

MEDINA CITY COUNCIL
Monday, October 23, 2023

Call to Order:

Medina City Council met in regular session on Monday, October 23, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Mr. Shields, President of Council Pro-Tem, who also led in the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council, P. Rose, J. Shields, D. Simpson, R. Haire, and B. Lamb

Also present were the following members of the Administration: Acting Mayor John Coyne III, Keith Dirham, Nino Piccoli, Patrick Patton, Chief Kinney, Jansen Wehrley, and Andrew Dutton.

Minutes:

Mr. Simpson moved that the minutes from the regular meeting on Tuesday, October 10, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Rose. The roll was called and passed by the yea votes of J. Shields, D. Simpson, R. Haire, B. Lamb, and P. Rose.

Reports of Standing Committees:

Finance Committee: Mr. Shields stated the Finance Committee met prior to Council and will meet again in 3 weeks.

Public Properties Committee: Mr. Shields had no report.

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

Special Legislation Committee: Mr. Lamb had no report.

Streets & Sidewalks Committee: Ms. Haire had no report.

Water & Utilities Committee: Ms. Hazeltine was absent.

Emerging Technologies Committee: Mr. Rose stated the Emerging Technologies Advisory Committee will have a meeting on November 2nd at 5 p.m. at City Hall.

Requests for Council Action:

Finance

- 23-206-10/23 – Budget Amendments
- 23-207-10/23 – Grant Application – Bullet Proof Vest Partnership – Police
- 23-208-10/23 – Expenditure - PY2022 CHIP Rehab – 1137 Oakleigh Dr., Brunswick
- 23-209-10/23 – Expenditure - PY2022 CHIP Rehab – 1244 Hadcock Rd., Brunswick
- 23-210-10/23 – Amend Ord. 134-23 – CHIP Rehab – 1495 McKinley
- 23-211-10/23 – Amend Code 161.13 – Income Tax Allocation
- 23-212-10/23 – Amend Code Ch. 162 – Income Tax – HB 33
- 23-213-10/23 – Increase Exp. – PO #2023-1499 CHIP Rehab, 30 Circle Dr.
- 23-214-10/23 – Amend Ord. 50-22 – Pavilion Rental Fees – Parks Dept.
- 23-215-10/23 – Management Agreement for City of Medina Airport

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Reports of Municipal Officers:

John Coyne III, Acting Mayor, congratulated Council on the great job they do stating they don't get enough recognition for their work. John will speak more on the Ordinance for Medical Mutual. Don't forget Halloween trick or treating is from 6 p.m. – 8 p.m. on Tuesday, October 31st. Be safe out there.

Keith Dirham, Finance Director, had no report.

Kimberly Marshall, Economic Development Director, was absent.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, had no report.

Chief Walters, Fire Department, was absent.

Jansen Wehrley, Parks and Recreation Director, stated First Energy hosted a tree planting event. They donated their time and materials to plant 150 tree seedlings. We appreciate their time and their contribution to our community.

Volunteers planted over 600 daffodil bulbs at Spring Grove Cemetery.

Dan Gladish, Building Official, was not in attendance.

Nino Piccoli, Service Director, Nino stated the leaf program has officially begun. Please rake leaves to the curb, not into the street. Yearly annual auction is this Saturday, October 28th at the City Garage, 781 West Smith Road. Preview is a 9 a.m. and auction begins at 10 a.m.

Patrick Patton, City Engineer, West Smith project construction will restart Monday, October 30th installing underground utilities between S. Elmwood and S. Court St.

Received confirmation that the charging stations for the City Hall Parking Deck have been shipped.

Andrew Dutton, Planning and Community Development Director, noted that the City, in conjunction with the County Parks Department, has been conducting a Multi-Use Path Plan and will be holding a public meeting regarding the plans and drafts on November 8th at 6 p.m. here at City Hall. Received an application from ACME for a new grocery store at the NW corner of Wooster Pike and High Point Drive.

Notices, communications and petitions:

Liquor Permit:

Not to object to the issuance of a new D2 permit to IBC Bars LLC, dba Little Fox Café and Bakery, 540 Blake Avenue. Mr. Simpson moved not to object, seconded by Mr. Rose. The roll was called and passed by the yeas votes of D. Simpson, R. Haire, B. Lamb, P. Rose, and J. Shields.

Unfinished Business:

There was none.

Introduction of Visitors:

Phillip Titterington from the ADAMH Board – Re: Health & Human Services Levy

Kau Alexander, 966 Beachwood, spoke on the Valor Court Graduation.

Amy Barnes, 314 E. Washington St., spoke on anti-hunting signs being vandalized. Requested a rewrite on the city website referring to deer abatement.

Bill Kuhar, 875 Gayer Dr., spoke about Medina deserving a comprehensive deer management program.

Loretta Kruger, 55 Circle Dr., stated she is concerned that issue 17 has been misrepresented.

Introduction and consideration of ordinances and resolutions.

Mr. Simpson moved to suspend the rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Rose. Ord. 166-23, Ord. 167, Ord. 168-23, Res. 169-23, Ord. 170-23, Ord. 171-23, Ord. 172-23, Ord. 173-23, Ord. 174-23, Ord. 175-23, Ord. 176-23. Mr. Simpson moved to approve suspending the rules requiring three readings, seconded by Mr. Rose. The roll was called and passed by the yea votes of R. Haire, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 166-23

An Ordinance amending Ordinance No. 132-23, passed September 11, 2023, relative to the expenditure to Green Home Solutions for rehabilitation work at 13 Plymouth Street. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 166-23, seconded by Mr. Rose. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 166-23, seconded by Mr. Rose. Mr. Dutton stated this is a CHIP project and an additional \$3,500 is necessary for completion bringing the P.O. up to \$58,970. 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, and R. Haire. The roll was called and Ordinance/Resolution No. 166-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, R. Haire, and B. Lamb.

Ord. 167-23

An Ordinance amending Section 945.02 (g) of the codified ordinances of the City of Medina, Ohio relative to Park Restrictions. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 167-23, seconded by Mr. Rose. Mr. Wehrley stated this reflects the closing of Memorial Dog Park and the opening of Ray Mellert Dog Park. The roll was called and Ordinance/Resolution No. 167-23 passed by the yea votes of J. Shields, D. Simpson, R. Haire, B. Lamb, and P. Rose.

Ord. 168-23

An Ordinance authorizing the Mayor to execute a Memorandum of Understanding with the Medina County Board of Commissioners pertaining to the Granger Road Water Line. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 168-23, seconded by Mr. Rose. Mr. Patton stated it has been in the master plan to transfer our water service customers on Granger Rd. to the Medina County System. Because of the watermain line break it happened a little earlier.

The roll was called and Ordinance/Resolution No. 168-23 passed by the yeas votes of D. Simpson, R. Haire, B. Lamb, P. Rose, and J. Shields.

Res. 169-23

A Resolution authorizing the filing of a grant application to the Office of Criminal Justice Services, State of Ohio, for the 2024 Body Worn Camera Grant Program for the Police Department. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 169-23, seconded by Mr. Rose. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 169-23, seconded by Mr. Rose. Chief Kinney stated this will authorize the police department to apply for the 2024 Body Worn Camera Grant as well as acceptance if awarded the amount is for \$87,182 emergency is needed due to time restraints on grant. The roll was called on adding the emergency clause and was approved by the yeas votes of R. Haire, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 169-23 passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, and R. Haire.

Ord. 170-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Spring Grove Cemetery Section 19 & 20 Road Improvements Project. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 170-23, seconded by Mr. Rose. Jansen explained this would construct a new asphalt driveway between section 19 and 20 at Spring Grove Cemetery. Estimate for project is \$60,000. The roll was called and Ordinance/Resolution No. 170-23 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, R. Haire, and B. Lamb.

Ord. 171-23

An Ordinance authorizing the Mayor to solicit Requests for Proposals (RFP's) for non-emergent patient transport from nursing homes. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 171-23, seconded by Mr. Rose. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 171-23, seconded by Mr. Rose. Mr. Simpson stated they've been discussing a problem that has arose for the last several years regarding the life support team. Calls for LST have been increasing steadily over the last few years. The problem lies with skilled nursing facilities that we have in the city and the townships using 911 for transportation to the hospital when it is not an emergency or life threatening and often times can be handled by a private ambulance service. Unfortunately, a few private ambulance services in Medina County have gone out of business. This ordinance will advertise for private ambulance companies outside of Medina County that would be willing to come in and handle non-emergency calls to the skilled nursing facilities. The roll was called on adding the emergency clause and was approved by the yeas votes of J. Shields, D. Simpson, R. Haire, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 171-23 passed by the yeas votes of D. Simpson, R. Haire, B. Lamb, P. Rose, and J. Shields.

Ord. 172-23

An Ordinance authorizing the Finance Director to waive certain uncollectible utility accounts.

*****Tabled**

Ord. 173-23

An Ordinance repealing Ordinance No. 123-23, passed September 11, 2023, relative to bids for Job #1154, Reagan Park Skatepark Rehabilitation. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 173-23, seconded by Mr. Rose. Mr. Jansen Wehrley stated this ordinance repeals Ord. 123-23 that authorized replacing the concrete for the skate park at Reagan Park. They recently performed concrete grinding instead of pouring new concrete with great results and substantial cost savings. The roll was called and Ordinance/Resolution No. 173-23 passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, and R. Haire.

Ord. 174-23

An Ordinance authorizing the Mayor to enter into a contract with Medical Mutual of Ohio for Health Care Insurance for the employees of the City of Medina for the calendar years 2024 and 2025. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 174-23, seconded by Mr. Rose. John Coyne stated at the end of the year the City goes out and bids out its healthcare coverage. Medical Mutual of Ohio came back with a proposal while it does not decrease the annual premium rate for the year but it does provide a two-year option which we usually don't get. The proposal would provide \$3,000 in wellness dollars to fund the employee assistance program. This money will be used for equipment in the workout room. This would also provide us with a one-time grant of \$4,500 for 2024 for additional workout room equipment to upgrade equipment. We would also be eligible for a rebate of 1 to 5% in 2024 after reviewing all the claims in 2023. The two-year program provides that there will be a 2% increase in the first year of our premium and then 0% increase in the second year. The roll was called and Ordinance/Resolution No. 174-23 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, R. Haire, and B. Lamb.

Ord. 175-23

An Ordinance amending Chapter 541 of the codified ordinances of the City of Medina, Ohio, by the addition of a new Section 541.11, relative to Prohibiting Camping Upon Public Property. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 175-23, seconded by Mr. Rose. Chief Kinney stated this is a new ordinance they would like to add to the codified ordinances and as stated it prohibits camping upon public property. Public property in this ordinance is defined as property owned by the city, including without limitations, streets, sidewalks, easements, parks, parking lots, public grounds or right-of-ways. The definition of camping is for this ordinance means setting up, remaining in or at property for the purpose of sleeping, making preparation to sleep, storing personal property and or performing cooking activities for habitation purposes. This section does not apply to individuals who meet these three conditions, individuals who have no alternative lodging available to them and are otherwise homeless and have insufficient resources to secure alternative lodging and are able to secure free services such as shelters within a reasonable proximity to the city or hotel, motel vouchers which have been made available to them. This ordinance is not to target people who are truly struggling with homelessness, it is for those individuals who refuse any help and insist on camping on public property. The roll was called and Ordinance/Resolution No. 175-23 passed by the yeas votes of J. Shields, D. Simpson, R. Haire, B. Lamb, and P. Rose.

Ord. 176-23

An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments

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to 2023 Budget) Mr. Simpson moved for the adoption of Ordinance/Resolution No. 176-23, seconded by Mr. Rose. The roll was called and Ordinance/Resolution No. 176-23 passed by the yea votes of D. Simpson, R. Haire, B. Lamb, P. Rose, and J. Shields.

Council comments.

Regi Haire reminded all communities about Halloween and to be careful and pay attention as you drive around in our neighborhoods. Please get out and vote.

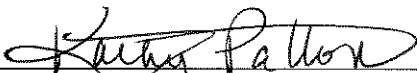
Bill Lamb spoke on the conflict in Israel.

Paul Rose spoke about Breast Cancer Awareness Month and deer hunting

Dennie Simpson spoke on our country and how lucky we are but our citizens have become more divided than he has ever seen. It's sad that we can't agree to disagree.

Mr. Shields thanked everyone who came out tonight to speak to council. Jim wished the candidates in attendance tonight good luck with the elections. Please go vote.

There being no further business, Council adjourned at 8:33 p.m.



Kathy Patton, Clerk of Council



Jim Shields, President of Council Pro-Tem