

NOTICE OF PROCEEDINGS MEETING
City Council of the City of Defiance, Ohio
Charles D. Beard Council Chambers
City Hall, 631 Perry Street, Defiance, OH 43512

REGULAR MEETING OF COUNCIL
TUESDAY SEPTEMBER 13, 2022
OPENING COMMENTS – 7:00 P.M.

PUBLIC HEARING: PUD Overlay Rezoning of the following area:
PROJECT LOCATION: 150 E. RIVER ROAD, DEFIANCE, OH 43512.
APPLICANT: WILLIAMSTOWN INVESTMENTS, LLC, c/o TRI-MAC ENTERPRISES, LLC, 101 CLINTON STREET, DEFIANCE, OH 43512.

SPECIAL GUEST: NONE

FIRST READING: AN ORDINANCE AUTHORIZING THE PURCHASE OF A COT AND POWER LOADER AND RELATED ACCESSORIES FOR THE FIRE DIVISION AND DECLARING AN EMERGENCY

FIRST READING: AN ORDINANCE AMENDING SECTION 1351.02 OF THE CODIFIED ORDINANCES OF DEFIANCE, OHIO

STUDY SESSION: NONE

CITIZEN CONCERNS: NAME & ADDRESS FOR THE RECORD (5 MINS)

LIAISON ASSIGNMENTS	TIME P.M.	DATE (2022)	AGENDA
COMMITTEE OF A WHOLE McMASTER	7:00	Tuesday – SEPTEMBER	NO MEETING
BUILDING & LANDS EURESTE	7:00	Tuesday - SEPTEMBER	NO MEETING
ECONOMIC DEVELOPMENT ENGEL	7:00	Tuesday - SEPTEMBER	NO MEETING
FINANCE & BUDGET HANCOCK	7:00	Tuesday – SEPTEMBER	NO MEETING
POLICE & FIRE KRUTSCH	7:00	Tuesday - SEPTEMBER	NO MEETING
PUBLIC RELATIONS MAST	7:00	Tuesday - SEPTEMBER	NO MEETING
PUBLIC UTILITIES, GAS & LIGHTS CORBITT	7:00	Tuesday – SEPTEMBER	NO MEETING
SEWER & SANITATION CORBITT	7:00	Tuesday – SEPTEMBER	NO MEETING
STREETS & SIDEWALKS MAST	7:00	Tuesday - SEPTEMBER	NO MEETING
WATERWORKS – SERVICE WAXLER	7:00	Tuesday – SEPTEMBER	NO MEETING
TRAFFIC COMMISSION: MACK. Mayor. Zeedyk. Shafer. Wilkins. Sprow. Waxler. Eureste. Krutsch	5:30	Tuesday – SEPTEMBER	NO MEETING
BOARD OF CONTROL MEETING: MAYOR. Mack. O’Donnell. Lehner	1:30 P.M. MONDAY 9:00 A.M. THURSDAY	MONDAY and THURSDAY	POSTED AT 631 PERRY STREET MEETINGS IN FRONT CONFERENCE ROOM

Ordinance No. _____

AN ORDINANCE AUTHORIZING THE PURCHASE OF A COT AND POWER LOADER AND RELATED ACCESSORIES FOR THE FIRE DIVISION AND DECLARING AN EMERGENCY

WHEREAS, Council authorized the purchase of a new emergency squad vehicle in Ordinance No. 8388 on March 22, 2022; and,

WHEREAS, Council recognizes the need to furnish this squad vehicle with an MTS power assist loading system, a Power-PRO cot, lithium-ion battery, and accessories to match the equipment in the other emergency squad vehicles; and,

WHEREAS, Stryker Medical of Chicago, IL submitted a quote of \$59,527.08 to outfit the emergency squad vehicle with this equipment; and,

WHEREAS, Council finds that this equipment is on the State Purchasing Program ("SPP") administered by the Ohio Department of Administrative Services ("ODAS"), thereby satisfying the competitive bidding requirements of §151.03 of the Codified Ordinances of Defiance, Ohio;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is authorized to purchase an MTS power assist loading system with a floor plate, a 6507 Power-PRO 2 cot, a lithium-ion battery, and related accessories according to the quote from Stryker Medical on file in the office of the Fire Chief and at a cost of \$59,527.08.

Section 2: Payments for this equipment are not due until 2023. The Finance Director is thereby authorized to pay the contract price from funds allocated for the equipment purchase from the 2023 annual budget for the Fire Division.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety, or welfare of the community for the reason that the quoted price expires on September 30, 2022, after which, it is subject to a 9% increase. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than five (5) Members of Council and approval of the Mayor.

Passed: _____, 2022 _____
President of Council

Votes in Favor of Adoption: _____
Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2022 _____
Mayor

Ordinance No. _____

AN ORDINANCE AMENDING SECTION 1351.02 OF THE CODIFIED ORDINANCES OF DEFIANCE, OHIO

WHEREAS, Council desires to create a program and establish a fund for the rehabilitation of downtown building facades and the replacement of roofs in the Downtown Improvement District identified in §1351.01 of the Codified Ordinances of Defiance, Ohio; and,

WHEREAS, Council wishes to utilize the Rehabilitation Board of Review as the review and oversight panel for distributing any and all funds from the downtown building façade and roof rehabilitation program and to provide oversight on related matters as assigned by Council; and,

WHEREAS, Council finds that an appointed body with experience and various specializations will aid the City in administering the funds for this program;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: Section 1351.02 of the Codified Ordinances of the City of Defiance, Ohio is hereby amended to provide (deleted text ~~stricken~~, newly added text underlined):

(a) Council, upon recommendation by the Mayor, is empowered to appoint a five-member Rehabilitation Board of Review (hereinafter called "the Board"), each member of which shall have some association with, connection to or special interest in the City, which may include, by way of example, residency or employment in the City. One member shall be a member of the City's Planning Commission ~~or Board of Zoning and Building Appeals. One member shall be appointed with the approval of the County Board of Commissioners. One member~~ Two members shall be appointed with the approval of the Board of Directors of the ~~Downtown Revitalization and Restoration Corporation~~ Defiance Development and Visitors' Bureau, or its successor-in-interest. One member shall have some specialized training in architecture or engineering. One member shall be from the City's Building Inspection Division.

(b) Board members shall be appointed for terms of six years each, except that the term of one member of the first Board shall be for four years and the terms of two members of the first Board shall be for two years. All members shall serve without compensation. Vacancies may be filled for the unexpired terms only.

(c) Board members may be appointed to successive terms without limitation.

(d) The Board may recommend removal of any member for good cause. Good cause shall include, without limitation, failure of a member to perform appointed duties or unethical conduct. Following review, the Board may request Council to remove the member based upon review findings.

Upon failure of a Board member to attend three consecutive Board meetings, or upon failure to attend thirty percent or more of the Board's meetings within any twelve-month period, the Board shall review the circumstances relative to the member's attendance. Following the review, the Board may request Council to remove the member based upon review findings.

(e) If any Board member ceases to have some association with, connection to or special interest in the City (other than his or her being a Board member), the same shall constitute his or her resignation from the Board, effective upon the date a replacement is appointed by Council upon recommendation by the Mayor.

(f) The Board shall meet quarterly at which time it shall review funding applications on first-come, first-served basis.

(g) The Board may adopt its own rules and procedures, which shall be similar in form and content to those used by the City Planning Commission.

Section 2: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 3: This Ordinance shall be effective on the earliest date permitted by law.

Passed: _____, 2022 _____
President of Council

Attest: _____, Clerk

Approved: _____, 2022 _____
Mayor