

MEDINA CITY COUNCIL

January 11th, 2016

Opening:

Medina City Council met in regular, open session on Monday, January 11th, 2016. 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, P. Rose, J. Shields, D. Simpson, and J. Coyne. Councilman Lamb was absent.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Nino Piccoli, Patrick Patton, Jansen Wehrley, Dan Gladish, Jonathon Mendel, Mike Wright, Kimberly Marshall, Ron Stahl, Erica Graffein, Kevin McManus and Bob Finnar.

Minutes:

Mr. Shields moved that the minutes from the meetings on December 14th, December 22nd and January 4th, 2015, 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, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the Finance committee met prior to Council and will meet again in two weeks.

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

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb was absent.

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

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

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

16-001-1/11 – Budget Amendment

16-002-1/11 – Bids, Municipal Court Scanning

16-003-1/11 – Intensive Supervision Probation Grant Funding Increase

16-004-1/11 – Bids, Sam Masi Park Playground Surfacing Project

16-005-1/11 – Payment to Medina County Park District for Trail Connector

16-006-1/11 – Final Fiber Payment to Medina County Commissioners

16-007-1/11 – 2016 Tax Advances

16-008-1/11 – Amending Ord. 51-15

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) Thanks to Main Street Medina - Excellent holiday season and activities in Historic District. Many compliments on decorations, lights, and upkeep of downtown.
- 2) Mild winter - Street staff have been using days when plowing/salting not required to review numerous storm water laterals in city tree lawns for cracks/failures. Some are repaired with replacing broken pipes, more minor leaks are repaired with grouting. These sunken areas of tree lawns have been source of concerns raised by residents at ward meetings. Generally little time to address same, so mild winter has permitted us to make good use of time not addressing snow/ice issues.
- 3) Working America canvassing in City - Legislative and political advocacy as well as educational canvassing of residential areas in City starting in January and going through election cycle will be conducted in the city. Times of canvassing will be 4 p.m. - 9 p.m. Monday through Friday and 10 a.m. - 5 p.m. on weekends. These activities are constitutionally protected under the First Amendment and do not require registering with City for solicitor's permit, or following solicitor regulations, as they are not selling anything. Working America is not for profit 501C5 labor organization, affiliated with AFL-CIO.
- 4) Medina Ice Festival is February 12th – 15th, 2016 - President's Day weekend - Ice sculptures supported by local businesses and ice carving demonstrations.

Keith Dirham, Finance Director, reported there are a few things on the agenda for tonight's meeting that he will comment on. Happy New Year to all and Happy Birthday to Mark Kolesar.

Greg Huber, Law Director, had no report.

Chief Berarducci, Police Department, had no report.

Kimberly Marshall, Economic Development Director, reported they have filled the Economic Development and Marketing Associate position on January 4th they hired Barbara Dzur and she started that day and is a welcomed addition.

Jonathon Mendel, Planning Community Director, reminded the community about the Boards and Commissions meeting on Thursday, January 14th at 6:00 p.m.

Chief Painter, Fire Chief, had no report.

Mike Wright, Recreation Center Director, reported the Medina Rec wants to remind the community that our Medina Youth Basketball League practices officially start tonight and will be Monday - Friday and the games will start Saturday & Sunday, January 23rd & 24th and will run thru March 12th.

We have 1,200 kids registered for the league this year so I want to thank the patrons in advance for their patience and understanding during these extremely busy months. Also, if everything goes

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as planned, the 10 new additional handicapped parking spaces will be constructed within the next six months, as the contract is slated to be completed by June 30th.

Jansen Wehrley, Parks and Recreation Director, reported the Medina City Parks Department will be hosting the 2016 All Sports Open House on Saturday, January 16th 10 a.m. - 12 p.m. At the Medina Community Recreation Center at 855 Weymouth Rd. Players and Parents can register for sports with various youth organizations including Medina Youth Baseball, Medina Soccer, Medina Youth Grid Iron Football, Medina Girls Softball, Medina Lacrosse, Medina Miracle League as well as Medina Adult Softball. For more information contact us at 330-721-6950.

Dan Gladish, Building Official, reported that 2015 was a very busy and productive year for the Community Development Department. The Building Department issued 1,089 construction permits in 2015, this is more than the prior 5 years. What this represents is \$15.1 million dollars of reinvestment by both the residents and the businesses back into the community. 2016 is expected to be an even better year.

Patrick Patton, City Engineer, reported updates on the Ryan Road project stating they are back at it after taking a break over the holidays. Work has begun on North Huntington between Homestead and Highland, that area will be closed to through traffic for the next several months. It will be open for local residents, school busses and emergency access only.

The project for emergency connections with Medina County water system we have completed the first connection on Lake Rd. Next week the contractor will move and start work on the East Smith Rd. connection.

Nino Piccoli, Service Director, reported that winter has arrived! There were no call outs for November or December. Their first call out was just after the New Year and so far only one other time. We have had a few water breaks that the crews have worked and it's always our intent to have least disruptions and we appreciate the patience of customers.

Council Approval of appointments:

Charter Review Commission: (All expiring 12/31/20)
Harvey Carter – Ward 1
Phebe Simpson – Ward 2
Mike Hughes – Ward 3
Shirley Larabee – Ward 4

Mr. Shields moved to approve council appointments to the Charter Review Commission, seconded by Mr. Kolesar. The roll was called and motion passed by the yea votes of P. Rose, J. Shields, J. Coyne, B. Hilberg, and M. Kolesar. D. Simpson abstained.

Mayor's Appointments:

Business Development Committee – Don Simmons, expiring 12/31/19

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

Utility Rate Review:

Jim Monhollen (Financial), expiring 12/31/18
John Ratkovich (Commercial), expiring 12/31/18
Dave Mueller (Industrial), expiring 12/31/18
Amy Higgins (Residential Property Renter), expiring 12/31/18

Mr. Shields moved to approve the Utility Rate Review members, seconded by Mr. Simpson. The roll was called and motion approved by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, P. Rose, and J. Shields.

JEDD Board – John Coyne, expiring 12/31/19

Mr. Shields moved to approve the JEDD Board member, seconded by Mr. Simpson. The roll was call and motion approved by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, P. Rose, J. Shields, and D. Simpson.

Notices, Communications and Petition:

Liquor Permit:

Mr. Shields moved not to object to the issuance of a New D-1 permit to Fred W. Albrecht Grocery Company, dba ACME Fresh Market, NW Corner of High Point Drive and SR3. Motion seconded by Mr. Simpson and approved by the yea votes of M. Kolesar, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Unfinished Business: There was none.

Introduction of Visitors:

Introduction and Consideration of Ordinances and Resolutions:

Ord. 1-16:

An Ordinance authorizing the Mayor to execute a License Agreement with Four Brothers Holding Company, LLC (PJ Marley's Restaurant) for the use of public owned land on Parcel #028-19B-20136. Mr. Shields moved for the adoption of Ordinance/Resolution No. 001-16, seconded by Mr. Simpson. Mr. Mendel stated this is a continuation of a request from PJ Marley's at 119 West Liberty Street to use an area of 300 sq. ft. city owned property for an outdoor dining deck. The roll was called and Ordinance/Resolution No. 001-16 passed by the yea votes of B. Hilberg, M. Kolesar, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Res. 2-16:

A Resolution authorizing an application for State assistance from the State Capital Fund to assist with construction of the Municipal Courthouse Expansion Parking Facility, supporting the Downtown Strategic Redevelopment Plan. Mr. Shields moved for the adoption of Ordinance/Resolution No. 002-16, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 002-16, seconded by Mr. Simpson. Mrs. Marshall explained the State legislator and the Governor's office will begin looking at State Capital Budget and funding requests from all the communities around the State and this request is for partial funding for the parking facility that would support the Municipal Court House Expansion Project and then also the Downtown Strategic Redevelopment Plan. We are requesting the emergency clause as the information is due to the legislators by January 15th. 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 and P. Rose. The roll was called and Ordinance/Resolution No. 002-16 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Res. 3-16:

A Resolution requesting the County Auditor to make Tax Advances during the year 2016 pursuant to Ohio Revised Code Section 321.34. Mr. Shields moved for the adoption of Ordinance/Resolution No. 003-16, seconded by Mr. Simpson. Mr. Dirham stated this is a formality but we have to formally request these advances each year so that the auditor can then pay us property taxes before the final settlement. The roll was called and Ordinance/Resolution No. 003-16 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and P. Rose.

Ord. 4-16:

An Ordinance amending Ordinance No. 18-02, passed February 11, 2002, relative to Miscellaneous Processing Fees for the Medina Community Recreation Center. Mr. Shields moved for the adoption of Ordinance/Resolution No. 004-16, seconded by Mr. Simpson. Mr. Wright stated this is for authorization of the Recreation Center to charge an administrative fee of \$20.00 for patrons whose memberships were withdrawn by their own requests or a third party billing circumstance. These accounts require significant amount of time to process and this fee will help to defray those costs. The roll was called and Ordinance/Resolution No. 004-16 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, P. Rose, and J. Shields.

Ord. 5-16:

An Ordinance amending Chapter 111, Section 111.09 of the Rules of Council of the codified ordinances of the City of Medina, Ohio relative to Committees: Designations; Appointments. Mr. Shields moved for the adoption of Ordinance/Resolution No. 005-16, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 005-16, seconded by Mr. Simpson. Mr. Rose came up with the idea of adding what's called the Emerging Technologies Committee. Mr. Rose stated a couple of things they have discussed already with the Mayor include the type of garbage truck we use as a possible technology, the various technologies we use to back up our data, transmit our data, work cooperatively with the County and the school district in using the IT department, drones were discussed. The emergency

clause is requested as there are already ideas needing to come before the committee. 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. 005-16 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, P. Rose, J. Shields, and D. Simpson.

Ord. 6-16:

An Ordinance amending Ordinance No. 165-15, passed December 22, 2015.

(Amendments to 2016 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 006-16, seconded by Mr. Simpson. The Mayor's office receives annually a donation from a local resident who is very appreciative of the flower urns that we have adorning the downtown and she makes this donation each year and so we ask City Council to appropriate it into the fund that the flower urns come from. The roll was called and Ordinance/Resolution No. 006-16 passed by the yea votes of M. Kolesar, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg.

Council Comments:

Mr. Simpson wished Mark Kolesar a Happy Birthday.

He asked everyone to be patient with the services that the city provides for them. Look out for anyone in need, check on your neighbors and be kind.

Mr. Rose reminded residents to keep the fire hydrants free of snow.

Mr. Shields wished Mark Kolesar a Happy Birthday and thanked him for sharing it with council.

Mr. Coyne also extended Birthday wishes to Mark, as he is the youngest on Council.

This Wednesday at 5:30 p.m. there will be a Council of the Whole meeting in the Multi-Purpose room to discuss the Court House Construction Manager at Risk. Some representatives from various construction companies will be there to educate us on the Construction Manager at Risk process and what that means.

Adjournment:

There being no further business before Council, the meeting adjourned at 7:55 p.m.

Kathy Patton, CMC - Clerk of Council

John M. Coyne, President of Council