



City of Hudson, Ohio

Meeting Minutes - Final

City Council

David A. Basil, Mayor

William D. Wooldredge, President of Council (At-Large)

Beth A. Bigham, Council Member (Ward 4)

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

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)

Jane Howington, City Manager

Matthew J. Vazzana, City Solicitor

R. Todd Hunt, Special Counsel

Elizabeth A. Slagle, Clerk of Council

Tuesday, June 5, 2018

6:30 PM

Town Hall

1. Call to Order

In the absence of Mayor Basil, President of Council Wooldredge called to order the meeting of Hudson City Council at 6:35 p.m., in accordance with the Sunshine Laws of the State of Ohio, O.R.C. Section 121.22.

Present: 5 - Mrs. Bigham, Mr. Hanink, Mr. Kelemen, Dr. Williams and Mr. Wooldredge

Absent: 2 - Mr. DeSaussure and Mr. Weinstein

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

Mayor Basil entered the meeting at 6:45 p.m.

2. Executive Session

A motion was made by Mr. Kelemen, seconded by Dr. Williams, to enter into executive session to consider a personnel matter concerning the appointment of officials and to interview applicants for various board and commission vacancies. Mr. Wooldredge recessed the meeting at 6:37 p.m. after the motion carried unanimously by voice vote.

Mr. DeSaussure and Mr. Weinstein entered the meeting at 7:30 p.m.

Mayor Basil reconvened the regular meeting at 7:30 p.m.

3. Pledge of Allegiance to the Flag

4. 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, Special Counsel; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; Mr. Kosco, City Engineer; Mr. Leiter, Production Assistant; Mr. Powell, Assistant Public Works Director; Ms. Roberts, Communications Manager; and Mr. Sheridan, Assistant City Manager - Professional Services.

5. Approval of the Minutes

A. [18-0048](#) Minutes of Previous Council Meetings

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

Attachments: [May 22, 2018 Council Workshop-Special Meeting Minutes - DRAFT](#)

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

6. Proclamations

A. [18-0049](#) Special Recognition of Alzheimer's and Brain Awareness Month and "The Longest Day"

Executive Summary: This Proclamation recognizes the month of June 2018 as Alzheimer's and Brain Awareness Month and June 21st as "The Longest Day" in Hudson. Representatives from the Greater East Ohio Area Chapter of the Alzheimer's Association will be present to accept this Proclamation.

Attachments: [Hyperlink - Alzheimer's Assn., Greater East Ohio Area Chapter Proclamation](#)

Marcy Shulman and Leslie Knoblauch accepted the Proclamation on behalf of the Greater East Ohio Area Chapter of the Alzheimer's Association. Ms. Shulman spoke about the services provided by the Alzheimer's Association. She encouraged interested individuals to get involved in activities planned for June 21st and throughout the month of June and/or to consider a donation. She thanked the City for its support. Mayor Basil shared his personal experience with Alzheimer's and encouraged family members to reach out to the Alzheimer's Association for assistance.

Mayor Basil read this Proclamation in its entirety, recognizing the June as Alzheimer's and Brain Awareness Month and June 21st as the Longest Day.

- B.** [18-0050](#) **Special Recognition of Hudson Festival Days, June 14th - 15th, 2018**
Executive Summary: This Proclamation recognizes the annual celebration of Hudson's Festival Days and the special events organized by the Hudson Garden Club, Hudson Society of Artists, Hudson League for Service, Leadership Hudson, Destination Hudson, and the Hudson Fire Department Association. Representatives of these organizations will be present.

Attachments: [Proclamation](#)

Representatives from the Hudson Garden Club, Hudson Society of Artists, and Hudson League for Service accepted copies of the Proclamation. On behalf of the League for Service, Mrs. Schmidt invited everyone to attend the Ice Cream Social on June 15th. She highlighted the entertainment scheduled for the evening and said there will be many attractions and games.

Mayor Basil read this Proclamation in its entirety, recognizing June 14-15 as Hudson Festival Days.

7. Public Comments

Mr. Ronald Strobl, 24 Owen Street, spoke against the Community-Wide Fiber Initiative. He felt that extending fiber to residents should be a private business venture, and people who work from home should pay the market business rate. He said that it is unreasonable to expect that costs be spread over all residents to benefit some. (See comments attached to record copy of these minutes).

Ms. Ela Mody, 6254 Wessington Drive, and Ms. Jenny Williams, 5893 Londonairy Blvd. thanked Council for listening to their previous comments and for considering Resolution No. 18-74 regarding environmental sustainability. They suggested future improvements, as well, including other more aggressive actions.

Mr. Tom Armbruster, 6398 Stow Road, requested that information regarding the Land Development Code Rewrite be provided to residents in advance to allow sufficient time for review prior to a public hearing.

Mr. Bob Medcalf, 6518 Chestwick Lane, spoke against the Community-Wide Fiber Initiative. He questioned past actions of the City and said that the primary function of the government should be to provide essential services. He questioned how the City could compete with Spectrum and how government can guarantee privacy of communications and Internet use. He said that this enterprise should not be put to a vote.

Mr. Chris Thomas, Spectrum Cable, 530 South Main Street, announced that the company will offer enhanced services to its customers on June 19th, and he said that Spectrum is committed to improving customer service.

8. Correspondence and Council Comments

Mr. DeSaussure announced that the At-Large Council representatives will host an open forum on June 26th at the Barlow Community Center at 7:00 p.m., including discussions regarding Downtown Phase II and Broadband.

Mr. Weinstein congratulated the Leadership Hudson Class of 2018 on their project, the Hudson Farmers Market Cookbook. Ms. Bigham explained that all proceeds will be donated to the Farmers Market Scholarship Fund, as well as other yet to be determined community organizations.

Mr. Weinstein said that he had been contacted by constituents concerning continuing problems due to trains causing traffic back-ups. Mayor Basil said that staff will follow-up with railroad officials.

9. Report of Manager

Ms. Howington commented regarding the train traffic on Hines Hill Road, noting that some engineers do comply with the City's request to keep the roadway clear.

Ms. Howington recognized Steve Lyons, who served in the U.S. Army for 7 years and has been a Hudson volunteer firefighter for 2.5 years, as well as a full-time firefighter with the City of Cuyahoga Falls. She thanked him for his service.

A. Summary of Land Development Code Re-Write

Ms. Howington provided elected officials with an executive summary of proposed changes to the Land Development Code. She gave an overview of the proposed changes, which will include: streamlining, simplifying, and providing more flexibility in housing choices; changes to signage regulations; and changes to Districts 7 and 9 regulations to invigorate the Darrowville Corridor, as well as preserve the historic nature of this area.

She reviewed the process, which will take approximately six months and will include: first reading of the Ordinance and referral to the Planning Commission at the Council meeting on June 19, 2018; the Planning Commission will hold a public hearing and will render a recommendation to Council; then Council will hold a public hearing and two subsequent readings of the Ordinance; and final action by Council. She said that the entire draft will be available to the public via the City's website.

10. Appointments

Mayor Basil expressed appreciation to everyone who had applied for the Tree Commission and commented that service on a City board or commission is a valuable experience.

A motion was made by Mr. Wooldredge, seconded by Dr. Williams, that: Mr. Phillip Butto be re-appointed to the Tree Commission for a full term commencing July 6, 2018; and that Ms. Casandra Waller Strudwick be appointed to the Tree Commission for a partial term expiring July 5, 2019. The motion carried by the following vote:

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

11. Suspension of the Rules for the Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. Kelemen, to suspend the rule requiring three readings to allow for passage of legislative items on 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

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

- E. [18-79](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT WITH TATMAN ASSOCIATES FOR THE PROCUREMENT OF MAJOR ELECTRICAL EQUIPMENT FOR THE PROSPECT STREET SUBSTATION IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.**
Executive Summary: This contract is for the purchase of structural steel, switches and insulators which will be provided by Tatman Associates. This equipment is required for the completion of scheduled upgrades as part the Prospect Street Substation Improvement project.
Attachments: [Bid Tabulation](#)
 [Resolution No. 18-79](#)

Resolution No. 18-79 was approved on the Consent Agenda.

- F. [18-80](#) **A RESOLUTION TO APPROVE A THEN AND NOW CERTIFICATE FOR A PURCHASE MADE; AND DECLARING AN EMERGENCY.**
Executive Summary: Council authorization is required for payment of the invoice shown on this Resolution in excess of \$3,000, for which a commitment was made before a Purchase Order was generated.
Attachments: [Resolution No. 18-80](#)

Resolution No. 18-80 was approved on the Consent Agenda.

Items Removed from the Consent Agenda

- A. [18-75](#) **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DAVID M. MAISTROS FOR CITY PROSECUTOR SERVICES; AND DECLARING AN EMERGENCY.**
Executive Summary: This agreement is needed for City prosecutor services.
Attachments: [Ordinance No. 18-75](#)

Mrs. Bigham requested that Ordinance No. 18-75 be removed from the Consent Agenda.

A motion was made by Mrs. Bigham, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Ordinance No. 18-75. The motion carried by the following vote:

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

B. Bigham requested information regarding the selection process for the City Prosecutor position. Ms. Howington explained that the City advertised the position and formed a selection committee, including a Council Member, Police Officer, Code Officer, Assistant City Manager, and a Finance Department representative; reviewed 8 candidates and interviewed 4; and consulted with the Stow Municipal Court Judges, as well as others.

A motion was made by Mrs. Bigham, seconded by Mr. DeSaussure, to pass Ordinance No.

18-75. The motion carried by the following vote:

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

B. [18-76](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ADDENDUM TO A PROFESSIONAL SERVICES CONTRACT WITH MICHAEL BAKER INTERNATIONAL FOR ADDITIONAL CONSULTING SERVICES FOR PHASE III OF THE VETERANS TRAIL PROJECT (PID 97856); AND DECLARING AN EMERGENCY.

Executive Summary: This Resolution would authorize an increase of \$29,000 to the original \$250,000.00 contract with Michael Baker International.

Attachments: [Veterans Trail Phase 3 Map](#)
[Resolution No. 18-76](#)

Mrs. Bigham requested that Resolution No. 18-76 be removed from the Consent Agenda.

A motion was made by Mrs. Bigham, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Resolution No. 18-76. The motion carried by the following vote:

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

Responding to Mrs. Bigham's questions, Mr. Sheridan explained two necessary design changes to project plans. He also provided a project timeline, including submission of plans to ODOT later this month, final plans in August, bidding in September, return to Council for authorization to award contract, and construction in spring of 2019.

A motion was made by Mr. Wooldredge, seconded by Mrs. Bigham, to pass Resolution No. 18-76. 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. [18-77](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ADDENDUM TO A PROFESSIONAL SERVICES CONTRACT WITH GPD GROUP FOR ADDITIONAL CONSULTING SERVICES FOR PHASE IV OF THE VETERANS TRAIL PROJECT; AND DECLARING AN EMERGENCY.

Executive Summary: This Resolution would authorize an increase of \$95,085.00 to redesign the pathway to the Ohio Dept. of Natural Resources standards including storm sewer ditch elimination and temporary and permanent property acquisition design work above the original design contract with GPD GROUP from 2015 in the amount of \$323,641.

Attachments: [Veteran Trails Phase 4 Map](#)
[Resolution No. 18-77](#)

Mrs. Bigham requested that Resolution No. 18-77 be removed from the Consent Agenda.

A motion was made by Mrs. Bigham, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Resolution No. 18-77. The motion carried by the following vote:

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

Responding to Mrs. Bigham's question, Mr. Sheridan explained the need for additional consulting services for this project. Discussion followed regarding trail location and other plan details.

A motion was made by Mr. Wooldredge, seconded by Mrs. Bigham, to pass Resolution No. 18-77. The motion carried by the following vote:

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

D. [18-78](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE STATE ROUTE 303 WATER VALVE PROJECT WITH THE LOWEST AND BEST BIDDER; AND DECLARING AN EMERGENCY.

Executive Summary: The SR 303 Water Transmission Line Isolation Valve Project will involve the installation of three new valves along the 16" water main on W. Streetsboro Street between the Water Treatment Plant and Boston Mills Road. The three new valves are anticipated to be located along the north side of the road near these addresses: #569 (near Water Treatment Plant), #281 (near W. Streetsboro Street/W. Case Drive intersection) and #201 (near Hudson United Presbyterian Church at Boston Mills Road).

Attachments: [Exhibit A - Location Map](#)
[Resolution No. 18-78](#)

Mr. Wooldredge requested that Resolution No. 18-78 be removed from the Consent Agenda.

A motion was made by Mr. Wooldredge, seconded by Mrs. Bigham, to suspend the rule requiring three readings to allow for passage of Resolution No. 18-78. The motion carried by the following vote:

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

Responding to Mr. Wooldredge's question, Mr. Kosco explained the scope of the project, and summarized the cost. Discussion followed regarding future improvements.

A motion was made by Mr. Wooldredge, seconded by Mrs. Bigham, to pass Resolution No. 18-78. The motion carried by the following vote:

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

12. Legislation

- A. [18-74](#) **A RESOLUTION TO ACKNOWLEDGE THE CITY’S COMMITMENT TO ENVIRONMENTAL SUSTAINABILITY AND BEST PRACTICES.**
Executive Summary: The City government in its culture and actions will reflect its commitment to environmental sustainability and will continuously improve environmental practices and will continue to strive to be a model of environmental best practices for the future of the community.
Attachments: [Resolution No. 18-74](#)

Mayor Basil read the title of Resolution No. 18-74, which constituted its second reading.

- B. [18-81](#) **AN ORDINANCE AMENDING PART TEN, “STREETS, UTILITIES AND PUBLIC SERVICES CODE” OF THE CODIFIED ORDINANCES, TO ADD NEW CHAPTER 1020 TO REGULATE SMALL CELL FACILITIES AND WIRELESS SUPPORT STRUCTURES IN PUBLIC WAYS; AND DECLARING AN EMERGENCY.**
Executive Summary: This Ordinance will amend Title Two of Part Ten, the Streets, Utilities and Public Services Code of the Codified Ordinances, to add a new Chapter 1020 to respond to the State of Ohio’s recent passage of Substitute House Bill 478 (“HB 478”) concerning small cell facilities in public ways of municipalities
Attachments: [Ordinance No. 18-81](#)

Mr. Hunt explained that it is important for Council to pass Ordinance Nos. 18-81 and 18-82 by July 31, 2018.

Mayor Basil read the title of Ordinance No. 18-81, which constituted its first reading.

- C. [18-82](#) **AN ORDINANCE AMENDING PART TEN, “STREETS, UTILITIES AND PUBLIC SERVICES” CODE OF THE CODIFIED ORDINANCES, TO ADD NEW CHAPTER 1022 ADOPTING DESIGN GUIDELINES FOR SMALL CELL FACILITIES AND THEIR SUPPORT STRUCTURES IN PUBLIC WAYS; AND DECLARING AN EMERGENCY.**
Executive Summary: This Ordinance will amend Title Two of Part Ten, the Streets, Utilities and Public Services Code of the Codified Ordinances, to add a new Chapter 1022 to respond to the State of Ohio’s recent passage of Substitute House Bill 478 (“HB 478”) concerning small cell facilities in public ways of municipalities.
Attachments: [Ordinance No. 18-82](#)

Mayor Basil read the title of Ordinance No. 18-82, which constituted its first reading.

- D. [18-66](#) **A RESOLUTION TO SUBMIT TO THE ELECTORS OF THE CITY THE QUESTION OF THE ISSUANCE OF IMPROVEMENT BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF \$21,000,000 FOR THE CONSTRUCTION OF A COMMUNITY-WIDE FIBER NETWORK AND A PROPERTY TAX LEVY TO SUPPORT THE BONDS. (As Revised 5/15/2018)**
Executive Summary: This Resolution is to allow Hudson voters to determine

whether or not they support funding the capital buildout of a community-wide fiber network through a property tax levy.

Attachments: [Resolution No. 18-66 \(As Introduced 5/1/2018\)](#)
 [Resolution No. 18-66 \(As Revised 5/15/2018\)](#)

Mayor Basil read the title of Resolution No. 18-66, which constituted its third reading.

Mr. Kelemen expressed opposition to postponing Resolution No. 18-66, preferring to dispense with it and start over again. Mr. DeSaussure explained that Resolution No. 18-66 is a companion piece to 18-65, and the entire issue should be postponed for further review. Discussion followed.

Mr. Hanink voted "pass" on the motion to postpone, explaining later that he was passing on his vote, and his intention was to abstain, as is herein recorded.

A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to postpone Resolution No. 18-66 to the December 4, 2018, Council meeting. The motion carried by the following vote:

Aye: 4 - Mr. Weinstein, Dr. Williams, Mr. Wooldredge and Mr. DeSaussure

Nay: 2 - Mrs. Bigham and Mr. Kelemen

Abstain: 1 - Mr. Hanink

- E. [18-0051](#)** **A motion to establish an ad hoc committee of City Council consisting of five to seven Hudson residents, not holding appointed or elected office, to review the issue of establishing a fiber-optic cable network providing residential internet city-wide for the purpose of making recommendations to Council regarding community-wide and residential broadband services. The committee will be charged with the following: 1.) To review the current plan developed by the City for Fiber to the Home (FTTH); 2.) To review funding options for a city provided FTTH network; 3.) To review capability of City to provide and maintain a reliable and well-serviced FTTH network; 4.) To review and investigate options for FTTH through means other than a city-owned network; and 5.) To make recommendations to City Council through written report issued by October 2, 2018.**

Mr. Kelemen said that he would like to discuss this matter in more detail, was reluctant to limit membership to Hudson residents, and would rather the committee research specific questions. Mr. Wooldredge supported the motion and explained that Council would select experts for the Committee, and Council will make the ultimate decision. He was in favor of restricting membership to Hudson residents, as they have a vested interest, but others could provide input as consultants. Mr. Hanink discussed the two consultant reports performed to date for the City, the need for better information and review of a full range of options. Mrs. Bigham preferred an independent review and an audit of Velocity Broadband financials. Mr. Weinstein supported the motion.

A motion was made by Mr. DeSaussure, seconded by Mr. Weinstein, to pass a motion to establish an ad hoc committee to advise City Council on community-wide fiber. The motion carried by the following vote:

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

Nay: 2 - Mrs. Bigham and Mr. Kelemen

13. Executive Session

A motion was made by Mr. Wooldredge, seconded by Mr. Weinstein, to enter into executive session to consider the following matters: 1.) a personnel matter regarding the appointment of public officials to an ad hoc committee; and 2.) the sale of property at competitive bidding. Mayor Basil recessed the meeting at 9:10 p.m. after the motion carried by the following vote:

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

Nay: 2 - Mrs. Bigham and Mr. Kelemen

Mayor Basil reconvened the regular meeting at 9:50 p.m.

14. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 9:50 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.