

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday, May 9, 2023 at 6:30pm

Call to Order

The Mayor called the regular meeting of City Council to order at 6:30pm. 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.

Roll Call

The Mayor directed the Clerk to call the roll for the regular meeting of Council. The following members of Council answered present: **William Biddlecombe, Sam Artino, Monty Tapp, Joe Dike, Matt Grieves, Joel Hagy**. Council Member not present: **Mark Claus**.

Motion by Mr. Artino to excuse Mr. Claus' absence from the meeting.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Artino, Tapp, Dike, Grieves, Hagy, Biddlecombe (6)
NAYS: None (0)

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

Staff in attendance: City Manager Matt Lasko, Assistant Law Director Gary Ebert, Service Director Stuart Hamilton, Parks and Recreation Operations Manager Doug Steinwart, Planning Director Erik Engle, Police Chief Terry Graham, Finance Director Cory Swaisgood (via Microsoft Teams), Larry Fridrich – OHM Advisors and Terri Welkener, Clerk of Council.

Oath of Office

Mr. Lasko mentioned that this is one of the things he would like to do moving forward, certainly with our safety service personnel. As much as they do get sworn in on their first day or before their first day, he thinks they want to start a tradition to do something ceremonially in front of the public and Council, and also provide an opportunity for friends and family to join in, as well. He appreciates Council's agreeance to this.

Mr. Lasko then asked Officer Travaglianti to raise his right hand and administered the Oath of Office to new full-time patrol officer Jeff Travaglianti, to which he responded, "I do." A copy of the Oath of Office is attached hereto as Exhibit "A".

(Applause) Mr. Travaglianti said that he appreciates Council letting him do this. He thanked the chief for hiring him, and said that he will do what he can to benefit the City with his position, and thanked the community for attending and welcoming him to the City.

Family members then came to the front of Council Chambers to take photographs.

Approval of Minutes

Motion by Mr. Dike to approve the minutes of the April 25, 2023 regular Council meeting, as written.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)

NAYS: None (0)

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

Audience Comments

The Mayor directed members of the audience having comments to approach the podium, state their name and address Council, and advised that they would have 3 minutes to make their comments.

None.

Presentations

Fabens Tennis Courts

Mr. Hamilton provided an updated regarding the Fabens Tennis Courts Project. The project bid had been released in April and closed in May. The bid award date for Council approval will be May 23rd with construction starting mid-summer to fall. Two bids had been provided, with both bids providing a pickle ball option and tree clearance. Mr. Hagy asked how many courts were utilized by the High School Tennis Team, to which Mr. Hamilton stated all five courts are used.

Mr. Hamilton detailed the bid options provided by Industrial Service Sealer with base bids at \$422,900.43 and Erie Blacktop \$484,664.00. Bid alternative I was just over \$20,000 for Industrial Service Sealer and \$17,000 for Erie Blacktop while bid alternative II for tree removal was \$21,500 for Industrial and nearly \$25,000 for Erie Blacktop. The cumulative price for the bid options is \$464,643.00 for Industrial and \$526,810 for Erie Blacktop. The City did release a survey to see what the public wanted to do with these courts, and the results showed the public believed out of 5 courts pickle ball was a clear winner. The public did not appear to care about the dedicated stripes for either tennis or pickle ball. The survey results showed that tennis was ideal for 44 and younger crowd, pickle ball was voted for the age 50+ majority. Mr. Hamilton gravitated towards the option with dual striping and the three-court system, fulfilling the option for more pickle ball and simultaneously providing the tennis courts. Staff would suggest accepting the base bid from Industrial Service Sealer, accepting bid option II and rejecting bid option I for six dedicated pickle ball courts. If we award the contract on that, the City would then request a change order to include the additional work.

Mr. Hagy asked about dual striping for legitimate competitive tennis. Mr. Steinwart stated it appears this would be a good compromise; more and more shared facilities are having dual striping. Mr. Hamilton stated the lines would be more definitive than they are currently. Mr. Artino stated we pride ourselves on community input and we did the survey to know what we should do. Mr. Lasko stated this is not dissimilar to basketball courts with volleyball striping, football fields with soccer lining as well. The definitive striping could be more beneficial. Mr. Lasko stated the change order would assist in providing more pickleball without dedicating it and causing an impact on student athletes from the district. Mayor Tapp asked if there were any additional comments, to which Mr. Artino reiterated to follow the survey. Mr. Hagy inquired why not restripe the two, to which Mr. Hamilton stated that would not provide any more pickleball via the survey. Mr. Steinwart stated the City has worked with Industrial before and they are a great company. Mr. Tapp stated the nets for pickleball are \$2,500 dollars or so, and often clubs will bring in their own nets. Mr. Steinwart stated this will be the accurate height for pickleball, having the five

tennis courts and potentially six pickle ball gives us versatility for both groups. Mr. Hamilton stated the bulk of the work is in the fencing, base, drain and surface. Mr. Biddlecomb thinks this is the best compromise, with experience with the the football program having soccer lines has not affected anything and this should be fine.

Solid Waste Disposal and Recycling Services

Mr. Tapp introduced the next presentation for the residential solid waste disposal and recycling services bid results presented by Mr. Hamilton. Mr. Hamilton stated he tried to keep the existing contract going, but the invoices we received were roughly \$9,500 dedicated to fuel recovery charges the City was paying unexpectedly. The bid closed in April 2023, once council decides we expect the first reading May 23rd. After 3 readings we would award the contract starting on July 1st. Each option came with an A and B. Option A. included monthly bulk pickup unlimited and B. with a single item bulk pickup weekly. Option 1 had year-round service for everything, option 2 was year-round garbage and recycling, with yard waste restricted April through December. Option 3 was weekly garbage and yard waste, reduced recycling bi-weekly and Option 4 was year-round dropping recycling bi-weekly with yard waste April through December. We tried to look at this every way to see how the price would come out. Republic was the single respondent. The current price is at \$21.01 compared to option 1's base at \$23.02, with nobody thinking a single bulk item a week will work, base monthly goes to \$23.64, the price for what we have right now. Option 2, with the monthly bulk \$23.78 but less service. Mr. Hamilton stated there is no logic to their pricing, they have calculations and spreadsheets, but if they do not want to do the service, they make it more expensive. Option 3, is priced at \$21.10 a month but has bi-weekly recycling. Option 4, is a cut down on all services and would be more expensive than option 2. The City paid \$117,000 in fuel adjustment charges last year, and a \$4.50 base price increase to not get stung with those costs. In the contract there is a year 1 price, with each year increasing, going until 2026. The staff is investigating charging the trash to real estate taxes in the future. The City charges an administration fee for billing and managing these services, to try and keep charges down this assessment would go against the property, which would also alleviate trying to track down the money. Mr. Hamilton stated legislation needs to follow this; as we need direction from Council what the residents would prefer.

Mr. Biddlecomb stated he has many neighbors routinely have both trash and recycling filled up, and do not agree with bi-weekly pickup. Mr. Tapp stated the cost difference is not that much and bi-weekly isn't feasible. Mr. Greives stated utilities committee has been beating their head against a wall and the reality of things for a household, is they would need option 1. Mr. Artino remembers when you wanted to buy tickets for bulk pickup and found that a fairer option. Mr. Artino stated people are paying for bulk pickup but not using it. Mr. Hamilton stated bulk adds .62 cents and tags cost more than that. Mr. Swaisgood confirmed these rates are Republic rates, there has not been a price increase since 2017. The actual customer is looking at a 2.00/month difference from 2017 to now. Mr. Artino expected more, but inquired about the fuel charges. Mr. Swaisgood stated the City paid approximately \$9,000 a month for the fuel surcharge that was not being passed on to the citizens, but came from the General Fund. Mr. Tapp stated Mr. Hamilton is looking for feedback. Mr. Biddlecomb barely fills either one of his cans but there are a lot of people who do need more, stating option 1 to keep the same service makes sense. Mr. Artino would rather less than overflowing. Mr. Hagy states it doesn't matter what you cut, there will be a reduction in service. Mr. Dike stated he agreed with option 1. Mr. Greives, agreed option 1.

Mr. Tapp thanked Mr. Hamilton.

Old Business**Resolution No. 18-2022 (Second Amended)**

Motion by Mr. Biddlecombe that the three-reading rule be suspended and second amended Resolution No. 18-2022 (RESOLUTION NO. 18-2022 ADOPTED ON JANUARY 25, 2022, AS AMENDED ON AUGUST 9, 2022, IS HEREBY FURTHER AMENDED AS FOLLOWS: A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE NEPTUNE WATER METER RADIO TRANSMITTERS FROM NEPTUNE TECHNOLOGY GROUP RELATED TO THE NEPTUNE AMR TRANSITION PROJECT FOR AN AMOUNT NOT TO EXCEED FIVE HUNDRED SEVENTY-SIX THOUSAND ONE HUNDRED EIGHTY AND 73/100 DOLLARS (\$576,180.73)) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Biddlecombe, Artino, Tapp, Dike, Grieves, Hagy (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Second Amended Resolution No. 18-2022 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Evans stated the project cost went up due to inflation but we needed to add another gateway, which is the hub to get our readings. Mr. Evans stated staff is working very hard going door to door, meter to meter to pull these out and change them over to Neptune and get away from our former service of Zenner. This is a very critical point to get this wrapped up.

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Second Amended Resolution No. 18-2022. Members of Council voted as follows:

YEAS: Hagy, Biddlecombe, Artino, Tapp, Dike, Grieves, (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Second Amended Resolution No. 18-2022 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2023-10 (second reading)

Motion by Mr. Ebert hat Ordinance No. 2023-10 (AN ORDINANCE TO LEVY A PERMISSIVE MOTOR VEHICLE LICENSE TAX PURSUANT TO OHIO REVISED CODE SECTION 4504.17) be placed on its second reading.

There being more than a majority in favor, Ordinance No. 2023-10 was placed upon its second reading. The Law Director read the Ordinance by its title only.

Mr. Swaisgood stated that Ordinance 2023-10 is the vehicle registration permissive tax allowable under the Revised Code - an additional \$5 can be levied on vehicle registrations from the City. The City collected

approximately \$163,000 per year over the last six or seven years. The additional levy is expected to offset the financial burden of maintaining and paving streets, which is currently being carried by the General Fund. The levy would be an additional \$5, bringing the license registration up from \$20 to \$25, and this must be passed by July 1st and submitted to the State in order to take effect on January 1st of 2024.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Hagy, Biddlecombe, Artino, Tapp, Dike, Grieves (6)
NAYS: None (0)

New Business

Resolution No. 26-2023

Motion by Mr. Grieves that the three-reading rule be suspended and Resolution No. 26-2023 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE (1)-YEAR LEASE AGREEMENT WITH SHOWBOAT LLC, DBA OLD FISH HOUSE, FOR A PORTION OF ERIE COUNTY, OHIO PERMANENT PARCEL NO. 42-01077.000 COMPRISING APPROXIMATELY 1,701 SQUARE FEET IMMEDIATELY ADJACENT TO LESSEE'S PROPERTY LOCATED AT 30 MAIN STREET, HURON, OHIO, FOR THE ANNUAL RENTAL AMOUNT OF TWO THOUSAND FIFTY-EIGHT AND XX/100 DOLLARS (\$2,058.00)) be placed on its first reading.

Mr. Dike recused himself from this piece of legislation at 7:11pm, and left Council Chambers.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Grieves, Hagy, Biddlecombe, Claus, Tapp (5)
RECUSE: Dike (1)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Resolution No. 26-2023 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Lasko apologized for the narrative, proposing a 1-year lease rather than a 2-year lease. No charge was placed under the COVID-19 restrictions, however since we are back to pre-covid years we need to reassess. The former i5's lease was based on the cost per square foot of 1,700 square feet North of the priority, at \$2,058.00 in one lump sum paid by June 1st, retroactively beginning January 1 to December 31 of 2023. Also, any parties can terminate the lease with 60-day notice without cause. However, because of the influx of business during the summer months, there is an agreement to not terminate during 4 months, without cause.

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Resolution No. 26-2023. Members of Council voted as follows:

YEAS: Grieves, Hagy, Biddlecombe, Artino, Tapp (5)
RECUSE: Dike (1)
NAYS: None (0)

There being more than a majority in favor of adoption, Resolution No. 26-2023 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Mr. Dike returned to the meeting at 7:14 pm.

Resolution No. 30-2023

Motion by Mr. Artino that the three-reading rule be suspended and Resolution No. 30-2023 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT, ON BEHALF OF THE CITY OF HURON, WITH SEELEY, SAVIDGE, EBERT & GOURASH CO., LPA FOR THE PROVISION OF LEGAL SERVICES FOR A PERIOD OF ONE YEAR FROM JUNE 4, 2023 THROUGH JUNE 3, 2024 IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY THOUSAND AND XX/100 DOLLARS (\$150,000.00)) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Artino, Tapp, Dike, Grieves, Hagy, Biddlecombe (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Resolution No. 30-2023 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Lasko purposed to do another 1-year agreement, with the current contract expiring on June 1 2023. Mr. Lasko and staff are very pleased with their services. The first-year renewal \$120,000 a year with an hour cap of 60 hours per month. This year the contract is \$12,500 a month (or 150k a year) with a release of the hour cap. Looking at this proposal we are not looking at a cost increase, no hour cap, going through June 2024. This does not include outside litigation with additional charges of \$200/hour.

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Resolution No. 30-2023. Members of Council voted as follows:

YEAS: Artino, Tapp, Dike, Grieves, Hagy, Biddlecombe (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Resolution No. 30-2023 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution No. 39-2023

Motion by Mr. Biddlecombe that the three-reading rule be suspended and Resolution No. 39-2023 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT ON BEHALF OF THE

CITY OF HURON, OHIO, WITH THE HURON ROTARY CLUB TO HOLD THE HURON ROTARY FESTIVAL IN THE CITY OF HURON, OHIO ON JUNE 24, 2023) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Biddlecombe, Artino, Tapp, Dike, Grieves, Hagy (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Resolution No. 39-2023 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Steinwart stated there are only two changes as this is now a one-day event and does not require a road closure. This is a family friendly event with food trucks and music; Wally and the Beaves, wine and liquor like previous years.

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Resolution No. 39-2023. Members of Council voted as follows:

YEAS: Biddlecombe, Artino, Tapp, Dike, Grieves, Hagy (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Resolution No. 39-2023 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution No. 40-2023

Motion by Mr. Tapp that the three-reading rule be suspended and Resolution No. 40-2023 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE ERIE COUNTY REGIONAL PLANNING COMMISSION METROPOLITAN PLANNING ORGANIZATION (ERPC MPO) TRANSPORTATION ALTERNATIVE (TA) PROJECT GRANT RELATING TO CONSTRUCTION OF A MULTI-USE PATH ALONG JIM CAMPTBELL BOULEVARD IN THE AMOUNT OF TWO HUNDRED SEVENTY THOUSAND AND XX/100 DOLLARS (\$270,000.00); AND FURTHER AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AWARD IN AN AMOUNT NOT TO EXCEED TWO HUNDRED SEVENTY THOUSAND AND XX/100 DOLLARS (\$270,000.00) BE SUCCESSFUL) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Tapp, Dike, Grieves, Hagy, Biddlecombe, Artino (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Resolution No. 40-2023 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Hamilton stated the legislation lets staff apply for this grant for a proposed multi-use bike path along Jim Campbell Blvd with the Lake Erie Electric Trail. This would be submitted by May 12, 2023

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Resolution No. 40-2023. Members of Council voted as follows:

YEAS: Tapp, Dike, Grieves, Hagy, Biddlecombe, Artino (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Resolution No. 40-2023 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution No. 41-2023

Motion by Mr. Tapp that the three-reading rule be suspended and Resolution No. 41-2023 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE ERIE COUNTY REGIONAL PLANNING COMMISSION METROPOLITAN PLANNING ORGANIZATION (ERPC MPO) TRANSPORTATION ALTERNATIVE (TA) PROJECT GRANT RELATING TO CONSTRUCTION OF A BIKE PATH CONNECTING THE LAKE SHORE ELECTRIC TRAIL TO THE RYE BEACH CORRIDOR IN THE AMOUNT OF TWO HUNDRED THOUSAND AND XX/100 DOLLARS (\$200,000.00); AND FURTHER AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AWARD IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND AND XX/100 DOLLARS; AND ENTER INTO AN AGREEMENT WITH THE ERPC MCO UPON AWARD, SHOULD THE APPLICATION BE SUCCESSFUL) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Tapp, Dike, Grieves, Hagy, Biddlecombe, Artino (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Resolution No. 41-2023 was placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Hamilton stated this resolution will allow staff to apply for this grant application not to exceed \$200,000 to Regional Planning, this would take the other end of the Lake Erie Electric Trail and tie it to the for a multipurpose path that will come with the Rye Beach Road Reconstruction Project, down the road and probably down the cul de sac behind the gas station. It would be a connection the whole way through. Mr. Hamilton expressed his gratitude for Larry Frederick, who needs the credit for chasing down these grants and does a lot of work on these.

The Mayor asked if there were any further questions on the motion. There being none, the Mayor directed the Clerk to call the roll on final adoption of Resolution No. 41-2023. Members of Council voted as follows:

YEAS: Tapp, Dike, Grieves, Hagy, Biddlecombe, Artino (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Resolution No. 41-2023 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2023-11

Motion by Mr. Dike that the three-reading rule be suspended and Ordinance No. 2023-11 (AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES; AND DECLARING AN EMERGENCY) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Ordinance No. 2023-11 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Motion by Mr. Dike to place Ordinance No. 2023-11 as an emergency measure.

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)
NAYS: None (0)

There being five or more votes in favor of the motion, Ordinance No. 2023-11 was placed as an emergency measure.

Mr. Lasko stated there are updates to the content standpoint, with significant changes to codified ordinances at the state level. We honored and adopted as oversight of our safety forces, this has already been budgeted for.

The Mayor asked if there were any further questions on the motion. Mr. Hagy inquired if we are catching up with the State. Mr. Lasko stated we formally adopt the State's ordinance and anything we changed locally we need to adopt and change as well. Historically we do this twice a year, but we changed them in April as well. There was a lot of content that we found prudent to adopt. Mayor directed the Clerk to call the roll on final adoption of Ordinance No. 2023-11. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Claus (6)
NAYS: None (0)

There being more than a majority in favor of adoption, Ordinance No. 2023-11 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2023-12

Motion by Mr. Dike that Ordinance No. 2023-12 (AN ORDINANCE AMENDING CHAPTER 909 (ASSESSMENTS) OF THE CODIFIED ORDINANCE OF HURON, OHIO TO ESTABLISH NEW SECTIONS 909.02

(CONSTRUCTION AND/OR REPAIR OF SIDEWALKS) AND 909.03 (MAINTENANCE, REMOVAL AND/OR REPLACEMENT OF TREES)) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)
NAYS: None (0)

Mr. Engle stated this legislation establishes a policy to folks to assess work being done in the right-of-way. This assessment allows for residents to finance changes to the sidewalks and trees, over the course of four years. Mr. Hagy asked who the city's arborist, to which, Mr. Engle stated no one is on staff and we contract out for this service. Mr. Dike asked if this was for commercial, residential or association. Mr. Engle stated it's for any adjacent tree or sidewalk regardless of zoning.

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Ordinance No. 2023-12 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Ordinance No. 2023-13

Motion by Mr. Dike that the three-reading rule be suspended and Ordinance No. 2023-11 (AN ORDINANCE REPEALING AND AMENDING AND RESTATING CHAPTER 907 (TREES) OF THE HURON CODIFIED ORDINANCES) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)
NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Ordinance No. 2023-13 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Ordinance No. 2023-14

Motion by Mr. Dike that the three-reading rule be suspended and Ordinance No. 2023-14 (AN ORDINANCE AMENDING CHAPTER 521 (HEALTH, SAFETY AND SANITATION) OF THE HURON CODIFIED ORDINANCES TO ADD A NEW SECTION 521.14 (DUTY TO MAINTAIN TREES IN TREE LAWN); REPEALING, AMENDING AND RESTATING SECTION 521.06 (DUTY TO KEEP SIDEWALKS IN REPAIR AND CLEAN) OF CHAPTER 521 (HEALTH, SAFETY AND SANITATION) OF THE HURON CODIFIED ORDINANCES; AND FURTHER AMENDING CHAPTER 521 TO ADD RELATED CROSS REFERENCES) be placed on its first reading.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Dike, Grieves, Hagy, Biddlecombe, Artino, Tapp (6)

NAYS: None (0)

There being five or more votes in favor, the motion to suspend the three-reading rule passed and Ordinance No. 2023-14 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Mr. Engle reiterated the need to cross reference, as home owners are the responsible parties even if there is no assessment, per utility code 909 and 907. Mr. Hagy asked how the payment terms were historically, and how did they jump from 4-10 years. Mr. Engle deferred to Mr. Swaisgood, who stated the reason being when the Side Walk Program was established in 2020 where there was a 5–10-year assessment. That cost was too long for the City to wait to get the money recouped. The reduction in years is making this more consistent. The amount does include interest with a prime rate, however the 5-10-year long assessments had a higher interest rate that was also accruing. The larger trees on Adams Ave are between \$3,000-\$6,000. Mr. Lasko views this as a benefit to the residents, versus the City saying to take a tree down immediately with no option, we are giving financing options. The City is going to proactively look into this with the opportunity to opt in, with their own arborist and get into the program on their own. The requirement is to re-plant to not lose the tree canopy. Mr. Artino inquired about group rates and bids, based on 10-20 trees can we do this together. Mr. Engle has put the City into quadrantes and into districts, with older neighborhoods being priority.

City Manager's Discussion

The City Manager spoke on several topics:

Real Estate updates

Con Agra: Developers will be appearing in front of the Planning Commission on Wednesday May 17th at 5:00p.m. as there was feedback from the March meeting. The developers have taken the advice and concerns under consideration and will be addressing those issues at the upcoming meeting.

Oster Mobile Home Park Purchase: Through the end of last week, the City has met with 19 households thus far with additional meetings scheduled this week. Mr. Lasko is hearing from individuals in regards to challenges, moving and economically and how they can help. Representatives from Salvation Army of Huron and Canopy Tuesday are also in attendance. Mr. Lasko stated social service agencies are collaborating bi-weekly to maximize services and assistance to property owners and renters. Decker's Mobile Home Services are coming to inspect moving trailers, we will be working with those property owners as well.

Streets and Infrastructure: As of this Monday, the temporary roadway at Sawmill Parkway is open. This is necessary as the project is 20% completed and is on schedule for this fall.

Resurfacing: The amount of potential pavement we are looking to disturb per Mr. Hamilton and OHM, there are a lot of areas of concern. Core samples were taken in places that appeared good as well as samples from problem areas. From a cost standpoint, these areas can create a massive budget issues, so it was important to be prudent with a project of this scale, they were surprised. There are places with zero base and just poured asphalt over dirt. Over 65% of the samples are considered insufficient and we are

unable to raise the level of the road without impacting driveways and aprons. There are no recommendations for 2023 without more investigation. Mr. Lasko is grateful we uncovered this prior to the contract being awarded.

The Electrical Aggregate: There is a two-year aggregate with Dynegy, which is an opt out program. Residents will be automatically enrolled unless you opt out, with opt out being May 5th through June 5th and the first billing cycle on June 26th read in July and billed in August per KWH.

The Fish cleaning station: There was testing on April 25th when issues were identified preventing opening. The manufacturer has been contacted with a soft opening being scheduled for the public soon thereafter.

624 Berlin-The barn has been removed at the park and Mr. Ed Burdue completed his work. Leimester Tree Services has cleaned scrub areas from the pond, and fresh graded soil and grass seed is down. Mr. Lasko reminded the public, fishing is catch and release only and signs are on order. On May 2nd City Architecture was in town presenting conceptual ideas to the public.

Finance –State auditor completed the 2021 financial state audit. There were no reported findings with only a few management recommendations. This was just discussed in depth at the Finance Committee Meeting. The findings should be released in July or August of this year. Also listed in the manager’s report, income tax was up 4% from the Ardagh expansion and from Sawmill Creek Resort. The unencumbered general fund balance is over 1.8 million, but there are many significant transfers to HJRD and a quarterly cash transfer with 23-24% gf balance. Interest earnings are up 188% compared to last year. STAR Ohio budgeting is playing a large role in this.

Water Dept: Cleaning for the primary intake was improved at the last meeting taking 5 weeks to complete. OHM meeting is scheduled tomorrow with drawings and plan progression for South Main Street waterline, with hopes to bid in 2023.

Upcoming meetings: Planning Commission is scheduled May 17th at 5:00 p.m. City Council on May 23rd at 5:30 related to the consideration of charter review.

Mr. Dike inquired about Sawmill Parkway regarding HPP expansion. Mr. Hamilton responded, the electrical portion in Sawmill Parkway is only for impacted portions only, we are not running conduit down Sawmill but at cross points including light poles. Those businesses will not be included with HPP at this time. We will eventually go out to bid.

Mr. Dike additionally inquired about fiber being ran throughout the City. Mr. Hamilton stated fiber has three different companies here, Omni, Frontier, and Buckeye, three sets of fiber is being run throughout the city. Mr. Hamilton stated flags are only valid for 10 days per OUPS, you are welcome to move the flags after day 10. The companies are responsible for putting your property back to the way they found it, although there is an easement that allows access to your property.

Mr. Dike asked about the Con Agra project and design, and are the developers showing different concepts or plans? Mr. Lasko stated it will be another version of a site plan, typical conceptual site plans were submitted at Planning Commission, every one thought it prudent that there was high level support

from the public and private standpoint. Mr. Lasko stated this was A-typical but seeing how the project is going it's good we did it, along with the renditions provided, it's a conceptual blessing. Mr. Dike asked additionally, what streets were sampled as some residents will not want asphalt. Mr. Lasko stated the neighborhoods were Old Homestead I and II and Chaska. Per Mr. Lasko the City will not propose to do the work in 2023, we will need to minimally work with associations.

Mr. Hagy inquired about meeting with residents of Oster's. Mr. Lasko stated outreaches were made to individuals by other community programs. Candidly, there are some folks who want to do things on their own and do not want to meet with the City. Members did the best they could to meet with everyone they could, but some had opted out. Everyone is now aware that help is available and the City is aware this is not limited to one meeting per household. One conversation will not get to the bottom of all the families and households, as this requires ongoing conversations.

Conversation between members of Council and staff ensued regarding paving the streets, timeframes, which street was the worst off. Mr. Lasko wants to start setting aside funds to be able to accomplish this. No streets in 2023 unless there is an issue.

With no further discussion needed, the Mayor asked if there were any other questions. There being none.

Mayor's Discussion

Mayor Tapp gave kudos for the street due diligence and Mr. Frederick and OHM for the samples. Mr. Tapp stated staff is working really hard although this may seem boring, staff has so much going on and it's an everyday process. Mr. Tapp extended gratitude to Mr. Engle and his changes on the ordinances, God bless him because no one wants to do that. Mr. Tapp welcomed Officer Travaglianti and thanked Council for their work as well.

For the Good of the Order

All Council members welcomed our new officer Mr. Travaglianti and were all in agreeance that they enjoyed the swearing in ceremony during the meeting. All Council members extended gratitude to staff for their work and the public for attending and/or listening at home. Mr. Biddlecomb additionally congratulated Jesse Gimperling for Terrific Teacher Tuesday and several student athletes on their successes. Varsity Home games coming up:

- Boys Baseball: May 10 and 13
- Girls Softball: May 12 and 13
- Boys Tennis: May 10, 15, and 16th

Please come out and support all our student athletes, and Go Tigers!

Adjournment

Motion by Mr. Biddlecombe to adjourn the regular meeting of Council.

The Mayor asked if there were any questions on the motion. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: Biddlecombe, Artino, Tapp, Dike, Grieves, Hagy (6)

NAYS: None (0)

There being a majority in favor of the motion, the regular Council meeting of May 9, 2023 was adjourned at 8:06 pm.

Adopted: 11 JUL 2023



Terri S. Welkener, Clerk of Council