

RECORD OF PROCEEDINGS
Minutes of Rossford City Council Meeting
Held May 26, 2020

The meeting was held via public conference call due to Covid-19 stay-in-place order and was called to order by Mayor Mackinnon.

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

APPROVAL OF MINUTES: Minutes of May 11, 2020 regular council meeting were presented to council. Mr. Densic moved and Mr. Staczek seconded the motion to approve the minutes. All ayes. Motion carried.

Mr. Marquette entered the meeting.

APPROVAL OF AGENDA: Agenda for regular council meeting of May 26, 2020 was presented to council. Marina committee report was added. Mr. Heban moved and Mr. Ruse seconded the motion to accept the agenda as amended. All ayes. Motion carried.

COMMITTEE REPORTS

Public Works committee report from May 13, 2020 was presented to council by Mr. Ruse (see written report). *Mr. Oberdorf entered the meeting.* Mr. Ruse suggested we vote down both solid waste ordinances this evening and go out for new bids based on the three-month extension of the Waste Mgmt. contract. Mr. Heban asked what would be the cost to voluntarily recycle with Waste Mgmt. and was told \$91 annually with a minimum of 500 customers. Mrs. Eckel said that when we ask for new bids to make sure they understand what services we are looking for and options so we can compare apples to apples. Mr. Ruse said they will try to simplify the bids but the key is do we want recycling based on the significant cost. Mr. Heban asked what is the cost difference if we recycle. Mr. Ruse said at least \$100,000 for the city to offer to entire city or \$91 per resident to do voluntarily. Mr. Marquette asked where are the recyclables going and Mr. Ruse said the majority of plastics are being recycled but can't give specifics as to where other materials are going.

Mrs. Eckel moved and Mr. Oberdorf seconded the motion to hold a committee of the whole meeting on June 1 to discuss recycling. All ayes. Motion carried.

Public Safety committee report from May 21, 2020 was presented to council by Mrs. Eckel (see written report). Mr. Densic would like us to continue to explore having a fire district to help with staffing issues. Mr. Staczek questioned the legality of requiring people to be buzzed into the municipal building, Mr. Heban said it is a safety issue with five women in the building, and Attorney Heban said there is no legal problem and that security at the municipal building is poor and a possible liability issue.

Marina committee report from May 26, 2020 was given verbally by Mr. Staczek. He said some docks are being reassigned, they are looking at a golf cart for the marina, the new pop machine should be there in a week or so, and the ice machine is up and running.

Recreation committee report from May 11, 2020 was presented to council by Mr. Oberdorf (see written report). Mr. Marquette asked when do we think that public playgrounds can be opened up and Ms. Murray said we have not heard anything from the state.

REPORT OF MAYOR AND/OR ADMINISTRATOR

Ms. Murray thanked all the city employees saying they have gone above and beyond during this crisis and she said Mr. Ledesma and his crew did an amazing job getting ready to open the Rec Center today. She noted the two ordinances on the agenda today for solid waste and said she has come to an agreement with Waste Mgmt. to continue our current contract for three more months. She also said that Ordinance #2020-37 for the bonds for the SR65 roundabout and Vineyard/Groce project still leave 5.3 mills available or \$9.2M in bonds. She thanked everyone for their continued patience during this time.

Mayor Mackinnon said he echoes Ms. Murray's comments regarding Team Rossford and said our departments and department heads are doing an amazing job under abnormal circumstances. He noted that our revenue stream is still better than previous years. At this time, he asked council to accept his reappointment of Todd Kitzler as chief of police. Mr. Staczek moved and Mr. Marquette seconded the motion to support the reappointment. All ayes. Motion carried.

CORRESPONDENCE

None

ORDINANCES

#2020 -34 - AN ORDINANCE AWARDED A CONTRACT FOR SOLID WASTE AND RECYCLING COLLECTION; AND DECLARING AN EMERGENCY. SECOND READING

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

Mr. Densic said this is only a second reading and he would like to hold the committee of the whole meeting before we decide on the two solid waste ordinances so has to help with the time frame for getting this done.

Mr. Heban moved to suspend the third reading and it died for lack of a second. This was given a second reading only. During the discussion of Ordinance #2020-36 Mr. Heban moved and Mr. Marquette seconded the motion to reconsider this ordinance. All ayes except Mr. Staczek who voted no. Motion to reconsider carried 6-1. Mr. Heban moved and Mr. Marquette 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. Heban moved and Mr. Marquette seconded the motion to adopt. All nays. Motion failed.

#2020-35 - AN ORDINANCE TO AMEND THE ESTIMATE OF REVENUES AND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF ROSSFORD, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020 AND ORDINANCE 2019-74.

Mrs. Eckel moved and Mr. Densic seconded the motion to read by title only. All ayes. Motion carried. Ms. Schell said this is in response to the economic changes examined by the COVID-19 task force and we are doing a reprojection of revenue based on RITA tax projections, reducing hotel/motel tax based on YTD receipts, and reducing building permit revenue. This was talked about in the finance committee meeting this afternoon and can go multiple readings. This was given a first reading only.

#2020 -36 - AN ORDINANCE AWARDED A CONTRACT FOR SOLID WASTE AND RECYCLING COLLECTION; AND DECLARING AN EMERGENCY.

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

Attorney Heban said council will need a motion to authorize the three-month extension of the current refuse contract with Waste Mgmt. at the new rate and promise to rebid as current contract expires June 1.

Mr. Staczek took umbrage that information wasn't given during the discussion of Ordinance #2020-34.

Mr. Heban said our city administrator is advising us to vote down both ordinances and we are sitting on our hands. Ms. Murray said the three-month extension came about late Friday afternoon and will continue our trash and recycling pickup while we rebid. She said she would like to see both solid waste ordinances voted down. *At this time Mr. Heban motioned to reconsider #2020-34 (see #2020-34).* Mr. Densic said the question is whether the extension is contingent on going out for rebid and was that Waste Mgmts.

Request. Ms. Murray and the mayor said it was both. Mr. Ruse said he sees both sides and he doesn't think it hurts whether we vote these down or not as long as we accept the 3-month offer of extension. Mr. Oberdorf asked why we didn't know about this extension earlier and said he does not agree with rebidding. Mayor Mackinnon said there is quite a bit of difference between the proposals based on the specifics which is why we need to rebid and that the city has to provide refuse pickup which is why we need the 3-month extension. *At this time Mr. Heban motioned to reconsider #2020-34 (see #2020-34).* Mr. Densic moved and Mr. Marquette seconded the motion to suspend with the second and third readings of #2020-36. Audience comments were requested and none received. Vote on the motion all ayes. Motion carried. Mr. Densic moved and Mr. Marquette seconded the motion to adopt. All nays. Motion failed. *Mr. Ruse moved and Mrs. Eckel seconded the motion to approve a 3-month extension to the present Waste Management contract at the higher rate and with rebidding of a new refuse contract. All ayes. Motion carried.*

#2020-37 – AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,500,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE INTERSECTION OF STATE ROUTE 65, LIME CITY ROAD AND COLONY ROAD BY CLEARING, GRADING AND OTHERWISE PREPARING THE SURFACE AND CONSTRUCTING A ROUNDABOUT WITH RELATED CURBS, GUTTERS, STORM SEWERS AND OTHER DRAINAGE IMPROVEMENTS , CONSTRUCTING A MULTIUSE PATH SOUTH ALONG LIME CITY ROAD TO ALL SAINTS CHURCH, IMPROVING VINEYARD ROAD AND GROCE ROAD BY CONSTRUCTING, RECONSTRUCTING, PAVING, GRADING, DRAINING AND MAKING OTHER IMPROVEMENTS AND IN CONNECTION THEREWITH, CONSTRUCTING AND RECONSTRUCTING, AS NECESSARY CURBS, GUTTERS, SIDEWALKS, CONCRETE APRONS , STORM SEWERS AND RELATED DRAINAGE FACILITIES AND INSTALLING WATER MAINS, STREET LIGHTING, AND SIGNAGE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, ALL AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY. Mrs. Eckel moved and Mr. Ruse seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said he encourages approving this evening as the people on Vineyard have waited too long. Mr. Marquette asked about the multi-use path on Lime City and said he didn't know this was going to be 8-10-foot-wide asphalt path in front of the residences and would like sidewalks in front of the houses. Mr. Ruse said based on the bid quotes we did save money and we could possibly use the saved grant dollars to upgrade to concrete. Mrs. Eckel moved and Mr. Marquette 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. Marquette seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Marquette seconded the motion to adopt. All ayes. Motion carried.

#2020-38 –AN ORDINANCE AUTHORIZING THE AWARD OF A CONTRACT FOR THE VINEYARD & GROCE ROAD IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY. Mr. Ruse moved and Mr. Marquette seconded the motion to read by title only. All ayes. Motion carried. Mr. Ruse questioned the letter from Poggemeyer that had two or three asterisks that said corrected amount. Ms. Murray said these were minor corrected addition amounts and did not affect the bids. Mr. Ruse moved and Mr. Densic 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. Ruse moved and Mr. Densic seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Ruse moved and Mr. Densic seconded the motion to adopt. All ayes. Motion carried.

RESOLUTIONS

#2020- 12 - A RESOLUTION AMENDING THE RESOLUTIONS PREVIOUSLY ADOPTED WHICH CREATED THE TOLEDO AREA REGIONAL TRANSIT AUTHORITY (TARTA) BY: (1) ADDING LUCAS COUNTY AS A MEMBER OF TARTA; (2) ELIMINATING TARTA'S 2.5 MILL PROPERTY TAXES AND SUBSTITUTING A .5% SALES AND USE TAX AND; (3) ALLOCATING MONIES FROM THE SALES AND USE TAX COLLECTED TO TARTA TO DIRECTLY FUND ITS OPERATIONS AND ALLOCATE MONIES FROM THE SALES AND USE TAX COLLECTED TO OTHER LOCAL GOVERNMENT ENTITIES FOR THE INSTALLATION, MAINTENANCE AND IMPROVEMENT OF MASS TRANSIT RELATED INFRASTRUCTURE; PROVIDED THAT SUCH CHANGES ARE CONTINGENT UPON VOTER APPROVAL OF THE NEW TARTA FUNDING SYSTEM AT THE NOVEMBER 3, 2020 GENERAL ELECTION; AND DECLARING AN EMERGENCY. THIRD READING.

Mr. Marquette moved and Mr. Heban seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said we have all seen the improvement of Rossford by being a member of public transit and that our biggest employers rely and will rely on TARTA. Mr. Heban moved to adopt which died for lack of a second. Mrs. Eckel asked if the sales tax increase will only be on members of TARTA and attorney Heban said yes. She said her concern is our sales tax being .05% higher than neighboring communities. Mrs. Eckel also wondered how our service will change if TARTA expands to all of Lucas County. Mayor Mackinnon said he does not think ½% is going to affect shoppers and he has been told our service will not change. Mr. Densic wanted to clarify that this would only change the funding mechanism not the TARTA agreement. Attorney Heban said it only eliminates the property tax and does not change the TARTA agreement. Mr. Densic said the title states that the \$90,000 can only be used for improvements to mass transit related infrastructure. Mayor Mackinnon asked why are we getting these questions at the third reading and Mr. Densic said these are questions he has asked and not gotten an answer too. Attorney Heban said the language of the agreement states transit related improvements such as roads in the city but not for fire etc. and the funds go into the city general fund. Mr. Densic asked if the renewal in ten years would limit us to \$90,000 and Attorney Heban said no that would be renegotiated again as council would have to agree to a new ten-year agreement. Mr. Densic wants clarification that when renews in ten years we can increase the \$90,000 and has not gotten that answer from TARTA. Kevin Weeks, 102 Hidden Cove and our TARTA representative said forward any questions to him that TARTA did not answer and he will help get questions. Mr. Heban said we've been doing this for six weeks and this is the same agreement that was on the ballot a year ago, we are going to lower our resident's property taxes, and he thinks this is ridiculous that we are still delaying. Mayor Mackinnon said this puts TARTA funding in the hands of the voters. Mr. Staczek said the public expects council to do due diligence whether it is three readings or not and he said no response from TARTA means he would not pass this. Mayor Mackinnon questioned why it took six weeks to ask some of these questions. Mr. Ruse said his question is how the \$90,000 came about and that TARTA has not been responsive to questions on this and other matters. Mayor Mackinnon said forward him any questions they have asked TARTA. Mr. Ruse moved and Mrs. Eckel seconded the motion to table the ordinance. All ayes except Mr. Heban. Motion carried 6-1.

COUNCIL REMARKS

Mr. Staczek said he appreciated the mayor's attendance at the marina committee meeting and said he is not against TARTA but still has questions regarding the agreement language.

Mrs. Eckel said she echoes Mr. Staczek's comments regarding TARTA and that she is not against TARTA but just the \$90,000 cap and questions not being answered. She also took exception to Mr. Heban expressing his displeasure over the handling of the TARTA resolution feeling he violated proper decorum.

Mr. Heban asked city attorney Heban what the city needs to do regarding the DORA and attorney Heban said council has approved a DORA but has to set the geographic area.

Mr. Densic said he will send his questions to our TARTA representative Kevin Weaks, said we need to have some discussion on the uses for Eagle Point and Indian Hills schools, and said the charter review committee needs to look at the age to run for council.

AUDIENCE REMARKS

None

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

Neil A. Mackinnon III
Mayor

Robert P. Watrol
Clerk of Council