

Minutes of the Meeting of Council  
July 15, 2024

The Council of the City of Sylvania, Ohio met in regular session on July 15, 2024 at 7:30 p.m. with Mayor Stough in the chair. Roll was called with the following members present: Mark Frye(excused), Marcus Hansen, Doug Haynam, Brian McCann, Patrick Richardson, Mary Westphal, Lyndsey Stough; (6) present; (1) absent.

Roll call:  
6 present,  
1 absent.

Pledge of Allegiance to the United States of America led by Ms. Stough.

Pledge of  
Allegiance.

Mayor Stough stated that Council will now consider agenda item 3.

Additions to the agenda:  
Item #3a. Elect President Pro-Tem.

Mr. Haynam moved, Mrs. Westphal seconded to approve the amended agenda; roll call vote being: Hansen, Westphal, McCann, Stough, Haynam, Richardson; (6) yeas; (0) nays. The motion carried.

Agenda approval.

Mayor Stough stated that Council will now consider added agenda item 3a.

Due to Mr. Frye's absence, Mr. Haynam moved, Mrs. Westphal seconded, to nominate Mr. Richardson as President Pro-Tem. There were no other nominations; roll call vote being: Stough, Hansen, Westphal, McCann, Haynam, Richardson; (6) yeas; (0) nays. The motion carried.

Mr. Richardson  
as President Pro-  
Tem.

Mayor Stough stated that Council will now consider agenda item 4.

Mr. Richardson presented the June 17, 2024 regular meeting minutes. Mr. Richardson moved, Ms. Stough seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of June 17, 2024 be approved; roll call vote being: Hansen, Westphal, Haynam, McCann, Richardson, Stough; (6) yeas; (0) nays. The motion carried.

Approval of the  
June 17, 2024  
Meeting minutes.

Mayor Stough stated that Council will now consider agenda item 5.

Brian Kezur, SAJRD Chairman, gave a brief update on their operations and also requested endorsement on their levy that will be on the November, 2024 ballot. This levy is not a new tax, but a replacement levy. Mrs. Westphal moved, Mr. Haynam seconded to have administration prepare legislation endorsing the SAJRD Levy for the August 19, 2024 City Council meeting; roll call vote being: Stough, McCann, Westphal, Haynam, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

SAJRD Levy  
Presentation.

Mayor Stough stated that Council will now consider agenda item 6.

Matt Killam, Chief Outreach Officer with Metroparks, gave a brief presentation on their operations, facilities and new projects in the works.

Metroparks  
Update.

Minutes of the Meeting of Council  
July 15, 2024

Mayor Stough stated that Council will now consider agenda item 7.

Sylvania Municipal Court Judge Bonfiglio requested a salary increase for the Magistrate/Court Administrator. Mrs. Westphal moved, Ms. Stough seconded to refer this issue to the Employee & Community Relations Committee for discussion; roll call vote being: Hansen, Westphal, Haynam, Stough, McCann, Richardson; (6) yeas; (0) nays. The motion carried.

Municipal Court salary increase request referred to Emp. & CR Committee.

Mayor Stough stated that Council will now consider agenda item 8.

Service Director's letter on agreement approval was placed on file. Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 84-2024, a written copy of same having been previously furnished to each member of Council "Authorizing the Mayor and Director of Finance to enter into an agreement with the State of Ohio Department of Transportation on behalf of the City of Sylvania for the US23/Monroe Street Interchange Improvement Project; and declaring an emergency."; Mr. Richardson moved, Mr. McCann seconded for passage of Ordinance No. 84-2024 as an emergency measure; roll call vote being: Hansen, Westphal, Haynam, Stough, McCann, Richardson; (6) yeas; (0) nays. The motion carried.

Ordinance No. 84-2024, "ODOT Agreement... US23/Monroe Interchange Project..."

Mayor Stough stated that Council will now consider agenda item 9.

Service Director's letter on change order was placed on file. Mr. Richardson presented and read aloud by title only, proposed Ordinance No. 85-2024, a written copy of same having been previously furnished to each member of Council "Authorizing the Mayor and Director of Finance to approve Change Order No. 1 (Final) to this City's Agreement with Bowers Asphalt and Paving, Inc. for the Bentbrook Road, Burgess Drive and Lynnhaven Drive Resurfacing Project; decreasing the contract amount by \$12,705.10; and declaring an emergency."; Mr. Richardson moved, Mrs. Westphal seconded for passage of Ordinance No. 85-2024 as an emergency measure; roll call vote being: Haynam, Stough, McCann, Westphal, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Ordinance No. 85-2024, "... Change Order No. 1(Final)... Bowers Asphalt ...Bentbrook Burgess Lynnhaven..."

Mayor Stough stated that Council will now consider agenda item 10.

Service Director's letter on easement agreement approval was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 86-2024, a written copy of same having been previously furnished to each member of Council "Accepting an easement from Mercurio Developers, Inc. for utility purposes; dedicating the easement for public purposes; and declaring an emergency."; Mr.

Ordinance No. 86-2024, "... Easement from Mercurio Developers..."

Minutes of the Meeting of Council  
July 15, 2024

McCann moved, Mrs. Westphal seconded for passage of Ordinance No. 86-2024 as an emergency measure; roll call vote being: Stough, Haynam, McCann, Westphal, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Mr. Haynam presented the Petition for Zoning Ordinance Amendment from Mercurio Developers, Inc., a written copy of same having been previously furnished to each member of Council, for zoning change to convert to condominium development at 5142 W. Alexis Road, Sylvania, Ohio 43560 (Parcel #82-05182). Mr. Haynam moved, Mr. Hansen seconded to Table the petition for further discussion until the next council meeting on August 19, 2024. Roll call vote being: Haynam, McCann, Stough, Richardson, Hansen, Westphal; (6) yeas; (0) nays. The motion carried.

Mercurio Dev.  
Petition Tabled  
until 8/19/24  
Council meeting.

Mayor Stough stated that Council will now consider agenda item 11.

Service Director's letter on agreement approval was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 87-2024, a written copy of same having been previously furnished to each member of Council "Authorizing a Third Amendment to Water Tower Attachment Lease Agreement between the City of Sylvania, as lessor, and T-Mobile Central, LLC, a Delaware Limited Liability Company, as lessee, for a portion of the water tower in Burnham Park and additional land in Burnham Park, for the purpose of installing, constructing, maintaining, repairing, operating, altering, inspecting and removing communications fixtures, determining said City owned property not to be needed for Municipal purposes during the time of the proposed lease; authorizing the Mayor and Director of Finance to sign said Third Amendment to Water Tower Attachment Lease on behalf of the City of Sylvania, Ohio; and declaring an emergency."; Mr. McCann moved, Mrs. Westphal seconded for passage of Ordinance No. 87-2024 as an emergency measure; roll call vote being: Haynam, Westphal, McCann, Stough, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Ordinance No.  
87-2024, "... 3<sup>rd</sup>  
Amendment...  
T-Mobile...  
Burnham Park  
Water Tower..."

Mayor Stough stated that Council will now consider agenda item 12.

Service Director's letter on agreement approval was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 88-2024, a written copy of same having been previously furnished to each member of Council "Authorizing the Mayor and Director of Finance to enter into a Joint Agreement on behalf of this City of Sylvania with the Sylvania Township Board of Trustees, relative to the Sylvania Avenue Sanitary Sewer Pumping Station Replacement; and declaring an emergency."; Mr. McCann moved, Mr. Hansen seconded for passage of Ordinance No. 88-2024 as an emergency measure; roll call vote being: Stough, Haynam, McCann, Westphal, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Ordinance No.  
88-2024, "...  
Joint  
Cooperation  
Agreement...  
Sylvania Ave.  
Pumping  
Station..."

Minutes of the Meeting of Council  
July 15, 2024

Mayor Stough stated that Council will now consider agenda item 13.

Service Director’s letter on change order was placed on file. Mr. McCann presented and read aloud by title only, proposed Ordinance No. 89-2024, a written copy of same having been previously furnished to each member of Council “Authorizing the Mayor and Director of Finance to approve Change Order No. 2 (Final) to this City’s Agreement with Jim Palmer Excavating, Inc. for the Elden Ditch Watershed Improvements (Phase 1) Project; decreasing the contract amount by \$11,494.76; and declaring an emergency.”; Mr. McCann moved, Ms. Stough seconded for passage of Ordinance No. 89-2024 as an emergency measure; roll call vote being: Haynam, Stough, McCann, Westphal, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Ordinance No. 89-2024, “... Elden Ditch Watershed... Change Order No. 2(Final)...”

Mayor Stough stated that Council will now consider agenda item 14.

Mr. Haynam presented and read aloud by title only, proposed Ordinance No. 90-2024, a written copy of same having been previously furnished to each member of Council “Approving the Banner Application of Lourdes University; authorizing the Zoning Administrator to indicate such approval on behalf of the City of Sylvania; and declaring an emergency.”; Mr. Haynam moved, Mrs. Westphal seconded for passage of Ordinance No. 90-2024 as an emergency measure; roll call vote being: Haynam, Stough, McCann, Westphal, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Ordinance No. 90-2024, “Banner Application of Lourdes University...”

Mayor Stough stated that Council will now consider agenda item 15.

Service Director’s letter recommending granting application request was placed on file. Mr. Richardson presented and read aloud by title only, proposed Resolution No.8-2024, a written copy of same having been previously furnished to each member of Council “A Resolution authorizing the Mayor and Director of Finance to prepare and submit an application to participate in the Surface Transportation Block Grant managed by the Toledo Metropolitan Area Council of Governments for the Main Street Reconstruction Project and to execute contracts as required; and declaring an emergency.”; Mr. Richardson moved, Mr. Haynam seconded for passage of Resolution No. 8-2024 as an emergency measure; roll call vote being: Haynam, Stough, Westphal, McCann, Richardson, Hansen; (6) yeas; (0) nays. The motion carried.

Resolution No. 8-2024, “... STGB application... Main Street Reconstruction Project...”

Minutes of the Meeting of Council  
July 15, 2024

Mayor Stough stated that Council will now consider agenda item 16.

Mr. Haynam presented the Petition for Zoning Ordinance Amendment Application from Brian McNulty, Associate Vice President of ProMedica, a written copy of same having been previously furnished to each member of Council; for 5200 Harroun Road, Sylvania, Ohio, to construct an addition to the Central Utility Plant on the Flower Hospital Campus; Mr. Haynam moved, Mrs. Westphal seconded for referral of this application to the City of Sylvania Municipal Planning Commission for review; roll call vote being: Richardson, Hansen, Westphal, Haynam, Stough, McCann; (6) yeas; (0) nays. The motion carried.

Plan Commission referral of SUP for ProMedica addition to existing building.

Mayor Stough stated that Council will now consider agenda item 17.

Mr. Richardson moved, Mr. McCann seconded, that no hearing be requested for the D5, “Spiritous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am” permit for Geos Pizza & Loft, 7060 Sylvania Avenue, Sylvania, Ohio 43560; roll call vote being: Hansen, Westphal, Richardson, Stough, Haynam, McCann; (6) yeas; (0) nays.

No objection to D5 liquor permit for Geos Pizza & Loft at Tamoshanter.

Mayor Stough stated that Council will now consider agenda item 18.

Mr. Richardson moved, Mr. Haynam seconded, that no hearing be requested for the D1/D2, “Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am/Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am” permit for Marcel’s Restaurant at 6600 Sylvania Avenue, Unit 3C, Sylvania, Ohio 43560; roll call vote being: Hansen, Westphal, Richardson, Stough, McCann, Haynam; (6) yeas; (0) nays.

No objection to D1/D2 liquor permit for Marcel’s at 6600 Sylvania Ave.

Mayor Stough stated that Council will now consider agenda item 19.

Mr. Hansen moved, Mr. Richardson seconded to approve 3 City Parks items to be offered for auction on GovDeals.com; roll call vote being: Westphal, Richardson, Hansen, Stough, McCann, Haynam; (6) yeas; (0) nays.

Authorize 3 City Parks items to auction on GovDeals.com.

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July 15, 2024

Mayor Stough stated that Council will now consider agenda item 20.

Mr. Richardson moved, Ms. Stough seconded to confirm the Mayor's appointment of Eric Barnes to the position of Deputy Service Director commencing on September 9, 2024; roll call vote being: Westphal, Stough, Richardson, Hansen, Haynam, McCann; (6) yeas; (0) nays.

Eric Barnes, Dep.  
Service Dir.  
Confirmation.

Mayor Stough stated that Council will now consider agenda item 21.

Mr. Richardson moved, Mr. Hansen seconded to confirm the Mayor's re-appointment of Dr. Richard Lawrence Munk to the Toledo Lucas County Board of Health; roll call vote being: Hansen, Westphal, Stough, Richardson, Haynam, McCann; (6) yeas; (0) nays.

Dr. Munk re-  
appointment to  
TLC Board of  
Health.

Mrs. Westphal moved, Mr. Richardson seconded to set an Employee & Community Relations Committee meeting for Monday, August 12, 2024 at 5:30pm in City Council Chambers, 6635 Maplewood Avenue, Sylvania, Ohio 43560; roll call vote being: Stough, Richardson, Hansen, Haynam, McCann Westphal; (6) yeas; (0) nays.

Set Emp. & Com  
Relations  
Committee  
Meeting for  
8/12/24.

Mayor Stough stated all agenda items have been addressed.

Mr. McCann moved, Mr. Haynam seconded to adjourn at 9:01 p.m. Roll call vote being: Westphal, Richardson, Hansen, Stough, Haynam, McCann; (6) yeas; (0) nays.

Adjournment.

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Clerk of Council

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Mayor