

RECORD OF PROCEEDINGS
Minutes of Rossford City Council Meeting
Held November 12, 2013

The meeting was called to order by Mayor Neil Mackinnon III, and was opened with the Pledge of Allegiance.

ROLL CALL: Staczek, Oberdorf, Eckel, Marquette, and Duricek all present.

APPROVAL OF MINUTES: Approval of regular council meeting minutes of October 28, 2013. Mr. Oberdorf moved and Mr. Duricek seconded the motion to approve the minutes. All ayes. Motion carried.

APPROVAL OF AGENDA: Agenda for regular council meeting of November 12, 2013 was presented to council. Committee reports from City Facilities, Parks, & Marina and Zoning Regulations & Technology were added to agenda. Mr. Duricek moved and Mrs. Eckel seconded the motion to approve the agenda as amended. All ayes. Motion carried.

APPOINTMENT: Councilman-elect Dan Wagner was appointed to the seat vacated by Mike Scott and took the oath of office.

COMMITTEE REPORTS

Mr. Duricek presented the City Facilities, Parks, & Marina Committee report from October 30th (see written report). Mrs. Eckel said the idea to come up with a plan for who is responsible for city assets is a good one. Mr. Duricek said the idea is just to get a list of what the entire city owns and the condition of those assets. Mrs. Eckel said the Recreation committee has talked about the Beech St. tennis courts as part of a master plan whether it be a recreation master plan or a city master plan. Mr. Oberdorf questioned whether this would require for example that the recreation committee after recommending a new heating system for the recreation center would have to get it approved by a special committee or the facilities committee before submitting to the finance committee. Mr. Duricek said it is not trying to micromanage the process and could be handled by the administrator. Mr. Duricek said the idea is not to run other committees but just to figure out who handles assets like the Edward Ford Memorial. Mr. Oberdorf asked what the committee would do. Mr. Duricek said they are just trying to inventory city assets and have a list of what we have and its condition. Mr. Oberdorf wanted it on the record that he is against having the Facilities committee having a final say on any recommendation. Mr. Marquette said that is not the intent but rather to look at assets that are not as well looked at as the Recreation committee looks at the Recreation building. Mr. Staczek said they are just trying to get a list of what is needed but that he does see the Facilities committee as overlooking facilities. Mr. Oberdorf said he just wants this to be a joint venture and to be kept informed of what is going on. Mrs. Eckel wants to be sure we are not adding to many extra steps to getting things done. Mr. Marquette presented the Zoning Regulations & Technology Committee report from October 30th (see written report).

REPORT OF MAYOR AND/OR ADMINISTRATOR

Mayor Mackinnon congratulated Mr. Wagner, Mr. Duricek, Mr. Staczek, and Mrs. Eckel on their election and reelection respectively and asked all council members to give him their committee choices prior to the organizational meeting on December 2nd. He said the Christmas tree lighting will be held on November 25th at 5:30pm, the RHS Drama Club will be presenting "Harvey" and encouraged everyone to attend to make opening night a sellout, asked for thoughts and prayers for Joshua Maas, and asked council to consider adding nuisance properties to the responsibilities of the Zoning Regulations & Technology committee. He then asked Mr. Heban to talk about the forfeited properties. Mr. Heban said we had just received notice today that properties at 224-230 Osborn that had went to tax foreclosure had not sold and that the city had ten days to act on this or the properties would revert to the state. The properties are located behind the Habitat for Humanity property. Mr. Heban said the city may have to pay the past due taxes but nothing after that. Mayor Mackinnon and Mr. Ciecka both recommended the city take the properties rather than reverting to the state as we would most likely have to maintain the properties regardless.

Mrs. Eckel moved and Mr. Staczek seconded the motion that the city accept the property and also approach the Rossford Board of Education about sharing as we did on the previous property. All ayes. Motion carried.

Mr. Marquette asked what the appraised values of the properties were and was told \$14,000 for each parcel. Mr. Wagner asked if these were all vacant lots and Mr. Heban responded yes. Mr. Duricek asked if these were buildable

lots and again was told yes. Mr. Ciecka said that Wood County has no Land Bank as Lucas County does so if we don't take the properties go to the state.

Mr. Duricek moved and Mr. Staczek seconded the motion to add Ordinance 2013-66, 2013-67, and 2013-68 to the agenda and place at the beginning of ordinances. All ayes. Motion carried.

CORRESPONDENCE

None

ORDINANCES

#2013-66 – AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO PETITION THE WOOD COUNTY COURT OF COMMON PLEAS TO FORFEIT CERTAIN REAL ESTATE TO THE CITY OF ROSSFORD; AND DECLARING AN EMERGENCY.

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

#2013-67 – AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO PETITION THE WOOD COUNTY COURT OF COMMON PLEAS TO FORFEIT CERTAIN REAL ESTATE TO THE CITY OF ROSSFORD; 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. 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

#2013-68 – AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO PETITION THE WOOD COUNTY COURT OF COMMON PLEAS TO FORFEIT CERTAIN REAL ESTATE TO THE CITY OF ROSSFORD; AND DECLARING AN EMERGENCY.

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

#2013 – 59 - AN ORDINANCE ENACTING ROSSFORD MUNICIPAL CODE SECTION 521.13

Mr. Duricek moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this is an ordinance drafted by the law department out of recommendation from the zoning committee dealing with the "blue bags". Mr. Heban said this only applies to unsolicited materials not Blade subscriptions and is based on an ordinance out of Kentucky that has survived a challenge in federal court. This prevents throwing the blue bags on the driveway or into the yard. Mr. Staczek said the ordinance appears to be well written. Mrs. Eckel said this possibly should be part of our storm water report of adopted. Mr. Wagner thinks this is a great ordinance and as a Toledo police officer he knows that scrappers target houses that have these bags piled up and in fact he would like to see legislation that says that once three to four bags are piled up on a porch that no more can be placed there. This was given a first reading only.

#2013 – 60 - AN ORDINANCE AUTHORIZING A SERVICE AGREEMENT BETWEEN SIREN ROSSFORD LLC. AND THE CITY OF ROSSFORD; AND DECLARING AN EMERGENCY

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said this is a request by Camping World to have infrastructure improvements paid out of the TIF fund. He said that is what the fund is for and asked that this be passed tonight. Mr. Duricek 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. Duricek moved and Mrs. Eckel seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Duricek moved and Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried

#2013 – 61 -AN ORDINANCE TO PROVIDE FOR A YEAR-END UPDATE TO THE ESTIMATE OF REVENUES AND EXPENDITURE APPROPRIATIONS AND AMEND THE “BUDGET” FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AMENDING ORDINANCE NO 2012-67.

Mr. Duricek moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this will adjust the budget for year-end expenses. Mrs. Freeman said there are no significant changes and this is a procedural matter that needs to be submitted to Wood County to give an overall view of changes to the budget caused by ordinances passed during the year. This was given a first reading only.

#2013 - 62 - AN ORDINANCE MAKING CERTAIN ADDITIONS AND CHANGES TO THE EXPENSE APPROPRIATIONS FOR THE YEAR BEGINNING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2013 AMENDING ORDINANCE 2012-67 AND DECLARING AN EMERGENCY.

Mr. Duricek moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mrs. Freeman said she would like this passed tonight. Chief Verbosky said this will enable him to order replacement equipment for what was damaged in the recent fire. Mr. Staczek asked if the damaged equipment was insured and the chief said it will be submitted to the insurance company for reimbursement. Mrs. Freeman said that our deductible is \$1000 and Mr. Ciecka said the foam used is not an insured item. Mrs. Eckel moved and Mr. Duricek 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. Duricek seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Duricek seconded the motion to adopt. All ayes. Motion carried

#2013 – 63 - AN ORDINANCE TO PROVIDE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF ROSSFORD, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2014 AND ENDING DECEMBER 31, 2014.

Mr. Duricek moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mrs. Freeman said this is council’s first look at the 2014 budget and will go three readings. She said the budget includes one new full time public works employee, a new full time police officer, and a truck replacement and used bucket truck for the public works department and \$1M for road improvements. This was given a first reading only.

2013 – 64 - AN ORDINANCE PROVIDING COMPENSATION FOR CERTAIN EMPLOYEES (NON-BARGAINING) OF THE CITY OF ROSSFORD, REPEALING ANY PORTIONS OF ORDINANCES IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

Mr. Oberdorf moved and Mr. Staczek seconded the motion to read by title only. All ayes. Motion carried. Mayor Mackinnon said this is the compensation for department heads and in line with the raises given to the bargaining units and is line with our neighboring communities. Mr. Oberdorf agreed with the mayor. Mr. Duricek moved and Mr. Staczek 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. Duricek moved and Mr. Staczek seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Duricek moved and Mr. Staczek seconded the motion to adopt. All ayes. Motion carried

#2013 – 65 – AN ORDINANCE TO AUTHORIZE A CONTRACT WITHOUT BIDDING UNDER SECTION 735.051 OF THE OHIO REVISED CODE TO ALLEVIATE AN UNSAFE CONDITION AT 416 GLENWOOD RD., ROSSFORD, OH. AND DECLARING AN EMERGENCY.

Mrs. Eckel moved and Mr. Duricek seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said the fire last week rendered the structure unsafe and that the fire chief had asked the city to contract to have the structure removed. The cost was \$20,700 and the amount will be submitted to the owner’s private insurance company for reimbursement. Mrs. Eckel moved and Mr. Duricek 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. Duricek seconded the motion to declare an emergency. All ayes. Motion carried. Mrs. Eckel moved and Mr. Duricek seconded the motion to adopt. All ayes. Motion carried

RESOLUTIONS

#2013 – 25 - A RESOLUTION TO APPROVE PAYMENT TO W.W. WILLIAMS FOR VEHICLE REPAIRS MADE WITHOUT A PURCHASE ORDER (ORC 5705.41 “THEN AND NOW”).

Mr. Duricek moved and Mrs. Eckel seconded the motion to read by title only. All ayes. Motion carried. Mr. Ciecka said this covers an expense incurred by the fire department. Chief Verbosky said a rear transmission seal had to be replaced on the ladder truck. Mr. Duricek 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. Duricek moved and Mrs. Eckel seconded the motion to declare an emergency. All ayes. Motion carried. Mr. Duricek moved and Mrs. Eckel seconded the motion to adopt. All ayes. Motion carried.

Mayor Mackinnon reminded council and the audience that three families lost everything in that twinplex fire and to please spread the word that donations of clothing and other household items are being accepted.

COUNCIL REMARKS

Mr. Staczek said he needs to schedule a Public Safety committee meeting, that Lime City Rd. near Glenwood School is missing sections of pavement on the side of the road, welcomed Mr. Wagner to council, and said he had received notice of a 13% water rate increase by the City of Toledo and this should lead us to look at joining with other communities to build our own water treatment plant.

Mr. Oberdorf thanked Dave Dupont of the Sentinel on behalf of himself and his family for the article in the newspaper. He also congratulated and welcomed Mr. Wagner to council.

Mrs. Eckel welcomed Mr. Wagner, said she needs to schedule a Public Works committee meeting, and asked that Rossford Schools again be reminded about the improvement they are supposed to be making to the driveway at the Glenwood Rd. athletic complex.

Mr. Marquette welcomed Mr. Wagner and congratulated Mr. Duricek, Mr. Staczek, and Mrs. Eckel on their reelection. He also complimented Mr. Duricek on the improvements to his building.

Mr. Duricek welcomed Mr. Wagner to council and congratulated Mr. Staczek and Mrs. Eckel on their reelection saying he was glad to have them back. He said the new paving on Elm St. looks good.

Mr. Wagner thanked everyone for welcoming him, congratulated Mr. Duricek, Mr. Staczek, and Mrs. Eckel on their reelection, thanked the community for their support, said the fire department did a great job in keeping the twinplex fire from spreading to adjacent structures, and complimented Mr. Kolb and the street department for a great job on leaf pickup.

AUDIENCE REMARKS

Brenda Hagman, 155 Windsor Drive, said there two bills pending in the state legislature that would allow the electric company to basically charge for electricity not being used by the consumer due to energy saving fixtures and appliances. She said that Lake Township has already passed a resolution against this process and Toledo is considering one. She asked Rossford to look at doing so also as she does not mind paying for what electricity she uses but not for what Edison said she should have used. Mr. Ciecka noted that this was discussed at a meeting last week with other area communities and that State Senator Gardner is aware of this and indicated possible amendments to the bills may be possible.

Andrew Roller, 328 Glenwood Road, said that the new pavement on Glenwood is great but has led to cars speeding, mostly in the daytime, and that about fifty dump trucks are going down it every day as part of the water project and beating up this new road quickly. Mayor Mackinnon said the trucks are part of the infrastructure improvements being made and Mrs. Eckel said we may look at making this a no-haul zone.

Wendell Charles, 106 Cove Lane, complained about problems getting out of his driveway due to the contractors leaving unattended equipment blocking the sightlines. Mayor Mackinnon said they are supposed to have a flagger and be courteous and to call the police if it happens again.

Mr. Duricek moved and Mr. Wagner seconded the motion to adjourn. All ayes. Motion carried.

*Neil Mackinnon, III
Mayor*

*Robert P. Watrol
Clerk of Council*