohibitions of subsections (d), (g) and (h) of Section 1444.01 and the Commissioner of Health concurs in such finding, the Director shall cause photographs of such property showing such unlawful condition to be made and filed with the reports of the officers aforesaid. He shall cause to be served on the person, firm or corporation which, from the property records in Wood County, appears to be owner of the property involved, notice to abate such unlawful condition within thirty days thereafter, and that if such unlawful condition is not abated within such time, the same will be abated by the City at the expense of the owner. A copy of the notice shall be left with the person in charge or possession of such premises, or, if there is no such person or such person cannot be found, such notice shall be posted on the premises. (Ord. 4-63. Passed 3-12-63.)

is hereby amended and revised to read:

1444.03 HEALTH NUISANCES; NOTICE TO ABATE.

Should the Building Inspector, Fire Chief and Director of Public Service-Safety City Administrator, or their designee, find that a violation of Section 1444.01 exists and, if the unlawful condition is within the prohibitions of subsections (d), (g) and (h) of Section 1444.01 and the Commissioner of Health concurs in such finding, the Director shall cause photographs of such property showing such unlawful condition to be made and filed with the reports of the officers aforesaid. He shall cause to be served on the

person, firm or corporation which, from the property records in Wood County, appears to be owner of the property involved, notice to abate such unlawful condition within thirty days thereafter, and that if such unlawful condition is not abated within such time, the same will be abated by the City at the expense of the owner. A copy of the notice shall be left with the person in charge or possession of such premises, or, if there is no such person or such person cannot be found, such notice shall be posted on the premises.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 36-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.05

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1444.05 establishes “Failure to Comply; Abatement by City” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1444.05 which currently reads as:

1444.05 FAILURE TO COMPLY; ABATEMENT BY CITY.

Should the unlawful condition referred to in Section 1444.03 not be abated within the time stated in the notice given pursuant to such section, the Director of Public Service-Safety or his authorized representative shall have the right to enter upon the premises and to abate any unlawful condition. (Ord. 4-63. Passed 3-12-63.)

is hereby amended and revised to read:

1444.05 FAILURE TO COMPLY; ABATEMENT BY CITY.

Should the unlawful condition referred to in Section 1444.03 not be abated within the time stated in the notice given pursuant to such section, the ~~Director of Public Service-Safety~~ City Administrator or their authorized representative shall have the right to enter upon the premises and to abate any unlawful condition.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 37-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.06

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1444.06 establishes “Sale of Salvage Material; Assessment or Refund” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1444.06 which currently reads as:

1444.06 SALE OF SALVAGE MATERIAL; ASSESSMENT OR REFUND.

In abating any unlawful condition pursuant to the provisions of Section 1444.05, the Director of Public Service-Safety may take such action as is necessary to complete the abatement of the same and may utilize any labor or equipment of the City or may contract for the abatement thereof, if such contract may be let without any expense whatever to the City. Should it be practicable to sell or salvage any material resulting from the abatement, the Director may cause the same to be sold at public or private sale at the best price obtainable and shall keep an account of the proceeds thereof. Such proceeds shall be deposited in the General Fund of the City and, if the amount so received is less than the cost of the abatement, the Director shall report the matter to Council, which shall levy an assessment for the deficiency against the premises upon which such unlawful condition was abated and cause such assessment to be certified and collected as other assessments by the City.

Should the proceeds of the sale of any material salvaged in the course of such abatement exceed the cost thereof, the amount of such excess shall be paid to the owner of the premises upon the filing of a claim therefor and proof of title and right to such surplus.

(Ord. 4-63. Passed 3-12-63.)

is hereby amended and revised to read:

1444.06 SALE OF SALVAGE MATERIAL; ASSESSMENT OR REFUND.

In abating any unlawful condition pursuant to the provisions of Section 1444.05, the Director of Public Service-Safety City Administrator, or their designee, may take

such action as is necessary to complete the abatement of the same and may utilize any labor or equipment of the City or may contract for the abatement thereof, if such contract may be let without any expense whatever to the City. Should it be practicable to sell or salvage any material resulting from the abatement, the Director may cause the same to be sold at public or private sale at the best price obtainable and shall keep an account of the proceeds thereof. Such proceeds shall be deposited in the General Fund of the City and, if the amount so received is less than the cost of the abatement, the Director shall report the matter to Council, which shall levy an assessment for the deficiency against the premises upon which such unlawful condition was abated and cause such assessment to be certified and collected as other assessments by the City.

Should the proceeds of the sale of any material salvaged in the course of such abatement exceed the cost thereof, the amount of such excess shall be paid to the owner of the premises upon the filing of a claim therefor and proof of title and right to such surplus.

(Ord. 4-63. Passed 3-12-63.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler

Ord 37-2025

LAW DIRECTOR

ORDINANCE 38-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1444.99

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1444.99 establishes “Penalty” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1444.99 which currently reads as:

1444.99 PENALTY.

Whoever, being able to do so, neglects or refuses to obey a proper order issued by the Director of Public Service-Safety or his duly authorized representative, pursuant to this chapter, is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00) for each offense. A separate offense shall be deemed committed each day that such unlawful condition is permitted to exist after the time specified for the abatement thereof by the owner or occupant in any notice provided for herein. No prosecution under this section shall be maintained unless the Building Inspector, Fire Chief and Director of Public Service-Safety unanimously find that an unlawful condition, as defined in this chapter, exists and should be abated, nor in cases where the concurrence of the Wood County Health Commissioner is required by Section 1444.03, unless such Commissioner also concurs.

is hereby amended and revised to read:

1444.99 PENALTY.

Whoever, being able to do so, neglects or refuses to obey a proper order issued by the Director of Public Service-Safety City Administrator or their duly authorized representative, pursuant to this chapter, is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00) for each offense. A separate offense shall be deemed committed each day that such unlawful condition is permitted to exist after the time specified for the abatement thereof by the owner or

occupant in any notice provided for herein. No prosecution under this section shall be maintained unless the Building Inspector, Fire Chief and **Director of Public Service-Safety City Administrator** unanimously find that an unlawful condition, as defined in this chapter, exists and should be abated, nor in cases where the concurrence of the Wood County Health Commissioner is required by Section 1444.03, unless such Commissioner also concurs.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 39-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1458.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1458.01 establishes “Requirements” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1458.01 which currently reads as:

1458.01 REQUIREMENTS.

Banners designed to be installed across thoroughfares within the City, which banners meet the specifications prescribed by the Service-Safety Director, may only be installed upon the approval of the Service-Safety Director. (Ord. 124-92. Passed 9-1-92.)

is hereby amended and revised to read:

1458.01 REQUIREMENTS.

Banners designed to be installed across thoroughfares within the City, which banners meet the specifications prescribed by the Service-Safety Director City Administrator, or their designee, may only be installed upon the approval of the Service-Safety Director City Administrator, or their designee.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 40-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1460.10

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1460.10 establishes Enforcement; Service of Notices and Orders; Hearings through the City of Perrysburg's Codified Ordinances ("Code"); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1460.10 which currently reads as:

1460.10 ENFORCEMENT; SERVICE OF NOTICES AND ORDERS; HEARINGS.

The Zoning Inspector shall have the primary duty of enforcing the provisions of this chapter under the direction of the Director of Public Service-Safety. It shall be the duty of all officers and employees of the Municipality, and especially all members of the Police and Fire Divisions, to assist the Zoning Inspector by reporting to him, for the taking by him of the necessary initial action, all apparent violations.

(a) When the Zoning Inspector determines that there are reasonable grounds to believe that there has been a violation of any provision of this chapter or of any rule or regulation adopted pursuant thereto, he shall give notice of such alleged violation to the person or persons responsible therefor, as hereinafter provided.

(1) Such notice shall:

A. Be put in writing and include a description of the real estate sufficient for identification;

B. Include a statement of the reasons why it is being issued;

C. Allow a reasonable time for the performance of any act it requires;

D. Be served upon the owner, or the occupant, as the case may require; provided that such notice shall be deemed to be properly served upon such owner or upon such occupant, if a copy thereof is served upon him personally; or if a copy thereof is sent by registered mail to his last known address; or if a copy thereof is posted in a conspicuous place in or about the dwelling affected by the notice; or if he is served with such notice by any other method authorized or required under the laws of this State.

(2) Such notice may contain an outline of remedial action which, if taken, will effect compliance with the provisions of this chapter and with rules and regulations adopted pursuant thereto.

(b) Any person affected by any notice which has been issued in connection with the enforcement of any provision of this chapter, or of any rule or regulation adopted pursuant thereto, may request and shall be granted a hearing on the matter before the Zoning Inspector provided that such person shall file in the office of the Zoning Inspector a written petition requesting such hearing and setting forth a brief statement of the grounds therefor within ten days after the day the notice was served. Upon receipt of such petition the Zoning Inspector shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing the petitioner shall be given an opportunity to be heard and to show why such notice should be modified or withdrawn. The hearing shall be commenced not later than ten days after the date on which the petition was filed; provided that upon application of the petitioner the Zoning Inspector may postpone the date of the hearing for a reasonable time beyond such ten-day period, if in his judgment the petitioner has submitted a good and sufficient reason for such postponement;

(c) After such hearing the Zoning Inspector shall sustain, modify or withdraw the notice, depending upon his finding as to whether the provisions of this chapter and of the rules and regulations adopted pursuant thereto have been complied with. If the Zoning Inspector sustains or modifies such notice, it shall be deemed to be in order. Any notice served pursuant to subsection (a) of this section shall automatically become an order if a written petition for a hearing is not filed in the office of the Zoning Inspector within ten days after such notice is served. After a hearing in the case of any notice suspending any permit required by this chapter or by any rule or regulation adopted pursuant thereto, when such notice has been sustained by the Zoning Inspector, the permit shall be deemed to have been revoked. Any such permit which has been suspended by a notice shall be deemed to be automatically revoked if a petition for hearing is not filed in the office of the Zoning Inspector within ten days after such notice is served.

(d) The proceedings at such hearing, including the findings and decision of the Zoning Inspector shall be summarized, reduced to writing, and entered as a matter of public record in the office of the Zoning Inspector. Such record shall also include a copy of every notice or order issued in connection with the matter. Any person aggrieved by the decision of the Zoning Inspector may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the State.

(e) Whenever the Zoning Inspector finds that an emergency exists which requires immediate action to protect the public health, he may, without notice of hearing, issue an order reciting the existence of such an emergency and requiring that such action be taken as he deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately. Any person to whom such order is directed shall comply therewith immediately, but upon petition to the Zoning Inspector shall be afforded a hearing as soon as possible. After such hearing, depending upon his finding as to whether

the provisions of this chapter and of the rules and regulations adopted pursuant thereto have been complied with the Zoning Inspector shall continue such order in effect, or modify it, or revoke it.

(Ord. 65-66. Passed 12-13-66.)

is hereby amended and revised to read:

1460.10 ENFORCEMENT; SERVICE OF NOTICES AND ORDERS; HEARINGS.

The Zoning Inspector shall have the primary duty of enforcing the provisions of this chapter under the direction of the ~~Director of Public Service-Safety City Administrator~~. It shall be the duty of all officers and employees of the Municipality, and especially all members of the Police and Fire Divisions, to assist the Zoning Inspector by reporting to him, for the taking by him of the necessary initial action, all apparent violations.

(a) When the Zoning Inspector determines that there are reasonable grounds to believe that there has been a violation of any provision of this chapter or of any rule or regulation adopted pursuant thereto, he shall give notice of such alleged violation to the person or persons responsible therefor, as hereinafter provided.

(1) Such notice shall:

A. Be put in writing and include a description of the real estate sufficient for identification;

B. Include a statement of the reasons why it is being issued;

C. Allow a reasonable time for the performance of any act it requires;

D. Be served upon the owner, or the occupant, as the case may require; provided that such notice shall be deemed to be properly served upon such owner or upon such occupant, if a copy thereof is served upon him personally; or if a copy thereof is sent by registered mail to his last known address; or if a copy thereof is posted in a conspicuous place in or about the dwelling affected by the notice; or if he is served with such notice by any other method authorized or required under the laws of this State.

(2) Such notice may contain an outline of remedial action which, if taken, will effect compliance with the provisions of this chapter and with rules and regulations adopted pursuant thereto.

(b) Any person affected by any notice which has been issued in connection with the enforcement of any provision of this chapter, or of any rule or regulation adopted pursuant thereto, may request and shall be granted a hearing on the matter before the Zoning Inspector provided that such person shall file in the office of the Zoning Inspector a written petition requesting such hearing and setting forth a brief statement of the grounds therefor within ten days after the day the notice was served. Upon receipt of such petition the Zoning Inspector shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing the petitioner shall be given an opportunity to be heard and to show why such notice should be modified or withdrawn. The hearing shall be commenced not later than ten days after the date on which the petition was filed; provided that upon application of

the petitioner the Zoning Inspector may postpone the date of the hearing for a reasonable time beyond such ten-day period, if in his judgment the petitioner has submitted a good and sufficient reason for such postponement;

(c) After such hearing the Zoning Inspector shall sustain, modify or withdraw the notice, depending upon his finding as to whether the provisions of this chapter and of the rules and regulations adopted pursuant thereto have been complied with. If the Zoning Inspector sustains or modifies such notice, it shall be deemed to be in order. Any notice served pursuant to subsection (a) of this section shall automatically become an order if a written petition for a hearing is not filed in the office of the Zoning Inspector within ten days after such notice is served. After a hearing in the case of any notice suspending any permit required by this chapter or by any rule or regulation adopted pursuant thereto, when such notice has been sustained by the Zoning Inspector, the permit shall be deemed to have been revoked. Any such permit which has been suspended by a notice shall be deemed to be automatically revoked if a petition for hearing is not filed in the office of the Zoning Inspector within ten days after such notice is served.

(d) The proceedings at such hearing, including the findings and decision of the Zoning Inspector shall be summarized, reduced to writing, and entered as a matter of public record in the office of the Zoning Inspector. Such record shall also include a copy of every notice or order issued in connection with the matter. Any person aggrieved by the decision of the Zoning Inspector may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the State.

(e) Whenever the Zoning Inspector finds that an emergency exists which requires immediate action to protect the public health, he may, without notice of hearing, issue an order reciting the existence of such an emergency and requiring that such action be taken as he deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately. Any person to whom such order is directed shall comply therewith immediately, but upon petition to the Zoning Inspector shall be afforded a hearing as soon as possible. After such hearing, depending upon his finding as to whether the provisions of this chapter and of the rules and regulations adopted pursuant thereto have been complied with the Zoning Inspector shall continue such order in effect, or modify it, or revoke it.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 41-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §1602.14

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §1602.14 establishes “Installation of Bulk Storage Tanks for Liquefied Petroleum Gases” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §1602.14 which currently reads as:

1602.14 INSTALLATION OF BULK STORAGE TANKS FOR LIQUEFIED PETROLEUM GASES.

(a) No person shall construct, install, extend or maintain bulk storage of liquefied petroleum gases under the provisions of this Fire Prevention Code or the Ohio Fire Code, employing a single container, or an aggregate of interconnecting containers, of 500 gallons or more, without first obtaining a permit therefor from the Director of Public Service-Safety.

(b) Each permit shall state the capacity of the storage facility and the location, by street and number, of the same. No person shall make installation of storage facilities not designated in such permit or maintain the same in any location other than that described in the permit.

(c) The cost of the permit contemplated by this section is five dollars (\$5.00) and the same is payable at the time the application for the permit is filed.
(Ord. 34-73. Passed 4-10-73.)

is hereby amended and revised to read:

1602.14 INSTALLATION OF BULK STORAGE TANKS FOR LIQUEFIED PETROLEUM GASES.

(a) No person shall construct, install, extend or maintain bulk storage of liquefied petroleum gases under the provisions of this Fire Prevention Code or the Ohio Fire Code, employing a single container, or an aggregate of interconnecting containers, of 500 gallons or more, without first obtaining a permit therefor from the Director of Public Service-Safety Director of Public Safety, or their designee.

(b) Each permit shall state the capacity of the storage facility and the location, by street and number, of the same. No person shall make installation of storage facilities not designated in such permit or maintain the same in any location other than that described in the permit.

(c) The cost of the permit contemplated by this section is five dollars (\$5.00) and the same is payable at the time the application for the permit is filed.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 42-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §240.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §240.02 establishes “City Engineer’s Duties” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §240.02 which currently reads as:

240.02 CITY ENGINEER’S DUTIES.

The City Engineer, under the supervision of the Deputy Service Director, shall have general supervision of the operation of the Division of Engineering and of the personnel thereof. The City Engineer shall be responsible for plan review for public improvements, advise the City on engineering issues, administer construction projects, and monitor progress of infrastructure construction. (Ord. 88-2003. Passed 6-17-03.)

is hereby amended and revised to read:

240.02 CITY ENGINEER’S DUTIES.

The City Engineer, under the supervision of the **Deputy Service Director** **Director of Public Service**, shall have general supervision of the operation of the Division of Engineering and of the personnel thereof. The City Engineer shall be responsible for plan review for public improvements, advise the City on engineering issues, administer construction projects, and monitor progress of infrastructure construction.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 43-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §242.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §242.03 establishes “Duties of Director of Law” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §242.03 which currently reads as:

242.03 DUTIES OF DIRECTOR OF LAW.

The Director of Law shall attend Council meetings, advise the Mayor and Council at such meetings relative to such legal matters as are necessary and can be rendered without research. The Director of Law will also perform research where necessary, investigations, render opinions for or at the request of the Mayor, Council or other officials of the City, draft and prepare ordinances and resolutions, documents and other papers, court processes and pleadings, attendance in Court on behalf of the City, its officers and employees as an advocate relating to matters arising from the performance of the official duties of such officers and employees, and such other matters as he may be directed to perform by the Mayor or by Council.
(Ord. 1-2002. Passed 1-7-02.)

is hereby amended and revised to read:

242.03 DUTIES OF DIRECTOR OF LAW.

The Director of Law shall attend Council meetings, advise the Mayor, City Administrator, and Council at such meetings relative to such legal matters as are necessary and can be rendered without research. The Director of Law will also perform research where necessary, investigations, render opinions for or at the request of the Mayor, Council or other officials of the City, draft and prepare ordinances and resolutions, documents and other papers, court processes and pleadings, attendance in Court on behalf of the City, its officers and employees as

an advocate relating to matters arising from the performance of the official duties of such officers and employees, and such other matters as he may be directed to perform by the Mayor or by Council. The Director of Law shall be under the supervision of the City Administrator.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 44-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §242.06

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §242.06 establishes “Qualifications, Duties and Appointment of Municipal Court Prosecutor” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §242.06 which currently reads as:

242.06 QUALIFICATIONS, DUTIES AND APPOINTMENT OF MUNICIPAL COURT PROSECUTOR.

- (a) There is hereby established the position of Municipal Court Prosecutor.
- (b) The Municipal Court Prosecutor shall be an attorney-at-law admitted to the practice of law by the Supreme Court of Ohio.
- (c) The Municipal Court Prosecutor shall prosecute all affidavits and all proceedings in the Perrysburg Municipal Court involving misdemeanors and crimes committed within the jurisdiction of the Court; represent the City or the State, as the case may be, in the prosecution thereof before such Court, and advise and confer with police officers and other peace officers of the City and any other governmental entity within the jurisdiction of the Court, the Ohio State Highway Patrol, and such other persons as may have or seek recourse to the criminal processes of the Perrysburg Municipal Court. (Ord. 1-2002. Passed 1-7-02.)
- (d) The Municipal Court Prosecutor shall be appointed by and be subject to removal at any time by the Director of Law, in each instance, however, subject to the approval and consent of the Mayor and a majority of the members of Council.

is hereby amended and revised to read:

242.06 QUALIFICATIONS, DUTIES AND APPOINTMENT OF MUNICIPAL COURT PROSECUTOR.

- (a) There is hereby established the position of Municipal Court Prosecutor.
- (b) The Municipal Court Prosecutor shall be an attorney-at-law admitted to the practice of law by the Supreme Court of Ohio.
- (c) The Municipal Court Prosecutor shall prosecute all affidavits and all proceedings in the Perrysburg Municipal Court involving misdemeanors and crimes committed within the jurisdiction of the Court; represent the City or the State, as the case may be, in the prosecution thereof before such Court, and advise and confer with police officers and other peace officers of the City and any other governmental entity within the jurisdiction of the Court, the Ohio State Highway Patrol, and such other persons as may have or seek recourse to the criminal processes of the Perrysburg Municipal Court.
- (d) The Municipal Court Prosecutor shall be appointed by and be subject to removal at any time by the Director of Law, in each instance, however, subject to the approval and consent of the Mayor and a majority of the members of Council.
- (e) The Municipal Court Prosecutor shall serve as the Director of Law in their absence.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 45-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §244.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §244.02 establishes “Human Resources Manager’s General Duties” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §244.02 which currently reads as:

244.02 HUMAN RESOURCES MANAGER’S GENERAL DUTIES.

Under the supervision of the Administrator the Human Resources Manager shall be responsible for all human resources functions and all other duties as assigned. The Human Resources Manager shall be the secretary of the Civil Service Commission and shall serve as an advisor to the Mayor when requested.
(Ord. 60-2002. Passed 5-7-02.)

is hereby amended and revised to read:

244.02 HUMAN RESOURCES MANAGER’S GENERAL DUTIES.

Under the supervision of the **City** Administrator the Human Resources Manager shall be responsible for all human resources functions and all other duties as assigned. The Human Resources Manager shall be the secretary of the Civil Service Commission and shall serve as an advisor to the Mayor when requested.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 46-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §250.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §250.01 establishes “Departments of Service and Safety” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §250.01 which currently reads as:

250.01 DEPARTMENTS OF SERVICE AND SAFETY.

The Department of Public Service and the Department of Public Safety may function under one individual who would be known as the Director of Public-Service-Safety, or just the Service- Safety Director, or a separate Director may be appointed for each such Department. In the latter event those persons shall be known as the Director of Public Service and the Director of Public Safety. Such Director shall have all of the powers and be charged with all of the duties of the Director of Public Service and the Director of Public Safety as provided by the Charter, State laws and City ordinances.

Under the direction of the Mayor, such person or persons, shall have charge of and exercise supervision over each of the various divisions of the Department of Public Service and the Department of Public Safety. (Ord. 60-99. Passed 5-4-99.)

is hereby amended and revised to read:

250.01 DEPARTMENTS OF SERVICE AND SAFETY.

The Department of Public Service and the Department of Public Safety may function under one individual who would be known as the Director of Public-Service-Safety, or just the Service- Safety Director, or a separate Director may be appointed for each such Department. In the latter event those persons shall be known as the Director of Public Service and the Director of Public Safety. Such Director shall have all of the powers and be charged with all of the duties of the Director of Public Service and the Director of Public Safety as provided by the Charter, State laws and City ordinances.

Under the ~~direction of the Mayor~~ supervision of the City Administrator, such person or persons, shall have charge of and exercise supervision over each of the various divisions of the Department of Public Service and the Department of Public Safety.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 47-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §252.01 - §252.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §252.01 - §252.02, are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §252.01 - §252.02 which currently read as:

252.01 ESTABLISHMENT; DIRECTOR OF FINANCE.

The Department of Finance is hereby established and shall function under the supervision of one individual to be known as the Director of Finance. The Director shall have all of the powers and shall be charged with all of the duties of the Municipal Clerk and the Clerk of Council as set forth in the City Charter and these Codified Ordinances. The Director of Finance shall be under the supervision of the Administrator.

(Ord. 12-99. Passed 1-19-99.)

252.02 OFFICES WITHIN DEPARTMENT.

The Department of Finance shall include the Division of Income Tax, the Municipal Clerk and the Clerk of Council.

(Ord. 123-98. Passed 8-4-98.)

are hereby amended and revised to read:

252.01 ESTABLISHMENT; DIRECTOR OF FINANCE.

The Department of Finance is hereby established and shall function under the supervision of one individual to be known as the Director of Finance. The Director shall have all of the powers and shall be charged with all of the duties of the Municipal Clerk, and, when assigned, as the Clerk of Council as set forth in the City Charter and these Codified Ordinances. The Director of Finance shall be under the supervision of the Administrator.

252.02 OFFICES WITHIN DEPARTMENT.

The Department of Finance shall include the Division of Income Tax, the Municipal Clerk and the Clerk of Council, **when so assigned.**

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 48-2025

AN ORDINANCE REPEALING ORDINANCE §252.04

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §252.04, establishes “Compensation of Director” for the Director of Finance; and,

WHEREAS, Codified Ordinance §252.04 is now covered by the City of Perrysburg Codified Ordinances §266.15-2, it is therefore, appropriate to repeal Codified Ordinance §252.04 as obsolete; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §252.04, which currently reads as follows is hereby repealed:

252.04 COMPENSATION OF DIRECTOR.

The compensation of the Director of Finance shall be as determined by Council from time to time.
(Ord. 71-85. Passed 8-13-85.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 49-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §254.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §254.01 establishes “Composition” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §254.01 which currently reads as:

254.01 COMPOSITION.

The Division of Police shall be composed of one Police Chief, and such lieutenants, sergeants, patrol officers and other officers and personnel as Council shall from time to time determine. (Ord. 181-2009. Passed 10-6-09.)

is hereby amended and revised to read:

254.01 COMPOSITION.

The Division of Police shall be composed of one Police Chief, ~~and such lieutenants, sergeants, patrol officers~~ and other officers and personnel as Council shall from time to time determine. (Ord. 181-2009. Passed 10-6-09.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 50-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §254.02 - §254.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §254.02 - §254.03 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §254.02 - §254.03 which currently read as:

254.02 PROFESSIONAL LIABILITY INSURANCE PROGRAM.

(a) The City shall establish for the benefit of each police officer regularly employed on a full-time basis a fund for the procurement of professional liability insurance. (Ord. 14-71. Passed 1-26-71.)

(b) The City shall pay into the individual professional liability insurance funds a sum not to exceed two hundred dollars (\$200.00) per calendar year. (Ord. 70-76. Passed 10-26-76.)

(c) Allowances provided for in this section shall be used for the purpose of purchasing professional liability insurance programs for each qualifying officer under the direction of the Director of Public Service-Safety, and payment in all cases shall be made directly to the company underwriting the program. (Ord. 14-71. Passed 1-26-71.)

254.03 FIREARMS TRAINING PROGRAM.

The Director of Public Service-Safety is hereby authorized and directed to organize and instigate a firearms training program for the personnel of the Police Division agreeable to plans and specifications on file in the office of the Director, when the Municipal Clerk is able to certify the availability of funds in an amount not to exceed five hundred dollars (\$500.00) annually for the payment of expenses incident to such program. (Ord. 8-77. Passed 2-8-77.)

Are hereby amended and revised to read:

254.02 PROFESSIONAL LIABILITY INSURANCE PROGRAM.

(a) The City shall establish for the benefit of each police officer regularly employed on a full-time basis a fund for the procurement of professional liability insurance.

(b) The City shall pay into the individual professional liability insurance funds a sum not to exceed two hundred dollars (\$200.00) per calendar year.

(c) Allowances provided for in this section shall be used for the purpose of purchasing professional liability insurance programs for each qualifying officer under the direction of the ~~Director of Public Service-Safety~~ Director of Public Safety, and payment in all cases shall be made directly to the company underwriting the program.

254.03 FIREARMS TRAINING PROGRAM.

The ~~Director of Public Service-Safety~~ Director of Public Safety is hereby authorized and directed to organize and instigate a firearms training program for the personnel of the Police Division agreeable to plans and specifications on file in the office of the Director, when the Municipal Clerk is able to certify the availability of funds in an amount not to exceed five hundred dollars (\$500.00) annually for the payment of expenses incident to such program.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 51-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §254.06

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §254.06 establishes “Detective Bureau” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §254.06 which currently reads as:

254.06 DETECTIVE BUREAU.

There is hereby established within the Police Division a Detective Bureau, which shall consist of such personnel as assigned by the Police Chief subject to the approval of the Service- Safety Director. (Ord. 161-92. Passed 12-15-92.)

is hereby amended and revised to read:

254.06 DETECTIVE BUREAU.

There is hereby established within the Police Division a Detective Bureau, which shall consist of such personnel as assigned by the Police Chief subject to the approval of the **City Administrator or the Director of Public Safety, whichever is in place.**

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 52-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §258.02

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §258.02 establishes “Chief’s General Duties; Line of Responsibility” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §258.02 which currently reads as:

258.02 CHIEF’S GENERAL DUTIES; LINE OF RESPONSIBILITY.

The Fire Chief, under the supervision of the Director of Public Service-Safety, shall have general supervision of the operation of the Fire Division and command of the personnel thereof, and shall be responsible for the performance of the functions of the Division and of its duties. The Chief may delegate such command authority or such part thereof as he deems proper from time to time to the Deputy Fire Chief or to an Assistant Fire Chief. However, any such delegation of authority by the Chief shall not in any event relieve the Chief from any of his responsibility for the proper functioning of the Division.
(Ord. 78-99. Passed 6-1-99.)

is hereby amended and revised to read:

258.02 CHIEF’S GENERAL DUTIES; LINE OF RESPONSIBILITY.

The Fire Chief, under the supervision of the City Administrator ~~Director of Public Service-Safety~~ or Director of Public Safety, whichever is in place, shall have general supervision of the operation of the Fire Division and command of the personnel thereof, and shall be responsible for the performance of the functions of the Division and of its duties. The Chief may delegate such command authority or such part thereof as he deems proper from time to time to the a Deputy Fire Chief or to an Assistant Fire Chief. However, any such delegation of authority by the Chief shall

not in any event relieve the Chief from any of his responsibility for the proper functioning of the Division.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 53-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §406.03

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §406.03 establishes “Incorporation, Maintenance and Amendments” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §406.03 which currently reads as:

406.03 INCORPORATION, MAINTENANCE AND AMENDMENTS.

(a) The Traffic Control Map and File, existing as of the date of passage of this Traffic Code, is incorporated as a part of this Traffic Code. The Map and File shall be prepared and maintained to date by the Police Division under the supervision of the Director of Public Service- Safety.

(b) The Director of Public Service-Safety may amend the Traffic Control Map and File, but no such regulation shall be enforceable until after the official signs, signals, markings or parking meters are erected or placed in proper position. The Police Division shall record the information on the File and amend the Map to conform with the provisions of the regulation.
(Ord. 24-64. Passed 10-27-64.)

is hereby amended and revised to read:

406.03 INCORPORATION, MAINTENANCE AND AMENDMENTS.

(a) The Traffic Control Map and File, existing as of the date of passage of this Traffic Code, is incorporated as a part of this Traffic Code. The Map and File shall be prepared and maintained to date by the Police Division under the supervision of the ~~Director of Public Service-Safety~~ Director of Public Safety.

(b) The ~~Director of Public Service-Safety~~ Director of Public Safety may amend the Traffic Control Map and File, but no such regulation shall be enforceable until after the official signs, signals, markings or parking meters are erected or placed in proper

position. The Police Division shall record the information on the File and amend the Map to conform with the provisions of the regulation.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 54-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §412.06

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §412.06 establishes “Parades and Assemblages” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §412.06 which currently reads as:

412.06 PARADES AND ASSEMBLAGES.

(a) No person, group of persons or organization shall conduct or participate in any parades, procession or assemblage upon any street or highway, or block off any street or highway area, without first obtaining a permit from the Director of Public Service-Safety. (b) Applications for such permits shall be made on such forms as may be prescribed and shall contain such information as is reasonably necessary to a fair determination of whether a permit should be issued. Applications shall be filed not less than five days before the time intended for such parade, procession or assemblage.

(b) Applications for such permits shall be made on such forms as may be prescribed and shall contain such information as is reasonably necessary to a fair determination of whether a permit should be issued. Applications shall be filed not less than five days before the time intended for such parade, procession or assemblage.

(c) The permit may be refused or canceled if the resultant conditions would unreasonably hinder the movement of traffic or would require the diversion of sufficient police officers or firemen so as to deprive the Municipality of normal police and fire protection, or would be reasonably likely to provoke disorderly conduct or create a disturbance.

(d) The permit or any order accompanying it may limit or prescribe reasonable conditions, including the hours, the places of assembly and of dispersal, the route of march or travel and the streets, highways or portions thereof which may be used or occupied.

(Ord. 24-64. Passed 10-27-64.)

(e) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

is hereby amended and revised to read:

412.06 PARADES AND ASSEMBLAGES.

(a) No person, group of persons or organization shall conduct or participate in any parades, procession or assemblage upon any street or highway, or block off any street or highway area, without first obtaining a permit from the **Director of Public Service-Safety City Administrator, or their designee.**

(b) Applications for such permits shall be made on such forms as may be prescribed and shall contain such information as is reasonably necessary to a fair determination of whether a permit should be issued. Applications shall be filed not less than five days before the time intended for such parade, procession or assemblage.

(c) The permit may be refused or canceled if the resultant conditions would unreasonably hinder the movement of traffic or would require the diversion of sufficient police officers or firemen so as to deprive the Municipality of normal police and fire protection, or would be reasonably likely to provoke disorderly conduct or create a disturbance.

(d) The permit or any order accompanying it may limit or prescribe reasonable conditions, including the hours, the places of assembly and of dispersal, the route of march or travel and the streets, highways or portions thereof which may be used or occupied.

(e) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 55-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §440.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §440.01 establishes “Load Limits” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §440.01 which currently reads as:

440.01 LOAD LIMITS.

(a) State Routes. No person shall operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in Ohio R.C. 5577.01 to 5577.09, inclusive, or otherwise not in conformity with Ohio R.C. 4513.01 to 4513.37, inclusive, upon any State route within the Municipality, except pursuant to special written permit issued by the Ohio Director of Transportation. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer.

No holder of a permit issued by the Ohio Director of Transportation shall be required to obtain any local permit or license or pay any local fee or charge for movement on any State route within the Municipality. However, no person shall operate any such vehicle or combination of vehicles upon any roadway within the Municipality which is not a State route, except as may be otherwise provided in any local ordinance or regulation or elsewhere in this Traffic Code.

(ORC 4513.34)

(b) Local Streets. No person shall operate a vehicle exceeding a size as specified in Section 440.02 or exceeding a gross weight of five tons, upon any street in the Municipality other than State routes and County roads, except those local streets designated as a truck route and marked as such by appropriate traffic signs, and except when such operation is necessary to load or unload property, to go to or from the usual place of storage of such vehicle or to perform any other legitimate business or act other than passage through the Municipality. Operators of vehicles so deviating from either a State route or a designated truck route within the Municipality shall confine such deviation to that required in order to accomplish the purpose of the

departure. On County roads Council or other duly designated local authority shall establish reasonable weight limits commensurate with the construction and material specifications for such roads and the load resistance of such roads as determined by the County Engineer. County roads shall be posted with signs indicating such weight limits.

(c) Local Permit and Conditions. Upon application and for good cause, the Director of Public Service-Safety may issue a local permit authorizing an applicant to move an oversize or overweight vehicle or combination of vehicles upon local streets and highways.

No permittee shall be required to obtain a special permit from the Ohio Director of Transportation for the movement of the vehicle or combination of vehicles on streets or highways under local jurisdiction. However, the approval of the Ohio Director of Transportation shall be required for movement upon State routes as provided in subsection (a) hereof.

The Director may grant a permit for a single or round trip, or for such period of time, not to exceed one year, as the Director in his discretion deems advisable, or for the duration of any construction project. The Director may limit or prescribe terms or conditions of operation for such vehicle or combination of vehicles by designating the route, hours, speed or such other restrictions as may be necessary for the preservation of the public peace, property, health and safety. The Director may require the posting of bond or other security necessary to compensate for any damage to a roadway or road structure.

For each such permit, the Director shall charge five dollars (\$5.00), and for each hour of time or any part thereof spent by the Police Division in supervising the movement of such vehicle, the applicant shall pay the sum of ten dollars (\$10.00).

Except as provided in subsections (a) and (b) hereof, streets and highways shall be posted with signs indicating "no thru trucks - gross weight 5 tons" or words of similar import to apprise drivers of the limitations imposed by this section. No driver shall disobey the instructions indicated on any such sign.

Violation of any of the limitations, terms or conditions of the permit granted by the Director shall be cause for immediate revocation or suspension of such permit and denial of request for any future permit. Such violation shall also subject the violator to the penalties prescribed by subsection (e) hereof.

(Ord. 40-76. Passed 7-13-76.)

(Ord. 40-76. Passed 7-13-76.)

(d) Weight Reduction During Thaws and Moisture. When thaws or excessive moisture render the improved streets of the Municipality or any section of such streets insufficient to bear traffic thereon, or when any such streets or sections thereof would be damaged or destroyed by heavy traffic, the Director of Public Service-Safety may reduce the maximum weight of vehicles and loads. The improved streets or sections thereof which are so restricted shall be properly posted with conspicuous signs indicating the maximum loads permitted within the restricted sections.

(Ord. 24-64. Passed 10-27-64.)

(e) Penalty.

(1) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

(2) Whoever violates any of the weight provisions of Section 440.01 (LOAD LIMITS) shall be fined twenty-five dollars (\$25.00) for the first 2,000 pounds, or fraction thereof, of overload; for overloads in excess of 2,000 pounds, but not in excess of 5,000 pounds, such person shall be fined twenty-five dollars (\$25.00) and in addition thereto one dollar (\$1.00) per 100 pounds of overload; for overloads in excess of 5,000 pounds, but not in excess of 10,000 pounds, such person shall be fined twenty-five dollars (\$25.00) and in addition thereto two dollars (\$2.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both. For all overloads in excess of 10,000 pounds such person shall be fined twenty-five dollars (\$25.00) and in addition thereto three dollars (\$3.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both. Whoever violates the weight provisions of vehicle and load relating to gross load limits shall be fined not less than one hundred dollars (\$100.00). However, no penalty prescribed in this section shall be imposed on any vehicle combination if the overload on any axle does not exceed 1,000 pounds and if the immediately preceding or following axle, excepting the front axle of the vehicle combination, is underloaded by the same or a greater amount. For purposes of this section, two axles on one vehicle less than eight feet apart shall be considered as one axle.

(ORC 5577.99(A); Ord. 40-76. Passed 7-13-76.)

is hereby amended and revised to read:

440.01 LOAD LIMITS.

(a) State Routes. No person shall operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in Ohio R.C. 5577.01 to 5577.09, inclusive, or otherwise not in conformity with Ohio R.C. 4513.01 to 4513.37, inclusive, upon any State route within the Municipality, except pursuant to special written permit issued by the Ohio Director of Transportation. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer.

No holder of a permit issued by the Ohio Director of Transportation shall be required to obtain any local permit or license or pay any local fee or charge for movement on any State route within the Municipality. However, no person shall operate any such vehicle or combination of vehicles upon any roadway within the Municipality which is not a State route, except as may be otherwise provided in any local ordinance or regulation or elsewhere in this Traffic Code.(ORC 4513.34)

(b) Local Streets. No person shall operate a vehicle exceeding a size as specified in Section 440.02 or exceeding a gross weight of five tons, upon any street in the Municipality other than State routes and County roads, except those local streets designated as a truck route and marked as such by appropriate traffic signs, and except when such operation is necessary to load or unload property, to go to or from the usual place of storage of such vehicle or to perform any other legitimate business or act other than passage through the Municipality. Operators of vehicles so deviating from either a State route or a designated truck route within the Municipality shall confine such deviation to that required in order to accomplish the purpose of the departure. On County roads Council or other duly designated local authority shall establish reasonable weight limits commensurate with the construction and material specifications for such roads and the load resistance of such roads as determined by the County Engineer. County roads shall be posted with signs indicating such weight limits.

(c) Local Permit and Conditions. Upon application and for good cause, the ~~Director of Public Service-Safety~~ **Director of Public Service** may issue a local permit authorizing an applicant to move an oversize or overweight vehicle or combination of vehicles upon local streets and highways.

No permittee shall be required to obtain a special permit from the Ohio Director of Transportation for the movement of the vehicle or combination of vehicles on streets or highways under local jurisdiction. However, the approval of the Ohio Director of Transportation shall be required for movement upon State routes as provided in subsection (a) hereof.

The Director may grant a permit for a single or round trip, or for such period of time, not to exceed one year, as the Director in his discretion deems advisable, or for the duration of any construction project. The Director may limit or prescribe terms or conditions of operation for such vehicle or combination of vehicles by designating the route, hours, speed or such other restrictions as may be necessary for the preservation of the public peace, property, health and safety. The Director may require the posting of bond or other security necessary to compensate for any damage to a roadway or road structure.

For each such permit, the Director shall charge five dollars (\$5.00), and for each hour of time or any part thereof spent by the Police Division in supervising the movement of such vehicle, the applicant shall pay the sum of ten dollars (\$10.00).

Except as provided in subsections (a) and (b) hereof, streets and highways shall be posted with signs indicating "no thru trucks - gross weight 5 tons" or words of similar import to apprise drivers of the limitations imposed by this section. No driver shall disobey the instructions indicated on any such sign.

Violation of any of the limitations, terms or conditions of the permit granted by the Director shall be cause for immediate revocation or suspension of such permit and denial of request for any future permit. Such violation shall also subject the violator to the penalties prescribed by subsection (e) hereof.

(d) Weight Reduction During Thaws and Moisture. When thaws or excessive moisture render the improved streets of the Municipality or any section of such

streets insufficient to bear traffic thereon, or when any such streets or sections thereof would be damaged or destroyed by heavy traffic, the ~~Director of Public Service-Safety~~ **Director of Public Service** may reduce the maximum weight of vehicles and loads. The improved streets or sections thereof which are so restricted shall be properly posted with conspicuous signs indicating the maximum loads permitted within the restricted sections.

(e) Penalty.

(1) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

(2) Whoever violates any of the weight provisions of Section 440.01 (LOAD LIMITS) shall be fined twenty-five dollars (\$25.00) for the first 2,000 pounds, or fraction thereof, of overload; for overloads in excess of 2,000 pounds, but not in excess of 5,000 pounds, such person shall be fined twenty-five dollars (\$25.00) and in addition thereto one dollar (\$1.00) per 100 pounds of overload; for overloads in excess of 5,000 pounds, but not in excess of 10,000 pounds, such person shall be fined twenty-five dollars (\$25.00) and in addition thereto two dollars (\$2.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both. For all overloads in excess of 10,000 pounds such person shall be fined twenty-five dollars (\$25.00) and in addition thereto three dollars (\$3.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both. Whoever violates the weight provisions of vehicle and load relating to gross load limits shall be fined not less than one hundred dollars (\$100.00). However, no penalty prescribed in this section shall be imposed on any vehicle combination if the overload on any axle does not exceed 1,000 pounds and if the immediately preceding or following axle, excepting the front axle of the vehicle combination, is underloaded by the same or a greater amount. For purposes of this section, two axles on one vehicle less than eight feet apart shall be considered as one axle. (ORC 5577.99(A))

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 56-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §452.12

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §452.12 establishes “Overnight Parking” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §452.12 which currently reads as:

452.12 OVERNIGHT PARKING.

(a) No person shall park between the hours of 2:30 a.m. and 5:00 a.m. in those areas where signs are properly posted and have been posted prior to 10:00 p. m. of the previous evening. Such no parking may be designated by Council in the Traffic Control File or, when public convenience or necessity requires clearing such areas for street cleaning or snow removal purposes, the Director of Public Service-Safety may designate prohibited areas and authorize the erection of temporary signs. (Ord. 20-67. Passed 2-28-67.)

(b) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

is hereby amended and revised to read:

452.12 OVERNIGHT PARKING.

(a) No person shall park between the hours of 2:30 a.m. and 5:00 a.m. in those areas where signs are properly posted and have been posted prior to 10:00 p. m. of the previous evening. Such no parking may be designated by Council in the Traffic Control File or, when public convenience or necessity requires clearing such areas for street cleaning or snow removal purposes, the ~~Director of Public Service-Safety~~ **Director of Public Safety** may designate prohibited areas and authorize the erection of temporary signs.

(b) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 57-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §474.08

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §474.08 establishes “Violations” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §474.08 which currently reads as:

474.08 VIOLATIONS.

(a) Impounding. Whenever any bicycle is operated by any minor in violation of any of the provisions of this chapter, a member of the Police Division is hereby authorized to cite such violator for such offense. For the first offense, a letter describing the offense committed shall be forwarded by the Director of Public Service-Safety to the parent or guardian of the minor. For a second offense, a member of the Police Division is authorized to impound the bicycle in the Municipal Building. The bicycle so impounded shall be surrendered to the parent or guardian of such minor upon the payment of a five dollar (\$5.00) fee after a full explanation to the parent or guardian of such minor of the reasons for impoundment of such bicycle. For a third offense, a member of the Police Division is authorized to impound the bicycle in the Municipal Building. The bicycle so impounded shall be surrendered to the parent or guardian of such minor upon the payment of a twenty-five dollar (\$25.00) fee after a full explanation to the parent or guardian of such minor of the reasons for impoundment of such bicycle.

(b) Suspension of Riding Privileges. In addition to the penalties provided in this section and in Sections 408.01 and 408.02, a court may prohibit any person violating or failing to comply with any of the provisions of this chapter from riding a bicycle for a period of not more than six months.

(Ord. 31-74. Passed 5-28-74; Ord. 47-2008. Passed 3-18-08.)

is hereby amended and revised to read:

474.08 VIOLATIONS.

(a) Impounding. Whenever any bicycle is operated by any minor in violation of any of the provisions of this chapter, a member of the Police Division is hereby authorized to cite such violator for such offense. For the first offense, a letter describing the offense committed shall be forwarded by the ~~Director of Public Service-Safety~~ Director of Public Safety, or their designee, to the parent or guardian of the minor. For a second offense, a member of the Police Division is authorized to impound the bicycle in the Municipal Building. The bicycle so impounded shall be surrendered to the parent or guardian of such minor upon the payment of a five dollar (\$5.00) fee after a full explanation to the parent or guardian of such minor of the reasons for impoundment of such bicycle. For a third offense, a member of the Police Division is authorized to impound the bicycle in the Municipal Building. The bicycle so impounded shall be surrendered to the parent or guardian of such minor upon the payment of a twenty-five dollar (\$25.00) fee after a full explanation to the parent or guardian of such minor of the reasons for impoundment of such bicycle.

(b) Suspension of Riding Privileges. In addition to the penalties provided in this section and in Sections 408.01 and 408.02, a court may prohibit any person violating or failing to comply with any of the provisions of this chapter from riding a bicycle for a period of not more than six months.

(Ord. 31-74. Passed 5-28-74; Ord. 47-2008. Passed 3-18-08.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 58-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §618.14

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §618.14 establishes Animal Control Officer; Impounding; Fees and Redemption through the City of Perrysburg's Codified Ordinances ("Code"); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §618.14 which currently reads as:

618.14 ANIMAL CONTROL OFFICER; IMPOUNDING; FEES AND REDEMPTION

(a) The Director of Public Service-Safety may, if and as approved by Council, appoint a City Animal Control Officer for such period of time, from time to time, and at such compensation as he may deem necessary to supplement, within the City limits, the duties of the County Dog Warden in enforcing the provisions of Ohio R.C. Chapter 955 and the provisions of this chapter. Such Animal Control Officer shall patrol the limits of the City and seize and impound, on sight, all dogs more than three months of age found not wearing a valid registration tag, except dogs kept constantly confined in a registered dog kennel, and except dogs acquired by, and confined on the premises of, an institution or organization of the type described in Ohio R.C. Chapter 955. The Animal Control Officer shall also patrol the City and seize all animals found in violation of Section 618.19.

(b) Such Officer shall have the same police powers as are conferred upon police officers of the City in the performance of his duties as prescribed in Ohio R.C. Chapter 955 and this chapter.

(c) Such Officer shall, likewise, have power to summon the assistance of bystanders in performing his duties and may serve writs and other legal processes issued by any court within the limits of the City with reference to enforcing Ohio R.C. Chapter 955 and this chapter.

(d) After seizing any animal found by the Animal Control Officer to be in violation of any provision of law, the Officer shall impound such animal for a period of not less than three days, unless the animal is ill or injured and, in the opinion of the officer requires treatment by a veterinarian, in which case the officer shall impound such ill or injured dog for a period of not less than three days. An owner of such animal so

impounded may secure the release of such animal during the impoundment period upon presentation of proof that such owner has duly registered such animal and that an animal license for the current year has been issued, as provided in Section 618.08 and upon payment to an agent of the City, as the Director may from time to time direct, of the following sums of money:

- (1) For the first offense as contemplated by this chapter, a pick-up fee of ten dollars (\$10.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.
- (2) For the second offense as contemplated by this chapter, a pick-up fee of fifteen dollars (\$15.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.
- (3) For the third offense as contemplated by this chapter, a pick-up fee of twenty-five dollars (\$25.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.

(e) The above established pick-up and impoundment fees shall be charged and collected in addition to any pick-up, impoundment and license fee imposed by the County. If such animal is not so redeemed, the City Animal Control Officer shall deliver such animal to the County Dog Warden or make such other disposition as the City Animal Control Officer deems appropriate.

(Ord. 12-92. Passed 3-17-92; Ord. 157-92. Passed 12-1-92; Ord. 120-93. Passed 9-21-93.)

is hereby amended and revised to read:

618.14 ANIMAL CONTROL OFFICER; IMPOUNDING; FEES AND REDEMPTION

(a) The ~~Director of Public Service-Safety~~ Director of Public Safety, may, if and as approved by Council, appoint a City Animal Control Officer for such period of time, from time to time, and at such compensation as he may deem necessary to supplement, within the City limits, the duties of the County Dog Warden in enforcing the provisions of Ohio R.C. Chapter 955 and the provisions of this chapter. Such Animal Control Officer shall patrol the limits of the City and seize and impound, on sight, all dogs more than three months of age found not wearing a valid registration tag, except dogs kept constantly confined in a registered dog kennel, and except dogs

acquired by, and confined on the premises of, an institution or organization of the type described in Ohio R.C. Chapter 955. The Animal Control Officer shall also patrol the City and seize all animals found in violation of Section 618.19.

(b) Such Officer shall have the same police powers as are conferred upon police officers of the City in the performance of his duties as prescribed in Ohio R.C. Chapter 955 and this chapter.

(c) Such Officer shall, likewise, have power to summon the assistance of bystanders in performing his duties and may serve writs and other legal processes issued by any court within the limits of the City with reference to enforcing Ohio R.C. Chapter 955 and this chapter.

(d) After seizing any animal found by the Animal Control Officer to be in violation of any provision of law, the Officer shall impound such animal for a period of not less than three days, unless the animal is ill or injured and, in the opinion of the officer requires treatment by a veterinarian, in which case the officer shall impound such ill or injured dog for a period of not less than three days. An owner of such animal so impounded may secure the release of such animal during the impoundment period upon presentation of proof that such owner has duly registered such animal and that an animal license for the current year has been issued, as provided in Section 618.08 and upon payment to an agent of the City, as the Director may from time to time direct, of the following sums of money:

- (1) For the first offense as contemplated by this chapter, a pick-up fee of ten dollars (\$10.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.
- (2) For the second offense as contemplated by this chapter, a pick-up fee of fifteen dollars (\$15.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.
- (3) For the third offense as contemplated by this chapter, a pick-up fee of twenty-five dollars (\$25.00) plus a two dollar (\$2.00) impoundment fee for each day such animal has been impounded in kennels under the specifications of or contracted for by the City, and such charges as have been made by a veterinarian who has treated such animal if it is ill or injured.

(e) The above established pick-up and impoundment fees shall be charged and collected in addition to any pick-up, impoundment and license fee imposed by the County. If such animal is not so redeemed, the City Animal Control Officer shall

deliver such animal to the County Dog Warden or make such other disposition as the City Animal Control Officer deems appropriate.

(Ord. 12-92. Passed 3-17-92; Ord. 157-92. Passed 12-1-92; Ord. 120-93. Passed 9-21-93.)

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 59-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §648.01

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §648.01 establishes “Riot” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §648.01 which currently reads as:

648.01 RIOT.

(a) No person shall participate with four or more others in a course of disorderly conduct in violation of Section [648.04](#):

(1) With purpose to commit or facilitate the commission of a misdemeanor, other than disorderly conduct;

(2) With purpose to intimidate a public official or employee into taking or refraining from official action, or with purpose to hinder, impede or obstruct a function of government;

(3) With purpose to hinder, impede or obstruct the orderly process of administration or instruction at an educational institution, or to interfere with or disrupt lawful activities carried on at such institution.

(b) No person shall participate with four or more others with purpose to do an act with unlawful force or violence, even though such act might otherwise be lawful.

(c) In the event that the Mayor or, in his absence, the President of Council, or, in the absence of both the Mayor and the President of Council, the Director of Public Service- Safety, finds it necessary in order to preserve the public safety and good order of the community in times of public crises, riots and civil disturbances he may declare and establish a curfew prohibiting the physical presence of anyone upon the public streets, parks and public places of the City.

(d) In the event that the Mayor, President of Council or Service-Safety Director deems it necessary to issue a curfew order, he shall do so by issuing a proclamation setting forth the time and the circumstances of such curfew order and the ages of persons to be subject thereto. He shall publish the proclamation by use of the newspapers and the radio and television facilities of the community.

(e) In the event that the Mayor, President of Council or Service-Safety Director issues a proclamation of curfew, any police officer of the City, or any other peace officer acting under the direction of the Mayor, President of Council or Service-Safety Director, or any other duly authorized agent, shall have the right to stop any person subject to the curfew found upon the streets or public places of the City within the hours of curfew and to inquire of such persons proof of their age, their destination and their purpose for being upon the public ways of the City and to determine if such persons are subject to the curfew. No person shall refuse to give such information to any such officer or agent.
(ORC 2917.03; Ord. 97-73. Passed 12-27-73.)

is hereby amended and revised to read:

648.01 RIOT.

(a) No person shall participate with four or more others in a course of disorderly conduct in violation of Section 648.04:

(1) With purpose to commit or facilitate the commission of a misdemeanor, other than disorderly conduct;

(2) With purpose to intimidate a public official or employee into taking or refraining from official action, or with purpose to hinder, impede or obstruct a function of government;

(3) With purpose to hinder, impede or obstruct the orderly process of administration or instruction at an educational institution, or to interfere with or disrupt lawful activities carried on at such institution.

(b) No person shall participate with four or more others with purpose to do an act with unlawful force or violence, even though such act might otherwise be lawful.

(c) In the event that the Mayor or, in his absence, the President of Council, or, in the absence of both the Mayor and the President of Council, the **Director of Public Service-Safety City Administrator**, finds it necessary in order to preserve the public safety and good order of the community in times of public crises, riots and civil disturbances he may declare and establish a curfew prohibiting the physical presence of anyone upon the public streets, parks and public places of the City.

(d) In the event that the Mayor, President of Council or **Director of Public Service-Safety City Administrator** deems it necessary to issue a curfew order, he shall do so by issuing a proclamation setting forth the time and the circumstances of such curfew order and the ages of persons to be subject thereto. He shall publish the proclamation by use of the newspapers and the radio and television facilities of the community.

(e) In the event that the Mayor, President of Council or **Director of Public Service-Safety City Administrator** issues a proclamation of curfew, any police officer of the City, or any other peace officer acting under the direction of the Mayor, President of Council or Service-Safety Director, or any other duly authorized agent, shall have the right to stop any person subject to the curfew found upon the streets or public places of the City within the hours of curfew and to inquire of such persons proof of their

age, their destination and their purpose for being upon the public ways of the City and to determine if such persons are subject to the curfew. No person shall refuse to give such information to any such officer or agent.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 60-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §654.05

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §654.05 establishes “Maintenance and Repair of Grade Crossings” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §654.05 which currently reads as:

654.05 MAINTENANCE AND REPAIR OF GRADE CROSSINGS.

(a) No railroad company shall allow any of its grade crossings for public streets or alleys to become so uneven, rough or dangerous to public safety as to create conditions warranting erection of an "uneven tracks" sign. Such conditions are designated for the "uneven tracks" signs in the Ohio Manual of Uniform Traffic Control Devices for Streets and Highways as follows:

UNEVEN TRACKS SIGN W-66-24

Size 24" x 24"

This sign shall be used at railroad crossings that are so uneven or rough that they cause a reduction in speed twenty-five percent less than the prima-facie speed for the section of highway approaching the railroad. The advisory speed sign shall be used to indicate the maximum safe speed that the railroad crossing can be comfortably traveled by passenger vehicles. The maximum safe speed shall be of such a value that cargo will not shift on commercial vehicles or cause any vehicle to deflect from its true course.

(b) When any railroad company is deemed by the Director of Public Service-Safety to be in violation of subsection (a) hereof, the Director shall serve notice upon such railroad company or its agent to repair its grade crossing. No railroad company shall fail to effect repairs or resurfacing of such crossing within thirty days after receipt of such notice, eliminating the conditions described in subsection (a) hereof.

(c) Whoever violates this section is guilty of a minor misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues. Punishment shall be as provided in Section 698.02. (Ord. 97-73. Passed 12-27-73.)

is hereby amended and revised to read:

654.05 MAINTENANCE AND REPAIR OF GRADE CROSSINGS.

(a) No railroad company shall allow any of its grade crossings for public streets or alleys to become so uneven, rough or dangerous to public safety as to create conditions warranting erection of an "uneven tracks" sign. Such conditions are designated for the "uneven tracks" signs in the Ohio Manual of Uniform Traffic Control Devices for Streets and Highways as follows:

UNEVEN TRACKS SIGN W-66-24

Size 24" x 24"

This sign shall be used at railroad crossings that are so uneven or rough that they cause a reduction in speed twenty-five percent less than the prima-facie speed for the section of highway approaching the railroad. The advisory speed sign shall be used to indicate the maximum safe speed that the railroad crossing can be comfortably traveled by passenger vehicles. The maximum safe speed shall be of such a value that cargo will not shift on commercial vehicles or cause any vehicle to deflect from its true course.

(b) When any railroad company is deemed by the ~~Director of Public Service-Safety~~ **Director of Public Service**, to be in violation of subsection (a) hereof, the Director shall serve notice upon such railroad company or its agent to repair its grade crossing. No railroad company shall fail to effect repairs or resurfacing of such crossing within thirty days after receipt of such notice, eliminating the conditions described in subsection (a) hereof.

(c) Whoever violates this section is guilty of a minor misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues. Punishment shall be as provided in Section 698.02.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 61-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §670.19

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §670.19 establishes “Permission for Conducting Special Water Events” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §670.19 which currently reads as:

670.19 PERMISSION FOR CONDUCTING SPECIAL WATER EVENTS.

(a) No person or organization shall conduct any race, regatta or special event upon the waters in this City without first obtaining written permission therefor from the Director of Public Service-Safety. (ORC 1547.20)

(b) Whoever violates this section is guilty of a minor misdemeanor. Punishment shall be as provided in Section 698.02. (ORC 1547.99(C); Ord. 97-73. Passed 12-27-73.)

is hereby amended and revised to read:

670.19 PERMISSION FOR CONDUCTING SPECIAL WATER EVENTS.

(a) No person or organization shall conduct any race, regatta or special event upon the waters in this City without first obtaining written permission therefor from the ~~Director of Public Service-Safety~~ Director of Public Safety and the Director of Public Service. (ORC 1547.20)

(b) Whoever violates this section is guilty of a minor misdemeanor. Punishment shall be as provided in Section 698.02. ORC 1547.99(C);

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 62-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §672.12

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §672.12 establishes “Pointing and Discharging Firearms” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §672.12 which currently reads as:

672.12 POINTING AND DISCHARGING FIREARMS.

(a) No person shall discharge any air gun, rifle, shotgun, revolver, pistol or other firearm within the corporate limits of the Municipality except in districts zoned A-1 where such discharge is for the protection of the landowner’s crops.
(Ord. 56-92. Passed 5-19-92.)

(b) No person shall, intentionally and without malice, point or aim a firearm at or toward another or discharge a firearm so pointed or aimed.

(c) This section does not extend to cases in which firearms are used in self-defense, in the discharge of official duty, in justifiable homicide or when lawfully authorized by the Director of Public Service-Safety.

(d) Whoever violates any of the provisions of this section is guilty of pointing and discharging firearms, a misdemeanor of the third degree. Punishment shall be as provided in Section 698.02. (Ord. 97-73. Passed 12-27-73.)

is hereby amended and revised to read:

672.12 POINTING AND DISCHARGING FIREARMS.

(a) No person shall discharge any air gun, rifle, shotgun, revolver, pistol or other firearm within the corporate limits of the Municipality except in districts zoned A-1 where such discharge is for the protection of the landowner’s crops.

(b) No person shall, intentionally and without malice, point or aim a firearm at or toward another or discharge a firearm so pointed or aimed.

(c) This section does not extend to cases in which firearms are used in self-defense, in the discharge of official duty, in justifiable homicide or when lawfully authorized by the ~~Director of Public Service-Safety~~ Director of Public Safety.

(d) Whoever violates any of the provisions of this section is guilty of pointing and discharging firearms, a misdemeanor of the third degree. Punishment shall be as provided in Section 698.02.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 63-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §856.04

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §856.04 establishes “License Application” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §856.04 which currently reads as:

856.04 LICENSE APPLICATION.

Application for private investigation agency or private investigator licenses shall be made to the Director of Public Service-Safety on forms approved by him. Applicants shall be fingerprinted and photographed at the Police Division.

Licenses shall be issued only to American citizens of full age who have resided in the State for not less than one year immediately preceding such application. Licenses shall not be issued to persons who have been adjudged insane, convicted of a felony or of a crime or offense involving violence or moral turpitude, or found upon investigation by the Police Chief not to be of good character.

Any person found upon such investigation not to be of good character shall be entitled, upon request, to a copy of such adverse finding, and shall have the right of appeal.

(Ord. 24-64. Passed 10-27-64.)

is hereby amended and revised to read:

856.04 LICENSE APPLICATION.

Application for private investigation agency or private investigator licenses shall be made to the ~~Director of Public Service-Safety~~ Director of Public Safety on forms approved by him. Applicants shall be fingerprinted and photographed at the Police Division.

Licenses shall be issued only to American citizens of full age who have resided in the State for not less than one year immediately preceding such application. Licenses shall not be issued to persons who have been adjudged insane, convicted of a felony or of a crime or offense involving violence or moral turpitude, or found upon investigation by the Police Chief not to be of good character.

Any person found upon such investigation not to be of good character shall be entitled, upon request, to a copy of such adverse finding, and shall have the right of appeal.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 64-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §856.06 - §856.08

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §856.06 - §856.08 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §856.06 - §856.08 which currently read as:

856.06 LICENSE ISSUANCE.

The Director of Public Service-Safety, upon being satisfied that there is a necessity therefor, and that the applicant is of good moral character, competency and integrity, and has complied with all the requirements of this chapter, including payment of the proper license fee, shall issue licenses for private investigators and private investigation agencies.

In the event that the Director declines to issue such license, the person adversely affected shall have the right of appeal. (Ord. 24-64. Passed 10-27-64.)

856.07 LICENSE EXPIRATION; FEES.

All licenses granted under this chapter shall expire December 31 of each year, unless sooner revoked. The following fees shall be charged:

For a private investigator, ten dollars (\$10.00);

For a private investigation agency, twenty-five dollars (\$25.00).

The license for a private investigator shall be in such form as to contain a true photograph and right thumb print of the licensee, his name, address, physical description and signature, and shall be carried by the licensee during his hours of employment or duty. It shall be subject at all times to inspection by any member of the Police Division.

The license for a private investigation agency shall be in a form prescribed by the Director of Public Service-Safety and shall be displayed at the licensee's office. (Ord. 24-64. Passed 10-27-64.)

856.08 LICENSE REVOCATION.

The Director of Public Service-Safety is hereby authorized to suspend or revoke any license granted under this chapter, and to refuse to grant or renew any license to any person because of a violation of any of the provisions of this chapter.

Any person adversely affected by any act of the Director under this section shall have the right of appeal.
(Ord. 24-64. Passed 10-27-64.)

are hereby amended and revised to read:

856.06 LICENSE ISSUANCE.

The ~~Director of Public Service-Safety~~ **Director of Public Safety**, upon being satisfied that there is a necessity therefor, and that the applicant is of good moral character, competency and integrity, and has complied with all the requirements of this chapter, including payment of the proper license fee, shall issue licenses for private investigators and private investigation agencies.

In the event that the Director declines to issue such license, the person adversely affected shall have the right of appeal.

856.07 LICENSE EXPIRATION; FEES.

All licenses granted under this chapter shall expire December 31 of each year, unless sooner revoked. The following fees shall be charged:

For a private investigator, ten dollars (\$10.00);

For a private investigation agency, twenty-five dollars (\$25.00).

The license for a private investigator shall be in such form as to contain a true photograph and right thumb print of the licensee, his name, address, physical description and signature, and shall be carried by the licensee during his hours of employment or duty. It shall be subject at all times to inspection by any member of the Police Division.

The license for a private investigation agency shall be in a form prescribed by the ~~Director of Public Service-Safety~~ **Director of Public Safety** and shall be displayed at the licensee's office.

856.08 LICENSE REVOCATION.

The ~~Director of Public Service-Safety~~ **Director of Public Safety** is hereby authorized to suspend or revoke any license granted under this chapter, and to refuse to grant or renew any license to any person because of a violation of any of the provisions of this chapter.

Any person adversely affected by any act of the Director under this section shall have the right of appeal.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the

public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 65-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §856.13

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §856.13 establishes “Right to Appeal” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §856.13 which currently reads as:

856.13 RIGHT OF APPEAL.

Any decision of the Police Chief or Director of Public Service-Safety made pursuant to this chapter may be appealed to Council. The appeal shall be filed within ten days of the date of such decision by any person adversely affected thereby. An appeal shall be perfected by the appellant filing with the Director a written notice of his intention to appeal, together with a deposit of twenty-five dollars (\$25.00), which sum shall be refunded to the appellant in case Council renders a decision in favor of the appellant; otherwise, the deposit shall be forfeited to the City. The decision of Council shall be rendered within fifteen days from hearing and shall be final.
(Ord. 24-64. Passed 10-27-64.)

is hereby amended and revised to read:

856.13 RIGHT OF APPEAL.

Any decision of the Police Chief or ~~Director of Public Service-Safety~~ Director of Public Safety, made pursuant to this chapter may be appealed to Council. The appeal shall be filed within ten days of the date of such decision by any person adversely affected thereby. An appeal shall be perfected by the appellant filing with the Director a written notice of his intention to appeal, together with a deposit of twenty-five dollars (\$25.00), which sum shall be refunded to the appellant in case Council renders a decision in favor of the appellant; otherwise, the deposit shall be forfeited to the

City. The decision of Council shall be rendered within fifteen days from hearing and shall be final.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 66-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCE §891.013

WHEREAS, City of Perrysburg, Ohio, Codified Ordinance §891.013 establishes “Allocation of Funds” through the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, this Ordinance is being updated to help clarify this portion of the Code; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §891.013 which currently reads as:

891.013 ALLOCATION OF FUNDS.

(EDITOR'S NOTE: Ordinance 31-70, passed May 12, 1970, provided funds for the purposes of debt retirement, general municipal operations, maintenance, new equipment, extension and enlargement of municipal services including the sum of forty-five thousand dollars (\$45,000.00) per annum to apply to the construction of a secondary sewer treatment plant; thirty-five thousand dollars (\$35,000.00) per annum for refuse collection and fifteen thousand dollars (\$15,000.00) per annum for parks and recreation and other capital improvements.)

The funds collected under the provisions of this chapter shall be applied for the following purposes:

(A) Such part thereof as shall be necessary to defray all costs of collecting the taxes levied by this chapter and the cost of administering and enforcing the provisions thereof;

(B) Except as otherwise provided in this subsection, the sum of thirty thousand dollars (\$30,000.00) from the collections in each year shall be used for the purpose of meeting principal and interest charges on such indebtedness of the Municipality which are secured by general obligation bonds of the Municipality, or which are payable by special assessment against all taxable real estate within the corporate limits of the Municipality at the time such assessment was made, in such proportions or amount as Council may from time to time direct. However, if the aggregate of such indebtedness which can be paid in any year is less than thirty thousand dollars (\$30,000.00) the excess over such aggregate may be transferred to the General Fund.

(C) The sum of forty thousand dollars (\$40,000.00) per year, or such part thereof as may be appropriated by Council, into special funds which are hereby established for the following purposes:

(1) Purchase and maintenance of new and additional equipment for the Department of Public Service-Safety;

(2) Extension, enlargement or improvement of municipal services and facilities;

(3) Street improvement and repair;

(4) Construction, remodeling or enlargement of public buildings;

(5) Recreation program; and

(6) Additional bond or note retirement.

(D) The balance of the funds collected each year under the provisions of this chapter shall be paid to the General Fund for general operating expenses. (Ord. 104-2015. Passed 11-17-15.)

is hereby amended and revised to read:

891.013 ALLOCATION OF FUNDS.

(EDITOR'S NOTE: Ordinance 31-70, passed May 12, 1970, provided funds for the purposes of debt retirement, general municipal operations, maintenance, new equipment, extension and enlargement of municipal services including the sum of forty-five thousand dollars (\$45,000.00) per annum to apply to the construction of a secondary sewer treatment plant; thirty-five thousand dollars (\$35,000.00) per annum for refuse collection and fifteen thousand dollars (\$15,000.00) per annum for parks and recreation and other capital improvements.)

The funds collected under the provisions of this chapter shall be applied for the following purposes:

(A) Such part thereof as shall be necessary to defray all costs of collecting the taxes levied by this chapter and the cost of administering and enforcing the provisions thereof;

(B) Except as otherwise provided in this subsection, the sum of thirty thousand dollars (\$30,000.00) from the collections in each year shall be used for the purpose of meeting principal and interest charges on such indebtedness of the Municipality which are secured by general obligation bonds of the Municipality, or which are payable by special assessment against all taxable real estate within the corporate limits of the Municipality at the time such assessment was made, in such proportions or amount as Council may from time to time direct. However, if the aggregate of such indebtedness which can be paid in any year is less than thirty thousand dollars (\$30,000.00) the excess over such aggregate may be transferred to the General Fund.

(C) The sum of forty thousand dollars (\$40,000.00) per year, or such part thereof as may be appropriated by Council, into special funds which are hereby established for the following purposes:

(1) Purchase and maintenance of new and additional equipment for the Director of Public Service-Safety Director of Public Service;

(2) Extension, enlargement or improvement of municipal services and facilities;

(3) Street improvement and repair;

(4) Construction, remodeling or enlargement of public buildings;

(5) Recreation program; and

(6) Additional bond or note retirement.

(D) The balance of the funds collected each year under the provisions of this chapter shall be paid to the General Fund for general operating expenses.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

ORDINANCE 67-2025

AN ORDINANCE ADDING CODIFIED ORDINANCE §266.10-7 “UNIFORMS AND CITY-LOGOED CLOTHING FOR NON- BARGAINING STAFF MEMBERS” TO THE CITY OF PERRYSBURG PERSONNEL CODE

WHEREAS, the City is reviewing and amending certain portions of the City of Perrysburg’s Codified Ordinances (“Code”); and,

WHEREAS, in an effort to provide uniforms and City-logoed clothing to non-bargaining City employees, the City is adding Ordinance §266.10-7 establishing “Uniforms and City-logoed Clothing for Non-Bargaining Staff Members” to the City of Perrysburg’s Codified Ordinances (“Code”) titled “Personnel Policy”; and,

WHEREAS, the Personnel Committee considered this legislation at its meeting on March 25, 2025 and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinance §266.10-7 shall read:

266.10-7 UNIFORMS AND CITY-LOGOED CLOTHING FOR NON-BARGAINING STAFF MEMBERS

A. STREET, WATER AND WATER POLLUTION CONTROL UNIFORMS:

The City shall provide work uniforms for a non-bargaining staff member normally involved in outside activities in the Department of Public Service and the Department of Public Utilities, as deemed necessary by the City Administrator, or their designee.

B. FIRE DIVISION UNIFORMS:

(1) For any part-time firefighter or part-time non-sworn, non-bargaining Fire Division staff member required to wear a uniform:

- a. The City shall establish a uniform account for each part-time firefighter or non-sworn, non-bargaining Fire Division staff member required to wear a uniform, for the purchase, alteration, and/or repair of approved uniforms.
- b. The City shall deposit Three Hundred Fifty Dollars (\$350.00) in the account of each part-time firefighter or non-sworn, non-bargaining Fire Division staff member required to wear a uniform annually.
- c. Uniform accounts shall not be used to pay for normal cleaning and laundry expenses.
- d. The balance of each individual account will be carried over each year but shall not accumulate to more than Five Hundred Dollars (\$500.00).

(2) For any full-time, sworn, non-bargaining staff member of the Fire Division:

- a. The City will issue the initial uniforms to the sworn, non-bargaining staff member of the Fire Division, at the City's expense.
- b. In addition to the issuance of the initial uniforms, the City shall establish a uniform account for each full-time, sworn, non-bargaining staff member of the Fire Division for the purchase, alteration and/or repair of approved uniforms consisting of jacket/coat, shirt, tie, cap, shoes, and skirt or slacks.
- c. In each calendar year, the City shall deposit Six Hundred Seventy-five (\$675.00) Dollars in the account of each full-time, sworn, non-bargaining staff member of the Fire Division.
- d. Uniform accounts shall not be used to pay for normal cleaning and laundry expenses.
- e. The balance of each individual account will be carried over each year but shall not accumulate to more than One Thousand Dollars (\$1,000.00).

C. POLICE DIVISION UNIFORMS:

(1) For any sworn, non-bargaining staff member of the Police Division:

- a. The City will issue the initial uniforms to the sworn, non-bargaining staff member of the Police Division, at the City's expense.
- b. In addition to the issuance of the initial uniforms, the City shall establish a uniform account for each sworn, non-bargaining staff member of the Police Division for the purchase, alteration and/or repair of approved uniforms, gear and equipment, and the replacement of personal property damaged in the line of duty as approved by the Safety Director.
 - i. For the purposes of this Section, "personal property" will include those items the employee needs for the performance of their duties of employment, such as a watch or eyeglasses or similar job-related personal effects.
- c. In each calendar year, the City shall deposit One Thousand Dollars (\$1,000.00) in the account of each sworn, non-bargaining staff member of the Police Division.
- d. For duty assignments requiring additional equipment, the City shall deposit an additional Three Hundred Dollars (\$300.00) at the outset of the assignment and an additional Two Hundred Dollars (\$200.00) during each year of the continuation of the assignment, in the account of each sworn, non-bargaining staff member of the Police Division.
- e. Uniform accounts shall not be used to pay for normal cleaning and laundry expenses.
- f. The balance of each individual account will be carried over each year but shall not accumulate to more than One Thousand Five Hundred Dollars (\$1,500.00).

D. UNIFORMS GENERALLY:

- (1) All expenditures under the provisions of this Subparts B, C, and D must be authorized by the Chief of Police or the Fire Chief and the Safety Director with payment in all cases being made by the City directly to the vendor supplying the uniform item or services in connection therewith, or reimbursed to the employee for approved purchases, with proper receipt.
- (2) The balance of any individual account will be turned over to the City's General Fund when a staff member leaves employment with the Police Division or Fire Division.
- (3) All uniforms provided or purchases pursuant to Subparts A, B, C, and D, shall be kept in acceptable condition and must be returned to the City when the staff member's employment with the City is voluntarily or involuntarily terminated. Failure of a staff member to comply with the requirements of the preceding sentence shall be cause for deducting the reasonable value of the uniform items from moneys otherwise due the staff member.
- (4) An employee that is required to wear a uniform, must wear the City uniform while on the job; the only exception shall be at the sole and absolute discretion of the Director of the Department the employee works in, upon written request and for good cause shown. Failure to adhere to the above mandatory uniform policy is subject to discipline.
- (5) Per the IRS Guidelines, the value of certain uniform items purchased may be considered a "taxable fringe benefit." Said uniform items purchased by the City will be taxed as wages through payroll appropriately.
- (6) Possession or consumption of illegal drugs, alcoholic beverages, marijuana or any marijuana derivatives is prohibited while in uniform.

E. CITY-LOGOED CLOTHING FOR NON-BARGAINING STAFF MEMBERS

- (1) For all non-bargaining staff members:
 - a. All non-bargaining staff members are eligible to receive clothing items with the City of Perrysburg logo to wear at work or other work-related events (seminars, training sessions, etc).
 - b. Each calendar year, the City will pay a maximum of \$100 per non-bargaining staff member for City of Perrysburg logoed clothing.
 - c. All purchases shall be executed by the Public Information Officer, through City-approved vendors, in order to ensure that all clothing items comply with the City's branding guide.
 - d. Purchases will be charged to the expense budget of the employee's Department/Division/Office.
 - e. Each Department Director, Division Administrator, or Office Manager will be responsible for tracking annual purchases for their respective Department/Division/Office and reporting the purchases to the Finance Department.
 - f. The value of the clothing will be considered a "taxable fringe benefit." Clothing purchased by the City will be taxed as wages through payroll appropriately, per IRS Guidelines.

g. Possession or consumption of illegal drugs, alcoholic beverages, marijuana or any marijuana derivative is prohibited while in City logoed clothing.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Res 28-2025

DATE: April 1, 2025



Subject Matter/Background

Renewal of State Issue 2 will allow the continuation of the State Capital Improvement Program (SCIP) which is administered by the Ohio Public Works Commission (OPWC). This program was first established in 1987 and over the years, the City of Perrysburg has submitted several grant applications to this program. Here is some general information on this program:

Throughout the duration of this program, the City of Perrysburg has successfully secured grants for 24 distinct projects, amounting to a total of \$5,071,259.70. The receipt of over \$5,000,000 in grant funding demonstrates the significance of this program. Therefore, it is imperative that the City of Perrysburg supports the approval of State Issue 2 to ensure the continued availability of future grant opportunities.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

1st Reading – March 4, 2025

2nd Reading – March 18, 2025

3rd Reading and Vote – April 1, 2025

RESOLUTION 28-2025

A RESOLUTION IN SUPPORT OF STATE ISSUE 2 RENEWAL OF THE STATE CAPITAL IMPROVEMENT PROGRAM ON THE MAY 6, 2025 STATEWIDE BALLOT

WHEREAS, the State Capital Improvement Program (SCIP) is a state-local government partnership program that funds local infrastructure projects in communities across Ohio; and,

WHEREAS, the program has, for nearly 40 years, provided over \$7 billion for improvements to keep Ohio's roads and bridges safe and in good condition for residents, first responders, and all motorists traveling on Ohio roadways, and to improve local wastewater treatment, water supply, and stormwater infrastructure in all 88 Ohio counties; and,

WHEREAS, the SCIP provides essential grants, loans, and loan assistance to local governments; and,

WHEREAS, the renewal of the SCIP will not raise taxes for Ohioans and the renewal is critical to prevent a gap in infrastructure investment, as the current authorization is set to sunset July 1, 2025; and,

WHEREAS, funding for the State Capital Improvement Program relies on an amendment to Ohio's Constitution about every ten years, and has been overwhelmingly approved by voters three times since its creation in 1987; and,

WHEREAS, the City of Perrysburg has benefitted from SCIP, receiving \$5,071,259.70 in grant funds for 24 road infrastructure projects, which have significantly improved the quality of life and safety for City residents; and,

WHEREAS, infrastructure investment encourages economic development, creates and maintains business, contributes to public health and safety, creates construction jobs and helps keep Ohio competitive.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. That the City of Perrysburg supports State Issue 2 and urges a YES vote on Issue 2 on May 6, 2025.

SECTION 2. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all

deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

SECTION 3. This Resolution shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

ORDINANCE 20-2025

AN ORDINANCE AMENDING CODIFIED ORDINANCES §1022.06 - §1022.10

WHEREAS, City of Perrysburg, Ohio, Codified Ordinances §1022.06 - §1022.10 are being updated to help clarify these portions of the Code; and,

WHEREAS, the Service Committee considered this legislation at its meeting on March 25, 2025, and unanimously recommended advancement to City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. Codified Ordinances §1022.06 - §1022.10 which currently read as:

1022.06 BOND REQUIREMENTS.

Any person desiring to engage in the construction or reconstruction of walks or driveways or to make curb openings shall file with the Director of Public Service-Safety a bond in the sum of three thousand dollars (\$3,000). The surety on such bond shall be executed by such bonding company in the City and shall be approved by the Director as to sufficiency and by the City Solicitor as to form. Such bond shall be conditioned upon the faithful observance of the provisions of this chapter and other applicable provisions of these Codified Ordinances and the specifications, rules or regulations pertaining to the construction and reconstruction of walks, driveways or curb openings, and upon the principal's constructing, reconstructing or making all walks, driveways or curb openings in strict compliance with all applicable existing ordinances, specifications, rules and regulations of the City.

The bond shall further provide for payment to the City, or all persons entitled thereto, of the cost and expense of reconstructing any walk, driveway or curb opening when required by the Director, should any defect due to construction, material or workmanship develop in such work at any time within a period of three years from January 1 next following the completion of the work, which defect is, in the judgment of the Director, caused by the contractor's failure to conform to the specifications and regulations relating to the construction or reconstruction of walks, driveways or curb openings which are established under this chapter and amendments thereto. The bond shall be further conditioned upon the surety's indemnifying and saving harmless the City on account of any and all claims for damages or injuries to persons or property due to failure of the contractor or his agents or servants to maintain the right of way, where such construction or reconstruction is being done, in a condition which is safe and fit for public travel, and in compliance with the provisions of this chapter and amendments thereto or any ordinance, rules or regulations relating to public safety now in effect or which may hereafter be enacted or promulgated.

(Ord. 35-79. Passed 5-8-79.)

1022.07 LICENSE APPLICATION.

(a) A person desiring to engage in the construction, reconstruction or making of walks, driveways or curb openings in the City shall apply to the Director of Public Service-Safety for a license to engage in such activity, upon forms furnished therefor. Such application shall set forth the following information:

- (1) In the case of an individual, his full name and address;
- (2) In the case of a partnership, the full name of the partnership, evidence of the legal organization of the partnership in accordance with the laws of the State, the business address and the full names and addresses of the persons in the partnership; or
- (3) In the case of a corporation, the name of the corporation, the state of incorporation, the name, title and signature of the official or officials authorized to sign the application, and such further information as may be required by the Director.

(b) The applicant shall further furnish the Director with information as to his ability to do and perform all work required in the construction or reconstruction of walks, driveways or curb openings.

(Ord. 83-74. Passed 2-11-75.)

1022.08 LICENSE FEE.

When the license application has been approved and the required bond has been accepted, the Director of Public Service-Safety shall issue a license to the applicant upon payment of the annual license fee of twenty-five dollars (\$25.00) for the calendar year terminating on December 31 following such issuance. All license fees shall be credited to the General Fund of the City.

(Ord. 5-89. Passed 1-17-89.)

1022.09 LICENSE SUSPENSION OR REVOCATION; APPEAL.

The Director of Public Service-Safety may suspend or revoke a license or permit issued under this chapter for incompetency or for any failure, refusal or neglect on the part of the holder thereof, or on the part of any agent or servant of the holder thereof, to strictly comply with any part or parts of this chapter or amendments thereto, or any effective rules, regulations or specifications relating to the use, construction, reconstruction or making of walks, driveways or curb openings, or for failure to pay for charges for materials, labor, subcontractors or employees for such work for which a mechanic's lien is filed against the owner of the property. The holder of any such permit or license may appeal from such suspension or revocation to Council and the findings of Council in all such appeals shall be final and conclusive. (Ord. 83-74. Passed 2-11-75.)

1022.10 CONSTRUCTION PERMIT REQUIRED; FEES.

(a) Permit Application. Application for a permit to construct or reconstruct a walk or driveway or make a curb opening shall be on forms furnished by the Director of Public Service-Safety. The forms shall set forth the name and address of the applicant; the name and address of the owner of the property adjoining the right of way where the proposed work is to be done; the street address and legal description of the lot or land adjoining the right of way; the number of square feet of proposed walk or driveway to be constructed or reconstructed and/or the number of lineal feet of curbing cut, dropped or removed; the width of the present walk, driveway or curb opening; the material in the present walk, driveway or curb; the material to be used in the proposed construction or reconstruction of the walk; and such other information as may be required. No walk shall be constructed or reconstructed until a permit has been obtained from the Director either by the owner of the contiguous property or his agent. A licensed contractor must ascertain that a permit has been procured before he constructs or reconstructs any sidewalk or driveway or makes any curb opening. The permit must be kept on the site of the construction or reconstruction until completion of the work. (Ord. 83-74. Passed 2-11-75.)

(b) Fees. Fees to be collected for the issuance of sidewalk and driveway construction permits in conformity with this section shall be as determined from time to time by Council. Fees shall be payable at the office of the Director. In the case of reconstruction, fees may be waived at the discretion of the Director if it is determined that the condition giving rise to the need for reconstruction was caused by the City. (Ord. 83-87. Passed 4-7-87.)

(c) Notwithstanding the provisions of this chapter, Council may override any decision of the Director of Public Service-Safety and may assume any of the powers delegated to the Director, by a resolution adopted by a majority of the members duly elected thereto. (Ord. 94-89. Passed 8-15-89.)

are hereby amended and revised to read:

1022.06 BOND REQUIREMENTS.

Prior to January 1, 2026, any person desiring to engage in the construction or reconstruction of walks or driveways or to make curb openings shall file with the Director of Public Service-Safety City Administrator, or their designee, a bond in the sum of three thousand dollars (\$3,000).

Effective January 1, 2026, any person desiring to engage in the construction or reconstruction of walks or driveways or to make curb openings shall file with the Director of Public Service-Safety City Administrator, or their designee, a bond in the sum of ten thousand dollars (\$10,000).

The surety on such bond shall be executed by such bonding company in the City and shall be approved by the City Administrator, or their designee, as to sufficiency and by the City Solicitor as to form. Such bond shall be conditioned upon the faithful observance of the provisions of this chapter and other applicable provisions of these

Codified Ordinances and the specifications, rules or regulations pertaining to the construction and reconstruction of walks, driveways or curb openings, and upon the principal's constructing, reconstructing or making all walks, driveways or curb openings in strict compliance with all applicable existing ordinances, specifications, rules and regulations of the City.

The bond shall further provide for payment to the City, or all persons entitled thereto, of the cost and expense of reconstructing any walk, driveway or curb opening when required by the **City Administrator, or their designee**, should any defect due to construction, material or workmanship develop in such work at any time within a period of three years from January 1 next following the completion of the work, which defect is, in the judgment of the **City Administrator, or their designee**, caused by the contractor's failure to conform to the specifications and regulations relating to the construction or reconstruction of walks, driveways or curb openings which are established under this chapter and amendments thereto. The bond shall be further conditioned upon the surety's indemnifying and saving harmless the City on account of any and all claims for damages or injuries to persons or property due to failure of the contractor or his agents or servants to maintain the right of way, where such construction or reconstruction is being done, in a condition which is safe and fit for public travel, and in compliance with the provisions of this chapter and amendments thereto or any ordinance, rules or regulations relating to public safety now in effect or which may hereafter be enacted or promulgated.

1022.07 LICENSE APPLICATION.

(a) A person desiring to engage in the construction, reconstruction or making of walks, driveways or curb openings in the City shall apply to the **Director of Public Service-Safety City Administrator, or their designee**, for a license to engage in such activity, upon forms furnished therefor. Such application shall set forth the following information:

- (1) In the case of an individual, his full name and address;
- (2) In the case of a partnership, the full name of the partnership, evidence of the legal organization of the partnership in accordance with the laws of the State, the business address and the full names and addresses of the persons in the partnership; or
- (3) In the case of a corporation, the name of the corporation, the state of incorporation, the name, title and signature of the official or officials authorized to sign the application, and such further information as may be required by the Director.

(b) The applicant shall further furnish the **City Administrator, or their designee**, with information as to his ability to do and perform all work required in the construction or reconstruction of walks, driveways or curb openings.

1022.08 LICENSE FEE.

When the license application has been approved and the required bond has been accepted, the ~~Director of Public Service-Safety~~ **City Administrator, or their designee,** shall issue a license to the applicant upon payment of the annual license fee of twenty-five dollars (\$25.00) for the calendar year terminating on December 31 following such issuance. All license fees shall be credited to the General Fund of the City.

1022.09 LICENSE SUSPENSION OR REVOCATION; APPEAL.

The ~~Director of Public Service-Safety~~ **City Administrator, or their designee,** may suspend or revoke a license or permit issued under this chapter for incompetency or for any failure, refusal or neglect on the part of the holder thereof, or on the part of any agent or servant of the holder thereof, to strictly comply with any part or parts of this chapter or amendments thereto, or any effective rules, regulations or specifications relating to the use, construction, reconstruction or making of walks, driveways or curb openings, or for failure to pay for charges for materials, labor, subcontractors or employees for such work for which a mechanic's lien is filed against the owner of the property. The holder of any such permit or license may appeal from such suspension or revocation to Council and the findings of Council in all such appeals shall be final and conclusive.

1022.10 CONSTRUCTION PERMIT REQUIRED; FEES.

(a) Permit Application. Application for a permit to construct or reconstruct a walk or driveway or make a curb opening shall be on forms furnished by the ~~Director of Public Service-Safety~~ **City Administrator, or their designee.** The forms shall set forth the name and address of the applicant; the name and address of the owner of the property adjoining the right of way where the proposed work is to be done; the street address and legal description of the lot or land adjoining the right of way; the number of square feet of proposed walk or driveway to be constructed or reconstructed and/or the number of lineal feet of curbing cut, dropped or removed; the width of the present walk, driveway or curb opening; the material in the present walk, driveway or curb; the material to be used in the proposed construction or reconstruction of the walk; and such other information as may be required. No walk shall be constructed or reconstructed until a permit has been obtained from the **City Administrator, or their designee,** either by the owner of the contiguous property or his agent. A licensed contractor must ascertain that a permit has been procured before he constructs or reconstructs any sidewalk or driveway or makes any curb opening. The permit must be kept on the site of the construction or reconstruction until completion of the work.

(b) Fees. Fees to be collected for the issuance of sidewalk and driveway construction permits in conformity with this section shall be as determined from time to time by Council. Fees shall be payable at the office of the **City Administrator, or their designee.** In the case of reconstruction, fees may be waived at the discretion of the **City Administrator, or their designee,** if it is determined that the condition giving rise to the need for reconstruction was caused by the City.

(c) Notwithstanding the provisions of this chapter, Council may override any decision of the ~~Director of Public Service-Safety~~ **City Administrator, or their designee,**

and may assume any of the powers delegated to the **City Administrator**, by a resolution adopted by a majority of the members duly elected thereto.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Ordinance shall be in full force and effect at the earliest time permitted by law.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler

LAW DIRECTOR

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Resolution 35-2025

DATE: April 1, 2025



Subject Matter/Background

The Department of Public Service is in need of mosquito insecticide for the 2025 spray season and the City has used the Duet product for mosquito spray since the program was started in the 1980's with great results and no complaints. The price for the spray is \$58,520.00.

Clarke Mosquito Control Products is the sole source manufacturer/supplier for all Duet ULV adult mosquito control product formulations and due to the sole source manufacturer there is not a comparable product to acquire a second quote as required in the City's purchasing policy.

This Resolution waives the second quote requirement listed in the City's purchasing policy and authorizes the Mayor and Director of Finance to enter into a purchase agreement with Clarke Mosquito Control Products in an amount not to exceed \$58,520.00.

Financial Review

Account: 1110-41646-54111

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate.

RESOLUTION 35-2025

A RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH CLARKE MOSQUITO CONTROL PRODUCTS IN AN AMOUNT NOT TO EXCEED FIFTY-EIGHT THOUSAND FIVE HUNDRED TWENTY DOLLARS AND ZERO CENTS (\$58,520.00) FOR THE PURCHASE OF MOSQUITO INSECTICIDE FOR THE DEPARTMENT OF PUBLIC SERVICE; AND DECLARING AN EMERGENCY

WHEREAS, the Department of Public Service is in need of mosquito insecticide for the 2025 spray season; and,

WHEREAS, the City has used the Duet product for mosquito spray since the program was started in the 1980's with great results and no complaints; and,

WHEREAS, Clarke Mosquito Control Products is the sole source manufacturer/supplier for all Duet ULV adult mosquito control product formulations; and,

WHEREAS, due to the sole source manufacturer there is not a comparable product to acquire a second quote as required in the City's purchasing policy; and,

WHEREAS, the price for the spray is Fifty-Eight Thousand Five Hundred Twenty Dollars and Zero Cents (\$58,520.00); and

WHEREAS, this purchase is in the 2025 Budget.

WHEREAS, the Service Committee reviewed this request at its meeting on March 26, 2025 and voted unanimously to recommend the legislation to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The second quote requirement listed in the City's purchasing policy is hereby waived and the Mayor and Director of Finance are authorized to enter into a purchase agreement with Clarke Mosquito Control Products in an amount not to exceed Fifty-Eight Thousand Five Hundred Twenty Dollars and Zero Cents (\$58,520.00), as represented in Exhibit A.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public

in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, as the quote is only valid for 30 days, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED: _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

**Clarke Mosquito Control Products**

675 Sidwell Ct.
St. Charles IL 60174
United States
Phone:(630) 894-2000
Fax:(630) 832 9344
www.clarke.com

QUOTATION**// COPY //**

Quotation no	Order date	Date
0002032579	2/7/24	2/7/24
Salesperson	Currency	Valid to
1002 Brian Deenihan	USD US Dollar	3/7/24

Customer	
P00651	
Invoice address	
City of Perrysburg 201 W Indiana Ave Perrysburg, OH 43551-1525 419-872-8020	
Customer PO#	Your order date
	2/7/24
Your reference	Written by
Greg Kuhr	Angie Gaul

Consignee	
P00651	
Delivery Address	
City of Perrysburg 11980 Roachton Road Perrysburg, OH 43551-2002 419-872-8020	
Delivery terms	Delivery method
Prepaid Freight	United Parcel Post
	Payment terms
	Net 30 Days

Line	Item number	Product Description	Quantity	U/M	Requested Date	Sales price	Discount amount	Extended Price
1	11782	DUET 55GAL	4	drm	2/7/24	15,400.00	3,080.00	58,520.00

Subtotal	USD	58,520.00
Order total	USD	58,520.00
Total	USD	58,520.00

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy Effler, Law Director

RE: Resolution 36-2025

DATE: April 1, 2025



Subject Matter/Background

A Resolution authorizing the awarding of a bid and agreement with Gerken Paving, Inc. for pavement repair and placement on various roads in the city.

This project consists of milling and resurfacing, curb replacement and other associated work on various roads throughout the City.

The cost for the project is \$1,638,590.36, with the City Engineer requesting a 5% contingency of \$81,929.52, leaving the total cost of the project at an amount not to exceed \$1,720,519.88.

Financial Review

Account: 2223-71545-55700/2233-71542-55700/4403-11755-55999

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate, as the bid award is only valid for sixty (60) days

RESOLUTION 36-2025

**A RESOLUTION AWARDING A BID AND AGREEMENT TO
GERKEN PAVING, INC. IN AN AMOUNT NOT TO EXCEED ONE
MILLION SEVEN HUNDRED TWENTY THOUSAND FIVE
HUNDRED NINETEEN DOLLARS AND EIGHTY-EIGHT CENTS
(\$1,720,519.88), FOR RESURFACING ON VARIOUS CITY STREETS;
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Perrysburg, Ohio solicited general contractor bids for pavement resurfacing on various streets throughout the city; and

WHEREAS, the City issued a bid package which contained all relevant specifications and requirements for the project, which acknowledged that the City was authorized to waive minor irregularities in bidding which did not affect the fairness of the process, and pursuant to which the City would accept the lowest and best bid for the required work; and

WHEREAS, the City of Perrysburg received four (4) bids and the bid received from Gerken Paving, Inc., of Napoleon, Ohio, provided the lowest and best bid for the proposed work, and they have the equipment, expertise, personnel, and knowledge to perform the required work; and

WHEREAS, the cost for the project is One Million Six Hundred Thirty-Eight Thousand Five Hundred Ninety Dollars and Thirty-Six Cents (\$1,638,590.36), with the City Engineer requesting a five percent (5%) contingency of Eighty-One Thousand Nine Hundred Twenty-Nine Dollars and Fifty-Two Cents (\$81,929.52), leaving the total cost of the project at an amount not to exceed One Million Seven Hundred Twenty Thousand Five Hundred Nineteen Dollars and Eighty-Eight Cents (\$1,720,519.88); and,

WHEREAS, the Service Committee, at its meeting held March 26, 2025, unanimously approved advancement of this bid award to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The Mayor and Director of Finance are authorized to enter into an Agreement with Gerken Paving, Inc. in the amount of One Million Six Hundred Thirty-Eight Thousand Five Hundred Ninety Dollars and Thirty-Six Cents (\$1,638,590.36), as represented in Exhibit A attached hereto, and the Mayor and Director of Finance are further authorized to approve all change orders considered necessary to this project in an amount not to exceed Eighty-One Thousand Nine Hundred Twenty-Nine Dollars and Fifty-Two Cents (\$81,929.52), for a total project

amount not to exceed One Million Seven Hundred Twenty Thousand Five Hundred Nineteen Dollars and Eighty-Eight Cents (\$1,720,519.88).

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, as the bid award is only valid for sixty (60) days, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

General Info

Total:

\$1,638,590.36

Number	Description
2025 Annual Resurfacing Program	2025 Annual Resurfacing Program
Deadline	This project consists of milling and resurfacing, curb replacement and other associated work of Ottawa Lane, Delaware Drive, Adams Court, Chippewa Lane, Cranden Drive, Cranden Court, Ottekee Drive, Mohawk Drive, Tonbridge Court, Woodstream Road.
03/20/2025 02:00 PM EDT	
Vendor	The 2023 Ohio Department of Transportation (ODOT) Construction and Materials Specifications shall be followed. Required modifications to the ODOT specifications are noted herein. City of Perrysburg Specifications and Standard Drawings shall also be adhered to where applicable and are available at the City of Perrysburg Engineering Department, 127 West Fifth Street, Perrysburg, OH 43551. State prevailing wages shall apply.
Gerken Paving, Inc.	
Submitted	All work is located within the City of Perrysburg corporation limits and is thereby eligible for City Income Tax collection.
03/20/2025 01:05 PM EDT	
Signed by	In order to be considered responsive, the contractor and all subcontractors will need to comply with City Ordinance 08-2023 which was passed in April of 2023. A copy of the Ordinance 08-2023 is included in the attachment list.
Kevin Ash	
Account Holder Kevin Ash	
Opened	The project will be awarded to the lowest and most responsive bidder based on the Grand Total Price of the Base Bid and any Alternatives that are accepted.
03/20/2025 02:00 PM EDT	Final Completion: on or before October 31, 2025
By thaar@ci.perrysburg.oh.us	Engineering Estimate: \$ 1,605,000.00
	Allows zero unit prices and labor
	Yes
	Allows negative unit prices and labor
	Yes

Ordinance 08-2023 Confirmation Statement

I confirm, in accordance with the wage and fringe benefit requirements set from in O.R.C. 4115.03(E), that my company, bidding on this City of Perrysburg project, meets the following standards (select either Yes or No):

Statement #1: The bidder provides healthcare benefits to its employees as a standard part of its compensation package and not only on projects subject to a state or federal prevailing wage requirement.

Statement #2: The bidder provides retirement benefits to its employees as a standard part of its compensation package and not only on projects subject to a state or federal prevailing wage requirement.

Statement #3: The bidder hires employees who have done one of the following:

1) Graduated from or are participating in a construction apprenticeship program certified and regulated by the State of Ohio or the U.S. Department of Labor.

2) Have at least five (5) years of documented experience in the specified field.

Statement #1 Answer *

Yes

Statement #2 Answer *

Yes

Statement #3 Answer *

Yes

In addition to the above, the bidder certifies they will comply with all provisions of the City of Perrysburg Code 252.052. Please refer to the copy of Ordinance 08-2023 in the attached document list for additional details.

Failure of a bidder to comply with 252.052 due to the lack of submission of the above confirmations or bidder's failure to affirmatively meet the above standards, shall result in the bidder being considered non-responsive.

Signature *

KEVIN ASH

Title *

VICE PRESIDENT

Bidder Company Name *

GERKEN PAVING, INC.

Date *

MARCH 20, 2025

The above signature hereby certifies, by signing and submitting this form, they have the ability to contract on behalf of the company and understand the implications of the failure to comply with the City of Perrysburg code 252.052.

Attachment List

Ordinance 8-2023 Signed.pdf (759 KB) Ordinance 08-2023
2025 resurfacing plans.pdf (20.5 MB) Plan Set
SR25 median - Levis curb ramp work bid.pdf (2.59 MB) Extra Plan Work
2_LegalNotice_2025 resurfacing.pdf (67.1 KB) Legal Advertisement
4_InstructionstoBid 2025 resurfacing.pdf (144 KB) Instruction to Bidders
5_General Conditions 2025 resurfacing.pdf (218 KB) General Conditions
6_Specs 2025 resurfacing.pdf (159 KB) Supplemental Specifications
7_Insurance Requirements 2025 resurfacing.pdf (116 KB) Insurance Requirements
8_ContractForm2025 resurfacing.pdf (657 KB) Contract Forms (For Reference Only)

Proposal

BID

Proposal of: *

GERKEN PAVING, INC.

(hereinafter called "Bidder"), organized and existing under the laws of the State of *

OHIO

doing business as *

"a corporation"

submitted to The City of Perrysburg (hereinafter called "Owner").

In compliance with the Advertisement for Bids, the Bidder hereby proposes to perform all Work for the construction of: *

2025 ANNUAL RESURFACING PROGRAM

in strict accordance with the Contract Documents, within the time set forth therein, and accept as compensation therefore the sum of (in words): *

One Million Six Hundred Thirty-Eight Thousand Five Hundred Ninety and 36/100

\$ (in currency): *

\$1,638,590.36

;however, the final amount will be controlled by the following unit prices and no payments shall exceed the total unit prices for said work. The Bidder agrees to accept the following unit prices for any addition or deductions caused by any change or alterations in the plans or specifications of the work.

By submission of this Bid, each Bidder certifies, and in the case of a joint Bid each party thereto certifies as to his own organization, that: 1) this Bid has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this Bid with any other Bidder or with any competitor; 2) they do not have an unresolved finding for recovery issued by the Auditor of State, in accordance with Section 9.24 of the Ohio Revised Code; and 3) they do not have an active exclusion shown in the Federal System of Award Management (SAM).

The Bidder hereby agrees to commence work under this contract on or before a date to be specified in the Notice to Proceed and to complete the project on/before the date specified. The Bidder further agrees to pay as liquidated damages, the sum of \$400 for each consecutive calendar day thereafter as provided in the General Conditions.

The Bidder acknowledges receipt of the following Addendum (Type N/A if not applicable):

Addenda #: *

N/A

Addenda Date: *

N/A

The Bidder acknowledges that 1) they have not received nor relied upon any representations or warranties of any nature whatsoever from the Owner, its officers, employees, or agents; 2) they are responsible for verifying the current prevailing wage rates and requirements according to Chapter 4114 of the Ohio Revised Code; 3) upon contract award, they will be required to sign an affidavit indicating whether or not they have delinquent personal property taxes on the General Tax List of Personal Property of Wood County, Ohio, in accordance with Section 5719.042 of the Ohio Revised Code.

In submitting this Bid, it is understood it may be withdrawn prior to the scheduled closing time for the receipt of bids, but that the Bidder may not withdraw its Bid after the actual opening thereof.

On acceptance of this Bid, the Bidder does hereby bind itself to enter into a written contract with the Owner within ten (10) days of the Notice of Award and give a Surety Bond amounting to 100% of the Contract.

Signature: *

KEVIN ASH

Address: *

9072 COUNTY ROAD 424

Title: *

V. PRESIDENT

City, State, Zip: *

NAPOLEON, OH 43545

Legal Name of Bidder: *

GERKEN PAVING, INC.

Phone Number: *

(419) 533-7701

Fax Number: *

4195336393

E-mail Address *

kevin.ash@gerkenpaving.com

Resurfacing

\$1,573,051.36

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
203	Excavation of Subgrade	50.00	CY	\$50.00	\$2,500.00
204	Subgrade Compaction	100.00	SY	\$1.15	\$115.00
253	Full-Depth Pavement Repair- 4 inch	1,000.00	SY	\$34.50	\$34,500.00
254	Pavement Planing - 1.5"	34,038.00	SY	\$2.00	\$68,076.00
304	Granular Base	50.00	CY	\$56.00	\$2,800.00
407	Tack Coat	1,872.00	GA	\$2.50	\$4,680.00
441	Asphalt Concrete Surface Course, Type 1, 448 (1.5")	1,890.00	CY	\$189.00	\$357,210.00
452	6" Concrete Drive Remove & Replace (MS)	1,283.60	SY	\$92.00	\$118,091.20
608	Remove and Replace 4" Sidewalk & Curb Ramps	10,988.00	SF	\$9.00	\$98,892.00
608	Detectable Warning	82.00	EA	\$400.00	\$32,800.00
609	Straight Curb Remove and Replace	927.00	LF	\$45.00	\$41,715.00
609	Roll Curb Remove and Replace	8,398.00	LF	\$48.00	\$403,104.00
611	Catch Basin Replace Casting, As Per Plan	41.00	EA	\$1,700.00	\$69,700.00
					Total: \$1,573,051.36

Item Code	Description	Quantity	Units	Unit Price	Extension
611	Catch Basin , Adjust to Grade	1.00	EA	\$1,200.00	\$1,200.00
611	Catch Basin, Reconstruct to Grade	1.00	EA	\$1,600.00	\$1,600.00
611	Manhole, Adjust to Grade	14.00	EA	\$860.00	\$12,040.00
611	Manhole, Reconstruct to Grade	1.00	EA	\$650.00	\$650.00
614	Maintaining Traffic Resurfacing	1.00	LS	\$49,000.00	\$49,000.00
623	Monument Assembly	1.00	EA	\$2,250.00	\$2,250.00
623	Monument Box, Adjust to Grade	43.00	EA	\$1,225.00	\$52,675.00
624	Mobilization	1.00	LS	\$57,000.00	\$57,000.00
638	Valve Box, Adjust to Grade	6.00	EA	\$500.00	\$3,000.00
659	Topsoil, Seed & Mulch	4,666.00	SY	\$8.00	\$37,328.00
832	Temporary Sediment and Erosion	1.00	LS	\$19,500.00	\$19,500.00
SPEC	Reclamite Asphalt Surface Preservation	34,038.00	SY	\$1.22	\$41,526.36
SPEC	Asphalt Drive, Remove and Replace	598.90	SY	\$92.00	\$55,098.80
SPEC	High-Early Concrete	50.00	CY	\$20.00	\$1,000.00
SPEC	Mailbox	50.00	EA	\$100.00	\$5,000.00
					Total: \$1,573,051.36

SR25 Median - Levis Commons Curb Ramps

\$65,539.00

Item Code	Description	Quantity	Units	Unit Price	Extension
203	Excavation, 10" deep, SR25-Levis	112.0000	CY	\$65.00	\$7,280.00
204	Subgrade Compaction, SR25-Levis	405.0000	SY	\$3.00	\$1,215.00
302	Asphalt Base, 7", SR25-Levis	106.0000	CY	\$190.00	\$20,140.00
441	Asphalt Intermediate, 1.5" Type 2, (449), SR25-Levis	16.0000	CY	\$315.00	\$5,040.00
441	Asphalt Surface, 1.5" Type 1, (449), SR25-Levis	16.0000	CY	\$315.00	\$5,040.00
609	Concrete Median, 2' wide, 9" thick, SR25-Levis	70.0000	LF	\$80.00	\$5,600.00
611	Catch Basin Adjusted to Grade, SR25-Levis	1.0000	EA	\$2,250.00	\$2,250.00
642	Edge Line, SR25-Levis	0.0500	Mile	\$20,000.00	\$1,000.00
608	Remove and Replace Sidewalk & Curb Ramps, SR25-Levis	520.0000	SF	\$14.00	\$7,280.00
608	Detectable Warning, SR25-Levis	13.0000	EA	\$400.00	\$5,200.00
609	Curb, SR25-Levis	30.0000	LF	\$51.00	\$1,530.00
659	Topsoil, Seed & Mulch, SR25-Levis	58.0000	SY	\$8.00	\$464.00
614	MOT, SR25-Levis	1.0000	LS	\$3,500.00	\$3,500.00
					Total: \$65,539.00

BID GUARANTEE AND PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned *

GERKEN PAVING, INC.

as Principal and *

SURETY BONDS INC.

as Surety, are hereby held and firmly bound unto the City of Perrysburg as Obligee in the penal sum of the dollar amount of the bid submitted by the Principal to the Obligee on *

MARCH 25, 2025

to undertake the project known as: *

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The penal sum referred to herein shall be the dollar amount of the Principal's bid to the Obligee, incorporating any additive or deductive alternate proposals made by the Principal on the date referred to above to the Obligee, which are accepted by the Obligee. In no case shall the penal sum exceed the amount of (in words):

\$ (in currency):

(If the above line is left blank, the penal sum shall be the full amount of Principal's bid, including alternates. Alternatively, if completed, the amount stated must not be less than the full amount of the Principal's bid including alternates, in dollars and cents. A percentage is not acceptable)

Bond Percentage

10.00%

Guarantee Method *

Electronic Bid Bond

Electronic Bid Bond		
Bond ID *	Surety Agency *	Verify Bid Bond *
SOH0318511031	Surety 2000	Bid bond verification has been completed.

Surety State *

OHIO

Principal *

SURETY BONDS INC.

For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successor, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named Principal has submitted a bid on the above-referred project;

NOW, THEREFORE, if the Obligee accepts the bid of the Principal and the Principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the Principal pays to the Obligee the difference not to exceed ten percent (10%) of the penalty hereof between the amount specified in the bid and such larger amount for which the Obligee may in good faith contract with the next lowest bidder to perform the work covered by the bid; or in the event that the Obligee does not award the contract to the next lowest bidder and resubmits the project for bidding, the Principal pays to the Obligee the difference not to exceed ten percent (10%) of the penalty hereof between the amount specified in the bid, or the costs, in connection with the resubmission, of printing new contract documents, required advertising, and printing and mailing notices to prospective bidders, whichever is less, that this obligation shall be null and void, otherwise to remain in full force and effect. If the Obligee accepts the bid of the Principal, and the Principal within ten days after the awarding of the contract, enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, then said contract is made part of this bond the same as through set forth herein.

NOW ALSO, if the said Principal shall well and faithfully do and perform each and every condition of such contract; and shall pay all lawful claims of subcontractors, materialmen and laborers, for labor performed and materials furnished in the carrying forward, performing, or completing of said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having a just claim, as well as for the Obligee herein; then this obligation shall be void; otherwise the same shall in no event exceed the penal amount of this obligation as herein stated.

The said surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the terms of said contract or in or to the plans or specifications therefore shall in any wise affect the obligations of said Surety on this bond.

Principal: *

GERKEN PAVING, INC.

By: *

KEVIN ASH

Title: *

VICE PRSIDENT

Surety: *

SURETY BONDS INC.

By (Attorney-in-Fact): *

MARK DRANGLER

Address: *

7540 SAWMILL PKWAY, SUITE D POWELL, OH 43065

Agent: *

CHRISTIE HOWARD

Address: *

7540 SAWMILL PKWAY, SUITE D POWELL, OH 43065

EXPERIENCE STATEMENT

Bidder shall provide information regarding similar work performed including, but not limited to, project name, description, location, and contact information, and any other details that will enable the City to assess the Contractor's capabilities, experience, skills, and financial standing with regard to this proposal. This statement shall also include information showing that the Bidder:

- maintains a permanent place of business.
- has adequate facilities and equipment available for the work under the proposed contract.
- has suitable financial means to meet obligations incidental to the proposed contract.
- has appropriate technical experience and possesses sufficient skills and experience.
- has the ability or resources available to make all repairs and adjustments that may be required on the equipment to be used under the proposed contract.

Response to the above: *

Gerken Paving, Inc (GPI) maintains a permanent place of business. GPI has adequate facilities and equipment available for the work under the proposed contract. GPI has suitable financial means to meet obligations incidental to the proposed contract. GPI has appropriate technical experience and possesses sufficient skills and experience. GPI has the ability and resources available to make all repairs and adjustments that may be required on the equipment to be used under the proposed contract.

GPI is prequalified with the Ohio Dept. of Transporation and the Michigan Dept. of Transportation.

If Bidder is Corporation, list Officers, type N/A if not applicable:
Name: *
KEVIN ASH
Title: *
VICE PRESIDENT

If Bidder is Corporation, list Officers, type N/A if not applicable: 1
Name: *
BRENT GERKEN
Title: *
PRES.

If Bidder is Corporation, list Officers, type N/A if not applicable: 2
Name: *
SHELLEY MILLER
Title: *
TREASURER

If Bidder is Corporation, list Officers, type N/A if not applicable: 3

Name: *

CATHY GERKEN

Title: *

SECRETARY

If Bidder is Partnership, list Members, type N/A if not applicable:

Name: *

N/A

Title: *

N/A

LIST OF SUBCONTRACTORS

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract.

Name: *

Smith Paving

Address: *

4426 Old State Rd. N, Norwalk, OH 44857

Type of Work: *

Concrete, Catch Basin, Curb

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 1

Name: *

Roadway Services

Address: *

9072 CR 424 Napoleon, OH 43545

Type of Work: *

MOT

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 2

Name: *

Pavement Technology

Address: *

24114 Detroit Rd. Cleveland OH 44145

Type of Work: *

Reclamite Asphalt

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 3

Name: *

Griffin Pavement Striping

Address: *

2383 Harrison Rd. Columbus OH 43204

Type of Work: *

Striping

By signing below, the bidder certifies that, they will require the proposed subcontractors listed above and any subcontractors to those subcontractors to meet the requirements of the City of Perrysburg code 252.052. Failure to ensure a proposed subcontractor listed above or any subcontractor to those subcontractors will result in debarment from City contracts for a period of three (3) years.

Signed By: *

KEVIN ASH

Title *

VICE. PRES.

Company *

GERKEN PAVING, INC.

Date *

March 20, 2025

NONCOLLUSION AFFIDAVIT

STATE OF: *

OHIO

COUNTY OF: *

HENRY

Bid Identification *

2025 ANNUAL RESURFACING PROGRAM

Bidder's Name *

GERKEN PAVING, INC.

, being first dually sworn, deposes and says that he is:

*

other

Enter response if "other" was selected

VICE PRESIDENT

of (company name): *

Gerken Paving, Inc.

the party making the foregoing bid; that such bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization, or corporation; that such bid is genuine and not collusive or sham; that said bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that said bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, or to fix any overhead, profit, or cost element of such bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract; that all statements contained in such bid are true; and further that said bidder has not, directly or indirectly submitted his bid price on any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid and will not pay any fee in connection therewith, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, or to any other individual except to such person or persons as have a partnership or other financial interest with said bidder in his general business.

Signed: *

KEVIN ASH

Title: *

VICE PRESIDENT

SUBSTITUTIONS/OPTIONS FORM

Optional: Vendor is not required to complete.

Any substitutions, deletions, additions, or deviations to the minimum specifications must be shown on this form and attached to the proposal forms in order to be considered as part of the bid. The City reserves the right to accept or reject any and all substitutions or optional bids. *

No bid

PREVAILING WAGE RESPONSIBILITIES

Keep full and accurate payroll records available for inspection for up to one (1) year following the completion of the project. Owners/partners must be shown on payrolls for any physical work they perform on the job.

- A. time records
- B. payroll records including canceled checks
- C. fringe benefit records including canceled check

Prevailing Wage Determination must be posted on the project site.

Supply Perrysburg Prevailing Wage Coordinator with dates of the life of the contract and a listing of all subcontractors to include the name, address, and telephone number of each.

Supply each employee with written notification of his assigned job classification, hourly prevailing wage rate and fringe payments, and identity of the Prevailing Wage Coordinator for the project.

Supply all subcontractors with any changes in the Prevailing Wage rates issued during the life of the project.

Out-of-State contractors must submit to the Ohio Secretary of State, the full name and address of their Statutory Agent in Ohio.

Submit certified payrolls starting no later two (2) weeks after the initial pay period. Insure all payrolls include the following:

- A. Employees full name, address, and social security number
- B. Work classification
 - (1) Be specific when listing laborers and operators
 - (2) Show level/year for all apprentices
- C. Hours worked on the project
 - (1) As of May 1, 1984, overtime is to be paid at not less than time and one-half for all hours worked in excess of forty (40) hours per week.
- D. Hourly rate of pay

Actual hourly rate paid employee for the time worked. Overtime hourly rate of not less than time and one-half the basic or regular rate paid is required under Chapter 4115. In addition to paying not less than the predetermined rate for the classification in which the employee works, the amounts predetermined as fringe benefits in the wage determination issued for the project, shall also be paid.

(Sample calculation: \$12.82 (base rate) x 1 1/2 = \$19.25 + \$1.70 (fringe payments) = \$20.93). Fringe payments must be entered in appropriate blocks on payroll forms when such fringes are paid to approved plans, funds, etc.

E. List all fringe benefits (if any) and amount per hour for each

(1) Hourly amount is to be based on 2080 hours per year.

F. Total deductions

G. Net pay for the pay period

Send a copy of Apprenticeship Agreement for each apprentice and a Final Affidavit to:

Perrysburg Prevailing Wage Coordinator

201 West Indiana Avenue

Perrysburg, OH 43551

(419) 872-7880

dbombrys@ci.perrysburg.oh.us

STATE OF OHIO PREVAILING WAGE RATES ARE AVAILABLE ON-LINE AT THE FOLLOWING WEBSITE:

Ohio Department of Commerce (<http://www.com.ohio.gov/laws/>)

Perrysburg Code 252.02(G) Disclosures

1) Has there been any safety violations or settlement agreements between the bidder and the Occupational Safety & Health Administration or a state based agency of similar jurisdiction during the ten (10) year prior to the submission of the bid? *

No

2) Has there been any violation of, or settlement agreement related to, any wage and hour laws at the local, state or federal level during the ten (10) years prior to the submission of the bid? *

No

3) Does the bidder have an active and compliant Ohio Bureau of Workers Compensation insurance policy? *

Yes

4) Please list any license(s) issued by the Ohio Construction Industry Licensing Board that has been assigned to the bidder *

ODOT prequalified #190312

5) Have there been any legal judgments against the bidder during the last ten (10) years prior to the submission of the bid? *

No

6) List the relevant experience of the bidder, including the number of years in the business under its present, alias, fictitious, doing business as, and/or former business name. *

We have been in business for 47 years.

7) Attach a complete list of all the bidder's ongoing and completed public and private construction projects within the last three (3) years, including the nature and value of each contract and the name, address, and phone number or email address for a representative of the owner of each project. *

Too many too list. we are ODOT and MDOT prequalified.

8) Have there been any state or federal Environmental Protection Agency complaints issued against the bidder during the ten (10) years prior to the submission of the bid? *

No

9) Describe the management experience of the bidder's project manager(s) and superintendent(s) who will be assigned to the project *

Most of our project managers and superintendents have several years of experience.

10) Is the bidder a foreign corporation not incorporated under the laws of Ohio? If yes, a Certificate of Good Standing from the Ohio Secretary of State demonstrating its right to conduct business in the State of Ohio must be attached. *

No

11) Has the bidder been debarred by any public authority in the United States during the ten (10) years prior to the submission of the bid? *

No

12) Provide a description of the bidder's Occupational Safety and Health Administration compliant safety program. *

We are compliant in Occupational Safety and Health Administration safety program.

13) Does the bidder have an active and compliant Ohio Drug Free Workplace policy issued by the State of Ohio? *

Yes

14) Provide the percentage of the bidder's workforce that has five (5) or more years of experience in their trade. *

65

I hereby certify that, to the best of my knowledge, the provided information is true and accurate and by signing and submitting this form, I have the ability to contract on behalf of the company and understand the implications of the failure to comply with the City of Perrysburg code 252.052

Company Name *

Gerken Paving, Inc.

Signature *

Kevin Ash

Title *

Vice Pres.

Date *

March 20, 2025

Attachments for Perrysburg Code 252.02(G) Disclosures Listed Above

Name	Omission Terms	Submitted File
Optional: Vendor is not required to complete.		
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
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Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
14 Required Documents		

Name	Omission Terms	Submitted File
		because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
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Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this
14 Required Documents		

Name	Omission Terms	Submitted File
		document because the omission terms have been met.
14 Required Documents		

Required Document List

Name		Omission Terms	Submitted File
Consent of Surety If providing a certified check or paper bid bond in lieu of Electronic Bid Bond		Electronically verifying Bid Bond	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment		Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
2 Required Documents			

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Res 37-2025

DATE: April 1, 2025



Subject Matter/Background

Article III, Section III – 10.0 of the Perrysburg City Charter provides the City Council with the power to determine the method, manner, consideration and procedure for the purchase of property on behalf of the Municipality and the sale or disposal thereof.

The Department of Service is no longer in need of the following property, the values of which have been determined to be over One Thousand Dollars:

- 1 used 1998 John Deere 4100 Utility Tractor with 47” snowblower and snowplow, cab, and heater
- 1 used 1976 JOY Pull Behind Air Compressor
- 1 used 1970’s Ford 531 Model Number DL 253C
- 1 used 2002 Tiger Rear Flail Mower with a 96” Cut and 3 Point Hitch

In accordance with Ohio Revised Code §721.15 it is necessary to legislatively authorize the disposal of property valued at over One Thousand Dollars only after determining the property is no longer needed or unfit for municipal purposes. The property will be sent through public auction.

Financial Review

There is no financial impact to the City.

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate. An Emergency is requested as this property should be auctioned off as soon as possible.

RESOLUTION 37-2025

A RESOLUTION DECLARING CERTAIN EQUIPMENT CURRENTLY USED BY THE SERVICE DEPARTMENT AS NO LONGER NEEDED FOR MUNICIPAL PURPOSES; AND DECLARING AN EMERGENCY

WHEREAS, Article III, Section III – 10.0 of the Perrysburg City Charter provides the City Council with the power to determine the method, manner, consideration and procedure for the purchase of property on behalf of the Municipality and the sale or disposal thereof; and,

WHEREAS, the Service Department is no longer in need of one (1) used 1998 John Deere 4100 Utility Tractor with 47" snowblower and snowplow, cab, and heater, the value of which has been determined to be over One Thousand Dollars; and,

WHEREAS, the Service Department is no longer in need of one (1) used 1976 JOY Pull Behind Air Compressor, the value of which has been determined to be over One Thousand Dollars; and,

WHEREAS, the Service Department is no longer in need of one (1) used 1970's Ford 531 Model Number DL 253C, the value of which has been determined to be over One Thousand Dollars; and,

WHEREAS, the Service Department is no longer in need of one (1) used 2002 Tiger Rear Flail Mower with a 96" Cut and 3 Point Hitch, the value of which has been determined to be over One Thousand Dollars; and,

WHEREAS, in accordance with Ohio Revised Code §721.15 it is necessary to legislatively authorize the disposal of property valued at over One Thousand Dollars only after determining the property is no longer needed or unfit for municipal purposes; and,

WHEREAS, this legislation went before the Service Committee on March 26, 2025 and was unanimously approved for advancement to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The Council hereby authorizes the Mayor and Director of Finance to arrange for the sale of the above-listed equipment, currently used by the Service Department, by public auction as such equipment is no longer needed for municipal purposes.

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, as this equipment should be auctioned off as soon as possible, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From:

Greg Kuhn

Date:

3/17/2025

Please mark one:

☒ I have determined the following described City property, which was purchased through the is of no further use to the City and may be disposed of in accordance with Administrative Policy No. 34.

OR

☐ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of item (please choose one):

☐ \$0-\$999

☒ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle): *1998 John Deere 4100 utility tractor*
Click here to enter text. *with 47" snow blower and snow plow, Cab and heater.*

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☒ Sell → Employee Name - Point of Contact for Auction Listing: *Greg Kuhn*

☐ Destroy

☐ Scrap

☐ Other _____

Approved: _____

Mayor

Date

Director of Finance

Date

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From:

Greg Kuhn

Date:

3-17-25

Please mark one:

☒ I have determined the following described City property, which was purchased through the is of no further use to the City and may be disposed of in accordance with Administrative Policy No. 34.

OR

☐ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of Item (please choose one):

☐ \$0-\$999

☒ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle):

*1976 Jay tow behind
Air compressor.*

Click here to enter text.

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☒ Sell → Employee Name - Point of Contact for Auction Listing: *Greg Kuhn*

☐ Destroy

☐ Scrap

☐ Other _____

Approved: _____

Mayor

Date

Director of Finance

Date

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From: Greg Kuhr

Date: 3/17/2025

Please mark one:

☐ I have determined the following described City property, which was purchased through the is of no further use to the City and may be disposed of in accordance with Administrative Policy No. 34.

OR

☐ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of Item (please choose one):

☐ \$0-\$999

☒ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle): 1970's Ford 531

Click here to enter text. Model No. DL 253C

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☒ Sell → Employee Name - Point of Contact for Auction Listing: Greg Kuhr

☐ Destroy

☐ Scrap

☐ Other _____

Approved: _____

Mayor

Date

Director of Finance

Date

City of Perrysburg - Declaration of Surplus Property Form

To: Mayor and Director of Finance

From:

Greg Kuhr

Date:

3/17/2025

Please mark one:

☐ I have determined the following described City property, which was purchased through the is of no further use to the City and may be disposed of in accordance with Administrative Policy No. 34.

OR

☐ I have determined the following described City property, which came into the possession of the Perrysburg Police Division as found or unclaimed property is of no use to the City and may be disposed of in accordance with Administrative Policy No. 34.

DESCRIPTION OF PROPERTY

Current Estimated Value of Item (please choose one):

☐ \$0-\$999

☒ \$1,000 or more

NOTE: If the item is valued at \$1,000 or more, it must be authorized by an ordinance of City Council.

Description of property (non-vehicle): *Tiger Rear Flail Mower 2002 96" cut*
3 point hitch

Click here to enter text.

Description of property (vehicle)

Kelly Blue Book Value \$

(Attach KBB Printout)

Year:

Make:

Model:

Vehicle #:

Color:

VIN:

Mileage:

I recommend the following method of disposition (please check one of four options):

☒ Sell → Employee Name - Point of Contact for Auction Listing: *Greg Kuhr*

☐ Destroy

☐ Scrap

☐ Other _____

Approved: _____

Mayor

Date

Director of Finance

Date

TO: Mayor Mackin
President Fuller
Members of City Council

FROM: Timothy W. Effler, Law Director

RE: Resolution 38-2025

DATE: April 1, 2025



Subject Matter/Background

The City of Perrysburg solicited general contractor bids for Phase 1 of the Downtown Streetscape Project and B&J Concrete and Construction Company of Toledo, Ohio provided the lowest and best bid for the proposed work, and they have the equipment, expertise, personnel, and knowledge to perform the required work.

The cost for the project is \$1,793,898.75, with the City Engineer requesting a five percent (5%) contingency of \$89,694.94, leaving the total cost of the project at an amount not to exceed \$1,883,593.69.

Financial Review

Account: 4403-11755-55999/2201-11755-55999

Legal Review

This legislation has been reviewed and is appropriately before you.

Recommendation

If City Council is in agreement, a motion to suspend the rules, waive the three readings and pass this legislation as an emergency is appropriate, as the bid award is only valid for sixty (60) days.

RESOLUTION 38-2025

A RESOLUTION AWARDING A BID AND AGREEMENT TO B&J CONCRETE AND CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED ONE MILLION EIGHT HUNDRED EIGHTY-THREE THOUSAND FIVE HUNDRED NINETY-THREE DOLLARS AND SIXTY-NINE CENTS (\$1,883,593.69), FOR PHASE 1 OF THE DOWNTOWN STREETScape PROJECT; AND DECLARING AN EMERGENCY

WHEREAS, the City of Perrysburg, Ohio solicited general contractor bids for Phase 1 of the Downtown Streetscape Project; and

WHEREAS, the City issued a bid package which contained all relevant specifications and requirements for the project, which acknowledged that the City was authorized to waive minor irregularities in bidding which did not affect the fairness of the process, and pursuant to which the City would accept the lowest and best bid for the required work; and

WHEREAS, the City of Perrysburg received two (2) bids and the bid received from B&J Concrete and Construction Company of Toledo, Ohio, provided the lowest and best bid for the proposed work, and they have the equipment, expertise, personnel, and knowledge to perform the required work; and

WHEREAS, the cost for the project is One Million Seven Hundred Ninety-Three Thousand Eight Hundred Ninety-Eight Dollars and Seventy-Five Cents (\$1,793,898.75), with the City Engineer requesting a five percent (5%) contingency of Eighty-Nine Thousand Six Hundred Ninety-Four Dollars and Ninety-Four Cents (\$89,694.94), leaving the total cost of the project at an amount not to exceed One Million Eight Hundred Eighty-Three Thousand Five Hundred Ninety-Three Dollars and Sixty-Nine Cents (\$1,883,593.69); and,

WHEREAS, the Service Committee, at its meeting held March 26, 2025, unanimously approved advancement of this bid award to City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO:

SECTION 1. The Mayor and Director of Finance are authorized to enter into an Agreement with B&J Concrete and Construction Company in the amount of One Million Seven Hundred Ninety-Three Thousand Eight Hundred Ninety-Eight Dollars and Seventy-Five Cents (\$1,793,898.75), as represented in Exhibit A attached hereto, and the Mayor and Director of Finance are further authorized to approve all

change orders considered necessary to this project in an amount not to exceed Eighty-Nine Thousand Six Hundred Ninety-Four Dollars and Ninety-Four Cents (\$89,694.94), for a total project amount not to exceed One Million Eight Hundred Eighty-Three Thousand Five Hundred Ninety-Three Dollars and Sixty-Nine Cents (\$1,883,593.69).

SECTION 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Perrysburg and the State of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Perrysburg, Wood County, Ohio, as the bid award is only valid for sixty (60) days, and shall be in full force and effect from and immediately after its passage and approval by the Mayor.

President of Council

Mayor

PASSED _____

ATTEST: _____

APPROVED: _____

Timothy W. Effler
LAW DIRECTOR

General Info

Total:

\$1,793,898.75

Number	Description
Downtown Streetscape Phase 1	This project consists of milling and resurfacing, road widening, curb replacement, sidewalk replacement, paver installation, planter installation, and other appurtenances for the 300 block of Louisiana Avenue.
Deadline	
03/20/2025 02:00 PM EDT	This contract is subject to the provision of State of Ohio, Prevailing Wage Rates. The subsequent contract will require certificates of insurance and may require performance and payment bonds.
Vendor	
B&J Concrete and Construction Co.	In order to be considered responsive, the contractor and all subcontractors will need to comply with City Ordinance 08-2023 which was passed in April of 2023. A copy of the Ordinance 08-2023 is included in the attachment list.
Submitted	
03/20/2025 11:40 AM EDT	The project will be awarded to the lowest and most responsive bidder based on the Grand Total Price of the Base Bid and any Alternatives that are accepted.
Signed by	
Kevin J. McCulley	Final Completion for the project: November 15, 2025
Account Holder Kevin McCulley	Engineering Estimate for the project: \$1,500,000
Opened	Allows zero unit prices and labor
03/20/2025 02:00 PM EDT	Yes
By	Allows negative unit prices and labor
bthomas@ci.perrysburg.oh.us	Yes

Ordinance 08-2023 Confirmation Statement

I confirm, in accordance with the wage and fringe benefit requirements set from in O.R.C. 4115.03(E), that my company, bidding on this City of Perrysburg project, meets the following standards (select either Yes or No):

Statement #1: The bidder provides healthcare benefits to its employees as a standard part of its compensation package and not only on projects subject to a state or federal prevailing wage requirement.

Statement #2: The bidder provides retirement benefits to its employees as a standard part of its compensation package and not only on projects subject to a state or federal prevailing wage requirement.

Statement #3: The bidder hires employees who have done one of the following:

1) Graduated from or are participating in a construction apprenticeship program certified and regulated by the State of Ohio or the U.S. Department of Labor.

2) Have at least five (5) years of documented experience in the specified field.

Statement #1 Answer *

Yes

Statement #2 Answer *

Yes

Statement #3 Answer *

Yes

In addition to the above, the bidder certifies they will comply with all provisions of the City of Perrysburg Code 252.052. Please refer to the copy of Ordinance 08-2023 in the attached document list for additional details.

Failure of a bidder to comply with 252.052 due to the lack of submission of the above confirmations or bidder's failure to affirmatively meet the above standards, shall result in the bidder being considered non-responsive.

Signature *

Kevin J McCulley

Title *

Project Manager

Bidder Company Name *

B&J Concrete and Construction

Date *

March 17, 2025

The above signature hereby certifies, by signing and submitting this form, they have the ability to contract on behalf of the company and understand the implications of the failure to comply with the City of Perrysburg code 252.052.

Attachment List

Pburg Downtown Streetscape Ph1 Bid Plan Set.pdf (35.5 MB)
Plan Set

Ordinance 8-2023 Signed.pdf (759 KB)
Ordinance 08-2023

2_LegalNotice.pdf (74.2 KB)
Legal Advertisement

3_ProjDesc_FY21.pdf (113 KB)
Project Description

4_InstructionstoBid.pdf (94.7 KB)
Instruction to Bidders

5_General Conditions.pdf (180 KB)
General Conditions

2025-02-28_Book Specifications.pdf (1.08 MB)
Specifications

6_Specs_FY21.pdf (276 KB)
Supplemental Specifications

7_Insurance Requirements.pdf (68.7 KB)
Additional Requirements

8_ContractForm_FY21.pdf (581 KB)
Contract Forms (For Reference Only)

Downtown Streetscape Addendum 1.pdf (772 KB)

Proposal

BID

Proposal of: *

B&J Concrete and Construction

(hereinafter called "Bidder"), organized and existing under the laws of the State of *

Ohio

doing business as *

"a corporation"

submitted to The City of Perrysburg (hereinafter called "Owner").

In compliance with the Advertisement for Bids, the Bidder hereby proposes to perform all Work for the construction of: *

City of Perrysburg Downtown Streetscape Phase 1

in strict accordance with the Contract Documents, within the time set forth therein, and accept as compensation therefore the sum of (in words): *

One Million Seven hundred ninety-three thousand eight hundred ninety-eight dollars and seventy-five cents

\$ (in currency): *

\$1,793,898.75

;however, the final amount will be controlled by the following unit prices and no payments shall exceed the total unit prices for said work. The Bidder agrees to accept the following unit prices for any addition or deductions caused by any change or alterations in the plans or specifications of the work.

By submission of this Bid, each Bidder certifies, and in the case of a joint Bid each party thereto certifies as to his own organization, that: 1) this Bid has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this Bid with any other Bidder or with any competitor; 2) they do not have an unresolved finding for recovery issued by the Auditor of State, in accordance with Section 9.24 of the Ohio Revised Code; and 3) they do not have an active exclusion shown in the Federal System of Award Management (SAM).

The Bidder hereby agrees to commence work under this contract on or before a date to be specified in the Notice to Proceed and to complete the project on/before the date specified. The Bidder further agrees to pay as liquidated damages, the sum of \$1,000 for each consecutive calendar day thereafter as provided in the General Conditions.

The Bidder acknowledges receipt of the following Addendum (Type N/A if not applicable):

Addenda #: *

1

Addenda Date: *

March 17, 2025

The Bidder acknowledges that 1) they have not received nor relied upon any representations or warranties of any nature whatsoever from the Owner, its officers, employees, or agents; 2) they are responsible for verifying the current prevailing wage rates and requirements according to Chapter 4114 of the Ohio Revised Code; 3) upon contract award, they will be required to sign an affidavit indicating whether or not they have delinquent personal property taxes on the General Tax List of Personal Property of Wood County, Ohio, in accordance with Section 5719.042 of the Ohio Revised Code.

In submitting this Bid, it is understood it may be withdrawn prior to the scheduled closing time for the receipt of bids, but that the Bidder may not withdraw its Bid after the actual opening thereof.

On acceptance of this Bid, the Bidder does hereby bind itself to enter into a written contract with the Owner within ten (10) days of the Notice of Award and give a Surety Bond amounting to 100% of the Contract.

Signature: *

Kevin J. McCulley

Address: *

5840 Secor Rd.

Title: *

Project Manager

City, State, Zip: *

Toledo, Ohio 43623

Legal Name of Bidder: *

Kevin J McCulley

Phone Number: *

(419) 966-7907

Fax Number: *

419 474-8712

E-mail Address *

kevin.bjconcrete@sbcglobal.net

Demolition

\$63,528.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
201	CLEARING AND GRUBBING	1.00	LS	\$2,500.00	\$2,500.00
201	TREES REMOVED	13.00	EA	\$500.00	\$6,500.00
202	WALK REMOVED	6,320.00	SF	\$2.00	\$12,640.00
202	CURB REMOVED	1,020.00	LF	\$8.00	\$8,160.00
202	PAVEMENT REMOVED	1,026.00	SY	\$28.00	\$28,728.00
SPEC	REMOVAL OF IRRIGATION SYSTEM	1.00	LUMP	\$5,000.00	\$5,000.00
					Total: \$63,528.00

Pavement

\$549,319.50

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
203	EXCAVATION	1,488.00	CY	\$38.00	\$56,544.00
203	EMBANKMENT	10.00	CY	\$50.00	\$500.00
204	SUBGRADE COMPACTION	4,741.00	SY	\$1.00	\$4,741.00
608	6" CONCRETE WALK, AS PER PLAN	9,093.00	SF	\$14.00	\$127,302.00
SPEC.	PRECAST MODULAR BLOCK RAISED PLANTER	580.00	LF	\$160.00	\$92,800.00
SPEC.	LIMESTONE CAP	847.00	LF	\$85.00	\$71,995.00
SPEC.	CONCRETE PAVER TYPE 1 - TOWN HALL (VEHICULAR USE)	589.00	SF	\$54.00	\$31,806.00
SPEC.	CONCRETE PAVER TYPE 1 - TOWN HALL (PEDESTRIAN USE)	3,092.00	SF	\$42.00	\$129,864.00
SPEC.	CONCRETE PAVER TYPE 2 - TRIBECA COBBLE	257.00	SF	\$37.50	\$9,637.50
SPEC.	CONCRETE SPLASH PLATE @ BIO-RETENTION	111.00	SF	\$95.00	\$10,545.00
SPEC.	18" TALL, 10-1/2" WIDE MONOLITHIC CURB	247.00	LF	\$55.00	\$13,585.00
					Total: \$549,319.50

Erosion Control

\$8,500.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
832	STORM WATER POLLUTION PREVENTION PLAN	1.00	LS	\$2,000.00	\$2,000.00
832	EROSION CONTROL	1.00	LS	\$2,500.00	\$2,500.00
832	STORM WATER POLLUTION PREVENTION INSPECTIONS	1.00	LS	\$4,000.00	\$4,000.00
					Total: \$8,500.00

Drainage

\$119,460.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
605	6" SHALLOW PIPE UNDERDRAINS WITH GEOTEXTILE FABRIC, 707.31	939.00	FT	\$30.00	\$28,170.00
605	6" UNCLASSIFIED PIPE UNDERDRAINS WITH GEOTEXTILE FABRIC, 707.31	114.00	FT	\$30.00	\$3,420.00
611	6" CONDUIT, TYPE F FOR UNDERDRAIN OUTLETS	142.00	FT	\$35.00	\$4,970.00
611	12" CONDUIT, TYPE B	128.00	FT	\$150.00	\$19,200.00
611	12" CONDUIT, TYPE C	16.00	FT	\$150.00	\$2,400.00
611	CATCH BASIN, NO. 3A	3.00	EA	\$6,000.00	\$18,000.00
611	CATCH BASIN, NO. 7, AS PER PLAN	1.00	EA	\$6,000.00	\$6,000.00
611	CATCH BASIN FRAME AND GRATE	3.00	EA	\$800.00	\$2,400.00
611	MANHOLE FRAME AND COVER	1.00	EA	\$900.00	\$900.00
611	MANHOLE ADJUSTED TO GRADE	15.00	EA	\$1,400.00	\$21,000.00
611	CATCH BASIN, ADJUSTED TO	4.00	EA	\$2,000.00	\$8,000.00
					Total: \$119,460.00

Item Code	Description	Quantity	Units	Unit Price	Extension
	GRADE, AS PER PLAN				
638	Valve Box Adjusted to Grade	5.00	EA	\$1,000.00	\$5,000.00
					Total: \$119,460.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
254	PAVEMENT PLANING, ASPHALT CONCRETE, 3" THICK	3,113.00	SY	\$5.00	\$15,565.00
301	ASPHALT CONCRETE BASE, PG64-22, 6" THICK	158.00	CY	\$225.00	\$35,550.00
304	AGGREGATE BASE	228.00	CY	\$70.00	\$15,960.00
407	TACK COAT (0.055 GAL/SY)	447.00	GAL	\$4.00	\$1,788.00
441	ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE 2, (449), 1.5" THICK	169.00	CY	\$225.00	\$38,025.00
441	ASPHALT CONCRETE SURFACE COURSE, TYPE 1, (449), PG64-22, 1.5" THICK	169.00	CY	\$240.00	\$40,560.00
452	8" NON- REINFORCED CONCRETE PAVEMENT, CLASS QC 1P	63.00	SY	\$90.00	\$5,670.00
609	CURB, TYPE 6, AS PER PLAN	1,551.00	FT	\$35.00	\$54,285.00
					Total: \$207,403.00

Lighting

\$392,208.50

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
625	ELECTRICAL CONDUIT - 1 1/ 4"	500.00	LF	\$11.70	\$5,850.00
625	ELECTRICAL CONDUIT - 3"	5,250.00	LF	\$7.10	\$37,275.00
625	ELECTRICAL CONDUIT - 4"	580.00	LF	\$9.60	\$5,568.00
625	TRENCHING	1,790.00	LF	\$13.10	\$23,449.00
625	CONDUIT JACKED OR DRILLED	1,745.00	LF	\$36.90	\$64,390.50
625	UNDERGROUND WARNING TAP	3,535.00	LF	\$2.20	\$7,777.00
625	ELECTRICAL WIRE - #12AWG CU	30.00	LF	\$1.30	\$39.00
625	ELECTRICAL WIRE - #10AWG CU	6,600.00	LF	\$1.40	\$9,240.00
625	ELECTRICAL WIRE - #8AWG CU	5,120.00	LF	\$1.90	\$9,728.00
625	ELECTRICAL WIRE - #6AWG CU	21,750.00	LF	\$2.40	\$52,200.00
625	HANDHOLE - 13"X24"X24" TIER 8	20.00	EA	\$1,067.00	\$21,340.00
625	HANDHOLE - 24"X24"X24" TIER 8	8.00	EA	\$1,257.00	\$10,056.00
625	HANDHOLE - 24"X24"X36" TIER 8	3.00	EA	\$1,263.00	\$3,789.00
					Total: \$392,208.50

Item Code	Description	Quantity	Units	Unit Price	Extension
625	HANDHOLE - 36"X36"X24" TIER 8	4.00	EA	\$1,653.00	\$6,612.00
625	ELECTRICAL ENCLOSURE - FREE STANDING - 74"X72"24" NEMA 3R	1.00	EA	\$19,020.00	\$19,020.00
625	LIGHTING CONTROLS - RELAY PANEL	1.00	EA	\$16,348.00	\$16,348.00
625	PANELBOARD - 200 AMP	1.00	EA	\$444.00	\$444.00
625	SURGE PROTECTION DEVICE	1.00	EA	\$336.00	\$336.00
625	GROUND ROD	3.00	EA	\$466.00	\$1,398.00
625	ARC FLASH WARNING LABEL	1.00	EA	\$1,298.00	\$1,298.00
SPEC	STERNBERG LIGHT FIXTURES AND POLES	11.00	EA	\$607.00	\$6,677.00
SPEC	LIGHT POLE ANCHOR BOLTS	44.00	EA	\$38.00	\$1,672.00
SPEC	LIGHT POLE FOUNDATION	11.00	EA	\$1,986.00	\$21,846.00
SPEC	STERNBERG BOLLARD	6.00	EA	\$1,214.00	\$7,284.00
SPEC	BOLLARD LIGHT POLE ANCHOR BOLTS	24.00	EA	\$38.00	\$912.00
SPEC	BOLLARD LIGHT POLE FOUNDATION	6.00	EA	\$1,063.00	\$6,378.00
SPEC	TREE LIGHT FIXTURE	12.00	EA	\$1,715.00	\$20,580.00
					Total: \$392,208.50

Item Code	Description	Quantity	Units	Unit Price	Extension
SPEC	POWER PEDESTAL	14.00	EA	\$1,521.00	\$21,294.00
SPEC	POWER PEDESTAL FOUNDATION	14.00	EA	\$672.00	\$9,408.00
					Total: \$392,208.50

Traffic Control

\$13,167.50

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
630	GROUND MOUNTED SUPPORT, NO. 2 POST	75.00	FT	\$18.00	\$1,350.00
630	SIGN, FLAT SHEET	10.50	SF	\$35.00	\$367.50
630	REMOVAL OF GROUND MOUNTED SIGN AND DISPOSAL	2.00	EA	\$50.00	\$100.00
630	REMOVAL OF GROUND MOUNTED SIGN AND REERECTION	3.00	EA	\$75.00	\$225.00
630	REMOVAL OF GROUND MOUNTED POST SUPPORT AND DISPOSAL	6.00	EA	\$37.50	\$225.00
630	REMOVAL OF POLE MOUNTED SIGN AND STORAGE	9.00	EA	\$45.00	\$405.00
630	REMOVAL OF POLE MOUNTED SIGN AND REERECTION	40.00	EA	\$50.00	\$2,000.00
644	EDGE LINE, 4"	0.01	MILE	\$10,000.00	\$100.00
644	CENTER LINE	0.10	MILE	\$10,000.00	\$1,000.00
644	CHANNELIZING LINE, 8"	220.00	FT	\$2.00	\$440.00
644	STOP LINE	26.00	FT	\$8.00	\$208.00
644	CROSSWALK LINE, 24"	472.00	FT	\$6.00	\$2,832.00
					Total: \$13,167.50

Item Code	Description	Quantity	Units	Unit Price	Extension
644	TRANSVERSE / DIAGONAL LINE	107.00	FT	\$3.00	\$321.00
644	RAILROAD SYMBOL MARKING	2.00	EA	\$750.00	\$1,500.00
644	PARKING LOT STALL MARKING	747.00	FT	\$2.00	\$1,494.00
644	HANDICAP SYMBOL MARKING	2.00	EA	\$150.00	\$300.00
644	LANE ARROW	3.00	EA	\$100.00	\$300.00
					Total: \$13,167.50

Traffic Signal

\$200,254.50

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
625	CONNECTION, FUSED PULL APART	4.00	EA	\$184.00	\$736.00
625	CONNECTION, UNFUSED PULL APART	4.00	EA	\$184.00	\$736.00
625	CONNECTION, UNFUSED PERMANENT	4.00	EA	\$184.00	\$736.00
625	BRACKET ARM, AS PER PLAN	4.00	EA	\$304.00	\$1,216.00
625	NO. 10 AWG 600 VOLT DISTRIBUTION CABLE	1,286.00	FT	\$1.40	\$1,800.40
625	NO. 10 AWG POLE AND BRACKET CABLE	268.00	FT	\$1.40	\$375.20
625	CONDUIT, 2", 725.04	64.00	FT	\$32.30	\$2,067.20
625	CONDUIT, 3", 725.05	60.00	FT	\$7.90	\$474.00
625	CONDUIT, 4", 725.05	266.00	FT	\$9.60	\$2,553.60
625	CONDUIT, JACKED OR DRILLED, 725.04	196.00	FT	\$85.00	\$16,660.00
625	LUMINAIRE, DECORATIVE, AS PER PLAN, 100 WATT LED, 120 VOLTS, TYPE IV	4.00	EA	\$152.00	\$608.00
625	TRENCH	187.00	FT	\$8.10	\$1,514.70
					Total: \$200,254.50

Item Code	Description	Quantity	Units	Unit Price	Extension
625	PULL BOX, 725.08, 24"	6.00	EA	\$1,461.00	\$8,766.00
625	GROUND ROD	9.00	EA	\$466.00	\$4,194.00
625	UNDERGROUND WARNING / MARKING TAPE	383.00	FT	\$2.20	\$842.60
625	ARC FLASH CALCULATION AND LABEL	2.00	EA	\$1,082.00	\$2,164.00
632	VEHICULAR SIGNAL HEAD, (LED), 3-SECTION, 12" LENS, 1-WAY, POLYCARBONA TE, AS PER PLAN	4.00	EA	\$1,024.00	\$4,096.00
632	VEHICULAR SIGNAL HEAD, (LED), 5-SECTION, 12" LENS, 1-WAY, POLYCARBONA TE, AS PER PLAN	4.00	EA	\$1,697.00	\$6,788.00
632	PEDESTRIAN SIGNAL HEAD (LED), TYPE D2, AS PER PLAN	8.00	EA	\$638.00	\$5,104.00
632	COVERING OF VEHICULAR SIGNAL HEAD	8.00	EA	\$81.00	\$648.00
632	COVERING OF PEDESTRIAN SIGNAL HEAD	8.00	EA	\$81.00	\$648.00
632	PEDESTRIAN PUSH BUTTON, AS PER PLAN	8.00	EA	\$1,252.00	\$10,016.00
632	SIGNAL CABLE, 2 CONDUCTOR, NO. 14 AWG	1,043.00	FT	\$3.40	\$3,546.20
632	SIGNAL CABLE,	1,123.00	FT	\$4.10	\$4,604.30
					Total: \$200,254.50

Item Code	Description	Quantity	Units	Unit Price	Extension
	5 CONDUCTOR, NO. 14 AWG				
632	SIGNAL CABLE, 7 CONDUCTOR, NO. 14 AWG	1,323.00	FT	\$4.70	\$6,218.10
632	SIGNAL SUPPORT FOUNDATION, AS PER PLAN	4.00	EA	\$3,993.00	\$15,972.00
632	PEDESTAL FOUNDATION	4.00	EA	\$1,109.00	\$4,436.00
632	POWER SERVICE, AS PER PLAN	1.00	EA	\$2,716.00	\$2,716.00
632	COMBINATION SIGNAL SUPPORT, TYPE TC-81.22, DESIGN 2, AS PER PLAN	3.00	EA	\$2,124.00	\$6,372.00
632	COMBINATION SIGNAL SUPPORT, TYPE TC-81.22, DESIGN 4, AS PER PLAN	1.00	EA	\$2,124.00	\$2,124.00
632	PEDESTAL, 8'	4.00	EA	\$607.00	\$2,428.00
632	REMOVAL OF TRAFFIC SIGNAL INSTALLATION, AS PER PLAN	1.00	EA	\$20,105.00	\$20,105.00
633	CABINET, TYPE TS-2, AS PER PLAN	1.00	EA	\$17,435.00	\$17,435.00
633	CABINET FOUNDATION	1.00	EA	\$2,350.00	\$2,350.00
633	CONTROLLER WORK PAD, AS PER PLAN	1.00	EA	\$395.00	\$395.00
633	UNINTERRUPTIB	1.00	EA	\$7,277.00	\$7,277.00
					Total: \$200,254.50

Item Code	Description	Quantity	Units	Unit Price	Extension
	LE POWER SUPPLY (UPS), 1000 WATT, AS PER PLAN				
633	CONTROLLER ITEM, MISC.: CONTROLLER UNIT, TYPE TS2/ A2	1.00	EA	\$5,278.00	\$5,278.00
816	VIDEO DETECTION SYSTEM	1.00	EA	\$26,254.20	\$26,254.20
					Total: \$200,254.50

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
653	PLANTING SOIL MEDIA	434.00	CY	\$100.00	\$43,400.00
SPEC	BIORETENTION PLANTING BED	955.00	SF	\$35.00	\$33,425.00
661	MULCH, AS PER PLAN	49.00	CY	\$80.00	\$3,920.00
SPEC	WASHED STONE	30.00	SF	\$7.50	\$225.00
659	SEEDING AND MULCHING	6,138.00	SF	\$0.50	\$3,069.00
SPEC	TRASH RECEPTACLES	4.00	EA	\$1,250.00	\$5,000.00
661	AMELANCHIER X GRANDIFLORA 'AUTUMN BRILLIANCE', AS PER PLAN	6.00	EA	\$525.00	\$3,150.00
661	ACER RUBRUM 'ARMSTRONG', AS PER PLAN	12.00	EA	\$525.00	\$6,300.00
661	Platanus x Acerifolia 'Morton Circle', As Per Plan	4.00	EA	\$525.00	\$2,100.00
661	CEANOTHUS AMERICANUS, AS PER PLAN	47.00	EA	\$81.25	\$3,818.75
661	HYDRANGEA PANICULATA 'LITTLE QUICK FIRE', AS PER PLAN	32.00	EA	\$81.25	\$2,600.00
661	HYDRANGEA QUERCIFOLIA 'SIKE'S DWARF', AS PER PLAN	8.00	EA	\$81.25	\$650.00
					Total: \$144,557.75

Item Code	Description	Quantity	Units	Unit Price	Extension
661	ILEX GLABRA, AS PER PLAN	74.00	EA	\$81.25	\$6,012.50
661	ITEA VIRGINICA, AS PER PLAN	12.00	EA	\$81.25	\$975.00
661	JUNIPERUS COMMUNIS 'TORTUGA', AS PER PLAN	120.00	EA	\$81.25	\$9,750.00
661	TAXUS X MEDIA 'EVERLOW', AS PER PLAN	10.00	EA	\$81.25	\$812.50
661	ALLIUM HYBRID, AS PER PLAN	306.00	EA	\$18.75	\$5,737.50
661	LIATRIS SPICATA, AS PER PLAN	12.00	EA	\$18.75	\$225.00
661	BOUTELOUA GRACILIS 'BLONDE AMBITION', AS PER PLAN	64.00	EA	\$18.75	\$1,200.00
661	ALCHEMILLA MOLLIS, AS PER PLAN	78.00	EA	\$18.75	\$1,462.50
661	CAREX OSHMENSIS 'CARFIT01' PP#20955, AS PER PLAN	138.00	EA	\$18.75	\$2,587.50
661	CAREX VULPINOIDEA, AS PER PLAN	78.00	EA	\$18.75	\$1,462.50
661	COREOPSIS VERTICILLATA 'ZAGREB', AS PER PLAN	68.00	EA	\$18.75	\$1,275.00
661	MONARDA DIDYMA 'GRAND MUM', AS PER PLAN	110.00	EA	\$18.75	\$2,062.50
661	NEPETA	110.00	EA	\$18.75	\$2,062.50
					Total: \$144,557.75

Item Code	Description	Quantity	Units	Unit Price	Extension
	FAASSENII 'SELECT BLUE', AS PER PLAN				
661	STACHYS MONIERI 'HUMMELO', AS PER PLAN	68.00	EA	\$18.75	\$1,275.00
					Total: \$144,557.75

Incidentals

\$95,500.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Alternates are not included in bid total.					
614	MAINTAINING TRAFFIC	1.00	LS	\$35,000.00	\$35,000.00
623	CONSTRUCTION LAYOUT STAKES AND SURVEYING	1.00	LS	\$10,500.00	\$10,500.00
624	MOBILIZATION	1.00	LS	\$50,000.00	\$50,000.00
					Total: \$95,500.00

Alternate #1

\$56,554.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Component is not included in bid total. Alternates are not included in bid total.					
SPEC	Electrical Wire: #6 AWG AL	5,120.00	LF	\$1.70	\$8,704.00
SPEC	Electrical Wire #4 AWG AL	21,750.00	LF	\$2.20	\$47,850.00
					Total: \$56,554.00

Alternate #2

\$25,208.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Component is not included in bid total. Alternates are not included in bid total.					
SPEC	Brick Paver Type 1 - Rembrandt Jumbo (Vehicular Use)	548.00	SF	\$46.00	\$25,208.00
					Total: \$25,208.00

Alternate #3

\$108,220.00

Item Code	Description	Quantity	Units	Unit Price	Extension
Component is not included in bid total. Alternates are not included in bid total.					
SPEC	Brick Paver Type 2 - Rembrandt Standard (Pedestrian Use)	3,092.00	SF	\$35.00	\$108,220.00
					Total: \$108,220.00

Project Duration

The current plan for maintenance of traffic plan is to provide two way access for the duration of the project. The City would like to get an idea what benefit might be realized if the road was allowed to be closed during construction. For this reason, please provide the duration of construction for the two options in months:

Duration of construction if 2 way traffic is maintained (in months) *

6.00

Duration of construction if road is closed (in months) *

5.00

BID GUARANTEE AND PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned *

B&J Concrete and Construction

as Principal and *

West Bend Insurance Company of West Bend WI

as Surety, are hereby held and firmly bound unto the City of Perrysburg as Obligee in the penal sum of the dollar amount of the bid submitted by the Principal to the Obligee on *

3/20/2025

to undertake the project known as: *

Downtown Streetscape Phase 1

The penal sum referred to herein shall be the dollar amount of the Principal's bid to the Obligee, incorporating any additive or deductive alternate proposals made by the Principal on the date referred to above to the Obligee, which are accepted by the Obligee. In no case shall the penal sum exceed the amount of (in words):

\$ (in currency):

(If the above line is left blank, the penal sum shall be the full amount of Principal's bid, including alternates. Alternatively, if completed, the amount stated must not be less than the full amount of the Principal's bid including alternates, in dollars and cents. A percentage is not acceptable)

Bond Percentage

10.00%

Guarantee Method *

Electronic Bid Bond

Electronic Bid Bond		
Bond ID *	Surety Agency *	Verify Bid Bond *
2642065	Surety 2000	Bid bond verification has not been completed.

Surety State *

Ohio

Principal *B&J Concrete and
Construction

For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successor, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named Principal has submitted a bid on the above-referred project;

NOW, THEREFORE, if the Obligee accepts the bid of the Principal and the Principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the Principal pays to the Obligee the difference not to exceed ten percent (10%) of the penalty hereof between the amount specified in the bid and such larger amount for which the Obligee may in good faith contract with the next lowest bidder to perform the work covered by the bid; or in the event that the Obligee does not award the contract to the next lowest bidder and resubmits the project for bidding, the Principal pays to the Obligee the difference not to exceed ten percent (10%) of the penalty hereof between the amount specified in the bid, or the costs, in connection with the resubmission, of printing new contract documents, required advertising, and printing and mailing notices to prospective bidders, whichever is less, that this obligation shall be null and void, otherwise to remain in full force and effect. If the Obligee accepts the bid of the Principal, and the Principal within ten days after the awarding of the contract, enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, then said contract is made part of this bond the same as through set forth herein.

NOW ALSO, if the said Principal shall well and faithfully do and perform each and every condition of such contract; and shall pay all lawful claims of subcontractors, materialmen and laborers, for labor performed and materials furnished in the carrying forward, performing, or completing of said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having a just claim, as well as for the Obligee herein; then this obligation shall be void; otherwise the same shall in no event exceed the penal amount of this obligation as herein stated.

The said surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the terms of said contract or in or to the plans or specifications therefore shall in any wise affect the obligations of said Surety on this bond.

Principal: *

B&J Concrete and Construction

By: *

Todd Larson

Title: *

Owner

Surety: *

West Bend Insurance Company

By (Attorney-in-Fact): *

Travis Spitnale

Address: *

1900 S 18th Ave. West Bend, WI 53095

Agent: *

Knight Insurance Group

Address: *

22 North Erie Street Toledo, Ohio 43604

EXPERIENCE STATEMENT

Bidder shall provide information regarding similar work performed including, but not limited to, project name, description, location, and contact information, and any other details that will enable the City to assess the Contractor's capabilities, experience, skills, and financial standing with regard to this proposal. This statement shall also include information showing that the Bidder:

- maintains a permanent place of business.
- has adequate facilities and equipment available for the work under the proposed contract.
- has suitable financial means to meet obligations incidental to the proposed contract.
- has appropriate technical experience and possesses sufficient skills and experience.
- has the ability or resources available to make all repairs and adjustments that may be required on the equipment to be used under the proposed contract.

Response to the above: *

1. 5840 Secor rd. Toledo, OH 43623 has been the permanent place of business since 2004.

2. We own 2 Komatsu excavators, 1 CAT Dozer, 1 Komatsu Dozer, 1 Bomag Roller, 1 John Deere Wheel Loader, 1 Takeuchi Wheel Loader, 1 Kubota Skid Steer, 1 Bobcat Skid Steer, and 1 Power Curber.

3. We have up to \$5,000,000.00 in bonding

4. We employ Local 18 union Operators, Local 886 union Cement Masons, and Local 500 union Laborers with over 75 years experience among the union members and have at least 3 years experience with B&J Concrete and Construction.

5. B&J Concrete and Construction will make minor repairs to our equipment or have the ability to bring in a certified mechanic to do the repairs..

If Bidder is Corporation, list Officers, type N/A if not applicable:

Name: *

N/A

Title: *

N/A

If Bidder is Partnership, list Members, type N/A if not applicable:

Name: *

N/A

Title: *

N/A

LIST OF SUBCONTRACTORS

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract.

Name: *
Malczewski's Lawn and
Landscape

Address: *
8901 Neowash Rd.Waterville, OH 43566

Type of Work: *
Landscaping

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 1

Name: *
Griffin Pavement Striping

Address: *
2710 Hayes Avenue Fremont, OH 43420

Type of Work: *
Pavement Markings

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 2

Name: *
Henry W. Bergman Inc.

Address: *
218 E 9th Street Genoa, Ohio 43430

Type of Work: *
Asphalt Paving and Milling

Bidder shall provide the names, addresses, and type of work (Item No. or Description, if applicable) which the Bidder proposes to subcontract under this Contract. 3

Name: *

FET Construction Services

Address: *

2955 Gradwohl Toledo, OH 43617

Type of Work: *

Electrical

By signing below, the bidder certifies that, they will require the proposed subcontractors listed above and any subcontractors to those subcontractors to meet the requirements of the City of Perrysburg code 252.052. Failure to ensure a proposed subcontractor listed above or any subcontractor to those subcontractors will result in debarment from City contracts for a period of three (3) years.

Signed By: *

Kevin J. McCulley

Title *

Project Manager

Company *

B&J Concrete and Construction

Date *

3/20/2025

NONCOLLUSION AFFIDAVIT

STATE OF: *

Ohio

COUNTY OF: *

Lucas

Bid Identification *

City Of Perrysburg Downtown Streetscape Phase 1

Bidder's Name *

B&J Concrete and Construction

, being first dually sworn, deposes and says that he is:

*

sole owner

Enter response if "other" was selected

of (company name): *

B&J Concrete and Construction Co.

the party making the foregoing bid; that such bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization, or corporation; that such bid is genuine and not collusive or sham; that said bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that said bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, or to fix any overhead, profit, or cost element of such bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract; that all statements contained in such bid are true; and further that said bidder has not, directly or indirectly submitted his bid price on any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid and will not pay any fee in connection therewith, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, or to any other individual except to such person or persons as have a partnership or other financial interest with said bidder in his general business.

Signed: *

Kevin J. McCulley

Title: *

Project Manager

SUBSTITUTIONS/OPTIONS FORM

Optional: Vendor is not required to complete.

Any substitutions, deletions, additions, or deviations to the minimum specifications must be shown on this form and attached to the proposal forms in order to be considered as part of the bid. The City reserves the right to accept or reject any and all substitutions or optional bids. *

No bid

PREVAILING WAGE RESPONSIBILITIES

Keep full and accurate payroll records available for inspection for up to one (1) year following the completion of the project. Owners/partners must be shown on payrolls for any physical work they perform on the job.

- A. time records
- B. payroll records including canceled checks
- C. fringe benefit records including canceled check

Prevailing Wage Determination must be posted on the project site.

Supply Perrysburg Prevailing Wage Coordinator with dates of the life of the contract and a listing of all subcontractors to include the name, address, and telephone number of each.

Supply each employee with written notification of his assigned job classification, hourly prevailing wage rate and fringe payments, and identity of the Prevailing Wage Coordinator for the project.

Supply all subcontractors with any changes in the Prevailing Wage rates issued during the life of the project.

Out-of-State contractors must submit to the Ohio Secretary of State, the full name and address of their Statutory Agent in Ohio.

Submit certified payrolls starting no later two (2) weeks after the initial pay period. Insure all payrolls include the following:

- A. Employees full name, address, and social security number
- B. Work classification
 - (1) Be specific when listing laborers and operators
 - (2) Show level/year for all apprentices
- C. Hours worked on the project
 - (1) As of May 1, 1984, overtime is to be paid at not less than time and one-half for all hours worked in excess of forty (40) hours per week.
- D. Hourly rate of pay

Actual hourly rate paid employee for the time worked. Overtime hourly rate of not less than time and one-half the basic or regular rate paid is required under Chapter 4115. In addition to paying not less than the predetermined rate for the classification in which the employee works, the amounts predetermined as fringe benefits in the wage determination issued for the project, shall also be paid.

(Sample calculation: \$12.82 (base rate) x 1 1/2 = \$19.25 + \$1.70 (fringe payments) = \$20.93). Fringe payments must be entered in appropriate blocks on payroll forms when such fringes are paid to approved plans, funds, etc.

E. List all fringe benefits (if any) and amount per hour for each

(1) Hourly amount is to be based on 2080 hours per year.

F. Total deductions

G. Net pay for the pay period

Send a copy of Apprenticeship Agreement for each apprentice and a Final Affidavit to:

Perrysburg Prevailing Wage Coordinator

201 West Indiana Avenue

Perrysburg, OH 43551

(419) 872-7880

dbombrys@ci.perrysburg.oh.us

STATE OF OHIO PREVAILING WAGE RATES ARE AVAILABLE ON-LINE AT THE FOLLOWING WEBSITE:

Ohio Department of Commerce (<http://www.com.ohio.gov/laws/>)

Perrysburg Code 252.02(G) Disclosures

1) Has there been any safety violations or settlement agreements between the bidder and the Occupational Safety & Health Administration or a state based agency of similar jurisdiction during the ten (10) year prior to the submission of the bid? *

No

2) Has there been any violation of, or settlement agreement related to, any wage and hour laws at the local, state or federal level during the ten (10) years prior to the submission of the bid? *

No

3) Does the bidder have an active and compliant Ohio Bureau of Workers Compensation insurance policy? *

Yes

4) Please list any license(s) issued by the Ohio Construction Industry Licensing Board that has been assigned to the bidder *

N/A

5) Have there been any legal judgments against the bidder during the last ten (10) years prior to the submission of the bid? *

No

6) List the relevant experience of the bidder, including the number of years in the business under its present, alias, fictitious, doing business as, and/or former business name. *

B&J Concrete and Construction has been in business since 1966. Todd Larson(owner) has worked for the company for over 40 years.

7) Attach a complete list of all the bidder's ongoing and completed public and private construction projects within the last three (3) years, including the nature and value of each contract and the name, address, and phone number or email address for a representative of the owner of each project. *

See attached.

8) Have there been any state or federal Environmental Protection Agency complaints issued against the bidder during the ten (10) years prior to the submission of the bid? *

No

9) Describe the management experience of the bidder's project manager(s) and superintendent(s) who will be assigned to the project *

Todd Larson will be the superintendent with over 40 years experience and Kevin McCulley will be the project manager and has 40 years experience.

10) Is the bidder a foreign corporation not incorporated under the laws of Ohio? If yes, a Certificate of Good Standing from the Ohio Secretary of State demonstrating its right to conduct business in the State of Ohio must

be attached. *

No

11) Has the bidder been debarred by any public authority in the United States during the ten (10) years prior to the submission of the bid? *

No

12) Provide a description of the bidder's Occupational Safety and Health Administration compliant safety program. *

Our Safety program follows all guidelines of OSHA and the Bureau of Workers Compensation

13) Does the bidder have an active and compliant Ohio Drug Free Workplace policy issued by the State of Ohio? *

We are approved by the BWC as a Drug Free Workplace Policy Number 381591-0

14) Provide the percentage of the bidder's workforce that has five (5) or more years of experience in their trade. *

100% of our workforce consists of union operating engineers, cement masons, and laborers all with 5+ years and with the company for 3+ years.

I hereby certify that, to the best of my knowledge, the provided information is true and accurate and by signing and submitting this form, I have the ability to contract on behalf of the company and understand the implications of the failure to comply with the City of Perrysburg code 252.052

Company Name *

B&J Concrete and Construction

Signature *

Kevin J. McCulley

Title *

Project Manager

Date *

3/20/2025

Attachments for Perrysburg Code 252.02(G) Disclosures Listed Above

Name	Omission Terms	Submitted File
Optional: Vendor is not required to complete.		
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	Experience sheet.pdf
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
Miscellaneous Attachment as Needed Miscellaneous Attachment	Omit if Not Needed	I am not enclosing this document because the omission terms have been met.
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14 Required Documents		

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14 Required Documents		

Required Document List

Name		Omission Terms	Submitted File
Consent of Surety If providing a certified check or paper bid bond in lieu of Electronic Bid Bond		Electronically verifying Bid Bond	Bid Bond.pdf
Miscellaneous Attachment as Needed Miscellaneous Attachment		Omit if Not Needed	Experience sheet.pdf
2 Required Documents			