

MEDINA CITY COUNCIL
Monday, September 11, 2023

**MAYOR DENNIS HANWELL – STATE OF THE CITY ADDRESS
6:30 P.M. – IN THE CITY COUNCIL ROTUNDA**

Call to Order:

Medina City Council met in regular session on Monday, September 11, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Mr. Coyne, Council President, who also led in the Pledge of Allegiance.

Roll Call:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Keith Dirham, Nino Piccoli, Patrick Patton, Lt. Brian Wagner, Chief Walters, Dan Gladish, Jansen Wehrley, Sergeant Zaremba, Cindy Lastuka, and Andrew Dutton.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, August 28, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and passed by the yeas of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the Finance Committee met prior to Council and will meet again in 2 weeks.

Public Properties Committee: Mr. Shields had no report.

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

Special Legislation Committee: Mr. Lamb had no report.

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:

- 23-167-9/11 – Part-time Judicial Aid – Municipal Court
- 23-168-9/11 – CAD/RMS Annual Maintenance & Service – Police
- 23-169-9/11 – Budget Amendments
- 23-170-9/11 – Fund Advance Request
- 23-171-9/11 – Increase P.O. – Artistic Holiday Designs – Holiday Lights
- 23-172-9/11 – Application Grant Funds - Design Services – Prospect Street Bridge
- 23-173-9/11 – Increase P.O. #2023001429 – Courthouse Parking Garage Camera Project

Reports of Municipal Officers:

Dennis Hanwell, Mayor,

- A. Medina Farmers' Markets takes place on public square on Saturdays through October 7th from 9 a.m. to 1 p.m. Thanks to Medina Main Street for organizing this ongoing event.
- B. Tunnels to Towers Race & Walk on Sunday, September 10th at 8 a.m. on Public Square went well and was well attended.
- C. 9/11 Memorial Ceremony was held at the Memorial adjacent to MFD Station 1 on Monday, September 11, 2023 at 10 a.m. to honor all first responders and public that perished this day 22 years ago.
- D. State of City was presented prior to Council meeting today and then to Greater Medina Chamber of Commerce on September 12 at 11:30 a.m. at Williams on the Lake.
- E. 3rd Annual We Are Stronger Together Medina Unity Gathering 7 p.m. on September 26th, 27th & 28th at Cornerstone Chapel, 3939 Granger Rd. in Medina.
- F. Tamara & Todd Harbaugh owner of the Uptown Shop and Michelle & James Murawski of Lumber Frogs Creations presented special plaques that were made to Fire Chief Larry Walters and Lt. Brian Wagner representing Chief Ed Kinney.

Keith Dirham, Finance Director, Mr. Dirham explained Issue 2 on the ballot this November, noting that a yes vote will be to adopt the ordinance that Council passed which is to adopt the culling program per Council's outlines, and a no vote would be to reject that ordinance. Keith stated there is a budget meeting Wednesday and a Utility Rate Review meeting on Thursday.

Kimberly Marshall, Economic Development Director, absent.

Greg Huber, Law Department, had no report.

Lt. Wagner, Police Department, had no report but thanked owners of Lumber Frogs Creations for the plaques.

Chief Walters, Fire Department, had no report but also thanked owners of Lumber Frogs Creations for the plaques.

Jansen Wehrley, Parks and Recreation Director, noted that the date for completion of the competition pool is Friday, September 15th. Monday, September 18, they plan to open the indoor competition pool with restrictions like limited access to certain areas. With weather changing and dropping into the low 60's and 40's at night, we will be closing the outdoor pool at Memorial Park and the splash pads. The Ray Mellert Dog Park will be opening in October and are waiting on a couple final site amenities to be installed and as a result of this park opening. The Memorial Dog Park will close in November.

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Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, had no report.

Andrew Dutton, Planning and Community Development Director, had no report.

Notices, communications and petitions:

There were none.

Unfinished Business:

Ord. 123-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for Job #1154, Reagan Park Skatepark Rehabilitation. Mr. Shields moved for the adoption of Ordinance/Resolution No. 123-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 123-23, seconded by Mr. Simpson. Jansen Wehrley stated they are looking to address the surface of the concrete with this project. It is about 10,000 sq. ft. of concrete to be installed to address this surface issue and emergency clause is requested because the ramps are scheduled to be delivered March 1, 2024. The roll was called on adding the emergency clause and was approved by the yeas 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. 123-23 passed by the yeas votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Introduction of Visitors:

Bill Kuhar resides at 875 Gayer Dr. and came tonight to express his thoughts and is in favor of Issue 2 for the deer culling program and spoke to the safety of bow hunting. Hunting is considered safe for two reasons. 1. Education and 2. Prevention. All hunters in Ohio are required to take a Hunters' Safety Education Course. Take the time to educate yourself with the facts on bow hunting. The biggest risk is to the hunter themselves.

Mark Williams resides at 755 Lafayette Rd. He thanked council for their time and effort to do their due diligence and to invest in our holiday displays here in Medina

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Ord. 123-23, Ord. 129-23, Res. 130-23, Ord. 131-23, Ord. 132-23, Ord. 133-23, Ord. 134-23, Ord. 135-23, Ord. 136-23, Ord. 137-23, Ord. 138-23, Ord. 139-23, Ord. 140-23, Ord. 141-23, Ord. 142-23, Ord. 143-23, Ord. 144-23, Ord. 145-23, Ord. 146-23, Ord. 147-23, and Ord. 148-23. Mr. Shields moved to suspend the rules requiring three readings, seconded by Mr. Simpson. The roll was called and passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 129-23

An Ordinance ratifying the trade-in for credit of twenty-one Police Department duty rifles and nine firearms acquired from forfeiture to Shawn Cheshier/The Silencer Shack for the Medina Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 129-23, seconded by Mr. Simpson. Lt. Wagner stated this is for the trade-in credit for firearms at the Silencer Shack. The roll was called and Ordinance/Resolution No. 129-23 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Res. 130-23

A Resolution accepting the grant award from the Ohio Department of Mental Health & Addition Services Specialized Docket Subsidy Project Funding Grant for the Medina Municipal Court Veteran's Treatment Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 130-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 130-23, seconded by Mr. Simpson. Cindy Lastuka stated this is a grant and they were awarded \$75,000 and the emergency is because the money will be here in a week or two. 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. 130-23 passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 131-23

An Ordinance adopting a Disaster Recovery Plan for the City of Medina, Ohio. Mr. Shields moved for the adoption of Ordinance/Resolution No. 131-23, seconded by Mr. Simpson. Darin stated our current plan is outdated and needed updated. Auditors and insurance companies want to know that we have one in place. Darin thanked everyone that was involved in getting this together to update and make changes. The roll was called and Ordinance/Resolution No. 131-23 passed by the yeas votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 132-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 13 Plymouth Street as part of the PY22 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 132-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 132-23, seconded by Mr. Simpson. Andrew stated this is the first of 3 CHIP private home rehabilitation projects. This is for 13 Plymouth St. and is for \$55,470.00. Emergency due as contractor is ready to go and would like to get the work done as soon as possible. The roll was called on adding the emergency clause and was approved by the yeas 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. 132-23 passed by the yeas votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 133-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 342 Foundry Street as part of the PY22 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 133-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 133-23, seconded

by Mr. Simpson. This grant is for \$39,675.00. Emergency is to pay contractor. 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, R. Haire and J. Hazeltine. The roll was called and Ordinance/Resolution No. 133-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 134-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 1495 McKinley Avenue, Brunswick, as part of the PY22 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 134-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 134-23, seconded by Mr. Simpson. Andrew stated the grant was for \$65,645.00. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 134-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 135-23

An Ordinance authorizing the purchase of one (1) truck mounted vacuum excavator, mounted on a 2023 Kenworth T480 cab and chassis from Vermeer All Roads to be used by the Water and Street Departments. Mr. Shields moved for the adoption of Ordinance/Resolution No. 135-23, seconded by Mr. Simpson. Mr. Piccoli stated this is a hydro vac and uses high pressure water to liquify the soil where the excavation site is and then gets vacuumed up. The roll was called and Ordinance/Resolution No. 135-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 136-23

An Ordinance authorizing the purchase of one (1) Full ODOT bucket truck build out with a Stahl body on Ford F-550 cab and chassis from MTech Company, to be used by the Street Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 136-23, seconded by Mr. Simpson. Mr. Piccoli stated this is replacing a 1997 model. The roll was called and Ordinance/Resolution No. 136-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 137-23

An Ordinance amending Ordinance No. 32-23, passed February 13, 2023 relative to the expenditure to Goodyear Tire and Rubber Company. Mr. Shields moved for the adoption of Ordinance/Resolution No. 137-23, seconded by Mr. Simpson. Nino stated this is to increase the P.O. for the Sanitation Dept. to get through the end of the year. The roll was called and Ordinance/Resolution No. 137-23 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 138-23

An Ordinance authorizing the Mayor to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Ravago Real Estate USA 2 LLC, for a newly

installed storm water detention system. Mr. Shields moved for the adoption of Ordinance/Resolution No. 138-23, seconded by Mr. Simpson. Mr. Patton stated the Ohio EPA requires them to enter into these agreements with builders and project owners when they install a storm water facilities management structure. The roll was called and Ordinance/Resolution No. 138-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 139-23

An Ordinance authorizing the Mayor to execute a Letter of Intent with the Friends of the Cemetery relative to the Mausoleum Repair Project at Spring Grove Cemetery. Mr. Shields moved for the adoption of Ordinance/Resolution No. 139-23, seconded by Mr. Simpson. Jansen stated they discovered that the mausoleum has a roof leak that has to be addressed. FOC will cover costs. The roll was called and Ordinance/Resolution No. 139-23 passed subject to the law director's approval and a building project agreement, by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 140-23

An Ordinance authorizing the purchase and installation of two (2) Dual Port Electric Vehicle Charging Stations (EVCS) from EV United, for the City Hall Parking Deck. Mr. Shields moved for the adoption of Ordinance/Resolution No. 140-23, seconded by Mr. Simpson. Mr. Patton stated this will allow them to purchase and install two (2) dual port electric vehicle charging stations. Total cost is \$38,500.00 and \$30,000.00 is coming from an Ohio EPA grant they received. The roll was called and Ordinance/Resolution No. 140-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 141-23

An Ordinance to amend the codified ordinances of the City of Medina, Ohio, Chapter 943.06, Sections (e) and (f), and Chapter 943.11, Schedule of Charges and Fees, pertaining to the installation of Private Mausoleums at Spring Grove Cemetery. Mr. Shields moved for the adoption of Ordinance/Resolution No. 141-23, seconded by Mr. Simpson. Jansen stated this will authorize some changes to the rules and regulations. The roll was called and Ordinance/Resolution No. 141-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 142-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Spring Grove Cemetery Columbarium Wall Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 142-23, seconded by Mr. Simpson. Jansen stated this will authorize the construction of their third columbarium wall at Spring Grove. The roll was called and Ordinance/Resolution No. 142-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 143-23

An Ordinance authorizing the Mayor to advertise for the auction, sale or disposal of city equipment and vehicles no longer in use. Mr. Shields moved for the adoption of

Ordinance/Resolution No. 143-23, seconded by Mr. Simpson. Nino noted the auction is scheduled for Saturday, October 28th at the city garage located at 781 West Smith rd. Viewing is a 9am and the auction begins at 10am. The roll was called and Ordinance/Resolution No. 143-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 144-23

An Ordinance waiving the special assessment fees for sidewalks for certain parcel numbers on Prospect Street and West Smith Road. Mr. Shields moved for the adoption of Ordinance/Resolution No. 144-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 144-23 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 145-23

An Ordinance authorizing the Finance Director to waive certain uncollectible utility accounts. Mr. Shields moved for the adoption of Ordinance/Resolution No. 145-23, seconded by Mr. Simpson. Keith stated they will be waiving \$46,500.00. \$26,000.00 in bankrupt and sheriff sales that we are not allowed permitted to go after. \$4,200.00 of which were under \$50 that were judged not to be worth going after and about \$19,000.00 in change of owner accounts. Mr. Coyne stated they are having another discussion on additional funds to be waived as it relates to bankruptcies and other things – to be discussed at the next finance meeting. The roll was called and Ordinance/Resolution No. 145-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Hazeltine.

Ord. 146-23

An Ordinance authorizing the Mayor to enter into an agreement with OC-SMA LLC, owner of Medina Supply, to allow for public parking on Permanent Parcel Nos. 028-19D-01-021 and 028-19D-01-018. Mr. Shields moved for the adoption of Ordinance/Resolution No. 146-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 146-23, seconded by Mr. Simpson. Mr. Dutton stated this is to allow public parking at a portion of the Medina Supply lot on the east side of South Broadway St. just north of the railroad tracks. This would open 27 public spaces and the agreement would be for two years. Fencing and signage improvements will be done. Emergency is requested to set this in motion as soon as possible. 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, R. Haire, J. Hazeltine, and B. Lamb. The roll was called and Ordinance/Resolution No. 146-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 147-23

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. 147-23, seconded by Mr. Simpson. Mr. Dirham stated in Ord. 142-23 council authorized a project for Columbarium Wall and this is how we are paying for that. The roll was called and Ordinance/Resolution No. 147-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

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Ord. 148-23

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 148-23, seconded by Mr. Simpson. Keith stated this is the advance to make for the appropriation. The roll was called and Ordinance/Resolution No. 148-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Council Comments:

Dennie Simpson extended his deepest sympathy to Kimberly and the entire Marshall family for their loss. Please be kind to one another, life is short.

Jessica Hazeltine echoed Dennie with sympathy to Kimberly and family / sending warm thoughts. Happy to see council candidates here tonight.


Mr. Rose sends deepest sympathy to Kimberly Marshall and family.

Mr. Lamb – Sympathies to Kimberly and the Marshall family.

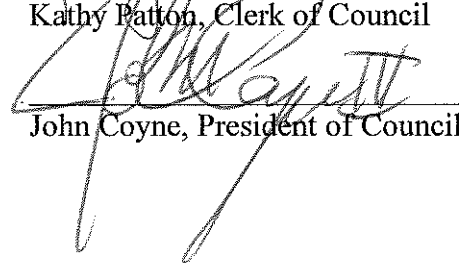
John Coyne expressed his condolences to Mrs. Marshall.

Adjournment

There being no further business, the meeting adjourned at 8:16 p.m.



Kathy Patton, Clerk of Council



John Coyne, President of Council