

The President called the meeting to order at 5 p.m. after the Invocation, given by Dick Brady, and the Pledge of Allegiance.

The Clerk called the roll and the following Commissioners responded: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole.

Upon motion of Dave Waddington and second of Naomi Twine, the commission voted to accept the Minutes of the August 12 meeting and suspend the formal reading. The President declared the motion passed.

City staff present: Aaron Klein - Director of Public Works, John Orzech - Police Chief, Rick Wilcox – Fire Chief, Matt Lasko – Chief Development Officer, Angela Byington – Director of Planning, Don Rumbutis – IT, Stuart Hamilton – IT Manager, Hank Solowiej – Finance Director, Trevor Hayberger – Law Director, Eric Wobser – City Manager and Kelly Kresser – Commission Clerk.

AUDIENCE PARTICIPATION

Tim Schwanger, 362 Sheffield Way, asked if the appropriations amendment includes cost increases to any of the projects listed (Item F). He asked what will happen to the existing play equipment at Huron Park when the new equipment is installed (Item #4). His understanding is the new equipment will be located next to the splash pad where the former ball diamond was. He asked about the expenditure of about \$80,000 for the shoreline at Lions Park (Item #5). His concern is when the Master Plan was completed some eight years ago, the deterioration of this shoreline was brought before the commission, and other city committees, and it is unfortunate the city has let it go this long. We are back to having a cliff at this location based on inaction by this and previous commissions and this is going to be better-looking rock, but we have an opportunity to rebuild the break wall which is under water to prevent further erosion. Steps were not taken and he encourages the commissioners to look at the Master Plan prepared and find a way to protect Lions Park from further erosion.

Tom LaMarca, 206 48th Street, congratulated the city on hiring new Police Officer Mason Dye. The bid for the playground surfacing at Huron Park states the curing process is 72 hours and asked how security will be provided (Item #3). This also states the installation is figured at non-prevailing wage rates. He asked if this means the project could get rolling along and a change order could be done for cost overruns if someone were to challenge these not being paid. He wished the tenants good luck with regard to the lease proposed for the Shelby Street boat launch area (Item #1).

Marcie Platte, 1217 Columbus Avenue, said at the last commission meeting, the commission voted to give Lake Erie Shores & Islands a \$15,000 grant for a sign. She is confused about the relationship between them and the city. They gave the city \$50,000 for the Jackson Street Pier project and said they should keep their money and let the city keep its money. It seems strange people give the city money and they then ask the city for money and this seems like an ethical issue. It seems someone should not give the city something and then expect it to be returned. On the surface, this does not look proper or ethical.

PRESENTATION

Dennis Murray presented Certificates to the **2019 commercial and residential PRIDE Award nominees and plaques to the 2019 commercial and residential PRIDE Award winners** including:

2019 Nominees (Residential)

Carolyn and James Bean for 2514 Milan Road, Barb and Eric Beck for 742 Curran Street, Tina Valli-Billman and Brian Billman for 915 West Madison Street, Michelle and Ross Boesch for 428 Columbus Avenue, Kelly Canterbury for 1310 Central Avenue, Anita and Tim Claubagh for 630 Camp Street, Kathleen and Charles Failor for 1315 Columbus Avenue, Patricia Finley and David Vanderhorst for 615 Gartland Avenue, Tamara Humphrey for 518 Wayne Street, Michaele and Richard Keller for 1429 Columbus Avenue, Susan McPherran and David Smith for 510 Pearl Street, Tahnee and Dru Meredith for 606 East Washington Street, Sarah and Phil Montgomery for 816 West Osborne Street, Sally and Gilbert Palmer for 402 Dewey Street, Diane and Patrick Printy for 206 44th Street, Karen Rosekelly for 2030 Columbus Avenue, Susan and Tony Sidoti for 1117 Campbell Street, Kay and John Veith for 1606 West Madison Street, Sharyl and Michael Wahl, 2223 Columbus Avenue, Vicki and Eric Weiss for 1005 Putnam Street, Henrietta and Joe Whelan for 424 McDonough Street, Andrea and Andrew Widman for 1202 Fifth Street and Brandon Wilson for 735 Meigs Street.

2019 Nominees (Commercial)

Country Imported Motors/Tropical Tints for 1710 Tiffin Avenue, John & Valerie Parker for Open Way Yoga at 207 West Water Street and Paradiso Management for The Ashley Group at 165 Jackson Street.

2019 Winners (Residential)

Christopher Lucas and Shawnasy Armstrong for 519 Wayne Street, Dana and Jason Pitcher for 1120 Wayne Street, Pat and Ron Maschari for 524 Wayne Street, Amanda Smith and Bradley Rasnick for 313 East Adams Street, and Jack and Cherol Wahl for 602 Pearl Street.

2019 Winners (Commercial)

St. Peter & Paul Church at 510 Columbus Avenue, Gundlach Sheet Metal at 908 Columbus Avenue and the Sandusky State Theatre for Sandusky Segwave, 107 Columbus Avenue.

Dennis Murray thanked all of the winners and said they do make the difference between making this just a place to live and make money, and a real home.

New Police Officer Mason Dye was sworn in who began working for the Sandusky Police Department on August 26.

CURRENT BUSINESS

Upon motion of Dave Waddington, and second of Naomi Twine, the commission voted to accept all communications. The President declared the motion passed.

CONSENT AGENDA ITEMS

The President asked if any of the commissioners wished to remove any items from the Consent Agenda. There were no requests to do so.

SECOND READING**A. Submitted by Hank Solowiej, Finance Director****THREE YEAR AGREEMENT WITH OHIO AUDITOR OF STATE FOR PREPARATION OF CONSOLIDATED ANNUAL FINANCIAL REPORTS**

Budgetary Information: The total cost will be an amount not to exceed \$28,000 for each year. The cost will be distributed to the general fund (\$14,000), water fund (\$7,000) and sewer fund (\$7,000). The prior ordinance was passed by the City Commission on December 27, 2016 by Ordinance 16-222 that covered the 2016, 2017 and 2018 Comprehensive Annual Financial Reports. There is no increase in the cost.

[ORDINANCE NO. 19-137](#): It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement with the State of Ohio, Office of the Auditor, Local Government Services Division; for the preparation of the December 31, 2019, December 31, 2020 and December 31, 2021 Comprehensive Annual Financial Reports.

B. Submitted by Tom Horsman, Planner

NEORIDE COUNCIL OF GOVERNMENTS MEMBERSHIP AND EZFARE MOBILE TICKETING APP FOR SANDUSKY TRANSIT SYSTEM

Budgetary Information: The cost for the annual membership to NEORide is \$1,000 and there is an annual fee of about \$1,000 as well to utilize the EZFare mobile ticketing application.

[ORDINANCE NO. 19-138](#): It is requested an ordinance be passed adopting the bylaws to NEORide Regional Council of Governments and approving membership into NEORide, an Ohio Council of Governments.

SECOND READING

C. Submitted by Greg Voltz, Planner

PROPOSED VACATION OF 10' ALLEY

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

It is requested an ordinance be passed vacating a portion of an alley located west of Wildman Street between Lots 400 – 403 on Second Street and Lots 404 – 407 on First Street, within the city, as set forth on the vacation plat, a copy of which is marked Exhibit A-2 and attached to this ordinance and incorporated herein.

[ORDINANCE NO. 19-139](#): It is requested an ordinance be passed vacating a portion of an alley located west of Wildman Street between Lots 400 – 403 on Second Street and Lots 404 – 407 on First Street, within the city, as set forth on the vacation plat, a copy of which is marked Exhibit A-2 and attached to this ordinance and incorporated herein.

D. Submitted by Trevor Hayberger, Law Director

AGREEMENT WITH CONSTELLATION NEWENERGY FOR NATURAL GAS AGGREGATION PROGRAM

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

[ORDINANCE NO. 19-140](#): It is requested an ordinance be passed authorizing and directing the City Manager to enter into a second amendment to the Endorsement Agreement with Constellation NewEnergy – Gas Division, LLC, for the city's natural gas aggregation program; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

E. Submitted by Amanda McClain, Housing Manager

DISPOSAL OF UNNEEDED VEHICLE THROUGH INTERNET AUCTION

Budgetary Information: There is no budgetary impact stemming from this disposal. The proceeds from the sales will be placed in the Code Compliance nuisance abatement account.

[ORDINANCE NO. 19-141](#): It is requested an ordinance be passed authorizing and directing the City Manager to dispose of a vehicle as having become unnecessary and unfit for city use pursuant to Section 25 of the city charter; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

F. Submitted by Hank Solowiej, Finance Director

BUDGET AMENDMENT #2

Budgetary Information: Appropriation amendments are required to update the budget for previous actions of the city. Examples include, but are not limited to: Shoreline Drive and Jackson Street Pier projects (OWDA portion), Cedar Point waterline project change

order, Sandusky Bay Pathway planning and design services, computer purchases for Municipal Court, capital improvements at city parks, neighborhood initiative, Fire Department supplies and materials and B S & A software for the Building, Code and Planning Departments.

[ORDINANCE NO. 19-142](#): It is requested an ordinance be passed adopting Amendment #2 to Ordinance 19-054 passed by this City Commission on March 25, 2019; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Wes Poole and second of Dave Waddington, the Commission voted to accept the Consent Agenda and declare all ordinances as drafted and presented to the City Commission under the Consent Agenda shall take effect in full accordance with the Section reflected in the ordinances whether it be in full accordance with Section 13 or Section 14 of the City Charter.

Discussion: Dennis Murray said one of the questions asked earlier is if Budget Amendment #2 includes any cost increases. On prior occasions, it has been explained this is an accounting issue and these are not additional, new or different expenditures. These are for actions taken by the City Commission on various pieces of legislation over the course of the last year. A budget was approved and we periodically go back and amend it to reflect the actual decisions made. Hank Solowiej said the Jackson Street Pier and Shoreline Drive projects were done with OWDA loan agreements which were just finalized last month and there has been conclusion as to the final amounts. The amendment lines up what is already included in the ordinance or contracts; this does not include any additional costs. Wes Poole said we talk about moving money from one place and understands the reason for it, but asked where it comes from and why it has to be moved. Hank Solowiej said this is not a matter of it being moved. The money was not appropriated to the portions paid out of the two different funds; we were waiting to have some conclusion as to what the amounts were going to be because we were still working with the OWDA on the loan agreement. This basically adds to the budget the amount in the system to match up what the commission approved prior with the ordinance. As mentioned a couple of years ago, this is something we have decided to do every other month or so to catch up on things which come up during the year which we would not anticipate. For instance, the water main change order for Cedar Point is not something we would have known about during any part of the original budget process. This money went through the process and was approved by the City Commission and it now needs to be added to the budget so we can pay the invoice.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinances: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinances contained in the Consent Agenda passed in full accordance with the City Charter.

REGULAR AGENDA ITEMS

ITEM #1 – Submitted by Jason Werling, Recreation Superintendent

LEASE AGREEMENT WITH SANDUSKY BAIT COMPANY FOR THE SHELBY STREET BOAT LAUNCH RAMP FACILITY

Budgetary Information: The agreement will not result in any additional budgetary expenses. The city will benefit from the agreed upon rental fee income of \$100 per month during the peak season and \$50 per month during off-season. These funds will be used to offset utility costs at the facility.

ORDINANCE NO. 19-143: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a one year agreement with Steve and Tammy Hammer dba Sandusky Bait Company for the operation of a retail business for the sale of bait and tackle, convenience items, food, beverages and fishing equipment and supplies at the building located at the Shelby Street boat launch ramp facility for the period of August 27, 2019, through August 26, 2020; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Naomi Twine and second of Wes Poole, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter.

Discussion: Dennis Murray said thanked Steve and Tammy Hammer for being here and said he joins his colleagues in expressing how happy we are to see this space reactivated to provide services. He frequently bicycles here and said it is a shame to see it closed for so many years; he wished them luck and hopes they are very successful financially because this is what he wants for them.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

ITEM #2 – Submitted by Hank Solowiej, Finance Director

VARIOUS PURPOSE IMPROVEMENT NOTE SALE

APPROVAL OF FISCAL OFFICER'S CERTIFICATE

Budgetary Information: This various purpose improvement note sale includes renewal issues only. \$4,946,000 in notes will mature on October 4, 2019. The new various purpose improvement notes are in the amount of:

\$1,000,000.00 (retire \$1,200,000.00) for Bayfront urban revitalization
100,000.00 (retire \$200,000.00) for Venice Road grade separation
600,000.00 (retire \$800,000.00) for the Fire Department ladder truck
150,000.00 (retire \$200,000.00) for the Street Department salt trucks
400,000.00 (retire \$546,000.00) for the City Hall relocation project
1,850,000.00 (retire \$2,000,000.00) for the design of The Landing project

Upon motion of Naomi Twine and second of Dick Brady, the commission voted to accept the Fiscal Officer's Certificate. Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the motion passed.

ORDINANCE NO. 19-144: It is requested an ordinance be passed providing for the issuance and sale of \$4,100,000 notes, in anticipation of the issuance of bonds, for the purpose of: 1) revitalizing the Bayfront Urban revitalization area by acquiring, clearing and improving certain properties in that area, undertaking the environmental clean-up and remediation of certain properties in that area, constructing road improvements and related utility and infrastructure improvements in that area, and otherwise improving that area; 2) paying a portion of the cost of eliminating grade crossings by constructing the Venice Road grade separation project in cooperation with the Ohio Department of Transportation; 3) acquiring a ladder truck for the Fire Department; 4) acquiring salt trucks for the Street Department; 5) paying the costs of various improvements for The Landing as more further described and approved in Ordinance 18-127; and 6) paying costs

associated with the relocation of City Hall, including, but not limited to, those projects approved by Ordinance No's. 18-119, 18-128 and 18-129 and Resolution No. 025-18R; and declaring an emergency.

Upon motion of Naomi Twine and second of Dave Waddington, the Commission voted to approve this ordinance under suspension of the rules and as an emergency.

Discussion: Dennis Murray said Hank Solowiej occasionally goes out to the bond market and sells these notes and we raise short-term funds. The market has allowed the city to be successful in maintaining relatively low interest rates and asked Hank Solowiej to explain how this process works. Hank Solowiej said we are not looking to borrow any additional money and these are all projects which have been talked about in prior years. Last year we did add The Landing project and this is the only new item which came up last year. This is an issue large enough to actually go out and be competitively bid at market to obtain the lowest rate. The Federal Reserve has recently lowered interest rates so we are expecting very favorable rates between one to two percent. Last year, our net interest cost was under two percent. The reason we do these as one year notes is because we like to maintain that access to market in case we need to borrow for projects which come up. We will ultimately bond these out at some point in the future, but keeping notes open every year gives us the flexibility to add projects or modify how much we will pay down on one. Once this passes, we will go to market and will report back, through the City Manager's report, the bidders and interest rate. Wes Poole asked for an explanation of the relationship between these bonds and the capital projects fund. Ordinances were passed under a capital projects budget and his impression is we were paying for these when the money existed for them but now we are borrowing money to pay them. He is confused and does not understand how this works. He assumes when capital projects funds are listed we have the money because of the certification of funds, but now we have lumped it into a debt. Hank Solowiej said this is a fund where all of the projects are accounted for so the certificate would be the process of collecting. Wes Poole asked if this means when financial information for a project indicates money is coming from the "capital projects fund", it already has money in it . . . or if it means we may have to borrow money later to pay for it. Hank Solowiej said it depends on the exact item; one example he can point to is the ladder truck purchase which was paid for with EMS funds. The ladder truck cost \$1.2 million, but we do not have this amount in the EMS funds to certify; however, we do collect a significant amount of new EMS money each year and will pay this down over a period of time so we would be able to certify money coming in to pay this debt (although we cannot say we have all of this money on hand at the time to borrow). Wes Poole said this is understandable with the Fire Department, but he was not expecting a \$27,000 expense for a security program for City Hall. Perhaps it would be in his interest to ask, in the future, about a capital expense related project when it comes across the table so he knows the difference and whether it will be paid out of a fund or if it is going to be financed later. Greg Lockhart asked how we allocate what happens to the EMS fund when money is distributed. For example, if there is a need for a new truck or piece of equipment, he asked how it is allocated for the different areas of the city or for the Fire Department. Hank Solowiej said the Fire Department does a five-year capital plan so at the time the ladder truck was purchased, we would have been in discussions for several years prior as far as the needs and the timing. This was a large purchase so this is a good example of something which we would have wanted to finance over a period of time. Details would have been worked out with the Fire Chief, at that time, a maturity schedule for the borrowing, repayments each year and how it would impact our five-year capital plan. At that time, there was no impact and it still gave them the flexibility of purchasing equipment from this fund. Since these bonds have already been issued, we would be working with our five year capital plan which is updated. Greg Lockhart said his

concern is if we are putting too much of a strain on the EMS fund. Hank Solowiej said he believes the total EMS collections overall is around \$800,000 to \$900,000 with the first \$400,000 going to the general fund for operations. Any amount above this amount goes directly to the EMS fund so it does generate about \$400,000 to \$500,000 each year in the capital EMS fund. Greg Lockhart asked if another \$500,000 or \$600,000 (roughly) is going to debt repayments or loans; Hank Solowiej said this year, \$200,000 is being paid down on the fire truck. Greg Lockhart asked what this leaves us annually in the EMS fund. Hank Solowiej said he would have to look at the numbers at year-end because it changes every day based on money coming in and money expended from it. When we looked at the balance earlier this week, it was around \$200,000 - \$300,000. We have taken efforts to use this money as there was excess in past years and we have been using a lot of it on the demolitions. This was something the commission talked about many years ago and the ordinance was changed to use some of these funds to demolish blighted and unsightly structures. He believes we are at the tail end of this and committed \$150,000 at the last meeting which will probably be spent next year; Matt Lasko is tracking what is left. We are close to the end as far as what we have committed from this fund for demolition and our intent is to start building this fund up again. Greg Lockhart said to make sure we have enough reserve for the equipment and things we do need in the Fire Department. He understands some of it has to go to other things, but thinks we have to be really conscious of the EMS fund as it truly is the source for our safety services. Hank Solowiej said he and the Police Chief and Fire Chief talk constantly about this and monitor the fund for our balances and resources. Dennis Murray said he asked not too long ago for the updated capital improvement projects for the Fire Department and, as he recalls, the format has sources and uses dated out over a number of years and it is in balance because we anticipate buying equipment. Most communities, like ours, finance these kinds of major equipment purchases which are paid by the users over a period of time including into the future. Unless communities are uber-wealthy, they are not paying cash for vehicles and asked if this information can be shared with the commission at a future meeting so they have the same level of assurance as he does. Rick Wilcox said we often have conversations about EMS funds in regard to our rolling stock. They have a meeting next month in terms of where we are with our schedule moving forward. They also will discuss where they are regarding the ladder truck and ambulance as well as what is needed in terms of a pumper or an ambulance and making sure these recommendations are made, if necessary. They want to be on a more responsive schedule in order for the city to absorb these costs. Dennis Murray said whenever this process is completed, he would appreciate this information being presented to the commission. This something we used to do as a matter of course some years ago, but have gotten away from this practice. Greg Lockhart asked if there were any anticipated purchases or needs in the Fire Department and said we can wait to see if there are any after the discussions are completed.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and as an emergency.

ITEM #3 – Submitted by Jason Werling, Recreation Superintendent

PURCHASE OF PLAYGROUND SURFACING FOR HURON PARK

Budgetary Information: This purchase in the amount of \$75,453 will be paid from the Parks & Recreation capital projects fund.

ORDINANCE NO. 19-145: It is requested an ordinance be passed authorizing and directing the City Manager to expend funds for the purchase and installation of playground surfacing from David Williams & Associates/Gametime of Alliance, Ohio, at Huron Park;

and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dave Waddington and second of Naomi Twine, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter.

Discussion: Dave Waddington said he is thrilled we continue to keep improving our parks and thanked the Recreation Department for their hard work. Wes Poole said he understands there is a big change with this park and asked what we are doing, why, what will be in place of the current equipment, and how we arrived at these decisions. Jason Werling said this has been about a 1½ year project to get the equipment and surfacing purchased. In June of last year, we had two public sessions. The first was with kids participating in the playground program to gather input about equipment, and the second was at the Greenhouse for others in the community. We looked into the surfacing rather than the engineered wood fiber material and the price has come down in the past several years. We are able to do this for this park and it will be the first to have this type of surfacing. This will keep mulch from getting into the splash pad area. We also had the kids determine where to locate this equipment and the response was overwhelming to place it next to the splash pad area. The shelter will go between the splash pad and the play equipment. The new play equipment will have a swing set, climbing structure and a series of ramps for toddlers and those with disabilities. The old play equipment will be taken out and a new play area made for younger kids which may stay across from this section of the park. Jason Werling said we have not yet set how the security will be done, but he will be speaking with the Police Chief about this. Wes Poole asked how many days it will be necessary to have the extra security and Jason Werling said there is a 72-hour period while the concrete is curing. Wes Poole thanked Jason Werling for sharing this with the public and said he has done a good job; this has been well planned and will make a lot of people happy, and they will not be nit-picking what we are doing. Dennis Murray said it has been so long ago since the commission voted on this project, but he is glad to see it getting done. Dick Brady said the successful contractor uses a clause regarding prevailing wages and believes this specifically speaks to how the project is funded. In his experience, prevailing wages are tied to how projects are funded and if federal grant dollars are used, typically this could be their requirement. This is being funded with capital projects funds and he does not believe this requirement would be in effect. The contractor, by making this statement, is protecting himself by stating he does not have money included with his price to pay the prevailing wage which is higher than he would normally pay. This is something we would want our Law Director to look into rather than using his interpretation. Trevor Hayberger said this is under the threshold amount and is the reason we do not have to worry about this.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

**ITEM #4 – Submitted by Jason Werling, Recreation Superintendent
PURCHASE OF SHELTER FOR HURON PARK**

Budgetary Information: The total cost of the shelter is \$14,480.20 of which \$4,000 will be reimbursed by the Erie MetroParks Board of Park Commissioners through the 2019 Local Park Capital Improvement grant program and the remaining balance of \$10,480.20 will be paid with parks and recreation capital projects funds.

ORDINANCE NO. 19-146: It is requested an ordinance be passed authorizing and directing the City Manager to purchase a shelter from Play & Park Structures of Pittsburgh, Pennsylvania, for Huron Park; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Nikki Lloyd and second of Dave Waddington, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter.

Discussion: Dave Waddington said it is nice to see \$4,000 will be reimbursed to the city by the Erie MetroParks Board for this project.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

ITEM #5 – Submitted by Josh Snyder, Assistant City Engineer

PERMISSION TO BID LIONS PARK SHORELINE REVETMENT PROJECT

Budgetary Information: The estimated cost of the project including engineering, inspection, advertising, construction and miscellaneous costs is \$80,500 paid with \$50,000 coming from the Parks & Recreation capital projects fund and \$30,500 coming from Issue 8 Parks & Recreation funds from the capital projects account.

RESOLUTION NO. 033-19R: It is requested a resolution be passed declaring the necessity for the city to proceed with the proposed Lions Park shoreline revetment project; approving the specifications and engineer's estimate of cost thereof; and directing the City Manager to advertise for and receive bids in relation thereto; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dave Waddington and second of Nikki Lloyd, the Commission voted to approve this resolution under suspension of the rules and in full accordance with Section 14 of the city charter.

Discussion: Wes Poole asked for a description of what is being done and some estimate of how long this is going to last. Aaron Klein said they are extending the treatment done earlier this year. We expended some funds to purchase stone and place rock on the worst section closest to the bike path going around Lions Park. We did not have enough funds at that time. When the grant was not awarded, we looked at the capital budget and saw we might be able to protect the park and do this work. There was \$50,000 in the budget and we spoke internally to see if we could make sure we got the longevity out of the shoreline. We are going to be installing rock, pulling out the remaining concrete and reinforcing the wall. In 2017, we looked at what it would take to reestablish the original breakwall, but at that time, it was estimated to be over \$500,000 so doing this work is a large savings. As far as longevity, this will be dependent upon the winters, the ice and how things move in and out. With a revetment like this, we should be able to get 20 - 50 years, but it is weather, wave and ice dependent.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the resolution: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the resolution passed under suspension of the rules and in full accordance with Section 14 of the city charter.

**ITEM #6 – Submitted by Todd Gibson, Sr., Facilities & Properties Supervisor
AUTHORIZATION TO PURCHASE OF SNOW AND ICE CONTROL EQUIPMENT**

Budgetary Information: The cost of each 2019 single axle snow and ice control truck equipment package is \$93,631 with a total cost being \$187,262, which will be paid from Issue 8 infrastructure funds from the capital projects fund in an amount of \$115,000 and with street capital projects funds in an amount of \$72,262. This money is allocated in the 2019 and 2020 capital improvement plan budgets and invoicing is not expected until the first quarter of 2020.

ORDINANCE NO. 19-147: It is requested an ordinance be passed authorizing and directing the City Manager to purchase two 2019 single axle snow and ice control truck equipment packages from Henderson Products, Inc., of Bucyrus, Ohio, through the Sourcewell cooperative purchasing program for the Division of Street and Traffic; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Naomi Twine and second of Dave Waddington, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

ITEM #7 – Submitted by Josh Snyder, Assistant City Engineer

PROFESSIONAL SERVICES AGREEMENT WITH RED BARN ENGINEERING FOR THE MCCARTNEY ROAD PROJECT

Budgetary Information: The not to exceed cost for professional services is \$15,000 and will be paid with Issue 8 infrastructure funds from the capital projects fund.

ORDINANCE NO. 19-148: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a professional services agreement with Red Barn Engineering, Inc., of Kenmore, Washington, for the McCartney Road reconstruction, storm sewer and storm pump station design project and relating to the Barrett Road culvert replacement; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Naomi Twine and second of Nikki Lloyd, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter.

Discussion: Greg Lockhart asked for an explanation of how the culvert may or may not impact properties. Aaron Klein said the storm sewers installed on McCartney Road will go through an easement and flow into an existing ditch called a mixed ditch and this is where we will be putting this lift station. The culvert then goes under Barrett Road and into another ditch, so we are looking for easements from some of the property owners. There is one property owner we need a permanent easement from and several others who we will need a temporary easement with to drain the ditch properly so we will be affecting about five or six properties in this area. We are working through bringing these easements to fruition so we can finally bid this project.

Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady

and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

ITEM #8 – Submitted by Josh Snyder, Assistant City Engineer

AMENDING PROFESSIONAL SERVICES AGREEMENT/ORDINANCE WITH MANNIK & SMITH FOR MEIGS STREET PROJECT

Budgetary Information: The not to exceed cost for professional design services is \$233,195. The city's share of this amount is \$46,639 (\$186,556 ODOT), of which \$36,639 is coming from Issue 8 infrastructure funds and \$10,000 is coming from Issue 8 Parks & Recreation funds both from the capital projects fund. This remaining portion of the project will be funded with state and Federal Highway Administration funds through ODOT. The total funding estimated for design services, construction and inspection costs remains capped at \$1,296,373.78. This leaves \$1,109,817.78 in ODOT funds for the construction and inspection portions of this project.

ORDINANCE NO. 19-149: It is requested an ordinance be passed amending Ordinance No. 19-114, passed on June 24, 2019, authorizing and directing the City Manager to enter into an amended agreement for professional design services with the Mannik & Smith Group, Inc., of Maumee, Ohio, for the Meigs Street reconstruction and multi-use path project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dave Waddington and second of Naomi Twine, the Commission voted to approve this ordinance under suspension of the rules and in full accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. Roll call on the ordinance: Yeas: Nikki Lloyd, Dave Waddington, Greg Lockhart, Dennis Murray, Naomi Twine, Dick Brady and Wes Poole, 7. The President declared the ordinance passed under suspension of the rules and in full accordance with Section 14 of the city charter.

CITY MANAGER'S REPORT

- **Upon motion of Naomi Twine and second of Dave Waddington, the commission voted to accept a donation of \$1,500 from the American Legion for the Police Department. The President declared the motion passed.**
- **Upon motion of Naomi Twine and second of Dave Waddington, the commission voted to accept the donation of a banner from the Sandusky Knights of Columbus #546 (in-kind value of \$275).**

Discussion: Eric Wobser said the Sandusky Knights donated this banner which reads "Best Small Coastal Town in the USA" which hangs at the corner of Columbus Avenue and Washington Street.

The President declared the motion passed.

- **Police Officer Darian Cook was featured on A & E Live Rescue's "Hero of the Week" for his quick actions in improvising a dog leash to use as a tourniquet to stop the bleeding of a teen gunshot victim which likely saved the victim's life. The post on A & E had over 186,000 views. This was a very brave act and a very scary moment for Officer Cook and a lot of quick thinking and we cannot thank him enough. This is a testament to Chief Orzech and the young team he has put together who are all serving the city very well.**

- **Improvements on Jackson Street between Shoreline Drive and Water Street** are complete and Jackson Street will be open to all traffic starting August 27. The intersection of Water and Jackson Streets has transitioned to a four-way stop with bump-outs to improve safety at this location. Wayne Street between Shoreline Drive and Water Street is now closed to all vehicular traffic and parking is prohibited in that area. This transition to a four-way stop was made based on both our own observation of speeding in this area with all of the new businesses and with the improvements to the Jackson Street parking lot which have made this area more popular. We had many downtown residents and stakeholders reach out and are thankful to our Public Works Department to have this improvement made.
- Staff in the Streets and Traffic Division have added some of the **asphalt grindings from Follett Street to the Lions Park Pathway**. This will allow for easier access for paddlers from the new drop-off area to the waterfront.
- Last August, the Commission requested staff report on **savings resulting from the Commission approval to purchase a Mr. Manhole** for about \$24,000. At the time, staff estimated the return on investment (ROI) to be about 12 months. We have adjusted 30 manholes over the past year which equals about \$25,500 to \$39,000 and makes the ROI about ten months.
- The city met with ODNR, the Ohio Lake Erie Commission and the US EPA recently to conduct **field work at the western side of the Cedar Point Causeway and The Landing Park**. These organizations are currently prioritizing GLRI funding for coastal wetlands and habitat restoration throughout the Great Lakes.
- The city has received **approval from the US EPA to extend the Brownfields contract** through September, 2020. There is approximately \$138,000 remaining and staff in Public Works has done a great job to create a pipeline of projects either for demolition or remediation.
- Staff in the Streets and Traffic Division has completed the **in-house resurfacing project on Follett Street between Columbus Avenue and Wayne Street** and have been hard at work repainting School Zones throughout the city.
- **Congratulations to Jason Haynes for his promotion** from Plant Operator to Plant Maintenance at the Waste Water Treatment Plant.
- **Four public walkthroughs have been completed for the land bank property located at 1215 Central Avenue** with a total of 25 attendees potentially interested in substantially rehabilitating and preserving this historic home. Bids (along with scopes of work and evidence of financial capacity) are due to the city on September 9 and will be reviewed by the Land Bank Committee prior to making a recommendation to City Commission.
- The last day of operation of the **South Side Splash Pad** will be on Labor Day.
- The final **Walk Wayne/Hike Hancock event** is scheduled for September 11.
- The **Planning Commission meeting** scheduled for August 28 has been canceled due to no applications being submitted.

- The **Board of Zoning Appeals meeting** is scheduled for September 19 at 4:30 p.m. in the City Commission Chambers.
- The **Landmark Commission meeting** is scheduled for September 15 at 4:30 p.m. in the City Commission Chambers.
- The **Public Arts and Culture Commission meeting** is scheduled for September 17 at 5 p.m. in the City Commission Chambers.
- Aaron Klein said in 2015, we did a **pavement condition reading analysis** of every street throughout the entire city. We are still working from this list and all of these streets were the lowest-rated ones on the list. The only ones removed from this list were dead-end streets because the funding opportunity does not allow us to pave them.

OLD BUSINESS

None.

NEW BUSINESS

Upon motion of Greg Lockhart and second of Wes Poole, the commission requested the Law Director to send a Resolution to our State and United States Representatives expressing the commission's displeasure with cable offerings.

Discussion: Greg Lockhart said he has heard about the issue of cable access a few times concerning broadband internet services. A long time ago, local municipalities had control of their franchise agreements which includes their cable and internet services. In the last several years, the State of Ohio has taken away these franchise agreements and are controlling them at the state level with the Ohio Department of Commerce which basically locked municipalities into the agreements they had originally signed. There is generally one provider in our area, Buckeye Cable, which runs all the way to Toledo. There are great people who work for the cable company and they provide the best job they can; however, the corporations who control cable and broadband access have continued to increase the rates and charge more while giving us less. Recently, the FCC has decided to take control away from the states and completely take control away from the locals/municipalities as of August 1. This would impact quite a few things going forward so we would no longer have anything to say about what happens in broadband and cable. The Cable Act of 1984 was put out by the FCC and allowed local cities and villages to make agreements with the cable companies to receive a royalty. Cities and villages would then make money off the services they provided for the citizens which was up to around five percent. Currently, with this new rule through the FCC, they will allow a deduction from the cable companies to take away any in-kind services or non-cash parts of the agreements from the five percent they pay to the cities. In some of these agreements, they ask the cable companies to provide infrastructure (transmission lines) to parts of cities where there is no cable or broadband. At this point, most of our area is covered by broadband. This may not all have been covered in the original agreement and some of this is in-kind. Basically, to sum it up, Greg Lockhart said they are allowed to take a huge deduction from the money they pay to the city. This means we may not get the five percent we normally would have. In this FCC rule, they will be potentially taking away things like public access channels which means no more Sesame Street, Mr. Rogers or Dora the Explorer as these kinds of things will be limited and we will not have a say in the rate increases which may go further. Greg Lockhart said he asked the Law Director to weigh in with his opinion about some of the things he may have read. To summarize, Greg

Lockhart said he is looking for support from the commission to send some sort of Resolution to our State Representatives and local Congressional representatives to let them know we are not getting what we are paying for. We are paying more while getting less and less and all of our local control is going away. Dennis Murray said he appreciates Greg Lockhart staying on top of this issue and would support a Resolution along the lines suggested to communicate our displeasure with the direction cable offerings, prices and quality are taking. He is glad the difference between the local Buckeye cable organization and its employees was pointed out because there are some really great people who work there.

The President declared the motion passed.

AUDIENCE PARTICIPATION

Tim Stookey, 1307 Fifth Street, said as a resident of Fifth Street, he requests the city enforce the 25 mile per hour speed limit. This street is a fraction of over one mile in length and the difference in the time needed to travel from 25 MPH to 40 MPH is 37 seconds. In looking at police reports, speed limits above 25 MPH appeared many times during the past three months. He communicated enforcement with Chief Orzech and was told he (Chief Orzech) and the City Manager both have concerns. The average speed during the three-month period he looked at on Fifth Street is 45 MPH. He also contacted some City Commissioners and said he wants action to address the unsafe condition. The drag way has to cease including by child crosswalk areas and near stop signs at Ontario and Fifth Streets. Because of the small right-of-ways along the curb on Fifth Street, the south side is of concern and the boulevards are only about 2'. The safety of the children who will attend the new school is at stake. The neighborhood has changed and there are a lot of kids on the street. This situation has increased with the posting of the speed limit on Scott Street to 35 MPH although the emergency squad does not seem to travel in excess of the speed limit. He asked the commissioners to bring this back to the next commission to remedy the problem.

Sharon Johnson, 1139 Fifth Street, said at the last commission meeting, someone asked about the ambulance fees and the EMS fund. The basic fee for an ambulance is \$430 while advanced life support is \$500 and the advance II life support is \$625. Collections come from Medicare (50%), Medicaid (30%) and private insurance (20%). She asked about the EMS balance and was told it was at \$196,000; however, \$89,000 of revenue was posted incorrectly to this fund as it should have gone into another (fund). If this is taken from the \$196,000, this leaves \$107,000 in the EMS fund, plus whatever is received for the rest of the year. Her concerns are about a \$150,000 grant being approved for Buderer Drug Company at the last commission meeting which will be payable at the end of the year when the project is complete. This grant was not certified and she wants to know why they are not being certified as it looks like the city is short in funds and this is a big error. Wes Poole said he would like to make sure a report comes back to the commission after the ongoing discussions between the Fire Chief and the Finance Department about how much money is actually in the EMS fund. The past two years should be tracked along with providing an estimate of how much money needs to be in it for the commission to be comfortable with the purchases needing to be made. He wants to know about this in terms of the condition of the ambulances or whatever major equipment is included and what is a comfortable amount for this fund to be, and how finance plans to handle this. Dennis Murray said the earlier conversation will include this information to address this concern. In the past, we have had a little bit of background about this and thinks the commissioners and the public would do well to have a refresher about how these funds are collected, how they are billed and about the money received to provide a bigger budgetary picture of how these funds work in practice.

Tim Schwanger, 362 Sheffield Way, said he would like to solve an issue about skateboarding in the downtown business district. Over the weekend, he sent an email to John Orzech asking whether enforcement of the skateboard rules in the city's Codified Ordinances (373.11) have been lax or are no longer being enforced. The answer he received back was it has been determined this is no longer a priority issue for downtown Sandusky. Perhaps the issue is not skateboarding in the downtown overall, but perhaps we can allow this as part of a solution and can prohibit skateboarding in areas like Schade-Mylander Plaza, Dauch Park or anyplace where we have very good potential for damage. Back in 1980 when this law was put on the books, the thought was damage was being incurred at some of these parks. The response he received back was there have not been any complaints or concerns shared with the Police Chief to warrant enforcing this. One of the members of the Sandusky Greenhouse posted information on social media at the end of last week which stated "Two young men were using the Dauch Park walls for skateboarding. We asked them as citizens to stop, and they did stop, until we walked through the park and then they hastily continued using the walls for skateboarding." A handful of years ago, the Friends of the Greenhouse paid to have Dauch Park re-tucked and repointed and suggested this commission and staff come to some kind of an agreement to enforce this law. If it is outdated, it should be taken off of the books or amended to now allowing skateboarding in specific parks and place appropriate signage. Tim Schwanger said he is not against skateboarding and has been a long-time financial supporter of the skate park, helped with young adults who did fundraising and has two benches in the back of his pickup truck which are going to be donated to the skate park. Skateboarding gets kids off of the street and he personally does not want to see damage to our downtown parks which he has to fix on his dime.

Arlene Thompson, 1902 Adrian Circle, asked if the city commission will come back in two weeks, or whenever the next meeting is, and announce if they are or are not going to meet with the group which is growing daily about the Jackson Street Pier. They just want to sit down; they do not want to do away with it, they want to talk about it. Someone on social media said they cannot stop this project now, but the city can stop it if they want to. This should be given to the people for a vote, the democratic way. The commissioners should not want to be out of the voting privilege, especially coming up in November. She read an article about the sidewalks in Washington Park which said money was taken from the sidewalk fund for repairs. The trees were going to be taken down because they were heaving the sidewalks and Issue 8 was supposed to be for this purpose, not for redoing the parks. She is proud of our parks and this is really nice, but now she hears there are going to be more sidewalks done and wonders if it is because of heaving sidewalks; she not get an answer. She and her neighbors were told by the city to either let them take their trees down or they would be billed for taking them down and/or for fixing their sidewalks and fined. A gentleman who no longer works for the city came to her door and told her the whole project in her neighborhood where money had to be spent for the sidewalks was not associated with the trees; she was told the city had to spend the money for this or the city would have lost it. Now she is seeing there is still money dedicated for residential sidewalks because of heaving trees and something is just not right. She asked when all of the commissioners get together to talk about these things being passed under emergency (Section 14). The commissioners used to meet at Mr. Smith's Coffee House but asked when citizens get a chance to address the items. We are looking for money for Camp Street and \$8 million is being put into the Jackson Street Pier project but said the citizens do not really want it and the city cannot fix the streets. She asked when the commissioners will meet with the Friends of the Jackson Street Pier.

Marcie Platte, 1217 Columbus Avenue, said a couple of years ago at a coffee with commissioner meeting, she brought a concern about the lack of crosswalks on Campbell

Street and lack of sidewalks for the kids who will be going to the school at Buchanan Street and Hayes Avenue. This building is for Grades 3 to 6. They have done a lot of work and it all passed for the areas east of Camp Street, but nothing east of Hayes Avenue other than maybe the streets. There are no crosswalk south of the railroad tracks to Perkins Avenue. Some of these streets do not even have sidewalks and at the time, she was told this would be handled under the Safe Routes to Schools proposal, but it is not. Everything she has read about this proposal is only handling the other side of town and is very concerned about the safety of our children in Grades 3 through 6 who will not have sidewalks or crosswalks once daylight savings time changes. The former Wisteria Hill area on Campbell Street looks wonderful and she and her dog really appreciate it. The cats are no longer hiding behind all of the debris and she is not having to pull her dog down the street. She heard the state owns the land and is confused about this because questions cannot be asked here. A suggestion is to place questions on the next agenda so answers can be provided. Every house given a PRIDE award or nomination tonight looks absolutely phenomenal and these people have put a lot of time, effort, energy and money into them. These homes are immaculate on the outside with incredible flowers. As she was sitting here, she noticed a lot of neighborhoods were not represented including the South side and the Garden District. She has lived here for 58 years and never knew the names of these neighborhoods, but now has something to call them. She asked if some of our people do not know how to vote or are not getting the message about the PRIDE awards and asked Talon Flohr to look at this so other neighborhoods are included. Some people will not nominate themselves and maybe they need to be nominated. She could not find where the answers to "Ask the City" email are located on the website and asked if the answers are available. Keeping a running list would help so the same questions do not get asked again.

Wes Poole said he thinks it is a fair and reasonable question when citizens ask for discussion about services they do not have because a decision was made to spend money on other things. In this case, this deals with the Jackson Street Pier and Shoreline Drive projects. Individually, commissioners have the option to simply ignore questions. He suggested we are better off having a meeting and having conversations about the decisions made - which are so wonderful - to lay out why we think it is so important to do whatever it is we have done with their (taxpayer) money while taking an opportunity to try to convince them what we have done is the best in the long term. Clearly they do not believe this. It is an individual commissioner vote with five votes having the majority to decide whether we meet with these folks or not and in the long term, our community is better off if we are actually working with and giving the appearance we actually care about the minority opinions. Additionally, with regard to the questions not being answered at the commission meetings, this seems to be a sticking point. In spite of what has been laid out, the commission Rules & Regulations state audience participation is open discussion on any items with a five minute time limit. It is clearly written in the rules so the concept of not allowing questions is contrary to what the rules state. We do not have to answer any questions and he fully understands this, but to represent they are not allowed to and people are stumbling through their presentation thinking they have been banned by some rule, clearly shows this is not an open discussion.

Tom LaMarca, 206 48th Street, thanked the city for the recent safety service hires which include one Police Officer and two Fire Fighters this year. We are still understaffed and hopefully the city will take a good look at this. East Follett Street is looking great and he is sure the residents do appreciate this. He does not use this street but does go through it and it was full of big chuckholes so this is a great improvement. He hopes the city will take a look at the section of Venice Road from the Cold Creek Bridge east to where Venice Road turns into Barrett Road and McCartney Road. There is some work going on out here,

but there is a 1,000 to 1,500 foot section which is an absolute nightmare for motorcyclists. He rides on the berm to avoid the chuckholes and said this is an obstacle course. He is getting a little older and it is a little more challenging to navigate and asked for this to be added to the city's list of projects if at all possible - or at least fill in the holes. There are a lot of streets in the city needing work, but this is one that is bad. Suddenly the pumping has stopped by the Jackson Street Pier project, which is a good thing, but he is concerned about what was being pumped out of the ground and going onto the pier, seeping into the ground and discharging into Sandusky Bay. He asked if we will be concerned five or ten years down the road about the contamination pumped onto the pier and allowed to filter through the stone base and back into the Bay. We will not know until the fish start floating or kids start getting ill from swimming. We have made this mess and now we are going to have to live with it and he is very concerned about it. The project is referred to as a design/build and we have heard this a number of times from the commission and hopes the city considers there is still time to forego building the proposed rental building which we really do not have a use for yet. He hopes we are not going to just build it for 'nobody' to rent or use and hopes we will lower the elevation of the proposed theatre hill because it will block the views of the lake.

Kim Eberhardt, 618 Sycamore Line, thanked the commission for still letting the public speak at meetings. As far as getting answers, she wants to give an example of a situation she had recently. It is still important for the public to be able to ask a question and get answers. She asked a city employee, through email, per the Ohio Open Records law, to provide copies of the Corps of Engineers permit and the EPA permit for the Jackson Street Pier project. After some back and forth emails, she was told the design/build contractor has determined an EPA permit to install was not needed for the sewer or water on the pier. Nowhere in her request did she say anything specifically about a permit to install and this is how the words were played and she did not even get the answer she requested; she requested a permit. She was told the permit to install does not exist but she did not use the word install in any of her emails. Through another source, she was given proof of an EPA permit. This is just one example of where it is important for us to still be able to come up here and ask questions. If the answers are not given at a specific meeting, this is okay, but is important to be able to get them. This is what the commissioners are here for: to serve the community and to do these great projects, but when they have questions, they should be able to get honest answers. If she is asking a city employee a question but is not getting an honest answer, this is why she comes to the podium. For her to be able to get an answer through another source, she may not get the most open and honest answer there is and this is the reason why she is here tonight. The downtown is looking nice and suggests if the downtown is going to be a walkable area, more benches should be added for the elderly as they cannot walk far.

At 6:52 p.m., upon motion of Dave Waddington and second of Greg Lockhart, the commission voted to adjourn. The President declared the motion passed.

Kelly L. Kresser, CMC
Commission Clerk

Dennis E. Murray, Jr.
President of the City Commission