



# 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 21, 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 7:30 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, 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; Mr. Knoblauch, Finance Director; Mr. Leiter, Production Assistant; Mr. Powell, Public Works Superintendent - Utilities; Mr. Richardson, Community Development Director; 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. [17-0025](#) Minutes of Previous Council Meetings

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

**Attachments:** [March 7, 2017 Council Meeting Minutes - DRAFT](#)

[March 14, 2017 Council Workshop Minutes - DRAFT](#)

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

## 5. Public Hearing

- A. [16-203](#) **AN ORDINANCE AMENDING CHAPTER 1211 “GROWTH MANAGEMENT RESIDENTIAL DEVELOPMENT ALLOCATION” OF THE LAND DEVELOPMENT CODE IN ITS ENTIRETY.**  
***Executive Summary:*** The ordinance would implement the Growth Management system only when certain growth factors are exceeded.  
***Attachments:*** [Ordinance No. 16-203](#)  
[20170213 PC Recommendation](#)  
[Public Hearing Notice \(Hudson Hub-Times 2-19-2017\)](#)

*Mayor Basil opened the public hearing for Ordinance No. 16-203 at 7:33 p.m. There being no comments, Mayor Basil closed said public hearing at 7:34 p.m.*

**A public hearing was held for Ordinance No. 16-203.**

## 6. Public Comments

*None.*

## 7. Correspondence and Council Comments

*None.*

## 8. Report of Manager

*Ms. Howington called attention to the Emergency Operations Plan (item 10A), which has been given a complete overhaul. She explained that a complete review and update are scheduled every 10 years, and she said that technology plays a major role in the updated EOP. She said that the EOP provides instructions on what to do in an emergency situation, and it governs the City's response to emergency issues. She noted that the EOP is available via the City's website.*

## 9. Appointments

*None.*

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

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

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

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

- A. [17-0023](#)      **A Motion to Acknowledge Receipt of the City of Hudson Emergency Operations Plan.**  
***Executive Summary:*** Staff has finalized an Emergency Operations Plan for the City and seeks Council's formal acknowledgement.  
***Attachments:***      [Introduction](#)  
                                 [2017 HEOP Basic Plan](#)  
                                 [Departmental Responsibilities](#)

This motion was approved on the Consent Agenda.

- B. [17-0024](#)      **A Motion to Acknowledge the Timely Receipt of the February 2017 Monthly Financial Report**  
***Executive Summary:*** Financial summaries are provided each month for Council's review.  
***Attachments:***      [February 2017 Financial Report](#)

This motion was approved on the Consent Agenda.

- C. [17-48](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TWO-YEAR EXTENSION TO THE FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH ALLSTATE INSURANCE COMPANY.**  
***Executive Summary:*** In 2015 City Council approved the first amendment to the 2012 development agreement with Allstate Insurance Company, located on Executive Parkway. The two (2) year economic development electric rate extension agreement commenced on July 1, 2015 and will expire on June 30, 2017.  
***Attachments:***      [Resolution No. 17-48](#)

Resolution No. 17-48 was approved on the Consent Agenda.

- D. [17-49](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH JIM MAZZELLA, OR HIS DESIGNEE, FOR THE SALE OF THE REAL PROPERTY LOCATED AT 1239 HUDSON GATE DRIVE, HUDSON, OHIO; AND DECLARING AN EMERGENCY.**  
***Executive Summary:*** This Resolution will authorize the sale of public property at 1239 Hudson Gate Drive, formerly owned by Ramco.  
***Attachments:***      [Resolution No. 17-49](#)

Resolution No. 17-49 was approved on the Consent Agenda.

- G. [17-52](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO SUBMIT AN APPLICATION TO THE SUMMIT/AKRON SOLID WASTE MANAGEMENT AUTHORITY (dba REWORKS) FOR A COMMUNITY RECYCLING ACCESS GRANT TO SUPPORT RECYCLING SERVICES; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The Summit/Akron Solid Waste Management Authority (dba ReWorks) provides the Community Recycling Access Grant to Summit County Communities to assist in meeting the goals and objectives of the State of Ohio's Solid Waste Plan.

**Attachments:** [Resolution No. 17-52](#)

**Resolution No. 17-52 was approved on the Consent Agenda.**

### **Items Removed from the Consent Agenda**

*Mr. Hanink requested that Resolution Nos. 17-50 and 17-51 be removed from the Consent Agenda.*

**A motion was made by Mr. Hanink, seconded by Mr. Wooldredge, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution Nos. 17-50 and 17-51. The motion carried by the following vote:**

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

*Mr. Hanink questioned to what extent the contracts authorized by Resolution Nos. 17-50 and 17-51 would be supplementing the City's crews. Mr. Powell said that contractors will be supplementing Hudson Public Power crews to a large extent, and he described the work the contractors will be tasked with. Mr. Hanink said that it is important to complete the installation work as soon as possible. He asked if area customers are waiting for Velocity Broad Band service. Ms. Howington said that several building owners in the Corporate Parkway area have expressed interest, and she said that the City is currently working with building owners and property management companies and will pursue individual lessees when Velocity Broad Band service becomes available. Mr. Wooldredge was interested in how many more customers the City expects to bring on. Ms. Howington said that detailed information will be provided for Council review prior to the March 28, 2017, workshop discussion. Mayor Basil agreed that proactive expansion of Velocity Broad Band can be a real economic development tool.*

**A motion was made by Mr. Hanink, seconded by Dr. Williams, to pass Resolution Nos. 17-50 and 17-51. The motion carried by the following vote:**

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

- E. [17-50](#)            **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THAYER POWER & COMMUNICATIONS FOR FIBER OPTIC CABLE INSTALLATION.**

**Executive Summary:** This project involves the aerial installation and termination of fiber-optic cable for the purpose of providing Velocity Broadband services.

**Attachments:**        [2017-2018 Thayer Bid Tab](#)  
                                 [Deployment Map](#)  
                                 [Resolution No. 17-50](#)

**Resolution No. 17-50 was passed by suspension of the rules, as recorded in the above actions.**

- F. [17-51](#)            **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.**

**Executive Summary:** This project involves the installation of an underground conduit system along with the installation and termination of fiber optic cable for the purpose of providing Velocity Broadband services.

**Attachments:**        [2017-2018 OCI Bid Tab](#)  
                                 [Deployment Map](#)  
                                 [Resolution No. 17-51](#)

**Resolution No. 17-51 was passed by suspension of the rules, as recorded in the above actions.**

- H. [17-53](#)            **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF MATERIALS AND SYSTEM COMPONENTS FOR THE SPLASH PAD INSTALLATION AT VETERANS WAY PARK; AND DECLARING AN EMERGENCY.**

**Executive Summary:** As part of the approved 2017 Parks Budget, \$215,000 has been allocated for the installation of a splash pad at Veterans Way Park, of which \$140,000 will be funded by the Parks Fund, and \$75,000 has been donated by the Hudson Kiwanis. Staff wishes to proceed with the ordering of splash pad materials and system components in the amount of \$40,256. The remaining \$174,744 will be for the construction and installation of the splash pad and all utilities.

**Attachments:**        [Splash Pad Budget 2017](#)  
                                 [Splashpad](#)  
                                 [Resolution No. 17-53](#)

*Mrs. Bigham requested that Resolution No. 17-53 be removed from the Consent Agenda.*

**A motion was made by Mrs. Bigham, 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. 17-53. The motion carried by the following vote:**

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

*Mrs. Bigham asked for the estimated construction cost of the splash pad. Mr. Wash explained that a construction estimate is pending, but the total cost of the project is budgeted at \$215,000, including construction. He did not expect any overages, and he explained that maintenance costs are estimated at \$4,000*

to \$5,000 annually. He said that the estimated completion date is Memorial Day weekend this year. Mr. Weinstein noted that maintenance costs were considered throughout the design process, and efforts were made to keep these costs as low as possible. Mr. Hanink inquired of operating costs, including water and sanitary sewer. Mr. Wash explained that the City provides water service to this area and has reciprocity for sewer services. Mr. Hanink asked for estimated consumption charges, but that information was not available. Mr. DeSaussure thanked Hudson Kiwanis for their sizable donation towards this project. Mayor Basil agreed and said he appreciates staff's attention to ongoing maintenance costs.

**A motion was made by Mr. Wooldredge, seconded by Mr. Weinstein, to pass Resolution No. 17-53. The motion carried by the following vote:**

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

## 11. Legislation

- A. [16-203](#) **AN ORDINANCE AMENDING CHAPTER 1211 "GROWTH MANAGEMENT RESIDENTIAL DEVELOPMENT ALLOCATION" OF THE LAND DEVELOPMENT CODE IN ITS ENTIRETY.**  
***Executive Summary:*** The ordinance would implement the Growth Management system only when certain growth factors are exceeded.  
***Attachments:*** [Ordinance No. 16-203](#)  
[20170213 PC Recommendation](#)  
[Public Hearing Notice \(Hudson Hub-Times 2-19-2017\)](#)

**Mayor Basil read the title of Ordinance No. 16-203, which constituted its second reading.**

- B. [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 third reading.**

**A motion was made by Mr. Wooldredge, seconded by Mr. Kelemen, to pass Resolution No. 17-28. The motion carried by the following vote:**

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

- C. [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 third reading.

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Ordinance No. 17-41. The motion carried by the following vote:

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

- D. [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](#)

*Mr. Kelemen asked for an explanation for Ordinance No. 17-46. Ms. Howington said that the proposed Ordinance would remove the flag section from the Codified Ordinances. She said that the City's flag was designed and legislation was adopted prior to merger in 1991, and the Code specifies that the flag be flown at Town Hall and kept in the Clerk of Council's office. She also noted that the Hudson Community Service Association no longer handles procurement of the the City's flag. Mr. Wooldredge asked that administration provide a recommendation. Ms. Howington suggested that Council consider if a design change is desired and if the current flag design still represents the City. She said that having the flag design included in the Codified Ordinances makes it difficult to change, and she suggested it would be better suited as a policy issue.*

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

- E. [17-54](#) **AN ORDINANCE AMENDING SECTION 230.04, FINANCIAL DISCLOSURE STATEMENT; REIMBURSEMENT OF COSTS TO MAYOR AND COUNCIL MEMBERS, OF THE CODIFIED ORDINANCES TO AUTHORIZE DIRECT PAYMENT TO THE OHIO ETHICS COMMISSION OF ANNUAL FILING FEES ON BEHALF OF ELECTED OFFICIALS.**  
**Executive Summary:** Elected municipal officials must file annual Financial Disclosure Statements with the Ohio Ethics Commission. Section 230.04 of the Codified Ordinances provides legal authority for the City to use public funds to pay the filing fees by reimbursing the Mayor and Council members. This Ordinance will amend current language to allow for a more efficient payment method and to reflect current practices.  
**Attachments:** [Ordinance No. 17-54](#)

*Mr. Kelemen asked if the City is handling the Financial Disclosure Statement filing fees for the current filing period. Mrs. Slagle explained that the City has paid the Ohio Ethics Commission directly for the current filing period, and Ordinance No. 17-54 reflects current practices.*

Mayor Basil read the title of Resolution No. 17-54, which constituted its first reading.

**12. Executive Session**

**A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to enter into executive session to consider the purchase of property for public purpose. Mayor Basil recessed the meeting at 8:06 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 9:15 p.m.*

**13. Adjournment**

**There being no further business, Mayor Basil adjourned the Council meeting at 9:15 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.*