

MAUMEE CITY COUNCIL
MINUTES
Monday, July 10, 2023 at 6:15 pm

The Council of the City of Maumee, Ohio met on the above date in Council Chambers with the following members present: Philip Leinbach, James MacDonald, Scott Noonan, Margo Puffenberger, Gabriel Barrow, Jon Fiscus, and Josh Harris (7). Mayor Richard H. Carr presiding.

Roll Call: Philip Leinbach, James MacDonald, Scott Noonan Margo Puffenberger, Gabriel Barrow, Jon Fiscus, and Josh Harris.

Mr. Leinbach moved to enter Executive Session to discuss pending litigation, contract negotiations and personnel matters at 6:16 p.m.

Mr. Noonan seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Leinbach moved to exit Executive Session at 6:34 p.m.

Mr. Noonan seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

COMMITTEE OF THE WHOLE

CITIZEN COMMENTS

Mr. Fiscus moved to adopt the agenda as presented.

Mr. Harris seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. MacDonald moved to approve the minutes of the regular meeting June 5, 2023.

Mr. Barrow seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mrs. Puffenberger moved to accept the Petitions and Communications and place on file.

Mr. Leinbach seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

PETITIONS & COMMUNICATIONS:

A. Notice from the Ohio Division of Liquor Control on the application by Flatrock at Fallen Timbers, LLC, 3100 Main Street Suite 1560, for a new Class D5J license.

Mr. MacDonald moved to approve the Consent Calendar as presented.

Mr. Harris seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

CONSENT CALENDAR:

A. Confirm the appointment of Jodi Radsick as the City of Maumee Municipal Clerk, effective July 11, 2023.

B. Confirm the re-appointment of William Cox and Steve Emerine to the Environmental Advisory Commission.

C. Declare the items listed on the Departmental Report as surplus in the Sewer Division, authorize the sale of said items, and authorize the City Administrator effectuate such sales.

D. Declare the items listed on the Departmental Report as surplus in the Income Tax Division, authorize the sale or disposal of said items, and authorize the City Administrator effectuate such sales.

E. Authorize a three-year agreement with Brycer, LLC to provide inspection compliance services for the Fire Division.

F. Authorize the City Administrator to enter into a contract with Buck Brothers Paving and Concrete in an amount of \$49,997.00 for sealcoating, crack sealing hot rubberized, line stripping and level course and overlay area of front dumpster of Rolf Park parking lot.

G. Authorize City Administrator to approve up to a three-month extension for sewer meter maintenance, data monitoring and reporting for sanitary sewer overflow remediation project.

H. Approval of two (2) Façade Mini Loan/Grant applications for Uptown businesses as on file with the Clerk's Office.

OTHER BUSINESS: None

NEW BUSINESS:

Mr. Harris moved to approve Resolution 012-2023, to proceed with a 5.6 mill tax levy for the purpose of operating and maintaining the Maumee Fire and Emergency Medical Services Department which tax levy will exceed the ten-mill limitation and declaring an emergency.

Mrs. Puffenberger seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Noonan moved to approve Resolution 013-2023, declaring the necessity of lighting the streets and public ways of the City of Maumee, Ohio; approving estimated assessments of the property owners' share of the costs and expenses for such street lighting.

Mr. Leinbach seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. MacDonald moved to approve Ordinance 015-2023, amending Section 127.01 of the Maumee Codified Ordinances and Ordinance 101-2003, regarding maintaining rules and regulations adopted by City Council, the City Administrator, boards, commissions department heads and division heads, and waive the three readings provision.

Mr. Harris seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Fiscus moved to approve Ordinance 016-2023, amending Chapter 1301 of the Maumee Codified Ordinances, updating administrative requirements for inspections of any properties for building and maintenance codes previously adopted by the City of Maumee, and update provisions for permits and penalties, and waive the three readings provision.

Mrs. Puffenberger seconded the motion.

Roll call: 6 voting yea, 1 voting nay, Leinbach, for the waiving of the three readings,

Roll call: 7 voting yea for the ordinance, the Chair declared the motion carried.

Mr. Barrow moved to approve Ordinance 017-2023, amending portions of Chapter 937 of the Maumee Codified Ordinances regarding application procedures to the Storm Water Pollution Prevention Plan, and waive the three readings provision.

Mr. Leinbach seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Noonan moved to approve Ordinance 018-2023, amending Section 123.04 of the Maumee Codified Ordinances as it relates to execution of contracts to be consistent with other code provisions, and waive the three readings provision.

Mr. MacDonald seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Leinbach moved to approve Ordinance 019-2023, adopting current Employee Handbook and revising procedures for future revisions to the Employee Handbook, and declaring an emergency.

Mr. Fiscus seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Noonan moved to approve Ordinance 020-2023, enacting and adopting Chapter 721 of the Maumee Codified ordinances, Mobile Food Service Operations, and declaring an emergency.

Mr. Barrow seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mrs. Puffenberger moved to approve Ordinance 021-2023, amending Chapter 717 of the Maumee Codified Ordinances updating requirements for vehicular ice cream vendors in the City of Maumee, and declaring an emergency.

Mr. Harris seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

Mr. Leinbach moved to approve Ordinance 022-2023, amending ordinance 030-2022 and establishing basis for allocation of assessments for costs of lighting the streets and public ways in the City of Maumee, Ohio, and declaring an emergency.

Mr. MacDonald seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.

COUNCIL COMMENTS

ORDINANCE NO. 018 – 2023 AN ORDINANCE AMENDING SECTION 123.04 OF THE MAUMEE CODIFIED ORDINANCES.

The Ordinance was read by title only.

Mr. NOONAN moved the three readings of the ordinance be waived. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mr. NOONAN moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

ORDINANCE NO. 019 – 2023 AN ORDINANCE ADOPTING CURRENT EMPLOYEE HANDBOOK AND REVISING PROCEDURES FOR FUTURE REVISIONS TO THE EMPLOYEE HANDBOOK, AND DECLARING AN EMERGENCY.

The Ordinance was read by title only.

Mr. LEINBACH moved the ordinance be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mr. LEINBACH moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

ORDINANCE NO. 020 – 2023 AN ORDINANCE ENACTING AND ADOPTING CHAPTER 721 OF THE MAUMEE CODIFIED ORDINANCES MOBILE FOOD SERVICE OPERATIONS, AND DECLARING AN EMERGENCY.

The Ordinance was read by title only.

Mr. NOONAN moved the ordinance be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mr. NOONAN moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

ORDINANCE NO. 021 – 2023 AN ORDINANCE AMENDING CHAPTER 717 OF THE MAUMEE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

The Ordinance was read by title only.

Mrs. PUFFENBERGER moved the ordinance be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mrs. PUFFENBERGER moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

ORDINANCE NO. 022 – 2023 AN ORDINANCE AMENDING ORDINANCE 030-2022 AND ESTABLISHING A BASIS FOR ALLOCATION OF ASSESSMENTS FOR COSTS OF LIGHTING AND STREETS AND PUBLIC WAYS IN THE CITY OF MAUMEE, OHIO, AND DECLARING AN EMERGENCY.

The Ordinance was read by title only.

Mr. LEINBACH moved the ordinance be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mr. LEINBACH moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Puffenberger, Barrow, Fiscus, and Harris (7) voting yea; nays, none.

Mrs. Puffenberger moved to adjourn at 7:34 p.m. until the next scheduled meeting August 21, 2023 at 6:15 p.m.

Mr. Harris seconded the motion.

Roll call: 7 voting yea, the Chair declared the motion carried.