



# City of Hudson, Ohio

## Meeting Minutes - Final

### City Council

*David A. Basil, Mayor*

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

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

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

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

*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*

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Tuesday, March 7, 2017

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 7:35 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, Mr. Weinstein, Dr. Williams and Mr. Wooldredge

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

#### 4. Approval of the Minutes

A. [17-0017](#)

##### **MINUTES OF PREVIOUS COUNCIL MEETINGS.**

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

**Attachments:**

[February 21, 2017 Council Meeting Minutes - DRAFT](#)

[February 28, 2017 Workshop Minutes - DRAFT](#)

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

## 5. Public Comments

*None.*

## 6. Correspondence and Council Comments

*None.*

## 7. Report of Manager

*Ms. Howington asked the City Solicitor to provide a report on Ohio Senate Bill 331. Mr. Hunt said that SB 331 was passed by the General Assembly in December during the lame duck session and will be effective on March 21, 2017. A portion of the Bill was put together by the wireless utilities, presented to the General Assembly, and was tacked onto SB 331 before passage, all within a two-week period. SB 331 includes many things, but of particular concern to municipalities is that the State is requiring municipalities to accept in their public rights-of-way facilities that support small-cell wireless technology, such as polls and ground structures, including in residential and historic districts. He explained that although the City's local Ordinances require underground facilities in our Historic District, this new law preempts our municipal Code; and it will also require the City to permit wireless companies to add their facilities onto existing municipal facilities, except for our electric poles, and limits the fee charged to \$200 annually per facility. He said that this new law is of major concern to municipalities across the state, and communities are organizing in opposition. The new law applies only to municipalities and is believed to be in violation of municipal home rule, as well as the single subject rule.*

## 8. Appointments

**A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to re-appoint Jill Centrello to serve on the Personnel Advisory & Appeals Board for a six-year term, commencing on March 21, 2017. The motion carried by the following vote:**

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

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

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

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

## Approval of the Consent Agenda

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

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

A. [17-0018](#) **A MOTION TO AUTHORIZE OUTDOOR SEASONAL SALES AT ACE HARDWARE, 5824 DARROW ROAD.**

**Executive Summary:** Ace Hardware is seeking approval for its annual outdoor seasonal sales event.

**Attachments:** [Ace Hardware Request for Outdoor Sales](#)

**This motion was approved on the Consent Agenda.**

B. [17-0019](#) **A MOTION DIRECTING THE CLERK TO SEND NOTICE TO THE OHIO DIVISION OF LIQUOR CONTROL INDICATING NO REQUEST FOR A HEARING REGARDING THE TRANSFER OF A PERMIT TO SELL ALCOHOLIC BEVERAGES FROM M&M HUDSON INC. DBA OTANI JAPANESE RESTAURANT TO OTANI HUDSON LLC DBA OTANI RESTAURANT AND PUB, 180 WEST STREETSBORO STREET, HUDSON.**

**Executive Summary:** The Clerk is in receipt of a Notice to Legislative Authority dated March 2, 2017, from the Ohio Division of Liquor Control concerning the opportunity to request a hearing regarding this permit.

**Attachments:** [Hyperlink - Permit Classes](#)

[Notice from Ohio Division of Liquor Control - Otani Hudson LLC](#)

**This motion was approved on the Consent Agenda.**

C. [17-42](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ONE FLEET VEHICLE FOR PARKS DIVISION OPERATIONS; AND DECLARING AN EMERGENCY.**

**Executive Summary:** As part of our ongoing vehicle replacement plan, staff wishes to proceed with the purchase of a replacement vehicle for use in Park operations. Staff has obtained CUE government program pricing for the purchase of one (1) replacement vehicle.

**Attachments:** [Resolution No. 16-190, authorizing purchase, passed 12/6/2016](#)

[Parks Capital 2017](#)

[Resolution No. 17-42](#)

**Resolution No. 17-42 was passed on the Consent Agenda.**

D. [17-43](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CENTURY EQUIPMENT FOR THE PURCHASE OF A CONTOUR MOWER FOR GOLF COURSE MAINTENANCE OPERATIONS; AND DECLARING AN EMERGENCY.**

**Executive Summary:** This Resolution will provide authorization for the City Manager to enter into contract with Century Equipment to replace a contour/rough rotary mower for maintenance of the Ellsworth Meadows Golf Course.

**Attachments:** [Resolution No. 16-190, authorizing purchase, passed 12/6/2016](#)

[Golf Budget](#)

[Resolution No. 17-43](#)

**Resolution No. 17-43 was passed on the Consent Agenda.**

E. [17-44](#)**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BAKER VEHICLE SYSTEMS, INC. FOR THE PURCHASE OF A COMPACT TRACK LOADER FOR PARKS DIVISION OPERATIONS; AND DECLARING AN EMERGENCY.**

***Executive Summary:*** As part of the approved 2017 equipment replacement budget, the Parks Department has obtained GSA schedule pricing for the purchase of a replacement compact track loader through Baker Vehicle Systems, Inc. Staff seeks approval to execute this purchase.

***Attachments:*** [Resolution No. 16-190, authorizing purchase, passed 12/6/2016](#)

[Parks Budget](#)

[Resolution No. 17-44](#)

**Resolution No. 17-44 was passed on the Consent Agenda.**

F. [17-45](#)**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE ATTERBURY BOULEVARD STORM STRUCTURE REPAIRS PROJECT WITH THE LOWEST AND BEST BIDDER; AND DECLARING AN EMERGENCY.**

***Executive Summary:*** The Atterbury Boulevard Storm Structures Repairs Project will involve the repair of various storm sewer structures on Atterbury Boulevard between Lennox Road and W. Streetsboro Road.

***Attachments:*** [Resolution No. 17-45](#)

**Resolution No. 17-45 was passed on the Consent Agenda.**

**10. Legislation**A. [17-14](#)**A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR HASBROUCK FAMILY FARM, 6403 STOW ROAD, HUDSON, OHIO.**

***Executive Summary:*** Mr. Douglas Hasbrouck has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 122.53 acres of property located at 6403 Stow Road in Hudson.

***Attachments:*** [2017 Application for Placement of Farmland in Agricultural District - Hasbrouck](#)  
[Code Enforcement Inspection Report - Hasbrouck Family Farm](#)  
[Hyperlink - Summit County Fiscal Officer's website](#)  
[Resolution No. 17-14](#)

**Mayor Basil read the title of Resolution No. 17-14, which constituted its third reading.**

**A motion was made by Mr. Hanink, seconded by Mr. Wooldredge, to pass Resolution No. 17-14. The motion carried by the following vote:**

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

B. [17-15](#)**A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR JANE CANIGLIA PROPERTIES, LLC, 5230 DARROW ROAD, HUDSON, OHIO.**

**Executive Summary:** Ms. Alice Caniglia has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 37.08 acres of property located at 5230 Darrow Road in Hudson.

**Attachments:** [2017 Application for Placement of Farmland in Agricultural District - Caniglia](#)  
[Code Enforcement Inspection Report - Caniglia](#)  
[Hyperlink - Summit County Fiscal Officer's website](#)  
[Resolution No. 17-15](#)

**Mayor Basil read the title of Resolution No. 17-15, which constituted its third reading.**

**A motion was made by Mr. Hanink, seconded by Mr. Wooldredge, to pass Resolution No. 17-15. The motion carried by the following vote:**

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

C. [17-28](#)**A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR LOUIS AND DEBORAH ESTERGALL, 3074 RAVENNA STREET, HUDSON, OHIO.**

**Executive Summary:** Mr. and Mrs. Estergall have submitted the attached renewal Application for Placement of Farmland in an Agricultural District for approximately 32 acres of property located at 3074 Ravenna Street in Hudson.

**Attachments:** [2017 Application for Placement of Farmland in Agricultural District - Estergall](#)  
[Code Enforcement Inspection Report - Estergall](#)  
[Hyperlink - Summit County Fiscal Officer's website](#)  
[Resolution No. 17-28](#)

**Mayor Basil read the title of Resolution No. 17-28, which constituted its second reading.**

D. [17-41](#)**AN ORDINANCE AMENDING CHAPTER 280 OF THE CODIFIED ORDINANCES REGARDING THE COMMUNITY TELEVISION ADVISORY COMMITTEE. (as revised 3-7-2017)**

**Executive Summary:** This Ordinance reflects changes to the Committee's name, terms, term limits, and other general updates.

**Attachments:** [Ordinance No. 17-41, as introduced 2-21-2017](#)  
[Ordinance No. 17-41, as revised 3-7-2017](#)

**Mayor Basil read the title of Ordinance No. 17-41, which constituted its second reading.**

**E. [17-46](#) AN ORDINANCE REPEALING SECTION 204.01, "CITY FLAG," OF THE CODIFIED ORDINANCES.**

***Executive Summary:*** This ordinance would repeal the Code section designating an official flag for the City of Hudson.

**Attachments:** [Hudson Flag](#)

[Ordinance No. 17-46](#)

Mayor Basil read the title of Ordinance No. 17-46, which constituted its first reading.

**F. [17-47](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT GRANT FUNDING THROUGH THE SUMMIT COUNTY EMERGENCY MANAGEMENT AGENCY ON BEHALF OF THE HUDSON POLICE DEPARTMENT TO BENEFIT THE SUMMIT METRO CRASH RESPONSE TEAM; AND DECLARING AN EMERGENCY.**

***Executive Summary:*** The Summit Metro Crash Response Team has been awarded a \$30,000 Emergency Management Agency Special Projects Grant from the Summit County Emergency Management Executive Committee for the purchase of a Faro X130 laser scanner.

**Attachments:** [Resolution No. 17-47](#)

Mayor Basil read the title of Resolution No. 17-47, which constituted its first reading.

**A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution No. 17-47. The motion carried by the following vote:**

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

**A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to pass Resolution No. 17-47.**

**The motion carried by the following vote:**

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

**11. Executive Session**

**A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to enter into executive session to consider confidential information related to trade secrets, the purchase of property for public purposes, the sale of property at competitive bidding, personnel matters pertaining to the employment of a public employee, and imminent litigation. Mayor Basil recessed the regular meeting at 7:53 p.m. after the motion carried by the following vote:**

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

*Mayor Basil reconvened the regular meeting at 8:54 p.m.*

**12. Adjournment**

**There being no further business, Mayor Basil adjourned the Council meeting at 8:54 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.*