

AGENDA

City Commission Meeting

Monday, June 22, 2009

City Commission Chambers
City Hall, 222 Meigs Street
5:00 p.m.

Invocation – Pledge of Allegiance
Meeting – Called to Order
Roll Call – PB, BW, DW, DK, JF, CS, BF,
Minutes – June 8th

CHARTER OFFICERS

Matthew Kline, City Manager
Don Icsman, Law Director
Edward Widman, Finance Director
B. Joyce Brown, Clerk of the City Commission

ADMINISTRATIVE STAFF

John Hancock, Engineering Director
Mike Meinzer, Fire Chief
Charlie Sams, Interim Police Chief
Scott Schell, Economic Development Specialist
Carrie Handy, Chief Planner

Audience Participation – Agenda Items Listed Below Only (3-minute limit)

PRESENTATION

Stephen Dice, Executive Director of Erie MetroParks – Opinion Survey of Erie County Residents on Parks/Recreation in Erie County

PUBLIC HEARING – Agricultural District Applications

NEW BUSINESS

ITEM #1 – B. Joyce Brown, Clerk of the City Commission

ITEM FOR CONSIDERATION: Pursuant to Ohio Revised Code 929.02, an application for the placement of farmland into an Agricultural District requires the applicant to file the application with the Clerk of Municipal Corporation, as well as with the County Auditor. The Erie County Auditor will be sending all renewals and original applications for agricultural properties within our corporate limits to the Clerk of the City Commission for filing with the Sandusky City Commission for approval.

BUDGETARY INFORMATION: There is no cost for filing this information. Thus there will be no deduction to the budget.

Agricultural District Applications:

APPLICANT	TAX DISTRICT	PARCEL NO.	ACRES
Myers James T & William J Myers Trustee	60	60-00285.000	17.86
Braun Joanne E	60	60-00620.000	8.83
KFLOE LTD	60	60-00245.000	37.61
Toll Brothers	32	32-03646.000	7.10
Toll Brothers	32	32-03652.000	2.55
Toll Brothers	32	32-04679.000	19.45
Toll Brothers	57	57-04896.000	8.95
Toll Edward H Trustee c/o Joanne C Toll	32	32-03652.002	25.63
Toll Edward H Trustee c/o Joanne C Toll	57	57-04896.001	4.51

Request the Clerk return copies to the Auditor's Office with a letter indicating that the applications have been filed and the City has no objections.

ITEM #2 – Kathryn K. McKillips, Deputy City Engineer

BUDGETARY INFORMATION: There is no budgetary impact with this legislation.

ORDINANCE NO. _____ Adopting the consent legislation submitted by the Ohio Department of Transportation for the ERI SR 0002 SYSSIGN FY2010 Project, PID NO. 82252, authorizing and directing the City Manager to sign the consent legislation and to execute any necessary contracts with the Director of Transportation to complete the project. **Request passed under suspension of rules in full accordance of Section 14 of the City Charter.**

ITEM #3 – Jane E. Cullen, Engineering Technician

BUDGETARY INFORMATION: The total estimated project cost including engineering, inspection, advertising and miscellaneous expenses is \$344,759.36. The City is responsible for the entire project cost and it will be paid with the City's Water Fund.

RESOLUTION NO. _____ Declaring the necessity for the City of Sandusky, Ohio, to proceed with the Buchanan Street and Hayes Avenue Waterline Project approving the specifications and engineer's estimate of cost thereof; and directing the City Manager to advertise for and receive bids in relation thereto.

Request passed under suspension of rules in full accordance of Section 14 of the City Charter.

City Manager's Report
Old Business
New Business
Audience Participation – open discussion on any item (5-minute limit)
Executive Session
Adjournment

TO: Sandusky City Commission
FROM: B. Joyce Brown, Clerk of the City Commission
DATE: June 10, 2009
SUBJECT: AGRICULTURAL DISTRICT APPLICATIONS

Item for Consideration: Pursuant to Ohio Revised Code 929.02, an application for the placement of farmland into an Agricultural District requires the applicant to file the application with the Clerk of Municipal Corporation, as well as with the County Auditor. The Erie County Auditor will be sending all renewals and original applications for agricultural properties within our corporate limits to the Clerk of the City Commission for filing with the Sandusky City Commission for approval.

Budgetary Information: There is no cost for filing this information. Thus there will be no deduction to the budget.

Action Requested: Instruct the Clerk to return copies of the applications to the Auditor's office and a letter indicating that the applications have been filed with the Sandusky City Commission effective June 22, 2009, and that the City of Sandusky has no objections to the properties remaining in an agricultural district.

B. Joyce Brown
Clerk of the City Commission

I concur with this recommendation

Matthew D. Kline
City Manager

PUBLIC HEARING NOTICE

A Public Hearing shall be held by the Sandusky City Commission during their regularly scheduled meeting of June 22, 2009, concerning the following Agricultural District Applications:

APPLICANT	TAX DISTRICT	PARCEL NO.	ACRES
Myers James T & William J Myers Trustee	60	60-00285.000	17.86
Braun Joanne E	60	60-00620.000	8.83
KFLOE LTD	60	60-00245.000	37.61
Toll Brothers	32	32-03646.000	7.10
Toll Brothers	32	32-03652.000	2.55
Toll Brothers	32	32-04679.000	19.45
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Toll Edward H Trustee c/o Joanne C Toll	57	57-04896.001	4.51

The meeting will start at 5:00 p.m. in the Sandusky City Commission Chambers, City Hall, 222 Meigs Street, Sandusky, Ohio 44870.

B. Joyce Brown
Clerk of the City Commission

Posted: June 10, 2009

TO: Matthew D. Kline, City Manager
FROM: Kathryn K. McKillips, P.E.
DATE: June 9, 2009
SUBJECT: Commission Agenda Item

ITEM FOR CONSIDERATION: An Ordinance consenting to the proposed ERI SR 0002 SYSSIGN FY2010 Project to be administered by the Director of the Ohio Department of Transportation (ODOT) and authorizing the City Manager to sign any necessary agreement with ODOT.

This project involves the replacement of highway signs along State Route 2 from the County Line to US Route 6, approximately 1.05 miles.

With this ordinance, the City gives consent to the above improvements and agrees to pay 100% for any additional work requested by the City that is not necessary for the project as determined by the State and Federal Highway Administration.

The City will maintain the right of way and keep it free from obstruction and available for public highway purposes.

BUDGETARY INFORMATION: There is no budgetary impact with this legislation.

ACTION REQUESTED: It is recommended that the Ordinance consenting to ERI SR 0002 SYSSIGN FY2010 Project and authorizing the City Manager to sign on behalf of the City any contracts that may be necessary be approved. It is requested that the legislation be passed under suspension of the rules in accordance with Section 14 of the City Charter in order to expedite the project and promote highway safety and allow the consent legislation to be submitted to the Ohio Department of Transportation District Three by the deadline of July 6, 2009.

I concur with this recommendation:

Matthew D. Kline
City Manager

John Hancock, P.E., P.S.
Director of Planning, Engineering & Development

KKM/cal

cc: Don Icsman, Law Director
Joyce Brown, Clerk of City Commission
Ed Widman, Finance Director

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE CONSENT LEGISLATION SUBMITTED BY THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE ERI SR 0002 SYSSIGN FY2010 PROJECT, PID NO. 82252, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN THE CONSENT LEGISLATION AND TO EXECUTE ANY NECESSARY CONTRACTS WITH THE DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the State of Ohio has identified the need to perform systematic sign replacements along State Route 2 from the County Line to U.S. Route 6 of which approximately 1.05 miles are within the City of Sandusky; and

WHEREAS, approval of the consent legislation submitted by the Ohio Department of Transportation giving consent to the Director of Transportation to complete the project is a necessary requirement; and

WHEREAS, this legislation should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order expedite the project for the purpose of highway safety and to allow the consent legislation to be submitted to the Ohio Department of Transportation District Three by the deadline of July 6, 2009; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Planning, Engineering, and Development of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

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

Section 1. This City Commission approves the consent legislation submitted by the Ohio Department of Transportation for the ERI SR 0002 SYSSIGN FY2010 Project, PID No. 82252, a copy of which is attached to this Ordinance marked Exhibit "A" and is specifically incorporated as if fully rewritten herein; authorizes the President of this City Commission to sign the consent legislation and authorizes and directs the City Manager to sign the consent legislation and to execute any contracts with the Director of Transportation necessary to complete the Project, PID No. 82252.

Section 2. The Clerk of this City Commission is authorized and directed to complete two (2) original Certificates of Copy State of Ohio, and to attach a certified copy of this Ordinance as required.

Section 3. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such

portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

CRAIG H. STAHL
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
B. JOYCE BROWN
CLERK OF THE CITY COMMISSION

Passed:

To: Matthew D. Kline, City Manager
From: Jane E. Cullen, Engineering Technician
Date: June 9, 2009
Subject: Commission Agenda Item

ITEM FOR CONSIDERATION: Resolution of Necessity for the Buchanan Street and Hayes Avenue Waterline Project. The watermain on Buchanan Street east of Hayes Avenue is a dead end main. This project will connect the Buchanan Street main to the watermain that is located on Pierce Street through a new main on Hayes Avenue and to the main on the west side of Buchanan Street. This new watermain will improve water pressure for the surrounding area and is part of the City's master waterline looping plan to connect dead-end waterlines.

BUDGETARY INFORMATION: The total estimated project cost including engineering, inspection, advertising and miscellaneous expenses is \$344,759.36. The City is responsible for the entire project cost and it will be paid with the City's Water Fund.

ACTION REQUESTED: It is recommended that the proposed Buchanan Street and Hayes Avenue Waterline Project be approved and that the necessary legislation be passed under suspension of the rules and in accordance with Section 14 of the City Charter in order to bid the project, receive competitive prices, award a contract and begin the work as soon as possible to complete the project before the beginning of the 2009/2010 winter season.

Jane E. Cullen
Engineering Technician

I concur with this recommendation:

Matthew D. Kline
City Manager

Kathryn K. McKillips
Deputy City Engineer

/jec

cc: Edward Widman, Finance Director
Joyce B. Brown, Commission Clerk

RESOLUTION NO. _____

A RESOLUTION DECLARING THE NECESSITY FOR THE CITY OF SANDUSKY, OHIO, TO PROCEED WITH THE BUCHANAN STREET AND HAYES AVENUE WATERLINE PROJECT APPROVING THE SPECIFICATIONS AND ENGINEER'S ESTIMATE OF COST THEREOF; AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR AND RECEIVE BIDS IN RELATION THERETO; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission authorized the City Manager to enter into a contract for Professional Design Services with John Hancock & Associates for the proposed Buchanan Street and Hayes Avenue Waterline Project by the passage of Ordinance No. 08-118, passed on November 10, 2008; and

WHEREAS, this proposed project involves connecting the Buchanan Street main to the watermain located on Pierce Street through a new main on Hayes Avenue and to the main on the west side of Buchanan Street which will improve water pressure for the surrounding area and is part of the City's master waterline looping plan to connect dead-end waterlines; and

WHEREAS, the total estimated cost for this project including engineering, inspection, advertising and miscellaneous expenses is \$344,759.36 and will be completely funded with Water Funds; and

WHEREAS, this legislation should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to obtain competitive bids, award a contract and begin work as soon as possible to take advantage of the seasonal weather and complete the project before the winter season; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Division of Engineering of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE

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

Section 1. The specifications and estimates of cost as prepared by the Deputy City Engineer of the Division of Engineering and submitted to this City Commission, and which are now on file with the Clerk of the City Commission, and the office of the Deputy City Engineer of the Division of Engineering, for the Buchanan Street and Hayes Avenue Waterline Project, be and the same hereby are approved by this City Commission.

Section 2. This City Commission hereby declares it necessary to proceed with the Buchanan Street and Hayes Avenue Waterline Project at the earliest possible time.

Section 3. The City Manager is authorized and directed to advertise for and to receive bids in relation to the Buchanan Street and Hayes Avenue Waterline Project as required by law.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

CRAIG H. STAHL
PRESIDENT OF THE CITY COMMISSION

ATTEST: _____
B. JOYCE BROWN
CLERK OF THE CITY COMMISSION

Passed: