

**MINUTES OF THE REGULAR COUNCIL**  
**MEETING OF THE FOSTORIA CITY COUNCIL HELD (TUESDAY)**  
**MARCH 19TH, 2019 AT 6:00 O’CLOCK P.M.**

Council President Kauffman called the regular meeting to order at 6:00 p.m.

Invocation by a moment of silence.

Pledge of Allegiance

It was moved by Councilperson Shaver and seconded by Councilperson Lake to approve the minutes of the regular City Council meeting; passed by seven (7) votes, minutes were approved.

**COMMUNICATION(S):** A letter from Envirotire regarding purchasing property on 912 Sandusky Street for a tire scrap and shredding business.

**REPORT OF COMMITTEES**

**A. FINANCE COMMITTEE:**

Councilperson Shaver noted the Finance Committee will meet on March 18th, 2019 at 4:00 P.M., *See Finance Committee Minutes of March 18th, 2019, attached hereto and made a part hereof of these minutes.*

**B. PUBLIC AFFAIRS COMMITTEE:**

No report.

**C. LAW AND ORDINANCE COMMITTEE:**

A meeting was scheduled on March 13, 2019 at 8AM, in conference room #2, at the Municipal building. *See Law & Ordinance Committee Minutes of March 13th, 2019 attached hereto and made a part hereof of these minutes.*

**REPORT OF OFFICERS:**

**A. MAYOR:**

Mayor Keckler gave a reminder of the open house for the CSO #2 & #3 on March 25<sup>th</sup> from 6-9PM. The Jeff Shift annual 5K or 10K walk is scheduled for April 14<sup>th</sup>. He also requested that Council vote to reappoint Ann Sacksteder for Seneca County Health Department. He then gave his remaining floor time to Renee Smith who spoke about the RLF fund legislation and thanked Council for their continued support.

**B. SAFETY-SERVICE DIRECTOR:**

Deb Hellman spoke about the 3 offers received for the firefighter positions. She also explained to Council about the digital sign legislation and the 2 pieces of legislation under new business that came in late on the agenda. Deb Hellman and Mayor Keckler reported that the CSO project will cost a bit more than anticipated, and this will be

presented at the March 25<sup>th</sup>, 2019 from 6-9 PM, and that there will be legislation presented for this, so Council will have time to review this before the third reading. Councilperson Dillon questioned whether Council will have time to receive feedback on the public meeting in time for passage. Councilperson Schuld confirmed with SSD that every residence was in fact notified of this project and the public meeting time and date, SSD confirmed yes.

**C. LAW DIRECTOR:**

Stephanie Kiser reminded Council that the three (3) new business legislation regarding the State Appropriation, the police vehicle and the tax incentive must be passed as emergencies. Several questions and/or comments from Council members on the timeline of receiving legislation and then asked to pass them as emergencies. Councilperson Cassidy questioned the testing for hydrogen sulfide, the response to this question was that testing was scheduled for March 20<sup>th</sup>.

**E. DIRECTOR OF FINANCE**

Absent.

**F. PUBLIC:**

Nate Heiser: 1224 Sandusky Street, he updated Council on the Sunny Farm Landfill issues with questions and comments from Councilperson Logsdon, Cassidy and Councilperson Shaver.

Ben Nutter: 5319 N. Twp. Rd. 137, Tiffin, he commented on some issues that Nate Heiser brought up regarding the Sunny Farm Landfill issues. Ben Nutter addressed council, citing progress on correcting the landfill issues. He proceeded to indicate that the issues, involving the landfill are getting to a personal level. Councilman Cassidy asked Mr. Nutter if he felt that council was blaming him personally. He said no. Councilman Cassidy responded to Mr. Nutter advising that all he wants to see, is everyone working together to get the problem solved, mutual trust established and moving forward in complying with the regulations. Councilman Logsdon also advised Mr. Nutter, the fact that after all of the violations and lack of attention for a number of years, achieving a level of trust will not happen overnight. Councilperson Schuld, Logsdon and Shaver also had questions and comments for Ben Nutter regarding Sunny Farm Landfill.

Gloria Wolf: 125 W. Jackson Street, spoke about large truck parked on her street and other vehicles parked on the opposite side of the street, causing problems on trying to get around them, she questioned whether or not any legislation was in effect for this problem, Councilperson Dillon advised her that no thru truck signs were in fact posted on the street. Councilperson Logsdon advised that this issue was being addressed. Gloria also stated that Deb Hellman did a great job regarding her water testing issue.

Bill Sayre: 301 S Main Street, spoke about running for City Council and that the rules had changed per the City Charter, Stephanie Kiser apologized for the mishap of the rules of write in ballots.

Paul Allison; 118 ½ W. Center Street, Apt #2, echoed Bill Sayre about the Charter Review Commission and that the next meeting was in 2020. He also commented that he attended the Finance Meeting and thought the new Finance Director gave out good reports and is doing a good job, and also he was in attendance for the Law & Ordinance meeting and was appreciated of the sign legislation as this has been a problem in the past, and was satisfied that this was one subject on their agenda and that the Law & Ordinance Committee was also doing a good job. He also reported that the Board of Zoning Appeals met, and he was happy to discuss that they gave variances to two (2) new houses in the City and hopes that is a good sign for the City.

Douglas Lear: 521 Eisenhour Drive, spoke about the Sunny Farm Landfill issues.

Myra Spires: 1106 W TR 108, spoke about the Sunny Farm Landfill issues, and questioned whose responsibility is it to clean up trash everywhere when it blows.

### **OLD BUSINESS:**

Ordinance No.: 2019 - **11**: To approve the final Municipal Job Creation Tax Credit Agreement between the City of Fostoria, Ohio and Custom Glass Solutions Fostoria LLC. This constitutes a second reading of said ordinance. This constitutes a third reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to adopt; passed by seven (7) votes. The ordinance was adopted.

### **NEW BUSINESS:**

Ordinance No.: 2019 - **12**: Adopting and Amending ordinance No. 2018-64 (Permanent 2019 Appropriations) by appropriating from unappropriated funds in the General Fund, Hancock County Park Grant Fund, and Fire Insurance Trust Fund and declaring an emergency. This constitutes a first reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Lake to suspend the three-reading rule; passed by seven (7) votes. The three-reading rule was suspended. It was moved by Councilperson Lake, seconded by Councilperson Shaver to adopt; passed by seven (7) votes. The ordinance was adopted.

Ordinance No.: 2019 - \_\_\_\_: Amending section 1133.07 of Chapter 1133 of the Codified Ordinances of the City of Fostoria, Ohio. This constitutes a first reading of said ordinance.

Ordinance No.: 2019 - \_\_\_\_: To approve a loan from the Revolving Loan Fund (UDAG, fund number 240) to 2307 Corporate Drive, LLC, disburse five hundred thousand and 00/00 dollars (\$500,000.00) from fund 240 to make that approved loan, and declaring an emergency to exist. This constitutes a first reading of said ordinance.

Resolution No.: 2019- **13**: To support the decision by the Fostoria City Administration to cease an agreement with Sunny Farms Landfill (Sunny Farms) in which the City of Fostoria treated leachate from Sunny Farms at the Fostoria City Waste Water Treatment Plant. This constitutes a first reading of said resolution. It was moved by Councilperson Lake, seconded by Councilperson Dillon to suspend the three-reading rule; passed by seven (7) votes. The three-reading rule was suspended. It was moved by Councilperson Lake, seconded by Councilperson Logsdon to adopt; passed by seven (7) votes. The resolution was adopted.

Resolution No.: 2019- **14**: To oppose the renewal of the Sunny Farms Landfill (Landfill) permit and any further expansion of the landfill. This constitutes a first reading of said resolution. It was moved by Councilperson Lake, seconded by Councilperson Shaver to suspend the three-reading rule; passed by seven (7) votes. The three-reading rule was suspended. It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to adopt; passed by seven (7) votes. The resolution was adopted.

Ordinance No.: 2019 - **15**: Ordinance accepting the recommendation of the Tax Incentive Review Council and declaring an emergency to exist. This constitutes a first reading of said ordinance. It was moved by Councilperson Hopper, seconded by Councilperson Lake to suspend the three-reading rule; passed by seven (7) votes. The three-reading rule was suspended. It was moved by Councilperson Lake, seconded by Councilperson Shaver to adopt; passed by seven (7) votes. The ordinance was adopted.

Ordinance No.: 2019- **16**: Authorizing the Director of Public Service and Safety to advertise for bids and to enter into a contract for the purchase of two Dodge Durango Pursuit vehicles for the Police Division according to specifications now on file in the office of the said Director and declaring an emergency to exist. This constitutes a first reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Logsdon to suspend the three-reading rule; passed by seven (7) votes. The three-reading rule was suspended. It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to adopt; passed by seven (7) votes. The ordinance was adopted.

Resolution No. 2019-\_\_\_: A Resolution authorizing the acceptance/approval to enter into a Water Pollution Control Loan Fund Agreement for supplemental design and construction services of the CSO #2 and #3 Elimination Project; and designating a dedicated repayment source for the loan and declaring an emergency to exist. This constitutes a first reading of said resolution.

**EXECUTIVE SESSION:**

It was motioned by Councilperson Shaver and seconded by Councilperson Lake to go into executive session at 7:37 PM, to discuss the appointment dismissal, discipline, promotion, compensation and pending litigation of a public employee with no business to

