

MEDINA CITY COUNCIL

Monday, April 10, 2023

**Call to Order:**

Medina City Council met in regular session on Monday, April 10, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne. Boy Scout Troop 5137 led in the Pledge of Allegiance.

**Roll Call:**

The roll was called with the following members of Council, 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, Keith Dirham, Nino Piccoli, Patrick Patton, Chief Kinney, Chief Walters, Andrew Dutton, Kimberly Marshall, Dan Gladish, and Jansen Wehrley.

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on Monday, March 27, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Shields. 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 the Council Meeting and will meet again on April 24, 2023.

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

**Public Properties Committee:** Mr. Shields stated the Helios Project has been moved out of Public Properties Committee and was on the agenda for Finance Committee tonight.

**Special Legislation Committee:** Mr. Lamb has scheduled two meetings, Wednesday, May 10 at 5:00 p.m. update the parking policy, and Monday, May 15 at 5:00 p.m. to discuss consideration of prohibiting feeding of deer and wild animals.

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

**Water & Utilities Committee:** Ms. Hazeltine had no report.

**Emerging Technologies Committee:** Mr. Rose had no report.

**Requests for Council Action:**

- 23-082-4/10 – Amend Ord. 35-23, Decrease Purchase Order Amt.
- 23-083-4/10 – Cooperative Purchase – ODOT Sodium Chloride
- 23-084-4/10 – Expenditure – REA & Associates – Financial Statements
- 23-085-4/10 – Expenditure – REA & Associates – Annual Audit
- 23-086-4/10 – Amend Ord. 48-23, Multi-Use Path Plan
- 23-087-4/10 – Rescind Job Creation Grant Agreement – Agrati, Inc.
- 23-088-4/10 – Increase Expenditure – Rocco Masonry – Service Dept.
- 23-089-4/10 – Budget Amendments

Medina City Council  
April 10, 2023

23-090-4/10 – Amend Ord. 24-17 – Municipal Pool Rates  
23-091-4/10 – Amend Ord. 56-17 – Municipal Pool Rental Rates  
23-092-4/10 – Increase P.O. #2020-1206 – Dixon Engineering – Service Dept.

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor:**

- 1) Thanked Council President John Coyne III, Council Pro-Tem Jim Shields and city department heads for handling the city needs during his vacation.
- 2) The 2022 City of Medina Annual report is posted on the City Website.
- 3) February 13<sup>th</sup> the Fire Chief presented about the Finance Committee and the Council the same night the eminent need to bid the replacement of self-contained breathing apparatus for our firefighters. The existing equipment was at the end of life and failing. Both committees passed this with the emergency clause. The apparatuses are due in early May. This is a result of everyone working together to get this done.

**Keith Dirham, Finance Director,** Keith stated the City of Medina has a municipal income tax, we contract with RITA. [www.rita-ohio.com](http://www.rita-ohio.com) Please remember to file if you are a resident of the city.

**Kimberly Marshall, Economic Development Director,** reported Friday, April 14<sup>th</sup> a ribbon cutting for Gaybak Corporation located at 820 S. Progress Drive at 11 a.m.

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

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

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

**Jansen Wehrley, Parks and Recreation Director,** reported contract for fitness room addition at the Rec Center has been awarded to John J. Hemminger Construction. No school district funding will be used for the construction.

The Rec Center hosted a Splashtastic Egg Hunt last week and over 175 kids signed up.

Upcoming event - Family Fitness Night at the Rec Center, register at [medinarec.org](http://medinarec.org)

Taking registrations for summer camp. Dates are June 5<sup>th</sup> through August 11<sup>th</sup>.

Forestry dept. is in the middle of their spring tree planting, planting around 90 trees throughout town.

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

**Nino Piccoli, Service Director,** reported on the city's electric aggregation program. Electric rates have been much discussion lately on potentially rising by June of this year. Possibly from 10.1 cents per kilowatt hour at the minimum and as high as 12 cents per kilowatt hour. The city entered

into an agreement with Energy Harbor for a period of 3 years. Medina city residents and businesses are automatically included in the aggregation program and if you choose to opt out you must physically fill out a card that was sent to you along with a letter. Our price with Energy Harbor is 7.37 cents per kilowatt hour.

**Patrick Patton, City Engineer**, reported with regards to the West Smith Road project, starting today is a critical part in the project as crews began to install the bore under the railroad that runs between Huntington and Elmwood and this will take about 2 ½ weeks.

Utility locate flags are necessary whenever someone has to dig for lines and people are asking when they cut their grass if they can pull those flags and by law you can not pull them for 10 days from when they were laid.

**Andrew Dutton, Planning and Community Development Director**, reported in cooperation with the Medina County Park District, the Community Development Department has begun the process of creating a Multi-Use Path Plan with our consultant the Envision Group. Currently looking for public input and feedback. A survey regarding the multi-use plan is available on the front page of our website at medinaoh.org and the first public meeting for the project will be held on Tuesday, May 30<sup>th</sup> at 6 p.m. here at City Hall.

#### **Mayor's appointments**

Civil Service Commission – James Palmquist – Expiring 6/30/29

Mr. Shields moved to confirm the Mayor's appointment, seconded by Mr. Simpson. Motion passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

#### **Notices, communications and petitions:**

There were none.

#### **Unfinished Business:**

There was none.

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

Matt Hiscock is the Director of Public Safety for the city of Wadsworth located at 120 Maple St. Wadsworth. Matt stated on March 11<sup>th</sup> they hosted involuntarily a free speech event held in one of their parks. There was a permitting process and detectives were assigned to begin looking into this event and what might be happening. They gathered intelligence in regards to this event and knew that the city of Wadsworth alone would not be able to provide for the public's safety. We reached out for assistance and thanked Chief Kinney and the 13 Medina police officers who arrived to assist us on that day as well as over 100 other law enforcement officers, fire and EMS employees and State Officials that came to Wadsworth on that particular day to assist us. The event was a success in eyes of the management team of the City of Wadsworth and realize they couldn't have done it without all the assistance. We thank you very much.

Ariel Bly is a member on the Emerging Technology Advisory Committee and she resides at 243

S. Jefferson St. – Came to report on the results of the Electrical Vehicle Survey. Received just under 300 responses with 12% owning electric vehicles, 6.3% plan to purchase an electric vehicle, plan to purchase an electrical vehicle in the next 5 years 29% answered yes.

**Introduction and consideration of ordinances and resolutions.**

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Res. 69-23, Ord. 70-23, Res. 71-23, Ord. 72-23, Ord. 73-23, Ord. 74-23, Ord. 75-23, Ord. 76-23  
Mr. Shields motioned to suspend the rules requiring three readings of tonight's ordinances and resolutions, seconded by Mr. Simpson. The roll was called and passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Res. 69-23**

**A Resolution authorizing the Mayor to file an application for grant assistance with the Medina County Drug Advisory Commission (MCDAC) for a grant to fund and support the School Resource Officer Program with the Medina City Schools.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 069-23, seconded by Mr. Simpson. Chief Kinney stated this will fund their 3 school resource officers. The roll was called and Ordinance/Resolution No. 069-23 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

**Ord. 70-23**

**An Ordinance authorizing the Mayor to execute a Sponsor Partnership Responsibility Acknowledgement with the Northeast Ohio Areawide Coordinating Agency (N.O.A.C.A.) and to accept funding for a Federal Aid Project Grant for the State Road Reconstruction Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 070-23, seconded by Mr. Simpson. Mr. Patton stated NOACA selected the city to receive a 1.17 million dollar grant towards reconstruction of State Road. This is to accept that grant and sign. Mr. Rose stated he appreciates all the additional information Mr. Patton provided, but will be voting no on this ordinance and feels through his experience with past employment dealing with NOACA and has a problem with organizations like that coming in to "guide us". Mr. Lamb stated we have worked with NOACA for a long time. Without them we would be minus a number of projects. Bill feels the city has had a whole lot of say so and input of what we can and can't do in the past working with NOACA. The benefit so far outweighs any concern about getting along throughout the process. The roll was called and Ordinance/Resolution No. 070-23 passed by the yea votes of B. Lamb, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

**Res. 71-23**

**A Resolution supporting the Northeast Ohio Areawide Coordinating Agency (N.O.A.C.A.'s) submittal for additional Federal funding for the State Road Reconstruction Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 071-23, seconded by Mr. Simpson. Mr. Patton stated this project is currently estimated to be about \$6.6 million dollars. NOACA has applied on the city's behalf to Governor Sherrod Brown's office, for \$3 million dollars in additional funding for this project and are asking for council to consider supporting a resolution at this time. The roll was called and Ordinance/Resolution No. 071-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

**Ord. 72-23**

**An Ordinance authorizing the Mayor to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Bat Commerce, LLC (Trailer One), for a newly installed Storm Water Detention System.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 072-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 072-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

**Ord. 73-23**

**An Ordinance authorizing the Mayor to enter into a Memorandum of Understanding with Liberty View, LLC and the Medina City Development Corporation for certain infrastructure improvements to be made by the City and the Developer.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 073-23, seconded by Mr. Simpson Mrs. Marshall stated this would include to absorb the cost under the existing TIF District. Budget estimate for project currently is at \$248,886.00 and of that the city's share is \$220,986.00 and the developer's share is estimated at \$27,900.00. The estimates have a 20% contingency built in. This has been reviewed and approved by the City Law Director Greg Huber. The roll was called and Ordinance/Resolution No. 073-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

**Ord. 74-23**

**An Ordinance authorizing an expenditure to the Medina City School District Board of Education for the Natatorium Repair Project at the Medina Community Recreation Center.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 074-23, seconded by Mr. Simpson. Jansen stated the Medina City School District is currently out to bid to renovate the leisure pool and comp pool at the recreation center. With the joint operating agreement with the Medina City Schools they will fund the total cost of the repairs and then the city will reimburse them for 50% of the cost. This is also for an additional purchase order for two items that the city has agreed to fund at 100% because it solely benefits the rec center. Mr. Shields will abstain since this involves his employer. The roll was called and Ordinance/Resolution No. 074-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and D. Simpson.

**Ord. 75-23**

**An Ordinance amending Ordinance No. 35-23, passed February 13, 2023, relative to the payment to Dunlop & Johnston, Inc. for work performed as part of the CDBG-Target of Opportunity Grant.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 075-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 075-23, seconded by Mr. Simpson. Mr. Dutton stated this reduces the amounts of funds from \$141,000 to \$139,022 to Dunlop & Johnston Inc. for interior renovations at the Battered Women's Shelter. Needed to reduce the amount to reflect the actual cost of the project and limited grant funding. Emergency clause if requested due to project almost being complete and this was an unexpected change. The roll was called on adding the emergency clause and was approved by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 075-23 passed by the

yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

**Ord. 76-33**

**An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments to 2023 Budget)** Mr. Shields moved for the adoption of Ordinance/Resolution No. 076-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 076-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

**Council comments**

Mr. Simpson thanked the public that came to the Ward 1 and Ward 2 meeting held last week. It was well attended.

Dennie spoke on natural disasters occurring and to help out where and if you can.


Be kind sign was gifted to Dennie from Dan Gladish.

Ms. Hazeltine echoed Dennie in respect to the ward meeting. Jess spoke on the topic of texting while driving and to not do it.

Mr. Rose spoke on attending an open house with the United Way and what they offer.

**Adjournment**

There being no further business, the meeting adjourned at 8:10 p.m.

  
\_\_\_\_\_  
Kathy Patton, Clerk of Council

  
\_\_\_\_\_  
John Coyne, President of Council