

**CITY OF MEDINA
AGENDA FOR COUNCIL MEETING**

September 28, 2015
Medina City Hall
7:30 p.m.

Call to Order.

Public Hearing.

To consider the rezoning of the following parcels:

Permanent Parcel No. 028-19A-17-150, located at 110 W. Union Str. From R-3, High Density Urban Residential to M-U, Multi-Use to be incorporated into a new lot for 427 N. Court St. through a minor subdivision process.

Permanent Parcel No. 028-19A-21-376, located at 139 W. Liberty from C-2, Central Business to P-F, Public Facilities.

Roll Call.

Reading of minutes. (September 14, 2015)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Confirmation of Mayor's appointments.

Jackie Smith – Medina County Advisory Council on Aging – Exp. 9/30/18

John Coyne – Medina County Economic Development Committee (Alternate)

Notices, communications and petitions.

Unfinished business.

Introduction of visitors.

(speakers limited to 5 min.)

Medina County Commissioner Tim Smith – “Medina County Collaborative Attraction Network”

Introduction and consideration of ordinances and resolutions.

Ord. 115-15

An Ordinance amending Ordinance No. 200-14, passed December 8, 2014. (Amendments to 2015 Budget)

Res. 116-15

A Resolution accepting the donation of a 2007 Bleacher Fire Safety Trailer from Guilford Township to the Medina Fire Department.

Ord. 117-15

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the N. Huntington Street Reconstruction Project.

Ord. 118-15

An Ordinance authorizing the purchase one (1) 2016 Freightliner 108SD Plow Truck from Cleveland Freightliner Inc., dba Valley Freightliner Inc. for the Street Department.

Council comments.

Adjournment.

MEDINA CITY COUNCIL

September 14th, 2015

Opening:

Medina City Council met in regular, open session on Monday, September 14th, 2015. 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 J. Coyne, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

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

Minutes:

Mr. Shields moved that the minutes from the regular meeting on August 24th, 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, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

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. Rose stated he had an informal meeting with Mr. Marcus from the SPCA and reviewed the current contributions/drop offs they've received. They are keeping notes as to what's being dropped off and only found two exceptions but feel they are making strides and big improvements based on the things that we talked about earlier this year.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report. We have a meeting scheduled to discuss House Bill #5 on Tuesday, October 20th at 5:30 p.m.

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

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

Requests for Council Action:

Finance Committee

15-144-9/14 – Grant Application – Ohio Airport Grant Program

15-145-9/14 – 2015 City Auction

15-146-9/14 – Accept Donation – Fire Safety Trailer from Guilford Township

15-147-9/14 – Bids, N. Huntington Street Reconstruction (City Job #978)

15-148-9/14 – Purchase Plow Truck – Street Dept.

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) **Healthy Strides** - The walks will continue at various county parks with different health professional talks and walks on the second and fourth Saturday of each month starting April 11th and concluding October 24th. Good exercise, good information, and good way to see the many county parks and the amenities they have to offer. Walks and talks are both done in an hour, 9 a.m. to 10 a.m. Park locations will be on the Healthy Medina Website - www.healthymedina.com or The Medina County Parks website - www.medinacountyparks.com
- 2) **Tunnel to Towers Race** - Medina is one of 9 cities hosting this race in nation. Our race is Sunday, September 20th, 2015, at 10 a.m. on Public Square.
- 3) **Bicycles** - May ride on sidewalk, but become a vehicle unless you walk across crosswalks vs bike. Also must yield to cars in driveways as cars only need to yield to pedestrians. If pedestrian and bike on same sidewalk, bike is required to yield to pedestrians. If on road, must follow all traffic regulations - stop signs, one way streets, yield signs, etc.
- 4) **Wings and Wheels event at Medina Airport** - Sunday, September 27th 10 a.m. to 3 p.m., free.

Mayor Hanwell talked about a recent article he read called "The Upshot" - The Best and Worst Places to grow up: from www.nytimes.com: "Location matters - enormously. If you're poor and live in the Cleveland area, it's better to be in Medina County than in Summit County or Cuyahoga County. Not only that, the younger you are when you move to Medina, the better you will do on average. Children who move at earlier ages are less likely to become single parents, more likely to go to college and more likely to earn more, consider Medina County, Ohio...it is among the best counties in the U.S. in helping poor children up the income ladder. It ranks 2,162nd out of 2,478 counties, better than 87 percent of counties. It ranks better for poor children than it does for rich children."

Keith Dirham, Finance Director, reported that the next general fund budgets will be in a couple of weeks. Councilman Lamb referenced the Special Legislation meeting to discuss the House Bill #5 issue, we have to adopt a new income tax ordinance to comply with that law that was passed before the end of the year.

Greg Huber, Law Director, had no report.

Sgt. McNab, Police Dept., reported the Police Department has been experiencing a rash of thefts from motor vehicles. If you go back to August 1st we have responded to reports of 32 thefts and going back to June 1st it is nearly 50 thefts. We are strongly encouraging residents to lock their vehicles. The vast majority of these thefts have come from unlocked vehicles.

Kimberly Marshall, Economic Development Director, thanked Jarrod Fry and Matt Tomek

from Medina TV who interviewed the following company executives, Mark Sandridge CEO of Sandridge Food Corporation, Larry Johns, owner and president of McJak Candy, Christine Fullard, President of Just Mike's Jerky and Dave Bullock, owner of The Unisand, Inc. Each executive talked about their company history, products and logistics in terms of Medina being a good location for getting their product in and out and how easy it is to do business with the City of Medina. The videos can be viewed on our Economic Development page and on the City of Medina's YouTube page.

Jonathon Mendel, Planning Community Director, Reported last week's Historic Preservation Board meeting was one of the largest since I've been here with the city and for a long time before. It was a large agenda with a good number of projects showing reinvestment of property owners and businesses into our uptown buildings, partly due to people just understanding the value of those buildings and also the city's effort to acquire the Downtown Revitalization Grant. The Sulley's building which is at 117 West Liberty, is going to be a full restoration rehabilitation of the façade back to the original yellow buff brick underneath.

Chief Painter, Fire Chief, reported the following: The Fire Department will be hosting our annual open house and safety day on Saturday, October 10th from 11am to 2pm at Fire Station #1 300 West Reagan. This is a free event and will be held rain or shine.

Mike Wright, Recreation Center Director, reported the following:

Just a reminder to the community that the Medina Recreation's Fall Program Brochure is available at the Recreation Center and online at www.medinarec.org.

We are happy to report the City has received bids for the handicapped parking project at the Rec. Center. This will add 10 new handicapped parking spaces at the facility. I want to thank the Engineering Department for all of their work on this project. The completion date is expected to be June, 2016. Lastly, our next scheduled Rec Advisory Committee meeting will be this Thursday, September 17th, at 7:30 a.m.

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

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, reported the Lake Road project is completed. The 2015 Concrete Street Repair Program is still underway and we are slowly moving into the northeast quadrant part of town and it will be another 6 to 8 weeks before it is completed. Thank you for cooperation with this program.

Nino Piccoli, Service Director, reported there are some changes with the Leaf Program. This year after some lengthy discussion with the supervisors and the Mayor, we decided to divide the city in half with south and north and a dividing line at Smith Rd. instead of quadrants. This way we can get one truck in the north and one truck in the south and our third vehicle can be a floater to the heavy areas. We felt the change was needed due to the trucks not making it back to certain quadrants for 3 or 4 weeks sometimes. Our projected start date is the week of October 12th.

Notices, Communications and Petitions:

Liquor Permit:

Mr. Shields moved not to object to the issuance of a D-5 and D-6 permit to Suen Corp. dba House of Hunan, 18 Public Square, 1st floor and basement. Motion seconded by Mr. Simpson and approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and M. Kolesar.

Liquor Permit:

Mr. Shields moved not to object to the issuance of a D-5 permit to Williams on the Lake, Inc., 787 Lafayette Rd., 1st floor. Motion seconded by Mr. Simpson and approved by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, M. Kolesar, and B. Lamb.

Unfinished Business:

There was none.

Introduction of Visitors:

There were none.

Introduction and Consideration of Ordinances and Resolutions:

Res. 110-15:

A Resolution recognizing the month of October as Domestic Violence Awareness Month. Mr. Shields moved for the adoption of Ordinance/Resolution No. 110-15, seconded by Mr. Simpson. Mr. Coyne requested Mr. Mike Ryan step forward as he read the Resolution. In 2014 there were 152 total domestic violence charges brought forth in the Medina Municipal Court system. Members of the Medina County Battered Women's Shelter have worked tirelessly for the past 15 years to help survivors of domestic violence and their children to start life anew. Mr. Ryan stated that every October on the first Saturday they are on the Square with Walk With Your Best Friend Against Abuse, where we work with the SPCA and tie animal abuse in with domestic abuse because there is a link. The roll was called and Ordinance/Resolution No. 110-15 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, M. Kolesar, B. Lamb and P. Rose.

Ord. 111-15:

An Ordinance authorizing the increase of the expenditure to HD Supply Waterworks from \$15,000.00 to \$39,000.00 for the Water Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 111-15, seconded by Mr. Simpson. Mr. Piccoli stated this is where we purchase the materials for repair/replacement, including clamps, pipes, hydrants and whatever necessary for the water lines. The roll was called and Ordinance/Resolution No. 111-15 passed by the yea votes of D. Simpson, J. Coyne, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Res. 112-15:

A Resolution authorizing an application for grant assistance from the Ohio Department of Transportation – Office of Aviation for funding under the Ohio Airport Grant Program for the Transient Apron Rehabilitation and the North-South Taxiway (T/W "A") Reconstruction at the Medina Municipal Airport. Mr. Shields moved for the adoption of Ordinance/Resolution No. 112-15, seconded by Mr. Simpson. Mr. Shields moved that the

emergency clause be added to Ordinance/Resolution No. 112-15, seconded by Mr. Simpson. Mr. Huber stated they received from the State of Ohio notice of a small window of opportunity to file for a grant from the State of Ohio for resurfacing the north/south taxiway along the north/south runway and also to resurface the transient parking area. The emergency is needed due to time restraints on the application. The roll was called on adding the emergency clause and was approved by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 112-15 passed by the yea votes of J. Coyne, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 113-15:

An Ordinance amending Section 133.01 of the Codified Ordinances of the City of Medina, Ohio relative to Association Memberships. Mr. Shields moved for the adoption of Ordinance/Resolution No. 113-15, seconded by Mr. Simpson. Mrs. Marshall stated this is to add Leadership Medina County to the approved membership list. Both Sandy Davis and I have completed the program and this will allow us to remain members in good standing. The roll was called and Ordinance/Resolution No. 113-15 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and M. Kolesar.

Ord. 114-15:

An Ordinance amending Sections 31.02(11), 31.05 and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Community Development Department and accepting the new job description of Economic Development & Marketing Associate. Mr. Shields moved for the adoption of Ordinance/Resolution No. 114-15, seconded by Mr. Simpson. Mrs. Marshall stated this is to convert their existing intern position currently at 660 hours per year to a part time Economic Development and Marketing Associate position which will be 1,508 hours a year or an average of 29 hours per week. The job description was reviewed by the Civil Service Commission on September 1st, 2015 and accepted by them as presented. We will be funding the position using our carryforward dollars and we are not asking for the emergency clause. The roll was called and Ordinance/Resolution No. 114-15 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Council Comments:

Mr. Simpson thanked the staff, Mayor and all involved for another successful year for all the permits and directing perspective events on the square and thanked the Parks and Service Departments for keeping it looking the way it does.

Mr. Coyne stated there is a meeting tomorrow at 5:30 p.m. to discuss the Municipal Court project. We made a modification, there was supposed to be a Budget Hearing, but we felt decisions need to be made regarding the Municipal Court project. We will continue the Budget hearings soon.

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

ORDINANCE NO. 115-15

**AN ORDINANCE AMENDING ORDINANCE NO. 200-14,
PASSED DECEMBER 8, 2014. (Amendments to 2015 Budget)**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That Ordinance No. 200-14, passed December 8, 2014, shall be amended by the following additions:

<u>Account No./Line Item</u>	<u>Additions</u>
001-0707-56612 (Port Authority Fiber Project)	38,967.37 *
301-0381-53315 (Paver Sales- Fountain Cover)	950.00 *
001-0707-56615 (Advances Out-N. Huntington St.)	397,000.00 *
380-0683-54414 (N. Huntington St.)	397,000.00 *
380-0683-56615 (Advances Out-N. Huntington St.)	397,000.00 *
108-0683-50111 (N. Huntington St.)	26,245.00 *
108-0683-51121 (N. Huntington St.)	3,675.00 *
108-0683-51126 (N. Huntington St.)	380.00 *
108-0683-53311 (N. Huntington St.)	2,000.00 *
108-0683-52214 (N. Huntington St.)	500.00 *
108-0683-54414 (N. Huntington St.)	588,000.00 *
301-0381-52215 (Paver Sales-Bicentennial Commons)	7,000.00 *

SEC. 2: That Ordinance No. 200-14, passed December 8, 2014, shall be amended by the following reductions:

<u>Account No./Line Item</u>	<u>Reductions</u>
001-0701-50112 (Council – Reduce Carryforward)	685.83
001-0701-50115 (Council – Reduce Carryforward)	1,500.00
001-0701-50116 (Council – Reduce Carryforward)	3,900.00
001-0701-50117 (Council – Reduce Carryforward)	414.00
001-0701-51123 (Council – Reduce Carryforward)	1,070.00
001-0701-51124 (Council – Reduce Carryforward)	394.97
001-0701-51125 (Council – Reduce Carryforward)	3,757.83
001-0701-51126 (Council – Reduce Carryforward)	700.00
001-0701-52211 (Council – Reduce Carryforward)	2,500.00
001-0701-52212 (Council – Reduce Carryforward)	3,900.00
001-0701-53311 (Council – Reduce Carryforward)	4,000.00
001-0701-53313 (Council – Reduce Carryforward)	245.00
001-0701-53315 (Council – Reduce Carryforward)	1,932.37

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

* - new appropriation

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

RESOLUTION NO. 116-15

A RESOLUTION ACCEPTING THE DONATION OF A 2007 BLEACHER FIRE SAFETY TRAILER FROM GUILFORD TOWNSHIP TO THE MEDINA FIRE DEPARTMENT.

WHEREAS: The Board of Guilford Township Trustees have determined per their Resolution #2015-09, that the 2007 Bleacher Fire Safety Trailer, Serial #1SSTT35T3711SS192 is unneeded by the Seville-Guilford Fire & EMS Department and they would like to donate it to the City of Medina Fire Department.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the City hereby accepts the donation of a 2007 Bleacher Fire Safety Trailer, Serial #1SSTT35T3711SS192 to the Medina Fire Department.

SEC. 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 3: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 117-15

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR THE N. HUNTINGTON STREET RECONSTRUCTION PROJECT.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to advertise for competitive bids and to award a contract to the successful bidder for the improvement of N. Huntington Street between Highland Drive and West Union Street, City Job #978, in accordance with plans and specifications on file in the office of the Mayor.

SEC. 2: That the estimated cost of the project, in the amount of \$1,017,800.00, is available as follows: \$620,800.00 in Account No. 108-0683-54414, and \$397,000.00 in Account No. 380-0683-54414.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 118-15

**AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE
(1) 2016 FREIGHTLINER 108SD PLOW TRUCK FROM
CLEVELAND FREIGHTLINER INC., DBA VALLEY
FREIGHTLINER INC. FOR THE STREET DEPARTMENT.**

WHEREAS: In accordance with ORC 125.04 the City of Medina, Ohio requested authority to participate in State contracts which the Department of Administrative Services has entered into for the purchase of supplies, services, equipment and certain materials; and

WHEREAS: The request for participation provides for the waiving of the state and local competitive bidding requirements and allows the City the ability to purchase from centralized state contracts; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the purchase of one (1) 2016 Freightliner 108SD Plow Truck, ODOT Contract Number 023-15, from Cleveland Freightliner Inc., dba Valley Freightliner Inc., is hereby authorized for the Street Department.

SEC. 2: That the funds to cover this purchase, in the amount of \$139,837.00, are available in Account No. 105-0610-54417.

SEC. 3: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor