

City of Hudson, Ohio

Meeting Minutes - Draft City Council

Craig A. Shubert, Mayor

William D. Wooldredge, President of Council (At-Large)
Beth A. Bigham, Council Member (Ward 4)

Hamilton DeSaussure, Jr., Council Member (At-Large)
Christopher W. Foster, Council Member (Ward 2)

Nicole V. Kowalski, Council Member (At-Large)

Katherine R. Schlademan, Council Member (Ward 1)

Skylar J. Sutton, Council Member (Ward 3)

Jane Howington, City Manager Matthew J. Vazzana, City Solicitor R. Todd Hunt, Special Counsel Elizabeth A. Slagle, Clerk of Council

Tuesday, June 15, 2021 6:30 PM Town Hall
27 East Main Street

1. Call to Order

In the absence of Mayor Shubert, President of Council Wooldredge called to order the meeting of Hudson City Council at 6:35 p.m., in accordance with the Sunshine Laws of the State of Ohio, O.R.C. Section 121.22.

Present: 4 - Mr. Foster, Mrs. Kowalski, Ms. Schlademan and Mr. Wooldredge

Excused: 3 - Mrs. Bigham, Mr. DeSaussure and Mr. Sutton

Staff in Attendance: Mrs. Slagle, Clerk of Council.

2. Executive Session

A motion was made by Mr. Foster, seconded by Mrs. Kowalski, to enter into executive session to consider a personnel matter concerning the appointment of public officials and to interview applicants for the City's Park Board and Tree Commission. Mr. Wooldredge recessed the meeting for executive session at 6:36 p.m. after the motion carried by unanimous vote.

Aye: 4 - Mr. Foster, Mrs. Kowalski, Ms. Schlademan and Mr. Wooldredge

Excused: 3 - Mrs. Bigham, Mr. DeSaussure and Mr. Sutton

Mrs. Bigham entered the meeting at 6:40 p.m.

At 7:15 p.m., Mr. Wooldredge recessed the executive session, and Councilmen DeSaussure and Sutton and Mayor Shubert entered the meeting.

Mayor Shubert reconvened the regular meeting at 7:30 p.m.

3. Pledge of Allegiance to the Flag

4. Roll Call

Present: 7 - Mrs. Bigham, Mr. DeSaussure, Mr. Foster, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton and Mr. Wooldredge

Staff in Attendance: Ms. Howington, City Manager; Mr. Vazzana, City Solicitor; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Hannan, Community Development Director; Mr. Jordan, Community Development Dept. Intern; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; Mr. Kosco, City Engineer; Mr. Leedham, Innovation & Technology Director; Mr. Leiter, Production Assistant; Mr. Sheridan, Assistant City Manager - Professional Services; and Mr. Sugar, City Planner.

5. Approval of the Minutes

A. <u>21-0049</u> Minutes of Previous Council Meetings

<u>Brief Description:</u> Draft minutes of previous meetings are provided for City Council's review and approval.

<u>Attachments:</u> June 1, 2021 Meeting Minutes - DRAFT

June 8, 2021 Workshop Minutes - DRAFT

Pursuant to Mrs. Bigham request, Mrs. Slagle stated that she revised the June 8, 2021, workshop minutes to indicate that the correspondence Mrs. Bigham had read into the record is attached to the record copy of these minutes.

There being no additional changes, the above minutes were approved as submitted and revised.

6. Proclamation

A. 21-0050 Special Recognition of Pollinator Week: June 21-27, 2021

Brief Description: Phil Mikita, President of the Friends of Hudson Parks, will accept this Proclamation on behalf of the organization.

Attachments: Proclamation

Mr. Phil Mikita accepted this Proclamation on behalf of Friends of Hudson Parks, thanked the Mayor for this recognition, and spoke of the importance of pollination and of things that the City and individuals can do to support our native pollinator population. He provided details of Hudson Parks projects sponsored by the Friends of Hudson Parks, with assistance from the City, the Park Board, and U.S. Fish and Wildlife Service, including Monarch Butterfly Gardens and a Pollinator Meadow. He encouraged citizens to plant native plants in their gardens and reduce their use of pesticides.

Mayor Shubert read this Proclamation, recognizing Pollinator Week during June 21-27, 2021

7. Public Comments

Dr. Patricia Geotz, 16 College Street, spoke in support of Resolution No. 21-75 to authorize funding to the DEI Alliance to facilitate community conversation on diversity, equity, and inclusion, and she also suggested mandating DEI training for elected officials and City employees.

Mrs. Nicole Alverson, resident of 2842 Middleton Road and President of Hudson Area Chamber of Commerce, thanked Council for authorizing the original funding during the pandemic to facilitate a targeted digital marketing campaign to help local struggling businesses and for the City's support in providing picnic tables and HCTV staff time. She reported that the initial marketing campaign was very effective, and she requested passage of Resolution No. 21-66 to provide additional funding to support continued efforts through the summer.

Mr. David Mitchell, PHN Realty, 30050 Chagrin Blvd., Pepper Pike, spoke in favor of the proposed Land Development Code amendment to District 7 Overlay, and he urged Council to pass Ordinance No. 21-54.

Mrs. Sarah Norman, resident of 2212 Edgeview Drive and Cemetery Board member, provided an update on restoration work for the Old Hudson Burying Ground and thanked Council for their support of this effort. She mentioned a bigger, better fall season event for the cemeteries this year, including a walking tour and luminaries.

Ms. Megan Dzurec, 23 N. Hayden Pkwy, spoke in support of Resolution No. 21-75 for DEI Alliance funding of community conversation regarding diversity, equity and inclusion to promote positive change and to complement the School District's efforts (see statement attached to record copy of these minutes).

Ms. Roseanne Thomas, 2573 Brunswick Lane, spoke on behalf of the League of Women Voters Hudson in opposition to Ordinance No. 21-65 to submit a proposed Charter amendment to voters regarding implementation of term limits for elected officials. She said the League specifically opposes term limits for Council members but takes no position on the attempt to limit the term of Mayor. She urged Council to either withdraw or vote down the Ordinance (see statement attached to record copy of these minutes).

8. Correspondence and Council Comments

Mr. Chris Foster addressed concerns expressed regarding term limits and said that the proposed legislation would allow voters to decide. He said that he will not withdraw this Ordinance and believes voters will support it at the polls if Council passes it.

Mr. Foster also provided a brief update from the Planning Commission meeting on June 14, 2021. Lastly, he shared that his company was hit by a ransomware attack last week, and the FBI indicated that the hackers were state-sanctioned Russian hackers who had been on his business network for about 5 weeks. He encouraged everyone to be aware of the need to harden their networks against this pervasive threat.

Mayor Shubert commented regarding other cyber attacks that are occurring frequently in the United States, and he advocated for strict security measures regarding the City's computer network.

Ms. Schlademan said that there is a great divide in our community that's been fueled by misinformation, an inability to listen to each other, and a loss of civility in general. She stated that the goal of Resolution No. 21-75 is to support the Hudson DEI Alliance to facilitate open, respectful, civil, and productive conversation. She encouraged everyone to make their voices heard.

Mrs. Kowalski thanked Mr. Comeriato for adding a bike rack in the Farmers Market area and for considering better street lighting to improve safety along Boston Mills Road. She also spoke in support of Resolution No. 21-75 to provide funding to Hudson DEI Alliance, and she read letters from the following residents, who supported this Resolution: Rebecca Rubin, 176 Elm Street; and Karen Farkas, 7286 Glastonbury Drive (see

correspondence attached to record copy of these minutes).

Mr. DeSaussure thanked everyone for allowing him to join the meeting remotely and voiced his intent to abstain from voting to appoint members to the Park Board and the Tree Commission, as he was unable to participate in the interview process.

9. Report of Manager

Ms. Howington reported that, for a number of years, City staff has been very sensitive to cybersecurity threats. She explained that the City responsibly protects personal information it holds, such as taxes, utilities, and public safety data; the City participates in security testing and in phishing exercises to train employees to identify suspicious emails and not click on links; staff constantly updates the City's network system; and staff will provide a memo to Council concerning the City's cybersecurity efforts. Mayor Shubert thanked staff for their diligence in identifying phishing and spam email in his name and looked forward to Council's review of cybersecurity.

She reported that portable bathroom facilities in the downtown area are a pilot program to help businesses.

10. Appointments

A motion was made by Mr. Wooldredge, seconded by Mr. Foster, to appoint Mr. Jacob Graessle and Mr. Harry South to serve on the City's Tree Commission for full terms, commencing on July 6, 2021. The motion carried by the following vote:

Aye: 6 - Mrs. Bigham, Mr. Foster, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton and Mr. Wooldredge

Abstain: 1 - Mr. DeSaussure

A motion was made by Mr. Wooldredge, seconded by Mr. Foster, to appoint Mr. Brett Shriver, Mrs. Linda O'Neil, and Mr. Walter Selden to serve on the City's Park Board for full terms, commencing on July 6, 2021. The motion carried by the following vote:

Aye: 6 - Mr. Foster, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Wooldredge and Mrs. Bigham

Abstain: 1 - Mr. DeSaussure

Mayor Shubert stated that he has established a mission to help the Hudson community develop a 'Sister City' relationship with a Rwandan community, whereby residents of both cities can engage in cultural dialogues and learning experiences through periodic exchanges and visits, leading to lasting friendships between our great nations (see letter attached to record copy of these minutes).

Mayor Shubert reported his appointment of Mr. Pacifique Niyonzima as the City of Hudson's Special Envoy to the Republic of Rwanda to seek to establish a 'Sister City' relationship.

11. Suspension of the Rules for the Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. Foster, to suspend the rule requiring three readings for legislation on the Consent Agenda, except for Resolution No. 21-66, to be considered separately. The motion carried by the following vote:

Aye: 7 - Mr. Foster, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Wooldredge, Mrs. Bigham and Mr. DeSaussure

Approval of the Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. Foster, to approve the Consent Agenda, except for Resolution No. 21-66, to be considered separately. Mayor Shubert declared the following Consent Agenda items passed after the motion carried by the following vote:

Aye: 7 - Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure and Mr. Foster

A. 21-0051 A Motion to Acknowledge the Timely Receipt of the May 2021 Monthly Financial Report

Brief Description: Financial summaries are provided each month for Council's review.

Attachments: May 2021 Financial Report

Motion No. 21-0051 was passed on the Consent Agenda.

B. <u>21-0052</u> A Motion Directing the Clerk to Send Notice to the Ohio Division of

Liquor Control Indicating No Request for a Hearing Regarding a New Permit to Sell Alcoholic Beverages for Hudrest LLC, DBA La Terraza Mexican Restaurant, 130 West Streetsboro Street, Hudson.

Brief Description: The Clerk is in receipt of a Notice to Legislative Authority dated May 26, 2021, from the Ohio Division of Liquor Control concerning Council's opportunity to request a hearing regarding this permit. The City's response must be postmarked no later than June 28, 2021.

<u>Attachments:</u> Hyperlink - Ohio Division of Liquor Control, Permit Classes

Notice to Legislative Authority for Liquor Permit

Motion No. 21-0052 was passed on the Consent Agenda.

D. 21-67

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS AND TO ENTER INTO A CONTRACT FOR THE REPLACEMENT OF LEAD SERVICE LINES FOR THE NORTH OVIATT STREET WATER SERVICES REPLACEMENT PROJECT.

Brief Description: This project will involve the replacement of lead service lines to the homes on N. Oviatt Street between E. Streetsboro Road and Aurora Road.

Attachments: Resolution No. 21-67

Resolution No. 21-67 was passed on the Consent Agenda.

E. 21-68 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE HISTORIC HEADSTONE PRESERVATION PROJECT AT THE OLD HUDSON TOWNSHIP BURYING GROUND.

Brief Description: This project consists of the repair and restoration of historic headstones and monuments at the City's Old Hudson Township Burying Ground. This project will be funded with \$30,000 from generous local donations and grant funding and \$20,000 from Cemeteries.

Attachments: Resolution No. 21-68

Resolution No. 21-68 was passed on the Consent Agenda.

F. 21-69 A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO SUMMIT COUNTY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING OF BUS SHELTERS WITHIN THE CITY OF HUDSON.

Brief Description: The City Staff has spent the last several months meeting with Metro RTA, the Summit County Community Development Block Grant Program (CDBG), and determined the four (4) locations described below in Hudson for the installation of new Bus Shelters in Hudson in order to provide a safer environment for our Metro RTA transit riders within Hudson. The project cost is estimated at \$70,000.00, of which 75% is eligible for CDBG reimbursement, and the remaining 25% would be funded by local business donations and the City.

<u>Attachments:</u> Bus Shelter Construction Estimated Budget

2019 City of Hudson Ridership by Stop (5-28-21)

<u>Letter from Jo-Ann Stores - Bus Shelter Funding 5-25-2021</u>

2020 Consolidated Plan Resolution No. 21-69

Resolution No. 21-69 was passed on the Consent Agenda.

G. 21-70 AN ORDINANCE CREATING THE "LOCAL FISCAL RECOVERY FUND (245)."

Brief Description: This Ordinance establishes a new fund to account for the American Rescue Plan (ARP) federal funding the City anticipates receiving.

Attachments: Ordinance No. 21-70

Ordinance No. 21-70 was passed on the Consent Agenda.

Items Removed from the Consent Agenda

C. 21-66

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROVIDE ADDITIONAL FUNDING TO THE HUDSON AREA CHAMBER OF COMMERCE IN SUPPORT OF THE CONTINUATION OF A TARGETED DIGITAL MARKETING CAMPAIGN AIMED AT PROMOTING HUDSON AS A DESTINATION FOR DINING, SHOPPING AND SERVICES.

Brief Description: The Hudson Area Chamber of Commerce, in conjunction with the Merchants of Hudson, Destination Hudson, and a representative from the City of Hudson will oversee the continuation of a targeted digital marketing campaign through an additional contribution of \$20,000 from the City of Hudson.

<u>Attachments:</u> <u>Letter to council - Digital Marketing Campaign Funding (5-27-2021)</u>

Economic Growth Board - Letter of Support 6.4.21

Resolution No. 21-66

Mrs. Bigham requested that Resolution No. 21-66 be removed from the Consent Agenda for separate consideration.

A motion was made by Mr. Wooldredge, seconded by Mrs. Kowalski, to suspend the rule requiring three readings to allow for passage of Resolution No. 21-66. The motion carried by the following vote:

Aye: 7 - Ms. Schlademan, Mr. Sutton, Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure, Mr. Foster and Mrs. Kowalski

Mrs. Bigham opposed passage of Resolution No. 21-66, stating that the goals of providing additional funding are not defined clearly enough. Mr. Wooldredge spoke in support of the additional funding, noting that the City's Economic Growth Board has recommended passage of this Resolution. Ms. Schlademan indicated that because she is a merchant and a member of the Chamber of Commerce, she will abstain from voting on this Resolution. Mr. Foster, Mr. Sutton, and Mr. DeSaussure all spoke in favor of the Resolution as a one-time expenditure. Discussion followed regarding use of federal pandemic relief funding for the City.

A motion was made by Mr. Wooldredge, seconded by Mrs. Kowalski, to pass Resolution No. 21-66. Mayor Shubert declared this Resolution passed after the motion carried by the following vote:

Aye: 5 - Mr. Sutton, Mr. Wooldredge, Mr. DeSaussure, Mr. Foster and Mrs. Kowalski

Nay: 1 - Mrs. Bigham

Abstain: 1 - Ms. Schlademan

12. Legislation

A. 21-54

AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES OF HUDSON TO AMEND SECTIONS 1205.10(a), 1205.10(d), 1205.10(e), AND 1206.01 TO PERMIT SINGLE FAMILY ATTACHED DWELLINGS, TOWNHOMES, AND PLANNED DEVELOPMENTS AS ALLOWED USES WITHIN THE DISTRICT 7 OFFICE OVERLAY ZONE.

Brief Description: Consideration of proposed Land Development Code Text Amendment to amend the City's Land Development Code, Section 1205.10, District 7: Outer Village Commercial Corridor and Office Overlay Zone, and Section 1206.01, Table of Permitted and Conditional Uses by Zone District, to permit single family attached dwellings, townhomes, and planned developments as allowed uses within the District 7 Office Overlay.

Attachments: Staff Memo (6-7-2021)

Letter from David Mitchell (6-8-2021)

Letter from Marilyn Sulentich (6-7-2021)

Development Team Presentation (6-1-2021)

Public Hearing - letters from residents (Council 6-1-2021)

Notice of Public Hearing (Council 6-1-2021)

Trip Generation Analysis (4-22-2021)

PC Recommendation D7 overlay LDC Text Amendment (4-12-2021)

Public Hearing - letters from residents (Planning Commission 4-12-2021)

PC Staff Report (4-12-2021)

PC Staff Report (3-8-2021)

Draft Text Amendment

Ordinance No. 21-54

Mayor Shubert said that Ordinance No. 21-54 has had three readings and a public hearing and is actionable.

Mr. Wooldredge offered support for this Ordinance, saying that a townhome development will generate less traffic than commercial development, and Hudson needs empty-nester housing. Mr. DeSaussure also offered support, saying that development of subject parcels is restricted, due to the current Zoning Code. He agreed that Hudson needs more housing diversity. Mr. Sutton spoke against the Ordinance, saying that it opposes the intent of Zoning District 7 Overlay.

A motion was made by Mr. Wooldredge, seconded by Mrs. Kowalski, to pass Ordinance No. 21-54. For lack of six affirmative votes, Mayor Shubert declared the failure of this Ordinance after the motion failed by the following vote:

Aye: 4 - Mr. Wooldredge, Mr. DeSaussure, Mrs. Kowalski and Ms. Schlademan

Nay: 3 - Mrs. Bigham, Mr. Foster and Mr. Sutton

B. 21-65 AN ORDINANCE SUBMITTING TO THE ELECTORS OF HUDSON A PROPOSAL BY HUDSON CITY COUNCIL TO AMEND SECTIONS 3.01 AND 4.01 OF THE CHARTER OF HUDSON CONCERNING TERM LIMITS FOR MEMBERS OF CITY COUNCIL AND THE MAYOR.

Brief Description: Councilman Foster has proposed amendments to the City's Charter to implement term limits for members of City Council and the Mayor. Pursuant to Charter Section 13.01, five or more affirmative Council votes are necessary for passage of this Ordinance.

Attachments: Ordinance No. 21-65

Mayor Shubert read the title of Ordinance No. 21-65, which constituted its second reading.

C. 21-71

AN ORDINANCE AMENDING CHAPTERS 1201 "GENERAL PROVISIONS," 1202 "ADMINISTRATIVE AND REVIEW ROLES", 1203, "DEVELOPMENT REVIEW AND ADMINISTRATIVE PROCEDURES," 1205, "ZONING DISTRICTS - CITY OF HUDSON ZONING MAP", 1206, "USE REGULATIONS," AND APPENDIX D "ARCHITECTURAL DESIGN STANDARDS" OF THE LAND DEVELOPMENT CODE TO IMPLEMENT THE 2021 LAND DEVELOPMENT CODE UPDATE.

Brief Description: As part of regular reviews of the Land Development Code, City staff has recently reviewed and updated a list of proposed amendments to continue some commercial focus items but also to incorporate some proposed amendments focused on efficiency and addressing noted requests from Council and residents.

Attachments: 2021 LDC Update - Council Memo 5.12.21

Ordinance No. 21-71

Mayor Shubert read the title of Ordinance No. 21-71, which constituted its first reading and referral to the Planning Commission.

D. <u>21-72</u> AN ORDINANCE ACCEPTING DEDICATION OF THE PUBLIC STREETS, EASEMENTS, AND PUBLIC IMPROVEMENTS WITHIN THE ESTATES AT CANTERBURY ON THE LAKES SUBDIVISION.

Brief Description: Subdivision improvements have been installed and public right-of-way has been dedicated at the Estates of Canterbury on the Lakes (Chestwick Lane). The applicant is requesting that City Council accept the dedication of these improvements and right-of-way.

Attachments: Estates of Canterbury City Engineer Acceptance

Estates at Canterbury Phase Exhibit

Ordinance No. 21-72

Mayor Shubert read the title of Ordinance No. 21-72, which constituted its first reading.

E. <u>21-73</u> AN ORDINANCE ACCEPTING DEDICATION OF THE PUBLIC STREETS, EASEMENTS, AND PUBLIC IMPROVEMENTS WITHIN THE NOTTINGHAM GATE ESTATES PHASE IV AND V SUBDIVISIONS.

Brief Description: Subdivision improvements have been installed and public right-of-way has been dedicated at the Nottingham Gate Estates Subdivision Phase IV and V. The applicant is requesting that City Council accept the dedication of these improvements and right-of-way.

Attachments: Nottingham Gate IV and V City Engineer Acceptance

Nottingham Gate Estate Phasing Exhibit

Ordinance No. 21-73

Mayor Shubert read the title of Ordinance No. 21-73, which constituted its first reading.

F. 21-74 AN ORDINANCE REPEALING SECTION 648.12 OF THE CITY'S GENERAL OFFENSES CODE REGARDING CONSTRUCTION WORK AT NIGHT.

Brief Description: Section 648.12 was adopted in 1992 and was superseded after merger with the adoption of the Land Development Code. Section 1207.10, Performance Standards, (a)(3)E regulates the permissible hours for the use of construction equipment or performing construction operations in Hudson, except for temporary conditions approved by the City Manager.

Attachments: Ordinance No. 21-74 (As Introduced 6-15-2021)

Mayor Shubert read the title of Ordinance No. 21-74, which constituted its first reading.

G. 21-75 A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROVIDE FUNDING TO THE HUDSON DEI ALLIANCE IN SUPPORT OF THE DEVELOPMENT AND IMPLEMENTATION FOR FACILITATING COMMUNITY CONVERSATIONS ON DIVERSITY, EQUITY AND INCLUSION.

Brief Description: The Hudson DEI Alliance and a representative of the City of Hudson will oversee the coordination, development and implementation of a program to implement facilitated community conversation through a contribution of \$30,000 from the City of Hudson.

Attachments:

Res. No. 20-76, Condemning Racism & Encouraging Fair & Equal Treatment

for All (6-16-2020)

Community Dialogue Proposal (6-3-2021)

Facilitator Training - ACF Project Overview and Budget

Hudson DEI Alliance Proposal YWCA 2021

BDMF Grant Application (5-6-2021)

Resolution No. 21-75

Mayor Shubert read the title of Resolution No. 21-75, which constituted its first reading.

13. Executive Session

A motion was made by Mr. Wooldredge, seconded by Mrs. Kowalski, to enter into executive session to consider the purchase of property for public purposes and the sale of property at competitive bidding. Mayor Shubert recessed the regular meeting at 8:44 p.m., after the motion carried by the following vote:

Aye: 7 - Mrs. Bigham, Mr. DeSaussure, Mr. Foster, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton and Mr. Wooldredge

Mr. DeSaussure left the meeting at 8:45 p.m.

14. Adjournment

Mayor Shubert reconvened the meeting at 9:32 p.m.

There being no further business, Mayor Shubert adjourned the Council meeting at 9:32 p.m.

Craig A	. Shubert	, Mayor	

Elizabeth Slagle, Clerk of Council

Upon approval by City Council, this official written summary of the meeting minutes shall become a permanent record, and the official minutes shall also consist of a permanent audio and video recording, excluding executive sessions, in accordance with Codified Ordinances, Section 220.03(d), Rules.