

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday July 11, 2017 at 6:30 p.m.

A regular meeting of the City Council of the City of Huron, Ohio was called to order by Mayor Hartung on Tuesday, July 11, 2017 at 6:30 p.m. in the Council Room of City Hall, 417 Main Street, Huron, Ohio.

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

Also present: City Manager Andy White, Law Director Laura Alkire, and Finance Director Cathy Ramey, Assistant to the City Manager Mike Spafford, City Engineer Doug Green, and Parks and Recreation Manager Doug Steinwart. Note: Clerk of Council Christine Gibboney was not in attendance. Mr. Spafford performed the duties of Clerk of Council at the meeting.

Approval of Minutes

Motion by Ms. Wassner that the minutes of the regular meeting of June 13, 2017 and the work session meeting of June 27, 2017 be approved as printed and received. The Mayor asked if there was any discussion on the motion. There being no discussion, he directed the Clerk to call the roll on the motion. Members of Council voted as follows:

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

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

Audience Comments

- Janet Craner Blahnik, 1315 Cleveland Road West, President of Boulder Shores Condominium Association. Ms. Blahnik read a statement relative to the trash collection service. The statement referenced that the association has contracted directly with Republic for a dumpster for the past 15 years and noted that residents pay the city for the trash/recycling/yard waste; citing that they pay for services that they do not use. The statement referenced that since they are a multi-family residence; they were under the impression that they would no longer be charged for refuse/recycling/yard waste through the city, but would contract out on their own.

The Mayor thanked Ms. Blahnik for her comments, asked her to leave a copy of the statement with the Clerk and noted that the city would be in touch with her. (statement attached to minutes)

New Business

Resolution 2017-51

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2017-51 (A RESOLUTION AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY OF HURON, OHIO, TO SUPPORT THE REQUEST OF SAINT PETER CATHOLIC CHURCH, FOR THE USE OF CITY STREETS, TRAFFIC CONTROL SERVICES, AND PLACEMENT OF A BANNER IN THE MEDIAN AREA ADVERTISING THEIR 5K RACE AND FUN RUN TO BE HELD ON SATURDAY, OCTOBER 28, 2017) 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, Wassner, Hartung, Dike, Artino, Ginesi (7)
NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed 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 summary, noting this was the third year for the event; details have been reviewed by appropriate staff and supported by administration. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-51. Members of Council voted as follows:

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

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-51 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-52

Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2017-52 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LOAN AGREEMENT WITH THE OHIO PUBLIC WORKS COMMISSION (OPWC) RELATIVE TO THE FABENS PARK-ADAMS AVENUE ENTRANCE PROJECT FOR FUNDING IN THE AMOUNT OF ONE HUNDRED SEVENTY FOUR THOUSAND NINE HUNDRED EIGHTY SEVEN AND 00/100 DOLLARS (\$174,987.00)) 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: Dike, Artino, Ginesi, Schaffter, Hardy, Wassner, 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 need for the improvement, noting when the state awarded the grant for the Michigan Left, (median crossover on Rt. 6 at the park entrance), it recommended improvements be made to the Adams Ave entrance to the park to have a redundant entrance/exit for safety purposes. He noted that the city previously applied for a grant, but the city was not successful; the city was instead offered low interest funding payable over a 30 year term. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-52. Members of Council voted as follows:

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

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-52 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-53

Motion by Mr. Artino that the three reading rule be suspended and Resolution No. 2017-53 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH CLASSICAL CONSTRUCTION LLC FOR LABOR AND MATERIALS RELATED TO THE FABENS PARK SHELTER BUILDING PROJECT AT A COST NOT TO EXCEED ONE HUNDRED THIRTY SIX THOUSAND SEVEN HUNDRED EIGHTY AND 00/100 DOLLARS (\$136,780.00)) 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, Wassner, Hartung, Dike (7)

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Resolution by its title only. The Mayor asked if there was any discussion. Mr. White referenced the continued improvements to Fabens Park and the continued partnership with Huron Township. He referenced the RFP and the proposed award being a few thousand below the engineering estimate. He also noted that there will be a balance remaining for electric service to the building. Mr. Green provided description of the plans and location of the building and referenced the bids received and validation process. Members inquired about the need and purpose of the building, as well as plumbing and electrical services. Mr. Green noted that there will be no sanitary, water or heat to the building. He noted that he is getting two electrical quotes to bring 100 AMP service to the building not only for power and lighting, but for future unit heat. Mr. Steinwart explained the building will provide for covered shelter use and for much needed storage for maintenance equipment used at park. Mr. Steinwart noted that the parks garage is overflowing at this point as they have to keep some equipment outside or stored at the Service Complex. A dialogue regarding plumbing for restrooms ensued as the Mayor noted while it may be too late now, perhaps this would be a future need. Mr. Green noted that perhaps a sleeve could be installed underground for future need. Mr. Green noted that the design allows for future expansion. Mr. Artino stated he wondered why the city was not planning to move more equipment out to the location. The Mayor thanked Huron Township for the partnership on the project. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-53. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-53 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-54

Motion by Ms. Wassner that the three reading rule be suspended and Resolution No. 2017-54 (A RESOLUTION AMENDING RESOLUTION 2016-53 ADOPTED JULY 12, 2016 AUTHORIZING CHANGE ORDER NO. 4 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 THIRTY FOUR THOUSAND FIVE HUNDRED FORTY ONE AND 13/100 DOLLARS (\$34,541.13)) 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: Wassner, 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 referenced the executive summary, explaining that Change Order 3 was anticipated to cover additional subgrade issues, however, once excavation continued, it was discovered that the subgrade on most of the street was in poor condition. Mr. Green provided additional detail, noting that the contractor was forced to undercut almost the entirety of Main Street. He noted that this would be the final change order resulting from the weak subgrade. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-54. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-54 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2017-30

Motion by Mr. Hardy that the three reading rule be suspended and Ordinance 2017-30 (AN ORDINANCE ESTABLISHING FUND NO. 605-STORM WATER FUND AND DECLARING AN EMERGENCY) be placed upon its first reading. The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

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

NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed on suspension of the rules. The Mayor directed the Law Director to read the Ordinance by its title only. **Motion was made by Mr. Hardy that Ordinance 2017-30 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, Wassner, Hartung, Dike, Artino, Ginesi, Schaffter (7)

NAYS: None (0)

There being five or more votes in favor of the motion, the Mayor declared the motion passed on the emergency measure. Mr. White explained the need to establish a new storm water fund account as a result of the new storm water fee. He added that fund 605 is an enterprise fund similar to water, electric and street lighting and noted that revenues collected in 2017 will provide for the beginning balance moving into 2018 which will provide revenue for expenses relating to storm water management, drainage, leaf maintenance and additional storm water related services. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2017-30. Members of Council voted as follows:

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

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2017-30 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

- Provided updated on the Ohio Manufactured Home Commission (OMHC): The State budget as proposed would result in a reassignment of the OMHC to the Department of Commerce. Change would help local agencies maintain local code enforcement within mobile home parks and would require the building official to become certified to inspect mobile home parks and allow local oversight. Mr. White referenced an article in the Sandusky Register last week on the mobile home park, received calls from residents, and received recent calls from Cleveland Media for comment from the city. The city has declined comment to the media at this time and will continue to focus on helping to find a solution.
- Update on buoys/navigational aids: Mr. White referenced ongoing discussions with Councilman Ginesi and Dike regarding this topic and the various inquiries to Council from residents that have ensued. He noted Administrative staff have spoken to ODNR-Div. of Watercraft and have found that the placement of the buoys are not enforceable by either the city or the state currently. He noted it was confirmed that some cottage areas and other private areas have placed their buoys off their shorelines. He explained that the city would have to put forth a plan that would have to be accepted by the state and go through a grant process to receive funds for buoys. He noted the plans would require coordinated efforts if it involves private beaches and GPS mapping is a requirement of the state as part of the plan. He advised Council consider setting a special meeting of the Safety Committee and also suggested that perhaps officials from ODNR be invited to attend to confirm information. Reference was made to the 2003 adopted Resolution authorizing an agreement with ODNR, noting again that the agreement attached to the resolution was not executed. He also noted that ODNR could not locate an executed agreement. Lengthy discussion ensued regarding clarification that the city has only placed buoys off the two public beaches (Nickel Plate and Lake Front) since 2003, the current inquiries and requests of private beaches, and the need for further discussion and comprehensive forecasting for future action.

Mayor's Discussion

- Referenced letter from the Erie County Port Authority reminding of their availability for assistance with economic development matters under the cooperative agreement.
- Referenced magazine from Firelands Association of Realtors.
- Thanked the River Fest Committee for a successful event.

For the Good of the Order

- Mr. Ginesi referenced a letter he sent to Mr. White this morning,(buoys) noting that he would like a response and referenced the action of Council fourteen years ago who enacted something that didn't get done and now that we are aware that action hasn't been taken, the city needs to resolve the matter.
- Mr. Artino noted that the city needs to address and resolve the problem as soon as possible.(buoys)
- Mr. Dike noted compliments on the ADA mat at Nickel Plate Beach. He also inquired about the need for any more Utility Committee Meetings. Mr. White noted that administration continues to coordinate utility efforts, but no formal meeting has been set. He provided brief update on the Mucci Farms project.
- Ms. Wassner thanked the Mayor for asking her to serve on the welcome committee at River Fest and noted the success of the event.

There being no further business to come before the Council, the Mayor declared the regular meeting adjourned at 7:07 p.m.



Christine M. Gibboney, Clerk of Council

*Minutes prepared from Audio and Administrative notes.

July 11, 2017

Boulder Shores Condominium Association
1315 Cleveland Road W.
Huron, Ohio 44839

Dear Huron City Council Members:

When the City of Huron negotiated a new trash collection contract with Republic Services over two years ago, the council failed to take into consideration condominiums with individual water service bills.

Therefore, the Association's members have been paying \$50 a quarter for garbage collection as an individual residence without the benefit of the service. We contract with Republic Services for a dumpster. A dumpster the Association has had for over 15 years.

Our Association members have paid the City of Huron \$650 per quarter or \$2,600 per year on top of the yearly fee from Republic for the dumpster (approximately \$612 per year). Our Association members also pay an association fee for said services on top of what is being paid to the City of Huron and Republic Services. Our Association members are paying for services we do not use.

Over the past two years the officers of the Association called and communicated our concern with members of the Council and water department. We were told that the council had failed to consider the consequences for condominiums (multi-family units) with individual water meters. We were told we would have to wait for a renegotiation of the contract.

Negotiation of the new contract has come and gone and nothing has changed for our Association.

We were informed through phone calls to the Water Department, Republic Services, and communications from the City that the \$50 per quarter fee would be dropped from our bill effective July 1, 2017. It was our responsibility to negotiate with a provider for garbage services. We did that. We did not receive any trash containers or recycling bins -- just the dumpster we have always had.

The information shared in our water bills from the Huron Water Department states "All commercial, industrial and multi-family residences will no longer be billed by us for garbage service." We are a multi-family residence.

But when we received our water bills in July, the fee was not removed but had increased!

Please do not continue to overcharge the members of our Association because the Council failed to once again include our configuration in the new contract or have failed to communicate guidelines to the City of Huron Water Billing Department.

Sincerely,

Janet Cramer Blahnik, President [REDACTED]
Judy Emley, Treasurer
Julie Mikoy, Secretary