

**THE CITY OF HURON, OHIO**  
**Proceedings of the Huron City Council**  
**Regular Meeting Tuesday, August 25, 2020 at 6:30 p.m.**

The Mayor called the regular meeting of Huron City Council to order at 6:37pm on Tuesday, August 25, 2020 at Huron City Hall. 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.

The Mayor directed the Clerk to call the roll for the regular meeting of Council. The following members of Council answered present: **Christine Crawford, Mark Claus, Monty Tapp, Sam Artino, Joe Dike, Trey Hardy and Joel Hagy.**

Staff participating in the meeting: Interim City Manager Mike Spafford, Finance Director Cory Swaisgood, City Engineer Doug Green, Law Director Todd Schrader and Executive Administrative Assistant and Clerk of Council Terri Welkener.

Also present: Russ Critelli of OHM Advisors.

**Approval of Minutes**

**Motion by Mr. Claus that the minutes of the Council regular meeting of August 11, 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: Claus, Artino, Dike, Hardy, Hagy, Crawford (6)**  
**NAYS: None (0)**  
**ABSTAIN: Tapp (1)**

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

**Audience Comments**

The Mayor asked the Clerk of Council to read comments delivered or e-mailed to her by residents.

The Clerk read the following statement from Jim Werlig, who resides at 925 Dallas Drive, Huron, Ohio.

Members of Council:

This statement is in reference to our disposal trucks from Republic Services, who pick on Mondays. In their process, on numerous occasions, and as recently on both August 17th and August 24th, their trucks have been leaking oil. This oil ultimately goes into our streams, river and lake, which causes long-term environmental hazards. On an immediate basis, the appearance of these oil slicks is not very positive in appearance. I have spoke to the drivers and told them their trucks need to be maintained as far as their gaskets are concerned, and they tend to not be able to respond. I would like corrective action be made, if at all possible.

Republic Services via phone told me that you have to have an account number to make a report and you have to know what service center we are in. The gentlemen I spoke to this morning had no idea what area we were in and our account number - for example, the account number relates to River's Edge and the City of Huron.

Oil gasket leaks do cause tremendous environmental impact on our watersheds. If you think about it, if this much oil is leaking in one small neighborhood, imagine what is happening in the entire City.

Mr. Spafford said we had a couple of service delay issues this week, so he reached out to Mr. Kidder, our contractor with Republic, just to follow up on some of our conversations earlier this year. I highlighted this issue, and there was also a recent accident with a resident and a Republic truck. There were no injuries in that accident.

### **Old Business**

Revised Ordinance No. 2020-16

**Motion by Mr. Hardy amending Ordinance No. 2020-16 adopted on July 29, 2020 to change all references in said ordinance from “Mobility Works Group, LLC” to “Yellow Dog, Ltd” to correct scrivener’s error and as requested by applicant.**

Mr. Schrader explained that the Applicant had one entity that they identified on submission through ownership on real estate, and after our meeting they called to let us know that the new business would be in a new name. It doesn’t change the terms or conditions; it is just to accommodate the applicant and referencing the correct name of the entity.

Mr. Spafford said that since Council had adopted the CRA Agreement at the previous Council meeting, they have had their developer submit their site plans and they are on the agenda for tomorrow’s Planning Commission meeting. Mr. Claus asked if they are buying the land, or leasing it. Hoty is going to be the developer and then leasing it. This property will be created through a lot split to the north of Hoty’s multi-use building on Sawmill Parkway.

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, Tapp, Artino, Dike (7)**

**NAYS: None (0)**

Legal Discussion re: Showboat

Mr. Schrader said that he had no material update on the Showboat property. They are waiting for a case management conference to be scheduled, which could take a while due to COVID-19.

Legal Discussion re: ConAgra Land Swap/Easement

Mr. Schrader said that they have made great progress. The lot split is on the Planning Commission agenda for tomorrow night. We have our lot split maps, drawings and deeds prepared. Assuming the lot split gets passed at the Planning Commission meeting, we are on to having the County process the lot splits, assign permanent parcel numbers, and the conservation easement gets recorded.

### **New Business**

**Ordinance No. 2020-20**

**Motion by Mr. Hagy that the three-reading rule be suspended and Ordinance 2020-20 (AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES; 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, Tapp, Artino, Dike, Hardy (7)  
**NAYS:** None (0)

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Ordinance 2020-20 placed upon its first reading. The Law Director read the Ordinance by its title only.

**Motion by Mr. Hagy that Ordinance 2020-20 be placed 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 placing the ordinance as an emergency measure. Members of Council voted as follows:

**YEAS:** Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)  
**NAYS:** None (0)

There being five votes or more in favor, Ordinance 2020-20 was placed as an emergency measure.

Mr. Spafford provided background information pertaining to Ordinance 2020-20. The City utilizes an online hosting service for all of its legislation through a company named Walter Drane. They provide a searchable version of our codified ordinances, and make sure that our ordinances are updated with all State law changes. The approximate cost is \$1,200 and covers the period of January through June of 2020.

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 Ordinance 2020-20. Members of Council voted as follows:

**YEAS:** Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)  
**NAYS:** None (0)

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

#### **Ordinance No. 2020-21**

**Motion by Mr. Hagy that the three-reading rule be suspended and Ordinance 2020-21 (AN ORDINANCE AMENDING ORDINANCE NO. 2019-27, ADOPTED DECEMBER 10, 2019, TO PROVIDE FOR APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDING SOURCES, 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, Tapp, Artino, Dike, Hardy (6)  
**NAYS:** None (0)

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

**Motion by Mr. Hagy that Ordinance 2020-21 be placed 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 placing the ordinance as an emergency measure. Members of Council voted as follows:

**YEAS: Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)**  
**NAYS: None (0)**

There being five votes or more in favor, Ordinance 2020-21 was placed as an emergency measure.

Mr. Swaisgood provided background information pertaining to Ordinance 2020-21.

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 Ordinance 2020-21. Members of Council voted as follows:

**YEAS: Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)**  
**NAYS: None (0)**

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

#### **Resolution No. 2020-55**

**Motion by Mr. Tapp that the three-reading rule be suspended and Resolution No. 2020-55 (A RESOLUTION AUTHORIZING THE INTERIM 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 SAWMILL PARKWAY IMPROVEMENT PROJECT) 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: Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)**  
**NAYS: None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution No. 2020-55 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Spafford provided background information pertaining to Resolution No. 2020-55. The budget estimated based on the engineer's review is \$1.8 Million. We are also working with OHM to put together the EDA grant for CARES Act fund. Our goal would be to partner OPWC (State) and EDA (Federal) dollars to try to offset the City's potential liability as much as possible. The goal is to include this in the 2021 capital budget. Mr. Green is working with each of the business and property owners along the corridor to get letters of support that will be included in the grant application to both the State and Federal grant entities. The more impactful a project is in terms of actual business touched by the infrastructure improvement makes in more likely receive funding.

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 2020-55. Members of Council voted as follows:

**YEAS: Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)**  
**NAYS: None (0)**



There being a majority vote in favor of adoption, Resolution 2020-55 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution No. 2020-56**

**Motion by Mr. Hagy that the three-reading rule be suspended and Resolution No. 2020-56 (A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF HURON ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS CAPITAL IMPROVEMENT FUND FOR THE BERLIN ROAD WATERLINE, CE38X WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO) 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, Tapp, Artino, Dike, Hardy (7)**  
**NAYS: None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution No. 2020-56 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Spafford and Mr. Swaisgood provided background information relating to Resolution No. 2020-56.

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 2020-56. Members of Council voted as follows:

**YEAS: Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)**  
**NAYS: None (0)**

There being a majority vote in favor of adoption, Resolution 2020-56 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

**Resolution No. 2020-57**

**Motion by Mr. Tapp that the three-reading rule be suspended and Resolution No. 2020-57 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL AND ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE PROVISION OF SURVEYING, ENGINEERING, DESIGN AND BIDDING SERVICES RELATED TO THE BERLIN ROAD WATER MAIN REPLACEMENT PROJECT AT A COST NOT TO EXCEED ONE HUNDRED THIRTEEN THOUSAND EIGHT HUNDRED NINETY AND 00/100 DOLLARS (\$113,890.00)) 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: Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)**  
**NAYS: None (0)**

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution No. 2020-57 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Spafford provided background information relating to Resolution No. 2020-57. This proposal falls within the 8% provided for in the City's agreement with OHM Advisors.

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 2020-57. Members of Council voted as follows:

**YEAS:**           **Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)**  
**NAYS:**           **None (0)**

There being a majority vote in favor of adoption, Resolution 2020-57 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

### **City Manager Search**

Mr. Hardy said the City Manager Search Committee has been reviewing the 21/22 applications received prior to the deadline and proceeding with the interview process via teleconference and narrowed that down to candidates to meet in person. No selection or decisions have been made, and we are still in the process.

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

Mr. Spafford discussed the following topics:

- Services Agreement with City of Sandusky. We have a services agreement with the City of Sandusky through their mechanical department for fleet management of fire department vehicles. Based on funding issues and some anticipated impacts related to COVID-19, they reached out to us on Friday notifying us that they will be terminating our agreement. This affects both the City of Huron and Margaretta Township fire departments. They are not longer able to provide the service based on staffing capacity. That forces some contingency planning in our end. The partnership goes back quite a while, and they have indicated they will do whatever they can to help us get through this transition period. Mr. Spafford will be meeting with Captain Hohler tomorrow to review the contingency plans the Captains have put together in terms of what steps might look like. We are hopeful that once finances return to normal long-term, we can revisit this in the future. Any contingency plan will not reach the level of service we enjoyed in the partnership with the City of Sandusky. Ms. Spafford had not yet reviewed the contract to see what the termination terms entail. The possibility of hiring a City mechanic was discussed on a high level because we have a pretty substantial fleet, but we may not have the capital infrastructure in place in terms of appropriate equipment. We try to keep most vehicle repairs under warranty as much as possible, but the fire vehicles have a longer useful life.
- Pier Ladders. Latanick was on site the past few days fabricating the ladders and welding them to the pier, and will be putting the top mount pieces on in the next few days. The life rings were installed about 2 weeks ago by the Parks Department. Latanick did a great job on those and we appreciate their help.
- Additional CARES Act Funding. We were advised by the County Auditor that we would be receiving an additional \$70,000 in CARES Act funding. Expenditure of these funds must follow the same parameters and schedules that were laid out with the initial \$140,000 received earlier this year. Mr. Spafford and Mr. Swaisgood are putting together contingency plans in terms of timeline requirements. We will get back to Council with what is left once our basic need relating to COVID-19 have been met to determine what additional funding is available and what policy options exist for Council to discuss and consider.
- Fire Levy Funding for Mucci Farms Annexation. Mr. Spafford, Mr. Swaisgood, Mayor Artino, Mr. Zimmerman, John Rogers and Rick Jeffreys of the County Auditor's Office met on August 6<sup>th</sup> or 7<sup>th</sup> to discuss this matter. The Municipal Services Agreement includes what services the municipality is going to provide for the land to be annexed. That Agreement said that the City's



fire department will provide fire and EMS services to Mucci. In a literal reading, the County Auditor has applied the City's fire levy to the piece of property at Mucci farms, rather than the Township's fire levy, which was negotiated at the time of annexation. The agreement was that none of the existing levies that were in place for the Township would be affected. Going back to 2018 we have had three years' worth on collections on the levy, being approximately \$22,000, that has been sent to the City. We will look to rectify that in an upcoming invoice to the Township through our Mutual Services Agreement. In addition to that, we will have to modify the Municipal Services Agreement specifically to address that component that speaks to the fire levy.

- New Fire Truck. The new fire truck is scheduled for delivery around the first week of September.
- Route 6 Project. He has anecdotal evidence that there has been some utilization of the milled lane as the back path that was envisioned in the road diet concept. He understands there was some consternation at the time, but we do have an upcoming Safety Committee meeting and he has it as something to discuss to see if there is any consideration for altering the project to create a multi-modal lane. Regardless of which option is chosen, it only involves a striping change. The lane width wouldn't change with the two options being: (1) leaving it as is with two lanes going in either direction; or (2) one lane in either direction with a center turn lane, and a dedicated multi-modal path on either side. He understands how contentious it was, but it has gotten quite a bit of utilization in the last couple of weeks – it is a tough stretch to get through from a pedestrian/biker standpoint. Mr. Claus said that he would like to see drawings. He thinks that he is used to the one lane, and doesn't see it as a major problem and it is something we should definitely consider. It would be easier to do now when people are used to it, as opposed to doing it after we go back to two lanes.

### **Mayor's Discussion**

The Mayor spoke on the following topics:

- Letter from Mr. and Mrs. Ashyk. The Mayor read a portion of a thank you letter from Mr. and Mrs. Ashyk regarding repairs made to repair a water leak in front of their home.

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

- Ms. Crawford – Asked for a US-6 update. Mr. Green said they are working on the storm sewers in front of Commerce Plaza. She asked about the utilities companies that contract to do the tree trimming – do they notify us that they are here? Mr. Green said that we only hear after the fact. We did have the utility company reach out to us late last week. They were doing some communication line upgrades going into Holiday Harbor. Hats off to Katie Maloney – it looks like she is up and running and doing her investigative inspections. She got a complaint, and she will forward it to Ms. Maloney.
- Mr. Claus – Thanked the Search Committee for all of their hard work.
- Mr. Dike – Nothing.
- Mr. Hardy – Nothing.
- Mr. Tapp – Thanked the Search Committee. We are still having issues with Republic Services and he hopes those get handled in a timely manner. Asked about a contact number, but that's not working out right now. Mr. Spafford said the pledge from Republic in his last discussion was that they would build into their operations a Monday check-in later in the afternoon to give us a heads up on the status of service. This week, we got our Monday check-in on Tuesday morning. We are capable of taking the calls at the City, we just don't always have the information immediately available. We are happy to help – it is easier to speak to our staff as opposed to Republic staff. Mr. Schrader said he and Mr. Spafford had a meeting with Republic in July and promises were offered.
- Mr. Hagy – Express kudos to the team that jumped on that waterline break – that was awesome customer service. Thanks to the Search Committee. He had the opportunity to attend the Chamber of Commerce board meeting last week, and they have another commercial made with Buckeye that was

shown at the meeting. It looks really good. They are going to have a food truck at the farmer's market and the golf outing is a go.

**Executive Session**

None.

**Adjournment**


**Motion by Mr. Claus to adjourn the meeting.**

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, Tapp, Artino, Dike, Hardy, Hagy, Crawford (6)**

**NAYS: None (0)**

There being more than a majority voting in favor of the motion, the Mayor declared the meeting of August 25, 2020 adjourned at 7:16pm.

  
Terri S. Welkener, Clerk of Council

Adopted: 08 SEP 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.*