

MEDINA CITY COUNCIL
April 28th, 2014, Regular Session

Opening:

Medina City Council met in regular, open session on Monday, April 28th, 2014. The meeting was called to order at 7:30 p.m. by President of Council John Coyne 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.

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

Minutes:

Mr. Shields moved that the minutes from the April 14th, 2014 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. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

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. He is working on scheduling a meeting soon to discuss utility rates.

Public Properties Committee: Mr. Shields reported they will meet Monday, May 5th at 5 p.m. to discuss the City Pool.

Special Legislation Committee: Mr. Lamb had no report or meeting scheduled.

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

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

Requests for Council Action:

Finance Committee

- 14-084-4/28 – General Liability Insurance Renewal – Wells Fargo 2014-2015
- 14-085-4/28 – Crime & Airport Liability Renewal – A.J. Gallagher 2014-2015
- 14-086-4/28 – Donation of 12 computers to the Medina City Schools – MCRC
- 14-087-4/28 – Budget Amendment
- 14-088-4/28 – Intervention for Peace Proposal – 406 S. Broadway
- 14-089-4/28 – Purchase 2015 F-250 – Streets
- 14-090-4/28 – Preliminary Legislation – ODOT, US 42 Improvement Project
- 14-091-4/28 – Payment Over \$3,000 – H.S.H. Construction
- 14-092-4/28 – Levy Renewal - Auditor Certification – 2.2 mill Ambulance Levy

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) New City Website- Some adjustments still being made and information uploaded, but please let us know of any concerns or suggestions. Daily more information is added.
- 2) Building Official replacement process - Advertising for another round; second round of interviews were not successful; third round this past Friday, 4/11; one candidate working on needed credentials.
- 3) Cleanup of City- After a long and brutal winter, respectfully requesting residents and neighbors to help with cleanup of trash or debris that may have accumulated over the past several months. City staff with community service workers are trying to monitor cleanup in some areas, but help is needed throughout the city. Newspaper and debris blocking storm sewer grates thereby increasing flood risks.
- 4) National Day of Prayer events being scheduled/planned for Thursday, May 1, 2014 – Mayor’s Prayer Breakfast at Williams on the Lake 7-8:30 a.m.; noon Prayer service on Public Square (United Church of Christ Congregational in case of rain); and evening prayer service at Cornerstone Chapel, 7-8:30 p.m. All but the breakfast are free. Breakfast will be \$15, with tickets now available at most local churches and the Mayor’s office. Must rsvp for breakfast by Tue. 4/29 a.m. for food preparation.
- 5) Medina Community Band Spring Concert at Performing Arts Center- Sunday, May 4, at 2 p.m. No charge and no tickets necessary.

Keith Dirham, Finance Director, reported the following:

There are several items on tonight’s agenda that originated with the finance meeting earlier and I will comment on those when we get there. We had our first budget hearing meeting last week and our second one is tomorrow.

Greg Huber, Law Director, had no report.

Chief Berarducci, Police Chief, had no report.

Kimberly Rice, Economic Development Director, reported the following:

We are having the second public meeting for the Medina Downtown Strategic Redevelopment Plan. The draft plan will be presented in an open house format so there will not be a formal presentation this time. Opportunities will be provided one more time for the public to give comments and feedback on the concepts presented. The meeting is Tuesday, May 27th from 5 p.m. to 7 p.m. here at City Hall.

Jonathon Mendel, Community Development Director, reported the Boards & Commissions meetings are set for next Thursday, May 9th at 5 p.m.

Mike Wright, Recreation Center Director, reported the following:

The Rec. Advisory Board meeting for May has been cancelled and rescheduled for June. The budget hearing for the MCRC is tomorrow night if anyone is interested in attending.

Jansen Wehrley, Parks and Recreation Director, reported the following:

He thanked Kiwanis for their efforts in presenting all Medina City third graders with a tree on Arbor Day as well as those individuals that helped with the Earth Day project at the Kuehn-Todd Property last Saturday. As the weather warms, we are looking at our parks to be used more and I would like to remind residents to pick up after their pets.

Patrick Patton, City Engineer, reported the following:

The Engineering Department has accepted bids for three projects: Forest Meadow storm sewer, Damon Drive storm sewer, and South Court water tank interior coating. The City and Lake Erie Railroad have teamed together to replace the railroad crossing on State Rd. between West Liberty and West Smith, starting May 5th and will be closed for 2 weeks. During this process there will be detours. Also, the railroad crossing on West Smith between Lake and Commerce Drives will also be replacled, times of closures to be determined at a later date.

Confirmation of Mayoral Appointments:

Bruce Gold to Planning Commission – Exp. 12-31-14

Mr. Shields moved to approve the Mayoral Appointment, seconded by Mr. Simpson, roll was called and approved by yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Notices, Communications and Petitions: There were none.

Unfinished Business: There was none.

Introduction of Visitors:

Richard Dirham stated he resides at 430 Ridge Dr. and he thanked all of the people in the emergency (EMS) business and personally thanked Dennie Simpson who was there when he needed emergency assistance after suffering a heart attack while patronizing Eat N Park Restaurant. He thanked the police officers that responded also; he stated he wouldn't be here today if it weren't for these people.

Tom Doyle resides at 326 E. Smith Rd., he feels there is a misuse with the emergency clause and would like to see the 3 reading rule come back. He noticed the last three weeks that the Fire Museum was not open. He thought things would turn around. There were 4,000 visitors during our candle light walk, how did they know there were that many people? So obviously they charged an admission charge of \$5.00 a head and made \$20,000. Keith Dirham stated that the City did not collect any admission fees to the Museum. Mr. Doyle stated he wants to know what became of all the donations. He went on to state that he feels Council has been played and wants to know why council won't hold their feet to the fire.

Introduction and Consideration of Ordinances and Resolutions:

Res. 62-14:

A Resolution of the Council of the City of 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 sheet(s). Mr. Shields moved for the adoption of Ordinance/Resolution No. 62-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 62-14, seconded by Mr. Simpson. Mr. Dirham explained this is to pay for testing on the concrete on Smith Rd. project. The obligation has already incurred and that is why the emergency is needed to pay the vendor. The roll was called on adding the emergency clause and was approved by the yea 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. 62-14 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Res. 63-14:

A Resolution of the Council of the City of 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 sheet(s). Mr. Shields moved for the adoption of Ordinance/Resolution No. 62-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 62-14, seconded by Mr. Simpson. Mr. Dirham explained this was for aprons to connect the parking lots on Lake Rd. The emergency clause is requested because these obligations have already incurred and they need 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. 62-14 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Ord. 64-14:

An Ordinance authorizing the Mayor to accept one (1) easement necessary for the Damon Drive Storm Sewer Outlet Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 64-14, seconded by Mr. Simpson. Mr. Patton stated this project is to replace the storm sewer on Damon Dr. at the outlet point. The land owner has granted us an easement. The roll was called and Ordinance/Resolution No. 64-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 65-14:

An Ordinance authorizing the purchase and installation of security cameras, networking and server components for the Ray Mellert Splash Pad from 12C Technologies. Mr. Shields moved for the adoption of Ordinance/Resolution No. 65-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 65-14, seconded by Mr. Simpson. Mr. Wehrley stated this is an effort to help protect our investment as well as monitoring and ensuring the safety of all those whose use the splash pad and other park amenities at Ray Mellert Park. The emergency clause is requested to begin installation as soon as possible

as the splash pad is to open the week of May 19th and this will be the final phase of the project. 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, J. Coyne, and B. Hilberg. The roll was called and Ordinance/Resolution No. 65-14 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 66-14:

An Ordinance authorizing the Mayor to execute Preliminary Legislation with the Ohio Department of Transportation (ODOT) to perform bridge inspection services for municipal owned bridges. Mr. Shields moved for the adoption of Ordinance/Resolution No. 66-14, seconded by Mr. Simpson. Mr. Patton explained it has been state law that bridges have to be inspected annually. ODOT started a program where eligible bridges can be inspected by ODOT, at no cost to the city. This will save the city several thousand dollars a year as we were required to hire an ODOT certified bridge inspector. The roll was called and Ordinance/Resolution No. 66-14 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Ord. 67-14:

An Ordinance authorizing the purchase of one (1) 2015 International single Axle cab and chassis for Rush Truck Centers for the Water Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 67-14, seconded by Mr. Simpson. Mayor Hanwell explained this is replacing truck #28 which is a 1997 International and has had an engine replacement in 2008. The cab and chassis are going to the Street Department to be retrofitted as the sign truck #18 which will not be used daily. This new purchase is necessary for the Water Department Maintenance Crew and it is fitted with a heater and generator and will house many of the tools and parts necessary for various water breaks and maintenance needs. The roll was called and Ordinance/Resolution No. 67-14 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Ord. 68-14:

An Ordinance authorizing the purchase of one (1) Knapheide KC Service Body and Equipment Package from Zoresco Equipment Company for the Water Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 68-14, seconded by Mr. Simpson. Mr. Patton stated this is the body for the truck that was referenced in the previous ordinance. The roll was called and Ordinance/Resolution No. 68-14 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Res. 69-14:

A Resolution naming the property formerly known as the Kuehn/Todd Property the "Kuehn-Todd Conservation Area" and the planned trail within the "Jeanne Haarmeyer Kuehn Nature Walk". Mr. Shields moved for the adoption of Ordinance/Resolution No. 69-14, seconded by Mr. Simpson. Mr. Wehrley explained this is to name the two parcels at the end of Gayer Dr. The Kuehn family donated 4.1 acres in 2007 and an additional 3.96 acres was purchased from the Todd family in 2013. Per the donation and purchase agreement the city is to leave this property as a naturalized area and in addition we create a path or trail and name it Jeanne Haarmeyer Kuehn Nature Walk and name the property the Kuehn/Todd Conservation Area. Mr.

Kolesar thanked Jansen for all his hard work in the last four months. The roll was called and Ordinance/Resolution No. 69-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 70-14:

An Ordinance amending Section 31.02 (11) of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Community Development Department Intern. Mr. Shields moved for the adoption of Ordinance/Resolution No. 70-14, seconded by Mr. Simpson. Kimberly Rice stated this ordinance is to increase the pay for our intern position from \$10.93 to \$12.50 an hour to attract better candidates. We have revised the job description to reflect current projects and duties and that will be on council's agenda for review on May 12th at the finance meeting. The roll was called and Ordinance/Resolution No. 70-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Res. 71-14:

A Resolution authorizing an application for grant assistance from the State Capital Fund for additional handicapped parking spaces at the Medina Community Recreation Center. Mr. Shields moved for the adoption of Ordinance/Resolution No. 71-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 71-14, seconded by Mr. Simpson. Mr. Wright stated this is to apply for and receive state capital funding to install an additional 8 to 9 handicap parking spaces at the rec. center. This will require no additional or matching funds. He thanked the Planning and Economic Development Department for information regarding these available funds. The emergency clause is needed because we originally did not think this would pass because in December I received a letter denying it but then it got accepted in February and we can now receive the funds we have already applied for. 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, J. Coyne, and B. Hilberg. The roll was called and Ordinance/Resolution No. 71-14 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 72-14:

An Ordinance authorizing the Mayor to enter into a Contract with Wells Fargo Insurance Services of Ohio, LLC for the City's Property, Casualty, and General Liability Insurance for the period of April 1, 2014 through March 31, 2015. Mr. Shields moved for the adoption of Ordinance/Resolution No. 72-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 72-14, seconded by Mr. Simpson. Mr. Huber stated this ordinance and the following one authorizes the Mayor to secure the property and general liability insurance coverage for the city. The next ordinance authorizes the purchase of a crime policy that covers the police department and insurance coverage for the airport. The emergency clause is requested on both ordinances by reason of the fact that the insurance coverage is bound and became effective April 1, 2014 and the bill needs paid, The roll was called on adding the emergency clause and was approved by the yea 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. 72-14 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Ord. 73-14:

An Ordinance authorizing the Mayor to enter into a Contract with Arthur J. Gallagher & Co. for the city of Medina's Crime Policy and the Medina Municipal Airport Liability Insurance for the period of April 1, 2014 through March 31, 2015. Mr. Shields moved for the adoption of Ordinance/Resolution No. 73-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 73-14, seconded by Mr. Simpson. As Mr. Huber indicated this goes along with the previous ordinance in getting our policy secured. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. The roll was called and Ordinance/Resolution No. 73-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 74-14:

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. 74-14, seconded by Mr. Simpson. Mr. Dirham explained they are moving an appropriation from one account to another to pay for improvements at the Weigh Station. The roll was called and Ordinance/Resolution No. 74-14 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson. J. Coyne cast a nay vote.

Council Comments:

Mr. Simpson commented how nice it is to see Mr. Dirham up and about and that the safety services worked for him. From the time he called 911 to the time he was in the cath lab having a stint replaced at South West General took only 90 minutes.

September 14th at 9 a.m. on Public Square we are going to have the second Tunnel to Towers 5K run and walk. There is a Medina Safety Forces Team that includes the Life Support Team, the Medina Police Department, the Medina Fire Department, Montville Police Department, Medina Township Police Department, Medina Township Fire Department and he challenges his colleagues on Council and members of the administration to get online at www.tunneltotowersrun.org and choose the Medina Race.

Mr. Kolesar announced they had the Earth Day Event on April 26th and thanked Jansen Wehrley, Mayor Hanwell and the Finance Director, Keith Dirham for coming out and helping. They planted 14 trees.

May 6th will be our joint Ward 3 & 4 meeting at 833 Guilford Blvd. Heritage Elementary at 7 p.m. On behalf of Ward 3, we have a lot of residents that keep up their properties really nice but there are a handful that don't and I know the winter was tough and so he would like to throw out a commitment to the properties that really need some help. Mr. Kolesar will be jotting down some properties that need some clean up. There are certain laws that need to be followed.

Mr. Shields stated that as the Council representative of the Archive Committee that oversees the Town Hall Museum, he wanted to note that the committee met in March and in April and have another meeting scheduled for May 15th at 5:30 p.m. at the Firehouse and they are open to the public with minutes available.

Medina City Council
April 28th, 2014

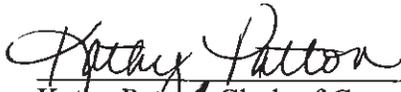
Mr. Lamb commented on the Fire House Museum and stated they are working with the administration to restore the upstairs of the Fire House for a usable public space. Just in the past couple of years there has been real progress made at the Fire House starting with the help of Mr. Roger Smalley. Mr. Lamb is confident the upstairs will be completed and open to the public and the museum will continue to improve and the credit goes to the Archive Commission.

Mr. Simpson also recognizes all the work that Mr. Smalley has done not only on the Fire House but other offices he has held and committees he has been on. He stated he finds Mr. Doyle's sarcasm comments humorous but nothing more.

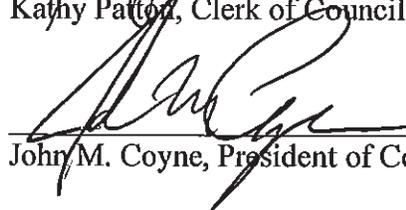
Mr. Coyne announced tomorrow at 5:30 p.m. is a budget hearing for the MCRC and the Airport.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:15 p.m.



Kathy Patton, Clerk of Council



John M. Coyne, President of Council