

MEDINA CITY COUNCIL
November 10th, 2014, Regular Session

Opening:

Medina City Council met in regular, open session on Monday November 10th, 2014. The meeting was called to order at 7:30 p.m. by President of Council Pro-Tem Jim Shields who led the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council present B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson and J. Coyne.

Mr. Shields announced that with Mayor Hanwell being absent, Mr. Coyne has assumed the roll of Acting Mayor which then moves his roll to Council President Pro-Tem.

Also present were the following members of the Administration: Acting Mayor John Coyne, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Berarducci, Jansen Wehrley, Jonathon Mendel and Kimberly Rice.

Minutes:

Mr. Simpson moved that the minutes from the regular meeting on October 27th, 2014 as prepared and presented by the Clerk be approved, seconded by Mr. Kolesar. The roll was called and the minutes were approved by the yea votes M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and B. Hilberg.

Reports of Standing Committees:

Finance Committee: Mr. Shields stated Finance Committee met prior to Council this evening and will meet again on November 24th.

Health, Safety & Sanitation Committee: Mr. Rose had no report, but is working on scheduling a meeting.

Public Properties Committee: Mr. Shields reported a meeting was held on October 28th, there are some items being worked on in finance.

Special Legislation Committee: Mr. Lamb reported a good discussion on Public Art at last meeting discussion also included donation boxes on private businesses.

Streets & Sidewalks Committee: Mr. Simpson had no report.

Water & Utilities Committee: Mr. Kolesar had no report.

Requests for Council Action:

Finance Committee

14-226-11/10 – Budget Amendments

14-227-11/10 – Life Insurance, Accidental Death & Disability Renewal

14-228-11/10 – Expenditure Over \$15,000 – eCivis, Inc. – Grant Software

14-229-11/10 – Contract Extension – 2014 Financial Audit – Rea & Assoc.

14-230-11/10 – Easement Agreements for W. Smith Rd. (parcels #2, 5, & 11)

14-231-11/10 – Amend. Ord. 154-07 – Revisions to Job Creation Grant Program

14-232-11/10 – Job Creation Grant – Medina Plating & Powder

14-233-11/10 – RFP’s – Drug Screening & Related Professional Services
14-234-11/10 – Collective Bargaining Agreement – Communication Operators

Reports of Municipal Officers:

John Coyne, Acting Mayor, reported the following: He has several items from Mayor Hanwell

- 1) The Brass Band of Western Reserve will be performing at the Medina Performing Art Center on Saturday, November 15th for a Night at the Movies. Memorable music scores including music from Walt Disney’s Frozen, Harry Potter and Star Wars. The next time they will be there is for the Celebration of Christmas on Saturday, December 13th at 7 p.m.
- 2) Ward 3 & 4 meeting 10/7- Concerns were raised in residential neighborhoods of signs posted in tree lawns/right-of-way; parking in grass of yards; and unleashed dogs running at large on public properties - posted regulations on city website the following day. Will also add to utility bills over next several months.
- 3) Congratulations to Speaker Bill Batchelder- On Friday, November 7th, at 1 p.m. ceremony to dedicate OH State Patrol Post on S.R. 3 in honor of Speaker.
- 3) Veteran’s Day Concert - Monday, November 10, 2014 at 7 p.m. - Mayor Hanwell is unable to attend Council tonight due to speaking this event.
- 4) Thank you – LST renewal approval- Thank you to Medina City voters for their support and passage of the LST levy renewal to provide advanced life support services to our community.
- 5) Toys for Tots, The Marine Corp League contacted Mayor to try to help them locate a store front to collect toys for children for this holiday season. I sent an email to Jim Gowe at 620 Corporation; Jim Gerspacher at Gerspacher Realty; and Mike Rose at Washington Properties - Jim Gowe responded and provided a location free to Marine Corp League at Fenn Plaza, corner of S.R. 42 and Fenn Road. Other two also contacted Marine Corp League with offers. Thankful for community response and willingness of business owners to assist with this great cause.
- 6) Candlelight Walk- Tree lighting will be at 7 p.m. on Friday, November 21. Tree at Gazebo will be lit as well as buildings surrounding the Square by the Root family, Medina City Council members and Mayor. There will also be a stage set up on Broadway in front of the County Courthouses with music to celebrate the season. On Saturday, November 22, at 5:30 p.m. the Holiday Festival of Lights will step off from Medina High School. The parade route is south on Spring Grove to Liberty, Liberty to Court Street, Court to Washington, and then delivering Santa in horse drawn carriage to Santa’s House on Broadway for photo opportunities for children. Once the safe areas are cleared, there will be fireworks displayed from the parking deck over the top of the County Courthouse facilities. Encourage all to come and enjoy the many festivities as we kick off the holiday season. For a complete list of activities, please go to Main Street Medina website, at www.mainstreetmedina.com.

Keith Dirham, Finance Director, thanked the voters for their support of the LST levy. That is our funding source for the ambulance service for the city for the next five years. We are almost done with our budget hearings. City Hall will be closed for Veterans Day.

Medina City Council
November 10th, 2014

Greg Huber, Law Director, had no report.

Chief Berarducci, Police Chief, reminded all that today is the United States Marine Core's 239th Birthday!

Kimberly Rice, Economic Development Director, announced this Friday, November 14th we will be welcoming several new businesses into the city along with the help of Main Street Medina and the Chamber of Commerce. At 9 a.m. Rustic and Revived will open at 215 South Court Street, at 10 a.m. The Greek Village Grill will open at 965 North Court St.(unit C), at 11 a.m. the Sand and Lace Fine Art and Gift Gallery opening 23 Public Square (suite 11), at 3 p.m. the North Court Laundry Mat is now under new ownership and renovated at 965 North Court St. (units A & B) and then at 4 p.m. Asian Martial Arts that moved into the city from the Township at 913 North Court St. This Saturday, Nov. 15th Discount Drug Mart will be opening their new retail store in Montville Township and the ribbon cutting is at 12 p.m.

Jonathon Mendel, Community Development Director, reported that this Thursday, November 13th starting at 6 p.m. there are Boards and Commissions meetings here at City Hall in the multi-purpose room.

Chief Painter, Fire Chief, had no report.

Jansen Wehrley, Parks and Recreation Director, had no report.

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, reported the following: He has an active storm sewer improvement project at Damon and Curtis. This week the road will be closed adjacent to the intersection to allow for the installation of the new storm sewer and replacement of pavement. Detours will be installed and maintained throughout the couple day closure.

Nino Piccoli, Service Director, reported they are experiencing a large volume of leaves in the city and they are doing the best they can and are asking for patience and understanding of the public as we proceed through the city. We have authorized overtime and on Tuesday, Veteran's Day the crew will be in the South East quadrant proceeding to the South West areas. The Leaf Hot Line number is 330-725-5323 updated daily at 3 p.m.

Mike Wright, Recreation Center Director, was absent and had no report.

Notices, Communications and Petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

Matt Wiederhold from Main Street Medina stated they are entering their 7th year and have grown from small community non-profit organization to a community economic development engine. Thanks to our partners in the district, the community and most importantly the City of Medina, and tonight thank you in advance for your consideration of the renewal of the City of Medina's membership commitment with Main Street Medina.

Shannon Conelly Kurgin from 210 Ryeland Circle came to speak about the city pool and having two children they would go to the pool every day and happily pay for it so please rebuild the pool. Shannon also spoke of building a neighborhood initiative in the corridor streets that lead to the square. Her and her children rode bikes down Rt. 18 and East Liberty Street and those sidewalks are pretty rough, the neighborhood is well kept but the sidewalks need help. Shannon stated she would like to see some sort of rental registry for the City of Medina, especially for the safety aspect.

Mr. Coyne stated the county used to have a law that required all landlords to register in every county, the law was in effect in 2005-2006 then modified in 2007 to only require cities of 200,000 or more to have the registry at the county level.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 177-14:

An Ordinance rezoning various parcels on W. Smith Road from R-3 High Density Urban Residential to C-2 Central Business District. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 177-14, seconded by Mr. Kolesar. Mr. Mendel stated the applicant contacted the adjacent property owners to the east and west along the 200 block on the north side of the 200 block of West Smith, they came together and that's where we have the five parcels coming in to rezone it as more of a district to mirror the entire frontage that is on the south side of Smith Road as well as the North side C-2. Mr. Rose stated there were several property owners that came forward in favor of this rezoning. The roll was called and Ordinance/Resolution No. 177-14 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, B. Hilberg and M. Kolesar.

Ord. 178-14:

An Ordinance authorizing the payment of \$30,000.00 to Main Street Medina for the City's 2015 Membership Renewal. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 178-14, seconded by Mr. Kolesar. Mr. Coyne stated they've been supporting Main Street Medina for several years now and this is their annual renewal to enable them to continue the work they have done for the City. They have been a great partner for Medina City over the last several years. They have been involved in several initiatives to help revitalize and continue to grow the activities on the square together with the merchants and Mr. Coyne asked for Council's support. Mr. Kolesar echoed what Mr. Coyne had to say about Main Street Medina. Mr. Lamb thanked Matt for all his work and efforts. The roll was called and Ordinance/Resolution No. 178-14 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, B. Hilberg, M. Kolesar and B. Lamb.

Ord. 179-14:

An Ordinance amending Section 133.01 of the codified ordinances of the City of Medina, Ohio relative to Association Memberships. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 179-14, seconded by Mr. Kolesar. Mr. Coyne stated the Greater Medina Chamber of Commerce has been active in our community for several years. The City of Medina Lapsed on a membership a few years back and now we would like to rejoin to help collaborate efforts with the Chamber of Commerce and the City of Medina. The roll was called and Ordinance/Resolution No. 179-14 passed by the yea votes of J. Shields, D. Simpson, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Ord. 180-14:

An Ordinance adopting the Planning and Zoning Code Fee Schedule for the City of Medina, Ohio. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 180-14, seconded by Mr. Simpson. Mr. Mendel stated this is to formalize a new fee schedule in accordance with our new enacted updates to the zoning code. It allows for flexibility to go straight to City Council for the review and approval of changes to fee schedule in the future. The roll was called and Ordinance/Resolution No. 180-14 passed by the yea votes of D. Simpson, B. Hilberg, M. Kolesar, B. Lamb, P. Rose and J. Shields.

Ord. 181-14:

An Ordinance accepting the appraisals (Fair Market Value Estimates) for the West Smith Reconstruction Project. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 181-14, seconded by Mr. Kolesar. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 181-14, seconded by Mr. Kolesar. Mr. Patton stated this is for Phase 2 of the West Smith reconstruction project. They have to acquire a number of easements from several properties. We would like to move forward as quickly as possible so we can get this project out to bid. The roll was called on adding the emergency clause and was approved by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields and D. Simpson. The roll was called and Ordinance/Resolution No. 181-14 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Hilberg, M. Kolesar and B. Lamb.

Ord. 182-14:

An Ordinance authorizing the Mayor to accept an Easement Agreement for the West Smith Road Reconstruction Project (Parcel #14.) Mr. Simpson moved for the adoption of Ordinance/Resolution No. 182-14, seconded by Mr. Kolesar. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 182-14, seconded by Mr. Kolesar. Mr. Patton stated this is the same project just another easement. In this case council previously accepted the fair market value estimates, the land agent went out and acquired an agreement and signature from the property owner. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, B. Hilberg and M. Kolesar. The roll was called and Ordinance/Resolution No. 182-14 passed by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, B. Hilberg.

Ord. 183-14:

An Ordinance to adopt, administer, and enforce a new Chapter 1345 of the codified ordinances of the City of Medina, Ohio relative to the 2011 Ohio Plumbing Code. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 182-14, seconded by Mr. Kolesar. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 182-14, seconded by Mr. Kolesar. Mr. Gladish stated this ordinance would allow the city to start including plumbing services on all construction projects within the city. Our Building Dept. provides the approvals, permits and inspections on all construction projects within the city. This includes everything except plumbing. The county handles plumbing. With a city of our size and with the current certified personnel employed the Building Department, we can efficiently provide the additional plumbing services providing as benefit to the community, a one stop shop service with a cost savings effect. The emergency is needed to allow the most efficient start to the New Year for the Building/Community Development Dept. If we wait the Building Department would start the year with the county issuing the permits, collecting fees and the city performing the work. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. The roll was called and Ordinance/Resolution No. 183-14 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Hilberg, M. Kolesar and B. Lamb.

Ord. 184-14:

An Ordinance amending Chapter 1311 of the Codified Ordinances of the City of Medina, Ohio relative to the adoption of a new Section 1311.044, Plumbing Permit Fees. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 184-14, seconded by Mr. Kolesar. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 184-14, seconded by Mr. Kolesar. The new plumbing fee schedule would be added to the existing ordinance chapter that contains all other plumbing permit fees. This would need to be in place before we begin to issue any plumbing permits. The roll was called on adding the emergency clause and was approved by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and B. Hilberg. The roll was called and Ordinance/Resolution No. 184-14 passed by the yea votes of D. Simpson, B. Hilberg, M. Kolesar, B. Lamb, P. Rose and J. Shields.

Ord. 185-14:

An Ordinance amending Ordinance No. 208-13, passed December 9, 2013.

(Amendments to 2014 Budget) Mr. Simpson moved for the adoption of Ordinance/Resolution No. 185-14, seconded by Mr. Kolesar. Mr. Dirham stated it is a single amendment this time, it's a pass through of a donation and we need to be able to appropriate the money in order to spend the money. The roll was called and Ordinance/Resolution No. 185-14 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields and D. Simpson.

Council Comments:

Mr. Simpson mentioned Veterans Day tomorrow and how he was influenced by many Veterans including his Marine father that served in WWII, Ralph Waite and Leland Coddling, both veterans of foreign war. They didn't talk much about their military service but what they impressed every chance they got was patriotism towards their country and the rights we have as an American

Medina City Council
November 10th, 2014

Citizen, one being the right to vote. Thanks to all our veterans for their service and thanks to all active military and the reserve.

Mr. Rose and Mr. Kolesar thanked everyone that voted for the LST. They thanked the Veterans and they thanked Councilman Bill Lamb for his service as well.

Mr. Lamb and Mr. Kolesar stated on Monday, Council held a joint Council meeting with representation from Brunswick and Wadsworth and thanked John Coyne and Kathy Patton for organizing it and it was very productive.

Mr. Lamb mentioned Akron University Urban Studies Professor Raymond Cox will be speaking at his next neighborhood meeting on neighborhood decline this Thursday at 425 West Liberty's Salvation Army at 7 p.m.

Salvation Army kettle slots are still available to work at the Square during the Candle Light Walk.

Mr. Shields congratulated Mr. & Mrs. Lamb on their dancing for Faith in Action and announced there are two more opportunities for the public to attend a budget meeting, on Wednesday, Nov. 12th at 5:30 p.m. and Thursday, November 20th, 2014 at 5:30 p.m.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:11 p.m.

Kathy Patton, Clerk of Council

James A. Shields, President of Council Pro-Tem