



# City of Hudson, Ohio

## Meeting Minutes - Final

### City Council

*William A. Currin, Mayor*

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

*David A. Basil, City Council Member (Ward 2)*

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

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

*Keith W. Smith, City Council Member (Ward 4)*

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

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

*Jane Howington, City Manager*

*R. Todd Hunt, City Solicitor*

*Elizabeth A. Slagle, Clerk of Council*

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Tuesday, July 21, 2015

7:30 PM

Town Hall

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#### 1. Call to Order

In the absence of Mayor Currin and President of Council DeSaussure, Mr. Basil called to order the meeting of Hudson City Council at 7:34 p.m.

#### 2. Pledge of Allegiance to the Flag

#### 3. Roll Call

**Present:** 6 - Mr. Basil, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, and Mr. Wooldredge

**Absent:** 1 - Mr. DeSaussure

*Staff in Attendance: Ms. Howington, City Manager; Mr. Riehl, Legal Counsel; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager for Operations; Mr. Knoblauch, Finance Director; Mr. Leiter, Production Assistant; Mr. Munn, Public Works Superintendent - Services; Mr. Powell, Public Works Superintendent - Utilities; Mr. Richardson, Community Development Director; Ms. Roberts, Communications Manager; Mr. Sheridan, City Engineer.*

#### 5. Approval of the Minutes

##### A. [15-0082](#)

##### MINUTES OF PREVIOUS COUNCIL MEETINGS.

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

**Attachments:**

[June 16, 2015 Council Meeting Minutes - DRAFT](#)

[June 23, 2015 Special Council Meeting Minutes - DRAFT](#)

[July 14, 2015 Special Council Meeting Minutes - DRAFT](#)

[July 14, 2015 Council Workshop Minutes - DRAFT](#)

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

## 6. Public Comments

*Mr. Bill Roemer, resident of 3616 Southern Road, Richfield, Ohio, and Summit County Council Member, At-Large, stated that some of the technology recommended by the City of Hudson is currently being used by Summit County Council and has had a positive impact. As a citizen, he spoke regarding the "Fair Districts for Summit County" redistricting plan, an initiative petition to place the issue on the November ballot. He said the plan provides an initial redistricting map and would establish a five-member non-partisan Commission to oversee redistricting. He described the need to change the current districts into compact, contiguous districts that would keep communities whole, although he said the impact on Hudson would be minimal. He offered to answer questions after the meeting.*

*Mr. David Thomas, 49 Bard Drive, spoke on behalf of Surrey Park Apartment residents regarding problems they have experienced with Time Warner Internet service. He said that Windstream does not provide adequate speeds sufficient to satisfy streaming and home business needs, and he asked that the City allow other companies to provide Internet services, as well as expand the City's fiber initiative to residents. Ms. Howington asked Mr. Thomas to provide contact information to the City in order to receive updates on the broadband project.*

*Mr. Joseph Jenkins, resident of 3107 Mayfield Road, Cleveland Heights, Ohio, and Government Affairs Specialist from the Northeast Ohio Regional Sewer District, spoke regarding NEORSRD's suburban outreach program to member communities, and he encouraged City officials to contact him if issues arise involving NEORSRD. He also asked that the City provide a link on its website for NEORSRD's annual open house in September, and Mr. Basil advised him to coordinate this request with Ms. Roberts.*

## 7. Correspondence and Council Comments

*Mr. Wooldredge noted that Dr. Williams and he held a quarterly Council advisory group meeting last night, and he thanked Mr. Sheridan for sharing information with residents regarding a variety of engineering topics. Dr. Williams said that a number of residents commented afterwards regarding how much they learned, and he also thanked Mr. Sheridan.*

*Mr. Basil thanked residents who attended the Ward 2 Open Forum on July 20, 2015.*

## 8. Report of Manager

*Ms. Howington reported that the Street Program has been progressing nicely, and staff is preparing for upcoming special events, including Art on the Green and Taste of Hudson.*

## 9. Appointments

*None.*

## 10. Proclamations

- A. [15-0078](#) **Proclamation: Special Recognition of “Kids Month” during August 2015.**  
***Executive Summary:*** Mayor Currin will proclaim the month of August 2015 as “Kids Month” in Hudson, recognizing the importance of health and education for our children. Mr. Derran Wimer will be in attendance to accept this Proclamation. He is the Chair of the Kindergarten Readiness Committee and Executive Director of the Summit Education Initiative.

***Attachments:*** [Hyperlink - Summit County First Things First](#)  
[Request from County Executive - Kids Month](#)  
[Proclamation - Kids Month August 2015](#)

*Mr. Darrell Wimer accepted the Proclamation on behalf of Summit County Executive Director Russ Pry and thanked the City for recognizing Kids Month. He spoke regarding the planned activities during August and encouraged residents to participate.*

**On behalf of Mayor Currin, Mr. Basil read this Proclamation in its entirety, recognizing the month of August, 2015, as "Kids Month" in Hudson, Ohio.**

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

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

**Aye:** 6 - Mr. Basil, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, and Mr. Wooldredge

### Approval of the Consent Agenda

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

**Aye:** 6 - Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge, and Mr. Basil

- B. [15-102](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION FOR DEMONSTRATION OF ENERGY & EFFICIENCY DEVELOPMENTS FUNDING THROUGH THE AMERICAN PUBLIC POWER ASSOCIATION FOR ADDITIONAL SOLAR PANELS FOR THE CITY’S BARLOW COMMUNITY CENTER.**  
***Executive Summary:*** DEED is dedicated to improving the operations and services of public power utilities by supporting and demonstrating its members’ innovative ideas through research, funding and education. Staff seeks authorization to apply for grant funding through this resource for additional solar panels for the Barlow Center solar power system project.

***Attachments:*** [Resolution No. 15-102](#)

**Resolution No. 15-102 was approved on the Consent Agenda.**

- C. [15-103](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF FORESTRY FOR A LAKE ERIE WATERSHED CANOPY RESTORATION GRANT; AND DECLARING AN EMERGENCY.**

**Executive Summary:** Funds supplied by the USDA Forest Service are intended to aid local jurisdictions in the response and recovery of urban forests from the Emerald Ash Borer and require a 50% match. The planting of trees along public right-of-way or on other public lands are the only eligible reimbursement costs. Cities located entirely or partially within the Cuyahoga River Area of Concern or watersheds that drain to the Area of Concern are eligible to submit proposals for consideration. The goal of the program is to replace ash trees, improve watershed health, enhance quality of life, promote urban forestry benefits, support comprehensive community tree care programs, and promote Ohio arboriculture and landscape industries.

**Attachments:**      [Resolution No. 15-103](#)

Resolution No. 15-103 was approved on the Consent Agenda.

- E. [15-105](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH INSIGHT PIPE CONTRACTING, LP FOR THE 2015 SANITARY AND STORM SEWER LINING PROJECT; AND DECLARING AN EMERGENCY.**

**Executive Summary:** This project involves the lining of sanitary sewers along Hudson Street, N. Oviatt Street, N. Hayden Parkway and Old Orchard. Also included is the lining of a 42-inch CMP storm sewer located on Gibson Court.

**Attachments:**      [2015 Sanitary Lining - bid tabulation](#)  
                                 [Resolution No. 15-105](#)

Resolution No. 15-105 was approved on the Consent Agenda.

- F. [15-106](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ITRON INC. FOR SOFTWARE AND PROGRAMMING OF THE CITY'S ELECTRIC DISTRIBUTION SYSTEMS; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The 2015 Hudson Public Power budget provides funding for the professional services to provide the setup, programming and software for the electronic data collection system portion of the automatic meter reader system and the power outage management system. HPP Staff is now ready to begin implementing the auto collectors and wishes to place the orders for said software and services.

**Attachments:**      [Summary of Professional Services](#)  
                                 [Software Cost](#)  
                                 [Resolution No. 15-106](#)

Resolution No. 15-106 was approved on the Consent Agenda.

**G.        [15-107](#)        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. 15-107](#)

Resolution No. 15-107 was approved on the Consent Agenda.

### Items Removed from the Consent Agenda

**A.        [15-0081](#)        A MOTION TO ACKNOWLEDGE THE TIMELY RECEIPT OF THE JUNE 2015 MONTHLY FINANCIAL REPORT.**

**Executive Summary:** Financial summaries are provided each month for Council's review.

**Attachments:**        [June 2015 Financial Report](#)

*Mr. Wooldredge asked that this item be removed from the Consent Agenda. He inquired regarding the status of a Utility Billing Delinquency Policy, suggesting that two separate policies be considered, one for residential and small business customers and another for large businesses. Ms. Howington explained that this topic has been scheduled for discussion at the next workshop meeting.*

**A motion was made by Dr. Williams, seconded by Mr. Kelemen, that this motion be approved. The motion carried by the following vote:**

**Aye:** 6 - Mr. Smith, Dr. Williams, Mr. Wooldredge, Mr. Basil, Mr. Hanink, and Mr. Kelemen

**D.        [15-104](#)        A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH AARON LANDSCAPING, INC. FOR TREE PLANTING SERVICES.**

**Executive Summary:** The Public Works Department budgets annually for contract tree planting services along various streets within Hudson, on the public greens, and on public properties. The Public Works Department seeks City Council approval to enter into a contract with Aaron Landscaping, Inc. for these services.

**Attachments:**        [Resolution 14-155 Permission to Bid](#)  
                                  [Bid Tab 2015-2017 Tree Planting](#)  
                                  [Resolution No. 15-104](#)

*Mr. Wooldredge asked that this item be removed from the Consent Agenda. He questioned if the current contractor submitted a bid for the new contract period, and staff confirmed that the current contractor, First Choice Tree Work LLC, did not submit a bid.*

**A motion was made by Mr. Wooldredge, seconded by Mr. Smith, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution No. 15-104. The motion carried by the following vote:**

**Aye:** 6 - Dr. Williams, Mr. Wooldredge, Mr. Basil, Mr. Hanink, Mr. Kelemen, and Mr. Smith

**A motion was made by Mr. Smith, seconded by Mr. Kelemen, that Resolution No. 15-104 be adopted. The motion carried by the following vote:**

Aye: 6 - Mr. Wooldredge, Mr. Basil, Mr. Hanink, Mr. Kelemen, Mr. Smith, and Dr. Williams

## 12. Legislation

- A. [15-33](#) **AN ORDINANCE AMENDING CHAPTER 1205, “ZONING DISTRICTS” AND CHAPTER 1207, “ZONING DEVELOPMENT AND SITE PLAN STANDARDS,” OF THE LAND DEVELOPMENT CODE TO PROVIDE FOR FUNDS-IN-LIEU OF THE CONSTRUCTION OF PUBLIC SIDEWALKS AND OTHER PEDESTRIAN AND NON-VEHICULAR CIRCULATION SYSTEMS.**

***Executive Summary:*** This legislation would create a Pedestrian Linkages Fund as recommended by the Connect Hudson Plan that came out of the Safe Routes Hudson initiative.

***Attachments:*** [Ordinance No. 15-33](#)  
[Existing vs Proposed](#)  
[Staff Report - Planning Commission Meeting of 7-13-2015](#)  
[Planning Commission Recommended Amended Ordinance No. 15-33](#)  
[Planning Commission Recommendation 7-13-2015](#)

Mr. Basil read the title of Ordinance No. 15-33, which constituted its second reading.

Mr. Basil announced that a public hearing regarding Ordinance No. 15-33 will be held on Tuesday, September 1, 2015.

*Mr. Smith questioned the scheduling of a public hearing on September 1, 2015, and Mrs. Slagle explained that the public hearing must be scheduled after a 30-day waiting period from the date of notice publication, in accordance with the Land Development Code.*

*Mr. Smith suggested that Ordinance No. 15-33 be amended to not allow the ability to waive the proposed requirements in Zoning Districts 6 & 8. Mr. Basil said that City Council may amend the final Ordinance. Mr. Riehl stated that after the public hearing, Council may adopt an Ordinance different from the Planning Commission's recommendation with a super majority vote, or Council could return the matter to the Planning Commission for further review to consider the matters that have been raised. Mr. Basil said that this Ordinance will be actionable after three readings and the public hearing. Mr. Hanink shared Mr. Smith's concerns and asked that staff provide language that will achieve those objectives.*

For the sake of discussion, a motion was made by Mr. Smith, seconded by Dr. Williams to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 15-33. Discussion followed, after which Mr. Smith withdrew his motion, and Dr. Williams agreed.

- B. [15-60](#) **AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE LAND DEVELOPMENT CODE TO PERMIT COTTAGE HOUSING DEVELOPMENT IN DISTRICT 4 AND DISTRICT 5.**

***Executive Summary:*** The amendments would have created standards to allow Cottage Housing Development in District 4 and 5.

***Attachments:*** [Ordinance No. 15-60](#)  
[Staff Report - Planning Commission Meeting of 7-13-2015](#)  
[Planning Commission Recommendation 7-13-2015](#)

*Responding to Mr. Basil's question, Mrs. Slagle said that a public hearing has not been scheduled for*

Ordinance No. 15-60. Ms. Howington explained that staff is recommending this Ordinance be withdrawn.

**Mr. Basil read the title of Ordinance No. 15-60, which constituted its second reading.**

Mr. Kelemen commented regarding the process, noting that the developer has withdrawn his request; however, he preferred a decision be made on the question: "Is Cottage Housing right for Hudson?" Mr. Smith agreed. Responding to Dr. Williams' question about the Planning Commission's recommendation, Ms. Howington explained that this matter is not time-sensitive, and staff believes that it would be beneficial for the City to study Cottage Housing at the same time other housing stock opportunities are studied, as proposed in the Comprehensive Plan. She suggested that Council withdraw the matter, although Council has an option to proceed. Mr. Richardson said that Planning Commission's recommendation was that this matter not be pursued at this time. He noted that there are a limited number of sites where Cottage Housing could be considered, he confirmed that the developer has an alternative plan, and he felt it would be better to address all housing legislation together, following adoption of the Comprehensive Plan; however he asked that the Ordinance be returned to the Planning Commission if Council wishes to proceed with the Ordinance. Mr. Riehl confirmed that Council is obligated to proceed with the matter and a public hearing must be scheduled. Mr. Wooldredge asked that the Ordinance be withdrawn. Mr. Hanink stated that the proposed Ordinance is worthy as a potential housing option in Hudson.

**For the sake of discussion, a motion was made by Mr. Kelemen, seconded by Mr. Smith, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 15-60. Discussion followed, after which Mr. Kelemen withdrew his motion, and Mr. Smith agreed.**

Mr. Smith said that citizens deserve a conclusion to this matter. Mr. Basil preferred to review the matter in the context of all housing options, following adoption of the Comprehensive Plan.

**A motion was made by Dr. Williams, seconded by Mr. Kelemen, that Ordinance No. 15-60 be referred to the Planning Commission for further consideration and recommendation to City Council. The motion carried by the following vote:**

**Aye:** 6 - Mr. Basil, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, and Mr. Wooldredge

C. [15-72](#) **AN ORDINANCE AMENDING SECTIONS 1042.03 AND 1042.04 OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE REVISING SEWER RATES FOR THE MUNICIPALITY.**

**Executive Summary:** This ordinance will amend the City's sewer rates.

**Attachments:** [Ordinance No. 15-72](#)

Ms. Howington recommended that Council table Ordinance No. 15-72 until the meeting of August 18, 2015, pending review of a proposed Memorandum of Understanding with Summit County regarding the sanitary sewer system, as an alternative option to a sewer rate adjustment.

**A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, that Ordinance No. 15-72 be tabled to the City Council meeting of August 18, 2015. The motion carried by the following vote:**

**Aye:** 6 - Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge, and Mr. Basil

- D. [15-95](#) **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$466,667 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING CITY PROPERTY CONSTITUTING THE SITE OF THE FORMER CUYAHOGA COUNTY YOUTH DEVELOPMENT CENTER BY PERFORMING SITE CLEARANCE, IMPROVEMENT AND PREPARATION AND PLACING THE SITE IN A CONDITION FOR USE AND OPERATION FOR CITY PURPOSES, AND DECLARING AN EMERGENCY.**

**Executive Summary:** This Ordinance approves the rollover of \$466,667 in notes for the demolition of the buildings on the former YDC property. The original notes were \$1,400,000 in 2013. In 2014, we paid down on the note to \$700,000. We are now paying down the note by \$233,333 leaving a balance of \$466,667.

**Attachments:** [Fiscal Officer's Certificate](#)  
[Ordinance No. 15-95](#)

Mr. Basil read the title of Ordinance No. 15-95, which constituted its third reading.

*Mr. Hanink questioned language in Ordinance No. 15-95 that referenced bond issuance in the future, which he felt would be unnecessary. Mr. Knoblauch explained that this is standard legal language for such an Ordinance, and he said that there are no intentions to bond this project out in the future.*

A motion was made by Dr. Williams, seconded by Mr. Smith, that Ordinance No. 15-95 be adopted. The motion carried by the following vote:

Aye: 6 - Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge, Mr. Basil, and Mr. Hanink

- E. [15-108](#) **AN ORDINANCE SUBMITTING TO THE ELECTORS OF HUDSON A PROPOSAL TO AMEND SECTIONS 3.02, 3.03, 3.04, 3.05, 3.07, 3.09, 3.11, 3.12, 4.02, 5.01, 5.02, 5.03, 6.04, 8.05, 9.01, 9.02, AND 9.07 OF THE CHARTER OF HUDSON; AND DECLARING AN EMERGENCY.**

**Executive Summary:** Pursuant to the Charter, the Charter Review Commission has submitted a report of proposed amendments to the City Charter for consideration at the general election to be held on November 3, 2015. The Commission has also recommended that the amendments be presented as three separate ballot issues.

**Attachments:** [Recommendation to City Council](#)  
[Ordinance No. 15-108](#)  
[Ordinance No. 15-108 \(As Amended 8/4/15\)](#)

Mr. Basil read the title of Ordinance No. 15-108, which constituted its first reading.

Dr. Williams asked that this Ordinance be discussed at the July 28, 2015, workshop.

- F.        [15-109](#)        **AN ORDINANCE ENACTING NEW SECTIONS 1480.04, 1480.05 and 1480.99 AND REPEALING CHAPTER 1442 OF THE CODIFIED ORDINANCES OF THE CITY OF HUDSON REGARDING NUISANCE ABATEMENT PROCEDURES; AND DECLARING AN EMERGENCY.**

***Executive Summary:*** The proposed ordinance would eliminate the Nuisance Board and expand administrative authority to handle code enforcement matters.

***Attachments:***        [Ordinance No. 15-109](#)

*Mr. Wooldredge questioned language in Section 1480.04(b)(4) pertaining to demolition of historic structures in the Darrowville Commercial Corridor. Mr. Riehl said that he would forward the question to the City Solicitor, who will provide explanation to City Council members. Mr. Basil said that further discussion of this Ordinance will be scheduled for a workshop session.*

**Mr. Basil read the title of Ordinance No. 15-109, which constituted its first reading.**

### 13.        **Executive Session**

*No executive session was held.*

### 14.        **Adjournment**

**There being no further business, Mr. Basil adjourned the Council meeting at 8:32 p.m.**

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**David A. Basil, President of Council Pro Tempore**

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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.*