

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday, May 8, 2018 at 6:30 p.m.

A regular meeting of the City Council of the City of Huron, Ohio was called to order by Vice Mayor Trey Hardy on Tuesday May 8, 2018 at 6:30p.m. in the Council Room of City Hall, 417 Main Street, Huron, Ohio.

The Vice Mayor called for a moment of silence. After the moment of silence, the Vice 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: **Rich Schaffter, Trey Hardy, Christine Crawford, Joe Dike, and Glen Ginesi. Members absent: Brad Hartung, Sam Artino.**

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

Motion by Mr. Schaffter to excuse Mr. Hartung and Mr. Artino from the meeting. The Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being more than a majority in favor of the motion, the Vice Mayor declared the motion passed and Mr. Hartung and Mr. Artino excused.

There were no minutes for approval; the next item on the agenda was Audience Comments.

Audience Comments

- Beth Fisher, Ohio Street: Ms. Fisher referenced that she agreed with most of the information and research on medical marijuana but expressed her opposition to having a medical marijuana dispensary in the city. She reiterated concerns relative to the effect on young brains and studies that reference same. She stated that when there is a dispensary in a city there are more young people using recreational marijuana. She referenced her experience as a school nurse and seeing the consequences that mind altering drugs are doing to children. She referenced concern for overprescribing and concerns for legalized recreational marijuana in the future. She noted the positions of the Planning Commission, Erie County Board of Health, and many members of the public, who are opposed to dispensaries and asked that Council vote to ban medical marijuana dispensaries in the city.

New Business

Resolution 2018-41

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-41 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HURON, OHIO APPROVING THE PROSECUTING ATTORNEY SERVICES CONTRACT WITH MICHAEL D. KAUFMAN FOR A PERIOD OF ONE YEAR) be placed upon its first reading. The Vice Mayor asked if there

was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Ginesi (3)

NAYS: Crawford, Dike (2)

Since there were not five votes or more in favor of the motion; the motion failed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White referenced since the suspension of the three reading rule failed, the resolution will simply be placed on its first reading this meeting. Mr. White noted the 2018 budget included an outlay, as directed by Council, to support the outsourcing of the Prosecutor function. He recognized Mr. Kaufman in attendance; spoke to his reputation, the budgetary funds that are in place, and the agreement to authorize Mr. Kaufman to operate as Prosecutor for the city under the Law Director's authority. He explained the Charter states the Law Director also serves as the Prosecuting Attorney for the city. Mr. White noted that approval of the agreement will provide needed administrative resources and reviewed the terms of the agreement (Exhibit "A") explaining administration would like to bring him on board as soon as possible to address the redistribution of the workload. He referenced similar instances such as the Building Official and functions that are delegated to Zoning Inspector. Ms. Alkire recognized Mr. Kaufman in attendance and provided a brief summary of his experience. She noted in accordance with the November 18th work session, a service agreement was drafted for a 12 month term and expense included in the adopted budget. She reviewed the workload stats of the Prosecutor position, noting that currently she is the Law Director and Prosecutor and that there are no administrative assistants. Mr. Dike referenced that he may have missed some of the discussion at the work session as he had to leave early and noted he recalled discussion on Municipal Court operations, as well as mention of review of the current organizational chart of the city. He noted he would like to know more and further understand the needs. Ms. Alkire advised that discussions of Municipal Court operations and the outsourcing of the Prosecutor function are not related topics. She referenced and recapped discussions, noting this was requested by Council to move forward. She referenced Mr. Dike's email over the weekend, and noted Administration is looking at ways to utilize service agreements when looking at needs of the Administrative offices. Mr. Dike noted that HR functions are important and would like to review the organizational chart at the next work session meeting. Mr. White noted the benefit and need for the outsourcing of this position and referenced that administration performs duties associated with HR functions on a daily basis. Mr. White noted that discussions of Municipal Court regionalization can be a topic in the future and stated that the organizational chart will be provided. Ms. Crawford inquired about the agreement and job description for the position, asked if there would need to be changes to the Law Director job description, and if this will relieve all prosecuting duties from the Law Director. Ms. Alkire explained she would not be relieved of all prosecuting duties and noted there is a separate job description for the position of Assistant Prosecutor. She referenced the Charter and Ordinances, noting that the Law Director serves as the Prosecutor, but as far as changes to her job description there would be none needed as the description specifies supervision to any other employee. She explained Mr. Kaufman will be carrying the load as an Assistant Prosecuting Attorney on Tuesday and Friday mornings during court sessions. Mr. Hardy expressed his support for outsourcing the function and the benefits of same. Council members thanked Mr. Kaufman for attending.

Resolution 2018-42

Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2018-42 (A RESOLUTION AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY OF HURON, OHIO, TO SUPPORT THE REQUEST OF THE HURON CHAMBER OF COMMERCE FOR THE PLACEMENT OF EVENT SIGNAGE IN THE MEDIAN AREA PROMOTING THEIR LAKE FRONT MARKET EVENT) be placed upon its first reading. The

Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Vice Mayor declared the motion passed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White referenced the request by the Chamber for the placement of signage to promote their Lake Front Market event, noting that administration is in support of the request. There being no further discussion, the Vice Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-42. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-42 was adopted. The Resolution as adopted was signed by the Vice Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-43

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-43 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF HURON, OHIO, WITH HURON RIVER FEST, INC. TO HOLD THE 27th ANNUAL RIVER FEST EVENT IN THE CITY OF HURON, OHIO DURING THE PERIOD OF JULY 13, 2018 THROUGH JULY 15, 2018) be placed upon its first reading. The Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Vice Mayor declared the motion passed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White explained this is an annual agreement relative to the River Fest event, noting the terms of the agreement remain the same as in past years. Mr. Biddlecombe of the Huron River Fest Committee thanked the city for the support. There being no further discussion, the Vice Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-43. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-43 was adopted. The Resolution as adopted was signed by the Vice Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-44

Motion by Ms. Crawford that the three reading rule be suspended and Resolution No. 2018-44 (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 FINE ART & FOOD FESTIVAL IN THE CITY OF HURON,

OHIO DURING THE PERIOD OF AUGUST 10, 2018 THROUGH AUGUST 12, 2018) be placed upon its first reading. The Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Vice Mayor declared the motion passed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White explained this is an annual agreement for the Rotary Festival with no changes to the terms of the agreement. Mr. Studer of the Huron Rotary thanked the city for the support. There being no further discussion, the Vice Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-44. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-44 was adopted. The Resolution as adopted was signed by the Vice Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-45

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-45 (A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER, ON BEHALF OF THE CITY OF HURON TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SANDUSKY, OHIO FOR THE ROUTINE MAINTENANCE AND SERVICE OF HURON FIRE DEPARTMENT VEHICLES FOR A TOTAL NUMBER OF ONE HUNDRED EIGHTY HOURS WITHIN THE CONTRACT TERM OF JANUARY 1, 2018 THROUGH DECEMBER 31, 2018 IN THE AMOUNT OF SEVENTY FIVE DOLLARS [\$75.00] PER HOUR) be placed upon its first reading. The Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Vice Mayor declared the motion passed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White explained this regional effort between the Huron Fire Department and the City of Sandusky began in 2010. He referenced the annual budget for the expense and recognized Captain Hohler in attendance. Captain Hohler referenced the increase to the hourly rate, explaining it was still a good rate and expressed satisfaction with the service. There being no further discussion, the Vice Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-45. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-45 was adopted. The Resolution as adopted was signed by the Vice Mayor and Clerk of Council and will take effect immediately.

Resolution 2018-46

Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2018-46 (A RESOLUTION AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY OF HURON, OHIO, TO SUPPORT THE REQUEST OF THE HURON PUBLIC LIBRARY FOR THE PLACEMENT OF EVENT SIGNAGE IN THE MEDIAN AREA PROMOTING THEIR BOOK SALE) be placed upon its first reading. The Vice Mayor asked if there was any discussion on the motion. The Vice Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Vice Mayor declared the motion passed on suspension of the rules. The Vice Mayor directed the Law Director to read the Resolution by its title only. The Vice Mayor asked if there was any discussion. Mr. White acknowledged the request from the Library for advertising signage in the median and noted support of same. There being no further discussion, the Vice Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-46. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution No. 2018-46 was adopted. The Resolution as adopted was signed by the Vice Mayor and Clerk of Council and will take effect immediately.

City Manager's Discussion

- Recognized Dru Siley of Liberty Development in attendance, referenced correspondence to Council regarding consideration to extend the services agreement with Liberty Development as issues at the ConAgra site are addressed, most notably the compaction of the soil and while awaiting a response from the EPA. Mr. White noted there is no request for additional funds and the extension can be supported by a motion. Mr. Siley explained that Liberty is requesting a time extension only and referenced discussions with the EPA related to the strategies to resolve the compaction issues on the ConAgra site and noted they would like to continue to work on the project to bring a development agreement to Council. He mentioned the attendance and input at the public meeting on the public park space of the project, noting he would like to take this to the next step as well. A brief discussion on the need and length of the extension ensued. In response to a question by Mr. Ginesi, Mr. Siley explained the need was partly due to the conditions on the site and also to develop a strategy for the improvements that will come to the site and then potentially the mixed uses on the site.

Motion by Mr. Ginesi to extend the services agreement with Liberty Development for 180 days. The Vice Mayor asked if there was any discussion. There being none, he directed the Clerk to call the roll on the motion. Members of Council voted as follows:

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

NAYS: Dike (1)

There being a majority vote in favor of the motion, the motion to extend the agreement by 180 days passed. Mr. White referenced the budget, delays from compaction issues, acquisition of proprietary documents about the site, and referenced the last work session with Council and discussion of multiple uses beyond just residential. He referenced the public meeting, noting that AECOM has taken the

feedback from the meeting and will be planning another in June. Mr. Siley thanked Council and noted a thorough update will be provided in June.

- Chamber of Commerce – Lake Front Market Event: Following previous City Council approval of the agreement for this event, the city received a request from the Chamber for the inclusion of beer/wine sales. Mr. White explained the Chamber was originally looking at working with the Huron Rotary, but due to time restraints cannot do so, therefore the Chamber is looking at other organizations to manage the beer/wine sales at the event. Ms. Roldan of the Huron Chamber explained that the Chamber is looking to work with others to have beer/wine available and noted they would be roping off a designated area within the park and will get authorization as required by the Division of Liquor Control. Ms. Alkire referenced language within the adopted agreement which does allow for this type of activity explaining that Ms. Roldan just wanted to advise Council of this and a motion in support of the request would be sufficient for her to move forward.

Motion by Ms. Crawford to support the request of the Chamber as presented. The Vice Mayor asked if there was any discussion. There being none, he directed the Clerk to call the roll on the motion. Members of Council voted as follows:

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

NAYS: (0)

There being a majority vote in favor of the motion, the motion to support the request of the Chamber passed.

- Recognized HFD Captain Hohler in attendance. Reviewed the personnel structure of the HFD, Station 2 operations, and the Huron Township agreement. Recapped discussions of adding 2 FT personnel to the department and noted the department has been authorized to move forward with the hiring of these 2 FT individuals. He referenced the budgetary line items, noting that the part time line item will be off due to the over reliance on PT staffing levels to date.
- Reference the failure of a storm line on US6 in front of Drug Mart Plaza noting that the repair may require the need for an outside consultant.
- OHM has advised that survey work is underway on Cleveland Road West relative to the Safe Routes to School sidewalk grant.
- Referenced Goodwill ground breaking to be held on Tuesday, May 15th 10am at their new Lake Erie Blvd. site.
- Reported that there was not quorum for the Finance Committee meeting at 5p.m. A special meeting of the Finance Committee is being requested as items on the agenda included the 2018 Road Paving Debt Financing and the additional streets that Council had requested for potential inclusion.
- Water Filtration: Referenced the increase in demand, noting usage presently compares to August of 2017; advised that more customer demand may require a 24/7 operation. Referenced the EPA correspondence included in Council packets. Mr. Gibboney recapped the trigger and the requirements of the General Plan that was required by the EPA and reviewed the plan options that the city submitted. Mr. Gibboney reviewed the correspondence: 1) draft of the response to the EPA from Poggemeyer Design Group relative to questions the EPA had regarding the Acid Feed system included in the city's Harmful Algal Bloom General Plan and 2) draft response from the city to the EPA regarding the timeline for the replacement of the 1992 sludge removal equipment. The city had originally submitted a project timeline of 36 months but the EPA advised the project timeline will be 24 months. He noted discussions of possibly looking at tube settlers at the same time as an alternate to the bid for consideration. The response letters are due back to the EPA this week. Reviewed daily volume and hours associated with the increased demand. In response to Ms. Crawford on the timeline of 24 months, Mr. Gibboney noted that the more time the city would have would provide a better picture for increases in demand, but noted the 24 month time frame should be able to be attained.

- Referenced county projects including the upcoming widening of Huron-Avery Road and noting that the City Engineer has been working with the county to coordinate timing of the county and city road resurfacing portions of the roadway. Mr. Green explained the county would include the city portion as an alternate in their bid which would save the city approximately \$10,000. He estimated the city cost at \$44,000. An appropriation of funds would be required if Council is in favor of doing this.
- Referenced the General Fund Surplus Policy, and noting the recommendation of a \$300,000 transfer from the General Fund to the Economic Development Fund.

Questions from Council Members:

- Mr. Dike referenced speaking to Mr. Temper who asked about the status of the buoy approval from ODNR and about making improvements to the pier with regard to needed authorization. Mr. White referenced the two agreements with the Corps of Engineers, one relating to the grounds inside the CDF and a lease agreement to the Pier itself explaining the city still needs their approval for any improvements. Ms. Alkire referenced a conversation with Mr. Rich Gordon today regarding the buoys and noted she had explained that the city had asked and is seeking approval by Memorial Day, but at this time the city is awaiting response from ODNR. She noted Mr. Gordon advised that the city contact Mr. Temper to coordinate placement efforts once approved. Mr. White also referenced ODNR did contact the city to request a copy of the minutes to verify action was taken in a public meeting. Mr. Dike referenced being approached by a resident about the poor condition of sidewalks at Colonial Colony citing safety concerns. Mr. Dike inquired about the Wellness Center discussion and the study. Mr. White explained Integrated Wellness Partners (IWP) are meeting with stakeholders now (BGSU Firelands, FRMC, Schools, Citizen Group, city staff) and they have met and interviewed YMCA. He referenced a meeting with the Mayor, and Commissioner Shenigo and Commission Old last week to request additional feedback in discussion with IWP on the nature and scope of their project. Mr. White noted the consultant from IWP would be available all day tomorrow if any Council members are interested in attending. A brief discussion ensued from members who had responded and established appointment times. Mr. Ginesi noted discussion at the recent Economic Development meeting regarding the obstacles in the report and potential alternatives, but noting it was just general discussion on report.

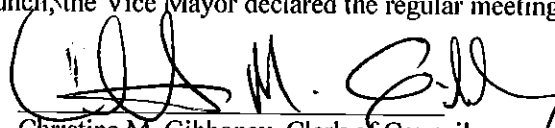
Vice Mayor's Discussion

- Referenced the email from Mr. Weyer regarding an invitation to Council members to walk along Washburn Ditch on Saturday. Mr. White advised that he would prefer this to be set up through Mr. Green's office. Mr. White noted Mr. Green can reach out to Mr. Weyer, but suggested that the city get through the bulk of the 2018 paving program and then a walk through can be coordinated.
- Referenced the May 20th invitation to the 2018 Erie County Law Enforcement Officers Memorial Ceremony.

For the Good of the Order

- Mr. Dike acknowledged the success of the Chamber event this past weekend and noted he is interested in learning more about the Chamber 433App.
- Mr. Ginesi referenced his question to Mr. Siley regarding the extension of the Liberty Development agreement, noting that unforeseen underground conditions are always a reason to accommodate an extension of time.

There being no further business to come before the Council, the Vice Mayor declared the regular meeting of May 8, 2018 adjourned at 7:24p.m.


Christine M. Gibboney, Clerk of Council