

MAUMEE CITY COUNCIL
MINUTES
Monday, July 18, 2022 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, Gabriel Barrow, Jon Fiscus and Josh Harris. (6). Margo Puffenberger had an excused absence.

Mayor Richard H. Carr presiding.

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

Pledge of Allegiance.

Mr. MacDonald led the Committee of the Whole, clarification regarding the closure of East and West Harrison was had and the need for the water loop at Side Cut Crossings. There being no further items for discussion, this item was closed.

Mr. Harris moved to adopt the agenda as presented.

Mr. Noonan seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Barrow moved to enter executive session to discuss pending litigation and to include Water Superintendent Todd Walborn, Assistant Water Superintendent Dustin Sautter and Utility Billing Supervisor John Kelley at 6:32 p.m.

Mr. Fiscus seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Barrow moved to exit executive session at 7:09 p.m.

Mr. Fiscus seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. MacDonald moved to approve the minutes of the regular meeting of June 6 and special meeting June 17, 2022.

Mr. Leinbach seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Leinbach moved to accept the Petitions and Communications and place on file.

Mr. Harris seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

A. Communication from Tax Clerk II, Peggy Brahier, informing Mayor Carr of her retirement effective July 7, 2022.

B. Finance Committee Report of June 14, 2022.

Mr. Noonan moved to approve the Consent Calendar.

Mr. Barrow seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

CONSENT CALENDAR:

A. Approve an annual renewal agreement in the amount of \$15,576.38 for the Regional Addiction Diversion Program with the Lucas County Correctional Treatment Facility to provide professional services regarding Court referrals of alcohol and drug related clientele.

B. Declare the refrigerator listed as surplus and authorize the sale of said item on GovDeals or donate the item to an approved organization and further declare the dishwasher listed as defective and authorize the disposal of said item.

C. Authorize a change order with Helms & Sons Excavating, Inc. in an amount of \$1,648,160.00 for water line replacement in the Uptown Maumee Streetscape Improvement Project work area.

D. Authorize a contract with Underground Utilities, Inc. for the installation of new water main loop at Side Cut Crossings in an amount of \$423,168.00.

E. Authorize the City Administrator to utilize concrete to complete the residual, approximate 1,900 lineal feet of the eastern tow path with concrete at an approximate cost of \$85,000, from its current concrete terminus to the end of the towpath to the east at towpath parking lot.

F. Approve the confirmation of re-appointments to the Design Review Board.

OTHER BUSINESS:

Mr. Harris moved to approve Ordinance 028-2022, the third and final adoption of Ordinance 028-2022, an ordinance proposing and providing for the submission to the electors of the City of Maumee, Ohio, at the General Election on November 8, 2022, certain amendments to the Charter of the City of Maumee, Ohio, in accordance with the recommendations of the Charter Review Advisory Commission.

Mr. Leinbach seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

NEW BUSINESS:

Mr. MacDonald moved to approve Ordinance 033-2022, an ordinance amending 022-2022 for 2nd quarter budget appropriations.

Mr. Noonan seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Noonan moved to approve Ordinance 034-2022, an ordinance amending Maumee Codified Ordinance 069-2018 relative to the fire prevention code, and declaring an emergency.

Mr. Harris seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Leinbach moved to approve Ordinance 035-2022, an ordinance amending section 139.07 of the Maumee Codified Ordinances as to delinquent payments penalty for utility billing, and declaring an emergency

Mr. Fiscus seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Fiscus moved to approve Resolution 021-2022, , an amended resolution adopting a statement, pursuant to Revised Code of Ohio 709.023, indicating what services will be provided to the area proposed to be annexed to the City of Maumee by petition for annexation filed with the Board of Lucas County Commissioners by Isaac Land Investments, totaling 29.732 acres of land, and declaring an emergency.

Mr. MacDonald seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. MacDonald moved to approve Resolution 022-2022, a resolution supporting the establishment of and endorsement of representative to the OneOhio Recovery Foundation Region 4 Board, and declaring an emergency.

Mr. Harris seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. Noonan moved to approve Ordinance 036-2022, an ordinance amending Section 305.02 of the Maumee Codified Ordinances as to traffic control, and declaring an emergency.

Mr. Leinbach seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Mr. MacDonald moved to amend Council Rules to allow Citizen Comments on the matter of the conversion of both E. and W. Harrison Street at Conant Street.

Mr. Fiscus seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

Shelly and Dan Schaefer of 114 E. Harrison Street and Lindsay Hierholzer of 112 E. Harrison Street all spoke in support of the closure.

Mr. MacDonald moved to authorize the permanent closure of Harrison both east and west at Conant Street, revise the construction drawings to accommodate the same, and authorize the funds necessary to complete the change.

Mr. Harris seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.

CITIZEN COMMENTS

COUNCIL COMMENTS

Legislation was considered at this time.

ORDINANCE NO. 028 – 2022

AN ORDINANCE PROPOSING AND PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MAUMEE, OHIO, AT THE ELECTION ON NOVEMBER 8, 2022, CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF MAUMEE, OHIO, IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE CHARTER REVIEW ADVISORY COMMISSION.

The Ordinance was read by title only.

Mr. HARRIS moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris, (6) voting yea; nays, none. So the Ordinance was passed.

ORDINANCE NO. 033 – 2022

AN ORDINANCE AMENDING ORDINANCE 022-2022 AS TO 2022 APPROPRIATIONS.

The Ordinance was read by title only.

Mr. MACDONALD moved the ordinance be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Fiscus (6) voting yea; nays, none.

Mr. MACDONALD moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Ordinance was passed.

ORDINANCE NO. 034 – 2022

AN ORDINANCE AMENDING SECTIONS 1501.01 AND 1501.26 OF THE MAUMEE CODIFIED ORDINANCES AND ORDINANCE 069-2018 RELATIVE TO FIRE PREVENTION CODE, 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, Barrow, Fiscus and Fiscus (6) voting yea; nays, none.

Mr. NOONAN moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Ordinance was passed.

ORDINANCE NO. 035 – 2022

AN ORDINANCE AMENDING SECTION 139.07 OF THE MAUMEE CODIFIED ORDINANCES AS TO DELINQUENT PAYMENTS PENALTY FOR UTILITY BILLING, 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, Barrow, Fiscus and Fiscus (6) voting yea; nays, none.

Mr. LEINBACH moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Ordinance was passed.

ORDINANCE NO. 036 – 2022

AN ORDINANCE AMENDING SECTION 305.02 OF THE MAUMEE CODIFIED ORDINANCES AND ORDINANCE 073-1986 RELATIVE TO TRAFFIC CONTROL, 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, Barrow, Fiscus and Fiscus (6) voting yea; nays, none.

Mr. NOONAN moved the ordinance be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Ordinance was passed.

RESOLUTION NO. 021 – 2022

AN AMENDED RESOLUTION ADOPTING A STATEMENT, PURSUANT TO REVISED CODE OF OHIO 709.023, INDICATING WHAT SERVICES WILL BE PROVIDED TO THE AREA PROPOSED TO BE ANNEXED TO THE CITY OF MAUMEE BY PETITION OF ANNEXATION FILED WITH THE BOARD OF LUCAS COUNTY COMMISSIONERS BY ISAAC LAND INVESTMENTS, TOTALLING 29.732 ACRES OF LAND, AND DECLARING AN EMERGENCY.

The Resolution was read by title only.

Mr. FISCUS moved the resolution be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

Mr. FISCUS moved the resolution be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Resolution was passed.

RESOLUTION NO. 022 – 2022

A RESOLUTION SUPPORTING THE ESTABLISHMENT OF AND ENDORSEMENT OF REPRESENTATION TO THE ONEOHIO RECOVERY FOUNDATION REGION 4 BOARD, AND DECLARING AN EMERGENCY.

The Resolution was read by title only.

Mr. MACDONALD moved the resolution be passed as an emergency measure. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

Mr. MACDONALD moved the resolution be placed on its final passage and passed. Roll call: Leinbach, MacDonald, Noonan, Barrow, Fiscus and Harris (6) voting yea; nays, none.

So the Resolution was passed.

Mr. MacDonald moved to adjourn at 7:45 pm until the next scheduled meeting August 15, 2022 at 6:15 p.m.

Mr. Fiscus seconded the motion.

Roll call: 6 voting yea, the Chair declared the motion carried.