

Public Hearing

To consider various text amendments to the following sections of the planning and Zoning Code of the codified ordinances of the City of Medina, Ohio:

Sections 1147.13 and 1147.16 relative to Signs, Section 1155.01 relative to Fences, and Section 1135.13(c) relative to Building Development Standards.

FOR: Mr. Mendel spoke in favor of the text amendments stating these were taken to the Planning Commission in February 2017. The Finance Committee held these items back and sent them to the Special Legislation Committee for further review. Most of these sections are just clarifying processes. 1155.01 provides a little more flexibility for corner lots in relation to fencing. 1135.13(c) gives more flexibility for materials and percentage of materials on publicly visible facades within the Building Development Standards of the C2 Zoning District.

AGAINST: Nobody spoke against the text amendments.

Public Hearing was closed at 7:36 p.m.

Opening:

Medina City Council met in regular, open session on Monday, June 26th, 2017. The meeting was called to order at 7:36 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. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Painter, Jonathan Mendel, Dan Gladish, Kimberly Marshal, Jansen Wehrley, Jarrod Fry and Acting Police Chief Lt. Birckbichler.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on June 12th, 2017 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 D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated they met prior to tonight's council meeting and will meet again prior to break on July 10th.

Health, Safety & Sanitation Committee: Mr. Kolesar set a tentative date for July 25th for the next Health, Safety & Sanitation Committee at 5:00 p.m. in the Multi-Purpose Room.

Public Properties Committee: Mr. Shields had no report.

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 stated at their last meeting they discussed the Court's Software, disaster recovery and having to replace Emergitech

Requests for Council Action:
Finance Committee

- 17-119-6/16 – Amend Salary & Benefits Code 31.14 – Sick Leave
- 17-120-6/16 – Increase Expenditure – P.O. #2017-1031 – GB Hawk Construction
- 17-121-6/26 – 2018 Tax Budget
- 17-122-6/26 – PY16 Private Rehab, 540 Ridge Dr.
- 17-123-6/26 – Amend S&B Code 31.05 – Police/Fire Chief – Civil Service Classification
- 17-124-6/26 – Amend Ord. 142-16 and 143-16 – re: Memorial Pool Construction
- 17-125-6/26 – LPA Project Agreement w/ ODOT – Guilford Blvd. Bridge
- 17-126-6/26 – Discussion – Review of 2016/2017 Sidewalk Program
- 17-127-6/26 – Increase Expenditure – Your Construction P.O. #2017-1022

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) Band Concerts continue on Friday evening at 8:30 p.m. This past Friday, June 23rd, concert was cancelled due to weather and Saturday's Farmer's Market moved to Broadway Street to preserve uptown park turf.
- 2) Farmer's Market each Saturday morning from 9 a.m. to 1 p.m.
- 3) Both Farmer's Market and Medina Community Band are very cooperative with the city in cancelling or moving events off the turf to help preserve our park.
- 4) Many activities and visitors to our Square and many positive comments.
- 5) Police Chief resigned effective June 21st. July 5th Civil Service will discuss selection of testing contractor, components of test and ranking of same, as well as consider removal of Civil Service protection for Chief of Police and Fire.
- 6) July 3rd evening - Fireworks presented by the City of Medina, Medina Township and Montville Township. Fireworks are set off at the Medina High School. Rain date is July 5th, same location.
- 7) July 4th, parade at 6 p.m. from Spring Grove and Liberty to Square.
- 8) July 4th Concert is at 8:30 p.m. on Medina Public Square.

Keith Dirham, Finance Director, states the tax budget was discussed at the earlier finance meeting and that is the first component of the city's budget for 2018. Our income tax collections have been stronger than anticipated so our revenue estimate for that has increased.

Greg Huber, Law Director, had no report.

Lt. Birckbichler, Acting Police Chief, effective today, a drug drop box has been placed in the front lobby of the Police Department. This is for our residents to use for unwanted or expired medications. Lt. Birckbichler reminded residents that the intersection of Reagan & Court is marked a no left turn coming from either direction. We have received numerous complaints and have issued 116 tickets, that number includes written warnings and we will continue to step up enforcement there until that project is completed. With all the visitors and activities occurring on the Square, we would like to remind drivers to pay attention to pedestrians especially at the crosswalks in the center of the square.

Kimberly Marshall, Economic Development Director, reported on Friday, June 23rd welcomed a few new businesses to the city and one expansion. Expanding was High Voltage Carting adding a half mile outdoor track. Floor Coverings of Medina – 620 E. Smith Rd. Suite W-3, Rafracir skin care facial facility – 750 E. Washington St. Suite A-2.

Jonathon Mendel, Planning Community Director, had no report.

Chief Painter, Fire Chief, had no report.

Mike Wright, Recreation Center Director,

Jansen Wehrley, Parks and Recreation Director, stated First Energy Corporation and Ohio Edison and Forestry Department will begin to notification of property owners on the west side of Medina on 6 utility circuits in the next 2 weeks.

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, updated West Smith progress stating the work is continuing and they anticipate opening up the road to two-way traffic by July 22nd. North Court Street - ODOT has informed us that they anticipate flipping traffic the week of July 17th. Reagan Parkway - will replace the concrete in the center lane and during the day they are limiting traffic to one-way eastbound.

Jarrod Fry, Medina Cable TV, had no report.

Nino Piccoli, Service Director, commented that the Yard Waste Program is progressing well.

Confirmation of Mayoral Appointments:

Planning Commission – Monica Russell, Expiring 12/31/2020

Planning Commission – (1st Alternate) – Andrew Dutton, Expiring 12/31/2019

Planning Commission – (2nd Alternate) – Bob Thompson, Expiring 12/31/2020

Mr. Shields moved to confirm the Mayor's appointments, seconded by Mr. Simpson. The roll was called and passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Notices, Communications and Petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

Rebecca Conley resides at 664 Tremain Place commented she had a record request – Labrynth responded to Law Director June 13th, 2017 – still no report from LMG. Jonathon stated they have the final report on disc and was going to contact Rebecca Conley. He stated he will have a copy for her in the morning if she'd like to pick it up.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 092-17:

An Ordinance amending Section 339.26 of the Codified Ordinance of the City of Medina, Ohio relative to Truck Routes. Mr. Shields moved for the adoption of Ordinance/Resolution No. 092-17, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 092-17, seconded by Mr. Simpson. Mr. Huber stated there is a list of streets that are non-truck route streets that would be available for trucks that are hauling debris and material. Currently our ordinance doesn't provide any ability to use any of these routes temporarily while these streets are under construction. This ordinance is being offered to allow the Mayor to temporarily designate certain streets these trucks can use for a short time to haul material in and haul out debris. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar. The roll was called and Ordinance/Resolution No. 092-17 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 093-17:

An Ordinance authorizing the Job Creation Grant Payment of \$22,500 to Sandridge Food Corporation. Mr. Shields moved for the adoption of Ordinance/Resolution No. 093-17, seconded by Mr. Simpson. The Business Development Committee met with the company to review their progress and noted they have met their job creation goal at 216.10% of their payroll goal which qualifies them for the grant and information has been verified by the CCA. The roll was called and Ordinance/Resolution No. 093-17 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Res. 094-17:

A Resolution authorizing the filing of an Application for Grant Assistance from the Ohio Development Services Agency, Office of Housing and Community Development, in connection with the small Cities PY17 Community Development Block Grant (CDBG) Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 094-17, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 094-17, seconded by Mr. Simpson. Mr. Mendel stated this is for a 2 year grant. Code Enforcement

- \$30,000, Public Transit - \$22,500, Sidewalk Improvements - \$82,500, Fair Housing - \$5,000 and then Administration - \$10,000. Looking to apply for a Critical Infrastructure Grant for South Broadway Street as well. Application is due July 14th and the emergency clause is needed for that reason. 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, B. Lamb and P. Rose. The roll was called and Ordinance/Resolution No. 094-17 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Ord. 95-17:

An Ordinance to authorize the increase of the expenditure to Wingfoot Tire Systems, Inc. from \$15,000 to \$35,000 for the Service Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 095-17, seconded by Mr. Simpson. Mr. Piccoli stated they have provided excellent products and service to the City of Medina for many years. The roll was called and Ordinance/Resolution No. 095-17 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 096-17:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the 2017 Concrete Pavement General Services Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 096-17, seconded by Mr. Simpson. Mr. Patton would like to separate these into two different programs. We do plan on using this contractor to do our sidewalk program for this year as well as installation of the sidewalk on Foundry St. The roll was called and Ordinance/Resolution No. 096-17 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 097-17:

An Ordinance authorizing the payment to GB Hawk Construction Co. for the Private Home Rehabilitation at 4144 St. James Drive, Brunswick, Ohio as part of the PY16 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 098-17, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 098-17, seconded by Mr. Simpson. Mr. Mendel stated this is a CHIP project under our administration of the grant for our partner the City of Brunswick. Emergency clause will allow us to pay the contractors. 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, J. Coyne, and B. Hilberg. The roll was called and Ordinance/Resolution No. 098-17 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 098-17:

An Ordinance amending sections 31.02(B)(1), 31.04, 31.05 and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Parks Department, and accepting the Job Description of Tree Care Technician. Mr. Shields moved for the adoption of Ordinance/Resolution No. 098-17, seconded by Mr. Simpson. Mr. Wehrley stated this ordinance amends several sections relative to the Parks Department. Specifically adding 31.04(I) which gives the individual employee as the Tree Care Technician the opportunity to receive a 7% shift premium should they obtain a certification from the International Society of Arboriculture as a certified

Arborist also including some minor changes to the job description. The roll was called and Ordinance/Resolution No. 098-17 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, and M. Kolesar.

Ord. 099-17:

An Ordinance amending Section 31.01 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Schedule of Pay for the Positions of Mayor, Director of Finance, and Members of Council. Mr. Shields moved for the adoption of Ordinance/Resolution No. 099-17, seconded by Mr. Simpson. Mr. Coyne stated during the review of the current pay for the various offices including the Director of Finance, we have made a modification based on the cost of living adjustment. 2% increase over the next four years for Finance Director and the Mayor and only applies to the new elected Director of Finance and the newly elected Mayor. Determination has been made for the Council Members and the Council President to move forward with the increases. Mr. Lamb respectfully disagrees with a couple of these pay raises. Not that he doesn't think they are deserved. He views his pay as a stipend and is thrilled to have the job. He stated that City Council is not giving themselves a pay raise, City Council is giving the positions a pay raise for the people that are elected next. He also feels the Mayor's position, the CEO of the City is the highest position and that's the position that should be the highest paid. The roll was called and Ordinance/Resolution No. 099-17 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Ord. 100-17:

An Ordinance authorizing an Environmental Covenant (Conservation Easement) for the Champion Creek Restoration Project Grant. Mr. Shields moved for the adoption of Ordinance/Resolution No. 100-17, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 100-17, seconded by Mr. Simpson. Mr. Mendel stated this is one of the last steps to completing Champion Creek 319 Grant. These easements would help preserve the value/work that was done in the creek way and creek bed with the dollars that were allocated. 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, J. Coyne, and B. Hilberg. The roll was called and Ordinance/Resolution No. 100-17 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Ord. 101-17:

An Ordinance amending Sections 31.05 and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Cable TV Department and accepting the Job Description of Assistant Producer/ Technical Operations Director. Mr. Shields moved for the adoption of Ordinance/Resolution No.101-17, seconded by Mr. Simpson. Mr. Fry stated this is a shared position with the Medina City School District and the Performing Arts Center at the Medina City School District and the City of Medina. Job responsibilities have changed for this position becoming a managerial role with some supervisory responsibilities as well. The city pays the benefits of this employee and the School District covers the salary for this employee. The roll was called and Ordinance/Resolution No. 101-17 passed by the yea votes of D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 102-17:

An Ordinance amending Rule VIII (K) (3) of the Civil Services Rules and Regulations of the City of Medina relative to Probationary Periods for Promotional Appointments. Mr. Shields moved for the adoption of Ordinance/Resolution No. 102-17, seconded by Mr. Simpson. Mayor Hanwell stated there was a 45 day probationary period and we are asking to extend that to a year. The roll was called and Ordinance/Resolution No. 102-17 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

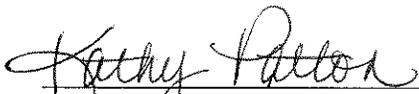
Council Comments:

Mr. Hilberg spoke with Mayor Hanwell regarding the prescription drug boxes and his opinion was, the easier we can make it to have these boxes and have these prescription drugs not being used, the more likely they will remain out of the hands they don't belong in. He thanked the Mayor for making this a quick process.

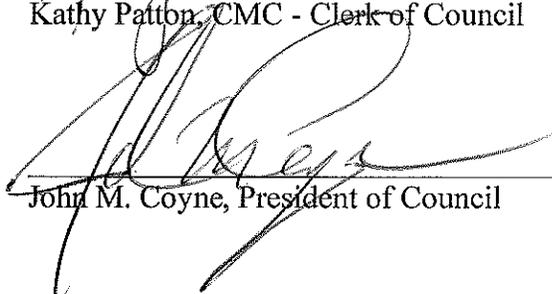
Mr. Rose stated soon the State Legislator will be voting on House Bill 49. One of the items in that bill is the taking away the collection of certain taxes for the City. The state is going to do it then charge us a fee to give us our money back and he asks the residents of the City of Medina to please contact representative Hambley and Senator Obhof and ask them to vote no on that bill. We do a good job of handling our money and don't need their help.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:13 p.m.



Kathy Patton, CMC - Clerk of Council



John M. Coyne, President of Council

