

**ORDINANCE NO. 24-055**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE ERIE COUNTY BOARD OF HEALTH FOR UTILIZING OHIO LEAD SAFE HOME FUNDS FOR THE DEMOLITION OF A CONDEMNED RESIDENTIAL STRUCTURE LOCATED AT 917 JACKSON STREET EXTENSION IN THE CITY OF SANDUSKY; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the Erie County Board of Health has been awarded \$1,440,000.00 through the Ohio Lead Safe Home Fund to facilitate the removal of Lead hazards from 40 residential structures within the Erie County Health District; and

**WHEREAS**, the City has identified a structure that has been condemned and demolished within the 2024 calendar year and can be approved as one of the 40 Ohio Lead Safe Fund residential structures; and

**WHEREAS**, the Asbestos Abatement and Demolition of 917 Jackson Street Extension Project involved the asbestos abatement and demolition of a residential structure located at 917 Jackson Street Extension which was ordered for demolition by the City's Housing Appeals Board; and

**WHEREAS**, the City Commission declared the necessity for the City to proceed with the Asbestos Abatement and Demolition of 917 Jackson Street Extension Project by Resolution No. 038-23R, passed on August 28, 2023; and

**WHEREAS**, the City Commission approved a contract with ABA Demolition of Norwalk, Ohio, for the Asbestos Abatement and Demolition of 917 Jackson Street Extension Project by Ordinance No. 23-219, passed on November 13, 2024; and

**WHEREAS**, the cost for the asbestos abatement and demolition of the structure at 917 Jackson Street Extension is \$15,200.00 and was initially paid with Special Assessment Nuisance Funds and will be reimbursed through this Memorandum of Understanding with the Erie County Health Department, along with \$225.00 for the asbestos survey for a total cost of \$15, 425.00, and the reimbursed funds will be deposited back into the Special Assessment Nuisance Fund; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules and in accordance with Section 14 of the City Charter in order to execute the MOU and allow for the reimbursement of grant funds in a timely manner; and

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

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

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

Section 1. The City Manager is authorized and directed to enter into a Memorandum of Understanding with the Erie County Board of Health for utilizing Ohio Lead Safe Home Funds for the demolition of a condemned residential structure, located at 917 Jackson Street Extension, in the City of Sandusky, a copy of which is marked Exhibit "A" and is attached to this Ordinance and is specifically incorporated as if fully rewritten herein.

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

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

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



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST: \_\_\_\_\_

CATHLEEN A. MYERS  
CLERK OF THE CITY COMMISSION

Passed: March 11, 2024

**MEMORANDUM OF UNDERSTANDING BETWEEN  
THE ERIE COUNTY GENERAL HEALTH DISTRICT AND  
THE CITY OF SANDUSKY**

1. This memorandum of understanding is between the Erie County Board of Health (ECBOH) and the City of Sandusky (City).
  
2. The ECBOH has been awarded a \$1,440,000 through the Ohio Lead Safe Home Fund to facilitate the removal of Lead hazards from 40 residential structures within the Erie County Health District and surrounding counties.
  
3. The City is has identified 1 structure within Sandusky City that has been condemned and is scheduled for demolition within the 2024 calendar year and can be approved as one of the 40 Ohio Lead Safe Fund residential structures.
  
4. The City, as the local housing authority, has complied with all local ordinances and state laws regarding the condemnation and using an open bid process has contracted with a licensed and registered contractor to demolish and dispose of all Construction Demolition Debris in compliance with all state and local laws.
  
5. The City has outlined costs associated with the demolition of the one structure identified in the following table.
  
6. The City has agreed to provide the ECBOH staff records that demonstrate that all structures have been condemned, demolished, and disposed of as required under state law and local ordinances.

| <b>Sandusky City<br/>Residential Structure<br/>&amp; Ohio Lead Safe Home<br/>Fund Projects</b> | <b>Demolition and Disposal Expense</b> |
|--|--|
| 917 Jackson Street Ext   | \$15,425.00                            |
| <b>Total</b>   | <b>\$15,425.00</b>                     |

7. The ECBOH staff upon receipt and approval of all required records has agreed to reimburse the City using Ohio Lead Safe Home funds the costs outlined above for the demolition of the one structure. The staff will also confirm and record the removal and disposal of all lead and asbestos hazard.

