

THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday February 28, 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 Brad Hartung on Tuesday, February 28, 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, and Glen Ginesi. Members absent: Sam Artino**

Also present: City Manager Andy White, Law Director Laura Alkire, Assistant to the City Manager Mike Spafford, Parks & Recreation Operations Manager Doug Steinwart, City Engineer Doug Green, Fire Captain Doug Nash, and Management Services Coordinator ~ Clerk of Council Christine Gibboney.

Motion by Mr. Schaffter to excuse Mr. Artino from the regular meeting of February 28, 2017. The Mayor asked if there was any discussion on the motion. There being none, he directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Dike, Ginesi (6)
NAYS: None (0)

There being five votes or more in favor of the motion, the Mayor declared the motion passed and Mr. Artino excused.

Approval of Minutes

Motion by Ms. Wassner that the minutes of the work session and regular meeting February 14, 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, Ginesi, Schaffter, Hardy (6)
NAYS: None (0)

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

Audience Comments

- Jerry Weyer, 304 Bogart Road- Mr. Weyer referenced his previous requests to City Council relative to consideration of the adoption of higher standards relative to Flood Plain management. He also referenced the past Zoning operation and staffing levels at the time which included: Mr. Zimmerman, a secretary, and support from fire fighters as compared to today with part-time hours of Mr. Spafford and Mr. Green. He noted this lack of staffing and referenced the healthy budget stating that something needs to change. He talked about health and safety referencing the number of calls utilizing Bogart Road and his concern for flooding in that area. He asked for consideration for another work session that he would like to attend with others that support his suggestion for the adoption of the higher standards. He spoke of the many obstructions in the stream that are not being cleared leading to them drifting down the stream and creating

obstructions. Mr. White noted that he would be happy to sit down with Mr. Weyer and recap the discussion that administration and City Council has had on the issue and the course of action that was decided relative to enforcement. Mr. White also referenced the discussion at the work session meeting relative to storm water and the budgetary impact.

New Business

Resolution 2017-7

Motion by Mr. Schaffter that the three reading rule be suspended and Resolution No. 2017-7 (A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT CONFIRMING THE JOINT ACQUISITION, OPERATION AND/OR MAINTENANCE OF RECREATIONAL FACILITIES AND AN AGREEMENT FOR THE OPERATION AND MAINTENANCE OF SUCH FACILITIES AND PROGRAMS ESTABLISHED BY THE HURON JOINT RECREATION PROGRAM) 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, Ginesi (6)

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 noted this is annual legislation relative to the Huron Joint Recreation District agreement. He explained the only change to the agreement is the contribution amount from each entity. He added that the city portion of the contribution is the anchor that establishes the basis for the Township and School contributions (City 65%, Township 25%, Schools 10%). Mr. White also noted that this agreement and revenue does not include capital or any grant or proceeds provided by the Township. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-7. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Dike, Ginesi (6)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-7 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-8

Motion by Mr. Dike that the three reading rule be suspended and Resolution No. 2017-8 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF CONSTRUCTION SERVICES RELATED TO THE U.S. ROUTE 6 BRIDGE IMPROVEMENT PROJECT AT A COST NOT TO EXCEED TWENTY THREE THOUSAND TWO HUNDRED SEVENTY TWO AND 00/100 DOLLARS (\$23,272.00)) 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, Ginesi, Schaffter, Hardy, Wassner, Hartung (6)

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 provided historic recap of the original scope of this project which was related to lighting on the Huron Memorial Bridge and explained how the project has evolved due to costs associated with lighting in dealing with ODOT mandates. The project scope is now comprised of the painting of the railing and staining of the parapet with the lighting portion being reserved for a future time outside the current ODOT project. Mr. Green explained that normally OHM wouldn't bring the inspection proposal to Council until the bid is awarded, however, due to the fact this is an LPA project, ODOT requires paperwork in advance. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-8. Members of Council voted as follows:

YEAS: Dike, Ginesi, Schaffter, Hardy, Wassner, Hartung (6)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-8 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-9

Motion by Ms. Wassner that the three reading rule be suspended and Resolution No. 2017-9 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF DESIGN SERVICES FOR THE U.S. ROUTE 6 CORRIDOR PROJECT 1, ERI-6-17.52, AT A COST NOT TO EXCEED ONE HUNDRED SEVENTY SEVEN THOUSAND FOUR HUNDRED EIGHTY AND 00/100 DOLLARS (\$177,480.00)) 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: Wassner, Hartung, Dike, Ginesi, Schaffter, Hardy (6)

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 presentation by engineering and the extensive discussion with Council relative to the scope of the Corridor Project, noting the total estimated cost of the project is now \$2.3 million. Mr. Green then introduced Mr. John Lawrence, Traffic Engineer for OHM who provided overview of scope. Items of note/discussion:

- Design cost is based on estimated total cost of the project (just below 8%) and includes looking at the western edge of Route 6 in addition to original plans for Project 1. He noted Project 1, as reviewed with Council several months ago resulted in extending the project west to include Center Street and then east to the City limits, adding a right turn lane at River Road, improvements to Berlin Road, sidewalks to the east of Berlin Road and signal improvements at Main Street/Rt.13. He also noted OHM will look at options for the west end and provide preferred alternatives for Council consideration.
- Outside of the design fee cost would be survey costs, and any environmental work. OHM continues to talk to ODOT about covering some of the environmental work; however, it is not likely they would do so.
- The Mayor talked about Phase 2 of the ODOT project which would include intersection improvements at Main Street/Route13 which is anticipated in 2021 or 2022 and inquired if OHM were to include this area in the design could anything change with respect to the traffic studies or

Mr. Green stated that from Center Street west, OHM just wants to get the idea for the final plan-preparation of the final bid document. Mr. Lawrence noted that most times, traffic studies are usually good for 3 years and ODOT has accepted and is using the current traffic study on file for Phase 1.

- ODOT will pay to mill, pave, restripe from Huron Street to the eastern limits, but any pavement repairs and additions are on the city.
- The Mayor noted for the record that as he has mentioned before, he is not in favor of the road diet.
- Brief recap of discussion on options, including a roundabout on the west side ensued. Ms. Wassner noted she would not be in favor of a roundabout.
- Mr. Ginesi referenced that residents have relayed concerns about pedestrian safety in the area of Berlin Road. A discussion about the intersection and potential options for crosswalk areas ensued. Mr. Lawrence explained that based on the TMS report, the light at Berlin Road is not warranted, however, he explained that prior to removing the signal, OHM will make sure that there are not any other reasons to retain the light.
- Mr. Schaffter asked if the city has reached out to the east end businesses to explain the road diet would reduce the current 4 lanes to 3 lanes. Mr. White replied that this has not been done as the city does not have a definitive concept to do that at this point. He explained that this is just a deliverable in the concept. Mr. White noted that the deliverable, as he understands it, would be a design plan with options that could include center turn lane, and 2 bike lanes, however, the city can still decide to simply restripe the roadway as it exists currently. If Council does agree to any changes, then the city would have to get out and talk to the businesses.
- Mr. Green noted the ODOT time line and stressed the final decision by Council will need to be made by July.

There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-9. Members of Council voted as follows:

YEAS: Wassner, Hartung, Dike, Ginesi, Schaffter, Hardy (6)
NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-9 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-10

Mayor Hartung noted that this matter began with a resident who brought the issue to Hartung Surveyors and explained that he would be recusing himself due to a conflict.

Motion by Ms. Wassner that the three reading rule be suspended and Resolution No. 2017-10 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF A STUDY AND PREPARATION OF AN APPLICATION TO FEMA RELATED TO PROPOSED FLOOD MAP REVISIONS AT A COST NOT TO EXCEED FIVE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$5,500.00)) 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: Wassner, Dike, Ginesi, Schaffter, Hardy (5)
NAYS: None (0)
ABSTAIN: Hartung (1)

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 and noted that adoption of this resolution will allow OHM to prepare documents to request a revision to FEMA's Flood Map. He added it was determined that elevations being used by FEMA were based on pre-Route 2 conditions and this may be a simple recording error by FEMA, however, they are requiring that either the individual property owner or the city submit the required application to get the map revised. The city believes this action may help not only the one individual but others located in the area. Mr. Green provided history noting that last summer/early fall a resident on Berlin Road initiated an inquiry regarding his property being in the flood plain. Since that time there have been many discussions with FEMA and while they appear to agree that this may have just been an error on their part, they are requiring submission of the application either by the individual or the city. Mr. Green noted that this submission will help the individual but explained that the city will not know of the effect on others until the process has been completed. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-10. Members of Council voted as follows:

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

NAYS: None (0)

ABSTAIN: Hartung (1)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-10 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2017-11

Motion by Mr. Ginesi that the three reading rule be suspended and Resolution No. 2017-11 (A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ACCEPT A PERPETUAL RIGHT OF WAY EASEMENT AGREEMENT FOR DRAINAGE AND STORM SEWER PURPOSES WITH PATRICK M. JOHNSON AND PATRICIA JOHNSON, 1233 MARINA DRIVE, PARCEL NO. 42-01648.000.) 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: Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (6)

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 noted discussions with Council over the past years on failing public drainage tiles located on private property and the recommendation that only if a property owner is willing to grant a perpetual easement would the city entertain an agreement to provide for the maintenance of the infrastructure. In reference to this agreement, Mr. White noted that the city will look into repairs needed for this property in the spring. Ms. Alkire noted that this is a perpetual easement which runs with the land and noted that the agreement would terminate if the city would abandon the storm line. The Mayor addressed the Johnson family in attendance and thanked them for the easement. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2017-11. Members of Council voted as follows:

YEAS: Ginesi, Schaffter, Hardy, Wassner, Hartung, Dike (6)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Resolution No. 2017-11 had been adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2017-4

Motion by Mr. Schaffter that the three reading rule be suspended and Ordinance 2017-4 (AN ORDINANCE AMENDING ORDINANCE NO. 2016-32 ADOPTED DECEMBER 27, 2016 RELATING TO EXHIBIT "A" APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 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, Ginesi (6)

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 referenced the summary and Exhibit "A", and reviewed the entries. Specifically, he explained the expense entry of \$17,000 requested by the Fire Department pertain to improvements to a bay at the Fire Station to accommodate storage of the Fire boat. Captain Nash provided information on the advantage of storing the boat in the bay. Captain Nash spoke of the pilot program to begin May 1st for the manning of Station 2 at the Township. Both Mr. White and Captain Nash spoke of the increase in boat traffic this fall/winter season. There being no further discussion, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2017-4. Members of Council voted as follows:

YEAS: Schaffter, Hardy, Wassner, Hartung, Dike, Ginesi (6)

NAYS: None (0)

There being a majority vote in favor of adoption, the Mayor declared that Ordinance 2017-4 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

- Referenced the Economic Development Steering Committee which met recently and will continue to meet to review the composite and function of the committee. He noted that administration is recommending that this committee be utilized in the same way as the Finance Committee. Mr. White also mentioned that every Wednesday at 10:30am, at City Hall, administration will have a meeting with Juniper CRE for updates on marketing/development and invited any members interested to attend.
- Referenced the site visit and tour on March 8 from 9am-5pm in Cleveland relative to the proposed outdoor market on the Showboat property. Council members, administration, staff and individuals from the community have been invited to attend to meet with organizer and Cleveland Flea vendors. A second event will follow on Friday, March 10th (time/location TBD). Council members were advised to contact administration if they were interested in attending either event.
- Referenced extensive discussion at the work session regarding the refuse program, noting that a rate increase is to be expected as a result of the bid. At the work session an increase \$10-\$12 was discussed. Administration will be preparing a legislative summary for the next meeting to award the bid. Members were urged to contact administration with any further questions or comments in order to finalize.

- Referenced a recent meeting with Karl Gephardt- Executive Director of the Lake Erie Commission, explaining that in addition to this being an annual visit, he was asking about topics for inclusion in the Governor's State of the State that will be delivered next month at the Sandusky State Theater.
- City has been talking with a logistics consultant for the past year who is working on behalf of NASA relative to a project to facilitate a plan to transport a spacecraft from the lake to the NASA Plumbrook facility. He explained that in preparation for the transport, utility lines on the proposed route have been raised to 23'. In addition, he has mentioned that 250 ton crane will be required to lift the craft off of a barge and onto a vehicle for transport to NASA. The city, along with Juniper will continue discussions.
- One executive session for the purpose of the purchase and/or sale of real estate is requested.

Mayor's Discussion

- Congratulated Doug Steinwart on the 10th year of receiving the Ohio Clean Marina Certification.
- Referenced the Erie County Health District annual advisory meeting at noon on March 13 at noon.

For the Good of the Order

- Mr. Schaffter, Ms. Wassner and Mr. Dike congratulated Mr. Steinwart on the Ohio Clean Marina Certification.

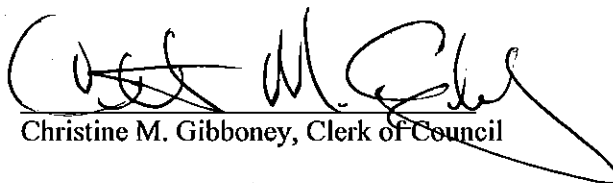
Executive Session

Motion by Ms. Wassner that the regular meeting of February 28, 2017 be recessed for the purpose of holding an executive session to discuss purchase and/or sale of real estate. The Mayor directed the Clerk to call the roll on the motion. Members of the Council voted as follows:

**YEAS: Wassner, Hartung, Dike, Ginesi, Schaffter, Hardy (6)
NAYS: None (0)**

There being a majority voting in favor of the motion, the Mayor declared the motion passed and the executive session to order at 7:20p.m. Mr. Dike excused himself from the meeting. The remaining Council, City Manager and the Law Director discussed issues with regard to the sale and/or purchase of real estate. The Mayor noted the discussion had concluded and declared the regular meeting of February 28, 2017 reconvened at 8:25p.m.

There being no further business to come before the Council, the Mayor declared the regular meeting adjourned at 8:25p.m.


Christine M. Gibboney, Clerk of Council