

John Hamilton 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, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith.

City staff present: Paul Ricci - Fire Chief, Phil Frost - Police Lieutenant, Aaron Klein – City Engineer, Anna Enderle – Assistant Planner, Don Icsman - Law Director, Nicole Ard - City Manager, Hank Solowiej - Finance Director and Kelly Kresser - Commission Clerk.

Upon motion of Diedre Cole and second of Keith Grohe, the commission voted to approve the minutes of the August 26 city commission meeting and suspend the oral reading. The President declared the motion passed.

AUDIENCE PARTICIPATION (*agenda items only*)

None.

PROCLAMATION

John Hamilton read a **Proclamation declaring August 30 and September 9, 2013 as Gary W. Payne Day** in the City of Sandusky upon his retirement from the local Social Security office. This was first presented to Mr. Payne at his retirement luncheon held on August 30.

CURRENT BUSINESS

Upon motion of Pervis Brown and second of Julie Farrar, the commission voted to accept all communications. The President declared the motion passed.

ITEM #1 – ORDERED IN 8.26.13

RESOLUTION SUPPORTING EFFORTS TO RETAIN LOCAL KYKLOS BEARING INTERNATIONAL (KBI) MANUFACTURING FACILITY

RESOLUTION NO. 034-13R: It is requested a resolution be passed **supporting efforts to retain the local Kyklos Bearing International (KBI) Manufacturing facility as a strong and growing business in Erie County;** 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 Jeff Smith, the commission voted to approve this resolution. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the resolution: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the resolution passed.

ITEM #2 – Submitted by Amanda Meyers, Paralegal

PURCHASE AND SALE AGREEMENT FOR PROPERTY LOCATED AT 606 WEST JEFFERSON STREET IN THE LAND REUTILIZATION PROGRAM

Budgetary Information: The cost associated with these purchase and sale agreements is the total amount of the title examination, survey and deed preparation. Any such costs shall be recouped by the city from the nonrefundable earnest money deposits required to be paid by purchasers upon sale. The purchasers shall pay the real estate transfer tax and recording fees upon purchase. By returning this nonproductive land to tax producing status, the taxing districts will immediately begin collecting real property taxes and assessments once again.

ORDINANCE NO. 13-083: 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 #59-00232.000 located at 606 West Jefferson Street, Sandusky, is no longer needed for any municipal purpose and authorizing the execution of purchase and sale agreements 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 Keith Grohe and second of Wesley Poole, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole,

Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

ITEM #3 – Submitted by Kelly L. Kresser, CMC & Commission Clerk

ANNUAL CODIFICATION FOR CODE OF ORDINANCES

Budgetary Information: The cost of the revisions for the Codification supplements and updating the code on the internet will be taken from the contractual services line item in the Commission's budget (50%), sewer funds (25%) and water funds (25%). This item is appropriated each year.

ORDINANCE NO. 13-084: It is requested an ordinance be passed **approving current replacement pages to the Sandusky Codified Ordinances for the period August, 2012 through July, 2013;** 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 Diedre Cole, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

ITEM #4 – Submitted by Jane E. Cullen, P.E.

CONTRACT WITH ERIE BLACKTOP, INC. FOR FIRST STREET RESURFACING AND WATERMAIN REPLACEMENT PROJECT

Budgetary Information: The cost of the project based on bids, including engineering, inspection, advertising and miscellaneous costs is \$1,018,324.83. The local public authority project will be funded with Federal Highway Administration funds through the Ohio Department of Transportation and the Erie County Metropolitan Planning Organization in the amount of eighty percent of the eligible costs in the amount of \$331,936.90. The city's 20% share of the eligible costs will be funded by the street fund in the amount of \$91,282.65. The waterline costs are 100% the city's responsibility. The city received an Ohio Public Works grant for \$175,000 to help cover the waterline costs. The remaining waterline costs in the amount of \$420,105.28 will be paid with water funds.

ORDINANCE NO. 13-085: It is requested an ordinance be passed **authorizing and directing the city manager to enter into a contract with Erie Blacktop, Inc. of Sandusky, Ohio, for the First Street resurfacing and watermain replacement project;** and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Jeff Smith and second of Pervis Brown, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole and Jeff Smith, 6. Abstain: Keith Grohe, 1. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole and Jeff Smith, 6. Abstain: Keith Grohe, 1. The President declared the ordinance passed.

ITEM #5 – Submitted by Jane E. Cullen, P.E.

CONTRACT WITH ED BURDUE & COMPANY FOR DEMOLITION, REMEDIATION AND REGRADING PROJECT FOR FORMER SANDUSKY CABINETS PROPERTY

Budgetary Information: The cost of the project based on bids, including engineering, inspection, advertising and miscellaneous costs is \$327,114.70. The city received a Clean Ohio Revitalization Fund (CORF) grant in the amount of \$952,608 and costs for this project will initially be paid by the city and reimbursed through the grant.

ORDINANCE NO. 13-086: It is requested an ordinance be passed **authorizing and directing the city manager to enter into a contract with Ed Burdue & Company, of Sandusky, Ohio for the demolition, remediation and re-grading project relating to the former Sandusky Cabinets property project;** and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Keith Grohe and second of Wesley Poole, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

ITEM #6 – Submitted by Jane E. Cullen, P.E.**AGREEMENT FOR PROFESSIONAL DESIGN SERVICES WITH K.E. MCCARTNEY & ASSOCIATES, INC. FOR THE WARREN STREET IMPROVEMENT PROJECT**

Budgetary Information: The estimated amount of the consultant fee for professional design services is \$30,682 to be paid with capital funds in the amount of \$23,162 and sewer funds in the amount of \$7,520.

ORDINANCE NO. 13-087: It is requested an ordinance be passed **authorizing and directing the city manager to enter into an agreement for professional design services with K.E. McCartney & Associates, Inc. for the Warren Street improvement project;** 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 Julie Farrar, the commission voted to approve this ordinance.

Discussion: Wesley Poole asked if the engineer could take a look at the feasibility of adding a bike path to the project. Aaron Klein said at this point in the process, everything is on the table and preliminary designs will be looked at to determine what is best for this area during the design process. Wesley Poole said he would like a professional opinion about this to have some idea of what the limitations are in terms of adding space for bicycling between parks and the downtown area. Aaron Klein said the right-of-way on Warren Street is a bit wider than other areas of the city and adding a bike path here would be a better location. Aaron Klein said he is not familiar with the bicycle path plans, but he will familiarize himself with them during the design phase.

Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

ITEM #7 – Submitted by Aaron M. Klein, P.E.**PURCHASE AND INSTALLATION OF VARIABLE FREQUENCY DRIVE FROM ROCKWELL AUTOMATION, INC. FOR BIG ISLAND WATER WORKS**

Budgetary Information: The budgetary estimate for conversion of the variable frequency drive is \$31,300 and would be paid with water funds.

ORDINANCE NO. 13-088: It is requested an ordinance be passed **authorizing and directing the city manager and/or finance director to expend funds for the purchase and installation of a new variable frequency drive for the #2 high service pump at Big Island Water Works from Rockwell Automation, Inc. of Twinsburg, Ohio, in the amount of \$31,300;** and declaring that this ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Jeff Smith and second of Pervis Brown, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

Item #8 – Submitted by Anna Enderle, Assistant Planner**APPROVING ECONOMIC DEVELOPMENT LOAN TO HEARTH BRICKOVEN, LLC**

Budgetary Information: This action will not impact the city operating budget. The loan funds are restricted in use and this loan is within the guidelines of the program. The company must certify hiring a minimum of fourteen new full-time equivalent employees within three years of receiving this loan. The new hires will result in additional income taxes for the city.

ORDINANCE NO. 13-089: It is requested an ordinance be passed **authorizing and approving an economic development loan in the amount of \$75,000 to Hearth Brickoven, LLC;** 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 Julie Farrar, the commission voted to approve this ordinance. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

Item #9 – Submitted by Anna Enderle, Assistant Planner**DISPOSAL OF ASBESTOS CONTAMINATED WASTE - EMERGENCY PARTIAL DEMOLITION OF 1610 CAMPBELL STREET**

Budgetary Information: The cost for this work is \$24,744.83 and will be paid with CDBG funds.

ORDINANCE NO. 13-090: It is requested an ordinance be **passed authorizing and directing the city manager and/or finance director to expend funds to Port Clinton Landfill, Inc. of Port Clinton, Ohio, in the amount of \$24,744.83 for the disposal of asbestos contaminated waste due to the emergency partial demolition of 1610 Campbell Street;** 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 Keith Grohe, the commission voted to approve this ordinance.

Discussion: Pervis Brown asked if the asbestos was found after the structure was torn down and Paul Ricci said the Phase I environmental showed asbestos and that relatives of the owners took it upon themselves to partially remove elements of the building which caused it to collapse. The building was then contaminated and an entire section had to be demolished. Diedre Cole asked if there is hope to recoup these expenses from any source (perhaps the owner) and Anna Enderle said CDBG grant funds are being used to pay them. These funds are dedicated for emergency demolition as were similarly used for 1636 Hayes Avenue; she does not think this would be likely as it would then be considered program income and the city does not normally get these monies back. Diedre Cole said it seems the city should be doing something differently as it would appear a property owner can do exactly what was done here and the taxpayers pick up the cost; she asked if there is a plan to deal with this so it does not happen again. Anna Enderle said this is what the money is designated for and the city is doing this as an emergency situation. Wesley Poole said it may seem the city should be making a significant effort to be reimbursed, but this funding (through CDBG) is one of its intended purposes. This was an emergency which needed to be taken care of and the city did the right thing, but now the question is whether the owner would have done this himself if he had the money. The city would have to add to its expenses the cost of chasing the owner down trying to get it back and the staff is already busy enough and getting blood out of a turnip is minimal.

Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the ordinance: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the ordinance passed.

ITEM #10 – Submitted by Hank S. Solowiej, CPA & Finance Director**CERTIFYING NECESSARY TAX LEVIES TO ERIE COUNTY AUDITOR**

Budgetary Information: The city is required to accept the tax rates as determined by the Erie County Budget Commission before October 1, 2013. This approval establishes funding for 2014. The total amount for 2014 is about 5.5% (or \$141,176) lower than the total amount certified for 2013. The prior year resolution was passed by city commission on September 24, 2012 (Resolution No. 026-12R).

RESOLUTION NO. 035-13R: It is requested a resolution be passed **accepting the amounts and rates as determined by the Erie County Budget Commission; authorizing the necessary tax levies and certifying them to the county auditor;** and declaring that this resolution shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Jeff Smith and second of Keith Grohe, the commission voted to approve this resolution. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. Roll call on the resolution: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the resolution passed.

ITEM #11 –Submitted by Kelly L. Kresser, CMC & Commission Clerk

A request has been received from the Ohio Division of Liquor Control requesting a TREX liquor permit transfer for retail store carryout of C1 (beer only in original sealed container for carry out only) and C2 (wine and mixed beverages in sealed containers for carry out) liquor permits from Rita & Mark McGrail dba California Pizza & Things, 6730 Tod Avenue SW, Lordstown, OH to DHRUV, LLC, 303 Fremont Avenue, Sandusky. It is requested the commission clerk be authorized to notify the Ohio Division of Liquor Control the city has no objection to this request.

Upon motion of Julie Farrar and second of Jeff Smith, the commission voted for the commission clerk to notify the Ohio Division of Liquor Control the city has no objection to this request.

Discussion: Julie Farrar asked what a TREX permit is and Anna Enderle said the city has a certain number of liquor permits allowed in the city and when they run out, there is a loophole if another jurisdiction is not using all of theirs, permits can be transferred for an economic development project. Since this is for the reopening of a business that has long been gone, it is classified as an economic development project. Wesley Poole asked if this will be a pizza establishment and Anna Enderle said initially it is planned to be a convenience store and eventually they would like to reopen the gasoline pumps for fuel sales.

Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the motion passed.

ITEM #12 – Submitted by Kelly L. Kresser, CMC & Commission Clerk

A request has been made for a new D5J (spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30 a.m.-Community Entertainment District) liquor permit for Bruschetta, Ltd. dba Amarone Restaurant & Bar, 160 Wayne Street, Sandusky. It is requested the commission clerk be authorized to notify the Ohio Division of Liquor Control the city has no objection to this request.

Upon motion of Julie Farrar and second of Jeff Smith, the commission voted for the commission clerk to notify the Ohio Division of Liquor Control the city has no objection to this request. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the motion passed.

CITY MANAGER'S REPORT

Upon motion of Pervis Brown and second of Jeff Smith, the commission voted to accept a donation in the amount of \$25 from Del Thatcher, State Farm Insurance Company, for the police department. The President declared the motion passed.

Upon motion of Diedre Cole and second of Julie Farrar, the commission voted to accept a donation in the amount of \$100 from Del Thatcher, State Farm Insurance Company, for the police department for the upcoming Crime Prevention Council's Drug Summit. The President declared the motion passed.

Upon motion of Diedre Cole and second of Jeff Smith, the commission voted to accept the donation of a "Don't Give Up the Ship" bicentennial flag provided by the Battle of Lake Erie Bicentennial Committee which is being flown on the Jackson Street Pier. The President declared the motion passed.

Upon motion of Diedre Cole and second of Pervis Brown, the commission voted to accept a Clean Ohio Marina burgee from the State of Ohio to be flown at the Paper District Marina. The President declared the motion passed.

Nicole Ard thanked the city employees who helped with **the United Way kickoff celebration. City employees rose over \$6,000 for the community through pledges and gift basket drawings and the United Way campaign officially kicks off this month.** The city raised this money as a Pacesetter.

Nicole Ard thanked Lt. Bob VanScoy and other employees in the police department **for the results of the 2013 Drive Sober or Get Pulled Over campaign.** Twenty-five motorists were arrested for drunk driving between August 16 – September 2, and over 50 non-traffic related felony arrests were made. There were no child safety violations. Twenty-three seat belt violations were issued and 66 driving under suspension violations, and Nicole Ard thanked the officers for helping keep people safe.

Nicole Ard welcomed **a new reserve police officer, Gustavo Perez,** to the Sandusky Police Department.

Lt. Phil Frost said members of the police department have been looking at obtaining **new uniforms and a new patch** to display professionalism, and officers have been wear-testing different uniforms. Officers are being fitted for new uniforms. The new patch is more patriotic and is more in line with the previous police department patch; it displays two flags representing the State of Ohio and the United States. The internal committee has decided upon these changes and they will be rolled out soon. Phil Frost said the

hope is when the department starts wearing long sleeves in the fall, the new uniforms will be worn. Diedre Cole said this looks nice and asked if the vehicles will reflect the new patches. Phil Frost said the logos on the vehicles are of the SPD badge, but the cruisers may be switched to a silver color as the current color (blue) can no longer be obtained. They are toying with the idea of using the new patch in place of the badge as this will show up better on a silver car. Wesley Poole asked how the new uniforms will be funded. Phil Frost said for many years, the union and the city had a uniform allowance per the contract. Many of the police officers wanted a quartermaster system forced upon themselves because of their desire to have a more professional look which brought about this change. The new quartermaster system is through contractual agreement with the union and it will fund new uniforms and/or uniform replacement. Nicole Ard said this is part of the negotiations which took place similar to the fire department and as uniforms are replaced within their allotment, officers will get the new uniforms. Phil Frost said this has been in the union contract, in a different form, for many years. Jeff Smith said ultimately the officers are paying for these uniforms through the quartermaster system. Wesley Poole said the city provides an allowance to the employee who, in turn, pays for the uniform. Phil Frost said the officers are allotted a certain dollar amount from their benefit package. Wesley Poole said unless every employee purchases a full set of new uniforms each year, this is an expense the city would not otherwise have. Wesley Poole said he is not real comfortable with changing the look of the police department and he is disappointed he is not looking at what has been selected so the commission has some idea what it is paying for. Phil Frost said for the last several months, there have probably been as many of the new blue uniforms on the streets as there have been the old (gray) ones. This was done to have side by side comparisons and at the 2013 Ohio Bike Week event, these were paired together which prompted questions and comments which were pro solid blue uniforms. Wesley Poole said he does not doubt they are nice, this is just a matter of process; thousands of dollars have been spent and he does not have a clue what these will look like.

Nicole Ard said a **proposal was received from K.F. Ventures regarding construction of the bus shelters for the Sandusky Transit System** and the city will try to receive local, private funding for them.

Nicole Ard requested approval to sign a **Safe Routes to School agreement with the Ohio Department of Transportation for signage in school zones. Upon motion of Diedre Cole and second of Keith Grohe, the commission voted to sign this agreement and accept free signage for use near school zones.**

Discussion: Diedre Cole said she received a note from the Ohio Department of Transportation's Safe Routes to School coordinator stating the city is eligible and is in the queue to file again next year. The committee should meet as Carrie Whitaker from the Erie Regional Planning Commission will no longer be able to do this for the city.

Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the motion passed.

Nicole Ard said the **Army Corps of Engineers will begin dredging in Sandusky Bay** during the next week and will be utilizing city property near the coal docks. John Hamilton said there seems to be a lot of interest in the old coal docks and asked if the Army Corps of Engineers can clean up this area to make it more marketable and usable as it has filled in over the years. Nicole Ard said part of what the Corps is doing is clearing the area, but nothing in terms of additional infrastructure.

Nicole Ard said construction of the **bicycle/walking path at Lions Park** will start on September 16, and work is expected to be completed by October 25.

Nicole Ard said **applications were submitted to the Ohio Public Works Commission for the resurfacing and reconstruction grants.**

Nicole Ard thanked staff members in the general services department who are **replacing shelter roofs at Foxborough and Schaeffer Park.**

Nicole Ard reminded the commission there will be **various road closures this month** due to activities in the area including: the Bassmaster Northern fishing tournament, Farmer's Market, Fishers of Men national fishing tournament, Customize for Kids Car & Bicycle Show, Goodwill 5K Wheel & Run, North Coast Oktoberfest, Humane Society's Walk for Animals, the annual CROP Walk, the Nehemiah Center 5K and the annual Trick or Treat activities. This past weekend was the Cruisin' by the Bay car show and several city staff members participated in the judging. Nicole Ard thanked members of the Remember Cruisin' Car Club who raised money for the North Coast Cancer Foundation. There were hundreds of cars from the surrounding area and states and this was all for charity. Nicole Ard said she appreciates the

patience of the downtown businesses and stated this was the first year the Remember Cruisin' Car Club organized the show and an after action report will be provided to help plan future events.

Nicole Ard said **Sgt. Ron Snyder is participating in the 2013 Leadership Erie County** academy and they held a great kickoff retreat.

Wesley Poole congratulated and thanked the staff on all of the **extra activities being planned for this year** and said hopefully some of the city amenities can be improved upon prior to next season to make these events even more successful.

OLD BUSINESS

Wesley Poole asked for an update on where the city is with the **National Trust for Public Lands (NTPL) as it relates to the Sandusky Bay Pavilion property**. Nicole Ard said the NTPL has not done anything as the city has not yet followed up with the local foundations who have offered assistance with this, and one other activity. The city has continued to meet with different organizations in terms of events that have taken place at the Sandusky Bay Pavilion. Diedre Cole said the city recently received a letter from Dean William Balzer of Firelands College thanking the city for its decision to work with the NTPL. This letter also stated the university is still very much engaged and interested in a dialogue with interested parties and asked if there are any plans to follow up with a letter to him. Nicole Ard said William Balzer attended the recent meeting regarding the SBP with various community groups via telephone prior to sending the letter. Wesley Poole suggested his take on this letter is the city's next move would be to ensure he (William Balzer) is involved in discussions with the NTPL and Nicole Ard said the NTPL will be doing this for the foundation and she would like to be clear about this. Wesley Poole asked Nicole Ard, as the city's liaison, to ensure the foundation gets in touch with William Balzer so there is no miscommunication about the city's intent to involve BGSU Firelands in the process.

NEW BUSINESS

Upon motion of Pervis Brown and second of Julie Farrar, the commission voted to hold an executive session regarding personnel, commission clerk. Roll call on the motion: Yeas: Julie Farrar, Pervis Brown, John Hamilton, Diedre Cole, Wesley Poole, Keith Grohe and Jeff Smith, 7. The President declared the motion passed.

Wesley Poole asked when the commission will be completing their **evaluation of Nicole Ard**. Keith Grohe said he is waiting for information from certain commissioners and from the city manager.

AUDIENCE PARTICIPATION

John Hartman, 533 East Perkins Avenue, said he is team member of the Sandusky Crime Prevention Council. A Drug Summit – Clear Vision - will be held on October 22 beginning at 6 p.m. at the Sandusky State Theatre. A panel, consisting of Dr. Kirk Halliday – Erie Ottawa Mental Health & Recovery Board, Karen Russell – Firelands Regional Medical Center, Detective Lester Peters – Sandusky Police Department, Judge Rob Delamatre – Erie County Juvenile Court, Judge Roger Binnette – Erie County Common Pleas Court, Pete Schade – Erie County Health Department, and Joe Hayberger – Moderator, will address the current drug situation in Erie County and what the community can do to come together to help each other. John Hartman said he has people coming from other areas of the state, including Jeannie Brandt from the not-for-profit organization "Robby Speaks". The day of the Summit will mark the 2-year anniversary of her son's overdose from heroin and she will give a personal statement.

Joanne Braun, 1115 Lima Sandusky Road, said the commission recently passed legislation to improve 400' of Ferndale Drive and asked her statement to be read into the record: *This letter is in regards to your plan to pave 400' of Ferndale Drive west of George Street to Venice Heights subdivision. I understand that you own the right-of-way and have the authority to build the road. I have read the agenda item communication from your August 14, 2013 meeting. It states that this project will open up over sixty (67) acres of land along the Ferndale Drive extension for future development. I am the owner of the majority of those sixty acres. My family and I are in the business of farming. We are not interested in "cashing in" on valuable real estate. It is not difficult for outside parties, such as the city and its employees to state that ground will be "opened up" for development. However, more and more landowners in Ohio are adamant about the need for farmland preservation. I am one of them. The purpose of this letter is to publicly inform the Sandusky City Commission and all city employees that the farmland owned by Joanne Braun is not and will not be for sale in this generation or the next. Do not*

announce verbally or in printed materials that my private property is now "opened up" for development."

Sharon Johnson, 1139 Fifth Street, asked how long the evaluation for the city manager will go on. Keith Grohe said this should probably take one more commission meeting as he is still waiting for information. Sharon Johnson said she is confused about what is going on with the Sandusky Bay Pavilion. She attended a recent Bayfront Corridor Committee meeting and they have a subcommittee looking into this. She is not exactly clear what they are going to do, but there was indication they are trying to organize the stockholders together and an order was given to Nicole Ard by the commission. Nicole Ard said she is not involved with the Bayfront Corridor Committee so she does not know what they are doing, but she can speak with their chairperson. John Hamilton said he attended this meeting and the members took it upon themselves to create a subcommittee to investigate and ultimately they make suggestions to the city commission. Sharon Johnson said she thought this was what was going to happen but then it flip-flopped. John Hamilton said the commissioners are the ones who make decisions based on input provided. Sharon Johnson said anyone who has a stake is being organized and asked how two groups can go about this at the same time. Wesley Poole said the Bayfront Corridor Committee exists to provide feedback and support for development projects along Sandusky Bay such as the Paper District, the Sandusky Bay Pathway, Brownfield sites, etc. This Committee is predominantly made up of citizens and what has been described is something other than feedback and support for projects. The National Trust for Public Land, Nicole Ard, the local foundations and BGSU Firelands are going to develop plans and he would expect the Bayfront Corridor Committee would provide feedback and support. All of the things Sharon Johnson thinks they are trying to do are her thoughts only and the commission has nothing to say about what she believes they may or may not have discussed; the commission will not say anything until feedback is provided. Wesley Poole said the subcommittee discussed ongoing projects and they will provide their opinion, feedback and support at the appropriate time and the commission ultimately decides what projects they are going to do. Wesley Poole said he cannot help it she (Sharon) thinks they are going to bring together committees and make up other things and develop other projects; this is not their job. Sharon Johnson asked where Nicole Ard is with getting this group together and Nicole Ard said in past meetings she has provided reports about having met with different groups and she is awaiting information from the foundations about one additional project before meeting with them. Progress is taking place and meetings have been held and information will be provided to the commission in the future; there is no conspiracy.

Gary Toll, 333 Cedar Point Road, said he is concerned about the airboat operating at a local marina on River Avenue. Gary Toll asked if the operator had to approach the city to operate and John Hamilton said he would imagine a business license would have been obtained through Erie County. The city has a noise ordinance on the books and Gary Toll asked the process to enforce this. John Hamilton said this is the first complaint received about this noise. Phil Frost said there is a noise ordinance; there are some problems with its enforcement (training, calibration of meter) which are currently being worked on. Gary Toll asked if he should see someone at Erie County and Nicole Ard said she is not familiar with this, but if Gary Toll can provide contact information, she can try to ascertain what the appropriate action is.

Matt Morgan, 1219 East Perkins Avenue, asked for confirmation of the downtown Trick or Treat event and Nicole Ard confirmed it is scheduled for October 19. Matt Morgan said he had the pleasure of meeting other persons who watch license plates and added Alaska to his list of visitors to Sandusky. There are many people who travel through our town and stay; it is nice knowing what we have here.

Chris Sims, 912 Bardshar Road, Shop Chairperson at KBI, thanked the commission for inviting him to the last meeting and for putting the Resolution together supporting KBI (Item #1). Chris Sims thanked Jeff Smith and John Orzech for attending a recent meeting with staff members from Senator Sherrod Brown's office at their union hall.

The President announced a recess of the regular session at 6:05 p.m. One executive session was held beginning at 6:22 p.m. Upon motion of Julie Farrar and second of Pervis Brown, the commission voted to adjourn the meeting at 6:42 p.m. The President declared the motion passed.