

MEDINA CITY COUNCIL

Monday, April 22, 2019

Opening:

Medina City Council met in regular, open session on Monday, April 22, 2019. The meeting was called to order at 7:30 p.m. by President of Council John Coyne. Fifth graders from Ella Canavan who won the MCPAL Basketball Championship led in the Pledge of Allegiance.

Roll Call:

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

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, Mike Wright, Kimberly Marshall, Jonathan Mendel.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, April 8, 2019 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yea votes of B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson.

Reports of Standing Committees:

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

Health, Safety & Sanitation Committee: Mr. Simpson had no report, stated he has a Fire District meeting scheduled for tomorrow night at 4:30 p.m. in the Multi-Purpose Room, downstairs.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb stated last Monday, he met with Girl Scout Troop #91646 from Ella Canavan to discuss issues related to reducing solid waste and single use plastic bags, a project that they are working on because the average family in the United States uses 1,500 bags a year. Once it goes to the landfill, it takes between 500 and 1,000 years to break down. Mr. Lamb also stated they have completed the LGTBQ legislation that they have been working on and discussing now for many months, and he will be scheduling a meeting in the near future.

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

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

Emerging Technologies Committee: Mr. Rose had no report and is working on scheduling a meeting for the 19th of June to discuss the new options they may have for utilizing the Medina County Fiber Loop.

Requests for Council Action:

Finance Committee

19-077-4/22 – Budget Amendment

19-078-4/22 – Repay Advance – Bicentennial to JEDD Fund

- 19-079-4/22 – Grant Application – MCDAC – Police
- 19-080-4/22 – Advance Request
- 19-081-4/22 – 2018 Carryforward Appropriation
- 19-082-4/22 – Adopt 2019 Medina County All Hazards & Flood Mitigation Plan
- 19-083-4/22 – Amend S&B Code, MCRC Lifeguard Pay Rate
- 19-084-4/22 – Plat of Survey to create parcel at 625 Bowman Lane
- 19-085-4/22 – City Hall Parking Structure – Discussion of Design Build Proposals

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported

- 1) Parking Deck - Construction of parking deck south of Medina City hall will commence this May. Parking will be very limited at Medina City Hall and lot between Sully's patio and Porter's Shoes. Available long term lots are at the southeast corner of West Liberty and South Elmwood; lot on west side of 200 block of South Elmwood (between Smith and Washington); as well as at the existing parking deck behind Common Pleas Courts. The project will last from May to likely December.
- 2) Medina County Fiber to the home is taking place in Seville as well as Guilford and Westfield Townships. Build out will take about 18 months. Plan is to continue to install in Medina County with projected completion in five years. Demand and prioritization will be based on consumer surveys requesting the services. To take the survey, go to www.medinafiber.com ; must enter address first; then an option to take survey will show up. This proposed project will bring much needed competition for internet, TV and phone services to our community. Broadband Neighborly is partnering with iFiber on this project and Medina County is an attractive market due to the publicly owned fiber ring already in place in our county due to investments by Medina County, and the cities of Brunswick, Medina, and Wadsworth.
- 3) Medina's American Legion Post 202 will be Honor Guard and present flags at Progressive Field Friday, May 3rd, at 7 p.m. A well-deserved honor.
- 4) Ladies Night Out is Thursday, May 9th from 5 p.m. – 8:30 p.m. at Public Square Businesses.
- 5) Farmer's Markets - Saturdays starting May 18th from 9 a.m. – 1 p.m. on Public Square.
- 6) Proclamation for Kathy Patton in recognition of the 50th Anniversary of Municipal Clerk's Week.

Keith Dirham, Finance Director, reported that budgets have started for 2020 to 2024. Keith will speak on the EMS Levy when they get to it.

Greg Huber, Law Director, had no report.

Chief Kinney, Police Department, recognized some exceptional 5th graders from Ella Canavan That participated in the MCPAL March Madness Tournament and they prevailed and are the champions and were coached to that championship by Mr. Shields our Councilman here. MCPAL stands for Medina County Police Activities League and has been in existence for many years and is administered by Chief Grice from Montville Police Department.

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Chief Grice stated he appreciated everyone's partnership and stated that Mr. Starcher is also a member of the PAL family, but unfortunately he wasn't able to bring a championship home. Council back in September was generous enough to help MCPAL with the purchase of two vans and those help us get the participants to and from the games. Championship T-shirts were handed out to the participants.

Mr. Shields thanked the Mayor because he and Officer Thomas were the first to bring MCPAL to Medina. Jim is very thankful to have this program here in Medina because it really does make a difference.

Kimberly Marshall, Economic Development Director, reported the next City of Medina Economic Development Committee meeting is scheduled for Tuesday, May 7th at the Medina County Administration Building starting at 8 a.m. The City has been trying to find a way to form an Energy Special Improvement District and the idea is we are going to hopefully partner with the County on the formation of this district that will allow our businesses in the community throughout the county to apply for PACE financing which is Property Assess Clean Energy basically allows businesses to fund energy efficiency improvements through assessment on their property taxes. If we form this district, there would be a Board of 3 County seats and 2 City seats. Legislation will be required from City Council.

April 26th for ribbon cuttings or Grand Openings starting at 235 W. Liberty St. for MDL Logistics, 11 a.m. Best Nails and Spa at 895 N. Court St. and 1 p.m. HER Relators of Medina at 445 W. Liberty St.

Jonathan Mendel, Planning Community Director, had no report.

Chief Painter, Fire Department, had no report.

Mike Wright, Recreation Center Director, reported that the schools have contracted with a paving company to repair areas at the front entrance of the rec parking lot and other problem areas. This will be completed after school lets out.

We have also contracted with a roofing company to do the roof replacement over our Field House and our pools, which may begin as soon as May and run through the middle of August. This may require the pools to be closed longer than the usual 5 day shutdown at the end of July, but we will post those dates as we are updated on the project.

The Baggataway is this weekend along with a craft show (rental) in the Field House so parking will be very hard to find.

The next scheduled Rec Advisory Board meeting will be on Thursday, May 16th, at 7:30 a.m. at the recreation center.

Jansen Wehrley, Parks and Recreation Director, Absent.

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, Patrick reminded residents that the West Smith Road Reconstruction Project will start in the next one to two weeks. There will be traffic impacts during the construction process.

Nino Piccoli, Service Director, had no report.

Notices, Communications and Petitions

There were none.

Unfinished Business:

There were none.

Introduction of Visitors:

Tammy Kirby – resides at 246 W. Friendship, spoke of the 5K Historic Hustle taking place on Saturday at 9 a.m. at the intersection of N. Elmwood and West Friendship.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 063-19:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Lafayette Road Sidewalks Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 063-19, seconded by Mr. Simpson. Mr. Patton stated this project will install sidewalks on the south side of Lafayette from approximately South Elmwood to Oak Street. This project is being primarily paid for through a CDBG grant. The roll was called and Ordinance/Resolution No. 063-19 passed by the yeas votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson and B. Starcher.

Ord. 064-19

An Ordinance authorizing the Mayor to execute a Real Estate Purchase Agreement with the Medina County Board of Commissioners for the purchase of three (3) parcels of vacant land, located on S. Elmwood Avenue, Medina, Ohio. Mr. Shields moved for the adoption of Ordinance/Resolution No. 064-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 064-19, seconded by Mr. Simpson. Mayor Hanwell stated this is the parking lot that was referred to across from the old Napa in the 200th block of S. Elmwood St. The County doesn't have a use for it. We have used it for public parking for years. The County will remove the 3 recycle bins from the lot. The reason for the emergency clause is the County is interested in purging it from their books as quickly as possible and the City is going to be in need of additional parking. The roll was called on adding the emergency clause and was approved by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne and E. Heffinger. The roll was called and Ordinance/Resolution No. 064-19 passed by the yeas votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

Res. 065-19:

A Resolution declaring it necessary to levy a renewal of an existing tax of 2.2 mills with an increase of 1 mill in excess of the ten mill limitation for the operation of an Ambulance and Emergency Medical Service. Mr. Shields moved for the adoption of Ordinance/Resolution No. 065-19, seconded by Mr. Simpson. Mr. Dirham stated the EMS Fund is collecting the same levy that has been collected for 20 years since it was originally passed. We don't get increases on property taxes so that amount that is collected now is actually less than it was a number of years ago because of the roll back of the personal property tax. Consequently, we need more money to operate the EMS and are going to ask the voters for a renewal and increase. The reason we have structured this in this way is by doing the renewal we maintain a reimbursement that the State is phasing out on new tax levies, so we are saving the tax payers money by keeping that on the renewal portion but then we need an increase in addition to that. Keith stated they did a cable TV presentation on what the money is needed for, and it will be on in the near future. Mr. Starcher encouraged residents to vote for this levy, the LST – Life Support Team does such a fantastic job for this city and the surrounding townships, and he feels it is money well worth spent. The roll was called and Ordinance/Resolution No. 065-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, E. Heffinger and B. Lamb.

Ord. 066-19:

An Ordinance amending the Salary and Benefits Code Section 31.07 by adopting and accepting the revised job descriptions as approved and presented by the Civil Service Commission. Mr. Shields moved for the adoption of Ordinance/Resolution No. 066-19, seconded by Mr. Simpson. Mr. Huber stated this ordinance changes the job descriptions and puts the physical requirements of Medina City jobs into the sub-heading Essential Job Tasks so that there is no question about the fact that the physical requirements are considered to be essential job tasks. The roll was called and Ordinance/Resolution No. 066-19 passed by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, B. Lamb and P. Rose.

Ord. 067-19:

An Ordinance authorizing the Mayor to enter into an Agreement and Contract with Ohio Edison in order to allow the removal and relocation of several utility poles on City owned property for the planned City Hall Parking Structure Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 067-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 067-19, seconded by Mr. Simpson. Mr. Patton stated that two of these poles need removed and 3 will be relocated in order to allow us to construct the parking deck. Mr. Coyne will abstain since his law firm generally represents Ohio Edison. The roll was called on adding the emergency clause and was approved by the yea votes of B. Starcher, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson. J. Coyne abstained. The roll was called and Ordinance/Resolution No. 067-19 passed by the yea votes of D. Simpson, B. Starcher, E. Heffinger, B. Lamb, P. Rose and J. Shields. J. Coyne abstained.

Ord. 068-19:

An Ordinance amending Ordinance No. 195-18, passed December 10, 2018. (Amendments to 2019 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 068-19, seconded by Mr. Simpson. Mr. Dirham stated what was included in this is some money that was

unspent in 2018 for painting water tanks inside. There is a donation that needs to be passed through, then there is police training funds spending on a vehicle that we need to appropriate, there is repayment of an advance and then the last four deal with the parking deck. The roll was called and Ordinance/Resolution No. 068-19 passed by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson and B. Starcher.

Ord. 069-19:

An Ordinance amending Ordinance No. 195-18, passed December 10, 2018. (Amendments to 2019 Budget – 2018 Carryforward) Mr. Shields moved for the adoption of Ordinance/Resolution No. 069-19, seconded by Mr. Simpson. Mr. Dirham stated this is money from the 2018 budget and appropriated back to the 2019 budget. The roll was called and Ordinance/Resolution No. 069-19 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

Ord. 070-19:

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 070-19, seconded by Mr. Simpson. Mr. Dirham stated there are two advances contemplated in this ordinance and the first one is a \$1 million dollar advance from the General Fund to the Grant Fund for the grant portion of the parking deck. As you know we have a grant for \$1 million dollars, but we have to spend the money first so we are advancing the money to the fund to spend it and once it's spent we will ask for reimbursement and then repay it. The other advance is actually a repayment. It's money that we had advanced to the Bicentennial Fund. The roll was called and Ordinance/Resolution No. 070-19 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne and E. Heffinger.

Res. 071-19:

A Resolution authorizing the Mayor to file an application for grant assistance with the Medina County Drug Advisory Commission (MCDAC) for a grant to increase enforcement of illegal narcotics transportation and trafficking. Mr. Shields moved for the adoption of Ordinance/Resolution No. 071-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 071-19, seconded by Mr. Simpson. Chief Kinney stated they are requesting permission to apply for the Medina County Drug Advisory Committee Grant in the amount of \$142,802 and this will go to support the K9 Unit. Requesting the emergency clause as the grant application is due May 3rd. 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, B. Lamb, P. Rose and J. Shields. The roll was called and Ordinance/Resolution No. 071-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, E. Heffinger and B. Lamb.

Add to Agenda:

Mr. Shields moved to add Ord. 072-19 to the agenda, seconded by Mr. Simpson. The roll was called and Ordinance 072-19 was added to the agenda by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, B. Lamb and P. Rose.

Ord. 072-19:

An Ordinance to reject all design build proposal submitted bids for Parking Facility Project adjacent to Medina City Hall. Mr. Shields moved for the adoption of Ordinance/Resolution No. 072-19, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 072-19, seconded by Mr. Simpson. Mr. Huber stated they are going to reset what it is that they are going to do in terms of the foot print for the parking deck, at least re-engage a discussion of that based upon what has occurred thus far, and for that reason we need to reject the bids that came in at this point. Emergency is requested due to being under a time constraint and need to get the project started as soon as we are able we have a grant that has a time limit on it and we are pushing that time limit at this point. The roll was called on adding the emergency clause and was approved by the yea votes of B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson. The roll was called and Ordinance/Resolution No. 072-19 passed by the yea votes of D. Simpson, B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose and J. Shields.

Council Comments:

Mr. Heffinger stated on May 7th there will be a Ward 3 & Ward 4 meeting held at Ella Canavan Elementary School at 7 p.m. If you want to come out and ask questions and talk about the community. He also reminded residents that the Farmer's Market is starting up and Members of City Council and the Administration will be there every other week starting May 11th. Eric will be there first with Mr. Nino Piccoli.

Mr. Starcher spoke of the Water Tower District 5K this Saturday morning, and hopes to see a lot of people there.

Mr. Simpson spoke of this time of the year where everyone is getting ready to mow their lawns and reminded city residents that they are not permitted to blow their grass clippings into the streets because that gets into our storm sewer system and causes a lot of problems.

Mr. Shields thanked Patrick Patton for the sidewalk program on Lafayette Road, he has lived in Ward 4 his entire life and remembers he wasn't allowed to have a paper route that he wanted because there was no sidewalks on Lafayette Road when he was a kid. Jim stated and here we are 40 years later, although there aren't really paper routes anymore, he does appreciate getting sidewalks.

Mr. Rose congratulated Kathy Patton on her Proclamation for Municipal Clerk recognition and stated it takes a good person like her to keep Council in line and realizes it's like herding cats sometimes but she does an excellent job. Mr. Rose reminded residents to please clean up after your dogs.

Mr. Lamb stated he had the opportunity to go through the renovation restoration of the Farmers Exchange recently and it was such an eye-popping experience to see the transformation.

Mr. Coyne mentioned the next budget meeting on Wednesday, April 24, 2019 at 5:00 p.m. and

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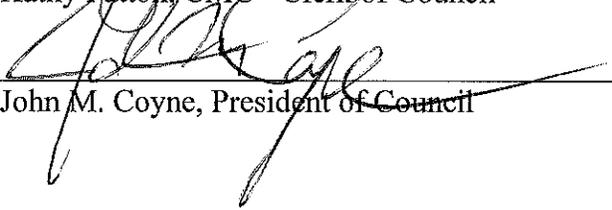
that there will also be a Special Council Meeting that evening to discuss the parking facility and the new parameters that will be submitted for the request for proposals.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:08 p.m.



Kathy Patton, CMC - Clerk of Council



John M. Coyne, President of Council