



# City of Hudson, Ohio

## Meeting Minutes - Draft

### City Council

*David A. Basil, Mayor*

*William D. Wooldredge, President of Council (At-Large)*

*Beth A. Bigham, Council Member (Ward 4)*

*Hamilton DeSaussure, Jr., Council Member (At-Large)*

*Dennis N. Hanink, Council Member (Ward 1)*

*Alex D. Kelemen, Council Member (Ward 3)*

*Lisa Radigan, Council Member (Ward 2)*

*J. Daniel Williams, Council Member (At-Large)*

*Jane Howington, City Manager*

*Matthew J. Vazzana, City Solicitor*

*R. Todd Hunt, Special Counsel*

*Elizabeth A. Slagle, Clerk of Council*

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Tuesday, April 2, 2019

7:30 PM

Town Hall

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#### 1. Call to Order

Mayor Basil called to order the meeting of Hudson City Council at 7:30 p.m., in accordance with the Sunshine Laws of the State of Ohio, O.R.C. Section 121.22.

#### 2. Pledge of Allegiance to the Flag

#### 3. Roll Call

**Present:** 7 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Ms. Radigan, Dr. Williams and Mr. Wooldredge

*Staff in Attendance: Ms. Howington, City Manager; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Ersing, Network Systems Administrator; Mr. Hannan, Community Development Director; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; Mr. Leiter, Production Assistant; Mr. Powell, Assistant Public Works Director; Ms. Roberts, Communications Manager; and Mr. Sheridan, Assistant City Manager - Professional Services.*

#### 4. Approval of the Minutes

##### A. [19-0031](#) Minutes of Previous Council Meetings

**Brief Description:** Draft minutes of previous meetings are provided for City Council's review and approval.

**Attachments:** [March 19, 2019 Council Meeting Minutes - DRAFT](#)

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

## 5. Proclamations

### A. [19-0032](#) Special Recognition of "Lemonade Day" Month

**Brief Description:** Lemonade Day is a national initiative to educate youth on how to start, own and operate their own business, using a lemonade stand to teach fundamental lessons about life, success, and giving back to community. This Proclamation promotes community involvement to support the local Lemonade Day program during the month of May, 2019.

**Attachments:** [Proclamation](#)

*Students from East Woods, Hudson Montessori and Seton Catholic Schools spoke about the benefits of the "Lemonade Day" Month program, both to the students and to the community. Mayor Basil commented that this is his favorite annual Proclamation, and he thanked community members who support the students' efforts. Mrs. Deborah Hoover, President and CEO of the Burton D. Morgan Foundation, thanked elected officials for recognizing the importance and impact of this formative program for elementary and middle school students and the learning opportunities it provides them in building resiliency, confidence, grit, creativity, and team mindedness, all critical skills and attitudes that must be at the core of a well-rounded education. She announced that the Northeast Ohio region has emerged as the national leader in modeling youth entrepreneurship programming, referring to the Lemonade Day Program as one of many examples. Finally, she urged everyone to drink lemonade during May. Mrs. Amy Jordan, spoke on behalf of the Hudson Community Foundation, noting that the Foundation is a proud sponsor of the Lemonade Day program and provides funding and repayment terms to student groups through a Loan Board. She wished the students luck in selling lemonade. Mayor Basil presented copies of the Proclamation to representatives of the schools and foundations.*

**Mayor Basil read this Proclamation in its entirety, recognizing the month of May, 2019, as "Lemonade Day" Month in Hudson.**

### B. [19-0033](#) Special Recognition of Municipal Clerks Week

**Attachments:** [Proclamation](#)

*Mayor Basil and Council members recognized and thanked Mrs. Slagle and Mrs. Raber for their roles as municipal clerks.*

**Mayor Basil read this Proclamation in its entirety, recognizing the 50th Anniversary of Municipal Clerks Week during May 5 - 11, 2019.**

## 6. Public Comments

*Mrs. Nicole Kowalski, 276 Atterbury Boulevard, spoke regarding Issue 11 on the May 7th election ballot, questioning how the City would react if the result of the vote for the proposed Downtown Phase II Project is not favorable. She thanked some City officials and urged others to be transparent and make this information known in order to help residents decide how they will cast their votes.*

## 7. Correspondence and Council Comments

*Mr. Wooldredge suggested that a Council road tour should be scheduled. Mayor Basil agreed, noting that such a tour would provide a good opportunity to review the status of concrete overlay projects performed in recent years.*

## 8. Report of Manager

*Ms. Howington announced that Mr. Vazzana and his wife had a baby. She offered congratulations and encouraged him to enjoy the time away from the office during the next few weeks.*

*Ms. Howington spoke regarding a Transportation Bill currently under consideration by the Ohio Legislature that proposes a gasoline tax. She applauded State officials for making our roads a priority. If the Bill passes, she estimated that Hudson will receive an additional \$1.5 - \$2 million in funding for our roads program, which is one of Council's top priorities.*

*She asked Mr. Knoblauch to review Ordinance No. 19-49, authorizing First Quarter Appropriations. He explained that quarterly amendments to the City's annual budget are customary, and he reviewed the necessity for the proposed appropriations. Discussion followed. Mrs. Bigham questioned Streetsboro's involvement in the Middleton Road project. Mr. Sheridan explained that Streetsboro and Hudson are splitting the Stone Road project costs, not Middleton Road project costs.*

## 9. Discussion Items

*None.*

## 10. Appointments

*None.*

## 11. Suspension of the Rules for the Consent Agenda

**A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to suspend the rule requiring three readings to allow for passage of legislation on the Consent Agenda, with the exception of Resolution Nos. 19-50 and 19-51. The motion carried by the following vote:**

**Aye:** 6 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Ms. Radigan, Dr. Williams and Mr. Wooldredge

**Nay:** 1 - Mrs. Bigham

### Approval of the Consent Agenda

**A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to approve the Consent Agenda, with the exception of Resolution Nos. 19-50 and 19-51. The motion carried by the following vote:**

**Aye:** 6 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Ms. Radigan, Dr. Williams and Mr. Wooldredge

**Nay:** 1 - Mrs. Bigham

- A. [19-49](#) **AN ORDINANCE AMENDING ORDINANCE NO. 18-160, MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF HUDSON DURING THE FISCAL YEAR ENDING DECEMBER 31, 2019 BY MAKING ADDITIONAL AND/OR AMENDED APPROPRIATIONS RELATED TO THE FIRST QUARTER OF 2019.**

**Brief Description:** This Ordinance will amend the 2019 budget for additional and/or amended appropriations as listed in the attached Exhibit A.

**Attachments:** [Exhibit A - 1st Quarter Appropriations 2019](#)  
[Ordinance No. 19-49](#)

Ordinance No. 19-49 was approved on the Consent Agenda.

- D. [19-52](#)      **A RESOLUTION AFFIRMING THE APPLICATION SUBMITTED BY THE CITY MANAGER TO THE SUMMIT/AKRON SOLID WASTE MANAGEMENT AUTHORITY (dba REWORKS) FOR A COMMUNITY RECYCLING ASSISTANCE GRANT TO SUPPORT RECYCLING SERVICES.**
- Brief Description:** The City of Hudson is eligible for \$22,262.00 in grant funding. ReWorks provides the Community Recycling Assistance Grant to Summit County communities. The intent of the grant is to assist ReWorks in meeting goals and objectives of the State of Ohio's Solid Waste Plan by financially supporting a community's residential recycling infrastructure and increasing residential recycling tonnage. No match is required.
- Attachments:** [Resolution No. 19-52](#)

Resolution No. 19-52 was approved on the Consent Agenda.

- E. [19-53](#)      **A RESOLUTION AFFIRMING THE APPLICATION SUBMITTED BY THE CITY MANAGER'S DESIGNEE TO KAULIG CHARITABLE GIVING PROGRAMS FOR A GRANT ON BEHALF OF THE HUDSON POLICE DEPARTMENT, HUDSON FIRE DEPARTMENT AND HUDSON EMERGENCY MEDICAL SERVICES.**
- Brief Description:** The Hudson Police Department, Hudson Fire Department and Hudson Emergency Medical Services are requesting \$15,000 from Kaulig Charitable Giving Programs for specialty ballistic and medical equipment for the formation of an Active Shooter Rescue Task Force Team. No match is required.
- Attachments:** [Resolution No. 19-53](#)

Resolution No. 19-53 was approved on the Consent Agenda.

- F. [19-54](#)      **A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES FOR PURCHASES MADE; AND DECLARING AN EMERGENCY.**
- Brief Description:** Council authorization is required for payment of the invoices shown on this Resolution, each in excess of \$3,000, for which commitments were made before Purchase Orders were generated.
- Attachments:** [Resolution No. 19-54](#)

Resolution No. 19-54 was approved on the Consent Agenda.

- G. [19-55](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LAND EXCHANGE AGREEMENT WITH 1556 PROSPECT ROAD, LLC TO ACQUIRE A TWENTY-YEAR EASEMENT IN A PORTION OF REAL PROPERTY LOCATED AT W. PROSPECT STREET**

**(PERMANENT TAX PARCEL NO. 30-06300) IN THE CITY OF HUDSON  
FOR PUBLIC PURPOSES.**

**Brief Description:** The City Administration is requesting City Council allow the City Manager to enter into an agreement to transfer the City of Hudson property located at Summit County, Ohio Parcel No. 30-09248 as shown on the attached exhibit A (Total area 0.4043 acres) to the adjacent property owner, 1556 Prospect Road, LLC, in exchange for a 20-year easement to the City of Hudson located as shown on the exhibit B (Total area 0.3243 acres).

**Attachments:**      [PC 2019-97 Staff Report 3-11-2019](#)  
                                 [Planning Commission Recommendation 3-11-2019](#)  
                                 [Exhibit A - Map](#)  
                                 [Resolution No. 19-55](#)

**Resolution No. 19-55 was approved on the Consent Agenda.**

**Items Removed from the Consent Agenda**

**B.      [19-50](#)      A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER  
                                 INTO A CONTRACT WITH THAYER POWER & COMMUNICATIONS  
                                 FOR FIBER OPTIC CABLE INSTALLATION.**

**Brief Description:** This contract provides for the labor and equipment for the installation and termination of aerial fiber optic cable for the purpose of providing Velocity Broadband services along the City's fiber infrastructure system.

**Attachments:**      [Bid Tab for Aerial Fiber Optic Cable Installation](#)  
                                 [Resolution No. 19-50](#)

*Mr. Hanink requested that Resolution No. 19-50 be removed from the Consent Agenda.*

**Mayor Basil read the title of Resolution No. 19-50, which constituted its first reading.**

**A motion was made by Mr. Hanink, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Resolution No. 19-50. The motion failed by the following vote:**

**Aye:** 5 - Mr. Hanink, Ms. Radigan, Dr. Williams, Mr. Wooldredge and Mr. DeSaussure

**Nay:** 2 - Mr. Kelemen and Mrs. Bigham

**C.      [19-51](#)      A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER  
                                 INTO A CONTRACT WITH O.C.I. CONSTRUCTION, INC. FOR  
                                 BROADBAND CONDUIT AND FIBER OPTIC CABLE INSTALLATION.**

**Brief Description:** This contract provides for the labor and equipment for the installation of underground conduit and the installation and termination of fiber optic cable for the purpose of providing Velocity Broadband services along the City's fiber infrastructure system.

**Attachments:**      [Bid Tab for Underground Fiber Optic Cable Installation](#)  
                                 [Resolution No. 19-51](#)

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*Mr. Hanink requested that Resolution No. 19-51 be removed from the Consent Agenda.*

**Mayor Basil read the title of Resolution No. 19-51, which constituted its first reading.**

**A motion was made by Mr. Hanink, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Resolution No. 19-51. The motion failed by the following vote:**

**Aye:** 5 - Ms. Radigan, Dr. Williams, Mr. Wooldredge, Mr. DeSaussure and Mr. Hanink

**Nay:** 2 - Mr. Kelemen and Mrs. Bigham

## **12. Legislation**

- A. [18-93](#) AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTERS 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, AND 1213 AND AT APPENDIXES A, B, AND C OF THE CITY OF HUDSON'S LAND DEVELOPMENT CODE, aka THE "PLANNING AND ZONING CODE".**
- Brief Description:** The bulk of the City's current Land Development Code ("LDC") was adopted in 1999 - just five years after the merger of Hudson Village and Hudson Township. While the original 1999 LDC has been amended over the years, a full update has not been undertaken since the LDC's original adoption. In April of 2017, with a recently adopted Comprehensive Plan in hand (the 2015 Comprehensive Plan - passed on January 19, 2016 by Hudson City Council), the City began a year-long process to update the LDC. The draft amendments represent the Phase I administrative-focused amendments. Future updates for Phase II - Commercial and Business Land Uses and Phase III - Residential Land Uses would be considered at a later date as part of a separate request from City Council.
- Attachments:** [Exhibit A - LDC Administrative Amendments Draft 3-11-2019](#)  
[2018-4526 PC Recommendation to Council 3-11-19](#)  
[Staff Report LDC Mtg 4-2-19](#)  
[Ordinance No. 18-93 \(as revised 4-2-2019\) redline version](#)

**Mayor Basil read the title of Ordinance No. 18-93, which constituted its second reading; and he announced that a public hearing is scheduled on June 4, 2019.**

- B. [19-33](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS WITH AUGERE CONSTRUCTION COMPANY FOR THE CITY ADMINISTRATION AND BUILDING RENOVATIONS PROJECT; AND DECLARING AN EMERGENCY. (as amended 4/2/2019)**
- Brief Description:** This project involves the renovations of the new City Hall Building located at 1140 Terex Road including improvements to the building floorplan with new offices, handicapped accessible restrooms, electrical improvements with new lighting and a generator, plumbing improvements to the restrooms and kitchen, HVAC improvements to the building, and miscellaneous interior renovations and the ADA accessible ramp as described on the plans and specifications for the building.

Attachments:      [Plan Sheets](#)  
[Re-Bid Bid Tabulation - 2-19-2019](#)  
[Original Bid Tabulation - 1-29-19](#)  
[City Hall - Future Costs Memo](#)  
[City Hall Cost Summary](#)  
[Resolution No. 19-33 \(as amended 4-2-2019\)](#)

**Mayor Basil read the title of Resolution No. 19-33, which constituted its third reading.**

*Mayor Basil reminded Council members that six affirmative votes were necessary for emergency language to remain intact. Mr. Wooldredge stated that without emergency language, the project will be delayed by 30 days and will result in additional costs to the City. Mr. Hanink supported the Resolution, but lamented current costs compared to initial estimates. Mr. Wooldredge said that the project is a good financial investment, and the cost for a new facility, along with land and construction, would have far exceeded the cost of the current project. Mayor Basil noted that the new City Hall includes space that will be dedicated to community use. Mr. Kelemen spoke against passage of Resolution No. 19-33, and although he supported the need for adequate work space and the project itself, he preferred working within a defined budget and agreed upon outcomes. Mrs. Bigham also expressed concerns regarding costs and asked that Council be given options to remove or delay certain work that is not immediately necessary. Mr. DeSaussure said that the 2012 Strategic Plan called for minimizing rent payments for office space, and one of the goals for the new City Manager in 2014 was to purchase or build a new City Hall. He said that Council considered many options, with this property comparing very favorably, and Council agreed to purchase this property, knowing that there would be renovation costs. He said that the City re-bid this project after not receiving favorable bids initially, and if Resolution No. 19-33 passes without emergency language, there will be needless additional costs to the City. Ms. Radigan offered support and said that the bid seems reasonable, and failing to move forward will cost the City money. Dr. Williams noted that bids actually increased with the rebidding process. Mr. Wooldredge encouraged support for Resolution No. 19-33.*

**A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 19-33. The motion failed for lack of six affirmative votes necessary for emergency legislation. However, pursuant to Charter Section 3.09, Mayor Basil declared Resolution No. 19-33 passed as a regular measure by the following vote, thereby amending it to remove the emergency language:**

**Aye:** 5 - Ms. Radigan, Dr. Williams, Mr. Wooldredge, Mr. DeSaussure and Mr. Hanink

**Nay:** 2 - Mrs. Bigham and Mr. Kelemen

**C.      [19-41](#)      AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON ENFORCEMENT OF THE LAND DEVELOPMENT CODE REGULATIONS RELATED TO WINDOW SIGNS ERECTED FOR NONRESIDENTIAL USES; AND DECLARING AN EMERGENCY.**

**Brief Description:** Request to temporarily suspend the enforcement of the Land Development Code regulations related to temporary and permanent window signs for nonresidential uses to allow City Staff to study, engage the community, and consider drafting new regulations.

Attachments:      [Ordinance No. 19-41](#)

**Mayor Basil read the title of Ordinance No. 19-41, which constituted its third reading.**

*Following Dr. Williams' motion to amend Ordinance No. 19-41 to include a moratorium on A-frame sign regulations, staff clarified that A-frame sign regulations are included in proposed Ordinance No. 18-93, which received a second reading this evening; and furthermore, the moratorium proposed in Ordinance No. 19-41 refers only to window signs. Discussion resulted in a consensus among Council members to not amend Ordinance No. 19-41 as proposed.*

**A motion was made by Mr. Wooldredge, seconded by Ms. Radigan, to pass Ordinance No. 19-41.**

**A subsidiary motion was made by Dr. Williams, seconded by Mr. Wooldredge, to amend Ordinance No. 19-41 to include a moratorium on A-frame sign regulations. Following discussion, Dr. Williams withdrew his motion, and Mr. Wooldredge withdrew his second.**

**Another subsidiary motion was made by Mr. Kelemen to postpone Ordinance No. 19-41 to the meeting of April 16, 2019, assuming the matter could be discussed at the workshop of April 9, 2019. The motion failed for lack of a second.**

**The main motion to pass Ordinance No. 19-41 carried by the following vote:**

**Aye:** 5 - Dr. Williams, Mr. Wooldredge, Mr. DeSaussure, Mr. Hanink and Ms. Radigan

**Nay:** 2 - Mrs. Bigham and Mr. Kelemen

**D. [19-47](#)**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ENVIRONMENTAL DESIGN GROUP FOR ENGINEERING DESIGN SERVICES FOR THE DOWNTOWN PHASE 2 SANITARY PUMP STATION, FORCE MAIN AND STORMWATER MANAGEMENT IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.**

**Brief Description:** The City Administration would like to continue with the main design components for the Downtown Phase 2 Project to maintain the project construction schedule for the summer, 2019.

**Attachments:** [Resolution No. 19-47](#)

**Mayor Basil read the title of Resolution No. 19-47, which constituted its second reading.**

**A motion was made by Mr. Hanink to suspend the rule requiring three readings to allow for passage of Resolution No. 19-47. The motion failed for lack of a second.**

**E. [19-48](#)**

**AN ORDINANCE AMENDING SECTION 1062.02 OF THE CODIFIED ORDINANCES REGARDING RULES AND REGULATIONS RELATED TO USE OF PARKING LOTS FOR PARKS, PLAYGROUNDS, AND OTHER PUBLIC GROUNDS.**

**Brief Description:** City staff has observed vehicles being left unattended within parks while the vehicle operators leave the park property for the work day. The requested amendment would prohibit a person from parking within a park for a purpose other than use of the park.

**Attachments:** [Codified Ordinances Amendment - Section 1062.02](#)  
[Ordinance No. 19-48](#)



Mayor Basil read the title of Resolution No. 19-48, which constituted its second reading.

### 13. Executive Session

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to enter into executive session to consider the following matters: 1.) to consider appointments of public officials; and 2.) to consider the appointment, employment and resignation of an employee.

The motion carried by the following vote:

Aye: 7 - Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Ms. Radigan and Dr. Williams

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to enter into executive session to consider confidential information related to the specific business strategy of an applicant for economic development assistance where the information is related to the assistance being requested pursuant to Ohio Revised Code Chapter 715 and involves the provision of utility services related to economic development incentives to the applicant. Mayor Basil recessed the meeting at 8:55 p.m. after the motion carried by the following vote:

Aye: 7 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Ms. Radigan, Dr. Williams and Mr. Wooldredge

*Mayor Basil reconvened the regular meeting at 9:55 p.m.*

### 14. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 9:55 p.m.

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**David A. Basil, Mayor**

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**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.*