

MEDINA CITY COUNCIL  
May 12th, 2014, Regular Session

**Opening:**

Medina City Council met in regular, open session on Monday, May 12th, 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, Nino Piccoli, Mike Wright, Chief Berarducci, Chief Painter, Jansen Wehrley, and Kimberly Rice.

**Minutes:**

Mr. Shields moved that the minutes from the April 28th, 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 M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

**Reports of Standing Committees:**

Finance Committee: Reported they met prior to this meeting and will meet again on Tuesday, May 27<sup>th</sup>, 2014.

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 stated Public Properties met last Monday, May 5th to discuss the city pool. We are looking to schedule another meeting on the same topic possibly the 20<sup>th</sup> or 21<sup>st</sup>.

Special Legislation Committee: Mr. Lamb had no report.

Streets & Sidewalks Committee: Mr. Simpson will have a meeting sometime in the beginning of June.

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

**Requests for Council Action:**

**Finance Committee**

- 14-093-5/12 – Establish New Fund – Unclaimed Monies (Fund #901)
- 14-094-5/12 – Amend. Ord. 39-14 – Revise Contract Private Hangar Sublease
- 14-095-5/12 – Payment Over \$3,000 – Fechko
- 14-096-5/12 – FY14 CDBG Grant Application
- 14-097-5/12 – FY14 CHIP Grant Application
- 14-098-5/12 – Zoning Code and Zoning Map Amendments – Planning Comm. Recommendation
- 14-099-5/12 – RFQ - Champion Creek Streambank & Riparian Restoration
- 14-100-5/12 – Expenditure Over \$15,000 – Kokosing Materials
- 14-101-5/12 – Bids, Lake Road Reconstruction, Phase 2 (Job #940)

Medina City Council  
May 12th, 2014

- 14-102-5/12 – MOU w/ Wheeling & Lake Erie Railroad – West Smith Dual Crossing
- 14-103-5/12 – Expenditure Over \$15,000 – HSH Construction
- 14-104-5/12 – Approve Job Description – ED/Planning Intern
- 14-105-5/12 – Qualifications Based Selection Process – Design Services for Memorial Pool
- 14-106-5/12 – Budget Amendment
- 14-107-5/12 – Amend Residential Fence Code, Section 1371.04 – Height Limits
- 14-108-5/12 – Payment Over \$3,000 – Chippewa Roofing

**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) National Day of Prayer events Thursday, May 1, 2014 - All went well.
- 3) Day of Serving/Love Medina - On Saturday, May 3, several local churches and 50-60 volunteers provided yard cleanup, painting, mulch application etc. for local seniors and disabled residents. Thanks to Pastor Tony Myles from the Connection Church and Mike VanArsdale for helping to organize and coordinate same.
- 4) Friday May 16, 7:30 p.m. - Rolling Thunder will host a Candlelight Vigil on Medina Public Square to honor the troops and their families. Invite the public to attend.
- 5) Memorial Day Parade - Monday, May 26th. Wreath Ceremony at front of Courthouse on Square at 10 a.m.; Parade then wraps around south, west and north sides of Square and progresses out East Liberty to Spring Grove Cemetery. 11 a.m. ceremony at monument. 1:15 p.m. short ceremony at Medina County Vietnam Veterans Memorial, Northland Drive next to Veteran's Office. All are welcome.

**Keith Dirham, Finance Director,** reported there are three items on the agenda that he will address this evening.

**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 27<sup>th</sup> from 5 p.m. to 7 p.m. here at City Hall.

**Chief Painter, Fire Chief,** reminded residents that there is no burning of yard debris or open burning within the city.

**Mike Wright, Recreation Center Director,** reported the following: The Rec. Center offers a fantastic summer camp program for kids ages 5-12 with countless activities and fieldtrips from

Medina City Council  
May 12th, 2014

Kalahari, Geauga Lake Wild Water Kingdom, Cleveland Zoo, Laser quest, the movies and many more. Sign up starts June 2<sup>nd</sup> – June 6<sup>th</sup> program ends August 11<sup>th</sup> – 15<sup>th</sup>. Sign up for one week or multiple weeks. Discounts for multiple weeks if you sign up before May 26<sup>th</sup> and multiple children discounts available also. Summer Camp hours are M-F 8 a.m. - 5 p.m., we offer early morning drop off and after 5 p.m. pick up. Info on our website at [www.medinarec.org](http://www.medinarec.org) or call 330-721-6900. The next Rec. Center Advisory Board meeting is cancelled for May, our next meeting is Thursday, June 19<sup>th</sup> at 7:30 a.m.

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

The turf on the square has some yellowing and is a result of an error of the chemical mixture and application by a contractor. We are taking steps to allow the turf to recover. We will be supervising any future applications to insure this does not happen again. Our splash pads at Greenwood and Ray Mellert are being tested this week and should be open prior to Memorial Day weekend. Fred Greenwood hours are 11 a.m. – 8 p.m. and Ray Mellert is 12 p.m. – 8 p.m..

**Patrick Patton, City Engineer**, reported the following: BOC this afternoon awarded three contracts. The Forest Meadow Storm Sewer and Drainage Improvement Project, the Lancaster Drive Drainage Improvement, and the South Court Water Tank Interior Coating Project. Some road closures due to railway crossing replacements are State Road between West Smith and West Liberty to open on May 16<sup>th</sup>. Monday, May 19<sup>th</sup> through Saturday the 24<sup>th</sup> West Smith between Lake and Commerce will be closed to allow for replacement of railroad crossing there.

**Nino Picolli, Service Director**, reported we attempted to resurface areas of North Court Street where we had some pot holes mulled and got rained out. We will try later this week. There was a water main break and Circle Drive was closed until the repair was completed.

**Confirmation of Mayoral Appointments:**

Ed Farnham – Airport Commission (filling vacancy) – expiring 12/31/15

Mr. Shields moved to confirm the Mayor's appointment, seconded by Mr. Simpson. The roll was called and the appointment was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

**Notices, Communications and Petitions:** There were none.

**Unfinished Business:** There was none.

**Introduction of Visitors:**

Erica Graffein from the County Auditors' Office had two reminders this evening

Mr. Smalley, Chairman of the Medina City Archive Commission came this evening to extend gratitude to Mr. Simpson for his support of the Archive Commission and the Museum at the last meeting and Council as a whole thank you. So that the residents are aware the Archive Commission was Council Created by an Ord. in 1997. Members are appointed by Medina City Council and

three members by the Mayor. The Archive Commission has been tasked with the major duty to create a Medina Historical Museum in the Medina Town Hall and Engine House located on Public Square since 1870. This is a very historic building and an excellent place for a history museum of the Medina community and that is what has been created on the lower level of that space. The museum has been supported since 1999 by the Medina Town Hall and Engine House Foundation and as a result of fund raising efforts of that foundation, nearly \$20,000 of local funds from individuals and local foundations have been put into the museum project before we came back and asked council to help us complete that in 2012.

Mr. Smalley stated he felt the need to come today due to some comments that were made by an individual at the last council meeting, to clarify some things about the Museum. We are not charging an entrance fee to enter the Museum and never have charged. When we have tour groups come in we have accepted a stipend from them. We do have a donation box in the museum for visitors to contribute if they wish it is completely voluntary. Since July of last year visitors have dropped coins and bills into that box and to date those donations have totaled \$196.89 and those funds have been deposited in our account dedicated solely for the support of the Museum.

Another comment made was that the Archive Commission has asked City Council for \$25,000 in additional funds to support the museum. That claim is not true. The Archive Commission as a body has not asked council for any additional funding nor do we intend to. To date we have 15 people not 200 who have volunteered to host the public when the museum is open. The museum will be open during the Memorial Day Parade. We will be open for the first band concert for Friday nights between 7 and 8:30 p.m. and open again Saturday mornings for Farmer's Market from 10 to noon and then for 4<sup>th</sup> of July parade and concert and all major events on the Square throughout this summer. The Convention and Visitor's Bureau website has the entire schedule of when the museum will be open as does Main Street Medina. The Archive Commission is meeting this Thursday, May 15<sup>th</sup> at 5:30 p.m. at the museum.

#### **Introduction and Consideration of Ordinances and Resolutions:**

##### **Res. 75-14:**

##### **A Resolution donating twelve (12) Dell computers to the Medina City Schools.**

Mr. Shields moved for the adoption of Ordinance/Resolution No. 75-14, seconded by Mr. Simpson. Mr. Wright stated this is a request to donate 12 of the 20 units that we discontinued using because the operating system being outdated. The roll was called and Ordinance/Resolution No. 75-14 passed by the yea votes of P. Rose, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb. J. Shields abstained.

##### **Ord. 76-14:**

**An Ordinance authorizing the Mayor to enter into a Lease Agreement with Peaceworks, Inc. for the property located at 406 S. Broadway Street.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 76-14, seconded by Mr. Simpson. Mr. Huber stated he drafted a lease with Peaceworks Inc. and asks that this ordinance be passed subject to his approval. The attorney representing Peaceworks Inc. made some changes and Mr. Huber reviewed them briefly and needs time to sort out what he wants to keep and/or reject. Details that have changed are administrative in nature. Mr. Kolesar stated he feels this is a great chance for this company to work with the public. The roll was called and Ordinance/Resolution No. 76-14 passed subject to the Law

Director's approval by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

**Ord. 77-14:**

**An Ordinance authorizing the Purchase of one (1) 2015 F-250 Four Wheel Drive Truck equipped with a Reading Steel Service Body from Montrose Ford for the Street Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 77-14, seconded by Mr. Simpson. Mr. Picolli stated this purchase is through the CUE program which is the Community University Education Purchasing Association. This type of service body will be beneficial in the daily operations to the Street Department and serve the public well. The roll was called and Ordinance/Resolution No. 77-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

**Ord. 78-14:**

**An Ordinance authorizing the Mayor to execute Preliminary Legislation with the Ohio Department of Transportation (ODOT) for the completion of the US 42 Improvement Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 78-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 78-14, seconded by Mr. Simpson. Mr. Patton stated this will be Councils' official authorization to ODOT to approve the US 42 Improvement Project North Court Street widening to 5 lanes, center left turn lane and a portion of it would be the raised medium barrier project that we have been discussing for many years now. It's our pledge for our share of 1.1 million dollars. 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, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 78-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Res. 79-14:**

**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.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 79-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 79-14, seconded by Mr. Simpson. Mr. Dirham stated this is for a storm sewer repair that had to be done. The repair was not planned and that is why there was no previous purchase order. The emergency clause is requested because the work has been completed and the vendor needs paid. 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, J. Coyne, B. Hilberg, and M. Kolesar. The roll was called and Ordinance/Resolution No. 79-14 passed by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

**Res. 80-14:**

**A Resolution requesting the Medina County Auditor to certify the total current tax valuation and the dollar amount of revenue that would be generated for the renewal of 2.2 mills for the operation of an Ambulance and Emergency Medical Service.** Mr. Shields

moved for the adoption of Ordinance/Resolution No. 80-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 80-14, seconded by Mr. Kolesar. Mr. Dirham stated this is the first step in renewing the levy that we use to pay for our ambulance services. It is currently paid for by a 2.2 mil levy. By doing a renewal on this levy we will preserve the Homestead Exemption. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. D. Simpson abstained. The roll was called and Ordinance/Resolution No. 80-14 passed by the yea votes of P. Rose, J. Shields, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb. D. Simpson abstained.

**Ord. 81-14:**

**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. 81-14, seconded by Mr. Simpson. Mr. Dirham stated this is to appropriate money that was paid to us by the school for salt that we purchased. The roll was called and Ordinance/Resolution No. 208-14 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

**Ord. 82-14:**

**An Ordinance authorizing the Mayor to execute a Memorandum of Understanding between the City of Medina and the Wheeling and Lake Erie Railway Company relative to the reconstruction of the West Smith Road crossing.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 82-14, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 82-14, seconded by Mr. Simpson. Mr. Patton stated that Wheeling and Lake Erie are currently replacing the crossing on State Road and they would like to replace the crossing on Lake Road starting next week and that is the request for the emergency clause. This crossing is in very bad shape. 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, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 82-14 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Council Comments:**

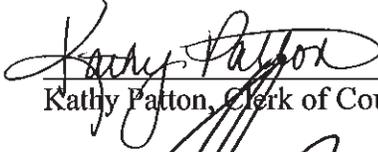
Mr. Simpson thanked his colleague's on Council and part of the administration like Kathy, Nino and everyone else that helped with the Employee Appreciation Luncheon, it was a success. We have the best employees' city-wide that provide the services that we all are accustomed to.

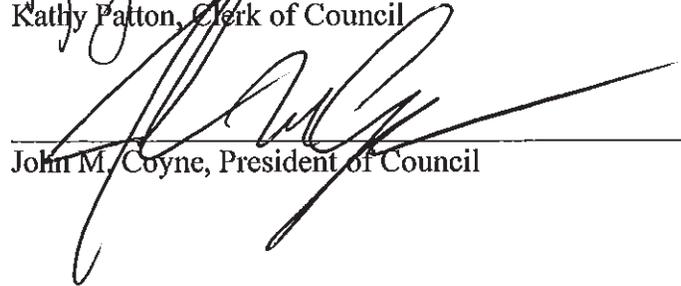
Mr. Coyne announced Wednesday, May 14<sup>th</sup> we have a budget hearing for the Water Dept. and we will be moving the time up to 5 p.m..

Medina City Council  
May 12th, 2014

**Adjournment:**

There being no further business before Council, the meeting adjourned at 8:09 p.m.

  
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Kathy Patton, Clerk of Council

  
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John M. Coyne, President of Council

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