

APRIL 23, 2007

5:00 P.M.

At 5:00 p.m. a **regular meeting was held by the Sandusky City Commission** in the City Building Commission Chambers, 222 Meigs Street, with City Commissioners Dennis Murray, Brian Crandall, Brett Fuqua, Dave Waddington, Craig Stahl, Dannie Edmon and Dan Kaman in attendance; as well as the Charter Officers of the City *Manager Mike Will-excused*, Law Director Don Icsman, Finance Director Ed Widman and the Clerk of the City Commission B. Joyce Brown; the Administrative Staff of the *Assistant City Manager Gary Packan-excused*, Director of Engineering Services Kathy McKillips, Fire Chief Mike Meinzer, Administrative Services Director Warrenette Parthemore and Economic Development Specialist Scott Schell. It was an open meeting with the news media present.

President Kaman asked that Mr. Murray offer the **prayer** and requested that everyone remain standing for the **Pledge of Allegiance to the Flag**.

The Clerk called the **roll** with the following Commissioners present: Murray, Crandall, Fuqua, Waddington, Stahl, Edmon and Kaman.

Mr. Stahl moved the **minutes of March 26<sup>th</sup> and April 9, 2007** be approved as written and suspense with the formal reading. Mr. Waddington seconded, carried.

Mr. Waddington said I would like to make a **motion** to the Commission about a **donation of \$100 for Washington Park and then a City Park Bench in the name of Mr. Robert Davis, the Chesapeake developer who passed away this weekend**. Mr. Murray seconded, carried unanimously.

Under **Audience Participation on Agenda Items Only**, Mr. Tim Schwanger, 1345 Fifth Street, questioned Item 4 what is the City's involvement on Deep Water since it was a private property, and was there any cost to this to the City and the public access issues on that property?

Mr. John Ginty, 5055 Providence Drive, commented on Item 1 and prevailing wage. Mr. Bob Warner, 1011 Third Street, stated the Prevailing Wage Coordinator should be trained by the Ohio Wage & Hour Commission and if they don't do their job, was there any repercussion? Item 4 are there going to be any TIF Agreements or Clean Ohio Funds going into this or was the City going to have to spend millions on infrastructure again and is he going to use prevailing wage and local help?

Mr. Crandall read a proclamation for **ARBOR DAY** on **APRIL 27<sup>th</sup>**

### **PRESENTATIONS**

Ms. Lisa Toich, 1401 S. R. 2, Vermilion, Erie County Solid Waste Coordinator - **Erie County Solid Waste District's Programs and issues on tires, batteries and hard disposables**. Mr. Waddington questioned having a **one-stop guide for disposal**. Ms. Toich said they were putting together a Recycling Guide. Discussion ensued.

**Trust for Public Lands**, John Granville, Metro Parks/Chris Knopf, Director Ohio Office Director of TPL

**Greenhouse/Arbor Day** - Tom Speir and Mike Pisarsky

### **NEW BUSINESS**

Mr. Crandall moved to accept all communications as presented in our packets. Mr. Waddington seconded, carried.

**ITEM# 1** - The City Commission ordered in this amendment.

**Discussion** - Mr. Murray said I would point out this is a truth in advertising provision. It does not require the obtainment of prevailing wage, only that if you say you're going to do it, you darn well better do it. We do have a designated Prevailing Coordinator, but I don't know whom. Mrs. McKillips said I am for City projects.

**ORDINANCE NO. 07-020 - Amending Part One - Administrative Code, Title Five Officers and Department, by the amendment of Chapter 135 Consumer Protection**. Moved by Mr. Waddington, seconded by Mr. Edmon to be passed under suspension of rules in full accordance of Section 14 of the City Charter. The Clerk called the roll twice, first on the motion and then final passage: Yeas: Murray, Crandall, Fuqua, Waddington, Stahl, Edmon, Kaman, 7. Nays: 0. Passed.

**ITEM# 2** – Communication submitted by Jeffrey W. Rosekelly, Project Engineer.

**Discussion** – President Kaman said I am happy to see a local company back on the list again, it has been a couple of years.

Mr. Murray said the dimples in the handicap access ramps. Mrs. McKillips said currently, according to our legal counsel, truncated domes are not required. On this particular project I am not sure whether we are installing them or not, only because we are using funds other than City funds. Federal Highway does require them and also ODOT. They will add additional cost to the project. Discussion ensued.

**ORDINANCE NO. 07-021 - Award a contract to Fosco Cement, Inc. of Sandusky, Ohio, for the Monroe Street, Handicap Ramp Replacement Project in an amount of \$38,747.32.** Moved by Mr. Stahl, seconded by Mr. Waddington to be passed under suspension of rules in full accordance of Section 14 of the City Charter. The Clerk called the roll twice, first on the motion and then final passage: Yeas: Murray, Crandall, Fuqua, Waddington, Stahl, Edmon, Kaman, 7. Nays: 0. Passed.

**ITEM# 3** – Communication submitted by Jeffrey W. Rosekelly, Project Engineer.

**RESOLUTION NO. 018-07R - Declaring the necessity for the City of Sandusky to proceed with the proposed Sidewalk, Curb, Gutter and Approach Construction and Repair for the calendar year 2007, approving the specifications and estimates of cost thereof.** Moved by Mr. Waddington, seconded by Mr. Murray to be passed under suspension of rules in full accordance of City Charter Section 14. The Clerk called the roll twice, first on the motion and then final passage: Yeas: Murray, Crandall, Fuqua, Waddington, Stahl, Edmon, Kaman, 7. Nays: 0. Passed.

**ITEM# 4** – Communication by Scott J. Schell, Economic Development Specialist.

**Discussion** – Mr. Waddington said I will not be voting because of a possible conflict.

**ORDINANCE NO. 07-022 - Approving and Ratifying a Development Agreement with Watertower Development Corporation relating to the Redevelopment of Property located in the Bayfront Urban Revitalization Plan Area.** Moved by Mr. Stahl, seconded by Mr. Fuqua to be passed under suspension of rules in full accordance of City Charter Section 14. **Discussion** – Mr. Fuqua asked why Sections 13 and 14 were intentionally omitted? Mr. Icsman said this was probably after the first one for the second MidStates settlement agreement in terms of form and content. It was not applicable to this for whatever reason. The Clerk called the roll twice, first on the motion and then final passage: Yeas: Murray, Crandall, Fuqua, Stahl, Edmon, Kaman, 6. Nays: 0. Abstain: Waddington, 1. Passed.

**ITEM# 5** – Communication submitted by the Ohio Department of Liquor Control.

**A new request of D4 Liquor Permit to Sandusky Knights of Columbus Home Association dba Knights of Columbus, 614 Columbus Avenue, Sandusky, Ohio 44870.** Moved by Mr. Waddington, seconded by Mr. Crandall for the Clerk to notify the Department of Liquor Control the City has no objections. All “Ayes”, with the exception of Mr. Edmon voting “Nay”, the motion carried.

**ITEM# 6** – Communication submitted by the Ohio Department of Liquor Control.

**A new request of D5J Liquor Permit to Relish Bistros LCC. dba Zinc Brasserie, 142 Columbus Avenue, Sandusky, Ohio 44870.** Moved by Mr. Murray, seconded by Mr. Fuqua for the Clerk to notify the Ohio Department of Liquor Control the City has no objections to this request. And with all “Ayes”, with the exception of Mr. Edmon voting “Nay”, the motion carried.

Under **Old Business**, Mr. Waddington said we met on **vacations (alleys)** on our Pending Items List and decided with the cost of \$500 if you wanted to vacate an alley, it is too cost ineffective. **I would ask the Commission to remove it from the pending list.** *President Kaman asked were there objections? The item was removed.*

Mr. Edmon said the Planning Commission on the 25<sup>th</sup> was going to be talking about **vacation of City right of way of Perry Street and north Water Street**, would that come before the Commission before it's actually ratified? Mr. Icsman said yes, the Planning Commission typically makes a recommendation and ultimately that's going to be here before the Commission. Discussion ensued.

Mr. Waddington thanked everyone for helping out a couple of hours this weekend with the **Earth Day Clean Up around the Big Island area.** And residents can volunteer their time to help and also give donations.

Mr. Crandall thanked the people and the railroad who assisted with the **trash trains** and the clean up and that it would no longer be a problem. Discussion ensued.

Mr. Crandall said **Griffing Flying Service's letter of support**, could we have the Law Director do that? Mr. Icsman said I wanted to give you the facts before you did anything. So it would be up to you as a body how you wanted to approach that. **Mr. Crandall said I would make that a motion that we support Griffing Flying Service for their repeal of the tax for agriculture and have the Law Director review the communication after it is written. Mr. Murray seconded, unanimous.**

**Mr. Fuqua said a couple of weeks ago we received a letter from Walter & Haverfield Attorneys on State Bill 117 on Cable IV. They requested the City send a letter of non-support in regards to adjusting local governments franchising authority for cable and video. I would like for us to send a letter to our representatives. I will make it a motion. Mr. Crandall seconded.**

**Discussion** – Mr. Stahl said the City of Sandusky would lose about a  $\frac{1}{4}$  of 1% on the franchise fee and every nickel we would lose was one more place we would have to make up. This is a big deal and maybe we should ask Mr. Deville to be at our next meeting. I don't know if the three weeks would matter though. Discussion ensued.

Mr. Icsman said I have reported to you a couple of times. It's Senate Bill 117 and the Walter & Haverfield people actually worked for us the last time we renegotiated our Cable Franchise with Mr. Deville. That is all that they do. If you remember, one of their e-mails was that the City join a coalition of municipal councils that are interested for all of the reasons that you have all said. And the biggest one being that we would lose revenue and that you would not be able to ask anyone now going into our rights of way for any fees or that they would just be a carte blanche for them to use the rights of way. We would lose the fees that the Cable Company pays. So it's very important. Based on all that, the three weeks actually wouldn't hurt. Maybe we could actually have you consider a resolution. I would hope that we go with these if the clients would be against us, even though he wouldn't have to pay the fees. What would happen is there would be all kinds of competition for what he provides, with a lot less control. You know in our agreement we have certain control that you have over the franchises, which is him, his cable company as this is service and some of the pricing and certain things that you could get involved with. You wouldn't have that under Senate Bill 117.

Mr. Fuqua questioned the two-week timeframe. Mr. Icsman said if it is your inclination to do that, I will check and keep you informed if they try to do something, but based on the information from this law firm, I don't think it will. And I don't have the Legislative Service Commission's report on it, where it's at, but it just got introduced. And I'm hoping that it is early on and they won't have any Wednesday, ten o'clock at night hearings on this and pass it. I think it will have to go to the House anyway and then sent to the Governor so there would be hopefully time. Discussion ensued.

Mr. Stahl said after hearing some of this stuff and it affects the City of Sandusky in such a way that in three weeks it does end up making a difference, I am prepared to vote on this issue this evening. Mr. Fuqua said I would rather error on the side of caution and not withdraw my motion. I would feel much better to get this letter out opposing Senate Bill 117. Mr. Edmon said I guess I'm the only one that doesn't really understand what is the purpose of doing this and who does it benefit for the State to pass this legislation? I understand who it hurts, but I don't understand who it benefits and why they would even consider doing it. Mr. Icsman said it benefits the, what's happening now is the telephone companies, the biggest factor is AT&T getting into the video service business because they are upset that cable companies have gotten into phone voice over internet protocol situations. You know there is some competition. So this is sort of a reaction to that. Phone companies want to be able to sell you video services. They are trying to claim that competition would be better for consumers, but they elected to not mention the loss revenues of the cities. They also neglected to mention that there's not any control that the State Department of Commerce will be in charge of for all of these irrespective of what they might do in your rights of way. They are going to be in charge at the State level of how these companies do their business, what they do, what kind of construction that they do in your right of way. I was actually going to send it to you, in yesterday's Plain Dealer that was a big article about it, which kind of explains it. I will get you that information. But yea, it's fairly important.

Mr. Edmon asked how did home rule come into effect with all of this? It seems like if we have home rule, the State couldn't do something like this because we are a Charter City. Mr. Icsman said well, they will claim that these services is a matter of statewide concern. It was sort of like the licensing. Recently they did it in the licensing of some contractors. They took away our ability to license certain things. They said if they get a state license, you have to recognize that there is portability and transferability issues that they will use. These people are saying look, this is not intolerable to make up, go into each municipality and deal with each municipality for every argument you're making. They're claiming that's outrageous, AT&T is saying you shouldn't have to do that. We should be able to do business in the state period and deal with the state.

President Kaman said what we could be doing is opposing the competition then also. If AT&T wants to come in and compete, we're sending a letter saying we don't want competition with Cable TV. Mr. Icsman said that's an argument. I've kind of kept up on this and I think the best argument is that yea competition would be good, but they should have to do what Mr. Deville has been doing for how many years. Just enter into an agreement with us, pay us a percentage of the fees to help us with the rights of way issues that Kathy deals with every day to keep them up and keep them from being degraded, and they don't want to have to do that. President Kaman asked was it specifically in there that they don't have to do that in this bill? Mr. Icsman said and it could change in terms of based on how this debate plays out. That's the way it is now. Discussion ensued. **President Kaman asked for a vote on the motion, and with all Commissioners voting "Aye", the motion carried.**

President Kaman said on the **ramp** we approved a couple of weeks ago down at **the Shoreline Pier**, did it go out for bid or was it under \$10,000? Mrs. McKillips said we're going to try to get our contractor that we just hired this evening to do the work in addition to the project that they were working on.

President Kaman asked where were we at on the **Pier Track**? Mr. Icsman said we sent our information to the attorney to have him review the documents that we have to date and after he reviews them I plan on bringing them to the Commission and they will decide what happens after that. We have not heard back and it has been a couple of weeks. *President Kaman asked can you give him a call some time this week and keep me updated.* I'm still getting letters from the boathouse people saying we're putting a bridge over it. That's not true and I will say it again, that idea was floated about three years ago, but because of cost and ADA accessibility, that idea died. So it will be a dead-end pier just like most of all of our other piers are. It's just to find out once and for all, who owns the pier track. Like I said way back, we got about four groups of people saying they own it. So it would be nice to just get it finalized and to move on. That's all it is. Discussion ensued.

Mr. Icsman said just to clarify for anybody that doesn't know that the lawyer actually represents the City in all other lakefront property owners in the class action suit that has been filed in Lake County. So he is already our lawyer technically and he has a lot of expertise in this area and that's why we chose him. And so we hope that this is a beneficial situation.

Under **New Business**, Mr. Waddington gave an update on the **Youth Commission Roundtable**. He said I have the 2007 program sheet and it has over 200 listing for just the summer. We are planning an update for the City website by May 15<sup>th</sup>.

Mr. Murray said on Wednesday the **Sandusky Roundtable** will meet at noon at the Fire Station and will be talking about development of the City again. We generally have 50 to 60 people participate.

Mr. Murray said we have been having the discussion over the last number of months about what to do with the Marina District. And the questions posed to us have been how should we proceed, who should proceed to decide this issue and they're two competing viewpoints. The first is that if we as a Commission has been elected by the people of this City, the voters of this City, to make decisions. Then we should be making those decisions and that is not something that we should simply pass the buck on. And that is a fair argument. And then there's another fair argument that says that this piece of property is unique and the history of this property is being voted on as they did before. Albeit very different circumstances, we're talking about a bond issue so many years back, but I think we need to focus on

the **issue of whether or not we should be proceeding with the Marina District.** And I think we need to get past the issue of how it is that we are going to decide whether or not we're proceeding to the Marina District. And I am confident that when the voters focus on this issue of whether or not we have the confidence to move forward as a City and we want economic development in our City and we want to provide jobs and places to live and entertainment for the people in our City, especially the young people that the National Economic Report has reported are leaving our community in many numbers, I am confident that the public will overwhelmingly support this proposal. But I think it is time to put behind us the question of how this is going to be decided so that we can focus specifically on the merits of this proposal. **So I would like to and I therefore move, that we direct the Law Director and the City Manager to develop ballot language and that that language would be added as a condition to the Development Agreement, and that the draft development agreement would specifically provide that it would only be approved and it would only be enacted if in fact it received a favorable outcome at the election in November. Mr. Waddington seconded. Discussion –** Mr. Stahl said it was originally my thought that we could vote on this, which was a Commission, which was pretty obvious through this whole process that we now know what the rules of the game are. I'm ready to help take this to the public and to do everything that Mr. Murray just said. Let's work hard to move Sandusky forward and move it through this project. I think this is a wonderful way for us all to work together in a common goal of making Sandusky a better place in the end. We will now let the people decide and that's the way democratic processes work and cycle through this completely. So now the people will get the opportunity to vote and let's let it have a wonderful spirited debate. This City, we will talk about the finances a little bit, but we need things to happen in this City, and so I look forward to the debate. This will make a very busy election season and I look forward to the opportunity to discuss this and debate this as we go forward towards November.

Mr. Waddington said I would like to ask Mr. Murray and the Law Director will I still get my 30-day window as far as will we still be able to look at this and will still be out to the public? Mr. Murray said I assume that will be the case. That was a promise that the City Manager had made to us and I'm sure he is going to keep that promise. I wouldn't want it any other way. I think that this project will be hindered to the extent that we don't have information out there and discussion as possible. And so I thought that the idea of posting the agreement in several places around the City so people can look at it to their heart's content is a great one. And I hope that we still have the time to do that and I am confident that we will. Mr. Waddington said I would appreciate Mr. Icsman if you would note that we would still need the 30-day period at the Library, City Hall, etc. so we can look at this once it comes back for question and review for the Commission and the residents. Mr. Icsman said I would say although Mike is not here, I would think with all the timelines that have been projected, that that development agreement would be done well in advance of the elections. So that therefore Mr. Murray is correct, those provisions would be available for everyone to see well before or some time before November. The timeline that I had spoken about likely would be more in the middle of summer, maybe August that the development agreement could be negotiated to an acceptable level by then. Hopefully that hasn't changed with this motion.

Mr. Fuqua said it's no secret that initially when this came up I thought that it would be the charge of the Commission to make this decision. It's become obvious that it's not anymore. So I'd really like to ask the City and the citizens to take a good look at this. We've spoken about being transparent. We're not going to hide anything. Everything will be out there and as such as with Mr. Waddington's request to have a 30-day review. I just want to ask that you please look at everything involved with this development and consider what we will lose if it doesn't happen. I don't know how my colleagues feel, but I think this development is vital to our future prosperity of the City. So again, I would really like to urge you to look at everything involved with this and of course vote your conscience, but I really hope that you support this development.

Mr. Stahl said Mr. Waddington your idea originally was that 30-day window we were going to vote as a Commission to go to put it on the ballot. I think this would now be an excellent time for the next six months for the citizens to learn about this, but I think your 30-day window is going to be really extended. I'm sure the newspaper will print it. It will be on the internet. I'm sure all of this stuff will, since in the time that we thought we had a very short window, to allow the citizen's to look

at it. This will give the citizens a very long time to do it and have all of their questions answered. And it is part of the democratic process. I think you have a wonderful idea. I don't think the 30-days of the Fire Station isn't important because the Commission won't be taking the vote. It's the people themselves who will be taking the vote, but I think it's important that we get the word out there so everybody can make an informed decision and have their questions answered. And I'm sure we will have forums for all of these questions to be answered. I'm sure the proponents of which I will be one of them, I'm for this just in case anybody has any question. I am a 100% for it, but I'm sure that the people that aren't for it will also have a forum and they should have their equal time and their equal day in our process to talk to them. Now the season begins and it begins today.

Mr. Edmon said Mr. Crandall talking kind of made me think back to the Mayor/Ward days. I have to make some requests that the City as an entity, I don't mind what the individual Commissioners do as far as your own case, but the City should not put any money into this campaign either way. We should stay completely out of that as far as campaigning with City dollars, because you have a group of citizens that want it and a group of citizens who don't. So the fair thing to do is for the City itself to stay out. Now the reason why I made that comment is because the City didn't stay out of the last election we had like this. So I want to make it perfectly clear, that I'll have a problem if the City decides to spend any City funds on this campaign either way.

Mr. Crandall said certainly there's a lot of debate on this issue and I have stood my ground from day one and I have kept my word. I wanted to see the people decide because we are talking about the people's property and now we will see what the people choose. And that's all that I was asking for. In no way, shape or form was I against any development, but we are dealing with 30 acres of public property no matter how you want to cut it up. That's the people's property. And now the people of the City of Sandusky will have an opportunity to vote on this issue. And whatever the outcome, is the people's choice. And I would just like to encourage the citizens of Sandusky to get out and vote in November and let your voices be heard. President Kaman asked Mrs. Brown to poll the Commission on the motion please. **The Clerk called the roll: Yeas: Murray, Crandall, Fuqua, Waddington, Stahl, Edmon, 6. Nays: 0. Abstain: Kaman, 1. The President declared the motion passed.**

Mr. Stahl said I want to run by a couple of these numbers, which aren't very pretty, with the full knowledge of let's get six months under our belts before we really see where we stand in the shakeout. So I anticipate that the Finance Committee can give a full report the first meeting in July, but those members can come in and we go over it. These things always appear three or four days after the end of each month. Mr. Stahl went over the **March '07 report (Finance)** stating revenues for March was down \$352,838, thousands of dollars. The Division of Revenues was totally down \$157,199 for the budget. And our General Fund Expenses were up \$73,802. There was a significant increase with some of these things. Income Taxes were up 16.7% year to date and for most cities that is good, not all bad. Part of this increase is attributable affect that tax advance is not requested in '06 from RITA and that was January of '07 how we will do that all years now, depending on how its goes directly each month. December, Local Government Funds, we understand there will be no changes. Governor Strickland has indicated that for fiscal year '06, and it looks like it's going to remain favorable for our local government funding, which is very important to us. Our interest, on a good thing, is up \$113,000 year to date '06. We continue to use a ladder approach to assure a constant flow of interest through the current year. At this time of the year where our cash balance dropped precipitously and we are now down to \$2,287,000, I would expect that maybe the next report will be under \$2,000,00 in our cash balance. Things will start clicking up a little bit here in the next couple months and there's not much I can add.

Mr. Stahl said also next month, Mr. Widman correct me if I am wrong, we will have the retroactive payments for our union employees with the signed contract. That will be paid out or has been paid out in April. Mr. Widman said no, I have two of the three. Mr. Stahl asked so that's going to be a number of about what? Mr. Widman said there's also a state tax settlement in April that is \$450,000. That's on a good side, yea. Mr. Stahl said so one will offset the other one. We're looking at an inordinate of a bigger amount of what we expected that was probably coming into the estate tax, the first half settlement, but we will have a major expense with the union

contracts. Just wanted to FYI you Mr. Chairman, we'll keep you advised. I will keep you personally apprised on that compilation.

President Kaman asked if your committee indulged, and Mr. Widman could throw out what you need to be looking at and what should our priorities be. If three-quarters through the summer when the money should be coming in and we're seeing that it's not going to hit the numbers, I mean we need to lay the groundwork now. And start preparing because it's not just going to all of a sudden you have to make some drastic plans? Mr. Stahl said Mr. Widman and I talked about this individually. We talked about it as we do have a running three-year forecast that you really don't want to look at because it is really bad. We have a lot of things that we're facing in the next year. If one of our auto plants, one of our tier suppliers or one of the three would leave us, that has repercussions. I think you need to look at the first six months and we as a group looked at that, and that's why I've arbitrarily told you tonight that it is the first meeting in July that we would report. I anticipate a long Finance Committee meeting the last month of June so we can give you, every time I see the Chairman and a couple of other members of the Finance Committee, we did that over the weekend. . We just, you know there's a lot of things and there's a lot of numbers that we plug in and plug out and look at. Tourism dollars coming in, are the plants working, all those things and construction dollars from Firelands Hospital and Chesapeake construction. Next year those 1-% won't be here. That's a big thing. These are union for family wages in a lot of cases and they should be prevailing wages and 1% of that is a lot. If we don't have that, where are we going to turn to get that next year? And Mr. Kaman your question was do we have a game plan. We planned for every possibility and looked at every scenario. Discussion ensued.

Mr. Waddington said I'm sure everyone has gotten e-mails and letters about the **taxis**, ordinances and that, can you address that because we have some of the cab owners here tonight? I thought this was put to bed last year when we went through all of the committees and prior to last summer, and from what I'm reading today, we're way back to square one. Mr. Icsman said obviously, I think we passed the new ordinance July of last year. So it's about nine months old. A couple of things, we are not missing a step with the new ordinance. The new ordinance says what it says. It will be enforced the way it's written. I would say that if there's been any inconsistencies, you have to remember that at the time it was passed, we had a whole different command structure. We had a different Chief. Since no one from the Police Department was here tonight in defense of, she probably doesn't need me to do that, but she didn't start until August. She had a number of things on her plate. We actually met at least two times over the last six weeks on this. Last week she put out a memo, which Mr. Waddington just talked to me on earlier today, which I have a couple of extra copies. On 4-17-07 she asked all lieutenants and sergeants to ramp up the enforcement of the taxi licenses and also traffic violations for loud music. I would say in response, no we do not have a problem. I think a couple of gentlemen in the audience I would say that they seem to have a personal issue with each other. So I'm glad that they are kind of separated now, but we will not be used as a tool by anyone in any private dispute between two people. We will enforce the way it was written. We will do everything by that ordinance. I know the Chief (Nuesse) wants to do things that way. If you know her that's how she feels and that's how we're going to do our business. We're not going to be intimidated by people who threaten I won't talk to your investigator, I'll only talk to you. If you don't talk to me, I'll come to a meeting supposedly to complain to you. I don't have anything to hide nor do I have anything to be ashamed of. And we worked hard on that and we're going to continue to work hard. But I would just say, give her a chance. She is new and she has some new people in charge of it and I think it's working fine. Discussion ensued.

President Kaman said at a monthly Mayor's meeting, I saw that the City of Vermilion had a plan in place for **Pandemic Flu**. Now I don't know a whole lot about it. I just know that there is a possibility that 40% of the population could be ill at any given time for several weeks at a time. The City of Vermilion, they have a plan to react with it and they work with the Health Department and in Lorain County they work with it too. *So I'm wondering if the Fire Chief can come up with a plan, unless you already have one.* Fire Chief Meinzer said we do have a chart planned for a pandemic with Erie County Health Department itself.

President Kaman said at this time, Mr. Icsman has a report from Mr. Will. Under the **City Manager's Report**, Mr. Icsman said he (Mr. Will) has a **\$500 donation from Ronald McDonald House Charities for the Sandusky Police Department DARE Program**. Mr. Waddington said so moved. Mr. Fuqua seconded, carried.

Mr. Icsman said he has a **\$1,000 donation from Sandusky Mainstreet Association to be deposited into the Park Fund**. Mr. Edmon said so moved. Seconded by Mr. Waddington, carried.

Mr. Icsman said he has a **\$25 donation from Erie County Master Gardeners to be placed into the Washington Park Greenhouse Endowment**. Mr. Edmon said so moved. Seconded by Mr. Fuqua and carried.

Mr. Icsman said a reminder that this Saturday, April 28th is Clean Up Day, where clean up supplies will be available to groups wishing to help clean up areas of the City. We are encouraging residents to take their brush and yard waste materials to **Barnes Yard Waste Recovery**, 3511 Cleveland Road from 8:00 a.m. to 5:00 p.m. on Saturday and from 10:00 a.m. to 5:00 p.m. Sunday free of charge.

Mr. Icsman said the City is also hosting an **Appliance and Scrap Metal Collection at Sandusky Steel & Supply** at 2943 Milan Road from 9:00 a.m. to 12:00 p.m. Saturday. They will take refrigerators, stoves, washers, dryers, dishwashers and scrap metal will be accepted, but there is a limit of two appliances containing refrigerant per resident.

Mr. Icsman said Mr. Pisarsky also did a great job on the **Arbor Day Celebration**.

Under **Audience Participation**, Mr. Carl Wolf, 221 E. Jefferson Street, commented on trash trains and a letter he sent to Allied Waste Service on their good local service.

Mr. Stahl questioned proper **protocol of different groups such as Lions Club and a couple of car clubs for different events requesting money?** And one is \$3,000, one for \$1,000 and one was for \$500, how is that handled? I was watching the money here and we don't have a lot of it. President Kaman said if it is under \$10,000, it goes to the City Manager to make those decisions. If it is over \$10,000, it comes to the City Commission. Mr. Stahl said it's up to the City Manager to act on those requests. We're not a conduit for any of that or any of those requests? President Kaman said we can be the conduit. People can give you letters or whatever you want to do. Mr. Stahl said I'm somewhat troubled by it only from the standpoint that I talk about the money. And then I would like to see all of these organizations get some help to support their causes, but I'm also very troubled by the fact that in my mind, we may be setting a bad precedent for ourselves to do that. And I didn't know if anybody wanted to talk about that. Mr. Fuqua said with that in mind and to be fair, because I have received some of those same letters too and I don't know how my colleagues feel, but I would suggest that we need to donate to all or donate to none. Because I know there's been some, for lack of a better word, a little bit of controversy as to who gets what donation. And again, all of these organizations are very worthwhile organizations. They do bring something to the City whether it's financial or cultural. But again, I would like to make the suggestion even though it's under \$10,000 and it does go through the City Manager that we make the decision that we either donate to all or none. Because we are going to feel a backlash from those organizations that don't receive a donation. And I just don't want to see that happen.

Mr. Waddington said specifically, I think that we are talking about the car shows. Does the City want to take the avenue of competition that one car club wants x-amount of dollars and then they find out and piggyback on that? President Kaman said without Mr. Will being here, I don't know how you can make that decision. I don't like the idea personally of don't give to any or give to all of them, because if you have a group that brings in 20,000 people and you have a group that brings in 100 people there's a difference. Economic impact on the City, there's a difference. And I think Mr. Will has to have that right to make that decision, as long as he can justify it. Mr. Stahl said Mr. President I agree with you. We hired the Manager, let him do the job. President Kaman said there you go.

Mr. Ginty commented on the West End Overpass, the quality of the meetings on t.v. and that citizens can't hear the program, and Cable T.V. franchise and their rates and the channels. Mrs. McKillips gave an update on the West End Overpass and discussion ensued.

Mr. Tim Schwanger, 1345 Fifth Street, representing Citizens For Responsive Government, said probably about a month ago we met with Commissioner Murray and we talked about the Commission putting this on the ballot for the Marina District. And one of the things that came up was exactly what Mr. Edmon said about the City getting involved in the campaign and they should stay clear of that. The other issue that came up was the actual ballot language. We felt that! it should not be slanted one way for or against the project and we are very much concerned about that ballot language as far as the Commission putting that together. We would like to be involved in that process if at all possible. What you want to do is if it is slanted, we feel it is slanted one way or the other, especially for the project, you may still face a referendum later on as the project moves forward. So we appreciate that. Thank you.

Mr. Tony Butts, 1106 W. Washington Street, commented on the taxi laws and enforcement.

Mr. Jason Brake, 5091f2 Putnam Street, commented on the taxi ordinance and enforcement, and the licensing of taxis with owners using the same license plates.

At 8:05 p.m. President Kaman returned to the table and entertained motions for adjournment.

ATTEST:

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B. JOYCE BROWN  
CLERK OF THE CITY COMMISSION

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DANIEL J. KAMAN, PRESIDENT  
SANDUSKY CITY COMMISSION