

**THE CITY OF HURON, OHIO**  
**Proceedings of the Huron City Council**  
**Regular Meeting Tuesday, November 13, 2018 at 6:30 p.m.**

A regular meeting of the City Council of the City of Huron, Ohio was called to order by Mayor Brad Hartung on Tuesday November 13, 2018 at 6:30p.m. in the Council Room of City Hall, 417 Main Street, Huron, Ohio.

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

Also present: City Manager Andy White, Law Director Laura Alkire, Interim Finance Director Mike Spafford, Water Superintendent Jason Gibboney, City Engineer/Zoning Inspector Doug Green, and Management Services Coordinator-Clerk of Council Christine Gibboney.

**Approval of Minutes**

**Motion by Mr. Dike that the minutes of the regular meeting of October 9 and the work session and regular meeting of October 23, 2018 be approved as printed and received.** The Mayor asked if there was any discussion on the motion. There being no discussion, he directed the Clerk to call the roll on the motion. Members of Council voted as follows:

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

**NAYS: None (0)**

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

**Audience Comments**

- Vikki Morrow Ritchie, Director Huron Public Library. Ms. Ritchie referenced the history of the Poet Laureate program, noting the Library has approved the appointment of Rob Reynolds as the City of Huron Poet Laureate and invited all to attend the reception for Mr. Reynolds to be held on November 18<sup>th</sup> at 3pm. The Mayor welcomed Ms. Ritchie to the community.

**New Business**

**Resolution 2018-83**

**Motion by Mr. Hardy that the three reading rule be suspended and Resolution No. 2018-83 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND AUTHORIZE THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF WATER TREATMENT CHEMICALS TO BONDED CHEMICALS INCORPORATED IN AN AMOUNT NOT TO EXCEED FIFTY FIVE THOUSAND EIGHTY AND 00/100 DOLLARS (\$55,080.00)) be placed upon its first reading.** The Mayor asked if there was any discussion on the motion. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

**YEAS: Hardy, Crawford, Hartung, 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 Resolution 2018-83 through Resolution 2018-86 relate to the purchase of water treatment chemicals utilizing combined purchasing power through a bid administered by the City of Sandusky. Mr. Gibboney referenced the cost savings through this regional bid and reviewed the costs of the chemicals, noting that due to increased production from new customers, chemical quantities have increased. He noted that the low bid for sodium hydroxide was withdrawn by the vendor as they were not NSF 60 certified, so the bid award recommendation is to the next lowest bidder. In response to a question by the Mayor, Mr. Gibboney reviewed the current capacity levels, noting that there were 12 instances during the summer of 2.7 million gallons per day explaining this is close to 80% capacity. He noted county consumption is at 1.4 million gallons per day. Mr. White referenced the water department budget discussion at the Finance Committee level noting that Mr. Gibboney had explained that the department can maintain the operation at 80% capacity with current staffing, but with additional developments/demands the city would have to look at additional manpower to operate beyond the 16 hours of operation needed. Mr. Gibboney noted that 2.7 million gallons per day is the most that can be produced in a 16 hour period, and that the peak production of the plant is 3.4 million in a 24 hour period explaining that as production demands increase the need for additional staff and/or capacity adjustments, or adjustments to contracts would be required. Mr. Dike recommended being proactive relative to this matter. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-83. Members of Council voted as follows:

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

**NAYS: None (0)**

There being a majority vote in favor of adoption, Resolution No. 2018-83 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

#### **2018-84**

**Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-84 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND AUTHORIZE THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF WATER TREATMENT CHEMICALS TO JCI JONES CHEMICALS INCORPORATED IN AN AMOUNT NOT TO EXCEED EIGHT THOUSAND ONE HUNDRED THIRTY THREE AND 20/100 DOLLARS (\$8,133.20)) 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 this resolution authorizes the purchase of 10 tons of chlorine. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-84. 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. 2018-84 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**2018-85**

**Motion by Ms. Crawford that the three reading rule be suspended and Resolution No. 2018-85 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND AUTHORIZE THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF WATER TREATMENT CHEMICALS TO APPLIED SPECIALTIES IN AN AMOUNT NOT TO EXCEED SEVENTY FIVE THOUSAND FOUR AND 00/100 DOLLARS (\$75,004.00)) 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: 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 explained this resolution authorizes the purchase of 16,000 gallons of aluminum chlorhydrate polymer blend. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-85. 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. 2018-85 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**2018-86**

**Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2018-86 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND AUTHORIZE THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF WATER TREATMENT CHEMICALS TO UNIVAR USA, INCORPORATED IN AN AMOUNT NOT TO EXCEED SEVEN THOUSAND FIVE HUNDRED SIXTY AND 00/100 DOLLARS (\$7,560.00)) 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, 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 explained this resolution authorizes the purchase of 4,000 gallons of hydrofluosilicic acid. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-86. 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. 2018-86 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**2018-87**

**Motion by Mr. Artino that the three reading rule be suspended and Resolution No. 2018-87 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED RELATIVE TO THE WHEELER DRIVE CULVERT REPLACEMENT PROJECT) 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:

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**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 that this resolution and the next pertain to the Wheeler Drive culvert replacement; referencing previous discussions regarding this culvert and inquiry to OPWC for emergency funding. He noted OPWC has noticed the city for emergency grant funding in the amount of 50% of the estimated cost explaining that the city has already set aside the project cost of \$336,000 for next year's implementation. He explained the issue with the culvert and noted this resolution will formally authorize the submission of the grant application and the next resolution relates to the engineering design for the replacement. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-87. 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. 2018-87 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**2018-88**

**Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2018-88 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF DESIGN SERVICES RELATED TO THE WHEELER DRIVE CULVERT REPLACEMENT PROJECT AT A COST NOT TO EXCEED TWENTY SEVEN THOUSAND EIGHT HUNDRED AND 00/100 DOLLARS (\$27,800.00)) 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, 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 explained this resolution authorizes OHM to provide design engineering for the Wheeler Drive Culvert replacement project; follows the standard scope and fee schedule at 8%; and is being recommended to expediently begin the project. In response to questions by Council members, Mr. Green explained that OHM intends to complete the design plans in December and

would anticipate going out to bid in January. He reviewed the anticipated repairs required, location conditions, and referenced the temporary steel plate in place allowing traffic access. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-88. 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. 2018-88 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

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#### **2018-89**

**Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2018-89 (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: 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 referenced Exhibit "A" of the resolution and reviewing entries. He explained upon adoption, all previously budgeted transfers for the year would be completed. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2018-89. 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. 2018-89 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

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

- Referenced the Finance Committee meeting held at 4pm, noting an additional meeting on November 27<sup>th</sup> at 4pm is planned to finalize the 2019 budget with anticipation that the budget be considered for adoption on December 11<sup>th</sup>.
- Referenced a number of inquiries relative to the lighting at Mucci Farms. He explained that he had spoken to Mucci today and they have advised that they are working on tweaking the lights and shades and believed this would be completed in a week or so. He referenced setting an on-site meeting with Mucci and invited Township Officials to see their progress. He invited Council members to attend if interested.
- Provided a summary of a recent meeting with Charmeuse Lime: They have purchased Mississippi Lime and are leasing the 25 acre parcel owned by Norfolk Southern but have expressed interest in ownership of the property, specifically a 5-10 acre portion for use of raw material and to have access to the port. Charmeuse expressed their intention to disassemble the facility and remove the Ag lime piles adding that Charmeuse provided a verbal commitment, if their plan moves forward, to remediate the site.

- Curbside Leaf Pick-up. Several inquiries received. Two complete passes of the city have been done and the Street Department will continue the process working from east to west. Positive feedback from residents on the service have been received. He noted that Mr. Zimmerman inquired if the service can be contracted in the township. Administration will review and report back to Council.
- Referenced discussions regarding a number of transitions within the organization, noting with the departure of Ms. Alkire at the end of the year some of the plans will accelerate. He referenced Mr. Mike Kaufmann being in place as Prosecutor. Mr. White explained he would work with Ms. Alkire through the end of the year to facilitate the transition, and after that time, he would have recommendations on implementation of the structure he would recommend to Council.

Questions from members:

- Mr. Artino asked if administration would be advertising the Law Director position. Mr. White explained he is leaning toward breaking up the position, explaining that currently the Law Director position also absorbs administrative duties and one of the options he is considering is an RFQ from firms as opposed to hiring an individual.
- Mr. Dike commented on the cleaning of the retention basin near Huron Market Plaza, complementing the effort. Mr. White recognized Mr. Waldock who was in attendance, noting he had the basin cleaned out. Mr. Dike noted he has heard positive comments regarding the leaf pick up service, but noted people have asked about a schedule. Mr. White explained the east to west rotation schedule; advising the Street Department begins on Monday on the east side of town and by Friday are completing the west side of town and commented that the city will continue posting updates on social media. Mr. Dike referenced the map of the water plant property and corresponding emails included in the Council packet. Mr. White explained the city has a section of land that administration and staff have determined is not needed for operations, explaining that Mr. Waldock has contacted the city regarding this section of city property as he has an apartment building with a parking lot that doesn't support the required number of parking spaces and is asking City Council consideration for use of this area to support 6-8 additional parking spots for his complex. Mr. White explained that administration is supportive in the request, but wanted Council's direction due to similar situations noting one of which the city is currently in litigation over. Mr. Dike commented that if the city does this, he would like to see all of the trees cleared so there would be a lake view. Mr. Artino inquired about the location of the land relative to the lake. Mr. White explained that the property is buffered by the city operations and the residential property, noting that this is a 30' deep rectangle, referencing and reviewing the map included with the correspondence. Mr. White advised if Council was supportive in consideration of the request, there are options of an outright purchase agreement, long term lease, or an easement. The Mayor referenced the pending litigation over city property at Huronia Beach, noting the stance the city has taken against such action with regard to city property and his concern over how this may affect the ongoing litigation. In response to a question by Mr. Ginesi for clarification, the Mayor explained the city has taken a position in the Huronia Beach case that the area is going to remain public, and if the city is now going to sell this city owned property, wouldn't this send mixed signals on the topic. A discussion ensued between members relative to specifics in this instance versus what had happened at Huronia Beach with Mr. Ginesi and Mr. Artino noting these two situations are not comparable and pointing out that Mr. Waldock is coming to the city to ask permission in advance of any action. In response to a question by Ms. Crawford as to the value of the land to the Water Department, Mr. Gibboney responded that the area would yield no benefit for future expansion of the water plant. Mr. White asked, if Council was supportive, for a motion in support of a purchase agreement, in order to grant Mr. Waldock authorization to begin the work that is required in advance of the actual purchase. Mr. Waldock explained he currently has 28 spaces for 24 apartments, referenced the improvements being made to the complex and revetment wall, and explained his plan for the parking lot which will go to the

Planning Commission for review and approval. Ms. Alkire referenced that even with the additional parking spots being proposed by Mr. Waldock, this still comes in under what the ordinance requires and explained that once the terms are arranged between the city and Mr. Waldock, then City Council would have an ordinance to consider for the actual sale. A discussion ensued between Mr. White and Mr. Ginesi relative to the motion containing specifics to allow for modifications to the property to begin. Mr. Ginesi noted he would be reluctant to authorize work to begin prior to the purchase. **Motion by Mr. Ginesi to order in legislation to authorize the sale of city property.** Mr. White commented, after City Council approval and Planning Commission assumed approval, the city will have to do some work including establishing the appraised value in order to close by the end of the year, but noted this could be specified in the agreement. Ms. Alkire explained based on the situation the city is in with regard to Huronia Beach, Council should legislatively authorize whether or not someone else is making improvements or encroaching upon city land referencing that in this case, with Council approval, the city is working toward a purchase agreement and an eventual sale and Mr. Waldock will be going before the required commissions. She explained she anticipates there will be legislation on the November 27<sup>th</sup> agenda granting him the permission to keep moving forward, assuming he receives all commission approvals, as administration does its due diligence to put together a purchase agreement, noting that this way there is no work being done on city property that is not authorized by City Council. The Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

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

**NAYS: None (0)**

**There being a majority vote in favor, the motion passed.**

- Mr. Artino inquired if the city had heard anymore from the medical marijuana processor from Nevada. Mr. White explained that the city had submitted a public records request to the Attorney General's office for a copy of their (Nevada Medical Group) application to confirm the information in the application is consistent with what will be presented at the Planning Commission level. He explained the state denied the request for the records, but Mr. Green secured a copy from the applicant. Mr. White explained there are inconsistencies with what was submitted to the state versus what is being proposed to the city: 1) 15,000 sq. ft. facility on the state application and a 4,000 sq. ft. facility being presented to the city 2) the property address submitted on the state application is 1710 Sawmill Parkway which is currently Parts Authority and they are going to try to change the address of the facility to another location, but this has not been done. Mr. White noted at this time, the city is still working through the state and the local board to get these clarified. Mr. Green noted he had not received the completed application but the applicant is working on completing the application in order to be on the Planning Commission agenda on November 28. The Mayor referenced the discrepancies between the state application and what they are preparing to the city and explained this has been discussed with the Building Official, John Zimmerman, noting that until this is cleared up they will not be on the Planning Commission agenda. Ms. Alkire noted that there must be parity between the two applications before it goes before the local board for approval, explaining this has been relayed to the applicant and noted that Mr. Zimmerman is in agreement with this. Mr. Artino noted he would like to discuss limiting processing and grow facilities to one (1) of each within the city. Brief discussion ensued. **Motion by Mr. Artino to order in legislation limiting processing and cultivation facilities to one (1) each within the city limits.** The Mayor asked if there was any discussion 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, Ginesi, Schaffter, Hardy, Crawford, Hartung, Dike (7)**

**NAYS: None (0)**

**There being a majority vote in favor, the motion passed.**

The Mayor noted he would suggest adding cultivation and processing related to recreational marijuana as well. Additional discussion ensued resulting in a suggestion by Mr. Ginesi of requiring operational licenses for cultivation and processing as well. Ms. Alkire explained that staff can draft legislation to include the suggestions noted by Council members.

- Mr. Hardy referenced inquiries from residents in the neighborhood across from Huron Market Plaza regarding a recent zoning action. Mr. White and Mr. Green provided recap of a recent application from Krebs Cove apartments to the Planning Commission for planned improvements to the apartments and a curb cut onto Brunswick Drive. Mr. Green explained the improvements and curb cut were approved pursuant to the code and also recapped the discussion at the BZA level for the addition of another apartment building which was denied by the BZA, explaining that this may affect the owners decision to add the access onto Brunswick Drive adding that this will be known when the applicant goes before the DRB. The Mayor referenced an email from Ms. Alkire regarding an inquiry from the Krebs Cove property owner, Mr. Kinney, about tax abatement. Ms. Alkire explained that staff was contacted by Mr. Kinney who requested information about a Community Reinvestment Area (CRA) tax abatement program for the improvements planned for the Krebs Cove apartments. She noted she explained to him that Krebs Cove is not within an established CRA area and also explained the process of establishing a CRA which starts with City Council and includes the commission of a land survey, and submission to the state for approval and once approved, an applicant could apply for consideration of a tax abatement. She explained she advised Mr. Kinney to put his request in writing to City Council and allow City Council to direct administration to pursue establishment of a new CRA area covering this property if desired. A discussion ensued regarding criteria considered on application requests have included job creation/retention/expansion. It was also noted the only other residential CRA is Huron Senior Residence and a brief discussion ensued regarding if they were current on the terms of their agreement. Mr. White summarized the area currently is not eligible for tax abatement because it is not located within a CRA, therefore Council would have to order in legislation to establish a CRA, advising that if Council is not interested in doing so, the matter would be closed.
- Ms. Crawford inquired about an email from a resident on municipal broadband and asked for status. Mr. White referenced initial internal research on the current franchise agreement, scope of its restrictions, and the revenue received annually which is roughly \$130,000. He explained internal review to determine the terms and/or restriction of other companies to provide service in the city would have to be confirmed and then a report could be provided to Council. He referenced research into initiating a cable utility for municipal broadband, and reported the significant infrastructure investment associated with establishing such a utility. He explained the City of Fairlawn has this utility in place, referencing the significant cost to implement the program and noting that other cities have bonded this out and then turned over data storage to private companies. He noted a report could be provided to Council with information. Ms. Crawford asked for a status on Integrated Wellness Partners (IWP) and the 90-day time frame that was determined. Mr. White responded that he expects a report by the end of the month or the first of December. She inquired about advertising in the Shores and Islands travel guide; Mr. White noted that the city has submitted a 1/8 page ad, noting the significant cost for the ad. Ms. Crawford noted there is a new Director of Lake Erie Marine Trade Association and perhaps the city could have a presence at boat shows. Mr. White noted he would be willing to meet with the Director to discuss opportunities. She referenced the Chamber's 433 App; noting that the Chamber is looking for content input and will provide training, explaining this is another way to get information out and suggested perhaps someone on staff can be assigned to do this.

#### Mayor's Discussion

- Referenced the upcoming MPO TAC & Policy meeting on November 15<sup>th</sup> at 2pm.



- Referenced an email from the Chamber of Commerce announcing The Huron Winter Festival, explaining this caused confusion as to whether this was a Chamber or a Parks and Recreation event. The Mayor noted that Mr. White confirmed with Mr. Steinwart that this is the city's Santa event on December 8<sup>th</sup> but the Chamber will be doing a market at Harbor House as part of the event. Mr. White noted the confusion arose as the email announcement came from the Chamber, but noted this is the city's event which has expanded to try and bring in commercial activity on Main Street and commented he would provide more information.
- Noted the attorney representing the city will be in attendance on November 27<sup>th</sup> to discuss the two current lawsuits against the city: Huronia Beach and OPC. The Mayor reported that on November 5<sup>th</sup>, Franchise Operations transferred the Burger King property to Huron Retail LLC in the amount of \$375,000 and noted he has been informed that application for water service hook up for this property has been requested adding that there was some roof damage at the facility. The Mayor cautioned that the city needs to make sure that they are not taking liberties or trying to do something that is not allowed in the location. Mr. White referenced the zoning code and the requirement of a business license, explaining that OPC has been awarded a provisional license through the state and their request was submitted to move the dispensary to another location, but they have not submitted any paperwork relative to the business licensing aspect that the city established within legislation. He noted the Building Official has advised that if any work is seen going on that they would be issued a stop work order as the city's zoning does not allow for this use (dispensary operations) in the location.
- Referenced discussion this week and comments raised by Mr. Dike previously, referencing the upper deck on the Old Fish House property encroaching on city property and noting that this issue needs to be taken care of in light of the city property issues that have been discussed. He stated he personally believes if these types of situations are good for the city, then the city should work with businesses similarly to what is done with other businesses with respect to license agreements, stressing that all situations like these need to be done the right way. Mr. Dike explained he based the property line as being the fence and went right up to it, noting once the survey was done, realizing it was 8" over onto city property; he immediately brought it to the attention of Mr. Green, Mr. White, and City Council. He explained he would do whatever is needed to make this right, adding that he would like to purchase it, but was open to all options. The Mayor noted that due to the position the city has taken on these types of matters, it puts everyone in a difficult position, and asked Council members for input, adding that normally the city would advise a person to remove the encroachment. Ms. Alkire confirmed this, advising that other options would include: an easement, license agreement, lease, or the outright sale of the property. Mr. White asked for consideration that Mr. Dike recuse himself from the conversation on the matter and suggested a meeting with administration to discuss options and then administration could present options to Council for ratification. He commented in the interest of developing downtown, that the city is right to look at partnership opportunities where it could put public space to good use. The Mayor asked members if they were in agreement with the recommendation. No objections were voiced.
- Requested an executive session for the purpose of compensation/evaluation of a public employee. He noted there would be no further business following.

#### **For the Good of the Order**

- Mr. Ginesi shared his experience and concern over the stamped crosswalk areas for scooters and wheelchairs explaining it is very difficult to navigate and asked if the city would consider eliminating these. He also referenced a visit to Newport, OR and the recreation/aquatic center they had, distributing activity guides to members and advising to visit the website for more information and ideas.

- Mr. Dike congratulated Ms. Alkire on her new position. Mr. Dike reported on discussion at the HJRD meeting including: the resignation of Chuck Thompson who serves on the board and thanking him for his service; the upcoming family oriented Winter Wonderland Event; the focus of the Township funding for 2019 being on the new fire station, the need for replacement of tennis courts at Fabens Park; the survey map of Nickel Plate, and the property donation from the Dreffer family. In regards to the survey of Nickel Plate Beach, Mr. White explained that permanent posts will be erected noting there are a number of encroachments throughout the area of the city lease with Norfolk Southern, adding that the survey provides the city the defined lease area. Regarding the property gift to the city by Dr. Dreffer, Mr. White noted administration is working on items that need to be completed for the transaction in order to have this done by the end of the year. Mr. Dike reported a safety issue on north Center Street near the Jim Campbell intersection, recommending that the Safety Committee consider no parking on Center Street at this location. A brief discussion ensued regarding this area and the stop sign on Jim Campbell as the Mayor noted that this issue was brought up previously within a Safety Committee meeting and there were no accidents reported in the area and residents living there opposed the no parking suggestion. The Mayor advised Mr. Dike to request a Safety Committee meeting if desired. Mr. Dike noted he agreed with Ms. Crawford on the 433 App and believes this is great tool for all in the community and that content needs to be added.
- Ms. Crawford recognized the HHS athletes on the Cross Country Team, Soccer Team, and Volleyball Team.
- The Mayor referenced the last meeting in December falls on Christmas, suggesting that if all legislation could be done by the first meeting in December, Council could consider cancelling this last meeting and asked if members were in agreement. No objections were voiced.

**Executive Session**

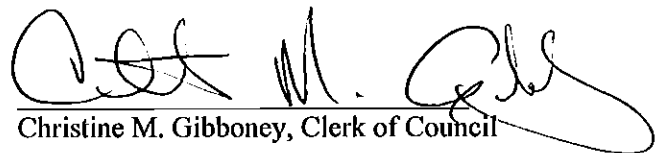
**Motion by Mr. Ginesi that the regular meeting of November 13, 2018 be recessed for the purpose of holding an executive session to discuss employment/ compensation of a public employee. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:**

**YEAS: Ginesi, Schaffter, Hardy, Crawford, Hartung, Dike, Artino (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 7:48p.m. The City Council and City Manager discussed matters relating to the employment/compensation of a public employee. The Mayor noted the discussion had concluded and declared the regular meeting of November 13, 2018 reconvened at 7:58p.m.

There being no further business to come before the Council, the Mayor declared the regular meeting of November 13, 2018 adjourned at 7:58p.m.

  
Christine M. Gibboney, Clerk of Council