



# City of Hudson, Ohio

## Council Meeting Minutes - Draft

### City Council

*William A. Currin, Mayor*

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

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

*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)*

*Anthony J. Bales, City Manager*

*R. Todd Hunt, City Solicitor*

*Elizabeth A. Slagle, Clerk of Council*

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Wednesday, April 3, 2013

7:30 PM

Town Hall

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#### 1. Call to Order

Mayor Currin called to order the meeting of Hudson City Council at 7:30 p.m.

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

#### 3. Roll Call

**Present:** 7 - Mr. Basil, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams and Mr. Wooldredge

*Staff in Attendance: Staff in Attendance: Mr. Bales, City Manager; Mr. Hunt, City Solicitor; Mr. Schroyer, Assistant City Manager; Mr. Knoblauch, Finance Director; Mr. Richardson, Community Development Director; Ms. Roberts, Communications Manager; Mr. Sheridan, City Engineer; Mrs. Slagle, Clerk of Council; Mr. Wiedie, Economic Development Director.*

#### 4. Approval of the Minutes

*Pending completion of draft minutes.*

#### 5. Public Hearing

##### A. 13-46

**A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR CLYDE AND KAREN RARDIN, 2790 RAVENNA STREET, HUDSON, OHIO.**

**Executive Summary:** Clyde and Karen Rardin have submitted a renewal Application for Placement of Farmland in an Agricultural District regarding property located at 2790 Ravenna Street in Hudson. Notice of a public hearing, scheduled on April 3,

2013, was published in the Hudson Hub-Times on March 27, 2013.

Attachments:      [Rardin Aq District Filing 3-18-13](#)  
[Zoning Memo Rardin - Agriculture 2013](#)  
[Res. No. 13-46](#)

*A public hearing was held at 7:32 p.m. There were no comments regarding this Resolution, and Mayor Currin closed the hearing at 7:33 p.m.*

## 6. Public Comments

*Mr. Michael Coburn, resident of 2511 Cedarwood Court and Hudson Velo Club member, spoke regarding bicycling in Hudson. He encouraged City Council to support further improvements to make Hudson even more bicycle friendly, including the addition of bike lanes or wider shoulders, regular maintenance of existing bike lanes, updating of the Codified Ordinances in compliance with the State of Ohio regarding bicycles, and signage for bike lanes. He also complimented the Hudson Police Department for its support of cyclists.*

*Mr. Bill Roemer, Summit County Council Member and resident of 3616 Southern Rd., Richfield, Ohio, said that he attends local Council meetings in an effort to stay in touch with issues facing Summit County communities. He also complimented Mr. Bales and his staff for being the foremost with technology and connectivity regarding streaming government meetings and providing meeting information online.*

*Mr. Greg Janik, resident of 36 Thirty Acres and former Planning Commission member, expressed concerns about a recent Planning Commission decision and clearing activities by the developer at Hudson Crossing Business Park. He said that District 6 wetlands had been disturbed. He spoke of changes to the Land Development Code in recent years that had helped to streamline the development process, and he expressed concerns regarding future projects.*

*Mrs. Kate Harmon spoke on behalf of herself and her husband, Mr. Jeffery Etters, residents of 188 Hudson Street. She encouraged City Council to authorize the proposed License Agreement for their property. She was very mindful of concerns expressed and explained their reasons for this request. She said their property is very close to the street, and safety is a concern for dogs and children. She said that she understood that there were 3 complaints out of 22 residents.*

## 7. Correspondence and Council Comments

*Mr. Basil thanked Mr. Coburn, Ms. Harmon, and Mr. Janik for their comments.*

*Mr. Basil said that the City will accept applications from residents through April 26, 2013, for three vacancies on the Cable TV Advisory Committee.*

*Mr. Basil said that the next Ward 2 Open Forum will be held on April 30, 2013, at 7:30 p.m. at the Barlow Community Center.*

*Mr. DeSaussure commented regarding a past disturbance of wetlands and drainage near Boston Mills Road with clear-cutting of trees in that area. He was curious to know the extent of more recent activities and why it had happened. Mr. Hanink concurred, saying that he had attended a recent Planning Commission meeting regarding the clear-cutting. He noted that timing was an issue, as no disturbances of Indiana bat roosting areas are permitted during April 1 through October 31. He said that regulations need to be reviewed and followed through on to make sure that procedures are followed. Dr. Williams also expressed concern, noting that the firm identified had been issued a stop-work order in the past. He questioned what recourse the City has after the fact, and he encouraged administrative staff and the Planning Commission to review actions and*

*consider how to prevent similar actions in the future. Mr. Wooldredge questioned if there is an appropriate fine. Mr. Smith questioned what the firm had done to promote soil conservation and to avoid erosion, commenting that the land needs to be protected. Mr. Basil agreed, expressing concern regarding erosion in the proximity of a wellhead area and saying that the City must minimize the negative impact and prevent this from happening in the future. Mayor Currin looked forward to immediate investigation and proper resolution.*

*Mayor Currin said that the Hudson Velo Club brings pride to the City of Hudson, and he looked forward to enhanced signage regarding sharing the roadways with bicyclists, as well as local synergy with State laws.*

## 8. Report of Manager

*Mr. Bales thanked County Councilman Roemer for his compliments and was glad that the City was able to help the County investigate ways to improve their meeting coverage.*

*Mr. Bales said that staff will consider the comments regarding recent development activities at Hudson Crossing Business Park and will provide appropriate follow-up information to Council.*

*Mr. Bales said that Resolution No. 13-52 to authorize Then and Now Certificates had been removed from the agenda and will be placed on a future agenda. He also noted that there was no need for an executive session.*

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

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

**Aye:** 7 - Mr. Basil, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams and Mr. Wooldredge

### Approval of the Consent Agenda

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

**Aye:** 7 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge and Mr. Basil

### A. Permit 64591910005

**A MOTION TO INSTRUCT THE CLERK TO SEND NOTICE TO THE OHIO DIVISION OF LIQUOR CONTROL, INDICATING NO REQUEST FOR A HEARING REGARDING A NEW CLASS 'C' PERMIT TO SELL ALCOHOLIC BEVERAGES FOR NOSH LLC, DBA NOSH EATERY & CREATIVE CATERING, 5929 DARROW ROAD, SUITE 2, HUDSON.**

**Executive Summary:** The City is in receipt of a notice from the Ohio Division of Liquor Control (copy attached) concerning City Council's opportunity to request a hearing regarding this permit application.

**Attachments:** [Notice to Legislative Authority - Nosh Eatery](#)

**This Motion was approved.**

### B. 13-46

**A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR CLYDE AND KAREN RARDIN, 2790 RAVENNA**

**STREET, HUDSON, OHIO.**

**Executive Summary:** Clyde and Karen Rardin have submitted a renewal Application for Placement of Farmland in an Agricultural District regarding property located at 2790 Ravenna Street in Hudson. Notice of a public hearing, scheduled on April 3, 2013, was published in the Hudson Hub-Times on March 27, 2013.

**Attachments:** [Rardin Ag District Filing 3-18-13](#)  
[Zoning Memo Rardin - Agriculture 2013](#)  
[Res. No. 13-46](#)

This Resolution was adopted by suspending the rules.

**C. 13-47 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT FOR A FOUR-WHEEL DRIVE POLICE VEHICLE; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The 2013 City of Hudson Budget provides for the replacement of one marked police cruiser at a cost of \$30,000. As previously discussed during budget meetings, the Police Department would like to purchase a four wheel drive vehicle to replace the supervisors' cruiser. This purchase would give the police department an emergency response with four wheel drive that it presently does not have, in a platform that will allow for the carrying of more equipment and passengers, something the present cruiser configuration lacks.

**Attachments:** [Police Dept. Memo with Quotes for New Vehicle](#)  
[Res. No. 13-47](#)

This Resolution was adopted by suspending the rules.

**D. 13-48 A RESOLUTION AUTHORIZING THE REPLACEMENT OF A FIRE DEPARTMENT VEHICLE THROUGH THE U.S. GENERAL SERVICES ADMINISTRATION; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The 2013 City of Hudson approved budget provides for the replacement of Car 5 at a cost of \$35,000. The 2003 Explorer is due for replacement (79,000 miles and significant mechanical issues). This request is to purchase a replacement vehicle through the General Services Administration (GSA).

**Attachments:** [Hudson Fire Dept. Vehicle Info and GSA 1122](#)  
[Res. No. 13-48](#)

This Resolution was adopted by suspending the rules.

**E. 13-49 A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE LABOR AND MATERIALS NECESSARY FOR THE 2013 SANITARY SEWER LINING PROJECT; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The scope of this project involves the lining of sanitary sewers along S. Main Street, E. Streetsboro Street, York Drive, Simon Drive, Boston Mills Road and on the trunk sewer along Brandywine Creek.

**Attachments:** [Res. No. 13-49](#)

This Resolution was adopted by suspending the rules.

- F. 13-50      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR INSTALLATION OF SIDEWALKS FOR THE 2012 SAFE ROUTES TO SCHOOL (“SRTS”) PROGRAM (PID93606); AND DECLARING AN EMERGENCY.**

***Executive Summary:*** The project will include the installation of sidewalk on Glen Echo Drive from Hudson-Aurora Road to Victoria Parkway, and on Middleton Road from Winterberry Drive intersection to the end of the existing walk at Ellsworth School with work including ADA ramps, grading, striping as needed, plus a crosswalk at Middleton Road; also installation of electronic school crossing signals along N. Hayden Parkway and purchase of 8 bike racks to be located on school properties.

***Attachments:***      [Res. No. 13-50](#)

This Resolution was adopted by suspending the rules.

- G. 13-51      **AN ORDINANCE AMENDING SECTIONS 206.01, 206.03, 206.05, 206.06 AND 206.07, OF CHAPTER 206, “PUBLIC MEETINGS,” OF THE CODIFIED ORDINANCES; AND DECLARING AN EMERGENCY.**

***Executive Summary:*** In light of the recent move of City offices from the Town Hall to the Municipal Services Center, along with technological advances since the last update, staff has reviewed existing language in Chapter 206 regarding meeting notifications and has proposed amendments for Council’s consideration.

***Attachments:***      [City of Hudson Website](#)  
[Proposed Amendments 3-26-13 Council Workshop](#)  
[Revised Proposed Amendments 3-26-13 Council Workshop](#)  
[Ord. No. 13-51](#)

*Mr. DeSaussure inquired if the proposed changes to Section 206.05, Requests for Notification; Fee, had been reverted back to the current text, as discussed at the March 26, 2013, workshop meeting. Staff confirmed that the language contained in Ordinance No. 13-51 was amended accordingly.*

This Ordinance was adopted by suspending the rules.

## 10. Legislation

- A. 13-21      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LICENSE AGREEMENT FOR A FENCE AT 188 HUDSON STREET.**

***Executive Summary:*** Kate Harmon and Jeffrey Eters, property owners of 188 Hudson Street, would like to place a fence in front of their home. Due to the location of their home a fence in front of it would have to be in the right-of-way. The License Agreement would allow the fence and set forth terms specifying its location and other matters.

***Attachments:***      [Site Plan](#)  
[License Agreement](#)  
[Res. No. 13-21](#)

*Mr. Wooldredge thanked Ms. Harmon and Mr. Etters for their comments and said that he was sympathetic to their safety concerns, but he added that he had also heard from four nearby neighbors who opposed the License Agreement. He urged the property owners to talk with their neighbors regarding an alternate solution. Mr. Basil also said he understood the property owners' concerns, but he voice opposition to the License Agreement, because he felt the proposed fence was too close to the street and would create difficulties for utility workers. Mayor Currin suggested an invisible fence.*

**A motion was made by Mr. Basil, seconded by Mr. Wooldredge, that this Resolution be adopted. The motion failed by the following vote:**

**Nay:** 7 - Mr. Hanink, Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge, Mr. Basil and Mr. DeSaussure

**B. 13-22**

**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:** [Ord. No. 13-22](#)  
[Staff Report for March 11 Planning Commission Mtg.](#)  
[Planning Commission Decision 3-11-2013](#)

**Mayor Currin read the title of this Ordinance, which constituted its second reading.**

*Mr. Basil asked that staff prepare plans and a recommendation for further Council consideration.*

**A motion was made by Mr. Basil, seconded by Dr. Williams, that this Ordinance be removed from the regular meeting agenda and sent to a Council workshop meeting for further review and discussion. The motion carried by the following vote:**

**Aye:** 7 - Mr. Kelemen, Mr. Smith, Dr. Williams, Mr. Wooldredge, Mr. Basil, Mr. DeSaussure and Mr. Hanink

**11. Adjournment**

**There being no further business, Mayor Currin adjourned the Council meeting at 8:09 p.m.**

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**William A. Currin, Mayor**

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**Elizabeth Slagle, Clerk of Council**