

## MEDINA CITY COUNCIL

Monday, January 27, 2020

### **Opening:**

Medina City Council met in regular, open session on Monday, January 27, 2020. The meeting was called to order at 7:30 p.m. by President of Council John Coyne. Boy Scout Mitchell Rittmaier from Troop #507 from First Christian Methodist Church led in the Pledge of Allegiance.

### **Roll Call:**

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

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

### **Minutes:**

Mr. Shields moved that the minutes from the regular meeting on January 13<sup>th</sup>, 2020 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yeas of E. Heffinger, 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 tonight and will meet again in two weeks.

Health, Safety & Sanitation Committee: Mr. Simpson stated prior to the Finance Meeting they had a Health, Safety & Sanitation meeting. Update from the Service Department was given on Sanitation Department, the Mayor gave a report on Healthy Medina, Fire Chief Bob Painter on the Fire Department, and Lt. Dave Birckbichler gave an update from the Police Department.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb stated he had no report and is working with Clerk of Council to schedule a Special Legislation meeting on medical marijuana issue with City employees.

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

Water & Utilities Committee: Mrs. Hazeltine was absent.

Emerging Technologies Committee: Mr. Rose had no report.

### **Requests for Council Action:**

20-016-1/27 – Budget Amendments

20-017-1/27 – Transfer Request – MCRC Capital Contribution

20-018-1/27 – Expenditure Over \$15,000 – T Siegel Consulting - Bicentennial

20-019-1/27 – Expenditure Over \$15,000 – Technology Engr. Group – IT

20-020-1/27 – PY18 CHIP Rehab – 533 S. Broadway

20-021-1/27 – RFQ/RFP – CHIP/CDBG Program Grant Consultant

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20-022-1/27 – Combined Court Project – Construction Mgr. at Risk Fees  
20-023-1/27 – Amend Ord. 196-19 – Purchase Agreement w/ County Park District  
20-024-1/27 – Purchase Ventrac 4500P & Approve Trade-in – Parks  
20-025-1/27 – Memo of Understanding – City of Medina Railway  
20-026-1/27 – Bids, 2020 Concrete Street Repair

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor,** reported

- 1) Parking Deck - Construction of parking deck south of Medina City hall ceased for winter. Long term lots will be available at Castle Noel lot; Feckley lot on north side of Thyme2; County Courthouse parking deck; County Administration lot extension off E. Liberty Street; parking lot between W. Liberty and W. Washington with Huntington bank drive through; Muni Court lot is available on weekends and evenings; 3 hour lots were established at open areas of lot between Sullys and Porters, as well as lot at the southeast corner of Elmwood and W. Liberty. City Hall customer parking along West Friendship adjacent to Medina County Historical Society. 2 handicap spaces outside northwest doors of Medina City Hall.
- 2) Utility drop boxes and post office mailbox moved to Municipal Court lot; mini library was placed at 3 hour lot at southeast corner of Elmwood and W. Liberty;
- 3) On Monday, January 20th, 2020 at 7 p.m. - MLK Celebration was held at St. Matthews Lutheran Church. Thanks to Councilmen Rose and Simpson, and Finance Director Dirham for attending with me.
- 4) Annual Four Chaplains Service will be held Wednesday, February 5th, 2020 at 7 p.m. at St. Francis Xavier Church, 606 East Washington Street.
- 5) 26th Annual Ice Festival - February 14th – 21st, by Elegant Ice Creations.

**Keith Dirham, Finance,** Mr. Dirham stated there are several items on the agenda tonight that he will go over.

**Greg Huber, Law Director,** had no report.

**Lt. Birckbichler, Police Department,** had no report.

**Kimberly Marshall, Economic Development Director,** reported the next round of ribbon cuttings are on Friday, February 7<sup>th</sup> starting at 11a.m. for a new business Get in Gear Business Solutions located at 437 Lafayette Rd. Suite 240, and the next one is at 3 p.m. for Mary Christine Photography located at 113 West Liberty St.

**Jonathan Mendel, Planning Community Director,** had no report.

**Chief Painter, Fire Department,** had no report.

**Mike Wright, Rec. Center Director,** had no report.

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

**Dan Gladish, Building Official**, had no report.

**Patrick Patton, City Engineer**, reported on the South Broadway Street brick replacement stating it is finally out to bid and they are due back next week.

**Nino Piccoli, Service Director**, had no report. Mr. Piccoli did state he is appreciative of the mild winter we have had and stated they have not used many chemicals thus far.

### **Confirmation of Council Appointments**

Income Tax Review Board – Keith Hughes – (exp. 12/31/22)  
Mr. Shields moved to confirm the Council appointment, seconded by Mr. Simpson and approved by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and E. Heffinger.

### **Notices, Communications and Petitions**

#### **Liquor Permit:**

Mr. Shields moved not to object to the issuance of a new D-1 permit to Grab N Go Firewood LLC, dba Grab N Go Beverage and Market, 236B N. State Rd. & Patio, Medina. Motion seconded by Mr. Simpson and approved by the yeas votes of P. Rose, J. Shields, D. Simpson, J. Coyne, E. Heffinger, and B. Lamb.

#### **Unfinished Business:**

None

#### **Introduction of Visitors:**

Kathy Jones resides at 2606 Hidden Spring Lane in Wadsworth.

Ms. Jones spoke about the use of Aqua Salina the radioactive road deicer product. She provided handouts to council. They are trying to inform the communities of how toxic it is and that it contains cancer-causing radioactivity.

Pat Walker resides at 523 East Friendship St. Ms. Walker stated she is here as part of the Save your Courthouse Committee. She spoke of the goals of the committee. 1) To have a public process to determine what they need to do about the new court house - whether we have one - whether we don't and what they have. 2) Get the people to have input, including a vote. The funding for the courthouse can be put on the ballot. County Commissioners have that option to put on the ballot the funding, the bonds for the court house. This does involve the changing of the square and this is important to the people to get their vote. She thanked City Council for setting up the meeting with the County for discussion on what is going to happen being held on Tuesday, February 4<sup>th</sup> at 4 p.m. at City Hall and then earlier that same day Pat urged all citizens to attend the Steering Committee meeting, open to public, at the County Administration Building on the third floor in the balcony rooms. She thanked Council for not taking any action or vote today on RCA 20-021-1/27 which involved giving money to the building company.

She spoke of the last thing they heard from the Commissioners. They had a plan to build a building behind the 1969 Courthouse and then tear down the 1969 Courthouse and give the 1841 Courthouse to the City for the municipal court, and the county would take the present municipal court building.

**Introduction and Consideration of Ordinances and Resolutions:**

**Ord. 013-20:**

**An Ordinance amending Section 917.04 (A) 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. 013-20, seconded by Mr. Simpson. Mr. Dirham explained that the City purchases water from the City of Avon Lake Regional Water. The contract that the City has with Avon Lake from back in early 2000's restricts the price that we pay to being only slightly more than the lowest price that they charge in their city, which keeps our rates minimized. They are required to give us 6 months of notice for rate increases. The roll was called and Ordinance/Resolution No. 013-20 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, E. Heffinger, B. Lamb, and P. Rose.

**Ord. 014-20:**

**An Ordinance adopting a Sexual Offender Plan of Action Policy for the Medina Community Recreation Center.** Mr. Wright stated this ordinance is in regards to requesting Council to adopt a sexual offender policy for the Medina Community Recreation Center. We have had a sexual offender policy in place since 2004, and in 2012 we started an ID policy which requires scanning ID's to help enforce this through a program called Safepoint. This is in place to help ensure the safety of our patrons and the students who use the facility. Our Law Department requested this be adopted into ordinance and I want to thank the Law Department for review, changes, and approval of this policy. Mr. Shields moved for the adoption of Ordinance/Resolution No. 014-20, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 014-20 passed by the yea votes of D. Simpson, J. Coyne, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 015-20:**

**An Ordinance authorizing the Mayor to enter into a three-year contract with Rea & Associates, Inc. for the preparation of the City's CAFR in accordance with accounting principles generally accepted in the United States of America (GAAP) for the years ending December 31, 2019, December 31, 2020 and December 31, 2021.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 015-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 015-20, seconded by Mr. Simpson. Mr. Dirham stated that Rea & Associates handle the preparation of their annual financial statement. The state auditor audits the financial statement and this is the contract with Rea to do that for the next three years, they've been doing it for a number of years already. Emergency is so they can start work as soon as possible. The roll was called on adding the emergency clause and was approved by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 015-20 passed by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Ord. 016-20:**

**An Ordinance authorizing the payment of \$40,000.00 to Jenmet Construction, LLC for the Private Home Rehabilitation at 1843 Berkshire Dr. Brunswick as part of the PY18 CHIP Grant Program.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 016-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 016-20, seconded by Mr. Simpson. Mr. Mendel stated this is a private rehab under the current CHIP. The contract amount is a little less than \$38,000 but are requesting the P.O. for \$40,000 to allow for any change orders. Emergency clause requested to render payment to contractor. The roll was called on adding the emergency clause and was approved by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, E. Heffinger, and B. Lamb. The roll was called and Ordinance/Resolution No. 016-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and E. Heffinger.

**Ord. 017-20:**

**An Ordinance authorizing the expenditure of \$50,000.00 to Signal Service Company for the Street Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 017-20, seconded by Mr. Simpson. Mr. Piccoli stated this system has necessary maintenance repairs and items that are needed throughout the year so this will also cover testing for the preemption system which is important to their safety services. The roll was called and Ordinance/Resolution No. 017-20 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, E. Heffinger, B. Lamb, and P. Rose.

**Ord. 018-20:**

**An Ordinance authorizing the expenditure of \$70,000.00 to Lake County Sewer Co. for the Street Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 018-20, seconded by Mr. Simpson. Mr. Piccoli stated this will allow the Street Department to continue the effort working with the contractor for the cleaning, prepping, and grouting of the city storm sewer maintenance. The roll was called and Ordinance/Resolution No. 018-20 passed by the yea votes of D. Simpson, J. Coyne, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 019-20:**

**An Ordinance authorizing the expenditure to SOS Integration for PLC Upgrades for the Water Pump Stations and Tower for the Water Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 019-20, seconded by Mr. Simpson. Mr. Piccoli stated PLC is short for Programmable Logic Controllers and last year in 2019 the Water Department implemented phase one of a transition from radio frequency to cellular and this is phase two and is for the towers and the pump stations. The request will allow for the real time communication from one pump station to another as well as the water towers and allow the City Water Department personnel to monitor, manage and control the Water Department through electronic devices through a secured network. The roll was called and Ordinance/Resolution No. 019-20 passed by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Ord. 020-20:**

**An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for a one year supply of the various kinds of maintenance**

**materials needed for the streets and water lines, including but not limited to salt, the chemicals for use in the treatment of water, and water meters to be used by various departments of the City of Medina.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 020-20, seconded by Mr. Simpson. Mr. Piccoli stated this is just another opportunity to secure good pricing. The roll was called and Ordinance/Resolution No. 020-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Res. 021-20:**

**A Resolution authorizing an application for grant assistance from the Ohio Department of Transportation Office of Aviation, for the Medina Municipal Airport, Remark Airfield Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 021-20, seconded by Mr. Simpson. Mr. Patton stated this is to apply for a grant from the Ohio Department of Transportation and this grant will pay for 95% of the cost including design, construction engineering and construction to remark the airfield. The roll was called and Ordinance/Resolution No. 021-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and E. Heffinger.

**Ord. 022-20:**

**An Ordinance authorizing the Mayor to enter into Task Order #3 to the Agreement with Delta Airport Consultants, Inc. for professional services at the Medina Municipal Airport relative to Project #1063: Remark Airfield.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 022-20, seconded by Mr. Simpson. Mr. Patton stated this ties into the previous resolution. This is an agreement with Delta Engineering to do the design and bid preparation for that project. The roll was called and Ordinance/Resolution No. 022-20 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, E. Heffinger, and B. Lamb.

**Ord. 023-20:**

**An Ordinance amending Sections 31.05 and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Finance Department and creating the position and accepting the job description of Accounts Payable Clerk.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 023-20, seconded by Mr. Simpson. Mr. Dirham stated they previously had this position open and had very much difficulty filling for a period of about 2 years and felt the pay was a part of that so they are clarifying and updating the job description and changing the pay for this position. The roll was called and Ordinance/Resolution No. 023-20 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, E. Heffinger, B. Lamb, and P. Rose.

**Ord. 024-20:**

**An Ordinance amending Sections 31.02 and 31.05 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Municipal Court Probation Officer/Group Facilitator position.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 024-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 024-20, seconded by Mr. Simpson. Mr. Dirham stated the emergency clause is due to the nature of the grant that funds part of this. This is for this position that is funded partially through that grant. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and

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Ordinance/Resolution No. 024-20 passed by the yea votes of D. Simpson, J. Coyne, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 025-20:**

**An Ordinance amending Ordinance No. 187-19, passed November 25, 2019. (Amendment to the 2020 Budget)** Mr. Shields moved for the adoption of Ordinance/Resolution No. 025-20, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 025-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 026-20:**

**An Ordinance authorizing the Finance Director to make certain Fund Transfers.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 026-20, seconded by Mr. Simpson. Mr. Dirham stated the Joint Operating Agreement they have with the schools for the Rec Center calls for both us and the school to contribute to a Capital Fund annually. The roll was called and Ordinance/Resolution No. 026-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and E. Heffinger.

**Council Comments:**

Bill Lamb stated the annual Holiday Home Tour raised \$15,000 for the Medina County Historical Society to assist with restoration and maintenance of the McDowell Phillips House.

Paul Rose stated that Council Clerk Kathy Patton distributed a letter to council from the SPCA, and has a meeting scheduled for February 24<sup>th</sup>, 2020 for annual funding. Paul expressed to the public to clean up after pet dogs.

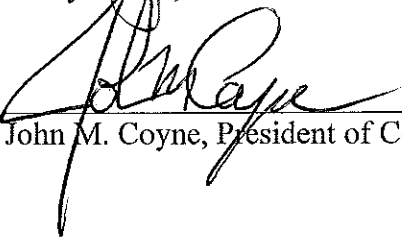
Mr. Coyne reiterated that on Tuesday, February 4<sup>th</sup> 4pm @ City Hall – Meeting with Commissioners and Architect for Courthouse Project.

**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

