

Dan Kaman called the meeting to order at 5 p.m. after the **Invocation**, given by Julie Farrar, and the **Pledge of Allegiance**.

The clerk called **the roll** and the following Commissioners responded: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady.

City staff present: Todd Roth – Engineer, Jim Lang – Interim Police Chief, Paul Ricci – Fire Chief, Scott Miller – General Services Director, Tom Whitted – IT Manager, Thomas Schwan – Transit Administrator, Don Icsman – Law Director & Acting City Manager, Hank Solowiej – Finance Director and Kelly Kresser – Commission Clerk.

Upon motion of Pervis Brown and second of Diedre Cole, the commission voted to approve the minutes of the September 26, 2011 meeting and dispensed with the oral reading. All Ayes. The President declared the motion passed.

Upon motion of Dave Waddington and second of Dick Brady, the commission voted to approve the minutes of the October 6, 2011 meeting as amended below:

Discussion: Dick Brady asked that Diedre Cole's absence be accounted for in the minutes and the history of the city manager selection process made clear as she did not ask to be excused from the meeting. Dick Brady said Diedre Cole did not play any role in the selection process for the new city manager.

All Ayes. The President declared the motion passed.

AUDIENCE PARTICIPATION (*agenda items only*)

Tim Schwanger, 362 Sheffield Way, representing Save Our Shoreline Parks, said the proposed license agreement with the Sandusky Maritime Museum of Sandusky was brought up at the last city commission meeting for a three-year term and he does not believe this should be passed as emergency legislation (Item #1). He asked that time be allowed for the Ohio Department of Natural Resources to comment on the lease agreement for this property. Tim Schwanger said he is also opposed to closing the Sandusky Bay Pavilion property for three days before and/or three days after an event.

Wesley Poole, 1939 East Oldgate, said sections 3 and 5 of the proposed agreement with the Sandusky Maritime Museum (Item #1) call for maintenance tasks to be performed by both the city and the licensee.

PROCLAMATION

Julie Farrar read a proclamation declaring the week of **October 9 – 15 as Fire Prevention Week**.

PRESENTATIONS

Jim Rokakis, Director of Thriving Communities Institute, Western Reserve Land Conservancy (WRLC), gave a presentation regarding a land banking program for Ohio counties. He said he was requested to make a presentation to the Sandusky city commissioners about the possible creation of an Erie County land reutilization corporation known as "county land bank" through an affiliate of WRLC, a land conservation corporation. Jim Rokakis said he was approached late last year to institute a new program for urban areas to help spread the county land bank concept. He said in 2008, a bill was passed for Cuyahoga County only, but other counties with populations over 60,000 were later added. He said land banks are a special community improvement corporation created under section 1724 of the Ohio Revised Code and are not county agencies, rather they are a quasi governmental authority committed to a public purpose. Jim Rokakis said the city has done good innovative work with its own land banking program and this will not be a replacement. A Memorandum of Understanding will control relationships between every community in Erie County and as a matter of law, the City of Sandusky has the first right to all eligible properties under the county land bank program. He said land banks are required to state their public purpose and to help control foreclosure crisis all over the country, particularly in Ohio and Michigan. He said properties can be acquired and complete deference is given to cities to set up a triage system up to either dispose or hold onto the property. He said the benefits of land bank programs are to stop speculation and flipping. He distributed a two-year report of the land bank program in Cleveland as provided by W. Dennis Keating, Ph. D. of Cleveland State University. He said there are a number of studies which provide a sense of why land banking is necessary and how it works. He said those living

next to vacant or abandoned properties are worth less money and that if you live next to multiple vacant properties, your property is basically 'worthless'. He said homes in Cleveland average 1,000 days on the market prior to being sold and then are sold at 8 - 10% of the auditor's value. In Flint, Michigan, demolition was used to increase property values by \$109 million and a good program includes not only acquisition, but helping to find money for demolition. Jim Rokakis said the market to flip properties was basically shut down by taking them off of the market. He said a countywide land bank is established through a Resolution passed by the county commissioners authorizing the treasurer to pass a resolution incorporating an LLC under the land bank statute. He said the land bank will then be incorporated and a board of directors appointed to put together a land reutilization plan. Land bank boards are structured with the county treasurer and two members of the county commission as well as a member from the largest city and a member from the township. The board can have up to nine members including someone with a background in real estate. Jim Rokakis said the county treasurer collects delinquent taxes and 5% is divided between the treasurer and the prosecutor to prosecute owners of tax delinquent properties. County governments can add an additional 5% to be designated for land bank program purposes. Monies can also be granted through NSP funds. Jim Rokakis said under current law, when a property is foreclosed upon, it will be auctioned. Typically, good properties are snatched up but others can go to second and third sales and then can become abandoned if not sold. The city is then responsible for maintenance and upkeep. If a county land bank is established, these properties can go directly to the program if this is how it is decided to work. He said low valued properties owned by Fannie Mae are being transferred directly to land banks with a check for \$30,000 toward demolition and are liabilities. He said the city can choose to keep the property and rehab it. He said properties are also being donated to county land bank programs which cannot be sold. Jim Rokakis said properties can be transferred into the program for different purposes and each MOU has its own criteria for what will happen to the properties. He said Ed Herman is with him this evening and plays a critical role in helping to establish land banks throughout the state.

Dan Kaman asked if there were any questions and Julie Farrar asked if the city could come to an understanding with Erie County and work cooperatively - that the city could get some of the banks to help with properties in Sandusky. Jim Rokakis said this is true with certainty. He said there is usually tension initially between the largest community in the county and the counties. He said county land bank programs are not a "land grab" and can only serve to enhance the value of city land banks. He said all title defects disappear once the properties go through the land bank procedure. He said there is an unfunded demolition problem and this is being worked upon. Julie Farrar asked about properties with state tax liens and Jim Rokakis said all taxes - federal and state - are gone. He has not seen a single time where these have not been waived. Julie Farrar said the city can still maintain control of its land banking program and does not see a problem discussing this further with Erie County. Dick Brady said the commissioners received a legal opinion which parallels what has been said tonight. Dick Brady said the city does have the first right of refusal which should take away a lot of distrust when trying to put together an MOU with Erie County. He said these two programs are not mutually exclusive and will supplement each other and allow us to take a step forward. He believes this is an opportunity to be embraced and feels it is important that collectively, the city should provide some type of resolution of support to move to the next step. Jim Rokakis said he has been talking with the Erie County Commissioners and some foundations which will be supportive, but nothing will go forward until the Sandusky city commission has a clear understanding. Jim Rokakis said Sandusky should have second seat on the board. Dan Kaman said he would like to see the recommendations and sample MOU's prior to proceeding. Dan Kaman said he would like to hear more about this at the next meeting after further dialogue and recommendations from the city's law department.

Peter Zaehring, Erie County Economic Development Corporation (ECEDC), gave a presentation to update the city commission about economic development. He said economic gardening is a major component of economic development and is happy to report many things happening in Erie County since the establishment of goals for 2011. He said the principle of economic gardening has been around for quite a while and includes not only attracting new businesses, but maintaining contact with existing businesses. Peter Zaehring said businesses within Erie County need support and need to know what programs are available. Peter Zaehring recapped the goals set for 2011 including:

- Lead referral initiative
- Erie County economic development task force
- RISE incubator
- public forums
- formal business expansion and retention program

Peter Zaehring then introduced the new Business Expansion and Retention (BEAR) Specialist, Brian Barker. Brian Barker said he has worked for ECEDC for three weeks and has already reached out to 60 businesses, 40 of which are in the City of Sandusky. He said he has been getting good feedback and letting companies know what is out there for them. Brian Barker asked the city commissioners to spread the word and provide referrals so that he can contact businesses and help them to grow and remain in Erie County. Brian Barker said he spent 10 years working in Lorain County performing economic development services and is familiar with the area as he lives in Vermilion.

Peter Zaehring said ECEDC is using a proactive approach toward retention with a local company considering leaving Erie County and is working with another local company for expansion purposes. He highlighted recent projects including Kalahari and Adrienne's Gourmet Foods expansion which have helped to create (or will be creating) 430 – 450 new jobs. He said many larger counties do not have these large numbers of job growth. The job incubator has 17 clients and 111 employees. The unemployment rate is the 7th lowest in Ohio as of August, 2011 and is something to build upon. Peter Zaehring said he will be going before the Ohio Economic Development Administration summit in Columbus about ECEDC's business retention and incubation programs. He said there has been a strategic shift in economic development and Erie County is no longer aligned with the Toledo region; rather, it has shifted to the Cleveland area. He said this is a shift from a region with 11% of Ohio's gross domestic product to 40% of Ohio's gross domestic product and will provide many new opportunities. Diedre Cole asked Peter Zaehring to elaborate on Team NEO and Peter Zaehring said the eco system in Northeast Ohio is one of the best for economic growth. He said Governor Kasich made some structural changes to the Ohio Department of Development and created Jobs Ohio for business retention purposes. He said there are six regional economic development organizations on behalf of Jobs Ohio and Team NEO is Erie County's resource. Dick Brady thanked Peter Zaehring for making a presentation and said the city has a very gifted staff to take advantage of opportunities such as the Revolving Loan Fund (RLF). Peter Zaehring said he has already found some opportunities for the RLF monies at close to prime rate. He said it is not unusual to use the RLF money to be competitive and communities sometimes cannot use this money due to the bad economy or because they are not able to price it more competitively. Dick Brady said these dollars should be leveraged for economic development purposes.

John Hamilton said on September 30 and October 1 – 2, the Firelands District of the Boy Scouts of America utilized the SBP property and the Sandusky Fire Department provided a combat challenge for the participants. He presented a plaque and donation to Chief Paul Ricci and Scott Miller. He said 86 scouts and adults participated on Friday in spite of the bad weather. Dan Kaman said it was great to have this many people at the facility without any complaints.

CURRENT BUSINESS

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to accept all communications. All Ayes. The President declared the motion passed.

ITEM #1 - ORDERED IN 9.26.11

ORDINANCE NO. 11-094: It is requested an Ordinance be passed authorizing and directing the city manager to enter into a five (5) year license agreement with the Maritime Museum of Sandusky for priority use of the Sandusky Bay Pavilion beginning January 1, 2012; and declaring that this ordinance shall take immediate effect in accordance with section 14 of the city charter.

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dave Waddington said last year, the city commission authorized a one-year agreement with the Sandusky Maritime Museum for use of this property and is now asking consideration for a five-year term. He said this will help to secure grant money and to improve the property for the many events held at the SBP. He would like to see The Big Splash return to Sandusky and add things such as civil war reenactments and Lyman boating events. He said with the current economic climate, a five-year window will help improve the park. He said arrangements have worked well with the museum staff and does not know of any problems with the State of Ohio. Dave Waddington said he will continue to volunteer at the SBP and hopes this will help the city to look at collaborating with other city parks. Dick Brady said he cannot think of a better organization to partner with and said the five year agreement is necessary for stability. Dave Waddington said the agreement states the SBP will not be closed for more than three days before or three days after an event for *a total of six days* which should not happen more than twice each year. Diedre Cole said the last year has been wonderful for the city and has not been made aware

of any problems. She said there is an escape clause in the agreement with 30 days written notification and is essential to secure grant monies. John Hamilton said he believes this should be considered under Section 13 of the charter as there is a lot of passion for this park and there should be time open to the citizens for an open forum. Dave Waddington said the city went through this process one year ago and this property was formerly dormant with no activity. Don Icsman said as far as responsibilities for maintenance, this is shared by the city and the museum and is the reason why two sections of the contract cover it. He said passage under Section 13 of the charter authorizes legislation to become effective after 30 days and would not return to the commission after its initial reading. He said nothing has changed and the use of the word "annual" is the only change in the agreement. Don Icsman said he spoke with Dameyon Shipley at ODNR about closing the facility during special events and will try to provide an average of the time the facility will be closed to the public for set up and tear down. He said these events are free or reasonably priced and believes the idea of partnering will exponentially increase the amount of money available to improve the facility. Dan Kaman said it is amazing anyone could not have known this was going to happen as the museum has said it needs a longer commitment. He said there is an agreement with Sandusky High School for Jaycee Park which provided for new dugouts and scoreboards; there is an agreement with Sandusky Central Catholic Schools for Dorn Community Park which provided a new scoreboard and dugouts; there is an agreement with Sandusky Bay Development Corporation for Battery Park Marina and this is nothing new. The city has an agreement each year for Ohio Bike Week and streets are shut down for days. Dan Kaman said he supports this five-year agreement and is supportive of the property use.

Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman and Dick Brady, 6. Nays: John Hamilton, 1. The President declared the motion passed. Roll call on the Ordinance: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman and Dick Brady, 6. Nays: John Hamilton, 1. The President declared the Ordinance passed.

ITEM #2 – Submitted by Amanda Meyers, Paralegal

Budgetary Information: The cost associated with this purchase agreement is the total amount of the title examination, title insurance policy, deed preparation and escrow fees charged by the title company acting as escrow agent for the sale and purchase transaction. Any such costs shall be paid by the purchasers. The purchasers shall also pay the real estate transfer tax, if any, and recording fees upon purchase. Residential development of this nonproductive land will enhance property values in the southside acquisition zone and the taxing districts will once again begin collecting real property taxes.

ORDINANCE NO. 11-095: It is requested an Ordinance be passed **declaring that certain real property owned by the city as part of the land reutilization program identified as parcel #58-01001.000, located at 1722 Pierce Street is no longer needed for any municipal purpose and authorizing the execution of a purchase agreement with respect to that real property;** and declaring that this ordinance shall take immediate effect in accordance with section 14 of the city charter.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the Ordinance passed.

ITEM #3 – Submitted by Todd J. Roth, P.E., P.S.

Budgetary Information: The third and final change order will decrease the contract with Industrial Power Systems, Inc. by \$20,000. The revised contract amount is \$548,603.67 and is shared between the city and county at a 64.8% / 35.2% split. The city's share will be paid with sewer funds through the project's OWDA loan.

ORDINANCE NO. 11-096: It is requested an Ordinance be passed **authorizing and directing the city manager to approve the third and final change order for work performed for the wastewater treatment plant expansion project phase II and to deduct the contract amount by \$20,000 in relation thereto;** and declaring that this ordinance shall take immediate effect in accordance with section 14 of the city charter.

Upon motion of Dave Waddington and second of Diedre Cole, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Pervis Brown pointed out this is a deduction to the contract.

Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the Ordinance passed.

ITEM #4 – Submitted by Thomas Schwan, Transit Administrator

Budgetary Information: The state grants have a significant impact on the transit system's budget, as they comprise approximately 10% of the total operating budget. These funds are also used as matching funds, which allows the city to draw down its funds from the U.S. Department of Transportation for the federal transit grant. Without this state funding, service would have to be restructured or reduced. The E & D program provides state funds to reimburse STS reduced fares, no great than one-half (1/2) the regular adult fare, to the elderly and people with disabilities in the City of Sandusky, Perkins Township and the City of Huron. These funds offset the farebox loss incurred by STS as a result of offering this reduced fare.

RESOLUTION NO. 040-11R: It is requested a Resolution be passed **authorizing and directing the city manager to accept a grant in the amount of \$24,246 from the Ohio Department of Transportation for CY 2012 Elderly and Disabled Transit Fare Assistance program;** and declaring that this resolution shall take immediate effect in accordance with section 14 of the city charter.

Upon motion of Diedre Cole and second of Dave Waddington, the commission voted to adopt this Resolution under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Pervis Brown said he is happy to see efforts to help take care of the elderly population in the community as they have been overlooked. Julie Farrar said there was good news in the newspaper about the new transit buses.

Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the motion passed. Roll call on the Resolution: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the Resolution passed.

ITEM #5 – Submitted by Kelly L. Kresser

A notice has been submitted to the City of Sandusky from the Ohio Division of Liquor Control, **requesting a liquor permit transfer from J. Bistro I LLC dba J. Bistro I to Manhattan on Market LLC dba J. Bistro, 1st floor & storage basement, 129 West Market Street, Sandusky.** It is requested the clerk notify the Ohio Division of Liquor Control that the city has no objections to this request.

Upon motion of Dave Waddington and second of Diedre Cole, the commission voted to allow the clerk to notify the Ohio Division of Liquor Control that the city has no objections to this request. Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7.

CITY MANAGER'S REPORT

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to accept a donation in the amount of \$300 from 310 East Boalt LLC to offset expenses with the city manager candidates meet & greet held at the State Theatre. All Ayes. The President declared the motion passed.

Upon motion of Dave Waddington and second of Diedre Cole, the commission voted to accept a donation in the amount of \$262.50 from 419 East Perkins LLC to offset expenses with the city candidates manger meet & greet held at the State Theatre. All Ayes. The President declared the motion passed.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to accept donations for the firefighter combat challenge as follows:

Robert & Julie Koehler	\$100.00
Precision Body & Frame	500.00
Groff Funeral Home	100.00
Beck Suppliers	250.00
Finley Fire Equipment	200.00
Sandusky Orthopedics & Rheumatology	500.00

All Ayes. The President declared the motion passed.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to accept a donation of a painted lighthouse from Ruth Parker to be placed in Washington Park.

Discussion: Don Icsman said this lighthouse is currently housed at the greenhouse through the winter months and will be placed in Washington Park in the spring.

All Ayes. The President declared the motion passed.

Don Icsman said the city will host a **leaf collection program** beginning October 31 and is weather dependent.

Don Icsman said a **prescription drug collection** will be hosted by the Erie County Solid Waste District on Saturday, October 29 from 10 a.m. – 2 p.m. at the Sheriff's Office, 2800 Columbus Avenue and at Berlin Township Fire Department in Berlin Heights.

Don Icsman said the city has provided a **final report for the donation which was made in August, 2010 by the Randolph J. and Estelle M. Dorn Foundation in the amount of \$15,000 for assistance in hiring part-time employees to mow grass and weeds** within the city.

Don Icsman said the city has received the formal partnering charter and chain of command for the **Venice Road Grade separation project**. He said the groundbreaking for this project is scheduled for Monday, October 24 at 10 a.m. and information will be sent about this event in the near future by ODOT. He said Norfolk & Southern is scheduled to close the **Huron Street grade crossing** early in the project. Dan Kaman said as a west end resident, he is glad this project is happening.

Todd Roth said there is a change proposed for the **Camp Street underpass plans** regarding a ramp which was added to the plans and is an extreme cost (est. \$60,000). He said the engineering department does not feel this ramp is necessary and have asked the consultants to remove the ramp from the plans so they can be submitted to ODOT. He said this would be an amendment to the contract with TranSystems and cannot be done through a purchase order. He said the sidewalks themselves can provide access to the underpass and it would cost approximately \$7,000 to alter the drawings.

Upon motion of Pervis Brown and second of Dave Waddington, the commission authorized this change to the drawings for the Camp Street underpass for approximately \$7,000. All Ayes. The President declared the motion passed. Don Icsman said an ordinance will be drafted to ratify this payment and to change the drawings.

Jim Lang said Items 26 and 28 of the **ICMA Comprehensive Analysis** call for the creation of an assessment team to evaluate the needs of the police department and the building in which it is housed. Jim Lang asked for authorization to establish an assessment team comprised of Pervis Brown, Tom Whitted, Todd Roth, Paul Ricci, George Poulos and himself. **Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to establish this assessment team. All Ayes. The President declared the motion passed.**

OLD BUSINESS

Dave Waddington asked about the work being done on **Cedar Point Drive** and Todd Roth said he has looked at some of the original documentation and 12 lights were to have been relocated (not the poles themselves). He said the scope has not changed for the pricing given and the labor costs exceeded the estimate, but Ohio Edison is staying with the price originally quoted. He said this is not a part of the project which is bid; rather, it is work performed by Ohio Edison and the city needs to pay the invoice. He said typically, the invoices are paid prior to work being performed, but the majority of this work has already been completed. Todd Roth said at the south end of the project, the walkway is being installed near The Thirsty Pony and a few trees were supposed to be removed. He said some of the poles are in the area by the trees but there is still room for the walkway. He said the trees will be saved if possible.

John Hamilton said there was discussion at the last city commission meeting about **Ohio Bike Week** but this was never voted upon and stated he would like to have legislation prepared for the next commission meeting. Dick Brady asked where the city stands with this as not all were happy with the dollars and John Hamilton said there is not a proposal on the table.

Upon motion of John Hamilton and second of Dave Waddington, the commission voted to have legislation at the next meeting and in the meantime, hold a committee meeting to craft the legislation.

Discussion: Dave Waddington said he hopes the city can find some middle ground regarding the costs to keep Ohio Bike Week for the next five years. He said \$10,000 is the figure presented by Steve Ernst. Dick Brady said Ohio Bike Week is like the Sandusky Maritime Museum on steroids and is a huge opportunity; he is all for stability and said everyone needs to get serious with the dollars to put this issue to rest for the next five years. Dan Kaman said he is supportive of Ohio Bike Week but the costs for the police department are \$20,000 - \$25,000/year which leaves a \$15,000 gap. He said he received letters of support for Ohio Bike Week. Dan Kaman said he was asked about availability of dates and is waiting for the meeting to be scheduled. Dan Kaman said he does not necessarily need to be at the meeting as he will not be a city commissioner next year and does not feel he should tie up the numbers for budgetary purposes. Dick Brady said there is a formula to be used and asked why the city would stick with a number that is not accurate. He said the costs need to be quantified and then Ohio Bike Week should be invoiced.

All Ayes. The President declared the motion passed.

NEW BUSINESS

Upon motion of John Hamilton and second of Pervis Brown, the commission voted to hold an executive session regarding personnel, police department. Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the motion passed.

Upon motion of John Hamilton and second of Pervis Brown, the commission voted to hold an executive session regarding personnel, city manager. Roll call on the motion: Yeas: Julie Farrar, Dave Waddington, Diedre Cole, Pervis Brown, Dan Kaman, John Hamilton and Dick Brady, 7. The President declared the motion passed.

Under **Audience Participation**, the following persons offered their comments:

Tim Schwanger, 362 Sheffield Way, said he welcomes the Sandusky Maritime Museum to the SBP facility and was only asking for adjustments to the provision regarding closure of the SBP three days before and three days after an event. Tim Schwanger said there recently was damage at the new transient marina in the paper district and believes there is a design flaw at the facility. He said there is a problem with the opening at the bay because of the north and northwest winds.

Tim Bressler, 330 Hancock Street, said he is a volunteer at the Sandusky Maritime Museum and their employees straighten up before activities and clean up afterwards.

Steve Ernst, 133 East Market Street, said he is supportive of the SBP property being utilized by the Sandusky Maritime Museum as it is perfect for special events. Steve Ernst said the costs for police services for the 2010 Ohio Bike Week event were \$17,000 and a request has been made for specific data for the upcoming meeting regarding future events and in order to get to a specific formula.

Julie Killian, 1133 Third Street, said the roof contractor came back to her house to make repairs and it is now even worse than it was before. She asked why the city does not provide inspections for home siding since a permit is required.

Sharon Johnson, 1139 Fifth Street, asked about flooding in the Venice area. Todd Roth said the area which floods near Portland House on Venice Road is due to the way the property is situated. He said there is a small storm sewer and the outlet was checked and is clear. He said the lines are being videotaped to ensure there is no blockage. Todd Roth said another area is the Pinewood Condos and this is a private system. Todd Roth said he will be meeting with the owners to ensure maintenance tasks are being performed. Sharon Johnson asked if the Cold Creek development is hindering this and Todd Roth said there may be lines that do not have the capacity and there was a recent extreme storm event. He said the storm sewers are only for storm drainage and there are two separate systems being discussed. Sharon Johnson asked if the city will be fined for the sewage that was dumped and Todd Roth said the city met with the EPA today and they are fully aware of overflows when they occur.

Gary Toll, 333 Cedar Point Roadway, said he understands when a developer wishes to change existing zoning, the Planning Commission sends a recommendation to the city commission for a vote. He asked if the city commission is in favor of changing the zoning on Cleveland Road. Dan Kaman said no proposals have been received yet and there are several steps to be taken prior to approval being granted. Dick Brady said any vote taken will be based upon the development criteria but no specifics have been presented. Gary Toll asked if those opposed to this zoning change can make a presentation and Dan Kaman said they can contact the city commission clerk. Dick Brady encouraged a presentation once there is a proposal to change the zoning.

Gary Guendelsberger, 726 Walnut Ridge Lane, asked the current status of the Cleveland Road delineators. Scott Miller said the city has been working to get a new system and has had problems working with the vendor. Gary Guendelsberger said in April, he asked about this project and was told the delineators would be working and the city spent \$40,000 of license plate fee money for them. Dan Kaman said these delineators are not working as they were designed and the city is working with the company to come up with resolution. Don Icsman said he believes there is a five-year warranty and this can be explored, but does not know the useful life of the delineators.

Andy Ouriel, Sandusky Register, said last week an appointment was made for the new city manager but Diedre Cole did not have the opportunity to comment. Andy Ouriel said Diedre Cole's opposition to the process has been documented. Diedre Cole said she is absolutely delighted with the commission's selection of Nicole Ard. Diedre Cole said her mother is dying and she has been driving back and forth to North Carolina, but the commissioners have been supportive. Diedre Cole said Sandusky now has a city manager and she is happy and wishes to move forward. Andy Ouriel asked Jim Lang why consideration was not given to appoint members to the committee who are not city employees. Jim Lang said those appointed are most familiar with the city building and know the needs.

At 6:52 p.m., Dan Kaman announced adjournment of the open session. Two executive sessions were held beginning at 7 p.m. At 7:50 p.m., Dan Kaman announced adjournment.

Kelly L. Kresser
Clerk of the City Commission

Daniel J. Kaman
President of the City Commission