

**RECORD OF PROCEEDINGS**  
**Minutes of Rossford City Council Meeting**  
**Held April 9, 2012**

The meeting was called to order by Mayor Neil Mackinnon III, and was opened with the Pledge of Allegiance.

**ROLL CALL:** Staczek, Oberdorf, Eckel, Marquette, Ruse, Scott, and Duricek all present.

**APPROVAL OF MINUTES:** Approval of regular council meeting minutes of March 26, 2012. Mr. Duricek moved and Mr. Ruse seconded the motion to approve the minutes. All ayes. Motion carried.

**APPROVAL OF AGENDA:** Agenda for regular council meeting of April 9, 2012 was presented to council. Mr. Ruse moved and Mr. Duricek seconded the motion to approve the agenda. All ayes. Motion carried.

**COMMITTEE REPORTS**

None

**REPORT OF MAYOR AND/OR ADMINISTRATOR**

Mr. Ciecka said the TARTA consultant is well into the project, getting data and moving along. They will be talking about the residential survey and how to handle, possibly using the One Call Now system to notify residents. He said he attended a State of the Region conference today that was put on by BGSU. He notified council that the bonds were sold at a rate of 2.29% and will close tomorrow. He agreed this was a good rate for long term debt. Mayor Mackinnon said he received a very nice letter from Mayor Evans of Perrysburg regarding the help received from our fire department at St. Rose, said the marina looks fantastic and congratulated Mr. Jones and the public works department for a great job, noted that the Phase II lighting project has started and that in 3-4 weeks the boulevard should look very nice, and finally read a letter from the Perrysburg fire chief addressed to Chief Verbosky (copy attached).

**CORRESPONDENCE**

None

**ORDINANCES**

**#2012 – 23 - AN ORDINANCE AUTHORIZING AMENDING ORDINANCE 2012-15 AUTHORIZING THE PURCHASE OF ONE POLICE VEHICLE FOR THE TRANSPORT OF A POLICE CANINE; AND DECLARING AN EMERGENCY.**

Mr. Duricek moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said the vehicle did not come equipped with a spotlight and that this will allow for the payment of \$233 for the purchase and installation. Mr. Duricek moved and Mr. Staczek seconded the motion to suspend with the second and third readings. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Duricek moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Duricek moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried.

*Mr. Marquette moved and Mr. Oberdorf seconded the motion to bring Ordinance #2011-57 off the table. Vote on the motion was Marquette, Oberdorf, Staczek, and Duricek aye. Eckel, Scott, and Ruse no. Motion passed 4-3.*

Mr. Marquette said this ordinance was tabled a month ago for the second time and asked if any progress had been made in discussion with the other interested parties. Mr. Ruse said a meeting was held which was a good meeting and the outcome was that a decision was made to have the Wood County engineer reevaluate traffic count and he was tasked to get pricing and timing for doing this before getting approval to conduct. Mr. Ruse said the original traffic study used estimates for the Penta traffic. He also said that TMACOG and ODOT are willing to put a hold on the project. Mr. Marquette asked if Penta showed any interest in increasing their monetary participation. Mr. Ruse said the Penta representatives at the meeting said they could not speak for the Penta board. Mr. Oberdorf asked Mayor Mackinnon if in his meeting with Penta were they not firmly against contributing any further and the mayor said that was his impression. Mrs. Eckel said a new traffic count could change the scope and cost of the project and that everyone that was at the last meeting was there to talk and listen. Mr. Staczek said it looks like that either way

this ordinance would change and they way it is now it does not allow for that. Mr. Scott asked if this is voted down does the funding go away and Mr. Ciecka said it depends if a no vote means we are not interested in this project at all or whether we are still interested in participating. Mr. Duricek said in looking at a traffic count from 2011 from Mannik and Smith the simple math shows there is a two hour span in the morning and afternoon of increased traffic and that is shows the traffic coming out of Rossford is only 22% of the count while the traffic out of the township is almost 50%. He also noted the Fed Ex/Ampoint area where the traffic over the next 3-4 year is going to be a problem and they use Rossford roads but we realize no benefit from it. He said that as to the Buck Rd. project if they want us to participate the other parties must take a greater share since the future growth will not be in Rossford. Mrs. Eckel said the design did not use the 2011 traffic numbers but used estimated projections from seven years ago and she doesn't think we should vote down until we have actual numbers. Mr. Marquette asked if the township had passed a ordinance like this and Mr. Ciecka said yes with the township share being \$350,000 and Pentad's being valued at \$150,000. He said Rossford's estimated share of \$500,000 was formulated by using estimated of right-of-way purchase. Mr. Marquette said his problem is with the amount of our money invested in this along with the state and federal money going towards this. He also said a roundabout in front of Penta which is part of this cost brings no benefit to Rossford, he does not like this ordinance, and is ready to vote no tonight. Mr. Staczek said we keep talking about a roundabout which means we are not listening to the community which is saying to focus on improving our roads first as a first priority and that he agree with Mr. Marquette that we should vote no and start over. Mr. Ruse said he respects the comments given but he disagrees. He heard about what the public wants but council's job is do what's best for the community and do what we feel is best for the community even if we do not get reelected. He doesn't want to lose the TMACOG grant and has devoted his energy, not the public energy to try to work on this. He said the study Mr. Duricek is referring to is a corridor study and not a complete study and that the intersection fails now from a safety standpoint. He would like us to wait for the traffic study to be completed. He said traffic does come from Rossford and he has sat at that intersection for ten minutes just from All Saints traffic. We have the opportunity and dollars available for this and said we cannot improve that intersection for less than \$500,000. Mrs. Eckel said being in favor of trying to see how this project can evolve helps us to make sure that unlike the other improvements on Buck Rd. Rossford won't have to do this alone. She feels that improving that intersection for the amount of money we would have to spend is a good investment. She agrees that Penta is getting a good deal with the current numbers but the group is looking at changing the participation. She said this roundabout project will improve access to McDonalds and improve the Subway property while benefiting that business district i.e. covering ditches and improving access and that is a good deal for the amount of money. Mr. Oberdorf said he respects Mr. Ruse's opinion regarding doing what is best for the city but that his opinion may be different from his own. Mr. Oberdorf said he has not received one call in favor of this project and that he is not running for reelection but has been tasked by the citizens to do what is best for them and that in his eyes this project is not in the best interest of the city. Mayor Mackinnon said he is not in favor of spending a half million dollars on a roundabout when our roads and sidewalks are in bad shape. He previously said if passed he would veto but in view of the fact we have two councilman working with our neighbors that voting down sends the wrong message and it does not hurt to keep working with these people and talking to them and other government agencies and that if we walk away from the table it is not good business and in our best interest. He also felt sandbagged because this was brought up without being on the agenda and no one discussing with him or with Mr. Ciecka to his knowledge. Mr. Ruse tried to move to table this but Mr. Heban explained that as long as the previous motion is on the floor no other motion can be made and that only Mr. Oberdorf as the person who made the motion can move to withdraw it. Mr. Scott questioned the procedural issue and wondered why this was not added as an amendment to the agenda. Mr. Heban said that to his knowledge once it was on the table it can be brought back at anytime. Mr. Marquette asked if voting this down tonight will end any talks. Mrs. Eckel feels it will and sends a bad message to which Mr. Ruse agreed. Mr. Ruse said this is why he had wanted to talk about this at a committee of the whole and Mr. Duricek said once it was tabled it could not be talked about at a committee of the whole as council can take no action at that meeting and it would take a motion of council to bring it off the table. Mayor Mackinnon asked Mr. Oberdorf to withdraw his motion for another month and then if we are not anywhere to take action. Mrs. Eckel talked about the timing of the traffic study. Mayor Mackinnon wants our neighbors to know that we want to work with them but he does not think this is a good deal for Rossford but he does not want premature in letting Mrs. Eckel and Mr. Ruse continue talking. He asked Mr. Oberdorf again if he would withdraw his motion and was told no.

*Mr. Oberdorf moved and Mr. Staczek seconded the motion to adopt Ordinance #2011-57. Vote on the motion was Oberdorf, Staczek, Duricek, and Marquette no with Scott, Ruse, and Eckel aye. Motion fails 4-3 and ordinance is defeated.*

**RESOLUTIONS**

**#2012-09 - RESOLUTION ESTIMATING THE AGGREGATE MAXIMUM AMOUNT OF PUBLIC FUNDS TO BE AWARDED FOR DEPOSIT, DESIGNATING DEPOSITORY OF PUBLIC FUNDS, AND DECLARING AN EMERGENCY**

Mr. Oberdorf moved and Mr. Duricek seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said he recommends approval and that every five years the city is required by the ORC to take applications from financial institutions for deposit of public funds. Mrs. Eckel moved and Mr. Scott seconded the motion to suspend with the second and third readings. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mrs. Eckel moved and Mr. Scott seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Scott seconded the motion to adopt. All ayes. Motion carried.

**#2012 -10 - A RESOLUTION, PURSUANT TO R.M.C. 1114.03, REQUESTING THE CITY OF ROSSFORD PLANNING COMMISSION TO CONSIDER AMENDING R.M.C. 1133.02 REGARDING FRONT SET BACK REQUIREMENTS.**

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

*Mr. Duricek moved and Mr. Scott seconded the motion to amend the first paragraph changing from planning regulation to zoning regulation. All ayes. Motion carried.*

Mr. Scott asked Mr. Ciecka for an explanation for this resolution and Mr. Ciecka said it amends various code sections which will be used to control development along SR65 as it comes into downtown from the casino. Mr. Ruse asked what the changes will be and Mr. Ciecka said this ordinance asks the planning commission to come up with business setbacks. Mr. Ruse said he is confused because when he was on the planning commission they were talking about this and why do we have to pass a resolution to ask them to do this. Mr. Heban explained that it is a timing issue to get the planning commission to hold public hearings and get moving on this. Mr. Oberdorf moved and Mr. Staczek seconded the motion to suspend with the second and third readings. 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. Duricek seconded the motion to adopt. All ayes. Motion carried.

**COUNCIL REMARKS**

Mr. Staczek thanked the fire department for the job they did in assisting at the fire at St. Rose in Perrysburg and said he wants to schedule a safety committee meeting. Mr. Staczek also said whether it was inferred or misunderstood by him he wants to make it crystal clear that he has been elected to this seat for two years and while he would like to get reelected he will do what he believes the people of the community want him to do, whether it wins him votes or not. He is here to serve at the will of the community.

Mrs. Eckel congratulated the fire department on the mutual aid they provided to Perrysburg at the St. Rose fire.

**AUDIENCE REMARKS**

None

*Mr. Duricek moved and Mr. Marquette seconded the motion to adjourn. All ayes. Motion carried.*

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*Neil Mackinnon, III  
Mayor*

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*Robert P. Watrol  
Clerk of Council*