

Sylvania City Council

August 19, 2024

7:30 p.m. Council Meeting

Agenda

1. Roll call: Mr. Frye, Mr. Hansen, Mr. Haynam, Mr. McCann, Mr. Richardson, Ms. Stough, Mrs. Westphal.
2. Pledge of Allegiance to the United States of America led by Mrs. Westphal.
3. Additions to the agenda.
4. Approval of the Council meeting minutes from July 15, 2024.
5. Toledo-Lucas County Health Department update by Health Commissioner Karim Baroudi.
6. Heritage Sylvania leadership introduction of new Executive Director, Samantha Ayres.
7. Petition for Zoning Ordinance Amendment ZA #1-2024 from Mercurio Developers Inc. for zoning change to convert to condominium development at 5142 W. Alexis Road, Sylvania, Ohio 43560. (Council referral to Planning Commission) & (Set Public Hearing date for Monday, October 7, 2024).
8. Employee & Community Relations Committee meeting report from August 12, 2024.
9. Council Executive Session to discuss personnel issues and also pending litigation.
10. Promenade Shops Energy Special Improvement District (ESID).
 - a. Presentation by Dana Clark of Toledo-Lucas County Port Authority.
 - b. Proposed Resolution No. 9-2024, Approving the petition for Special Assessments for Special Energy Improvement Projects under Ohio Revised Code Chapter 1710.
 - c. Proposed Ordinance No. 91-2024, Determining to proceed with the acquisition, construction, and improvements of certain public improvements in the City of Sylvania, Ohio.
 - d. Proposed Ordinance No. 92-2024, Levying special assessments for the purpose of acquiring, constructing, and improving certain public improvements in the City of Sylvania, Ohio.
11. Monroe Street & Alexis Road Corridor Traffic Signal Timing Project.
 - a. Service Director's letter requesting approval of the proposal.
 - b. Proposed Ordinance No. 93-2024, Accepting the proposal of DGL Consulting Engineers, LLC to provide professional surveying services for this project.
12. Lucas County Engineer Surplus Salt Purchase (2024).
 - a. Service Director's letter recommending approval of the purchase.
 - b. Proposed Ordinance No. 94-2024, Authorizing the Mayor and Director of Finance to purchase roadway de-icing salt for the City of Sylvania.

13. Monroe St./Silica Dr. Upgrade & Silica Dr. Bridge Replacement Change Orders.
 - a. Service Director's letter on Change Order No. 4.
 - b. Proposed Ordinance No. 95-2024, Authorizing the Mayor and Director of Finance to approve Change Order No. 4 to this City's agreement with Mosser Construction for this project.
 - c. Service Director's letter on Change Order No. 5 (Final).
 - d. Proposed Ordinance No. 96-2024, Authorizing the Mayor and Director of Finance to approve Change Order No. 5 (Final) to this City's agreement with Mosser Construction for this project.
14. Proposed Ordinance No. 97-2024, Authorizing the Mayor and Director of Finance to enter into an agreement with Tessa Gardella (new Police Cadet).
15. Proposed Ordinance No. 98-2024, Amending the Codified Ordinances of the City of Sylvania, 1979, as amended by amending Section 125.04 – Original Appointments to Division of Police.
16. Proposed Ordinance No. 99-2024, Amending Part Eleven – Planning & Zoning Code of the Sylvania Codified Ordinances, 1979, as amended by amending Section 1101.01 – Definitions and by amending Section 1153.02 – Special Uses. (Council referral to Plan Commission).
17. Monroe Street Knee Wall Standards.
 - a. Service Director's letter recommending Council refer this information to committee for review and recommendation.
18. Letters of Interest (LOI) Solicitation Requests.
 - a. Service Director's letter requesting authorization to begin LOI solicitation for design engineering services to replace four Rectangular Rapid Flashing Beacon systems with Pedestrian Hybrid Beacons.
 - b. Service Director's letter requesting authorization to begin LOI solicitation for construction management services for the Harroun Road/Ravine Drive/Flower Hospital Traffic Signal Improvement Project.
 - c. Service Director's letter requesting authorization to begin LOI solicitation for engineering design for the Sylvania Avenue Pump Station Replacement Project.
19. Plummer Pool Bath House Renovations.
 - a. Service Director's letter requesting authorization to advertise for bids on this project.
20. Proposed Resolution No. 10-2024, A Resolution of the Council of the City of Sylvania supporting Sylvania Area Joint Recreation District's request to replace two levies totaling 1.25 mills; and declaring an emergency.
21. Planning Commission's recommendation on SUP #3-2024, Central Utility Plant Addition for Flower Hospital, 5200 Harroun Road, Sylvania, Ohio 43560. (Set Public Hearing date for Monday, September 16th, 2024).

22. Notice from the Ohio Division of Liquor Control of a D1/D2/D3, “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/Spiritous liquor for on premises consumption only until 1:00am” permit from Element 112 LLC to Element Acquisition LLC, 5737 N. Main Street & Patio, Sylvania, Ohio 43560.
23. Then and Now Certifications approval.
24. Committee reports.
25. Committee referrals.

INFORMATION

- A. Board of Architectural Review meeting minutes from August 14, 2024.
- B. Municipal Planning Commission meeting minutes from August 14, 2024.
- C. 2nd Quarter Management Reports.

Minutes of the Meeting of Council
July 15, 2024

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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.

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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..."

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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, "... 3rd
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..."

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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..."

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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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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.

Clerk of Council

Mayor

RESUBMITTED 7/3/24

PETITION FOR ZONING ORDINANCE AMENDMENT

7
ZA 1-2024

To: City of Sylvania, Ohio
City Council and
Municipal Planning Commission

Application No. 1-2024
Date 4/2/24

Petitioner Name(s): MERCURIO DEVELOPERS INC.

Petitioner Address: 8625 PEPPER RIDGE CIR. 43560
SYLVANIA, OH 43560

Email: CONTACT@MERCURIODEVELOPERS.COM Telephone: 419-283-1330

Location of property for which zoning amendment is requested: 5142 W. ALEXIS RD.
PARCEL # 82-05182

Purpose of amendment request: ZONING CHANGE TO CONVERT
TO CONDOMINIUM DEVELOPMENT

Current Zoning: B-2 PD Requested Zoning: R-3 PD - B-2

The undersigned, being one or more of the owners, lessees or occupants within the area proposed to be changed by the amendment, hereby petition for an Amendment to the Zoning Code, pursuant to Chapter 1107 of the Codified Ordinances of the City of Sylvania, Ohio, as amended.

- Attachments:**
1. Full legal description of the property for which the Zoning Amendment is proposed.
 2. Area location map.
 3. Site plan - if plan is larger than 11" x 17", eighteen (18) copies must be submitted.

A check for \$100.00 + cost of advertising, payable to the City of Sylvania is attached for processing of said Petition. It is understood that no refund is to be made after the filing of the Petition.

By: Joe Meets
PRESIDENT

Date referred to Council: 7/15/24

Date of Commission Action: _____

Date of Council Action: _____

Action: _____

For Office Use Only

Date: 4/3/2024 Check #: 9434 Cash: — Fee: \$ 750⁰⁰
TRB

ZA 1-2024

3/22/24

DEAR AURORA PL. RESIDENTS,

WE HAVE RECENTLY DECIDED TO CONVERT THE AURORA PL. VILLAS TO CONDOMINIUMS. WE CURRENTLY HAVE TEN VILLAS EITHER VACANT OR UNDER CONSTRUCTION THAT WILL INITIALLY BE OFFERED FOR SALE THIS YEAR, IN ADDITION THE CURRENT RESIDENTS WILL BE OFFERED THE OPTION TO PURCHASE THEIR VILLA. THE VILLAS WILL BE PRICED IN THE LOW 160'S THIS WILL BE A GRADUAL SELLING AND WE INTEND TO ALLOW RESIDENTS THAT DECIDE NOT TO PURCHASE TO STAY AS LONG AS POSSIBLE.

IF YOU HAVE ANY QUESTIONS PLEASE CALL OR TEXT 419-283-1330.

THANKS,

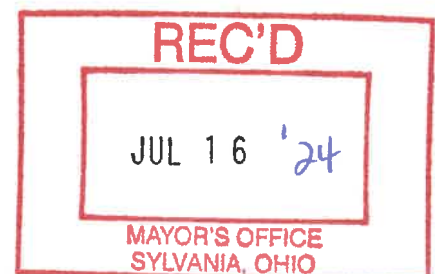
TO CITY OF SYLVANIA :

THE ABOVE WAS MAILED TO ALL AURORA PL. TENANTS ON 3/22/24.

THE TENANTS WERE NOT ASKED IF THEY WERE IN FAVOR.

WE ARE GRADUALLY SELLING WE HAVE SEVEN VILLAS UNDER CONSTRUCTION AND FOUR MORE VACANT, SO WE WILL HAVE A MINIMUM OF ELEVEN TO SELL TYPICALLY THERE IS THREE TO FOUR MOVE OUTS ANNUALLY AND NO ONE WITH A UNEXPIRED LEASE WILL BE ASKED TO LEAVE.

JOE MERCURIO, PRESIDENT
MERCURIO DEVELOPERS INC.



106.

RESOLUTION NO. 9-2024

APPROVING THE PETITION FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECTS UNDER OHIO REVISED CODE CHAPTER 1710; APPROVING THE NECESSITY OF ACQUIRING, CONSTRUCTING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF SYLVANIA, OHIO IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AND DECLARING AN EMERGENCY.

WHEREAS, as set forth in Ohio Revised Code Chapter 1710, the Ohio General Assembly has authorized property owners to include their properties within energy special improvement districts (“ESIDs”) upon a petition to a municipal corporation or township, which ESIDs are voluntary organizations of property owners who undertake special energy improvement projects for their properties and finance such special energy improvement projects by way of voluntary special assessments; and,

WHEREAS, the Northwest Ohio Advanced Energy Improvement District (the “District”) was created under Ohio Revised Code Chapters 1702 and 1710 as an energy special improvement district and established pursuant to Resolution No. 207-11 of the Council of the City of Toledo, Ohio approved on May 18, 2011 (the “Creation Resolution”); and,

WHEREAS, pursuant to the Creation Resolution, the Initial Plan For the Improvements, Services, and Operation of the Toledo Ohio Advanced Energy Improvement District (as amended and supplemented from time to time, “the Program Plan”) was adopted as a plan for public improvements and public services under Ohio Revised Code Section 1710.02(F), which plan allows for additional properties within the City of Toledo, Ohio, any other municipal corporation or township in which a portion of the District’s territory is located, and any municipal corporation or township which is adjacent to any other municipal corporation or township in which a portion

of the District's territory is located to be added to the territory of the District (each a "Participating Political Subdivision"); and,

WHEREAS, Toledo Promenade Shops, LLC (together with its affiliates or controlled entities, the "Owner"), as the owner of 100% of the real property affected hereby (as further described in Exhibit A to the Petition, the "Property"), has determined to submit, a *Petition for Special Assessments for Special Energy Improvement Projects* (the "Petition"), together with a *Supplemental Plan* (the "Supplemental Plan") and Articles of Incorporation for the District, as amended (the "Amended Articles of Incorporation"), all in accordance with Ohio Revised Code Section 1710.02; and,

WHEREAS, the Petition and Supplemental Plan request that the Project Site be added to the District and that the City of Sylvania, Ohio (the "City") levy special assessments on the Project Site to pay the costs of a special energy improvement project to be provided on the Project Site, all as described more particularly in the Petition and the Supplemental Plan (the "Project"); and,

WHEREAS, the Petition is for the purpose of developing and implementing special energy improvement projects in furtherance of the purposes set forth in Section 2o of Article VIII of the Ohio Constitution, including, without limitation, the Project, and further, the Petition identifies the amount and length of the special assessments to be imposed with respect to the Project; and,

WHEREAS, this City Council of the City (the "Council"), as mandated by Ohio Revised Code Section 1710.06, must approve or disapprove the Petition within 60 days of the submission of the Petition; and,

WHEREAS, this Council has received, reviewed, and determined to approve the Petition, together with the Supplemental Plan and the Amended Articles of Incorporation; and,

WHEREAS, by the Petition, the Owner requests that the Project be paid for by special assessments assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which is estimated to be \$698,982.90, including the costs identified in Section 5 of this Resolution, and requests that the Project be undertaken cooperatively by the City, the District, and such other parties as the City may deem necessary or appropriate; and,

WHEREAS, this Council, pursuant to Ohio Revised Code Section 1710.02(G)(4), has determined that the energy special improvement project to be constructed and implemented on the Project Site is not required to be owned exclusively by the City for its purposes, for uses determined by this Council, as the legislative authority of the City as those that will promote the welfare of the people of the City; to improve the quality of life and the general and economic well-being of the people of City; to better ensure the public health, safety, and welfare; to protect water and other natural resources; to provide for the conservation and preservation of natural and open areas and farmlands, including by making urban areas more desirable or suitable for development and revitalization; to control, prevent, minimize, clean up, or mediate certain contamination of or pollution from lands in the state and water contamination or pollution; or to provide for safe and natural areas and resources; and,

WHEREAS, Ohio Revised Code Section 1710.06(C) provides that a political subdivision which has approved a petition for special assessments for public improvements in an energy special improvement district and a plan pursuant to Ohio Revised Code Sections 1710.02(F) and 1710.06 shall levy the requested special assessments pursuant to Ohio Revised Code Chapter 727; and,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

Section 1. Approval. This Council approves the Petition, the Supplemental Plan, and the amended Articles of Incorporation now on file with the Clerk of the Council.

Section 2. Definitions. Each capitalized term not otherwise defined in this Resolution or by reference to another document shall have the meaning assigned to it in the Petition.

Section 3. Transfer of Energy Special Improvement Project. That pursuant to Ohio Revised Code Section 1710.02(G)(4), this Council determines that the Project is not required to be owned exclusively by the City for its purposes, for uses determined by this Council, as the legislative authority of the City, as those that will promote the welfare of the people of such participating political subdivision; to improve the quality of life and the general and economic well-being of the people of the City; to better ensure the public health, safety, and welfare; to protect water and other natural resources; to provide for the conservation and preservation of natural and open areas and farmlands, including by making urban areas more desirable or suitable for development and revitalization; to control, prevent, minimize, clean up, or mediate certain contamination of or pollution from lands in the state and water contamination or pollution; or to provide for safe and natural areas and resources. This Council accordingly authorizes the Board of Directors of the District (the "Board") to act as its agent to sell, transfer, lease, or convey the Project. The consideration the Board must obtain from any sale, transfer, lease, or conveyance of the special energy improvement project on the Project Site is any consideration greater than or equal to One Dollar and Zero Cents (\$1.00).

Section 4. Consent to Addition. This Council hereby approves and consents to (i) any addition of real property to the territory of the District within the boundaries of any municipal corporation or any township which is contiguous to a Participating Political Subdivision of the District; (ii) the addition of the municipal corporation or township in which such real property is located as a Participating Political Subdivision of the District; and (iii) any amendment to the Amended Articles of Incorporation necessary to recognize or effect such addition.

Section 5. Public Necessity of Special Assessments. This Council declares necessary, and a vital and essential public purpose of the City, to improve the Property, which is located at 5551 & 5577 Monroe St., Sylvania, Ohio 43560 in the City, by providing for the acquisition, construction, and improvement of the Project by the Owner, as set forth in the Petition and the Supplemental Plan, and providing for the payment of the costs of the Project, including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Project and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Owner or otherwise to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District or the Toledo-Lucas County Port Authority as its conduit financing entity to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District, the Toledo-Lucas County Port Authority, or another issuer of notes or bonds to pay the costs of the Project;

together with all other necessary expenditures, all as more fully described in the Petition, the Supplemental Plan, and profiles, specifications, and estimates of cost of the Project, all of which are on file with the fiscal officer and open to the inspection of all persons interested.

Section 6. One Project. This Council determines that the Project's elements are so situated in relation to each other that in order to complete the acquisition and improvement of the Project's elements in the most practical and economical manner, they should be acquired and improved at the same time, with the same kind of materials, and in the same manner; and that the Project's elements shall be treated as a single improvement, pursuant to Ohio Revised Code Section 727.09, and the Project's elements shall be treated as a joint improvement to be undertaken cooperatively by the City and the District pursuant to Ohio Revised Code Section 9.482 and Ohio Revised Code Chapter 1710.

Section 7. Approval of Plans. The plans and specifications and total cost of the Project now on file in the office of the Clerk of Council are approved, subject to changes as permitted by Ohio Revised Code Chapter 727. The Project shall be made in accordance with the plans, specifications, profiles, and estimate of costs for the Project.

Section 8. Public Necessity of Project. This Council determines and declares that the Project is an essential and vital public, governmental purpose of the City as a Special Energy Improvement Project, as defined in Ohio Revised Code Section 1710.01(I); and that in order to fulfill that essential and vital public purpose of the City, it is necessary and proper to provide, in cooperation with the District, for the acquisition, construction, and improvement of the Project in the manner contemplated by the Petition and the Supplemental Plan. This Council determines and declares that the Project is conducive to the public peace, health, safety and welfare of the City and the inhabitants of the City.

Section 9. Allocation of Costs of Project. Pursuant to and subject to the provisions of a valid Petition signed by the owners of one hundred percent (100%) of the Property, the entire cost of the Project shall be paid by the Special Assessments levied against the Property, which is the benefited property. The provisions of the Petition and the Supplemental Plan are ratified, adopted, approved and incorporated into this Resolution as if set forth in full in this Resolution. The portion of the costs of the Project allocable to the City will be zero percent (0%). The City does not intend to issue securities in anticipation of the levy or the collection of the Special Assessments.

Section 10. Assessment Method. The method of levying the Special Assessments shall be in proportion to the benefits received, allocated among the parcels constituting the Property as set forth in the Petition and the Supplemental Plan.

Section 11. Property. The lots or parcels of land to be assessed for the Project shall be the Property, described in Exhibit A to the Petition, all of which lots and lands are determined to be specially benefited by the Project.

Section 12. Assessment Schedule. The Special Assessments shall be levied and paid in 28 semi-annual installments pursuant to the list of estimated Special Assessments set forth in the Petition and the Supplemental Plan (which list is incorporated herein by reference), and the Owner has waived its option to pay the Special Assessment in cash within 30 days after the first publication of the notice of the assessing ordinance.

The aggregate amount of Special Assessments estimated to be necessary to pay the costs of the Project is \$698,982.90. Each semi-annual Special Assessment payment represents payment

of a portion of the principal of and interest on obligations issued or incurred to pay the costs of the Project and of administrative expenses. The interest portion of the Special Assessments, together with amounts used to pay administrative expenses, shall be treated as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds had notes or bonds been issued by the City or another issuer of notes or bonds to pay the costs of the Project. In addition to the Special Assessments, the County Auditor of Lucas County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount will be added to the Special Assessments by the County Auditor of Lucas County, Ohio.

Section 13. Fiscal Officer to File Estimate of Special Assessments. The fiscal officer's or the fiscal officer's designee is authorized and directed to prepare and file in the office of the Clerk of Council the estimated Special Assessments for the cost of the Project in accordance with the method of assessment set forth in the Petition, the Supplemental Plan, and this Resolution, showing the amount of the assessment against each lot or parcel of land to be assessed.

Section 14. Notice to Property Owner. The fiscal officer or the fiscal officer's designee is authorized, pursuant to Ohio Revised Code Section 727.12, to cause the Special Assessments to be levied and collected at the earliest possible time including, if applicable, prior to the completion of the acquisition and construction of the Project.

Section 15. Collection of Special Assessments. The Special Assessments will be used by the City to pay the costs of the Project in cooperation with the District in any manner, including assigning the Special Assessments actually received by the City to the District or to another party the City deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 16. Appropriation of Special Assessments. The Special Assessments will be used by the City to pay the cost of the Project in cooperation with the District in any manner, including assigning the Special Assessments actually received by the City to the District or to another party the City deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 17. Acceptance of Waiver of Process. This Council accepts and approves the waiver of all further notices, hearings, claims for damages, rights to appeal and other rights of property owners under the law, including but not limited to those specified in the Ohio Constitution, Ohio Revised Code Chapter 727, Ohio Revised Code Chapter 1710, and the Charter of the City, and consents to the immediate imposition of the Special Assessments upon the Property. This waiver encompasses, but is not limited to, waivers by the Owner of the following rights:

- (i) The right to notice of the adoption of the Resolution of Necessity under Ohio Revised Code Sections 727.13 and 727.14;
- (ii) The right to limit the amount of the Special Assessments under Ohio Revised Code Sections 727.03 and 727.06;
- (iii) The right to file an objection to the Special Assessments under Ohio Revised Code Section 727.15;
- (iv) The right to the establishment of, and any proceedings by and any notice from an Assessment Equalization Board under Ohio Revised Code Sections 727.16 and 727.17;
- (v) The right to file any claim for damages under Ohio Revised Code Sections 727.18 through 727.22 and Ohio Revised Code Section 727.43;

- (vi) The right to notice that bids or quotations for the Project may exceed estimates by 15%;
- (vii) The right to seek a deferral of payments of Special Assessments under Ohio Revised Code Section 727.251;
- (viii) The right to notice of the passage of the assessing Resolution under Ohio Revised Code Section 727.26; and
- (ix) Any and all procedural defects, errors, or omissions in the Special Assessment process.

Section 18. Compliance with Open Meetings Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this legislative resolution were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 19. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the energy special improvement project must access funding available to it for a limited time and therefore this Resolution should be made effective immediately. Provided this Resolution receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas ____ Nays ____

Passed, _____, 2024, as an emergency measure.

ATTEST:

President of Council

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

100.

ORDINANCE NO. 91-2024

DETERMINING TO PROCEED WITH THE ACQUISITION, CONSTRUCTION, AND IMPROVEMENT OF CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF SYLVANIA, OHIO IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AND DECLARING AN EMERGENCY

WHEREAS, the Council (“Council”) of the City of Sylvania, Ohio (the “City”) duly adopted Resolution No. 9-2024 on August 19, 2024 (the “Resolution of Necessity”), (i) declaring the necessity of acquiring, constructing, and improving a special energy improvement project (the “Project,” as more fully described in the Petition referenced in this Ordinance) located on real property owned by Toledo Promenade Shops, LLC (together with its affiliates or controlled entities, the “Owner”) at 5551 & 5577 Monroe St. within the City (the “Property,” as more fully described in Exhibit A to the Petition); (ii) providing for the acquisition, construction, and improvement of the Project by the Owner, as set forth in the Owner’s *Petition for Special Assessments For Special Energy Improvement Projects* (the “Petition”), including by levying and collecting special assessments to be assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which is estimated to be \$698,982.90, including other related costs of financing the Project, which may include, without limitation, the payment of principal of and interest on nonprofit corporate obligations issued to pay the costs of the Project and other interest, financing, credit enhancement, and issuance expenses and ongoing trustee fees and Northwest Ohio Advanced Energy Improvement District (the “District”) administrative fees and expenses; and (iii) determining that the Project will be treated as a special energy improvement project to be undertaken cooperatively by the City and the District; and,

WHEREAS, the claims for damages alleged to result from, and objections to, the Project have been waived by one hundred percent (100%) of the Owners, and no claims for damages

alleged to result from, or objections to, the Project have been filed within the times prescribed by Sections 727.15 and 727.18 of the Ohio Revised Code.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

Section 1. Definitions. Each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. Determination to Proceed. This Council declares that its intention is to proceed or to cooperate with the District to proceed with the acquisition, construction, and improvement of the Project described in the Petition and the Resolution of Necessity. The Project shall be made in accordance with the provisions of the Resolution of Necessity and with the plans, specifications, profiles, and estimates of cost previously approved and now on file with the fiscal officer and the Clerk of Council.

Section 3. Special Assessments. The Special Assessments to pay costs of the Project, which are estimated to be \$698,982.90 including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Project and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Owner or otherwise to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District or the Toledo-Lucas County Port Authority as its conduit financing entity to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District, the Toledo-Lucas County Port Authority, or another issuer of notes or bonds to pay the costs of the Project; together with all other necessary expenditures, shall be assessed against the Property in the manner and in the number of semi-annual installments provided in the Petition and the Resolution of Necessity. Each semi-annual Special Assessment payment represents the payment of a portion of any principal repayment and interest and administrative fees payable with respect to the Project. The Special Assessments shall be assessed against the Property commencing in tax year 2024 for collection in 2025 and shall continue through tax year 2038 for collection in 2039. In addition to the Special Assessments, the County Auditor of Lucas County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount, if imposed, will be added to the Special Assessments by the County Auditor of Lucas County, Ohio.

Section 4. Amount of Assessments. The estimated Special Assessments for costs of the Project prepared and filed in the office of the Clerk of Council and in the office of the fiscal officer, in accordance with the Resolution of Necessity, are adopted.

Section 5. Certification to County Auditor. In compliance with Ohio Revised Code Section 319.61, the Clerk of Council is directed to deliver a certified copy of this Ordinance to the County Auditor of Lucas County, Ohio within 15 days after the date of its passage.

Section 6. Contracts. All contracts for the construction of the Project will be let in accordance with the Petition, the Program Plan, and the Supplemental Plan, and the costs of the Project shall be financed as provided in the Resolution of Necessity.

Section 7. Compliance with Open Meetings Requirements. Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that such energy special improvement project must access funding available to it for a limited time and therefore should be made effective immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

ATTEST: _____
President of Council

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

RECEIPT OF COUNTY AUDITOR FOR
LEGISLATION DETERMINING TO
PROCEED WITH ACQUISITION, CONSTRUCTION,
AND IMPROVEMENT OF CERTAIN PUBLIC
IMPROVEMENTS IN THE CITY OF SYLVANIA, OHIO
IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY
IMPROVEMENT DISTRICT

I, Katie Moline, the duly elected, qualified, and acting Auditor in and for Lucas County, Ohio hereby certify that a certified copy of Ordinance No. _____, duly adopted by the Council of the City of Sylvania, Ohio on _____, determining to proceed with the acquisition, construction, and improvement of certain public improvements in the City of Sylvania, Ohio in cooperation with the Northwest Ohio Advanced Energy Improvement District, was filed in this office on _____, 2024.

WITNESS my hand and official seal at Lucas, Ohio on _____, 2024.

[SEAL]

Auditor
Lucas County, Ohio

10d.

ORDINANCE NO. 92-2024

LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF SYLVANIA, OHIO IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AND DECLARING AN EMERGENCY.

WHEREAS, this Council (the “Council”) of the City of Sylvania, Ohio (the “City”) duly adopted Resolution No. 9-2024 on August 19, 2024 (the “Resolution of Necessity”) and declared the necessity of acquiring, constructing, improving and installing a special energy improvement project (the “Project”), as described in the Resolution of Necessity and as set forth in the Owner’s *Petition for Special Assessments For Special Energy Improvement Projects* (the “Petition”) on file with the Clerk of Council; and,

WHEREAS, this Council duly passed Ordinance No. 91-2024 on August 19, 2024 and determined to proceed with the Project and adopted the estimated Special Assessments (as defined in the Resolution of Necessity) filed with the Clerk of Council and the fiscal officer pursuant to the Resolution of Necessity; and,

WHEREAS, the actual costs of the Project have been ascertained and have been certified to the City in the Petition and the Supplemental Plan for the Project; and,

WHEREAS, the City intends to enter into a Special Assessment Agreement (the “Special Assessment Agreement”) to provide for the security for the Project Advance (as defined in the Special Assessment Agreement) and for administration of payments on the Project Advance and related matters with the District.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Sylvania,

Lucas County, Ohio, _____ members elected thereto concurring:

Section 1. Definitions. Each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. Special Assessments. The list of Special Assessments to be levied and assessed on the Property in an amount sufficient to pay the costs of the Project, which is \$698,982.90, including other related financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued, including any credit enhancement fees, trustee fees, and District administrative fees and expenses, which costs were set forth in the Petition and previously reported to this Council and are now on file in the offices of the Clerk of Council and the fiscal officer, is adopted and confirmed, and that the Special Assessments are levied and assessed on the Property. The interest portion of the Special Assessments, which shall accrue at the annual rate of 6.65%, together with amounts used to pay administrative expenses, has been determined by the District and the Toledo-Lucas County Port Authority (the "Authority") to be substantially equivalent to the fair market rate that would have been borne by notes or bonds been issued by the Authority, which Authority is working cooperatively with the District and the City to facilitate the financing of the costs of the Project.

The Special Assessments are assessed against the Property commencing in tax year 2024 for collection in 2025 and shall continue through tax year 2038 for collection in 2039. The semi-annual installments of the Special Assessments shall be collected in each calendar year equal to a maximum semi-annual amount of Special Assessments as shown in Exhibit A, attached hereto and incorporated into this Ordinance.

All Special Assessments shall be certified by the fiscal officer to the County Auditor pursuant to the Petition and Ohio Revised Code Chapter 727.33 to be placed on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

The Special Assessments shall be allocated among the parcels constituting the Property as set forth in the Petition and the List of Special Assessments attached hereto and incorporated into this Ordinance as Exhibit A.

Section 3. Amount of Special Assessments. This Council finds and determines that the Special Assessments are in proportion to the special benefits received by the Property as set forth in the Petition and are not in excess of any applicable statutory limitation.

Section 4. Waiver of Cash Settlement. Toledo Promenade Shops, LLC (together with its affiliates or controlled entities, the "Owner") has waived its right to pay the Special Assessments in cash, and all Special Assessments and installments of the Special Assessments

shall be certified by the fiscal officer to the County Auditor of Lucas County, Ohio as provided by the Petition and Ohio Revised Code Section 727.33 to be placed by him or her on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

Section 5. Appropriation of Special Assessments. The Special Assessments will be used by the City to pay the cost of the Project in cooperation with the District in any manner, including assigning the Special Assessments actually received by the City to the District or to another party the City deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 6. Special Assessments File. The fiscal officer shall keep the Special Assessments on file in the Office of the fiscal officer.

Section 7. Certification to County Auditor. In compliance with Ohio Revised Code Section 319.61, the Clerk of the Council is directed to deliver a certified copy of this Ordinance to the County Auditor of Lucas County, Ohio within 20 days after its passage.

Section 8. Approving the Special Assessment Agreement. This Council hereby approves the Special Assessment Agreement, a copy of which is on file in the office of the Clerk of Council. The Mayor, or other appropriate officer of the City, or any of them shall sign and deliver, in the name and on behalf of the City, the Special Assessment Agreement, in substantially the form as is now on file with the Clerk of Council. The Special Assessment Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor, or other appropriate officer of the City, or any of them on behalf of the City, all of which shall be conclusively evidenced by the signing of the Special Assessment Agreement or amendments to the Special Assessment Agreement.

Section 9. Agreements. The City is hereby authorized to enter into such other agreements that are not inconsistent with the Resolution of Necessity and this Ordinance and that are approved by the Mayor, the Law Director, the Auditor, or other appropriate officer of the City, or any of them on behalf of the City, all of which shall be conclusively evidenced by the signing of such agreements or any amendments to such agreements.

Section 10. Compliance with Open Meetings Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 11. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that such energy special improvement project must access funding available to it for a limited time and therefore should be made effective immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor;

otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas ____ Nays ____

Passed, _____, 2024, as an emergency measure.

ATTEST:

President of Council

APPROVED AS TO FORM:

Clerk of Council

APPROVED:

Director of Law

Mayor

Date

EXHIBIT A

**LIST OF SPECIAL ASSESSMENTS AND
SCHEDULE OF SPECIAL ASSESSMENTS**

LIST OF SPECIAL ASSESSMENTS

<u>Name</u>	<u>Assessed Property Description</u>	<u>Portion of Benefit and Special Assessment</u>	<u>Amount of Special Assessments</u>
Toledo Promenade Shops, LLC	82-05171	80%	\$559,186.50
Toledo Promenade Shops, LLC	82-05139	10%	\$ 69,898.20
Toledo Promenade Shops, LLC	82-05161	10%	\$ 69,898.20

**SCHEDULE OF SPECIAL ASSESSMENTS
FOR LUCAS COUNTY PARCEL NOS.:**

82-05171, 82-05139, and 82-05161*

The following schedule of Special Assessment charges shall be certified for collection in semi-annual installments to be collected with first-half and second-half real property taxes in calendar years 2025 through 2039:

The energy efficiency savings for the project are expected to be 15% or more annually and consist of the following energy efficiency elements:

1. HVAC
2. Windows
3. Doors

Total project cost: \$391,919.45

Total cost including financing and other charges: \$459,058.58

Number of semi-annual installments: 30

Total direct payments prior to establishment of assessment to be collected*: 0

Total assessment payments to be collected: \$698,982.90

Estimated annual assessment payment**: \$46,598.86

Estimated semi-annual special assessments for 15 years**: \$23,299.43

First annual assessment due: January 31, 2025***

Note: Lucas County may add a processing charge to the assessment amount.

Special Assessment Date	Aggregate Special Assessment Amount	Special Assessment Parcel #82-05171	Special Assessment Parcel #82-05139	Special Assessment Parcel #82-05161
1/31/2025	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2025	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2026	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2026	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2027	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2027	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2028	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2028	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2029	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2029	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2030	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2030	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2031	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2031	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2032	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2032	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94

Special Assessment Date	Aggregate Special Assessment Amount	Special Assessment Parcel #82-05171	Special Assessment Parcel #82-05139	Special Assessment Parcel #82-05161
1/31/2033	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2033	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2034	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2034	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2035	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2035	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2036	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2036	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2037	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2037	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2038	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2038	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
1/31/2039	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
7/31/2039	\$ 23,299.43	\$ 18,639.55	\$ 2,329.94	\$ 2,329.94
Total Assessment	\$ 698,982.90	\$ 559,186.50	\$ 69,898.20	\$ 69,898.20

** The County Auditor of Lucas County, Ohio may impose a special assessment collection fee with respect to each Special Assessment payment. If imposed, this special assessment collection fee will be added by the County Auditor of Lucas, Ohio to each Assessment payment.

*** Pursuant to Ohio Revised Code Chapter 323, the Special Assessment Payment Dates identified in this Schedule of Special Assessments are subject to adjustment by the County Auditor of Lucas County, Ohio under certain conditions.

CERTIFICATE

The undersigned Clerk of Council hereby certifies that the foregoing is a true copy of Ordinance No. _____ duly adopted by the Council of the City of Sylvania, Ohio on _____, and that a true copy of such Ordinance was certified to the County Auditor of Lucas County, Ohio within 20 days after its passage.

Clerk of Council
City of Sylvania, Ohio

RECEIPT OF COUNTY AUDITOR FOR
LEGISLATION LEVYING SPECIAL ASSESSMENTS
FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING,
AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS
IN THE CITY OF SYLVANIA, OHIO IN COOPERATION WITH
THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT

I, Katie Moline, the duly elected, qualified, and acting Auditor in and for Lucas County, Ohio hereby certify that a certified copy of Ordinance No. _____, duly adopted by the Council of the City of Sylvania, Ohio on _____, levying special assessments for the purpose of acquiring, constructing, and improving certain public improvements in the City of Sylvania, Ohio in cooperation with the Northwest Ohio Advanced Energy Improvement District, including the List of Special Assessments and Schedule of Special Assessments, which Special Assessment charges shall be certified for collection in 30 semi-annual installments to be collected with first-half and second-half real property taxes in calendar years 2025 through 2039, was filed in this office on _____, 2024.

WITNESS my hand and official seal at Lucas, Ohio on _____, 2024.

[SEAL]

Auditor
Lucas County, Ohio



11a.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Monroe Street and Alexis Road Corridor Traffic Signal Timing
Contract for Professional Engineering Services**

Dear Mr. Mayor and Council Members:


In 2015 the Service Department was authorized to enter into an engineering contract to evaluate and recalibrate all traffic signals along the Monroe Street corridor with the end goal of developing a coordinated plan for synchronization (Ord. 1-2015).

Since that time numerous signals have been under design/construction including most recently the Monroe/Silica, Monroe/Harroun, and Monroe/Kroger intersections. All spread spectrum radio communications have been removed and new Field Monitoring technology has been implemented corridor wide. Now that those significant improvements have been installed, it is time to revisit the traffic modeling and have timings and synchronization reimplemented.

The Service Department received a proposal from DGL Consulting Engineers in the amount of \$17,300 to provide these services. Their work will include all Monroe Street signals from Erie Street to ProMedica Health and Wellness Center and on Alexis Road from Monroe Street to Elliott Drive. In addition, the intersection of Brint Road and Main Street will be recalibrated and optimized utilizing the traffic data collected as a part of the Brint Road and Harroun Road roundabout traffic study.

The anticipated engineering fees would be funded from the 223-7611-53503 account. We would recommend approval of the proposal from DGL in the amount of \$17,300. Please call if you should have any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service

116.

ORDINANCE NO. 93-2024

ACCEPTING THE PROPOSAL OF DGL CONSULTING ENGINEERS, LLC TO PROVIDE PROFESSIONAL SURVEYING SERVICES FOR THE MONROE STREET AND ALEXIS ROAD CORRIDOR TRAFFIC SIGNAL TIMING PROJECT; APPROPRIATING FUNDS THEREFORE IN THE AMOUNT OF \$17,300; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 1-2015, passed January 5, 2015, accepted the proposal of Tetra Tech, Inc. to provide engineering services for the Monroe Street Corridor Signal Review and Optimization Project and appropriated funds for said services in the amount of \$17,500; and,

WHEREAS, since 2015, numerous signals have been under design/construction including most recently the Monroe/Silica, Monroe/Harroun, and Monroe/Kroger intersections; and,

WHEREAS, the Director of Public Service requested a proposal from DGL Consulting Engineers, LLC (“DGL”) to provide professional surveying services to revisit the traffic modeling and implement updated traffic signal timings and synchronization; and,

WHEREAS, the Director of Public Service, by report dated August 19, 2024, has recommended that the proposal of DGL in the amount of \$17,300 for professional engineering services to revisit the traffic modeling, timings and synchronization for the Monroe Street signals from Erie Street to ProMedica Health and Wellness Center; on Alexis Road from Monroe Street to Elliott Drive; the intersection of Brint Road and Main Street will also be recalibrated and optimized, be approved and accepted.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the proposal of DGL Consulting Engineers, LLC in the amount of Seventeen Thousand Three Hundred Dollars (\$17,300.00) for providing professional surveying services for the Monroe Street and Alexis Road Corridor Traffic Signal Timing Project, is hereby approved and accepted.

SECTION 2. That the Director of Public Service shall promptly give notice to said engineers to proceed under the proposal hereby approved and accepted.

SECTION 3. That to provide funds for said engineering services hereby authorized, there is hereby appropriated from the **CITY PERMISSIVE TAX FUND** from funds therein not heretofore appropriated to **Account No. 223-7611-53503 – Street Improvements** the amount of Seventeen Thousand Three Hundred Dollars (\$17,300.00).

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the City should provide for the professional surveying services for the Monroe Street and Alexis Road Corridor Traffic Signal Timing Project at the earliest possible time. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council
APPROVED:

Director of Law

Mayor

Date



**PROVIDING
CIVIL ENGINEERING
SOLUTIONS SINCE 1926**

TRANSPORTATION
TRAFFIC / SAFETY

FACILITY / SITE
DEVELOPMENT

SURVEY

CONSTRUCTION
SERVICES

July 19, 2024

Joe Shaw, PE, PS
Safety/Service Director - Dept of Public Service
City of Sylvania
6730 Monroe Street
Sylvania, OH 43560

Re: Monroe Street and W Alexis Road Corridor Signal Timing

Dear Mr. Shaw:

Please accept this proposal as DGL Consulting Engineers' (DGL) response to your request for signal retiming services on Monroe Street and W Alexis Road corridors. The retiming will incorporate the signal improvements that have recently occurred along the corridors. Detailed Scope Information can be found within the attached document.

DGL has worked on several signal projects in the corridor including the Monroe Street/Harroun Road and Kroger Drive, Monroe Street/Summit Street and Main Street, Monroe Street/Silica Drive (as a subconsultant to Tetra Tech), and Monroe Street at ProMedica/Corey/Shopping Center Drives.

Thank you for the opportunity to participate in your proposal process. We look forward to continuing to work with you. Please contact me directly should you have any questions related to the material included herein.

Sincerely,

DGL Consulting Engineers, LLC

Corrinne Lochtefeld, PE, PTOE, PTP, RSP₁
Principal | Project Manager

T: 419.535.1015 | C: 330.203.9293 | E: clochtefeld@dgl-ltd.com
3455 Briarfield Blvd, Suite E | Maumee, Ohio 43537

Cc: Laurie Adams – DGL

24242

Maumee, Ohio
419.535.1015

Dublin, Ohio
614.356.7150

Independence, Ohio
440.387.4113


Port Clinton, Ohio
419.635.7541

Wauseon, Ohio
419.330.1360

dgl.ltd.com

DBE | SBE | LDBE | EBE

An Agreement for the Provision of Limited Professional Services

DGL Consulting Engineers, LLC (DGL) 3455 Briarfield Blvd., Suite E Maumee, Ohio 43537 P: 419.535.1015	Client: City of Sylvania 6730 Monroe Street Sylvania, OH 43560												
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%; padding: 5px;">Project Name Monroe Street and W Alexis Road Corridor Signal Timing</td> <td style="width: 40%; padding: 5px;">Project No. 24242</td> </tr> </table>		Project Name Monroe Street and W Alexis Road Corridor Signal Timing	Project No. 24242										
Project Name Monroe Street and W Alexis Road Corridor Signal Timing	Project No. 24242												
Location Sylvania, Ohio													
Scope of Services See <i>Scope of Services Attachment</i> for definitions													
Fee Arrangement See <i>Scope of Services Attachment</i> for additional information													
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">Traffic Counting – 5 Turn Movements 4 ATRs</td> <td style="width: 20%; text-align: right;">\$2,900.00</td> </tr> <tr> <td>Field Inspection – Cabinet/Controller equipment inspection (as needed)</td> <td style="text-align: right;">\$1,000.00</td> </tr> <tr> <td>Signal Timing & Optimization – 3 time periods including clearance intervals</td> <td style="text-align: right;">\$10,700.00</td> </tr> <tr> <td>Final Timing Plans – documents & plan sheet updates</td> <td style="text-align: right;">\$2,700.00</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$17,300.00</td> </tr> </table>		Traffic Counting – 5 Turn Movements 4 ATRs	\$2,900.00	Field Inspection – Cabinet/Controller equipment inspection (as needed)	\$1,000.00	Signal Timing & Optimization – 3 time periods including clearance intervals	\$10,700.00	Final Timing Plans – documents & plan sheet updates	\$2,700.00	Total	\$17,300.00		
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Final Timing Plans – documents & plan sheet updates	\$2,700.00												
Total	\$17,300.00												
Retainer Amounts \$00.00 due with signed contract. Note: DGL can accept credit card payments with an additional 3% service fee.													
Special Conditions													
Offered by: DGL Consulting Engineers, LLC 	Accepted by: City of Sylvania												
Signature Corinne Lochtefeld, PE, PTOE, PTP, RSP, Principal Project Manager	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Signature</td> <td style="width: 40%;">Date</td> </tr> <tr> <td>Craig A. Stough Mayor</td> <td></td> </tr> </table>	Signature	Date	Craig A. Stough Mayor									
Signature	Date												
Craig A. Stough Mayor													
Printed Name / Title	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">Printed Name / Title</td> </tr> <tr> <td colspan="2"><i>Signature indicates the authority to bind the company to the terms herein</i></td> </tr> <tr> <td style="width: 60%;">Signature</td> <td style="width: 40%;">Date</td> </tr> <tr> <td>Toby A. Schroyer Finance Director</td> <td></td> </tr> <tr> <td colspan="2">Printed Name / Title</td> </tr> <tr> <td colspan="2"><i>Signature indicates the authority to bind the company to the terms herein</i></td> </tr> </table>	Printed Name / Title		<i>Signature indicates the authority to bind the company to the terms herein</i>		Signature	Date	Toby A. Schroyer Finance Director		Printed Name / Title		<i>Signature indicates the authority to bind the company to the terms herein</i>	
Printed Name / Title													
<i>Signature indicates the authority to bind the company to the terms herein</i>													
Signature	Date												
Toby A. Schroyer Finance Director													
Printed Name / Title													
<i>Signature indicates the authority to bind the company to the terms herein</i>													

The Terms and Conditions at the end of this price proposal are part of this Agreement.

Scope of Services

1a. Project Background

The City of Sylvania has been upgrading the Monroe Street corridor through various improvement projects with the US 23 Interchange project set to be started in spring 2025. The interchange design team has completed corridor timing to be installed in 2027. The current Monroe Street and W Alexis Road corridor timing is from 2017 and does not account for the numerous signal phasing changes that have occurred over the recent years. Therefore, an interim timing plan to include the recent changes has been requested. As a part of this project the signal timing at Main Street and Brint Road intersection will also be reviewed.

1b. Services Requested / Scope of Work

The following Scope of Work items are based on the industry standards for signal analyses as requested.

- Traffic Data – DGL has reviewed the provided traffic information along with ODOT's MS2 website for traffic counts. All of the interchange project intersections were counted in 2022 and are not recommended to be recounted. DGL also has historical counts from previous projects at Monroe/Erie, Monroe/Main, and Monroe/Summit from 2022 or 2024. As a part of the 2023 CMAQ application DGL collected data at Main/Brint, but the traffic data was not sent in for processing. Therefore, no camera will be set up at Main/Brint and only a processing fee will be applied. The following locations are recommended to have turn movement counts (TMC):
 - Monroe Street/Silica Drive
 - Monroe Street/Harroun Road
 - Monroe Street/Kroger Drive
 - Monroe Street/ProMedica Drive
 - Main Street/Brint Road

Because traffic was collected in 2022 on a majority of the project intersections, road segment volume counts at three locations for 14 hours are recommended. These volume counts using Automated Traffic Recorders (ATR) will allow DGL to expand the counted traffic to current volumes and determine the peak hours of the corridors. The following locations are recommended:

- Monroe Street – Between Summit Street and Harroun Road
 - Monroe Street – Between US 23 NB ramps and Major Magic's
 - W Alexis Road – Between Acres Street and Elliot Drive
 - Main Street – North of Brint
- Field Recon –DGL will conduct an on-site review of the cabinets/controllers on an as needed basis. Review of each cabinet is not expected.
 - Signal Timing – DGL will create three timing plans- AM Peak, PM Peak, and Off-Peak for the corridor. Clearance intervals will be calculated and LPI's will be reviewed where applicable.
 - Deliverables – DGL will submit local controller data and coordination timing plans to the city and update the DGL plan sets with coordination timing tables.

1c. Schedule

DGL is available to start this work immediately upon your authorization and can complete the study within six (6) weeks of the traffic data collection.

1d. Client/Owner Provided Information

The city will provide the following:

- Current signal timing information
- Proposed signal timing information from the US 23 interchange project

DGL CONSULTING ENGINEERS, LLC (DGL) TERMS & CONDITIONS

Fee

The total fee, except stated lump sum, shall be understood to be an estimate, based upon Scope of Service, and shall not be exceeded by more than ten percent, without written approval of the Client. Where the fee arrangement is to be on an hourly basis, the rates shall be those that prevail at the time services are rendered. Reimbursable expenses will include a mark-up of 1.10%. Any change in scope will be discussed prior to additional services being rendered.

Billings/Payments

Invoices for services and reimbursable expenses shall be submitted, at DGL's option, either upon completion of the services or on a monthly basis. Invoices shall be payable within 30 days after the invoice date. A service charge of 1.5% (or the maximum legal rate) per month will be applied to the unpaid balance after 30 days from the invoice date. DGL shall have the right to suspend/terminate services if payment is not received within 60 days after the invoice date and DGL shall have no liability for any resultant delays or damages incurred by Client as a result of such suspension/termination. Retainers shall be credited on the final invoice. The Client agrees to pay all costs of collection, including reasonable attorney's fees.

Standard of Care

In providing services under this agreement, DGL will endeavor to perform in a manner consistent with that degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances. DGL will perform its services as expeditiously as is consistent with professional skill and care and the orderly progress of DGL's part of the Project. Regardless of any other term or condition of this Agreement, DGL makes no express or implied warranty of any sort. All warranties, including warranty of merchantability or warranty of fitness for a particular purpose, are expressly disclaimed.

Consequential Damages

Notwithstanding any other provision to the contrary, and to the fullest extent permitted by law, neither the Client nor DGL shall be liable to the other for any incidental, indirect or consequential damages arising out of or connected in any way to the Project or this Agreement. This mutual waiver of consequential damages shall include, but not be limited to, loss of use, loss of profit, loss of business or income or any other consequential damages that either party may have incurred from any cause of action whatsoever.

Hidden Conditions (Optional, use if existing structure or project)

A condition is hidden if concealed by existing finishes or structure or is not capable of investigation by reasonable visual observation. If DGL has reason to believe that a condition may exist, the Client shall authorize and pay for all costs associated with the investigation of such a condition. If (1) the Client fails to authorize such investigation after such notification, or (2) DGL has no reason to believe that such a condition exists, DGL shall not be responsible for the existing conditions or any resulting damages or losses resulting therefrom.

Hazardous Materials/Mold

DGL shall have no responsibility for the discovery, presence, handling, removal, disposal or exposure of persons to hazardous materials of any form including mold. DGL shall have no responsibility for an existing or constructed building that may, as a result of post-construction, use, maintenance, operation or occupation, contain or be caused to contain mold substances which can present health hazards and result in bodily injury, property damage and/or necessary remedial measures and costs.

Indemnifications

The Client agrees, to the fullest extent permitted by law, to indemnify and hold DGL and its subconsultants harmless from and against any and all damage, losses or cost (including reasonable attorneys' fees and defense costs) caused in whole or in part by its acts, errors or omissions and those of anyone for whom they are legally liable. DGL further agrees, subject to Risk Allocation below, to indemnify the Client for damages to the extent arising from its own negligent errors acts or omissions.

Risk Allocation (Fill in the amount)

In recognition of the relative risks and benefits of the Project to both the Client and DGL, the Client agrees, to the fullest extent permitted by law, to limit DGL's total liability to the Client or anyone making claims through the client, for any and all damages or claim expenses (including attorney's fees) arising out of this Agreement, from any and all causes, to the total amount of \$____,000 or the amount of DGL's fee, whichever is greater.

Termination of Services

This agreement may be terminated upon 10 days written notice by either party should the other fail to perform their obligations hereunder. In the event of termination, the Client shall pay DGL for all services rendered to the date of termination, all reimbursable expenses, and reasonable termination expenses.

Betterment

If a required item or component of the Project is omitted from DGL's documents, DGL shall not be responsible for paying the cost required to add such item or component to the extent that such item or component would have been included or required in DGL's original documents. In no event will DGL be responsible for any costs or expense that provides betterment or upgrades or enhances the value of the Project.

Ownership of Documents

All documents produced by DGL under this agreement, including electronic files, shall remain the property of DGL and may not be used by this Client for any other purpose without the written consent of DGL. Any such use or reuse shall be at the sole risk of Client who shall defend, indemnify and hold DGL and its subconsultants harmless from any and all claims and/or damages arising therefrom. Electronic files are not contract documents and cannot be relied upon as identical to contract documents because of changes or errors induced by translation, transmission, or alterations while under the control of others. Use of information contained in the electronic files is at the user's sole risk and without liability to DGL and its subconsultants.

Defects in Service

The Client shall promptly report to DGL any defects or suspected defects in DGL's services. The Client further agrees to impose a similar notification requirement on all contractors in its Client/Contractor contract and shall require all subcontracts at any level to contain a like agreement. Failure by the Client and the Client's contractors or subcontractors to notify DGL shall relieve DGL of the costs of remedying the defects above the sum such remedy would have cost had prompt notification been given when such defects were first discovered.

Construction Activities

DGL shall not be responsible for the acts or omissions of any person performing any construction Work or for instructions given by the Client or its representatives to any one performing any construction Work, nor for construction means and methods or job-site safety.

Dispute Resolution

Any claim or dispute between the Client and DGL shall be submitted to non-binding mediation, subject to the parties agreeing to a mediator. If the Parties cannot agree upon a mediator the claim or dispute shall be submitted to the American Arbitration Association (AAA) for mediation in accordance with the Construction Arbitration and Mediation Rules of the AAA then in effect.

Relationship of the Parties

All services provided by DGL are for the sole use and benefit of the Client. Nothing in this Agreement shall create a contractual relationship with or a cause of action in favor of a third party against either the Client or DGL.

Entire of Agreement

This Agreement constitutes the entire agreement between the parties and these Terms & Conditions may only be amended by written agreement by both Parties. Should any portion of this Agreement be found to be illegal or enforceable, such portion shall be deleted and the balance shall remain in effect.

Applicable Law

The law applicable to this Agreement is the state of the Project location.



12a.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Lucas County Engineer Surplus Salt Purchase (2024)**

Dear Mr. Mayor and Council Members:

The Lucas County Engineer reached out to the City in April to see if we had available capacity in our storage facilities to purchase and receive 1,000 tons of their salt allocation as a part of the FY2024 ODOT Salt Contract. Lucas County facilities were filled and they were unable to store any more salt.

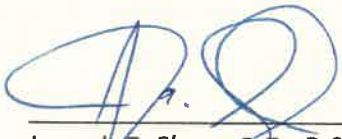
The Streets Department reviewed our reserves and capacity abilities and determined the 1,000 tons of Lucas County surplus would completely fill our facilities.

The FY2024 ODOT Salt Contract for Lucas County was awarded to Cargill in the amount of \$53.65/ton.

We would recommend approval of the purchase of 1,000 tons of salt from the Lucas County Engineer in the amount of \$53,650 at the awarded state unit price rate for Lucas County of \$53.65/ton. Funds would come from account number 223-7611-52263.

Please call if you should have any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service

12b.

ORDINANCE NO. 94-2024

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO PURCHASE ROADWAY DE-ICING SALT FOR THE CITY OF SYLVANIA; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, the Lucas County Engineer has surplus roadway de-icing salt that it has offered to the City for purchase; and,

WHEREAS, the Director of Public Service, by report dated August 19, 2024, recommended that the City purchase 1,000 tons of roadway de-icing salt from the Lucas County Engineer at the state unit price rate for Lucas County of \$53.65/ton for a total of \$53,650.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the proposal of the Lucas County Engineer, for furnishing of 1,000 tons of road salt at \$53.65 per ton, for a total of \$53,650 is hereby accepted.

SECTION 2. That to provide funds for said roadway de-icing salt purchase hereby authorized, there is hereby appropriated from the **CITY PERMISSIVE TAX FUND** from funds therein not heretofore appropriated to **Account No. 223-7611-52263 – Snow & Ice Removal Materials**, the total sum of Fifty-Three Thousand Six Hundred Fifty Dollars (\$53,650.00).

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that provision should be made to assure the availability of sufficient quantities of de-icing roadway salt. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately

upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date



13a.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **LUC-MONROE ST. & SILICA DR. UPRD &
LUC-SILICA DRIVE BRIDGE REPLACEMENT (PID 107489) – CHANGE ORDER NO. 4**

Dear Mr. Mayor and Council Members:

Spring restoration improvements to the Monroe Street corridor are completed and Mosser Construction has completed all remaining punch list items.


The Service Department is requesting a project change order for one item in the spring scope of work. Mosser Construction was required to properly abandon and cap two waterline fittings at the intersection of Richard Becker Place and Monroe Street. Once excavation work was completed it was discovered both fittings required for abandonment were made of lead joints.

Lead joints in waterline systems when encountered are to be removed and replaced with materials that meet with current American Water Work Association (AWWA) and Ohio Environmental Protection Agency (OEPA) standards. As a result, instead of just fitting abandonments and caps Mosser was required to fully replace the fittings and the necessary piping.

As a result, a change order in the amount of \$21,499.63 is necessary to increase the contract amount from \$6,144,736.69 to \$6,166,236.32 for this necessary waterline work. The original contract amount was \$5,906,737.56, so complete through Change Order No. 4 the adjusted contract amount will have increased by 4.39%.

We would recommend approval of Change Order No. 4. Please call if you have any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service

ORDINANCE NO. 95-2024

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 4 TO THIS CITY'S AGREEMENT WITH MOSSER CONSTRUCTION FOR THE MONROE STREET AND SILICA DRIVE INTERSECTION IMPROVEMENT AND SILICA DRIVE BRIDGE REPLACEMENT PROJECT TO REFLECT THE COST OF ONE NEW SCOPE OF WORK ITEMS; INCREASING THE CONTRACT AMOUNT BY \$21,499.63; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 66-2022, passed July 18, 2022, authorized the Mayor and Director of Finance to enter into a Construction Agreement with Norfolk Southern Railway Company relative to the Monroe Street and Silica Drive Intersection Improvement Project and set forth the rights and responsibilities of both the City and Railroad, which included Norfolk Southern being responsible for railroad protective services; and,

WHEREAS, Ordinance No. 21-2023, passed February 21, 2023, accepted the bid of Mosser Construction and awarded the contract for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to same, which bid was in the amount of \$5,906,737.56; and,

WHEREAS, Ordinance No. 39-2023, passed April 17, 2023, authorized a Construction Agreement Amendment to this City's Agreement with Norfolk Southern Railroad for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to remove the railroad protective services responsibilities from Norfolk Southern and shift this responsibility to the City and Mosser Construction; and,

WHEREAS, Ordinance No. 67-2023, passed August 21, 2023, authorized the Mayor and Director of Finance to approve Change Order No. 1 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive

Bridge Replacement Project to reflect the costs of railroad protective services and increased the contract amount by \$52,052.20; and,

WHEREAS, Ordinance No. 2-2024, passed January 2, 2024, authorized the Mayor and Director of Finance to approve Change Order No. 2 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the cost of several new scope of work items and increased the contract amount by \$28,304.44; and,

WHEREAS, Ordinance No. 17-2024, passed February 20, 2024, authorized the Mayor and Director of Finance to approve Change Order No. 3 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the most roadway related quantity overages as well as some additional scope of work changes and increased the contract amount by \$157,642.49; and,

WHEREAS, the Director of Public Service, by report dated August 19, 2024, has recommended approval of Change Order No. 4 of Mosser Construction for said Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to replace two lead joints and necessary fittings; and,

WHEREAS, the waterline repairs resulted in a net increase to the contract in the amount of Twenty-One Thousand Four Hundred Ninety-Nine and 63/100 Dollars (\$21,499.63), for a total contract amount of \$6,166,236.32.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That said change order increasing the contract amount by the sum of Twenty-One Thousand Four Hundred Ninety-Nine and 63/100 Dollars (\$21,499.63), authorized to be appropriated be, and the same hereby is, approved, and the Mayor and the Director of Finance be, and they hereby are, authorized to sign said change order on behalf of this City,

thereby indicating such approval and changing the total contract amount.

SECTION 2. That, to provide funds for said change order for improvements, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7610-53503 – Street Improvements**, the sum of Twenty-One Thousand Four Hundred Ninety-Nine and 63/100 Dollars (\$21,499.63).

SECTION 3. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the adjustments in the contract for said new scope of work items should be approved immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

CITY OF SYLVANIA, OHIO

CHANGE ORDER Number 04

Project Ordinance No.: 21-2023 Purchase Order No. 63715
 Contract: LUC-Monroe St. & Silica Dr. Upgrd & LUC-Silica Drive Bridge Replacement
PID 107489

Title of Change Order: Lead Joint Waterline and Water Valve Replacement

Date: 07/26/2024

Description of Change: **Agreed Lump Sum** **\$21,499.63**

TOTAL \$21,499.63


(See Attached)


RECOMMENDED
FOR APPROVAL BY:


Joseph E. Shaw, P.E., P.S.
Public Service Director

8/13/24
Date

Original Contract Amt	\$	5,906,737	56
Previous Changes (+ or -)	\$	237,999	13
This Change (+ or -)	\$	21,499	63
Adjusted Contract Amt	\$	6,166,236	32

REVIEWED BY: Darren J. Schimmoeller, PE
 DATE: 2024-08-13

 Darren Schimmoeller
 Engineers Signature

SUBMITTED BY: Mosser Construction
 Name of Contractor
 DATE: 8/7/24 | 
 Contractor's Signature

City of Sylvania, Ohio

The above proposal is hereby approved.

The above proposal is hereby approved.

Craig A. Stough, Mayor

Date

Toby Schroyer, Finance Director

Date



American Structurepoint - OH

Change Order Details

LUC-MONROE ST & SILICA DR UPRGD & BRIDGE REPLACEMENT

Description	<p>LUC-MONROE ST & SILICA DR UPRGD (PART 1): Removing the existing bridge and pedestrian bridge on Silica Drive over ten mile creek and replacing with a three span prestressed composite concrete box beam superstructure with reinforced concrete deck on cap and column piers on semi-integral concrete abutments, and necessary approach work.</p> <p>LUC-SILICA DRIVE BRIDGE REPLACEMENT (PART 2): Upgrade and widening of the intersection Monroe Street and Silica Drive. Project includes upgrading the at-grade crossing with Norfolk Southern railroad. Project also includes new asphalt pavement, concrete curb, drainage, earthwork, pavement markings and signing.</p>
Prime Contractor	<p>MOSSER CONSTRUCTION INC 122 S WILSON AVE FREMONT, OH 43420</p>
Change Order	4
Status	Pending
Date Created	07/17/2024
Type	Force Account
Summary	Lead Joint Waterline Replacement
Change Order Description	<p>Line Item 8080: Agreed Lump Sum: Lead Joint Waterline Replacement (changes -- non-preventable)</p> <p>During the planned abandonment and capping of the water main STA 543+20, L.T, the existing water line was discovered to be lead. Mosser Construction exposed the original location of the water main and further exposed the line to the water valve north on the Richard Becker & Monroe Street intersection. The existing lead pipe was removed and replaced with 8" PVC C900 pipe up to the project limits. The damaged water valve STA 543+33, L.T, was also exposed and all components were replaced. The area was backfilled with LSM and paved using Type 2 Intermediate and Type 1 Surface asphalt, restoring it to its original condition.</p> <p>Force account records were submitted by the contractor, reviewed, and found to be acceptable.</p>

Awarded Project Amount \$5,906,737.56
Authorized Project Amount \$6,144,736.69
Change Order Amount \$21,499.63
Revised Project Amount \$6,166,236.32

New Items

Line Number	Item ID	Unit	Quantity	Unit Price	Extension
Section: 5 - Water Work					
8080	990E30000	LS	1.000	\$21,499.630	\$21,499.63
AGREED LUMP SUM					

Reason: Total labor, equipment, and material costs associated with the removal and replacement of the existing lead water line and the damaged water valve on the Richard Becker Dr. / Monroe Street intersection.

1 item
 Total: \$21,499.63



13c.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **LUC-MONROE ST. & SILICA DR. UPRD &
LUC-SILICA DRIVE BRIDGE REPLACEMENT (PID 107489) – CHANGE ORDER NO. 5 (FINAL)**

Dear Mr. Mayor and Council Members:

Spring restoration improvements to the Monroe Street corridor are completed and Mosser Construction has completed all remaining punch list items.

Now that all work items have been completed the Service Department is requesting a final project change order that will capture roadway related quantity underruns and a couple of additional changes in scope of work. Enclosed with this change order is a list of the changes including a description of why the changes were necessitated for each item.

Some of the larger items included reduced undercut items (-\$39,136.89 and -\$13,813.02), reduced railroad flagging services (-\$34,272.50), and less asphalt concrete used in switching the multi-use path from asphalt to concrete (-\$11,610.00 and -\$13,851.00).

As a result, a final project change order in the amount of -\$276,073.26 is necessary to decrease the contract amount from \$6,166,236.32 to \$5,890,163.06. The original contract amount was \$5,906,737.56, so with this adjustment and all work items completed the final cost to construct the project will be \$16,574.50 under the original contract amount.

We would recommend approval of Change Order No. 5 (Final). Please call if you have any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service

13d.

ORDINANCE NO. 96-2024

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 5 (FINAL) TO THIS CITY'S AGREEMENT WITH MOSSER CONSTRUCTION FOR THE MONROE STREET AND SILICA DRIVE INTERSECTION IMPROVEMENT AND SILICA DRIVE BRIDGE REPLACEMENT PROJECT TO REFLECT THE AS-BUILT QUANTITIES; DECREASING THE CONTRACT AMOUNT BY \$276,073.26; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 66-2022, passed July 18, 2022, authorized the Mayor and Director of Finance to enter into a Construction Agreement with Norfolk Southern Railway Company relative to the Monroe Street and Silica Drive Intersection Improvement Project and set forth the rights and responsibilities of both the City and Railroad, which included Norfolk Southern being responsible for railroad protective services; and,

WHEREAS, Ordinance No. 21-2023, passed February 21, 2023, accepted the bid of Mosser Construction and awarded the contract for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to same, which bid was in the amount of \$5,906,737.56; and,

WHEREAS, Ordinance No. 39-2023, passed April 17, 2023, authorized a Construction Agreement Amendment to this City's Agreement with Norfolk Southern Railroad for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to remove the railroad protective services responsibilities from Norfolk Southern and shift this responsibility to the City and Mosser Construction; and,

WHEREAS, Ordinance No. 67-2023, passed August 21, 2023, authorized the Mayor and Director of Finance to approve Change Order No. 1 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the costs of railroad protective services and increased the

contract amount by \$52,052.20; and,

WHEREAS, Ordinance No. 2-2024, passed January 2, 2024, authorized the Mayor and Director of Finance to approve Change Order No. 2 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the cost of several new scope of work items and increased the contract amount by \$28,304.44; and,

WHEREAS, Ordinance No. 17-2024, passed February 20, 2024, authorized the Mayor and Director of Finance to approve Change Order No. 3 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the roadway related quantity overages as well as some additional scope of work changes and increased the contract amount by \$157,642.49; and,

WHEREAS, Ordinance No. ____-2024, passed _____, 2024, authorized the Mayor and Director of Finance to approve Change Order No. 4 to this City's Agreement with Mosser Construction for the Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the cost of replacing two lead fittings and necessary piping; and,

WHEREAS, the Director of Public Service, by report dated August 19, 2024, has recommended approval of Change Order No. 5 (Final) of Mosser Construction for said Monroe Street and Silica Drive Intersection Improvement and Silica Drive Bridge Replacement Project to reflect the as-built quantities; and,

WHEREAS, the as-built quantities resulted in a net decrease to the contract in the amount of Two Hundred Seventy-Six Thousand Seventy-Three and 26/100 Dollars (\$276,073.26), for a total contract amount of \$5,890,163.06.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas

County, Ohio, _____ members elected thereto concurring:

SECTION 1. That said change order decreasing the contract amount by the sum of Two Hundred Seventy-Six Thousand Seventy-Three and 26/100 Dollars (\$276,073.26), authorized to be appropriated be, and the same hereby is, approved, and the Mayor and the Director of Finance be, and they hereby are, authorized to sign said change order on behalf of this City, thereby indicating such approval and changing the total contract amount.

SECTION 2. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the adjustments in the contract to reflect the as-built quantities should be approved immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

CITY OF SYLVANIA, OHIO

CHANGE ORDER Number 05-Final

		Purcha	
		se	
		Order	
Project Ordinance No.:	<u>21-2023</u>	No.	<u>63715</u>
Contract:	<u>LUC-Monroe St. & Silica Dr. Upgrd & LUC-Silica Drive Bridge Replacement PID 107489</u>		
Title of Change Order:	<u>FET Electrical Extra Work, City Hall Waterline Repair, and Final Project Underruns.</u>		

Description of Change:	Pull Box, Misc.: 13x24x18 (Extra Work 1)	\$3,240.00
	Agreed Lump Sum (Extra Work 2)	\$4,486.00
	Pull Box, 725.08, 18" (Extra Work 3)	\$1,412.00
	Agreed Lump Sum (Extra Work 4)	\$3,520.00
	Agreed Lump Sum (Extra Work 5)	\$1,026.00
	Agreed Lump Sum (School Flasher Pedestal Poles)	\$7,232.33
	Signal Cable, 2 Conductor, No. 14 AWG	\$148.80
	Signal Cable, 5 Conductor, No. 14 AWG	\$99.20
	Signal Cable, 7 Conductor, No. 14 AWG	\$1,463.00
	Agreed Lump Sum (Waterline Repair)	-\$10,285.36
	Pipe Removed, 24" and Under	-\$297.00
	Granular Material, Type B	-\$39,136.89
	Excavation of Subgrade	-\$13,813.02
	Monument Assembly Removed and Reset	-\$2,205.00
	Repair Seeding and Mulching	-\$331.00
	Erosion Control	-\$11,520.50
	12" Conduit, Type B, 707.45	-\$6,270.00
	Catch Basin, No. 3	-\$3,700.00
	Catch Basin Adjusted to Grade	-\$960.00
	Manhole Adjusted to Grade	\$3,380.00
	Manhole Reconstructed to Grade	-\$1,500.00
	Asphalt Concrete Base, PG64-22	-\$8,118.32
	Asphalt Concrete Surface Course, Type 1, Driveways	-\$220.00
	Asphalt Concrete Intermediate Course, Type 2, Driveways	-\$500.00
	6" Non-Reinforced Concrete Pavement, Class QC MS	-\$10,656.00
	Asphalt Concrete Surface Course, Type 1, Multi-Use Path	-\$11,610.00
	Asphalt Concrete Intermediate Course, Type 2, Multi-Use Path	-\$13,851.00
	6" Water Main Ductile Iron Pipe or C900 DR 18	-\$2,987.00
	1" Copper Service Branch	-\$966.00
	6" Fire Hydrant, As Per Plan	-\$23,100.00
	Pedestal, 8'	-\$2,262.00
	Retaining Wall: Architectural Staining	-\$23,436.00
	6" Drainage Pipe, Non-Perforated	-\$48.00
	On-Site Assistance	-\$7,085.00
	PMRW Inspection and Compaction Testing	-\$10,000.00
	Traffic Compacted Surface, Type A or B	-\$30,000.00
	Law Enforcement Officer with Patrol Car for Assistance	-\$2,400.00
	Asphalt Concrete for Maintaining Traffic	-\$14,400.00
	Work Zone Edge Line, Class I, 4", 642 Paint	-\$360.00
	Water	-\$10.00
	Agreed Unit Price, Railroad Flagging	-\$34,272.50
	Soil Analysis Test	-\$100.00
	Repair Seeding and Mulching	-\$132.00
	Inter-Seeding	-\$88.00
	4" Base Pipe Underdrains	-\$1,920.00
	Manhole Adjusted to Grade	-\$800.00
	1" Preformed Expansion Joint Filler	-\$725.00
	Structures: Architectural Staining	-\$1,998.00
	Form Liner	-\$9,990.00

TOTAL **-\$276,073.26**

(See Attached)



American Structurepoint - OH

Change Order Details

LUC-MONROE ST & SILICA DR UPRD & BRIDGE REPLACEMENT

Description	<p>LUC-MONROE ST & SILICA DR UPRD (PART 1): Removing the existing bridge and pedestrian bridge on Silica Drive over ten mile creek and replacing with a three span prestressed composite concrete box beam superstructure with reinforced concrete deck on cap and column piers on semi-integral concrete abutments, and necessary approach work.</p> <p>LUC-SILICA DRIVE BRIDGE REPLACEMENT (PART 2): Upgrade and widening of the intersection Monroe Street and Silica Drive. Project includes upgrading the at-grade crossing with Norfolk Southern railroad. Project also includes new asphalt pavement, concrete curb, drainage, earthwork, pavement markings and signing.</p>
Prime Contractor	<p>MOSSER CONSTRUCTION INC 122 S WILSON AVE FREMONT, OH 43420</p>
Change Order	5
Status	Pending
Date Created	07/17/2024
Type	Various - see explanations
Summary	Various - see descriptions
Change Order Description	<p>FET extra work, City Hall waterline repair, and final project underruns. All force account records that were submitted by the contractor, were reviewed and found to be acceptable. This is the FINAL project change order.</p>
Awarded Project Amount	\$5,906,737.56
Authorized Project Amount	\$6,166,236.32
Change Order Amount	-\$276,073.26

Revised Project Amount \$5,890,163.06

Increases/Decreases

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount
Section: 1 - Roadway									
0007	202E35100	FT	\$33.000	2,025.000	\$66,825.00	-9.000	-\$297.00	2,016.000	\$66,528.00
Pipe Removed, 24" and Under									
Reason: D-35 required the removal and replacement of 42' not 51' per plan specifications. The remaining 9 feet of quantity is not needed.									
0015	203E35110	CY	\$51.000	2,554.000	\$130,254.00	-767.390	-\$39,136.89	1,786.610	\$91,117.11
Granular Material, Type B									
Reason: The existing subgrade in certain locations appeared to be in good condition and did not require the planned quantity of granular material. The subgrade is providing sufficient support and stability for the roadway.									
0017	204E13000	CY	\$18.000	2,554.000	\$45,972.00	-767.390	-\$13,813.02	1,786.610	\$32,158.98
Excavation of Subgrade									
Reason: The existing subgrade in certain locations appeared to be in good condition and did not require the planned quantity of granular material. The subgrade is providing sufficient support and stability for the roadway.									
0025	623E40000	EACH	\$735.000	3.000	\$2,205.00	-3.000	-\$2,205.00	0.000	\$0.00
Monument Assembly Removed and Reset									

Change Order Details:

_UC-MONROE ST & SILICA DR UPRGD & BRIDGE REPLACEMENT

08/06/2024

Page 2 of 13

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount

Section: 2 - Erosion Control

0028	659E14000	SY	\$1.000	331.000	\$331.00	-331.000	-\$331.00	0.000	\$0.00
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Repair Seeding and Mulching

Reason: Repair seeding and mulching was not needed. Contractor was paid for winter seeding temporarily.

0034	832E30000	EACH	\$1.000	20,000.000	\$20,000.00	-11,520.500	-\$11,520.50	8,479.500	\$8,479.50
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Erosion Control

Reason: Efficient implementation of erosion control measures and the existing soil characteristics provided effective erosion control and reduced the need for use of the total plan quantity.

Section: 3 - Drainage

0039	611E04400	FT	\$110.000	943.000	\$103,730.00	-57.000	-\$6,270.00	886.000	\$97,460.00
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12" Conduit, Type B, 707.45

Reason: The required storm water conduit was non-performed due to the conflicting and existing utilities on the Richard Becker/Monroe Street intersection.

0044	611E98150	EACH	\$3,700.000	16.000	\$59,200.00	-1.000	-\$3,700.00	15.000	\$55,500.00
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Catch Basin, No. 3

Reason: The proposed Catch Basin (D-24) on the north-west corner of the Richard Becker/Monroe Street intersection was non-performed due to the presence of conflicting utilities.

0045	611E98630	EACH	\$960.000	3.000	\$2,880.00	-1.000	-\$960.00	2.000	\$1,920.00
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Catch Basin Adjusted to Grade

Change Order Details:

_UC-MONROE ST & SILICA DR UPRGRD & BRIDGE REPLACEMENT

Line Number	Item ID	Unit	Unit Price	Current Quantity	Current Amount	Change Quantity	Change Amount	Revised Quantity	Revised Amount
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Reason: The existing Catch Basin (D-27) did not require adjusting because the existing was already set at the required specific elevation relative to the roadway.

0047	611E99654	EACH	\$845.000	10.000	\$8,450.00	4.000	\$3,380.00	14.000	\$11,830.00
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Manhole Adjusted to Grade

Reason: Agreed payment for the concrete collars that was part of the punch-list work around the adjusted manholes to grade.

0048	611E99660	EACH	\$1,500.000	2.000	\$3,000.00	-1.000	-\$1,500.00	1.000	\$1,500.00
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Manhole Reconstructed to Grade

Reason: An on-site assessment was conducted of the manholes' marked for reconstructions condition leading to the conclusion that reconstruction is unnecessary for one of the existing manholes.

Section: 4 - Pavement

0052	302E46000	CY	\$152.000	2,049.000	\$311,448.00	-53.410	-\$8,118.32	1,995.590	\$303,329.68
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Asphalt Concrete Base, PG64-22

Reason: Less asphalt concrete base was needed than planned quantity. Contractor achieved the required compaction and thickness of 6" with less material.

0058	441E50400	CY	\$220.000	157.000	\$34,540.00	-1.000	-\$220.00	156.000	\$34,320.00
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Asphalt Concrete Surface Course, Type 1, (448), (Driveways), PG64-22, 1.5" Thick

Reason: Less asphalt surface course was required after achieving the required thickness and compaction requirements for the proposed re-surfacing of the parking lots and driveway entrance to the City Building. The remaining quantity is not needed.

Change Order Details:

UC-MONROE ST & SILICA DR UPGRD & BRIDGE REPLACEMENT

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount

0059	441E50600	CY	\$250.000	19.000	\$4,750.00	-2.000	-\$500.00	17.000	\$4,250.00
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Asphalt Concrete Intermediate Course, Type 2, (448), (Driveways), PG64-22, 1.75" Thick

Reason: Less asphalt intermediate course was required for furnishing of the proposed driveway entrance and exit to the City Building from Judi Young Lane. The remaining quantity is not needed.

0060	452E10050	SY	\$64.000	510.000	\$32,640.00	-166.500	-\$10,656.00	343.500	\$21,984.00
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6" Non-Reinforced Concrete Pavement, Class QC MS

Reason: As per City Engineer's request, some driveways were changed to an 8-inch non-reinforced concrete pavement to withstand the load of semi-truck traffic. Therefore, the remaining quantity for this line item is not needed.

0065	823E10000	CY	\$270.000	43.000	\$11,610.00	-43.000	-\$11,610.00	0.000	\$0.00
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Asphalt Concrete Surface Course, Type 1, (448), (Driveways)

Reason: As per the request from the City Engineer, the multi-use path has been altered from asphalt to concrete. Therefore, this line item is non-performed in its entirety.

0066	823E20000	CY	\$243.000	57.000	\$13,851.00	-57.000	-\$13,851.00	0.000	\$0.00
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Asphalt Concrete Intermediate Course, Type 2, (448), (Driveways)

Reason: As per the request from the City Engineer, the multi-use path has been altered from asphalt to concrete. Therefore, this line item is non-performed in its entirety.

Section: 5 - Water Work

0067	638E00606	FT	\$103.000	219.000	\$22,557.00	-29.000	-\$2,987.00	190.000	\$19,570.00
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6" Water Main Ductile Iron Pipe ANSI Class 54, or, C900 DR 18 Push-On Joints and Fittings

Reason: The remaining 6" C900 conduit was not furnished due to the non-performance of the proposed 6" fire hydrant (WM-23). Contractor furnished the conduit past the roadway

Change Order Details:

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount

center line and capped it for future use.

0070	638E04900	FT	\$46.000	309.000	\$14,214.00	-21.000	-\$966.00	288.000	\$13,248.00
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1" Copper Service Branch

Reason: The proposed 1" copper service required less footage than proposed to provide the Church and private home on Silica Drive with water.

0074	638E10201	EACH	\$7,700.000	7.000	\$53,900.00	-3.000	-\$23,100.00	4.000	\$30,800.00
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6" Fire Hydrant, As Per Plan

Reason: As per City Engineer's request, three of the proposed 6" fire hydrants were non-performed due to the number of hydrants that were furnished on-site. An excess number of hydrants are not necessary.

Section: 8 - Traffic Signals

0146	632E40200	FT	\$2.400	1,372.000	\$3,292.80	62.000	\$148.80	1,434.000	\$3,441.60
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Signal Cable, 2 Conductor, No. 14 AWG

Reason: Construction plans did not include the wiring going through the mast arms.

0147	632E40500	FT	\$3.200	2,457.000	\$7,862.40	31.000	\$99.20	2,488.000	\$7,961.60
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Signal Cable, 5 Conductor, No. 14 AWG

Reason: Construction plans did not include the wiring going through the mast arms.

0148	632E40700	FT	\$3.800	1,133.000	\$4,305.40	385.000	\$1,463.00	1,518.000	\$5,768.40
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Signal Cable, 7 Conductor, No. 14 AWG

Change Order Details:

_UC-MONROE ST & SILICA DR UPRGD & BRIDGE REPLACEMENT

Line Number	Item ID	Unit	Unit Price	Current Quantity	Current Amount	Change Quantity	Change Amount	Revised Quantity	Revised Amount
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Reason: Construction plans did not include the wiring going through the mast arms.

0156	632E89600	EACH	\$1,131.000	2.000	\$2,262.00	-2.000	-\$2,262.00	0.000	\$0.00
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Pedestal, 8'

Section: 9 - Retaining Walls

0168	530E50010	SF	\$6.000	3,906.000	\$23,436.00	-3,906.000	-\$23,436.00	0.000	\$0.00
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Special - Retaining Wall: Architectural Staining

Reason: Contractor elected to utilize pre-cast blocks instead of cast-in-place for the proposed Retaining Walls. Therefore, this line item is non-performed in its entirety.

0174	870E12100	FT	\$16.000	50.000	\$800.00	-3.000	-\$48.00	47.000	\$752.00
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6" Drainage Pipe, Non-Perforated

Reason: The total plan quantity does not match with the proposed length of placement for all retaining walls. The correct amount of 47' was furnished as planned.

0176	870E14000	DAY	\$545.000	13.000	\$7,085.00	-13.000	-\$7,085.00	0.000	\$0.00
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On-Site Assistance

Reason: The contractor opted not to utilize third-party on-site assistance for the retaining wall construction. Instead, quality control and technical guidance were provided by the engineering and inspection team present on-site

0177	870E15000	LS	\$10,000.000	1.000	\$10,000.00	-1.000	-\$10,000.00	0.000	\$0.00
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PMRW Inspection and Compaction Testing

Reason: The required inspections and compaction testing were conducted as necessary on-site by the engineering and inspection team. No third-party quality control was

Line Number	Item ID	Unit	Unit Price	Quantity	Amount	Quantity	Amount	Quantity	Amount	Quantity	Amount
				Current		Change		Revised			

conducted.

Section: 10 - Maintenance of Traffic

0178	410E12000	CY	\$150.000	200.000	\$30,000.00	-200.000	-\$30,000.00	0.000	\$0.00		\$0.00
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Traffic Compacted Surface, Type A or B

Reason: Traffic compacted asphalt surface course was not utilized as all activities were confined to the active construction zone, maintaining uninterrupted traffic flow along Monroe Street and preserving access to driveway entrances for vehicles.

0179	614E11110	HOUR	\$60.000	40.000	\$2,400.00	-40.000	-\$2,400.00	0.000	\$0.00		\$0.00
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Law Enforcement Officer with Patrol Car for Assistance

Reason: All construction operations were carried out within the designated work zone without requiring the presence of a law enforcement officer to manage shifting traffic conditions. Therefore, this line item is non-performed in its entirety.

0180	614E13000	CY	\$225.000	67.000	\$15,075.00	-64.000	-\$14,400.00	3.000	\$675.00		\$675.00
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Asphalt Concrete for Maintaining Traffic

Reason: All construction activities were conducted within the active work-zone and did not disturb the flow of traffic through Monroe Street. A minimal amount of asphalt was utilized to create wedges to allow people to enter and exit driveways safely and efficiently during pavement planning of the roadway.

0183	614E22100	MILE	\$4,000.000	0.090	\$360.00	-0.090	-\$360.00	0.000	\$0.00		\$0.00
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Work Zone Edge Line, Class 1, 4", 642 Paint

Reason: The contractor utilized drums and cones on both sides of the roadway to guide traffic through the construction zone without the need of furnishing temporary edge lines. Therefore, this line item is non-performed in its entirety

Change Order Details:

_UC-MONROE ST & SILICA DR UPRGRD & BRIDGE REPLACEMENT

Line Number	Item ID	Unit	Unit Price	Quantity	Current Amount	Quantity	Change Amount	Quantity	Revised Amount
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0185	616E10000	MGAL	\$1.000	10.000	\$10.00	-10.000	-\$10.00	0.000	\$0.00
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Water
Reason: Construction activities were conducted primarily in an active work-zone. Water was not utilized to help maintain traffic therefore, this line item is non-performed in its entirety

8000	990E40000	EACH	\$1.000	50,000.000	\$50,000.00	-34,272.500	-\$34,272.50	15,727.500	\$15,727.50
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AGREED UNIT PRICE

Reason: This line item was created to compensate Norfolk Southern Railroad for all their work and labor conducted to replace the signals along Monroe Street. The remaining amount of the agreed unit price is not required.

Section: 13 - Erosion Control (Part II)

0212	659E00100	EACH	\$50.000	2.000	\$100.00	-2.000	-\$100.00	0.000	\$0.00
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Soil Analysis Test
Reason: The contractor did not conduct the required soil testing prior to seeding and mulching of the Silica Drive bridge. Therefore, this line item is non-performed in its entirety.

0215	659E14000	SY	\$3.000	44.000	\$132.00	-44.000	-\$132.00	0.000	\$0.00
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Repair Seeding and Mulching

Reason: Repair seeding and mulching is non-performed due to the seeding and mulching conducted on top of new topsoil. The area was properly prepared and is free from significant damage or bare spots.

0216	659E15000	SY	\$2.000	44.000	\$88.00	-44.000	-\$88.00	0.000	\$0.00
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Inter-Seeding

Line Number	Item ID	Unit	Unit Price	Quantity	Current Amount	Quantity	Change Amount	Quantity	Revised Amount
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Reason: Inter-seeding is non-performed due to the furnishing of the required seeding and mulching operation conducted around the construction limits of the Silica Drive bridge. Seeding was conducted directly on top of the furnished topsoil.

Section: 14 - Drainage (Part II)

0222	605E06000	FT	\$20.000	96.000	\$1,920.00	-96.000	-\$1,920.00	0.000	\$0.00
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4" Base Pipe Underdrains

Reason: Placement of the base pipe underdrains remains unperformed due to the efficiency of the natural drainage of water that accumulates on the Silica Drive bridge.

0224	611E99654	EACH	\$800.000	1.000	\$800.00	-1.000	-\$800.00	0.000	\$0.00
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Manhole Adjusted to Grade

Reason: The existing manhole did not require the adjustments specified in the plans. Therefore, this line item remains entirely unperformed.

Section: 17 - Structure Over 20 Foot Span

0250	516E13600	SF	\$8.000	126.000	\$1,008.00	-94.000	-\$752.00	32.000	\$256.00
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1" Preformed Expansion Joint Filler

Reason: The expansion joint filler was applied to the superstructure in accordance with design specifications. The surplus quantity was not required for further general use.

0266	530E00600	SF	\$3.000	1,983.000	\$5,949.00	-666.000	-\$1,998.00	1,317.000	\$3,951.00
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Structures: Architectural Staining

Reason: As per the City Engineer's request, architectural staining was omitted from Silica Drive bridge Piers 1 and 2 due to the non-placement of form liner.

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount
0267	530E13000	SF	\$15.000	1,983.000	\$29,745.00	-666.000	-\$9,990.00	1,317.000	\$19,755.00
Form Liner									
Reason: As per the City Engineer's approval, form liner installation was omitted for Silica Drive bridge Piers 1 and 2.									
42 items			Totals		\$1,138,987.60		-\$286,704.23		\$852,283.37

New Items

Line Number	Item ID	Unit	Quantity	Unit Price	Extension
Section: 5 - Water Work					
8090	990E30000	LS	1.000	-\$10,285.360	-\$10,285.36
AGREED LUMP SUM					

Reason: Total service fee for time and material incurred by the City of Sylvania for the water main break on 5/24. The City's Water Department and Streets Department replaced the 8" C900 water line STA 537+20, LT.

Section: 6 - Lighting

8100	625E31600	EACH	1.000	\$3,240.000	\$3,240.00
PULL BOX, MISC.: 13x24x18					

Reason: Installation of a 13x24x18 pull box over existing lighting feed (RIC). Amount includes the labor to hammer down the existing foundation and lower the conduit. All existing circuits were placed through that foundation. Light pole was moved outside of sidewalk and circuits were placed inside of new pull box. Force account records were submitted by the contractor, reviewed, and found to be acceptable.

Change Order Details:

Line Number	Item ID	Unit	Quantity	Unit Price	Extension
8110	990E30000	LS	1.000	\$4,486.000	\$4,486.00
AGREED LUMP SUM					
Reason: Installation of 267' of 2" PVC conduit with 40' of trench and marking tape. Also installed (2) - 13x24x18 pull boxes. From Main Street to the RR tracks for communications from the Sylvania maintenance building to the police station. Force account records were submitted by the contractor, reviewed, and found to be acceptable.					
8120	625E30700	EACH	1.000	\$1,412.000	\$1,412.00
PULL BOX, 725.08, 18"					
Reason: Installation of a 13x24x18 pull box in concrete center island for Norfolk Southern railroad signals. Force account records were submitted by the contractor, reviewed, and found to be acceptable.					
8130	990E30000	LS	1.000	\$3,520.000	\$3,520.00
AGREED LUMP SUM					
Reason: Installation of a 12x12x12 pull box with 185' of 1" PVC conduit with trench and tape. Includes the labor to troubleshoot and reconnect existing lighting. Force account records were submitted by the contractor, reviewed, and found to be acceptable.					
8140	990E30000	LS	1.000	\$1,026.000	\$1,026.00
AGREED LUMP SUM					
Reason: Extra work including labor costs for extending the wiring and placing the pull box for light pole LP-FIR-A-1 due to the extension of Retaining Wall 006 in front of the Sylvania Fire Department. Force account records were submitted by the contractor, reviewed, and found to be acceptable.					
Section: 7 - Traffic Control					
8150	990E30000	LS	1.000	\$7,232.330	\$7,232.33
AGREED LUMP SUM					
Reason: Extra work including labor, equipment, and materials for installation of the 15' pedestal poles for the School Flashers on Monroe Street. Force account records were					

Change Order Details:

-UC-MONROE ST & SILICA DR UPRGD & BRIDGE REPLACEMENT

Line Number	Item ID	Unit	Quantity	Unit Price	Extension
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submitted by the contractor, reviewed, and found to be acceptable.

7 items

Total: \$10,630.97

Change Order Details:

.UC-MONROE ST & SILICA DR UPGRD & BRIDGE REPLACEMENT

ORDINANCE NO. 97-2024

**AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE
TO ENTER INTO AN AGREEMENT WITH TESSA GARDELLA; AND
DECLARING AN EMERGENCY.**

WHEREAS, Ordinance No. 31-2020, passed June 1, 2020, amended Section 125.02 – Division of Police and Section 139.03(e)(3) – Definition and Adoption of the Compensation Plan of the Codified Ordinances of Sylvania, 1979, as amended to create the new position of “Police Cadet”; and,

WHEREAS, the creation of this position and approval of the Job Description by the Sylvania Civil Service Commission allows candidates to complete the Ohio Peace Officer Training Academy and obtain their firearms certification within one year of the date of hire; and,

WHEREAS, Tessa Gardella was hired as a Police Cadet and her first day was August 5, 2024 and will be beginning the Owens Community College Police Academy in August; and,

WHEREAS, as the City is investing significant time, energy and resources in Ms. Gardella’s training, an Agreement for the reimbursement of certain expenses if Ms. Gardella leaves the City of Sylvania’s employment on or before December 31, 2027 should be entered into; and,

WHEREAS, the Directors of Public Safety and Finance and the Chief of Police have recommended the Agreement, a copy of which is attached hereto as “Exhibit A”, be approved.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the Mayor and Director of Finance be, and they hereby are authorized to enter into an Agreement, on behalf of the City of Sylvania, with Tessa Gardella as set forth on the attached "Exhibit A."

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the Agreement should be approved at the earliest possible time, and therefore, this Ordinance should be effective immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council
APPROVED:

Director of Law

Mayor

Date

AGREEMENT

THIS AGREEMENT is effective this _____ day of July, 2024, by and between the City of Sylvania ("City") and Tessa Gardella ("Gardella") who desires to become a Police Officer with the City of Sylvania Police Department.

WHEREAS, Gardella was hired on August 5, 2024 as a Police Cadet and pursuant to the terms of the Police Cadet Job Description approved by the Sylvania Civil Service Commission, Tessa Gardella is required to successfully complete Ohio Peace Officer Certification and firearms qualification within one year of date of hire; and,

WHEREAS, upon successful completion of the Ohio Peace Officer Training Academy, Tessa Gardella will be promoted to the position of Police Officer contingent on completion of the 2000 working hour probation period and execution of this Agreement; and,

WHEREAS, Tessa Gardella acknowledges that the City will incur substantial expense in the form of time, effort and money in the screening of applicants seeking employment as police officers and police cadets and in training and paying the wages and instructional fee to Owens Community College for the Ohio Peace Officer Training Academy for Tessa Gardella to obtain the required certification to become a police officer.

WHEREAS, if Tessa Gardella leaves employment with the City prior to December 31, 2027, Tessa Gardella acknowledges that the City will have suffered substantial economic loss due to the payment of expenses and wages to Tessa Gardella and payment of tuition to Owens Community College such that repayment of those expenses should Tessa Gardella resign or be terminated prior to December 31, 2027 is reasonable.

NOW, THEREFORE, in consideration of the terms and conditions herein, the Parties mutually agree as follows:

1. The City will provide compensation to Tessa Gardella at the rate of \$20.61 per hour and also paid the sum of Seven Thousand Eight Hundred Fifty Dollars (\$7,850.00) to Owens Community College for Tessa Gardella's Ohio Basic Peace Officer Training Academy, for a total sum to be determined upon completion of the Owens Community College Police Academy.
2. Tessa Gardella shall repay the City the costs paid by the City for tuition and wages on Tessa Gardella's behalf associated with the Ohio Basic Peace Officer Training Academy if Tessa Gardella:
 - a. Is terminated or resigns in lieu of termination for violation of any City of Sylvania Police Department Policies and Procedures on or before December 31, 2027;
 - b. Resigns her position as Police Officer with the Sylvania City Police Department on or before December 31, 2027.

3. If Tessa Gardella resigns or is terminated by the Sylvania City Police Department as outlined in Items 3(a) and (b) above, repayment of the City's costs shall be as follows:
 - a. The total of all the costs paid by the City for tuition and wages if Tessa Gardella resigns or is terminated on or before December 31, 2025;
 - b. Two-Thirds of the total of all the costs paid by the City for tuition and wages if Tessa Gardella resigns or is terminated between January 1, 2026 and December 31, 2026;
 - c. One-Third of the total of all the costs paid by the City for tuition and wages if Tessa Gardella resigns or is terminated between January 1, 2027 and December 31, 2027.

Repayment shall be made within thirty (30) days of invoice.

4. If the City commences litigation against Tessa Gardella for recovery of the costs outlined in Paragraph 4 of this Agreement, Tessa Gardella agrees that she will be liable for any outstanding repayment amount specified in Paragraph 4 above as well as the City's costs to commence the suit, including attorney's fees.
5. This Agreement shall be governed by the laws of the State of Ohio and any legal dispute shall have Lucas County as its legal venue.
6. This Agreement may be amended only upon written Agreement of the Parties.
7. If any provision or any portion hereof contained in this Agreement is held to be invalid or unenforceable, the remainder of this Agreement shall be deemed severable and remain in full force and effect.

CITY OF SYLVANIA

Tessa Gardella

By _____
Craig A. Stough, Mayor

By _____
Toby Schroyer, Director of Finance

ORDINANCE NO. 98-2024

AMENDING THE CODIFIED ORDINANCES OF THE CITY OF SYLVANIA, 1979, AS AMENDED BY AMENDING SECTION 125.04 – ORIGINAL APPOINTMENTS TO DIVISION OF POLICE; AND DECLARING AN EMERGENCY.

WHEREAS, the Director of Public Safety and the Chief of Police have recommended that Section 125.04 of the Codified Ordinances of Sylvania be amended as set forth on the attached “Exhibit A” to increase the maximum age for original appointment to the Police Division.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Section 125.04 – Original Appointments to the Division of Police of the Codified Ordinances of Sylvania, 1979, as amended, be and it is, hereby further amended to read as set forth on the attached “Exhibit A.”

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the amendment to this Chapter should be provided for immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by this Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

16

ORDINANCE NO. 99-2024

AMENDING PART ELEVEN – PLANNING AND ZONING CODE OF THE SYLVANIA CODIFIED ORDINANCES, 1979, AS AMENDED BY AMENDING SECTION 1101.01 – DEFINITIONS AND BY AMENDING SECTION 1153.02 – SPECIAL USES; AND DECLARING AN EMERGENCY.

WHEREAS, the Zoning Administrator and Director of Public Service have received some requests to locate auto washes in the City of Sylvania; and,

WHEREAS, the Economic Development Director has received a request to locate a dog wash as a component to an auto wash in the City of Sylvania; and,

WHEREAS, inasmuch as the City's Zoning Code does not provide for auto washes and/or dog washes as a permitted use, the Zoning Code should be amended to permit such uses.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Section 1101.1111 – Car Wash, of the Codified Ordinances of Sylvania, 1979, be, and the same hereby is, amended to read as set forth on “Exhibit A.”

SECTION 2. That Section 1153.02 – Special Uses, of the Codified Ordinances of Sylvania, 1979, be, and the same hereby is, amended to read as set forth on “Exhibit B.”

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that this ordinance must be immediately effective to provide for dog wash and automobile washes in the City and to make necessary changes to the Codified Ordinances. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

* * * *

1101.1111 CAR WASH.

“Car Wash” means a building, or portion thereof, containing facilities for washing one or more automobiles at any one time, using production line methods such as a chain conveyor, blower, steam cleaning device, or other mechanical devices, or providing space, water, equipment, or soap for the complete or partial cleaning of such automobiles, whether by operator or by customer.

* * * *

(Ord. ____-2024. Passed _____-2024.)

“Exhibit A”

1153.02 SPECIAL USES.

* * *

(ff) Auto Wash:

- (1) Auto Washes in B-1, B-2, B-4, M-1 and M-2 Districts.
- (2) All buildings shall have a front yard setback of not less than fifty (50) feet.
- (3) All washing facilities shall be within a completely enclosed building.
- (4) Vacuuming and drying areas may be located outside the building but shall not be in the required front yard and shall not be closer than fifty (50) feet to any residential district.
- (5) All vehicle queuing based on the peak hour demand is prohibited in the public right-of-way and shall be stored on site.
- (6) All off-street parking spaces shall meet with the requirements of Chapter 1157.
- (7) All lighting shall meet with the requirements of Chapter 1157.
- (8) One (1) portable dog wash station may be permitted as part of an auto wash. As part of the Special Use Permit application process, the location and design of the dog wash station will be subject to Sylvania City Council, Board of Architectural Review and Sylvania Municipal Plan Commission review, recommendation, and/or approval.

(Ord. _____-2024. Passed _____-2024.)

“Exhibit B”



17

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Knee Wall Standard Committee Referral Request**

Dear Mr. Mayor and Council Members:

At the May 20, 2024 meeting City Council authorized the Service Department to enter into a design contract with EDGE for development of the Knee Wall Standard (Ord. 72-2024) that is referenced in the Design Guidelines for the Gateway Architectural District.


EDGE has developed a packet of information including three (3) options. Each option provides both a plan view and elevation view of the concept and includes costing information on a per lineal foot basis. The packet is enclosed for your reference.

The Service Department is recommending a Council referral to the most appropriate Committee for review and recommendation.

The Service Department has also requested the packet be placed on the September 11th Board of Architectural Review agenda for their review and comment concurrently with the Council process.

Please call if you should have any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service



Monroe Street Knee Wall Standards

City of Sylvania • July 2024

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CODE REQUIREMENTS

ELEVATION AND PLAN

3D RENDERING

WALL SECTION

SITE SECTION

PLANTING RECOMMENDATIONS



KNEE WALL CODE REQUIREMENTS

INTRODUCTION:

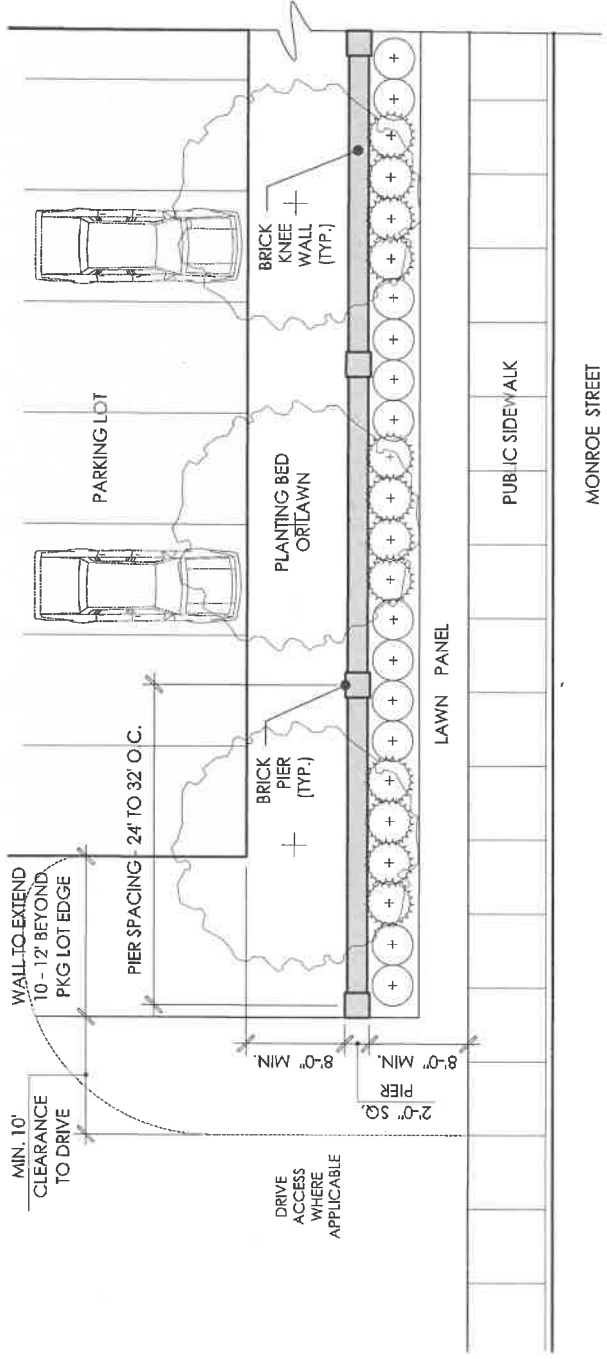
Knee walls help separate parking areas from sidewalks and screen parked vehicles from view. When parking areas are located between the building and the Monroe Street ROW, knee walls should be installed across the full width of the adjacent parking area. The knee wall should also be supplemented with landscape treatments, including trees, shrubs, and perennials. Brick masonry complimentary to the architectural character of the downtown Sylvania streetscape should be used. (Will specify in consultation w/ City of Sylvania).

KNEE WALL CODE REQUIREMENTS:

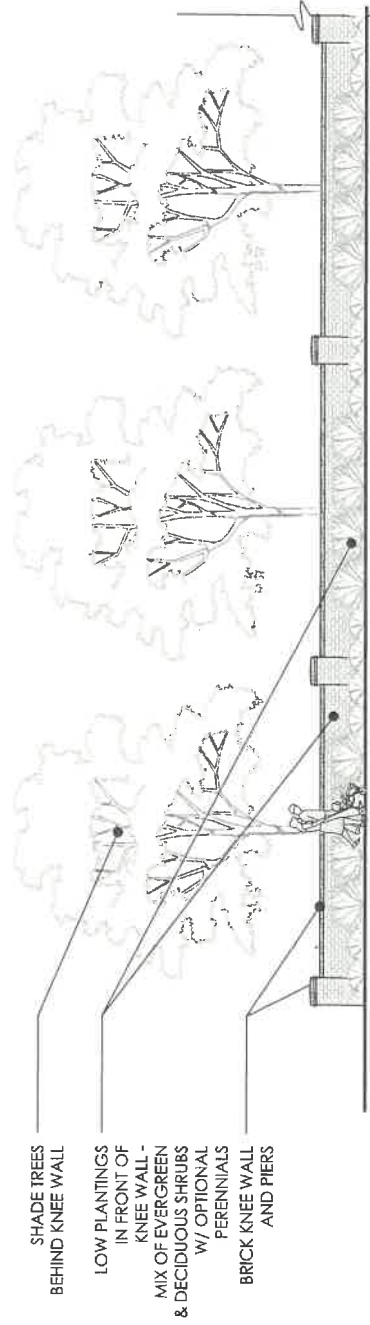
PLACEHOLDER



OPTION ONE



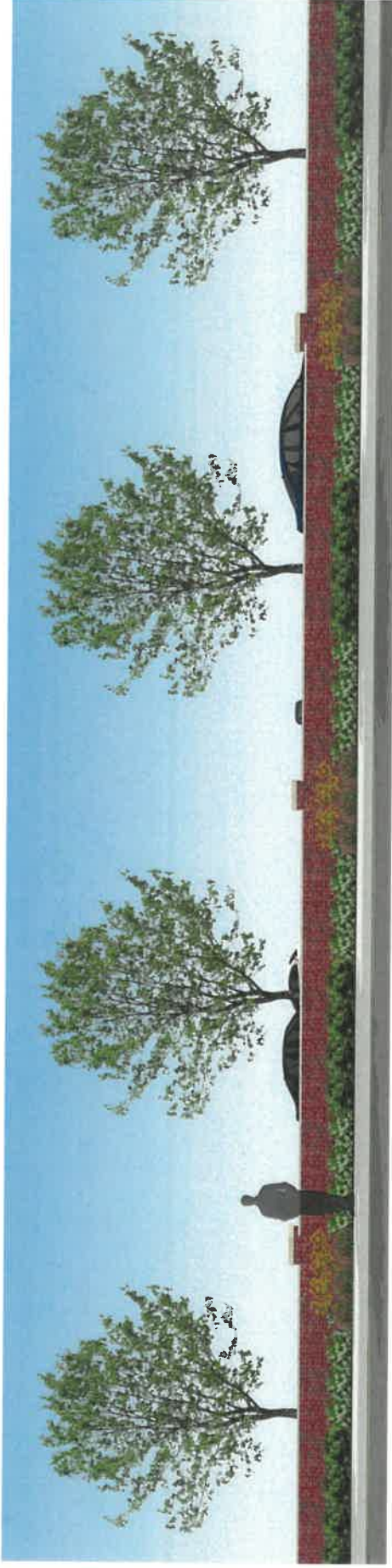
PLAN



ELEVATION



OPTION ONE

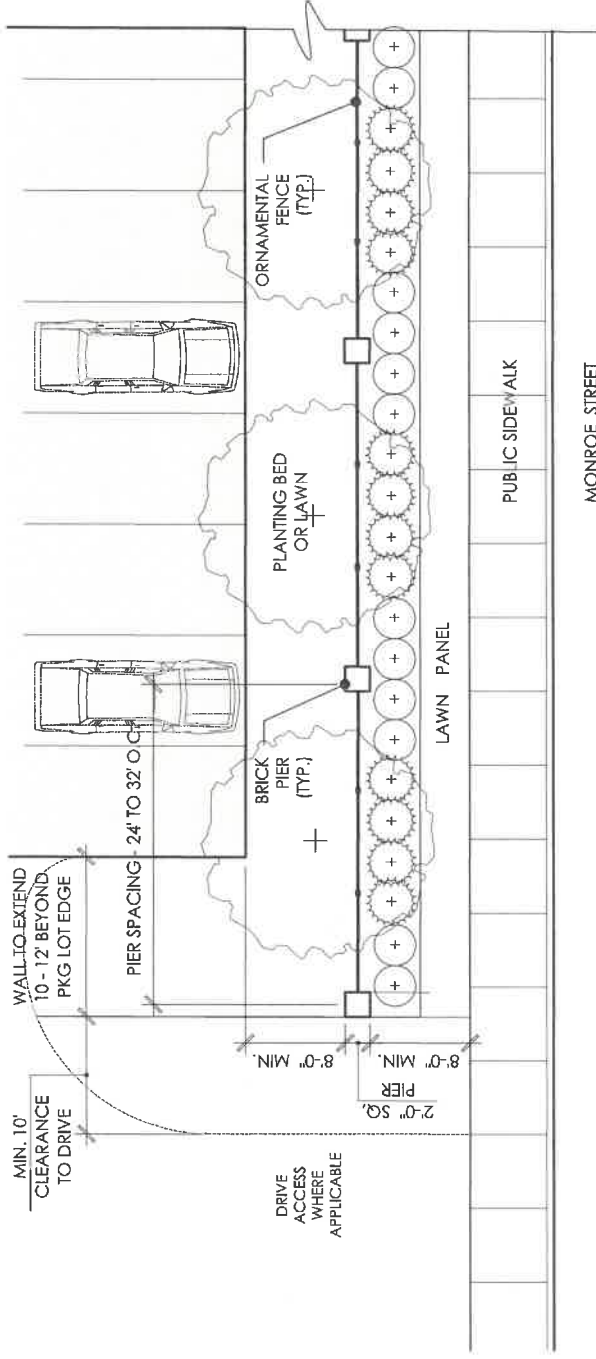


COST INFORMATION

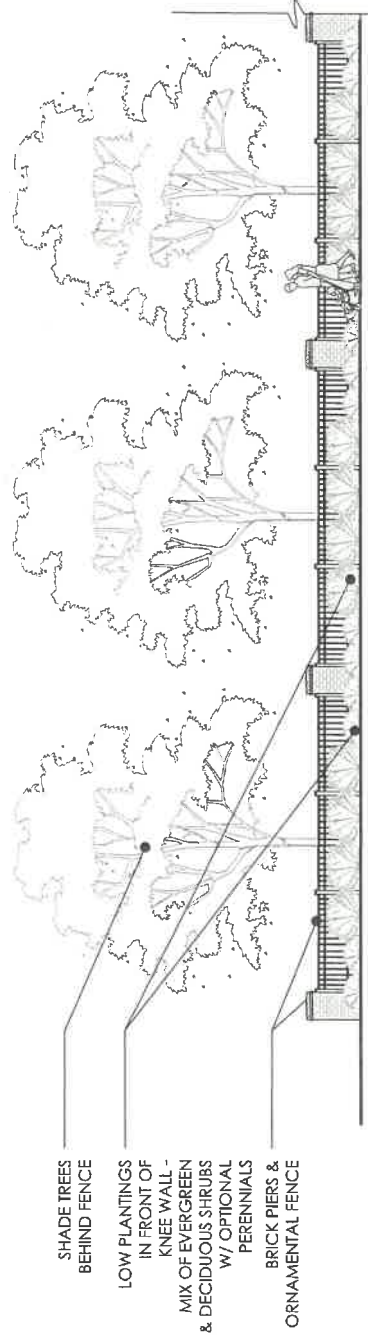
Item	Quantity	Unit	Unit Cost	Total Cost
Brick Pier	4	EA	\$2,600.00	\$10,400.00
Brick Wall	90	LF	\$525.00	\$47,250.00
Evergreen Shrub - 4' o.c.	10	EA	\$85.00	\$850.00
Deciduous Shrub - 4' o.c.	15	EA	\$60.00	\$900.00
Shade Tree	3	EA	\$800.00	\$2,400.00
Planting Bed - soil prep + mulch	500	SF	\$6.00	\$3,000.00
Total/ 100 ft				\$64,800.00
Average per lineal foot				\$648.00



OPTION TWO



PLAN



ELEVATION



OPTION TWO

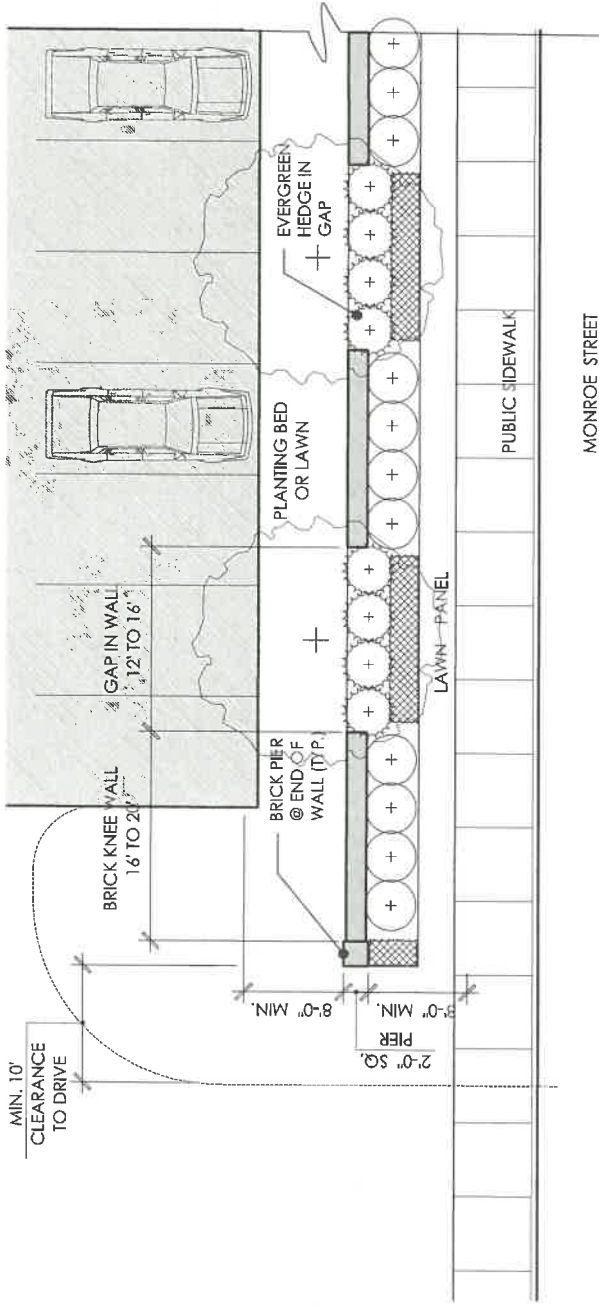


COST INFORMATION

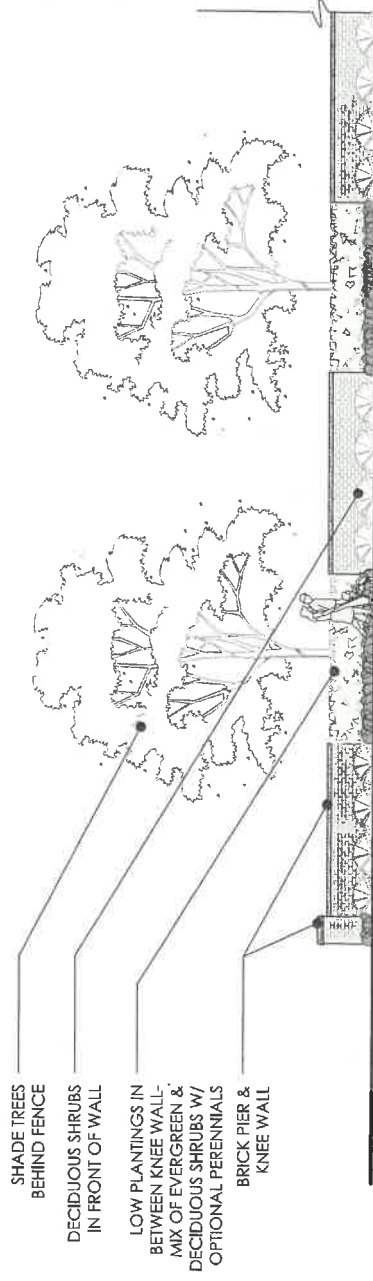
Item	Quantity	Unit	Unit Cost	Total Cost
Brick Pier	4	EA	\$2,600.00	\$10,400.00
Ornamental fence	96	LF	\$75.00	\$7,200.00
Evergreen Shrub - 4' o.c.	14	EA	\$85.00	\$1,190.00
Deciduous Shrub - 4' o.c.	24	EA	\$60.00	\$1,440.00
Shade Tree - 30' o.c.	4	EA	\$800.00	\$3,200.00
Planting Bed - soil prep + mulch	550	SF	\$6.00	\$3,300.00
Total/ 110 ft				\$26,730.00
Average per lineal foot				\$243.00



OPTION THREE



PLAN



ELEVATION



OPTION THREE



COST INFORMATION

Item	Quantity	Unit	Unit Cost	Total Cost
Brick Pier	2	EA	\$2,600.00	\$5,200.00
Brick Wall	60	LF	\$525.00	\$31,500.00
Evergreen Shrub - 4' o.c.	12	EA	\$85.00	\$1,020.00
Deciduous Shrub - 4' o.c.	24	EA	\$60.00	\$1,440.00
Shade Tree - 30' o.c.	3	EA	\$800.00	\$2,400.00
Planting Bed - soil prep + mulch	550	SF	\$6.00	\$3,300.00
Total/ 100 ft				\$44,860.00
Average per lineal foot				\$448.60



PLANTING RECOMMENDATIONS

The following plant species recommendations are provided for site landscaping. The plant list includes species best suited for the area and conditions found along an urban corridor. Other plant species may be used if they follow the intent and character of the standards.

SPECIES SELECTION

Minimum 3 species per 100 linear feet, create a diverse plant palette.

TREE AND PLANT SIZES

Evergreen Shrubs: Minimum #5 gallon container

Deciduous Shrubs: Minimum #3 gallon container

Trees: Minimum 2" caliper

Perennials: Minimum #1 container

SPECIES SELECTION

Evergreen Shrubs:

- Boxwood
- Yews
- Grey Owl Juniper
- Dwarf Mugo Pine
- Ink Berry

Deciduous Shrubs:

- Magic Capet Spirea
- New Jersey Tea
- Dwarf Oakleaf Hydrangea
- Drift Groundcover Rose
- Little Henry Itea

Trees:

- Kentucky Coffee Tree
- Swamp White Oak
- Honey Locust
- Frontier Elm
- Sycamore

Perennials:

- Daylily
- Hameln Grass
- Little Spire Dwarf Russian Sage
- Black Eyed Susan
- Profusion Salvia



PLANTING RECOMMENDATIONS

EVERGREEN SHRUBS



BOXWOOD



YEW



GREY OWL JUNIPER



DWARF MUGO PINE



INK BERRY

DECIDUOUS SHRUBS



MAGIC CARPET SPIREA



NEW JERSEY TEA



DWARF OAKLEAF HYDRANGEA



DRIFT GROUNDCOVER ROSE



LITTLE HENRY TEA

TREES



KENTUCKY COFFEE TREE



SWAMP WHITE OAK



HONEY LOCUST



FRONTIER ELM



SYCAMORE

PERENNIALS



DAYLILLY



HAMELN GRASS



LITTLE SPIRE DWARF RUSSIAN SAGE



BLACK EYED SUSAN



PROFUSION SALVIA





18a.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Letters of Interest (LOI) for Design Engineering Services
LUC-VAR-Sylvania PHB's (PID 122182)**

Dear Mr. Mayor and Council Members:

On December 18, 2023 City Council authorized the Service Department to submit a grant application for funding consideration in the January 2024 solicitation for eligible projects in the Ohio Department of Transportation's Systemic Safety Program (Res. 20-2023).

The City's application was for a project to replace four (4) Rectangular Rapid Flashing Beacon (RRFB) systems at Highland Elementary, Sylvan Elementary, McCord Junior High, and Southview High School with Pedestrian Hybrid Beacons (PHB). The total cost of the project is \$1,274,700 and we requested \$1,109,070 in funding assistance.

On May 6, 2024 the Service Department was notified by ODOT our application was successful. The City was awarded \$109,941 for design engineering, \$63,000 for right-of-way acquisition, and \$936,129 for construction.

The next step in this process is to request Letters of Interest (LOI) from engineering consultants to design the project. City staff members will review the LOI's and select the most qualified consultant to complete the design. Once the consultant is selected the City will enter into fee negotiations with the goal of having a consultant ready to initiate work by October 2024.

We would request authorization to begin the LOI solicitation. Please call with any questions.

Sincerely,

Joseph E. Shaw, P.E., P.S.
Director of Public Service



18b.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Letters of Interest (LOI) for Construction Management Services
LUC-TR 77-0.54 (PID 116375)**

Dear Mr. Mayor and Council Members:


The construction plans and specifications for the above referenced project are complete. The Service Department has received the Federal authorization to proceed ahead with the advertising and bidding of the Harroun Road/Ravine Drive/Flower Hospital Traffic Signal Improvement Project (LUC-TR 77-0.54). This project will have a bid opening on August 28th with construction scheduled anytime between October 2024 through September 2025.

The Service Department would like to request Letters of Interest from construction engineering consultants that would manage and inspect all phases of construction. Specifically, the City will need to have a firm and Construction Project Engineer (CPE) secured that is ODOT pre-qualified for Construction Administration, Inspection, and Materials Management services.

City staff members will review the Letters of Interest and select the most qualified consultant. Once the most highly qualified consultant is selected the City will enter into scope of services and fee negotiations. It is our goal to have the construction engineering contract ready for City Council approval in October 2024.

We would request authorization to begin the Letter of Interest solicitation.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service



18c.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **Sylvania Avenue Pump Station Replacement Project
Consultant Letter of Interest (LOI) Request**

Dear Mr. Mayor and Council Members:


The Service Department is ready to commence engineering design for the Sylvania Avenue Pump Station Replacement Project.

This pumping station, including all pumps and controls, is located approximately 40 feet below grade and only accessible by one 45-inch diameter shaft and single-man elevator. The dry well housing the pumps and controls is a 9'x22'x9' steel chamber and is in fair condition based on a February 2020 inspection by Dixon Engineering. Maintenance is quite challenging at this station via the single-man elevator and the pumps are original. The Sewers Department has had the pumps rebuilt several times over the last few decades, but replacement parts are becoming increasingly harder to find. The Service Department is recommending the station be replaced

The next step in this process is to request Letters of Interest (LOI) from engineering consultants to design the project and prepare the necessary construction plans. City staff members will review the LOI's and select the most qualified consultant to complete the design. Once the consultant is selected the City will enter into scope and fee negotiations with the goal of having a consultant ready to initiate work by November 2024.

We would request authorization to begin the LOI solicitation. Please call with any questions.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service



19a.

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 19, 2024

To: The Mayor and Members of Sylvania City Council

Re: **PLUMMER POOL BATH HOUSE RENOVATIONS**

Dear Mr. Mayor and Council Members:

The bidding documents for the above referenced project are complete and the Service Department would like to move forward in advertising the project for construction. The scope of work includes modernizing men's and women's restroom facilities in accordance with ADA requirements, creating a multi-purpose facility for gatherings and parties, fully upgrading and modernizing the food preparation and concessions areas, and necessary electrical and HVAC upgrades associated with the improvements.

The estimated construction cost is \$383,698.50. \$200,000 of this improvement will be funded from an Ohio Department of Natural Resources (ODNR) Capital Improvement Community Recreation/Conservation Pass-Through Grant (52.1%) and another \$100,000 in state capital appropriation funds that was originally allocated for the SOMO Flats project was redirected towards this improvement (26.1%). The remaining balance (\$83,698.50) would be cost shared on a 50/50 basis with the Sylvania Area Joint Recreation District (SAJRD) as per Ordinance 34-2024. Funds for this project would be from account 401-7750-52268.

The Service Department will advertise for bids beginning on August 26, 2024 with a bid opening scheduled for September 17, 2024. Construction can start after November 1, 2024 and must be completed by April 30, 2025 prior to the start of summer pool season.

We would request that the Clerk of Council be authorized to advertise for bids.

Sincerely,



Joseph E. Shaw, P.E., P.S.
Director of Public Service

RESOLUTION NO. 10-2024

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SYLVANIA
SUPPORTING SYLVANIA AREA JOINT RECREATION DISTRICT'S
REQUEST TO REPLACE TWO LEVIES TOTALING 1.25 MILLS; AND
DECLARING AN EMERGENCY.**

WHEREAS, the Sylvania Area Joint Recreation District ("SAJRD") was established more than 35 years ago to provide recreation services and facilities for the Sylvania Community; and,

WHEREAS, the Sylvania Area Joint Recreation District has demonstrated a record of providing outstanding recreational opportunities and facilities while still maintaining financial responsibility and accountability; and,

WHEREAS, SAJRD is requesting the replacement of two levies totaling 1.25 mills to continue to provide funding for acquiring, equipping, developing, operating and maintaining recreational facilities for parks and recreational purposes; and,

WHEREAS, the total cost of the levies is equivalent to \$44.00 per year for each \$100,000 of the county auditor's appraised value.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That this Council finds that the request for the replacement of SAJRD's 1.25 mills property tax levies is imperative in order to maintain and expand recreation services and facilities.

SECTION 2. That this Council hereby supports the Sylvania Area Joint Recreation District.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal

requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the reason that the City of Sylvania's support of SAJRD's levy requests should be provided before the vote. Provided this Resolution receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote on passage as an emergency: Yeas _____ Nays _____

Passed, _____, 2024, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date



21

DEPARTMENT OF PUBLIC SERVICE
KEVIN G. ALLER, PE DIRECTOR

August 15, 2024

To: Mayor and Members of City Council

Re: Council Referral – SUP# 3-2024

Dear Mayor and Members of Council:

Following is an excerpt from the minutes of the regular meeting of the Municipal Planning Commission of August 14, 2024, Council Referral – Petition for Zoning Ordinance Amendment SUP# 3-2024 requested by Brian McNulty, Associate Vice President of ProMedica, for the property located and 5200 Harroun Road, Sylvania, Ohio 43560, to construct an addition to the Central Utility Plant on the Flower Hospital Campus:

..." Mr. Fischer moved, Mr. Marciniak seconded, to recommend for City Council to approve the Amendment to the Special Use Permit. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote."...

Sincerely,

Debra Webb, Secretary
Municipal Planning Commission

PETITION FOR ZONING ORDINANCE AMENDMENT

To: City of Sylvania, Ohio
City Council and
Municipal Planning Commission

Application No. SUP 3-2024
Date July 10, 2024

Petitioner Name(s): Brian McNulty, Associate Vice President, ProMedica

Petitioner Address: 100 Madison Avenue, Toledo, Ohio 43604

Email: brian.mcnulty@promedica.org

Telephone: (567) 585-8130

Location of property for which zoning amendment is requested:

5200 Harroun Road, Sylvania, Ohio 43560

Purpose of amendment request: Central Utility Plant Addition for Flower Hospital. Space to House Generators, Fire Pump Room, Pumps, and Space for Future Chillers

Current Zoning: R-3

Requested Zoning: NO CHANGE

The undersigned, being one or more of the owners, lessees or occupants within the area proposed to be changed by the amendment, hereby petition for an Amendment to the Zoning Code, pursuant to Chapter 1107 of the Codified Ordinances of the City of Sylvania, Ohio, as amended.

- Attachments:
1. Full legal description of the property for which the Zoning Amendment is proposed.
 2. Area location map.
 3. Site plan - if plan is larger than 11" x 17", eighteen (18) copies must be submitted.

A check for \$300.00 + cost of advertising, payable to the City of Sylvania is attached for processing of said Petition. It is understood that no refund is to be made after the filing of the Petition.

By: 

Robert A. Siebenaller, AIA
SSOE Group

Date referred by Council: 7/15/24

Date of Commission Action: 8/14/24

Date of Council Action: _____

Action: _____

For Office Use Only

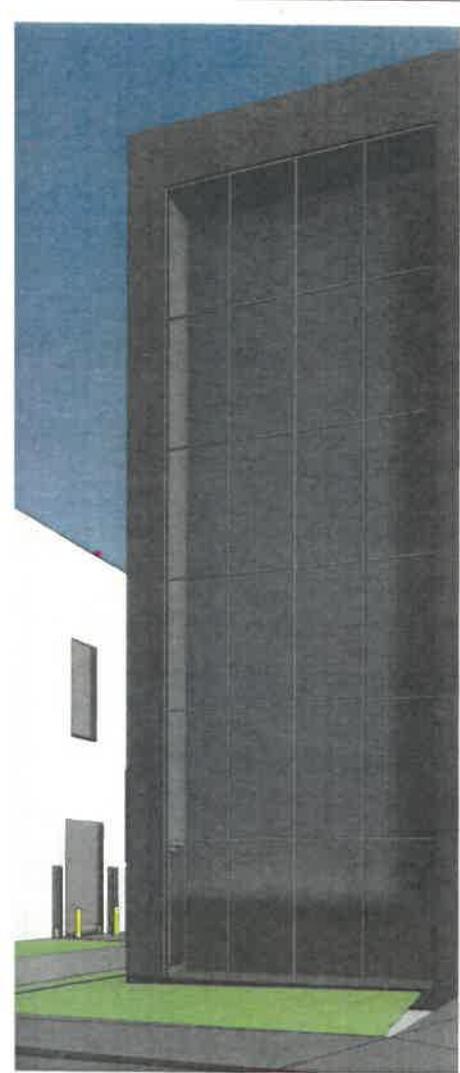
Date: 7/10/2024

Check #: 504766

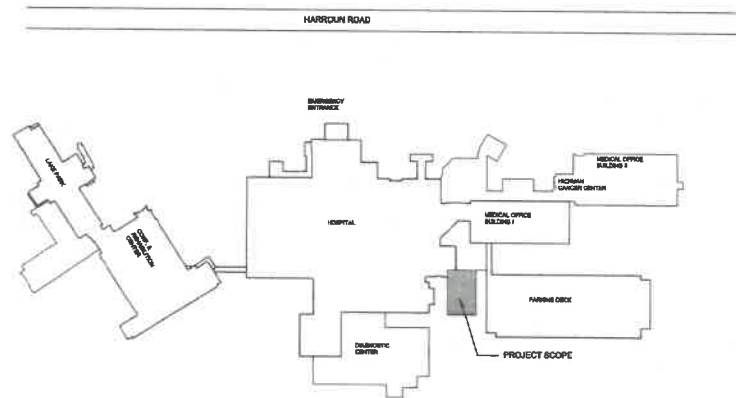
Cash: _____

Fee: \$ 300.00

F ARCHITECTURAL REVIEW



NEW CONSTRUCTION LOCATION



CAMPUS MAP



22

NOTICE TO LEGISLATIVE AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6808 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2380 FAX(614)644-3166

TO

2448140		TRFO	ELEMENT ACQUISITION LLC EXCL BANQUET ROOMS 5737 N MAIN ST & PATIO SYLVANIA OH 43560
06 01	2024		
07 12	2024		
D1 D2 D3			
48	077	A	F31712

FROM 07/16/2024

2485375			ELEMENT 112 LLC DBA ELEMENT 112 EXCL BANQUET ROOMS 5737 N MAIN ST & PATIO SYLVANIA OH 43560
06 01	2024		
07 12	2024		
D1 D2 D3			
48	077		

REC'D
 JUL 19 '24
 MAYOR'S OFFICE
 SYLVANIA, OHIO



MAILED 07/16/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN. 08/16/2024

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES **A TRFO 2448140**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.
DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

- (Title) - Clerk of County Commissioner
 Clerk of City Council
 Township Fiscal Officer

(Date)

CLERK OF SYLVANIA CITY COUNCIL
6730 MONROE ST
SYLVANIA OHIO 43560

Memo

TO: Mayor Stough and Members of Sylvania City Council
 FROM: Toby Schroyer, Director of Finance
 DATE: August 6, 2024
 RE: Then and Now Certifications

Below is the list of Then and Now Certifications for expenditures over \$3,000 that have been issued from February 27, 2024 through August 1, 2024. We would request approval of the Then and Now Certifications as set forth below. Please call if you have any questions. Thank you.

2/27/2024	Lucas County E.M./Court	12,517.35
2/27/2024	Cargill/ road salt	27,604.05
3/12/2024	J & L Mechanical/ Replace Actuator and drive	4,393.27
3/15/2024	Frontline Public Safety Solutions/ Police Service Agree	12,304.93
3/22/2024	Lake ChemDry/ Court and Prosecutor	4,998.00
3/27/2024	CJCC - Noris/ Police 2nd qtr service	6,918.75
4/3/2024	Lucas County E.M./Court	11,166.35
4/5/2024	Motorola Solutions/ Police Warranty	11,925.00
4/7/2024	CIMA Companies/ Court Volunteers Insurance 2024	3,358.96
4/8/2024	DMC Technology Group/ IT annual subscription FireEye	7,755.92
4/11/2024	DMC Technology Group/ IT annual subscription FortiNet	16,540.00
4/12/2024	Jack Doheny Company/ Annual Vector Maintenance	5,439.52
4/16/2024	Motorola Solutions/ Police radios	82,070.46
4/22/2024	American Legal Publishing/ Recodification of Ordinances	7,613.11
4/25/2024	Software Solutions/ annual software support	28,765.17
4/30/2024	Kiesler Police Supply/ Police rifles	3,359.97
5/1/2024	Ohio Tactical Officers Assoc/ Police training	5,250.00
5/6/2024	Henschen & Associates/ Court	3,040.00
5/6/2024	Yondr Inc/ Court phone pouch buy out	4,237.50
5/7/2024	Lucas County E.M./Court	10,258.65
5/10/2024	P & R Communications/ Police annual maintenance agree	7,320.00
5/17/2024	Lucas County E.M./Court	11,443.55
5/20/2024	Legal Lingo/ Legal services March and April	4,218.75
5/21/2024	DMC Technology Group/ IT annual support DD/Avamar	9,348.96
6/4/2024	K & M Tire/ Street	3,448.00
6/6/2024	J & L Mechanical/ Building A/C	9,611.25
6/6/2024	Fyr Fyter/ yearly fire extinguisher maintenance	3,167.85
6/11/2024	Buck Brothers Paving/ Courts parking lot sealing	7,280.38
6/17/2024	Service Express/ IT Quarterly support contract	3,700.00
6/18/2024	Lucas County E.M./Court	14,378.00
6/18/2024	CJCC - Noris/ Police 3rd qtr service	6,918.75
6/24/2024	Court Diagnostic and Treatment Center/ Court	4,908.00
6/27/2024	Lucas County Treasurer/ Police K-9 Control	3,334.34
7/5/2024	Ohio AMS/ Court	3,875.00

7/10/2024	Buck & Knobby Equipment/ Monroe St catch basins	3,128.75
7/12/2024	J & L Mechanical Services/ Building A/C	7,488.26
7/15/2024	Lucas County E.M./Court	13,754.00
7/22/2024	Lake ChemDry/ Building carpet cleaning	5,651.45
7/30/2024	Naviant/ IT annual support	15,866.02
8/1/2024	J & L Mechanical Services/ Building A/C	4,417.30

A

Board of Architectural Review

Minutes of the regular meeting of August 14, 2024. Mr. Schaaf called the meeting to order.

Acting Secretary, Timothy Burns, took the roll call. Members present: Mayor Craig Stough, Kate Fischer, Carol Lindhuber, Ken Marciniak and Jeff Schaaf. (5) present

Ms. Lindhuber moved, Mr. Marciniak seconded to approve the Minutes of the July 10, 2024, meeting as submitted. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Mr. Schaaf stated that Item 3 (app. no. 33-2024) will be deferred until the end of the meeting so that it will align with the applicants Planning Commission Item.

Item 4 – Regulated Sign – app. no. 34-2024 requested by Kimberly Ortman of True Aerial Signs, Toledo’s Men & Weight Loss Clinic 5660 Monroe Street, Sylvania, Ohio 43560. Application is for a new wall sign and a new window sign.

Ms. Ortman was present.

Signs are within the limits of the Sylvania Sign Code.

Ms. Fisher moved, Ms. Lindhuber seconded, to approve the signs shown in the drawing submitted with the application. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 5 – Regulated Sign – app. no. 35-2024 requested by Rami Shaheen of Sign Dezign USA for Stronger Longer Better, 6400 Monroe Street, Sylvania, Ohio 43560. Application is for a new monument sign.

Sign is within the limits of the Sylvania Sign Code.

Mr. Marciniak moved, Ms. Fischer seconded, to approve the sign shown in the drawing submitted with the application. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 6 – Regulated Sign – app. no. 36-2024 requested by Daniel Levin of Sign Dezign USA for Mayberry Pharmacy, 8257 Mayberry Square, Sylvania, Ohio 43560. Application is for a new canopy sign.

Sign is within the limits of the Sylvania Sign Code.

Ms. Lindhuber moved, Ms. Fischer seconded, to approve the sign shown in the drawing submitted with the application. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

**Board of Architectural Review
Minutes of August 14, 2024
Page 2**

Item 7 – Regulated Sign – app. no. 37-2024 requested by David Jason Povlich of Warriors Management for Clocktower Comix Enterprises, Inc. 5823 & 5825 Monroe Street, Sylvania, Ohio 43560. Application is for six new window signs (with upper and lower portions).

Mr. Povlich was present.

Signs are within the limits of the Sylvania Sign Code.

Ms. Fischer moved, Mr. Marciniak seconded, to approve the signs shown in the drawing submitted with the application. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 3 – Building Review – app. no. 33-2024 requested by Robert A. Siebenaller of SSOE for ProMedica Flower Hospital, 5200 Harroun Road, Sylvania, Ohio 43560. Application is for an addition of a two-story structure to the existing lower level mechanical space to serve as a central utility plant.

Robert Siebenaller and Heather Judge of SSOE, John McGregor and Chris Lee of Rudolph Libbe and Jeff Brenizer of ProMedica were present

The new addition will closely match the existing buildings colors and design.

Mr. Marciniak moved, Ms. Fischer seconded, to approve the design shown in the drawing submitted with the application. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Ms. Lindhuber moved, Ms. Fischer seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Timothy Burns, Acting Secretary
Municipal Planning Commission

B

Sylvania Municipal Planning Commission

Minutes of the regular meeting of August 14, 2024. Mr. Schaaf called the meeting to order.

Acting Secretary, Timothy Burns, took the roll call Members present: Mayor Craig Stough, Kate Fischer, Carol Lindhuber, Ken Marciniak and Jeff Schaaf. (5) present.

Ms. Lindhuber moved, Ms. Fischer moved seconded to approve the Minutes of the July 10, 2024, meeting as submitted. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Item 3 – Council Referral – Petition for Zoning Ordinance Amendment SUP# 3-2024 requested by Brian McNulty, Associate Vice President of ProMedica, for the property located and 5200 Harroun Road, Sylvania, Ohio 43560, to construct an addition to the Central Utility Plant on the Flower Hospital Campus.

Robert Siebenaller and Heather Judge of SSOE, John McGregor and Chris Lee of Rudolph Libbe and Jeff Brenizer of ProMedica were present

Mr. Schaaf stated that this Special Use Application goes along with the Application that was approved tonight by the Board of Architectural Review.

Mr. Burns said that the Hospital currently has a Special Use Permit for the property; and that this application is for an amendment to the Special Use Permit.

The new addition will connect the existing mechanical room to a new two-story structure to serve as a central utility plant of the campus

Mr. Fischer moved, Mr. Marciniak seconded, to recommend for City Council to approve the Amendment to the Special Use Permit. Vote being: Stough, Lindhuber, Fischer, Marciniak and Schaaf (5) aye; (0) nay. Motion passed by a 5 to 0 vote.

Ms. Lindhuber moved, Mr. Marciniak seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

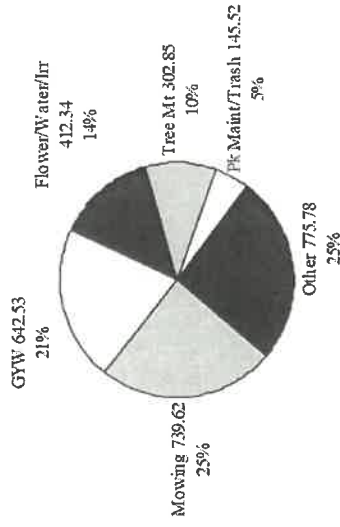
Submitted by,



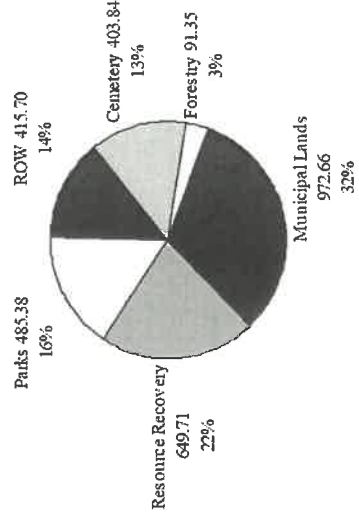
Timothy Burns, Acting Secretary
Municipal Planning Commission

Parks & Forestry Quarterly Report : April - June, 2024

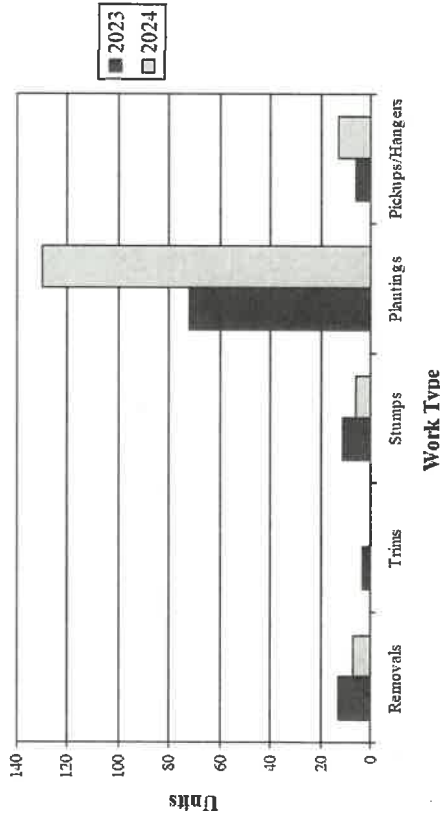
Man-Hours by Work Type



Man-Hours by Account



2023-2024 Work Comparison



Parks & Forestry Quarterly Report : April - June, 2024

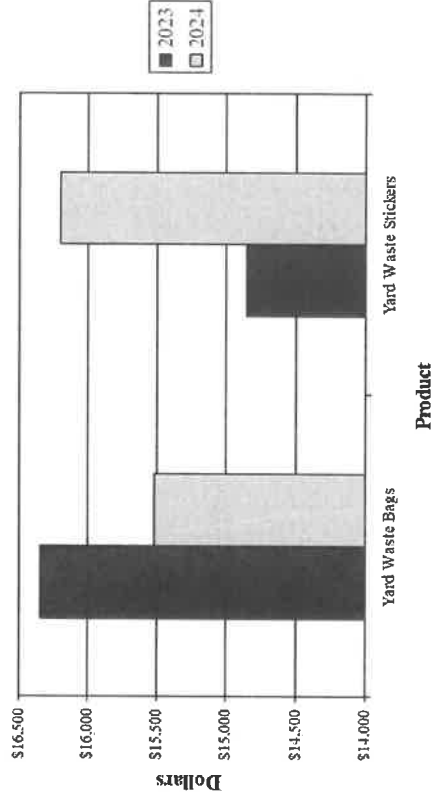
Green Yard Waste

Volume Collected (cubic yards)

- * Route A 202.0[~]
- * Route B 194.0[~]

[~] Processed Volume

2023- 2024 Revenue Comparison





**Division of Taxation
Management Report**

Second Quarter 2024

Key Statistics:	2024	2023
Number of tax returns processed	6721	7509
Number of e-filed returns	494	538
Gross Receipts (year to date)	\$7505024.61	\$7420030.21
Number of withholding payments processed	4314	4324
Number of online payments	278	276
Number of refunds processed	228	208
Delinquent totals	\$1094190.48	\$1062491.36
Amount of money collected by the collection attorney	\$2992.00	\$15406.23
Amount of money collected by the State Attorney General	\$4814.84	\$0.00
Number of accounts turned over for collection	4	0

Items of Special Interest:

The second quarter is always a very busy time for our office. The second quarter begins in April with assisting taxpayers with filing before the April deadline. Once the due date for tax returns passes, we have the duty of processing all tax return payments and opening all mail, followed by auditing the returns that were received. There is very little time for projects or special programs in the second quarter.

As always, we continue to look for ways to improve our productivity and increase revenues.

Respectfully submitted,

A handwritten signature in black ink that reads "Christy M. Ordorica".

Christy M. Ordorica
Commissioner of Taxation



SYLVANIA POLICE DIVISION 2nd QUARTER 2024

Operational Statistics

	<u>2024</u>	<u>2023</u>
Crime Reports	329	270
Criminal Arrests - Juvenile/Adult	2/65	2/63
Traffic Citations	116	161
Warnings	902	974
Parking Tickets	2	3
OVI	15	9
Traffic Crashes	86	79
Traffic Crash injuries/fatalities	19/0	27/0
Calls for Police Service	2824	3254
Hours Spent Handling Police Calls	1019:55	1631:45
Emergency Response Time – Priority 1	2:32	2:23
Overtime Hours - Police	1240	1395
Overtime Hours - Records	51	43
Training Hours	1230	1167

Administrative Update

During the 2nd quarter of 2024, backgrounds were completed on the candidates for the officer position. One candidate was given a conditional offers of employment pending further testing. That candidate is not currently certified and is enrolled in the Fall 2024 Owens College Police Academy with a completion date late in December of 2024.

The 2024 cruiser that was ordered has been completed, however, we are still waiting on delivery as it is in quality control in Chicago. Expected delivery will be in the 3rd quarter.

Captain Hasse attended 400 hours of training at Michigan State University School of Staff and Command. He graduated from this program in May 2024. This is an executive level training to help prepare command level staff to lead departments.

Sgt. John Pinkstaff attended and completed the Supervisor Training and Education Program (STEP) offered by the Ohio Association of Chiefs of Police. This program is designed to provide first line supervisors the leadership capacity to complete their job and aid in the transition from officer to supervisor.

Community Affairs

Introduction

Officer Barnswell completed the elementary D.A.R.E. curriculum and held D.A.R.E. graduation ceremonies at Highland Elementary and Toledo Islamic Academy. Officer Russell provided kindergarten bike safety and 3rd grade seatbelt safety talks to Sylvania Schools, St. Joseph School, and Toledo Islamic Academy.

The Community Affairs staff has started taking steps to replace D.A.R.E. with the new L.E.A.D. program. Sgt. Bell, Officer Barnswell, and Officer Russell are certified to teach L.E.A.D. from Kindergarten through 12th grade.

Officer Andrzejewski and Officer Russell finished the second half of the 2023-2024 school year at Northview High School and Southview High School without any major issues. The City of Sylvania Police Division, the Sylvania Township Police Division, and the Sylvania School District continue to utilize a cooperative effort to maintain school safety in the district.

The Community Affairs staff coordinated and conducted the Safety City Program, which returned to Maplewood Elementary this year. The program was a success and continues to receive positive responses from parents and children involved in the program.

The Sylvania Public Safety Cadets continues to be an excellent resource for our community. The program provides the opportunity for our youth to learn about law enforcement as they develop lifelong skills that will serve them well as they become adults.

Youth Programs / DARE Events

- Officer Andrzejewski and Officer Barnswell gave several presentations at Southview High School about prom safety and college campus safety.
- Officer Andrzejewski and Officer Russell worked the high school prom / after prom events at their respective assigned high schools. Officer Barnswell and Officer Russell assisted Officer Andrzejewski with Southview's prom at the Toledo Zoo and Officer Barnswell assisted Officer Russell with Northview's prom at The Glass City Center.

- Officer Barnswell completed the elementary D.A.R.E. program at Highland and Toledo Islamic Academy.
- Officer Russell presented the Kindergarten Bicycle Helmet Safety Program and 3rd Grade Seatbelt Safety classes to Sylvania Schools, St. Joseph School, and Toledo Islamic Academy.
- Officer Barnswell attended the monthly Sylvania Prevention Alliance meetings.
- Officer Russell and Sylvania Township Officer Deutschman continued to organize and run the Public Safety Cadet meetings.
- Community Affairs staff hosted the Safety City Program at Maplewood Elementary on June 10th – 14th.

Community Involvement

- Sgt. Bell and Officer Barnswell attended several community events and meetings.
- Sgt. Bell worked the DEA National Prescription Drug Take Back Day event at Kroger Timberstone.
- Officer Barnswell and Officer Russell gave presentations about our shift from D.A.R.E. to L.E.A.D. to the Sylvania School Board and our City Council.
- Sgt. Bell is currently assisting Sylvania Area Family Services and the Sophia Center with re-organizing our Juvenile Diversion Program.

Public Safety Cadets

The Public Safety Cadets have trained in the following topics this quarter:

- Building Searches
- Traffic Control
- Radio Communications
- Traffic Stops

The Public Safety Cadets worked the following events this quarter:

- Sylvania Business Expo
- Heart of Ohio Competition
- Glass City Marathon
- Pacesetter Soccer Invitational
- July 3rd Fireworks

School Resource Officer Programs

Northview High School - Officer Russell		Southview High School – Officer Andrzejewski	
Presentations	0	Presentations	6
Meetings /Training	11	Meetings /Training	9
General Offense /Accident Reports	0	General Offense /Accident Reports	2
Citations / Warnings	0	Citations / Warnings	0
School Related Complaints/Interview	45	School Related Complaints/Interview	21
Parking Lot Assists	18	Parking Lot Assists	8
Court Appearances	1	Court Appearances	0
Security Issues	62	Security Issues	12

Misc.	41	Misc.	21
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Volunteer Program - 2nd Quarter Report

Hour Summary	
Total Patrol Volunteer hours for Apr. 2024 – Jun. 2024	22.16
Total Event Volunteer hours for Apr. 2024 – Jun. 2024	83.3
Total	105.46

Volunteer Patrol Log	
Lockouts	0
House Checks	23
Road Patrol/Traffic Assists	0
Citizen/Motorist Assists	0
Special Assignments:	
<ul style="list-style-type: none"> • Sylvania Expo • Drug Take Back Day • Drug Take Back Day • Heart of Ohio Competition • Glass City Marathon • Hot Coco Run • Memorial Day Parade • Centennial Terrace Concerts 	

Bike Patrol - 2nd Quarter Report

Hour Summary	
On-duty hours Apr. 2024 – Jun. 2024	0
Overtime hours for Apr. 2024 – Jun. 2024	31.75
Total	31.75
Special Events:	
<ul style="list-style-type: none"> • St. Joes Fest 	

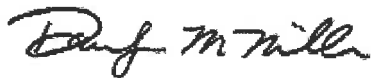
Detective
Bureau

April – June 2023

Active Case Load by Investigator			
Detective	Assigned	Cleared	Total Active
Sgt. Music	10	12	4
Det. Collins	11	9	14
Det. Gallup	0	0	0
Det. Papenfuss	10	11	10
Monthly Totals	31	32	28

Mobile Device Extractions Completed	7
Storage Device Extractions Completed	34
Computers/Hard Drive Extractions	12

Respectfully submitted,



Danilyn M. Miller
Chief of Police

City of Sylvania Management Report
For The Division of Streets
Second Quarter - 2024

Road Repairs & Maintenance:

	<u>2024</u>	<u>2023</u>
Remove & Replace Existing Concrete As Needed	13.5 cubic yards	9 cubic yards
Set /Remove concrete forms and backfill	176 hrs.	208 hrs.
Low Strength Mortar Backfill for catch basins	6 cubic yards	18 cubic yards
Asphalt Placed for Repairs	13 tons.	22 tons.
Street Sweeping Hours	312 hrs.	340 hrs.
Street Sweeping Tonnage Hauled	21.5 tons	69 tons
Catch Basin Repair Hours	856 hrs.	824 hrs.
Number of basins repaired	27	4
Number of basins rebuilt	9	19
Curb and Sidewalks Repairs	40 hrs.	64 hrs.
Cold Patch Hours	144 hrs.	128 hrs.
Cold Patch Used in Tons	6 tons.	5 tons.
Replace ADA mats	0 hrs.	32 hrs.
Bridge Repair	0 hrs.	128 hrs.
Stack Salt	112 hrs.	0 hrs.
Monroe Street Main	56 hrs.	0 hrs.

Miscellaneous:

Dead Animals Removed From Right - of - Way	36	23
Snow Plow Damage Repair (Mail Box & Yard Repair)	0 hrs.	20 hrs.
Equipment Maintenance (sweepers, paver, tack machine, rollers)	284 hrs	384 hrs
Leaf Equipment Repairs	312 hrs.	0 hrs.
Clean Up Oil Spills In The Roadways	0 hrs	0 hrs
Maintenance on Brine Systems	84 hrs.	16 hrs.
Cleaning and Inspecting Catch Basins	0 hrs.	16 hrs.
Road Grading Hours	152 hrs.	64 hrs.
Shop Maintenance (clean, paint, repair.)	144 hrs.	164 hrs.
Bike rack and Parklets on Main St	8 hrs.	8 hrs.
Street Lights, Traffic Signals, and School Flashers	101 hrs.	44 hrs.

Traffic Signs Repaired and / or Replaced:

Sign Maintenance Hours	332 hrs.	128 hrs.
Regulatory Signs	14	9
Warning Signs	4	3
Street Name & Informative Signs	13	9

Special Event Set Up:

Class City Marathon
Paper Shred Day at City Hall
St. Joseph Church Festival
St. Joe's Positive Direction Run
Safety City
Block Parties
Memorial Day Parade
Maple and Main Art Fair
First Friday Art Walk

Michael Elliott
Foreman of Streets
8/12/2024

Division of Vehicle Maintenance
Second Quarter 2024

Key Statistics

No. of vehicles serviced and repaired:

This Quarter	76
Last Quarter	84

	<u>Unit count</u>	<u>Parts \$</u>	<u>Labor \$</u>	<u>Misc</u>
<u>Fleet Condition:</u>				
<u>SPD:</u> Good, routine maint.	39	\$5,959.79	\$5,835.00	\$971.58
<u>Streets:</u> Good, routine maint.	15	\$2,036.61	\$1,170.00	\$728.46
<u>Water:</u> Good, routine maint.	4	\$1,148.58	\$810.00	\$0.00
<u>Sewer:</u> Good, routine maint.	7	\$445.76	\$240.00	\$5,439.52
<u>Parks:</u> Good, routine maint.	8	\$359.10	\$1,170.00	\$0.00
<u>Other Depts:</u> Good, routine Maint.	3	\$239.45	\$210.00	\$0.00
<u>Totals</u>	76	\$10,189.29	\$9,435.00	\$7,139.56

Misc Repairs (sublet):

Total Vehicle Maintenance cost: **\$26,763.85**

Third Quarter 2024: Provide revolving repair and maintenance for all departments. Ready and maintain seasonal equipment such as leaf loaders and plow trucks. As the fleet ages, the equipment will require more maintenance and repairs.

Jason Music

Jason Music
Vehicle Maintenance Manager
8/14/2024