

**THE CITY OF HURON, OHIO**  
**Proceedings of the Huron City Council**  
**Regular Meeting Tuesday, August 14, 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 August 14, 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, Joe Dike, Sam Artino and Glen Ginesi.**

Also present: City Manager Andy White, Law Director Laura Alkire, Assistant to the City Manager Mike Spafford, City Engineer Doug Green, HFD Captain Kurt Schafer, HPD Police Chief Bob Lippert and Management Services Coordinator-Clerk of Council Christine Gibboney. Also in attendance, Safety Services personnel from HPD, HFD, Erie County Sheriff's Office, and the City of Sandusky.

**Approval of Minutes**

**Motion by Mr. Hardy that the minutes of the regular meetings July 10 and July 24, 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: Hardy, Crawford, Hartung, Dike, Artino, Ginesi, Schaffter (7)**  
**NAYS: None (0)**

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

**Audience Comments**

- Brian Henderson, 355 Berlin Road. Mr. Henderson referenced his previous comments relative to pedestrian/bike safety on the US6 Corridor, specifically the bridge area, and inquiring about planned repairs for this area. The Mayor suggested Mr. Henderson meet with the City Engineer for detailed information regarding the project.
- Mark Claus, 406 Winona Ave. Mr. Claus referenced hearing rumors that the state has rejected the application request of Ohio Patients Choice (OPC) to relocate the medical marijuana retail dispensary from the Burger King location to Corporate Park; and that OPC has or is planning to ask the City to grant them temporary approval to open the dispensary at the Burger King location. He asked for city comment on the rumors as well as assurance that City Council will stand by the ordinances they've adopted (Ordinance 2018-12 to 2018-16) which would prohibit dispensary operations in the Burger King location. The Mayor referenced hearing the rumors, noting OPC had a meeting with the state last week and that no ruling has been made by the state in the matter. The Mayor further noted that he stands by what Council did and that he will not be making changes.
- Jenny Higgy, 407 Winona Ave. Ms. Higgy addressed Council as a member of the Citizens Wellness Center Committee explaining the committee's goal is to facilitate the establishment of a Wellness-Community Center in Huron, referencing the benefits of such of facility to the community and expressing her support.

- Jodi Mast, 918 Beachside Lane. Citizens Wellness Center Committee member and Member of the Board of Education. Ms. Mast thanked Councilman Hardy for bringing the proposal of a Recreational/Wellness Center from the Citizens Committee to City Council and referenced the work of the committee over the past two years. She referenced concerns from similar facilities in the community; explaining the committee is working toward a facility with components for people of all ages, inclusion of space for Parks & Recreation programs, and a pool. She referenced the benefit of such a facility to all students and community members.
- Jim Murray, 3608 Turfside. Citizens Wellness Center Committee member. Mr. Murray expressed his support of a Wellness/Recreation Center for Huron. He referenced the components that the committee would like to incorporate to benefit all age groups, referenced local partnerships, and noting the committee is trying to establish this without tax payer dollars or government assistance if possible. He thanked the Council for the support of the committee and other entities.

### **New Business**

#### **Mayor's Proclamation**

The Mayor read a proclamation recognizing the lifesaving rescue efforts of local safety services relative to an incident at Nickel Plate Beach presenting each with a proclamation (Huron Police Department: were Officer Curt Fleming, Officer Brian Clayman, Sergeant Terry Graham, Sergeant Nate Orzech and Officer Keith Lobsinger . Huron Fire Department: Captain Kurt Schafer, Firefighter Nick Thaxton, Firefighter Tyler Sams, Firefighter Scott Hillman, Firefighter Zach Stauder, Firefighter Charlie Ruggles and Firefighter Michael Jachym. Erie County Sheriff's Office: Chief Deputy Jared Oliver, Deputy Nick Mazur. City of Sandusky Police Department: Lieutenant Rich Braun). Erie County Sheriff Sigsworth also recognized the responders and provided Buckeye State Sheriff's Association awards to the law enforcement personnel who were first to arrive to assist the victim and those in the Erie County boat assisting those in the water. Chief Lippert recognized all officers, noting how proud he was of their actions and noting that the three HPD officers will be receiving Departmental Lifesaving Citations.

#### **Resolution 2018-65**

**Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-65 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE A GRANT APPLICATION SUBMISSION BY THE HURON FIRE DEPARTMENT TO FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION) 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, Dike, Artino, Ginesi (7)**

**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White explained the resolution will authorize the submission of a grant application for funding in the amount of \$20,000 to be used toward equipment purchases in the department and if awarded would come back to Council for grant award acceptance. Captain Schafer added that, if awarded, funding would be used for bunker gear. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-65. Members of Council voted as follows:

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

**NAYS: None (0)**

There being a majority vote in favor of adoption, Resolution No. 2018-65 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution 2018-66**

**Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2018-66 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND ENTER INTO AN AGREEMENT WITH SMITH PAVING AND EXCAVATING FOR LABOR AND MATERIALS RELATED TO THE 2018 ROAD PAVING PROGRAM (PART 1) IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED NINETY FOUR THOUSAND SIX HUNDRED NINETY NINE AND 25/100 DOLLARS (\$594,699.25)) 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: Dike, Artino, Ginesi, Schaffter, Hardy, Crawford, Hartung (7)**

**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White recapped the terms of the OPWC grant/loan for this portion of the 2018 Paving Program which can now be awarded following OPWC approval. Mr. White reviewed the roadways included in the 2018 Road Paving Program. In response to questions from Mr. Dike and Mr. Artino; Mr. Green provided a status of the road paving to date and noted the added section of Bogart Road between Main and Center is anticipated to be done in September. Mr. White commented that the paving is currently ahead of schedule. The Mayor referenced an upcoming meeting that Administration would be attending with the Rye Beach Association. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-66. Members of Council voted as follows:

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

**NAYS: None (0)**

There being a majority vote in favor of adoption, Resolution No. 2018-66 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution 2018-67**

**Motion by Mr. Artino that the three reading rule be suspended and Resolution No. 2018-67 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF INSPECTION SERVICES RELATED TO THE 2018 ROAD PAVING PROGRAM (PART 1) AT A COST NOT TO EXCEED FORTY ONE THOUSAND EIGHT HUNDRED NINETY SIX AND 00/100 DOLLARS (\$41,896.00)) 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: Artino, Ginesi, Schaffter, Hardy, Crawford, Hartung, Dike (7)**

**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White explained this proposal from OHM for inspection

services for Part 1-Rye Beach paving is roughly 7% of the project cost. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-67. Members of Council voted as follows:

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

There being a majority vote in favor of adoption, Resolution No. 2018-67 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution 2018-68**

**Motion by Mr. Hardy that the three reading rule be suspended and Resolution No. 2018-68 (A RESOLUTION AMENDING RESOLUTION 2016-53 ADOPTED JULY 12, 2016 AUTHORIZING CHANGE ORDER NO. 8 FOR ROPPER CONSTRUCTION INCORPORATED FOR ADDITIONAL LABOR AND MATERIALS RELATED TO THE MAIN STREET STREETScape PROJECT, ODOT ERI-PID 93574, IN THE INCREASED AMOUNT OF SIX THOUSAND EIGHT HUNDRED SEVENTY ONE AND 01/100 DOLLARS (\$6,871.01)) 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, Dike, Artino, Ginesi, Schaffter (7)**  
**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White referenced the executive summary, noting the numerous underground utilities encountered on the project contributing to this change order calculated at unit costs. He referenced the project still coming in under budget with this change order. Mr. Green noted this is the final change order and will close out the project. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-68. Members of Council voted as follows:

**YEAS: Hardy, Crawford, Hartung, Artino, Ginesi, Schaffter (6)**  
**NAYS: Dike (1)**

There being a majority vote in favor of adoption, Resolution No. 2018-68 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution 2018-69**

**Motion by Ms. Crawford that the three reading rule be suspended and Resolution No. 2018-69 (A RESOLUTION AUTHORIZING AND DIRECTING CERTAIN TRANSFERS AMONG THE VARIOUS FUNDS OF THE CITY) 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, Dike, Artino, Ginesi, Schaffter, Hardy (7)**  
**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White reviewed the entries appearing on Exhibit "A" of the

resolution, noting all were previously budgeted transfers prepared as required by ORC. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-69. Members of Council voted as follows:

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

There being a majority vote in favor of adoption, Resolution No. 2018-69 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

#### **Ordinance 2018-22**

**Motion by Mr. Schaffter that Ordinance 2018-22 (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, Dike, Artino, Ginesi (7)**  
**NAYS: None (0)**

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. The Mayor asked if there was any discussion. Mr. White reviewed the revenue and expense entries appearing on Exhibit "A" of the ordinance: A \$79,000 decrease on the revenue side related to Court Program Funds and a \$736,000 increase to expense mainly comprised of costs associated with the 2018 Paving Program. Mr. White noted administrative staff has worked with Court staff relative to a decrease in court costs and fines revenue explaining that the department has forecasted a reduction in receipts through the end of the year of \$79,000. He explained on the expense side there is a request to modify some of their expenses to balance this shortfall, and recognized Judge Steuk in attendance, noting appreciation for the forecast planning. The Mayor thanked Judge Steuk for attending. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2018-22. Members of Council voted as follows:

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

There being a majority vote in favor of adoption, Ordinance 2018-22 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

#### **City Manager's Discussion**

- **Mucci Farms Update:** Mucci has accepted the agreement terms authorized by Council and have executed the contract for electric service. A recap of the operation schedule, completion of all phases and anticipated revenue was provided. Mucci Farms is looking into an expansion of 15 additional acres which will further expand their electric consumption. The utility agreement is expected to generate \$1.5 million per year to the city to be used for the retirement of the debt, noting that as explained previously, the issued debt will be paid by the rate payer (Mucci Farms) as opposed to the general citizens of the community.
- **Ohio Patients Choice (OPC) retail dispensary location:** Staff attended a meeting with the State Board of Pharmacy and OPC at which time OPC presented their request to utilize the variance process within the state law; no determination was made by the state at that time. Staff does not intend to present any terms that would modify what has been passed by Council. Administration

will report any updates to Council and suggested citizens with inquires could contact his office with any questions. Provided update on State processing license awards to date: 104 applicants, 7 awarded; 6 additional were provided with a request for clarification. OPC was not one of these 13 awarded.

- Proposal received from the Huron Chamber of Commerce relative to an Ohio beer trail event this fall which coincides with the Parks & Recreation Pumpkin Fest event. Logistics are being reviewed for potential schedule, crowd, and location conflicts.
- Discussions with ODNR relative to the land exchange (boat launch area to the state with an equal portion of property being returned to the city) as part of the terms of the Clean Ohio Revitalization Fund Grant continue. Discussion of survey and areas to be exchanged ensued. Ms. Alkire noted a future ordinance accepting the land exchange agreement as proposed by ODNR, and a dedication of the roadway would be prepared for Council. Survey draft can be provided to City Council for review.
- Referenced discussion at the Finance Committee level. Contracted Finance Director, Cathy Ramey, has submitted letter of resignation effective 9-1-18. Administration intends to appoint Mike Spafford as Interim Finance Director through the end 2018, request a budget appropriation, and compile an advertising packet with an employment search potentially to be conducted in the first quarter of 2019. Five preliminary budget meetings have been set with the Finance Committee. Brief discussion on the interim appointment and timeline of the employment search ensued. Mr. White referenced administration's workload with open projects, budget planning and collective bargaining negotiations that will need to be handled by the end of the year and explaining this is why the search is being recommended for the first quarter 2019. He noted existing staff will be filling in through the end of the year. Reference to the discussion and endorsement at the Finance Committee level regarding the appointment was noted and a reorganization plan for the city was mentioned. Mr. Hardy and Mr. Ginesi provided recap of discussion at the Finance Committee level for support of the interim appointment and timeline and it was noted that the reorganization plan for the city should go in front of Council prior to the commencement of Finance Committee budget meetings.
- Safe Routes to School Grant (SRTS)-Cleveland Road West sidewalks: ODOT has advised this project can be moved up from 2020 to 2019, Stage 2 drawings have been submitted to ODOT, program is an 80/20 funding split, and administration is recommending moving forward in 2019. Council members voiced no objections. Mr. Ginesi noted the Finance Committee supported this as well.
- US Rt. 6 Corridor Project: Referencing Mr. Henderson's comments under Audience Comments, a recap of the public input from the 2017 public informational meeting on this project ensued. Administration suggested another public informational meeting or presentation within a Council meeting to explain the final plan drawings to the public for this area. Final plans are due in December 2018.
- Municipal Broadband: Administration continues looking into options, researching other communities who provide this service, and would like to continue discussions on the topic. Referenced receiving complaints and dissatisfaction with local cable service by community members.
- Wellness Facility: Recommended a meeting on September 12 with Integrated Wellness Partners (IWP) to discuss the feasibility report and options with Council. Reported that the city is not aware of any operations agreement between YMCA and Sports Force at this time. Mr. Hardy noted the positive feedback of the concept for a facility in Huron, acknowledging that there are still variables to be discussed, but referenced the favorable study, positive discussions with interested entities, and recommended Council get something on the record to formally memorialize the discussions that have been held and to continue to move forward and inform the public. **Motion by Mr. Hardy directing administration to continue its efforts with IWP to**

establish a budget to construct, manage, and financially operate a wellness facility in Huron including outreach to corporate and private donors to establish sustainable financial support for specific facility features. He clarified that this is not a commitment to funding or construction of a facility, but to formally state that the city will continue to work until such time as the city determines whether the center would be a go or would not. Lengthy discussion on the motion ensued, with members asking for clarification of the intention of the motion, suggestions to wait for any action until after the September 12<sup>th</sup> meeting with IWP, and the need to know the financial commitment of other interested entities. The Mayor referenced the special work session meeting where this was discussed noting he and Mr. Hardy were the only members in attendance explaining that Mr. Ellis of IWP reviewed the estimated construction budget (\$13 to \$15 million) that IWP would be paying, and explained there is a projected \$2 million in operating costs and this is the portion that is being discussed. Mr. Ellis had explained that IWP is looking for support from Council in order to go out to investors. The Mayor explained that this may be a public/private partnership; what all entities are trying to establish is funding of the annual operating costs, so there may be a portion of funding to be considered by the city, but this is not known at this point. Mr. White referenced initial discussions and explained the feasibility study was completed because a number of entities (FRMC, Citizens Committee, Firelands BGSU and Schools) paid for a portion of the study costs. He also referenced the issue and concern with what is going to happen at Sports Force. He explained that community support for the concept may be helpful in raising funds. In response to member's comments, Mr. Hardy noted he would like to table his motion. All in favor, motion tabled.

- Huron Township Trustees Fire Contract: HFD is looking into engine replacement and potentially a third ambulance acquisition; the need to convene the Fire Committee for discussion of these acquisitions was recommended. The Township Trustees have agreed to provide half the cost of the third ambulance. Reviewed HFD operations and the Township contract terms.

Questions by members of Council:

- Mr. Dike inquired as to the status of outside counsel response to the audit. Mr. White commented he anticipates a response by the next meeting. He asked about his previous inquiry relative to odor control at the OPC cultivation facility site and potential expansion. Mr. White noted he would provide a written summary from OPC relative to the odor control system.

#### Mayor's Discussion

- Referenced receiving a thank you from Rev. Roger for the Proclamation.
- Read a letter from Graham Moorefield, 5<sup>th</sup> Grade student at Woodlands commenting on his membership in the U.S. Lighthouse Society, suggesting that the Huron Lighthouse become part of program. The Mayor thanked him for the suggestion.

#### For the Good of the Order

- Mr. Dike noted his attendance at the recent HFD swearing in ceremony for new hires/promotion. Referenced the Wellness Center noting that people may believe he would be opposed to a wellness center because of his ownership of The Gym, but explained he is interested in hearing all sides of the positions in order to make the best decision for the city and stated he would keep an open mind in the matter.
- Mr. Artino recognized and offered congratulations to all the first responders.
- Mr. Ginesi referenced the resignation of Mr. Chuck Thompson on the Finance Committee, thanking him for his service. Asked that the topic of Golf Cart safety be added to the next Safety Committee agenda and inquired about the sidewalks on Main Street. Mr. Green noted the contractor has stated the sidewalk work will be done by September. Mr. Ginesi provided report on the recent Economic Development Committee meeting. Lastly, he recognized and congratulated safety service personnel.

**Executive Sessions**

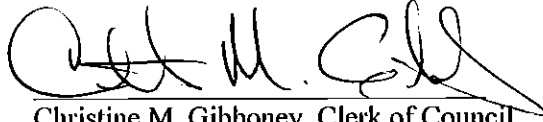
**Motion by Mr. Dike that the regular meeting of August 14, 2018 be recessed for the purpose of holding an executive session to discuss pending litigation.** The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

**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 7:55p.m. The City Council, City Manager, and the Law Director discussed matters relating to pending litigation. The Mayor noted the discussion had concluded and declared the regular meeting of August 14, 2018 reconvened at 8:06p.m.

There being no further business to come before the Council, the Mayor declared the regular meeting of August 14, 2018 adjourned at 8:06p.m.



Christine M. Gibboney, Clerk of Council