

City of Hudson, Ohio

Meeting Agenda - Final 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, October 19, 2021 7:30 PM Town Hall
27 East Main Street

- 1. Call to Order
- 2. Pledge of Allegiance to the Flag
- 3. Roll Call
- 4. Approval of the Minutes
- A. <u>21-0093</u> Minutes of Previous Council Meetings

Brief Description: Draft minutes of previous meetings are provided for City

Council's review and approval.

Attachments: October 5, 2021 Council Meeting Minutes - DRAFT

October 12, 2021 Council Workshop Minutes - DRAFT

- 5. Public Hearings
- A. <u>21-84</u> AN ORDINANCE AMENDING CHAPTERS 1201 "GENERAL

PROVISIONS," 1205, "ZONING DISTRICTS - CITY OF

HUDSON ZONING MAP," 1206, "USE REGULATIONS," 1207

"ZONING DEVELOPMENT AND SITE PLAN STANDARDS,"

1213 "DEFINITIONS," AND APPENDIX D

"ARCHITECTURAL DESIGN STANDARDS" OF THE LAND

DEVELOPMENT CODE TO IMPLEMENT AGRICULTURAL

USE PROVISIONS.

Page 1 Printed on 10/15/2021

Brief Description: Proposed amendment to the Land Development Code regulations associated with agricultural use standards. The amendments combine applicable standards for agricultural uses accessory to a residential dwelling into a consolidated ordinance to clarify existing regulations and further support small scale hobby farming.

Planning Commission Recommendation Attachments:

Ordinance No. 21-84 (with proposed Recommendation of Planning

Commission) **Public Comment**

Memo to Council 7.6.21 Memo to Council 5.13.21

Notice of Public Hearing 10.19.2021

Ordinance No. 21-84

Staff to provide a brief presentation.

Legislative History

7/13/21 City Council Workshop item forwarded to the City Council 7/20/21 City Council first reading & referral to the Planning Commission

10/12/21 City Council Workshop item forwarded to the City Council

B. 21-113 AN ORDINANCE AMENDING SECTION 1048.02, "RATE SCHEDULES," OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE TO ADOPT ADJUSTMENTS TO THE ELECTRIC POWER SUPPLY COST ADJUSTMENT FACTOR IN THE

SCHEDULE OF CHARGES.

Brief Description: The City's Public Works Department has completed the electric rate and cost of service study with Power Consultants Courtney & Associates. The consulting firm presented the study's results to City Council on July 13th and recommended a 5.1% adjustment to the Power Supply Cost Adjustment Factor (PSCAF) formula. Staff is recommending City Council implement the adjustments in conjunction with the January 2022 billing cycle.

Current vs Proposed Power Cost Comparison - 12 Month History Attachments:

Rate Comparison-C&A 2021

Current Formula for Power Supply Cost Adjustment Factor (2021)

Minimum Customer Charges

Notice of Public Hearing on 10.19.2021

Ordinance No. 21-113

Legislative History

9/28/21 City Council Workshop item forwarded to the City Council

10/5/21 City Council first reading

- 6. Public Comments
- 7. Correspondence and Council Comments
- 8. Report of Manager
- A. 5-Year Capital Plan for Police & IT Departments

Chief Tabak and Mr. Leedham will respond to questions raised by Council at the workshop of October 12, 2021.

- 9. Appointments
- 10. Consent Agenda
- A. <u>21-0092</u> A Motion to Acknowledge the Timely Receipt of the September 2021 Monthly Financial Report

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

Attachments: September 2021 Financial Report

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

B. 21-117 AN ORDINANCE AMENDING ORDINANCE NO. 20-143, MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF HUDSON DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021 BY MAKING ADDITIONAL AND/OR AMENDED APPROPRIATIONS RELATED TO THE THIRD OUARTER OF 2021.

Brief Description: This Ordinance will amend the 2021 budget for additional and/or amended appropriations as listed in the attached Exhibit A.

Attachments: Exhibit A - 3rd Quarter 2021 Appropriations

Ordinance No. 21-117

Legislative History

C. <u>21-118</u>

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH LIFE FORCE MANAGEMENT, INC. FOR THE PROVISION OF BILLING, COLLECTION AND RELATED SERVICES.

Brief Description: This resolution allows the City of Hudson to renew the contract with our third-party vendor that specializes in ambulance billing to manage its patient billing accounts. The practice of using a third-party vendor has been in place in Hudson since ambulance user fees were first established in June of 2004.

Attachments: Exhibit "A" - Agmt. with Life Force Management, Inc.

Resolution No. 21-118

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

D. <u>21-119</u>

A RESOLUTION AFFIRMING ACCEPTANCE BY THE CITY MANAGER'S DESIGNEE OF AN EMS PRIORITY ONE TRAINING AND EQUIPMENT GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MEDICAL SERVICES, ON BEHALF OF HUDSON EMERGENCY MEDICAL SERVICES.

Brief Description: The Ohio Department of Public Safety, Division of Emergency Medical Services, provides a grant to assist EMS with the purchase of approved training and equipment. Hudson Emergency Medical Services was awarded \$3,562.24 in funding for the purchase of approved equipment. No matching funds are required.

Attachments: Resolution No. 21-119

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

E. 21-120

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH LJB, INC. FOR THE DOWNTOWN PEDESTRIAN SAFETY STUDY.

Brief Description: This legislation would retain LJB, Inc. to perform a Pedestrian Safety Study within the downtown area which includes sections of SR 303, SR 91, First & Main Development and Aurora Street.

Attachments: Exhibit A - Downtown Ped Safety Study Area

Resolution No. 21-120

Legislative History

F. <u>21-121</u>

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SPAGNUOLO & ASSOCIATES, LLC FOR PROFESSIONAL SERVICES FOR THE DESIGN OF THE SEASONS ROAD WATERLINE EXTENSION PROJECT; AND DECLARING AN EMERGENCY.

Brief Description: The purpose of this proposal was to solicit proposals from professional design, engineering and surveying consultants (Consultant) for the survey, analysis, engineering, and design of a proposed 12" diameter waterline along Seasons Road from the Boston Township Corporation line to the existing end of the waterline near 695 Seasons Road. The city staff is requesting an emergency clause be added in order to complete and have the waterline installed and accepted by the opening of the medical facility located at the northwest corner of SR 8 and Seasons Road.

Attachments: Map - Seasons Road Waterline Extension

Resolution No. 21-121

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

G. <u>21-122</u>

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS FOR THE ACQUISITION OF TEMPORARY EASEMENTS FOR THE STATE ROUTE 91 SOUTH WIDENING PROJECT (PID# 106445) FOR RIGHT-OF-WAY PURPOSES.

Brief Description: Due to the widening of the roadway and other improvements, temporary right-of-way acquisitions are required for the project. There will be approximately 14 parcels requiring temporary right-of-way acquisitions.

Attachments: S. Main Widening - Parcel Plans

Summary Sheet

Resolution No. 21-122

Legislative History

11. Legislation

A. <u>21-71</u>

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)

PC Staff Report - Case No. 21-726 (7-12-21)

PC Case No. 21-726 Recommendation - 2021 LDC Amendments (7-26-21)

Notice of Public Hearing on 9-21-2021

Ordinance No. 21-71 (with proposed PC Recommendation)

Ordinance No. 21-71 (as introduced 6-15-21)

Ordinance No. 21-71 has had three readings and is being continued, pending further consideration of Ordinance No. 21-115 (reference item 11K).

Legislative History

6/8/21	City Council Workshop	item forwarded to the City Council
6/15/21	City Council	first reading & referral to the Planning Commission
9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	public hearing held
9/21/21	City Council	second reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	third reading
10/5/21	City Council	postponed to a date certain to the City Council Workshop
10/12/21	City Council Workshop	item forwarded to the City Council

B. 21-84

AN ORDINANCE AMENDING CHAPTERS 1201 "GENERAL PROVISIONS," 1205, "ZONING DISTRICTS - CITY OF HUDSON ZONING MAP," 1206, "USE REGULATIONS," 1207 "ZONING DEVELOPMENT AND SITE PLAN STANDARDS," 1213 "DEFINITIONS," AND APPENDIX D "ARCHITECTURAL DESIGN STANDARDS" OF THE LAND DEVELOPMENT CODE TO IMPLEMENT AGRICULTURAL USE PROVISIONS.

Brief Description: Proposed amendment to the Land Development Code regulations associated with agricultural use standards. The amendments combine applicable standards for agricultural uses accessory to a residential dwelling into a consolidated ordinance to clarify existing regulations and further support small scale hobby farming.

Attachments: Planning Commission Recommendation

Ordinance No. 21-84 (with proposed Recommendation of Planning

Commission)
Public Comment

Memo to Council 7.6.21

Memo to Council 5.13.21

Notice of Public Hearing 10.19.2021

Ordinance No. 21-84

Second Reading

Legislative History

7/13/21	City Council Workshop	item forwarded to the City Council
7/20/21	City Council	first reading & referral to the Planning Commission
10/12/21	City Council Workshop	item forwarded to the City Council

C. 21-92

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A COMMUNITY REINVESTMENT ACT AREA AGREEMENT WITH "PROJECT CRUNCH"; AND DECLARING AN EMERGENCY.

Brief Description: "Project Crunch" is currently looking to purchase 35 acres at Season's Greene to build a 200,000 - 250,000 square foot centralized robotic warehousing storage and fulfillment center located at Patriot Parkway and Seasons Road.

Attachments: Resolution No. 21-92

Ordinance No. 21-92 has had three readings, and Council action is pending to allow for disclosure of company information to the Stow-Munroe Falls School District pursuant to notice requirements that must be met prior to Council acting on the proposed CRA Agreement. Staff recommends that Council postpone action until the meeting of December 21, 2021.

Legislative History

8/24/21	City Council Workshop	item forwarded to the City Council
9/7/21	City Council	first reading
9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	second reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	third reading
10/12/21	City Council Workshop	item forwarded to the City Council

D. 21-99

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$7,725,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING CITY-OWNED PROPERTY LOCATED AT 5810 HUDSON DRIVE BY CONSTRUCTING, FURNISHING EQUIPPING AND OTHERWISE IMPROVING (i) A NEW SALT STORAGE FACILITY AND (ii) A NEW BUS MAINTENANCE AND STORAGE FACILITY AND CLEARING, IMPROVING AND EQUIPPING THE SITE.

Brief Description: This ordinance allows for the refinancing of existing financial obligations of the City. It allows for the sale of notes to finance the cost of the new bus garage and salt storage facility.

<u>Attachments:</u> <u>Fiscal Officer's Certificate</u>

Ordinance No. 21-99

Third Reading

Legislative History

9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	first reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	second reading
10/12/21	City Council Workshop	item forwarded to the City Council

E. 21-100

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$740,000 OF TAXABLE ECONOMIC DEVELOPMENT NONTAX REVENUE BOND ANTICIPATION NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING APPROXIMATELY 4.0 ACRES OF REAL PROPERTY LOCATED NEAR THE SOUTHWEST CORNER OF OWEN BROWN STREET AND MORSE ROAD.

Brief Description: This ordinance allows for the refinancing of existing financial obligations of the City. It allows for the rollover of note proceeds used to pay for the former Windstream property at 100 Owen Brown Street, purchased as part of the Downtown Phase II Project.

Attachments: Ordinance No. 21-100

Third Reading

Legislative History

9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	first reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	second reading
10/12/21	City Council Workshop	item forwarded to the City Council

F. 21-101

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$1,000,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S ELECTRIC SYSTEM BY ACQUIRING AND INSTALLING A NEW DISTRIBUTION TRANSFORMER, TOGETHER WITH THE NECESSARY REGULATORS, CONTROL EQUIPMENT AND APPURTENANCES THERETO.

Brief Description: This ordinance allows for the financing of Hudson Public Power's replacement of a distribution transformer at its' Eastside substation (located on Stow Road, across the street from Hudson City School District's baseball complex).

<u>Attachments:</u> <u>Fiscal Officer's Certificate</u>

Ordinance No. 21-101

Third Reading

Legislative History

9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	first reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	second reading
10/12/21	City Council Workshop	item forwarded to the City Council

G. 21-102

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$850,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF INSTALLING AND IMPROVING A MULTIPURPOSE TRAIL AND SIDEWALKS IN VARYING WIDTHS ALONG BARLOW ROAD, TOGETHER WITH ALL NECESSARY DRAINAGE AND RELATED IMPROVEMENTS AND APPURTENANCES THERETO.

Brief Description: This ordinance allows for the financing of the sidewalk/trail installation on West Barlow Road from State Route 91 to Nicholson Drive.

Attachments: Fiscal Officer's Certificate

Ordinance No. 21-102

Third Reading

Legislative History

9/14/21	City Council Workshop	item forwarded to the City Council
9/21/21	City Council	first reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	second reading
10/12/21	City Council Workshop	item forwarded to the City Council

H. 21-103

A RESOLUTION AFFIRMING THE CITY MANAGER'S ACTION TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH MICHAEL MITOV AND LISA MITOV TO ACQUIRE REAL PROPERTY LOCATED AT 2217 RAVENNA STREET (PERMANENT TAX PARCEL NUMBERS 30-00969 AND 30-03461) IN THE CITY OF HUDSON, OHIO, FOR PUBLIC PURPOSES; AND DECLARING AN EMERGENCY.

Brief Description: As a condition precedent to the purchase and sale agreement for the property located at 2217 Ravenna Street going into effect, Council must authorize said agreement. This resolution affirms the City Manager's action of entering into the agreement and authorizes the purchase of property located at 2217 Ravenna Street, including approximately 7.26 acres on two adjacent parcels (#30-00969 & 30-03461) for future public purposes. (See ALTA map attached.)

Attachments: 2217 Ravenna St ALTA Survey Map

Resolution No. 21-103

Third Reading

Legislative History

9/21/21	City Council	first reading
9/28/21	City Council Workshop	item forwarded to the City Council
10/5/21	City Council	second reading
10/12/21	City Council Workshop	item forwarded to the City Council

I. <u>21-113</u>

AN ORDINANCE AMENDING SECTION 1048.02, "RATE SCHEDULES," OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE TO ADOPT ADJUSTMENTS TO THE ELECTRIC POWER SUPPLY COST ADJUSTMENT FACTOR IN THE SCHEDULE OF CHARGES.

Brief Description: The City's Public Works Department has completed the electric rate and cost of service study with Power Consultants Courtney & Associates. The consulting firm presented the study's results to City Council on July 13th and recommended a 5.1% adjustment to the Power Supply Cost Adjustment Factor (PSCAF) formula. Staff is recommending City Council implement the adjustments in conjunction with the January 2022 billing cycle.

Attachments: Current vs Proposed Power Cost Comparison - 12 Month History

Rate Comparison-C&A 2021

Current Formula for Power Supply Cost Adjustment Factor (2021)

Minimum Customer Charges

Notice of Public Hearing on 10.19.2021

Ordinance No. 21-113

Second Reading

Legislative History

9/28/21 City Council Workshop item forwarded to the City Council

10/5/21 City Council first reading

10/12/21 City Council Workshop item forwarded to the City Council

J. <u>21-114</u>

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TWO-YEAR EXTENSION TO THE THIRD AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH THE ALLSTATE INSURANCE COMPANY; AND DECLARING AN EMERGENCY.

Brief Description: In 2021 City Council approved an extension of the of the current "E" rate development agreement with the Allstate Insurance Company located on Executive Parkway in Hudson Ohio. To allow for the completion of the 2021 electric rate and cost of service study, Council temporarily extended the agreement from July 1, 2021 to September 1, 2021 and again from September 1, 2021 to November 30, 2021. As the Rate Study has now been completed, and based on the consultant's recommendation, staff seeks to continue the current "E" rate for an additional two (2) year term.

Attachments: Resolution No. 21-114

Second Reading

Legislative History

9/28/21 City Council Workshop item forwarded to the City Council

10/5/21 City Council first reading

10/12/21 City Council Workshop item forwarded to the City Council

K. 21-115

AN ORDINANCE AMENDING CHAPTER 876, "SHORT-TERM RENTAL OPERATIONS," OF THE BUSINESS REGULATION CODE OF THE CITY OF HUDSON.

Brief Description: Amendment to the Short-Term Rental regulations of the City of Hudson.

Attachments: Council Memo Short-Term Rentals 9.23.21

Ordinance No. 20-160 (passed 2.2.2021)

Ordinance No. 21-115

Second Reading

Legislative History

9/28/21 City Council Workshop item forwarded to the City Council

10/5/21 City Council first reading

L. 21-116

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH FAIRMOUNT PROPERTIES, LLC FOR THE SALE OF THE REAL PROPERTY LOCATED IN THE DOWNTOWN AREA ADJACENT TO THE FIRST & MAIN DEVELOPMENT IN THE CITY OF HUDSON, OHIO; AND DECLARING AN EMERGENCY.

Brief Description: This Resolution will authorize the sale of properties currently owned by the City in the Downtown Phase 2 area to Fairmount Properties.

Attachments: Downtown Phase 2 - Fairmount Conceptual Plan 9.29.2021 (Updated)

Resolution No. 21-116

Second Reading

Legislative History

9/28/21 City Council Workshop item forwarded to the City Council

10/5/21 City Council first reading

10/12/21 City Council Workshop item forwarded to the City Council

M. 21-123

A RESOLUTION ACCEPTING THE CITY MANAGER'S RECOMMENDATION NOT TO IMPLEMENT THE GROWTH MANAGEMENT RESIDENTIAL DEVELOPMENT ALLOCATION SYSTEM DURING CALENDAR YEAR 2022.

Brief Description: The City is not removing the Growth Management Allocation System; however, because of no appreciable population change, the system would not be implemented for 2022.

Attachments: GMA Annual Report to City Council 10.21 for year 2022

Notice of Public Hearing on 11.9.2021

Resolution No. 21-123

First Reading. A public hearing is scheduled for November 9, 2021.

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

N. <u>21-124</u>

A RESOLUTION ADOPTING IN CONCEPT THE CITY OF HUDSON FIVE-YEAR PLAN 2022-2026.

Brief Description: This resolution adopts in concept the City's Five-Year Plan.

Attachments: 2022 - 2026 Five Year Plan - Original Draft 9-28-21

Resolution No. 21-124

First Reading

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

O. 21-125

AN ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF HUDSON, COUNTY OF SUMMIT, STATE OF OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2022.

Brief Description: This Ordinance establishes the City's budget for 2022.

Attachments: Ordinance No. 21-125

First Reading

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

P. 21-126

AN ORDINANCE AMENDING CHAPTER 1207.17, "SIGNS," OF THE LAND DEVELOPMENT CODE TO IMPLEMENT REVISIONS TO SIGN ILLUMINATION STANDARDS.

<u>Brief Description:</u> Proposed amendment to revise regulations related to internal illumination of signs within District 6 Western Hudson Gateway and District 8 Industrial/Business Park.

Attachments: Sign Illumination Exhibit

Ordinance No. 21-126

First Reading and Referral to Planning Commission

Legislative History

10/12/21 City Council Workshop item forwarded to the City Council

12. Executive Session

To consider a personnel matter concerning the employment of a public employee.

13. Adjournment

To view staff reports for agenda items, click on the corresponding file numbers (blue underlined links) next to the titles.

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The mission of the Hudson City Government is to serve, promote and support, in a fiscally responsible manner, an outstanding community that values quality of life, a well-balanced tax base, historic preservation, with a vision to the future, and professionalism in volunteer and public service.