

MEDINA CITY COUNCIL

Monday, January 23, 2023

Call to Order:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Matt Linier, Keith Dirham, Nino Piccoli, Patrick Patton, Lt. Marcum, Andrew Dutton, Kimberly Marshall, Jansen Wehrley and Dan Gladish.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, January 9th, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the first Finance Committee meeting of the year was held prior to this evening's Council meeting and will meet again in three weeks.

Health, Safety & Sanitation Committee: Mr. Simpson had no report but would like to schedule a Health, Safety & Sanitation meeting in February prior to the first or second Finance meeting of the month to give an update from the Police, Fire and Sanitation departments.

Public Properties Committee: Mr. Shields had no report. He stated he will be setting up a meeting due to a request for council action for public properties.

Special Legislation Committee: Mr. Lamb had no report. He is working on organizing the numerous RCA's in his committee that he will get together to discuss in February.

Streets & Sidewalks Committee: Ms. Haire stated they had their first meeting of the year prior to the Finance Committee meeting this evening. It was in relation to putting up a solar flashing sign for the crosswalk intersection of Ashwood Lane & Reagan Pkwy.

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

Emerging Technologies Committee: Mr. Rose reminded residents that the Emerging Technology Advisory Committee has a survey on electric cars on the city website and on an insert with your water bills. Please take a few minutes to answer some questions, thank you.

Requests for Council Action:

Finance Committee

23-017-1/23 – Transfer Request – MCRC Capital Contribution

23-018-1/23 – Budget Amendments

23-019-1/23 – Municipal Court – Intensive Supervision Probation Grant Positions

- 23-020-1/23 – 2023 Membership Renewal – Main Street Medina
- 23-021-1/23 – 2023 SPCA Funding Request
- 23-022-1/23 – Water Connection Request-- Abbeyville Road
- 23-023-1/23 – 2023 Material Bids
- 23-024-1/23 – Increase Exp. – Goodyear Tire – Sanitation Dept.
- 23-025-1/23 – Purchase Rear Load Sanitation Truck
- 23-026-1/23 – Payment – Dunlop & Johnston, Inc. – CDBG-Target of Opportunity Grant
- 23-027-1/23 – Then & Now - Wintrow Construction – Emergency RR Repairs
- 23-028-1/23 – South Court St. Hotel Easements – Discussion
- 23-029-1/23 – Bids, Job #1055: MCRC Fitness Room Addition
- 23-030-1/23 – Friends of the Cemetery – Entry Gate & Mausoleum Repair Project
- 23-032-1/23 – Adopt Equal Opportunity Policy

Public Properties:

- 23-031-1/23 - The Helios Project – Champion Creek Multipurpose Trail

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- A. The annual Martin Luther King, Jr. celebration was held this year on Monday, January 16, 2023 at 7 p.m. at Medina United Methodist Church at 4747 Foote Rd., Medina. Thanks to all who attended.
- B. Congratulations Economic Development Director, Kimberly Marshall on becoming Chairperson of the OH Public Works Commission in 2023. She has served on the Commission since 2018. Kimberly was also elected to the 2023 Ohio Economic Development Assoc. Board of Directors. She will be the Area Director for Northeast Ohio.
- C. January 5, 2023 Derek Crooks was promoted to Sergeant on MPD. He has worked at MPD since 2014 and been a 3 time recipient of the Safe Communities Award and was the 2021 recipient of the VFW #5137 Public Servant of the Year award. Congratulations Sgt. Crooks.
- D. The City of Medina holiday decorated Gazebo was the cover photo for the Ohio Municipal League Cities and Villages Nov./Dec. 2022 edition. Inside, the annual Candlelight parade and activities were captured in photos, along with historic buildings around the Square.

Keith Dirham, Finance Director, stated the City of Medina does have a municipal income tax, we contract with RITA. Please remember to file if you are a resident of the city.

Matt Linier, Law Department, had no report.

Lt. Marcum, Police Department, had no report.

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Chief Walters, Fire Department, had no report.

Kimberly Marshall, Economic Development Director, had no report.

Jansen Wehrley, Parks and Recreation Director, provided events coming up at the Rec Center: Drop in Swim Time, hosting triathlon & biathlon – February 12th, Parents night out – February 17th. Check out Medinarec.org

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, reported his crews did a decent job with snow removal yesterday. With help from the Park's Department they had about 16 trucks out.

Patrick Patton, City Engineer, Open house was conducted for residents and businesses regarding the West Smith Road Project. This project started today and detours have been set up and we appreciate your cooperation.

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

Notices, communications and petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

There were none.

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Ord. 14-23, Ord. 15-23, Ord. 16-23, Res. 17-23, Ord. 19-23, Ord. 20-23, Res. 21-23, Ord. 22-23, Ord. 23-23. Mr. Shields moved to not require three readings with tonight's ordinances and resolutions, seconded by Mr. Simpson. The roll was called and passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 14-23

An Ordinance amending Sections 31.15 and 31.16 of the Salaries and Benefits Code of the City of Medina, Ohio relative to Group Healthcare and Travel and Education. Mr. Shields moved for the adoption of Ordinance/Resolution No. 014-23, seconded by Mr. Simpson. Mr. Dirham stated this is to bring the pay code into matching with the union contracts. The roll was called and Ordinance/Resolution No. 014-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Res. 15-23

A Resolution authorizing the Mayor to execute an Economic Development (TRES) Transfer

form from the Division of Liquor Control for the property located at 960 North Court Street, and declaring an emergency. Mr. Shields moved for the adoption of Ordinance/Resolution No. 015-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 015-23, seconded by Mr. Simpson. Mrs. Marshall stated this is for City Barbeque located at 960 North Court Street, they would like to transfer a D-1 liquor permit to the city from their location in Beaver Creek Ohio. City Barbeque has entered into a lease for this real estate formerly occupied by Dickie's Barbeque Pit. They plan to open March 2023. Emergency clause is needed because it takes an exorbitant amount of time to get these liquor permits issued and they are opening in March. 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. 015-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 16-23

An Ordinance repealing Ordinance No. 21-22, passed February 28, 2022 and Ordinance No. 29-22, passed February 28, 2022, relative to the Developer Agreement and the Job Creation Grant Agreement for Expert Crane, Inc. Mr. Shields moved for the adoption of Ordinance/Resolution No. 016-23, seconded by Mr. Simpson. Kimberly Marshall explained that the company has sent a formal letter stating due to unforeseen economic conditions that they will not be moving forward with their expansion project at this time. They did acquire the land and Kimberly is hopeful that when economic conditions improve for them they will come back and reapply. The roll was called and Ordinance/Resolution No. 016-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Res. 17-23

A Resolution authorizing an application for grant assistance from the Ohio Department of Transportation – Office of Aviation for funding under the Ohio Airport Grant Program for the Airport Triggering Event Narrative Report and ALP Update at the Medina Municipal Airport, and declaring an emergency. Mr. Shields moved for the adoption of Ordinance/Resolution No. 017-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 017-23, seconded by Mr. Simpson. Mr. Patton stated the city was awarded a grant from the FAA to pay for 90% of the cost of this project. The total cost of this project is \$187,750.00. The grant will cover a little over \$168,000.00. We became aware in early December that ODOT has a 5% matching program and will pay another 5%, leaving the city responsible for the remainder 5%. The grant was due on December 31st, 2022 and we have submitted everything they needed but it is still pending this ordinance and that is why we are asking for the emergency clause. 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. 017-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 18-23 (first reading)

An Ordinance rezoning a property located south of Lafayette Road and West of Industrial Parkway, Parcel Number 028-19C-17-041, from I-1, Industrial to R-3, High Density Urban Residential. Mr. Shields moved that Ord. 18-23 be read for the first time this evening by title only

and put on the floor for discussion with no vote, seconded by Mr. Simpson. Mr. Dutton stated this is a land lock property with no access to any roadways south of Brookdale Mobile Home Park. The application is to change zoning from an I-1 Industrial to a R-3 High Density Urban Residential. The applicant has indicated their request is to expand the mobile home park to the south. They have provided a preliminary plan. They will have buffering installed, likely in the method of a fence providing some visual as well as some sound buffering. The Planning Commission has reviewed this zoning application and has recommended approval. A public hearing was held on January 9, 2023 before council with no opposition from public.

Ord. 19-23

An Ordinance amending Section 133.01 of the codified ordinances of the City of Medina, Ohio relative to the Police Department Association Memberships, and declaring an emergency. Mr. Shields moved for the adoption of Ordinance/Resolution No. 019-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 019-23, seconded by Mr. Simpson. Lt. Marcum stated this will allow them to be members of the Association of Public Safety Communications Officials. It gives them a discount on training courses for dispatch and allows them to be a primary public safety answering point for wireless 911 calls. The emergency clause is requested because the memberships are needed for the 911 tower redirection project which they are currently involved with in the county. 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. 019-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 20-23

An Ordinance amending Section 2 of Ordinance No. 190-22, passed October 11, 2022, relative to bids for the City Railroad Improvements Project, and declaring an emergency. Mr. Shields moved for the adoption of Ordinance/Resolution No. 020-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 023-23, seconded by Mr. Simpson. Mr. Patton stated the original estimate for this project was \$411,000.00 and did not receive a bid within that budget amount. The lowest bid was just under \$457,000.00 so we took that to the Board of Control and they awarded it contingent upon two things. That this ordinance be modified and ORDC which is providing \$249,600.00 also approve the contractor plan. It has been a month since we opened the bid and would like to move forward and several months since the original ordinance was passed and that is why we need the emergency clause. 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. 020-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Res. 21-23

A Resolution authorizing the Mayor to file and application for grant assistance with the Ohio Department of Transportation (ODOT), Municipal Bridge Program for replacement of the Prospect Street and S. Huntington Bridges. Mr. Shields moved for the adoption of Ordinance/Resolution No. 021-23, seconded by Mr. Simpson. Mr. Patton stated this is a program

ODOT started several years ago, they target certain bridges. They do our annual bridge inspection program and these two bridges are in such condition that they are eligible for this program. We would like to apply for funding to replace both of them. The roll was called and Ordinance/Resolution No. 021-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 22-23

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. 022-23, seconded by Mr. Simpson. Mr. Dirham stated these are both pass through type items, one is a donation and the other is a refund. The roll was called and Ordinance/Resolution No. 022-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 23-23

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 023-23, seconded by Mr. Simpson. Mr. Dirham stated this is a transfer to the MCRC Capital Fund. It is called for by the Joint Operating Agreement that is the agreement between the city and the school under which we operate the Rec Center. We each make this contribution annually. The roll was called and Ordinance/Resolution No. 023-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Council comments.

Mr. Simpson thanked George and Angela for everything they have done this past year. Thanked the SPCA for all they do. Props to Regi Haire on the fine job she did with her first Streets and Sidewalk meeting. Be kind to one another.

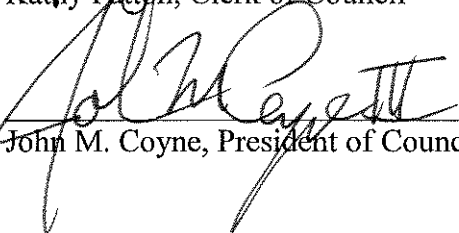
Mr. Rose attended the Community Alliance Project held at the library, which helps the West Side of Medina.

Adjournment.

There being no further business, the meeting adjourned at 7:59 p.m.



Kathy Patton, Clerk of Council



John M. Coyne, President of Council