

RECORD OF PROCEEDINGS
Minutes of Rossford City Council Meeting
Held March 28, 2016

The meeting was called to order by Mayor Neil Mackinnon III followed by the Pledge of Allegiance.

ROLL CALL: Staczek, Oberdorf, Ruse, Wagner, and Minarcin all present. Mr. Wagner moved and Mr. Minarcin seconded the motion to excuse Mr. Marquette and Mrs. Eckel. All ayes. Motion carried.

APPROVAL OF MINUTES: Approval of regular council meeting minutes of March 14, 2016. Mr. Minarcin moved and Mr. Staczek seconded the motion to approve the minutes. All ayes. Motion carried.

APPROVAL OF AGENDA: Agenda for regular council meeting of March 28, 2016 was presented to council. Executive session to discuss pending litigation was added. Mr. Ruse moved and Wagner seconded the motion to accept the agenda as amended. All ayes. Motion carried.

COMMITTEE REPORTS

Public Safety committee report of March 11, 2016 was presented by Mr. Wagner (see written report). Mr. Ruse commented about the curbside handicap parking sign in front of Danny's saying he has seen it utilized numerous times and that ADA guidelines recommended handicap parking be available on street and that if we remove we are going backwards. Mr. Minarcin thinks the spot should be farther up and the first spot – not in between vehicles. Mr. Wagner said the committee will review this.

Finance & Insurance committee reports of February 22 and March 14, 2016 presented by Mr. Minarcin (see written report).

Parks & Recreation committee report of March 14 was presented by Mr. Oberdorf (see written report).

Mr. Oberdorf moved and Mr. Ruse seconded the motion to go into executive session for the purpose of discussion of pending litigation. All ayes. Motion carried.

Mr. Ruse moved and Mr. Wagner seconded the motion to return to regular session. All ayes. Motion carried.

REPORT OF MAYOR AND/OR ADMINISTRATOR

Mr. Scott gave an update on the Colony Road pump station abandonment project, said that the repaving of the Crossroads Parkway will begin tomorrow with funding provided by the TIF, and that the Lime City Bridge project will begin on or about June 6, 2016. He said the civil service commission had met on March 17th and certified a list of ten people for the public works positions with two to be hired, the Dixie Hwy. property rents for \$475 a month with the renter paying utilities, that Sunshine Law training will be April 8th, the Spring Egg Hunt was March 26th with over 150 participants, the Rite Aid Children's Miracle Network car show will be April 23rd, brush pickup will be the week of April 25-29, yard waste pickup by Waste Mgmt. begins April 6th, and that Mrs. Bishop will be our temporary clerk of council on April 11th.

CORRESPONDENCE

Council was advised of three pieces of correspondence- 1) a thank you card to Chief Drouard and the crew that responded to his home on February 29th from Ken Szczesniak 2) a letter from Ohio Division of Liquor Control regarding liquor permit objections and 3) notice of a liquor permit transfer from Wayward Inn to Petros Express LLC to which council did not request a hearing.

ORDINANCES

#2016 – 07 - AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO TAKE THE NECESSARY STEPS TO PURCHASE A CERTAIN PARCEL OF REAL ESTATE. SECOND READING. THIRD READING

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said this parcel runs behind the Ironwood subdivision along the railroad tracks. Mr. Oberdorf moved and Mr. Wagner seconded the motion to adopt. All ayes. Motion carried.

#2016 – 08 - AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO CONVEY CERTAIN REAL PROPERTY TO THE WOOD COUNTY PORT AUTHORITY, AND DECLARING AN EMERGENCY. THIRD READING

Mr. Wagner moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Wagner moved and Mr. Minarcin seconded the motion to adopt. All ayes. Motion carried.

#2016 – 12 - AN ORDINANCE DIRECTING THE FINANCE DIRECTOR TO DECERTIFY TO THE COUNTY AUDITOR AN ASSESSMENT AND LIEN UPON CERTAIN PROPERTY IN THE CITY OF ROSSFORD PURSUANT TO THE ROSSFORD MUNICIPAL CODE, AND DECLARING AN EMERGENCY. SECOND READING.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said this will allow the property to be owned by the church free and clear. Mr. Oberdorf said there has been some criticism of this ordinance. Mr. Wagner asked Mr. Kolb how much time we spend cutting the grass on this abandoned property and was told grass is cut once a week. The mayor said in his opinion that this lot has no value to anyone but the church. This was given a second reading only.

#2016 – 13 – AMENDED AN ORDINANCE AUTHORIZING THE REPEAL OF ROSSFORD MUNICIPAL CODE CHAPTER 139, FIRE DEPARTMENT, AND ENACTING A NEW ROSSFORD MUNICIPAL CODE CHAPTER 139, FIRE DEPARTMENT. SECOND READING

Mr. Wagner moved and Mr. Ruse seconded the motion to read by title only. All ayes. Motion carried. Mr. Staczek said this did go back to committee. This was given a second reading only.

#2016 – 14 - AN ORDINANCE AUTHORIZING THE PURCHASE OF ACCESSORY EQUIPMENT FOR THE 2016 POLICE DEPARTMENT CHEVY TAHOE; AND DECLARING AN EMERGENCY. SECOND READING

Mr. Staczek moved and Mr. Wagner seconded the motion to read by title only. All ayes. Mr. Oberdorf moved and Mr. Staczek seconded the motion to suspend with the third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Oberdorf moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Oberdorf moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried.

#2016-17 - AN ORDINANCE PROVIDING COMPENSATION FOR THE ASSISTANT DIRECTOR OF PARKS AND RECREATION; AND DECLARING AN EMERGENCY. SECOND READING

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Mr. Wagner asked about interviews and hiring and Mr. Ledesma said he hopes to have the person in place by April 11th. Mr. Wagner moved and Mr. Staczek seconded the motion to suspend with the third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Wagner moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Wagner moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried.

#2016 – 18 - AN ORDINANCE TO APPROVE A COLLECTIVE BARGAINING AGREEMENT WITH IBEW LOCAL UNION 245 (FIRE AND EMERGENCY SERVICES), AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Wagner seconded the motion to read by title only. All ayes. Mr. Scott said this is a bargaining agreement for the fire department which the department as already ratified. Mr. Oberdorf moved and Mr. Wagner seconded the motion to suspend with the second and third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Oberdorf moved and Mr. Wagner seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Oberdorf moved and Mr. Wagner seconded the motion to adopt. All ayes. Motion carried.

#2016-19 - AN ORDINANCE AUTHORIZING CERTAIN CHANGES TO THE EXPENSE APPROPRIATION AND ESTIMATE OF REVENUES FOR THE YEAR BEGINNING JANUARY 1, 2016 AND ENDING DECEMBER 31, 2016 AMENDING ORDINANCE 2015-55

Mr. Staczek moved and Mr. Ruse seconded the motion to read by title only. All ayes. Mr. Scott said this is the OPWC loan for the Hillside Drive project which came in \$17,000 less than anticipated thus the change to the appropriation and revenue. Mr. Minarcin moved and Mr. Wagner seconded the motion to suspend with the second and third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Minarcin moved and Mr. Wagner seconded the motion to adopt. All ayes. Motion carried.

RESOLUTIONS

#2016-10 - A RESOLUTION TO APPROVE THE MAYOR'S APPOINTMENT OF DANIEL WILBURN TO THE RECREATION BOARD; AND DECLARING AN EMERGENCY

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Oberdorf said this is replacing the citizen position on the recreation board and has been recommended by the committee. Mr. Wagner said Mr. Wilburn is committed to the community and is the right choice. Mr. Oberdorf moved and Mr. Wagner seconded the motion to suspend with the second and third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Oberdorf moved and Mr. Wagner seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Oberdorf moved and Mr. Wagner seconded the motion to adopt. All ayes. Motion carried.

#2016 – 11 - A RESOLUTION TO APPROVE PAYMENT TO HULL AND ASSOCIATES, INC. WHERE THE INVOICE WAS ISSUED PRIOR TO THE PURCHASE ORDER AND DECLARING AN EMERGENCY

Mr. Staczek moved and Mr. Oberdorf seconded the motion to read by title only. All ayes. Motion carried. Mr. Scott said this was found when another bill came in and it was realized that we had bills in arrears from last year as the email billing went to the wrong email address. Mr. Ruse noted that the committee will be discussing the Hull contract later. Mr. Wagner moved and Mr. Minarcin seconded the motion to suspend with the second and third reading. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Wagner moved and Mr. Minarcin seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Wagner moved and Mr. Minarcin seconded the motion to adopt. All ayes. Motion carried.

#2016 – 12 - A RESOLUTION TO APPROVE THE APPOINTMENT OF KENNETH GWOZDZ TO THE BOARD OF TAX REVIEW; AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to ready by title only. All ayes. Motion carried. Mayor Mackinnon said this is a council appointment which he thinks is an excellent choice. This was given a first reading only.

#2016 – 13 - A RESOLUTION TO APPROVE THE MAYOR'S APPOINTMENT OF KEVIN A. HEBAN TO THE BOARD OF TAX REVIEW; AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to ready by title only. All ayes. Motion carried. Mr. Wagner questioned how we could have the city attorney on this board with the potential for a suit resulting from a decision made by the board. Mrs. Freeman said that one spot on the board is a mayoral appointment and is supposed to be an employee of the city who is not involved in day to day

operations. Mr. Murphree said he will look at this. This was given a first reading only.

COUNCIL REMARKS

Mr. Staczek asked what happens if someone is late on their yard waste annual payment and Mr. Scott said you have the option to call for a one time pickup at \$12. Mr. Staczek complimented Mr. Kolb and his department for a good job on getting the North wall docks in, said he hopes the public works committee and the city handle the Elm Tree Rd. project better than Hillside Drive, stated that the city and schools need to be separate and noted that regarding #2015-62 the feedback from the community is if we do not do something about this that people will not look at the big picture on schools. He said we have a chance to let the community know we hear them and he would respectfully ask council to repeal the ordinance.

Mr. Staczek moved and Mr. Wagner seconded the motion to repeal Ordinance #2015-62

Mr. Wagner said this was an action to get very aggressive with repairing streets but he thinks schools are a better investment than roads and we should cut back a little so that school levy passes. Mr. Minarcin thinks the full council should be here before discussing this. Mr. Murphree said a new ordinance would be needed not just repealing. Mr. Staczek and Mr. Wagner withdrew their motion and said this should go to the committee of the whole.

Mr. Oberdorf said he would never vote to repeal 2015-62 and would never put it to a vote. He said sometimes we have to make tough decisions even if unpopular. Mr. Ruse said he echoes Mr. Oberdorf's comments and that both the streets and schools need to be done. He said the school needs to get its act together as the city did its side. Mr. Wagner said that people are stretched to the limit with some taking a \$1000 hit on the tax credit and then being asked for \$400 or more on a school levy with the schools being a better investment. Mr. Minarcin said the school has been trying to get something passed for a long time and that it cost money to make changes. He said if we want a beautiful city we need to find a way. He said the tax credit was a plan that would raise the needed money and did not have to go to the voters per legal counsel.

AUDIENCE REMARKS

Jim Martis, 127 Windsor Dr. said that the recreation center is starting to look tacky and needs painting. Mr. Ledesma said he will look at tomorrow. Mr. Martis also complained about his yard waste bill from Waste Mgmt. saying he paid for the season but was not given full credit when they changed their billing cycle. He was told that the city had taken care of this.

Jeff Appelhans, 177 Hannum Ave. said the city should look into Waste Mgmt. billing as he has been able to stop service and then restart at a lesser price with does not make sense.

Rahn Huffstutler, 355 Riverside Dr. said he has a problem with Waste Mgmt. also as he paid on March 2nd but they cancelled him and removed his container. He said if he is not called by 9:00am tomorrow he will go to court.

Bob Densic, 107 Birch Dr. said he agrees with Mr. Ruse regarding the ADA regarding on-street parking and thanked Mr. Staczek and Mr. Wagner for their statements regarding repealing Ordinance #2015-62 and said the issue is the moral issue of allowing the citizens to vote.

Mr. Wagner moved and Mr. Minarcin seconded the motion to adjourn. All ayes. Motion carried.

Neil Mackinnon III
Mayor

Robert P. Watrol
Clerk of Council