

RECORD OF PROCEEDINGS  
Minutes of Rossford City Council Meeting  
Held August 14, 2006

The meeting was called to order by Mayor William Verbosky Jr. and was opened with the Pledge of Allegiance.

ROLL CALL: Richards, Oberdorf, Eckel, Marquette, Hermes, and Kovach all present. Mr. Michaels is expected momentarily.

APPROVAL OF MINUTES: Approval of regular council meeting minutes of July 10, 2006. Mr. Richards moved and Mrs. Eckel seconded the motion to approve the minutes. All ayes. Motion carried.

APPROVAL OF AGENDA: Agenda for regular council meeting of August 14, 2006 was presented to council. Mr. Oberdorf moved and Mr. Richards seconded the motion to approve the agenda. All ayes. Motion carried.

COMMITTEE REPORTS

None

REPORT OF MAYOR AND/OR ADMINISTRATOR

Mr. Ciecka reported that Finance Director Laurie Sabin has accepted a new position with Owens Community College and will be resigning her position effective September 8, 2006 after 8 years of service. The city has advertised the position. Mr. Ciecka said he will miss her and her grasp of the city's financial position and asked everyone to wish her well. Mr. Ciecka also reported that he had submitted the information on the Creekbend subdivision to outside counsel as requested by council and hopes to have the written report on that review shortly. He said the fire chief wished to remind council that NIMS training needed to be completed by 8/25. **Mr. Michaels entered council chambers at this time.** Mr. Ciecka said all replacement police vehicles are now in service and one new vehicle is being painted. Mr. Hermes asked if the old vehicles had been sold and Mr. Ciecka said yes and he would provide the sale prices to council. Mr. Kovach asked who is doing the review of the Creekbend subdivision information and was told by Mr. Ciecka that attorney Jerome Parker, a well-respected real estate attorney is doing the review. Mrs. Eckel asked if the new police vehicle purchased was a demo purchased at a discounted price and was told yes. Mayor Verbosky said that of the four police vehicles three were purchased used from the highway patrol and the fourth is the new demo. He also said that laptop computers are being installed in the vehicles. Mr. Oberdorf asked if Mr. Ciecka had a dollar amount of how much the review by Mr. Parker will cost. Mr. Ciecka said he did not discuss but expected it would be approximately \$200 per hour. Mayor Verbosky reminded everyone of the Labor Day Celebration on September 2, 2006 at Veterans Park beginning at 6:00. He said donations have been asked for to cover the cost and thanked those who have already donated. He encouraged the public to take the survey regarding downtown improvements. Three surveys are being offered, for residents, business owners, and high school students and they are available online or as paper surveys. This is part of the downtown revitalization project and the next meeting of that group will be on September 12 at 6:30 at the library. He also said the planning commission is in the process of updating the zoning code and has been for the previous year and this will also play a part in the downtown revitalization project.

CORRESPONDENCE

Two items of correspondence were received, a thank-you card from the family of Charles Duricek and the notice of the annual conference of the Ohio Municipal League.

ORDINANCES

#2006-27 – AN ORDINANCE APPROPRIATING THE AMOUNT OF \$28,096 FOR PAYMENT TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF BUCK ROAD; AND DECLARING AN EMERGENCY. THIRD READING.

Mr. Richards moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mayor Verbosky said that council had received an updated memo from Mr. Ciecka on the cost of the Buck Rd. project showing that the cost had totaled \$3,454,524 with the city's share being \$680,371. Mr. Hermes explained that the city had only paid \$652,000 with this ordinance taking the city up to its 20% share. Mr. Ciecka said the estate tax funds will be used to cover this cost and Mr. Hermes said the cost is still within the budget and later this year money will be appropriated from the estate tax fund to the road fund. Mr. Richards moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

#2006-32 – AN ORDINANCE PROVIDING A WAIVER TO BUCKEYE TELESYSTEM, INC. REGARDING THE PAYMENT OF THE FRANCHISE FEE FROM PROCEEDS DERIVED FROM MONTHLY CHARGES PAID BY CITIZENS OF THE CITY OF ROSSFORD FOR VOICE OVER INTERNET PROTOCOL.

Mr. Richards moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mayor Verbosky explained this involves a waiver of a small portion of the franchise fee that probably could not be legally collected. Mr. Ciecka said this related to telephone service provided by the cable company and that Mr. Heban has indicated that reviewing the law indicated it would be inappropriate to charge a fee for this telephone service. Mr. Michaels thought there was a local tax for telephone service which would put phone providers at a disadvantage in relation to cable companies. Mr. Richards commented that according to the FCC report there are no municipal taxes on phone service. This was given a first reading only.

#2006-33 – AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ROAD SALT; AUTHORIZING THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED \$76,736.00; AND DECLARING AN EMERGENCY.

Mr. Richards moved and Mr. Oberdorf seconded the motion to read by title only. All ayes. Motion carried. Mr. Hermes asked how many tons were used last year and how many tons remain in the bin. Mr. Ciecka did not have that information but anticipates the newly purchased salt will not be needed until 2007. Mayor Verbosky said this purchase involved a cooperative effort with Maumee, Perrysburg, Northwood, Walbridge, Perrysburg Township, the Wood County Engineer, and Owens Community College. Mr. Hermes said that the lowest bid this year was the same company as last year but at a 6% increase. Mr. Richards 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. Mr. Richards moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Richards moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

#2006-34 – 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, ALLEYS, WAYS, AND OTHER PUBLIC PLACES IN SAID CITY AND FURNISHING ELECTRICAL ENERGY THEREFOR, DIRECTING THE CLERK TO CERTIFY SAID ASSESSMENT TO THE COUNTY AUDITOR TO BE PLACED UPON THE TAX DUPLICATE, AND DECLARING AN EMERGENCY.

Mr. Richards moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this is the annual assessment and anticipated expense in 2007 for street lighting and spreads the cost throughout the city. This can be given a first reading today but needs to pass on 9/11 as needs to be at the county by 9/15. On a different topic Mr. Ciecka said he is working on the final report on outstanding refuse fees and will be preparing an assessment list for the next meeting so that these can be placed on the tax duplicate. Mr. Marquette asked if the assessment to homeowners is the same as last year and was told no, it will be slightly more. Mr. Hermes said the increase is \$25,000 but the increase to taxpayers is based on real estate valuation and he expects it will impact new commercial properties more than individual homeowners. Mr. Michaels asked how responsible First Energy is to responding to repair request and was told by Mr. Ciecka they are fairly responsive and getting better. Mr. Hermes said the bill is based on a formula and he would hope that investing in better, more energy efficient lighting would reduce this cost. Mr. Marquette asked how the Colony lighting was handled and Mr. Ciecka explained that the Colony was relamped with the decorative lamp that First Energy offers. Mr. Michaels asked if First

Energy could be asked to straighten the light poles in the parkway and Mr. Ciecka said that is one of the items he is working on. This was given a first reading only.

**#2006-35 – AN ORDINANCE AUTHORIZING THE EXPENDITURES OF FUNDS FOR THE PURCHASE OF CONTROL SYSTEMS FOR THE COLONY RD. PUMP STATION, AND DECLARING AN EMERGENCY.**

Mr. Richards moved and Mr. Hermes seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this pump station was damaged during the June storm and these damages are covered by insurance. Mr. Oberdorf asked if the current system is still operating and was told it is not operating and that is why should be passed tonight so repairs can begin. Mr. Kovach said in speaking with Mr. Avers this repair can be done in one day. Mr. Richards 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. Mr. Richards moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Richards moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

**#2006-36 – AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT FOR GENERAL LIABILITY AND PROPERTY INSURANCE; AND DECLARING AN EMERGENCY.**

Mr. Richards moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said that only one bid had been received, it is from our current carrier, and it is less than last year. He had hoped for one other bid but that company failed to bid. The property valuation has been increased from \$5.9 million to \$6.2 million and that he needs passed today has effective 8/31. Mr. Richards complimented the administrator and the administration in general for providing the background information on the proposed legislation and making him aware of the details of the proposal. Mr. Richards 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. Mr. Richards moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Richards moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

**#2006-37 – AN ORDINANCE AUTHORIZING THE EXPENDITURES OF FUNDS FOR THE REPAIR OF TENNIS COURTS AT VETERANS MEMORIAL PARK FOR THE PARKS DEPARTMENT; AND DECLARING AN EMERGENCY.**

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka explained that this is for repair of Veterans Park only and he has sent a letter to the schools for their assistance in this cost. This is a new ordinance replacing #2006-09 which was tabled after the bids came in higher than estimated. If money is available in 2007 would then look at repairing Beech Street courts. Mr. Hermes said he believes this is a good compromise. Mr. Marquette disagreed with Mr. Hermes and said that per Mrs. Sabin and Mrs. Sloan the money was there previously to repair both locations and an agreement had been worked out with the schools to share the cost. He feels that we have undermined the confidence of the recreation director in the handling of this project. Mr. Oberdorf is also concerned that the school board has not yet committed any money and wonders why the school board is dragging their feet in committing their half of the money since they use these courts. Mr. Ciecka said he has not been directly involved but that the school board will meet next week to discuss. Mrs. Eckel said if the school board says no the city is prepared the entire cost to repair the Veterans Park courts and if they say yes is the city willing to look at doing Beech St. also. Mr. Ciecka said yes that is a possibility. Mr. Marquette said this needs to get done regardless of what the school board does since tennis season has already started. Mr. Richards moved and Mrs. Eckel 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. Richards moved and Mrs. Eckel seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Richards moved and Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried. Mr. Hermes moved and Mr. Richards seconded the motion to bring Ordinance #2006-09 back to the table. All ayes.

Motion carried. Mr. Hermes moved and Mr. Richards seconded the motion to adopt Ordinance #2006-09. All nays. Motion fails.

**#2006-38 – AN ORDINANCE AUTHORIZING THE AMENDMENT OF ROSSFORD MUNICIPAL CODE SECTION 1166.052 AND DECLARING AN EMERGENCY.**

Mr. Richards moved and Mr. Kovach seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka explained that Ordinance #2006-38 and 39 refer to two different sections of the zoning code and apply to height restrictions in Planned Industrial and Planned Commercial districts. These height increases have been reviewed by the fire department and deemed acceptable and the planning commission is asking council to amend the zoning code. Mr. Marquette asked if this would impact the previously proposed development on Lime City and was told by Mayor Verbosky it would not, this affects the Crossroads area only. Mr. Ciecka said that Planned Industrial and Planned Commercial districts exist only in the Crossroads at this time and could be elsewhere later. Mr. Michaels suggested that the setback be kept at 35 feet and the height restrictions be reviewed by our insurance company. Mr. Marquette asked how the 50 foot height was arrived at and was told by the mayor that looking at surrounding communities 50 feet seemed the maximum and was a height the fire chief was comfortable with. This was given a first reading only.

**#2006-39 – AN ORDINANCE AUTHORIZING THE AMENDMENT OF ROSSFORD MUNICIPAL CODE SECTION 1165.052 AND DECLARING AN EMERGENCY.**

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

**RESOLUTIONS**

**#2006-14 – A RESOLUTION AUTHORIZING THE MAYOR AND/OR THE CITY ADMINISTRATOR TO ACCEPT A GRANT FROM THE WOOD COUNTY SOLID WASTE DISTRICT AND BOARD OF WOOD COUNTY COMMISSIONERS FOR A BUY-RECYCLE GRANT; APPROVE THE BEECH STREE PARK PROJECT; AND DECLARING AN EMERGENCY.**

Mr. Richards moved and Mr. Hermes seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said he had received notice of this grant for \$1000 and it will be used to purchase park benches made from recycled materials to be used at Beech St. Mr. Richards 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. Mr. Richards moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Richards moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

**COUNCIL REMARKS**

Mr. Marquette asked what the status of the wall repair at the Rec. Center. Mr. Ciecka said he has been assured by Wood County that the architect will have a work order this week.

Mrs. Eckel asked about the request to the planning commission for a change in zoning for the property at 750 Glenwood. Mr. Ciecka said the owner wants to use as a mulch yard temporarily while the barrow pit is filled and then would like it to be C2 for a commercial building use. Mayor Verbosky explained that this is the property behind St. George church and that the planning commission is extremely sensitive to any change and effect this will have on the residential neighborhood. Mrs. Eckel also asked if the new proposed Wal-Mart store would drain into our drainage system and would they retain any of the drainage. Mr. Ciecka said they would retain some and meter some out to our system. Mr. Ciecka said he is in discussions with them regarding this proposal.

Mr. Oberdorf asked if there was a need for a September Committee of the Whole meeting. Mr. Richards moved and Mr. Kovach seconded the motion to suspend with the September Committee of the Whole meeting. All ayes. Motion carried.

Mr. Hermes said the street improvements on Rossway look good and asked if the crack filling machine is being used yet. Mr. Ciecka said the city has received the machine but not started crack filling yet. Mr. Hermes said he attended the VJ day softball tournament yesterday and he appreciated the city recreation and public works departments for getting the field in shape and the organizers who put this together.

Mr. Michaels complimented the chief of police for an issue he handled at the marina. Mr. Kovach said in a conversation with Bill Avers the question came up as to whether Mr. Avers and Mr. Jones are considered to be 24 hour a day employees or on call. Mr. Ciecka suggested Mr. Avers talk to him. Mr. Kovach said he has received numerous phone calls regarding the clean up of the property at 115 Maple Street. Mr. Heban said this has been completed and the fencing material had been approved by the city. He suggested Mr. Kovach may want to talk to zoning inspector Drouard.

AUDIENCE REMARKS

None

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

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William Verbosky Jr.  
Mayor

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Robert P. Watrol  
Clerk of Council