



**SANDUSKY CITY COMMISSION
REGULAR SESSION AGENDA
SEPTEMBER 23, 2019 at 5 p.m.
CITY HALL, 240 COLUMBUS AVENUE**

INVOCATION	Wes Poole
PLEDGE OF ALLEGIANCE	
CALL TO ORDER	
ROLL CALL	N. Twine, G. Lockhart, N. Lloyd, D. Murray, W. Poole, D. Waddington & D. Brady
APPROVAL OF MINUTES	September 9, 2019
AUDIENCE PARTICIPATION	
PUBLIC HEARING	Greg Voltz, Planner Proposed Rezoning of 2309 Columbus Avenue
COMMUNICATIONS	Motion to accept all communications submitted below
CURRENT BUSINESS	

CONSENT AGENDA ITEMS

A. Submitted by Nicole DeFreitas, Transit Administrator

LEASE AGREEMENT WITH SERVING OUR SENIORS FOR VEHICLES FOR SANDUSKY TRANSIT SYSTEM

Budgetary Information: There is no additional cost associated with this Resolution. It is intended to cooperatively plan for the future of transit services in Sandusky, Erie County political subdivisions and local agencies.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a lease agreement with Serving Our Seniors for the purpose of leasing five transit vehicles for use by the Sandusky Transit System for the period of October 1, 2019, through September 30, 2020; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

B. Submitted by Nicole DeFreitas, Transit Administrator

CONTRACT WITH SERVING OUR SENIORS FOR TRANSPORTATION SERVICES WITH SANDUSKY TRANSIT SYSTEM

Budgetary Information: Sandusky Transit System will receive a monthly flat rate of \$17,620 from Serving Our Seniors for the length of the proposed contract to provide transportation services to existing Serving Our Seniors clients. This money collected will be used to offset the capital planning and operating expenses through the Ohio Department of Transportation.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement for transportation services between the City of Sandusky and Serving Our Seniors for the period of October 1, 2019 through September 30, 2020; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

C. Submitted by Kelly Kresser, Commission Clerk

LIQUOR PERMIT TRANSFER

The city has received a Notice to Legislative Authority for a D1 (beer only for on premises consumption or in original sealed containers for carryout only until 1 a.m.), D2 (wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1 a.m.), D3 (spirituous liquor for on premises consumption only until 1 a.m.) and D3A (extend issued permit privileges until 2:30 a.m.) liquor permit transfers (stock only) for Doghouse Bar LLC dba Dog House, 1002 West Jefferson Street. It is requested the Commission Clerk be authorized to notify the Ohio Division of Liquor Control the city has no objection to this transfer.

REGULAR AGENDA ITEMS

SECTION 13

ITEM #1 - Submitted by Greg Voltz, Planner

PROPOSED AMENDMENT TO THE ZONING CODE FOR 2309 COLUMBUS AVENUE

Budgetary Information: There is no impact to the general fund.

ORDINANCE NO. _____: It is requested an ordinance be passed amending the official zone map of the City of Sandusky to rezone Parcel #57-01486.000 located at 2309 Columbus Avenue from R1-40 single-family residential district to R-RB residential-business district; and declaring that this ordinance shall take effect under suspension of the rules as contained in and in accordance with Section 13 of the city charter.

ITEM #2 – Submitted by Josh Snyder, Assistant City Engineer

AWARD OF CONTRACT TO MARK HAYNES CONSTRUCTION FOR LIONS PARK SHORELINE REVETMENT PROJECT

Budgetary Information: The estimated cost of the project, based on bids, including legal advertisement and recording fee is \$74,812.80 with \$50,000 coming from the Parks & Recreation capital projects fund and \$24,812.80 from Issue 8 Parks & Recreation funds from the capital projects fund.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with Mark Haynes Construction of Norwalk, Ohio, for the Lions Park shoreline revetment project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

ITEM #3 – Submitted by Nicole DeFreitas, Transit Administrator

AUTHORIZATION TO FILE GRANT APPLICATION WITH ODOT FOR SANDUSKY TRANSIT SYSTEM

Budgetary Information: The grant requires a 20% local match. The match will be generated from multiple local sources including state general revenue funds, capital replacement funds and city general revenue funds (transit funds). The maximum local match will be \$100,000 but will be determined by the final grant award amount.

RESOLUTION NO. _____: It is requested a resolution be passed authorizing the filing of a grant application with the Ohio Department of Transportation for FY 2020 Ohio Transit Partnership Program grant funds for the Sandusky Transit System; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the city charter.

ITEM #4 – Submitted by John Orzech, Police Chief

AUTHORIZATION TO PURCHASE VEHICLE FROM NATIONAL AUTO FLEET GROUP FOR POLICE DEPARTMENT

Budgetary Information: The cost for the vehicle is \$32,731.83 which will be paid for with law enforcement trust funds.

ORDINANCE NO. _____: It is requested an ordinance be passed declaring a 2004 Chevrolet Impala as unnecessary and unfit for city use pursuant to Section 25 of the city charter; authorizing and directing the City Manager to purchase a 2020 Chevy Traverse from National Auto Fleet Group of Watsonville, California, for the Police Department; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

ITEM #5 – Submitted by Matt Lasko, Chief Development Officer

CHANGE ORDER #1 WITH PRO SUPPLY, INC. FOR CDBG FY 2018 DEMOLITION PROJECT

Budgetary Information: The total cost of all items included in this Change Order #1 is \$7,244. The additional funds will be expensed from the real estate fund.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to approve the first change order for work to be performed by Pro Supply, Inc., of Cleveland, Ohio, for the CDBG FY 2018demolition project #1 in the amount of \$7,244; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

CITY MANAGER’S REPORT

OLD BUSINESS

NEW BUSINESS

AUDIENCE PARTICIPATION: Open discussion on any item (5 minute limit)

EXECUTIVE SESSION(S)

ADJOURNMENT

Buckeye Broadband broadcasts on Channel 76:

Monday, September 23 at 8:30 p.m.

Tuesday, September 24 at 5 p.m.

Monday, September 30 at 8:30 p.m.

Online:

www.ci.sandusky.oh.us – Click “Play” 



DEPARTMENT of PLANNING

240 Columbus Ave
Sandusky, Ohio 44870
419.627.5715
www.cityofsandusky.com

CITY OF SANDUSKY
CITY COMMISSION
NOTICE OF PUBLIC HEARING

The City of Sandusky Ohio City Commission will conduct a "Public Hearing" during the course of their meeting on Monday, September 23rd, 2019 at 5:00p.m. in the 1st floor conference room, City Building, 240 Columbus Ave, Sandusky, Ohio to consider the following:

1. An application for an amendment to the Zoning Map has been filled by Daniel McGookey on behalf of Theodore and Debra Peters for 2309 Columbus Avenue parcel #57-01486.000. The rezoning from "R1-40" / Single-Family Residential to "RRB" / Residential/Business is requested.

Further details and information with respect to the above may be obtained during normal business hours (Monday through Friday, 8:00 a.m. to 5:00 p.m.) from the Division of Planning, City Building, 240 Columbus Ave, Sandusky, Ohio, 419-627-5973. All persons interested in or affected by this request will have the right and opportunity to be heard at this meeting.

Greg Voltz

August 19th, 2019



PLANNING DEPARTMENT

Division of Transit

222 Meigs Street
Sandusky, Ohio 44870
419.621.8462
www.ci.sandusky.oh.us

TO: Eric Wobser, City Manager

FROM: Nicole DeFreitas, Transit Administrator

DATE: September 11, 2019

RE: City Commission Agenda Item

ITEM FOR CONSIDERATION: The purpose of this communication is to request approval of legislation to authorize the City Manager to enter into a Lease Agreement with Serving Our Seniors (SOS) for five (5) wheelchair accessible vehicles.

BACKGROUND INFORMATION: The City currently leases five (5) vehicles from SOS and these leases expire on September 30, 2019. The City and SOS desire to continue the lease agreements for the following vehicles:

- 2014 Ford E-350 1FDEE3FL0EDA72080
- 2017 Ford E-350 1FDEE3FS8HDC57411
- 2017 Ford E-350 1FDEE3FS3HDC57414
- 2017 Ford E-350 StarCraft 1FDEE3FS3HDC70874
- 2017 Ford E-350 StarCraft 1FDEE3FS2HDC70896

STS would be leasing five (5) vehicles for fixed route, demand response and door-to-door service offered within the STS service area for the period of October 1, 2019 through September 30, 2020.

First Transit has agreed to provide normal PM services and repair to the vehicles.

BUDGET IMPACT: There is no additional cost associated with this Resolution. It is intended to cooperatively plan for the future of transit services in Sandusky, Erie County political subdivisions and Local Agencies.

ACTION REQUESTED: It is requested legislation be adopted by the City Commission to allow the City Manager to execute the lease agreement. It is further requested that this legislation take immediate effect in full accordance with Section 14 of the City Charter in order for the Lease Agreement to be fully executed prior to the expiration date of September 30, 2019 and allow the City to continue to utilize the vehicles for public transportation services.

Nicole DeFreitas,
Transit Administrator

I concur with this recommendation:

Eric Wobser,
City Manager

Angela Byington,
Director of Planning

**CHIEF FINANCIAL OFFICER'S CERTIFICATION OF
FUNDS AVAILABLE**

In the matter of: Lease agreement with Serving our Seniors
(5 wheelchair accessible vehicles)

It is hereby certified that the moneys required to meet the obligations of the City of Sandusky have been lawfully appropriated for such purposes and are in the treasury of the City of Sandusky or are in the process of collection to an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Ohio Rev. Code Sections 5705.41 and 5705.44.



Hank S. Solowiej, CPA
Finance Director

9-12-19

Date

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH SERVING OUR SENIORS (SOS) FOR THE PURPOSE OF LEASING FIVE (5) TRANSIT VEHICLES FOR USE BY THE SANDUSKY TRANSIT SYSTEM FOR THE PERIOD OF OCTOBER 1, 2019, THROUGH SEPTEMBER 30, 2020; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City currently leases five (5) transit vehicles from SOS for the purpose of providing public transportation services in Erie County, Ohio, and these leases expire on September 30, 2019; and

WHEREAS, the City and SOS desire to continue the leases for the period of October 1, 2019, through September 30, 2020, which termination date will coincide with the proposed Transportation Services Agreement requested for approval in companion legislation; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order for the Lease Agreement to be fully executed prior to the expiration date of September 30, 2019, and allow the City to continue to utilize the vehicles for public transportation services; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Sandusky Transit System, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to enter into a Lease Agreement with Serving Our Seniors (SOS) for the purpose of leasing five (5) transit vehicles for the period of October 1, 2019, through September 30, 2020, for use by the Sandusky Transit System, substantially in the same form as Exhibit "1", a copy of which is attached to this Ordinance and is specifically incorporated as if fully rewritten herein, together with such revisions or additions as are approved by the Law Director as not being adverse to the City and as being consistent with carrying out the terms of this Ordinance.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent

jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019

LEASE AGREEMENT

This Agreement is made this _____ day of _____, 2019, by and between Serving Our Seniors, Inc., a private non-profit corporation located at 310 E. Boalt Street, Sandusky, Ohio 44870 (hereinafter referred to as Lessor) and the City of Sandusky (Sandusky Transit System), an Ohio Charter Municipal Corporation with offices at 240 Columbus Avenue, Sandusky, Erie County, Ohio 44870, (hereinafter referred to as Lessee) for complimentary public transportation services to Lessor.

WHEREAS, Lessor owns transit vehicles and desires to lease the vehicles to Lessee for the purpose of providing demand response (door to door), elderly and disabled transportation, and public transportation services in Erie County, Ohio;

WHEREAS, Lessee desires to lease the transit vehicles from Lessor for the purposes of providing demand response (door to door), elderly and disabled transportation, and public transportation services in Erie County, Ohio;

NOW THEREFORE, in consideration of the mutual covenants and considerations herein recited and contained, Lessor and Lessee for the purposes of providing demand response (door to door), elderly and disabled transportation, and public transportation services in Erie County, Ohio, agree as follows:

1. **Lease.**

Lessor hereby leases to the Lessee, and the Lessee hereby leases from the Lessor, subject to all the terms and conditions contained in this Lease, the following motor vehicle(s) (the "Equipment"):

Year	Make	Model	VIN	Agency ID
2014	Ford	E-350	1FDEE3FL0EDA72080	1401
2017	Ford	E-350	1FDEE3FS8HDC57411	1711
2017	Ford	E-350	1FDEE3FS3HDC57414	1712
2017	Ford	E-350 Starcraft	1FDEE3FS3HDC70874	1713
2017	Ford	E-350 Starcraft	1FDEE3FS2HDC70896	1714

2. Title.

This Lease creates a lease only of the Equipment, and shall not be deemed to affect a sale of the Equipment or the creation of a security interest in favor of the Lessee in the Equipment. The Lessor shall remain at all times the sole owner of the Equipment, and nothing contained in this Lease, or the payment of rent or other amounts pursuant to this Lease, shall enable the Lessee to acquire and right, title, or other interest in the Equipment other than the leasehold interest described in this Lease.

Lien holders:

- A. The State of Ohio, who is the first lien holder up to the disposition of the vehicle.
- B. The Lessor.

3. Use of Equipment.

The purpose of the lease is to provide demand response (door to door), elderly and disabled transportation, and public transportation services in Erie County, Ohio and the services provided will not be duplicative of Lessor's general public transportation service. Lessee agrees to promote service as connecting to Lessor routes. Additionally, Lessee agrees to publish material (i.e. brochures) which promote connections to the Lessor.

4. Taxes; Other Charges, Permits.

Lessee shall pay all use taxes, personal property and other direct taxes (federal, state, and local charges and fees) related the public transportation services. Lessee will observe safety rules and other requirements of regulatory bodies and pay all fines due to overload, lack of plates, permits, speeding, etc. Lessor has the option to pay outstanding taxes, licensing, registrations, approvals, permit fees, fines or other charges. Lessee has thirty (30) days to pay Lessor after receipt of invoice related to any payments made by Lessor on behalf of Lessee. Any failure shall be deemed default under section 11. Default.

5. Maintenance and Repair.

Lessee shall pay all expenses (i.e. wages, fuel, oil, tires etc.) and to keep Equipment in a state of good repair. Lessee will provide appropriate facilities for Equipment including maintaining, cleaning, inspecting and storing Equipment and shall return the vehicle in operating order and same condition and state of good repair as date of delivery excluding normal wear and tear.

6. Insurances.

Lessee agrees to carry automobile insurance on the Equipment that is compliant with the Ohio Department of Transportation insurance requirements with a responsible insurance underwriter and as set forth below during the term of this Agreement:

General Liability:

\$500,000 per occurrence

\$300,000 bodily injury

\$50,000 property damage

Certificates:

The Lessee will provide Lessor with a certificate of insurance evidencing the required coverages and amounts. The policy of insurance cannot be modified without thirty (30) days' prior written notice to the Lessor.

7. Operators.

Lessee will provide sole control, supervision and responsibility for and over the operator or operators of the Equipment with competent licensed drivers, trained to Ohio Department of Transportation requirements.

8. Maintenance Records.

Lessee will maintain copies of all maintenance records including preventative maintenance (PM) checklists and work orders. Upon request from Lessor, the Lessee will provide records for required reporting to the Ohio Department of Transportation.

9. Monthly Ridership Reporting.

Lessee shall provide ridership records upon request throughout the terms of the Lease.

10. Return of Vehicles.

On expiration of the Lease term, or earlier termination of the Lease, the Lessee will return Equipment to the Lessor in same condition with reasonable wear and tear accepted and return the Equipment to Lessor to a mutually agreed upon location.

11. Default.

In the event the Lessee fails to perform any of the terms, obligations, conditions and covenants contained in this Lease and required by the Lessee, including any acts set forth in the Maintenance and Repair section above (Section 5), are cause for default and the Lessor may retake and retain the Equipment without due legal process. Including the right to enter property to repossess Equipment and all rights of lease will terminate immediately. Lessor has the right to hold personal property obtained in repossession and hold things of value in public storage at the expense of the Lessee.

Additionally, should the Lessee make any attempt to sell the property or otherwise create encumbrances or levies on the property, this will be deemed an immediate default and the Lessor shall have all rights of repossession as stated above.

12. Waiver.

Failure of Lessor to punctually exercise Lessor's rights in relation to breach of terms shall not be deemed a waiver if:

- such right or remedy;
- the requirement of punctual performance, or any subsequent breach or default on the part of the Lessee.

13. Term/Termination.

The term of this Lease shall commence on October 1, 2019, and terminate on September 30, 2020. This Lease may also be extended on a monthly basis upon the written approval of both parties.

Should the Lessee discontinue its specialized elderly and disabled services (or use public transportation services) or no longer have a desire to use the Equipment during the Lease period, the Lessee shall return the Equipment to the Lessor at address above set forth, in good operating order and in the same condition and state of good repair as at the date of the original delivery, ordinary wear and tear excepted.

Upon full compliance with terms of the Lease, the lease is terminated and neither party shall have any further right or obligations under this Lease. If Lessee is not in full compliance, the Lessor shall have the right to require full compliance with this Agreement notwithstanding the return of the Equipment. As to any partial return of Equipment the lease is still in full effect as to any unreturned property.

14. Accelerated Termination.

If at any time during the terms of this Lease, the Lessor is required to terminate this Lease by ODOT, the FTA, or any other federal agency having jurisdiction over the Lessor or the equipment, or any agency which provided funds or assistance in the Lessor's acquisition of the Equipment, then the Lessor shall have the right to terminate this Lease upon reasonable notice, and the Lessee shall have and bring no claim of any nature whatsoever against the Lessor as a result of such termination.

15. Warranties.

Lessor makes no warranties of any nature, whether expressed or implied, concerning the equipment, or any concerning the equipment and/or its use by Lessee. Lessee accepts the equipment in "as is" condition. The Lessor specifically disclaims any implied warranty of merchantability or fitness for a particular purpose.

16. Prohibited Interest.

No officer, member or employee of Lessor shall participate in any decision relating to this Lease which affects his/her personal interests or the interest of any other business in which the Lessor has any personal or pecuniary interest, direct or indirect, in this lease or the proceeds thereof.

17. Equal Employment Opportunity / Civil Rights Requirements.

In connection with the execution of this contract, Lessee shall not discriminate against any employee or applicant for employment or use of the transportation service provided because of race, religion, color, sex, age, or national origin. Lessee shall take affirmative action to ensure the applicants are employed and that employees are treated during their employment, without regard to their race, religion, color, sex, age, or national origin. Such action shall include but not be limited to the following: employment, upgrading, demotion, or transfer, recruitment, or advertising, layoff or termination, and selection for training including apprenticeship.

(1) Nondiscrimination - In accordance with Title VI of the Civil Rights Act, as amended, 42 U.S.C. § 2000d, section 303 of the Age Discrimination Act of 1975, as amended, 42 U.S.C. § 6102, section 202 of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12132, and Federal transit law at 49 U.S.C. § 5332, Lessee agrees that it will not discriminate against any employee or applicant for employment

because of race, color, creed, national origin, sex, age, or disability. In addition, Lessee agrees to comply with applicable Federal implementing regulations and other implementing requirements FTA may issue.

(2) Equal Employment Opportunity - The following equal employment opportunity requirements apply to the underlying contract:

(a) Race, Color, Creed, National Origin, Sex - In accordance with Title VII of the Civil Rights Act, as amended, 42 U.S.C. § 2000e, and Federal transit laws at 49 U.S.C. § 5332, the Service Provider agrees to comply with all applicable equal employment opportunity requirements of U.S. Department of Labor (U.S. DOL) regulations, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor," 41 C.F.R. Parts 60 et seq., (which implement Executive Order No. 11246, "Equal Employment Opportunity," as amended by Executive Order No. 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," 42 U.S.C. § 2000e note), and with any applicable Federal statutes, executive orders, regulations, and Federal policies that may in the future affect construction activities undertaken in the course of the Project. Lessee agrees to take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, creed, national origin, sex, or age. Such action shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. In addition, Lessee agrees to comply with any implementing requirements FTA may issue.

(b) Age - In accordance with section 4 of the Age Discrimination in Employment Act of 1967, as amended, 29 U.S.C. § § 623 and Federal transit law at 49 U.S.C. § 5332, Lessee agrees to refrain from discrimination against present and prospective employees for reason of age. In addition, Lessee agrees to comply with any implementing requirements FTA may issue.

(c) Disabilities - In accordance with section 102 of the Americans with Disabilities Act, as amended, 42 U.S.C. § 12112, Lessee agrees that it will comply with the requirements of U.S. Equal Employment Opportunity

Commission, "Regulations to Implement the Equal Employment Provisions of the Americans with Disabilities Act," 29 C.F.R. Part 1630, pertaining to employment of persons with disabilities. In addition, Lessee agrees to comply with any implementing requirements FTA may issue.

(3) Lessee also agrees to include these requirements in each subcontract financed in whole or in part with Federal assistance provided by FTA, modified only if necessary to identify the affected parties.

(4) Lessee shall document such affirmative action efforts by providing the Lessor with data relating to the sex, race, age, and classification of each employee of Lessee's organization.

18. Civil Rights Requirements.

Lessee will comply with all requirements imposed by Title VI and Title VII of the Civil Rights Act of 1964 (78 Stat. 252), the Regulation of DOT issued thereunder (CFR Title 49, Subtitle A, Part 21).

19. Compliance with the Americans with Disabilities Act (ADA) Requirements.

Lessee must comply with the Americans with Disabilities Act. Lessee agrees that as a condition to this Agreement that no otherwise qualified disabled person shall, solely by reason of his/her disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under this program or activity that receives or benefits from Federal financial assistance administered by the Lessee through funding by ODOT and FTA.

Lessee shall not be responsible for any violations of the complimentary paratransit provision of the Americans with Disabilities Act or its regulations for service denials in the event Lessee does not authorize the number of vehicle hours required to meet all the trip demand. Lessee shall not be required to provide service without compensation. Lessee shall be solely responsible for adopting operating policies which are in compliance with the ADA.

Lessee agrees to ensure that its equipment is ADA accessible at all times. Lessee further agrees to provide proper preventative maintenance procedures for wheelchair lifts and prompt repair to maintain accessibility. Lessee agrees to have clear and accurate records on lift preventative maintenance and repairs. Furthermore, Lessee agrees to

provide operators that are properly trained on providing safe access to persons with disabilities and persons using the wheelchair lift.

20. Minority and Disadvantaged Business Enterprise (DBE).

Policy. It is the policy of US DOT that disadvantaged business enterprises as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds. Consequently, the DBE requirements of 49 CFR Part 26 apply to this Agreement.

DBE Obligation. The Lessor and Lessee agree to ensure that disadvantaged business enterprises as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with federal funds provided under this contract. In this regard the Lessor and Lessee shall take all necessary and reasonable steps in accordance with 49 CFR Part 26 and the DBE Policy as established by the City of Sandusky to ensure that disadvantaged business enterprises have the maximum opportunity to compete for and perform contracts.

Lessee shall not exclude DBEs from participation in business opportunities by entering into long-term, exclusive agreements with non-DBEs for operation of major transportation related activities or for the provision of goods and services for the Project.

21. Indemnification.

Only to the extent permitted by law, the Lessee covenants and agrees to indemnify, defend, and hold harmless the Lessor, the Lessor's Board of Commissioners and its employees, individually and collectively, from all fines, suits, claims, demands, actions, costs, expenses, or liabilities of any kind or nature, including legal expenses and attorney's fees, arising from the sue, maintenance, and operations of the equipment.

22. Entire Agreement and Signature.

This instrument contains the entire agreement between the parties, and shall be binding on their respective heirs, executors, administrators, legal representatives, successors and assigns. The Agreement may not be amended or altered except by a written agreement signed by both parties.

SIGNATURE PAGE TO FOLLOW

IN WITNESS THEREOF, the parties have executed this Agreement on the day and year first written above.

In the presence of:

LESSOR: SERVING OUR SENIORS, INC.

Witness

Richard Peitz, President of the Board of Trustees

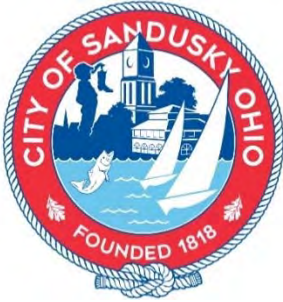
LESSEE: CITY OF SANDUSKY

Witness

Eric L. Wobser, City Manager

Approved as to Form:

Trevor M. Hayberger #0075112
Law Director, City of Sandusky



PLANNING DEPARTMENT

Division of Transit

222 Meigs Street
Sandusky, Ohio 44870
419.621.8462

ndefreitas@ci.sandusky.oh.us

TO: Eric Wobser, City Manager

FROM: Nicole DeFreitas, Transit Administrator

DATE: September 11, 2019

SUBJECT: **Serving our Seniors Contract for Transportation Services**

ITEM FOR CONSIDERATION: Legislation requesting approval for the City Manager to enter into a one (1) year contract for transportation services between the City of Sandusky / Sandusky Transit System and Serving Our Seniors.

BACKGROUND INFORMATION: The Sandusky Transit System (STS) will provide safe, reliable, transportation services to Erie County older adults, to support their independent functioning while living independently for clients of Serving Our Seniors (SOS). These clients are transported on a daily schedule coordinated between STS and SOS. SOS is under the direction of Executive Director Sue Daugherty. In consideration for discounted transportation service, as provided within the contract, SOS shall lease to the City five (5) vehicles.

This contract will be in effect from October 1, 2019 until September 30, 2020. The contract will not exceed a total amount of \$211,440. The agreement also provides free trips for approved SOS clients on STS fixed route system in exchange for the leased vehicles.

STS will provide SOS with reports, training and information that were agreed upon in said proposed contract. SOS will be invoiced and billed on a monthly basis and be expected to pay in a timely manner. The money received from this contract will help meet the local match for all Ohio Department of Transportation (ODOT) Transit grants.

BUDGET IMPACT: STS will receive a monthly flat rate of \$17,620 from SOS for the length of the proposed contract to provide transportation services to existing Serving Our Seniors clients. This

money collected will be used to offset the capital planning and operating expenses through the Ohio Department of Transportation (ODOT).

ACTION REQUESTED: It is requested legislation be adopted allowing the City Manager to enter into a one (1) year contract for transportation services with Serving Our Seniors. It is further requested that this legislation take immediate effect in full accordance with Section 14 of the City Charter to approve the terms of the agreement which commenced on October 1, 2019 and immediately execute the agreement.

Nicole DeFreitas, Transit Administrator

I concur with this recommendation:

Eric Wobser, City Manager

Angela Byington, Director of Planning

cc: Kelly Kresser, Clerk of the City Commission

Hank Solowiej, Finance Director

Trevor Hayberger, Acting Law Director

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR TRANSPORTATION SERVICES BETWEEN THE CITY OF SANDUSKY AND SERVING OUR SENIORS (SOS) FOR THE PERIOD OF OCTOBER 1, 2019, THROUGH SEPTEMBER 30, 2020; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Serving Our Seniors (SOS) is a private non-profit corporation that sponsors transportation services for the benefit of senior citizens, who are living independently in Erie County, age sixty (60) and older, using public transportation services provided by the Sandusky Transit System; and

WHEREAS, the City through its public transit system, agrees to provide weekday Demand Response transportation services to Erie County residents aged sixty (60) and over who have been verified by SOS as not being a resident of an assisted living facility, nursing home, skilled nursing facility, or a consumer of an adult day care center for a monthly flat fee; and

WHEREAS, SOS owns five (5) vehicles that it desires to lease to the City, at a cost of \$0.00/month per vehicle, in consideration for the provision of free public transportation services on Fixed Routes for Erie County residents aged sixty-five (65) and over; and

WHEREAS, approval to enter into a Lease Agreement for these vehicles is being requested in companion legislation; and

WHEREAS, the City through its public transit system, agrees to provide transportation services on Fixed Routes at no cost to Erie County residents aged sixty-five (65) and over, registered with SOS and possess a valid pass issued by SOS in consideration of the lease for the five (5) vehicles from SOS; and

WHEREAS, the Sandusky Transit System will receive from SOS a monthly flat fee of \$17,620.00 for Demand Response transportation services for a total annual amount of \$211,440.00 for the period of October 1, 2019, through September 30, 2020; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to approve the terms of the agreement which commences on October 1, 2019, and immediately execute the agreement; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Sandusky Transit System, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take

immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager be and hereby is authorized to execute an Agreement with Serving Our Seniors for transportation services for the period from October 1, 2019, through September 30, 2020, substantially in the same form as reflected in Exhibit "1" which is attached to this Ordinance and specifically incorporated as if fully rewritten herein together with such revisions or additions as are approved by the Law Director as not being substantially adverse to the City and being consistent with the objectives and requirements of this Ordinance and with carrying out the City's public purposes.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019

**Agreement: Transportation Services
Serving Our Seniors
And the City of Sandusky**

This Agreement is made and entered into this ___ day of _____, 2019 by and between the City of Sandusky (City) / Sandusky Transit System (STS), 240 Columbus Avenue, Sandusky, Erie County, Ohio 44870, [City] and Serving Our Seniors, Inc., 310 E. Boalt Street, Sandusky, Erie County, Ohio 44870, [SOS], collectively the Parties, under the conditions agreed upon as enumerated below, for the provision of transportation services to Erie County residents aged sixty (60) and over:

WHEREAS, SOS is a private non-profit corporation that sponsors transportation services for the benefit of senior citizens, who are living independently in Erie County, age sixty (60) and older, using public transportation services provided by the Sandusky Transit System;

WHEREAS, "Demand Response System" is defined by the Federal Transit Administration as any non-fixed route system of transporting individuals that requires advanced scheduling including services provided by public entities, non-profits, and private providers. An advance request for service is a key characteristic of demand response service;

WHEREAS, the City operates the Sandusky Transit System (STS) which provides public transportation within certain areas of Erie County, Ohio;

WHEREAS, the City through its public transit system, agrees to provide weekday Demand Response transportation services to Erie County residents aged sixty (60) and over who have been verified by SOS as *not* being a resident of an assisted living facility, nursing home, skilled nursing facility, or a consumer of an adult day care center (Eligible Seniors) for a monthly flat fee;

WHEREAS, the City through its public transit system, agrees to provide weekday Demand Response transportation services to Erie County residents aged sixty (60) and over who have been registered and verified by SOS, as being unable to afford the \$1.50 rate for a one-way trip; and possess a valid pass (SOS **Reduced Rate** Pass Holders) permitting the Eligible Senior to pay the rate of .50 cents per one-way trip.

WHEREAS, SOS owns five (5) vehicles that it desires to lease to the City, at a lease cost of \$0.00/month per vehicle, in consideration of the City providing

free public transportation services on Fixed Routes to eligible Erie County residents aged sixty-five (65) and over;

WHEREAS, in consideration of the leasing of five (5) vehicles from SOS, the City through its public transit system, agrees to provide transportation services on Fixed Routes at no cost to Erie County residents age sixty-five (65) and over, registered with SOS and possess a valid pass issued by SOS (SOS **Fixed Route** Pass Holders), except for those days and times on which services are not provided, as enumerated below.

NOW, THEREFORE, the parties agree as follows:

The City through its public transit system (STS), shall provide weekday Demand Response transportation services to Erie County residents aged sixty (60) and over who have been verified as being eligible by SOS (Eligible Seniors). SOS agrees to pay a monthly flat fee of Seventeen Thousand Six Hundred Twenty and 00/100 Dollars (\$17,620.00), for a total annual amount not to exceed Two Hundred Eleven Thousand Four Hundred Forty and 00/100 Dollars (\$211,440.00).

In consideration for the provision of discounted demand response transportation services to Eligible Seniors and free transportation services on the Fixed Routes to those eligible residents as defined above, and for no other consideration whatsoever, the parties hereby agree that SOS shall lease to the City five (5) vehicles at a lease cost of \$0.00/month per vehicle.

1. The City responsibilities:

- a) The City shall operate and provide the highest quality transportation service possible and shall stress safety, respect for consumers, service quality, on-time performance, and comfort and convenience for all individuals transported by the City on the Sandusky Transit System.
- b) The City shall operate and provide escorted service to Eligible Seniors who have such a need, from the door of the building where the trip originates to the door of the building upon arriving at the destination of the one-way trip.
- c) The City shall provide Demand Response transportation services for Eligible Seniors within the Erie County service area and up to ten (10) miles in the Lorain County portion of Vermilion and Brownhelm Township, Ohio, during its regular public transit service hours Monday thru Friday, excluding Martin Luther King Day, Presidents' Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, Christmas Day, and New Year's Day. The

City shall provide door-to-door service upon request. The Demand Response Service Area Map is attached hereto and incorporated herein as Exhibit "A".

- d) The City shall provide transportation services on Fixed Routes at no cost to SOS Pass Holders during its regular public transit service hours or 6:00 AM to 10:00 PM Monday thru Saturday, excluding Martin Luther King Day, Presidents' Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, Christmas Day, and New Year's Day. The Fixed Routes Service Area Map is attached hereto and incorporated herein as Exhibit "A".
- e) The City shall operate as usual during inclement weather unless the Erie County Sheriff has declared a level 2 or 3 snow emergency.
- f) The City shall provide and maintain a telephone number for Eligible Seniors to make or cancel reservations for Demand Response transportation services.
- g) When scheduling rides for Demand Response transportation services, the City shall notify Eligible Seniors that they may be picked up fifteen (15) minutes prior to or after the scheduled pick up time.
- h) Eligible Seniors shall be able to schedule regularly occurring trips for Demand Response transportation services up to six (6) months in advance.
- i) Demand Response transportation services scheduled by Eligible Seniors up to forty-eight (48) hours in advance shall be guaranteed by the City, subject to acts of God, labor stoppages, and other unforeseen events that are outside the control of the City.
- j) The City shall submit a monthly invoice to SOS for Demand Response transportation services rendered to Eligible Seniors on or before the 10th day of each month in the amount of \$17,620.00. Each Eligible Senior is responsible to pay directly to the City/STS the discounted Eligible Senior Rate of \$1.50 per one-way trip, with the exception of those who are a pass holder of an SOS **Reduced Rate** Pass). Invoices shall include an alphabetical listing of each Eligible Senior, the origin and destination of each trip, and the total number of trips taken by each Eligible Senior for the month. SOS shall submit payment to the City within fifteen (15) days after receipt of the invoice.
- k) The City shall ensure that all Federal and State transportation laws and regulations applicable to public transportation are followed.
- l) The City shall provide SOS detailed reports and data on ridership from the records maintained by the City within 72 business hours of request by SOS.
- m) The City Transit Administrator shall act as the liaison for the Sandusky Transit System with SOS and shall attend scheduled meetings regarding

behavior incidents, safety training and other topics as deemed appropriate by SOS.

- n) The City shall report incidents that involve the health and safety of one or more Eligible Seniors or SOS Pass Holders within twenty-four (24) hours of occurrence to SOS.

2. SOS Responsibilities:

- a) SOS shall supply the City with the name, date of birth, address, telephone number, and any special accommodations that may be necessary for each Eligible Senior and SOS Pass Holder permitted to utilize discounted transportation services provided by the Sandusky Transit System pursuant to the terms of this Agreement.
- b) SOS shall notify the Sandusky Transit Administrator within twenty-four (24) hours after an Eligible Senior or a SOS Pass Holder becomes ineligible to receive discounted transportation services provided by the Sandusky Transit System pursuant to the terms of this Agreement.
- c) The City has developed a Code of Conduct that all individuals shall follow while riding Sandusky Transit System vehicles. The Code of Conduct references unacceptable behavior while on the City's vehicles and the consequences of the unacceptable behaviors. The City shall make periodic updates to the Code of Conduct and inform SOS as to when the updates are complete and ready to be sent out to riders. Upon notification from the City, SOS shall notify Eligible Seniors and SOS Pass Holders regarding the Sandusky Transit System's Code of Conduct.
- d) The Executive Director of SOS shall be the liaison with the City and shall attend scheduled meetings regarding behavior incidents, safety training and other topics as deemed appropriate by the City.

3. Miscellaneous Provisions

- a) SOS shall be notified by the City as soon as practicable in the event of any accident or collision involving any of the vehicles. The driver of the vehicle involved in the collision shall make a detailed report as required by FTA regulations. A copy of the report shall be submitted to SOS upon completion.
- b) The City and SOS shall monitor the administration and execution of this Agreement and evaluate its effectiveness and shall work together to facilitate positive and open communication and trust between the Parties. It is acknowledged and agreed by the Parties that not all events and incidents can be anticipated or procedurally accounted for in this document. Issues shall be resolved on an individual basis via written

- communication between the City and SOS until mutual agreement is reached.
- c) It is agreed that this Agreement shall be governed by, construed and enforced in accordance with the laws of the State of Ohio and shall be interpreted in a manner consistent with the City Charter, Codified Ordinances of the City of Sandusky, SOS By-Laws and operational procedures of both SOS and the City.
 - d) This Agreement may be modified from time to time for any reason. Any modification of this Agreement shall be binding only if evidenced in writing, signed by the authorized representative of each party
- 4. The Americans with Disabilities Act does not require an entity to provide services to an individual who engages in violent, seriously disruptive, or illegal conduct. However, an entity shall not refuse to provide service to an individual with disabilities solely because the individual's disability results in appearance or involuntary behavior that may offend, annoy, or inconvenience employees, the entity, or other persons. If both Parties do not agree on a course of action regarding an incident, then the Parties shall seek the services of an impartial third party to mediate an agreed upon resolution (see Section 9).
 - 5. Eligible Seniors shall be afforded the opportunity of a hearing in accordance with STS policies and procedures within thirty (30) days of any permanent or temporary suspension to show cause why the suspension should not be imposed. The individual shall be afforded a notice of the show cause hearing, including the type of suspension to be imposed and the events leading to such a suspension.
 - 6. Term. This Agreement shall be in effect from October 1, 2019 until September 30, 2020.
 - 7. Termination. This Agreement may be terminated by either party by giving sixty (60) days written notice of termination to the other party's authorized representative:

For the City:
City of Sandusky
c/o City Manager
240 Columbus Avenue
Sandusky, OH 44870

For SOS:
Serving Our Seniors
c/o Executive Director
310 E. Boalt Street
Sandusky, OH 44870

In the event that funding for the services provided in this Agreement is eliminated or decreased, each Party shall have a right to terminate or negotiate a modification of this Agreement, including but not limited to compensation. The City shall continue to provide transportation services until the effective date of termination, and SOS shall make payment in accordance with the payment provisions of this Agreement for the transportation services provided by the City prior to the effective date of termination.

8. Force Majeure. In the event the City is unable to provide transportation services because of acts of God, any acts of war, terrorism, unavoidable accident, labor strike or other labor dispute, fire, riot or civil commotion, government action or decree, and/or any other cause beyond the reasonable control of the party whose performance is affected, shall not be deemed a breach of this Agreement.
9. Arbitration. Any disagreement regarding stated provisions or required negotiations, or other provisions not specifically covered by this Agreement, and for which no mutual agreement can be reached, shall be settled by arbitration as follows:
 - (a) The City shall select and appoint one (1) arbitrator and SOS shall select and appoint one (1) arbitrator.
 - (b) The two (2) appointed arbitrators shall select and appoint a third.
 - (c) All three (3) arbitrators shall be residents of Erie County, Ohio.
 - (d) The City and SOS shall agree to the settlement of differences as reached by a majority of the appointed arbitrators.
10. Neither party hereto is agent, employee or servant of the other, and this Agreement is made for the sole purpose of establishing the division of responsibilities between the City and SOS in connection with the provision of transportation services and does not in any manner create a partnership between the parties hereto.
11. Entire Agreement. This Agreement supersedes all other oral and written agreements between the parties with respect to the services that are the subject of this Agreement and contains all of the covenants and agreements between the parties.
12. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio.

13. Severability. If any of the terms of this Agreement is found to be void or invalid, such invalidity shall not affect the remaining terms of this Agreement, which shall continue in full force and effect.
14. Amendment. This Agreement may be modified, changed, or amended with the written consent of both Parties.
15. This Agreement shall be passed by ordinance or resolution by both Parties and such ordinance or resolution or action of the respective City Commission of the City of Sandusky and Serving Our Seniors shall be herein attached and incorporated by reference as Exhibits "B" and "C".

Signature Pages to Follow

IN WITNESS WHEREOF, the Parties have duly executed this Agreement on the day and year above first written.

In the presence of:

SERVING OUR SENIORS, INC. (SOS):

Witness

Richard Peitz, President of the Board
of Trustees

CITY OF SANDUSKY (CITY):

Witness

Eric L. Wobser, City Manager

Approved as to form:

Trevor Hayberger (#0075112)
Law Director, City of Sandusky

@SANDUSKYTRANSIT
FOLLOW US ON
FACEBOOK AND TWITTER
FOR INFORMATION DURING
INCLEMENT WEATHER



- Adult - \$1.50
- Children 9 & under ride free with an accompanying adult.
- Must be 10 years of age to ride alone.
- Paratransit eligible persons ride STS free with a valid pass.
- Transfers between STS buses are free with a valid transfer pass.

Fixed Route

- Applications are available at 240 Columbus Ave., Sandusky, OH 44870 or by visiting our website at sanduskytransit.com.
- Reduced fares for Dial-A-Ride service is available for those 65+ or with a qualifying disability.
- **Exact fare is required. Drivers do not carry change.**
- Children 5 years and under ride free.
- \$5.00 to/from within City of Vermilion and 10-mile radius of Vermilion.
- \$5.00 all of Erie County

Dial-A-Ride (One-Way Trip)

FARE PRICES

Mission Statement

To provide safe public transportation service to all service area residents in a timely, courteous and cost-effective manner in order to contribute to their quality of life.

Sandusky Transit complies with Title VI of the Civil Rights Act and with all Americans with Disabilities Act (ADA) standards.

This brochure is available in alternative formats. This can include, but is not limited to: braille, other languages, audio tapes, etc.

STS is funded in part by the City of Sandusky, City of Vermilion, ODOT and the Federal Transit Administration.

Rules of the Ride

- **Put on your seat belt** as soon as you are seated in the vehicle.
- **Smoking, eating, or drinking** is not permitted on any STS vehicle.
- **You may use an audio player** as long as playback is through headphones.
- **If you plan to transport an animal**, please notify dispatch when you make your reservation. All animals must be on a leash or in a pet carrier.
- **Tobacco, alcohol, drugs & unlawful weapons** are prohibited on all STS property (unless allowed by state law).
- **STS buses are community spaces.** Treat everyone around you with kindness and respect.

Complaints

Complaints (including Title VI and ADA) should be directed to the Transit Administrator at 419.621.8462. Questions and complaints will be responded to verbally and/or by written communication within seven (7) days of receipt.

Contacts & Comments

For comments, complaints (including Title VI & ADA complaints) or suggestions, please contact:

Transit Administrator
Sandusky Transit System
240 Columbus Avenue
Sandusky, OH 44870

Phone: 419.621.8462
Fax: 419.626.0482



SANDUSKY TRANSIT SYSTEM

RIDER GUIDE & MAP



419.627.0740

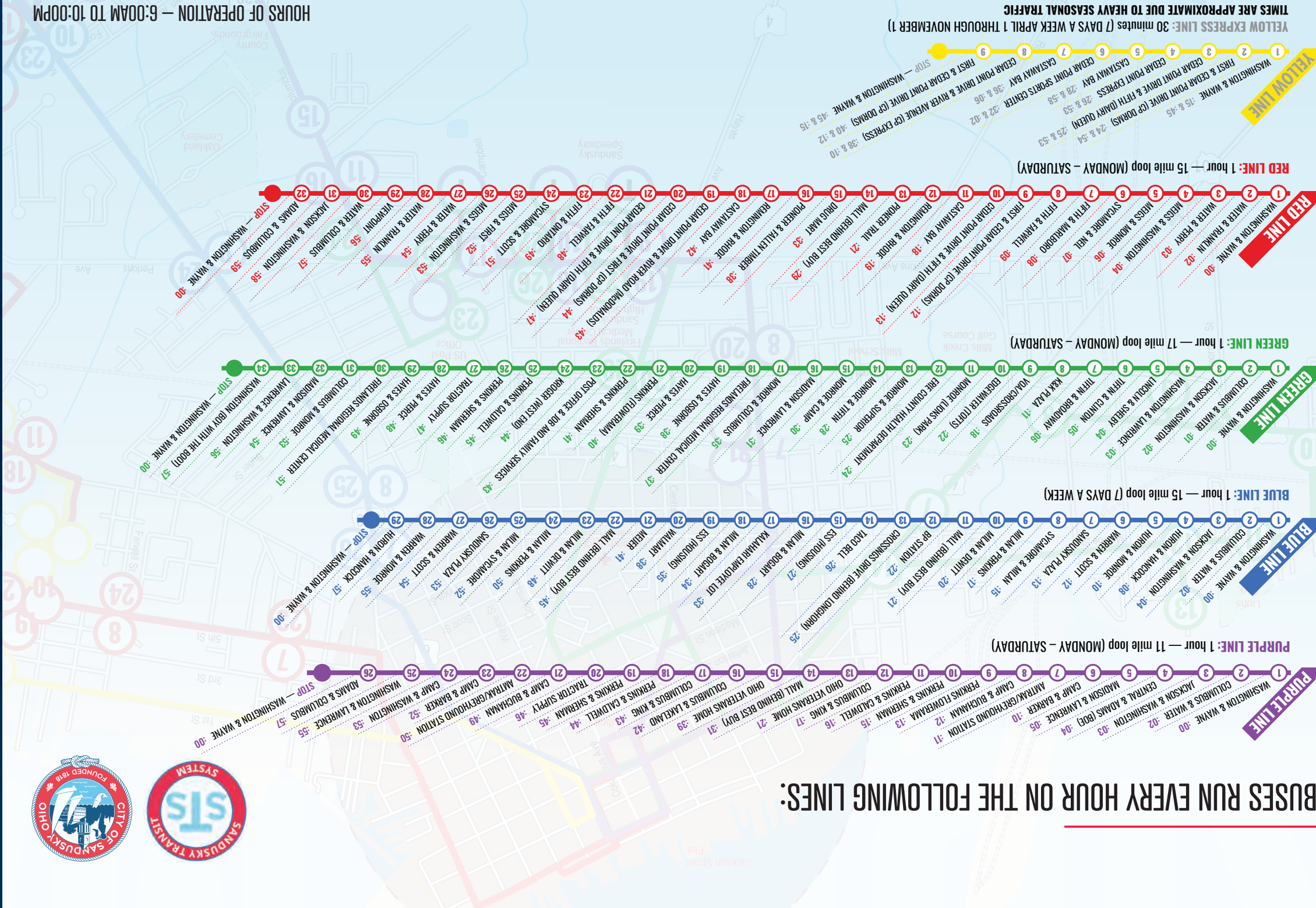
Toll Free 1.855.612.5176
Ohio Relay Service 1.800.750.0750

1230 N. Depot Street
Sandusky, OH 44870

sanduskytransit.com
@sanduskytransit



HOURS OF OPERATION — 6:00AM TO 10:00PM



BUSES RUN EVERY HOUR ON THE FOLLOWING LINES:

DIAL-A-RIDE & ADA PARATRANSIT SERVICE

The Sandusky Transit System (STS) Dial-A-Ride is a demand responsive, curb-to-curb, advance reservation, shared ride transportation service that is provided within Erie County. STS is open to the general public and vehicles are wheelchair accessible.

There are no restrictions on the purpose or the number of trips which may be taken. Riders are required to share the vehicle with other riders who are traveling at the same time in the same direction. The number of carry on items is limited to what the rider can comfortably carry.

STS vehicles are handicapped accessible and designed to accommodate wheelchairs, walkers, crutches, canes, service animals or other mobility aids. Lifts and tie-downs accommodate most commonly used wheelchair models. Please contact STS dispatch to see if your wheelchair can be transported safely.

If you have a disability that prevents you from using STS fixed-route service, paratransit service will travel up to 3/4 mile one-way distance from an STS line.

Paratransit service is available to qualified individuals who apply, following an assessment made by STS staff and healthcare professionals. The application for paratransit services can be found online at sanduskytransit.com.

Car seats are not provided. If your child requires a car seat, you must provide one.

Accessing Dial-A-Ride & Paratransit Service

- Call 419.627.0740 to schedule your ride up to two weeks in advance.
- Advance reservations are required.
- Inform dispatch of any special needs such as a wheelchair, personal attendant, or a service animal.
- Be ready 15 minutes before and after your scheduled ride. This is a pick-up "window" of time. The driver will wait up to 5 minutes.
- Cancellations must be received no later than two (2) hours before the scheduled pick-up time to avoid a late cancellation charge.
- Riders who do not take a scheduled ride when the vehicle has arrived or is more than 5 minutes late will be charged for a no-show.
- Three or more late cancellations or no-shows in a 30 day period will prompt a review that may result in a suspension of service for up to 30 days.

Assistance

Assistance will be provided by the driver when boarding and alighting from the vehicle. The driver will tie down wheelchairs, secure packages, and assist with seat belts. If passengers require a mobility-assistance attendant or a service animal, please notify the STS dispatcher at time of reservation. The attendant may ride free.

Tickets

Tickets for Dial-A-Ride/Paratransit may be purchased at:
City of Sandusky
Customer Accounting Office
240 Columbus Avenue
Sandusky, OH 44870

Tickets may also be purchased through various agencies within the service area.

Dial-A-Ride Hours

Monday - Saturday 6:00 a.m. - 10:00 p.m. (No Sunday Service)
Scheduling Trips: Monday - Friday 8:00 a.m. - 4:00 p.m.

Paratransit Service Hours

Monday - Sunday 6:00 a.m. - 10:00 p.m.
Scheduling Trips: Monday - Friday 8:00 a.m. - 4:00 p.m.

Sandusky Transit System
Serving our community Since 1992



STS (FIXED ROUTE)

STS is a fixed-route bus service. Drivers will only stop at marked bus stops. Please wait for the bus at a sign or a shelter.

During Your STS Trip

Have your exact fare ready as you board the bus. Insert payment into the top of the glass fare box. Drivers do not carry change. After paying please move promptly to a seat or grab a rail behind the white floor stripe.

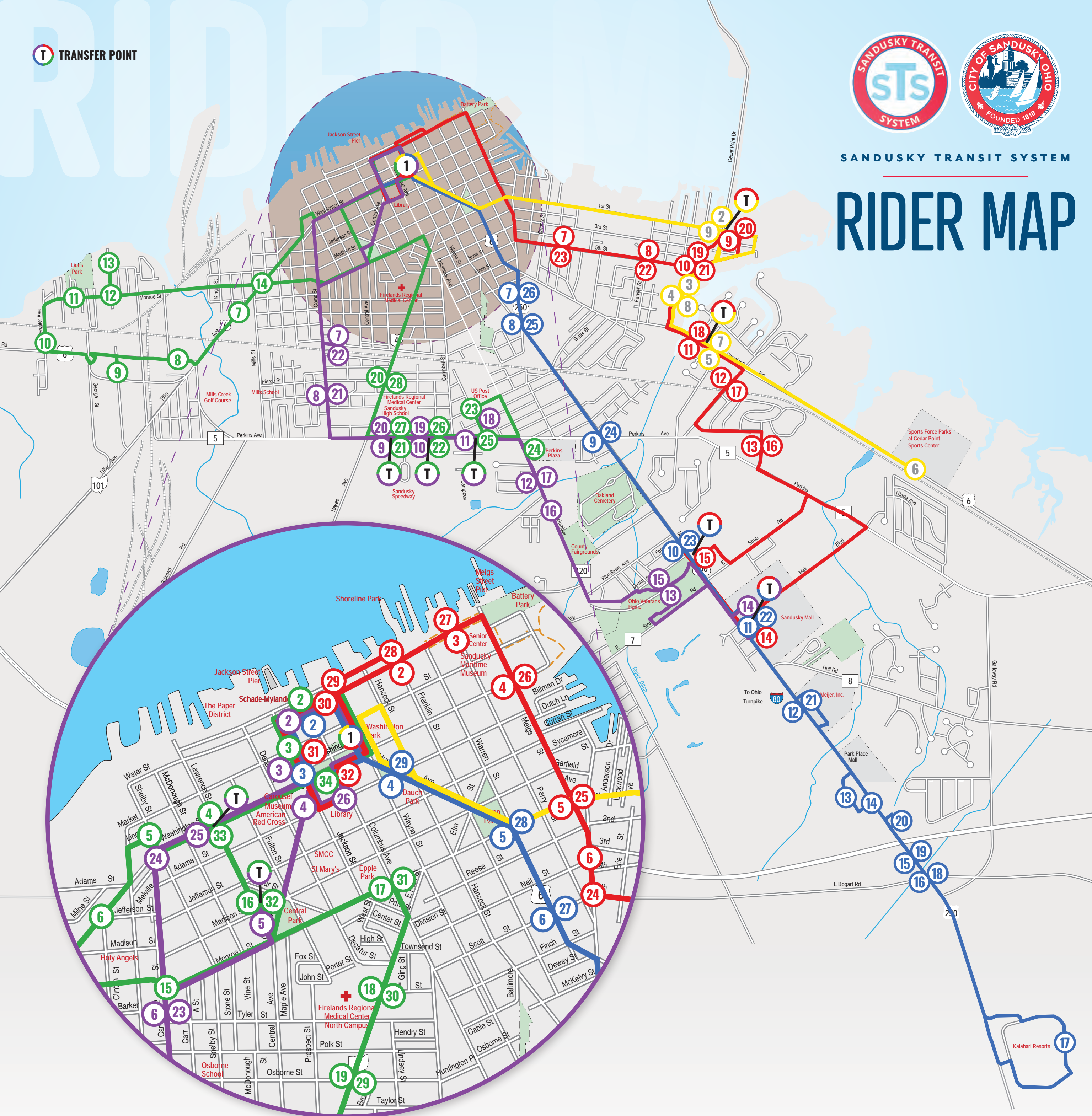
Leaving The Bus

Signal that your stop is near by telling the driver or by pulling the cord by the window. The "stop requested" sign will light. Wait until the bus is fully stopped to exit.

Inclement Weather

STS will make every attempt to contact a rider about a cancelled ride due to inclement weather. Listen to WCPZ (102.7 FM), WLEC (1450 AM) or call STS dispatch if in doubt.

RIDER MAP



NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3168

2228585		STCK	TO	RECEIVED SEP 16 RECD 2019 SANDUSKY CITY COMMISSION
PERMIT NUMBER		TYPE	DOGHOUSE BAR LLC	
ISSUE DATE			DBA DOG HOUSE	
01 15 2019			1002 W JEFFERSON ST 1ST FL ONLY	
FILING DATE			SANDUSKY OHIO 44870	
D1 D2 D3 D3A				
PERMIT CLASSES				
22	077	B	F23016	
TAX DISTRICT			RECEIPT NO.	
FROM 09/11/2019				

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 09/11/2019

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/15/2019

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES

B STCK 2228585

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF SANDUSKY CITY COUNCIL
222 MEIGS STREET
SANDUSKY OHIO 44870

ICK
#2086
\$100

Office Hours
8:00 a.m. - 5:00 p.m.
For Questions call
(614) 644-3156

Ohio Department of Commerce - Division of Liquor Control
6606 Tussing Road, Reynoldsburg, Ohio 43068-9005
<http://www.com.ohio.gov/liqr>

APPLICATION FOR CHANGE OF LLC MEMBERSHIP INTERESTS
PROCESSING FEE \$100.00

CAUTION: ALLOW 10 TO 12 WEEKS FOR PROCESSING



PERMIT HOLDER REQUESTS APPROVAL OF THE DIVISION OF LIQUOR CONTROL OF THE FOLLOWING:

The Doghouse Bar, LLC

Liquor Permit Number(s):
2228585

Federal Tax ID Number:

Permit Premises Address:

**1002 West Jefferson Street
Sandusky, Ohio 44870**

f 023016

OHIO DIV. LIQUOR CONTROL
LICENSING SECTION
2019 AUG -9

Email
Address:

justin@millerlegalohio.com

Attorney's Name, Address and Telephone Number (If represented):

Justin C. Miller, Esq 3443 Medina Road, Suite 101-E, Medina, Ohio 44256

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

PLEASE COMPLETE ALL AREAS OF SECTION A & B BELOW

Section A - PREVIOUS List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) William Butler		President <input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest 50 %	
2) Letesia Jones		Vice President <input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input checked="" type="checkbox"/> Membership interest 50 %	
3)		<input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4)		<input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	

Section B - REVISED List of managing members and all persons with a 5% or greater membership or voting interest in the LLC

NAME	SOCIAL SECURITY # OR FEDERAL TAX ID #	OFFICE HELD	INTEREST	BIRTHDATE
1) Jeanie Crabb		President <input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input checked="" type="checkbox"/> Membership interest 100 %	
2)		<input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
3)		<input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	
4)		<input checked="" type="checkbox"/>	<input type="checkbox"/> Managing Member <input type="checkbox"/> Voting interest _____ % <input type="checkbox"/> Membership interest _____ %	

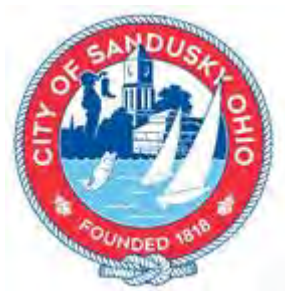
Kelly Kresser

From: Greg Voltz
Sent: Tuesday, September 17, 2019 7:47 AM
To: Stephen Rucker; Kelly Kresser; John Orzech
Subject: RE: Liquor Permit Transfer

Thank you,

Planning has no objections to this transfer.

Thank you,



Greg Voltz | Planner
PLANNING DEPARTMENT
240 Columbus Avenue | Sandusky, OH 44870
T: 419.627.5973 | F: 419.627.5945
www.ci.sandusky.oh.us



From: Stephen Rucker
Sent: Tuesday, September 17, 2019 7:31 AM
To: Kelly Kresser <kkresser@ci.sandusky.oh.us>; John Orzech <JOrzech@ci.sandusky.oh.us>; Greg Voltz <gvoltz@ci.sandusky.oh.us>
Subject: RE: Liquor Permit Transfer

No issues, Thanks



Steve Rucker | *Fire Marshal*
SANDUSKY FIRE DEPARTMENT
600 W. Market Street | Sandusky, OH 44870
T: 419.627.5823 | F: 419.627.5820
srucker@ci.sandusky.oh.us
www.ci.sandusky.oh.us

From: Kelly Kresser
Sent: Monday, September 16, 2019 3:49 PM
To: John Orzech <JOrzech@ci.sandusky.oh.us>; Greg Voltz <gvoltz@ci.sandusky.oh.us>; Stephen Rucker

<srucker@ci.sandusky.oh.us>

Subject: Liquor Permit Transfer

Attached is a D1 (*beer only for on premises consumption in or in original sealed containers for carryout only until 1 a.m.*) , D2 (*wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1 a.m.*), D3 (*spirituous liquor for on premises consumption only until 1 a.m.*) and D3A (*extend issued permit privileges until 2:30 a.m.*) liquor permit transfers [stock only] for Doghouse Bar LLC dba Dog House, 1002 West Jefferson Street.

Please provide comments to me regarding this transfer.

Kelly Kresser

From: Stephen Rucker
Sent: Tuesday, September 17, 2019 7:31 AM
To: Kelly Kresser; John Orzech; Greg Voltz
Subject: RE: Liquor Permit Transfer

No issues, Thanks



Steve Rucker | *Fire Marshal*
SANDUSKY FIRE DEPARTMENT
600 W. Market Street | Sandusky, OH 44870
T: 419.627.5823 | F: 419.627.5820
srucker@ci.sandusky.oh.us
www.ci.sandusky.oh.us

From: Kelly Kresser
Sent: Monday, September 16, 2019 3:49 PM
To: John Orzech <JOrzech@ci.sandusky.oh.us>; Greg Voltz <gvoltz@ci.sandusky.oh.us>; Stephen Rucker <srucker@ci.sandusky.oh.us>
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Please provide comments to me regarding this transfer.

Kelly Kresser

From: John Orzech
Sent: Tuesday, September 17, 2019 7:30 AM
To: Kelly Kresser; Greg Voltz; Stephen Rucker
Subject: RE: Liquor Permit Transfer

There is no justifiable objection to the transfer.



John Orzech | Chief of Police
SANDUSKY POLICE DEPARTMENT
222 Meigs Street | Sandusky, OH 44870
T: 419.627.5869 | F: 419.627.5862
www.ci.sandusky.oh.us



From: Kelly Kresser
Sent: Monday, September 16, 2019 3:49 PM
To: John Orzech <JOrzech@ci.sandusky.oh.us>; Greg Voltz <gvoltz@ci.sandusky.oh.us>; Stephen Rucker <srucker@ci.sandusky.oh.us>
Subject: Liquor Permit Transfer

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Please provide comments to me regarding this transfer.



PLANNING DEPARTMENT

240 Columbus Avenue
Sandusky, Ohio 44870
419.627.5715
www.ci.sandusky.oh.us

To: Eric Wobser, City Manager

From: Greg Voltz, Planner

Date: September 10, 2019

Subject: September 23, 2019 Commission Agenda Item –Application for an amendment to the zoning map for parcel #57-01486.000 (2309 Columbus Avenue).

Item for Consideration: Application to rezone parcel 57-01486.000/ 2309 Columbus Avenue from “R1-40” Single-Family Residential to “RRB” Residential/Business.

Purpose: The Bicentennial Vision/ Comprehensive Plan outlines the citywide development for the next ten (10) years. In general, zoning amendments should align with the proposed land uses stated in a Comprehensive Plan. Therefore, the Comprehensive Plan is utilized by staff as one factor when evaluating proposed amendments.

Background Information: Daniel J. McGookey, on behalf of Theodore and Debra Peters, had submitted an application for an Amendment to the Zone Map for the above referenced property. The property is currently zoned “R1-40” Single-Family Residential, the applicant is proposing to rezone the property to “RRB” Residential/Business. At the July 24th, 2019 meeting Planning Commission recommended approval for the zoning amendment to the City Commission.

The City adopted the Bicentennial Vision/ Comprehensive Plan, which outlines a citywide development plan for the next ten (10) years. Although, within this specific area, the Comprehensive Plan does not have a recommendation for new uses, Planning Staff believes the properties would be logistically suited for Residential/Business use, also keeping in mind that the we have not received any objection to date from adjacent neighbors.

Understanding the property owner has received inquiries for commercial development, as opposed to single-family residential development and the surrounding block is currently zoned as a mix of uses, Staff would support the zoning amendment. Staff believes that, with the requirement for Conditional Use Permits for a variety of uses, this will safeguard the community from unwanted future developments. Staff also notes that both Residential/Business and Local Business exist throughout the City on sites that are either single parcels or just a few parcels.

Correlation to the Comprehensive Plan:

The Bicentennial Vision plan references a Vibrant City and speaks to reclaiming and repurposing blighted land and sites for commercial redevelopment. This property has sat vacant for many years, which could lead to an increase in future blight if left vacant. The proposed zoning amendment would allow this site to be developed for commercial use.

Budgetary Impact:

There is no impact to the general fund.

Action Requested: It is requested that City Commission approve the proposed amendments to the zoning map for the following parcel: 57-01486.000 (2309 Columbus Avenue). It is requested that this ordinance take effect under Section 13 of the City Charter.

I concur with this recommendation:

Eric Wobser
City Manager

Angela Byington, AICP
Planning Department

cc: Kelly Kresser, Clerk of City Commission
Hank Solowiej, Finance Director
Trevor Hayberger, Law Director



CITY OF SANDUSKY
PLANNING DIVISION
APPLICATION FOR PLANNING COMMISSION
APPROVAL

☒ Amendment to the Zone Map/Rezoning

APPLICANT/AGENT INFORMATION:

Property Owner Name:

Theodore + Debra Peters

Property Owner Address:

2315
~~2309~~ Columbus Ave.
Sandusky, Oh 44870

Property Owner Telephone:

419-656-0817

☒ Check if okay to text

Email

Kayjacbrv@gmail.com

Authorized Agent Name:

Daniel L. McGookey

Authorized Agent Address:

225 Meigs Street

Sandusky, Ohio 44870

Authorized Agent Telephone:

419-271-5694

☒ Check if okay to text

Email

dmcgookey@mcgookeylaw.com

LOCATION AND DESCRIPTION OF PROPERTY:

Municipal Street Address:

2309 Columbus Ave, Sandusky,
Ohio 44870

Legal Description of Property (check property deed for description):

See attached Exhibit "A"

Parcel Number:

57-01486.000

Zoning District:

R1-40

DETAILED SITE INFORMATION:

Land Area of Property: .1516 (sq. ft. or acres)

Total Building Coverage (of each existing building on property):

Building #1: 1800 (in sq. ft.)

Building #2: _____

Building #3: _____

Additional: _____

Total Building Coverage (as % of lot area): 27.5%

Gross Floor Area of Building(s) on Property (separate out the square footage of different uses – for example, 800 sq. ft. is retail space and 500 sq. ft. is storage space:

100%

Proposed Building Height (for any new construction): N/A

Number of Dwelling Units (if applicable): N/A

Number of Off-Street Parking Spaces Provided: 9 (see Exhibit "B")

Parking Area Coverage (including driveways): 900 (in sq. ft.)

Landscaped Area: 4700 ~~470~~ (in sq. ft.)

Requested Zoning District Classification: RR-B

APPLICATION AUTHORIZATION:

If this application is signed by an agent, authorization in writing from the legal owner is required. Where owner is a corporation, the signature of authorization should be by an officer of the corporation under corporate seal.


Signature of Owner or Agent

6/17/19
Date

PERMISSION TO ACT AS AUTHORIZED AGENT:

As owner of 2309 Columbus Ave, Sandusky, Oh 44870 (municipal street address of property), I hereby authorize Daniel McGookey to act on my behalf during the Planning Commission approval process.


Signature of Property Owner

6/28/19
Date

REQUIRED SUBMITTALS:

15 copies of a site plan/off-street parking plan for property
1 copy of the deed or legal description for property
\$300.00 application fee

APPLICATION MUST BE FILLED OUT COMPLETELY!

STAFF USE ONLY:

Date Application Accepted: _____ Permit Number: _____

Date of Planning Commission Meeting: _____

Planning Commission File Number: _____

As the owners of 2309 Columbus Ave, we, Theodore & Debra Peters of 2315 Columbus Ave. are petitioning our neighbors in support of our efforts to revitalize the former Dr. Robert G. Fidler's office into a family themed vacation rental. Our goal is to respect, protect and improve our neighborhoods integrity and property values through the revitalization of this decaying property.

Address

2305 Columbus Ave Soudersky

2305 Columbus Ave Soudersky

2319 Columbus Ave Soudersky

122 W Cowdery ST

118 W Cowdery ST

118 W COWDERY ST

Signature

KAH CB A

[Signature]

Fernando
Theodore / Schaffer
Florence Schaffer

[Signature]

Taylor Kopas

CITY OF SANDUSKY, OHIO
DEPARTMENT OF
PLANNING

PLANNING COMMISSION REPORT

APPLICATION FOR
MAP AMENDMENTS TO
2309 COLUMBUS AVENUE (PARCEL# 57-
01486.000)

Reference Number: PC-14-19

Date of Report: July 16, 2019

Report Author: Greg Voltz, Planner

City of Sandusky, Ohio

Planning Commission Report

BACKGROUND INFORMATION

Daniel J. McGookey, on behalf of Theodore and Debra Peters, has submitted an application for an Amendment to the Zone Map. The properties located at 2309 Columbus Avenue, currently zoned as “R1-40” Single-Family Residential. The applicant is proposing to rezone the property to “RRB” Residential/Business. The following information is relevant to this application:

Applicant: Theodore and Debra Peters
2315 Columbus Avenue
Sandusky, Ohio 44870

Authorized Agent: Daniel L. McGookey
225 Meigs Street
Sandusky, Ohio 44870

Site Location: 2309 Columbus Avenue

Zoning: “R1-40” Single-Family Residential

Adjacent Zoning
& Uses: North: “R1-40” Single-Family Residential/Residential
East: “R1-60” Single-Family Residential/Residential
South: “R1-40” Single-Family Residential/Residential
West: “R1-40” Single-Family Residential/Residential

Proposed Zoning: “RRB” – Residential/Business

Existing Uses: Vacant Building

Applicable Plans & Regulations: City of Sandusky Comprehensive Plan
Sandusky Zoning Code Chapter
Chapter 1113 Amendments to the Zone Map & Zoning Code
Chapter 1129 Residential Districts

SITE DESCRIPTION

The subject property is located along Columbus Avenue about two blocks north of Perkins Avenue. The property has been vacant for numerous years as the interior floor plan of the building makes it difficult to renovate into a single family residence. The property has attempted to be utilized for a variety of uses after the doctors office close a few years back.

The subject property is surrounded by residential, however the subject property is on a block that has a mix of zoning districts with Local Business, Auto Parking, General Business, and Residential.

A picture of the property along with a location map are found below.



2309 Columbus Avenue



Zone Map – Parcels Indicated



PUD - Planned Unit Development



TRO - Transient Rental Overlay



Zoning



AG - Agriculture



CA - Commercial Amusement



CR - Commercial Recreation



CS - Commercial Service



DBD - Downtown Business



GB - General Business



GM - General MAnufacturing



LB - Local Business



LM - Local Manufacturing



P - Auto Parking



PF - Public Facilities



R1-40 - Single Family Residential



R1-50 - Single Family Residential



R1-60 - Single Family Residential



R1-75 - Single Family Residential



R2F Two-Family Residential



RB - Roadside Business



RMF - Multi-Family Residential



RRB - Residential/Business



RS - Residential Suburban

DIVISION OF PLANNING COMMENTS

As the Commission will recall this site has come to the Commission and Board of Zoning Appeals for a few different uses over the course of the past few years. However, these uses never materialized. The site was previously approved for a contractor office and a use variance was request for transient rental, which was not granted through the Board of Zoning Appeals. The applicant is the neighboring property owner and has stated that the building makes it difficult to turn into a Single-Family Residential unit and by changing this zoning to "RRB" this could allow for a variety of other uses while still having a check on future business to what will go into the property by requiring a conditional use for a variety of stores and services.

The City adopted the Bicentennial Vision/ Comprehensive Plan, which outlines a citywide development plan for the next ten years. Following the approval of this plan, it is the responsibility of Planning Staff to review the areas of the city that will need to be rezoned to carry out the vision of this plan. Although, within this specific area, the Comprehensive Plan doesn't have a recommendation for new uses, Planning Staff believes the properties would be logistically suited for Residential/Business use, also keeping in mind that the we haven't received any objection to this date from adjacent neighbors.

The proposed zoning amendment does address a few priorities in the Bicentennial Vision as well.

Vibrant City:

- **Reclaim and repurpose blighted land/sites for industrial redevelopment/commercial redevelopment.** This property has sat vacant for many years and which could lead to future blight if left vacant, the proposed zoning amendment would allow this area to be developed for commercial use.

Chapter 1113 Amendments, of the Zoning Code states that the Zoning Map may be amended periodically in order to keep it abreast of new zoning techniques, as well as when the following general conditions arise:

- (1) **Whenever a general hardship prevails throughout a given district;**
- (2) Whenever a change occurs in land use, transportation, or other sociological trends, either within or surrounding the community; and
- (3) Whenever extensive developments are proposed that do not comply but would be in the public interest.

Understanding the property owner has received inquiries for commercial development, and not single-family residential and the surrounding block is currently zoned as a mix of uses, Staff would support the zoning amendment. Staff believes that, with the requirement for Conditional Use Permits for a variety of uses, this will safeguard the community from unwanted future developments. Staff also notes that both Residential/Business and Local Business exist throughout the City on sites that are either single parcels or just a few parcels.

Lastly, whatever development may locate on this site may require Site Plan Off-Street Parking approval by Planning Commission.

ENGINEERING STAFF COMMENTS

The City Engineer has reviewed the proposed zoning amendment and has no objections.

BUILDING STAFF COMMENTS

The City Building Official has reviewed the proposed zone map amendment and has no objections.

POLICE DEPARTMENT COMMENTS

The City Police Chief has reviewed the proposed zone map amendment and has no objections.

FIRE DEPARTMENT COMMENTS

The City Fire Chief has reviewed the proposed zone map amendment and has no objections

CONCLUSION/RECOMMENDATION

In conclusion, Planning Staff recommends approval of the proposed amendment to the Zone Map for the subject properties. The Bicentennial Vision supports reclamation of blighted properties for commercial development, and as being a major corridor this could beautify a corridor. Lastly, many potential uses within an "RRB" district will still require a conditional use permit, or site plan approval, or both.

Planning Commission
July 24th, 2019
Meeting Minutes

The Chairman called the meeting to order at 4:31pm. The following members were present: Mr. Miller, Mr. Waddington, Chairman Zuilhof, Mr. McGory, Mr. Jackson, Mr. Galea, and Mr. Whelan. Mr. Greg Voltz, Ms. Angela Byington, and Mr. Horsman represented the Planning Department, and Mr. Trevor Hayberger represented the Law Department and Ms. Sparks, Clerk from Community Development.

Mr. Waddington motioned to approve the minutes from the May 22nd, 2019 meeting; Mr. McGory seconded the motion.

Mr. Miller motioned to approve the minutes from the June 26th, 2019 meeting; Mr. McGory seconded the motion.

Mr. Zuilhof stated that the first item on the agenda is an application for a Conditional Use permit for exterior signage above the first floor at 125 E. Water Street.

Mr. Horsman stated the Biemiller Building was built in 1866 and restored in 2000 and heavily damaged in 2018. It is currently undergoing restoration to house Lake Erie Shores and Islands. The proposed signage is 28 square feet and placed in an existing recessed panel. The routed PVD board with raised letters and boarder. Staff recommends approval of the sign. Staff has received a Certificate of Appropriateness from the Landmark Commission on July 17th, 2019.

Mr. McGory motioned to approve the sign; Mr. Galea seconded the motion. With no further discussion the motion passed unanimously.

Mr. Zuilhof stated the next item on the agenda is a zoning map amendment for the property located at 2309 Columbus Ave.

Mr. Voltz stated Daniel McGookey, on behalf of Theodore and Debra Peters have submitted an application for an amendment to the zone map. The adjacent properties are residential. The existing zoning is "R1-40" Single Family Residential, the applicant is proposing to rezone the property to "RRB"- Residential/ Business. The existing use is a vacant building. The applicant is looking to rezone the property to "RRB" as they believe the building is difficult to renovate into a Single- Family Residential Building. Under this zoning, most other uses will still require a conditional use permit. On the same block as this property there are a variety of the other zoning districts, none touching this parcel. This property has come to the Planning Commission and the Board of Zoning Appeals for a few different uses over the years. Those uses never materialized or a variance was not granted. Staff does not believe that the requirement for a Conditional Use Permit for a variety of uses does safeguard surrounding properties of unwanted future developments. The proposed zoning amendment does address a few priorities in the Bicentennial Vision specifically creating a vibrant city by reclaiming and repurposing a blighted site for redevelopment. Chapter 1113 of the Zoning Code states that the Zoning Map may be amended periodically whenever a general hardship prevails throughout a given district. Mr. Voltz stated that in conclusion, Planning Staff recommends approval of the proposed amendment to the Zone Map for the subject property. The Bicentennial Vision supports reclamation of blighted properties for commercial development, and as being a major corridor this could beautify a corridor. Lastly, many potential uses within a "RRB" district will require a conditional use permit, or site plan, approval, or both.

Mr. Zuilhof ask the applicant if they have any specific use in mind.

Dan McGookey, 225 Meigs Street, stated the applicant is proposing a transient rental. Mr. Peters will be living next door and the neighbors are in support of the proposal. Mr. McGookey explained the surrounding area and gave the history of the building. Mr. McGookey stated that the "RRB" zoning district does include hotels.

Mr. Miller ask the applicant if they were not able to utilize the building for residential, how could they utilize it for transient rental.

Mr. Peters explained the layout of the existing building to the Commission stating that you would not be able to live in this location permanently it is very similar to a dorm. Mr. Peters stated that he bought it to protect the property, he is not interested in anything that is not family oriented.

Mr. Miller ask if there was an easement that went with the property.

Mr. Peters described the lease agreement and the parking situation.

Mr. Zuilhof ask if they would be able to do an overlay district instead of rezoning the property.

Ms. Byington stated that an overlay district is meant for a larger area, staff would not recommend this for one parcel. Ms. Byington stated that this property owner also applied for a use variance but it was denied; other properties have also applied for use variances for transient rentals and were denied as well.

Mr. Waddington made a motion to approve the rezoning application; Mr. McGory seconded the motion.

Mr. Galea stated that as staff has indicated an overlay district would not be suitable for one property and does not believe this is spot zoning.

With no further discussion the motion was passed unanimously.

Mr. Zuilhof stated that the next application is a conditional use permit for a digital message board sign at 2700 Cleveland Road.

Mr. Voltz stated that the existing zoning is "DBD" Downtown Business. The property is currently adjacent to property zoned "CR" Commercial Recreation. Section 1143.06 states that electronic message board signs are prohibited unless approved through a Conditional Use Permit. The applicant is proposing to add a digital message board sign as part of the Cedar Point Sports Center project. The property is located along Route 6 which is 55mph road. Staff believes it is important to note that the setback from the street is very substantial and should not be detrimental to those driving vehicles. Staff believes that this wall sign will fit into the context of the site and will not be overly large when taken into context with the rest of the building façade. Staff also believes it is important to note that the setback from the street is very substantial and should not be detrimental to those driving vehicles. If Commission were to approve the sign, staff would recommend the following conditions:

1. The minimum display time shall be 10 seconds.
2. Brightness shall not impose hazard to pedestrians or vehicular traffic, or a nuisance to surrounding properties.
3. No animations, videos, illumination with flashing lights.

Mr. Miller moved to approve the application for a digital message board sign; Mr. Galea approved. With no further discussion the motion was passed unanimously.

Mr. Zuilhof stated the next application for a site plan application for a property along First Street.

Mr. Voltz stated the applicant is Jeff Rengel, on behalf of RLR Properties and he has applied for a new storage building. The adjacent properties are residential and vacant property. The existing zoning is "CR" Commercial Recreation, the applicant is proposing to build a large storage building for personal use. The existing use is vacant land.

The property was recently rezoned to CR. The rezoning process amounted to much discussion regarding the long term future of First Street and Staff hoping to create more pedestrian focused street in the long term. Planning Staff is concerned that private storage buildings along this corridor will only decrease the viability for the corridor for future economic or residential use as storage is not the highest or best use of the land. Staff does not believe that this site requires dedicated striped parking as it proposed use is for personal storage by the property owner and not for commercial use. In conclusion, if the alley is fully vacated between the parcels planning staff recommends approval of the proposed site plan application with the following conditions:

1. All necessary permits are obtained through Engineering and Building and any other applicable agency.
2. Parcels are combined prior to construction.
3. The alley is vacated prior to construction.
4. A landscaping plan shall be submitted for staff approval.

Mr. Zuilhof stated that this could be used as commercial storage in the future, would they need a parking plan to be submitted.

Ms. Byington stated that if the use changed from personal storage to a commercial storage area a parking plan would be required.

Mr. Miller ask what alleys will be vacated in the surrounding area.

Mr. Voltz stated that the only alleys being vacated at this time are the ones that were discussed at the last meeting.

The Commission and the applicant discussed the layout and the egress for the site.

Mr. McGory moved to approve the site plan application; Mr. Waddington seconded the motion. With no further discussion the motion passed unanimously.

Mr. Zuilhof stated that the next agenda item is a site plan application for 807 E. Perkins Avenue.

Mr. Voltz stated Josh Welfle has submitted on behalf of Balconi Monuments, Inc. a site plan revision for an additional building on the lot. Adjacent properties are residential and public facility uses. The existing zoning is "GB" General Business, the applicant is proposing to consolidate the many different storage buildings into one large building. The existing use is office, storage, and repair shop. The applicant is requesting Planning Commission waive 8 required parking spaces due to the use being primarily storage. Staff does not agree that the 23 required spaces are not necessary as 10 of those spaces are due in part to the construction of the large storage building. Mr. Voltz stated that it is evident that are portions of the current parking on the north-western ide of the property that encroach into the right-of-way. This ultimately at the risk of the owner, however after the previous site plan approval the applicant did add in a landscaping buffer. Staff believes that removal of pavement along c-street would be beneficial to discourage parking within the tree-lawn and create more formalized curb cuts into the site.

In conclusion, Planning Staff recommends approval of the proposed site plan for 807 E. Perkins Avenue with the following conditions:

1. The lots that the proposed new building will be constructed on will be combine prior to construction.
2. Applicant provides, for staff approval, a drawing showing circulation of vehicles on site.
3. All applicable permits are obtained prior to construction.
4. Vehicles will no longer be permitted to park in the righto-of-way and outside of curb cuts the areas no longer uses for parking shall be returned to grass.

Mr. Welfle presented the proposed revisions to site to the Commission.

Mr. Miller made a motion to approve the revisions to the site plan for 2001 Columbus Ave; Mr. Galea seconded the motion.

Mr. Zuilhof stated the next application is for site plan approval for 2001 Columbus Ave.

Mr. Voltz stated that the applicant Steven Toft has applied for site plan approval to build a 1,421 SF accessory building. The adjacent properties are commercial service and residential. The existing use is "CS" Commercial Service and the applicant is proposing to build a garage for vehicles and lawn equipment. The existing use is a funeral home. Mr. Voltz stated that there is no mechanical work being performed in the garage. The location where the new garage is being built is currently a vacant portion of grass and a small storage shed. This does not add to any square feet of assembly space or any seats to be used within the site and there won't be a significant change in the amount of parking provided onsite. Mr. Voltz stated that in conclusion Planning staff recommends approval of the proposed site plan for 2001 Columbus Ave with the following conditions: All applicable permits are obtained prior to construction.

Mr. McGory ask if there will be adequate parking.

Mr. Voltz stated that there would be adequate parking as this will only be used for a parking garage.

Mr. Miller motioned to approve the site plan application for 2001 Columbus Ave; Mr. McGory seconded the motion. With no further discussion the motion passed unanimously.

Mr. McGory made a motion to adjourn the meeting; Mr. Miller seconded the motion.

With no further business, the meeting at 5:20 PM.

APPROVED:

Casey Sparks, Clerk

Michael Zuilhof, Chairman



Department of Planning

September 9, 2019

At the July 24th, 2019 meeting Planning Commission recommended approval for the zoning amendment to the following parcel: 57-01486.000 (2309 Columbus Avenue) to change from "R1-40"/ Single-Family Residential to "RRB"/Residential Business.

Michael Zuilhof
Planning Commission Chair

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE OFFICIAL ZONE MAP OF THE CITY OF SANDUSKY TO REZONE PARCEL NO. 57-01486.000 LOCATED AT 2309 COLUMBUS AVENUE FROM "R1-40" SINGLE-FAMILY RESIDENTIAL DISTRICT TO "R-RB" RESIDENTIAL-BUSINESS DISTRICT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE EFFECT UNDER SUSPENSION OF THE RULES AS CONTAINED IN AND IN ACCORDANCE WITH SECTION 13 OF THE CITY CHARTER.

WHEREAS, a request is being made on behalf of Theodore and Debra Peters for an amendment to the Zone Map No. 96-01 as codified in Section 1121.03 of the Codified Ordinances of the City for Parcel No. 57-01486.000, located at 2309 Columbus Avenue, from "R1-40" Single-Family Residential District to "R-RB" Residential-Business District and as more fully described in Exhibit "A" which is attached to this Ordinance and specifically incorporated as if fully rewritten herein; and

WHEREAS, Theodore and Debra Peters have applied for a zoning amendment to use this parcel for family themed vacation rental; and

WHEREAS, this request was heard by the Planning Commission at their July 24, 2019, meeting resulting in the Planning Commission's recommendation to **approve** the requested Zone Map Amendment for Parcel No. 57-01486.000, located at 2309 Columbus Avenue; and

WHEREAS, a public hearing on the applicant's request was held by this City Commission at their September 23, 2019, regularly scheduled meeting; and

WHEREAS, this Ordinance should be passed under suspension of the rules in accordance with Section 13 of the City Charter approving the Amendment to the Zone Map 96-01 as Codified in Section 1121.03 of the Codified Ordinances to rezone Parcel No. 57-01486.000, located at 2309 Columbus Avenue from "R1-40" Single-Family Residential District to "R-RB" Residential-Business District; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments, including the Department of Community Development, of the City of Sandusky, Ohio and, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission approves the requested rezoning and the Zone Map 96-01, as codified in Section 1121.03 of the Codified Ordinances of the City, is hereby amended to effect the rezoning of Parcel No. 57-01486.000, located at 2309 Columbus Avenue from "R1-40" Single-Family Residential District to "R-RB" Residential-Business District as more fully described in Exhibits "A" and "B" which are attached to this Ordinance and specifically incorporated herein.

Section 2. The City's Chief Planner is directed to make the change on the original Zoning Map on file in the Office of Planning and Zoning.

Section 3. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Ordinance shall take effect at the earliest time allowed by Law.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019 (effective after 30 days)

"Exhibit A"

Transferred	
In Compliance with sections 319-202 and 322-02 of the Ohio Revised Code.	
FEE \$	20.00
Exempt:	
R.E. TRANSFER:	
\$	60.00
Richard H. Jeffrey Erie County Auditor	
Trans. Fees: \$	50
Date:	7-25-08

PER R.C. 319.203
Erie County Auditor-Engineer
Date 7-25-08
Richard H. Jeffrey

Barbara A. Sessler
County Recorder, Erie County OH

201806481 Total Pages: 2
07/25/2018 01:35:35 PM Fees: \$28.00

First American Title DEED OF TRUSTEE

#2552563

PAMELA FIDLER, SUCCESSOR TRUSTEE OF THE ROBERT G. FIDLER, SR. TRUST dated December 28, 2008 ("Grantor"), by the power conferred by Robert G. Fidler, Sr. and grants, with fiduciary covenants, to **THEODORE R. PETERS** and **DEBRA A. PETERS**, husband and wife ("Grantees"), whose tax mailing address is 2309 Columbus Avenue, Sandusky, Ohio 44870, the following real property:

Real property in the City of Sandusky, County of Erie, State of Ohio, and is described as follows:
Being Lot Number Two Hundred Thirty-Eight (238) on Columbus Avenue, in James Flynn, et al. Subdivision of Outlots 57 and 58 South of Southwark, as per plat recorded in Volume 3 of Plats, Page 22, Erie County, Ohio records

Prior Instrument Reference: Recorder's File No. 201000275, Erie County, Ohio Records.

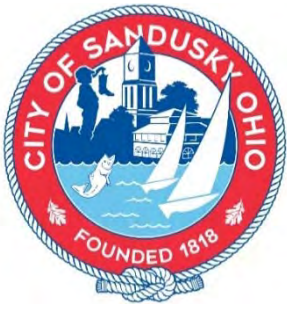
Auditor's Parcel Number: 57-01486.000

To have and to hold the above-granted and bargained premises, with all the privileges and appurtenances thereunto belonging to the said Grantees, and for their joint lives, to the remainder to the survivor of Grantees, and to the survivor's heirs and assigns forever. And the said Grantor, for their heirs and assigns, does hereby covenant with the said Grantees, their heirs and assigns, that is lawfully seized of the premises aforesaid; that the said premises are free and clear of all encumbrances, whatsoever except those created by Grantees, zoning ordinances, legal highways, restrictions and easements of record created or reserved as a part of a general plan in and for the subdivision in which the property is located, and taxes and assessments due and payable for the current tax year and thereafter, and that she will forever warrant and defend the same, with the appurtenances, unto the said Grantees, their heirs and assigns, against the lawful claims of all persons whomsoever except as noted above.



4 parking spaces to the west of bldg.

Exhibit "B"



DEPARTMENT OF PUBLIC WORKS

240 Columbus Ave.
Sandusky, Ohio 44870
419.627.5829
www.ci.sandusky.oh.us

To: Eric Wobser, City Manager

From: Joshua Snyder, P.E.

Date: September 13, 2019

Subject: **Commission Agenda Item – Award the Lions Park Shoreline Revetment Project to Mark Haynes Construction**

ITEM FOR CONSIDERATION: Legislation awarding a contract to Mark Haynes Construction of Norwalk, Ohio for the Lions Park Shoreline Revetment Project.

BACKGROUND INFORMATION: Lions Park is in need of shoreline protection due to years of erosion and wave-action from the bay in this area. This wave action combined with “shelf ice” damage at the point where the water meets the land has caused erosion and a dropoff in many areas where the land has given way into the water. Protecting this shoreline to prevent further erosion is a necessity along the edge of this park to safeguard the large investments recently put into this area. Property values in this area hinge on the existence of this public park and the amenities it provides.

Specifically, the work will consist of shaping the embankment and tying large stone into the subgrade, in combination with fabric material and smaller stone to “lock in” the larger stone. The work will extend about 300 linear feet Westward from the west end of the previous shoreline revetment project that occurred in early 2019. Said stone material will be placed at an angle to dissipate the waves that crash into land. The City has a temporary shoreline structure permit from ODNR to perform this work. The existing 120 linear feet of natural beach area will remain and not be disturbed with this project.

The base bid amount covered about 200 linear feet of shoreline and the alternate bid was for an additional 100 linear feet of shoreline to be addressed with this project, if the budget allowed.

The following bid were received on Friday, September 13, 2019 at a formal public bid opening:

A.J. Riley, Inc. Norwalk, OH 100% Bid Bond	Bid Alternate #1	\$75,025.00 \$20,075.00
Demex Construction Services, LLC Sheffield Village, OH 10% Bid Bond	Bid Alternate #1	\$82,013.00 \$23,405.00
GEO Gradel Co. Sandusky, OH 100% Bid Bond	Bid Alternate #1	\$73,850.00 \$20,700.00
Great Lakes Demolition Vickery, OH	Bid Alternate #1	\$73,850.00 \$16,755.00

100% Bid Bond

Huffman Equipment Rental & Contracting
Eastlake, OH
100% Bid Bond

Bid	\$73,737.50
Alternate #1	\$18,312.5

Mark Haynes Construction
Norwalk, OH
100% Bid Bond

Bid	\$58,800.00
Alternate #1	\$15,800.00

Precision Paving Inc.
Milan, OH
100% Bid Bond

Bid	\$71,675.00
Alternate #1	\$19,125.00

The engineer's estimate for the base bid was \$80,500 and the alternate bid was \$15,900, for a total of \$96,400.

The contractual schedule for completion of construction is Friday, July 3, 2020.

BUDGETARY INFORMATION: The estimated cost of the project based on bids, including legal advertisement, and recording fee is \$74,812.80, with \$50,000 coming from Parks and Recreation Capital Projects Fund and \$24,812.80 from Issue 8 Parks and Recreation Funds from the Capital Projects Fund.

ACTION REQUESTED: With the pricing for both the base and alternate bid items coming in aggressively and below the estimated amount, we anticipate finishing the remaining revetment work necessary along the park with this project. Therefore, it is recommended that proper legislation be prepared to award a contract to Mark Haynes Construction of Norwalk, Ohio for the Lions Park Shoreline Revetment Project in an amount not to exceed \$74,600.00 be approved and that the necessary legislation be passed under suspension of the rules and in accordance with Section 14 of the City Charter to allow the contractor the opportunity to begin work early, if possible and complete the project prior to the construction completion deadline of Friday, July 3, 2020.

I concur with this recommendation:

Eric Wobser
City Manager

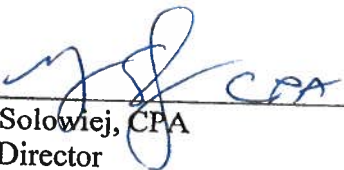
Aaron M. Klein, P.E.
Director

cc: K. Kresser, Commission Clerk; H. Solowiej, Finance Director; T. Hayberger, Law Director

**CHIEF FINANCIAL OFFICER'S CERTIFICATION OF
FUNDS AVAILABLE**

In the matter of: Lions Park Shoreline Revetment

It is hereby certified that the moneys required to meet the obligations of the City of Sandusky have been lawfully appropriated for such purposes and are in the treasury of the City of Sandusky or are in the process of collection to an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Ohio Rev. Code Sections 5705.41 and 5705.44.



Hank S. Solowiej, CPA
Finance Director

9/16/19
Date

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MARK HAYNES CONSTRUCTION OF NORWALK, OHIO, FOR THE LIONS PARK SHORELINE REVETMENT PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Lions Park is in need of shoreline protection due to years of erosion and wave-action from the bay and the years of exposure to wave action and “shelf ice” damage at the point where the water meets the land has caused erosion and a drop-off in many areas where the land has given way into the water; and

WHEREAS, the Lions Park Shoreline Revetment Project involves shaping the embankment and tying large stone into the subgrade, in combination with fabric material and smaller stone to “lock in” the larger stone, extending about 300 lineal feet Westward from the west end of the previous shoreline revetment project that occurred in early 2019 and the stone material used will be placed at an angle to dissipate the waves that crash into land and the existing 120 lineal feet of natural beach area will remain and not be disturbed; and

WHEREAS, this City Commission declared the necessity to proceed with the proposed Lions Park Shoreline Revetment Project by Resolution No. 033-19R, passed on August 26, 2019; and

WHEREAS, upon public competitive bidding as required by law seven (7) appropriate bids were received and the bid from Mark Haynes Construction of Norwalk, Ohio, was determined to be the lowest and best bid; and

WHEREAS, the total estimated cost of this project based on bids, including inspection and advertising expenses, is \$74,812.80 and will be paid with Parks and Recreation Capital Projects Funds in the amount of \$50,000.00 and the remaining balance of \$24,812.80 will be paid with Issue 8 Parks and Recreation Funds from the Capital Projects Fund; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to allow the contractor the opportunity to begin work early, if possible, and complete the project prior to the construction completion deadline of July 3, 2020; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to enter into a contract with Mark Haynes Construction of Norwalk, Ohio, for the Lions Park Shoreline Revetment Project in an amount **not to exceed** Seventy Four Thousand Six Hundred and 00/100 Dollars (\$74,600.00) consistent with the bid submitted by Mark Haynes Construction of Norwalk, Ohio, currently on file in the office of the Director of Public Works.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019



PLANNING DEPARTMENT

Division of Transit

222 Meigs Street
Sandusky, Ohio 44870
419.621.8462
www.ci.sandusky.oh.us

TO: Eric Wobser, City Manager

FROM: Nicole DeFreitas, Transit Administrator

DATE: September 13, 2019

SUBJECT: Sandusky Transit System – FY2020 Ohio Transit Partnership Program (OTP2) Grant Application

ITEM FOR CONSIDERATION: Request for Resolution of Authorization to file applications with the Ohio Department of Transportation (ODOT) for the FY 2020 Ohio Transit Partnership Program (OTP2) and upon approval for the City Manager to execute the grant agreement as awarded.

BACKGROUND INFORMATION: The OTP2 grant, formerly the Ohio Transit Preservation Partnership Program, as authorized by the Ohio Department of Transportation, is a competitive, discretionary program available to both urban and rural transit system in Ohio. Transit agencies must be recipients of FTA Section 5307 or 5311 funds to be eligible to apply for OTP2 funds.

Since STS is a recipient of Federal 5311 Rural Transit Grant operating funds, STS will be applying for up to \$500,000 in grant funding. The four projects being proposed for OTP2 funding include; installing fiber optic network at the Amtrak station, equipping each transit bus with Wi-Fi that can provide real-time feeds of bus locations on the fixed routes that will be incorporated with online apps; creation of a workforce and educational “orange” route that will connect Sandusky with Bowling Green State University, Firelands and many employment opportunities in the region; and finally, installing digital advertising boards on the inside and outside of transit buses that will provide more detailed information for our passengers, along with providing STS the ability to increase advertising revenue.

BUDGET IMPACT: The grant requires a 20% local match. The match will be generated from multiple local sources including State General Revenue Funds, Capital Replacement Funds and City General Revenue Funds (Transit Funds.) The maximum local match will be \$100,000 but will be determined by the final grant award amount.

ACTION REQUESTED: A resolution authorizing the filing of an application with the Ohio Department of Transportation for the FY 2020 Ohio Transit Partnership Program, and upon approval, for the City Manager to execute the grant agreement as awarded. It is further requested that this legislation take immediate effect in full accordance with Section 14 of the City Charter since applications are due to the Ohio Department of Transportation by September 25, 2019.

I concur with this recommendation:

Eric Wobser
City Manager

Angela Byington
Director of Planning

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR FY2020 OHIO TRANSIT PARTNERSHIP PROGRAM GRANT FUNDS FOR THE SANDUSKY TRANSIT SYSTEM; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, since State FY 2012, the Ohio Department of Transportation (ODOT) has provided financial assistance to urban public transit systems in Ohio through the Ohio Transit Preservation Partnership Program and up until this current fiscal year, the Ohio Transit Preservation Partnership Program provided federal funds to urban transit systems in Ohio for vehicle replacements, rail track rehabilitation, preventive maintenance, software, equipment, and capital cost of contracting; and

WHEREAS, beginning with State FY 2020, the renamed Ohio Transit Partnership Program (OTP2) is a competitive, discretionary program that is available to both urban and rural transit systems in Ohio and the sources of these funds are no longer federal dollars that need to be transferred but state general revenue funds approved by the Ohio General Assembly for the FY 2020-2021 biennium and the Ohio Department of Transportation has allocated \$44.4 million for State FY 2020; and

WHEREAS, upon approval by the City Commission, the City will be applying for financial assistance up to \$500,000.00 for the Sandusky Transit System for projects which include: installation of a fiber optic network at the Amtrak Station, creation of an “orange” route connecting Sandusky with Bowling Green State University, Firelands Hospital, and other employers in the region, and installation of digital advertising boards on the transit buses; and

WHEREAS, the grant requires a local match of 20%, which will be generated from multiple local sources including State General Revenue Funds, Capital Replacement Funds, and City General Revenue Funds; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to file the application with the Ohio Department of Transportation for the Ohio Transit Partnership Program by the submission deadline of September 25, 2019; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments, including the Sandusky Transit System, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is hereby authorized to execute and file an application on behalf of the City of Sandusky with the Ohio Department of

Transportation for the Ohio Transit Partnership Program for funding to assist with projects for the Sandusky Transit System and to execute any contracts or agreements on behalf of the City and lawfully expend funds should they be awarded.

Section 2. The City Manager is authorized to execute and file with the City's applications any assurances or any other documentation required by the Ohio Department of Transportation and to furnish such additional information as the Ohio Department of Transportation may require in connection with the City's applications.

Section 3. The Clerk of the City Commission is hereby directed to furnish a certified copy of this Resolution to be utilized for the filing of any applications for financial assistance from the Ohio Department of Transportation.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019



CITY OF SANDUSKY POLICE DEPARTMENT

222 Meigs Street
Sandusky, Ohio 44870
419.627.5863
www.ci.sandusky.oh.us

To: Eric Wobser, City Manager

From: John Orzech, Police Chief

Date: September 4, 2019

Subject: Commission Agenda Item

ITEM FOR CONSIDERATION: Requesting legislation authorizing the City Manager to purchase one (1) 2020 Chevy Traverse through Sourcewell, formally the National Joint Powers Alliance, Cooperative Purchasing Program (Contract 120716-NAF) from National Auto Fleet Group of Watsonville, California, at an amount not to exceed \$32,731.83.

BACKGROUND INFORMATION: It has been determined by the Police Chief and Fleet Maintenance Foreman, Troy Vaccaro that the 2004 Chevrolet Impala, Vin No. 2G1WF52E349450406, that is as an unmarked vehicle used by the Detective Bureau, has exceeded its useful life expectancy and is no longer of any use to the city. This new vehicle will be used by the detective bureau as a narcotics surveillance vehicle that the narcotics detectives will use to enforce narcotics laws and ordinances. The existing vehicle being replaced will be sold through the on-line process and the proceeds from the sale will be deposited into the Law Enforcement Trust Fund.

The above listed vehicle is available through Sourcewell Cooperative Purchasing Program from National Auto Fleet Group Watsonville, California.

Sourcewell Cooperative Purchasing Program allows local political subdivisions to purchase items that have been competitively bid from the successful State or National vendor thereby giving the City the benefit of the State's competitively bid price and eliminating the necessity of formal bidding by the City.

SANDUSKY, OHIO – HOME OF 'AMERICA'S ROLLER COAST'®

BUDGETARY INFORMATION: The cost for the vehicles is \$32,731.83 which will be paid for with Law Enforcement Trust Funds.

ACTION REQUESTED: It is requested that the proper legislation be prepared to purchase one (1) 2020 Chevy Traverse vehicle from National Auto Fleet Group Watsonville, California in an amount not to exceed \$32,731.83 through the National Joint Powers Alliance Contract Purchasing Program (Contract 120716-NAF). It is further requested that this legislation be passed in accordance with Section 14 of the City Charter to allow the order to be expedited so the Police Department can begin utilizing it at the earliest opportunity.

Approved:

I concur with this recommendation:

John Orzech, Police Chief

Eric Wobser, City Manager

cc: Hank Solowiej, Finance Director
Trevor Hayberger, Law Director

**CHIEF FINANCIAL OFFICER'S CERTIFICATION OF
FUNDS AVAILABLE**

In the matter of: 2020 Cheryl Traverse

It is hereby certified that the moneys required to meet the obligations of the City of Sandusky have been lawfully appropriated for such purposes and are in the treasury of the City of Sandusky or are in the process of collection to an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Ohio Rev. Code Sections 5705.41 and 5705.44.

Hank S. Solowiej, CPA
Hank S. Solowiej, CPA
Finance Director

9-10-19
Date



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076

(855) 289-6572 • (831) 480-8497 Fax

Fleet@NationalAutoFleetGroup.com

8/23/2019

8/30/2019 Re-Configured

Quote ID: **19904 R1**

Order Cut Off Date: **TBA**

Troy Vaccaro
City of Sandusky Ohio
Fleet Maintenance

222 Meigs St
1024 Cement Ave

Sandusky, Ohio, 44870

Dear Troy Vaccaro,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration.

One (1) New/Unused (2020 Chevrolet Traverse (1NC56) FWD 4dr LT Cloth w/1LT,) and delivered to your specified location, each for

	One Unit
Contract Price	\$32,731.83
Tax (0.0000 %)	\$0.00
Tire fee	\$0.00
Total	\$32,731.83

- per the attached specifications. Price includes 2 additional key(s).

This vehicle(s) is available under the **Sourcewell (Formerly Known as NJPA) Contract 120716-NAF** . Please reference this Contract number on all purchase orders to National Auto Fleet Group. Payment terms are Net 20 days after receipt of vehicle.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,

Jesse Cooper
Account Manager
Email: Fleet@NationalAutoFleetGroup.com
Office: (855) 289-6572
Fax: (831) 480-8497



ORDINANCE NO. _____

AN ORDINANCE DECLARING A 2004 CHEVROLET IMPALA, AS UNNECESSARY AND UNFIT FOR CITY USE PURSUANT TO SECTION 25 OF THE CITY CHARTER; AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE A 2020 CHEVY TRAVERSE FROM NATIONAL AUTO FLEET GROUP OF WATSONVILLE, CALIFORNIA, FOR THE POLICE DEPARTMENT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, it has been determined by the Police Chief and Fleet Maintenance Chief Foreman that the 2004 Chevrolet Impala, VIN No. 2G1WF52E349450406, that is used by the Detective Bureau has exceeded its useful life expectancy and is no longer of any use to the City and is recommending this vehicle be declared obsolete, unnecessary and unfit for City use and be auctioned on the internet with the proceeds from the sale being deposited in the Law Enforcement Trust Fund; and

WHEREAS, it is recommended to replace the 2004 Chevrolet Impala with a new 2020 Chevy Traverse to be used by the Detective Bureau and narcotics detectives as a narcotics surveillance vehicle to enforce narcotics laws and ordinances; and

WHEREAS, Sourcewell's (formerly National Joint Powers Alliance (NJPA) cooperative contract purchasing leverages the national purchasing power of more than 50,000 member agencies while also streamlining the required purchasing process and as a municipal national contracting agency, Sourcewell establishes and provides nationally leveraged and competitively solicited purchasing contracts under the guidance of the Uniform Municipal Contracting Law; and

WHEREAS, the City as a member of the Sourcewell Cooperative Purchasing Program (Member ID 68351) desires to purchase a 2020 Chevy Traverse that has been competitively bid and made available through the membership from National Auto Fleet Group of Watsonville, California; and

WHEREAS, the total cost the 2020 Chevy Traverse is \$32,731.83 and will be paid with Law Enforcement Trust Funds; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter to allow the order to be expedited so the Police Department can begin utilizing the new vehicle at the earliest opportunity; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Police Department, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this

Ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission finds and determines that the 2004 Chevrolet Impala, VIN No. 2G1WF52E349450406, is unnecessary and unfit for City use pursuant to Section 25 of the City Charter and the City Manager is authorized and directed to dispose of this personal property no longer needed for City purposes through public auction, sale process or internet auction with the proceeds from sale to be deposited into the Law Enforcement Trust Fund.

Section 2. The City Manager is authorized and directed to expend funds for the purchase a 2020 Chevy Traverse through the Sourcewell Cooperative Purchasing Program (Contract 120716-NAF) from National Auto Fleet Group of Watsonville, California, for the Police Department at an amount **not to exceed** Thirty Two Thousand Seven Hundred Thirty One and 83/100 Dollars (\$32,731.83).

Section 3. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its

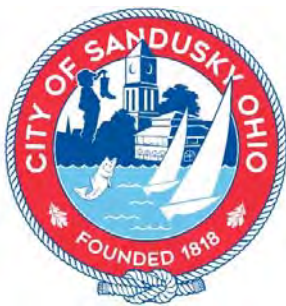
adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST:

KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019



COMMUNITY DEVELOPMENT

Matthew D. Lasko
Chief Development Officer
mlasko@ci.sandusky.oh.us

240 Columbus Avenue
Sandusky, Ohio 44870
419-627-5707
www.ci.sandusky.oh.us

To: Eric Wobser, City Manager

From: Matthew D. Lasko, Chief Development Officer

Date: September 13, 2019

Subject: Commission Agenda Item – CDBG FY2018 Demolition Project #1 – Change Order #1.

Item for Consideration: Ordinance authorizing and directing the City Manager to approve Change Order #1 for the demolition and asbestos abatement of various properties related to CDBG FY2018 Demolition Project #1 – and more specifically additional costs related to 707 Warren Street.

Background Information: On June 24, 2019, the City Commission authorized the City Manager to enter into a contract with Pro Supply, Inc. (the “Company”) for asbestos abatement and demolition of six (6) properties as part of CDBG FY2018 Demolition Project #1- which included the following properties: 707 Warren, 2014 Wilson, 1830 Second, 1222 Milan, 816 W. Market and 722 Wayne. Shortly thereafter, the City formally entered into contract with the Company for \$89,081 and noted a substantial completion deadline of September 20, 2019.

The proposed Change Order #1 first requests to extend the substantial completion deadline to October 20, 2019 in response to certain delays experienced with securing full utility abandonment at all included properties.

Change Order #1 also includes a monetary increase to the base contract. While excavating the surface asphalt that comprised the parking lot at 707 Warren Street, concrete slab was discovered underneath and is present under the entirety of the surface asphalt. Without removal of the concrete slab, only 1-2 inches of topsoil could be laid on the site which is unsatisfactory in order to properly plant and seed the site. Therefore, it is proposed to excavate approximately 15,000 square feet of 3-4-inch-thick concrete slab throughout the site in order to ensure an adequate depth of topsoil for planting purposes.

Total cost for the additional work is \$7,244.00 which is an increase of 8.1% from the original contract base cost.

Budgetary Information: The total cost of all items included in this Change Order #1 is \$7,244.00 The additional funds will be expensed from the Real Estate Fund.

Action Requested: It is requested that the proper legislation be prepared to permit the City Manager to approve Change Order #1 for the asbestos abatement and demolition of various properties as part of CDBG FY2018 Demolition Project #1 with Pro Supply, Inc. and that the necessary legislation be passed under suspension of the rules and in accordance with Section 14 of the City Charter in order to immediately approve the change order and costs and to extend the project completion date to October 20, 2019, to allow the contractor additional time to complete the project and avoid being charged for liquidated damages pursuant to the contract documents.

I concur with this recommendation:

Eric Wobser
City Manager

Matthew D. Lasko
Chief Development Officer

cc: Kelly Kresser, Clerk of City Commission
Hank Solowiej, Finance Director
Trevor Hayberger, Law Director
Angela Byington, Planning Director

**CHIEF FINANCIAL OFFICER'S CERTIFICATION OF
FUNDS AVAILABLE**

In the matter of: CDBG FY2018 Demo Project #1- change order #1

It is hereby certified that the moneys required to meet the obligations of the City of Sandusky have been lawfully appropriated for such purposes and are in the treasury of the City of Sandusky or are in the process of collection to an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Ohio Rev. Code Sections 5705.41 and 5705.44.



Hank S. Solowiej, CPA
Finance Director

9 16 19
Date

Project: CDBG FY2018 - Demolition Project #1
Construction Work Order No.: 1

Contractor: Pro Supply, Inc.

Order is hereby issued and accepted for the following cost adjustments and time extension for substantial completion.

Explanation: Discovery of concrete slabbing under surface asphalt and delay of sunstantial completion .	Total Difference	\$	7,244.00
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Accepted: Jonathan Varcelli Date: 09/13, 2019
Contractor

Accepted: [Signature] Date: 9-16, 2019
Chief Development Officer

Original Contract Price =	\$	89,081.00
Contract Price after CO2 =	\$	96,325.00
% Increase =		8.1%
Original Budget/Estimate =	\$	89,081.00
% Increase =		8.1%



16551 St. Clair Ave.
Cleveland, OH 44110

www.prosupplydemo.com

jv@prosupplydemo.com

Estimate

Date	Estimate #
9/13/2019	19-113

Customer
City of Sandusky, OH

Project Information
115-05-094 707 Warren Sandusky, OH Concrete Parking Lot Removal

Description	Qty	Rate	Total
Remove concrete pad underneath asphalt parking lot & backfill:		0.00	0.00
Disposal & trucking	1	2,772.00	2,772.00
Backfill material & trucking	1	2,072.00	2,072.00
Excavator, operator & laborer	1	2,400.00	2,400.00
Thank you for the opportunity.		Total	\$7,244.00

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPROVE THE FIRST CHANGE ORDER FOR WORK TO BE PERFORMED BY PRO SUPPLY, INC., OF CLEVELAND, OHIO, FOR THE CDBG FY18 DEMOLITION PROJECT #1 IN THE AMOUNT OF \$7,244.00; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed CDBG FY18 Demolition Project #1 by Resolution No. 008-19R, passed on February 25, 2019, which involved the asbestos abatement and demolition of six (6) residential structures and one (1) commercial structures; and

WHEREAS, one of the residential properties, located at 405-407 Tiffin Avenue, was acquired and demolished by the Erie County Land Reutilization Corporation; and

WHEREAS, the CDBG FY18 Demolition Project #1 involves asbestos abatement and demolition of five (5) residential structures which were condemned and ordered for demolition by the City or the Housing Appeals Board and are located at 2014 Wilson Street, 722 Wayne Street, 1222 Milan Road, 1830 Second Street, and 816 W. Market Street, and the commercial structure located at 707 Warren Street and is owned by the City; and

WHEREAS, this City Commission approved the awarding of the contract to Pro Supply, Inc. of Cleveland, Ohio, for work being performed for the CDBG FY18 Demolition Project #1 by Ordinance No. 19-113, passed on June 24, 2019; and

WHEREAS, this First Change Order provides for additional work for the removal of concrete discovered underneath the parking lot at 707 Warren Street in the amount of \$7,244.00 and for the extension of the substantial completion date from September 20, 2019, to October 20, 2019, in response to certain delays experienced with securing full utility abandonment at all properties; and

WHEREAS, the original contract with Pro Supply Inc. was \$89,081.00 and with the addition of this First Change Order in the amount of \$7,244.00, the revised contract cost is \$96,325.00 and the additional amount of \$7,244.00 will be paid with Real Estate Funds; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to immediately approve the change order and costs and to extend the completion date and allow the contractor to complete the work beyond the original completion date of September 20, 2019, and avoid being charged for liquidated damages pursuant to the contract documents; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Community Development, of the City of Sandusky, Ohio, the City Commission of the City of

Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is hereby authorized and directed to approve this First Change Order for work to be performed for the CDBG FY18 Demolition Project #1 in an amount **not to exceed** Seven Thousand Two Hundred Forty Four and 00/100 Dollars (\$7,244.00) resulting in a revised contract cost of Ninety Six Thousand Three Hundred Twenty Five and 00/100 Dollars (\$96,325.00) with Pro Supply, Inc. of Cleveland, Ohio, and extending the substantial completion date from September 20, 2019, to October 20, 2019.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: September 23, 2019