

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

The Clerk called the roll and the following Commissioners responded: Steve Poggiali, Dave Waddington, Blake Harris, Wesley Poole, Dennis Murray, and Dick Brady, 6. Upon motion by Mr. Waddington, and a second by Mr. Poggiali, to excuse Mr. Meinzer. President Brady declared this motion passed.

City staff present: John Orzech – Interim City Manager, Colleen Gilson – Interim Asst. City Manager, Tiffany Rufo – GIS Analyst, Don Rumbutis – IT Technician, Brendan Heil – Law Director, Michelle Reeder – Finance Director, Jonathan Holody - Development Director, Jared Oliver – Police Chief, Mario D’Amico – Fire Chief, Aaron Klein – Public Works Director, Christopher Mehling, Recreation Project Coordinator, Jason Werling – Recreation Superintendent, 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 February 27, regular meeting and suspend the formal reading. President Brady declared the motion passed.

AUDIENCE PARTICIPATION

Tim Schwanger, 362 Sheffield Way, sent in a couple questions via text to Mr. Poole. Item 13, what is the estimated gain or loss of passing this legislation? When going online it appears there may be more Airbnb’s than we know about, what programs are in place to address this? Planning Commission is working on a limit for the number of Airbnb’s in the city – where does this stand?

Marci Platt, 1217 Columbus Avenue, Commented about financing a recreation center; she bought tickets from Kalahari thinking they would have two or three pools. She thought one pool would be a warm water pool. Now that the project was changed to a one pool project – it would not be a warm water pool. She hopes that the new recreation center would have one based on the older population we have that would use the pool for therapeutic issues. The Ernsthausen Center in Norwalk has one, but our residents must pay to use it. She stated she is not sure how Norwalk funded their pools. She commented if 16 Mil could be spent north of Washington Street, she believes the residents deserve a rec center without a levy. If commission is going to put it on a levy, and we are going to have to pay to go there, please think of the therapeutic pool.

PRESENTATION: Erie County Economic Development Corp, Abbey Bemis, Executive Director

Mr. Andy Kurtz, Dean of Firelands College, is here with Mr. Dan Frederick, representing the ECEDC Board of Directors. He thanked the commission for their continued support of their mission. As a partner in the city’s transformation, Bowling Green University has benefitted from ECEDC’s expertise and from its Executive Director, now former, Abbey Bemis. Abbey stated that Erie County Economic Development Corporation is a private, nonprofit, public-private partnership. That means we are fortunate to have participation from our largest local communities as part of our vision, part of our Board of Directors, as well as part of our funding, and for that she is excited in the sense that the city’s contribution can be leveraged by the private sector, historically at a twenty to one ratio. The mission is to grow economic opportunities for city residents. We do that through a number of strategic programs and partnerships. She applauds the city for receiving the title of “America’s Best Coastal Town”. They work in three pillars of work: #1 - business attraction, retention and expansion including entrepreneur support, #2 - workforce attraction and development, #3 – regional economic development and brand awareness. The first pillar is a good core of their work, they are big believers that private business drives the success of a community, create opportunities for residents that enhance their quality of life. The statistics show that. If you delve deep into local poverty rates and labor force participation, if you participate you have a high well-being. The poverty rate in the city of Sandusky is 40%. We focus on that in our work. We help companies navigate their growth opportunities, so we help with site selection, community navigation, and financial resources. Anything they can to incentivize companies choosing to do business in Erie County. She is please to state they have had lots of success the last two years, working with about two hundred companies yearly, and their investment has been substantial. Over four hundred and eighty million dollars and four hundred seventeen jobs have been created by projects associated with ECEDC. We are please to help leverage that

investment with state and federal resources of over twenty-three million dollars. Again, encouraging them to choose Erie County. A couple key examples outside the city, which will be extremely meaningful for residents, the first with Ardagh Packaging at the rear of Sawmill Parkway in Huron, which is an over four hundred, eleven-million-dollar capital investment, at least two hundred eleven jobs created. The second the upcoming demolition of the former KBI building in Perkins Township, called 2509 Hayes now. They are extremely excited about this new beginning this site. This is one hundred and twenty-eight acres open for industrial investment into our community. There is no other site inventory as large. We are confident this will mean great things for our city residents and the broader region. A couple examples closer to home, we are please with American Colors recent expansion, Everwild Spirits with community navigation with their beautiful new facility, new equipment procured at Sandusky Packaging and Peerless Ovens, and we played a role in the new Hogrefe-Cooke Building down the street. Alissa Fisher, Vice-Coordinator RISE, an entrepreneur support program inline with ECEDC. Since 2011 RISE has supported over 550 unique entrepreneurs, ranging from those that just have a great idea to those that have been in business for many years. Our advising sessions have seen an increase in the last year of 63% which is great news. To further spotlight our growth, I would like to recognize that we have done seventeen different events in the last year, with over two hundred eighty attendees both virtually and in person for those events. One notable event was the first BGSU Small Business Symposium. This was a purposeful event to gather local business owners and leaders to learn about a specific topic currently affecting the business ecosystem today. We shared tools and business resources that they could take home and use to develop professionally in their business. We also hosted most recently an informational session at Venue 634 for Sandusky based businesses about the City of Sandusky Economic Development Fund. Some small businesses she highlighted were Body by Erica Taylor for her recent expansion, Firelands Accounting Services for their development of new business strategies, the new location and establishment of new business goals for Macca Root Juice Bar and Eatery, and the start of new businesses C-First, which is a transportation business, Studio by the Bay, an art and heirloom seeds business, Firelands Adventure Tours – a new bus tour business. RISE is starting something new this year to support youth entrepreneurs and foster our youth. The Student Pitch Challenge with local schools to implement a curriculum in the classroom teaching student how to develop a business elevator pitch. This Thursday they will perform that pitch to an audience and panel of judges for a chance to win a cash prize. She also highlighted the Minority Business Empowerment Team grassroot collaborative effort between local minority owed businesses, RISE and ECEDC, the City of Sandusky and Sandusky City Schools. Thanks to Commissioner Harris for being a founding member. And thanks to Marcus Harris, the Diversity and Equity Opportunity Manager as part of the leadership team. According to the makeup of our local population we should see greater representation of women and minority owed businesses in our community than the latest census numbers show. We created a targeted resource that will support those business startups and growth amongst those groups. In 2021 MBET delivered twenty-five minority business recovery grants to area minority owned businesses. After finding out minority owned businesses were disproportionately affected by the pandemic, each company received two thousand dollars in grant funds to aid in recovery and rebuilding of their business. In 2022 MBET delivered twelve, six-hundred-twenty-five-dollar grants that the MBET scholarships, which is an ongoing program. Those were given to new minority owned businesses to cover the costs of registering with the state and any other additional startup costs they may have. In honor of Black History Month MBET hosted the first black pioneer awards last year, we also repeated that event this year. MBET has been able to connect more than two hundred minority businesses and supports through networking events featuring key resources and technical speakers. David White, Firelands Forward, stated any goal is workforce development so he is excited to share these successes and initiatives that they are working on today with the collaboration of many of our community partners. Retention has never been more important for regional employers. We have brought to the region the first ever employee resource network. The employee resource network is a program where you can embed a success coach in participating businesses in order to address employment barriers and increase retention. We currently serve sixteen hundred regional employees and because of the reduced turnover and increased retention businesses have realized over 300% return on investment. We plan on doubling the capacity this year to offer employee resource network services to area businesses. In addition, he was excited to announce that Firelands Forward and our community partners were funded for the first industry sector partnership in tourism hospitality main street business in the state. We look forward to that because it is going to help industry partners collaborate to build a pipeline of healthy workforce to our tourism hospitality main street business partners. We

have also partnered with the city and the county in order to bring a regional housing study in which hopefully we will have the results tomorrow. An interesting data point from the study is in our region we have a .5 rental vacancy rate in comparison to healthy communities averages four to five percent. This data will help us attract developers because there will be an immediate return on investment for them. They have worked closely with Northpoint Educational Service Center to build a career expiration pipeline. That means, building a pipeline to retain talent in our area for high school students. In order to interact with them early, expose them to regional career opportunities, in order to connect them with the workforce directly which is integral to our growth. The third pillar – Regional Development and Brand Awareness; We know economic development needs to be collaborative and it does need a regional perspective. Over fifty percent of our residents are leaving the county every day for work and that number only increases as we shrink that geographic boundary. The Commissioners thanked Abbey for the work she has done with ECEDC and wished her well in her new position.

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 ITEMS

ITEM A – Submitted by Cathy Myers, Commission Clerk

LIQUOR LICENSE FOR PIPE CREEK WHARF LLC

Budgetary Information: There is no budgetary impact for this item.

Notice to Legislative Authority for NEW D5F Liquor License, Spirituous liquor for on premises consumption only, beer, wine & mixed beverages for on premises, or off premises in original sealed containers, until 2:30 a.m., Marina Restaurant Only, for: **Pipe Creek Wharf LLC, 2330 River Avenue.**

ITEM B – Submitted by Cathy Myers, Commission Clerk

LIQUOR LICENSE TRANSFER FOR MANKI 1008 LLC

Budgetary Information: There is no budgetary impact for this item.

Notice to Legislative Authority for Transfer of Ownership of C1, C2, & D6 Liquor License, Beer only in original sealed container for carry out only, wine & mixed beverages in sealed containers for carry out, permit allows for sale of alcohol on Sundays, for: **Manki 1008 LLC, DBA Sandusky Food Mart, 1038 Cleveland Road.**

ITEM C – Submitted by Aaron Klein, Public Works Director

2023 FIVE-YEAR CAPITAL IMPROVEMENT PLAN (SECOND READING)

Budgetary Information: There is no budgetary impact to approve the CIP at this time. Costs will be allocated to the appropriate funds as individual projects are presented for a vote at City Commission meetings. It is important to note that approval of the Plan is not an approval of each project; the costs included are budgetary numbers that will change as projects are designed and publicly bid.

ORDINANCE NO. 23-052: It is requested an ordinance be passed approving and adopting the 2023 Five-Year Capital Improvement Plan for the City of Sandusky; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM D – Submitted by Brendan Heil, Law Director

OPIOID ORDINANCE

Budgetary Information: There is no budgetary impact for this item.

ORDINANCE NO. 23-053: It is requested an ordinance be passed approving the new national opioids settlements with Allergan, CVS, Teva, Walgreens, and Walmart; authorizing and directing the city manager to execute the settlement participation forms with Allergan, CVS, Teva, Walgreens, and Walmart (settling defendants); and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM E – Submitted by Michelle Reeder, Finance Director

PAYMENT FOR SOFTWARE SOLUTIONS ANNUAL SUPPORT FEE

Budgetary Information: The total cost for the annual support fee is \$41,947.87. Of this amount, \$20,973.93 will be paid by the General Fund, \$10,486.97 by the Water Fund, and \$10,486.97 by the Sewer Fund.

ORDINANCE NO. 23-054: It is requested an ordinance be passed authorizing and directing payment to Software Solutions Incorporated of Dayton, Ohio for the annual software support fee for the period April 1, 2023, through March 31, 2024; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM F – Submitted by Mario D’Amico, Fire Chief

PERMISSION TO APPLY FOR FIREHOUSE SUBS GRANT

Budgetary Information: There is no budgetary impact. This grant if awarded is 100% funded by Firehouse Subs Foundation. There are no matching funds.

RESOLUTION NO. 012-23R: It is requested a resolution be passed approving the submission of an application to the Firehouse Subs Public Safety Foundation for grant funding for the Sandusky Fire Department; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM G – Submitted by Aaron Klein, Public Works Director

APPROVAL TO SUBMIT PERMITS FOR CEDAR POINT CAUSEWAY WETLANDS

Budgetary Information: There are no costs to submit applications.

RESOLUTION NO. 013-23R: It is requested a resolution be passed authorizing and approving the submission of an application to the U.S. Army Corps of Engineers to obtain a Department of Army permit, submittal of an application to the State of Ohio to obtain a submerged lands lease and shore structure permit, if required, submittal to the Ohio Environmental Protection Agency for a water quality certification, and submittal to the U.S. Coast Guard for private aids to navigation, if required, in connection with the Cedar Point Causeway Wetland Project, related to the Sandusky Bay Initiative; and declaring that this resolution shall take immediate effect in accordance with Section 14 of the City Charter.

ITEM H – Submitted by Jane Cullen, Assistant City Engineer

DEDICATION OF SUPERIOR STREET RIGHT-OF-WAY

Budgetary Information: There will be a fee for the recording of the right-of-way dedication plat at the Erie County Recorder’s office which will be paid with Economic Development Funds.

ORDINANCE NO. 23-055: It is requested an ordinance be passed accepting the final plat and confirming the dedication to the public use as public right-of-way a portion of land at the northwest corner of W. Monroe Street and Superior Street, with a total area of 0.0473 acres, as Superior Street Right-of-Way, as set forth on the dedication plat; 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 accept the Consent Agenda and declare all liquor licenses, ordinances and/or resolutions as drafted and presented to the City Commission under the Consent Agenda shall take effect in accordance with the Section reflected in the ordinance and/or resolutions, whether it be in accordance with Section 13 or Section 14 of the City Charter.

Comment:

Mr. Murray stated he would abstain from items A & G.

Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray-abstain A&G, and Mr. Brady, 5/6. Roll call on the liquor licenses, ordinances, and resolutions: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray-abstain A&G, and Mr. Brady, 5/6. President Brady declared these liquor licenses, ordinances, and resolutions passed.

REGULAR AGENDA ITEMS

ITEM 1 – Submitted by Colleen Gilson, Chief Neighborhood Development Officer/Interim Asst. City Mgr.

PURCHASE & SALE AGREEMENT OF MARKET ST PROPERTY LOT SPLIT “B” (SECOND READING)

Budgetary Information: The sales price per the Agreement is \$50,000. All sales proceeds will be deposited into the Real Estate Development Fund.

ORDINANCE NO. 23-056: It is requested an ordinance be passed declaring that a portion of certain real property owned by the City located at the southeast corner of East Market Street and Warren Street, and identified as Parcel No. 56-00983.000, is no longer needed for any municipal purpose and authorizing and directing the City Manager to enter into an agreement to sell the designated real property to David A. Mack and Christine E. Mack; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady-abstain, 5. President Brady declared this ordinance passed.

ITEM 2 – Submitted by Michelle Reeder, Finance Director

APPROVING AMENDMENT TO AGREEMENT FOR ANNUAL REPORT WITH REA & ASSOCIATES

Budgetary Information: The total cost to compile our financial statements for the annual reports will not exceed \$49,275.50 for calendar year 2022 and \$50,525.50 for 2023 statements. The annual fee for completion of the financial report will be split 50% to be paid by the General Fund, 25% by the Water Fund, and 25% by the Sewer Fund.

ORDINANCE NO. 23-057: It is requested an ordinance be passed approving an amendment to the agreement with Rea & Associates, Inc. of New Philadelphia, Ohio, for the preparation of financial statements for the December 31, 2021, December 31, 2022, and December 31, 2023, Annual Comprehensive Financial Report; 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. Poggiali, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. **Roll call on the ordinance:** Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 3 – Submitted by Michelle Reeder, Finance Director

PERMISSION FOR FUEL PURCHASING AGREEMENT WITH FUELMAN

Budgetary Information: The costs for fuel purchases will be paid from each department's appropriate budget. Departments include, Police, Fire, City Manager, Code Compliance, Community Development, Engineering, Fleet, Horticulture, Municipal Court, Parks and Recreation, Water Plant (BIWW), Wastewater Treatment Plant, Water Distribution, Sewer Maintenance, Street, Building, and Transit.

ORDINANCE NO. 23-058: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement for fueling services with FleetCor Technologies Operating Company, LLC D.B.A. Fuelman of Atlanta, Georgia, to provide fuel credit card services for all city owned vehicles; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

Upon motion of Mr. Poggiali, and second by Mr. Waddington, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. **Roll call on the ordinance:** Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 4 – Submitted by Aaron Klein, Public Works Director

PERMISSION TO BID THE EAST WATER STREET RESURFACING PROJECT

Budgetary Information: The engineer's estimate for construction is \$886,594.80. ODOT will fund \$474,477.00. The City's share of \$412,117.80 will be funded with:

MPO/Federal Funds	\$474,477.00
Capital Projects Funds (Issue 8 – Streets)	\$ 51,594.80
Capital Projects Funds (Sandusky Bay Pathway)	\$200,000.00
American Rescue Plan Act Stimulus Funds	\$160,523.00
Total	\$886,594.80

RESOLUTION NO. 014-23R: It is requested a resolution be passed declaring the necessity for the City to proceed with the proposed East Water Street Resurfacing 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 Mr. Waddington, and second by Mr. Harris, the commission voted to pass this resolution under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the resolution: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this resolution passed.

ITEM 5 – Submitted by Aaron Klein, Public Works Director

AWARD THE ULTRAVIOLET DISINFECTION PROJECT TO GREAT LAKES

Budgetary Information: The total construction cost of the project shall not exceed \$2,630,156.00 and will initially be paid with Sewer Funds. The City has submitted a formal application for reimbursement from the Water Pollution Control Loan Fund (WPCLF) program through the OEPA. The WPCLF program has a lower interest rate than the OWDA program and is therefore more enticing for a project of this magnitude. Additionally, Erie County will be responsible for paying their share of this project, including design and inspection which is 46.18%, pursuant to the Sewer Services Agreement.

ORDINANCE NO. 23-059: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a contract with Great Lakes Construction Co. of Hinckley, Ohio, for the Ultraviolet (UV) Disinfection Refurbishment 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 pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter.

Comment:

Mr. Klein stated this project was estimated by the engineer at about 4.8 MIL.

Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 6 – Submitted by Josh Snyder, Public Works Engineer

PERMISSION FOR PSA FOR CLEVELAND ROAD SAFETY PROJECT WITH WEST ERIE REALTY SOLUTIONS

Budgetary Information: The not to exceed cost is \$47,650.00. The funding split is 5% City and 95% Ohio Department of Transportation (ODOT) through the Safety Funds. ODOT Highway Safety Improvement Program Funds (4HJ7) and (4BC7) \$45,267.50, Major Infrastructure Funds (Streets) \$2,382.50.

ORDINANCE NO. 23-060: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement for professional services with West Erie Realty Solutions, LTD. of Toledo, Ohio, for the Cleveland Road Safety Improvement 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 pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter.

Comment:

Mr. Poggiali inquired whether this was appraisal or right-of-way work also? Mr. Klein stated it was neither. ODOT requires a third party to perform an independent review of the original appraisal. We have sixteen temporary easements and eight permanent easements for this project, twenty-four total.

Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 7 – Submitted by Josh Snyder, Public Works Engineer

PERMISSION FOR PDSA FOR EAST CLEVELAND ROAD PROJECT WITH CHAGRIN VALLEY

Budgetary Information: The not to exceed cost for professional design services is \$139,757, paid with Capital Projects Fund.

ORDINANCE NO. 23-061: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement for professional design services with Chagrin Valley Engineering of Cleveland, Ohio, for the East Cleveland Road (US Rte. 6) Sidewalk, Curb & Drainage Project; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

Upon motion of Mr. Murray, and second by Mr. Harris, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

Comment:

Mr. Poole inquired if the sidewalks were going to be on the southside of Cleveland Road. Mr. Klein stated the current project they are doing with the round-about and the stacking lane extensions on Remington we want to be sure to put the sidewalks where most of the people will be walking.

ITEM 8 – Submitted by Scott Kromer, Streets & Utilities Superintendent

AMENDMENT FOR WATER PURCHASE PRICE OF KUBOTA MINI EXCAVATOR

Budgetary Information: The original cost of \$64,236.70, approved through Ordinance 22-074 has increased by \$5,944.55, making the updated not to exceed amount \$70,181.25 and will be paid from Water Funds.

ORDINANCE NO. 23-062: It is requested an ordinance be passed amending Ordinance No. 22-074, passed on April 11, 2022; authorizing and directing the City Manager to purchase a new Kubota U Series Mini Excavator from Streacker Tractor Sales, Inc. of Fremont, Ohio, through the Sourcewell Cooperative Purchasing Program for the Water Distribution Division; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

Upon motion of Mr. Murray, and second by Mr. Poole, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 9 – Submitted by Jason Werling, Parks & Recreation Superintendent

AMENDMENT FOR HORTICULTURE PURCHASE PRICE OF KUBOTA TRACTOR

Budgetary Information: The original cost of \$73,111.02, approved through Ordinance 22-078 has increased by \$5,584.32, making the updated not to exceed amount \$78,695.34 and will be paid from American Rescue Plan Stimulus Funds.

ORDINANCE NO. 23-063: It is requested an ordinance be passed amending Ordinance No. 22-078, passed on April 25, 2022; declaring a 1979 Ford 3600 Tractor as unnecessary and unfit for City use pursuant to Section 25 of the City Charter; authorizing and directing the City Manager to purchase a new Kubota I Series Diesel Tractor from Streacker Tractor Sales, Inc. of Fremont, Ohio, through the Sourcewell Cooperative Purchasing Program for the Horticulture Division; 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. Poggiali, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 10 – Submitted by Jared Oliver, Police Chief

PERMISSION FOR SPD AUDIO & VIDEO RECORDING CONTRACT WITH AXON ENTERPRISE

Budgetary Information: The total cost of the Axon interview room recording system, software, hardware, and accessories (See attached quote) will be paid through the Police Department's

budget in accordance with the pay schedule (in the table below) in an amount not to exceed \$59,434.26.

Year 1	Year 2	Year 3	Year 4	Year 5	Total
\$10,973.18	\$11,412.10	\$11,868.59	\$12,343.33	\$12,837.06	\$59,434.26

ORDINANCE NO. 23-064: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a five (5) year agreement with Axon Enterprise, Inc. of Scottsdale, Arizona, for the purchase and installation of replacement audio and video recording systems for two (2) interview rooms at the Justice Center for the Sandusky Police Department; 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. Poggiali, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.**

ITEM 11 – Submitted by Christopher Mehling, Recreation Project Coordinator

PERMISSION FOR PDSA FOR PROPOSED RECREATION CENTER WITH BRANDSTETTER CARROLL

Budgetary Information: The total not to exceed \$152,300 and will be paid with Capital Projects funds. \$99,500 will cover needs analysis and citizen engagement, site selection and concept design. The balance of \$52,800 may be used for as needed services which includes up to two (2) existing building condition reports and a statistically valid survey.

ORDINANCE NO. 23-065: It is requested an ordinance be passed authorizing and directing the City Manager to enter into an agreement for professional design services with Brandstetter Carroll Inc. of Cleveland, Ohio, for the Recreation/Community Center Site Selection and Conceptual Design Project; 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. Poggiali, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter.

Comment:

Mr. Waddington stated he went through this and knows there was a question about the bids, and there were eleven who responded. This actually comes from the Bicentennial Plan from 2016. Mr. Mehling stated that they have gone through the process very thoroughly. There were three with a very similar score in their proposals. We interviewed those three companies and Brandstetter Carroll was unanimously chosen as the standout company. President Brady inquired how the new recreation center would dovetail with the schools and the pool system, are we giving that some financial considerations? Mr. Mehling stated we are working hand in hand with Sandusky Schools in the design portion of the center. A warm water pool will be brought to the table in the design process, we have had several swimmers come forward asking out that concern. Mr. Poole inquired if Mr. Mehling could supply the data that supports a recreation center would fill a significant need in the city and how we would determine it would be successful. Mr. Mehling stated he has been blessed to work with this team. One of his first projects was the Southside Project. By listening to our residents there was a direct need stated by them for walking, group exercise, youth recreating, etc. He stated when he was a kid we had the YMCA, the YMCA is now closed. It would be a great opportunity for us to serve our residents and give them a facility they would be proud of to recreate, have social gatherings, and improve their overall health with exercising and well-being. Mr. Poole stated he appreciates his enthusiasm, but after looking at the data he was sent about this, he saw from the Southside Plan Ice Cream Social which had nineteen comments asking for a rec center, one comment was simply a safe place for children to go. From the resident comments, thirty-one percent, or eighty-five citizens expressed a general need for parks and recreation theme – not a rec center. The Southside Plan process had sixteen comments using Mills School as a rec center, additionally nineteen mentions of a rec center that were received online. He would suggest that does not sound like a driven need from the majority of the community. It sounds like the Southside community is stating they need something for their children to do. We have been talking about this since 2007, and after that length of time for staff to ask us to spend \$152,000 to pay someone to hold three public

meetings to tell us what we need to do and where to build it, in a town our size – he is not sure it is a good expenditure. He does not see why we cannot decide what we need and where it needs to be. It seems every group of people want something different. After speaking to an African-American today it seems Mills School is a good place to provide programming for children in the community. The comments say they need something for their children to do, non-specific, there is no indication they are asking for a rec center. He suggests before we spend this money to build something that is likely to fail like the YMCA did, what are we going to do with the Boys and Girls Club, the Sports Force Park, he suggests children need programs not another facility. We just cut back on Transit routes – how will they get to this new facility? Those families that cannot afford team sports and clubs cannot afford to transport their children to this facility. In 2007 they spoke about the need for walking – we now have that at Sports Force, most needs were addressing adult activities. Mr. Murray commented that Mr. Poole asked many important questions and this study is how we are going to get to the answers to those questions. He cannot state how important it is to go to a public presentation and information gathering process. A rec center means all things to all people. It would take one-hundred million to satisfy all things to everyone. We need to figure out what the public wants and costs and what we can afford. He does not care if we build a rec center, not for himself, it is for the public. He has heard about this every single meeting, every single year he has been in office, it is our job with the support of staff to figure out what the public needs, this is something that is integral in many communities. We need to also figure out will it fit at these various locations. It has been made clear our first choice is the American Crayon property, but because there is a natural gas pipe that runs through the middle of that property, for that reason we could not build the Justice Center there. Will we be able to build a rec center there, can it be configured in such a way that it fits on that property? We have to see that it would fit before we commit to that location. He did state he questions the ability to fund and then staff this in darker times. We have seen rec centers shutter around the country because they do not have a dedicated funding source. When dark times come we have to provide streets, fleet, fire, police, basic safety services – the first to be cut would be a rec center if it does not have a dedicated operating source. He believes the levy that funds the library is a logical place to look, he does believe the public will support that substantially. We do not know what the cost will be to build it, what the services will be, what the operating costs will be, which is why we need this process. He is delighted to hear we are going forward with this – it is something we have left untouched and we need to address it. Mr. Poggiali agrees with Mr. Murray and believes this process will answer many of these questions. Maybe Mills School could be that facility. He also stated building it is easy, maintaining and operating it has to be a dedicated fund source. He will not vote for it without that component.

Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 5. President Brady declared this ordinance passed.

ITEM 12 – Submitted by Jonathan Holody, Community Development Director

2023 LEASE AGREEMENT WITH PEERLESS STOVE & MANUFACTURING

Budgetary Information: The City shall receive monthly rental payments of \$2,100 per month from Lessee during the initial term of the lease. All revenues are to be deposited into the Sewer Fund.

ORDINANCE NO. 23-066: It is requested an ordinance be passed authorizing and directing the City Manager to enter into a two (2) year lease agreement with Peerless Stove and Manufacturing Co., for the building and land located at 334 Harrison Street, Sandusky, Ohio, for the period of January 1, 2023, through December 31, 2024; and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the City Charter.

Upon motion of Mr. Murray, and second by Mr. Poggiali, the commission voted to pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

ITEM 13 – Submitted by Brendan Heil, Law Director

TRANSIENT RENTAL ROOMING & TOURIST HOUSES REGULATIONS

Budgetary Information: There is no budgetary impact.

ORDINANCE NO. 23-067: It is requested an ordinance be passed amending Part Thirteen (Building Code), Title Five (Additional Local Provisions), Chapter 1341 (Environmental Health Housing Code) of the Codified Ordinances, in the manner and way specifically set forth hereinbelow; and declaring that this ordinance 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 pass this ordinance under suspension of the rules and in full accordance with Section 14 of the City Charter.

Comment:

Mr. Orzech stated that compliance with the Airbnb's is maintained with Zoning and Planning Departments keep an eye on issues and forwards to Code Compliance when needed. An inspector follows up and sends letters. We monitor the Airbnb sites and pickup those that are not registered. We monitor the list provided from the County Auditor of registrants. We are limited to the number we can have depending on the zoning. Mr. Poole inquired if we pass this legislation do we anticipate a gain or loss in revenue? Mr. Heil stated we may see a slight gain from permitting fee revenue. He stated there are three components to this legislation: the regulations, this add-on Commission requested, and another set for public hearing and legislation on March 27, which are the actual zoning rules and includes the actual transient rental overlay districts. Mr. Poggiali stated that certain members of the public have wanted Commission to have discussion about transient rentals and hopes to entertain that discussion when the legislation comes. Mr. Waddington inquired if the business districts would creep into the neighborhoods now and how do small businesses go to for application? He is worried about the destruction of our neighborhoods. Mr. Heil stated that you could not convert a closed small business such as a drive-thru into a transient rental. As soon as that small business use ceases it has to comply with the underlying zoning of that district. If it is residential, you would not be able to convert it into transient rental without a rezoning or approval through some other Planning Commission means and to City Commission for approval as well. There is a process in place.

Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. Roll call on the ordinance: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared this ordinance passed.

CITY MANAGER'S REPORT

DONATIONS

- A donation of \$150 for the K-9 Fund was received from the Home Builders Association of Erie County. **Upon motion of Mr. Poggiali, and second by Mr. Poole, the Commission voted to accept this donation. President Brady declared this donation accepted.**

NEW & OLD BUSINESS

ADMINISTRATION

- The City was notified that we were chosen to participate in the Community Links Internship Program through the Erie County Community Foundation. This summer intern program will provide a \$6000 grant to the City to cover the 10-week gross payroll expense for a GIS Intern for May/June 2023 through August 2023.

FIRE

- Sandusky Fire Department has been awarded two Bureau of Workers Compensation Grants. The first grant award was for The Safety Intervention Grant in the amount of \$40,000. This grant will be used to offset the purchase of an automatic cot and load system for a new ambulance that is expected to be delivered in February of 2024. The second grant award was for The Firefighter Exposure to Environmental Elements Grant in the amount of \$7,320. This grant will be used to purchase 50 pairs of firefighting gloves and 50 Nomex firefighting hoods.

FINANCE

- The deadline to file 2022 municipal income tax returns is April 18, 2023. All individuals and businesses can utilize the Regional Income Tax Agency's website at www.ritaohio.com to file their taxes.

PUBLIC WORKS

- A Request for Qualifications has been released for design of MacArthur Park and associated infrastructure. Staff hopes to have qualifications in hand to expedite design immediately following approval of the Southside Master Plan. This will help ensure that the potential design team is involved as much as possible during the final planning phase.

COMMUNITY DEVELOPMENT

- The annual meeting of the Sandusky Tax Incentive Review Council and Community Reinvestment Area Housing Council will be held on Thursday, March 16th at 10:15am at the Erie County Office Building at 247 Columbus Avenue. The meeting will include an overview of existing Enterprise Zone and Community Reinvestment Area tax abatements and local Tax Incentive Financing funds.
- The city is currently accepting CDBG public service applications for PY 23 for eligible non-profits. There is a \$25,000 cap per agency. There is \$49,000 available this year. Applications can be found online at: <https://www.cityofsandusky.com/CDBG> or by request.

PLANNING

- The South Side Draft Plan Showcase will be held tomorrow, March 14th at 6pm in the Mills School rec room. This is an open public meeting and all who are interested in the planning process and the future of the South Side are invited to attend. A presentation of the Draft Plan will begin at 6:15pm.

RECREATION

- Sandusky Rec will be hosting the Spring Youth Summit 2023 at Mills Rec on Thursday, March 30. This will be a collaborative forum to showcase our youth-focused organization's programming in the community. For more information, contact Tondra Frisby at tfrisby@cityofsandusky.com
- The 2023 Spring Break Camp will be held at Mills Rec on Tuesday through Thursday, April 4-6th from 10am-2pm. Sandusky Rec continues to offer our city's youth grades k-8 a safe, educational, and fun approach to Spring Break. A number of agencies will provide many fun activities. Registration is available at www.cityofsandusky.com/recreation
- The Downtown Sandusky Easter Egg Hunt will be Saturday, April 8 at 10 a.m. SHARP in Washington Park with the arrival of the Easter Bunny on a fire truck at 9:45 a.m. The Merry-Go-Round Museum will also open early that day for free admission and \$1 Carousel rides from 10am to Noon. The Easter Bunny will be available for photo opportunities as well.
- Our Spring Citywide Cleanup drop off event is scheduled for Saturday, April 22, from 8am-11am at the Shelby Street Board Launch. You can find more information at CityofSandusky.com/Cleanup.

OLD BUSINESS

None.

NEW BUSINESS

Upon motion of Mr. Poggiali, and second by Mr. Murray, a Public Hearing was set for April 24, 2023 for the Battery Park Planned Unit Development. Roll call on the motion: Mr. Poggiali, Mr. Waddington, Mr. Harris, Mr. Poole, Mr. Murray, and Mr. Brady, 6. President Brady declared that motion passed.

AUDIENCE PARTICIPATION

Marci Platt, 1217 Columbus Avenue, stated that it currently was snowing really bad out, and she doubts many people will be out walking in it. The problem with Sports Force is it is tied to Cedar

Point. Right now, you can only walk there Monday thru Thursday from 10am-7pm, because they have other events going on at other times, and no weekends. Pickleball is only available outside the city at Osborne Park. There is no walking path currently. How can Norwalk be so far ahead with the Ernsthausen facility? She noted they have a warm water pool. The bike path is two miles from her home. Mills School is probably 1.5 miles from her home. She remembers walking to the YMCA as a child from Lawrence Street when it was downtown. If children want to go to something bad enough they may actually walk or ride their bike there. She stated someone issued a transient rental to a house two doors north of her, it is in very poor condition and they just removed the porch. Their sign states they can have 30 occupants there, and sixteen to sleep. Their Airbnb states they are near a beach. The question is there is not enough parking for it. Chief Oliver's patrolmen have to keep coming there to have residents move their cars because they keep parking on the wrong side of Campbell street. No thought was given on where those people would park. They are leaving garbage all over the place. If they are not following the rules their application should be pulled. The owner resides in Columbus, not locally. President Brady stated they would have it investigated.

Ms. Reeder stated the Ernsthausen Center was funded by a generous donation in 1994-1995 from the Ernsthausen Foundation to fund the aquatic center portion. Prior to that they funded the sports portion of the center. The city of Norwalk does have an operating levy to support the operation of that facility. Mr. Poole stated that the reason he mentions other rec facilities in the area is because they are clients that will not use our rec center. He questions if we will have the people to use it. Mr. Poggiali stated about the transient rental unit in question that was before his time on Planning Commission. He believes the reason it was allowed there was because it picked up the commercial use on the corner and it spilled over into residential. He did get a complaint about that property, and he turned it into Code Enforcement. He removed a dilapidated garage behind the property, parking has always been a premium there. Mr. Poole stated he thought it would be a good idea if Commission provided some guidance to some of these committees that are making decisions independently. The concept of do we support Airbnb's fully, about where we think it is of value, zoning changes, if you watch some of the meetings some members need a solid direction, some decisions seem not to be well thought through. President Brady agreed that all commission liaisons need to let their views known to those that so generously serve on our advisory boards. Without direction they have an opportunity to flounder and put us in a tough situation. Mr. Poole added that Commission needs to come together to decide what they see as a vision for the development of our city. Mr. Murray stated that with the subject of transient rental the whole subject has shifted on us nationally – what the public wants .

ADJOURNMENT

Upon motion of Mr. Murray, the Commission moved to adjourn at 6:35 p.m. President Brady declared the meeting adjourned.



Cathleen A. Myers
Commission Clerk



Richard R. Brady
President of the City Commission