THE CITY OF HURON, OHIO

Proceedings of the Huron City Council Regular Meeting Tuesday, March 9, 2021 at 6:30 p.m.

Call to Order

The Mayor called the meeting of the Huron City Council to order at 6:30pm on March 9, 2021 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.

Roll Call

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: City Manager Matt Lasko, Interim City Manager Mike Spafford, Finance Director Cory Swaisgood, Law Director Todd Schrader, Water Superintendent Jason Gibboney and Clerk of Council Terri Welkener.

Approval of Minutes

Motion by Mr. Hardy that the minutes of the work sessions of February 9, 2021 and February 23, 2021, and the regular Council meetings of February 9, 2021 and February 23, 2021 be approved as presented.

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: Hardy, Hagy, Crawford, Claus, Tapp, Artino, Dike (7)

NAYS: None (0)

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

Audience Comments

None.

Old Business

None.

New Business

Resolution 15-2021

Motion by Mr. Hagy that the three-reading rule be suspended and Resolution 15-2021 (A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE ERIE SOIL & WATER CONSERVATION DISTRICT FOR DEVELOPMENT OF A STORM WATER MANAGEMENT PLAN AND THE NPDES SMALL MS4 PERMIT APPLICATION TO THE OHIO ENVIRONMENTAL PROTECTION AGENCY IN THE AMOUNT OF THIRTY-ONE THOUSAND ONE HUNDRED EIGHTY-FOUR AND 00/100 DOLLARS (\$31,184.00)) 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: 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 15-2021 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Spafford said this is the second year of our partnership in terms of managing the City's MS4 stormwater permit. Erie Soil & Water Conservation District will not only file our annual report, but will also do a significant amount of time working with staff internally to build an electronic mapping system of the entire stormwater system, and get our staff updated on GIS initiatives. Mr. Spafford introduced our representative from the Erie Soil & Water Conservation District, Melissa Feliciano. Ms. Feliciano gave a presentation to Counsel to explain 2020 accomplishments and 2021 goals, as well as an explanation of the services provided by them to the City. See handout provided to Council by Ms. Feliciano, attached hereto as Exhibit "A."

Council thanked Ms. Feliciano for her presentation.

The Mayor asked if there were any questions or discussion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 15-2021. 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 No. 15-2021 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Resolution No. 16-2021

Motion by Ms. Crawford that the three-reading rule be suspended and Resolution 16-2021 (A RESOLUTION RATIFYING THE CITY MANAGER'S EXECUTION OF AN APPLICATION FOR A WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) ON BEHALF OF THE CITY OF HURON FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WATER FACILITIES; AUTHORIZING THE CITY MANAGER TO ACCEPT AND ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT AGREEMENT; AND AUTHORIZING AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN) 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, Tapp, Artino, Dike, Hardy, Hagy (7)

NAYS: None (0)

There being five votes or more in favor, the motion to suspend the three-reading rule passed and Resolution 16-2021 placed upon its first reading. The Law Director read the Resolution by its title only.

Mr. Lasko deferred to Mr. Gibboney. Mr. Gibboney said the improvements to be made to the Water Treatment Plan involve the tube settlers and the structure over those tube settlers. The WSRLA funding is the ideal funding mechanism, and if successful, it is a 0% opportunity for 20 years. This funding applies to anything relating to harmful algal blooms as part of the Lake Erie Initiative of the EPA – the tube settlers directly treat algal blooms. If awarded, they will come back to Council to accept the award.

The Mayor asked if there were any further questions or discussion on the motion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Resolution 16-2021. Members of Council voted as follows:

YEAS: Crawford, Claus, Tapp, Artino, Dike, Hardy, Hagy (7)

NAYS: None (0)

There being a majority vote in favor of adoption, Resolution 16-2021 was adopted. The Resolution as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Ordinance No. 2021-7

Motion by Mr. Hardy that Ordinance 2021-7 (AN ORDINANCE AMENDING AND RESTATING CHAPTER 1369 TRANSIENT RENTAL PROPERTY) 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: Hardy, Hagy, Crawford, Claus, Tapp, Artino, Dike (7)

NAYS: None (0)

There being a majority of votes in favor, Ordinance 2021-7 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Mr. Lasko said three pieces of legislation (Ordinances 2021-6, 7 and 8) would be discussed collectively by Mr. Schrader. Mr. Schrader said that changes discussed at the last work session have been made, including revising the definitions for clarity and consistency throughout the legislation, and did a better job of clarifying the effective date for new transient rentals versus those that have renewals. In addition, the aggregate cap on the number of units in the City was set at 165, which includes existing transient rentals, renewals and new applications. The parking plan requirements were addressed in 1369.06 and added a provision relating to adjusting occupancy in the event parking cannot be properly established. They addressed the new owner being permitted to use the unexpired portion of an existing certificate. If there is a transfer of the real estate and there is compliance with the life safety inspection, the reinspection fee is paid, and all other things turn out favorably, then the new owner gets to use the certificate for the unexpired portion of the term. All of the changes are generally in keeping with the overall goal of doing our absolute best to try to protect and maintain the residential character of the City. There is no case law that tell us than Council can or cannot set the cap of 165 (roughly 5%). Ordinance 2021-8 and Ordinance 2021-9 embody some of the changes discussed above.

Mr. Dike asked if all of this information is available for review on the website. The Clerk indicated that the information is available on the City's website at https://www.cityofhuron.org/government/city-council/agendas-minutes-and-legislation.

Mr. Hardy asked where we are currently in the number of units. Mr. Lasko answered that we are currently at 100 units. Mr. Schrader said for those who are operating and are not registered, he would recommend that now is a good time to get registered because if you come in after this takes effect, the rules are going to be different, especially relating to parking.

Ordinance No. 2021-8

Motion by Mr. Claus that Ordinance 2021-8 (AN ORDINANCE AMENDING ORDINANCE NO. 1121.04, DEFINITIONS (TO ADD A PROVISION RELATING TO TRANSIENT RENTALS), AND AMENDING ORDINANCE NOS. 1123.01(a)(7)(A) and (B) AND 1123.02(a)(4) (TO ENSURE DEFINITIONAL CONSISTENCY WITH CHAPTER 1369 OF THE CODIFIED ORDINANCES)) 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: Claus, Tapp, Artino, Dike, Hardy, Hagy, Crawford (7)

NAYS: None (0)

There being a majority of votes in favor, Ordinance 2021-8 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Ordinance No. 2021-9

Motion by Mr. Tapp that Ordinance 2021-9 (AN ORDINANCE AMENDING ORDINANCE NO. 1133.03, REQUIRED OFF-STREET PARKING SPACES, TO ADD A PROVISION RELATING TO TRANSIENT RENTAL PROPERTY) 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 a majority of votes in favor, Ordinance 2021-9 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Ordinance No. 2021-10

Motion by Mr. Hagy that the three-reading rules be suspended and Ordinance 2021-10 (AN ORDINANCE AMENDING ORDINANCE NO. 2020-34, ADOPTED DECEMBER 8, 2020, TO PROVIDE FOR SUPPLEMENTAL APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDING SOURCES AND AN INCREASE IN ESTIMATED RESOURCES, 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 a majority of votes in favor, Ordinance 2021-10 was placed upon its first reading. The Law Director read the Ordinance by its title only.

Motion by Mr. Hagy to place Ordinance 2021-10 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. Member of Council voted as follows:

YEAS: Hagy, Crawford, Claus, Tapp, Artino, Dike, Hardy (7)

NAYS: None (0)

There being five or more votes in favor, Ordinance 2021-1 was placed as an emergency measure.

Mr. Swaisgood said this ordinance includes supplemental appropriations in addition to the initial budget that was passed at the end of the year for the Parks and Recreation Fund, Property Maintenance Fund, General Fund and Water Capital Fund.

In the Parks and Recreation Fund, supplemental budget is needed for a contribution to Grow Huron for the purchase of a water utility vehicle. The Parks Department received \$3,500 from the Erie Community Foundation and will contribute an additional \$2,500 for a total of \$6,000 for the water utility vehicle. Grow Huron also received a grant and will contribute to the purchase, as well.

Supplemental appropriations are needed for the transfer of startup funds in the Property Maintenance Fund, which was newly created at the end of 2020, mainly for the sidewalk repair program approved at the end of last year. The additional appropriation is for that transfer out, and also approval of a cash transfer from the General Fund to the Property Maintenance Fund in the amount of \$14,000 to pay for the sidewalk repairs that was done in front of Colonial Colony. Those parcels will be assessed later this year to recoup those costs and those proceeds will be used for additional property maintenance in the future.

The final additional appropriation is out of the Water Capital Fund to pay for an emergency repair to the Rye Beach water tower about 2 weeks ago. The next impact on the total budget is \$19,000 toward the expense side, specifically related to the Water Capital Fund for the repair.

The Mayor asked if there were any further questions or discussion on the motion. There being none, the Mayor directed the Clerk to call the roll on the final adoption of Ordinance 2021-10. 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 2021-10 was adopted. The Ordinance as adopted was signed by the Mayor and Clerk of Council and will take effect immediately.

Board and Committee Appointments

Motion by Mr. Tapp to appoint David Finger to the Huron Joint Port Authority to fill the vacancy created by the resignation of Pete Landino to complete his unexpired term ending December 31, 2021.

The Mayor asked if there were any questions 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: Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)

NAYS: None (0)

There being a majority in favor, the motion passed and David Finger was appointed to the Huron Joint Port Authority.

Motion by Mr. Tapp to appoint Michael (Mitch) Swanbeck as a citizen member of the Huron Utilities Committee.

The Mayor asked if there were any questions 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: Tapp, Artino, Dike, Hardy, Hagy, Crawford, Claus (7)

NAYS: None (0)

There being a majority in favor, the motion passed and Mitch Swanbeck was appointed to the Huron Utilities Committee.

Mayor Artino thanked Mr. Swanbeck for his time and helping us with this.

City Manager's Discussion

Mr. Lasko spoke on several topics:

- <u>Sawmill Parkway</u>. The City was notified last week that we have a contingent offer from JobsOhio for a \$1,000,000 grant through their 629 Roadwork Program for the Sawmill Parkway reconstruction. This is in addition to the \$412,500 already secured through OPWC. We expect to hear any day now from ODOT Jobs and Commerce as it relates to our request through them, which will hopefully be somewhere between \$250,000 \$500,000. We also have a pending application request to EDA there is no timetable on when we will hear back from EDA, but hope that will happen in the next couple of weeks. Because the JobsOhio offer is contingent, so we did have to submit an application that has to the State Controlling Board for confirmation sometime in April.
- Ardagh Group. The Planning Commission approved a site plan for all three phases of future development. The Design Review Board also approved plans for Phase I with a broader design package anticipated for Phases II and III at a later date. Ardagh has requested a vacation of property of between 350'-400' of right-of-way at the end of Sawmill Parkway. We are working with them and our internal team to determine what will be necessary for that vacation for their development plans.
- ODNR Fish Cleaning Station. Staff had a conversation last week with ODNR about that project.
 ODNR has indicated that they have approval for State fiscal year 2022 and are planning on moving
 forward based on the initial estimates provided to them by the City. They are sending out a draft
 agreement for the City's review, which will we will review internally and bring to Council for
 consideration.
- Annual Huron Joint Recreation Agreement. We met last week with Huron Township and Huron Schools about the 2021 annual agreement. We have an agreement on what those contributions will be for calendar year 2021 and will be bringing an agreement to Council for consideration at the March 23rd meeting based on those conversations.
- Rye Beach Water Tower Repairs. On February 21st, the City conducted a routine inspection of that water tower, at which time ice formations were noticed around the riser of the tank. We were unable to climb the tower until it defrosted, which inspection was completed on February 24th. A broken weld was found, and the City got two quotes from Pittsburgh Tank and Suez Tank. Suez Tank was significantly less expensive because they can patch what was needed, which is an \$18,000 fix. We expect that work will commence in about 2 weeks the tower will be out of service during that repair, which is why we want to get it done quickly before spring and summer arrive.
- Water Bill Moratorium. The water shutoff moratorium expires on March 31st. Two weeks ago, the number of delinquent accounts was 239, which is significantly high for us based on previous report. That number is now down to 157 in the last two weeks with approximately \$28,000 delinquent. If

Council agrees, we will come back at the March 23rd meeting with a further update on what accounts remain delinquent and determine at that time if it makes sense to do an extension of that water shutoff moratorium.

- <u>Finance Monthly Reports</u>. Finance staff is in the process of creating regular monthly financial reports that will be provided to Finance Committee and Council. You should see an email with a link to the reports by March 15th. This has been created through OpenGov. Please let Mr. Swaisgood know if you would like to see any specific financial data.
- Federal Stimulus Package. We are hoping that Congress moves forward with the \$1.9 Trillion stimulus package. In that package, \$350 Billion is allocated to governments (local, state and county, etc.), \$130 Billion is allocated for local governments. We should find out in the next couple of days where the City lands and also what eligible uses for those funds are.
- Personnel. The Police Department has been advertising for two positions through the National Testing Network. As of last week, they have 32 applicants. The trends across the state and country have been going down, but that is a very positive number compared to other communities in terms of the number of applications they have been receiving for open positions. The application process will remain open through next week. Regarding the Zoning and Planning Manager position, staff has made an offer to Erik Engle for the position. Erik has accepted and works for the City government of Augusta, Georgia, although he and his wife are both from here he is excited to come home. We are expecting him to start here in mid-April. On the Engineering and Service Director side of things, we have started the process of advertising for that position as of Saturday. We will keep that open for two weeks, and accept applications for four weeks. We hope to start interviewing candidates at the closing of that application period near the end of the month.

Mayor Artino asked when the damage from the water main break on Main Street in front of Jim's Pizza Box would be repaired. Jason Gibboney said the break has been repaired, but the repair of the parking/driveway must wait until Erie Blacktop to open their batch plant. Jim's Pizza Box said they do not need that entrance at this time as they are not open for in-restaurant dining and have another entrance available. Mr. Gibboney said they will add additional gravel to level it off in the meantime, as necessary.

Mr. Claus asked when the watering vehicle would arrive. Mr. Spafford said that the vehicle has not yet been ordered.

Mr. Claus said he knows that we are progressing on the Showboat property, but it has been a long time and we need to get that property usable this summer – it's an eyesore with the temporary fencing and a hole in the ground. He would like to see it usable by the public by Memorial Day, if possible. Mr. Lasko said they will talk internally with the Law Director to see what the City may or may not be able to do from a safety standpoint, if not from an aesthetic standpoint. Mayor Artino asked Mr. Schrader if an executive session could be scheduled for the first meeting in April to get an update on the quiet title action. Mr. Schrader said there is some activity to report and an executive session in April would be appropriate.

Mr. Tapp asked Mr. Gibboney about the status of the needle ice. Mr. Gibboney said as soon as the really deep cold spell broke, they closed the emergency intake and the main intake has been open and fully functional. In the summer, Lake Erie Diving, who installed that emergency door, will provide a stronger lift cylinder at no charge to the City.

Mayor's Discussion

Thanks to Mr. Swanbeck and Mr. Finger for their help with our committees.

For the Good of the Order

- Ms. Crawford –HJRD met last week, and a lot of the conversation was about All Seasons. The good news is that the marina is essentially full there are a few small, not easy to use slips available, but for the most part their seasonal dockage is full. They have moved forward with planning a summer schedule and they are waiting to watch how the Covid thing rolls out. They would rather be ready and have to cancel part of it than to be open for business and not have anything arranged. Next winter is already on their radar and they are exploring a community ice rink, which could be fun. They also touched on the fish cleaning station, and sounds like there has been an update snice the HJRD meeting. We are offering more amenities and utilizing our Parks Department to its fullest extent for the community and for visitors. That was really a nice job on staff's part.
- Mr. Claus Thanks to Mitch Swanbeck and Dave Finger for volunteering for committees. It is always
 good to get the community involved. He is looking forward to the weather turning and Covid vaccines
 ramping up. He is looking forward to summer.
- Mr. Tapp Thanks to Mitch Swanbeck and Dave Finger it is great to get the community involved with these committees. Hopefully, this summer is a lot different than last summer and we can move forward. He thanked the Transient Rental Work Group and Mr. Schrader and team for all of the hard work they put into this. He appreciates that and everyone else that helped out.
- Mr. Hagy The Utilities Committee has a meeting last week, which was the first one Dr. Walls was able to attend, and they look forward to having Mr. Swanbeck attend next month. They had a presentation by Environmental Design Group, which is a company that has been helping communities institute some form of broadband/internet service. It was very interesting and compelling, and they look forward to moving to the next step with that. They also had a chance to see a very preliminary proforma of what the financials look like, which is extremely attractive. Thanks to Mike and Matt for setting that up.
- Mr. Hardy Mr. Hardy reported on the vaccination status from the Health Department. They are down to 6 divisions in Phase 1 and 2 -1A-1E and 2A-2B. The most significant change this week is the ability to begin vaccinating 50+ within the state for the age requirement and Type 2 Diabetes and end-stage renal (kidney) disease. There seems to be more vaccine flowing. Johnson & Johnson has a 1-dose vaccine that has started shipping we don't know what we are going to get until 2-3 days before we have our clinics. They do give us the number of doses that they are going to ship. We started this week with Firelands Regional Medical Center doing online scheduling. You can now go online to schedule to get the vaccine and there are spots with Firelands and with the Health Department. This week is booked up (Thursday and Friday are already full). Once we find out tomorrow what we are going to get for next week, we will turn around and send a new schedule out for both Firelands and the Health Department. The good news is the requirements are coming down and as more and more people are getting vaccinated in the next couple of months, this thing will be behind us. Most of the people that want the vaccine are going to get it.
- Mr. Dike Thanked Mr. Swanbeck and Mr. Finger thank you for participating. He encouraged the citizens watching the meeting to review the transient rental information and please provide their questions, comments and concerns so that Council can review those and make sure we do this right with community involvement. It is awesome that staff was able to get that grant. Congratulations to Matt Lasko and his team and staff that is absolutely outstanding. He thinks Sawmill Parkway needed to be done for a number of years it is a nice, bumpy ride. Hopefully, we can keep going and get some other awards. Congratulations again, and great job well done. Thank you and have a great 2 weeks.

Executive Session

Mayor Artino said staff has requested an executive session, and he does not believe there will be any legislation taken up afterwards.

Motion by Mr. Hardy to enter into executive session to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with economic development projects, and to invite Mr. Lasko, Mr. Schrader, Mr. Spafford and Mr. Swaisgood.

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)

With five or more in favor, the motion passed and Council moved into executive session at 7:24pm.

Return to Regular Session

Council returned to regular session at 7:47pm.

Adjournment

Motion by Ms. Crawford to adjourn the meeting.

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

YEAS:

Crawford, Claus, Tapp, Artino, Dike, Hardy, Hagy (7)

NAYS:

None (0)

There being more than a majority voting in favor of the motion, the Mayor declared the meeting of March 9, 2021 adjourned at 7:47pm.

Terri S. Welkener, Clerk of Council

Adopted: 2 3 MAR 2U21

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



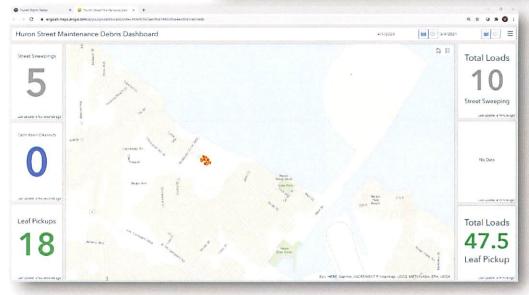
Municipal Separate Storm Sewer System

(MS4) Program Update

2020 Accomplishments

- · Comprehensive Storm System Map
- Apps for Quarterly Facility Inspections & Annual Inspection
- Storm Water Pollution Prevention Plan for Services Complex
- Post-Construction Storm Water BMPs mapped
- Dashboard for tracking MS4 routine maintenance
- · Annual Fee Paid to Ohio EPA
- MS4 Annual Report Submitted
- 3 site plan reviews (SWPPP)
- Secured 1 long-term maintenance agreement for post-construction BMP









Municipal Separate Storm Sewer System (MS4) Program Update

2021 Plan of Work

- Continue training staff and assisting with mapping the MS4
- MS4 training for all field staff
- Inspect all private BMPs
- Update & submit storm water management plan
- Contract with Health Dept. to screen outfalls
- Public involvement activities & education

