THE CITY OF HURON, OHIO
Proceedings of the Huron City Council
Regular Meeting Tuesday, March 10, 2020 at 6:30 p.m.

On Tuesday, March 10, 2020 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.

Public Hearing No. 1

After the Pledge of Allegiance was completed, the Mayor opened Public Hearing No. 1 and directed the Clerk to call the roll. The following members of Council answered present: **Christine Crawford, Mark Claus, Sam Artino, Joe Dike, Trey Hardy and Joel Hagy.** Council member absent: **Monty Tapp.**

Motion by Mr. Claus to excuse Mr. Tapp from all proceedings. 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 Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy Hagy, Crawford (6)**
NAYS: **None (0)**

The Mayor asked all individual wishing to speak/testify in Public Hearing No. 1 to stand to be sworn in. The individuals sworn in by Benjamin Chojnacki included Mark Claus, Doug Green and Gary Savage.

The Mayor stated that Public Hearing No. 1 regarding the rezoning request by Gary Savage regarding real property located at 362 Main Street from a B-2 to a B-3.

Mr. Green testified that Mr. Savage reached out to staff back in December of last year with a request to rezone a current multi-use multi-tenant commercial building from a B-2 to a B-3. The building is currently located within a B-2 zone. The B-2 and the I-2 are the only districts in the City of Huron that do not allow residential uses of any kind. There is a relatively small pocket of B-2 that surrounds the Huron Boat Basin and includes this building and those around the post office. Currently, there is residential use on the second floor of this building, which has existed for quite some time. That use is allowed to continue as an existing non-conforming use as considered in our code. However, the applicant would like to have the flexibility to utilize the first floor for future residential uses, either are condos or rental units. This matter came before the Planning Commission on January 22, 2020. The Planning Commission had a lengthy discussion on the matter. Several of the comments/opinions that came in the Planning Commission, which minutes he believes was included in Council's packet, include the are on Main Street around the Boat Basin was originally intended for first floor commercial use only. That is what is typical with the buildings around it. If there are residential uses, they are limited in general to the upper floors. The Planning Commission noted a hesitance to do what they would consider spot zoning that could potentially set a precedent for others to rezone. The property is wholly surrounded by B-2, although not very far away there are other districts. Lastly, the change to a B-3 would allow certain uses that wouldn't be available to a B-2, such as service stations, mechanics shops, sheet metal shops, building materials yards, lumber yards and auto or marine sales lots. After lengthy discussion, with Mr. Savage in attendance and giving input, the Planning Commission voted unanimously to recommend denial of the request. Mr. Green indicated that Mr. Savage is in attendance, and can answer any questions Council might have.

Gary Savage testified that he is the owner of the Riverview Condominium Association. Just in its name alone is why he would like to change it, but the first condo, to give you an idea why he wants it, will be on the bottom floor and will be his residence. He is moving out of his house because it is getting tough to go up and down stairs all of the time. Mr. Savage said that is the type of request he is getting – they want

lower floor units from the older people coming into see him, and that is the reason he is requesting the rezoning. Mr. Savage has been talking out this for years. He has talked to Mr. White about it; he has talked to quite a few people. What he would like to say about it is the fact that the property, when he bought it in about 1988, was already a Jefferson Boat dealership. The Planning Commission said they didn't want a car dealership or any dealerships, but it is already a dealership. The building at 360 was built for Jefferson Boats. When Mr. Savage came there, it was filled with Jefferson Boats outside, and it shows it in the paper that it was established in 1984. This has already set a precedent for dealerships, but also what you have there are so many different uses. Mr. Savage said that we can do B-1 uses, we can do B-2 uses, anything in those particular areas. The only spread between his property and the B-3 is the Yacht Club. The rest becomes the boat dealership, the car dealership. It is right there in that little space. Mr. Savage said that he has improved the property significantly. It was not handicap accessible when he took it over. He put in all the sidewalks going up to the upper sidewalk, cut out all of the curbs and put those in. He has upgraded it all the way around and kept it up in a good place. Mr. Savage stated that the City leases the property going down over the hill to the sidewalk. He stated that he is not asking for too much, and it's not any harm to the City to allow condominiums to be built there on the lower floor. That would help bring more people downtown, which would also support more businesses coming into the area. If you have more residents, the businesses will start being accommodated there. It would immediately help the coffee shop and the restaurants that are farther down Main Street. It is a convenient place for condominiums for the reason that you have the bank directly across, the post office right on the other side of the parking lot, they have the activities that the City puts up with brining in the bands. All of those things match up to being in great living space for people. All he wants to do is enhance the property to bring the need. As a financial planner, he does fact finding and matches the goals of the client to the product. It is the same here with the property – he wants to match that place to kind of request he is receiving. Mr. Savage showed a newspaper article showing the property was a Jefferson Boat dealership in the 1980's and said that the property is already basically right now a Jefferson Boat dealership and could be car dealership – it is already for those types of things. In addition, it can be bars, it can be entertainment places. It can do a lot of things right now – it doesn't have to go to B-3. His request is basically limited to the condominiums and 366 will become his residence. Mr. Savage said that if you look at the map, you can see how close the B-3 is to his property, with the Yacht Club in between. Mr. Savage said that if the property is rezoned to B-3, it would be very limited (what they say was) spot zoning. He considers the Yacht Club as a commercial property anyway.

Mr. Chojnacki asked Mr. Savage if he had any materials he would like Council to consider. Mr. Savage said that the maps are already in Council's packet, and also referenced the newpaper article about the boat dealership.

Mr. Hagy asked what exactly Mr. Savage was asking for – it is that he leave the building in the zone it's in an exempt it, or to change the zoning. Mr. Savage said that he talked to Mr. Green about that and he said it is urban renewal property. He and Mr. Green were talking about it back a ways that the government was going to go to mixed use, and they didn't do it. He didn't know why they didn't do it, so it is up to the City now to move it from B-2 to B-3 to allow the lower unit to be residential. Then you can build three of them; it can be 3 floors. You can do the bottom floor, second floor and third floor. Mr. Hagy confirmed that Mr. Savage is asking to make his building and the plot of land changed to B-3. Mr. Chojnacki clarified that the specific request is not a use variance, what we are dealing with is an actual zoning change for this particular parcel.

The Mayor asked if there were any other questions. Mr. Hardy asked Mr. Green what the current zoning for the big building that used to be the Banner Yachts boat dealership is. Mr. Green replied that is a B-2, with the first story currently used as commercial offices, and the second floor is condominiums. Mr. Savage confirmed that Mr. Green was correct. Mr. Hardy asked if that building was also owned by Mr. Savage, and he confirmed that it was and that he owned the whole complex facing the river and Boat Basis. This complex includes the Heat Tech building, which Mr. Savage also intends to turn into condominiums. Mr.

Savage said that the people who would own the condos would never leave because it has all of the amenities, including the bank, post office, entertainment, and the great views of the Huron River, the Boat Basin and the mouth of Lake Erie.

Mr. Claus asked Mr. Savage if all of his ground floor spaces are currently filled with tenants. Mr. Savage confirmed that is right, and that the entire Heat Tech building is also rented. American Eagle is in 366, Mr. Savage occupies half of the first building with his offices, and those ultimately will become condominiums as well if he gets the approval. Mr. Claus said that some of the concern from the Planning Commission was not so much whether a condo specifically would be problem, but what the B-3 designation opens the City up to for the potential for all the other types of businesses that could go in that we probably don't want down there. Mr. Savage said that he doesn't want that either. Mr. Claus said that he didn't think we could control that once it's changed. Mr. Savage said what he believes is the biggest concern, which Mr. Green would know about, is that they don't want dealerships in the center of the City. Mr. Savage said that it is already a dealership, Jefferson Boats. Mr. Claus confirmed with Mr. Savage that the property no longer houses a boat dealership, but that it was when he purchased the property. Mr. Savage said that there was also a marine supply store in 366. Mr. Savage said that in B-2 and B-1, you can have things that could be very objectionable too, such as bars and restaurants. He does not object to bars and restaurants, but there can be a lot of things in there that you wouldn't want. Mr. Savage thinks that the property is best suited for condominiums. He is not getting any inquiries about offices, so when Tom leave with Heat Tech, it is a big, massive, open building – what are your going to do with it? There are a lot of things you can do in B-1 and B-2 without renovating it too much, but it would be best if you went one floor, two floors, three floors of condominium. It would be the same thing with the other buildings, it would be better to have all residential downtown. That would keep everybody happy, and the comments when he was before the Planning Commission was that they were concerned about the future, which he knows, but Mr. Savage said he grew up here, went to school, and went in the Navy here. He is not going to hurt the community. He is here to help the City. He and the City work together well. He is just asking for a little assistance.

Mr. Hardy asked Mr. Green if a boat business would be a non-conforming use under use under the property's current designation. Mr. Green said if there was an application for a boat sales business, he would not be able to allow it. It is not allowed in a B-2. There may have been one there previously, but our current codes wouldn't allow it.

The Mayor asked if there were any other questions. There being none, the Mayor said that he would entertain a motion to approve, deny or amend the rezoning of real property located at 362 Main Street, PPN 4202081.008 from B-2 to B-3.

Mr. Chojnacki advised Council that under Section 1139.03, the standard to be applied is when the public necessity, convenience, general welfare or good zoning practice require, you may by ordinance at the recommendation thereon by Planning Commission, initiate an amendment to the Zoning Code to allow for the request that the applicant has asked for. Your Planning Commission does not approve the request, but nevertheless, it has the authority to either disregard their application and direct the administration to pass legislation authorizing the request, or you can vote to deny the request and affirm the Planning Commission's decision. The Mayor has asked one of you to make a motion to either approve, deny or amend. He suggested that one of the members of Council would want to either approve or deny the request at this time. A denial would be no, you are affirming the decision of the Planning Commission, and approval would mean yes, you want to pass legislation as requested.

Motion by Mr. Hardy to deny the rezoning request from B-2 to B-3.

The Mayor asked if there was any discussion on the motion. Ms. Crawford asked if a denial was the recommendation of the Planning Commission, to which Mr. Claus answered yes. The Mayor directed the

Clerk to call the roll on the motion. Mr. Hardy told Mr. Savage that the concern is not what he would be doing, it's what could happen afterwards with a B-3 zoning designation, so he is going to vote to deny. Mr. Savage said that Council should look at what B-1 and B-2 allow – there are some objectionable things there that could be put in there now. It is going to be hard to control those things into the future unless you put in the hands of somebody that is good. When the City breached their lease contract, Mr. Savage allowed it to stay in place. They breached it by building a sidewalk without permission, and he didn't drop the lease. Mr. Savage put in the handicap access; he has done everything that he can think of. Mr. Savage said that it's not going to be able to be controlled, and that are many uses between B-1 and B-2 that can be put in. This is an opportunity to build condominium, not other business. Mr. Artino thanked Mr. Savage. Members of Council voted as follows:

YEAS: **Hardy, Crawford, Claus, Artino (4)**
NAYS: **Hagy, Dike (2)**

There being a majority in favor of the motion, the motion passed.

The Mayor declared Public Hearing No. 1 adjourned at 6:53p.m.

Mr. Chojnacki asked the Clerk to clarify what the count was on the vote for the benefit of the audience. The Clerk responded that the votes were 4 Yeas and 2 Nays. Mr. Chojnacki stated that the majority of Council has denied the application, so the recommendation of the Planning Commission will stand and this matter is closed.

Public Hearing No. 2

The Mayor opened Public Hearing No. 2 at 6:64p.m. and directed the Clerk to call the roll. The following members of Council answered present: **Christine Crawford, Mark Claus, Sam Artino, Joe Dike, Trey Hardy and Joel Hagy.** Council member absent: **Monty Tapp**.

The Mayor asked all individual wishing to speak/testify in Public Hearing No. 1 to stand to be sworn in. City Engineer Doug Green was sworn in by Benjamin Chojnacki.

The Mayor opened Public Hearing No. 2 for the purpose of amending zoning code sections 1123.01 and 1123.02 to allow transient rental residential properties in the City.

Mr. Green stated that this matter is pretty straightforward, and also went through the Planning Commission at the January meeting. While City Council is looking at institution of a rental registration program, one of the things that was found under legal review by Mr. Chojnacki's office was the current residential code for the City of Huron does not list transient rentals as an acceptable use within the residential code. The way it has been presented before you to correct that is changing 1123.01 and 1123.02, which are the codes for the R-1 and R-1A districts, respectively. The permitted uses in those two districts, which this legislation would allow, will automatically be an allowable use in subsequent districts because they refer back to these districts as inclusive allowable uses.

The Mayor asked if there was any other discussion. Mr. Chojnacki said that Council could vote on this matter in the regular meeting, assuming no one from the public wants to comment. The Mayor again asked if there were any comments. There being none, Public Hearing No. 2 was adjourned at 6:56p.m.

Regular Council Meeting

The Mayor called the regular meeting of Huron City Council to order at 6:56p.m. The Mayor directed the Clerk to all the roll. The following members of Council answered present: **Christine Crawford, Mark Claus, Sam Artino, Joe Dike, Trey Hardy and Joel Hagy.** Council member absent: **Monty Tapp**.

Also present: City Manager Andy White, Assistant to the City Manager Mike Spafford, City Engineer Doug Green, Parks and Recreation Operations Manager Doug Steinwart and Executive Administrative Assistant and Clerk of Council Terri Welkener.

Approval of Minutes

Motion by Mr. Dike that the minutes of the regular meeting of February 25, 2020 be approved as printed and received. 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 Council voted as follows:

YEAS: **Dike, Hardy, Hagy, Crawford, Claus, Artino (6)**
NAYS: **None (0)**

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

Audience Comments

The Mayor asked Pete Schade, Erie County Health Commissioner, to step to the podium and provide his report. Mr. Schade spoke about the what he called the holy grail of public health, hand washing. He wanted to support everyone's efforts toward washing their hands property, as needed, with soap. A lot of folks are asking if they need to use soap – you actually do. Hand washing will help mitigate the spread of a lot of different diseases, but at this point in time, the Coronavirus is in the forefront. Mr. Schade wanted to make sure that Council and the folks at the meeting understand that we are in what is called an Incident Command System and have about 150 people on staff who have all been reassigned to different modules of response to deal with things like outbreaks or potential outbreaks of this nature. He would like everyone to remain calm and rational – most folks in Erie County have been. They have been to a lot of different places, speaking to a lot of different people, and we have great support so nobody seems to be panicked or carrying on unnecessarily. With that being said, Mr. Schade said that he felt compelled to make sure that Council has one of their Situation Report notebooks containing a lot of detail that they can be updated every couple weeks. Mr. Schade has been in almost constant contact with Dennis Muratori at the school system, the Fire Chief and Police Chief, and they are working hand-in-hand to do their part in prevention of the spread of the disease. Mr. Schade left booklets for Council to direct constituents to the Department of Health. They will then hand-deliver information to people because not everyone has an iPad or computer or access to the library to do that kind of thing. This is information for local government to consider. Most of this information is not going to change a whole lot. This is interim guidance on getting your household ready, a lot this information is provided by the CDC. The CDC would be the grandmother, the Ohio Department of Health would be his mother, and he is the kid at the local level – we follow that chain. Also included is some information for businesses and employers that is pretty germane to some of the comments made earlier tonight. Finally, there is some information for the average Joes who might want some information for their household. One of the most important documents is the Pandemic Influenza Response Plan. All of the seventeen major plans at the Health Department, ranging from mass fatalities all the way to this kind of stuff, are written and kept in a simple format so you can access them. The federal government gives us adequate financial resources to be prepared – you don't hear that a lot. We are adequately funded, we get money every year and we stay prepared. We do a lot of live functional exercises. We do a lot of tabletop exercises, which would kill mere mortal men after 8 hours of sitting around the table pretending something

has happened, but the functional exercises at those tabletops has really paid off. Mr. Schade has a strong comfort level in our staff and community. The Community Health Assessment can be accessed electronically, and if someone needs one, we can get them a printed copy. They are pretty expensive to print because they are large. We do these Community Health Assessments every three years. It is an assessment of our community, a lot of different areas germane to our quality of life. The areas in red are the information pertinent to mental and behavioral health for not only adults, but also for our youth. Mr. Schade read one shadow box relating to actual data for Erie County, "There were 2,234 youth reported they felt so sad or hopeless almost every day for 2 weeks or more in a row that they stopped doing some usual activities." That leads into suicidal tendencies and a lot of other data. Because of that particular set of circumstances that we have in the Assessment, the Health Department will be building about another 23,000 sq. ft. building that will house all of our behavioral health and mental health staff, and those staff will also be working in a lot of our different schools supply behavioral and mental health counseling to our kids or whoever walks in the door and needs it. That's the bit future for the Health Department, and Mr. Schade wanted to make sure Council understood that we are working for our City's schools tomorrow on a plan that involves them as well. Mr. Schade said that he will come back and give more updates if this thing turns for the worse and we have to maybe do the Council meetings from home electronically.

The Mayor asked that any member of the public wishing to speak step to the podium, address counsel, state your name and address for the record, and there is a 3-minute time limit.

- **Francesca Lendrum (101 Mansfield Avenue, Huron, Ohio).** Ms. Lendrum reminded everyone that the 2020 Census is coming online at Thursday, March 12th. Christine Zess, Program Manager, spoke today at the Rotary Club, and she was very informative in that Huron was maybe a little underreported last time, and we could potentially get more funding, elected officials, etc. Ms. Zess would be happy to talk to any of the civic organizations around town to get the residents to make sure that they do go online to fill out the forms. The children under 5 are typically the most underreported, and the average reporting was 50-70%. We could all do better about that to get the funding we need from the government. She offered Ms. Zess' card to anyone that would like it.

- **John Jones (501 Adams Avenue, Huron Ohio).** Mr. Jones wanted to come to address the fact that Council has a giant task in front of them shortly, and because he wanted to take the opportunity to thank Mr. White, wish him very well in his new endeavor, and tell him how much he appreciates him in the short time he was on Council. Mr. Jones said that he has appreciated everything that he sees in this City that has been transformed during Mr. White's time here, and just wanted to publicly thank him and tell him he is always here for him and good luck.

Old Business

ConAgra Property Swap. Mr. Chojnacki said that there was no update. The pertinent documents remain in the hands of ODNR's legal counsel and he has not received an update. He will continue to keep Council apprised as he learns more.

Showboat Property. Mr. Chojnacki said that updates on that subject would be best addressed in executive session.

Ordinance 2019-33
Motion by Mr. Claus that Ordinance 2019-33 (AN ORDINANCE AMENDING SECTIONS 1369.01-DEFINITIONS, 1369.02-PURPOSE, 1369.03 RENTAL LICENSE/CERTIFICATE OF OCCUPANCY, 1369.04-FEES, 1369.05-MAINTENANCE RESPONSIBILITIES, 1369.06-ENTRY AND INSPECTION, 1369.07-REPORTS AND REINSPECTION, AND 1369.08-CHANGE OF

OWNERSHIP OF CHAPTER 1369 - TRANSIENT RENTAL PROPERTY OF THE CITY OF HURON CODIFIED ORDINANCES AND DECLARING AN EMERGENCY) be placed upon its third and final 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: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being a majority of votes in favor, Resolution No. 2019-33 was placed upon its third and final reading. The Law Director read the Resolution by its title only.

Mr. White provided background information relating to Ordinance 2019-33.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the for final adoption of Ordinance 2019-33. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2019-33 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2019-34
Motion by Mr. Hardy that Ordinance 2019-34 (AN ORDINANCE AMENDING SECTIONS 189.02-DEFINITIONS, 189.03–IMPOSITION OF TAX, 189.07-STATEMENT AND CHARGE OF TAX, AND 189.08-REGISTRATION OF CHAPTER 189 - LODGING TAX OF THE CITY OF HURON CODIFIED ORDINANCES AND DECLARING AN EMERGENCY) be placed upon its third and final 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, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being a majority of votes in favor, Resolution No. 2019-34 was placed upon its third and final reading. The Law Director read the Resolution by its title only.

Mr. White provided background information relating to Ordinance 2019-34.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2019-34. Members of Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2019-34 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take immediately.

New Business

Ordinance 2020-3
Motion by Mr. Hardy that the three-reading rule be suspended and Ordinance 2020-3 (AN ORDINANCE AMENDING SECTION 1123.01(a), "R-1 ONE-FAMILY RESIDENCE DISTRICT," AND SECTION 1123.02(a), "R-1-A ONE FAMILY RESIDENCE DISTRICT," OF THE CODIFIED ORDINANCES OF THE CITY OF HURON TO ALLOW THE TRANSIENT RENTAL OF RESIDENTIAL PROPERTIES IN THE CITY) on its first reading.

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 the Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being a majority of votes in favor, Ordinance 2020-3 was placed upon its first reading.

Motion by Mr. Hardy to place Ordinance 2020-3 as an emergency measure.

The Mayor asked if there was any discussion on the declaration of an emergency. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-3 was placed as an emergency measure. The Law Director read the Ordinance by its title only.

Mr. White provided background information relating to Ordinance 2020-3.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2020-3. Members of Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2020-3 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Motion by Mr. Claus to establish the annual transient rental registration fee pursuant to Ordinance 2019-33 at $400 per year, per unit, which fee includes one reinspection, with additional reinspections charged at $50 each, effective immediately.

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: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being more than a majority in favor, the motion passed.

Ordinance No. 2020-4
Motion by Mr. Claus that the three-reading rule be suspended and Ordinance 2020-4 (AN ORDINANCE TO REVISE THE CODIFIED DORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES; AND DECLARING AN EMERGENCY) on its first reading and declaring an emergency.

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 the Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-4 was placed on its first reading as an emergency measure. The Law Director read the Ordinance by its title only.

Mr. White provided background information relating to Ordinance 2020-4.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2020-4. Members of Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2020-4 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2020-5
Motion by Mr. Claus that the three-reading rule be suspended and Ordinance 2020-5 (AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED $3,500,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE MUNICIPAL ELECTRIC SYSTEM BY CONSTRUCTING A NEW SUBSTATION, TOGETHER WITH ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY) on its first reading.

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 the Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 202054 was placed on its first reading. The Law Director read the Ordinance by its title only.

Mr. White provided background information relating to Ordinance 2020-5.

Motion by Mr. Hagy to place Ordinance 2020-5 as an emergency measure.

The Mayor asked if there was any discussion on the declaration of an emergency. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-5 was placed as an emergency measure.

Mr. White and Mr. Swaisgood provided background information relating to Ordinance 2020-5.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2020-45 Members of Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2020-5 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2020-6
Motion by Mr. Claus that the three-reading rule be suspended and Ordinance 2020-6 (AN ORDINANCE GRANTING AN EASEMENT TO COLUMBIA GAS OF OHIO, INC. FOR THE RIGHT TO UTILIZE A TEMPORARY CONSTRUCTION AND STORAGE EASEMENT OVER AND THROUGH THE PREMISES WITHIN THE CITY OF HURON IDENTIFIED AS ORLINES FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC CURRENT INCLUDING COMMUNICATION FACILITIES, UPON, OVER, UNDER, AND ACROSS PROPERTY WITHIN THE CITY OF HURON IDENTIFIED AS LOT 22, PERMANENT PARCEL NUMBER 42-00120.000, AND DECLARING AN EMERGENCY) on its first reading as an emergency measure.

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 the Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-6 was placed on its first reading as an emergency measure. The Law Director read the Ordinance by its title only.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2020-6. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2020-6 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance 2020-7
Motion by Mr. Hagy that the three-reading rule be suspended and Ordinance No. 2020-7 (AN ORDINANCE AMENDING ORDINANCE NO. 2019-27, ADOPTED DECEMBER 10, 2019, 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) be placed upon its first reading.

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 the Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-7 was placed on its first reading. The Law Director read the Ordinance by its title only.

Motion by Mr. Hagy to place Ordinance 2020-7 as an emergency measure.

The Mayor asked if there was any discussion on the declaration of an emergency. There being none, the Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-7 was placed as an emergency measure.

Mr. White and Mr. Swaisgood provided background information relating to Ordinance 2020-7.

The Mayor asked if there was further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll for final adoption of Ordinance 2020-7 Members of Council voted as follows:

YEAS: **Hagy, Crawford, Claus, Artino, Dike, Hardy (6)**
NAYS: **None (0)**

There being more than a majority in favor, Ordinance 2020-7 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2020-17
Motion by Ms. Crawford that the three-reading rule be suspended and Resolution 2020-17 (A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF HURON, OHIO WITH COONER ENTERPRISES, LTD. DBA A-1 LAWN CARE FOR THE PROVISION OF ROUTINE CLEANING OF NICKEL PLATE BEACH, LAKE FRONT PARK BEACH AND HURON PIER BEACH FOR A PERIOD OF TWO YEARS IN AN AMOUNT NOT TO EXCEED THIRTEEN THOUSAND TWENTY AND 00/100 ($13,020.00)) be placed upon its first reading.

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 the Council voted as follows:

YEAS: **Crawford, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-17 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. White and Mr. Steinwart provided background information regarding Resolution 2020-17.

The Mayor asked if there was any further discussion on the motion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-17. Members of Council voted as follows:

YEAS: **Crawford, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being a majority vote in favor of adoption, Resolution 2020-17 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2020-18
Motion by Mr. Claus that the three-reading rule be suspended and Resolution 2020-18 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO RE-ENROLL AND EXECUTE PAYMENT TO COMPMANAGEMENT, INC., OF DUBLIN, OHIO, FOR THIRD PARTY ADMINISTRATION SERVICES RELATING TO THE 2020-2021 WORKERS COMPENSATION GROUP RATING ENROLLMENT PROGRAM IN THE AMOUNT OF THREE THOUSAND FIVE HUNDRED NINETY-FIVE AND 00/100 DOLLARS ($3,595.00)) 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: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-18 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. White and Mr. Swaisgood provided background information regarding Resolution 2020-18.

After discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-18. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being a majority vote in favor of adoption, Resolution 2020-18 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2020-19
Motion by Ms. Crawford that the three reading rule be suspended and Resolution 2020-19 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND ENTER INTO AN AGREEMENT WITH SMITH PAVING AND EXCAVATING, INC., FOR LABOR AND MATERIALS AND CONSTRUCTION SERVICES RELATED TO THE US ROUTE 6 PAVING PROJECT NO. ERI-6-17.49 IN AN AMOUNT NOT TO EXCEED TWO MILLION FIVE HUNDRED NINETY-EIGHT THOUSAND SIX HUNDRED SEVENTEEN AND 70/100 DOLLARS ($2,598,617.70)) 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, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-19 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. White and Mr. Green provided background information and answered questions from Mr. Dike regarding Resolution 2020-19.

After discussion, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-19. Members of Council voted as follows:

YEAS: **Crawford, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being a majority vote in favor of adoption, Resolution 2020-1 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2020-20
Motion by Ms. Crawford that the three-reading rule be suspended and Resolution 2020-20 (A RESOLUTION AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY OF HURON, OHIO, TO SUPPORT THE REQUEST OF HURON 5K SERIES, FOR THE PLACEMENT OF BANNERS ON THE WALK BRIDGE OF US-6 HEADING EAST AND WEST ADVERTISING THEIR 5K RACE SERIES) 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, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-20 placed upon its first reading. The Law Director read the Resolution by its title only. The Mayor asked if there was any discussion.

Mr. White provided background information regarding Ordinance 2020-20.

The Mayor asked if there was any further discussion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-20. Members of Council voted as follows:

YEAS: **Crawford, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being a majority vote in favor of adoption, Resolution 2020-20 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution 2020-21
Motion by Mr. Claus that the three reading rule be suspended and Resolution 2020-21 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SHEPHERD'S SHORELINE CONSTRUCTION AND ALL OTHER NECESSARY

PARTIES, INCLUDING ERIE COUNTY, TO INSTALL AN OVERFLOW DRAIN AND OUTLETS AT THE EAST RETENTION POND AT BEACHWOOD COVE IN AN AMOUNT NOT TO EXCEED THE AMOUNT OF FORTY-EIGHT THOUSAND SIX HUNDRED EIGHTY-FIVE AND 20/100 DOLLARS ($48,685.20) 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: **Claus, Artino, Dike, Hagy, Crawford (5)**
NAYS: **None (0)**
ABSTAIN: **Hardy (1) – due to potential conflict**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-21 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. White, Mr. Green and Mr. Claus provided background information and answered questions from Council regarding Resolution 2020-21.

The Mayor asked if there was any other discussion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-21. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike, Hagy, Crawford (5)**
NAYS: **None (0)**
ABSTAIN: **Hardy (1)**

There being a majority vote in favor of adoption, Resolution 2020-21 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Motion by Ms. Crawford that Council authorize the formation of a Utilities Commission under the guidelines of the Charter, with the two Council members to sit on that committee being Mr. Hagy and Ms. Crawford, effective as soon as it can be organized.

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: **Crawford, Claus, Artino, Dike, Hardy, Hagy (6)**
NAYS: **None (0)**

There being a majority of votes in favor, the motion creating a Utilities Commission passed.

City Manager's Discussion

Mr. White discussed the following topics:

- Thanked the several Mayors he has had the opportunity to work for, Ed Asher, Glen Ginesi, Terry Graham, Marilyn Shearer, Rick Schaffter, Brad Hartung, Trey Hardy and Sam Artino.
- Thanks to Mike Tann and his wife, Judy;
- Thanks to Phyllis Wassner, who was the first person he met upon his arrival in 2004;
- Thanks to Lee McDermott, who was steadfast in his counsel early on his career;

- Thanks to current staff – Christine Gibboney, Laura Alkire, Mike Spafford, Doug Steinwart, Chief Lippert, Captain Hohler, Captain Nash, Captain Schafer, John Zimmerman, Steve Didelot, Jason Gibboney, Doug Green, Cory Swaisgood, Aimee Lane, Ben Chojnacki and most recently, Terri Welkener.
- Thanks to Council – Christine Crawford, Mark Claus, Sam, Joe Dike, Trey and Mr. Hagy.
- As his Dad used to say, it has been a hell of a ride.
- He doesn't know what he is going to do on the second and fourth Tuesday because for the past 16 years he has been coming here. The new Council he works for meets on the first and third, so maybe he will pay a visit to ask questions.
- Thanks to his family and friends. He has been very fortunate in his life to be surrounded by great people and he leaves here, 16 years later, with a broadened base of friends.

(Council and audience gave a standing ovation)

Mayor's Discussion

Mayor Artino discussed the following topics:

- Thanked Andy White for his hard work and dedication to this community. He gained from their experience together, and really appreciates the time they worked together.
- Wished Andy White the best of luck on his new adventure and endeavor and said that he knew he would do well.

For the Good of the Order

- Ms. Crawford – Parks and Recreation meeting was scheduled due to lack of quorum; one of the first items of business for HJRD when it reconvenes in April will be a discussion continuing on the survey on Nickel Plate Beach safety; Safety Committee meeting scheduled for March 18th; she will miss Mr. White and wishes him nothing but the best; Powell is beyond fortunate to get him, and she hopes we get to see him around town just relaxing and enjoying instead of being hard at work.
- Mr. Claus – congratulations to Mr. White and thanked him for his great service to the City and good luck in Powell.
- Mr. Dike – wished Mr. White luck in Powell and thanked him for everything he has done.
- Mr. Hardy – congratulations to Mr. White and it has been an honor working with him for the past 10 years, good luck and don't be a stranger.
- Mr. Hagy – wished Mr. White the best of luck and said he appreciated what little time they had together.

Executive Session

The Mayor said that staff has asked for an executive session, and that there will probably be action afterwards.

Motion by Mr. Hardy to move into executive session to consider appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official or the investigation of charges or complaints against public employee, official, licensee or regulated individual, and to invite the following staff to be available on standby, if necessary: Mr. Swaisgood, Mr. White, Mr. Lippert and Mr. Spafford.

The Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

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

Council moved into executive session at 7:49pm.

Return to Regular Session

Council returned to regular session at 8:54pm.

Resolution 2020-22
Motion by Mr. Claus that the three-reading rule be suspended and Resolution 2020-22 (A RESOLUTION AUTHORIZING THE MAYOR TO CONTRACT WITH THE LAW FIRM OF SEELEY SAVIDGE EBERT & GOURASH, CO., LPA (SSEG) FOR LEGAL SERVICES AND DECLARING 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: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 2020-22 placed upon its first reading. The Law Director read the Resolution by its title only.

Motion by Mr. Claus to place Resolution 2020-22 as an emergency measure.

The Mayor directed the Clerk to call the roll on the motion. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**
NAYS: **None (0)**

There being five or more votes in favor, Ordinance 2020-22 was placed as an emergency measure.

The Mayor asked if there was any discussion. There being none, the Vice-Mayor directed the Clerk to call the roll on the final adoption of Resolution 2020-22. Members of Council voted as follows:

YEAS: **Claus, Artino, Dike (3)**
NAYS: **Hardy, Hagy, Crawford (3)**

There being less than a majority vote in favor of adoption, Resolution 2020-22 failed.

Motion by Mr. Hardy to appoint Mike Spafford as Interim City Manager , effective March 21, 2020, with the understanding that formal legislation outlining the terms and compensation will be introduced at the next City Council meeting scheduled for March 24, 2020.

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: **Hardy, Hagy, Crawford, Claus, Artino, Dike (6)**
NAYS: **None (0)**

Adjournment

Mayor Artino adjourned the regular meeting of February 25, 2020 at 8:56 pm.

Terri S. Welkener, Clerk of Council

Adopted: 14 APR 2020

Upon approval by the City Council, the official written summary of the meeting minutes will become a permanent record, and the official minutes shall also consist of a permanent audio recording, excluding executive sessions, in accordance with Section 121.01(III) of the Administrative Code.