

MEDINA CITY COUNCIL
Monday, November 14, 2022

Call to Order:

Medina City Council met in regular session on Monday, November 14th, 2022 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 J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Lori Bowers, Nino Piccoli, Patrick Patton, Police Chief Kinney, Fire Chief Walters, Andrew Dutton, Jansen Wehrley and Dan Gladish.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, October 24th and Tuesday, October 25th, 2022 Special Meeting, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and passed by the yeas of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the Finance Committee met prior to this evening's Council meeting 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 stated they had a meeting a week ago with regard to guidelines for flags that are displayed on city property. Bill's interpretation of the meeting tonight in Finance was that they have generally committed to pursue the idea of guidelines and working together to try and come up with a resolution that is fair and acceptable.

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

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

Emerging Technologies Committee: Mr. Rose had no report but stated there is a meeting of the Emerging Technologies Advisory Committee on December 1st at 5:30 p.m.

Requests for Council Action:

- 22-242-11/14 – Electric Aggregation Program Agreement
- 22-243-11/14 – Expenditure – Absolute Construction – 2020 CHIP
- 22-244-11/14 – Amend S&B Code, MCRC Facility Supervisor & Program Specialist
- 22-245-11/14 – Budget Amendments
- 22-246-11/14 – Authorize Rollover of Advances
- 22-247-11/14 – Fitness Center Design Services Agreement & Repeal Ord. 47-19 – MCRC
- 22-248-11/14 – Agreement w/ Health Department for Storm water Runoff Testing

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22-249-11/14 – Amend Ch. 909 Re: Small Cell Wireless Facilities
22-250-11/14 – Amend S&B Salary Range for Parks Director/Superintendent of Parks
22-251-11/14 – Amend S&B 31.02(B)(13) & 31.05, City Council Office
22-252-11/14 – 2023 Health Insurance Renewal – Medical Mutual of Ohio

Reports of Municipal Officers:

Dennis Hanwell, Mayor, Information on proposed deer hunting Ordinance and facts are posted on city website Parks page and were sent out with October utility bills. Respectfully ask residents/voters to view same to be properly informed.

- A. 8th Annual Turkey Drive to support Feeding Medina County - 320 S. Court, Medina Farmer's Exchange, November 16, 5:30 p.m. – 7:30 p.m. Donations of turkeys and/or cash.
- B. Candlelight Walk/Tree Lighting - 38th Candlelight Walk weekend will be November 18-20th. Tree & downtown lighting ceremony will start at 7 p.m., Friday, November 18th. Thank you to Main Street Medina for efforts in putting this event on and vast amounts of people who attend to see our beautiful community and support our local businesses. Blessed!
- C. Medina Police & Fire have assisted on medic calls for decades. I am very proud of our collaborative efforts. On October 21st, Medina Police assisted with the delivery of a baby prior to LST squad arriving. Here to recognize the Officer Lauren Brooks from Medina Hospital/CC are: Medical Director Dr. Ruhlin, EMS Coordinator Brad Turner, and LST Manager Joe Toth.

Keith Dirham, Finance Director, was absent.

Sgt. Darin Zaremba, IT Department, had no report.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, had no report.

Chief Walters, Fire Department, had no report.

Joe Toth, LST Director, stated LST responded to 9,965 calls in the City of Medina through October and for all three entities which are the City of Medina, Medina Township and Montville through the month of October they responded to 4,550 ambulance calls and that is 263 over this time last year.

Kimberly Marshall, Economic Development Director, was absent.

Jansen Wehrley, Parks and Recreation Director, recently completed the dog park project at Ray Mellert Park including the parking lot expansion and landscaping. They are anticipating opening the dog park sometime in the summer of 2023 once the grass and everything else is established. 50% of that project was paid through a Capital Bill grant.

Jansen echoed what Mayor Hanwell said about the Candlelight Walk this weekend, this past

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weekend there were over 100 volunteers who helped the city with decorating of the district.

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, stated there are still trucks out making rounds for leaf pickup. They are currently on their fourth week and have picked up 211 loads so far.

Patrick Patton, City Engineer, reported that the Gates Mills Blvd. bridge replacement project started today. The project is being done in halves in order to maintain access through there and expect the project to be complete by the end of January 2023.

Andrew Dutton, Planning and Community Development Director, reported the hotel received approval from the Historic Preservation Board, Planning Commission, and Board of Zoning Appeals. Mr. Gerspachers' team significantly revised both the site plan and building exterior resulting in an improved proposal. Moving forward, the project will also be subject to the building Engineer review and require agreements and access to city property.

Notices, communications and petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

Many members of the public spoke in favor of the adopting guidelines for flying flags, particularly the Pride flags on government property.

Kahill Seren – Mayor of City of Cleveland Heights – recognizes we live in a society where members of their society have been relegated to secrecy and closets, forced into hiding, lying about who they are, that has devastating consequences on life. Kahill stated it is his responsibility to protect those people's rights to be who they are, unashamed.

Cindy Strebigin – Lakewood, OH

Gretchen Law – Woodhaven Lane, Medina

Hailey Fisher – Medina – Clinical Mental Health Counselor in State of Ohio.

Steve Labon – S. Prospect St.

Sandy Varndell – 1014 Smokerise Dr., Medina – Founder and coordinator for Out Support (Medina's LGBTQ support, information)

Maurena Prentice – Senior at MHS – Surrendering to this hatred sends a very clear message.

Kemp – 797 East Reagan Pkwy

Rita Harley – Medina News on the Street

Stephanie Reed – 501 W. Friendship St.

Bill Tones – Chippewa Lake

Heather Milkes – 632 E. Smith Rd. - Growth, Progress, Change

Rebecca Prentice – 6399 Hooper Drive

Rev. Megan Malone – 3299 E. Normandy Park Dr. – Pride Flags can save lives.

Against adopting guidelines for flying flags on Government Property.
Kevin Norris – 190 Potomac Ct.

Emails in favor:

Beau Shaniuk
Shelley Bonner
Carrie Schaefer
Marina Prentiss
Rob Kancler

Emails Against:

Scott Tinter

Amy Barnes – 314 E. Washington St. spoke on deer population being controlled. Destruction is the easy answer. We have a year to try the Human Society Program to honestly see how it works for Medina.

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. 202-22, Ord. 203-22, Ord. 204-22, Ord. 205-22, Res. 206-22, Ord. 207-22, Ord. 208-22, Ord. 209-22, and Ord. 210-22. The roll was called and the motion passed with the yea votes of J. Coyne, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson. Bill Lamb cast a nay vote.

Ord. 202-22:

An Ordinance authorizing the Mayor to execute a Memorandum of Understanding with the Medina County Board of Commissioners pertaining to the sanitary sewer replacement for West Smith Road Reconstruction, Phase 4. Mr. Shields moved for the adoption of Ordinance/Resolution No. 204-22, seconded by Mr. Simpson. Mr. Patton stated this is an MOU between the City of Medina and Medina County in regards to the W. Smith Reconstruction Phase 4 which binds the county to pay for 100% of the cost of the sanitary sewer replacement. The roll was called and Ordinance/Resolution No. 204-22 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 203-22:

An Ordinance amending Section 2 of Ordinance No. 139-22, passed July 11, 2022 relative to bids for the West Smith Reconstruction, Phase 4 Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 205-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 205-22, seconded by Mr. Simpson. Mr. Patton stated when they accepted bids the lowest bid was about \$160,000.00 more than that. Attributed that to the rising cost of materials. Not recommending turning down these bids and are recommending to the Board of Control that they awarded contingent upon council allocating the additional funds for it. City share is \$2.8 million dollars. Emergency is needed due to bids being opened six weeks ago. The roll was called on adding the emergency clause and was approved by

the yeas votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire. The roll was called and Ordinance/Resolution No. 205-22 passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 204-22:

An Ordinance amending Rule VIII (K) (3) of the Civil Service Rules and Regulations of the City of Medina relative to Probationary Periods for Promotional Appointments. Mr. Shields moved for the adoption of Ordinance/Resolution No. 204-22, seconded by Mr. Simpson. Mayor Hanwell stated the collective bargaining agreement with sergeants had one-year probationary period but our Civil Service rule had a 45 day. They prefer a year, but we are obligated to follow the collective bargaining agreement. The roll was called and Ordinance/Resolution No. 204-22 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 205-22:

An Ordinance authorizing the Mayor to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Sandridge Food Corporation, for a newly installed Storm Water Detention System. Mr. Shields moved for the adoption of Ordinance/Resolution No. 205-22, seconded by Mr. Simpson. Mr. Patton stated this is due to an EPA rule that requires us to enter into this agreement. It simply bonds the property owner to maintain their detention system. The roll was called and Ordinance/Resolution No. 205-22 passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Res. 206-22:

A Resolution authorizing the filing of a Grant Agreement to the Bureau of Justice Assistance (BJA), Department of Justice (DOJ) for the Body-Worn Camera Policy and Implementation Program for the Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 206-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 206-22, seconded by Mr. Simpson. Chief Kinney stated this is requesting permission to apply for and accept the body camera grant if it is awarded. It is a 50% match and they won't use this grant unless there are new body cameras that come out prior to December of 2024. Emergency is requested due to time constraints with the grant. The roll was called on adding the emergency clause and was approved by the yeas votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields. The roll was called and Ordinance/Resolution No. 206-22 passed by the yeas votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 207-22:

An Ordinance authorizing the purchase of three (3) 2023 Ford Interceptors including upfitting, from Montrose Ford for the Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 207-22, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 207-22 passed by the yeas votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 208-22:

An Ordinance authorizing the Mayor to execute a Listing and Marketing Agreement with Brindlee Mountain Fire Apparatus for the sale of a 1997 Pierce Fire Truck for the Fire Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 208-22, seconded by Mr. Simpson. Chief Walters stated this is for a nearly 25-year-old apparatus that the department no longer uses. The roll was called and Ordinance/Resolution No. 208-22 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 209-22:

An Ordinance amending Ordinance No. 201-21, passed December 13, 2021. (Amendments to 2022 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 209-22, seconded by Mr. Simpson. Deputy Finance Director Lori Bowers stated these are appropriations for a couple of donations and a lot of them are for repaying advances and rolling advances over. The roll was called and Ordinance/Resolution No. 209-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 210-22:

An Ordinance authorizing the Finance Department to rollover certain outstanding advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 210-22, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 210-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Council Comments:

Mr. Simpson thanked everyone for their attendance and comments tonight. Be kind to one another.

Ms. Hazeltine recognized the LST Team and Police Dept.

Mr. Rose thanked the Veterans for their service.

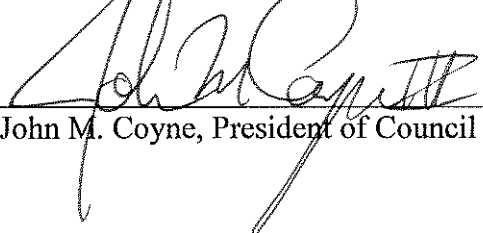
Mr. Lamb's goal is to find a way to use guidelines with flag flying so that this works.

Mr. Coyne spoke of the Candlelight Walk, parade & fireworks this weekend. Happy Thanksgiving.

There being no further business, the meeting adjourned at 9:12 p.m.



Kathy Patton, Clerk of Council



John M. Coyne, President of Council