

# Vermilion City Council Meeting

Monday, September 13, 2021 @ 7:00 p.m.

Location: Vermilion Municipal Complex, 687 Decatur Street, Vermilion, Ohio

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## CITY COUNCIL AGENDA

1. **Call to Order** **Steve Herron**
2. **Pledge of Allegiance (Moment of Reflection/Silent Prayer)** **All**
3. **Roll Call** **Gwen Fisher**
4. **Approval of Minutes of August 9, 2021** **Steve Herron**
5. **Correspondence** **Gwen Fisher**

*-All letters to be entered into the record by the public must be submitted to Gwen Fisher, Certified Municipal Clerk by noon on Friday prior to the City Council meeting via [email](mailto:gwenfisher@vermilion.net) to [gwenfisher@vermilion.net](mailto:gwenfisher@vermilion.net) or mailed or dropped off to City Hall at 5511 Liberty Avenue, Vermilion, Ohio 44089.*  
*-The President of Council reserves the right to edit or not read correspondence that is derogatory in nature.*
6. **President of Council** **Steve Herron**
7. **Committee Reports**

<i>Legislative; Vermilion Community Services</i>	<i>Monica Stark, At Large</i>
<i>Utilities; Port Authority</i>	<i>Frank Loucka, W-2</i>
<i>Finance; Planning Commission</i>	<i>Barb Brady, W-4</i>
<i>Health &amp; Safety; Parks &amp; Recreation</i>	<i>Brian Holmes, W-5</i>
<i>Stormwater Advisory Commission</i>	<i>Steve Herron, President</i>
<i>Historic Design &amp; Review; Vermilion Tree Commission</i>	<i>Emily Skahen, W-1</i>
<i>Streets, Bldgs. &amp; Grounds; Contractor Registration; Zoning Board of Appeals</i>	<i>Steve Holovacs, W-3</i>
8. **Mayor/Safety Director's Report** **Jim Forthofer**
9. **Service Director's Report** **Tony Valerius**
10. **Finance Director's Report** **Amy Hendricks**
11. **City Engineer's Report** **Chris Howard**

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| 12. | <b>Law Director's Report</b>   | <b>Kenneth Stumphauzer</b> |
| 13. | <b>Response to the Audience</b>  | <b>Council/Adm.</b>        |
| 14. | <b>Open to the Audience</b><br><i>-Participants must sign in prior to the meeting. We ask that you please limit your discussion to five minutes.<br/>-Any discussion may be halted if it does not relate to city business.</i>   | <b>Public Participants</b> |
| 15. | <b>Old Business</b>  | <b>Council/Adm.</b>        |
| 16. | <b>New Business</b><br><i>- Motion to table the third reading of Ordinance 2021-55.<br/>- Motion to adjourn into Executive Session after the 'Reading of the Ordinances' to discuss imminent litigation.<br/>- Motion to amend the Finance minutes of August 9, 2021 with the corrected wages of Huron as submitted by Amy Hendricks.<br/>- Motion to appoint David Terken to the Stormwater Advisory Board to fill the unexpired term of Ken Hummel ending December 31, 2024.</i> | <b>Council/Adm.</b>        |
| 17. | <b>Reading of Ordinances/Resolutions</b>   | <b>Ken Stumphauzer</b>     |

**Tabled - Third Reading – Ordinance 2021-4:** AN ORDINANCE AMENDING SECTION 1260.06 “DEFINITIONS,” 1270.01 “A-1 AGRICULTURAL DISTRICT,” SECTION 1270.02 “R-1 ESTATE RESIDENCE DISTRICT,” SECTION 1270.03 “R-2 RURAL RESIDENCE DISTRICT,” SECTION 1270.04 “R-3 SUBURBAN RESIDENCE DISTRICT,” SECTION 1270.05 “R-4 URBAN RESIDENCE DISTRICT,” SECTION 1270.06 “R-4A TWO-FAMILY URBAN RESIDENCE DISTRICT,” SECTION 1270.07 “R-5 APARTMENT RESIDENCE DISTRICT,” SECTION 1270.08 “R-6 SPECIAL FAMILY RESIDENCE DISTRICT,” SECTION 1270.09 “RS SPECIAL RESIDENCE DISTRICT,” SECTION 1270.10 “RL-1 EXISTING LAGOON DISTRICT,” SECTION 1270.11 “B-1 NEIGHBORHOOD BUSINESS DISTRICT,” SECTION 1270.12 “B-2 CENTRAL BUSINESS DISTRICT,” SECTION 1270.13 B-3 HIGHWAY COMMERCIAL DISTRICT,” SECTION 1270.14 “B-4 MOTORIST SERVICE DISTRICT,” SECTION 1270.15 “I-1 LIGHT INDUSTRIAL DISTRICT,” SECTION 1270.16 “I-2 HEAVY INDUSTRIAL DISTRICT,” SECTION 1270.17 “I-3 INDUSTRIAL PARK DISTRICT,” SECTION 1270.18 “I-U UTILITY DISTRICT,” SECTION 1270.19 “FP FLOOD PLAIN DISTRICT” AND SECTION 1272.17 “TEMPORARY STORAGE CONTAINERS,” OF THE PLANNING AND ZONING CODE OF THE CITY OF VERMILION TO DEFINE AND PROHIBIT MODULAR STORAGE UNITS.

**Tabled - Third Reading – Ordinance 2021-28:** AN ORDINANCE AMENDING CHAPTER 1484 “ENTITLED “RENTAL REGISTRATION” OF THE CODIFIED ORDINANCES OF THE CITY OF VERMILION, OHIO.

**Tabled - Third Reading - Ordinance 2021-29:** AN ORDINANCE AMENDING “PERMITTED USES” IN SECTION 1270.01 “A-1 AGRICULTURAL DISTRICT,” SECTION 1270.02 “R-1 ESTATE RESIDENCE DISTRICT,” SECTION 1270.03 “R-2 RURAL RESIDENCE DISTRICT,” SECTION 1270.04 “R-3 SUBURBAN RESIDENCE DISTRICT,” SECTION 1270.05 “R-4 URBAN RESIDENCE DISTRICT,” SECTION 1270.06 “R-4A TWO-FAMILY URBAN RESIDENCE DISTRICT,” SECTION 1270.07 “R-5 APARTMENT RESIDENCE DISTRICT,” SECTION 1270.08 “R-6 SPECIAL FAMILY RESIDENCE DISTRICT,” SECTION 1270.09 “RS SPECIAL RESIDENCE DISTRICT,” SECTION 1270.10 “RL-1 EXISTING LAGOON DISTRICT,” SECTION 1270.11 “B-1 NEIGHBORHOOD BUSINESS DISTRICT,” SECTION 1270.12 “B-2 CENTRAL BUSINESS DISTRICT,” SECTION 1270.13 “B-3 HIGHWAY COMMERCIAL DISTRICT,” SECTION 1270.14 “B-4 MOTORIST SERVICE DISTRICT,” SECTION 1270.15 “I-1 LIGHT INDUSTRIAL DISTRICT,” SECTION 1270.16 “I-2 HEAVY INDUSTRIAL DISTRICT,” SECTION 1270.17 “I-3 INDUSTRIAL PARK DISTRICT,” SECTION 1270.18 “I-U UTILITY DISTRICT,” AND SECTION 1270.19 “FP FLOOD PLAIN DISTRICT” OF THE PLANNING AND ZONING CODE OF THE CITY OF VERMILION TO PERMIT TRANSIENT OCCUPANCY AND TRANSIENT RENTAL.

**Tabled - Third Reading – Ordinance 2021-30:** AN ORDINANCE AMENDING CHAPTER 1260 ENTITLED “GENERAL PROVISIONS AND DEFINITIONS AND SECTION 1260.06 DEFINITIONS OF THE PLANNING AND ZONING CODE OF THE CITY OF VERMILION.

**Third Reading – Ordinance 2021-55:** AN ORDINANCE TO REESTABLISH AND AMEND THE FULL-TIME SALARY OF THE OFFICE OF THE PRESENT CLERK OF COUNCIL AND RECONFIRMING ALL OTHER TERMS AND CONDITIONS OF SAID ORDINANCE.

**First Reading - Ordinance 2021-58:** AN ORDINANCE TO AMEND CHAPTER 244 ENTITLED “DEPARTMENT OF PARKS AND RECREATION” AND SECTION 244.01 (C) ENTITLED “RECREATION AND PARK PERSONNEL” OF THE CODIFIED ORDINANCES OF THE CITY OF VERMILION, OHIO BY ESTABLISHING THE FULL-TIME POSITION OF SUPERVISOR OF PARK MAINTENANCE AND RECONFIRMING ALL OTHER TERMS AND CONDITIONS OF SAID ORDINANCE.

**First Reading – Ordinance 2021-59:** AN ORDINANCE AMENDING ORDINANCE 2021-8 ADOPTED MARCH 15, 2021, TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF VERMILION, OHIO FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021, AND DECLARING AN EMERGENCY.

**First Reading – Ordinance 2021-60:** AN ORDINANCE ENACTED PURSUANT TO CHAPTER 1266 OF THE CODIFIED ORDINANCES OF VERMILION, REZONING LAND IN VERMILION, OHIO, AND CONTAINING AN AREA OF APPROXIMATELY 119.60 ACRES FROM B-3 “HIGHWAY COMMERCIAL DISTRICT” (PPN 01-00-022-104-029 and 01-00-022-104-040) AND I-1 “LIGHT INDUSTRIAL DISTRICT” (PPN 01-00-021-000-032 and 01-00-022-104-045) TO I-2 “HEAVY INDUSTRIAL DISTRICT” LAND USE CLASSIFICATION AS FAVORABLY RECOMMENDED BY THE VERMILION MUNICIPAL PLANNING COMMISSION; AUTHORIZING THE CITY ENGINEER TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF VERMILION TO CONFORM HERewith AS SAID MAP HAS BEEN ESTABLISHED BY SECTION 1268.02 CODIFIED ORDINANCES OF VERMILION UPON THE EFFECTIVE DATE HEREOF. (*Public Hearing – October 25, 2021 @ 6:00 p.m.*)

**First Reading – Ordinance 2021-61:** AN ORDINANCE TO OFFICIALLY SUPPLEMENT THE MINIMUM CONTRACTUAL SERVICES TO BE PERFORMED BY BRAMHALL ENGINEERING & SURVEYING COMPANY BY VIRTUE OF ORDINANCE 2018-5 ADOPTED JANUARY 2, 2018, BY AUTHORIZING PROFESSIONAL ENGINEERING AND SURVEYING SERVICES RELATED TO THE LIBERTY AVENUE PHASE II WATERLINE REPLACEMENT; PRESCRIBING THAT THE FIRM SHALL BE PAID FOR ADDITIONAL SERVICES IN ACCORDANCE WITH THE RATE SCHEDULE SET FORTH IN THE PROPOSAL DATED JANUARY 3, 2018, IN A TOTAL AMOUNT NOT TO EXCEED FIFTY-SEVEN THOUSAND TWO HUNDRED TWENTY-TWO DOLLARS (\$57,222.00) AND DECLARING AN EMERGENCY.

**First Reading – Resolution 2021R-15:** A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY.

**18. Meeting Dates – All meetings will be held at the Vermilion Municipal Complex, 687 Decatur Street, Vermilion, OH**

- September 20, 2021 – Vermilion City Council Committee Meetings – 7:00 p.m.
- October 4, 2021 – Vermilion City Council Meeting – 7:00 p.m.
- October 11, 2021 – Columbus Day – City Offices Closed
- October 18, 2021 – Vermilion City Council Committee Meetings – 7:00 p.m.
- October 25, 2021 – Public Hearing (Rezoning) – 6:00 p.m. followed by City Council Meeting
- November 8, 2021- Vermilion City Council Meeting – 7:00 p.m.
- November 15, 2021 – Vermilion City Council Committee Meetings – 7:00 p.m.

