

Village of Glendale Council Meeting

Monday, May 6, 2019

80 E. Sharon Avenue

7:00pm Regular Meeting

AGENDA

I. Establishment of Quorum and Approval of Agenda

II. Minutes from: April 1, 2019 Council meeting.

Guest Report

1. Rosalind E. Fultz, Constituent Liaison, Office of Congressman Steve Chabot.

Public Presentations / Public Comment

1. Proclamation honoring Assistant Fire Chief Danny Reenan

III. Old Business

IV. Ordinances

Ordinance 2019-13: An Ordinance Authorizing the Administrator to Enter Into a Contract With Strawser Construction, Inc. in the Amount of \$134,631 for the Surfacing of Five (5) Public Roads, to Wit; Washington Avenue (Entire), Coral Avenue (Congress to Willow), N. Greenville Avenue (Willow to Sharon), Hetherington Lane (entire) and Willow Avenue (Coral to Sharon) and With Performance Asphalt Paving, Inc. in the Amount of \$14,700 for Grinding, Repair and Leveling of Said Five (5) Roadways, Said Qualified Projects Having Been Authorized by the ODOT Cooperative Purchase Program and Not Subject to Additional Bid, and Declaring an Emergency

Ordinance 2019-14: An Ordinance Authorizing the Administrator to Enter Into a Five-Year Contract for Waste, Trash and Recycling Collection Services After a Public Bid Determining the Lowest and Best Bidder and Declaring an Emergency

Ordinance 2019-15: An Ordinance Repealing and Replacing Ordinance 2008-09 Establishing the Position of Glendale Medical Director and Declaring an Emergency

Ordinance 2019-16: An Ordinance Authorizing the Increase of the 2019 Appropriations of the Village Plan and General Improvement Fund in the Amount of \$77,000 for the Following Projects: (1) Installation of an Irrigation System for Tollgate Park in the Amount of \$7,000 and Authorizing the Administrator to Make Timely Payments Upon Invoicing for Satisfactory Work, and (2) the Glendale Fire Department Remodeling Project in the Amount of \$70,000 and Authorizing the Administrator to Make Timely Payments Upon Invoicing for Satisfactory Work, and Declaring an Emergency

Ordinance 2019-17: An Ordinance Extending the Moratorium Imposed and Extended by Various Ordinances on Acceptance of Preliminary Development Applications for Lands Designated as Planned Development Overlay Districts and Declaring an Emergency.

Resolutions

Resolution 2019-15: A Resolution Initiating an Amendment to the Village of Glendale District (Zoning) Map with Respect to Parcels of Property Added to the Planned Overlay District in Ordinance 2014-49, Directing the Village Clerk to Certify Same to the Glendale Planning and Historic Preservation Commission, and Declaring an Emergency.

V. Reports from the Mayor, Standing Committees and Special Committees

Births: None Reported

Deaths: Walter Blados, age 87, Oak Ave., 3.23.19

George “Warren” Rittinger, age 87, Brandywine, 4.6.19

Kenneth C. Broenner, age 73, Washington Ave., 4.8.19

George Pomeroy, Age 96, Laurel Ave., 4.24.19

Committee Reports

Finance Committee – Mr. Besl

Fire Committee – Ms. Verchot

Laws, Claims & Miscellaneous – Ms. Duke

Police Committee – Mr. Hoeweler

Public Buildings and Historic Preservation – Ms. Macenko

Recreation and Playgrounds – Dr. Kilgore

Streets, Public Improvements & Lights – Mr. Besl

Utilities Committee – Dr. Kilgore

VI. Miscellaneous Business and Reports

Reports from the Clerk and Treasurer

IX. Review of expenditures

a. 2019-5 General Fund

b. 2019-5 Enterprise Fund

X. Adjournment

Next regular meeting June 3, 2019 at 7:00pm

VILLAGE OF GLENDALE
STATE OF OHIO

ORDINANCE 2019-13

AN ORDINANCE AUTHORIZING THE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH STRAWSER CONSTRUCTION, INC. IN THE AMOUNT OF \$134,631 FOR THE SURFACING OF A FIVE (5) PUBLIC ROADS, TO WIT; WASHINGTON AVENUE (ENTIRE), CORAL AVENUE (CONGRESS TO WILLOW), N. GREENVILLE AVENUE (WILLOW TO SHARON), HETHERINGTON LANE (ENTIRE), WILLOW AVENUE (CORAL TO SHARON) AND WITH PERFORMANCE ASPHALT PAVING, INC. IN THE AMOUNT OF \$14,700 FOR GRINDING, REPAIR AND LEVELING OF SAID FIVE (5) ROADWAYS, SAID BID QUALIFIED PROJECTS HAVING BEEN AUTHORIZED BY THE ODOT COOPERATIVE PURCHASE PROGRAM AND NOT SUBJECT TO ADDITIONAL BID, AND DECLARING AN EMERGENCY

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I: That the Village of Glendale is an approved participant in the Ohio Department of Transportation Cooperative Purchase Program that allows municipalities to directly purchase pre-bid service contracts from qualified contractors without additional bidding, and

SECTION II: That Washington Avenue (entire), Coral (Congress to Willow), N. Greenville (Willow to Sharon), Hetherington Lane (entire) and Willow Avenue (Coral to Sharon) are in need of grinding, leveling, base repair and surfacing and the Administration has obtained qualified quotes to perform these services as follows;

Strawser Construction Co: 21,370sy SAMI Chip Seal and Single Course Micro Surfacing	\$134,631
Performance Asphalt Paving Co: 270sy grinding, excavating, #402 asphalt 3-6" base repair	\$ 14,700
	\$149,332

SECTION III: That the Administrator is hereby authorized to award contracts to Strawser Construction Co and Performance Asphalt Paving in the amounts as described above and to make timely payments for satisfactory stages of work as invoiced, with payments to be drawn from the 201 Street Construction and the 209 Municipal Motor Vehicle License Tax Funds.

SECTION IV: This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure the timely and efficient payment of Village invoices, to ensure the continuation of important Village projects, and to ensure the proper administration of Village affairs. Therefore, this ordinance shall take effect immediately upon its passage.

PASSED: May 6, 2019

Donald A. Lofty, Mayor

Attest:

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO**

ORDINANCE 2019-14

AN ORDINANCE AUTHORIZING THE ADMINISTRATOR TO ENTER INTO A FIVE-YEAR CONTRACT FOR WASTE, TRASH AND RECYCLING COLLECTION SERVICES AFTER A PUBLIC BID DETERMINING THE LOWEST AND BEST BIDDER AND DECLARING AN EMERGENCY

WHEREAS, the Village of Glendale publicly bid waste, trash and recycling collection services; and

WHEREAS, upon the recommendation of the Streets, Public Improvements and Lights Committee, the Council has determined that the most effective and efficient means of providing such services to the residents of the Village is to provide weekly collection of waste and trash in containers provided by residents and recycling in containers provided by Rumpke; and

WHEREAS, upon the recommendation of the Streets, Public Improvements and Lights Committee, the Council has determined that Rumpke of Ohio, Inc. was the lowest and best bidder for such curbside waste, trash and recycling collection services.

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I: the Administrator is hereby authorized to enter into a five-year contract, beginning June 1, 2019 and ending May 31, 2024, with Rumpke of Ohio, Inc. for weekly collection of waste, trash with containers provided by residents and recycling in containers provided by Rumpke.

SECTION II: Said contract shall further provide for the collection of dumpster containers from premises under Village operation as quoted within the Rumpke bid.

SECTION III: Said contract shall require that the services referenced in Sections I will be provided at the following annual costs:

Year	Waste and Trash	Recycling
June 2019-May 2020	\$134,070.00	\$ 43,818.00
June 2020-May 2021	\$136,816.80	\$ 45,126.00
June 2021-May 2022	\$139,432.80	\$ 46,434.00
June 2022-May 2023	\$142,310.40	\$ 47,872.80
June 2023-May 2024	\$145,057.20	\$ 49,311.60
TOTAL	\$697,685.72	\$232,562.40

SECTION IV: This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure the timely and efficient payment of Village invoices, to ensure the continuation of important Village projects, and to ensure the proper administration of Village affairs. Therefore, this ordinance shall take effect immediately upon its passage.

PASSED: May 6, 2019

Donald A. Lofty, Mayor

Attest:

Rebecca Terrell, Clerk

VILLAGE OF GLENDALE
STATE OF OHIO

ORDINANCE 2019-15

AN ORDINANCE REPEALING AND REPLACING ORDINANCE 2008-09 ESTABLISHING THE
POSITION OF GLENDALE MEDICAL DIRECTOR AND DECLARING AN EMERGENCY

Whereas, on February 4, 2008, the Council of the Village of Glendale, enacted Ordinance 2008-09 entitled “An Ordinance Establishing the Position of Glendale Medical Director and Authorizing the Mayor to Appoint and Compensate a Glendale Medical Director” which read as follows:

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, three-fourths of all members elected thereto concurring:

SECTION I: That the position of Glendale Medical Director, with compensation of \$1,000 per year, is hereby established and that the Mayor is hereby authorized to appoint a qualified candidate to the newly created positions so that a Glendale Fire Department First Responder program may be established.

Section II: This ordinance is hereby declared to be an emergency measure for the purpose of the timely and efficient administration of Village affairs, the immediate preservation of the public peace, health and or safety, as provided by the Ohio Revised Code 731.30, and shall take effect immediately upon passage.

Whereas, the Council of the Village of Glendale has determined that the Ordinance 2008-09 does not provide sufficient clarity or flexibility as to the ever-changing role of an EMS Organization Medical Director as required by the Ohio Revised Code and the Ohio Administrative Code.

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that Ordinance 2008-09 is hereby repealed and replaced with the following:

SECTION I: IN ORDER TO COMPLY WITH THE STATE REQUIREMENTS AS OUTLINED IN CHAPTER 4765 OF THE OHIO REVISED CODE AND SECTION 4765-3-05 OF THE OHIO ADMINISTRATIVE CODE PERTAINING TO THE OPERATION OF AN EMERGENCY MEDICAL SERVICES ORGANIZATION, THE POSITION OF GLENDALE MEDICAL DIRECTOR IS HEREBY ESTABLISHED.

SECTION II: THE POSITION OF MEDICAL DIRECTOR MAY, AT THE DISCRETION OF THE MAYOR, BE HELD BY AN EMPLOYEE OF THE VILLAGE OF GLENDALE, AN INDEPENDENT CONTRACTOR TO THE VILLAGE OF GLENDALE, OR A VOLUNTEER OF THE VILLAGE OF GLENDALE. THE EXACT RELATIONSHIP OF EACH MEDICAL DIRECTOR SHALL BE ESTABLISHED IN WRITING, EXECUTED BY THE MAYOR AND THE MEDICAL DIRECTOR PRIOR TO THE PROVISION OF ANY SERVICES TO THE VILLAGE FIRE/EMS DEPARTMENT.

SECTION III: ANY PERSON HOLDING THE POSITION OF MEDICAL DIRECTOR SHALL MEET THE REQUIREMENTS AND OBTAIN THE LICENSES AND

CERTIFICATIONS PRESCRIBED BY LAW OR OTHERWISE REQUIRED BY THE STATE BOARD OF EMERGENCY MEDICAL, FIRE, AND TRANSPORTATION SERVICES.

SECTION IV: THE MEDICAL DIRECTOR SHALL ESTABLISH WRITTEN PROTOCOLS TO BE FOLLOWED BY MEMBERS OF THE VILLAGE FIRE/EMS DEPARTMENT, ACTIVELY PARTICIPATE IN EDUCATION AND QUALITY IMPROVEMENT PROGRAMS, AND PERFORM SUCH OTHER SERVICES AND DUTIES AS ARE REQUIRED BY LAW.

SECTION V: THE MEDICAL DIRECTOR SHALL BE APPOINTED BY THE MAYOR.

SECTION VI: COMPENSATION FOR THE POSITION OF MEDICAL DIRECTOR SHALL BE UP TO \$1000 PER YEAR.

SECTION VII: This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure continuance of the Glendale First Responder program. Therefore, this ordinance shall take effect immediately upon its passage.

PASSED: May 6, 2019

Donald A. Lofty, Mayor

Attest:

Rebecca Terrell, Clerk

Village of Glendale, Ohio

ORDINANCE 2019-16

AN ORDINANCE AUTHORIZING THE INCREASE OF 2019 APPROPRIATIONS OF THE VILLAGE PLAN AND GENERAL IMPROVEMENT FUND IN THE AMOUNT OF \$77,000 FOR THE FOLLOWING PROJECTS: (1) INSTALLATION OF AN IRRIGATION SYSTEM FOR TOLLGATE PARK IN THE AMOUNT OF \$7,000 AND AUTHORIZING THE ADMINISTRATOR TO MAKE TIMELY PAYMENTS UPON INVOICING FOR SATISFACTORY WORK, AND (2) THE GLENDALE FIRE DEPARTMENT REMODELING PROJECT IN THE AMOUNT OF \$70,000 AND AUTHORIZING THE ADMINISTRATOR TO MAKE TIMELY PAYMENTS UPON INVOICING FOR SATISFACTORY WORK, AND DECLARING AN EMERGENCY

WHEREAS: The Village of Glendale has received a preliminary planting project for Tollgate Park prepared by the Glendale Park Board, and

WHEREAS: The Council of the Village of Glendale has determined that the installation of an irrigation system at Tollgate Park is necessary at a cost of up to \$7,000 for this project to proceed, and

WHEREAS: The Fire and Public Buildings Committees of the Village of Glendale met, and, determined that costs for certain remaining work and expenditures on the Glendale Fire Department remodeling project will be up to \$70,000, and

WHEREAS: Council for the Village of Glendale has determined that such funds should be obtained from the Village Plan and General Improvement Fund.

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I: That the 2019 appropriations of the Village Plan and General Improvement Fund be increased \$77,000 (from \$97,178 to \$174,178) and posted as listed:

404.302.2511 - \$ 7,000
404.705.2531 - \$70,000

SECTION II: That the Administrator is authorized to make timely payments for satisfactory stages of work as invoiced for the Tollgate Park Project and the Glendale Fire Department remodeling project.

SECTION III: This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.19. Specifically, emergency action is necessary to ensure the timely and efficient payment of Village invoices, to ensure the continuation of important Village projects, and to ensure the proper administration of Village affairs. Therefore, this ordinance shall take effect immediately upon its passage.

PASSED: May 6th, 2019

Donald A. Lofty, Mayor

ATTEST:

Rebecca Terrell, Clerk

ORDINANCE 2019-17

AN ORDINANCE EXTENDING THE MORATORIUM IMPOSED AND EXTENDED BY VARIOUS ORDINANCES ON ACCEPTANCE OF PRELIMINARY DEVELOPMENT APPLICATIONS FOR LANDS DESIGNATED AS PLANNED DEVELOPMENT OVERLAY DISTRICTS AND DECLARING AN EMERGENCY

WHEREAS, in the course of hearings on a preliminary development plan on property that is designated a Planned Development Overlay (PDO) district, it became clear to Council that certain provisions of the ordinances governing PDO districts were not sufficiently clear to provide guidance to prospective applicants or contained standards that did not adequately fulfill the purposes of the PDO ordinances as set forth in Section 154.81 or the Village Ordinances;

WHEREAS, Council determined to review the ordinances governing PDO districts in order provide the necessary clarity and to fulfill the purposes of the PDO ordinances;

WHEREAS, Council recognized that amending the ordinances governing PDO districts, which as part of the Village Zoning Code, must be done under the processes required in the Ohio Revised Code and Section 154.66 of the Village ordinances, requiring among other things, a report from the Glendale Planning and Historic Preservation Commission (GPHPC), and a public hearing before Council, which could require several months to complete;

WHEREAS, at its regular meeting of January 4, 2016, Council passed Ordinance 2016-07, which imposed a moratorium on the acceptance of any applications for preliminary development plans on land that has been designated a PDO district until Council enacts an ordinance amending the ordinances governing PDO districts and declaring that said ordinances are, as amended, sufficiently clear to provide guidance to prospective applicants and to fulfill the purposes of Section 154.81 of the Village Ordinances, or until July 11, 2016, whichever occurs first;

WHEREAS, Council has extended this moratorium by various ordinances, the latest being Ordinance 2018-58, which extended the moratorium until July 9, 2019;

WHEREAS, The Laws, Claims and Miscellaneous Committee of Council (the Laws Committee) held multiple public meetings to discuss the PDO Ordinance, including those on January 23, February 27, April 24, June 12, September 18, October 3 and November 29, 2018; and April 23, 2019;

WHEREAS, at its meeting of April 23, 2019, the Laws Committee voted to recommend that Council extend the current moratorium an additional three months until October 8, 2019; and

WHEREAS, upon completion of the work of the Laws Committee in identifying changes to the ordinances governing PDO districts, the process described above will have to take place, requiring hearings and deliberations before the GPHPC and Council.

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I: The Village of Glendale hereby extends the moratorium established in Ordinance 2016-07 and extended by Ordinance 2016-26, Ordinance 2016-49, Ordinance 2017-31, Ordinance 2018-05, Ordinance 2018-40, Ordinance 2018-58, on the acceptance of any applications for preliminary development plans on land that has been designated a PDO district.

SECTION II: This moratorium shall remain in effect until Council enacts an ordinance amending the ordinances governing PDO districts and declaring that said ordinances are, as amended, sufficiently clear to provide guidance to prospective applicants and to fulfill the purposes of Section 154.81 of the Village Ordinances, or until October 8, 2019, whichever occurs first.

SECTION III: This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure that no application for a preliminary development plan is accepted or reviewed prior to the effective date of the moratorium on such applications, to ensure that persons interested in making application for a preliminary development plan regarding land in a PDO District are informed of Village Council's decision to impose a moratorium on such applications prior to their investing time and resources in preparing such an application, and to ensure the health, safety, and welfare of the residents of the Village of Glendale through the amendment of the PDO ordinances to ensure compliance with the purposes set forth in Section 154.81 of the Village Ordinances prior to the consideration or development of any land in a PDO District. For these reasons, this ordinance shall take effect immediately upon its passage.

FIRST READ: _____

SECOND READ: _____

PASSED: _____

Donald A. Lofty, Mayor

ATTEST:

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO**

RESOLUTION 2019-15

**A RESOLUTION INITIATING AN AMENDMENT TO THE VILLAGE OF GLENDALE DISTRICT
(ZONING) MAP WITH RESPECT TO PARCELS OF PROPERTY ADDED TO THE PLANNED
OVERLAY DISTRICT IN ORDINANCE 2014-49, DIRECTING THE VILLAGE CLERK TO
CERTIFY SAME TO THE GLENDALE PLANNING AND HISTORICAL PRESERVATION
COMMISSION, AND DECLARING AN EMERGENCY**

WHEREAS, after public hearings and due consideration, the Glendale Planning and Historic Preservation Commission (GPHPC) recommended to Village Council that the official district map of the Village be amended to include a Planned Development Overlay District on designated areas of the Village;

WHEREAS, after public hearings and due consideration, the Village Council of the Village of Glendale accepted the recommendation of the GPHPC and enacted Ordinance 2014-49 amending the Village district map to add the following parcels of property as a Planned Development Overlay District to the district map of the Village of Glendale:

Owner	Parcel ID
Landmark Baptist Temple Lockland Baptist Church	596-0012-0012-90
	596-0012-0036-00
	596-0013-0003-90
	596-0013-0005-00
	596-0013-0006-90
	596-0013-0007-00
	596-0013-0008-00
Matthews Wm P TR	596-0013-0017-90
	596-0012-0011-90 (I-75 right of way located within Corporate Limits)

WHEREAS, since that time, planned unit development plans presented for some of those parcels made clear that the parcels may not, in fact, be appropriately included in the Planned Development Overlay District and that doing so is not consistent with the Village's Comprehensive Plan and residential housing goals; and

WHEREAS, the Council of the Village of Glendale believes that it is sound public policy and good practice to ensure that its district map reflects its Comprehensive Plan and residential housing goals.

THEREFORE, BE IT RESOLVED by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I: The following map amendments to the Village of Glendale district map are hereby initiated by Council:

That the following parcels of property be removed from the Planned Development Overlay District and returned solely to their primary zoning classifications listed below:

Owner	Parcel ID	Primary Zoning Classification
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Landmark Baptist Temple	596-0012-0012-90	AA-1
Lockland Baptist Church	596-0012-0036-00	A
	596-0013-0003-90	AA-1
	596-0013-0005-00	AA-1
	596-0013-0006-90	AA-1
	596-0013-0007-00	AA-1
	596-0013-0008-00	AA-1
	596-0013-0017-90	AA-1
Matthews Wm P TR	596-0012-0011-90	A

SECTION II: That this resolution be certified by the Village Clerk and forwarded immediately to the chairperson of the GPHPC upon its passage.

SECTION III: That, upon receipt of this resolution, the chairperson of the GPHPC shall set a date for a public hearing on the district map amendment, which date shall be not greater than 60 days from the date of the certification of the resolution, and that thereafter, the GPHPC shall proceed to consider the district map amendments initiated by Village Council in accordance with §154.66 of the Codified Ordinances of Glendale.

SECTION IV: This resolution is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure the timely and efficient amendment of the district map of the Village of Glendale to further the Comprehensive Plan and residential goals of the Village. Therefore, this resolution shall take effect immediately upon its passage.

Passed: _____

Donald A. Lofty, Mayor

Attest:

Rebecca Terrell, Clerk