

RECORD OF PROCEEDINGS
Minutes of Rossford City Council Meeting
Held August 27, 2018

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

ROLL CALL: Staczek, Oberdorf, Eckel, Marquette, Ruse, Heban, and Densic all present.

APPROVAL OF MINUTES: Minutes of July 18, 2018 special council meeting were presented to council. Mr. Oberdorf moved and Mr. Ruse seconded the motion to approve the minutes. Minutes of July 23, 2018 regular council meeting were presented to council. Mr. Staczek moved and Mr. Oberdorf seconded the motion to approve the minutes. All ayes except Mr. Marquette who abstained. Motion carried.

APPROVAL OF AGENDA: Agenda for regular council meeting of August 27, 2018 was presented to council. Economic Development and Marian committee reports were added to the agenda. Mr. Heban moved and Mr. Densic seconded the motion to accept the agenda as amended. All ayes. Motion carried.

PRESENTATION – BETH GENSON/RCVB

Beth Genson, Executive Director of the RCVB made a report to council (see 2018 community impact report). It highlights the mission and objectives of the RCVB. She said that after the Balloon Race the RCVB has a cushion of less than \$100,000. She said they have helped fund numerous activities such as Flags of Honor, Firemen’s Convention, Pickleball Tournament, and Riverfest. Mayor Mackinnon said he has never seen an event as unbelievable as the Balloon Fest especially since it was our first time. Ms. Genson said the cost was \$50,000 over the \$20,000 of sponsorships and that the group will let us know about the possibility of hosting next year as they research making changes. The mayor said we will help make it happen. He also complimented their sponsorship of the Bass Pro Walleye Tournament that continues to grow and get better as well as Chautauqua. Mr. Marquette asked about future Chautauqua’s and Ms. Genson said it is up to the Ohio Humanities Director and their board if they continue the program. Mr. Ruse said the RCVB is a small but mighty organization that will need a new contract with the city by October 1st.

Mayor Mackinnon introduced the members of Girl Scout Troop #10020 who volunteered to help the Beautification Committee in the downtown area.

COMMITTEE REPORTS

Mr. Ruse presented the Public Works committee report from August 17th (see written report). Mrs. Eckel said the Safety committee has not yet talked about the tree lawn parking problem but she encouraged council to look at the spots and see how unsightly it is. She asked if the painting of the poles will come before council. Mr. Ruse said that after MSG comes back with their response the public works committee will make a recommendation to council. He said there was a strong discussion regarding the black poles and said it would cost more to the city if the poles were replaced rather than painted. Mrs. Eckel said we should consider looking for a different engineering firm as MSG has made a lot of mistakes and she is disappointed in how they are handling this. Mr. Staczek said he agrees with Mrs. Eckel but he thinks the warranty on black poles is only five years. Mr. Ruse said that black poles from this manufacturer come with no warranty. Mr. Densic the warranty covers only fading and checking. Mr. Staczek said that the traffic light at Eagle Pt. Rd. and SR65 is located to high and can’t be seen if pull up to the traffic line and that the committee talked about a smaller light at a lower level and that his raised concerns regarding the alleyway behind Doggs Ice Cream were brought up because of two citizens raising the concern with him. Mr. Marquette asked if there is a history of the longevity of the paint job on poles and Mr. Ruse said that Maumee has painted poles and we are following up with them for that information. Mr. Densic said the

lower level traffic light talked about Mr. Staczek will be a necessity because with the school buildings demolished you cannot see the light in the morning when looking into the sun. He also said we need to continue to work on standard city contracts and cited the torn out concrete curbs being sold by the contractor when we could have used them for erosion control. Mayor Mackinnon said we need to be careful on this issue. Mr. Ruse said the ODOT contract governed the SR65 project. Mr. Marquette asked if we are putting curbs on Vineyard and Mr. Ruse said no, just storm sewers to get storm water moved economically as on SR65. Mr. Marquette said that we forced Hillside Dr. to have curbs and it is wrong to pick and choose who we make do it. Mayor Mackinnon said yes, it is inconsistent and he would like to see curbs and sidewalks and doing it right the first time. Mrs. Eckel said there is no parking on the side of SR^% so the grade is not affected. Mr. Densic said he disagrees with putting curbs everywhere and suggested this be sent to the public works committee to decide where to put curbs and look at storm water management in the city. Mr. Ruse agrees it is inconsistent to not require curbs on Vineyard but this was a quick, short time frame project, and we are not trying to pick and choose. He said the storm water issue is huge and we will have further talks on the issue with NWWSD.

Mrs. Eckel presented the Public Safety committee report from August 23rd (see written report). Mr. Staczek said he is against the Red Flex cameras as he feels it is just a money grab. He is against the \$25 inspection fee for golf carts since he thinks if licensed with seat belts and turn signals they are allowed on state routes. Mr. Heban said that in order to get a license from the BMV it must be inspected beforehand. Mr. Ruse would like to see further discussion with our neighbors on a fire/rescue district in view of the requested \$5 an hour on call pay. Mr. Densic said that Mrs. Freeman said this \$5 an hour is a trial and we have room in the budget for it this year, mentioned school resource officer programs, had Chief Drouard talk about a community palliative care program, and said he needs further information on golf carts.

Mr. Staczek gave a verbal report of the last Marina committee meeting where the availability of a grant for upgrading the pump out system was discussed. He said there is a short time frame to apply. Mr. Densic said representatives from ODNR recommended this project and said Poggemeyer has done work on projects like this previously. Linda Amos of Poggemeyer Design said she had meet with the marina committee and the grant is a 100% grant and that Poggemeyer is willing to do the grant application at no charge but would like to be considered for the engineering if the grant is received. She said there is also a second grant available for coastal management assistance which is a 50/50 grant and allows for planning for enhancement of public access and waterfront community planning.

Mr. Heban presented the Economic Development committee report from July 20th (see written report).

REPORT OF MAYOR AND/OR ADMINISTRATOR

Mayor Mackinnon thanked the RBA for doing a great job with Riverfest and said it was the best one yet.

CORRESPONDENCE

A memo from Police Chief Kitzler to Officers Marek, Revill, Skala, and Perez was read to council regarding a call received from West Jefferson Mayor Ray Martin complimenting them for their professional conduct in handling the August 18th incident on Jennings Rd.

ORDINANCES

#2018 – 44 - AN ORDINANCE AUTHORIZING THE CITY OF ROSSFORD TO EXECUTE A PARTICIPATORY AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF I-75 INCLUDING THE SOUTH END BRIDGE AND DECLARING AN EMERGENCY.

Mr. Densic moved and Mr. Heban seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this is a standard agreement from ODOT and is in regards to the replacement of the I75 bridge which includes a portion of the city. He said there is no expense involved to us unless we ask for

something additional to be done. Mr. Heban moved and Mr. Ruse 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. Heban moved and Mr. Ruse seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Heban moved and Mr. Ruse seconded the motion to adopt. All ayes. Motion carried.

#2018 – 45 - AN ORDINANCE AUTHORIZING AMENDING THE SHELLY URBAN PAVING 1 AND 2 FOR 3-CHANGE ORDERS AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said he is asking for approval of the change orders and that even with the changes we are still within budget for the project. Mr. Ruse moved and Mr. Oberdorf 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. Ruse moved and Mr. Oberdorf seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Ruse moved and Mr. Oberdorf seconded the motion to adopt. All ayes. Motion carried.

#2018 – 46 - AN ORDINANCE TO AUTHORIZE THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT TO PROVIDE HEALTH CARE BENEFITS FOR THE EMPLOYEES OF THE CITY OF ROSSFORD; AND DECLARING AN EMERGENCY

Mr. Densic moved and Mr. Heban seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said this has been through committee and is recommended. Mrs. Freeman said this represents an increase of 2.5% and she is asking for approval tonight so that the 30 day open enrollment period is completed before the new plan takes effect on October 1st. She said it is the same plan we have had for the last twelve years. Mr. Densic said they are looking at the union contracts to see if when renegotiated we can allow for a longer timeline to get this done. Mr. Staczek moved and Mr. Oberdorf 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. 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.

#2018 – 47 - AN ORDINANCE CERTIFYING TO THE COUNTY AUDITOR AN ASSESSMENT AND LIEN UPON CERTAIN PROPERTY IN THE CITY OF ROSSFORD PURSUANT TO ROSSFORD MUNICIPAL CODE SECTION 1327.07 AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this needs to be passed tonight as the deadline to get the assessment on the tax bill is the 2nd Monday in September. Mr. Staczek asked if the property owners received notice and Mrs. Freeman said they did and in fact some of these are several years old. Mr. Densic said he has received several calls regarding this rental registration inspection fee and wondered what people gain from this inspection and also a lot of questions as to what is the enforcement. He wondered beyond the fee not being paid what is the penalty for i.e. a fence being broken down. Mr. Ruse asked what is the fee for and Attorney Heban said it is for submitting the annual visual inspection and paying the fee and we have yet to see if the auditor will accept this assessment. Mr. Ruse said he also agrees that we are penalizing people that registered and not those who did not register. Mrs. Freeman said some are for not paying the initial rental registration. Mr. Staczek said we are penalizing landlords that are trying. Mr. Ruse said maybe this should be sent to a committee to review. Mrs. Eckel said the requirement for registration has resolved a lot of the absent landlord problems. Attorney Heban explained the process for registering and how Mr. Zuchowski sends a link once registered for accessing the information on the internet.

Mr. Ruse moved and Mr. Heban seconded the motion to amend the ordinance by removing Exhibit C (rental registration fees) and sending to zoning committee. Ruse, Heban, Densic, Oberdorf, and Marquette aye. Eckel no and Staczek abstained. Motion carried 5-1.

Mr. Ruse moved and Mr. Heban seconded the motion to suspend with the second and third reading. Audience comments were requested and Sue Yoder, Eagle Point Rd. said her name is on the Exhibit C list but she has met with Mr. Zuchowski and viewed properties that do not meet code despite submitting the form saying they do. She said with no way to enforce why do this. Attorney Heban said this is for the

rental registration fee only and has nothing to do with the condition of the property. If there is a landlord who does fill out the form truthfully that would fall under the nuisance abatement section. Leonard Michaels, 327 Colony Rd. said the inspection form process is easy and that Mr. Zuchowski has been very good in sending reminders and that he has had no problem with the fee or process but that we need one more step in trying to enforce against those who are not truthful. Mr. Marquette said this rental fee came out of zoning committee two years ago and was an effort to identify landlords and who owned what properties and help tenants. The cost started out two to three times higher but was lowered after meeting with a lot of landlords. Vote on the motion all ayes except Mr. Staczek who abstained. Motion carried. Mr. Ruse moved and Mr. Heban seconded the motion to declare an emergency. All ayes except Mr. Staczek who abstained. Motion carried. Mr. Ruse moved and Mr. Heban seconded the motion to adopt. All ayes except Mr. Staczek who abstained. Motion carried.

RESOLUTIONS

#2018 – 29 – AMENDED - 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 ONE-HALF PERCENT SALES AND USE TAX; (3) ALLOCATING 2/3 OF THE TAX COLLECTED TO TARTA TO DIRECTLY FUND ITS OPERATIONS AND 1/3 TO OTHER LOCAL GOVERNMENTAL ENTITIES FOR THE INSTALLATION, MAINTENANCE AND IMPROVEMENT OF MASS TRANSIT RELATED INFRASTRUCTURE; AND (4) PROVIDING A NEW MECHANISM FOR WITHDRAWAL FROM MEMBERSHIP IN TARTA, PROVIDED THAT SUCH CHANGES ARE CONTINGENT UPON VOTER APPROVAL OF THE NEW TARTA FUNDING SYSTEM AT THE NOVEMBER 6, 2018 GENERAL ELECTION; AND DECLARING AN EMERGENCY. THIRD READING

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. This was given a third reading with no motion to declare an emergency or adopt.

#2018 – 30 - A RESOLUTION CREATING FUND 205 LOCAL PERMISSIVE LICENSE TAX. SECOND READING

Mr. Densic moved and Mr. Heban seconded the motion to read by title only. All ayes. Motion carried. This was given a second reading only.

#2018 – 35 - A RESOLUTION TO APPROVE THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mrs. Freeman said this is a housekeeping measure that could go three readings. Mr. Marquette 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. Mr. Marquette moved and Mr. Heban seconded the motion to adopt. All ayes. Motion carried.

#2018 – 36 - A RESOLUTION AUTHORIZING INTERIM CITY ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED; AND TO DECLARE AN EMERGENCY

Mr. Oberdorf moved and Mr. Densic seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this involves the OPWC grant program with application being submitted by the city to the district and we need to be rated high enough in the county and then the district application process to receive a grant. Our application is due by September 7th and is for the Colony Rd. project from Hillside Dr. to the Colony gates. He said the plans are completed and we hope our application is strong enough to be considered in a competitive environment. Mr. Ruse said this had been reviewed by the public works committee. Mr. Ruse 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. Ruse 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.

COUNCIL REMARKS

Mr. Densic said that Riverfest was a successful event and questioned the status of the Baumgartner unfinished garage property. Attorney Heban said Baumgartner is being fined \$100 a day since the 45th day after notice given on May 16th and he will follow-up.

Mr. Marquette thanked the clerk for the memo regarding tabled items.

Mrs. Eckel said Riverfest was a nice night and asked about the committee mentioned in the RCVB report regarding the Edward Ford Memorial. Mayor Mackinnon said that committee has been formed to look at a statue to replace the glass panels but has never met.

Mr. Oberdorf said Riverfest was fantastic and while he realized a lot of people were involved in the event he wanted to point out that Mr. Scott did a great job on this.

Mr. Staczek said he received a lot of compliments on Riverfest, thanked the mayor and everyone involved in obtaining the handicapped swing, and asked Mr. Kolb to look at the fountain pressure. He said Mrs. Yoder has a good point about no ordinance that deals with flaking paint and made a formal request for the zoning committee to look at regulations regarding Air BNB's saying they are better landlords.

Mr. Oberdorf asked if anyone saw a need for a committee of the whole meeting. Mr. Ruse moved and Mr. Staczek seconded the motion to suspend with the September committee of the whole meeting. All ayes. Motion carried.

AUDIENCE REMARKS

Mike Erard, 5 Riverside Dr. thanked everyone involved in the great fireworks at Riverfest and then voiced a complaint about increased noise and traffic in his neighborhood since the basketball courts were redone at Vets Park. He questioned why the lights are on until 11:00pm and wondered why the park does not close at dusk like other communities. He said he has seen an increased police presence but suggested closing the park earlier.

Kris Cuprys, 1 Riverside Dr. said the noise problem has been better this week but thinks if the park closed at 10:00pm it would be better.

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

Neil A. Mackinnon III
Mayor

Robert P. Watrol
Clerk of Council