

MEDINA CITY COUNCIL
Monday, June 28, 2021

Call to Order:

Medina City Council met in regular session on Monday, June 28, 2021 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne III who led in the Pledge of Allegiance.

Roll Call:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Keith Dirham, Patrick Patton, Nino Piccoli, Jonathan Mendel, Police Chief Kinney, Fire Chief Walters, Jansen Wehrley, Dan Gladish, and Clerk of Council Kathy Patton.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, June 14, 2021, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and the motion passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated Finance Committee met prior to Council this evening and will meet again on July 12th.

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

Public Properties Committee: Mr. Shields stated there is a meeting scheduled for July 7th at 4:30 p.m.

Special Legislation Committee: Mr. Lamb is contemplating having a meeting either the 24th or 25th of August to work on two issues.

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

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

Emerging Technologies Committee: Mr. Rose is trying to coordinate a meeting with Charter Review Committee and the Emerging Technologies Committee.

Requests for Council Action:

Finance Committee

21-129-6/28 – Budget Amendments

21-130-6/28 – Then & Now – Treasurer, State of Ohio

21-131-6/28 – Donation to Medina City – Do It Best Corp.

21-132-6/28 – Easement – Spring Grove Bridge Replacement

21-133-6/28 – Accept Donation to Police Department for Drone Operations

21-134-6/28 – Contract w/ FirstComm Communications – Municipal Court

- 21-135-6/28 – Amend Job Creation Grant JCG-18 – Kraft Werks Engineering
- 21-136-6/28 – Expenditure to Pavement Management Group for Pavement Mgmt. Program
- 21-137-6/28 – Preliminary Engineering Agreement – W. Smith Road, Phase 4
- 21-138-6/28 – MOU w/ Medina County – Water Service on SR 18
- 21-139-6/28 – Easements – Lindenwood Headwall Replacement – Job #1074
- 21-140-6/28 – Purchase (2) 108SD Conventional Chassis Plow Trucks – Streets
- 21-141-6/28 – Restoration of 10% Budget Cuts from 2020
- 21-142-6/28 – 2021 Annual Codification Update

Reports of Municipal Officers:

Dennis Hanwell, Mayor

- A. Medina Farmer's Market - Each Saturday 9 a.m. to 1 p.m.
- B. First Friday Medina - July 2nd, 5 p.m. - 8:30 p.m.
- C. Medina County Fair Animal Scavenger Hunt at Medina Businesses- July 2nd - July 4th.
- D. July 4th activities - Fireworks will be set off at dark on July 3rd. All COVID-19 restrictions were lifted effective June 2nd. The Twin Sizzler races will be back this year July 4th from 7:45 a.m. to 11 a.m. All races start from the Square. The July 4th Parade will line up at west lot of Medina High School at 3 p.m., and parade starts promptly at 4 p.m. We need anyone still interested in being in parade to file registration form with Sherry at Mayor's office and participants must sign liability release. Again, no COVID-19 restrictions will exist at that date unless added between now and then. **CANDY MAY NOT BE THROWN FROM VEHICLES!** We are asking all parade entries to display an American flag to honor our Independence Day. We do not expect new restrictions, but if any new COVID restrictions are added, we will share with newspapers and on social media.
- E. Medina Community Band - planning to have a July 4th concert at the Bandstand area vs Gazebo to spatially distance. The concert is tentative provided they may find rehearsal location and is weather dependent. More details to follow. The concert is planned for 7:30 p.m. due to needed day lighting.

Keith Dirham, Finance Director, stated there are a few things on the agenda that he will address.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, stated last Thursday they accepted the D.A.R.E. car donation from Rick and Susan Stickland at South of the Square Collision. The vehicle is completely rebuilt, marked and outfitted for our School Resource Officer and our D.A.R.E. Instructor. We would like to thank Rick and Susan for their generosity and the quality of work their employees did that were involved in the rehab. The Sticklands have a long history of supporting the Police Department, the Schools and the City overall. Thanks to them for their continued support.

Chief Walters, Fire Department, had no report.

Kimberly Marshall, Economic Development Director, Stated they will begin their ribbon cutting events starting in July.

Jansen Wehrley, Parks and Recreation Director, Party in the Parks Series sponsored by the Cleveland Clinic Medina Hospital started two weeks ago. It is an event for every Wednesday until August 4th. Registration is recommended and that can be found at the MCRC Website. The next event will be held at Fred Greenwood Park and theme is snow cone carnival. The MCRC Staff is working on fitness equipment replacement plans for the facility. He reminded the public that the splashpad at Fred Greenwood Park is open 11 a.m. – 8 p.m. 7 days a week. Ray Mellert Park splash pads are open 12 p.m. – 8 p.m., 7 days a week. The Memorial Pool hours of operation are 11 a.m. – 6 p.m. Monday through Thursday, 11 – 7 on Friday, Saturday and Sunday.

Cindy Latuska, Municipal Court, had no report.

Dan Gladish, Building Official, had no report.

Jonathan Mendel, Planning Community Director, was not in attendance.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, updated us on East Reagan Multi-Purpose Path stating that the contractor began placing asphalt last week. We anticipate the project being done and the path open to the public within the next two weeks or so.

Notices, communications and petitions:

There were none.

Liquor Permit:

Mr. Shields moved not to object to the issuance of a C-1 and C-2 permit from H & K Sarai Inc. dba Clark Store 1212, 427 N. Court Street to Sunview Petroleum Inc. dba Sunoco Gas Station, 427 N. Court Street. Motion seconded by Mr. Simpson and approved by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Unfinished Business:

There were none.

Introduction of Visitors:

(speakers limited to 5 minutes)

Brian Feron – President of Medina County Historical Society - Court House Artifacts.

Bill Lamb spoke about the drawing of the Clock Tower on the Court House and the Pendulum from the original Seth Thomas Clock in the Tower of the old Court House from around 1886.

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. 101-21, Res.102-21, Ord. 103-21, Ord. 104-21, Ord. 105-21, Ord. 106-21, Ord. 107-21, Ord. 108-21, Res. 109-21, Res. 110-21, Ord. 111-21, and Ord. 112-21. The roll was called and the motion passed with the yea votes of E. Heffinger, B. Lamb, P.

Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

Ord. 101-21:

An Ordinance authorizing the Mayor to execute an Amendment to Lease Agreement with Williams Scotsman, Inc. for the lease of a Flex Portable Building at the Medina Municipal Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 101-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 101-21, seconded by Mr. Simpson. Cindy Lastuka stated they are asking the council to authorize the mayor to extend that lease for the portable building outside. This building helps keep traffic in the court from congregating in front of the Clerk's Office and both courtrooms. Emergency is needed due to the lease. 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, J. Hazeltine, and E. Heffinger. The roll was called and Ordinance/Resolution No. 101-21 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Res. 102-21:

A Resolution establishing an Ad Hoc Committee to be known as the Municipal Court Planning Committee. Mr. Shields moved for the adoption of Ordinance/Resolution No. 102-21, seconded by Mr. Simpson. Mr. Coyne explained that it is appropriate to have a committee together to make sure that we move the project forward in a timely fashion. The Committee will have the following members; Mayor Hanwell, Judge Werner, Clerk of Court Salzgeber, Mr. Coyne and Mr. Shields. The roll was called and Ordinance/Resolution No. 102-21 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

Ord. 103-21:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the 2021 Pavement Marketing Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 103-21, seconded by Mr. Simpson. Mr. Patton stated that this has become an annual program to mark the center and edge lines and the pavement markings at all the crosswalks. The roll was called and Ordinance/Resolution No. 103-21 passed by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

Ord. 104-21:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the East Reagan Parkway Multi-Purpose Trail Lighting Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 104-21, seconded by Mr. Simpson. Mr. Patton stated this will install lights along the southside of East Reagan Parkway between N. Court St. and just past Ashwood. Lights would be designed to light up the trail and look like some of our residential colonial post top lights. Total cost is \$177,000.00 for 23 lights \$119,560 is coming from the State of Ohio Capital Grant. Mr. Simpson stated this an issue that has been before us for several years. So glad to see this move forward. The roll was called and Ordinance/Resolution No. 104-21 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 105-21:

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, Technical Operations position.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 105-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 105-21, seconded by Mr. Simpson. Jarrod Fry stated this and the next item on the agenda are for our shared partnership position with the City and School District for the Technical Operations Director. The schools are adding more responsibility in this partnership and the job description reflects that as well as the Salary and Benefit changes. The next ordinance is the agreement we have with the City and updating it while we were taking care of this paperwork at the same time. The emergency clause is requested for this to go into effect at the beginning of the school year which is July 1st. 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. 105-21 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

Ord. 106-21:

An Ordinance authorizing the Mayor to enter into an Agreement with the Medina City School District Board of Education for the position of Technical Operations Director with Medina TV.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 106-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 106-21, seconded by Mr. Simpson. Jim Shields stated that since this is actually the agreement with his employer and he worked on this with Jarrod he will abstain from voting. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger. Jim Shields abstained. The roll was called and Ordinance/Resolution No. 106-21 passed by the yea votes of P. Rose, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb. Jim Shields abstained.

Ord. 107-21:

An Ordinance amending Ordinance No. 217-20, passed December 14, 2020. (Amendments to 2021 Budget)

Mr. Shields moved for the adoption of Ordinance/Resolution No. 107-21, seconded by Mr. Simpson. Mr. Dirham stated that these are all pass throughs. The roll was called and Ordinance/Resolution No. 107-21 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

Ord. 108-21:

An Ordinance of the Council of the City of Medina, Ohio certifying that when a municipal obligation was incurred sums were lawfully appropriated in the funds to satisfy the obligation and sufficient sums currently exist to satisfy this obligation.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 108-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 108-21, seconded by Mr. Simpson. Mr. Dirham stated this is paying the state auditors for auditing us and we did not have a purchase order because the contract had not made its way through council yet. Emergency clause is needed because we have to pay them for the work that they have done already. 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. 108-21 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Res. 109-21:

A Resolution approving the \$621 Variance presented by the Medina Municipal Court pertaining to the Ohio Auditor of State's 2020 Annual Audit. Mr. Shields moved for the adoption of Ordinance/Resolution No. 109-21, seconded by Mr. Simpson. Mr. Dirham stated this is council's acknowledgement and acceptance of this variance within the Court's reconciliation because at this point it would cost more to keep looking for it. The roll was called and Ordinance/Resolution No. 109-21 passed by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Res. 110-21:

A Resolution Adopting the Tax Budget of the City of Medina, Ohio for the fiscal year beginning January 1, 2022 and submitting the same to the Medina County Auditor. Mr. Shields moved for the adoption of Ordinance/Resolution No. 110-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 110-21, seconded by Mr. Simpson. Mr. Dirham stated this is the first step in the budget process laid out by the Ohio Revised Code. Emergency clause is needed due to time restraints. 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, J. Coyne, and J. Hazeltine. The roll was called and Ordinance/Resolution No. 110-21 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

Ord. 111-21:

An Ordinance amending Ordinance No. 95-21, passed June 14th, 2021 relative to the Agreement with American Structurepoint, Inc. for the West Smith Road, Phase 4 Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 111-21, seconded by Mr. Simpson. Mr. Patton explained that originally this ordinance passed at the last council meeting and this amendment makes it clear that this is an amendment to the previous agreement and is not a new agreement. The roll was called and Ordinance/Resolution No. 111-21 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Ord. 112-21:

An Ordinance proposing and providing for submission to the electors of the City of Medina, Ohio, at a general election to be held November 2, 2021, and amendment to the Charter of the City of Medina, Ohio, involving Article V, Sections 1 and 3 and Article III, Section 12, relative to the position of the Director of Finance. Mr. Shields moved for the adoption of Ordinance/Resolution No. 112-21, seconded by Mr. Simpson. Mr. Coyne stated that this came through the Charter Review Commission recommendation regarding a change in putting to the electorate whether the position of the Director of Finance be an elected position as it currently is or an appointed position. John read the language that will be on the ballot this November 2nd. Mr. Coyne thanked the Charter Review Commission for their hard work. Mr. Simpson also thanked

Medina City Council
June 28, 2021

the Charter Review Commission but stated that he will not be able to support this issue. Mr. Coyne stated he has always viewed the government as three branches of government and feels this position should be appointed. The roll was called and Ordinance/Resolution No. 112-21 passed by the yea votes of J. Shields, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose. D. Simpson cast a nay vote.

Council Comments:

Mrs. Hazeltine thanked Kimberly and her team for starting up the ribbon cutting ceremonies again. Jess is grateful for the anonymous donation to the Police Department for Drones and forensic software of \$7,000.00. She stated she is looking forward to the fourth of July Parade and hopes everyone comes.

Mr. Rose wished everyone a Happy Fourth of July and to be safe. Thank you to Jess for the Mug!

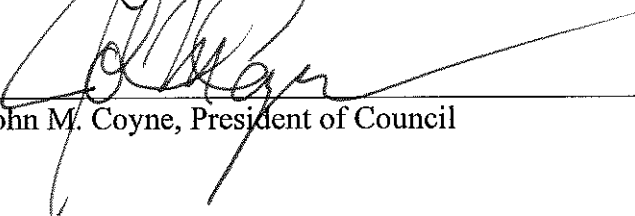
Mr. Lamb stated that South Town had it's first art show on Sunday and will have another on July 11th.

Mr. Coyne reminded everyone that on July 7th is the next Budget Meeting.

There being no further business, the meeting adjourned at 8:04 p.m.



Kathy Patton, CMC, Clerk of Council



John M. Coyne, President of Council

