

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday July 12, 2016 at 6:30 p.m.

A regular meeting of the City Council of the City of Huron, Ohio was called to order by Mayor Brad Hartung on Tuesday, July 12, 2016 at 6:30 p.m. in the Council Room of City Hall, 417 Main Street, Huron, Ohio.

The Mayor called for a moment of silence. After the moment of silence, the Mayor led in saying the Pledge of Allegiance to the Flag, and then directed the Clerk to call the roll. The following members of Council answered present: Rick Schaffter, Trey Hardy, Phyllis Wassner, Brad Hartung, Joe Dike, Sam Artino, and Glen Ginesi.

Also present: City Manager Andy White, Law Director Laura Alkire, Finance Director Cathy Ramey, City Engineer/Zoning Inspector Doug Green, and Management Services Coordinator ~ Clerk of Council Christine Gibboney. Also in attendance: Mike Spacek of Engineered Process Systems and Abbey Bemis of ECEDC.

Approval of Minutes

Motion by Ms. Wassner that the minutes of the regular and work session meeting of June 28, 2016, be approved as printed and received. The Mayor asked if there was any discussion on the motion. There being no discussion, he directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Wassner, Hartung, Dike, Artino, Ginesi, Schaffter, Hardy (7)

NAYS: None (0)

There being more than a majority voting in favor of the motion, the Mayor declared the motion passed.

There were no audience comments; the next item on the agenda was Old Business.

Old Business

Ordinance 2016-11 (2nd Reading)

Motion by Mr. Schaffter that Ordinance 2016-11 (AN ORDINANCE AMENDING HURON CODIFIED ORDINANCE SECTIONS 1321.06- BUILDING FEES; CONSTRUCTION, ALTERATIONS AND ADDITIONS, 1321.07 – FEES FOR MOVING BUILDINGS, 1321.10- PLUMBING FEES, 1321.11- ELECTRICAL FEES AND THE ESTABLISHMENT OF SECTION 1321.14-ADMINISTRATIVE FEES WITHIN THE BUILDING CODE) be placed upon its second of three readings. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Dike, Artino, Ginesi (7)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed and Ordinance 2016-11 placed upon its second of three readings. The Mayor directed the Law Director to read the Ordinance by its title only. The Mayor asked if there was any discussion. Mr. White summarized that this ordinance is now upon its second of three readings and noted the legislation was

prepared at the policy direction of Council following the recommendation of the Building Official. There was no further discussion.

Ordinance 2016-12 (2nd Reading)

Motion by Mr. Schaffter that Ordinance 2016-12 (ESTABLISHMENT OF A CODIFIED ORDINANCE OF THE CITY OF HURON ENACTING CHAPTER 1323- CONTRACTORS WITHIN THE BUILDING CODE) be placed upon its second of three readings. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Dike, Artino, Ginesi (7)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed and Ordinance 2016-12 placed upon its second of three readings. The Mayor directed the Law Director to read the Ordinance by its title only. The Mayor asked if there was any discussion. Mr. White noted that this ordinance is now upon its second of three readings and explained the legislation was prepared at the policy direction of Council following the recommendation of the Building Official. He explained that this ordinance will establish a Contractor Registration Program that will regulate those doing business within the city as well as provide a modest flow of revenue to the city which will offset expense relative to staff resources related to code enforcement. There was no further discussion.

New Business

Resolution 2016-51

Motion by Mr. Artino that the three reading rule be suspended and Resolution No. 2016-51 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LICENSE AGREEMENT WITH MANCAVES STORAGE AND WAREHOUSE LLC FOR THE USE OF LAND IN THE PUBLIC RIGHT-OF-WAY LOCATED ON CLEVELAND ROAD EAST) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (7)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White noted that both Resolution 2016-51 and Resolution 2016-52 relate to the Mancave Storage project which has been under development since 2012. He explained that as Council was aware, there have been many setbacks in terms of various components of the development plan which have been in non-compliance. Specifically, signage, concrete work and landscaping have not been accommodated as specified by the approved plans. He added that at the direction of the Planning Commission, staff has prepared the license agreement and development agreement for Council consideration in an attempt to rectify the situation. He explained that Resolution 2016-51 establishes a license agreement allowing for the existing signage to be used and provides the city leverage and control to revoke and manage the license. Mr. Dike inquired if the Police Chief had any concern with the location of the signage relative to a site line safety issue. Mr. White replied that as far as he knew there were no concerns, but could inquire. Referring to both this resolution and the next, Mr. Artino noted the previous issues with this business relative to non-compliance and stated that he did not see a completion date in either agreement. Ms. Alkire noted that there is a specified completion date in the development agreement (Resolution 2016-52); total completion within four (4) months. She

confirmed this is four months from the date of execution which was last week (July 5, 2016). Mr. Ginesi asked what would happen after the four month period if work was not completed. Ms. Alkire then reviewed the all the terms of the development agreement (Resolution 2016-52 Exhibit A) explaining this agreement is specific to landscaping, concrete work, and signage, but not the construction of the actual Phase II building. She noted that at the Planning Commission level the applicant had requested that the construction of the building commence prior to the completion of the actual concrete finishing work so the heavy construction vehicles would not be damaging the new concrete. The Planning Commission expressed their approval of that request but also wanted a performance guarantee that what was approved in the first phase would actually get completed within the second phase. She noted in order to do this, several options were discussed, and the construction escrow account included in the development agreement was the option settled on. She noted that administration has worked with Civista Bank during this process and the developer has deposited \$84,000 into the escrow account and the city's Finance Director is a signatory on this account. She explained the way the escrow account will work: the city has been provided with the quotes for the concrete and landscaping work; prior to any contractor being paid, the developer must provide the city the estimate of what is to be paid and provide detail of the work that has been done; the city retains one week to go out and inspect the work that has been done to ensure compliance with the Planning Commission plan approval and can withhold signature if not in compliance. She noted that if something has been done outside of the approved plans, the contract then would be in breach and the city has the ability to sue and freeze the funds which cannot be used for anything other than what the city approves according to the approved plans. She referenced the 10% retainage associated with the account and noted the release would be based on the final inspection to be performed by Mr. Zimmerman and Mr. Spafford in compliance with the Planning Commission's approved plans. She noted this project will be monitored on a regular basis to ensure it is being done in compliance. She noted this agreement provides control over a project that is unprecedented. Ms. Alkire confirmed again, that the four month period began with the developer's execution of the agreement last week and should they advise they could not complete the project in that time, it would require that they go back to the Planning Commission for approval. In response to questions by Mr. Dike and Mr. Artino, Mr. White noted that the city can enforce the compliance as the city has access to the \$84,000 which cannot be released unless the city authorizes it. Ms. Alkire referenced Section 4 under Section 2 of the contract and read same explaining that the city would have the authority to access the funds in the escrow account to complete the project in compliance with the Planning Commission approved plans. She then noted that this particular option of oversight is labor intensive for the city and the city would prefer mandating a performance bond in the future to address issues of this nature. Mr. Hardy provided reference to the extensive discussion at the Planning Commission level and a brief discussion over the signage approval ensued. Ms. Alkire provided history of the signage and subsequent approval of the signage as currently erected. A brief discussion regarding requesting performance bonds versus a construction escrow account ensued and administration noted performance bonds are the preferred method for the future and this should be a discussion and policy consideration for the future. Mr. Ginesi did note that some smaller businesses may have difficulty with a performance bond. The Mayor noted the extensive history and work the city has devoted to this issue. Mr. Dike asked if he was correct that in order for the developer to actually operate they would need occupancy permit and that they would not get this permit until completion. Ms. Alkire confirmed same and noted that occupancy permits are issued by the Building Official, Mr. Zimmerman. **Mr. Dike noted he would be recusing himself from voting on Resolution 2016-51.** There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution No. 2016-51. Members of Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Wassner, Hartung (6)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2016-51 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2016-52

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2016-52 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT WITH MANCAVES STORAGE AND WAREHOUSE LLC ON PROPERTY LOCATED AT 250 CLEVELAND ROAD EAST, HURON, OHIO 44839) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. Mr. Dike noted he would be recusing himself from voting on Resolution 2016-52. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Artino, Ginesi (6)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White referred to the summary referencing the previous discussion and noting that this agreement was executed by the developer last week and referenced the timeline of four (4) months from execution. Mr. White recognized the work of the Law Director, Building Official, Zoning Inspector and the Planning Commission in the efforts to work with this developer. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution No. 2016-52. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Ginesi (5)

NAYS: Artino (1)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2016-52 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

The Mayor noted that he would be recusing himself from voting on the next three pieces of legislation, (Resolution 2016-53, Ordinance 2016-14 and Ordinance 2016-15) as he feels a conflict since these all relate to the Main Street project and he has a relative with property located on the Main Street corridor.

Resolution 2016-53

Motion by Mr. Hardy that the three reading rule be suspended and Resolution No. 2016-53 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND ENTER INTO AN AGREEMENT WITH ROPPER CONSTRUCTION INCORPORATED FOR LABOR AND MATERIALS RELATED TO THE MAIN STREET STREETScape PROJECT (ODOT ERI-PID 93574) IN AN AMOUNT NOT TO EXCEED SIX HUNDRED NINETY TWO THOUSAND FOUR HUNDRED FORTY NINE AND 30/100 DOLLARS (\$692,449.30)) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. Mr. Dike noted he would be recusing himself from voting on Resolution 2016-53. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Hardy, Wassner, Artino, Ginesi, Schaffter (5)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White referred to the summary, and reviewed the bid submissions. He noted the grant funding for this project of \$500,000. Mr. Green reviewed the bids, noting that while he has not worked with Ropper before, their bid has been validated and references checked. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution No. 2016-53. Members of Council voted as follows:

YEAS: Hardy, Wassner, Artino, Ginesi, Schaffter (5)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2016-53 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2016-14

Motion by Mr. Schaffter that the three reading rule be suspended and Ordinance 2016-14 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$810,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF RECONSTRUCTING MAIN STREET BY CONSTRUCTING, RECONSTRUCTING, IMPROVING, GRADING, DRAINING, PAVING, EXTENDING AND CHANGING THE LINE OF THE STREET, PROVIDING SIDEWALKS, CURBS AND GUTTERS, AND ALL RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. Mr. Dike noted he would be recusing himself from voting on Ordinance 2016-14. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Schaffter that Ordinance 2016-14 be passed as an emergency measure.** The Mayor asked if there was any discussion. There being no discussion, the Mayor directed the clerk to call the role on the motion. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)

NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White referred to the summary and referenced the discussion at the Finance Committee meeting, noting that a unanimous motion had been made by the committee recommending the adoption by Council relative to Ordinances 2016-14 through 2016-18 relating to the municipal bond program. Mr. White noted that Ordinance 2016-14 authorizes the sale of \$810,000 of bond anticipation notes (BAN's) comprised of \$610,000 of the 2015 issue and the addition of \$200,000 for BAN's for work related to the Main Street Reconnection and Streetscape Project for 2016. Mr. White recapped discussion at the Finance Committee level relative to the city's debt. He referred to the presentation and documentation provided by Mr. Sudsina of Sudsina & Associates. Items of note:

- Over the last 20 years, the city has had approximately \$600,000 per year in principal and interest payments for its debt; in 2016 that amount is \$495,000. The city is well within parameters to maintain this payment.
- Significant amount of debt will be falling off in 2023.
- The city's total valuation of \$194 million dollars is significantly below what administration believes the market value is comprised of now and subject to change with the re-evaluation coming due in 2018.
- State Law Statutory limitation on debt: the city is restricted from any amount issued beyond 5.5% of its \$194 million dollar valuation. He referenced reporting provided by Mr. Sudsina which noted in 2015, the city's 5.5% maximum debt was \$10 million dollars, the city issued up to \$4.2 million which left the city with \$6.4 of available debt financing. He explained that the city could have borrowed this \$6.4 million if it so desired. He explained that the bond issuance being considered tonight would drive the bond issuance up to \$4.8 million and reduce the available debt limitation to \$6.1 million. The city still has a great degree of available debt to finance should it desire to do so.
- With the competitive interest rates now and due to the total amount of debt being financed, Bond Counsel has recommended to combine for a long issuance. In the future, the city could consider short term notes and convert them into a longer maturity term.
- Mr. White referenced the anticipated surplus in the city budget which could be used to offset project costs and could be used to pay down debt.

Mr. Ginesi referenced the discussion at the Finance Committee; noting the support of the committee and expressed his own support of the debt financing based on the city's rating, debt limitation, and payment history.

There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2016-14. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2016-14 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2016-15

Motion by Mr. Schaffter that the three reading rule be suspended and Ordinance 2016-15 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$175,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING MAIN STREET BY RELOCATING OVERHEAD WIRES, CABLES AND APPURTENANT EQUIPMENT UNDERGROUND AND PROVIDING NEW STREET LIGHTING, AND ALL RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. **Mr. Dike noted he would be recusing himself from voting on Ordinance 2016-15.** Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Schaffter that Ordinance 2016-15 be passed as an emergency measure.** The Mayor asked if there was any discussion. There being no discussion, the Mayor directed the clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)
NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White referenced the explanation above and explained that this ordinance authorizes the sale of \$175,000 in BAN's related to the utility portion of the Main Street Streetscape project. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2016-15. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Artino, Ginesi (5)
NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2016-15 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2016-16

Motion by Mr. Hardy that the three reading rule be suspended and Ordinance 2016-16 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$888,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF CONSTRUCTING A SEAWALL, AND ALL RELATED APPURTENANCES THERETO, ON CITY PROPERTY KNOWN AS THE FORMER SHOWBOAT PROPERTY, TO PROVIDE FOR SHORELINE STABILIZATION AND FLOOD PREVENTION AND THE ABILITY TO CONSTRUCT A PUBLIC WALKWAY, AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY.) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Hardy, Wassner, Hartung, Dike, Artino, Ginesi, Schaffter (7)
NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Hardy that Ordinance 2016-16 be passed as an emergency measure.** The Mayor asked if there was any discussion. There being no discussion, the Mayor directed the clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Hardy, Wassner, Hartung, Dike, Artino, Ginesi, Schaffter (7)
NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White explained that the \$888,000 BAN's were issued in 2015 related to the Showboat Shoreline Improvement Project and come mature this month. He explained that this ordinance would authorize these notes to be rolled over into the 2016 BAN program. There being no further

discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2016-16. Members of Council voted as follows:

YEAS: Hardy, Wassner, Hartung, Dike, Artino, Ginesi, Schaffter (7)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2016-16 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2016-17

Motion by Mr. Artino that the three reading rule be suspended and Ordinance 2016-17 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,280,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING STREETS AND ROADS IN THE CITY BY CONSTRUCTING, RECONSTRUCTING, RESURFACING, PAVING AND MAKING OTHER IMPROVEMENTS AND, IN CONNECTION THEREWITH, CONSTRUCTING AND RECONSTRUCTING SIDEWALKS AND CONCRETE APRONS IN THE CITY, ALL AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (7)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Artino that Ordinance 2016-17 be passed as an emergency measure.** The Mayor asked if there was any discussion. There being no discussion, the Mayor directed the clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (7)

NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White explained this ordinance authorizes the sale of \$1,280,000 which is comprised of 2015's BAN of \$430,000 and \$850,000 in new money. He explained that the 2015 portion covered the city's road paving program and the paving of the Fabens Park Trails and the new money covers: \$350,000 for 2016's road paving, \$300,000 for 2017's road paving, and \$200,000 for the US 6 median enhancements (MI Left) project. He explained the advantage of bidding out the road program for 2017 early in the hopes of securing lower bids. A brief discussion ensued on roads being considered for paving for 2016. Mr. Green and Mr. White explained that they were looking into roads in the Rye Beach neighborhood for 2016 based on the road rating schedule. Mr. White noted he would work with engineering on the road plan to include alternates. The Mayor referenced some potential alternates: Taylor Ave south of tracks and Center Street/Standard Street. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2016-17. Members of Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (7)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2016-17 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2016-18

Motion by Mr. Ginesi that the three reading rule be suspended and Ordinance 2016-18 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$150,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF REHABILITATING THE US 6 MEMORIAL BRIDGE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike, Artino (7)
NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Ginesi that Ordinance 2016-18 be passed as an emergency measure. The Mayor asked if there was any discussion. There being no discussion, the Mayor directed the clerk to call the roll on the motion. Members of Council voted as follows:**

YEAS: Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike, Artino (7)
NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White explained the ordinance authorizes the sale of \$150,000 for the city's portion of expense related to upgrades to the Huron Memorial Bridge. He explained the total project is estimated at \$240,000 and recapped the project details which have changed substantially from the original plan which was a lighting plan for the bridge. He explained that the project now consists of rail painting and concrete parapet enhancements and no lighting is included in the improvement. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2016-18. Members of Council voted as follows:

YEAS: Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike, Artino (7)
NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2016-18 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

City Manager's Discussion

- Advised Council that the Zoning Department has been addressing issues with some habitual property maintenance violators and administration would expect some calls. He advised members to forward any calls they may receive to administration.
- Referenced the recent adopted and executed contract for fire and emergency services with the township noting an accounting glitch has been discovered which will actually provide \$16,000 in additional revenue to the city. He explained this occurred due to the omission of some of the old contract language relative to the credits. He noted that this has been discussed with the Building

Official who had no issue with the matter. Mr. White explained that this revenue adjustment will be made in an appropriation in the future.

- Referenced the previous discussion related to Huron Senior Residence and explained that the valuation has been remedied now through the County Auditor's office and noted that the city just received the payment today for the 5% to the Fire Department as part of the CRA agreement.
- Recapped previous discussion related to the budget adjustment that was anticipated due to the placement of a PT Firefighter on shift during this time of vacancy of the Chief position. Mr. White noted that a budget adjustment would be on the next agenda. He also noted that a meeting of the Fire Committee with the Fire Captains could be scheduled in the near future.
- Administration is requesting one executive session for the purpose of economic development negotiations. There would be no business following the session.

Mayor's Discussion

- Thanked Captain Nash for providing the run stat reports which were included in the correspondence packet. He noted he would like the Fire Committee to meet sometime in the next couple weeks- Clerk to coordinate.
- Thanked Councilman Hardy for filling in and performing opening greeting at River Fest.
- Public Lighting Assessment- asked that a meeting be coordinated for Mr. Spacek to provide an overview at a work session meeting.
- Referenced an email from Mr. Doug Studer upset over the \$1 convenience fee being charged through the new on-line bill pay system for utility billing. Ms. Ramey explained that the \$1 fee is the processing fee being charged by the company that processes the on-line bill pay program; this is not a fee that the city is collecting or receiving. The Mayor suggested that perhaps "convenience fee" be changed to a "processing fee". She explained that the existing service that the city provides for automatic payments has no service charge, noting that this is another option Mr. Studer may wish to consider. She also noted that since last week, the new on-line service has receipted \$5,000 in these on-line utility payments.
- Asked for an update on the matter of the right-of-way on Superior Drive. Mr. White noted that he and Mr. Esser have done a site visit following the last meeting conversation, and that he wanted to get with Mr. Green this week to discuss options and get some sketches and quotes.

For the Good of the Order

- Mr. Ginesi mentioned he spoke to Mr. White on the topic of Quiet Zones and stated that he would like the issue brought back for discussion and review of the options as he believes the public wants this done. He stated that in light of the city finances, that should not be a reason not to look into the matter.
- Ms. Wassner thanked Mr. White for the update on the Superior Drive matter.
- Mr. Hardy noted he has had inquiries about the laws on golf carts, specifically the definition in the city code as there is some question on UTV's, Gators, etc. The Mayor recalled previous discussions in the Safety Committee and he stated that if a vehicle is licensed as a golf cart from the manufacturer, the city will license it in the city, but if not, the city will not do so. He also stated that at times the city is encountering carts which have been approved and licensed elsewhere and in that matter, the city cannot require them to license again in the city. Ms. Alkire noted she did not recall and was not familiar with that discussion, but she noted this matter has been discussed many times. She explained that the topic may be a moot point as the ORC is expected to make many changes effective 2017 relating to this topic. She noted that the city ordinance utilizes the ORC definition of a golf cart- something typically used on a golf course. She recapped previous discussions on the Safety Committee level and noted the issues have been addressed by that body as to the inquiries of what is and what is not considered a golf cart. She noted that a remedy to clarify the matter was suggested by administration to the Safety

Committee in 2015 but at the time the committee declined to support the action. She referenced the upcoming ORC changes and noted that the issue can be revisited at the Safety Committee level. Mr. Hardy noted the safety features of UTV's versus a golf cart.

- Mr. Ginesi noted that the next Chamber of Commerce After Hours event next Thursday from 5-7pm would be held at Wilkes and Council members were invited.

Executive Session

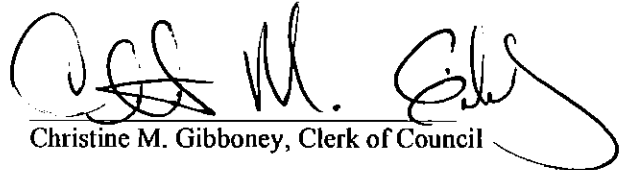
Motion by Ms. Wassner that the regular meeting of July 12, 2016 be recessed for the purpose of holding an executive session to discuss economic development matters requiring confidentiality. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Wassner, Hartung, Dike, Artino, Ginesi, Schaffter, Hardy (7)

NAYS: None (0)

There being a majority voting in favor of the motion, the Mayor declared the motion passed and the executive session to order at 7:40 p.m. The Council, City Manager, and the Law Director discussed economic development matters requiring confidentiality. The Mayor noted the discussion had concluded and declared the regular meeting of July 12, 2016 reconvened at 8:40 p.m.

There being no further business to come before the Council, the Mayor declared the regular meeting of July 12, 2016 adjourned at 8:40 p.m.


Christine M. Gibboney, Clerk of Council