

MEDINA CITY COUNCIL
February 26th, 2014, (Wed.) Regular Session

Opening:

Medina City Council met in regular, open session on Wednesday, February 26th, 2014. The meeting was called to order at 7:30 p.m. by President of Council John Coyne. Robert Painter Jr. from Boy Scout Troop #226 led the Pledge of Allegiance.

Roll Call:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Nino Piccoli, Jonathan Mendel, Chief Berarducci, Chief Painter, Jansen Wehrley, Kimberly Rice and Patrick Patton.

Minutes:

Mr. Shields moved that the minutes from the February 10th, 2013 Council meeting as prepared and presented by the Clerk be approved, seconded by Mr. Simpson. The roll was called and the minutes were approved by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Reports of Standing Committees:

Finance Committee: Reported they met prior to this meeting and will meet again in 2 weeks.

Health, Safety & Sanitation Committee: Mr. Rose had no report.

Public Properties Committee: Mr. Shields reported Public Properties will meet tomorrow, February 27th at 5:00 p.m. here at City Hall to discuss naming of the multi-purpose trail. We will be working on getting another meeting in to discuss the city pool.

Special Legislation Committee: Mr. Lamb had no report.

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

Water & Utilities Committee: Mr. Kolesar stated there was a meeting on Feb. 11th to discuss the latest water issues with Avon Lake. Another meeting will be scheduled in the near future.

Requests for Council Action:

Finance Committee

- 14-031-2/26 – Budget Amendments
- 14-032-2/26 – Expenditure Over \$15,000 – R & T Fence Co. – Parks Dept.
- 14-033-2/26 – Lease Agreement for 406 S. Broadway Street
- 14-034-2/26 – Airport Sublease
- 14-035-2/26 – Advance Request – Gen. Purpose Cap to Capital Improvement Fund
- 14-036-2/26 – Transfer Request – MCRC Capital Fund
- 14-037-2/26 – Bids, 2014 Concrete Street Repair
- 14-038-2/26 – Bids, 2014 Medina Railway Improvement Project (Job #977)
- 14-039-2/26 – Bids, 2014 Concrete Pavement Joint Sealing
- 14-040-2/26 – Budget Amendment 2014 Carryforward – Muni Court

Reports of Municipal Officers:

Dennis Hanwell, Mayor

- 1) ACH- Automated Clearing House- Customers can sign up for automated payment from your bank account to avoid late fees and mail charges. Application forms are available at the Finance Window.
- 2) On line bill pay- Customers may also pay by credit card. Signup is on city website- www.medinaoh.org
- 3) New City Website- Some adjustments still being made and information uploaded, but please let us know of any concerns or suggestions. Some older browser versions were having difficulty with contrast of text/background/photos. Website was modified to adjust when old browser is used to view.
- 4) Building Official replacement process- Resumes were collected through Wednesday, January 15th. Interviews took place Monday, February 3, 2014. Conditional job offer was made and background investigation in ongoing. Hope to have candidate for Council approval soon.
- 5) Governor John Kasich gave 2014 State of State Address- Monday, February 24, 2014 at 7 p.m. at the Performing Arts Center. During the day Monday, State Legislators, Cabinet members and their respective staffs attended tours of businesses, factories, and town amenities. The resounding message was the collaborative, pro-business model of the city and how supportive the city is to all. Many commented on being very impressed. In the afternoon there were two receptions at Lager and Vine and Main Street Café with idea of being to showcase our Uptown Park and Square to all. The visitors were then shuttled by buses to the Performing Arts Center for the address. We again thank Governor Kasich, House Speaker Bill Batchelder, and Senate President Keith Faber for permitting this event to take place in our community.

Keith Dirham, Finance Director, reported the following:

All City residents are required to file City Income Tax return with the Central Collection Agency. Tax returns must be filed by April 15th, 2014. The CCA offers free assistance with filling out the forms. The dates are Saturday, March 1st from 9 a.m. – 4 p.m., Wed. March 12th from 1 p.m. – 8 p.m., Wed. April 2nd from 1 p.m. – 8 p.m., and Saturday April 12th from 9 a.m. – 4 p.m., those opportunities will be held at the Medina Recreation Center. Some forms will be available here at City Hall by next week or you can print them from the city web site there is a link to it.

Mr. Dirham stated he is already in the process of working on budgets for 2015 to 2019's 5 Year Plan. We do our enterprise funds first so those are the ones he has provided revenue estimates for already. The department heads are beginning to work on those. We have discussed the LST fund budget will be included in the first group.

Greg Huber, Law Director, had no report.

Chief Berarducci, Police Chief, reported the State of the State went off without an arrest, a ticket, a grappling match, or any other problem and that was truly a pleasure. The people that attended really enjoyed it, even the protestors were polite. It was an incredible effort, we had well over 60 law enforcement officers just to secure the High School. He commended Sgts. McNabb and Markum for making it all work.

Kimberly Rice, Economic Development Director, reported the following:

A note for the public and council, we have been working on the Downtown Strategic Plan and met with our consultants a few weeks ago for our first Task Force meeting where we looked at potential sites for redevelopment as well as a logo for the branding of the project, and are working on a project website where residents and businesses can go to input ideas/suggestions when it is up and running. Next meeting is scheduled for March 12th at 5:30 p.m.

Jonathon Mendel, Community Development Director, had no report.

Chief Painter, Fire Chief, reported Larry Flowers the State Fire Marshall and Mel House the State EMS Director as well as some senior cabinet members from the Department of Commerce came to Station 1 and had a meet-n-greet with us spending 4 to 5 hours updating us on grant and training opportunities that will be coming up as well as answering questions.

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

Patrick Patton, City Engineer, reported the following: Board of Control awarded a contract for the Cloverdale Storm Sewer Improvement Project. That project will improve some drainage problems in that area.

Nino Piccoli, Service Director, reported he was happy that winter is almost over and spring is near. I want to talk about Josh Kerns and how last week he was on a trash route and found a birthday card belonging to a resident that was in the hopper before it was compacted. Mr. Kerns and his supervisor Bob Depew took the card with \$50 inside and returned it to the proper owner. This just speaks to the integrity of the people we employ here.

Notices, Communications and Petitions:

Liquor Permit:

Mr. Shields moved not to object the issuance of a C1 and C2 permit to & 7 Eleven, Inc. dba 7 Eleven 36239, 1050 North Court St., seconded by Mr. Simpson. The roll was called and the motion passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Unfinished Business: There was none.

Introduction of Visitors: There were none.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 22-14:

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

(Amendments to 2014 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 22-14, seconded by Mr. Simpson. Mr. Dirham explained there are two items. One is the donation for flower urns and the other is grant funds that need to be appropriated in order to be spent. Mayor Hanwell spoke on the flower urn donation. He stated since he has been in office, this resident has each year given us a donation because she is so pleased with the flowers uptown and likes to donate to add another urn or two. The roll was called and Ordinance/Resolution No. 22-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Res. 23-14:

A Resolution congratulating Robert Painter Jr. on attaining the rank of Eagle Scout.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 23-14, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 23-14 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 24-14:

An Ordinance authorizing the Mayor to execute a Memorandum of Understanding with the Medina County Board of Commissioners to provide Fixed Route Public Transportation Services within the City of Medina for the period of January 1, 2014 through December 31, 2014. Mr. Shields moved for the adoption of Ordinance/Resolution No. 24-14, seconded by Mr. Simpson. Mayor Hanwell explained this is an agreement between the City of Medina and The Medina County Commissioner's for the publics' benefit. The County asked both the City of Medina and Wadsworth City to contribute more since the county for transit purposes changed from rural to urban and cut back the grant dollars. The roll was called and Ordinance/Resolution No. 24-14 passed by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Res. 25-14:

A Resolution of the Council of the City of Medina, Medina County, and State of Ohio, certifying that when a municipal obligation was incurred, sums were lawfully appropriated in the funds to satisfy the obligation and sufficient sums currently exist to satisfy this obligation according to the attached sheets(s). Mr. Shields moved for the adoption of Ordinance/Resolution No. 25-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 25-14, seconded by Mr. Simpson. Mr. Dirham explained this expenditure was for the installation of the Christmas lights. The emergency clause is requested due to work being completed and vendor waiting for payment. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields. The roll was called and Ordinance/Resolution No. 25-14 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Ord. 26-14:

An Ordinance authorizing the Mayor to execute an Agreement between the City of Medina and the Medina County Fair Housing Consortium for a Fair Housing Services Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 26-14, seconded by Mr. Simpson. Mr. Mendel stated this ordinance is to consult professional services provided by Medina County Fair Housing Consortium to implement a Fair Housing Program within the City. The roll was called and Ordinance/Resolution No. 26-14 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Res. 27-14:

A Resolution donating fourteen Dell Computers to the Medina City Schools. Mr. Shields moved for the adoption of Ordinance/Resolution No. 27-14, seconded by Mr. Simpson. Mr. Shields stated he is employed by Medina City Schools and will be abstaining on this vote. Mayor Hanwell stated this is the second year in a row that they have donated some of the replaced computers to the City School District. We share IT services. In exchange for our school resource officers, they provide us with IT services. The city is changing these computers out because Microsoft will no longer support the software after April 8th this year. The roll was called and Ordinance/Resolution No. 27-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. J. Shields abstained

Ord. 28-14:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the annual purchase of general pavement services and equipment to be used by the Service Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 28-14, seconded by Mr. Simpson. Mr. Piccoli stated this is the annual General Pavement Services and Equipment Contract and allows the City to utilize another tool for various paving and resurfacing repair projects around the city. The roll was called and Ordinance/Resolution No. 28-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 29-14:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Forest Meadows Drainage Improvements Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 29-14, seconded by Mr. Simpson. Mr. Patton explained this is a project that will improve the drainage in a certain area of Forest Meadows where there has been a history of basement flooding. The roll was called and Ordinance/Resolution No. 29-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 30-14:

An Ordinance authorizing the Finance Director to make certain fund advances.

Mr. Shields stated this ordinance will need to be amended. Under section 1 that currently reads \$290,984.12 we need to amend to \$581,968.24. Mr. Dirham stated the request is to repay an advance which is a loan from one of our funds to another. Due to the fact that some projects were advanced in the water fund and that we had a slow year in terms of revenues in the water fund last

year, we are going to hold off at this time on the repayment. So we will carry half of what the original loan was. Mr. Shields moved to amend the ordinance by changing Section 1 from \$290,984.12 to \$581,968.24, seconded by Mr. Simpson. The roll was called on the amendment and passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. Mr. Shields moved for the adoption of Ordinance/Resolution No. 30-14 as amended, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 30-14 passed by the yeas votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne, as amended.

Ord. 31-14:

An Ordinance authorizing the Finance Director to make certain fund transfers.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 31-14, seconded by Mr. Simpson. Mr. Dirham stated that when the Recreation Center was built, it was built in conjunction with the school and there is a Joint Operating Agreement and it calls for each party to contribute \$100,000.00 per year to funds that we maintain for capital improvements so that as the building ages we will have funds available to take care of repairs as they become necessary. This ordinance is to authorize our annual contribution to that fund. The roll was called and Ordinance/Resolution No. 31-14 passed by the yeas votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Ord. 32-14:

An Ordinance amending Section 31.02(A)(2), 31.02(B)(1), 31.02(B)(2), and 31.05 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Parks Department and Service Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 31-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 31-14, seconded by Mr. Simpson. Mr. Wehrley stated the reorganization in the Parks Department is combining Cemetery, Forestry and Parks into one unit. The two salary adjustments will assume the administrative duties from the Arborist with pay grade adjusted to 9 A through F, the second adjustment is to have one of six part time positions classified as a Turf Technician and award salary increase due to additional certifications required. The roll was called on adding the emergency clause and was approved by the yeas votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb. The roll was called and Ordinance/Resolution No. 31-14 passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Ord. 33-14:

An Ordinance amending Section 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio and accepting several job description modifications for the Parks Department and Service Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 33-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 33-14, seconded by Mr. Simpson. Mr. Wehrley stated this ordinance is to accept all the new job descriptions as proposed and change the list of classes for the Parks Dept. and Service Dept. The emergency clause is requested to complete the restructuring and fill the vacancies. The roll was called on adding the emergency clause and was approved by the yeas votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields. The

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roll was called and Ordinance/Resolution No. 33-14 passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Council Comments:

Mr. Lamb wished his wife a Happy Birthday. Thanked Councilman Hilberg and State Senator Larry Obhoff for helping arrange a few tickets for some High School Students to be able to participate in the Governor's State of the State Address. What a great event it was for the community.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:05 p.m.

Kathy Patton, Clerk of Council

John M. Coyne, President of Council