



Agenda - Public Services Committee Meeting
September 2, 2026
4:30 PM - Committee Meeting

- 1. Call to Order**
- 2. Roll Call**
Barciz, Barrow, Huyghe
- 3. Citizen Comment**
- 4. New Business**
 - A. Sewer Remediation Ordinance amendment
 - B. Inspection cooperation/enforcement --referred from Finance Committee
 - C. Pilot for private lateral lining. Information for residential start dates and locations; reinspection process.
 - D. Update on rate study
 - E. High Street
- 5. Adjournment**

Ordinance No. 035-2026

AN ORDINANCE AMENDING AND RESTATING SECTION 1 OF ORDINANCE NO. 001-2026 TO INCREASE THE MEMBERSHIP OF THE SEWER REMEDIATION REVIEW COMMITTEE FROM THREE TO FIVE VOTING MEMBERS, TO PROVIDE FOR THE TRANSITION AND STAGGERING OF TERMS, TO CLARIFY THAT TEMPORARY APPOINTMENTS DO NOT REQUIRE COUNCIL CONFIRMATION, TO ESTABLISH A QUORUM REQUIREMENT, TO PROVIDE FOR GOOD-CAUSE EXTENSIONS OF THE COMMITTEE'S HEARING AND DECISION DEADLINES, AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance No. 001-2026, passed as an emergency measure on January 5, 2026, the Council of the City of Maumee created a Sewer Remediation Review Committee consisting of three voting members, appointed by the Mayor and subject to confirmation by City Council, to hear appeals from and resolve issues related to decisions made by City Staff as to the Sewer Remediation Program; and

WHEREAS, three members currently serve on the Committee pursuant to Ordinance No. 001-2026, each of whom was appointed by the Mayor and confirmed by Council to a two-year term; and

WHEREAS, Council has determined that it is in the best interest of the City to expand the membership of the Committee from three to five voting members in order to broaden citizen participation and better distribute the Committee's workload under the Sewer Remediation Program; and

WHEREAS, Council further finds it necessary to provide for the orderly transition of the Committee's membership, including the continued service of its current members and the staggering of terms for the two additional members, so that the terms of all five members do not expire simultaneously; and

WHEREAS, Council further finds it necessary to clarify that temporary appointments made by the Mayor to fill a vacancy arising from a member's recusal, illness, absence, or similar unavailability do not require confirmation by City Council, given the short-notice, interim nature of such appointments and the statutory deadlines governing the Committee's proceedings; and

WHEREAS, the Committee has recently experienced periods in which it lacked a quorum due to the simultaneous recusal or unavailability of multiple members, and Ordinance No. 001-2026 does not define a quorum or otherwise address this circumstance, resulting in delays in scheduling hearings within the timeframes set forth in that Ordinance; and

WHEREAS, Council finds it necessary to establish an express quorum requirement for the Committee and to authorize the Committee to extend its hearing and decision deadlines for good cause, including quorum shortfalls and case backlog, upon notice to the parties, in order to ensure the orderly and lawful conduct of the Committee's business;

WHEREAS, Council has determined that the most orderly means of accomplishing the foregoing, while preserving the continuous existence of the Committee established by Ordinance No. 001-2026 and avoiding any interruption in its authority or in the tenure of its current members, is to amend and restate Section 1 of Ordinance No. 001-2026 in its entirety, rather than to repeal and replace that Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MAUMEE, STATE OF OHIO:

SECTION 1.

That Section 1 of Ordinance No. 001-2026 is hereby amended and restated in its entirety to read as follows, and the Sewer Remediation Review Committee established thereunder shall continue in existence without interruption, subject to the amended terms set forth below:

There is hereby created a Sewer Remediation Review Committee in the City of Maumee to address appeals from decisions made by City of Maumee Staff as to the Sewer Remediation Program and to resolve other issues that are referred to them by City Staff that are related to the Sewer Remediation Program. The following provisions and guidelines are hereby adopted for this Review Committee:

A. There is established in and for the City of Maumee a Citizen Review Committee for the Sewer Remediation Program consisting of five voting members, appointed by the Mayor and subject to confirmation by City Council, who must be electors of the City of Maumee. Committee Members shall serve for two-year terms and shall hear and determine appeals from decisions made by City Staff as to the Sewer Remediation Program. There is no limit on the number of terms that a member may serve if the member is reappointed by the Mayor and approved by City Council. If a member is temporarily unable to serve on the board due to a conflict of interest, illness, absence, or similar reason, the Mayor shall appoint another individual to temporarily serve on the board in the member's place. A temporary appointment made pursuant to this paragraph shall not require confirmation by City Council and shall terminate automatically upon the return of the regular member or the resolution of the conflict, illness, absence, or similar reason giving rise to the temporary appointment. A quorum for the transaction of business by the Committee shall consist of a majority of the voting members of the Committee then serving. If the number of members eligible to act on a particular matter is

reduced below a quorum due to recusal, conflict of interest, illness, absence, or similar unavailability, the Mayor shall appoint a temporary member or members pursuant to this Section sufficient to restore a quorum as to that matter.

The three members currently serving on the Committee pursuant to Ordinance No. 001-2026 shall continue to serve for the remainder of their existing two-year terms, and this amendment and restatement of Section 1 shall not be construed to interrupt or reset their terms of service.

The Mayor shall appoint two additional members, subject to confirmation by City Council, to fill the two new positions created by this Ordinance. In order to establish staggered terms among the five positions, the initial term of one of the two additional members shall be one year, and the initial term of the other additional member shall be two years, as designated by the Mayor at the time of appointment. Upon expiration of each such initial term, all subsequent appointments and reappointments to that position shall be for two-year terms as provided in this Section.

B. The Committee shall hear appeals from property owners who are contesting or objecting to decisions made by City staff as to the Sewer Remediation Program or resolve issues presented to them by City staff as to the Sewer Remediation Program. An appeal of a decision made by City staff to the board created pursuant to this section shall be made by filing a request with the Committee. The request shall be in writing, shall specify the reason or reasons why the decision should be deemed incorrect, unwarranted, or unlawful, and shall be filed within fifteen days after the property owner receives the decision they are appealing.

C. The Committee shall schedule a hearing to be held within fifteen days after receiving an appeal from a decision from City staff or a request from City staff and shall render a decision within seven days of hearing the appeal or receiving the request from City staff, provided that the Committee may extend either deadline for good cause, including the unavailability of a quorum or a backlog of pending matters, upon written notice to the parties stating the reason for and expected duration of the extension. The Committee shall notify City staff and the appellant of the hearing date. The Committee may receive input from City staff or the appellant prior to any hearing so the Committee can prepare for the hearing. The Committee may affirm, reverse, or modify the decision of City staff and send a copy of its final determination by ordinary mail or email to all the parties to the appeal within three days after issuing the final determination.

D. City staff shall make available their records relating to any matter under appeal, review, or evaluation by the Committee, subject to the restrictions of applicable local, federal and state law.

The Committee shall have the authority to request the attendance of witnesses and the production of documents, photographs, audio recordings, electronic files, and other tangible evidence relating to any matter under appeal, review, or evaluation by the Committee, subject to the restrictions of applicable federal and state law.

E. Committee hearings are open to the public and subject to Maumee Charter Open Meeting requirements. Additional rules for the Committee may be set forth by the Law Director.

F. This Committee shall remain in place until the completion of the Sewer Remediation Program.

SECTION 2.

That all other terms, conditions, and provisions of Ordinance No. 001-2026 not expressly amended and restated by this Ordinance shall remain unchanged and in full force and effect.

SECTION 3.

That if any section, sub-section, sentence, clause, or phrase of this Ordinance is held invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4.

That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action, were in meetings open to the public, in compliance with all legal requirements of the Charter of Maumee, Ohio, and Ohio Revised Code Section 121.22.

SECTION 5.

That this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this Ordinance is necessary for the immediate preservation of the public peace, health, and safety in that expanding the membership of the Committee is immediately necessary to ensure the Committee has sufficient capacity to timely hear and resolve pending and anticipated appeals and issues arising under the Sewer Remediation Program without interruption or delay.

Motion to declare an emergency:

Seconded:

Yeas: Nays:

Motion to Pass:

Seconded:

Yeas: Nays:

Passed as an emergency measure: September 8, 2026

Chelsea Ziss, Mayor

APPROVED AS TO FORM:

Director of Law

ATTEST:

Municipal Clerk