

MEDINA CITY COUNCIL
Monday, November 9, 2020

Call to Order:

Medina City Council met in regular session on Monday, November 9, 2020. The meeting was called to order at 7:30 p.m. by President of Council John Coyne. Brownie Troop #91227 led in the Pledge of Allegiance.

Roll Call:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Keith Dirham, Patrick Patton, Nino Piccoli, Chief Kinney, Chief Painter, Jonathon Mendel, Dan Gladish, Cindy Lastuka, Jansen Wehrley, and Kathy Patton.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, October 26, 2020 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yeas of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Reports of Standing Committees:

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

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

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report but stated he is working with the Law Director on two issues, demolition proposal and feeding wild animals.

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

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

Emerging Technologies Committee: Mr. Rose had no report but is looking to schedule a meeting in December.

Requests for Council Action:

- 20-219-11/9 – Health Insurance Renewal with Medina Mutual of Ohio
- 20-220-11/9 – Advance Request
- 20-221-11/9 – Repay Advances Request
- 20-222-11/9 – Budget Amendments
- 20-223-11/9 – 2020 Coronavirus Emergency Supplemental Funding Program – Muni Court
- 20-224-11/9 – Amend S&B Code – MCRC Part Time Pay Rate
- 20-225-11/9 – Amend S&B Code – MCRC Part Time Position Creation
- 20-226-11/9 – Increase Expenditure – Vances Outdoors, Inc. – Police Dept.
- 20-227-11/9 – Expenditure Over \$15,000 – Premier Fire Rescue – Fire Dept. (CARES)
- 20-228-11/9 – Expenditure Over \$15,000 – AED's Stryker Medical – Fire Dept. (CARES)

- 20-229-11/9 – Expenditure Over \$15,000 – Wertz Geotechnical Engr. – Engineering Dept.
- 20-230-11/9 – Consent Legislation w/ ODOT – Sign Replacement in City
- 20-231-11/9 – Discussion - MCRC – Re-Opening Changes
- 20-232-11/9 – CARES Act – Small Business Grants
- 20-233-11/9 – Amend S&B Code – New MCRC Superintendent Position
- 20-234-11/9 – Extend Public Defender Contract for 2021

Reports of Municipal Officers:

Dennis Hanwell, Mayor,

- A. Covid-19 - Medina County was moved to level red November 5, 2020. Please remain vigilant with avoiding large gatherings, wearing masks in public, washing hands frequently and social distancing. Updated information on business openings, safety protocols, etc. are on the City and Medina County Health Department's websites. Please continue to support our local businesses.
- B. Porter's Shoe Repair- Relocating to 799 North Court, 26B. Please continue to support the Porters. Bill Lamb will also tape documentary for history.
- C. Medina Community Band is hosting virtual Veteran's Day Band concert. Available at Medina Community Band website www.medinacommunityband.org .
- D. Candlelight Walk event - Thursday, November 19th through Sunday, November 22nd. See Main Street Medina website for event activities and details – www.mainstreetmedina.com . Gazebo Christmas tree and downtown lighting will take place in the afternoon of Friday, November 20th with no public gathering due to COVID restrictions. Main Street Medina is also doing a targeted marketing campaign across NE Ohio to promote Medina as a day trip holiday destination, to extend the shopping and holiday enjoyment season.
- E. Fiber to the home - please take survey at this link- www.Medina.LitCommunities.net .

Mayoral Proclamation:

Mayor Hanwell and Councilwoman Jess Hazeltine presented Brownie Troop #91227 a proclamation in honor of their Democracy Badge.

Keith Dirham, Finance Director, stated there are a few items on the agenda that originated from Finance concerning the COVID Cares Act money, and they are also continuing to prepare for a bond issue that will refinance some of our outstanding debt the early part of next year.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, had no report.

Kimberly Marshall, Economic Development Director, gave a reminder for our small businesses that we still do have face masks available in the Economic Development Department if needed.

Jonathan Mendel, Planning Community Director, had no report.

Chief Painter, Fire Department, was absent.

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

Nino Piccoli, Service Director, had no report.

Cindy Lastuska, Municipal Court, had no report.

Patrick Patton, City Engineer, stated railroad repairs have been made to Kokosing's loading pit and the city rail is now open. Tomorrow they are accepting bids for the City Hall Rotunda Project and due to the short timeline, the BOC will meet tomorrow afternoon to discuss and probably award that.

Notices, communications and petitions:

Unfinished Business:

Introduction of Visitors:

Introduction and Consideration of Ordinances and Resolutions:

Mr. Shields moved to suspend the rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Simpson:
Ord. 188-20, Ord. 189-20, Ord. 190-20, Res. 191-20, Ord. 192-20, Ord. 193-20, Ord. 194-20, Res. 195-20, Ord. 196-20, Ord. 197-20. The roll was called and the motion passed with the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

Ord. 188-20:

An Ordinance amending Ordinance No. 57-20, passed March 23, 2020, relative to the Lindenwood Lake Dam Improvements Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 188-20, seconded by Mr. Simpson. Mr. Patton stated there will be an increase in the cost to the project due to some unforeseen overruns that happened during the course of it. The residents have been notified of all the progress and this ordinance. The roll was called and Ordinance/Resolution No. 188-20 passed by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

Ord. 189-20:

An Ordinance authorizing the Job Creation Grant Agreement for Do It Best, Corp. Mr. Shields moved for the adoption of Ordinance/Resolution No. 189-20, seconded by Mr. Simpson. Kimberly Marshall stated this is for the purpose of expanding and renovating located at 444 Independence Dr. All changes have been reviewed by the Law Director. The roll was called and Ordinance/Resolution No. 189-20 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 190-20:

An Ordinance amending Section 133.01 of the Codified Ordinances of the City of Medina, Ohio relative to the Chief of Police Association Memberships. Mr. Shields moved for the adoption of Ordinance/Resolution No. 190-20, seconded by Mr. Simpson. Chief Kinney stated this is an ordinance permitting membership to Leadership Medina County for the Police Department. The roll was called and Ordinance/Resolution No. 190-20 passed by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Res. 191-20:

A Resolution to disapprove the Medina County Solid Waste Management District's amended Draft Solid Waste Management Plan. Mr. Shields moved for the adoption of Ordinance/Resolution No. 191-20, seconded by Mr. Simpson. Mr. Piccoli stated per the EPA the Solid Waste District is required to submit an updated plan every five years and to forecast revenue expenditures every 15 years. Based on that information, the increases would have to be approved by the County Board of Commissioners so if the plan stated that the actual revenues and expenses would drive the annual budget, any fee adjustments would have to go through the Board of County Commissioners. Current gate rate is \$50 and it is forecasted out to \$59 in 2028 and the plan talks about holding that rate through 2035. We've had discussions through finance and as well as the last council meeting. Mr. Coyne stated the problem we've always had is once that recycled material is taken to the end user, from that point forward there is no guarantee that that recyclable material is being recycled. The roll was called and Ordinance/Resolution No. 191-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

Ord. 192-20:

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 192-20, seconded by Mr. Simpson. Mr. Dirham stated that they are advancing money from the General Fund to the ODNR Fund-State grant fund to cover the cost of a grant and when we are reimbursed we will repay the advance. The roll was called and Ordinance/Resolution No. 192-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

Ord. 193-20

An Ordinance amending Ordinance No. 187-19, passed November 25, 2019. (Amendments to the 2020 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 193-20, seconded by Mr. Simpson. Mr. Dirham stated there are a number of budget adjustments tonight, some of them are dealing with the advances we talked about and then there are a lot with the Cares money and then end of the year we have adjustments to get us through the year. The roll was called and Ordinance/Resolution No. 193-20 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Ord. 194-20

An Ordinance authorizing the Finance Director to repay the following advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 194-20, seconded by Mr. Simpson. Mr. Dirham stated this is to repay an advance they did previously. The roll was called and

Ordinance/Resolution No. 194-20 passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

Res. 195-20

A Resolution authorizing the Mayor to sign the Pre-Award Condition Form accepting the grant from the Ohio Office of Criminal Justice Services for the Municipal Court to use toward supplies and equipment purchased during the COVID-19 Pandemic. (Emergency clause requested) Mr. Shields moved for the adoption of Ordinance/Resolution No. 195-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 195-20, seconded by Mr. Simpson. Cindy stated this is a grant that they were awarded, for \$46,045.85 to cover costs and upcoming costs due to Covid-19. Emergency clause is needed due to time restraints. The roll was called on adding the emergency clause and was approved by the yeas 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. 195-20 passed by the yeas votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 196-20

An Ordinance authorizing the use of CARES Act funds to cover certain payroll costs, unemployment compensation, and legal expenses related thereto. (Emergency clause requested) Mr. Shields moved for the adoption of Ordinance/Resolution No. 196-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 196-20, seconded by Mr. Simpson. Mr. Coyne stated there was a modification made to the ordinance you received in your packet by outside counsel Walter & Haverfield, changing the \$275,000.00 figure for the Police and Fire Personnel costs to \$290,999.00 and this is to ensure the unused balance of the business grant program that we earlier passed does not go to waste but gets diverted. The approved modifications were provided to council prior to meeting for review. Mr. Dirham stated as Mr. Coyne eluded to, we had outside counsel help us with the language on this it's been a very quick turnaround because the Feds passed this and we have to have the money encumbered by November 20th and spent by December 28th. The roll was called on adding the emergency clause and was approved by the yeas 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. 196-20 passed by the yeas votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

Ord. 197-20

An Ordinance authorizing the establishment of a Small Business Relief Grant Program with the appropriation of CARES Act funds to aid Medina businesses negatively impacted by the public health emergency caused by COVID-19. (Emergency clause requested) Mr. Shields moved for the adoption of Ordinance/Resolution No. 197-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 197-20, seconded by Mr. Simpson. Mr. Coyne explained there were modifications from outside legal counsel to this ordinance after the packet was handed out. Council was provided with the approved modifications prior to this meeting and voting. The roll was called on adding the emergency clause and was approved by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger. The roll was called and Ordinance/Resolution No. 197-20 passed by the yeas votes

Medina City Council
November 9, 2020

of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Council Comments:

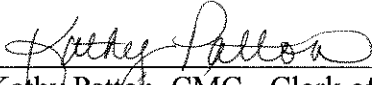
Mr. Simpson thanked everyone for such a large turnout on Election Day and sent congratulations to our new President Elect Joe Biden. Congratulations to all the office holders in the state of Ohio and around the country. This was the largest voting tally in USA history! Just remember to be kind to one another!

Mrs. Hazeltine commended the Brownie Girl Scout Troop and stated she enjoyed talking to them as part of earning their democracy badge. Jessica stated she couldn't think of a more appropriate time for them to be recognized than as we usher in our very first female Vice President of the United States. Jess said she commends anyone who ran any campaign this year as all of council knows it takes a lot to put yourself out there and she appreciates each and every one. We need to focus on non-partisan politics at this time and start to move forward.

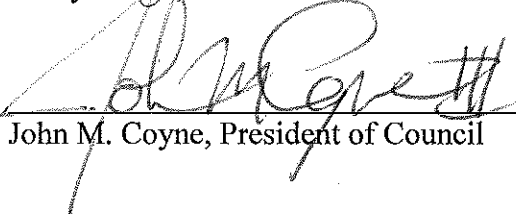
Mr. Rose spoke of Wednesday being Veteran's Day and would like to honor all the Veterans in the Medina community and in the nation. Keep in mind the veterans sacrifices in defending this country whether on domestic or foreign soils allow us to do what we are doing right here and now.

Mr. Shields congratulated Denny Simpson because he has been the champion of reminding people to vote, jokingly stating all his years reminding everyone has paid off, people listened to him and came out to vote. Jim stated one of the true highlights of this election was how many people exercised their right to vote.

There being no further business before Council, the meeting adjourned at 8:06 p.m.



Kathy Patton, CMC - Clerk of Council



John M. Coyne, President of Council