

MEDINA CITY COUNCIL

Monday, June 27th, 2016

Opening:

Medina City Council met in regular, open session on Monday, June 27th, 2016. The meeting was called to order at 7:30 p.m. by Councilman Dennie Simpson 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, and D. Simpson. J. Coyne and J. Shields were absent.

Nomination and Election of Chairman Pro-Tem:

Mr. Kolesar moved to elect Councilman Dennie Simpson as Chairman Pro-Tem in the absence of the President and President Pro-Tem, seconded by Mr. Rose. The roll was called and approved by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and D. Simpson.

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

Minutes:

Mr. Kolesar moved that the minutes from the regular meeting on June 13th, 2016, as prepared and presented by the Clerk be approved, seconded by Mr. Rose. The roll was called and the minutes were approved by the yea votes of M. Kolesar, B. Lamb, P. Rose, D. Simpson, and B. Hilberg.

Reports of Standing Committees:

Finance Committee: Mr. Coyne was absent. Mr. Simpson stated they will meet again in two weeks.

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

Public Properties Committee: Mr. Shields - Absent

Special Legislation Committee: Mr. Lamb had no report.

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:

Finance Committee

16-098-6/27 – Adopt 2016 Codification Update

16-099-6/27 – Memo of Understanding – Collaboration on Local Gov't Safety Capital Grant

16-100-6/27 – Amend Codified Ordinances 133.01, Association Memberships

16-101-6/27 – Accept Proposal – Consultant/Broker for Employee Healthcare

16-102-6/27 – 2017 Tax Budget

16-103-6/27 – Resurface Parking Lot – 260 South Court Street

16-104-6/27 – Job Creation Grant Payment – Sandridge Food Corporation

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16-105-6/27 – Payment Over \$3,000 – Bell Equipment Company
16-106-6/27 – Budget Amendment
16-107-6/27 – Expenditure Over \$15,000 – State of Ohio – E. Reagan/Weymouth intersection
16-108-6/27 – Bids, 2016 Concrete Curb Installation Program
16-109-6/27 – Bids, 2016 Concrete Pavement Joint Sealing
16-110-6/27 – Contract, Masonic Temple Demolition
16-111-6/27 – Municipal Courthouse – Design Change Order No. 1 – Discussion
16-112-6/27 – Personal Time Issue

Reports of Municipal Officers

Dennis Hanwell, Mayor, reported the following:

- 1) Working America Canvassing in City - Legislative/political advocacy as well as educational canvassing of residential areas in city starting in January & going throughout the election cycle will be conducted in the City. Canvassing will be 4 p.m. to 9 p.m. Monday through Friday and 10 a.m. to 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 a not for profit 501C5 labor organization, affiliated with the AFL-CIO.
- 2) Thursday, June 23rd - Main Street Medina hosted Ladies Night Out as well as Vintage Street Rodders of America. Car owners were from around the country. Many positive comments of the upkeep, friendliness, and appearance of our City.
- 3) Medina Community Band Concerts - Friday nights June and July, 8:30 p.m.
- 4) Another round of paver sales for Bicentennial Commons \$100 for 4 x 8; \$250 for 8 x 8. Funds to support Bicentennial Celebration events.
- 5) "The Moving Wall" was at Medina High School from Thursday, June 23rd to Sunday, June 26th. Thank you to Medina Morning and Evening Rotaries, Medina Schools, and the City for helping support same with Veteran's Association.
- 6) Sunday, July 3rd Fireworks from Medina High School.
- 7) Monday, July 4th parade - line up at Medina High School; step off at 5:50 p.m. from Liberty and Spring Grove, west on Liberty to Court, south to Washington, east to Common Pleas lot - break up there. At 8:30 p.m. there will be a concert on the Square by the Medina Community Band.

Keith Dirham, Finance Director, reported there are items he will touch upon when they get to them on the agenda. He also stated they are working through the budgets with Council.

Greg Huber, Law Director, had no report.

Lt. Birckbichler, Police Dept., had no report.

Jonathon Mendel, Planning Community Director, had no report.

Chief Painter, Fire Chief, had no report.

Mike Wright, Recreation Center Director, reported the Rec's three month summer memberships are 25% off this season and started May 1st, for 3 consecutive months of your choice, up to a start date of July 1st. So you need to sign up before this Sat, July 2nd! The Rec Discover Camp started May 31st and runs through August 12th. There are lots of scheduled trips left this year including Kalahari, Dave & Busters, and the Wild Water Kingdom! You can sign your kids up for one week or the rest of the summer. For more information you can go online @ www.medinarec.org or contact Maureen Dowell at 330-721-6935.

Jansen Wehrley, Parks and Recreation Director, reported they recently completed resurfacing the tennis courts at Sam Masi Park and also added Pickle Ball lines to those courts as a request from a number of individuals at the Rec Center. The mountain bike skills park that was built by volunteers at Huffman Cunningham Park is officially open.

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, reported North Huntington Street Project is completed as of a week ago and is now open. Ryan Road will be open by Wednesday this week. Foundry Street project has over a month until it will be complete; pavement removal begins this week.

Nino Piccoli, Service Director, reported currently the Streets Dept. is working on some storm sewer issues and repainting pavement markings. High grass complaints are continually being monitored and being addressed, as of today we have mowed 34 lots.

Notices, Communications and Petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

There were none.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 84-16:

An Ordinance amending Sections 1105.097, 1105.098, 1141.02, 1141.04, and 1153.04(a)(38) of the Zoning Code of the codified ordinances of the city of Medina, Ohio relative to Heavy and Light Manufacturing and Principally and Conditionally Permitted Uses. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 084-16, seconded by Mr. Rose. Mr. Kolesar moved that the emergency clause be added to Ordinance/Resolution No. 084-16, seconded by Mr. Rose. Mr. Mendel stated this is a result of a Planning Commission recommendation from the April

14th meeting to discuss these changes. The roll was called on adding the emergency clause and was approved by the yeas of P. Rose, D. Simpson, B. Hilberg, M. Kolesar, and B. Lamb. The roll was called and Ordinance/Resolution No. 084-16 passed by the yeas of B. Lamb, P. Rose, D. Simpson, B. Hilberg, and M. Kolesar.

Ord. 85-16:

An Ordinance to approve, adopt and enact current replacement pages to the Codified Ordinances of the City of Medina, Ohio. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 085-16, seconded by Mr. Rose. Mr. Simpson stated this is something that is done every year. The roll was called and Ordinance/Resolution No. 085-16 passed by the yeas of D. Simpson, B. Hilberg, M. Kolesar, B. Lamb, and P. Rose.

Ord. 86-16:

An Ordinance authorizing the expenditure of \$8,452.00 to the Medina County Society for the Prevention of Cruelty to Animals (SPCA) for animal related services for the year 2016.

Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 086-16, seconded by Mr. Rose. Mr. Rose has spent several meetings with the president of the SPCA and has seen a marked improvement in the way they are managing their business and soliciting of funds. They are definitely moving in the right direction. Mayor Hanwell stated he appreciates Councilman Rose's work in trying to help keep this donation as low as we can, but he realizes it is a necessary service for us. Mr. Kolesar thanked the SPCA for all their efforts in providing the service to our community. The roll was called and Ordinance/Resolution No. 086-16 passed by the yeas of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and D. Simpson.

Ord. 87-16:

An Ordinance authorizing the increase of the expenditure to Fortiline, Inc. from \$15,000.00 to \$55,000.00 for the Water Department. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 087-16, seconded by Mr. Rose. Mr. Piccoli stated as technology is changing we discussed in Finance a new type of ultrasonic full flow meter it's a digital technology and allows for precise measure. The roll was called and Ordinance/Resolution No. 087-16 passed by the yeas of M. Kolesar, B. Lamb, P. Rose, D. Simpson, and B. Hilberg.

Res. 88-16:

A Resolution extending the Intensive Supervision Probation Grant for the Medina Municipal Court through the fiscal year 2017. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 088-16, seconded by Mr. Rose. Mr. Kolesar moved that the emergency clause be added to Ordinance/Resolution No. 088-16, seconded by Mr. Rose. Mayor Hanwell stated this is an on-going grant with the Medina Municipal Court, this year's grant is \$131,764.00. It pays for one full time and two part time employees. Timing is the reason for the emergency clause. The roll was called on adding the emergency clause and was approved by the yeas of P. Rose, D. Simpson, B. Hilberg, M. Kolesar, and B. Lamb. The roll was called and Ordinance/Resolution No. 088-16 passed by the yeas of B. Lamb, P. Rose, D. Simpson, B. Hilberg, and M. Kolesar.

Ord. 89-16:

An Ordinance amending Section 31.02(B)(6) of the Salaries and Benefits Code of the City of

Medina, Ohio relative to the Intensive Supervision Probation employees for the Medina Municipal Court. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 089-16, seconded by Mr. Rose. Mr. Kolesar moved that the emergency clause be added to Ordinance/Resolution No. 089-16, seconded by Mr. Rose. Mayor Hanwell stated this enables the hourly adjustments through the grant for the three positions. The emergency clause is requested because it takes affect July 1st. 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, and D. Simpson. The roll was called and Ordinance/Resolution No. 089-16 passed by the yea votes of D. Simpson, B. Hilberg, M. Kolesar, B. Lamb, and P. Rose.

Ord. 90-16:

An Ordinance authorizing the Mayor to execute a Revocable Use Permit with George Baran to use or occupy part of the North Broadway Public Right-of-Way located in front of the property at 536 N. Broadway Street. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 090-16, seconded by Mr. Rose. Mr. Mendel stated Patrick Patton and Greg Huber have reviewed the case and are satisfied and a legal description has been provided along with it. The roll was called and Ordinance/Resolution No. 090-16 passed by the yea votes of M. Kolesar, B. Lamb, P. Rose, D. Simpson, and B. Hilberg.

Ord. 91-16:

An Ordinance amending Ordinance No. 83-15, passed June 22, 2015, relative to the contract awarded to the successful bidder for the installation of additional handicap parking at the Medina Community Recreation Center. Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 091-16, seconded by Mr. Rose. Mr. Kolesar moved that the emergency clause be added to Ordinance/Resolution No. 091-16, seconded by Mr. Rose. Mr. Patton stated the Rec. Center secured a grant from the Ohio Dept. of Natural Resources for \$30,000 to build additional handicap parking spaces at the Rec. Center. There were some unsuitable soils that needed to be removed and replaced with stone and doing that cost an extra \$3,500 above the \$30,000. We would like to modify the ordinance in order to be able to pay the contractor for the work they have performed and we are asking for the emergency clause because the parking spaces are already in use. The roll was called on adding the emergency clause and was approved by the yea votes of P. Rose, D. Simpson, B. Hilberg, M. Kolesar, and B. Lamb. The roll was called and Ordinance/Resolution No. 091-16 passed by the yea votes of B. Lamb, P. Rose, D. Simpson, B. Hilberg, and M. Kolesar.

Ord. 92-16:

An Ordinance amending Ordinance No. 165-15, passed December 22, 2015. (Amendments to 2016 Budget) Mr. Kolesar moved for the adoption of Ordinance/Resolution No. 092-16, seconded by Mr. Rose. Mr. Dirham stated these are the budget amendments to cover the previous ordinance. The roll was called and Ordinance/Resolution No. 092-16 passed by the yea votes of D. Simpson, B. Hilberg, M. Kolesar, B. Lamb, and P. Rose.

Council Comments:

Councilmen congratulated Mr. Simpson on doing a great job as Chairman Pro-Tem in the absence of Mr. Coyne.

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Congratulations were extended from Council to Keith Dirham on his recent engagement.

Mr. Kolesar and Mr. Simpson thanked all involved with the moving wall for the Vietnam Memorial.

Mr. Simpson also thanked Ron Ross for his running of a marathon and his efforts to support the moving wall.

Dennie Simpson thanked Kathy Patton for her help in preparing him for the Chairman Pro-Tem position for this evenings' Council meeting.

He was also very proud of our Cleveland Cavaliers and how the crowd was respectful.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:01 p.m.

Kathy Patton, CMC - Clerk of Council

Dennie Simpson, Chairman Pro-Tem