



The City of Huron, Ohio
417 Main St.
Huron, OH 44839
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Agenda for the regular session of City Council

December 30, 2019 at 5:30p.m.

REVISED

- I. **Call to Order** Moment of Silence followed by the Pledge of Allegiance to the Flag
- II. **Roll Call of City Council**
- III. **Approval of Minutes** Minutes of work session & regular Council meeting of November 26, 2019
Minutes of regular Council meeting of December 2, 2019
Minutes of regular Council meeting of December 10, 2019
- IV. **Audience Comments** Citizens may address their concerns to City Council. Please state your name and address for the recorded journal. (3-minute time limit)
- V. **Old Business** Legal Discussion re: ConAgra Property Swap

Legal Discussion re: Showboat Property
- VI. **New Business**
 - Motion A motion to refer proposed amendments to zoning sections 1123.01 and 1123.02 (R-1 and R-1A) to Planning Commission.
 - Ordinance 2019-35 Appropriations ordinance.
 - Motion Motion to approve appointments to boards, commissions and committees.
 - Resolution 2019-79 A Resolution authorizing the city manager to enter into a settlement agreement in the case of Stacy Chubak Hinnners, et al., v. City of Huron, et al., Erie County Common Pleas Court Case No. 2019 cv 0275
- VII. **City Manager's Discussion**
- VIII. **Mayor's Discussion**
- IX. **For the Good of the Order**

X. Executive Session(s)

Executive session for conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. O.R.C. 121.22(G)(3)

XI. Adjournment



TO: Mayor Artino and City Council
FROM: Andrew D. White, City Manager
RE: Ordinance 2019-35
DATE: December 26, 2019

Subject Matter/Background

Ordinance 2019-35 requests the Council's authorization for final changes to the annual budget appropriations. Please refer to Exhibit "A" of the ordinance for the detailed breakdown and summary.

Legal Review

The matter has been reviewed and is properly before Council for consideration.

Recommendation

The Council should consider a motion to adopt the ordinance as presented as an emergency measure in order to maintain budgetary compliance.

ORDINANCE NO. 2019-35

Introduced by Christine Crawford

AN ORDINANCE AMENDING ORDINANCE NO. 2018-36, ADOPTED DECEMBER 11, 2018, TO PROVIDE FOR ADDITIONAL APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDING SOURCES AND AN INCREASE IN ESTIMATED RESOURCES AND FURTHER APPROVING CASH TRANSFERS BETWEEN FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2018-36, adopted December 11, 2018, Huron City Council adopted the annual budget for the fiscal year ending December 31, 2019 for the operations of all City departments and offices; and

WHEREAS, Council has established various funds for the financial operation of the City, and through the current fiscal year certain funds have been determined to have insufficient funds and certain Funds have been determined to have excess funds; and

WHEREAS, it is necessary to amend the budget to reflect appropriation transfers, supplemental appropriations and an increase in estimated resources and to also approve a cash transfer between funds to accommodate the operational needs of certain City departments and offices and to assure all funds of the City are in proper balance.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

SECTION 1. That Exhibit "A" of Ordinance No. 2018-36, adopted on the 11th day of December, 2018; as amended by Ordinance 2019-1 adopted February 12, 2019, as amended by Ordinance 2019-5 adopted March 26, 2019, as amended by Ordinance 2019-8 adopted 5-14-19, as amended by Ordinance 2019-10 adopted June 25, 2019, as amended by Ordinance 2019-16 on July 25, 2019, as amended by Ordinance 2019-17 on August 13, 2019, as amended by Ordinance 2019-19 on August 27, 2019, as amended by Ordinance 2019-20 on September 10, 2019, as amended by Ordinance 2019-23 on October 22, 2019, as amended by Ordinance 2019-24 on November 12, 2019, as amended by Ordinance 2019-28 on December 10, 2019, and as amended by Ordinance 2019-32 on December 10, 2019, is hereby amended to provide for appropriation transfers, supplemental appropriations and an increase in estimated resources as to each fund set forth in Exhibit "A" attached hereto and made a part hereof.

SECTION 2. That the Director of Finance and the City Manager are hereby authorized to expend the funds herein appropriated for the purpose of paying the operating expenses of the City for the fiscal year ending December 31, 2019 and to make the necessary entries on the accounting records of the City to reflect the appropriations and expenditures herein authorized.

SECTION 3. That, to properly balance the various funds of the City, the Finance Director shall be, and he hereby is, authorized and directed to make the cash transfer between and among those certain funds of the City, in the amounts as set forth in Exhibit "A" attached hereto and made a part hereof.

SECTION 4. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including O.R.C. §121.22.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the residents and for the further reason that this Ordinance shall become immediately effective to fund the operations of the City of Huron; additionally, in accordance with Section 3.06 of the Charter of the City of Huron, appropriation ordinances shall take effect immediately; **WHEREFORE** this Ordinance shall take effect immediately upon its adoption.

Sam Artino, Mayor

ATTEST: _____
Clerk of Council

ADOPTED: _____.

CITY OF HURON
 BUDGET APPROPRIATION ADJUSTMENTS, ESTIMATED RESOURCES, AND CASH TRANSFERS
 SUMMARY SHEET

DATE: 12/30/2019
 ORDINANCE: 2019-35

Appropriation Measure

Reason for Appropriation Measure

In order to ensure the City is in compliance with State law, - expenditures plus encumbrances cannot exceed total appropriations (budget) per fund at the end of the year the following appropriation measures are necessary. The below appropriation adjustments are budget transfers among City funds and account line items to align appropriations with actual expenditures plus encumbrances for 2019. Budget transfers result in net zero change to total appropriations for the City.

APPROPRIATION INCREASE/DECREASE

Fund	Fund - Account #	Account Description	Increase/(Decrease) Amount	Total Appropriations After Adjustment
GENERAL FUND	110-4700-51210	WAGES SALARIES FULL TIME	\$ (12,041.65)	\$ 552.95
GENERAL FUND	110-7070-53324	CONSULTANT-SPECIAL SERVICES	\$ 5,956.69	\$ -
SCHOOL RESOURCE OFFICER	220-1019-51210	WAGES-SALARIES FULL TIME	\$ 955.19	\$ -
SCHOOL RESOURCE OFFICER	220-1019-52125	MEDICARE	\$ 4.08	\$ -
SCHOOL RESOURCE OFFICER	220-1020-51210	WAGES-SALARIES FULL-TIME	\$ 926.15	\$ -
SCHOOL RESOURCE OFFICER	220-1020-52125	MEDICARE	\$ 3.70	\$ -
WATER FUND	604-5900-53324	CONSULTANT SPECIAL SERVICES	\$ (24,533.87)	\$ 1,176.55
ELECTRIC FUND	654-5220-51210	WAGES SALARIES FULL TIME	\$ 24,533.87	\$ -
ELECTRIC FUND	654-5220-52130	OPERS	\$ 3,291.96	\$ -
ELECTRIC FUND	654-5220-52140	HOSPITALIZATION	\$ 4,195.84	\$ -
COMPUTER MAINTENANCE FUND	701-7000-51210	WAGES-SALARIES FULL TIME	\$ 5,750.46	\$ -
COMPUTER MAINTENANCE FUND	701-7000-53324	CONSULTANT SPECIAL SERVICES	\$ (3,291.96)	\$ 4.64
COMPUTER MAINTENANCE FUND	701-7000-53625	PROF MAINT OF EQUIP-PARTS	\$ (5,750.46)	\$ 4,622.10

NET IMPACT ON TOTAL APPROPRIATIONS \$ -

RESOLUTION NO. 2019-79
Introduced by Mayor Sam Artino

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A SETTLEMENT AGREEMENT IN THE CASE OF *STACY CHUBAK HINNERS, ET AL., V. CITY OF HURON, ET AL., ERIE COUNTY COMMON PLEAS COURT CASE NO. 2019 CV 0275*

WHEREAS, Stacy Chubak Hinnners and Jason Hinnners (“Respondents”) filed a lawsuit against the City of Huron and members of City Council (“City”) claiming Respondents City of Huron and its Councilmembers violated Ohio’s Open Meetings Act, O.R.C. 121.22, on or about January 9, 2018 through on or about December 11, 2018; and

WHEREAS, the Respondents and the City have reached an agreement to settle and resolve the pending lawsuit; and

WHEREAS, this Council believes that it is in the best interest of the City and its residents to enter into a Settlement Agreement to fully settle and resolve the pending lawsuit.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HURON, OHIO, THAT:

SECTION 1. The City Manager is hereby authorized to enter into a Settlement Agreement in the case of *Stacy Chubak Hinnners, et al. v. City of Huron, et al.*, Erie County Common Pleas Court case number 2019 CV 0275, before the Erie County Court of Common Pleas, in substantially the form attached hereto as Exhibit A.

SECTION 2: This Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Council and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including O.R.C. §121.22 of the Revised Code.

SECTION 3: This Resolution shall be in full force and effect from and immediately after its adoption.

Sam Artino, Mayor

ATTEST: _____
Clerk of Council

ADOPTED: _____