



City of Hudson, Ohio

Meeting Minutes - Draft

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

Tuesday, June 20, 2017

6:15 PM

Town Hall

1. Call to Order

In the absence of Mayor Basil, President of Council DeSaussure called to order the meeting of Hudson City Council at 6:15 p.m., in accordance with the Sunshine Laws of the State of Ohio, O.R.C. Section 121.22.

Mayor Basil arrived at 6:19 p.m.

2. Roll Call

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

Mrs. Bigham arrived at 6:20 p.m., and Mr. Weinstein arrived at 7:24 p.m.

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

3. Executive Session

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to enter into executive session to interview applicants for various openings on the City's Boards and Commissions. Mr. DeSaussure recessed the meeting at 6:17 p.m. after the motion carried by the following vote:

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

Excused: 2 - Mrs. Bigham and Mr. Weinstein

Mayor Basil reconvened the regular meeting at 7:42 p.m.

Additional Staff in Attendance: Ms. Howington, City Manager; Mr. Hunt, City Solicitor; Mr. Comeriato, Assistant City Manager; Mr. Hutchinson, Assistant Public Works Director; Mr. Knoblauch, Finance Director; Mr. Leiter, Production Assistant; Ms. Roberts, Communications Manager; and Mr. Sheridan, Assistant City Manager - City Engineer.

4. Pledge of Allegiance to the Flag

5. Approval of the Minutes

- A. [17-0058](#) **MINUTES OF PREVIOUS COUNCIL MEETINGS.**
Executive Summary: Draft minutes of previous meetings are provided for City Council's review and approval.
Attachments: [June 6, 2017 Council Meeting Minutes - DRAFT](#)
[June 13, 2017 Special Meeting and Council Workshop Minutes - DRAFT](#)

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

6. Honorary Resolution

- A. [17-93](#) **A RESOLUTION CONGRATULATING BURTON D. MORGAN FOUNDATION ON 50 YEARS OF PHILANTHROPY.**
Executive Summary: This Resolution recognizes the significant contributions of Burton D. Morgan Foundation as it has inspired, supported, and educated aspiring entrepreneurs since 1967. Chief Executive Officer Deborah Hoover will be attendance to accept this Resolution on behalf of the Foundation.
Attachments: [Resolution No. 17-93](#)

Mayor Basil read Resolution No. 17-93 in its entirety. Mr. Wooldredge thanked Burton D. Morgan Foundation for providing office space for the Hudson Community Foundation and for their involvement in the Lemonade Day Program. Mr. Weinstein thanked the Foundation on behalf of Leadership Hudson Class of 2014 for supporting the Solar Training Center at the Barlow Community Center. Mayor Basil thanked the Foundation and said that Burt and Peg Morgan left an incredible legacy for our community. Mrs. Deborah Hoover accepted the Resolution on behalf of the Foundation. She thanked elected officials for the recognition and spoke about Burt's love for the community. She said that the Foundation appreciates the City's support of common goals for children. She looked forward to continuing the great partnership.

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 17-93. The motion carried by the following vote:

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

7. Public Comments

None.

8. Correspondence and Council Comments

Mr. Wooldredge said that the Economic Growth Board met recently in an information session to visit the former Youth Development Center (YDC) property. He said the Board will pursue a recommendation to rename the property for marketing purposes and will study best use(s) of this property.

Mr. Hanink was encouraged to see Velocity Broad Band as operationally positive in the May Financial Report. Mr. Wooldredge thanked Mr. Knoblauch for the information and looked forward to an update for year-end projected figures.

9. Report of Manager

Ms. Howington noted upcoming workshop items, including: EMS Sustainability Plan on July 11, 2017; financial update and review of capital projects on July 25, 2017; dispatch discussion tentatively scheduled in late August/early September; departmental reviews of Hudson Public Power, Parks, Community Development, and Engineering during July/August; and the budget process beginning in August.

She announced the annual fireworks on July 1, 2017, thanking Burton D. Morgan Foundation and the Hudson Community Foundation for their support of this event.

10. Appointments

A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, that the following residents be appointed for full terms commencing on July 6, 2017: Russ Ackerman, Linda O'Neil, and Brett Shriver, to serve on the Park Board; and Harry South to serve on the Tree Commission. The motion carried by the following vote:

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

11. 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. Kelemen, Mr. Weinstein, Dr. Williams, Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure and Mr. Hanink

Approval of the Consent Agenda

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

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

- A. [17-0059](#) **A Motion to Acknowledge the Timely Receipt of the May 2017 Monthly Financial Report**
 Executive Summary: Financial summaries are provided each month for Council's review.
 Attachments: [May 2017 Financial Report](#)

This motion was approved on the Consent Agenda.

- B. [17-94](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH WEATHERPROOFING TECHNOLOGIES INC. FOR THE BARLOW COMMUNITY CENTER ROOF REPLACEMENT PROJECT; AND DECLARING AN EMERGENCY.**
 Executive Summary: The Public Works Department is requesting to enter into a contract for the replacement of multiple flat roof areas at the Barlow Community Center.
 Attachments: [Resolution No. 16-190, authorization to seek pricing, passed 12/6/16](#)
 [WTI Quote 0517](#)
 [Barlow CC Roof Map](#)
 [Resolution No. 17-94](#)

Resolution No. 17-94 was passed on the Consent Agenda.

- E. [17-97](#) **AN ORDINANCE AMENDING CHAPTER 254 OF THE CODIFIED ORDINANCES ENTITLED "EMPLOYEE HANDBOOK AND PERSONNEL RULES" CONCERNING THE EMPLOYMENT EXAMINATION PROCESS; AND DECLARING AN EMERGENCY.**
 Executive Summary: This Ordinance adopts the amended changes to the Employee Handbook and Personnel Rules, Chapter VI -Employment Procedures, Section B(4) (d) as approved by the Personnel Advisory and Appeals Board (PAAB) on June 8, 2017.
 Attachments: [Examination - Chapter VI Section B \(4\)\(d\)](#)
 [Ordinance No. 17-97](#)

Ordinance No. 17-97 was passed on the Consent Agenda.

Items Removed from the Consent Agenda

- C. [17-95](#) **A RESOLUTION AUTHORIZING THE EXECUTION OF A REMAINING REQUIREMENTS ENERGY SUPPLY SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. ("AMP").**
 Executive Summary: In order to satisfy the City's power requirements American Municipal Power (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. In taking full advantage of historically low energy prices, the City is currently under power purchase agreements with AMP to purchase remaining required power for 2014 through 2018 & 2019 through 2020. This Resolution will authorize an agreement

from 2021 through 2024 allowing AMP to continue to secure remaining power requirements at competitive market pricing for the City.

Attachments: [Power Source % 2016](#)
[2021-2024 Remaining Requirements Energy Schedule](#)
[2021-2024 Remaining Requirements Draft Legislation from AMP](#)
[AMP Remaining Requirements History and Summary](#)
[Resolution No. 17-95](#)

Mr. Hanink requested removal of Resolution No. 17-95 from the Consent Agenda.

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 Resolution No. 17-95. The motion carried by the following vote:

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

Mr. Hanink asked for clarification regarding the AMP agreement. Mr. Comeriato explained that this new agreement is for remaining requirements during 2021-2014 at a cost not to exceed \$44 per MWh, as recommended by the City's energy consultant, John Courtney. He noted that transportation and capacity fees would be in addition to the base cost. Mr. Hanink looked forward to further explanation during upcoming Hudson Public Power review.

A motion was made by Mr. Hanink, seconded by Dr. Williams, to pass Resolution No. 17-95. The motion carried by the following vote:

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

D. [17-96](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO APPLY FOR 2017 COMMUNITY ORIENTED POLICING SERVICES (COPS) OFFICER HIRING PROGRAM FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE; AND DECLARING AN EMERGENCY.

Executive Summary: The COPS Officer Hiring Program is designed to advance public safety through community policing by addressing the full-time sworn officers needs of state, local and tribal law enforcement agencies nationwide. COPS Officer Hiring Program provides funds directly to law enforcement agencies to hire new law enforcement officers and to increase their community policing capacity and crime prevention efforts.

Attachments: [Resolution No. 17-96](#)

Mr. Hanink requested removal of Resolution No. 17-96 from the Consent Agenda.

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 Resolution No. 17-96. The motion carried by the following vote:

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

Mr. Hanink asked for clarification regarding the need for additional officers for four years. Ms. Howington said that there are a number of officers who will retire over the next four to five years, and this grant is an opportunity to help provide training and succession planning. She said that police staffing is currently at 29 full-time equivalents (FTE), but it should be at 31 FTE, the deficit being due to two officers on administrative

leave and one serving as active-duty military. She said the additional positions would allow the City to provide more proactive policing and a smoother transition; and after the fourth year, we can choose to reduce positions through attrition if necessary. Discussion followed.

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to pass Resolution No. 17-96.

The motion carried by the following vote:

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

F.

[17-98](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES WITH AKHIA PUBLIC RELATIONS, INC.; ~~AND DECLARING AN EMERGENCY.~~ (as amended 6/20/17)

Executive Summary: This Resolution will authorize a contract with Akhia for marketing services relating to economic development and Velocity Broad Band.

Attachments:

[Akhia Service Rates](#)

[Resolution No. 17-98 as introduced](#)

[Resolution No. 17-98 as amended 6/20/17](#)

Mr. Kelemen requested removal of Resolution No. 17-98 from the Consent Agenda.

A motion was made by Mr. Kelemen, seconded by Mr. DeSaussure, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution No. 17-98. The motion carried by the following vote:

Aye: 6 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Weinstein, Dr. Williams and Mr. Wooldredge

Nay: 1 - Mr. Kelemen

Mr. Kelemen said that he would have appreciated having more information in advance on this item, and he wasn't ready to vote on it.

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 17-98. 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. 17-98 passed as a regular measure by the following vote, thereby amending it to remove the emergency language:

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

Nay: 2 - Mr. Kelemen and Mr. Hanink

12. Legislation

- A. [17-87](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE 2017-2018 “SUMMIT COUNTY INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING FOR JOB CREATION AND RETENTION AND TAX REVENUE SHARING.”**
- Executive Summary:** There have been no substantial changes between the last approved agreement and the new one. The changes are reflected in the red-line version of the agreement which is attached. The new proposed agreement is being circulated to signatory communities by the County, and they are asking for adoption by September 29, 2017.
- Attachments:** [Comparison Version of Proposed with Current Agreement](#)
[Resolution No. 17-87](#)
- Mayor Basil urged Council's support for Resolution No. 17-87 and in Hudson's continued participation in this intergovernmental program, saying that it serves to stabilize communities throughout the region and helps to draw economic development interests from outside the area.*
- Mayor Basil read the title of Resolution No. 17-87, which constituted its third reading.**
- A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 17-87. The motion carried by the following vote:**
- Aye:** 6 - Mr. Weinstein, Dr. Williams, Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure and Mr. Hanink
- Nay:** 1 - Mr. Kelemen
- B. [17-92](#) **A RESOLUTION NOTIFYING THE COUNTY OF SUMMIT OF THE CITY OF HUDSON’S TERMINATION OF THE AGREEMENT OF COOPERATION COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AND DECLARING AN EMERGENCY. (as amended 6/20/17)**
- Executive Summary:** Mr. Kelemen has offered this Resolution to terminate the City’s participation in Summit County’s Community Development Block Grant (CDBG) Program. Representatives from Summit County presented information concerning CDBG Program at a special meeting of Council on June 13, 2017.
- Attachments:** [Resolution No. 93-35, Authorizing CDBG Agmt. with Summit County \(1993\)](#)
[Letter from Summit County 5-31-2017 Notification](#)
[Letter from Summit County 6-9-17 Deadline Extension](#)
[Overview of CDBG Funding Impacts \(2016-2017\)](#)
[Building Ages & Incomes and Ages of Residents](#)
[HUD - Urban County Qualification for Participation in CDBG Program \(2017-2019\)](#)
[Resolution No. 17-92 as introduced](#)
[Resolution No. 17-92 as amended 6/20/17](#)
- Mr. Weinstein, Mr. DeSaussure, and Mrs. Bigham spoke in opposition of Resolution No. 17-92, referring to benefits derived by local and County residents. Mayor Basil also opposed the Resolution and urged Council to vote against it, noting that local needs for the CDBG Program may increase in future years with Hudson's aging*

population. However, Mr. Hanink, Mr. Wooldredge, Dr. Williams, and Mr. Kelemen spoke in favor to Resolution No. 17-92, referring to zoning concerns.

Mayor Basil read the title of Resolution No. 17-92, which constituted its third reading.

A motion was made by Mr. Wooldredge, seconded by Mr. Kelemen, to pass Resolution No. 17-92. 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. 17-92 passed as a regular measure by the following vote, thereby amending it to remove the emergency language:

Aye: 4 - Dr. Williams, Mr. Wooldredge, Mr. Hanink and Mr. Kelemen

Nay: 3 - Mrs. Bigham, Mr. DeSaussure and Mr. Weinstein

- C. [17-99](#) AN ORDINANCE AMENDING SECTIONS 1206.01 AND 1213.02 OF THE PLANNING AND ZONING CODE CONCERNING THE PROHIBITION OF CULTIVATION, PROCESSING, AND DISPENSING OR SALE OF MEDICAL MARIJUANA.**
- Executive Summary:** This Ordinance will amend the Planning & Zoning Code (Land Development Code) to prohibit the cultivation, processing, dispensing, or sale of medical marijuana within the municipal limits of the City.
- Attachments:** [Ordinance No. 17-99](#)

Mayor Basil read the title of Ordinance No. 17-99, which constituted its first reading, and he said this Ordinance is being referred to the Planning Commission for review and recommendation, pursuant to Charter Section 9.02 and Planning and Zoning Code Section 1203.03.

- D. [17-100](#) AN ORDINANCE EXTENDING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, ZONING CERTIFICATES FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF MEDICAL MARIJUANA THROUGH DECEMBER 31, 2017, IN ORDER TO ALLOW THE CITY TO REVIEW APPLICABLE STATE LAW AND REGULATIONS, TO PLAN FOR LOCAL REGULATIONS RELATING TO SUCH USES, AND DECLARING AN EMERGENCY.**
- Executive Summary:** The current moratorium prevents the City from accepting applications for, and issuing, zoning certificates for activities related to medical marijuana in order to perform proper planning related to such uses. This resolution would extend the current moratorium through December 31, 2017.
- Attachments:** [Ordinance No. 17-100](#)

Mayor Basil read the title of Ordinance No. 17-100, which constituted its first reading.

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 17-100. The motion carried by the following vote:

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

A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to pass Ordinance No. 17-100. The motion carried by the following vote:

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

13. Executive Session

Mayor Basil reminded everyone that City Council will be on recess until the July 11th workshop, and he wished everyone a happy and safe 4th of July holiday.

A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to enter into executive session to consider the purchase of property for public purposes and a personnel matter concerning the employment of a public employee. Mayor Basil recessed the regular meeting at 8:36 p.m. after the motion carried by the following vote:

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

Mayor Basil reconvened the regular meeting at 9:10 p.m.

14. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 9:10 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.