

President Brady called the meeting to order at 5:00 p.m. followed the Invocation, given by Mr. Brady and the Pledge of Allegiance.

The Clerk called the roll and the following Commissioners responded: Blake Harris, Mike Meinzer, Wesley Poole, Dennis Murray, Dick Brady, Steve Poggiali, and Dave Waddington, 7. Upon motion of Mr. Poggiali and a second by Mr. Meinzer, the commission voted to excuse Mr. Murray, who arrived late.

City staff present: John Orzech – City Manager, Colleen Gilson – Community Development Director, Tiffany Rufo – GIS Analyst, Don Rumbutis – IT Technician, Justin Harris – Interim Law Director, Michelle Reeder – Finance Director, Aaron Klein – Public Works Director, Jared Oliver - Police Chief, Mario D’Amico - Fire Chief, Arin Blair – Chief Planner, Nicole Grohe – CDBG Program Administrator, Jason Werling – Recreation Superintendent, James Stacey – Transit Administrator, and Cathy Myers - Commission Clerk.

Upon motion of Mr. Waddington and a second by Mr. Poggiali, the commission voted to approve the minutes of the September 11, regular meeting and suspend the reading. President Brady declared the motion passed.

AUDIENCE PARTICIPATION

Jennifer Ashburn, 2112 Parkview Blvd., Stated she has a question about Item 2, will the Southside Steering Committee be part of the design for Churchwell Park? Will the vacant lots in MacArthur park be for sale to the public?

PRESENTATION: Sandusky 2022 Volunteer of the Year Awards, Mr. Waddington & Mr. Poggiali

Mr. Waddington stated this is the third year of this award ceremony and he hopes it continues for years to come to recognize people who give their time and are not compensated.

Scott Matheny

Scott’s professional career includes 38 years as a teacher, coach, and principal for several school systems, including 20 with Sandusky City Schools. While Scott was the Jackson Jr. High Principal in 2005, he came back from a school conference with the idea of the Sandusky City Schools Gentleman’s Club that is presently in its 17th year. The first group of Gentlemen were 12 eighth grade students. Scott has also been an active Community Celebration Committee member since 1997, he volunteers for the Tuesday night Summer Concert Series, the Downtown Holiday Lighting and Santa Cookie House, and the Stars and Stripes July 4th Celebration. We thank Scott for his unwavering dedication to our children’s education and to our community.

Dustin Sharp

Dustin, a 1998 Graduate of Sandusky High School has chosen a career in the field of education for 19 years. Dustin volunteers his time participating in Bike Week cleanup, Care and Share Food Drive, The Ironman, Safety Town, and Touch-a-Truck events. He is active in District School events and volunteers as a sports coach. When Scott left Sandusky Schools for another position, Dustin became Advisor of the Sandusky City Schools’ Gentleman’s Club. Through his leadership the Club has expanded to 7th-12th grade students, which averages 40-60 members volunteering for city events throughout the year. We thank Dustin for mentoring nearly 1000 students in this capacity and for showing them the value of giving back to their community and that hard work promotes better citizens.

Pastor Luke Walters

Pastor Luke has worked at Victory Kitchen with his father, the late Rev. Lonnie Walters, and his family for 32 years. They serve 275-350 people daily and have served over 1 million plates to the hungry, the homeless, and the helpless members of our community. Victory Kitchen built showers with free toiletries for the homeless in 2016 to use, built a pavilion where people can

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sit undercover behind the kitchen to eat, installed a drive-thru window to serve hot meals on the go, and purchased a box truck for donation pickups. Pastor Luke does not stop his work at Victory Kitchen doorstep, over 250 children received school supplies for the 2023 school year, 1200 children received large bags of Christmas gifts for the annual Shoebox Christmas Program, and over \$150,000 was given in gift cards to local families, and cold weather clothing is provided as well to those in need. Over 2000 people have been rehabilitated and reintegrated into the workforce. He has partnered with OSU OHIO SNAP-ED to educate financially insecure families on how to budget and use food pantry items to promote mindful eating, with Phil P. Jr's Barber Shop and Sandusky Career Center for haircuts for those in need, and with Fireland's Regional Medical Center and Erie County Health Department with a pending installation of a medical kiosk in their dining room. We thank you for your relentless dedication to fighting hunger in Sandusky.

Pastor Curtis Johnson Jr.

Pastor Johnson is a Sandusky High School graduate. He has served as Pastor at New Jerusalem Baptist Church since 2009. He has served as a member of the NAACP, as the Sandusky Ministerial Association President, as the Sandusky Interdenominational Ministerial Alliance President, the Union District Association President of Ministers Fellowship, the Second Vice President of the United Missionary Baptist State Convention of Ohio, he serves on the Board of Directors of the Northcoast Cancer Foundation and oversees the Kingdom Building Ministries which is an outreach program for women and girls. Pastor Curtis was very instrumental in establishing the warming and cooling centers for the homeless, even opening the doors to his church allowing people to escape the elements. Pastor Curtis's aim is to share the love of God with all he comes in contact with. His resolve is to exalt the savior, equip the saints, evangelize the sinner, and expand the kingdom of God.

Rick Jeffrey

Rick is a St. Mary's graduate, class of 1965. Rick served as City Commissioner 1990 through 1997 and as President and Mayor 1996-1997. He has served on many boards and clubs including: Sandusky Area Chamber of Commerce Ambassador Committee, Elks 285 member where he received the Hall of Fame Award in 1991, Rotary Club member and President 2000-2001, where he initiated the Pizza Challenge, former member of Bay Area Officials Association where he served as Interpreter for 20 years, he served on the Finance Advisory Board of Erie County Commission, the Voluntary Action Center Board, and the former Providence Hospital Finance Committee. Rick has been an avid supporter of St. Mary's School and Church by coaching 5th & 6th grade basketball for 20 years, he volunteered over 20 years for bingo, he served on the Advisory Council 1983-1988 and as President for 3 years, the CCAB Board of Directors for 15 years and as President 4 years, he has worked as scorer for girls basketball 20 years and boys basketball for 33 years, he is a member of the school finance committee and is serving his fourth year on the school board. Rick serves as mass coordinator, communion distributor and is a former member of the church finance committee. Rick continues to serve the community in Erie County as our Auditor since 2010.

CURRENT BUSINESS

Upon motion of Mr. Waddington and a second by Mr. Poggiali, the commission voted to accept all communications. President Brady declared this motion passed. President Brady asked if anyone would like any items moved from the Consent Agenda to the Regular Agenda. None heard.

CONSENT AGENDA**ITEM A – Submitted by Jared Oliver, Police Chief****APPROVAL OF CONTRACT FOR WASTE VEHICLE INSPECTION SERVICES WITH ECHD**

Budgetary Information: The City will collect an annual registration fee of fifty dollars (\$50.00) per vehicle, for the purpose of inspection, administration, and enforcement of Chapter 955. One

half of the permit fees collected will be paid by the City to the Board of Health for providing bulky and solid waste vehicle inspection services.

RESOLUTION NO. 042-23R: It is requested a resolution be passed authorizing the city manager to enter into a contract for services with the Erie County General Health District Board of Health for bulky and solid waste vehicle inspection services for the period of December 1, 2023, through November 30, 2024; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM B – Submitted by Jared Oliver, Police Chief

APPROVAL OF PAYMENT OF 9-1-1 FEES FOR 2024 TO ERIE COUNTY

Budgetary Information: The total amount of this expenditure is \$16,311.75. The cost will be paid with funds from the Police Department's 2023 Operating budget in the amount of \$8,155.88 and from the EMS Fund in the amount of \$8,155.87.

ORDINANCE NO. 23-189: It is requested an ordinance be passed authorizing payment for replacement and maintenance costs for calendar year 2024 pursuant to the 9-1-1 agreement between the City of Sandusky and Erie County; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM C – Submitted by Michelle Reeder, Finance Director

BUDGET AMENDMENT #5

Budgetary Information: Appropriation amendments are required to update the 2023 budget for these funds:

- General Funds
- Parks & Recreation Fund
- Capital Projects Funds
- General Bond Retirement Fund
- Urban Renewal Debt Fund
- Cooke Building Improvement
- Special Assessment Bond Fund

ORDINANCE NO. 23-190: It is requested an ordinance be passed adopting Amendment No. 5 to Ordinance No. 23-002 passed by this City Commission on January 9, 2023, making general appropriations for the fiscal year 2023; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM D – Submitted by Cody Browning, IT Manager

APPROVAL OF FIREWALL AND ENDPPOINT PROTECTION RENEWAL

Budgetary Information: The cost for the renewal of the current subscription licenses for a thirty-six (36) month period from September 23, 2023, through September 22, 2026, is \$54,327.60, and the cost for the replacement of four (4) firewalls is \$32,669.00 for a total cost of \$86,996.60 of which \$43,498.30 will be paid with General Funds, \$21,749.15 will be paid with Water Funds, and the balance of \$21,749.15 will be paid with Sewer Funds.

ORDINANCE NO. 23-191: It is requested an ordinance be passed authorizing and directing the City Manager to make payment to Selectus Consulting, LLC, of Marysville, Ohio, for the renewal of the subscription license for the City's endpoint protection for the period September 23, 2023, through September 22, 2026; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM E – Submitted by Mario D'Amico, Fire Chief

APPROVAL OF GRANT APPLICATION SUBMISSION TO MYLANDER FOUNDATION FOR FIRE

Budgetary Information: The cost of The Bullseye Digital Fire Extinguisher Training System is \$28,978.08 and if awarded is 100% funded by the Mylander Foundation Grant. There are no matching funds.

RESOLUTION NO. 043-23R: It is requested a resolution be passed approving the submission of a grant application to the Mylander Foundation to purchase the Bullseye Digital Fire Extinguisher Training System for the Fire Department; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM F – Submitted by Troy Vaccaro, Fleet Maintenance Chief Foreman

APPROVAL TO DISPOSE OF UNNEEDED ITEMS

Budgetary Information: Proceeds from these sales will be deposited into the appropriate accounts.

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ORDINANCE NO. 23-192: It is requested an ordinance be passed authorizing and directing the City Manager to dispose of vehicles and miscellaneous items 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.

ITEM G – Submitted by Megan Stookey, Project Manager

APPROVAL OF ENCROACHMENT LICENSE AGREEMENT TO TONY'S DUGOUT

Budgetary Information: There is no budgetary impact with this item. The property owner is responsible for recording feeds to the Erie County Recorder Office.

ORDINANCE NO. 23-193: It is requested an ordinance be passed authorizing the City Manager to enter into a license agreement with Alpha Omega Development Company, LLC (d.b.a. Tony's), to provide for the use of a certain portion of the City's rights-of-way as described in the grant of a license for encroachment; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter.

Upon motion of Mr. Meinzer, and second by Mr. Murray, the commission voted to accept the Consent Agenda and declare all ordinances and resolutions as drafted and presented to the City Commission under the Consent Agenda shall take effect in accordance with the Section 14 of the City Charter. Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. Roll call on the ordinances and resolutions: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared these ordinances and resolutions passed.

REGULAR AGENDA

ITEM 1 – Submitted by Arin Blair, Chief Planner (FIRST READING)

APPROVAL TO AMEND THE CODIFIED ORDINANCE FOR DOWNTOWN DESIGN REVIEW PROCESS

Budgetary Information: The code change does not require funding. Historic preservation is an economic development tool that adds value to the city overall, thus having an indirect, net positive budgetary impact.

ORDINANCE NO. _____: It is requested an ordinance be passed amending Part Thirteen (Building Code), Title Five (Additional Local Provisions), Chapter 1359 (Downtown Design Review Process) of the Codified Ordinances of the City of Sandusky, in the manner and way specifically set forth hereinbelow. **Upon motion of Mr. Waddington, and second by Mr. Murray, the commission voted to adopt this ordinance as drafted at first reading, under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. Roll call on the ordinance: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared this ordinance passed at first reading.**

ITEM 2 – Submitted by Aaron Klein, Public Works Director

AMENDMENT #1 TO PDS AGREEMENT FOR CHURCHWELL & MACARTHUR PARKS WITH STRAND

Budgetary Information: The original cost of the profession services was \$110,000, with Amendment #1 of \$15,250, the total revised cost shall not exceed \$125,250 and will initially be paid with Capital Funds but reimbursed entirely from the remaining funds on this grant.

ORDINANCE NO. 23-194: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an Amendment to the Agreement for Professional Design Services with Strand Associates, Inc., of Cincinnati, Ohio, for the Churchwell Park Recreation Improvements and MacArthur Park Roadway and Utility Improvements Project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter. **Upon motion of Mr. Harris, and second by Mr. Poggiali, the commission voted to adopt this ordinance as drafted under suspension of the rules and in full accordance with Section 14 of the City Charter.**

Comments:

Mr. Klein stated there will be a public meeting from 5:30-7p.m. on Wednesday, October 11, to discuss the project. This is the survey portion of the design phase. The public will be involved throughout the process. Ms. Gilson stated that a planning process has taken place over the last year and the first pillar of that plan is the development of affordable housing in that neighborhood. We will be looking at the lots that have been acquired throughout the years and

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put together some plans and strategy for housing development. These properties will most likely be made available in mass for a large developer to provide affordable housing opportunities in the area. **Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. Roll call on the ordinance: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared this ordinance passed.**

ITEM 3 – Submitted by Megan Stookey, Project Manager

PERMISSION TO AWARD CONTRACT FOR JAYCEE & WASHINGTON PARK PROJECT TO RMH

Budgetary Information: The construction cost shall not exceed \$44,048.20 of which \$30,176.20 will be paid with funds donated from the Randolph J. & Estelle M. Dorn Foundation designated for the Sandusky Neighborhood Initiative, \$9,872.00 will be paid with funds donated from the Mylander Foundation, and \$4,000.00 will be paid with Friends of the Sandusky Greenhouse Funds donated from the Michelle Wightman and Karrie Wieber Charitable Foundation.

ORDINANCE NO. TABLED: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with RMH Concrete & Foundations, Inc. of Collins, Ohio, for the 2023 Jaycee and Washington Park Concrete Project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter. **Upon motion of Mr. Meinzer, and second by Mr. Poggiali, the commission voted to adopt this ordinance as drafted under suspension of the rules and in full accordance with Section 14 of the City Charter.**

Comments:

Mr. Poole stated he is not opposed to building this shelter but is opposed to the placement of it. He stated he voted no at the start of the project and will do so because he is opposed to the placement of it. This placement locks in the size of the basketball courts and they are too small. He has stated this many times before, the use of our facilities should be designed to afford the maximum enjoyment of the people that use them. A standard basketball court is 50x84', these courts are 65x46'. This shelter will lock in the courts and future improvement to the courts will be inhibited. He was told that people in the shelter will be able to watch the game. The shelter is behind the grandstand. He believes the placement should be far enough away from the courts not to disrupt the picnic area. There are three sets of stands to watch the game, the shelter should be separate. He realizes that he has not had success in getting the courts enlarged, the size is about a middle school size court, these are courts where adults go to play. Lights were installed there, for night time leagues, they should not be playing on those small courts. The City can afford to provide quality court experience for those who use these courts. He is quite certain when Planning puts together the plans for the new pickleball and tennis courts, they will be full sized, not 30% smaller than regulation size. For that reason alone, he will vote no on this issue. This is not the best the City can do, the people who use these courts should not just be happy to have substandard courts. Mr. Murray stated that Mr. Poole has raised some pretty important points, he does not recall why the shelter is to be placed where it is proposed. He is not sure if the utilities play a part in this placement. He would like more input from staff why this location was selected. Mr. Klein stated that this legislation is permission to award a contract. The question was brought to the attention of the interim law director if we can change the location after passage. Mr. Werling stated the grandstands were going to be moved for the shelter placement to provide a shade structure. Mr. Murray inquired if this placement does negate enlarging the courts in the future. Mr. Werling stated that the sidewalks would limit expansion of the courts to the north, they could be expanded to the south. We have not had a lot of public feedback about the courts' size. There was a tournament this past summer, the Street Ball Outdoor Classic, which was very successful. These improvements will help with power hook ups and the accessibility of those courts. President Brady asked how the courts could be expanded, longer or wider. Mr. Werling stated the length could be enlarged, but the width would be limited with the sidewalk and light installation. Mr. Poole stated there is not twenty feet to the south to expand the courts to regulation size, there is a fence and sidewalk there. The lights indicate that there are adults playing on these courts, not eight-year-olds. The courts need to be larger, we should not cut corners. President Brady stated it does not sound like the public have raised concerns or complaints about the size of the courts. Mr. Poole stated that we do not have complaints about shelters at the bus stations, and people sitting out in the elements. We have not had complaints from people stating they have been turned away from Transit because the bus is filled. Poor folks

are happy to survive without complaints. That is how this works. They accept what they are given. Mr. Poole shared the story of a young lady that left just before the last storm that got turned away from a bus at Sandusky Mall. Mr. Poole happened to be leaving that area at 10:15 that night and gave her a ride. She was told to get out of line so the bus could transport a Cedar Point worker and was told to catch another bus. This is how the system works. We can afford to build facilities for all elements of our community that are the best that we can afford to build. Cutting corners, and we have for years, should stop. Mr. Harris stated that he certainly did agree with some of Mr. Poole's comments. If this could prevent us from expanding these courts in the future, then he will vote no as well. We should find another location for this shelter. Mr. Murray asked the interim Law Director, Mr. Justin Harris, what the implications are since we have accepted bids, are should we reject this legislation? Mr. Harris stated if this legislation fails, there will be no funds disbursed, no contract will be awarded. Mr. Poole inquired if it would be a problem to simply relocate the shelter. It would not change the project. Mr. Harris stated that would probably involve more planning and was not sure how much the relocation would change the scope of the project. Mr. Meinzer stated that no residents asked for larger courts, did any residents ask for this shade shelter? Mr. Werling stated it was an amenity through neighborhood funds that were available to add a shade structure for players. Mr. Poggiali asked if this legislation could be tabled into the location could be explored further. **Upon motion of Mr. Murray, and a second by Mr. Poole, the commission voted to table this ordinance until location can be investigated. Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared this legislation tabled.**

ITEM 4 – Submitted by Nicole Grohe, CDBG Program Administrator**PERMISSION TO AWARD CONTRACT FOR CDBG FY21 DEMO PROJECT #7 TO ED BURDUE**

Budgetary Information: The total cost for the asbestos abatement and demolition is \$39,985 and will be paid with FY21 Community Development Block Grant Funds. Liens will be placed on the properties for the total cost of the asbestos abatement and demolition.

ORDINANCE NO. 23-195: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with Ed Burdue & Company of Sandusky, Ohio, for the CDBG FY21 Demolition Project #7; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter. **Upon motion of Mr. Waddington, and second by Mr. Harris, the commission voted to adopt this ordinance as drafted under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. Roll call on the ordinance: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared this ordinance passed.**

ITEM 5 – Submitted by James Stacey, Transit Administrator**APPROVAL OF GRANT SUBMISSION FOR STS SFY25 WITH ODOT**

Budgetary Information: The Ohio Transit Partnership Program (OTP2) funds comprise a significant portion of STS's budget and without this funding the system would not be able to operate. The required local matching funds to access these funds will be generated from multiple local sources.

RESOLUTION NO. 044-23R: It is requested a resolution be passed approving and ratifying the submission of a grant application to the Ohio Department of Transportation for State Fiscal Year 2025 Ohio Transportation Partnership Program grant funds for the Sandusky Transit System; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter. **Upon motion of Mr. Harris, and second by Mr. Poggiali, the commission voted to adopt this resolution as drafted under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. Roll call on the resolution: Mr. Harris, Mr. Meinzer, Mr. Poole, Mr. Murray, Mr. Brady, Mr. Poggiali, and Mr. Waddington, 7. President Brady declared this resolution passed.**

CITY MANAGER'S REPORT**DONATIONS**

- Destination Sandusky, in partnership with Great Lakes Audio and Visual, is requesting permission to light Schade-Mylander Plaza for the month of October in celebration of

Halloween 2023. The lighting will enhance the visitor experience for downtown visitors while also showcasing the waterfront focal point during several October events with the Little Witches Walk, Witches Walk and downtown Trick or Treat events. The lighting will be done by Great Lakes Audio and Visual, the same company to turn the plaza purple for Alzheimer's Awareness Month. We would ask the Commission to accept this donation of services for the month of October. **Upon motion of Mr. Meinzer, and a second by Mr. Poggiali, the commission voted to accept this donation. President Brady declared this donation accepted.**

NEW & OLD BUSINESS

PUBLIC WORKS

- There will be a public meeting to discuss the MacArthur Park project at the Mills Rec Room on Wednesday, October 11 from 5:30 pm to 7:00 pm. Churchwell Park concepts will be presented by the consultant with an intent to develop a prioritized list of park improvements that will proceed to final design.

PLANNING

- The Public Arts & Culture Commission has released a Call for Artists to submit pieces for the 2024 exhibit of the City Hall Gallery. The theme of the upcoming installation is *Time*. The Call for Artists can be found on the Public Arts & Culture webpage. Submissions are due October 8th.

OLD BUSINESS

None.

NEW BUSINESS

President Brady stated he would like to thank Commissioners Waddington and Poggiali for Charing the Volunteer of the Year 2022 Awards. This is the third year of these awards, and most have heard him state – this City runs on the backs of hundreds of volunteers. Tonight, we celebrated five of those outstanding volunteers, there are probably fifty more out there. He hopes future Commissions feel the obligation to award these volunteers. It is so important to our community. It was an interesting cross section of these five recipients.

AUDIENCE PARTICIPATION

Nick Famulare, 2340 River Avenue, inquired what was going on with the Pipe Creek Wharf watershed. We got another two inches of rain on the 18th, and his home flooded again due to this property. At what point does he get to stop spending his money? He stated he needs some answers. How many more times do I need to take off work, pay for cleanup, when will this be figured out? What happens when the owner decides not to take the grant he was approved for since he did not build according to plan, is that it? He is still flooding. He stated the owner said he was not putting any more money into the drainage, he did not do it right to begin with. We are asking him to do it right, not to invest more money. Three properties are flooding. He has sent videos, and no one has called him back. President Brady stated that any communication moving forward should not be with the City Manager or the Commission, it should be with the Law Director. The reason for that from the moment you stated you were obtaining an attorney to file a lawsuit, it is out of our hands. Mr. Famulare stated he did not state that, he did not threaten. He does not know what to do. He sent an apology letter to Mr. Snyder, and he responded with a crappy letter. He stated he is trying to do the right thing. He stated all the other people who developed on his street had to do everything right, why not this owner? Who is responsible that it not being done according to the plans? He stated He has been through hundreds of inspections and things have to be done right, is there another set of rules for this person? President Brady stated that he should meet with our Law Director on this issue. Mr. Famulare asked why he had to meet with the Law Director. Mr. Harris stated that he should meet with him and he would quarterback this issue through the proper channels and he will work with him and address this issue.

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Helen Thompson, 1527 Wayne Street, wanted to use this forum to make people aware that Serving Our Seniors is holding a forum from 1:30 – 3p.m. on Tuesday, October 10, at the Erie County Office Building, third floor, looking for input from seniors on the Rec Center. She commented about the shelter at JC Park, she lives close by there. She went out and walked it today. Why couldn't it be relocated to the other side of the parking lot where you could view the baseball games as well as basketball games?

ADJOURNMENT

Upon motion of Mr. Waddington, the Commission moved to adjourn at 5:49 p.m. President Brady declared the meeting adjourned.



Cathleen A. Myers
Commission Clerk



Richard R. Brady
President of the City Commission