



City of Hudson, Ohio

Meeting Minutes - Final

City Council

David A. Basil, Mayor

Hamilton DeSaussure, Jr., President of Council (At-Large)

Dennis N. Hanink, Council Member (Ward 1)

Alex D. Kelemen, Council Member (Ward 3)

Keith W. Smith, Council Member (Ward 4)

Casey M. Weinstein, Council Member (Ward 2)

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

William D. Wooldredge, Council Member (At-Large)

Jane Howington, City Manager

R. Todd Hunt, City Solicitor

Elizabeth A. Slagle, Clerk of Council

Tuesday, February 2, 2016

7:30 PM

Town Hall

1. Call to Order

Mayor Basil called to order the meeting of Hudson City Council at 7:37 p.m.

2. Pledge of Allegiance to the Flag

3. Roll Call

Present: 7 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Mr. Weinstein, Dr. Williams and Mr. Wooldredge

Staff in Attendance: Ms. Howington, City Manager; Mr. Hunt, City Solicitor; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager for Operations; Mr. Knoblauch, Finance Director; Mr. Leiter, Production Assistant; Ms. Roberts, Communications Manager; Mr. Wash, Assistant Public Works Director; and Mr. Wiedie, Economic Development Director.

4. Approval of the Minutes

A. [16-0013](#)

MINUTES OF PREVIOUS COUNCIL MEETINGS.

Executive Summary: Draft minutes of previous meetings are provided for City Council's review and approval.

Attachments:

[January 19, 2016 Council Meeting Minutes - DRAFT](#)

[January 23, 2016 Retreat Workshop Minutes - DRAFT](#)

[January 26, 2016 Workshop Minutes - DRAFT](#)

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

5. Honorary Resolutions

- A. [16-11](#) **A RESOLUTION RECOGNIZING AND THANKING THE MEMBERS OF THE COMPREHENSIVE PLAN UPDATE STEERING COMMITTEE FOR THEIR SERVICE TO THE HUDSON COMMUNITY.**

Executive Summary: This Resolution provides recognition and sincere thanks to Comprehensive Plan Update Steering Committee members for their hard work and commitment.

Attachments: [Resolution No. 16-11](#)

On behalf of Hudson citizens, Mayor Basil thanked Comprehensive Plan Steering Committee members for their diligence, perseverance and insight; and he said that the community will benefit from their work for years to come. Mr. Smith also thanked members for their hard work and vision. See also Mr. DeSaussure's comments recorded for Resolution No. 16-12. Mr. Devlin, Mr. Lehman, and Mr. Zuro accepted copies of Resolution No. 16-11, and Mayor Basil noted that copies will be mailed to the remaining members who were unable to attend.

Mayor Basil read Resolution 16-11 in its entirety; and a motion was made by Mr. DeSaussure, seconded by Mr. Smith, to pass Resolution No. 16-11. The motion carried by the following vote:

Aye: 7 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Mr. Weinstein, Dr. Williams and Mr. Wooldredge

- B. [16-12](#) **A RESOLUTION RECOGNIZING AND THANKING THE MEMBERS OF THE DOWNTOWN REDEVELOPMENT AND IMPROVEMENT PHASE II COMMITTEE FOR THEIR SERVICE TO THE HUDSON COMMUNITY.**

Executive Summary: This Resolution provides recognition and sincere thanks to Downtown Phase II Committee members for their hard work and commitment.

Attachments: [Resolution No. 16-12](#)

Mayor Basil thanked Downtown Committee members for their hard work, extraordinary thought, diligence, and insight; and he said that the community will benefit from their work for years to come. Mr. Wooldredge said that Downtown - Phase II has been a vision for a long time, and he expressed appreciation to Committee members for their efforts. Mr. DeSaussure said that the Downtown Committee worked separately as well as side by side with the Comprehensive Plan Steering Committee, exhibiting teamwork; and he said that both Committees were extremely important in setting forth a vision for the downtown and the overall city. Mr. Zuro accepted a copy of Resolution No. 16-12, and Mayor Basil noted that copies will be mailed to the remaining members who were unable to attend.

Mayor Basil read Resolution 16-12 in its entirety; and a motion was made by Mr. Wooldredge, seconded by Mr. Hanink, that this Honorary Resolution be adopted. The motion carried by the following vote:

Aye: 7 - Mr. Hanink, Mr. Kelemen, Mr. Smith, Mr. Weinstein, Dr. Williams, Mr. Wooldredge and Mr. DeSaussure

6. Proclamations

- A. [16-0012](#) **Proclamation: Special Recognition of Random Acts of Kindness Week.**
Executive Summary: This Proclamation encourages citizens to perform acts of kindness, especially during February 14-20, 2016, as we celebrate Random Acts of Kindness Week. Ms. Kelly Kaufman will accept the Proclamation on behalf Hudson League for Service and the RAK Hudson Steering Committee. The Committee will recognize and honor Mrs. Martha Hills for her efforts.

Attachments: [Hyperlink - National Random Acts of Kindness Foundation's Website Proclamation](#)

Members of the Random Acts of Kindness Steering Committee of the Hudson League for Service were in attendance to accept the Proclamation. Ms. Kelly Kaufman thanked Mayor Basil, encouraged citizens to perform random acts of kindness, spoke of special events planned for RAK week, and recognized Mrs. Martha Hills for her past efforts. Mr. DeSaussure also acknowledged Mrs. Hills and said that it is a legacy to her that the Committee is continuing this work.

Mayor Basil read this Proclamation in its entirety, recognizing Random Acts of Kindness Week during February 14 through 20, 2016.

7. Public Comments

None.

8. Correspondence and Council Comments

Mr. DeSaussure said that the City and Schools have recently considered terms of a proposed Tax Increment Financing Agreement in connection with funding the Downtown Redevelopment Project - Phase II.

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, that Council enter into executive session to discuss the purchase of property for public purposes and to confer with counsel in connection with the same. Mayor Basil recessed the meeting at 7:57 p.m. after the motion carried by the following vote:

Aye: 5 - Mr. Weinstein, Dr. Williams, Mr. Wooldredge, Mr. DeSaussure and Mr. Hanink

Nay: 2 - Mr. Kelemen and Mr. Smith

Mayor Basil reconvened the meeting at 8:15 p.m.

A. [16-0014](#) **Correspondence: Letter dated January 28, 2016, received from the Superintendent of the Hudson City School District regarding a Tax Increment Financing Agreement for Downtown Phase II.**

Attachments: [Correspondence - TIF Proposal Reply 1-28-16](#)
[Correspondence - TIF Proposal Clarification 1-28-16](#)

Mr. Kelemen noted that he had voted against going into executive session, because he believes that Council should be having more of this discussion in public on a very significant matter, the development of Downtown - Phase II. He said that the proposed motion to accept the Board of Education's offer is a first step in a process, and there will still be opportunities for public comments. He expressed concerns regarding use of tax increment financing for a residential development. Mr. Smith reiterated and agreed with Mr. Kelemen's comments, he encouraged the public to provide input during the process that follows, and he stated that he had reservations regarding the proposed language.

Mr. DeSaussure said that one of the reasons for Council's executive session was to confer with legal counsel regarding how tax increment financing works. He said that it was utilized for Downtown - Phase I, and it has been the expectation and hope of the City, through two Comprehensive Plans, as well as multiple committee meetings, that Downtown - Phase II would continue on as a livable, working downtown center for Hudson. He said that City officials have had recent positive discussions with Schools officials; there is overall agreement, but additional language will need to be worked out consistent with TIF statutes. He was optimistic about moving forward with Downtown - Phase II.

Mayor Basil agreed and supported the motion to accept the Board of Education's offer. He said that tax increment financing was utilized very successfully for Downtown - Phase I, and he urged Council to support the framework for a Phase II TIF Agreement, for which details have yet to be worked out.

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to accept the Board of Education's offer to enter into a Tax Increment Financing (TIF) Agreement with the City of Hudson related to the Downtown Phase II Project pursuant to the January 28, 2016, letter from the Superintendent of Schools to the City Manager, setting forth the following points: 20-year TIF on public property in the northwest corner of Morse and Owen Brown Roads; 100% TIF with a 22.25% service payment to the School District; 50/50 income tax split beyond \$1 million in payroll post construction (without reduction for infrastructure costs); Issue 3 Community Learning Center deducted from income tax prior to the 50/50 split; clear articulation of scope and costs associated with infrastructure investment; bus garage approval for both initial design and all proposed modifications; and annual review by administrative staff; which agreement would be subject to a written Agreement that is formally approved by this Council. The motion carried by the following vote:

Aye: 7 - Mr. Smith, Mr. Weinstein, Dr. Williams, Mr. Wooldredge, Mr. DeSaussure, Mr. Hanink and Mr. Kelemen

Other Comments: Dr. Williams, Cable TV Advisory Committee Liaison, announced that a meeting will be held at the Library on February 3, 2016, at 7:00 p.m. to form the Friends of the Hudson Community Television Committee, and he encouraged anyone interested in supporting community television in Hudson to attend.

9. Report of Manager

Ms. Howington announced that the next Ward 2 Open Forum will be held at 7:30 p.m. on Thursday, February 4, 2106 at Town Hall. She reported that City officials met recently with City of Akron officials regarding water system issues. She was grateful to Mayor Horrigan for making this a priority, noting that significant progress has been made, and she was optimistic that more positive information will be available within sixty days. Mayor Basil agreed and said that open communications is a step in the right direction.

10. Appointments

Mr. DeSaussure announced that there is an opening on the Architectural & Historic Board of Review for a term expiring in June, 2018. He said that the City will accept applications through February 29, 2016. Mayor Basil emphasized the importance of this Board to the architectural character of our community.

11. Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of items on the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mr. Weinstein, Dr. Williams, Mr. Wooldredge, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen and Mr. Smith

Approval of the Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Dr. Williams, Mr. Wooldredge, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith and Mr. Weinstein

- B. [16-14](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDMENT OF A CONTRACT WITH AZTECA SYSTEMS, INC. FOR SOFTWARE AND PROFESSIONAL SERVICES FOR THE CITY'S DEPARTMENTAL FUNCTIONS; AND DECLARING AN EMERGENCY.**
Executive Summary: This contract is for the purchase of the software program currently utilized in various departments throughout the City.
Attachments: [Cityworks Annual Cost Table](#)
[Resolution No. 16-14](#)

Resolution No. 16-14 was passed on the Consent Agenda.

- C. [16-15](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH EMERY ELECTRIC, INC. FOR THE CONSTRUCTION AND INSTALLATION PORTION OF THE OAK GROVE PARK LIGHTING PROJECT; AND DECLARING AN EMERGENCY.**
Executive Summary: This portion of the project involves the installation of a new athletic lighting system at Oak Grove Park. Project equipment was previously purchased on a separate contract.
Attachments: [Bid Tabulation](#)
[Resolution No. 16-15](#)

Resolution No. 16-15 was passed on the Consent Agenda.

D. [16-16](#) **A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES FOR PURCHASES; AND DECLARING AN EMERGENCY.**

Executive Summary: Council authorization is required for payment of the invoice(s) shown on this Resolution in excess of \$3,000 for which a commitment was made before a Purchase Order was generated.

Attachments: [Resolution No. 16-16](#)

Resolution No. 16-16 was passed on the Consent Agenda.

Items Removed from the Consent Agenda

A. [16-13](#) **AN ORDINANCE AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE 2014-2018 ENERGY PURCHASE POWER SALES SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC.**

Executive Summary: In order to satisfy the City's energy requirements AMP provides power to the City of Hudson from a portfolio of energy resources. As these fixed resources do not provide the City's total power requirements, there are remaining requirements that need to be purchased. The City is currently under a power purchase agreement with AMP to purchase remaining required power from 2014 through 2018. This ordinance amendment will extend this agreement from 2019 through 2020.

Attachments: [Original AMP Ord. \(No. 14-76\) and Agreement](#)
[AMP Power Supply Amendment & Sample Legislation](#)
[Ordinance No. 16-13](#)

Mr. Hanink requested that Ordinance No. 16-13 be removed from the Consent Agenda. He asked for details regarding the power schedule. Mr. Comeriato explained that the subject contract is for a portion of the City's power needs, and staff is recommending that Council authorize an amendment to the agreement to extend the current term. Discussion followed regarding the subject contract and the City's relationship with AMP.

A motion was made by Mr. Hanink, seconded by Mr. DeSaussure, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 16-13. The motion carried by the following vote:

Aye: 7 - Mr. Wooldredge, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Mr. Weinstein and Dr. Williams

A motion was made by Mr. Hanink, seconded by Mr. DeSaussure, to pass Ordinance No. 16-13. The motion carried by the following vote:

Aye: 7 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Mr. Weinstein, Dr. Williams and Mr. Wooldredge

12. Legislation

- A. [16-17](#) **AN ORDINANCE AMENDING SECTION 848.03 OF CHAPTER 848, “REFUSE HAULERS”, OF THE CODIFIED ORDINANCES TO AUTHORIZE THE CITY MANAGER TO REGULATE THE ROUTING AND SCHEDULING OF COLLECTION OF SOLID WASTE AND RECYCLING MATERIALS BY REFUSE HAULERS.**

Executive Summary: As a component of Council providing for the designation of a preferred refuse hauler by contract with the City for Hudson residents to consider using, City Council also requested that all refuse haulers licensed to operate in the City be limited to performing solid waste and recycling collections operations on only certain days of the week and within defined geographic areas. Staff proposes to amend the current ordinance to reflect such additional language.

Attachments: [Ordinance No. 16-17 \(As Amended 2-2-16\)](#)

Mayor Basil read the title of Ordinance No. 16-17, which constituted its first reading.

Mayor Basil said that Ordinance No. 16-17 will be discussed at the workshop on February 9, 2016.

13. Executive Session

None.

14. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 8:35 p.m.

David A. Basil, 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.