

MEDINA CITY COUNCIL
Monday, May 9, 2022

Call to Order:

Medina City Council met in regular session on Monday, May 9, 2022 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne III, honored guest Anna Fletcher led in the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council present 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, Keith Dirham, Nino Piccoli, Patrick Patton, Lt. Marcum, Fire Chief Walters, Andrew Dutton, Jansen Wehrley and Dan Gladish.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, April 25, 2022, 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, 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 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: Bill Lamb stated last week was the first meeting on feeding wild animals/discussing reducing the deer population within city limits. Second meeting is May 18th at 5:30 p.m. in the rotunda at City Hall. Third meeting will be scheduled where the Special Legislation Committee will digest the information and vote on the issue.

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

Water & Utilities Committee: Mrs. Hazeltine had a meeting two weeks ago now and there should be a pending RCA to discuss the funding of Medina TV to bring it to finance.

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

Finance Committee

22-110-5/9 – Expenditure Over \$15,000 – Coopers Leading Edge – Sanitation

22-111-5/9 – Budget Amendments

22-112-5/9 – ARP 2022 Grant Application – Police – License Plate Readers

22-113-5/9 – Discussion – Revenue Loss Provision for Treasury Dept. Reporting

22-114-5/9 – Amend Job Description – Seasonal Laborer

Medina City Council
May 9, 2022

22-115-5/9 – Accept Friends of Cemetery Letter of Intent / Donation – Cemetery Laborer
22-116-5/9 – MOU w/ Medina County – Sanitary Sewer Replacement – S. Prospect St.
22-117-5/9 – Amend S&B – Laborer Job Description
22-118-5/9 – Amend S&B 31.02 (E) – Part Time Pay Rate Scale – MCRC
22-119-5/9 – Amend Ord. 89-22, MCRC Membership Rate Ordinance
22-120-5/9 – ARPA – Small Business Workforce Assistance Grant

Reports of Municipal Officers:

Dennis Hanwell, Mayor,

- A. Memorial Day Parade- May 30- Happy to report that the Memorial Day parade will take place this year as it had in past, prior to COVID. Lineup is from 9:00 a.m. -10:00 a.m. Parade steps off at a little after 10 a.m. Starts at Broadway/Washington and goes west on Washington to Court; north on Court to Liberty; east on Liberty to Spring Grove; south on Spring Grove and into Spring Grove Cemetery. Ceremony at monument at Spring Grove will start about 11 a.m. or whenever parade completes. For veteran's groups interested in taking part, please contact Ed Zackery at the Medina County Veterans office.
- B. May 6th Ribbon Cuttings
 - a. Studio-A-Salon- 1162 N. Court St.
 - b. Buckeye Leaf Boutique- 119 Lafayette Rd.
 - c. Discount Tire- 1008 N. Court St.
 - d. Knot Yourself- 238 S. Elmwood Ave.
- C. Tree donation- On Friday, April 29th at 10 a.m., Parks Director Jansen Wehrley, staff & I met with First Energy Rep. Amy Hopkins to accept & plant 300 trees at the Kuehn-Todd conservation area in Ward 3. We are thankful & appreciative of the donation to our community.
- D. Special Legislation - 2nd meeting on deer issues- Wednesday, May 18th at 5:30 p.m. at City Hall. Encourage those interested to attend.
- E. Public members interested in city meetings can check website or provide you email to clerk Kathy Patton at kpatton@medinaoh.org
- F. Welcome Brunswick City Manager Carl DeForest will speak about the Bike and Trike event- during public comments.
- G. Prayers- Respectfully ask all to keep the Ukrainian people in your thoughts and prayers as they experience this conflict and violence, both relatives here and those who reside in Ukraine or fled from same. Hopeful to bring this attack to an end as soon as possible.

Keith Dirham, Finance Director, stated he will address the appropriations when they get there.

Greg Huber, Law Department, had no report.

Lt. Marcum, Police Department, had no report.

Chief Walters, Fire Department, had no report.

Medina City Council
May 9, 2022

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

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, BOC awarded two contracts, S. Court Water Tower exterior repaint with miscellaneous repairs and Gates Mills Bridge Reconstruction/replacement project. Currently have 2022 Concrete Street Repair Program is out to bid and will open next week.

Andrew Dutton, had no report.

Confirmation of Council's appointment

Medina City Development Corp. – Roman Paich – Exp. 12/31/22 (remainder of 2 yr. term) Mr. Shields moved to confirm Council's appointment, seconded by Mr. Simpson. Motion passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Notices, communications and petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

Carl DeForest, Brunswick City Manager spoke on The Bike and Trike Event.

Carl stated he is here in the memory and spirit of a 9-year-old boy he met several years ago that had cancer.

Trike and Bike is for children age 3 through 12 and cost \$15. They are encouraged to raise \$25 for the Fight against Cancer. The first year we had Trike and Bike they raised \$26,701 and last year they raised \$43,810 for pediatric cancer research.

They are expanding their efforts for Medina County Trike and Bike and Carl met with Mayor Dennis Hanwell of Medina and Mayor Robin Laubaugh of Wadsworth with hopes of pushing the message out and get people to join the cause.

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. Res. 092-22, Res. 094-22, Res. 095-22, Ord. 096-22, Ord. 097-22, Ord. 098-22, Ord. 099-22, Ord. 100-22, Ord. 101-22. The roll was called and the motion passed with the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Res. 092-22:

A Resolution congratulating Anna Fletcher on receiving the Girl Scout Gold Award, the highest award in Girl Scouting. Mr. Shields moved for the adoption of Ordinance/Resolution

No. 092-22, seconded by Mr. Simpson. Anna wrote a book called "It's Gonna be Alright" focusing on mental health and students. Through Buy a Book, Donate a Book - was given to every elementary school in the City of Medina. The Huddle Program purchased 100 more of the books to be used to teach in the class rooms. The roll was called and Ordinance/Resolution No. 092-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 093-22:

An Ordinance authorizing the Zoning Map Amendment to change the zoning of 881 Lafayette Road from I-1, Industrial to C-3, General Commercial. (first reading) Mr. Dutton stated this is an application by Medina Metropolitan Housing Authority to rezone this property from I-1 – Industrial to C-3 General Commercial. The purpose is for a multi-family housing project. This application went before the Planning Commission on March 10th, 2022 and was unanimously approved and Medina City Hall held a public hearing on April 25, 2022 with positive input, staff recommendation was for approval of the ordinance. Ord. 93-22 was read by title only.

Res. 094-22:

A Resolution authorizing the Mayor to accept the Walmart Community Grant Award for the Medina Fire Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 094-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 094-22, seconded by Mr. Simpson. Chief Walters stated that this is a grant for \$1,500.00 that the local Walmart donated to the Medina Fire Department. The emergency clause is due to not knowing it was coming as they did not apply for it. 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. 094-22 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Res. 095-22:

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 Officer Program with Medina City Schools. Mr. Shields moved for the adoption of Ordinance/Resolution No. 095-22, seconded by Mr. Simpson. Lt. Marcum stated this will be to fund and support the School Resource Officer Program and accept the funds from the grant. There are currently 3 Resource Officers in the schools. The roll was called and Ordinance/Resolution No. 095-22 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 096-22:

An Ordinance amending Ordinance No. 56-17, passed April 24, 2017, relative to Section 1, Rental of Memorial Pool Cabana during Pool Hours. Mr. Shields moved for the adoption of Ordinance/Resolution No. 096-22, seconded by Mr. Simpson. Mr. Wehrley stated this ordinance is to add a package rate price to the Memorial Park Ordinance. The roll was called and Ordinance/Resolution No. 096-22 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 097-22:

An Ordinance authorizing the Mayor to accept a Temporary Easement and Right of Entry Contract necessary for the West Smith Reconstruction Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 097-22, seconded by Mr. Simpson. Mr. Patton stated this should be the final easement for this project and are requesting the emergency due to hard deadline with ODOT. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 097-22, seconded by Mr. Simpson. The roll was called on adding the emergency clause and was approved by the yea 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. 097-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 098-22:

An Ordinance authorizing the Mayor to enter into a Public Limits Crossing Agreement with Wheeling and Lake Erie Railway Company as part of the West Smith Road Reconstruction Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 098-22, seconded by Mr. Simpson. Mr. Patton stated as part of this project they will be installing a new waterline and need authorization / permit from Wheeling Lake Erie to install the waterline underneath their tracks. Patrick is requesting to pass this subject to the Law Director's review as he is making some modifications to the language. The roll was called and Ordinance/Resolution No. 098-22 passed subject to the Law Director's review by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 099-22:

An Ordinance authorizing the Mayor to enter into a Letter Agreement with Wheeling and Lake Erie Railway Company as part of the West Smith Road Reconstruction Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 099-22, seconded by Mr. Simpson. Mr. Patton stated this is another agreement with the railroad, they have a right-of-way abutting each side of their tracks, this agreement would allow us to come in and perform the improvements necessary for the project. Mr. Huber is satisfied with the language in this agreement. The roll was called and Ordinance/Resolution No. 099-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 100-22:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Ray Mellert Parking Lot Expansion and Dog Park. Mr. Shields moved for the adoption of Ordinance/Resolution No. 100-22, seconded by Mr. Simpson. Mr. Wehrley stated this project at Ray Mellert Park is to build a brand-new Dog Park and expand the parking lot in the amount of \$266,025.00 and of that \$103,800 is coming from a State Capital Bill Grant. The emergency clause is requested in order to be under contract by June 30th. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 100-22, seconded by Mr. Simpson. The roll was called on adding the emergency clause and was approved by the yea 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. 100-22 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 101-22:

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. 101-22, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 101-22 passed by the yeas and nays of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Council Comments:

Mr. Simpson reminded all to be kind to one another.

Ms. Haire reminded the community that there is a survey online in regards to the Special Legislation that Mr. Lamb has out there so please take the time to take it.

Regi stated she has been regularly getting emails in regards to the fiber optic projects in our city with concerns of ruts and lack of grass being planted in areas in which they were working on, and she is forwarding that information onto our city administration.

Mrs. Hazeltine stated this Saturday in front of the Medina Courthouse steps at 1:30 p.m. she will be hosting a Women's Rights Are Humans Rights Rally and is inviting all to attend.

Mr. Rose congratulated Anna Fletcher encouraging her to keep going.

Paul spoke on "Truth Police" and that the lies are coming, be skeptical – write your congressman and your senator and tell them to stop it, we don't need it. The "Stop Government Waste Committee" the next time you see Ralph Jocke, Pat Walker, Pat Maynard Lowery and others, thank them for costing the City of Medina approximately \$1.1 million dollars, additionally \$87,000 in lawyer costs, \$200,000 opportunity loss cost in not being able to participate in building the court house and then roughly an additional \$880,000 adjusted for inflation for having to go in and redo the courthouse. There has been a 4th ruling in our favor. It is clear from the deposition reading on September 17th that realtor Dean Maynard is a sham party used by his lawyers to seek attorney's fees. This is right out of the Judge's rulings, that they took the city to court just to get court lawyer fees. If Mr. Maynard's attorney had sued on her own, she would not have been permitted to cover her fees. Mr. Maynard is a convenient way to get around the issue, because the complaint is a sham it should be dismissed, and it was.

Jessica Hazeltine added that the person listed on the lawsuit was Dean Maynard and the complainant and the attorney was Pat Maynard Lowery.

Mr. Lamb congratulated Anna Fletcher stating her family must be so proud. Bill enjoyed the way she spoke tonight, it is heartening to hear the depth of her understanding and what you determine to do.

He explained the approach he has taken in Special Legislation Committee with regard to the deer came from an ordinance they wrote based on prohibiting feeding wild animals in town with the exclusion of birds and some others. Intent was to deal with nuisance issues.

The survey is not a survey from the City of Medina. It is put out by the Department of National Resources and that survey is based primarily on whether or not the State would permit culling of

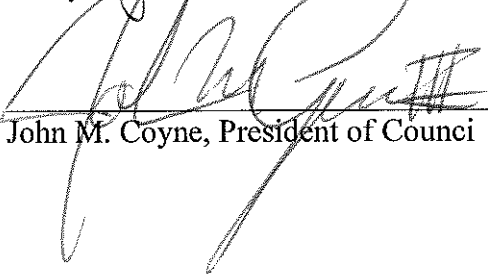
Medina City Council
May 9, 2022

deer. It is interesting to get a sense of where the community is on any issue, however we don't base decisions on a survey. It is based on taking a look at all the parameters of an issue, coming to a consensus and then attempting to do the right thing.

There being no further business, the meeting adjourned at 8:07 p.m.



Kathy Patton, Clerk of Council



John M. Coyne, President of Council

