

RECORD OF PROCEEDINGS
Minutes of Rossford City Council Meeting
Held June 8, 2015

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

ROLL CALL: Staczek, Oberdorf, Eckel, Marquette, Ruse, Wagner, and Minarcin all present.

APPROVAL OF MINUTES: Approval of regular council meeting minutes of May 26, 2015. Mr. Oberdorf moved and Mr. Wagner seconded the motion to approve the minutes. All ayes. Motion carried.

APPROVAL OF AGENDA: Agenda for regular council meeting of June 8, 2015 was presented to council. Mr. Wagner moved and Mr. Ruse seconded the motion to accept the agenda as amended. All ayes.

COMMITTEE REPORTS

None

REPORT OF MAYOR AND/OR ADMINISTRATOR

Mr. Scott said the swap out of carts by Waste Management is ongoing and for residents to please call the city or Waste Management if they have an extra cart or want a smaller one. He noted that the street repaving project will begin on June 15th and that temporary no parking signs will be posted on those streets affected. Mrs. Eckel asked that we make sure that proper traffic control procedures are followed and Mr. Scott said that was stressed at the pre-construction meeting. Mrs. Eckel also asked that Lime City Rd. be used as the haul route instead of Glenwood due to the new bridge and pavement. Mr. Staczek wants to be sure paving on Hannum Ave. does not interfere with the Fourth of July and marina operations. Mr. Scott said that the July 4th holiday has been emphasized and alternate routes to reach the marina will be available to boaters on other days.

Mayor Mackinnon congratulated Regan Clay of RHS who as a sophomore won the state championship in the 400m dash and finished second in the 200m. He noted the large audience tonight and thought it had to do with the property across the street and encouraged them to attend the meeting regarding the plan this Wednesday evening.

CORRESPONDENCE

Council was notified of a thank you letter received from Patty Ogdahl for the flowers and expressions of condolences following the death of her father, former Clerk of Council Ed Tucholski.

ORDINANCES

#2015 – 14 - AN ORDINANCE ENACTING ROSSFORD MUNICIPAL CODE CHAPTER 726, RENTAL DWELLING REGISTRATION. THREE READINGS AND TABLED TO JUNE 8TH.

Mr. Oberdorf moved and Mr. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Marquette said he thinks the questions on this have been answered but said he had heard from some realtors and landlords and invited any of them to speak to this issue before council votes. Anna Mills of 214 Osborne said that the city has enough work tracing bad landlords let alone going after good ones. She said this ordinance will destroy affordable housing in our area and will not work in the real world. She said the occupants have no accountability just the property owner and explained the difficulty of getting access to the property citing notice requirements, state law, and the judicial process. Mrs. Eckel said this ordinance is trying to fix the problem of landlords who don't make themselves available. Mr. Marquette registration of properties will be available online, the city will be very flexible, and that this is an attempt to determine how many rentals there are in town and assure proper upkeep. Mr. Staczek said that he has worked in property management so he understands her concerns but disagrees on the access problem

saying that is the landlord's responsibility not the city's. Mr. Ruse said he supports the ordinance and that it is long overdue due to the vast majority of our zoning inspector's time being spent on rental properties. He said this is the next step to improving our neighborhoods. Mr. Oberdorf said we are losing sight that this ordinance is part of our responsibility to all the citizens in the city not just landlords and an attempt to set standards for rental properties. Mr. Marquette moved and Mrs. Eckel seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Ruse moved and Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried.

#2015 – 18 - AN ORDINANCE AUTHORIZING THE REPEAL OF ROSSFORD MUNICIPAL CODE SECTION 921.07, RESIDENTIAL WASTE COLLECTION REGULATIONS, AND ENACTING A NEW ROSSFORD MUNICIPAL CODE SECTION 921.07, RESIDENTIAL WASTE COLLECTION REGULATIONS AND DECLARING AN EMERGENCY. THIRD READING

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to read by title only. 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.

#2015-21 - AN ORDINANCE UNDER SECTION 727.25, OHIO REVISED CODE, ASSESSING UPON THE LOTS AND LANDS WITHIN THE CITY OF ROSSFORD TO PAY THE EXPENSE OF LIGHTING THE STREETS, ALLEY WAYS, AND OTHER PUBLIC PLACES IN SAID CITY AND FURNISHING ELECTRICAL ENERGY THEREFORE, DIRECTING THE CLERK TO CERTIFY SAID ASSESSMENT TO THE COUNTY AUDITOR TO BE PLACED UPON THE TAX DUPLICATE, AND DECLARING AN EMERGENCY.

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

Mr. Scott said the finance committee had met and discussed this and that there is no increase in cost.

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to suspend with the second and third readings.

Audience comments were requested and Angela Shapiro, 345 Hillside noted that five of the six ordinances are emergency measures, cited the required language for being an emergency measure, and said the citizens are being denied the notice period when something is passed as an emergency without knowing the reason why. Mr. Heban said the emergency clause does not deal with the notice provision but the effective date of the ordinance and that the emergency language is contained in the complete ordinance. Ms. Shapiro asked at what point passage as an emergency became the norm rather than the exception. Mayor Mackinnon thanked her for her comments. Vote on the motion all ayes. Motion carried.

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to declare an emergency. All ayes. Motion carried.

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried.

#2015- 22 - AN ORDINANCE APPROVING THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) UNDER THE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE 2015 SUMMER CONTRACT; AND DECLARING AN EMERGENCY

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

Mr. Oberdorf moved and Mr. Staczek seconded the motion to suspend with the second and third readings.

Audience comments were requested and none received. Mr. Ruse noted that this is an emergency because of needing to meet a timeline as it was a bid. Mrs. Eckel said that another community is depending on this passage. 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. Staczek

seconded the motion to adopt. All ayes. Motion carried.

#2015-23- AN ORDINANCE TO PROVIDE AN ESTIMATE OF REVENUES FOR THE CITY OF ROSSFORD, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2016 AND ENDING DECEMBER 31, 2016.

Mrs. Eckel moved and Mr. Oberdorf seconded the motion to read by title only. All ayes. Motion carried. Mr. Scott said this is an annual required report provided to the county auditor. This was given a first reading only.

#2015-24 - AN ORDINANCE AUTHORIZING AMENDING THE CONTRACT WITH THE SHELLY COMPANY ON THE 2015 STREET PAVING PROGRAM; AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Scott said council had asked that additional paving be looked at based on the bid estimate coming in lower than the budgeted amount and this additional paving is using only money already budgeted. Mrs. Eckel said with construction starting next week we really should pass this evening. Mr. Heban asked that council vote on a motion to suspend with the competitive bidding process

Mrs. Eckel moved and Mr. Ruse seconded the motion to suspend with the competitive bidding process based on already having a contract with this supplier and a price for asphalt has already been agreed upon. All ayes. Motion carried.

Mrs. Eckel moved and Mr. Oberdorf seconded the motion to suspend with the second and third readings. Audience comments were requested and Bob Densic, 107 Birch but questioned why this part of roadway over others that are worse. Mrs. Eckel explained that the public works committee is trying to complete sections of town and that this additional section was in an area already being worked on and the cost fit the remaining funds available. 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.

#2015-25 - AN ORDINANCE AUTHORIZING AMENDING THE CONTRACT WITH ED KELLY & SONS, INC ON THE HILLSIDE DRIVE REHABILITATION PROJECT; AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Scott said this is a continuation of the finishing up of the Hillside Dr. project and covers cost not in the original contract for a tree that needed to be removed and final grading of manhole covers. Mrs. Eckel said it is customary to adjust manhole covers with the paving at final grade. Mr. Ruse said that this normally would have been in the contractors bid but in this case with two projects going on simultaneously (roadway along with water/sewer lines) was a separate item. Mrs. Eckel moved and Mr. Oberdorf 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. 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.

RESOLUTIONS

#2015-09 - A RESOLUTION DECLARING THAT THE AMOUNT OF TAXES THAT MAY BE RAISED BY A LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS IS INSUFFICIENT, AND DECLARING THE NECESSITY OF A RENEWAL LEVY FOR CURRENT EXPENSES OF THE POLITICAL SUBDIVISION; AND DECLARING AN EMERGENCY.

Mr. Staczek moved and Mr. Oberdorf seconded the motion to read by title only. All ayes. Motion carried. This was given a first reading only.

COUNCIL REMARKS

Mr. Staczek thanked for his invitation to attend the Opening of the Port ceremony, told Mr. Kolb that he and his crew did a great job during the recent marina flooding, and also thanked the mayor for granting safe harbor to the Perrysburg Boat Club.

Mr. Oberdorf said after talking to the mayor and Mr. Scott he is recommending we continue our regular two meetings a month schedule rather than the summer schedule of one meeting monthly authorized by charter.

Mrs. Eckel congratulated Regan Clay of RHS, thanked Mr. Kolb and his crew for their ability to handle whatever natural disaster occurs, and also congratulated Mr. Scott on his first meeting as city administrator.

AUDIENCE REMARKS

Barb Marciniak, 166 Elm asked where are they supposed to put the refuse carts if they live on an alley and was told to place them in the same location they were placing their garbage cans.

Kim Fargo, 526 Indian Ridge Trail said that her husband and her bought an abandoned house in Rossford, fixed it up, and care for it, but are concerned they will have to pay for their renters mistakes. She also thinks the city zoning inspector will need help in order to keep this fair. She questioned if it is the police who will enforce where refuse carts are to be placed and Chief Goss said yes. Mr. Scott did say that during the transition period you may see carts out front until the swap out period is completed.

Rob Manley, 418 Glenwood thinks the light at the Buck Rd. exit of south I75 is not being triggered by traffic. Chief Goss said they have looked at that as has ODOT and were unable to find a problem. Mr. Manley also said the stop sign at E. Elm Tree and Glenwood is being run quite often. Mayor Mackinnon said that we will step up enforcement in that area. Mr. Manly also added that regarding the earlier discussion of emergency measures it would suffice if we would just say why it's an emergency.

Anna Mills of 214 Osborne again said that going after good landlords to police the bad ones is inherently wrong and will cause prices to go up about \$100 per unit.

Bob Densic, 107 Birch said that first he wanted to echo Mr. Staczek in thanking Mr. Kolb and his crew for doing a great job during the recent marina emergency and also noted that Mr. Staczek was down there helping to save boats also. He then said that council passed a resolution in February 2013 of support for the LGIF grant but since then he is not aware of any discussion on this taking place in public chambers which he hopes is rectified quickly. He noted that this evening the school board went into executive session and did not allow any public comments at their meeting. He is concerned how we got to this point with nothing done in public view and hopes that is rectified quickly. Mayor Mackinnon said in his three and ½ years he believes we have went into executive session only twice and that he is transparent and accessible. He said it is his job to meet with other people to look for ways to make the city better. Mr. Densic said he is addressing council and not questioning the LGIF grant but what appears to be violation of the Ohio Sunshine Law. Mr. Densic asked where is the notice and minutes of the meeting of the group (four authorities) that discussed this LGIF grant as the problem is that they are bound by the Sunshine Law. Mayor Mackinnon said what should upset people is not that he meets with the school superintendent once a week but if he did not. Mr. Densic said again that is not the problem he is talking about. His concern is the LGIF grant and the lack of records of any meetings of the group that discussed this. Mr. Heban said he is not aware of any council member that is part of this group.

Bev Koch, 333 Colony Rd. said she was seeking clarification of language that showed the Rossford Board of Education had made a \$60,000 in kind contribution as part of this LGIF grant and was the biggest funder of the grant. Mr. Heban said he was not part of the grant but it appears that was an in kind contribution and not actual funds. Mayor Mackinnon suggested she contact the school superintendent or treasurer regarding this question. Mrs. Eckel said council is not aware of that and had nothing to do with it.

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

*Neil Mackinnon III
Mayor*

*Robert P. Watrol
Clerk of Council*