



**SANDUSKY CITY COMMISSION
REGULAR SESSION AGENDA
November 23, 2020 AT 5 P.M.
CITY HALL, 240 COLUMBUS AVENUE**

INVOCATION	Dennis Murray
PLEDGE OF ALLEGIANCE	
CALL TO ORDER	
ROLL CALL	W. Poole, B. Harris, D. Murray, D. Brady, N. Twine, M. Meinzer & D. Waddington
APPROVAL OF MINUTES	November 9, 2020
AUDIENCE PARTICIPATION	
COMMUNICATIONS	Motion to accept all communications submitted below
CURRENT BUSINESS	

CONSENT AGENDA ITEMS

ITEM A – Submitted by Stuart Hamilton, IT Manager

DISPOSAL OF IT EQUIPMENT (SECOND READING)

Budgetary Information: There is no budgetary impact. These items will be donated to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc. at no cost to the City.

RESOLUTION NO. _____: It is requested a resolution be passed authorizing the disposal of used computers, laptops, and related equipment as being unnecessary and unfit for city use pursuant to Section 25 of the City Charter; and approving their donation to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc.

ITEM B – Submitted by Aaron Klein, Director of Public Works

2021 CHEMICAL CONTRACTS FOR BIG ISLAND WATER WORKS AND THE WASTEWATER TREATMENT PLANT

Budgetary Information: Funds for the purchase of these items are routinely included in the operating budgets of the Water and Sewer Plants.

- (1) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 12,000 gallons, more or less, of liquid sodium permanganate from Thatcher Company of New York Inc., of Buford, Georgia, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (2) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 17,000 gallons, more or less, of hydrofluosilicic acid from PVS Nolwood Chemicals, Inc., of Detroit, Michigan, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (3) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 50,000 gallons, more or less, of sodium hydroxide liquid from Univar USA Inc., of Cincinnati, Ohio, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (4) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 90,000 gallons, more or less, of sodium hypochlorite from Bonded Chemicals, Inc., of Columbus, Ohio, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (5) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 550 wet tons, more or less, of aluminum sulfate polymer blend liquid from Applied Specialties, Inc., of Avon Lake, Ohio, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (6) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 123,000 pounds, more or less, of powder activated carbon from Bonded Chemicals, Inc., of Columbus, Ohio, for use at the Big Island Water Works Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.
- (7) ORDINANCE NO. _____:** It is requested an ordinance be passed authorizing and directing the City Manager to purchase 350,000 pounds, more or less, of ferrous chloride solution from Kemira Water Solutions, Inc., of Lawrence, Kansas, for use at the Wastewater Treatment Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

(8) ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to purchase 60,000 pounds, more or less, of polymer liquid from SNF Polydyne Inc., of Riceboro, Georgia, for use at the Wastewater Treatment Plant during the calendar year 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM C – Submitted by Scott Thom, Chief Building Official

CONTRACT WITH ROBERT G. STADLER FOR CONSULTING CONTRACT FOR CY 2021

Budgetary Information: Mr. Stadler will be paid at the rate of \$55.00 per hour for work performed up to a maximum of \$7,500.00. The cost of this contract will be paid with the Building Division operating budget. The plan review expense will be paid by the collection of plan review fees by the Building Division. This contract can be terminated at any time, by either party, with thirty (30) day-notice to the other party.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with Robert G. Stadler for CY 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM D – Submitted by Scott Thom, Chief Building Official

CONTRACT WITH GEORGE J. POLOS FOR CONSULTING CONTRACT FOR CY 2021

Budgetary Information: Mr. Poulos will be paid at the rate of \$2,000.00 per month for work performed for a total of \$24,000.00. The cost of this contract will be paid with the Building Division operating budget. The plan review expense will be paid by the collection of plan review fees by the Building Division. This contract can be terminated at any time, by either party, with thirty (30) day-notice to the other party.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with George J. Poulos for CY 2021; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM E – Submitted by Tom Horsman, Assistant Planner

EXPENDITURE FOR DISPATCH SOFTWARE MAINTENANCE FEES FOR SANDUSKY TRANSIT SYSTEM

Budgetary Information: The total cost for two (2) years of software maintenance and support for the TripMaster Software is \$49,440.00. It will initially be paid with Transit Funds of which 100% will be reimbursed by ODOT with funding from the TIGER Grant.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing payment to Foxster OPCO, LLC D.B.A. CTS Software of Swansboro, North Carolina, for the Tripmaster dispatching software maintenance & support fees for the Sandusky Transit System for the period of November 1, 2021 through October 31, 2023; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM F – Submitted by Michelle Reeder, Finance Director

BUDGET AMENDMENT #3

Budgetary Information: Appropriation amendments are required to update the 2020 budget. Examples include, but are not limited to:

- General Fund
- Corona Virus Relief funds
- Federal Grants
- Capital Project funds
- Water funds
- Sewer funds

ORDINANCE NO. _____: It is requested an ordinance be passed adopting Amendment No. 3 to ordinance No. 20-58 passed by the city commission on March 23, 2020, making general appropriations for the fiscal year 202; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

REGULAR AGENDA ITEMS

ITEM #1 – Submitted by Debi Eversole, Community Development Programs Administrator

SALE OF PROPERTY OF LOT SPLIT “C” ON MARKET STREET

Budgetary Information: The sales price per the Agreement is \$39,400.00. All sales proceeds will be deposited into the Real Estate Development Fund.

ORDINANCE NO. _____: It is requested an ordinance be passed declaring that certain real property owned by the city located at 430 East Market Street, Sandusky, and identified as parcel No. 56-00985.002, is no longer needed for any municipal purpose and authorizing and directing the City Manager to enter into an agreement to sell the designated real property to Ronald and Warrenette Parthemore; and declaring that this ordinance shall take immediate effect in accordance with section 14 of the City Charter.

ITEM #2 – Submitted by Aaron Klein, Director of Public Works

CONTRACT WITH GARNER SANITATION FOR PORTABLE RESTROOM RENTAL

Budgetary Information: The total cost of this contract for years 2021-2023 is \$50,976.75. The cost of the rental and service of the portable restrooms will be paid with General Funds and Recreation Funds based on the usage (number of service times and the restroom size) and location. All costs have been included in Contractual Services portions of the Operations and Maintenance budgets for the respective departments. This agreement may be amended if additional units are needed in the future.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a three (3) year agreement with Garner Sanitation Service Inc. of Sandusky, Ohio, for the rental and service of portable restrooms in city parks; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM #3 – Submitted by Joshua Snyder, Assistant City Engineer

CONTRACT WITH BURCH HYDRO INC. FOR WATERWATER TREATMENT PLANT DIGESTER CLEANOUT PROJECT

Budgetary Information: The total cost for this cleanout work is \$69,991.00, which includes material transport, equipment, labor and contingencies, and will be paid from the Sewer Fund. The funds for this work has been included in the recent rate increase.

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with Burch Hydro Inc. of Fredericktown, Ohio, for the Wastewater Treatment Plant (WWTP) Digester Cleanout Project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM #4 – Submitted by Jane Cullen, Project Engineer

SAFE ROUTES TO SCHOOLS PROJECT CHANGE ORDER #1

Budgetary Information: The original contract with D.L. Smith is for \$177,770.50. Change Order No. 1, an addition of \$3,870.43 will revise the final contract amount to \$181,640.93. This Local Public Authority (LPA) project is 100% funded with Federal Highway Administration (FHWA) funds through the Ohio Department of Transportation (ODOT) and the Erie County Metropolitan Planning organization (MPO) The cost of Change Order No. 1 will be funded 100% with Federal Highway Administration (FHWA) funds through the Ohio Department of Transportation (ODOT).

ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to approve the first change order for work performed by D.L. Smith Concrete, LLC, of Norwalk, Ohio, for the Safe Routes to School (SRTS) Sandusky Middle School Project, PID 103737, in the amount of \$3,870.43; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM #5 – Submitted by Aaron Klein, Director of Public Works

APPROVAL FOR THREE EASEMENTS ON WATER STREET

Budgetary Information: The City will receive \$1.00 for each easement and license agreement, totaling \$3.00, which will be placed in the City’s General Fund. The property owner will be responsible for the recording fees of each agreement at the Erie County Recorder’s Office.

(A) ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to grant two easements to Huntley Building, LLC, on city property currently utilized as public parking off East Water Street, Sandusky, for dumpster enclosures, and a stair, walkway, and entrance; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

(B) ORDINANCE NO. _____: It is requested an ordinance be passed authorizing and directing the City Manager to grant an easement to Huntley Building, LLC, and Cooke Building, LLC on city property currently utilized as public parking off East Water Street, Sandusky, for a sewer line; 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

Online: www.ci.sandusky.oh.us – Click “Play” 



ADMINISTRATIVE SERVICES

240 Columbus Ave.
Sandusky, Ohio 44870

To: Eric Wobser, City Manager

From: Stuart Hamilton

Date: October 26th, 2020

Subject: **Commission Agenda Item – Computer Equipment Disposal**

ITEM FOR CONSIDERATION: Requesting legislation authorizing the disposal of used, obsolete computers and related equipment that have exceeded their recommended service life and are no longer in service and are no longer useful to the Information Technology Department and allowing the items to be donated to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc.

BACKGROUND INFORMATION: The Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc. has informed the City that they are continuing their used computer recycling program and that they would welcome any used computers and related equipment that the City no longer needed. Goodwill uses the proceeds from the recycling program to help fund their employment programs for area residents with disabling and disadvantageous conditions. The Information Technology Department has accumulated a surplus of used computers and related equipment that are obsolete, unnecessary and unfit for City use and is recommending that these items be donated to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc.

- | | |
|---|--|
| • 48 Computers | • 17 Laptops |
| • 9 Switches | • 5 Monitors |
| • 4 Printers | • 4 UPS's (Uninterruptable Power Supply) |
| • 1 Typewriter | • 1 Case of Receipt Printer Paper |
| • 1 Barracuda Message Archiver | • Unused Ink/Toner |
| • Miscellaneous Computer and networking parts | • Miscellaneous Old phone System parts |

BUDGETARY INFORMATION: There is no budgetary impact. These items will be donated to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc at no cost to the City.

ACTION REQUESTED: It is requested that the proper legislation be prepared declaring the used computers and related equipment as unfit for City use as recommended by the Information Technology Manager and allowing the used computers and related equipment to be donated to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc.

I concur with this recommendation:

Eric Wobser, City Manager

Stuart Hamilton, I.T Manager

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; B. Heil, Law Director

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE DISPOSAL OF USED COMPUTERS, LAPTOPS, AND RELATED EQUIPMENT AS BEING UNNECESSARY AND UNFIT FOR CITY USE PURSUANT TO SECTION 25 OF THE CITY CHARTER; AND APPROVING THEIR DONATION TO THE GOODWILL INDUSTRIES OF ERIE, HURON, OTTAWA AND SANDUSKY COUNTIES, INC.

WHEREAS, the Information Technology Department has accumulated a surplus of used computers, laptops, and related equipment that have exceeded their recommended service life and are no longer in service and no longer useful to the Information Technology Department; and

WHEREAS, the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc. has informed the City that they are continuing their used-computer recycling program and would welcome any used computers and related equipment that the City no longer needed and the proceeds from this program are used to assist with their employment programs for area residents with disabling and disadvantageous conditions; and

WHEREAS, the following items have been determined to be obsolete, unnecessary and/or unfit for City use by the Information Technology Department:

Computers (48)
Laptops (17)
Switches (9)
Monitors (5)
Printers (4)
UPS's (Uninterruptable Power Supply) (4)
Typewriter (1)
Receipt Printer Paper (1 case)
Barracuda Message Archiver (1)
Unused Ink/Toner
Miscellaneous Computer and Networking Parts
Miscellaneous Old Phone System Parts

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 Information Technology, of the City of Sandusky, Ohio and, NOW, THEREFORE,

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

Section 1. This City Commission finds and determines that the used computers, laptops, and related equipment described in the preamble above have become obsolete and are unnecessary and unfit for City use pursuant to Section 25 of the City Charter and authorizes and directs the City Manager to dispose of the used computers, laptops, and related equipment by donating the items to the Goodwill Industries of Erie, Huron, Ottawa and Sandusky Counties, Inc.

Section 2. 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 3. 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 4. That for the reasons set forth in the preamble hereto, this Resolution shall take effect at the earliest time allowed by Law.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020 (effective after 30 days)



DEPARTMENT OF PUBLIC WORKS

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

To: Eric Wobser, City Manager

From: Aaron M. Klein, P.E.

Date: November 9, 2020

Subject: Commission Agenda Item – 2021 Chemical Contract for Big Island Water Works and the Waste Water Treatment Plant

ITEM FOR CONSIDERATION: Legislation for the purchase of chemicals for use at the Big Island Works and Waste Water Treatment Plants for the calendar year 2021.

BACKGROUND INFORMATION:

Contract One – Liquid Sodium Permanganate (BIWW) 12,000 Gallons, more or less

Bonded Chemicals Inc. Columbus, OH	Bid: \$79,920.00 (\$6.66 per gallon) Surety: 100% Bid Bond
Shannon Chemical Exton, PA	Bid: \$78,840.00 (\$6.57 per gallon) Surety: 100% Bid Bond
Chemrite Inc. Buford, GA	Bid: \$78,960.00 (\$6.58 per gallon) Surety: 100% Bid Bond
Thatcher Company of New York Inc. Buford, GA	Bid: \$76,992.00 (\$6.416 per gallon) Surety: 100% Bid Bond

Contract Two – Hydrofluosilicic Acid (BIWW) 17,000 Gallons, more or less

Bonded Chemical Columbus, OH	Bid: \$36,720.00 (\$2.60 per gallon) Surety: 100% Bid Bond
PVS Nolwood Chemicals Inc. Detroit, MI	Bid: \$32,810.00 (\$1.93 per gallon) Surety: 100% Bid Bond
Alexander Chemical Corp. Peru, IL	Bid: \$35,360.00 (\$2.08 per gallon) Surety: 100% Bid Bond

Contract Three – Sodium Hydroxide Liquid (BIWW) 50,000 Gallons, more or less

Bonded Chemical Columbus, OH	Bid: \$81,000.00 (\$1.62 per gallon) Surety: 100% Bid Bond
SAL Chemical Weirton, WV	Bid: \$97,000.00 (\$1.94 per gallon) Surety: 100% Bid Bond
JCI Jones Chemicals Barberton, OH	Bid: \$76,500.00 (\$1.53 per gallon) Surety: 100% Bid Bond
Univar USA Inc Cincinnati, OH	Bid: \$72,125.00 (\$1.4425 per gallon) Surety: 100% Bid Bond
Brenntag Mid-South, Inc. Hebron, OH	Bid: \$79,850.00 (\$1.597 per gallon) Surety: 100% Bid Bond

Contract Four – Sodium Hypochlorite (BIWW) 90,000 Gallons, more or less

Bonded Chemicals, Inc. Columbus, OH	Bid: \$61,020.00 (\$0.678 per gallon) Surety: 100% Bid Bond
SAL Chemical Weirton, WV	Bid: \$82,350.00 (\$0.915 per gallon) Surety: 100% Bid Bond
Brenntag Mid-South Hebron, OH	Bid: \$102,600.00 (\$1.14 per gallon) Surety: 100% Bid Bond
Alexander Chemical Corp. Detroit, MI	Bid: \$79,821.00 (\$0.8869 per gallon) Surety: 100% Bid Bond

Contract Five – Aluminum Sulfate Polymer Blend (BIWW) 550 Wet Tons, more or less

Applied Specialties, Inc. Avon Lake, OH	Bid: \$284,900.00 (\$518.00 per wet ton) Surety: 100% Bid Bond
Chemtrade Chemicals Parisspany, NJ	Bid: \$317,900.00 (\$578.00 per wet ton) Surety: 100% Bid Bond

Contract Six – Powder Activated Carbon (BIWW) 123,000 Pounds, more or less

Bonded Chemicals, Inc. Columbus, OH	Bid: \$95,940.00 (\$0.78 per pound on truckloads) Surety: 100% Bid Bond
Carbon Activated Corp. Compton, CA	Bid: \$102,090.00 (\$0.83 per pound on truckloads) Surety: 100% Bid Bond
Chemrite Inc. Buford, GA	Bid: \$108,240.00 (\$0.88 per pound on truckloads) Surety: 100% Bid Bond

Contract Seven – Ferrous Chloride Solution (WWTP) 350,000 Pounds, more or less

Kemira Water Solutions Inc.
Lawrence, KS

Bid: \$277,200.00 (\$0.792 per pound)
Surety: 100% Bid Bond

Contract Eight – Polymer Liquid (WWTP) 60,000 Pounds, more or less

SNF Polydyne Inc.
Riceboro, GA

Bid: \$72,600.00 (\$1.21 per pound)
Surety: 100% Bid Bond

Tidewater Products
Toledo, OH

Bid: \$93,000.00 (\$1.55 per pound)
Surety: 100% Bid Bond

In addition to bidding for City chemicals, we routinely include Erie County's chemicals for their wastewater treatment plants in our annual chemical bids just as the City participates in Erie County's Road Salt Bid annually. The City of Huron and Vermilion also participate in the process with chemicals for their water and wastewater treatment plants. Each entity is responsible for entering into their own contracts with the chemical companies.

BUDGETARY INFORMATION: Funds for the purchase of these items are routinely included in the operating budgets of the Water and Sewer Plants.

ACTION REQUESTED: It is requested that the proper legislation be prepared to purchase chemicals for the calendar year 2021 for use at the Big Island Water Works and Waste Water Treatment Plant as follows:

	Description	Company	Quantity	Unit	Unit Price	Total
Contract #1	Liquid Sodium Permanganate	Thatcher Company of New York Inc.	12,000	Gallon	\$6.42	\$76,992.00
Contract #2	Hydrofluosilicic Acid (H ₂ SiF ₆)	PVS Nolwood Chemicals Inc.	17,000	Gallon	\$1.93	\$32,810.00
Contract #3	Sodium Hydroxide Liquid	Univar USA Inc.	50,000	Gallon	\$1.4425	\$72,125.00
Contract #4	Sodium Hypochlorite	Bonded Chemicals, Inc.	90,000	Gallon	\$0.678	\$61,020.00
Contract #5	Aluminum Sulfate Polymer Blend	Applied Specialties, Inc.	550	Wet Tons	\$518.00	\$284,900.00
Contract #6	Powdered Activated Carbon	Bonded Chemicals, Inc.	123,000	Pounds	\$0.78	\$95,940.00
Contract #7	Ferrous Chloride Solution	Kemira Water Solutions Inc.	350,000	Pounds	\$0.792	\$277,200.00
Contract #8	Polymer - Liquid	SNF Polydyne Inc.	60,000	Pounds	\$1.21	\$72,600.00

It is further requested that this legislation take immediate effect in full accordance with Section 14 of the City Charter to allow for delivery of the product as needed by January 1, 2021.

I concur with this recommendation:

Eric Wobser
City Manager

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; B. Heil, Law Director

CERTIFICATE OF FUNDS

In the Matter of: Chemical Contracts

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account #612-5230-54000, 613-5420-54000

By: _____



Michelle Reeder

Finance Director

Dated: 11/19/2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 12,000 GALLONS, MORE OR LESS, OF LIQUID SODIUM PERMANGANATE FROM THATCHER COMPANY OF NEW YORK INC., OF BUFORD, GEORGIA, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Twelve Thousand (12,000) gallons, more or less, of Liquid Sodium Permanganate for use at the Big island Water Works Plant, four (4) appropriate bids were received and the bid of Thatcher Company of New York Inc., of Buford, Georgia, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 be and hereby is authorized and directed to purchase Twelve Thousand (12,000) gallons, more or less, of Liquid Sodium Permanganate from Thatcher Company of New York Inc., of Buford, Georgia, for use at the Big Island Water Works Plant for \$6.416 per gallon at an amount **not to exceed** Seventy Six Thousand Nine Hundred Ninety Two and 00/100 Dollars (\$76,992.00). Said Liquid Sodium Permanganate shall be provided in accordance with the proposal of the said Thatcher Company of New York Inc., of Buford, Georgia, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 17,000 GALLONS, MORE OR LESS, OF HYDROFLUOSILICIC ACID FROM PVS NOLWOOD CHEMICALS, INC., OF DETROIT, MICHIGAN, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Seventeen Thousand (17,000) gallons, more or less, of Hydrofluosilicic Acid for use at the Big Island Water Works Plant, three (3) appropriate bids were received and the bid of PVS Nolwood Chemicals, Inc., of Detroit, Michigan, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Seventeen Thousand (17,000) gallons, more or less, of Hydrofluosilicic Acid from PVS Nolwood Chemicals, Inc., of Detroit, Michigan, for use at the Big Island Water Works Plant for \$1.93 per gallon at an amount **not to exceed** Thirty Two Thousand Eight Hundred Ten and 00/100 Dollars (\$32,810.00). Said Hydrofluosilicic Acid shall be provided in accordance with the proposal of the said PVS Nolwood Chemicals, Inc., of Detroit, Michigan, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 50,000 GALLONS, MORE OR LESS, OF SODIUM HYDROXIDE LIQUID FROM UNIVAR USA INC., OF CINCINNATI, OHIO, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Fifty Thousand (50,000) gallons, more or less, of Sodium Hydroxide Liquid, for use at the Big Island Water Works Plant, five (5) appropriate bids were received and the bid of Univar USA Inc., of Cincinnati, Ohio, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Fifty Thousand (50,000) gallons, more or less, of Sodium Hydroxide Liquid from Univar USA Inc., of Cincinnati, Ohio, for use at the Big Island Water Works Plant for \$1.4425 per gallon at an amount **not to exceed** Seventy Two Thousand One Hundred Twenty Five and 00/100 Dollars (\$72,125.00). Said Sodium Hydroxide Liquid shall be provided in accordance with the proposal of the said Univar USA Inc., of Cincinnati, Ohio, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 90,000 GALLONS, MORE OR LESS, OF SODIUM HYPOCHLORITE FROM BONDED CHEMICALS, INC., OF COLUMBUS, OHIO, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Ninety Thousand (90,000) gallons, more or less, of Sodium Hypochlorite for use at the Big Island Water Works Plant, four (4) appropriate bids were received and the bid of Bonded Chemicals, Inc., of Columbus, Ohio, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Ninety Thousand (90,000) gallons, more or less, of Sodium Hypochlorite from Bonded Chemicals, Inc., of Columbus, Ohio, for use at the Big Island Water Works Plant for \$0.678 per gallon at an amount **not to exceed** Sixty One Thousand Twenty and 00/100 Dollars (\$61,020.00). Said Sodium Hypochlorite shall be provided in accordance with the proposal of the said Bonded Chemicals, Inc., of Columbus, Ohio, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 550 WET TONS, MORE OR LESS, OF ALUMINUM SULFATE POLYMER BLEND LIQUID FROM APPLIED SPECIALTIES, INC., OF AVON LAKE, OHIO, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Five Hundred Fifty (550) wet tons, more or less, of Aluminum Sulfate Polymer Blend Liquid for use at the Big Island Water Works Plant, two (2) appropriate bids were received and the bid of Applied Specialties, Inc., of Avon Lake, Ohio, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Five Hundred Fifty (550) wet tons, more or less, of Aluminum Sulfate Polymer Blend Liquid from Applied Specialties, Inc., of Avon Lake, Ohio, for use at the Big Island Water Works Plant for \$518.00 per wet ton at an amount **not to exceed** Two Hundred Eighty Four Thousand Nine Hundred and 00/100 Dollars (\$284,900.00). Said Aluminum Sulfate Polymer Blend Liquid shall be provided in accordance with the proposal of the said Applied Specialties, Inc., of Avon Lake, Ohio, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 123,000 POUNDS, MORE OR LESS, OF POWDERED ACTIVATED CARBON FROM BONDED CHEMICALS, INC., OF COLUMBUS, OHIO, FOR USE AT THE BIG ISLAND WATER WORKS PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of One Hundred Twenty Three Thousand (123,000) pounds, more or less, of Powdered Activated Carbon for use at the Big Island Water Works Plant, three (3) appropriate bids were received and the bid of Bonded Chemicals, Inc., of Columbus, Ohio, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Big Island Water Works Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase One Hundred Twenty Three Thousand (123,000) pounds, more or less, of Powdered Activated Carbon from Bonded Chemicals, Inc., of Columbus, Ohio, for use at the Big Island Water Works Plant for \$0.78 per pound at an amount **not to exceed** Ninety Five Thousand Nine Hundred Forty and 00/100 Dollars (\$95,940.00). Said Powdered Activated Carbon shall be provided in accordance with the proposal of the said Bonded Chemicals, Inc., of Columbus, Ohio, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 350,000 POUNDS, MORE OR LESS, OF FERROUS CHLORIDE SOLUTION FROM KEMIRA WATER SOLUTIONS, INC., OF LAWRENCE, KANSAS, FOR USE AT THE WASTEWATER TREATMENT PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Three Hundred Fifty Thousand (350,000) pounds, more or less, of Ferrous Chloride Solution for use at the Wastewater Treatment Plant, one (1) appropriate bid was received and the bid of Kemira Water Solutions, Inc., of Lawrence, Kansas, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Wastewater Treatment Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Three Hundred Fifty Thousand (350,000) pounds, more or less, of Ferrous Chloride Solution from Kemira Water Solutions, Inc., of Lawrence, Kansas, for use at the Wastewater Treatment Plant for \$0.792 per pound at an amount **not to exceed** Two Hundred Seventy Seven Thousand Two Hundred and 00/100 Dollars (\$277,200.00). Said Ferrous Chloride Solution shall be provided in accordance with the proposal of the said Kemira Water Solutions, Inc., of Lawrence, Kansas, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE 60,000 POUNDS, MORE OR LESS, OF POLYMER LIQUID FROM SNF POLYDYNE INC., OF RICEBORO, GEORGIA, FOR USE AT THE WASTEWATER TREATMENT PLANT DURING THE CALENDAR YEAR 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, upon public competitive bidding as required by law for the purchase of Sixty Thousand (60,000) pounds, more or less, of Polymer Liquid for use at the Wastewater Treatment Plant, two (2) appropriate bids were received and the bid of SNF Polydyne, Inc., of Riceboro, Georgia, was determined to be the lowest and best bid; and

WHEREAS, funds for this purchase are routinely included in the Wastewater Treatment Plant's operating budget; 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 delivery of this product as needed by January 1, 2021; 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 hereby authorized and directed to purchase Sixty Thousand (60,000) pounds, more or less, of Polymer Liquid from SNF Polydyne Inc., of Riceboro, Georgia, for use at the Wastewater Treatment Plant for \$1.21 per pound at an amount **not to exceed** Seventy Two Thousand Six Hundred and 00/100 Dollars (\$72,600.00). Said Polymer Liquid shall be provided in accordance with the proposal of the said SNF Polydyne Inc., of Riceboro, Georgia, 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 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020



COMMUNITY DEVELOPMENT

Building Division

240 Columbus Avenue

Sandusky, Ohio 44870

419.627.5940

www.ci.sandusky.oh.us

To: Eric L. Wobser, City Manager

From: Scott Thom, Chief Building Official

Date: November 10, 2020

Subject: Commission Agenda Item - Consulting Contract for CY 2021 with Mr. Robert G. Stadler for Alternate Master Plans Examiner and Alternate Building Official.

Items for Consideration: A consulting contract with Mr. Robert G. Stadler to carry out the activities of Alternate Master Plans Examiner and Alternate Building Official for the City of Sandusky.

Background Information: This contract will continue to allow the City of Sandusky to meet the State of Ohio Board of Building Standards Certified Building Divisions/Departments requirements. Under state regulations, a certified building department may contract out the activities of Alternate Master Plans Examiner and Alternate Building Official to state certified professionals.

Budgetary Information: Mr. Stadler will be paid at the rate of \$55.00 per hour for work performed up to a maximum of \$7,500.00. The cost of this contract will be paid with the Building Division operating budget. The plan review expense will be paid by the collection of plan review fees by the Building Division. This contract can be terminated at any time, by either party, with thirty (30) day-notice to the other party.

Action Requested: It is requested that the proper legislation be prepared to enter into contract with Mr. Stadler and that this legislation take effect on January 1, 2021 in full accordance with Section 14 of the City Charter to meet the State of Ohio Board of Building Standards Certified Building Department requirements.

Scott Thom

Chief Building Official

I concur with this recommendation:

Eric L. Wobser
City Manager

John Orzech
Assistant City Manager

cc: McKenzie Spriggs, Clerk of the City Commission
Brendan Heil, Law Director
Michelle Reeder, Finance Director

CERTIFICATE OF FUNDS

In the Matter of: Robert Stadler Building Official Contract

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account # 110-4090-53000, 612-5900-53000, 613-5900-53000

By: _____



Michelle Reeder

Finance Director

Dated: 11/19/2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONSULTING CONTRACT WITH ROBERT G. STADLER FOR CY 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the Department of Community Development wants to use the services of Robert G. Stadler to carry out the activities of Alternate Building Official and Alternate Master Plans Examiner for the City of Sandusky; and

WHEREAS, this contract allows the City of Sandusky to meet the State of Ohio Board of Building Standards Certified Building Department requirements; and

WHEREAS, under state regulations, a certified building department, such as the City's, may contract out the activities of Building Official and Master Plans Examiner to state certified professionals; and

WHEREAS, Robert G. Stadler has performed these activities in the past and is currently certified to do so; and

WHEREAS, Robert G. Stadler will be paid at the rate of \$55.00 per hour up to a maximum of \$7,500.00 and the funds to cover this contract are included in the Building Division's operating budget, with a portion of the cost for plan review to be paid by the collection of plan review fees by the Division of Building Inspection; 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 execute the contract prior to the commencing date of January 1, 2021; 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 Building Division, 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 enter into a Consulting Contract, a copy of which is attached to this Ordinance and marked Exhibit "A" and the original being on file with the Division of Building Inspection, with Robert G. Stadler for services as an Alternate Building Official and Alternate

Master Plans Examiner for CY 2021. This Contract is necessary to meet the State of Ohio Board of Building Standards Certified Building Department requirements.

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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

AGREEMENT FOR SERVICES OF CONSULTANT

This Agreement made on and entered into on this ____ day of _____, 2020, between the City of Sandusky, Ohio, a Municipal Corporation of the State of Ohio, located in the County of Erie, herein referred to as "City," and Robert G. Stadler herein referred to as "Consultant."

In consideration of the mutual promises herein set out, the parties agree as follows:

I. RECITALS

The City desires to contract with the Consultant to provide technical assistance and professional expertise as an Alternate Master Plans Examiner (examining and judging building plans required to be submitted to the building department for approval), and an Alternate Building Official (performing the necessary inspections of new and existing buildings and structures for compliance with applicable legal requirements), in order to assist the City's Building Department and the City's Chief Building Official.

The Consultant acknowledges that he currently has the necessary education and experience to provide the services required by this agreement and will continue to maintain all certifications and professional licenses and attend required continuing education seminars, in order to provide the City with the consulting services required by this agreement.

II. SCOPE OF SERVICES / NON-ASSIGNMENT

The Consultant agrees to personally furnish professional and technical assistance at the request of the City's Chief Building Official or the Chief Development Officer, which includes but is not limited to the following:

- a. Alternate Master Plans Examiner:

Consultant shall review and examine, with authority to approve, building plans submitted for approval in order to obtain appropriate building permits, thereby ensuring the continued certification of the City of Sandusky's Building Department;

b. Alternate Building Official:

Consultant shall inspect new and existing buildings and structures to ensure compliance with all applicable laws, regulations, and standards, which shall include the authority of condemnation of property and all appropriate nuisance abatement up to and including demolition of unsafe structures.

Consultant shall perform the duties under this agreement personally and shall not assign or delegate the performance of those duties to any other person.

III. INDEPENDENT CONTRACTOR

Consultant acknowledges that he is an independent contractor while performing the services required in this agreement. The City is contracting with Consultant for the services described within the body of this agreement and Consultant reserves the right to determine the method and manner by which the services will be performed subject to any timelines of certain services which is or may be required by the Governing Laws and Procedures. The City acknowledges that Consultant has other clients and offers services to the general public and that the order or sequence in which Consultant performs the services to the City is under the Consultant's control subject to the time devoted by Consultant necessary to comply with any applicable time requirements.

IV. INSURANCE

Consultant agrees to maintain a business liability insurance policy.

V. CONFIDENTIALITY

Consultant agrees that any information communicated in any manner to the Consultant during the performance of the services required by this agreement, which concerns confidential personal, financial or other affairs of the City or the public shall be treated by the Consultant as confidential and shall not be revealed or discussed unless specifically authorized in writing by the City to do so.

VI. COMPENSATION

Consultant shall be paid at the rate of Fifty-Five and 00/100 Dollars (\$55.00) per hour for work performed in accordance with this agreement up to a maximum of Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) per year.

Consultant agrees to timely submit monthly invoices to the Department of Community Development of the City representing services rendered for the previous 30 day period. The City agrees to make timely payment to Consultant within 30 days after receipt of the monthly invoice from Consultant.

VII. TERM AND TERMINATION

This agreement will begin January 1, 2021, and will terminate December 31, 2021. Either party may terminate this agreement by giving 30 days written notice to the other party by certified mail, return receipt requested, to Consultant at 1722 Shearwater Circle E, Huron, Ohio 44839, and to the City at 240 Columbus Avenue, Sandusky, Ohio 44870, Attention: City Manager.

The notice of termination is deemed to be effective upon receipt by the other party. Upon termination of this agreement, Consultant shall have no

further obligation to provide services to the City and the City shall have no further obligation to pay compensation beyond that for services rendered before the notice of termination is received or December 31, 2021, whichever occurs first.

VIII. PARTIES BOUND

This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio.

IX. ENTIRE AGREEMENT

This Agreement sets forth the entire Agreement between the parties with regard to the subject matter of this Agreement. No other agreements, representations or warranties have been made by either party to the other with respect to the subject matter of this Agreement.

X. SEVERABILITY

If any of the provisions of this Agreement are found or deemed by a Court of competent jurisdiction to be invalid or unenforceable, they shall be considered severable from the remainder of this Agreement and shall not cause the remainder to be invalid or unenforceable.

XI. AMENDMENTS

This Agreement may be amended by the parties only by a written agreement signed by both parties.

SIGNATURE PAGE TO FOLLOW

WITNESSES:

CITY OF SANDUSKY:

Eric L. Wobser, City Manager

WITNESSES:

CONSULTANT:

Robert G. Stadler

Approved as to Form:

Brendan L. Heil (#0091991)
Law Director
City of Sandusky

CERTIFICATE OF DIRECTOR OF FINANCE

The undersigned, fiscal officer of the City of Sandusky, hereby certifies that the moneys required to meet the obligations of the City during the year 2021 under the Agreement have been lawfully appropriated by the Commission of the City for such purposes and are in the treasury of the City or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Date

Michelle Reeder
Director of Finance

Account Number



COMMUNITY DEVELOPMENT

Building Division

240 Columbus Avenue
Sandusky, Ohio 44870
419.627.5940
www.ci.sandusky.oh.us

To: Eric L. Wobser, City Manager
From: Scott Thom, Chief Building Official
Date: November 10, 2020
Subject: Commission Agenda Item - Consulting Contract for CY 2021 with George J. Poulos for Primary Master Plans Examiner and Back-up Building Official

Items for Consideration: A consulting contract with Mr. George J. Poulos to carry out the activities of Back-up Building Official and Primary Master Plans Examiner for the City of Sandusky. Mr. Poulos has performed these activities for the City for many years as the City's Chief Building Official and is currently certified to do so.

Background Information: This contract will continue to allow the City of Sandusky to meet the State of Ohio Board of Building Standards Certified Building Divisions/Departments requirements. Under state regulations, a certified building department may contract out the activities of Alternate Building Official and Primary Master Plans Examiner to state certified professionals.

Budgetary Information: Mr. Poulos will be paid at the rate of \$2,000 per month for work performed for a total of \$24,000.00. The cost of this contract will be paid with the Building Division operating budget. The plan review expense will be paid by the collection of plan review fees by the Building Division. This contract can be terminated at any time, by either party, with thirty (30) day-notice to the other party.

Action Requested: It is requested that the proper legislation be prepared to enter into a contract with Mr. Poulos and that this legislation take immediate effect in full accordance with Section 14 of the City Charter to immediately execute the agreement, which is effective on January 1, 2020, and to meet the State of Ohio Board of Building Standards Certified Building Department requirements.

Scott Thom
Chief Building Official

I concur with this recommendation:

Eric L. Wobser
City Manager

John Orzech
Assistant City Manager

cc: McKenzie Spriggs, Clerk of the City Commission
Brendan Heil, Law Director
Michelle Reeder, Finance Director


CERTIFICATE OF FUNDS

In the Matter of: George Poulos Building Official Contract

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account # 110-4090-53000, 612-5900-53000, 613-5900-53000

By: _____



Michelle Reeder

Finance Director

Dated: 11/19/2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONSULTING CONTRACT WITH GEORGE J. POULOS FOR CY 2021; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the Department of Community Development wants to use the services of George J. Poulos to carry out the activities of Back-up Building Official and Primary Alternate Master Plans Examiner for the City of Sandusky; and

WHEREAS, this contract allows the City of Sandusky to meet the State of Ohio Board of Building Standards Certified Building Department requirements; and

WHEREAS, under state regulations, a certified building department, such as the City's, may contract out the activities of Building Official and Master Plans Examiner to state certified professionals; and

WHEREAS, George J. Poulos has performed these activities for many years as the City's Chief Building Official and is currently certified to do so; and

WHEREAS, George J. Poulos will be paid \$2,000.00 per month for a total cost of \$24,000.00 and the funds to cover this contract are included in the Building Division's operating budget, with a portion of the cost for plan review to be paid by the collection of plan review fees by the Division of Building Inspection; 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 execute the agreement which will commence on January 1, 2021; 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 Building Division, 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 enter into a Consulting Contract, a copy of which is attached to this Ordinance and marked Exhibit "A" and the original being on file with the Division of Building Inspection, with George J. Poulos for services as a Back-up Building Official and Primary

Alternate Master Plans Examiner for CY 2021. This Contract is necessary to meet the State of Ohio Board of Building Standards Certified Building Department requirements.

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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

AGREEMENT FOR SERVICES OF CONSULTANT

This Agreement made on and entered into on this ____ day of _____, 2020, between the City of Sandusky, Ohio, a Municipal Corporation of the State of Ohio, located in the County of Erie, herein referred to as "City," and George J. Poulos herein referred to as "Consultant."

In consideration of the mutual promises herein set out, the parties agree as follows:

I. RECITALS

The City desires to contract with the Consultant to provide technical assistance and professional expertise as a Primary Master Plans Examiner (examining and judging building plans required to be submitted to the building department for approval), and a Back-up Building Official (performing the necessary inspections of new and existing buildings and structures for compliance with applicable legal requirements), in order to assist the City's Building Department and the City's Chief Building Official.

The Consultant acknowledges that he currently has the necessary education and experience to provide the services required by this agreement and will continue to maintain all certifications and professional licenses and attend required continuing education seminars, in order to provide the City with the consulting services required by this agreement.

II. SCOPE OF SERVICES / NON-ASSIGNMENT

The Consultant agrees to personally furnish professional and technical assistance at the request of the City's Chief Building Official or the Chief Development Officer, which includes but is not limited to the following:

- a. Primary Master Plans Examiner:

Consultant shall review and examine, with authority to approve, building plans submitted for approval in order to obtain appropriate building permits, thereby ensuring the continued certification of the City of Sandusky's Building Department;

b. Back-up Building Official:

Consultant shall inspect new and existing buildings and structures to ensure compliance with all applicable laws, regulations, and standards, which shall include the authority of condemnation of property and all appropriate nuisance abatement up to and including demolition of unsafe structures.

Consultant shall perform the duties under this agreement personally and shall not assign or delegate the performance of those duties to any other person.

III. INDEPENDENT CONTRACTOR

Consultant acknowledges that he is an independent contractor while performing the services required in this agreement. The City is contracting with Consultant for the services described within the body of this agreement and Consultant reserves the right to determine the method and manner by which the services will be performed subject to any timelines of certain services which is or may be required by the Governing Laws and Procedures. The City acknowledges that Consultant has other clients and offers services to the general public and that the order or sequence in which Consultant performs the services to the City is under the Consultant's control subject to the time devoted by Consultant necessary to comply with any applicable time requirements.

IV. INSURANCE

Consultant agrees to maintain a business liability insurance policy.

V. CONFIDENTIALITY

Consultant agrees that any information communicated in any manner to the Consultant during the performance of the services required by this agreement, which concerns confidential personal, financial or other affairs of the City or the public shall be treated by the Consultant as confidential and shall not be revealed or discussed unless specifically authorized in writing by the City to do so.

VI. COMPENSATION

Consultant shall be paid Two Thousand and 00/100 Dollars (\$2,000.00) per month for work performed in accordance with this agreement for a total of Twenty Four Thousand and 00/100 Dollars (\$24,000.00) per year.

VII. TERM AND TERMINATION

This agreement will begin January 1, 2021, and will terminate December 31, 2021. Either party may terminate this agreement by giving 30 days written notice to the other party by certified mail, return receipt requested, to Consultant at 3213 Country Club Lane, Huron, Ohio, 44839 and to the City at 240 Columbus Avenue, Sandusky, Ohio 44870, Attention: City Manager.

The notice of termination is deemed to be effective upon receipt by the other party. Upon termination of this agreement, Consultant shall have no further obligation to provide services to the City and the City shall have no further obligation to pay compensation beyond that for services rendered before the notice of termination is received or December 31, 2021, whichever occurs first.

VIII. PARTIES BOUND

This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio.

IX. ENTIRE AGREEMENT

This Agreement sets forth the entire Agreement between the parties with regard to the subject matter of this Agreement. No other agreements, representations or warranties have been made by either party to the other with respect to the subject matter of this Agreement.

X. SEVERABILITY

If any of the provisions of this Agreement are found or deemed by a Court of competent jurisdiction to be invalid or unenforceable, they shall be considered severable from the remainder of this Agreement and shall not cause the remainder to be invalid or unenforceable.

XI. AMENDMENTS

This Agreement may be amended by the parties only by a written agreement signed by both parties.

SIGNATURE PAGE TO FOLLOW

WITNESSES:

CITY OF SANDUSKY:

Eric L. Wobser, City Manager

WITNESSES:

CONSULTANT:

George J. Poulos

Approved as to Form:

Brendan L. Heil (#0091991)
Law Director
City of Sandusky

CERTIFICATE OF DIRECTOR OF FINANCE

The undersigned, fiscal officer of the City of Sandusky, hereby certifies that the moneys required to meet the obligations of the City during the year 2021 under the Agreement have been lawfully appropriated by the Commission of the City for such purposes and are in the treasury of the City or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Date

Michelle Reeder
Director of Finance

Account Number



PLANNING DEPARTMENT

Division of Transit

240 Columbus Ave.
Sandusky, Ohio 44870

419.621.8462

www.cityofsandusky.com

TO: Eric Wobser, City Manager

FROM: Thomas Horsman, Assistant Planner

DATE: November 12, 2020

RE: City Commission Agenda Item

ITEM FOR CONSIDERATION: Legislation authorizing the expenditure of funds of \$49,440 for two years of maintenance and support for Sandusky Transit's TripMaster scheduling and dispatching software from Foxster Opco, LLC., dba CTS Software of Swansboro, NC, for the period of November 1, 2021-October 31, 2023.

BACKGROUND INFORMATION: In 2018, the City purchased TripMaster by CTS Software for the Sandusky Transit System. This software aids the STS dispatchers in scheduling trips and keeps all of the statistics used for STS reporting for the Federal Transit Administration and the Ohio Department of Transportation (ODOT). The contract between the City and Foxster Opco, LLC, dba CTS Software for the TripMaster software became effective on February 6, 2018 for an initial term of five (5) years with five (5) one (1) year extensions. The contract included maintenance and support services for a period of three (3) years. The total cost of the contract was a total of \$150,455, \$149,455 of which was paid for by a US Department of Transportation TIGER Grant, which was administered by ODOT, and \$1,000 was paid for by the City's transit capital replacement funds.

ODOT has informed the City that there are excess funds from the TIGER Grant program and ODOT has reallocated those funds to cover the fourth (4th) and fifth (5th) years of software maintenance and support for the TripMaster software. Per Section 11.2 of the City's contract with CTS, there is a \$1,800 discount on the annual software support and maintenance fee after the third (3rd) year. There will be no required local matching funds.

BUDGET IMPACT: The total cost for two (2) years of software maintenance and support for the TripMaster Software is \$49,440 , and will initially be paid with Transit Funds of which 100% will be reimbursed by ODOT with funding from the TIGER Grant.

ACTION REQUESTED: It is requested the attached legislation be adopted by the City Commission to allow the City Manager to purchase two (2) years of software maintenance and support for the TripMaster software from Foxster Opco, LLC., dba CTS Software of Swansboro, NC for the period of November 1, 2021-October 31, 2023. It is further requested that this legislation take immediate effect in full accordance with Section 14 of the City Charter in order to immediately make payment to CTS Software so the City can be reimbursed in a timely manner in accordance with the grant programs and as requested by ODOT.

Thomas Horsman,
Assistant Planner

I concur with this recommendation:

Eric Wobser,
City Manager

cc: McKenzie Spriggs, Clerk of the City Commission
Brendan Heil, Law Director
Michelle Reeder, Finance Director

CERTIFICATE OF FUNDS

In the Matter of: Transit TripMaster Software- TIGER Grant

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account # 218-6810-53000

By: Michelle Reeder

Michelle Reeder

Finance Director

Dated: 11/19/2020

Foxster Opco, LLC
 Post Office Box 57
 Swansboro, NC 28584 US
 844-637-6589
 amie@cts-software.com

Invoice



BILL TO
 City of Sandusky
 222 Meigs Street
 Sandusky, OH 44870

INVOICE #	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
11693	03/30/2020	\$53,040.00	04/09/2020	Net 10	

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
	M&S Prepaid	2 yr Software Maintenance and Support Fee \$500.00 monthly (November 1, 2021-October 31, 2023)	24	500.00	12,000.00
	Vehicle Fleet Fee-Prepaid	24 Vehicle Support fee x 36 months @ \$10.00 a month	24	360.00	8,640.00
	License-Prepaid	6 Monthly Seat/ID's @ \$20.00 a month for 24 months	24	120.00	2,880.00
	Automated Schedule Prepaid	36 Vehicle Support Fee x 24 months @ \$5.00 a month	24	180.00	4,320.00
	ParaScope Tablet-Prepaid	36 Vehicle Support Fee x 24 months @ \$7.50 a month	24	270.00	6,480.00
	Passenger Reminder Prepaid	6,000 Calls a month x 24 months @ \$200.00 a month	24	200.00	4,800.00
	Vehicle Maintenance-Prepaid	36 Vehicle Maintenance Module Fleet Fee x 24 months @ \$5.00 a month	24	180.00	4,320.00
	ParaPortal Monthly-Prepaid	ParaPortal Monthly x 24 months @ \$200.00 a month	24	200.00	4,800.00
	ParaPass Monthly-Prepaid	ParaPass Monthly x 24 months @ \$200.00 a month	24	200.00	4,800.00
		This invoice for 2 years of Maintenance & Support-			0.00

Thank you for your business.

BALANCE DUE

\$53,040.00

Discount

Per 11.2 in Contract, after year 3, \$1,800 discount is applied.

2

1,800

\$49,440

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING PAYMENT TO FOXSTER OPCO, LLC D.B.A. CTS SOFTWARE OF SWANSBORO, NORTH CAROLINA, FOR THE TRIPMASTER DISPATCHING SOFTWARE MAINTENANCE & SUPPORT FEES FOR THE SANDUSKY TRANSIT SYSTEM FOR THE PERIOD OF NOVEMBER 1, 2021 THROUGH OCTOBER 31, 2023; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission authorized the filing of a grant application with the Ohio Department Of Transportation through the US DOT Federal Transit Administration (FTA) for the FY Transportation Investment Generating Economic Recovery (TIGER) Discretionary Program Grant for the Sandusky Transit System by Resolution No. 019-17R, passed on March 27, 2017, and subsequently the City was awarded funds in the amount of \$149,455.00; and

WHEREAS, these awarded funds were used for the purchase of software licenses and hardware equipment, services for data acquisition, conversion, and installation of the scheduling and dispatching software; and

WHEREAS, the City Commission authorized the City Manager to enter into software license and services agreements with Foxster Solutions, Inc., DBA CTS Software of Swansboro, North Carolina, for scheduling and dispatching software and services for use by the Sandusky Transit System by Ordinance No. 18-104, passed on May 14, 2018; and

WHEREAS, the agreement with Foxster Opco, LLC, dba CTS Software was effective February 6, 2018, for an initial term of five (5) years with five (5) one (1) year extensions and included a maintenance and support services for a period of three (3) years and the costs were paid with TIGER grant funds in the amount of \$149,455.00 and City Transit Capital Replacement Funds in the amount of \$1,000.00; and

WHEREAS, ODOT recently notified the City that there are excess TIGER grant program funds available and have reallocated a portion of those funds to cover the 4th and 5th years of software maintenance and support for the TripMaster Software; and

WHEREAS, the total cost of the annual support and maintenance fees for the period of November 1, 2021, through October 31, 2023, is \$49,440.00, which includes an annual discount of \$1,800.00 pursuant to the original agreement, and will initially be paid with Transit funds and then reimbursed from ODOT with TIGER grant 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 make payment to Foxster Solutions, Inc., DBA CTS Software so the City can be reimbursed and the TIGER grant funds can be expended in a timely manner as requested by ODOT; 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. This City Commission hereby authorizes and directs the City Manager and/or Finance Director to make payment to Foxster Solutions, Inc., DBA CTS Software of Swansboro, North Carolina, for the maintenance and support fees for the Sandusky Transit System's TripMaster dispatching software for the period of November 1, 2021, through October 31, 2023, in an amount **not to exceed** Forty Nine Thousand Four Hundred Forty and 00/100 Dollars (\$49,440.00).

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 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 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 upon its passage, and its due authentication by the President, and the Clerk of the City Commission of the City of Sandusky, Ohio.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020



FINANCE DEPARTMENT

240 Columbus Avenue
Sandusky, Ohio 44870
419.627.5776
www.cityofsandusky.com

TO: Eric L. Wobser, City Manager
FROM: Michelle Reeder, Finance Director
DATE: November 13, 2020
RE: Commission Agenda Item

ITEM FOR CONSIDERATION:

Ohio Rev. Code Section 5705.40 states that any appropriation ordinance or measure may be amended or supplemented, provided that such amendment or supplement shall comply with all provisions of law governing the taxing authority in making an original appropriation and that no appropriation for any purpose shall be reduced below an amount sufficient to cover all unliquidated and outstanding contracts or obligations certified from or against the appropriation. I am submitting amendment #3 to the 2020 General Appropriations.

BUDGETARY INFORMATION:

Appropriation amendments are required to update the 2020 budget. Examples include, but are not limited to:

- General Fund
- Corona Virus Relief funds
- Federal Grants
- Capital Project funds
- Water funds
- Sewer funds

ACTION REQUIRED:

It is requested that the City Commission enact the ordinance, and have it take immediate effect under Section 14 of the City Charter, so that the budget amendments can be entered into the financial system and purchases can be made to continue the flow of city operations.

I concur with this recommendation:

Eric Wobser
City Manager

Michelle Reeder
Finance Director

ORDINANCE NO. _____

AN ORDINANCE ADOPTING AMENDMENT NO. 3 TO ORDINANCE NO. 20-058 PASSED BY THIS CITY COMMISSION ON MARCH 23, 2020, MAKING GENERAL APPROPRIATIONS FOR THE FISCAL YEAR 2020; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission made general appropriations for the Fiscal Year 2020 Operating Budget by Ordinance No. 20-058, passed on March 23, 2020; and

WHEREAS, this City Commission adopted Amendment No. 1 to Ordinance No. 20-058 to cover deficiencies or needs which existed in the General, Sewer, General Trust, Federal Grant, Capital Projects, and Special Assessment Funds by Ordinance No. 20-092, passed on June 22, 2020; and

WHEREAS, this City Commission amended Ordinance No. 20-058, passed on March 23, 2020, to correct a Scrivener's error in which the total for the Bond Retirement Fund, General Trust Fund and the total of all funds were incorrectly listed on the general appropriations for fiscal year 2020, by Ordinance No. 20-096, passed on July 13, 2020; and

WHEREAS, this City Commission adopted Amendment No. 2 to Ordinance No. 20-058 to cover deficiencies or needs which existed in the General, Transit, State, Corona Virus Relief, Federal Grants, Capital Projects, Court Probation, Payroll Stabilization, Special Assessment, Urban Renewal, Water, Sewer, General Trust, and Park Endowment Funds by Ordinance No. 20-140, passed on September 28, 2020; and

WHEREAS, this Ordinance has been prepared to cover deficiencies or needs which exist in the General, Corona Virus Relief, Federal Grants, Capital Projects, Special Assessment, Water and Sewer Funds; and

WHEREAS, amendments are required to adjust the budget for previous actions of the City; 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 prevent delays in the use of the funds for an extended period of time and not restrict the operation of City departments; 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 Finance 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. Ordinance No. 20-058 passed by this City Commission on the 23rd day of March, 2020, be amended as hereinafter set forth:

DEPARTMENT	PERSONAL SERVICES	OTHER	TOTAL
STREET LIGHTING		69,500	69,500
CITY COMMISSION		2,400	2,400
BUILDING MAINTENANCE		63,600	63,600
INCOME TAX REFUNDS		115,000	115,000
GENERAL FUND	-	250,500	250,500
CORONA VIRUS RELIEF FUNDS	885,182.02	-	885,182.02
EMS GRANT	-	2,847	2,847
BROWNFIELD GRANT- REMEDIATION	-	6,465	6,465
FEDERAL GRANTS	-	9,312	9,312
EMS	-	179,800	179,800
MYLNADER PLAZA	-	11,000	11,000
SANDUSKY BAY PATHWAY	-	9,625	9,625
COMMUNITY DEVELOPMENT	-	500,000	500,000
HEALTHY HAYES	-	276,150	276,150
WEST END GRADE SEPERATION	-	102,500	102,500
LANDING PROJECT	-	1,850,000	1,850,000
CITY HALL RELOCATION	-	414,285	414,285
PAPER DISTRICT	-	4,045	4,045
BAYFRONT REVITALIZATION	-	1,029,045	1,029,045
ENGINEERING	-	109,580	109,580
JACKSON ST PIER	-	28,000	28,000
CAPITAL PROJECTS	-	4,514,030	4,514,030
NUISANCE REMOVAL	-	4,500	4,500
INSPECTION FEE	-	2,900	2,900
SPECIAL ASSESSMENT FUND	-	7,400	7,400
ADMIN SUPPORT	-	35,000	35,000
WATER FUNDS	-	35,000	35,000
UHS GRANTS	-	40,000	40,000
ADMIN SUPPORT	-	40,000	40,000
SEWER FUNDS	-	80,000	80,000
TOTAL ALL FUNDS	885,182.02	4,896,242	5,781,424.02

Section 2. The Finance Director is authorized to draw warrants upon the City treasury for funds appropriated in this Ordinance upon presentation of properly approved vouchers and when in conformity with the Charter and general laws of the State of Ohio. In addition, the Finance Director is authorized to make transfers between funds, to cover deficiencies in City funds provided said transfers are included in the general appropriations.

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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

	PERSONAL		
DEPARTMENT	SERVICES	OTHER	TOTAL
STREET LIGHTING		69,500	69,500
CITY COMMISSION		2,400	2,400
BUILDING MAINTENANCE		63,600	63,600
INCOME TAX REFUNDS		115,000	115,000
GENERAL FUND	-	250,500	250,500
CORONA VIRUS RELIEF FUNDS	885,182.02	-	885,182.02
EMS GRANT	-	2,847	2,847
BROWNFIELD GRANT- REMEDIATION	-	6,465	6,465
FEDERAL GRANTS	-	9,312	9,312
EMS	-	179,800	179,800
MYLANDER PLAZA	-	11,000	11,000
SANDUSKY BAY PATHWAY	-	9,625	9,625
COMMUNITY DEVELOPMENT	-	500,000	500,000
HEALTHY HAYES	-	276,150	276,150
WEST END GRADE SEPERATION	-	102,500	102,500
LANDING PROJECT	-	1,850,000	1,850,000
CITY HALL RELOCATION	-	414,285	414,285
PAPER DISTRICT	-	4,045	4,045
BAYFRONT REVITALIZATION	-	1,029,045	1,029,045
ENGINEERING	-	109,580	109,580
JACKSON ST PIER	-	28,000	28,000
CAPITAL PROJECTS	-	4,514,030	4,514,030
NUISANCE REMOVAL	-	4,500	4,500
INSPECTION FEE		2,900	2,900
SPECIAL ASSESSMENT FUND	-	7,400	7,400
ADMIN SUPPORT		35,000	35,000
WATER FUNDS	-	35,000	35,000
UHS GRANT		40,000	40,000
ADMIN SUPPORT		40,000	40,000
SEWER FUNDS	-	80,000	80,000
TOTAL ALL FUNDS	885,182.02	4,896,242.00	5,781,424.02
			11,562,848.04
			16604615.45
			(5,041,767.41)



COMMUNITY DEVELOPMENT

240 Columbus Ave
Sandusky, Ohio 44870
419.627.5832
www.ci.sandusky.oh.us

To: Eric L. Wobser, City Manager

From: Debi Eversole, Community Development Programs Administrator

Date: November 10, 2020

Subject: Commission Agenda Item – Sale of Property of Lot Split “C” of Parcel 56-00985.000

Items for Consideration: Legislation authorizing the City Manager to enter into a Purchase and Sale Agreement (the “Agreement”) with Ronald and Warrenette Parthemore (the “Buyer”) for the sale of Lot Split “C”, Permanent Parcel Number 56-00985.002, located at 430 E. Market Street (the “Property”).

Background Information: The need and demand for new construction single-family housing has been growing in Sandusky. The Community Development and Planning Departments began to look at the block where this proposed sale is located beginning in 2018, as it appeared to be a suitable candidate for new infill housing. Around this time, the Buyer had expressed great interest in re-locating back into the City of Sandusky. Both the Community Development Staff and Planning Department Staff saw this as an opportunity to take advantage of the site and offer a proof of concept.

The site has been owned by the City since 2009. When the City took ownership, the property was environmentally remediated and cleaned. The long-term goal for the remaining parcels is to find purchasers for new single-family housing. The parcels will be accessed via a private alley, to be maintained by the property owners. The Property is currently City owned and the Buyer desires to execute the Agreement to move forward with the above referenced project.

Terms of the Agreement call for the approximate .266 acre Property to be sold for \$39,400.00 with a \$5,000.00 earnest deposit required within 5 days of execution of the Purchase and Sale Agreement and the balance paid at the time of transfer. There is a traditional split of closing costs and the anticipated closing date is set for on or before December 31, 2020.

Budgetary Information: The sales price per the Agreement is \$39,400.00. All sales proceeds will be deposited into the Real Estate Development Fund.

Action Requested: It is requested that legislation be passed approving the Agreement between the City and Ronald and Warrenette Parthemore and for the City Manager to be permitted to execute any and all documents to effectuate the transfer. Further it is requested that the legislation be passed under suspension of the rules and in accordance with Section 14 of the City Charter in order to ensure closing on the property by December 31, 2020, pursuant to the Purchase and Sale Agreement.

I concur with this recommendation:

Debi Eversole
Community Development
Programs Administrator

Eric L. Wobser
City Manager

cc: McKenzie Spriggs, Clerk of the City Commission
Brendan Heil, Law Director
Michelle Reeder, Finance Director

November 23, 2020

In late 2018, our family informally talked about moving from our home on Cedar Brook Lane to a downtown location. Our son owns a home on Madison Street, our daughter owns a condo at Chesapeake and a home on E. Washington Street (in addition to a home in Arlington, VA) and we also own a condo at Chesapeake.

In February 2019, I began talking with Matt Lasko to identify property and we soon began to focus on E. Market Street. There were environmental tasks that needed to be completed. Surveying of the property would be required to identify property lines. Those discussions culminated with focus on Lot C, across the street from the former Buckeye Cable offices (see attached). An easement at the south end of the property will provide access by vehicles from Franklin Street. There will be no curb cuts on Market Street. Ron and Matt negotiated a price of \$39,400 for the property. The draft property purchase agreement has been approved.

We are working with Civista Bank on the construction loan. We have identified Hoty Builders, LLC as the home builder. We plan to construct a modest \$250,000 home on the property that will be an asset to the downtown area (see attached).

This process has required a great amount of patience, but the city staff has worked diligently to make this happen. It is now almost 2021. We look forward to being a small part of the rebirth in the downtown Sandusky area.

Ron and Warrenette Parthemore

SKETCH OF HOUSE SITE PLAN

DATE: 10-26-20 SCALE: 1" = 30' 30' JOB NO. 20-443

BEING LOT SPLIT "C" IN PART OF , CITY OF SANDUSKY, ERIE COUNTY, OHIO



ZONING: COMMERCIAL SERVICE (CS)
3' MIN. SIDE SETBACK (10' TOTAL)
30' MAX HEIGHT

LOCATION APPROVAL:

BY: _____

☒ NOTE: SUBJECT BUILDING IS LOCATED IN ZONE X, OUTSIDE THE 100 YEAR FLOOD PLAIN.
COMMUNITY PANEL NO. 39043C0079D
EFFECTIVE DATE 08/28/2008

CONTRACTORS DESIGN ENGINEERING

NORWALK, OHIO

PRICE MATCH GUARANTEE!



follow us:



Start

The Radford
House Plan #
W-1108

210

PURCHASE

SEE
PRICINGMODIF
PLAN

Print the details of this plan

VIEW SIMILAR FLOOR PLANS
VIEW SIMILAR EXTERIOR ELEVATIONS
COMPARE PLANS


 PHOTO
GALLERY

Compact Cottage

In perfect symmetry, this cottage vividly expresses curb appeal in a modern way. The twin gables and columns, topped with a large gabled dormer, create a welcoming exterior. This compact plan with perfect for a provides the features of a

View 1100+ and here!

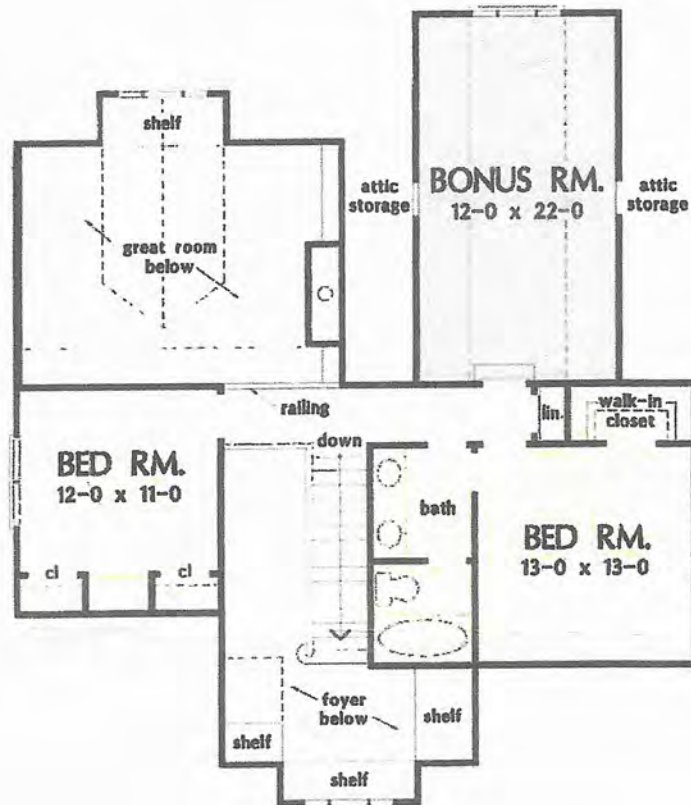
FIRST

[illegible]

<https://www.dongardner.com/house-plan/1108/the-radford>

SECOND

FLOOR PLAN PLAN NO. 1108



SECOND LEVEL SF - 561
OPTIONAL BONUS ROOM SF - 283

ORDINANCE NO. _____

AN ORDINANCE DECLARING THAT CERTAIN REAL PROPERTY OWNED BY THE CITY LOCATED AT 430 E. MARKET STREET, SANDUSKY, AND IDENTIFIED AS PARCEL NO. 56-00985.002, IS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT TO SELL THE DESIGNATED REAL PROPERTY TO RONALD AND WARRENETTE PARTHEMORE; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City was approached by several individuals interested in constructing residential housing in and around the downtown area and more specifically, interested in the City owned property at 430 E. Market Street, formerly part of the Sandusky Cabinets property, which can easily accommodate several residential structures, if subdivided, and thus the City began to explore the idea of constructing a rear alleyway off Franklin Street to accommodate new residential structures on E. Market Street between Franklin Street and Warren Street; and

WHEREAS, it was decided that in order to create similarly sized, new residential lots through the re-platting process and to install a new shared private alleyway, memorialized through easements, it would be exponentially easier with common ownership of all the real estate; and

WHEREAS, this City Commission approved the purchase of the property located at 208 Franklin Street and 410 E. Market Street, Parcel Nos. 56-003480.000 and 56-00349.000 by Ordinance No. 20-106, passed on July 27, 2020, and this property, along with the City's adjoining properties located at 430 E. Market Street and 216 Franklin Street, were re-platted to create five (5) lots that would be accessed through a private alley and maintained by the property owners; and

WHEREAS, the City desires to sell a portion of the property to Ronald and Warrenette Parthemore at the purchase price of \$39,400.00 and will be responsible for one-half of the closing costs and all proceeds from the sale will be deposited into the Real Estate Development 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 ensure closing on the property by December 31, 2020, pursuant to the Purchase 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 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. This City Commission finds, determines and declares that Parcel No. 56-00985.002, located at 430 E. Market Street, Sandusky, more specifically described in Exhibit “A”, a copy of which is attached to this Ordinance and is specifically incorporated as if fully rewritten herein, is no longer needed for any municipal purpose pursuant to Section 25 of the Charter of this City.

Section 2. The City Manager is hereby authorized and directed to enter into a Purchase Agreement with Ronald and Warrenette Parthemore for the sale of Parcel No. 56-00985.002, located at 430 E. Market Street, substantially in the same form as attached to this Ordinance, marked Exhibit “1”, and specifically incorporated as if fully rewritten herein, together with any revisions or additions as are approved by the Law Director as not being substantially adverse to the City and consistent with carrying out the City’s public purpose.

Section 3. The City Manager, Finance Director and Law Director are authorized and directed to take such other actions and measures as are incident to and reasonably necessary to effect the sale of Parcel No. 56-00985.002, located at 430 E. Market Street in Sandusky.

Section 4. 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 5. 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 6. 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

Exhibit "A"

***Contractors Design Engineering
Consulting Engineers and Surveyors
1623 Old State Road, Norwalk, Ohio 44857***

**Legal Description For:
The City of Sandusky
Lot Split "C"
0.2866 Acres**

Being part of Lots 7, 9 & 11 on Franklin Street, Block 29, Ward 1, City of Sandusky, Erie County, Firelands Connecticut Western Reserve, State of Ohio, and further particularly described as follows:

Beginning at a 1" iron rod found in a monument box at the intersection of the centerlines of Market Street (82.5' R/W) and Warren Street (66' R/W); Thence South 23° 38' 34" East, along the centerline of Warren Street, a distance of 41.25 feet to a point; Thence South 66° 18' 34" West, along the south right-of-way line of Market Street, a distance of 237.28 feet to a 5/8" iron rod set and being the principal place of beginning;

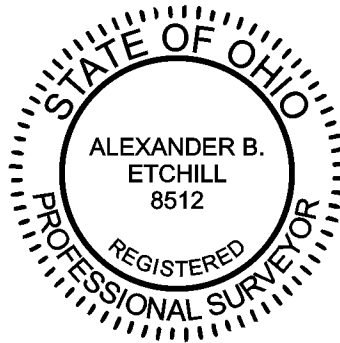
1. Thence South 23° 39' 49" East, a distance of 200.90 feet to a 5/8" iron rod set at the north line of land now or formerly owned by Dwain R. Smith (in Lot 31) as recorded in RN 201110083 of the Erie County Recorder's Office;
2. Thence South 66° 13' 42" West, along the north lines of said Smith's land (in Lot 31), land now or formerly owned by Sally L. Ryan (in Lots 31 & 33) as recorded in RN 201805025 of the Erie County Recorder's Office, a distance of 62.11 feet to a 5/8" iron rod set at the southeast corner of land now or formerly owned by the City of Sandusky (in Lot 11) as recorded in RN 201605451 of the Erie County Recorder's Office;
3. Thence North 23° 40' 19" West, along the east lines of said City of Sandusky's (in Lot 11) land and land now or formerly owned by William O. Semans & Jeffrey J. Becker (in Lots 7 & 9) as recorded in RN 200515413, a distance of 200.99 feet to a point at the northeast corner of said Semans' & Becker's land and the south right-of-way line of Market Street, referenced by a 1/2" iron rod with a "Hancock" cap found 0.93 feet south;
4. Thence North 66° 18' 34" East, along the south right-of-way line of Market Street, a distance of 62.14 feet to the principal place of beginning and containing 0.2866 acres of land more or less, but subject to all legal highways, easements and restrictions of record.

Bearings are based on Grid North of the Ohio State Plane Coordinate System, NAD83 (2011) Datum, Geoid 12A, by ODOT VRS.

Prior Deed Reference: RN 200905779

All 5/8" iron rods set are 30" long rebar with yellow plastic caps stamped "C.D. ENG 8456 & 8512".

This description was prepared by Contractors Design Engineering, (Consulting Engineers and Surveyors, Norwalk, Ohio) in October, 2020 per Alexander B. Etchill, Registered Surveyor No. 8512 from an actual survey performed May, 2020 on the premises by Contractors Design Engineering.



PURCHASE AND SALE AGREEMENT

This Agreement is made and entered into this ____ day of _____, 2020, by and between Ronald and Warrenette Parthemore, husband and wife, whose tax mailing address is 401 W. Shoreline Drive, Unit 326, Sandusky, Ohio 44870 and hereinafter referred to as the "Purchaser" and the City of Sandusky, Ohio, a municipal corporation and political subdivision duly organized and validly existing under the Constitution and laws of the State of Ohio, whose tax mailing address is 240 Columbus Avenue, Sandusky, Ohio 44870 and hereinafter referred to as "Seller."

WITNESSETH:

In consideration of the premises and the mutual promises and covenants hereinafter contained, the parties do hereby agree as follows:

1. The Seller agrees to sell to the Purchaser and the Purchaser agrees to purchase from the Seller, the unaddressed vacant land whose Permanent Parcel Number is 56-00985.002, described as Lot Split "C" at 430 E. Market Street, Sandusky, Ohio, and more fully described in the legal description marked Exhibit "A" attached to this Agreement and specifically incorporated as if fully rewritten herein, the legal description of which will be set forth in the deed transferring ownership of said premises, subject to all restrictive covenants and easements, which shall run with the land.

2. The total purchase price for the premises is \$39,400.00 payable at closing.

3. Within five (5) days of execution of this Agreement, Purchaser shall deposit \$5,000.00 with the escrow agent handling the transaction.

4. The Seller shall furnish quit-claim deed conveying to Purchaser the property.

5. Within thirty (30) days after acceptance of this Agreement, the Purchaser shall obtain a title examination or commitment for an owner's policy of title insurance insuring Purchaser's title to the Property. The Purchaser shall furnish a copy of the examination report or commitment to the Seller. If the examination report or commitment shows that title to all or part of the Property is unmarketable, as determined by Ohio

law, or is subject to any defect, lien or encumbrance that is not a Permitted Encumbrance, the Purchaser shall notify the Seller of its objections within the thirty (30) day period or the same will have been deemed waived by the Purchaser. To the extent the Purchaser's objections involve monetary liens, Seller shall, upon receipt of the Purchaser's objections, promptly undertake and complete prior to the closing all actions necessary to satisfy and eliminate the liens. If Seller elects not to remedy or remove the defect or encumbrance or is unable to do so, the Purchaser's sole remedy shall be to elect either to (i) waive the defect or encumbrance and accept such title to the Property as Seller is able to convey or (ii) terminate this Agreement. The Purchaser shall so elect by delivering written notice to Seller on or before the date of the closing, and if the Purchaser fails to give such notice, it shall be deemed to have exercised election (i). If the Purchaser terminates the Agreement as provided in clause (ii), both the Purchaser and the Seller shall be released from all obligations under this Agreement, and the Deposit shall be returned to the Purchaser. All costs of the title examination or title insurance commitment and policy shall be paid for by the Purchaser.

6. The closing date of this transaction shall be no later than December 31, 2020 or at such other time as may be mutually agreed upon, in writing, by the parties. The escrow agent herein shall be Hartung Title Agency 327 East Washington Street, Sandusky, Ohio 44870. All funds and documents required to close this transaction shall be deposited with said escrow agent on or before closing date. An executed counterpart of this Agreement shall be deposited with the escrow agent by the Purchaser and this Agreement shall serve as the escrow instructions. The escrow agent may attach its standard conditions of acceptance thereto; provided, however, that in the event such standard conditions are inconsistent or in conflict with the terms of this Agreement, this Agreement shall control.

7. The Seller and the Purchaser represent that no real estate broker or agent was involved in this transaction and that no brokerage fees, commissions, or other compensation is due any real estate broker or agent because of this transaction.

8. On the closing date, the escrow agent shall file or record the deed, and any other instruments, if any, required to be recorded pursuant to this Agreement and shall thereupon deliver to each of the parties, the funds and documents to which they shall be respectively entitled, together with its escrow statement.

In closing this transaction, the escrow agent shall charge the Seller with the following costs of this transaction:

- a. The cost of any real estate transfer tax on file;
- b. One-half of the escrow fees.

In closing this transaction, the escrow agent shall charge the Purchaser with the following costs of this transaction:

- a. The cost of filing the deed for record;
- b. One-half of the escrow fees;
- c. The cost for the title examination and insurance policy in the amount of the purchase price; and

9. Purchaser shall be entitled to possession of the premises upon the closing of this transaction or at such later date as may be agreed to by the purchaser but in no event shall possession by the Purchaser take place later than December 31, 2020.

10. In the event that the Purchaser breaches this Agreement by not closing this transaction on or before December 31, 2020 or at other time in which both parties mutually agree to, any earnest money deposit shall be immediately paid to the Seller, which payment may be treated as liquidated damages (the precise amount of damages being difficult or impossible to ascertain).

11. This Agreement sets forth the entire and understanding between the parties with respect to the subject matter hereof, and no agreements or understandings nor any representations concerning the

same shall be binding upon the parties unless specifically set forth herein.

12. The Agreement may be executed in multiple counterparts each of, which shall be deemed an original, but all of which together shall constitute one and the same instrument.

13. This Agreement shall be binding upon and inure to the benefit of Seller and Purchaser and their respective heirs, legal representatives, and assigns.

SIGNATURE PAGES TO FOLLOW

IN WITNESS WHEREOF, the parties have hereunto set their hands on the dates indicated below:

PURCHASERS:

RONALD PARTHMORE

WARRENETTE PARTHMORE

State of Ohio)) ss:
County of Erie)

Before me a Notary Public for the State of Ohio, appeared the above named, Ronald and Warrenette Parthemore, who acknowledged that they signed the foregoing instrument and that the signing was a free act.

IN TESTIMONY WHEREOF, I have hereto subscribed my name and affixed my seal this day of _____, 2020.

Notary Public: _____

My Commission Expires: _____

SELLER:

ERIC L. WOBSEY, CITY MANAGER

State of Ohio)
County of Erie) ss:

Before me a Notary Public for the State of Ohio, appeared the above named, Eric L. Wobser, City Manager of the City of Sandusky, who acknowledged that he signed the foregoing instrument and that the signing was a free act.

IN TESTIMONY WHEREOF, I have hereto subscribed my name and affixed my seal this
day of _____, 2020.

Notary Public: _____

My Commission Expires: _____

Instrument prepared by:

Brendan L. Heil
Law Director
City of Sandusky



DEPARTMENT OF PUBLIC WORKS

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

To: Eric Wobser, City Manager

From: Aaron M. Klein, P.E., Director

Date: November 9, 2020

Subject: **Commission Agenda Item – Agreement with Garner Sanitation of Sandusky, Ohio for the Portable Restroom Rentals**

ITEM FOR CONSIDERATION: Legislation to enter into an agreement with Garner Sanitation Services Inc. of Sandusky, Ohio for the rental and service of portable restrooms in City parks.

BACKGROUND INFORMATION: On October 8 & 19, 2020 the City issued a request for proposals (RFP) for the service and rental of portable restrooms for a period from January 1, 2021 until December 31, 2023. The City received one (1) responsive proposal by the October 29, 2020, deadline from Garner Sanitation Service Inc., which was determined to be the lowest and best proposal.

The cost for each year will be \$16,992.25. All restrooms are ADA accessible and are serviced twice a week on Monday and Thursday of each week. This price includes delivery, removal and setup.

In addition to normal placement, the City also requested a unit cost for special events.

BUDGETARY INFORMATION: The total cost of this contract for years 2021-2023 is \$50,976.75. The cost of the rental and service of the portable restrooms will be paid with General Funds and Recreation Funds based on the usage (number of service times and the restroom size) and location. All costs have been included in Contractual Services portions of the Operations and Maintenance budgets for the respective departments. This agreement may be amended if additional units are needed in the future.

ACTION REQUESTED: It is requested that legislation be approved authorizing the City Manager to enter into an agreement with Garner Sanitation Services Inc., of Sandusky, Ohio for \$50,976.75 for the rental and service of the portable restrooms in City parks for three years, 2021-2023. It is further requested that the legislation be passed under suspension of the rules in full accordance with Section 14 of the City Charter in order to execute the agreement immediately as service is to begin January 1, 2021.

I concur with this recommendation:

Eric Wobser
City Manager

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; Brendan Heil, Law Director

CERTIFICATE OF FUNDS

In the Matter of: Portable Restroom Rentals- Garner Sanitation

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account # 110-4850-53000, 110-2600-53000, 227-3600-53000, 227-3500-53000, 227-3800-53000

By: 

Michelle Reeder

Finance Director

Dated: 11/19/2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A THREE (3) YEAR AGREEMENT WITH GARNER SANITATION SERVICE INC. OF SANDUSKY, OHIO, FOR THE RENTAL AND SERVICE OF PORTABLE RESTROOMS IN CITY PARKS; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City issued a Request for Proposals (RFP) on October 8, 2020, to provide and service ADA accessible portable restrooms at specific park locations and the only proposal received was from Garner Sanitation Service Inc., of Sandusky, Ohio, and it was determined to be the lowest and best proposal; and

WHEREAS, the cost of services per year is \$16,992.25 for a total cost of \$50,976.75 and will be paid with General Funds and Recreation Funds which have been proportionately budgeted for and available in the respective departments; 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 execute the agreement immediately as service is to begin on January 1, 2021; 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 three (3) year agreement with Garner Sanitation Service Inc., for the rental and service of portable restrooms in City parks in the amount of \$16,992.25 per year for a total amount **not to exceed** Fifty Thousand Nine Hundred Seventy Six and 75/100 Dollars (\$50,976.75), consistent with the proposal submitted by Garner Sanitation Service Inc., a copy of which is marked Exhibit "A" and attached to 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

2021 City of Sandusky Parks Portable Restroom Contract

Parks	type	qty	start	stop	Rate	Rent Periods	Extra Cleans			
Kiwanis	R	1	3/20/2021	11/15/2021	79.5	8	32	636	800	1436
Wightman-Weiber	h/c	1	5/1/2021	10/18/2021	135	5.5	20	742.5	500	1242.5
Jatcee South	R	1	3/20/2021	10/18/2021	79.5	7	28	556.5	700	1256.5
Sprau	R	1	5/1/2021	8/31/2021	79.5	4	16	318	400	718
Huron Park/Splash	H/C	1	5/1/2021	9/20/2021	135	4.5	16	607.5	400	1007.5
Washington Pier	H/C	1	5/1/2021	11/15/2021	135	6.5	24	877.5	600	1477.5
Amvets	R	1	5/1/2021	8/31/2021	79.5	4	16	318	400	718
Washington Park	H/C	1	6/1/2021	9/20/2021	135	3.5	12	472.5	300	772.5
Mills Golf	R	1	4/1/2021	11/15/2021	79.5	7.5	26	596.25	650	1246.25
Oakland Cemetary	H/C	1	5/29/2021	6/1/2021	100	1		100	0	100
Sandusky Bay Pav	H/C	1	5/1/2021	11/1/2021	duplicate					
Big Island Canoe	H/C	1	4/1/2021	11/15/2021	135	7.5	26	1012.5	650	1662.5
Shelby St Boat	H/C	1	3/20/2021	5/10/2021	135	2	8	270	200	470
Dorn Park	H/C	1	3/20/2021	5/10/2021	135	2	8	270	200	470
Sandusky Bay Pav	H/C	1	1/1/2021	12/31/2021	135	12	48	1620	1200	2820
Cental Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75
Churchwell Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75
Orlando Pace	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75
Foxborough Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75

16992.25

2021
Total
Bid

Proposal Form

No alternatives, deletions or additions shall be made of this form as it may render the bid invalid. Alternative proposals can be submitted, where so designated within the bid proposal for review by the City, but of the understanding that the City of Sandusky has sole authority to consider or reject any alternative proposals.

Name of Organization: Garner Sanitation Services Inc

Business Address: 2525 W. Monroe St Sandusky OH

Telephone Number

Other Phone 419-625-8764

Other Phone 419-656-1825

Fax 419-625-6240

Email garner@LRBC6.com

Name and Title of Contact Individual for Further Information

Phillip G. Myers Pres.

Legal Status of Organization: (Check one)

- ☒ For-profit corporation or joint venture corporation
- ☐ For-profit partnership or sole proprietorship
- ☐ Non-profit corporation Public agency Other (identify)
- ☐ Non-profit corporation Private agency Other (identify)

Attach your proposal with any additional information that you feel necessary to help in the City's evaluation of your qualifications and proposed operation of the facilities.

Garner is located in Sandusky city limits, giving us the ability to respond to any request the city has in a quick and efficient manner.

Organization History

Has Respondent, or any officer or partner of respondent, failed to complete a contract?
Yes _____ No ✓. If yes, give details on separate sheet.

Is any litigation pending against Respondent or any officer or partner of Respondent's organization? Yes _____ No ✓. If yes, give details on separate sheet.

Experience History

List three similar contracts which the Respondent Organization has provided service under. Indicate current or recent, along with a contact person and phone number. If no, so state. Attach extra page(s) if necessary.

<u>Municipality</u>	<u>Current or Recent</u>	<u>Contact Person/Phone No.</u>
City of Willard	Current	Kim Williams 419-933-7531
City of Bellevue	current	Admin office 419-484-8400 419-217-1555
Huron Parks + Rec	current Brian Coucher	419-656-5668
Eric Metro Parks	current	Admin office 419-602-9362 419-625-7783 ext 3

Waiver and Release Form


In consideration of the review by the City of Sandusky, Ohio, of a contract proposal and bid submitted by the undersigned, and as a condition precedent thereto, the undersigned does hereby authorize and direct the release to administrative officers of the City of any and all information related to the current obligations of the undersigned to the City, including, but not by way of limitation, obligations under the City's income tax, hereby waiving any privilege, statutory or otherwise, as to the same, and releasing the City of Sandusky, Ohio, its officers, agents, and employees from any liability in relation thereto.

Garner Sanitation Services Inc

BY: Philip G Myer Pres

DATE: 10/21/20

SIGNED IN THE PRESENCE OF:





Hastings Mutual Insurance Company

COVERAGE PART DECLARATIONS GENERAL LIABILITY

NEW DECLARATION * * * * * EFFECTIVE 10/01/20

N 00

POLICY NUMBER	POLICY PERIOD		AGENCY	P
CPP 6232361	FROM 10/01/20	TO 10/01/21	0004059	04
NAMED INSURED AND ADDRESS			AGENCY ACCT#AC01915660	
GARNER SANITATION SERVICES INC			TEL. NO. 419-668-4402	
PO BOX 1234			BATTLES INS AGENCY INC	
SANDUSKY OH 44871			PO BOX 109	
			NORWALK OH 44857	
INSURED SINCE: 10/2020			THIS POLICY IS BILLED BY THE COMPANY	

AUDIT FREQUENCY: ANNUAL

LIMITS OF INSURANCE:

GENERAL AGGREGATE LIMIT - PREMISES/OPERATIONS	\$2,000,000
PRODUCTS - COMPLETED OPERATIONS AGGREGATE LIMIT	\$2,000,000
EACH OCCURRENCE LIMIT	\$1,000,000
PERSONAL AND ADVERTISING INJURY LIMIT	\$1,000,000
MEDICAL EXPENSE LIMIT, ANY ONE PERSON	\$5,000
DAMAGE TO PREMISES YOU RENT LIMIT	\$100,000
LIMITED EMPLOYERS LIABILITY:	
BY ACCIDENT - EACH ACCIDENT	\$1,000,000 BODILY INJURY
BY DISEASE - EACH EMPLOYEE	\$1,000,000 BODILY INJURY
BY DISEASE - AGGREGATE	\$1,000,000 BODILY INJURY
CYBER LIABILITY/DATA BREACH RESPONSE AGGREGATE LMT	\$50,000

TOTAL ADVANCE GENERAL LIABILITY COVERAGE PART PREMIUM:

INCL

FORMS AND ENDORSEMENTS:

PD 02 62 1015*	BLANKET ADD'L INSURED END W/ LTD PROD-COMPLETED OPS COV
CG 21 47 1207*	EMPLOYMENT - RELATED PRACTICES EXCLUSION (CGL)
IL 00 21 0908*	NUCLEAR ENERGY LIABILITY EXCLUSION ENDORSEMENT (BROAD)
CG 21 50 0413*	AMENDMENT OF LIQUOR LIABILITY EXCLUSION (CGL)
CG 00 01 0413*	COMMERCIAL GENERAL LIABILITY COVERAGE FORM
CG 21 67 1204*	FUNGI OR BACTERIA EXCLUSION
CG 22 94 1001*	EXCL - DAMAGE TO WORK PERFORMED BY SUBS
CG 21 70 0115*	CAP ON LOSSES FROM CERTIFIED ACTS OF TERRORISM
CG 21 87 0115*	COND'L EXCL OF TERRORISM (RELATED TO DISP FED ACT)
IL 02 44 0907*	OHIO CHANGES - CANCELLATION AND NONRENEWAL
2-653 08/99*	AMENDMENT OF EXCLUSION FOR EXPECTED OR INTENDED INJURY
2-677 03/91*	EXCLUSION - ASBESTOS EXPOSURES
PD 02 66 0111*	OHIO EXCL PUNITIVE DAMAGES, FINES, PENALTIES, COST ATT'Y FEE
CG 24 26 0413*	AMENDMENT OF INSURED CONTRACT DEFINITION
2-643 04/13*	SELECTED CONTRACTORS BROADENED COVERAGE
CG 21 65 1204*	TOTAL POLLUTION EXCL W/A BLDG HEAT EXCEPT & HOSTILE FIRE
CG 04 41 0311*	STOP GAP - LTD EMPLOYERS LIABILITY COVERAGE ENDORSEMENT
PD 03 55 0318*	CYBER LIABILITY/DATA BREACH RESPONSE COVERAGE FORM



**Bureau of Workers'
Compensation**

30 W. Spring St.
Columbus, OH 43215

Certificate of Ohio Workers' Compensation

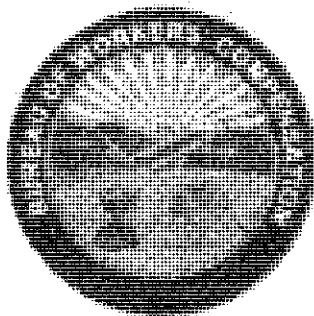
This certifies that the employer listed below participates in the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. This certificate is only valid if premiums and assessments, including installments, are paid by the applicable due date. To verify coverage, visit www.bwc.ohio.gov, or call 1-800-644-6292.

This certificate must be conspicuously posted.

Policy number and employer
01214934

GARNER SANITATION SERVICE INC
PO BOX 1234
SANDUSKY, OH 44871-1234

Period Specified Below
07/01/2020 to 07/01/2021



www.bwc.ohio.gov
Issued by: BWC

Stephanie McCloud

Administrator/CEO

You can reproduce this certificate as needed.

Ohio Bureau of Workers' Compensation

Required Posting

Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means an employee may dispute or prove untrue the presumption (or belief) that alcohol, marihuana or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove the presence of alcohol, marihuana or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.



**Bureau of Workers'
Compensation**

You must post this language with the Certificate of Ohio Workers' Compensation.



DEPARTMENT OF PUBLIC WORKS

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

To: Eric Wobser, City Manager
From: Joshua R. Snyder, P.E.
Date: November 10, 2020
Subject: **Commission Agenda Item – Digester Clean out bid award**

ITEM FOR CONSIDERATION: Requesting legislation authorizing the awarding of a contract bid to have the Wastewater Treatment Plant (WWTP) Primary Digester #2 cleaned out.

BACKGROUND INFORMATION: Primary Digester #2 is not operating as it was designed. The first step in investigating what is wrong with it and solving why it isn't working, it needs emptied. The bid is to empty and properly dispose of sludge built up within the digester that cannot be removed by City staff or equipment. The engineer's estimate for this project was \$77,400. Bids were opened on 11/5 and the 4 following bids were received:

BIDDER	LOCATION	BID AMOUNT	BONDING
Midwest Composting	Clyde, OH	\$ 149,400.00	100% Bid
Paragon Integrated Services Group, LLC	Houston, TX	\$ 61,898.15	10% Bid
Burch Hydro Inc.	Fredricktown OH	\$ 69,991.00	100% Bid
Romesburg Trucking, Inc	Rockwood, PA	\$ 79,500.00	10% Bid

Two of the bidders did not provide sufficient bonding, as required by law and were rejected as being nonresponsive and notified accordingly. Therefore, Burch Hydro, Inc. is the lowest and best bid and being recommended for award of this contract.

BUDGETARY INFORMATION: The total cost for this cleanout work is \$69,991.00, which includes material transport, equipment, labor and contingencies, and will be paid from the Sewer Fund. The funds for this work has been included in the recent rate increase.

ACTION REQUESTED: It is requested that legislation be approved for the expenditure of funds for the digester #2 cleanout project and enter in to a contract with Burch Hydro, Inc. of Fredricktown, Ohio 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 clean out the digester in order to investigate the extent of damage that has occurred in the Primary Digester #2 and allow the contractor to complete the project by the completion deadline of December 31, 2020.

I concur with this recommendation:

Eric Wobser
City Manager

Aaron M. Klein, P.E.
Director

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; B. Heil, Law Director

CERTIFICATE OF FUNDS

In the Matter of: Digester Clean Out Project

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account # 613-5420-53000

By: _____



Michelle Reeder

Finance Director

Dated: 11/19/2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BURCH HYDRO INC. OF FREDRICKTOWN, OHIO, FOR THE WASTEWATER TREATMENT PLANT (WWTP) DIGESTER CLEANOUT PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the Wastewater Treatment Plant generates biosolids called sludge cake along with other dewatered and compressed solid byproducts during daily operations that are disposed of at the Erie County Sanitary Landfill; and

WHEREAS, in early 2020 a problem occurred with the mechanism in the Primary Anaerobic #2 Digester that breaks down organic waste from the City's sanitary sewer system; and

WHEREAS, in order to properly investigate the extent of the damage and assess a property repair, an estimated 100,000 gallons of sludge needs to be removed from the digester tank and disposed; and

WHEREAS, the WWTP Digester Cleanout Project involves removal of the sludge material and dewatered combined material from the Primary Anaerobic #2 Digester at the Wastewater Treatment Plant, including the hauling and disposal of the material in accordance with environmental regulations, and then cleaning of the digester; and

WHEREAS, the City Commission declared the necessity for the City to proceed with the WWTP Digester Cleanout Project by Resolution No. 042-20R, passed on October 12, 2020; and

WHEREAS, upon public competitive bidding as required by law two (2) appropriate bids and two (2) nonresponsive bids were received and the bid from Burch Hydro Inc. of Fredricktown, Ohio, was determined to be the lowest and best bid; and

WHEREAS, the total cost for this work is \$69,991.00, which includes material transport, equipment, labor, and contingencies, and will be paid with Sewer 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 allow the contractor to begin the project as soon as possible so the project can be completed by the completion deadline of December 31, 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 Burch Hydro Inc., of Fredricktown, Ohio, for the WWTP Digester Cleanout Project in an amount **not to exceed** Sixty Nine Thousand Nine Hundred Ninety One and 00/100 Dollars (\$69,991.00) consistent with the bid submitted by Burch Hydro Inc., of Fredricktown, 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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020



DEPARTMENT OF PUBLIC WORKS

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

To: Eric Wobser, City Manager

From: Jane E. Cullen, P.E.

Date: November 9, 2020

Subject: Commission Agenda Item- D03 SRTS City of Sandusky INF
PID 103737 Change Order No. 1

ITEM FOR CONSIDERATION: Requesting legislation for approval of Change Order No. 1 for the Safe Routes to Schools (SRTS) Project.

BACKGROUND INFORMATION: At the city commission meeting on February 10, 2020, ordinance no. 20-034 was passed to enter into a construction contract with D.L. Smith, LLC of Norwalk, Ohio to complete this project. This project provided for school zone flashers with radar feedback along Perkins Avenue, bicycle racks at the middle school campus and sidewalk replacement along Camp Street. The work completed included installation of several ADA compliant curb ramps along with painting of crosswalks and stop bars the around the middle school campus area.

This change order in the amount of \$3,870.43 reflects the actual work performed in the field by the contractor and the actual quantities used. Change Order no. 1 includes a time extension from July 21, 2020 to October 16, 2020 due to a delay in the manufacturing and delivery of the school zone assembly signs caused by COVID-19. At this time, it is assumed that this is the final change order for the project but ODOT still has to audit the city's files as performed on all projects receiving federal funding. Typically no additional funds are required as a result of the audit.

BUDGETARY INFORMATION: The original contract with D.L. Smith is for \$177,770.50. Change Order No. 1, an addition of \$3,870.43 will revise the final contract amount to \$181,640.93. This Local Public Authority (LPA) project is 100% funded with Federal Highway Administration (FHWA) funds through the Ohio Department of Transportation (ODOT) and the Erie County Metropolitan Planning organization (MPO) The cost of Change Order No. 1 will be funded 100% with Federal Highway Administration (FHWA) funds through the Ohio Department of Transportation (ODOT).

ACTION REQUESTED: It is requested that legislation be prepared to allow for the approval of Change Order No. 1 for final quantities for the Safe Routes to School Project. It is further requested that this be passed in accordance with Section 14 of the City Charter so that the contractor can be paid for work already completed in the field.

I concur with this recommendation:

Eric Wobser
City Manager

Aaron Klein, P.E.
Director

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; B. Heil, Law Director

CERTIFICATE OF FUNDS

In the Matter of: Safe Routes to School

IT IS HEREBY CERTIFIED that the moneys required to meet the obligations of the City of Sandusky under the foregoing Contract 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 compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Account #431-6871-55990

By: _____



Michelle Reeder

Finance Director

Dated: 11/19/2020

WORKSHEET FOR ODOT 104.02 PRICE ADJUSTMENTS (TABLE 104.02-2)

ODOT SECTION 104.02

LINE NO.	ODOT ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT	UNIT COST LABOR	UNIT COST MATERIAL	TOTAL UNIT COST	TOTAL ITEM COST	FINAL QUANTITY	FINAL COST	DIFFERENCE IN QUANTITY	% CHANGE IN QUANTITY	PAY FACTOR PER TABLE 104.02	ADDITIONAL PAYMENT
ROADWAY														
1	201	CLEARING AND GRUBBING, AS PER PLAN	1.00	LS	\$ 1,000.00	\$ -	\$ 1,000.00	\$ 1,000.00	1.00	\$1,000.00	0.00			
2	202	PAVEMENT REMOVED	127.00	SY	\$ 18.00	\$ -	\$ 18.00	\$ 2,286.00	18.10	\$325.80	-108.90	-85.75%	2.00	\$325.80
3	202	WALK REMOVED	8664.00	SF	\$ 2.00	\$ -	\$ 2.00	\$ 17,328.00	10,978.00	\$21,956.00	2,314.00	26.71%		
4	202	CURB REMOVED	370.00	FT	\$ 8.00	\$ -	\$ 8.00	\$ 2,960.00	411.10	\$3,288.80	41.10	11.11%		
5	202	CURB AND GUTTER REMOVED	201.00	FT	\$ 10.00	\$ -	\$ 10.00	\$ 2,010.00	161.70	\$1,617.00	-39.30	-19.55%		
6	608	4" CONCRETE WALK, AS PER PLAN	4956.00	SF	\$ 3.00	\$ 2.50	\$ 5.50	\$ 27,258.00	4,833.60	\$26,584.80	-122.40	-2.47%		
7	608	6" CONCRETE WALK, AS PER PLAN	1009.00	SF	\$ 3.00	\$ 3.50	\$ 6.50	\$ 6,558.50	1,152.40	\$7,490.60	143.40	14.21%		
7B	608	WALKWAY, MISC: WALK REPAIR	1000.00	SF	\$ 3.00	\$ 3.50	\$ 6.50	\$ 6,500.00	403.20	\$2,620.80	-596.80	-59.68%	1.38	\$995.90
8	608	CURB RAMP, AS PER PLAN	4897.00	SF	\$ 5.00	\$ 5.00	\$ 10.00	\$ 48,970.00	5,533.20	\$55,332.00	636.20	12.99%		
9	638	VALVE BOX ADJUSTED TO GRADE	3.00	EACH	\$ 250.00	\$ -	\$ 250.00	\$ 750.00	2.00	\$500.00	-1.00	-33.33%	1.12	\$60.00
10	690	SPECIAL- BICYCLE RACK	2.00	EACH	\$ 200.00	\$ 800.00	\$ 1,000.00	\$ 2,000.00	2.00	\$2,000.00	0.00	0.00%		
EROSION CONTROL														
11	659	SEEDING, MISC: SEEDING AND MULCHING, CLASS 1	1.00	LS	\$ 2,000.00	\$ 500.00	\$ 2,500.00	\$ 2,500.00	1.00	\$2,500.00	0.00	0.00%		
12	832	EROSION CONTROL	1000.00	EACH	-----	-----	\$ 1.00	\$ 1,000.00	0.00	\$0.00	-1,000.00	Non-performed		
DRAINAGE														
13	611	MANHOLE ADJUSTED TO GRADE	1.00	EACH	\$ 500.00	\$ -	\$ 500.00	\$ 500.00	1.00	\$500.00	0.00	0.00%		
PAVEMENT														
14	452	8" NON-REINFORCED CONCRETE PAVEMENT, CLASS QC MS, AS PER PLAN	15.00	SY	\$ 30.00	\$ 35.00	\$ 65.00	\$ 975.00	18.10	\$1,176.50	3.10	20.67%		
15	609	COMBINATION CURB AND GUTTER, TYPE 2, AS PER PLAN	83.00	FT	\$ 20.00	\$ 10.00	\$ 30.00	\$ 2,490.00	75.40	\$2,262.00	-7.60	-9.16%		
16	609	CURB, TYPE 6, AS PER PLAN	131.00	FT	\$ 20.00	\$ 5.00	\$ 25.00	\$ 3,275.00	96.40	\$2,410.00	-34.60	-26.41%	1.09	\$216.90
TRAFFIC CONTROL														
17	630	REMOVAL OF GROUND MOUNTED SIGN AND DISPOSAL	6.00	EACH	\$ 35.00	\$ -	\$ 35.00	\$ 210.00	6.00	\$210.00	0.00	0.00%		
18	630	REMOVAL OF GROUND MOUNTED SIGN AND REERECTION	1.00	EACH	\$ 300.00	\$ -	\$ 300.00	\$ 300.00	1.00	\$300.00	0.00	0.00%		
19	630	REMOVAL OF GROUND MOUNTED POST SUPPORT AND DISPOSAL	2.00	EACH	\$ 35.00	\$ -	\$ 35.00	\$ 70.00	2.00	\$70.00	0.00	0.00%		
20	631	SCHOOL SPEED LIMIT SIGN ASSEMBLY, SOLAR-POWERED, AS PER PLAN	2.00	EACH	\$ 5,000.00	\$ 9,000.00	\$ 14,000.00	\$ 28,000.00	2.00	\$28,000.00	0.00	0.00%		
21	644	CROSSWALK LINE-THERMOPLASTIC	2114.00	FT	\$ 2.50	\$ 1.00	\$ 3.50	\$ 7,399.00	0.00	\$0.00	-2,114.00	Non-performed		
22	644	STOP LINE-THERMOPLASTIC	228.00	FT	\$ 4.00	\$ 3.00	\$ 7.00	\$ 1,596.00	0.00	\$0.00	-228.00	Non-performed		
23	644	REMOVAL OF PAVEMENT MARKING	389.00	FT	\$ 15.00	\$ -	\$ 15.00	\$ 5,835.00	378.50	\$5,677.50	-10.50			
MISC														
24	614	MAINTAINING TRAFFIC	1.00	LS	\$ 2,500.00	\$ -	\$ 2,500.00	\$ 2,500.00	1.00	\$2,500.00	0.00	0.00%		
25	623	CONSTRUCTION AND LAYOUT STAKES AND SURVEYING	1.00	LS	\$ 900.00	\$ 100.00	\$ 1,000.00	\$ 1,000.00	1.00	\$1,000.00	0.00	0.00%		
26	624	MOBILIZATION	1.00	LS	\$ 2,500.00	\$ -	\$ 2,500.00	\$ 2,500.00	1.00	\$2,500.00	0.00	0.00%		
CHANGE ORDER NO. 1														
CO1-27	642	CROSSWALK LINE-TRAFFIC PAINT	0.00	FT	\$ 2.50	\$ 0.85	\$ 3.35	\$ -	2,091.50	\$7,006.53	2,091.50	N/A		
CO1-28	642	STOP LINE-TRAFFIC PAINT	0.00	FT	\$ 4.00	\$ 1.00	\$ 5.00	\$ -	242.80	\$1,214.00	242.80	N/A		
CO1-29	MISC	TIME EXTENSION-NEW DATE OCT 16, ORIGINAL JULY 21, 2020										N/A		
CO1-30	MISC													

TOTAL COST FOR ODOT 104.02= \$1,598.60

CITY OF SANDUSKY, OHIO
DEPARTMENT OF ENGINEERING AND CONSTRUCTION

Change Order No. 1

CONTRACT: **2941**
ORDINANCE NO. **20-034**

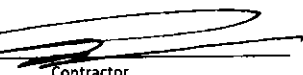
Contractor: **D.L. Smith Concrete, LLC**
585 Old State Road Norwalk, Ohio 44857

STREET OR LOCATION OF WORK: **D03 SRTS City of Sandusky INF-Safe Routes to School Project**
Order is hereby issued and accepted for the following additions to or deductions from the quantities as specified in the original contract.

BID ITEM NO.	ODOT ITEM NO.	PLAN QUANTITY	ACTUAL QUANTITY	DIFFERENCE IN QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL BID PRICE	TOTAL FINAL PRICE	TOTAL ADD	TOTAL DEDUCT
1	201	1.00	1	0.00	LS	CLEARING AND GRUBBING, AS PER PLAN	\$1,000.00	\$1,000.00	\$1,000.00		
2	202	127.00	18.1	-108.90	SY	PAVEMENT REMOVED	\$18.00	\$2,286.00	\$325.80		-1,960.20
3	202	8664.00	10,978.00	2314.00	SF	WALK REMOVED	\$2.00	\$17,328.00	\$21,956.00	\$4,628.00	
4	202	370.00	411.1	41.10	FT	CURB REMOVED	\$8.00	\$2,960.00	\$3,288.80	\$328.80	
5	202	201.00	161.7	-39.30	FT	CURB AND GUTTER REMOVED	\$10.00	\$2,010.00	\$1,617.00		-393.00
6	608	4956.00	4,833.60	-122.40	SF	4" CONCRETE WALK, AS PER PLAN	\$5.50	\$27,258.00	\$26,584.80		-673.20
7	608	1009.00	1,152.40	143.40	SF	6" CONCRETE WALK, AS PER PLAN	\$6.50	\$6,558.50	\$7,490.60	\$932.10	
7B	608	1000.00	403.2	-596.80	SF	WALKWAY, MISC. WALK REPAIR	\$6.50	\$6,500.00	\$2,620.80		-3,879.20
8	608	4897.00	5,533.20	636.20	SF	CURB RAMP, AS PER PLAN	\$10.00	\$48,970.00	\$55,332.00	\$6,362.00	
9	638	3.00	2	-1.00	EACH	VALVE BOX ADJUSTED TO GRADE	\$250.00	\$750.00	\$500.00		-250.00
10	690	2.00	2	0.00	EACH	SPECIAL- BICYCLE RACK	\$1,000.00	\$2,000.00	\$2,000.00		
11	659	1.00	1	0.00	LS	SEEDING, MISC. SEEDING AND MULCHING, CLASS 1	\$2,500.00	\$2,500.00	\$2,500.00		
12	832	1000.00	0	-1000.00	EACH	EROSION CONTROL	\$1.00	\$1,000.00	\$0.00		-1,000.00
13	611	1.00	1	0.00	EACH	MANHOLE ADJUSTED TO GRADE	\$500.00	\$500.00	\$500.00		
14	452	15.00	18.1	3.10	SY	8" NON-REINFORCED CONCRETE PAVEMENT, CLASS QC MS	\$65.00	\$975.00	\$1,176.50	\$201.50	
15	609	83.00	75.4	-7.60	FT	COMBINATION CURB AND GUTTER, TYPE 2	\$30.00	\$2,490.00	\$2,262.00		-228.00
16	609	131.00	96.4	-34.60	FT	CURB, TYPE 6, AS PER PLAN	\$25.00	\$3,275.00	\$2,410.00		-865.00
				0.00		TRAFFIC CONTROL		\$0.00	\$0.00		
17	630	6.00	6	0.00	EACH	REMOVAL OF GROUND MOUNTED SIGN/DISPOSAL	\$35.00	\$210.00	\$210.00		
18	630	1.00	1	0.00	EACH	REMOVAL OF GROUND MOUNTED SIGN/REERECTION	\$300.00	\$300.00	\$300.00		
19	630	2.00	2	0.00	EACH	REMOVAL OF GROUND MOUNTED POST SUPPORT/DISPOSAL	\$35.00	\$70.00	\$70.00		
20	631	2.00	2	0.00	EACH	SCHOOL SPEED LIMIT SIGN ASSEMBLY	\$14,000.00	\$28,000.00	\$28,000.00		
21	644	2114.00	0	-2114.00	FT	CROSSWALK LINE-THERMOPLASTIC	\$3.50	\$7,399.00	\$0.00		-7,399.00
22	644	228.00	0	-228.00	FT	STOP LINE-THERMOPLASTIC	\$7.00	\$1,596.00	\$0.00		-1,596.00
23	644	389.00	378.5	-10.50	FT	REMOVAL OF PAVEMENT MARKING	\$15.00	\$5,835.00	\$5,677.50		-157.50
24	614	1.00	1	0.00	LS	MAINTAINING TRAFFIC	\$2,500.00	\$2,500.00	\$2,500.00		
25	623	1.00	1	0.00	LS	CONSTRUCTION AND LAYOUT STAKES AND SURVEYING	\$1,000.00	\$1,000.00	\$1,000.00		
26	624	1.00	1	0.00	LS	MOBILIZATION	\$2,500.00	\$2,500.00	\$2,500.00		
CHANGE ORDER 1 SEE ABOVE FOR BID ITEM QUANTITIES PRICES											
CO1-27	642	0.00	2,091.50	2091.50	FT	CROSSWALK LINE-TRAFFIC PAINT	\$3.35	\$0.00	\$7,006.53	\$7,006.53	
CO1-28	642	0.00	242.8	242.80	FT	STOP LINE-TRAFFIC PAINT	\$5.00	\$0.00	\$1,214.00	\$1,214.00	
CO1-29	MISC	N/A				TIME EXTENSION- New date-October 16, 2020 Original Date July 21, 2020	N/A				
CO1-30	MISC	N/A				ADDITIONAL AMOUNT PER ODOT 104.02-SEE ATTACHED SHEET				\$1,598.60	
TOTALS=								\$177,770.50	\$180,042.33	\$22,271.53	-\$18,401.10

Explanation: Change order reflects work performed in the field.

ORIGINAL CONTRACT AMOUNT= **\$177,770.50**
CHANGE IN CONTRACT= **\$3,870.43**
REVISED CONTRACT AMOUNT **\$181,640.93**

Accepted: 
Contractor

Date: 11/9, 2020

Accepted: _____
City Engineer

Date: _____, 2020

Change Order No. 1

Contractor: **D.L. Smith Concrete, LLC**

585 Old State Road Norwalk, Ohio 44857

STREET OR LOCATON OF WORK: D03 SRTS City of Sandusky INF-Saf

Order is hereby issued and accepted for the following additions to or quantities as specified in the original contract.

BID ITEM NO.	ODOT ITEM NO.	PLAN QUANTITY	ACTUAL QUANTITY	DIFFERENCE IN QUANTITY	UNIT
1	201	1.00	1	0.00	LS
2	202	127.00	18.1	-108.90	SY
3	202	8664.00	10,978.00	2314.00	SF
4	202	370.00	411.1	41.10	FT
5	202	201.00	161.7	-39.30	FT
6	608	4956.00	4,833.60	-122.40	SF
7	608	1009.00	1,152.40	143.40	SF
7B	608	1000.00	403.2	-596.80	SF
8	608	4897.00	5,533.20	636.20	SF
9	638	3.00	2	-1.00	EACH
10	690	2.00	2	0.00	EACH
11	659	1.00	1	0.00	LS
12	832	1000.00	0	-1000.00	EACH
13	611	1.00	1	0.00	EACH
14	452	15.00	18.1	3.10	SY
15	609	83.00	75.4	-7.60	FT
16	609	131.00	96.4	-34.60	FT
				0.00	
17	630	6.00	6	0.00	EACH
18	630	1.00	1	0.00	EACH
19	630	2.00	2	0.00	EACH
20	631	2.00	2	0.00	EACH
21	644	2114.00	0	-2114.00	FT
22	644	228.00	0	-228.00	FT
23	644	389.00	378.5	-10.50	FT
24	614	1.00	1	0.00	LS
25	623	1.00	1	0.00	LS

CITY OF SANDUSKY, OHIO
DEPARTMENT OF ENGINEERING AND CONSTRUCTION

CONTRACT: **2941**
ORDINANCE NO. **20-034**


e Routes to School Project
deductions from the

DESCRIPTION	UNIT PRICE	TOTAL BID PRICE
ROADWAY		
CLEARING AND GRUBBING, AS PER PLAN	\$1,000.00	\$1,000.00
PAVEMENT REMOVED	\$18.00	\$2,286.00
WALK REMOVED	\$2.00	\$17,328.00
CURB REMOVED	\$8.00	\$2,960.00
CURB AND GUTTER REMOVED	\$10.00	\$2,010.00
4" CONCRETE WALK, AS PER PLAN	\$5.50	\$27,258.00
6" CONCRETE WALK, AS PER PLAN	\$6.50	\$6,558.50
WALKWAY, MISC: WALK REPAIR	\$6.50	\$6,500.00
CURB RAMP, AS PER PLAN	\$10.00	\$48,970.00
VALVE BOX ADJUSTED TO GRADE	\$250.00	\$750.00
SPECIAL- BICYCLE RACK	\$1,000.00	\$2,000.00
EROSION CONTROL		
SEEDING, MISC: SEEDING AND MULCHING, CLASS 1	\$2,500.00	\$2,500.00
EROSION CONTROL	\$1.00	\$1,000.00
DRAINAGE		
MANHOLE ADJUSTED TO GRADE	\$500.00	\$500.00
PAVEMENT		
8" NON-REINFORCED CONCRETE PAVEMENT, CLASS QC M	\$65.00	\$975.00
COMBINATION CURB AND GUTTER, TYPE 2	\$30.00	\$2,490.00
CURB, TYPE 6, AS PER PLAN	\$25.00	\$3,275.00
TRAFFIC CONTROL		\$0.00
REMOVAL OF GROUND MOUNTED SIGN/DISPOSAL	\$35.00	\$210.00
REMOVAL OF GROUND MOUNTED SIGN/REERECTION	\$300.00	\$300.00
REMOVAL OF GROUND MOUNTED POST SUPPORT/DISPOS	\$35.00	\$70.00
SCHOOL SPEED LIMIT SIGN ASSEMBLY	\$14,000.00	\$28,000.00
CROSSWALK LINE-THERMOPLASTIC	\$3.50	\$7,399.00
STOP LINE-THERMOPLASTIC	\$7.00	\$1,596.00
REMOVAL OF PAVEMENT MARKING	\$15.00	\$5,835.00
MISC		
MAINTAINING TRAFFIC	\$2,500.00	\$2,500.00
CONSTRUCTION AND LAYOUT STAKES AND SURVEYING	\$1,000.00	\$1,000.00

26	624	1.00	1	0.00	LS
CO1-27	642	0.00	2,091.50	2091.50	FT
CO1-28	642	0.00	242.8	242.80	FT
CO1-29	MISC	N/A			
CO1-30	MISC	N/A			

Explanation: Change order reflects work performed in the field.

Accepted:,


Contractor

D

Accepted:,

City Engineer

D

MOBILIZATION	\$2,500.00	\$2,500.00
CHANGE ORDER L (SEE ABOVE FOR BID ITEM QUANTITIES/PRICES)		
CROSSWALK LINE-TRAFFIC PAINT	\$3.35	\$0.00
STOP LINE-TRAFFIC PAINT	\$5.00	\$0.00
TIME EXTENSION- New date-October 16, 2020 Original Date July 21, 2020	N/A	
ADDITIONAL AMOUNT PER ODOT 104.02-SEE ATTACHED SHEET		

TOTALS= \$177,770.50

ORIGINAL CONTRACT AMOUNT= \$177,770.50

CHANGE IN CONTRACT= \$3,870.43

REVISED CONTRACT AMOUNT \$181,640.93

ate: 11/9, 2020

ate: _____, 2020

\$2,500.00		
\$7,006.53	\$7,006.53	
\$1,214.00	\$1,214.00	
	\$1,598.60	
\$180,042.33	\$22,271.53	-\$18,401.10

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPROVE THE FIRST CHANGE ORDER FOR WORK PERFORMED BY D.L. SMITH CONCRETE, LLC, OF NORWALK, OHIO, FOR THE SAFE ROUTES TO SCHOOL (SRTS) SANDUSKY MIDDLE SCHOOL PROJECT, PID 103737, IN THE AMOUNT OF \$3,870.43; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the Ohio Safe Route to School (SRTS) Program is funded by the Federal Highway Administration and administered by the Ohio Department of Transportation to support projects and programs that enable and encourage walking and bicycling to and from school; and

WHEREAS, this City Commission declared the necessity to proceed with the proposed Safe Routes to School (SRTS) Sandusky Middle School Project by Resolution No. 044-19R, passed on November 25, 2019; and

WHEREAS, the Sandusky Middle School project involved infrastructure improvements as summarized below:

1.	Install bicycle racks at middle school campus.
2.	Install school flashers with radar feedback & create school zone on Perkins Avenue.
3.	Install ADA compliant curb ramps, stop bars, and crosswalks at the intersections on Buchanan Street at Camp Street, Carr Street, Shelby Street, McDonough Street and Hayes Avenue.
4.	Install ADA compliant curb ramps, stop bars, and crosswalks at the intersections on Johnson Street at Camp Street, Carr Street, Shelby Street, McDonough Street, and Hayes Avenue.
5.	Install ADA compliant curb ramps, stop bars, and crosswalks at the intersections on Camp Street at Forest Drive and Orlando Pace Drive.
6.	Install ADA compliant curb ramps, stop bars, and crosswalks at the intersections on Hayes Avenue at Orlando Pace Drive and Rockwell Street.
7.	Install countdown pedestrian signals at the existing traffic signals and upgrade striping at the intersection of Hayes Avenue and Pierce Street.
8.	Replace the existing sidewalk as needed for approximately 1700 feet along Camp Street between West Perkins Avenue and Pierce Street.

WHEREAS, this City Commission approved the awarding of the contract to D.L. Smith Concrete, LLC, of Norwalk, Ohio, for work to be performed for the Safe Routes to School (SRTS) Sandusky Middle School Project by Ordinance No. 20-034, passed on February 10, 2020; and

WHEREAS, this First Change Order reflects the actual work performed in the field by the contractor and the actual quantities used and an extension of the final completion date from July 21, 2020, to October 16, 2020, due to a delay in the manufacturing and delivery of the school zone assembly signs caused by COVID-19; and

WHEREAS, the original contract with D.L. Smith Concrete, LLC, was \$177,770.50 and with the addition of this First Change Order in the amount of

\$3,870.43, the final contract cost is \$181,640.93 and will be paid with Federal Highway Administration (FHWA) funds through the Ohio Department of Transportation (ODOT); 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 make payment to contractor in a timely manner for work already performed; 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 hereby authorized and directed to approve this First Change Order for work performed for the Safe Routes to School (SRTS) Sandusky Middle School Project, PID 103737, in an amount **not to exceed** Three Thousand Eight Hundred Seventy and 43/100 Dollars (\$3,870.43) resulting in the final contract cost of One Hundred Eighty One Thousand Six Hundred Forty and 93/100 Dollars (\$181,640.93) with D.L. Smith Concrete, LLC, of Norwalk, Ohio.

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.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020



DEPARTMENT OF PUBLIC WORKS

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

To: Eric Wobser, City Manager

From: Aaron M. Klein, P.E.

Date: November 16, 2020

Subject: Commission Agenda Item – Approval for three (3) Easements

ITEM FOR CONSIDERATION: Legislation granting three (3) easements on the parking lot situated on the south side of Water Street between Columbus and Wayne Avenues. Two easements would be with Huntley Building, LLC, and remaining easement would be with Huntley Building, LLC and Cooke Building, LLC.

BACKGROUND INFORMATION: The applicant has requested easements onto the City-owned property on the south side of Water Street between Columbus Avenue and Wayne Avenue. The property is currently utilized for public parking with two means of access to the parking area. The agreements would be for access, as shown on the attachments and detailed below, to The Marketplace located within the Huntley Building, one existing dumpster enclosure, one future dumpster enclosure, an existing stairway provided for the Huntley Building and storm sewer laterals placed on City property. All agreements are within Permanent Parcel Number 56-64022.000.

Easement #1: Huntley Building, LLC.

Granting a 250 square foot perpetual easement for an existing stair, walkway and entrance from the south side of the parking lot into the north side of the Huntley Building.

This perpetual easement runs with the land.

Easement #2: Huntley Building, LLC.

Granting a 640 square foot nonexclusive access easement for Dumpster Enclosure “A” along the south side of the parking lot, immediately east of the Huntley building and abutting the parking lot. This agreement includes ingress to and egress from the premises.

Granting a 740 square foot nonexclusive access easement for Dumpster Enclosure “B” along the west side of the parking lot, by the building abutting the parking lot. This agreement includes ingress to and egress from the premises.

This nonexclusive access easement runs with the land.

Easement #3: Huntley Building, LLC & Cooke Building, LLC.

Granting a 3,717 square foot perpetual easement that is 25-feet wide to allow access to construct, lay, maintain, repair and inspect storm sewer laterals from the Huntley Building and the Cooke Building which will connect to the existing storm sewer in Water Street.

This perpetual easement runs with the land.

BUDGETARY INFORMATION: The City will receive \$1.00 for each easement and license agreement, totaling \$3.00, which will be placed in the City's General Fund. The property owner will be responsible for the recording fees of each agreement at the Erie County Recorder's Office.

ACTION REQUESTED: It is recommended that proper legislation be prepared granting the two (2) easements to Huntly Building, LLC and one (1) easement to Huntley Building, LLC and Cooke Building, LLC. and that the necessary legislation be passed under suspension of the rules and in accordance with Section 14 of the City Charter to allow for Huntley Building, LLC and Cooke Building, LLC to begin work on the dumpster enclosures and storm sewers immediately.

I concur with this recommendation:

Eric Wobser
City Manager

cc: M. Spriggs, Commission Clerk; M. Reeder, Finance Director; B. Heil, Law Director

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO GRANT EASEMENTS TO HUNTLEY BUILDING, LLC, ON CITY PROPERTY CURRENTLY UTILIZED AS PUBLIC PARKING OFF EAST WATER STREET, SANDUSKY, FOR DUMPSTER ENCLOSURES, AND A STAIR, WALKWAY, AND ENTRANCE, AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Huntley Building, LLC, is the owner of property located at 133 East Market Street and has requested easements for dumpster enclosures, and a stair, walkway and entrance on City property currently utilized as public parking off East Water Street; and

WHEREAS, the proposed Nonexclusive Access Easement, a copy of which is attached and marked Exhibit “A”, grants Huntley Building, LLC, an easement for dumpster enclosures on City property, more specifically described in Exhibit “B”, and attached to the proposed Nonexclusive Access Easement; and

WHEREAS, the proposed Perpetual Easement, a copy of which is attached and marked Exhibit “C”, grants Huntley Building, LLC, an easement for a stair, walkway, and entrance on City property, more specifically described in Exhibit “D”, and attached to the proposed Perpetual Easement; and

WHEREAS, approval is being requested in companion legislation to grant an easement to Huntley Building, LLC, and Cooke Building, LLC for use of adjoining City property currently being utilized as public parking south of East Water Street for a sewer line; 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 easement agreements to be immediately executed and recorded prior to any construction on the property; 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. This City Commission authorizes and directs the City Manager to execute the easement agreements on behalf of the City to Huntley Building, LLC, for the purpose of accessing dumpster enclosures, existing stair, walkway and entrance, substantially in the same forms as attached to this Ordinance, marked Exhibits “A”, “B”, “C”, and “D” and are specifically incorporated if fully rewritten

herein, together with any revisions or additions as are approved by the Law Director as not being substantially adverse to the City and consistent with carrying out the City’s public purpose.

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 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 upon its passage, and its due authentication by the President, and the Clerk of the City Commission of the City of Sandusky, Ohio.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO GRANT EASEMENTS TO HUNTLEY BUILDING, LLC, AND COOKE BUILDING, LLC ON CITY PROPERTY CURRENTLY UTILIZED AS PUBLIC PARKING OFF EAST WATER STREET, SANDUSKY, FOR A SEWER LINE AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Huntley Building, LLC, is the owner of property located at 133 East Market Street and Cooke Building, LLC, is the owner of property located at 4-6 Columbus Avenue, and have requested easements for a sewer line on City property currently utilized as public parking off East Water Street; and

WHEREAS, the proposed Perpetual Easement, a copy of which is attached and marked Exhibit "A", grants Huntley Building, LLC, and Cooke Building, LLC permission to construct, lay, maintain, repair, or inspect sewer lines on City property, more specifically described in Exhibit "B", and attached to the Perpetual Easement; and

WHEREAS, approval is being requested in companion legislation to grant two (2) easements to Huntley Building, LLC, for use of adjoining City property currently being utilized as public parking south of East Water Street for dumpster enclosures, a stair, walkway and entrance; 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 easement agreements to be immediately executed and recorded prior to any construction on the property; 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. This City Commission authorizes and directs the City Manager to execute the easement agreement on behalf of the City to Huntley Building, LLC, and Cooke Building, LLC, for the purpose of constructing, laying, maintaining, repairing, or inspecting sewer lines, substantially in the same forms as attached to this Ordinance, marked Exhibits “A” and “B” and are specifically incorporated if fully rewritten herein, together with any revisions or additions as are approved by the Law Director as not being substantially adverse to the City and consistent with carrying out the City’s public purpose.

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 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 upon its passage, and its due authentication by the President, and the Clerk of the City Commission of the City of Sandusky, Ohio.

RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

ATTEST:

MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

PERPETUAL EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS: That, the City of Sandusky, herein referred to as the Grantors, whose tax mailing address is 240 Columbus Avenue, Sandusky, Ohio 44870, for and in consideration of the sum of one dollar(s) (\$1.00) and other good and valuable consideration paid by the **HUNTLEY BUILDING, LLC** and **COOKE BUILDING, LLC** limited liability companies under the laws of Ohio, the Grantee, the receipt and sufficiency of which is hereby acknowledged, does hereby **GRANT, BARGAIN, SELL, CONVEY, AND RELEASE** to the Grantee, its successors and assigns forever, a perpetual alienable Easement to have access to construct, lay, maintain, repair, or inspect sewer lines, at any time or times hereafter, for the area in Exhibit A, including the right of ingress to and egress from and over said premises (real estate) situated in the County of Erie and State of Ohio, and described as:

SEE ATTACHED "LEGAL DESCRIPTION", INCORPORATED HERETO.

SEE ATTACHED EXHIBIT "A", INCORPORATED HERETO FOR ILLUSTRATION PURPOSES ONLY.

(all bearings stated above are assumed for the purpose of this description)

The Grantors claim title to the above described property by virtue of an instrument recorded in Deed Volume 434, page 890.

The consideration recited herein shall constitute full and final payment for said easement and all damages sustained and/or claimed by the Grantors, their executors, administrators, successors, and assigns, including but not limited to all damages to the remainder of the Grantor's real estate, that arise from or by reason of inspection or other proper and allowed acts as stated above, said damages include but are not limited to those known or unknown, those legal, equitable or otherwise and those direct, incidental or consequential.

TO HAVE AND TO HOLD said Easement, together with all rights and privileges belonging thereto unto the Grantee and its successors and assigns forever. Upon notice from Grantor of its intention to redevelop Parcel No. 56-64022.000, Grantee agrees to enter into negotiations to move the sewer lines at Grantee's cost. This Easement together with all agreements, covenants, and other provisions recited herein, shall constitute a covenant running with the land for the benefit and use of the Grantee, its successors and assigns forever.

The Grantors and signatories hereto, hereby covenant that they are the true and lawful Owner of the above described real estate and have full power and authority to convey the same;

that the same is free and clear from all liens and encumbrances whatsoever and that the Grantors will warrant and defend the title to the said easement against all lawful claims.

IN TESTIMONY WHEREOF, _____, the Grantor, has executed this Perpetual Easement this _____ day of _____, 2020.

Eric L. Wobser, City Manager

STATE OF OHIO }
 }
COUNTY OF ERIE } ss:

Before me a Notary Public in and for said County, personally appeared the above named, proper signatory for the Grantor, who acknowledged he did sign the foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this _____ day of _____, 2020.

Notary Public

THIS INSTRUMENT PREPARED BY:

Brendan L. Heil
City of Sandusky Law Director
240 Columbus Avenue
(419) 627-5852