

MEDINA CITY COUNCIL
Monday, January 28th, 2019

Public Hearing (7:30 p.m.)

To consider the recommended changes/additions to the following sections of the Planning and Zoning Code: 1109.01, 1141.01, 1141.05, 1145.04(a) and 1147.04(d)

For: Mr. Mendel stated the Planning Commission reviewed these on November 8th 2018, and recommended the changes and additions. It went before Finance Committee on December 10th and passed on to Council this evening.

Against:

No one spoke against the recommended changes/additions to the Planning and Zoning Code.

The public hearing was closed at 7:34 p.m.

Opening:

Medina City Council met in regular, open session on Monday, January 28th, 2019. The meeting was called to order at 7:35 p.m. by President of Council John Coyne who led in the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council present E. Heffinger, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne. B. Lamb was absent.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Kinney, Chief Painter, Dan Gladish, Kimberly Marshall, Jonathon Mendel, and Mike Wright.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on January 14, 2019 as prepared and submitted by the Clerk be approved. The roll was called and the minutes were approved by the ye a votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the Finance Committee met prior to this evening's Council meeting and will meet again in two weeks.

Health, Safety & Sanitation Committee: Mr. Simpson had no report. Dennie is looking to schedule a meeting in the beginning of February sometime.

Public Properties Committee: Mr. Shields stated there is a meeting scheduled for this Thursday at 5:30 p.m.

Special Legislation Committee: Mr. Lamb was absent.

Streets & Sidewalks Committee: Mr. Heffinger stated there is a meeting scheduled for February 5th at 5:30 p.m. and discussion will be on South Broadway and replacing the brick and updating the sidewalk code as well.

Water & Utilities Committee: Mr. Starcher stated he has a meeting scheduled for early February.

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

- 19-018-1/28 – Fund Transfer Request - #108 to #106
- 19-019-1/28 – Budget Amendments
- 19-020-1/28 – MCRC - Sponsorship Brochure Revision – Partner Marketing
- 19-021-1/28 – Expenditure Over \$15,000 – Walter Haverfield
- 19-022-1/28 – Accept Final Plat – Kensington Pointe
- 19-023-1/28 – Amend. Ord. 198-18 – Revitalization District
- 19-028-1/28 – Expenditure – Zuercher Technologies – Police
- 19-029-1/28 – Bids, Sealing of City Owned Water Wells
- 19-030-1/28 – Expenditure Over \$15,000 – MNJ Technologies – IT Dept.

Streets & Sidewalks Committee

- 19-024-1/28 – S. Broadway St. Reconstruction Project
- 19-025-1/28 – Update Sidewalk Repair Plan
- 19-026-1/28 – Street Lights on Reagan Parkway
- 19-027-1/28 – Flashing Lights for Crosswalks Not at Intersections

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) New city website went live January 7, 2019. Working on adding additional materials and ability to apply and pay on line for utilities, permits, etc. Any issues, please contact the Mayor's office at 330-722-9020, or email scrow@medinaoh.org.
- 2) MLK Service at Medina Presbyterian Church, 5020 Burgundy Bay Blvd., Medina, on Sunday, January 20th at 4 p.m. was cancelled/delayed due to inclement weather and the Mayor will advise once rescheduled by Medina Ministerial Association.
- 3) Snow Removal- respectfully request residents clear their sidewalks for school children and other pedestrians in the neighborhood. We ask and recommend that the areas from the curb to the fire hydrants be cleared away at least to where they can be seen. Many compliments on snow removal program. Service Director Piccoli and crews worked non-stop from early Sat. morning, the 19th until 4 p.m. Monday/MLK Holiday, the 21st. With the single digit temperatures, salt was ineffective causing snow to be packed down on streets from traffic and snow plow blades. Once temperatures rose Wed., January 23rd, streets were scraped again and salt reapplied. Few calls that some streets were not plowed was simply not true. Each street was repeatedly plowed throughout the event, but blowing and heavy snow was impacting keeping streets clear. We brought out parks hydraulic snow thrower, back hoes and frontend loaders to remove snow from Square as well as open intersections for pedestrians/school walkers. Smaller pickups in neighborhoods assisted residents with clearing of driveway aprons when necessary.
- 4) Congratulations to Kim Walter, Law Dept. and Sgt. George Horton on retirements from city. Kim will be presented a Council Resolution, I'd like to invite Sgt. George Horton up for Mayoral Proclamation.

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Keith Dirham, Finance Director, reminded residents the city has an income tax and it is collected by RITA. There are forms available here at city hall or online at RITA Ohio.

Greg Huber, Law Director, congratulated George Horton, stated he will be missed on the night shift. It has been a privilege as an attorney to represent the department and your cases.

Chief Kinney, Police Department, stated there was a new hire – Tyler Hughes. He just finished the academy and passed his certifications and will be sworn in next week. Congratulated George Horton on his retirement.

Kimberly Marshall, Economic Development Director, Congratulated and thanked George for his service.

Jonathan Mendel, Planning Community Director, had no report. Congratulated George.

Chief Painter, Fire Department, Wished George the best.

Mike Wright, Recreation Center Director, stated the next Rec Advisory Board meeting is February 21st at 7:30 a.m. Congratulations to Kim Walter and George Horton on their retirements.

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

Dan Gladish, Building Official, had no report, congratulated George.

Patrick Patton, City Engineer, stated today they released the request for proposals to the three design build teams interested in building the city hall parking structure, they are due back in March and we will analyze them for a decision and award a contract in April. Congratulations to George.

Nino Piccoli, Service Director, acknowledges his workers during the inclement weather we recently had with all the snow and long hours. Congratulations to George Horton.

Confirmation of Mayor's appointment:

Utility Rate Review Commission – Richard Kirby – expiring 12/31/21

Mr. Shields moved to approve the mayoral appointment, seconded by Mr. Simpson. The roll was called and approved by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger.

Confirmation of Council appointment:

Archive Commission – Matt Weiderhold – expiring 12/31/21

Mr. Shields moved to approve Council's appointment, seconded by Mr. Simpson. The roll was called and approved by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger,

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and P. Rose.

Notices, Communications and Petitions:

Liquor Permit:

Mr. Shields moved not to object to the stock transfer of a D-1 permit to Salem BBQ LLC, dba Dickey's Barbeque Pit, 1st F1 only, 960 N. Court Street. Motion seconded by Mr. Simpson and approved by the yea votes of D. Simpson, B. Starcher, J. Coyne, E. Heffinger, P. Rose and J. Shields.

Unfinished Business:

There is none.

Introduction of Visitors:

Matt Weiderhold thanked Council for their consideration to renew the City of Medina membership for \$30,000.00. Reminded residents of first Fridays and the Medina Ice Festival coming up February 15th through the 18th and Ladies Night Out on March 7th.

Introduction and Consideration of Ordinances and Resolutions:

Res. 009-19:

A Resolution commending Kimberly Walter for her dedicated years of service to the City of Medina Law Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 009-19, seconded by Mr. Simpson. Mr. Huber stated Kim Walters has been the primary secretary for as long as he has been the Law Director in 2001. Greg stated he doesn't know what it's going to be like to walk into the office and not have Kim there, she will truly be missed. Mr. Simpson spoke of Kimberly and her kindness and work ethic. Mr. Shields stated Kim has always been friendly, kind and helpful. The roll was called and Ordinance/Resolution No. 009-19 passed by the yea votes of B. Starcher, J. Coyne, E. Heffinger, P. Rose, J. Shields and D. Simpson.

Ord. 010-19:

An Ordinance authorizing the Mayor to enter into an Agreement with the Cleveland Clinic Medina Hospital Life Support Team for the purpose of providing 9-1-1 Dispatch Services. Mr. Shields moved for the adoption of Ordinance/Resolution No. 010-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 010-19, seconded by Mr. Simpson. Chief Kinney stated this is a contract for dispatch services to LST. Emergency request is needed due to deadlines. The roll was called on adding the emergency clause and was approved by the yea votes of E. Heffinger, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne. The roll was called and Ordinance/Resolution No. 010-19 passed by the yea votes of J. Coyne, E. Heffinger, P. Rose, J. Shields, D. Simpson and B. Starcher.

Ord. 011-19:

An Ordinance authorizing the Mayor to enter into an Agreement with Medina Township for the purpose of providing 9-1-1 Emergency Police Dispatch and Communications Services on

behalf of the residents of the Township. Mr. Shields moved for the adoption of Ordinance/Resolution No. 011-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 011-19, seconded by Mr. Simpson. Chief Kinney stated this is a contract for dispatch in Medina Township. Emergency needed due to prior contract expiring December 31st, 2018. The roll was called on adding the emergency clause and was approved by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger. The roll was called and Ordinance/Resolution No. 011-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger.

Ord. 012-19:

An Ordinance authorizing the Mayor to enter into an Agreement with Montville Township for the purpose of providing 9-1-1 Emergency Police Dispatch and Communications Services on behalf of the residents of the Township. Mr. Shields moved for the adoption of Ordinance/Resolution No. 012-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 012-19, seconded by Mr. Simpson. Chief Kinney stated this is for police dispatch contract for Montville Township. Emergency is needed due to prior contract expiring. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, B. Starcher, J. Coyne, E. Heffinger, P. Rose and J. Shields. The roll was called and Ordinance/Resolution No. 012-19 passed by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, and P. Rose.

Ord. 013-19:

An Ordinance amending Section 917.04 of the Codified Ordinances of the City of Medina, Ohio relative to the Water Rates. Mr. Shields moved for the adoption of Ordinance/Resolution No. 013-19, seconded by Mr. Simpson. Mr. Dirham stated late last year Avon Lake Municipal Utilities informed us of increases that will be applied to what we pay them effective in July 2019, July 2020, and July 2021. The roll was called and Ordinance/Resolution No. 013-19 passed by the yea votes of B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson.

Res. 014-19:

A Resolution adopting the House Revolving Loan Fund Administration Agreement between the State of Ohio, Development Services Agency and the City of Medina, Ohio relative to the Community Housing Improvement Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 014-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 014-19, seconded by Mr. Simpson. Mr. Mendel stated their previous program expired 12/31/18 and they would like to start to reinvest and reuse money that comes back through CHIP Program funds and need approval to set up another agreement to establish the new revolving loan fund. Emergency is needed to set this up as soon as possible. The roll was called on adding the emergency clause and was approved by the yea votes of E. Heffinger, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne. The roll was called and Ordinance/Resolution No. 014-19 passed by the yea votes of J. Coyne, E. Heffinger, P. Rose, J. Shields, D. Simpson and B. Starcher.

Ord. 015-19:

An Ordinance authorizing the payment of \$30,000.00 to Main Street Medina for the City's

2019 Membership Renewal. Mr. Shields moved for the adoption of Ordinance/Resolution No. 015-19, seconded by Mr. Simpson. Mayor Hanwell states this is an annual payment of the City of Medina to The Main Street Program. Matt Weiderhold shared the economic benefit and all of the positive things that Main Street is doing for the City of Medina. Mr. Coyne added that Main Street Medina has done a fantastic job with all the events on the square and the vitality of the square has changed 180 degrees since he first joined council. All the store fronts are filled and they are looking to try and expand. The roll was called and Ordinance/Resolution No. 015-19 passed by the yea votes of E. Heffinger, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

Ord. 016-19:

An Ordinance authorizing the Mayor to enter into a Tenant Based Rental Assistance Agreement with the Medina Metropolitan Housing Authority (MMHA) for the PY 2018 Community Housing Impact and Preservation Program (CHIP) Mr. Shields moved for the adoption of Ordinance/Resolution No. 016-19, seconded by Mr. Simpson. Mr. Mendel stated this is a partnership with Medina City and Brunswick City and as part of that there are dollars allocated to tenant based rental assistance which would be administered through MMHA. This \$33,000.00 would set up that agreement with MMHA so that we can provide these dollars to the persons that need it. The roll was called and Ordinance/Resolution No. 016-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger.

Res. 017-19:

A Resolution authorizing an Application for Grant Assistance from the Ohio Department of Natural Resources Office of Real Estate – Recreational Trails Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 017-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 017-19, seconded by Mr. Simpson. Mr. Mendel stated this would provide up to an 80% reimbursement assistance for the City of Medina. The particular activity would be increasing the offset the cost of construction to approximately 2,200 linear foot linkage along East Reagan Parkway from Court Street to Larkens Way. This would help create more linkages of trails between the regional areas. Emergency is requested due to timelines. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, B. Starcher, J. Coyne, E. Heffinger, P. Rose and J. Shields. The roll was called and Ordinance/Resolution No. 017-19 passed by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, and P. Rose.

Ord. 018-19:

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 018-19, seconded by Mr. Simpson. Mr. Dirham states this transfer is from the Street Fund to the Police Fund. They are reimbursing the Police fund for costs incurred providing traffic detail during construction projects. The roll was called and Ordinance/Resolution No. 018-19 passed by the yea votes of B. Starcher, J. Coyne, E. Heffinger, P. Rose, J. Shields and D. Simpson.

Ord. 019-19:

An Ordinance amending Ordinance 195-18, passed December 10, 2018. (Amendments to 2019 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 019-19, seconded

by Mr. Simpson. Mr. Dirham sated that people at home may wonder why we are amending the budget this early in the year and the reason is these are things that were not and could not have been anticipated. The first one is they received money from damage to a tree and it needs to be appropriated. The second one is unclaimed funds. The 3rd one is a grant, the 4th is the transfer and then finally we have some well capping. The roll was called and Ordinance/Resolution No. 019-19 passed by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson and B. Starcher.

Res. 020-19:

A Resolution authorizing the Finance Director to execute Authorization Letters for costs incurred by RITA in the collection of delinquent accounts and providing additional information on tax accounts. Mr. Shields moved for the adoption of Ordinance/Resolution No. 020-19, seconded by Mr. Simpson. Keith stated this will continue their delinquent tax program. The roll was called and Ordinance/Resolution No. 020-19 passed by the yea votes of E. Heffinger, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

To be added to the agenda:

Mr. Shields moved to add Ord. 021-19 to the agenda, seconded by Mr. Simpson. The roll was called and Ordinance 021-19 was added to the agenda by the yea votes of J. Coyne, E. Heffinger, P. Rose, J. Shields, D. Simpson and B. Starcher.

Ord. 021-19:

An Ordinance amending Ord. 198-18, passed October 9th, 2018 relative to the City of Medina Revitalization District. Mr. Shields moved for the adoption of Ordinance/Resolution No. 021-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 021-19, seconded by Mr. Simpson. Mrs. Marshall stated they originally had the acreage at 86.7 acres and then there was a typo and we changed it to 89 acres. The State of Ohio has requested that our city engineer Patrick Patton to sign and certify their acreage for their records and when he calculated the footprint he came up with 91.8 acres. In order for all the documentation to reflect the accurate numbers, they have to amend the ordinances. Emergency is being requested as the State of Ohio is holding our application and waiting on said documentation. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, and P. Rose. The roll was called and Ordinance/Resolution No. 021-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, and E. Heffinger.

Council Comments:

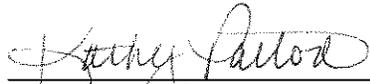
Mr. Heffinger thanked all the safety and service personnel that worked throughout our last snow storm, they did an excellent job clearing the roads.

Mr. Rose echoed Eric's comments to Mr. Piccoli and the safety forces and the public service forces he heard so many complements on how quickly everything was handled.

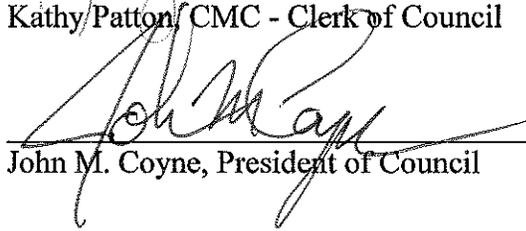
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Adjournment:

There being no further business before Council, the meeting adjourned at 8:24 p.m.



Kathy Patton, CMC - Clerk of Council



John M. Coyne, President of Council