

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD JANUARY 5, 2016

Judge Mack administered the oath of office to returning Council members Tim McCarthy and John Kevern.

Sheriff Mark Wasylshyn administered the oath of office to new Council member Becky Williams.

Representative Tim Brown administered the oath of office to new Council member Jonathan Smith.

Mayor Olmstead called the meeting to order at 6:35 p.m. Present were Council Members John Kevern, Jim Matuszak, Tim McCarthy, Rick Rettig, Johnathan Smith, Barry VanHoozen and Becky Williams (7). Also present were Bridgette Kabat, City Administrator, David Creps, Clerk of Council, and Karlene Henderson, Law Director.

Mr. Matuszak nominated Mr. Kevern to be President of Council. Seconded by Mr. Vanhoozen. Ayes: (7). Nays: (0).

Mr. Kevern moved to organize the Council committees as follows:

Health, Sanitation and Public Utilities: Chairman Jonathan Smith, Barry VanHoozen and Becky Williams

Finance and Economic Development: Chairman Jim Matuszak, John Kevern and Tim McCarthy

Service: Chairwoman Becky Williams, Rick Rettig and Barry VanHoozen

Safety: Chairman John Kevern, Jim Matuszak and Rick Rettig

Personnel: Chairman Barry VanHoozen, John Kevern and Tim McCarthy

Parks and Recreation: Chairman Rick Rettig, Jonathan Smith and Jim Matuszak

Planning and Zoning: Chairman Tim McCarthy, Jonathan Smith and Becky Williams

Appointment Review: Chairman John Kevern, Barry VanHoozen and Becky Williams

Seconded by Mr. Matuszak. Ms. Williams asked if splitting the Service-Safety Committee and combining the Finance and Economic Development Committees is in line with the Code. Ms. Henderson said that it is a housekeeping item and an ordinance will be prepared amending Council rules. Ayes: (7). Nays: (0).

Mr. Kevern nominated Mr. Rettig and Mr. Matuszak to be the representatives to the Firefighters' Dependents' Fund Board. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Mr. Kevern nominated Jonathan Smith to serve on the Cemetery Board. Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

Mr. Kevern moved to approve the minutes of the December 15, 2015 meeting and to dispense with their reading. Mr. VanHoozen seconded. Ayes: Kevern, Matuszak, McCarthy, Rettig and VanHoozen (5). Abstain: Smith and Williams (2).

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS, AND CITIZENS' CONCERNS

Bob Anspach, 535 E. Front Street, said that this is the first time he has spoken at a City Council meeting. He said that although another member of his firm is representing Jon Orser in a lawsuit against the City to prevent the demolition of the Waterworks Building, he was speaking on his own behalf, not as a representative of his firm or of Mr. Orser. Mr. Anspach said he has grave concerns about the process and the essential lack of transparency on how the process concerning the Water Works building occurred. He said that the City did not obtain a Certificate of Appropriateness from the Historic Landmarks Commission to tear down the Water Works Building or the residence at 112 Water Street. He gave a timeline involving the lawsuit filed by Mr. Orser. He said that the City needs to be held accountable. Mr. Anspach said that if the Administration can act so arrogantly in regards to this structure, what else can they do. Mr. Matuszak asked Mr. Anspach a question but Ms. Henderson said that since this is pending litigation she would prefer that City Council not comment. Mayor Olmstead said that he cannot respond to the comments because of the pending litigation but there will be a place and time to respond.

Kathleen Gibson, 29639 Duxbury, gave the costs of plans done for the riverfront over the last several years and she commented about the amount in the budget for plans for Hood Park. She said it is a waste of tax dollars.

Jon Orser, 125 E. Front Street, said that the Mayor stated at the last City Council meeting that he would be appointing stakeholders to discuss plans for Hood Park. Mr. Orser asked who those stakeholders will be. Mayor Olmstead said that he will address that in his report.

Deborah Born, 125 E. Front Street, said that she agrees with Mr. Anspach's comments and that she thinks what happened with the Water Works building is disgusting and abominable.

Gene Phlegar, 144 W. Fifth Street, said that he has lived in Perrysburg for over 40 years. He said that it is a sad day for the City because what has been done cannot be undone. He said that he does not believe the Mayor has the City's best intentions at heart, and he will be devoting his energies to unseat anyone involved in this debacle.

ADMINISTRATIVE REPORTS

Mayor's Report

Mayor Olmstead said that he cannot respond to a lot of the comments because of pending litigation.

Mr. Matuszak moved to go into Executive Session to discuss pending litigation. Mr. Kevern seconded. Ayes: (7). Nays: (0). City Council went into Executive Session at 7:18 p.m.

City Council returned from Executive Session at 7:46 p.m.

City Administrator's Report

No report.

Finance Director's Report

No report.

Law Director's Report

No report.

President of Council Report

Mr. Kevern moved to approve the following appointments:

<u>Name</u>	<u>Board/Commission</u>	<u>Term Ending</u>
Donald R. Boring	Civil Service	12/31/2019
Keith A. DeWalt	Board of Income Tax Review	12/31/2019
Niki Decker	Board of Zoning Appeals	12/31/2016 (unexpired term)

Seconded by Mr. McCarthy. Ayes: (7). Nays: (0).

COMMITTEE REPORTS

Finance and Economic Development Committee:

No report.

Next meeting: Monday, January 25, 2016 at 5:00 p.m.

Service-Safety Committee:

Mr. Kevern gave his report of the December 28, 2015 meeting, a copy of which is attached hereto and made a part of these minutes.

Next Safety Committee meeting: Tuesday, January 26, 2016 at 6:00 p.m.

Next Service Committee meeting: Wednesday, January 27, 2016 at 5:00 p.m.

Mr. Kevern introduced **ORDINANCE 1-2016 AUTHORIZING AN AGREEMENT WITH DGL ENGINEERING FOR PLANS, SPECIFICATIONS, AND BID DOCUMENTS FOR THE 2016 RESURFACING PROGRAM AT A COST NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Rettig. Ayes: (7). Nays: (0). The Clerk read Ordinance 1-2016 by number and title only. Mr. Kevern moved that Ordinance 1-2016 be approved as an emergency. Seconded by Ms. Williams. Ayes: (7). Nays: (0).

Mr. Kevern introduced **ORDINANCE 2-2016 AUTHORIZING AN AGREEMENT WITH TETRA TECH TO DO CONSTRUCTION ENGINEERING AND RESIDENT PROJECT REPRESENTATION FOR**

THE 2016 RESURFACING PROGRAM AT A COST NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) AND DECLARING AN EMERGENCY and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Rettig. Ayes: (7). Nays: (0). The Clerk read Ordinance 2-2016 by number and title only. Mr. Kevern moved that Ordinance 2-2016 be approved as an emergency. Seconded by Ms. Williams. Ayes: (7). Nays: (0).

Recreation Committee:

No report.

Next meeting: Thursday, January 14, 2016 at 5:00 p.m. which is a change from the regular date and time.

Planning And Zoning Committee:

Mr. McCarthy stated that the Committee has not had a meeting since the last City Council meeting so he has no report, but at an earlier meeting the Committee had recommended approval to rezone the property of the proposed 5th/6th grade school. He said the only issue was vehicular and pedestrian movement around the site. Tom Hosler, School Superintendent, was at the meeting and said that they are in discussions with the multiple political entities about the intersection and plans that have been submitted show a right in off of Hull Prairie and and a right out only on Roachton Road. He said this will allow them to open the building and give them an opportunity to apply for a grant. Mr. Hosler acknowledged that they may have to bus students that live close to the school until they get this resolved.

Todd Grayson, 251 Mallard, implored the School Board to be an active partner in paying for intersection improvements just like developers are required to.

Mr. McCarthy introduced **ORDINANCE 3-2016 AMENDING THE ZONING MAP OF THE CITY OF PERRYSBURG, WOOD COUNTY, OHIO, TO REZONE 18 ACRES OF PARCEL Q61-100-23000001000 FROM R4 (SINGLE FAMILY RESIDENTIAL) TO INS (INSTITUTIONAL) AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Matuszak. Ayes: (7). Nays: (0). The Clerk read Ordinance 3-2016 by number and title only. Mr. McCarthy moved that Ordinance 3-2016 be approved as an emergency. Seconded by Mr. Rettig. Ayes: (7). Nays: (0).

Personnel Committee:

No report.

Next meeting: Tuesday, January 26, 2016 at 5:00 p.m.

Health, Sanitation and Public Utilities Committee:

No report.

Next meeting: Wednesday, January 27, 2016 at 6:00 p.m.

OTHER BUSINESS

Mr. Orser asked Mayor Olmstead who the stakeholders for the committee regarding Hood Park improvements would be. Mayor Olmstead said that he is currently in the process of picking them.

ADJOURNMENT

Mr. Kevern moved to adjourn the meeting at 8:04 p.m. Seconded by Mr. McCarthy.
Ayes: (7). Nays: (0).

David D. Creps, Clerk

Michael J. Olmstead, Mayor