

MINUTES OF THE REGULAR COUNCIL
MEETING OF THE FOSTORIA CITY COUNCIL HELD (TUESDAY)
JANUARY 18TH, 2022 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 Logsdon, seconded by Councilperson Shaver to excuse Councilperson Lake; passed by five (5) votes. Councilperson Cassidy voted no; Councilperson Lake was excused.

It was moved by Councilperson Cassidy, seconded by Councilperson Logsdon to approve the minutes of the regular Council meeting; passed by six (6) votes; minutes were approved.

COMMUNICATION(S):

Liquor license hearing for Bob Evans, no hearing currently.

REPORT OF COMMITTEES.

A. FINANCE COMMITTEE:

Met on January 18, 2022, at 5:30 pm. The books have been closed for the year 2021 and reports were disbursed. Discussed rate increases from AEP. Councilperson Cassidy stated the city took in more money in Revenue than was spent. Discussed if any other debt was taken on. Discussed staffing levels. Next meeting is scheduled for February 15, 2022, at 5:30 p.m. Councilperson Shaffer questioned if the city is financially prepared to make changes to the City Auditor and bring in a City Manager. It was stated the city would combine the Mayor and City Manager salary which would bring the mayor's salary down and bring the Director of Finance up, Councilperson Mennel questioned the 5-year projections being prepared by the State Auditor does the State Auditor have any projections. Mayor Keckler responded that currently that does not live in the 5-year recovery plan. SSD-Josh Clark responded that it is a shift in performance and that it could easily live in the recovery plan and stay within the City's budget.

B. PUBLIC AFFAIRS COMMITTEE:

Councilmember Shaffer stated the next meeting is scheduled for January 25th at 6:00 pm in the Conference room second floor of the Municipal building and would be establishing the roles of the committee and accepting ideas for how to make it better to improve communications to the public.

C. LAW AND ORDINANCE COMMITTEE:

Next meeting is scheduled for January 19, 2022, at 6 p.m. Councilperson Shaffer questioned how the three (3) committees are established and what the roles of these

committees are. Stephanie Kiser-Director of Law stated the committee members are established and chosen by Council President and that legislation is prepared by the committees and presented to the Director of Law to be presented to Council.

REPORT OF OFFICERS:

A. MAYOR:

Mayor Keckler explained the new business legislation on the agenda was language changes. Mayor Keckler asked to re-appoint Brian Hecht to the Airport Committee during Misc. Business. Councilperson Shaffer discussed the checkpoints which were brought up at the last Council meeting, Mayor Keckler explained this could be found on page 60 of the recovery plan and that there are procedure issues the City needs to jump thru to accomplish the completion of these checkpoints.

B. SAFETY-SERVICE DIRECTOR:

Josh Clark, explained the legislation regarding zoning fees and why the fees are being increased and the city has been under charging for these fees.

C. LAW DIRECTOR:

Stephanie Kiser, discussed the legislation under old business and wanted Council to be clear on what they are voting on and pass as an emergency after any amendments, also which new business legislation needs to be passed as an emergency.

- _____ -Personnel matters, specifically:
- _____ -to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official
- _____ -to consider the investigation of charges or complaints against a public employee, official, licensee, or regulated individual
- _____ -Purchase or sale of property
- _____ -Pending or imminent court action
- _____ -Collective bargaining matters
- _____ -Matters required to be kept confidential.
- _____ -Security matters
- _____ -Confidential business information of an applicant for economic development assistance

D. DIRECTOR OF FINANCE

Absent.

E. PUBLIC:

Joy Walters, 482 Hoover Drive; spoke about communications with the public.
Jill Filiater, 402 W Culbertson St; spoke about the Charter Commission.
Bill Sayre, 301 N Main St; spoke about his concerns and issues regarding zoning and Charter Government.
Ben Machaukas, 712 Walnut st; spoke on elected positions, Charter government and communications to the public.

Old Business:

Resolution No.: 2022 - ____: Authorizing the disposal of personal property, motor vehicles, road machinery, equipment, tools or supplies which are not needed for public use, or are obsolete or unfit, to be sold by internet auction in calendar year 2022 and declaring an emergency to exist. This constitutes a second reading of said resolution.

Ordinance No.: 2022- **02**: Establishing Tuesday, May 3, 2022, as the date for the election on three (3) separate proposed City Charter amendments providing for, respectively, the appointment of the City Finance Director/Auditor, the appointment of the City Law Director, and a Council-Manager form of government for the City of Fostoria and declaring an emergency. This constitutes a second reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to suspend the three-reading rule; passed by six (6) votes. It was moved by Councilperson Cassidy, seconded by Councilperson Logsdon to adopt; passed by six (6) votes. The ordinance was adopted

Ordinance No.: 2022- **03**: An ordinance adopted by the Legislative Authority of the City of Fostoria submitting three (3) separate amendments to the Charter of the City providing for, respectively, the appointment of the City Finance Director/Auditor, the appointment of the City Law Director, and a Council-Manager form of government for the City of Fostoria, to be approved or rejected by the electors of the City of Fostoria, Ohio at the May 3, 2022 election. This constitutes a second reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Logsdon to amend the first amendment, it was moved by Councilperson Shaver, seconded by Councilperson Shaffer to amend the second amendment, it was moved by Councilperson Shaffer, seconded by Councilperson Shaver to amend the third amendment. It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to suspend the three-reading rule; passed by six (6) votes. It was moved by Councilperson Shaver, seconded by Councilperson Logsdon to adopt; passed by six (6) votes. The amended ordinance was adopted.

New Business:

Ordinance No.: 2022 - ____: To amend the schedule of fees for all applications for certificates, permits, appeals, variances, amendments, and other matters pertaining to the administration and enforcement of the City's Zoning Code. This constitutes a first reading of said ordinance.

Ordinance No.: 2022 - ____: Amending section 1107.04 of Chapter 1107 of the Codified Ordinances of the City of Fostoria, Ohio entitled "REGISTRATION OF CONTRACTORS." This constitutes a first reading of said ordinance.

Ordinance No.: 2022 - ____: Amending section 1305.99 of Chapter 1305 of the Codified Ordinances of the City of Fostoria, Ohio entitled "PENALTY." This constitutes a first reading of said ordinance.

Ordinance No.: 2022 - ____ : Enacting new Chapter 747 of the Codified Ordinances of the City of Fostoria, Ohio entitled “Medical Marijuana Dispensary”, amending section 1106.01 of Chapter 1106 of the Codified Ordinances of the City of Fostoria, Ohio entitled “DEFINITIONS.”, and amending section 1127.01C of Chapter 1127 of the Codified Ordinances of the City of Fostoria, Ohio entitled “USE TABLE.” This constitutes a first reading of said ordinance.

Ordinance No.: 2022- 04: To declare the necessity of levying a real estate tax levy more than the ten-mill limitation, and establishing May 3, 2022, as the date for the election relating to the enactment of a renewal real estate levy in the amount of six (6) mills and declaring an emergency to exist. This constitutes a first reading of said ordinance. It was moved by Councilperson Shaver, seconded by Councilperson Shaffer to suspend the three-reading rule; passed by six (6) votes. It was moved by Councilperson Shaver, seconded by Councilperson Logsdon to adopt; passed by six (6) votes. The ordinance was adopted.

Ordinance No.: 2022 - 05: Adopting and Amending ordinance No. 2021-68 (Permanent 2022 Appropriations) by appropriating from unappropriated funds in the General Fund and Coronavirus Relief Fund and transferring funds from the General Fund to the Brownfield Grant Fund and declaring an emergency. This constitutes a first reading of said ordinance. It was moved by Councilperson Logsdon, seconded by Councilperson Cassidy to suspend the three-reading rule; passed by six (6) votes. It was moved by Councilperson Cassidy, seconded by Councilperson Mendoza to adopt; passed by six (6) votes. The ordinance was adopted.

11. Executive Session: _____, _____ in at _____ pm.
_____, _____ out at _____ pm.

- _____ - Personnel matters, specifically:
 - _____ -to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official
 - _____ -to consider the investigation of charges or complaints against a public employee,
 - _____ official, licensee, or regulated individual
- _____ -Purchase or sale of property
- _____ -Pending or imminent court action
- _____ -Collective bargaining matters
- _____ -Matters required to be kept confidential
- _____ -Security matters
- _____ -Confidential business information of an applicant for economic development Assistance

MISCELLANEOUS:

It was moved by Councilperson Shaver, seconded by Councilperson Cassidy to re-appoint Brian Hecht to the Airport Committee for a three (3) term beginning January 18, 2022, to December 31, 2024; passed by six (6) votes.

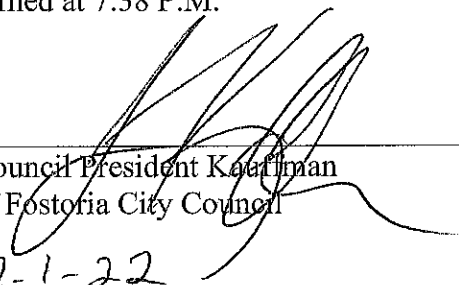
Councilperson Logsdon stated Board of Health to join a committee regarding the Sunny Landfill.

Councilperson Cassidy requested to be removed from the FEDC council seat. Councilperson Shaffer was appointed to fulfill the FEDC council seat.

Councilperson Shaffer mentioned other Board Committees such as: Reservation & Review Board, Parks & Recreation Committee and Storm Water management board. Council President Kauffman recommended this be thought about and presented at the next Council meeting.

ADJOURNMENT:

It was moved by Councilperson Cassidy and seconded by Councilperson Logsdon to adjourn; passed by six (6) votes. Council adjourned at 7:38 P.M.



Council President Kauffman
of Fostoria City Council

Attest: Tamara L Drake 2-1-22
Tamara L Drake Date
Clerk of Council

CITY OF FOSTORIA, OHIO

Resolution No.: 2022 - 04
Introduced by: _____
Requested by: SSD

A RESOLUTION

Authorizing the disposal of personal property, motor vehicles, road machinery, equipment, tools or supplies which are not needed for public use, or are obsolete or unfit, to be sold by internet auction in calendar year 2022 and declaring an emergency to exist.

BE IT RESOLVED by the Council of the City of Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

SECTION 1. The Council of the City of Fostoria, Ohio hereby authorizes, directs and empowers the Director of Public Service and Safety to offer for public internet auction through GovDeals.com City owned personal property, including motor vehicles, acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired. This authority is limited to calendar year 2022.

SECTION 2. The internet auction shall be made in accordance with the City's Fixed Asset Policy, and with the regulations for Govdeals.com, wherein the number of bidding days shall be no less than ten (10) days, including legal holidays, Saturdays and Sundays. The said Director may establish a reasonable minimum bid and may decline any and all bids.

SECTION 3. The Clerk of Council shall publish, in a newspaper of general circulation, Notice of the City's intent to sell unneeded, obsolete, or unfit municipal personal property, including a summary of this resolution, and that Notice shall be published twice. The second Notice shall be published not less than ten nor more than twenty days after the previous Notice. A similar Notice shall be posted continually through the calendar year of 2022 in a conspicuous place in the Department of Finance.

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

SECTION 5. This resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare. The reason for this emergency is to dispose of unneeded and obsolete personal property efficiently and at the best price.

THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by the Mayor, this resolution shall go into immediate force and effect.

Passed this 1st day of Feb, 2022.



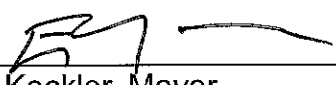
Steve Kauffman, President of Council

ATTEST:



Tamara L. Drake, Clerk of Council

Filed with me and approved by me this 1st day of February, 2022.



Eric J. Keckler, Mayor

CITY OF FOSTORIA, OHIO

Ordinance No.: 2022 - 07

Introduced by: _____

Requested by: Council as a Whole

AN ORDINANCE

Adopting and Amending ordinance No. 2021-68 (Permanent 2022 Appropriations) by decreasing appropriations and appropriating from unappropriated funds in the CHIP 2021 Fund, Local Fiscal Recovery Fund, and Water Fund and declaring an emergency.

BE IT ORDAINED by the Council of the City of Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

SECTION 1: That ordinance No. 2021-68 (Permanent 2022 Appropriations) passed December 21, 2021, be, and the same is hereby amended as delineated in the following sections:

SECTION 2: That Twenty Four Thousand Four Hundred Dollars (\$24,400) be decreased from funds appropriated to 246-428-531700 CHIP 2021 Fund – Community Environment-CDBG/Contractual Services-Other Contractual Services.

SECTION 3: That One Hundred Twenty Six Thousand One Hundred Fifty Four Dollars (\$126,154) be decreased from funds appropriated to 246-439-531700 CHIP 2021 Fund – Community Environment-HOME/Contractual Services-Other Contractual Services.

SECTION 4: That Ten Thousand Dollars (\$10,000) be appropriated from unappropriated funds appropriated to 255-780-559002 Local Fiscal Recovery Fund – General Government-Lands and Buildings/Capital Outlay-Buildings.

SECTION 5: That Six Hundred Seventy Five Thousand Dollars (\$675,000) be appropriated from unappropriated funds to 501-515-559004 Water Fund/Basic Utility-Water Distribution/Capital Outlay-Infrastructure.


SECTION 6: That this ordinance shall be published in accordance with applicable Ohio Law.

SECTION 7: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 8: That in order to preserve the public peace, health, safety and welfare of the City of Fostoria and its inhabitants, and in order to make the appropriation adjustments in the Permanent 2022 appropriations without delay to meet pending obligations, this measure is determined to be an emergency ordinance and shall take effect at the earliest time allowed by law after its passage.

THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by Mayor, this ordinance shall take immediate force and effect.

Passed this 1st day of February, 2022.




Jon Kauffman, Council President

ATTEST:



Tamara L. Drake, Clerk of Council

Filed with me and approved by me this 1st day of February, 2022.



Eric J. Keckler, Mayor