

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday, February 13, 2018 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 February 13, 2018 at 6:30p.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, Christine Crawford, Brad Hartung, Sam Artino, and Glen Ginesi.** Members absent: **Joe Dike.**

Also present: City Manager Andy White, Law Director Laura Alkire, Assistant to the City Manager Mike Spafford, Parks and Recreation Operations Manager Doug Steinwart, Water Superintendent Jason Gibboney, City Engineer Doug Green, Police Chief Bob Lippert, HFD Captain Kurt Schafer, and Management Services Coordinator-Clerk of Council Christine Gibboney.

Motion by Mr. Artino to excuse Mr. Dike from the meeting. 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, Crawford, Hartung (6)

NAYS: None (0)

There being a majority in favor of the motion, the motion passed and Mr. Dike excused.

Approval of Minutes

Motion by Mr. Artino that the minutes of the regular meeting of January 9, 2018 and the work session meeting of January 23, 2018, 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: Artino, Ginesi, Schaffer, Hardy, Crawford, Hartung (6)

NAYS: None (0)

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

Audience Comments

- **Beth Fisher, Ohio Street:** Expressed her concerns and wanted to dispel rumors regarding that medical marijuana is not addictive, or doesn't have much THC in it. She stated that in looking at the law, 70% can be in extracts, 35% in plant materials and a typical joint contains 12%-15% of THC; adding that to say nobody wants to use it recreationally is not true. She advised she believes the city's hands are not tied in this matter, referencing bans in other communities on medical and recreational marijuana and authorization provided for in state laws. She referenced the community is family friendly and anyone new to the community bringing their child to Woodlands School would be going by this dispensary. She referenced emails that have been sent to the city expressing these concerns, urged the city to admit this was a mistake, and consider a

ban. She noted concern that if the city doesn't act, more of these types of businesses will come into the city.

- Amy Springer, 503 Bald Eagle Drive: Noted she supports what Ms. Fisher has expressed; adding that she doesn't feel this is the right location for a medical marijuana dispensary being so close to Woodlands School or in the community of Huron. She referenced being in the Huron Athletic Booster Club and her support of the kids and families within the community and does not wish to see this in Huron, especially near Woodlands School referencing the pick-up/drop-off of children in this area. She asked Council to reconsider the location, reconsider a Huron facility.
- Steve Fisher, Ohio Street: Noted he would read some statements. He noted the residents are back, some of whom have lived here for over 50 years and noting they are not making one cent for themselves off of this effort and referencing the sales presentation made to the community (Ohio Patients Choice (OPC)) questioning where OPC is now, how much they have made, how much do they care about the community. Mr. Fisher that he has heard there will be an odor emitted during the cultivation period. He referenced that after the presentation, OPC was unable to answer some medical questions that were asked of them, noting there are many unknowns, unanswered questions, and risks associated with this. He expressed concerns for the safety of the community if this drug culture continues. He addressed some Council members and Administration directly with his concerns making the following statements or posing questions: speaking to Mr. Hardy: Mr. Fisher noted that the Erie County Health Commissioner doesn't support this as they are making progress saving lives and citing risks with medical marijuana dispensaries. Speaking to Mr. Ginesi- Mr. Fisher referenced a statement made by Mr. Ginesi about people having said over time that this or that has a chance to ruin Huron-Mr. Fisher stated this issue really does. Speaking to Ms. Crawford: Mr. Fisher asked if she was listening to the people or her own personal view along with Mr. White and others. Speaking to Mr. Hartung: Mr. Fisher referenced statements Mr. Hartung made in the Sandusky Register about operational efficiency, fiscal responsibility, etc. Mr. Fisher asked him about considering if this is good or ethical for families and asked if Mr. Hartung wants to address the severe drug epidemic and support addition recovery by adding risky medical marijuana dispensaries? Speaking to Ms. Alkire: Mr. Fisher stated there is the law and the spirit of the law, don't be blinded by the law. Speaking to Mr. White: Mr. Fisher stated Mr. White has said that this is out of the city's hands and too far along. Mr. Fisher stated that this was not true, that Mr. White and others can vote this out if the city has the desire and will power to do so. He noted the school board voted and doesn't want this. He referenced emails and information provided to Council on the effects of medical marijuana dispensaries and medical research showing serious effects especially on youth. He advised that hundreds of people in the community have signed a petition to ban dispensaries in Huron, noting that many more will sign. He also commented that parents and citizens have sought legal counsel to prohibit dispensaries in Huron and to get this issue on the ballot so people can vote. He explained that what is so offensive to people is that Council has done this and the way it has been done. He stated that Council is not listening to the people who voted them in. He urged the city to admit this is wrong for the city and take action to vote it out.
- Chris Hakeman, 7314 Hahn Road: Asked if legal marijuana is a drug, then why isn't it able to be sold at a regular pharmacy? The Mayor responded that this is due to State Board of Pharmacy regulations.
- Tony Legando, 817 Cleveland Road West: Thanked Council members Hartung, Ginesi, Dike, Artino and Crawford for talking to him regarding the dispensary, noting his appreciation. He explained he was here as a spokesman for a newly formed Transparency Coalition, explaining the group's mission will be to promote, actively support, and campaign for council members who believe and practice complete transparency in representing the citizens of the community. He explained this is a forward thinking group of energetic, educated, and concerned citizens who will support Council members who demonstrate some, but not limited to, the following qualities:

value of transparency, open dialogue, communication, public input, interaction in making important financial, cultural, and landscape changing decisions, value of keeping the public informed posting all information on agendas, respecting continuants by keeping them apprised of all major decisions from start to finish, making sure that those the coalition will support are as sensitive to the needs of the citizens as they are to the businesses. When bringing in a new business they would provide the community with positive and negative implications, noting the only presentation given to the public in this matter was by OPC. Keep civic groups, businesses, schools and community stakeholders engaged in major plans affecting the community via surveys, flyers, brochures, questionnaires, newspaper articles and the expertise of the professionals who live and work in the community and who families and businesses are directly affected by their actions. He noted the coalition has approximately 80 active members in the group and have compiled hundreds of signatures of support. He noted they will be launching a website and Facebook with the intention of keeping the community informed. He noted the group is working with the advice of three local attorneys to secure enough signatures to have a vote put on the ballot in the November election, giving the community a voice in bringing a medical marijuana dispensary into the community or prohibiting it completely. He explained that the goal of the group is only to give the citizens of Huron the opportunity to be heard and giving them enough time to research, debate, and better understand all the ramifications of bringing a medical marijuana dispensary into the city before the election. He referenced that as some Council members have indicated, in hindsight, the city should have been more transparent and informed the public of intentions earlier. Mr. Legando asked if Council would consider saving the Coalition time and energy by voting to prohibit the sale of medical marijuana within the city until such time as the issue can be voted on in the election in November and until that happens or if it doesn't, the Coalition will proceed as referenced in the email sent to Council today.

The Mayor addressed the audience, thanking all for the comments, and explaining the format of the meeting, noting that some of the questions raised would be addressed within the City Manager's Discussion, Mayor's Discussion, or For the Good of the Order sections of the agenda.

New Business

The Mayor asked for a motion referring proposed legislative changes to the Zoning Code (prohibition on recreational marijuana sales) to the Planning Commission.

Motion by Mr. Ginesi to refer the proposed legislative changes to the Zoning Code, prohibiting recreational marijuana sales, to the Planning Commission for review and recommendation. 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: Ginesi, Schaffter, Hardy, Crawford, Hartung, Artino (6)

NAYS: None (0)

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

Proclamation- United Way of Erie County

The Mayor read a Proclamation in support of the United Way of Erie County "Give Where You Live" Campaign. (attached) The Clerk was directed to provide the Proclamation to the United Way of Erie County.

Resolution 2018-6

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-6 (A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO

AN AGREEMENT WITH THE BOARD OF TRUSTEES FOR HURON TOWNSHIP TO PROVIDE FIRE PROTECTION AND EMERGENCY SQUAD SERVICES FOR ALL PROPERTY AND RESIDENTS WITHIN HURON TOWNSHIP) 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: Schaffter, Hardy, Crawford, 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 explained this resolution authorizes an agreement between the City and Huron Township for the provision of fire protection and emergency squad services. He recognized the work of the Fire Captains and fire personnel, reviewed aspects of the pilot program relative to Station II operations in the Township, including run response time improvements and the overall operations. He then reviewed the terms of the agreements, most notably the sharing of cost with the Township at a 50/50 match, waiver of insurance billing collection and additional consideration for fire apparatus. The Mayor recognized the work of the Township Trustees, Fire Committee, and the Huron Fire Department and asked the Fire Captains to pass along Council's appreciation. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-6. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-6 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-7

Motion by Mr. Hardy that the three reading rule be suspended and Resolution No. 2018-7 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE STATE PRICING PROPOSAL AND AUTHORIZE THE PURCHASE OF A 2018 FORD F-150, FOR THE WATER DEPARTMENT, FROM ARTINO FORD IN AN AMOUNT NOT TO EXCEED TWENTY TWO THOUSAND SIX HUNDRED EIGHTY SIX AND 00/100 DOLLARS (\$22,686.00)) 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, Crawford, Hartung, Artino, Ginesi, Schaffter (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 referenced the expense for this vehicle was included in the 2018 budget and recognized Mr. Gibboney in attendance. Mr. Gibboney explained the need for the multi-use vehicle by the Water Filtration Department referencing deliveries of samples to laboratories and also mentioning use of the vehicle by Water Distribution and the Street Department if needed. Mr. Artino noted Artino Ford is owned by his brother and explained that he has checked with the Ohio Ethics Commission about this, and he would be voting on this legislation. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-7. Members of Council voted as follows:

YEAS: Hardy, Crawford, Hartung, Artino, Ginesi, Schaffter (6)
NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-7 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-8

Motion by Ms. Crawford that the three reading rule be suspended and Resolution No. 2018-8 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROVIDE CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) RELATING TO ODOT PROJECT-PID NO. 94444 RELATING TO BRIDGE DECK EPOXY URETHANE SURFACE OVERLAYS ON US ROUTE 6 AND STATE ROUTE 2) 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: Crawford, Hartung, Artino, Ginesi, Schaffter, Hardy (6)
NAYS: None (0)

There being five votes or more in favor of the motion, 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 explained this resolution is a standard notification from ODOT of work they are performing within the city limits and their requirement for consent. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-8. Members of Council voted as follows:

YEAS: Crawford, Hartung, Artino, Ginesi, Schaffter, Hardy (6)
NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-8 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2018-2

Motion by Mr. Artino that the three reading rule be suspended and Ordinance 2018-2 (AN ORDINANCE REVISING THE CODIFIED ORDINANCES OF THE CITY OF HURON BY THE ADOPTION OF THE CURRENT REPLACEMENT PAGES; 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, Crawford, Hartung (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 Ordinance by its title only. **Motion was made by Mr. Artino that Ordinance 2018-2 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: Artino, Ginesi, Schaffter, Hardy, Crawford, Hartung (6)
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 annual ordinance accepts replacement pages and updates of the city's Codified Ordinances based on state changes and/or Council adopted ordinances through December 2017 as prepared by Walter Drane Company. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2018-2. Members of Council voted as follows:

YEAS: Artino, Ginesi, Schaffter, Hardy, Crawford, Hartung (6)
NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2018-2 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2018-3

Motion by Mr. Schaffter that the three reading rule be suspended and Ordinance 2018-3 (AN ORDINANCE AMENDING SECTION 165.03 -FACILITY FEES WITHIN THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF HURON) 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: Schaffter, Hardy, Crawford, 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 Ordinance by its title only. Mr. White explained this ordinance amends the code to provide an increase in parking fees at Nickel Plate Park as discussed internally with Parks and Recreation staff and as supported and recommended by the Huron Joint Recreation District Board (HJRD). He noted parking fees at Nickel Plate have not been increased in several years. He referenced capital items that have been added to Nickel Plate and the significant increased patronage which increases the need for refuse maintenance of the park and beach as well as port-a-potty maintenance. He referenced the daily parking fee increase being proposed is \$1. He explained the increases are anticipated to generate an additional \$5,000.00 which will help offset operating costs as opposed to relying on funding from the General Fund. He then recognized Mr. Steinwart in attendance. Mr. Steinwart explained the daily fee was last raised in 2006 and noted that the anticipated increase in revenue will be used to offset the expenses to maintenance, including increasing beach combing. In response to a question by the Mayor, Mr. Steinwart explained that the HJRD board has discussed upgrading the port-a-potty units, but this has not been done at this time. Mr. Ginesi asked for estimates to add water/sewer service to Nickel Plate. Mr. White advised this can be done. He provided an overview, noting that since the city does not own Nickel Plate, previous Councils' have been hesitant to add these improvements. He referenced the city's communication with Norfolk Southern and their interest to work with the city and explained that he and the Law Director have talked about the potential to modify the lease to address allowing the city to invest in infrastructure improvements and language to compensate the city in the event the property was sold. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2018-3. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Crawford, Hartung, Ginesi (5)
NAYS: Artino (1)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2018-3 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect thirty (30) days from the date of adoption.

Ordinance 2018-4

Motion by Mr. Hardy that the three reading rule be suspended and Ordinance 2018-4 (AN ORDINANCE ESTABLISHING THE SALARY OF THE CITY MANAGER, 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, Crawford, Hartung, Artino, Ginesi, Schaffter (6)

NAYS: (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 2018-4 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: Hardy, Crawford, Hartung, Ginesi, Schaffter (5)

NAYS: Artino (1)

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 City Manager position is the only position pursuant to the Charter requiring a stand-alone ordinance with regard to compensation. He noted this was late to Council, but explained that as long as it is adopted within the fiscal year 2018 its compliant, adding it is typically done following a performance review conducted by Council and includes the dollars that were budgeted and approved by Council. Ms. Alkire added that per the terms of the city manager's employment agreement, Council normally meets in December but Council asked to push this back due to scheduling and holidays, so it wasn't until after the first of the year that this was completed. The Mayor added that due to the election year, the performance evaluation also included Ms. Wassner's evaluation results. Mr. Ginesi commented that his vacation caused the delay in the review until January. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2018-4. Members of Council voted as follows:

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

NAYS: Artino (1)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2018-4 had been adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2018-5

Motion by Mr. Schaffter that the three reading rule be suspended and Ordinance 2018-5 (AN ORDINANCE AMENDING ORDINANCE NO. 2017-45, ADOPTED DECEMBER 27, 2017, RELATING TO EXHIBIT "A" APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018) 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: Schaffter, Hardy, Crawford, 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 Ordinance by its title only. Mr. White referenced the revenue and expense entries on Exhibit "A" of the Ordinance and reviewed same: The \$110,000 in unanticipated revenues are comprised mainly from the bond proceeds relative to the refinancing of the debt, \$5,000 is the anticipated revenue related to the increased parking fees at Nickel Plate Beach, and \$8,000 is for the Wellness Feasibility Study which the city has embarked on with BGSU Firelands, Firelands Regional Medical Center, and a group of private citizens. Mr. White recapped details on this study explaining the original proposal from the consultant was \$50,000, the consultant reduced the fee to \$25,000 and the city has received commitments of \$8,000 toward the expense. He noted a correction to be made to the summary sheet: the \$5,000 was from Firelands Regional Medical Center and the \$3,000 was from BGSU Firelands. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2018-5. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2018-5 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

- Referenced the executive summary emailed to Council on Monday, noting that in the future this summary will go out on Friday's before a Council meeting. He then reviewed summary items including: **CHIP program** funding for Huron in the amount of \$300,000 - residential property rehabilitation funding through a partnership with Erie County MPO. He explained staff is looking into distressed residential properties that may qualify and advised if Council is aware of any residential distressed properties to let administration know. **Mucci Farms:** out to bid on the electrical substation equipment. Project anticipated to cost \$3.5 million, \$200,000 has been committed by Jobs Ohio and the city has spent some additional resources to date. Referenced meeting with the city's financial advisor who has provided a slate of options for Council to consider relative to the issuance of debt for the substation financing. Discussions have included: short term notes/revenue bonds which could be retired within 10 years. Proceeds of all utility payments collected from Mucci would be used to pay off the debt. **2018 Paving Program:** Reviewed streets and associated cost estimates which include (Rye Beach neighborhood \$740,000, Alternate-Village Green (Salem, Gloucester, Huronia Beach, Strowbridge) \$400,000, Colonial Colony subdivision \$230,000, Gateway Blvd, Beachside Lane \$280,000 and several miscellaneous streets at \$100,000. Estimated total cost of \$1.75 million, referenced grants/loans to be applied and the need for Council direction after bids are received when considering the bid award relative to awarding the complete package or select portions. **Integrated Wellness Partners (IWP) Feasibility Study:** referenced questions by Council and review provided in the summary. Invited all members to attend meetings on February 20 and 21st as officials from IWP will be available to meet with entities including: Council members, Huron Joint Recreation District Board, Economic Development Committee, Firelands Regional Medical Center, BGSU Firelands, Erie County Commissioners and the Sandusky YMCA- Council advised to contact Administration if interested in participating. Following this meeting, the next step would be to present to Council a proposal on what a slate of options could be.
- Recognized and thanked the Huron Historical Society and the Huron Joint Port Authority who worked with Mr. Steinwart and staff at the Parks & Recreation Department relative to a historical

marker at the old block house on the pier. A series of an additional five markers will complete the project.

- Erie County is considering an expansion of the lodging/bed tax ordinance to include temporary or transient rentals. Referenced the large amount of transient patronage in Huron in the summer months and the issue that no bed tax is being collected on these. He explained that if the county changes the law on the county level, this would afford the city the opportunity to collect the 3% bed tax on these short term rentals. He referenced speaking with HFD Captain Schafer about the volume of call runs in the summer.

Mayor asked if Council members had any questions for the City Manager, no questions raised.

Mayor's Discussion

- Referenced the first Safety Committee meeting of the year and noted that Ms. Crawford will serve as the chair and will be reporting on these meetings.
- Referenced the February 22nd MPO/TAC meeting at 2pm at the county.
- Expressed congratulations to John Zadell who is being honored with the Assistant Coach Award after 30 years of coaching high school football, and Nick Lenyo who is receiving the Tim Berta Courage Award on March 19 at the Seagate Center from The National Football Foundation Toledo Wistert Chapter.
- Referenced an email from Eric Fresch regarding his proposal for a Restore the Shore project, a project to reclaim beach areas. Noted the email would be forwarded to Administration and possibly bring Mr. Fresch in to present information.
- Recognized audience members, noting he appreciates everyone coming and recognizing this has been tough for many people over the past months. The Mayor noted that he has spoken to several people in the community some for/some against (medical marijuana dispensary), but one thing that stuck out is that people feel they just weren't notified the way they felt they should have been. He referenced a letter submitted by Mrs. Sowecke and discussion as to what can be done. The Mayor explained that the city used to have a local newspaper, Huron Hometown News, and noted he would like to work with Council to bring something like this back as a way to get information out. He referenced the community transparency group and invited them to participate in working with the city on this effort. He talked about the demise of the Huron Hometown News due to financial issues and asked Council to come up with a budget number to support this effort. He noted that he would also like to have the schools involved as well. Lastly, he asked if he could get support from Council as he would like to work on this for the community.
- Referenced another letter from Mr. Walt Johnson on the Quiet Zone issue. He explained this is another initiative that has been discussed and that many residents are interested in having. He referenced the study that was done noting it wasn't feasible, but explained the city received a petition from approximately 300 people who are interested in the city moving forward on this. He suggested perhaps this should be an issue to be put on the ballot.
- Referenced a letter from the US Department of Commerce regarding a boundary and annexation survey noting he would forward to Mr. White. Inquired about the Mucci Farms annexation status. Mr. White replied that he believed everything was in the County Auditor's office. Ms. Alkire stated that she has not heard back from the County on her inquiry regarding acceptance at this point.
- Mr. White referenced the EPA response received to the city's plan submission relative to the permit issued in 1992 for equipment that stopped being used in 1993. The EPA wants the city to bring this equipment back into use as noted in the violation provided to Council. Mr. Gibboney provided overview: the 1992 sludge removal equipment or chain and flights equipment, is mechanical equipment that automatically removes the sediment in the treatment plant as opposed

to manual removal of the sediment. He explained in years prior to algal toxin issues, it was not an issue to do manual removal but now the EPA, in response to algal toxins issues, wants automatic removal on a continuous cycle every two days. He noted the city has continued discussions with the EPA over the past several months and the timeline the EPA is imposing is 2 years from a month ago to have this equipment installed and active. He explained the city has asked for extensions, but the latest response from the EPA is the 2 year deadline and the city has to respond to this latest letter by the end of the week with a calendar/schedule of corrective actions. Mr. Ginesi recapped the past conversations relative to the EPA mandates and asked if the city built a new plant today would this be required, Mr. Gibboney replied yes, and that with the algal toxin issue they would require an approved treatment method to automatically remove sediment. He explained that some plants that do not have equipment in place are grandfathered in and are not required to install, but for facilities that have the equipment, they are requiring they be operational. Mr. Schaffter asked if this was the result of the two readings last year, Mr. Gibboney noted it is tied into the reason for the General Plan submission.

- Ms. Alkire noted administration was requesting two executive sessions: Pending or imminent court action/litigation and Potential Purchase/Sale of Real Estate.

For the Good of the Order

Mr. Ginesi referenced meeting with a couple of people who were in attendance and others both for and against (medical marijuana dispensaries) and have tried to listen to all. He noted he would be making a motion and then would explain what the motion means: **Motion by Mr. Ginesi that the planning commission develop a new section in the zoning code to regulate medical marijuana dispensaries and to establish reasonable and uniform regulations regarding the location and conditions for a medical marijuana dispensary within the City; and, those regulations include but are not limited to the following: A designation of acceptable B-3, I-1, and I-2 districts located outside of the downtown area and with access without using predominately residential streets or thoroughfares. The requirement of a city medical marijuana operating permit, whose requirements will be established with input from the Police Chief, the Fire Department Captains, the city's Safety Committee and interested citizens; and these requirements be presented to City Council for consideration and vote within 30 days, and a limit of one (1) dispensary within the city.** Mr. Ginesi explained what this does: 1) this will direct the Planning Commission to write up regulations from a Zoning standpoint and specify locations /zoning districts (B-3, I-1, I-2) where a dispensary can operate. He provided an example of why this needs to be specific: Industrial zones are located throughout the city, some surrounded by residential, such as the area around the Sandbar and this is why specific zoning locations are needed. 2) You can't go through residential streets to get to the location, also, in addition to Zoning, 3) the city is going to establish an Operating Permit which can include parameters, giving examples such as operating hours, designations of non-cash business, or any other conditions the city wanted to include and this would be reviewed on an annual basis and if the business was not in line with the permit conditions, the city could pull the permit and shut the business down. 4) Lastly, there would be one (1) dispensary allowed in the city. Mr. Ginesi summarized: The Planning Commission will determine rules and a location that is acceptable; the City with the input from the Police Chief, Fire Captains Safety Committee and citizens would set the rules that the business would have to adhere to before any permit will be given. Addressing potential concerns with timing, Mr. Ginesi explained that if a dispensary license was granted, this legislation will move fast enough to require the operating permit, adding that nobody will sneak in under this. He noted this is much more restrictive than anything previously discussed and he urged members to support this motion. Mr. Fisher asked what this means for Burger King Facility. Mr. Ginesi referenced his previous comments, replying that no one will go into the Burger King location unless the Planning Commission has specifically established it as an approved location and noted no one can slip in before an operating permit is approved. Mr. Fisher noted the comment that Mr. Legando made earlier made a lot of sense. Mr. Fisher was advised by the Mayor that this was not the time for audience comments and was asked to refrain from interrupting. Mr. Artino commented that he didn't think the motion goes far enough

but in case the citizens in November say they want this, he hopes this is in place. Mr. Ginesi commented that no matter what happens this would be in place. Mr. Ginesi then repeated his motion and noted that the Planning Commission can add additional language to this but must include the items in the motion. Mr. Schaffter commented that once the recommendation comes back from the Planning Commission, City Council doesn't have to go along with the Planning Commission recommendations. He referenced that he feels Council should wait until Mr. Dike is present before taking a vote. **Motion by Mr. Schaffter that Mr. Ginesi's motion be tabled until the full Council is present.** The Mayor asked if there was any discussion, there being none, he asked the Clerk to call the roll to table the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Crawford, Hartung (4)

NAYS: Artino, Ginesi (2)

There being a majority voting in favor of the motion, the motion passed and Mr. Ginesi's motion was tabled.

Mr. Ginesi asked for consideration of adding an item to future agendas, aside from For the Good of the Order section, to discuss other topics, comments or any other matters that require more discussion. He suggested that topics be relayed to the Mayor and Clerk for inclusion on the agenda.

Mr. Artino commented that he has heard the citizens speak tonight and one has asked that the city consider prohibiting the sale or dispensing of medical marijuana until after the November election. **Motion by Mr. Artino Motion to prohibit the sale or dispensing of medical marijuana until after the citizens have voted in the November Election.** Mr. Schaffter noted again that he suggests Mr. Dike be in attendance for the vote. **Motion by Mr. Schaffter that Mr. Artino's motion be tabled until full Council is in attendance.** The Mayor asked if there was any discussion, there being none, he asked the Clerk to call the roll to table the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Crawford, Hartung (4)

NAYS: Artino, Ginesi (2)

There being a majority voting in favor of the motion, the motion passed and Mr. Artino's motion was tabled.

Ms. Crawford reported on the Safety Committee, explaining that this committee will meet as needed in 2018 and advised members to contact her with any issues. Provided a recap of topics discussed at the Safety Committee meeting: Placement of buoys for 2018 and grant application submission for funding of replacement buoys for 2019, discussion of traffic issues and a School Zone area at Shawnee School, discussion of additional parking around Nickel Plate Beach, noting that this matter is to be discussed further with City Council to see if there is interest. She explained the committee did endorse grant application preparation to offset costs for life rings and ladders on the pier as presented by Mr. Green. Referenced an email she received from a member of the Police Auxiliary regarding the viability of the group; she asked Chief Lippert if she could meet to discuss and learn about this group. Addressed Mr. White, noting the Management Report was extremely helpful. Thanked all in the audience for attending and noted that she has met with many personally. She addressed Mr. Fisher, noting she has met with many in the room, tries to answer emails, noted she is available, and stated that as far as his accusation of her personal stance, she noted that she has never discussed that with him, that they have not spoken, but noted she is willing to speak to him. She explained that in running for Council, she knew that she would have to check her personal opinion about things and represent the people of the community. She noted she would be willing to talk with Mr. Fisher. Mr. Fisher commented that he did not mean to accuse her; he was just asking if she was using her own opinion or listening to people.

Mr. Hardy thanked all in attendance and recognized the Huron Fire Department and Huron Township for their work on the fire contact. Captain Schafer thanked Council.

Mr. Schaffter thanked all for coming, and recognized the Street Department on their work in plowing.

Executive Sessions

Ms. Alkire referenced two executive sessions: 1) Pending or Imminent Court Action/Litigation and 2) Purchase/Sale of Real Estate. She noted there could possibly be action after the second session. Mr. Artino inquired about the reason for the second session, commenting that this was for Economic Development. Ms. Alkire stated the second session would be for the Purchase/Sale of Real Estate, referencing these are separate items under the Attorney General's executive session options.

Motion by Mr. Hardy that the regular meeting of February 13, 2018 be recessed for the purpose of holding an executive session to discuss pending or imminent court action/litigation. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Hardy, Crawford, Hartung, Ginesi, Schaffter (6)

NAYS: Artino (1)

There being a majority voting in favor of the motion, the Mayor declared the motion passed and the executive session to order at 7:51p.m. The City Council, City Manager, and the Law Director discussed matters relating to pending or imminent court action/litigation. The Mayor noted the discussion had concluded and declared the regular meeting of February 13, 2018 reconvened at 8:22p.m.

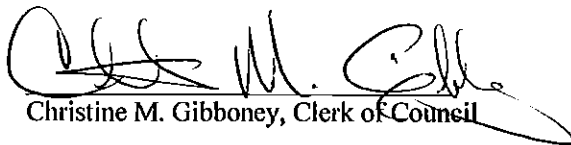
Motion by Mr. Schaffter that the regular meeting of February 13, 2018 be recessed for the purpose of holding an executive session to discuss the purchase/sale of real estate. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: (0)

There being a majority voting in favor of the motion, the Mayor declared the motion passed and the executive session to order at 8:22p.m. The City Council, City Manager, and the Law Director discussed matters relating to the purchase/sale of real estate. The Mayor noted the discussion had concluded and declared the regular meeting of February 13, 2018 reconvened at 8:30p.m.

There being no further business to come before the Council, the Mayor declared the regular meeting adjourned at 8:30p.m.


Christine M. Gibboney, Clerk of Council



CITY OF HURON, OHIO

MAYOR'S PROCLAMATION

WHEREAS, the City of Huron hopes that all of its citizens enjoy healthy, meaningful lives; and

WHEREAS, the mission of United Way of Erie County is to improve lives and strengthen our community; United Way of Erie County fights for the health, education, and financial stability of every person in the City of Huron and Erie County. Its vision is to create positive lasting change by helping children succeed in school, promoting family financial stability, improving peoples' health, and advancing the common good by creating opportunities for a better life; and

WHEREAS, United Way of Erie County Board of Directors, President-CEO, and staff provide leadership, energy, guidance, encouragement, and hands-on labor to our community through financial support aimed at improving the quality of life around us; and

WHEREAS, it takes every part of the community: individuals, businesses and organizations to supply the passion, expertise and resources needed to create lasting change in order to improve lives and build stronger communities; and

WHEREAS, in the most simple terms, when you LIVE UNITED and make a community investment of your time and "Give From the Heart" financially, our community is a better place where more people live with hope and opportunity.

NOW THEREFORE, I, Brad Hartung, Mayor, on behalf of the City of Huron, do hereby proclaim the months of February and March 2018 to be United Way of Erie County "Give Where You Live" Campaign Months and hereby urge all citizens to express their appreciation to community nonprofits through a generous donation to the United Way of Erie County.

IN WITNESS WHEREOF, I have
hereunto set my hand and affixed the
Great Seal of the City of Huron, Erie
County, Ohio on this 13th day of
February 2018.

Brad Hartung, Mayor