

**RECORD OF PROCEEDINGS**  
Minutes of Rossford City Council Meeting  
Held May 9, 2016

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

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

**APPROVAL OF MINUTES:** Minutes of April 25, 2016 regular council meeting were presented to council. Mr. Oberdorf moved and Mr. Ruse seconded the motion to approve the minutes. All ayes Motion carried.

**APPROVAL OF AGENDA:** Agenda for regular council meeting of May 9, 2016 was presented to council. A presentation from the Fair Housing Center and an executive session was added to the agenda. Mr. Staczek moved and Mr. Oberdorf seconded the motion to approve the agenda as amended. All ayes. Motion carried.

**COMMITTEE REPORTS**

City Facilities, Parks & Marina committee report of May 3, 2016 was presented by Mr. Staczek (see written report). Mr. Heban said that Pilkington is rebuilding a furnace and that during that shutdown of that furnace they want to replace a gas pipeline. They are asking to use part of the landfill as a staging area for equipment and material. His office prepared an access agreement for a maximum 90 day period which protects the city from any environmental issues or EPA cites or sanctions. Mr. Scott said the staging area is on the oldest part of the landfill which has no wells or EPA restrictions. Mr. Staczek said there will be a full time project administrator to oversee this at Pilkington's expense. Mayor Mackinnon said this is great news as it is part of a \$40million investment in the plant.

**REPORT OF MAYOR AND/OR ADMINISTRATOR**

Mayor MacKinnon said that we lost one of our great citizens this week Cot Marquette and that he will be dearly missed.

Mr. Scott introduced Zachary Hillyer who is president of the Toledo Fair Housing Center who said he was here on behalf of the Fair Housing Center and the Wood County Planning Commission to give a brief update on what they are doing in Wood County and for Rossford. He said they advocate for fair housing rights and to make people aware of those rights. They are currently working on a county wide analysis of impediments to fair housing and what the reasons are for this. They will then come up with an action plan to resolve. He did say that the biggest fair housing issue is against those with disabilities.

*Mrs. Eckel entered the meeting at this time.*

Mr. Scott said day shift guard coverage began at the marina on May 6<sup>th</sup> and full time coverage begins today and that we are at 161 boats in the marina which is comparable to last year. He said the date for Riverfest has been set for August 20<sup>th</sup> and that he and Mr. Ledesma did a walk-through of the Rec Center to look for maintenance issues and they will begin to prepare a plan of attack. Fire department calls for April were 72 compared to 77 last year, 76 pounds of drugs were collected in the drug take back, and the Colony Rd. project continues using hand digging as the boring bit is stuck 40 foot below the intersection. Crossroads paving has been completed, the Lime City Rd. bridge project is scheduled to begin June 6<sup>th</sup>; two new hires for public works were approved with one new hire beginning May 24<sup>th</sup> and the second hire declining the position. 95 truckloads of brush were collected in the spring pickup, we will begin a City Facebook page this week, and Chautauqua returns on Tuesday, June 28<sup>th</sup> thru Saturday, July 1. He stated that we have representatives of Hull & Associates and Pilkington here to discuss Ordinance #2016-22 and offered some background on the reasons for Ordinance #2016-24. Mr. Ruse asked where the funding is

coming from for the Facebook page and said this was not discussed in the technology committee. Mayor Mackinnon said we can do that.

## **CORRESPONDENCE**

None

## **ORDINANCES**

**#2016-20 - AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF ROSSFORD AND TO ADOPT A NEW INCOME TAX CREDIT FOR TAX YEAR 2016 AND THEREAFTER, AND DECLARING AN EMERGENCY. SECOND READING**

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Wagner responded to Mr. Minarcin's comments on this issue made at the last meeting as to why this was brought forward. He said he and Mr. Staczek brought this forward because they believe what council did was fundamentally wrong. He said when the original 2.25% payroll tax was passed by the citizens back in the 1980's by an overwhelming majority the 100% tax credit was included and for four council members to overturn this majority vote is an egregious injustice. He asked how many councilmen ran their campaign saying vote for me regardless of what you think as the majority because I know best. He said not one of them did because if they did they would not be here. The mayor also said he would let this go to ballot and now we are not because we know 2100 citizens compared to the 3000 paying taxes in Rossford would vote for the referendum. He is bringing this up to give council a second chance to think it over. This was given a second reading only.

**#2016 – 21 - AN ORDINANCE TO APPROVE A COLLECTIVE BARGAINING AGREEMENT WITH THE UNITED AUTO WORKERS, LOCAL 12; AND DECLARING AN EMERGENCY.**

Mr. Staczek moved and Mr. Minarcin seconded the motion to read by title only. All ayes. Motion carried. Mr. Heban said this has been approved by the union. Mr. Wagner asked if this will cause a problem if not passed tonight Mrs. Freeman said yes. Mrs. Eckel moved and Mr. Oberdorf seconded the motion to suspend with the second and third reading. Audience comments were requested and Bob Densic, 107 Birch asked if this available for public viewing before passage. Mr. Heban said it is not posted until approved due to negotiations that take place. Vote on the motion all ayes. Motion carried. Mrs. Eckel moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

**#2016 – 22 - AN ORDINANCE AUTHORIZING THE CITY OF ROSSFORD TO ENTER INTO AN AGREEMENT WITH PILKINGTON NORTH AMERICA, INC.; AND DECLARING AN EMERGENCY.**

Mr. Oberdorf moved and Mr. Ruse seconded the motion to read by title only. All ayes. Motion carried. Mr. Scott said we are 26 years into the 30 year closure of the landfill and we wanted to make sure we were not putting anything in peril. He said in checking with the EPA that they will allow a chapter 13 on this which allows digging within 150 feet of a landfill with a number of caveats if a gas pocket is hit and that the pipeline runs adjacent to the landfill and not thru it. He said there are a number of restrictions in place to make sure they do not affect the landfill cap in anyway. He said Mr. Heban worked diligently on the contract for us which is one sided in our favor and Pilkington agreed to it and they understand nothing can take place that would affect the final closure of the landfill. Mr. Staczek said Mr. Heban and Mr. Scott both did an outstanding job of answering questions as to this issue. Mr. Staczek did ask Mr. Hoffman of Pilkington why it took only four days for the committee to review this and yet we have been waiting four years for a plan for fixing the railroad crossing and he would appreciate if we could sit down and see what can be done about this. Mr. Wagner asked when the start date of this project and was told by Mr. Scott we need this passed as an emergency as they were ready to start last week as trying to coincide with the 92 day shutdown for the rebuilding of one furnace while using a backup line to run the remaining furnace. Mr. Wagner asked about the size of the pipeline and said the new and old are both 12 inches. Mr. Staczek moved and Mr. Oberdorf seconded the motion to suspend with the second and third

reading. Audience comments were requested and Wendell Clark, 106 Cove Lane asked what will be done with the debris from this project. Mr. Hoffman said it will be recycled or sent to a special landfill. Vote on the motion all ayes. Motion carried. Mr. Staczek moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Staczek moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

**#2016 – 23 - AN ORDINANCE APPROVING A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION IN THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE WINTER SALT CONTRACT; AND DECLARING AN EMERGENCY**

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mrs. Eckel moved and Mr. Staczek 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. Mrs. Eckel moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried.

**#2016 – 24 - AN ORDINANCE AUTHORIZING A MODIFICATION AGREEMENT WITH PLATTENBURG & ASSOCIATES, INC. AND AMENDING ORDINANCE 2015-35 FOR THE ANNUAL AUDIT FOR FISCAL YEARS 2015 THROUGH 2019.**

Mr. Ruse moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mrs. Freeman said this is the independent audit firm that we contracted with to conduct our audits as negotiated by the state auditor. Since the signing of the contract the state auditor has added several new items to the scope of service involving pension liability accounting which will add hours. These additional hours were approved by the state auditor. Mr. Oberdorf moved and Mrs. Eckel 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 Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried.

**RESOLUTIONS**

**#2016 – 15 - A RESOLUTION TO APPROVE THE MAYOR’S APPOINTMENT OF ROBERT WATROL TO THE RECORDS COMMISSION; AND DECLARING AN EMERGENCY**

Mrs. Eckel moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mrs. Eckel moved and Mr. Staczek 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. Mrs. Eckel moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried.

**COUNCIL REMARKS**

Mr. Staczek extended his sympathies to the Marquette family saying that Rossford lost an icon. He said getting the marina guards on duty early is well worth the cost and related an incident regarding a stolen mooring cover.

Mr. Oberdorf offered his thoughts and prayers to the Marquette and Busch families, especially Greg Marquette and Bob Busch.

Mrs. Eckel offered her condolences to the Marquette family.

Mr. Ruse offered his condolences to the Marquette family.

Mr. Wagner also offered his condolences to the Marquette family, asked that we recognize National Police Week, said there have been coyote sightings in the area, and asked that something be done about grass clippings in the street which then end up clogging the storm sewers.

Mr. Minarcin offered his condolences to the Marquette and Busch families.

**AUDIENCE REMARKS**

Amy Marshalko, 28015 Lime City Rd. Perrysburg said she was here to express her opposition to the tax credit reduction and said she stands by her email messages and thanked the councilmen who brought #2016-20 forward. She said that a recent poll on Facebook showed that 94 of 98 people said that the reduction in the tax credit would cause the failure of any facilities levy by the schools.

Mike Mays, 17 Colony Ct. asked that someone look into the ability of fire equipment to get into his street with the ongoing construction on Colony Rd.

Steve Wayne, 104 Homestead Dr. said he is against the tax credit reduction and that it places the burden for new roads on 2100 people not the 6000 that reside in the city. He said he appreciated Mr. Wagner’s comments.

Bob Densic, 107 Birch thanked Mr. Wagner for his comments and Mr. Staczek for bringing the ordinance forward and said this is too big of a bite to put on people at this time and that different ways of funding roads should be looked at. He said the school district has put out bids for the improvements to the north entrance to the athletic facilities at Glenwood. Mrs. Eckel said the north drive is out for bid with the bid for the south drive to be decided on this winter.

Scott Swartz, 419 Forest Dr. thanked both Mr. Wagner and Mr. Staczek for their efforts and said a 50% reduction in the tax credit is too big of a chunk at one time coupled with school levies.

Mrs. Eckel commented saying that the 2100 people affected by the tax credit reduction are saying that they are being expected to pay for everything but you could look at it as without the tax credit reduction you are expecting the people who live and work in Rossford to pay for everything while that 2100 does not pay for anything. She said that is another way to look at and while you may not agree but you can’t just say why are you putting it all on us while at the same time you are putting it all on your neighbors.

Erin Crawford, 544 Bruns said she is offended by Mrs. Eckel’s comment and said she pays property taxes, county taxes, city tax to Toledo, and numerous other taxes that the city of Rossford benefits from. It is not fair to say that she is not contributing to Rossford because she works in Toledo. She said Rossford is a suburb and that most people live in the suburbs and work in the city.

**EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION**

*Mr. Oberdorf moved and Mrs. Eckel seconded the motion to go into executive session for the purpose of discussing pending litigation and personnel issues. All ayes. Motion carried.*

*Mr. Staczek moved and Mr. Oberdorf seconded the motion to return to regular session. All ayes. Motion carried.*

*Mr. Staczek moved and Mr. Oberdorf seconded the motion to adjourn. All ayes. Motion carried.*

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*Neil A. MacKinnon III  
Mayor*

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*Robert P. Watrol  
Clerk of Council*