

MEDINA CITY COUNCIL
Tuesday, May 26, 2020

****REMOTE TELECONFERENCE MEETING****

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**\*\*NOTE:** The May 26th, 2020 meeting of the Medina City Council was conducted as a remote meeting, pursuant to H.B. #197.

**Call to Order:**

Medina City Council met in remote session on Tuesday, May 26, 2020. The meeting was called to order at 7:30 p.m. by President of Council John Coyne who led in the Pledge of Allegiance.

President Coyne explained they are trying something new due to the Coronavirus pandemic and are asking members to communicate with them via Facebook or email for questions you may have rather than attend the meetings for your safety and ours.

**Roll Call:**

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Kinney, Kimberly Marshall, Mike Wright, Kathy Patton, Janson Wehrley, and Jonathan Mendel.

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on May 11, 2020 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

**Reports of Standing Committees:**

Finance Committee: Mr. Coyne stated they met prior to this evenings Council Meeting and will meet again in two weeks.

Health, Safety & Sanitation Committee: Mr. Simpson stated he attended via teleconference the LST Advisory Board meeting last Thursday and everything is running smoothly.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report.

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

Water & Utilities Committee: Mrs. Hazeltine had no report.

Emerging Technologies Committee: Mr. Rose had no report.

**Requests for Council Action:**

**Finance Committee**

- 20-109-5/26 – Budget Amendments
- 20-110-5/26 – Modified Grant Contract - Project #1063: Remark Airfield
- 20-111-5/26 – Grant Application – Ohio Criminal Justice Service – Police Dept.
- 20-112-5/26 – Accept Grant – Body Armor Program – Municipal Court
- 20-113-5/26 – Accept Donation of Hand Sanitizer from Spray Products
- 20-114-5/26 – Memorandum of Understanding w/ Teamsters Local 436
- 20-115-5/26 – Expenditure – Litman, Inc. – Decorative Lights for S. Elmwood Bridge
- 20-116-5/26 – Job Creation Grant – Miller Plating, LLC
- 20-117-5/26 – Job Creation Grant – Carlisle Brake & Friction, Inc.
- 20-118-5/26 – MCRC Temporary Age Restriction Change
- 20-119-5/26 – Discussion – Opening of Municipal Pool
- 20-120-5/26 – Expenditure Over \$15,000 – Color Renovation – Uptown Park
- 20-121-5/26 – Vehicle Donation to Medina County Career Center – Police Dept.
- 20-122-5/26 – Lindenwood Lake Dam – Draft Legislation

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor,**

- A. Covid-19-** City Hall will have limited access effective immediately. Appointments will be required to meet with staff. Any items that may be submitted electronically or mailed are preferred. We will have a box or bin in vestibules at both entrances to leave mail for any city department. We will distribute. Also have utility drops at Medina Municipal Court lot. All staff & visitors are encouraged to wear masks in common areas.
  - a. Hair Salons and Barber Shops may open May 15
  - b. Restaurants may provide outside dining May 15
  - c. Restaurants may provide indoor dining May 21
  - d. All above require proper social distancing, disinfecting, and limited capacity
  - e. Working with Brunswick, Wadsworth and Medina County on coordinated opening up of public buildings either late May or early June
  
- B. New Parking Deck/TIF-** The new parking deck being erected was supplemented by a \$1m capital grant from the State of Ohio due to historical downtown and numerous events and activities that draw visitors from broad region. The deck costs about \$3.8m, so the city is loaning or fronting the remaining \$2.8m. The city established a Tax Increment Finance District for areas adjacent and surrounding parking deck. West upper floor of parking deck was poured with concrete. Eastern side was poured on Wednesday, May 20, 2020. Project will last until near end of June.
  
- C.** Please complete the U.S. Census. It is important that all residents are counted. We qualify for state and federal grants based on the reporting.

- D. S. Broadway-** between Grant and Lafayette Rd. closed for reconstruction- partially grant funded.
- E. Center Block Crosswalks-** bid awarded 5/26/2020
- F. Sidewalk Repair Program-** bids awarded 5/26/2020
- G. EMS appreciation week-** May 17-23. Appreciate all LST does for city, Medina Township and Montville Township!
- H. The original Medina Square Farmers Market** will open its 15<sup>th</sup> season on the Medina Square on June 6<sup>th</sup>, and will run through October 17<sup>th</sup>. The market will be open from 8-9 a.m. for guests over 59, and immune compromised shoppers, and from 9 a.m. to 1 p.m. for regular shoppers. (optional: The market is presented in partnership with the City of Medina, and sponsored by Cleveland Clinic Medina Hospital)  
Due to social distancing requirements and concerns for the safety of guests and vendors, the market has been reduced to roughly 20 full time vendors, and another 6-8 part time vendors. A full selection of products will be offered.

For more information, and to see customer shopping guidelines, please visit [medinafarmersmarket.com](http://medinafarmersmarket.com), or Medina Farmers Market on Facebook.

**Keith Dirham, Finance Director**, stated he sent a report to Council on the delinquent water accounts and surprisingly it's not any worse than it normally is even though we are currently not doing any shut offs. Keith reminded the public that the income tax deadline has been pushed back to July 15<sup>th</sup> to match with the state and federal.

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

**Chief Kinney, Police Department**, had no report.

**Kimberly Marshall, Economic Development Director**, was absent.

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

**Chief Painter, Fire Department**, was absent.

**Mike Wright, Rec. Center Director** reported that the Rec Center will be opening back up June 1<sup>st</sup>, 2020 with limited hours. The new hours will be Monday through Friday 7 a.m. to 7 p.m., Saturday and Sunday 10 a.m. to 6 p.m.. The new occupancy limit for the building will be set at 100 for the first two weeks and will be members only. Due to the limited numbers of patrons that can be in the building and only certain areas that will be open, their age restriction for entry will be 16 yrs. old and over for the facility. Due to the 2 ½ month closure as a courtesy, they will be extending all active memberships 3 ½ months since they know so many members will not be able to attend in June due to the restrictions. For more information go to their website at [www.medinarec.org](http://www.medinarec.org) and you can see the list of areas that will be open on June 1<sup>st</sup> and procedures for entries. Mike thanked Medina TV for putting together a video for them on the reopening procedures and regulations and that will be available for viewing in the next few days.

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**Jansen Wehrley, Parks and Recreation Director**, was absent.

**Dan Gladish, Building Official**, was absent.

**Patrick Patton, City Engineer**, notified the public that during the next week or so the Medina County Sanitary Engineers has a project where they will be relining some sanitary sewers in town that will require a partial lane closure on Weymouth Rd. in the area of Woodland Dr. They will have flaggers and cones all set up when there is a lane closure and it will only be during the day.

**Nino Piccoli, Service Director**, had no report.

**Notices and petitions:**

There were none.

**Unfinished Business:**

There was none.

**Introduction of Visitors:**

President Coyne read the following emails received into the record:

**Pat Walker** resides at 523 E. Friendship, Medina OH 44256. For the Courthouse shown in the April plans the City's share is at least \$10.7 million. Before the City and the County spend all that taxpayer money and demolish the iconic white-columned 1969 Courthouse, the voters of the City of Medina have the opportunity to put the Courthouse issue on the November ballot for a vote by the people. From 1 to 4 p.m. on Saturdays and Sundays and from 5-7 p.m. on Thursday evenings all of May and June there will be a social distance drive-thru for City of Medina voters to sign the Petition to put the Courthouse issue on the ballot. This initiative will give citizens of Medina a say before more than \$60 million is spent and the iconic 1969 Courthouse is demolished. The drive-thru is at 231 South Broadway across from Garfield Elementary. Look for the "Sign Courthouse Petition Here" signs. Any citizens who have questions or who want to help gather signatures, please call 330-722-5567. Thank you for reading my public comment.

**Ralph Jocke**, resides at 523 East Friendship, Medina OH 44256

Understands that Brandstetter Carroll will be presenting new Courthouse plans and estimated costs today.

As we have discussed, the current Medina County Courthouse has asbestos insulation and fireproofing.

The current Gilbane agreement explicitly relieves Gilbane of responsibility for the cost of asbestos removal and disposal (hazardous materials) as well as any related costs of associated delays.

Have you been successful in having Brandstetter Carroll include asbestos removal and disposal in their costs estimates

Of course, even if these costs are included in the estimates, Gilbane will not be responsible for such costs without a Contract amendment.

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Please stay on top of this issue to protect the interests of Medina's citizens. Please consider this to be a public comment to be presented at the next Medina City Council meeting. I hope that you and your family remain healthy and safe.

Mr. Coyne stated he did speak with Nancy the architect at Brandstetter & Carroll and she stated the asbestos cost will be included in the cost of the demolition of the building. It's not a hidden cost and we will be told of the cost before it is done.

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

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions Ord. 95-20, Res. 96-20, Res. 97-20, Ord. 98-20, Res. 99-20, Ord. 100-20, Ord. 101-20, Ord. 102-20, Ord. 103-20, Res. 104-20 & Ord. 105-20. The roll was called and the motion to suspend passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

**Ord. 095-20:**

**An Ordinance authorizing the expenditure to Technology Engineering Group, LLC for the Server Refresh Project for the Medina Municipal Court.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 095-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 095-20, seconded by Mr. Simpson. Mr. Coyne stated this was discussed in the last finance meeting and they need to pay the amount of money that is associated with the project. Mr. Rose added that is going to improve the backup solutions they have and give them a cloud base backup solution as well as a local base backup solution and along with improving the reliability of the service in question and should last about 10 years. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields. The roll was called and Ordinance/Resolution No. 095-20 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

**Res. 096-20:**

**A Resolution accepting the grant award from the Ohio Law Enforcement Body Armor Program to purchase body armor vests for the Police Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 096-20, seconded by Mr. Simpson. Chief Kinney stated this is their grant award for the Ohio Law Enforcement Body Armor that they participate in. The roll was called and Ordinance/Resolution No. 096-20 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Res. 097-20:**

**A Resolution authorizing the Ohio Regional Development Corporation on behalf of the City of Medina, Ohio to file an application for grant assistance from the Ohio Department of Development for a PY20 Community Housing Improvement Program (CHIP) Grant.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 097-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 097-20, seconded by Mr. Simpson. Mr. Mendel stated this is the next round for applying for the Community Housing Improvement and Preservation Grant program through the State of Ohio. The

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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, J. Coyne, and J. Hazeltine. The roll was called and Ordinance/Resolution No. 097-20 passed by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 098-20:**

**An Ordinance authorizing the Mayor to enter into a Professional Services Agreement with Euthenics, Inc. for the Gates Mills Bridge Replacement Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 098-20, seconded by Mr. Simpson. Mr. Patton stated they received the grant and now would select the consultant to do the plans for that and went through the required consultant selection process and determined that Euthenics Inc. from Strongsville is the most qualified and recommends them to award the contract. The roll was called and Ordinance/Resolution No. 098-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

**Res. 099-20:**

**A Resolution authorizing an application for grant assistance from the U.S. Department of Justice for the Bulletproof Vest Partnership Program of 2020.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 099-20, seconded by Mr. Simpson. Chief Kinney stated this is the Federal version of their Body Armor Vest Program. The roll was called and Ordinance/Resolution No. 099-20 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

**Ord. 100-20:**

**An Ordinance authorizing the purchase of one (1) 2020 F350 Four Wheel Drive truck with a Utility Service Body from Montrose Ford for the Water Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 100-20, seconded by Mr. Simpson. Mr. Piccoli stated this vehicle will replace a 2006 truck that will go to the auction if they receive the new truck by that time. The roll was called and Ordinance/Resolution No. 100-20 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

**Ord. 101-20:**

**An Ordinance rezoning 205 S. Prospect Street from R-3, High Density Urban Residential to P-F, Public Facilities.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 101-20, seconded by Mr. Simpson. Mr. Mendel stated this is a rezoning request by the Medina Co. Historical Society. This was recommended by the Planning Commission. The roll was called and Ordinance/Resolution No. 101-20 passed by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 102-20:**

**An Ordinance amending and replacing Sections 31.01 through 31.21 of the Salaries and Benefits Code of the City of Medina, Ohio relative to employees not covered under current union contracts.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 102-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 102-20, seconded by Mr. Simpson. Mayor Hanwell stated they

negotiated with the teamsters unions and the police unions and this ordinance takes those negotiated benefits and passing it onto the non-union members of the city. Emergency clause is needed to try and limit the amount of time remaining for the finance department to pay the wages back to January 1<sup>st</sup> as well as catch up on the retirement program. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 102-20 passed by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 103-20:**

**An Ordinance amending Ordinance No. 187-19, passed November 25, 2019. (Amendments to 2020 Budget)** Mr. Shields moved for the adoption of Ordinance/Resolution No. 103-20, seconded by Mr. Simpson. Mr. Dirham stated these are reductions to the budget that grew out of the budget meeting we had on May 13<sup>th</sup>. The roll was called and Ordinance/Resolution No. 103-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

**Res. 104-20:**

**A Resolution approving the amended Grant Contract with the Ohio Department of Transportation Office of Aviation for the Medina Municipal Airport, Remark Airfield Project, and repealing Resolution No. 21-20, passed January 27<sup>th</sup>, 2020.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 104-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 104-20, seconded by Mr. Simpson. Mr. Patton stated this was discussed in the Finance Committee and he appreciates it being brought to council all in the same day. They were notified last week by ODOT Office of Aviation that they were modifying our grant that was previously awarded for the Remark Airfield project. This is due to a statewide budget shortfall due to the coronavirus, in essence they agreed to reimburse us for all of our expenses to date, and to date that amount is \$51,000.00. The catch with this grant is they wanted this returned approved by June 1<sup>st</sup> which requires us to come to finance and council with the emergency clause. 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, J. Hazeltine, E. Heffinger, and B. Lamb. The roll was called and Ordinance/Resolution No. 104-20 passed by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 105-20:**

**An Ordinance authorizing the Mayor to execute a Memorandum of Understanding with the International Brotherhood of Teamsters, Local 436 pertaining to employee healthcare premium contributions.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 105-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 105-20, seconded by Mr. Simpson. Mayor Hanwell stated that the city negotiated with the teamsters and settled their contract before we had the opportunity to come to a resolution with our three police contracts and as a results it is easier for our finance department to do the change and healthcare contributions all at the same date verses different dates for different groups so they reached out to the teamsters to ask if they would be willing to sign a memorandum of understanding for the contract that they already passed moving their increase in healthcare

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premium contributions from February 1, 2020 to April 1, 2020 and they were acceptable to that because it saves their members a little bit of money. The sooner we can get this passed the sooner the healthcare contributions can be assessed to the employees and avoid further delays. The roll was called on adding the emergency clause and was approved by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 105-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

**Council Comments:**

Mr. Heffinger wanted to speak on facial masks because recently they have become quite a bit of debate recently and as he goes around town he sees a lot of people wearing them and some not. When he was in High School and 16 years old he had leukemia with over 6 ½ years of chemo in his life. There were many times in his life where he was quarantined to his bedroom because a family member was sick. He brings this up because we really don't know what the people around us are going through, especially when we are out shopping or out in the community. So when he sees all these people not wearing masks because it's their freedom he questions that because what are they potentially doing to someone else. Everywhere we go we leave a little bit of our trail a little bit of ourselves especially when we speak. Germs don't care about your political agenda. It's going to affect those people that are compromised, and that necessarily does not mean just the older people. You don't really know who is compromised or not. He asks that those people realize because they don't know to please wear their masks. The second point on wearing masks that he wants to bring up is that our small businesses here in town are hurting badly, they've already had to shut down for longer periods than they thought with no income now they are reopening and they have a percentage of their income coming into them.

If you as an individual refuse to wear your mask there is a solid group of people out there, at least 25% of people at minimum that will worry about their safety first and won't go into those stores or restaurants because they see people without masks and know that can jeopardize them, their safety is at risk. You are keeping people away by not wearing your mask, our small businesses need all the customers they can possibly get.

Eric asked Medina, and everyone around here to please wear a face mask when you go out. You are not losing your civil liberty at all. Yes it's annoying to wear especially when wearing glasses. Just take the time to consider what you don't know about people and take the time to consider that these small businesses need not just your help but they need everybody else in this community to come back and put their money into them.

Mr. Simpson agreed with Eric that it's important to wear masks when out in public and be kind to One another. Look out for one another, your neighbors and others that are less fortunate than you.

Mr. Rose echoed the councilmen's comments. Remember to stay safe as we open up this economy, as he drove through the square the other day it was a good feeling to see a lot of cars on the square and seeing people out. He spoke of Memorial Day and thanked every Gold Star family for their sacrifices.



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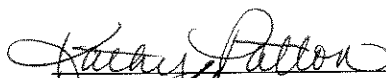
Jess Hazeltine agreed with previous council comments and reminded the public about Coffee With Jess & Bill on Thursday at 10:30 a.m. This week they will have on Kip Erwin he is the director at the Recovery Center of Medina County and also serves as the manager at Serenity Restaurant and he will be discussing some of the reopening procedures for a restaurant and touch on the recovery resources available in our community.

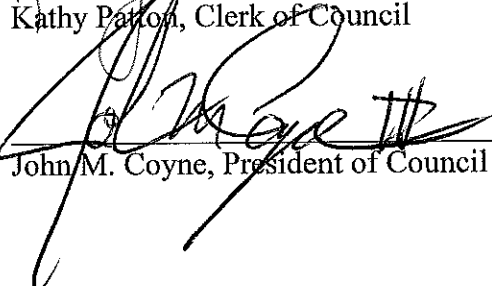
Mr. Shields appreciated Mr. Heffinger's comments. Jim also thanked Medina TV for all their help. He enjoyed watching the Medina High School graduation video. A special thank you because every year the Mayor and he have the third graders come here to City Hall and it was really sad not to have them here in person but thanks to the miracle and magic of Medina TV, Jarrod put together a tour that we do in person here normally, he did all in green screen and every third grader got to suffer through listening to the mayor and I talking about city government. We are so lucky to have Medina TV.

Mr. Coyne expressed to everyone to be safe and stay healthy.

**Adjournment:**

There being no further business before Council, the meeting adjourned at 8:37 p.m.

  
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Kathy Patton, Clerk of Council

  
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John M. Coyne, President of Council

