

City of Hudson, Ohio

Meeting Minutes - Draft

City Council

Jeffrey L. Anzevino, Mayor Christopher W. Foster, President of Council (Ward 2) Christopher A. Banweg, Council Member (At-Large) Beth A. Bigham, Council Member (Ward 4) Karen E. Heater, Council Member (At-Large) Nicole V. Kowalski, Council Member (At-Large) Katherine R. Schlademan, Council Member (Ward 1) Skylar J. Sutton, Council Member (Ward 3)

> Thomas Sheridan, Interim City Manager Marshal Pitchford, City Solicitor R. Todd Hunt, Special Counsel Aparna Wheeler, Clerk of Council

Tuesday, May 3, 2022

7:30 PM

Town Hall 27 East Main Street

1. Call to Order

Mayor Anzevino 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 - Mr. Banweg, Mrs. Bigham, Mr. Foster, Mrs. Heater, Mrs. Kowalski, Ms. Schlademan and Mr. Sutton

Staff in Attendance: Mr. Sheridan, Interim City Manager; Mr. Hunt, Special Counsel, Marshal Pitchford, City Solicitor; Ms. Wheeler, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Leiter, HCTV Production Assistant; Mr. Stifler, Economic Development Director; Mr. Griffith, Management/Budget Director, and Mr. Wash, Assistant Public Works Director.

4. Approval of the Minutes

A. <u>22-0043</u> Minutes of Previous Council Meetings

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

Attachments: 4-19-22 Council Meeting Minutes - Draft

4-26-22 Council Workshop Minutes - DRAFT

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

5. **Proclamation**

 A.
 22-0044
 Special Recognition of Lemonade Day

 Brief Description:
 Mayor Anzevino will proclaim May 1, 2022, as "Lemonade

 Day" in Hudson, recognizing Seton Catholic School's participation in the program.

 Mrs. Christina Roppel and Miss Kathryn Dahlhausen will be in attendance to accept this Proclamation on behalf of Seton Catholic School.

 Attachments:
 Lemonade Day 2022

Mayor Anzevino read the Proclamation in its entirety and presented it to students and school staff. Kate, a student from Seton Catholic School, offered comments on Lemonade Day.

The Proclamation was presented.

6. **Public Hearings**

A. 22-24 AN ORDINANCE ENACTED PURSUANT TO SECTION 3.01 OF THE CITY CHARTER AMENDING THE WARD BOUNDARIES OF THE CITY IN RESPONSE TO RECEIPT OF THE UNITED STATES CENSUS DATA IN 2020.

Brief Description: The city administration proposes new ward boundaries to equalize the population among the four (4) ward boundaries as required in Section 3.01 of the City Charter, based on the new 2020 U.S. Census data and the population changes to the City Council Wards.

<u>Attachments:</u>	Ward Map at Merger effective 1-1-94
	Council Wards 2000 Census
	Council Wards 2010 Census
	Council Wards 2020 Census
	Proposed Council Wards 2020 Census (Exhibit A)
	Proposed Council Wards 2020 OPTION B 3-8-2022
	Census Blocks 2020
	Public Hearing Notice (3.1.22)
	Public Hearing Notice (5.3.22)
	Survey Response Report 4-28-22
	Final Map Option 1
	Final Map Option 2
	Ordinance No. 22-24

Mayor Anzevino opened the public hearing for Ordinance No. 22-24 at 7:37pm.

Mr. Scott Ruffer, 1975 W. Highgate, originally brought the alternate ward maps to Council and thanked Members for their consideration.

There being no other comments, Mayor Anzevino closed the public hearing at 7:39pm.

A public hearing was held for Ordinance No. 22-24.

B. 22-57 AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES OF HUDSON TO AMEND SECTION 1205.02 "OFFICIAL ZONING MAP", TO REZONE CERTAIN LANDS ON SOUTH OVIATT STREET (SUMMIT COUNTY TAX PARCEL 3204067 AND APPROXIMATELY 0.5 ACRES OF TAX PARCEL 3200225) FROM DISTRICT 5 - VILLAGE CORE TO DISTRICT 3 -OUTER VILLAGE RESIDENTIAL NEIGHBORHOOD.

Brief Description: Land Development Code text amendment request to rezone parcel 3204067 and approximately 0.5 acres of parcel #3200225 from District 5 Village Core to District 3 Outer Village Residential Neighborhood. Application is associated Planning Commission recommendation for the associated private party map amendment request per ORD 22-42.

<u>Attachments:</u>	Subject Property
	Planning Commission Staff Report
	Planning Commission Recommendation - February 15, 2022
	Summary chart of map amendment per parcel
	Public Hearing Notice (5.3.22)
	Ordinance No. 22-57

Mayor Anzevino opened the public hearing for Ordinance No. 22-57 at 7:39pm. There being no comments, Mayor Anzevino closed the public hearing at 7:39pm.

A public hearing was held for Ordinance No. 22-57.

7. Public Comments

Ms. Deb Miles, 2740 Barlow Rd, thanked Councilmembers and the Interim City Manager for staying focused and listening to residents. She further stated that she believes some members have a personal, political agenda in an attempt to divide the town.

Mr. Bill Klausman, 2746 Blue Heron Dr., spoke on Resolution No. 22-64 and stated that Council should not comment on Ohio HB616. He also asked Councilmembers to watch the April 11, 2022 Hudson School Board meeting.

Ms. Megan Dzurec, 23 N. Hayden Pkwy., opposes Ohio HB616 and encouraged Council to do the same.

Ms. Julie Erickson also spoke on Ohio HB616. She stated that Council should focus on issues that are important to everyone in the community, such traffic lights, city water, stormwater, and sidewalks.

Mr. Hugo Sandberg, 7654 Sugarbush Trail, expressed his gratefulness to Council for moving forward with the tennis and pickleball courts and would like to see them lighted.

Mr. Perry Bacino, 142 Sunset Dr., requested restrictions on gas powered machines, such as lawnmowers, due to the constant and loud noise, as well as the effects on air quality.

Ms. Barbara Van Blarcum spoke in support of keeping the 1927 building in public ownership, stating that Hudson needs a shared, dedicated space.

8. Correspondence and Council Comments

Mrs. Heater attended the Board of Zoning and Building Appeals meeting last month, welcomed Ms. Holly Harris to the Environmental Awareness Committee, and thanked the American Legion for coordinating the Memorial Day parade.

Mrs. Kowalski read a statement into the record from the Environmental Awareness Committee stating that they would like to have a representative from the group on the Comprehensive Plan Steering Committee. She also made some clarifying remarks about Ordinance No. 22-48, Campaign Finance Reform, that appeared later on the agenda.

Mr. Sutton received a lot correspondence from residents on Elmcrest Drive, frustrated that the street is not on the resurfacing bid this year. They are strongly advocating for resurfacing in 2023, not 2024, as planned. Mr. Sutton also mentioned that Arbor Day was last week and thanked the resident who donated 100 trees and staff for planting them.

Mr. Banweg stated that the PTO Pancake Breakfast he attended was a great community event and reminded residents that he and Mrs. Heater would be at the Hudson Public Library for a Council Forum on May 4 from 6:30-8:00pm.

Ms. Schlademan noted that \$25,000 was raised at the PTO Pancake Breakfast. She also recognized former Councilmember Dr. Dan Williams' passing with a moment of silence.

Mr. Foster made remarks on the 1927 school building and stated that the H.O.M.E. Committee had not met in many years. He would like to have the committee meet to discuss the future of the land, if not the building itself.

9. Report of Manager

Mr. Sheridan acknowledged Public Service Recognition Week and thanked Councilmembers and staff for their service to the community.

10. Appointments

None.

11. Suspension of the Rules for the Consent Agenda

A motion was made by Mr. Banweg, seconded by Mrs. Heater, to suspend the rule requiring three readings to allow for passage of the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mrs. Bigham, Mr. Foster, Mrs. Heater, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton and Mr. Banweg

Approval of the Consent Agenda

A motion was made by Ms. Schlademan, seconded by Mrs. Heater, to approve the Consent Agenda. The motion carried unanimously by the following vote:

A.22-0045A Motion Directing the Clerk to Send Notice to the Ohio Division of
Liquor Control Indicating a Request for a Hearing Regarding the
Transfer of a Permit to Sell Alcoholic Beverages from Square Inch
USA LLC, DBA Hudson Petroleum, 27 S. Main St., Hudson, to Ozer
Petroleum, DBA Ozer Petroleum, 27 S. Main St., Hudson.
Brief Description:
The Clerk is in receipt of a Notice to Legislative Authority
dated April 7, 2022, from the Ohio Division of Liquor Control concerning the
opportunity to request a hearing regarding this permit. The City's response must be
postmarked no later than May 9, 2022.
Attachments: Notice to Legislative Authority - Ozer Petroleum

Motion No. 22-0045 passed on the Consent Agenda.

D. 22-59 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT FOR A PREFABRICATED PUBLIC RESTROOM STRUCTURE FOR THE BARLOW FARM PARK TENNIS AND PICKLEBALL COURTS IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY. Brief Description: Staff is seeking permission to purchase a prefabricated

concrete public restroom structure from CXT Concrete Buildings as part of the Barlow Farm Park Tennis and Pickleball Courts Improvement Project. Staff is able to purchase the unit utilizing the Sourcewell Cooperative Purchasing Program at a lessor cost than having the contractor provide it.

 Attachments:
 Draft Resolution (as introduced 4.26.2022)

Resolution No. 22-59 (as revised for 5.3.2022)

Resolution No. 22-59 passed on the Consent Agenda.

Aye: 7 - Mr. Foster, Mrs. Heater, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Banweg and Mrs. Bigham

E. 22-60 A RESOLUTION TO APPROVE A THEN AND NOW CERTIFICATE FOR A PURCHASE MADE; AND DECLARING AN EMERGENCY. <u>Brief Description:</u> 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. <u>Attachments:</u> <u>Resolution No. 22-60</u>

Resolution No. 22-60 passed on the Consent Agenda.

F. 22-61 A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH CT CONSULTANTS, INC. FOR A WATER RATE AND SYSTEM EXPANSION STUDY, AND DECLARING AN EMERGENCY.

Brief Description: The objective of this study is to have a comprehensive water rate structure that blends two separate current water rates into one single rate and allows the city to cover future operating, maintenance and capital costs. This study will also analyze potential expansion of the current water system into areas within the city that are utilizing wells and have limited or no fire hydrant protection. City staff is requesting an emergency clause be added in order to complete the study in accordance with the schedule included in the proposal.

 Attachments:
 Hudson Water Rate Study 4.11.22

 Resolution No. 22-61

Resolution No. 22-61 passed on the Consent Agenda.

12. Items Removed from the Consent Agenda

B. 22-9 A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT THE PARKS TENNIS & PICKLEBALL COURTS PROJECT PLAN TO THE HUDSON PLANNING COMMISSION FOR REPORT AND RECOMMENDATION PURSUANT TO CHARTER SECTION 9.02; AND DECLARING AN EMERGENCY.

Brief Description: The City Tennis & Pickleball Court Complex Project includes the construction of park features and amenities for public access Tennis & Pickleball courts. Per the City Charter, Section 9.02 - Planning Commission - Powers and Duties, the construction of parks or playgrounds shall be submitted to the Planning Commission for report and recommendation.

Attachments:2022-01-06 Site Layout PlanPC Decision and Engr Review Letter 2022.02.15Resolution No. 22-9 (as introduced)Resolution No. 22-9 (as revised for 5.3.22)

Mrs. Kowalski requested that this resolution be pulled from the Consent Agenda. She stated that she is in support of lighting the courts.

A motion was made by Mr. Banweg, seconded by Mrs. Heater, to suspend the rule requiring three readings. The motion carried by the following vote:

Aye: 7 - Mrs. Heater, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Banweg, Mrs. Bigham and Mr. Foster

A motion was made by Ms. Schlademan, seconded by Mr. Banweg, that Resolution No. 22-9 be adopted. The motion carried by the following vote:

C.

22-58

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MR. EXCAVATOR INC. FOR THE CONSTRUCTION OF THE BARLOW FARM PARK TENNIS AND PICKLEBALL COURTS IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.

Brief Description: Staff had received and evaluated bids submitted for the construction of the Parks Tennis & Pickleball complex to be located at the Barlow Farm Park. City Council, staff, and Park Board members discussed the bids and costs of the project at the April 26, 2022 Workshop. Upon conclusion of the discussions, Council directed staff to proceed with legislation to award a construction contract for the base bid, and all but one alternate item (8B). Staff has adjusted the project costs accordingly and seeks authorization to enter into a construction contract.

Attachments:2022-01-17 Planning Commission Site ExhibitBid Tab - Pickelball and Tennis Courts-RevisedDraft Resolution (as introduced 4.26.22)Resolution No. 22-58 (as revised for 5.3.22)Resolution No. 22-58 (as amended on 5.3.22)

Mr. Sutton requested that this Resolution be pulled from the Consent Agenda. Discussion followed on the correct dollar amount in the legislation.

A motion was made by Mr. Sutton, seconded by Mr. Banweg, to suspend the rule requiring three readings. The motion carried by the following vote:

Aye: 7 - Ms. Schlademan, Mr. Sutton, Mr. Banweg, Mrs. Bigham, Mr. Foster, Mrs. Heater and Mrs. Kowalski

A motion was made by Mr. Sutton, seconded by Mrs. Bigham, that this Resolution be amended. The motion carried by the following vote:

Aye: 5 - Mr. Banweg, Mrs. Bigham, Mr. Foster, Mrs. Heater and Mr. Sutton

Nay: 2 - Mrs. Kowalski and Ms. Schlademan

Mr. Sutton stated that he would not support the legislation because there were still areas where the cost of the project could be trimmed.

A motion was made by Mr. Banweg, seconded by Mrs. Bigham, that this Resolution be

Aye: 7 - Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Banweg, Mrs. Bigham, Mr. Foster and Mrs. Heater

adopted as amended. The motion carried by the following vote:

- Aye: 6 Mrs. Bigham, Mr. Foster, Mrs. Heater, Mrs. Kowalski, Ms. Schlademan and Mr. Banweg
- Nay: 1 Mr. Sutton

A.

13. Legislation

22-46A RESOLUTION APPROVING THE APPLICATION FOR
PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE
DISTRICT FOR PURPOSES OF O.R.C. SECTION 929.02 FOR
DOUGLAS & STEPHEN J. HASBROUCK, TRUSTEES, 6403 STOW
ROAD, HUDSON, OHIO.

Brief Description: Mr. Douglas and Mr. Stephen Hasbrouck have submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 114.81 acres of property located at 6403 Stow Road in Hudson.

<u>Attachments:</u>	Hasbrouck Douglas & Stephen J Trustees - Renewal application 2022
	Public Hearing Notice Hasbrouck Agricultural District 2022
	6403 Stow Road CD Inspection 3.16.22
	Resolution No. 22-46

A motion was made by Mr. Sutton, seconded by Mr. Banweg, that Resolution No. 22-46 be adopted. The motion carried by the following vote:

Aye: 7 - Mr. Foster, Mrs. Heater, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Banweg and Mrs. Bigham

B. <u>22-47</u> A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. SECTION 929.02 FOR LOUIS AND DEBORAH ESTERGALL, 3074 RAVENNA STREET, HUDSON, OHIO.

Brief Description: 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.

<u>Attachments:</u>	Estergall Agricultural District Renewal Application 2022
	Public Hearing Notice Estergall Agricultural District Application Renewal
	<u>2022</u>
	3074 Ravenna St CD Inspection 3.17.22
	Resolution No. 22-47

A motion was made by Mr. Banweg, seconded by Mrs. Heater, that Resolution No. 22-47 be adopted. The motion carried by the following vote:

Aye: 7 - Mrs. Heater, Mrs. Kowalski, Ms. Schlademan, Mr. Sutton, Mr. Banweg, Mrs. Bigham and Mr. Foster

C. <u>22-48</u> AN ORDINANCE REPEALING, IN ITS ENTIRETY, CHAPTER 226, "CAMPAIGN FINANCE REFORM", OF THE CITY OF HUDSON CODIFIED ORDINANCES. *Priof Descriptions* Councilwarran Kowalaki has requested Council member

Brief Description: Councilwoman Kowalski has requested Council members

consider the need to repeal, in its entirety, Chapter 226, "Campaign Finance Reform", of the Codified Ordinances.

Attachments: Ordinance No. 22-48

Ms. Schlademan indicated her support for Resolution No. 22-48 because candidates disregard the current ordinance in place and it is no longer working.

Mr. Banweg disagreed that there are only three options, stating that he is not in a rush to pass the removal of the ordinance currently in place.

A motion was made by Mrs. Kowalski, seconded by Ms. Schlademan, to approve Ordinance No. 22-48. The motion failed by the following vote:

- Aye: 2 Mrs. Kowalski and Ms. Schlademan
- Nay: 5 Mr. Sutton, Mr. Banweg, Mrs. Bigham, Mr. Foster and Mrs. Heater

D. 22-57 AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES OF HUDSON TO AMEND SECTION 1205.02 "OFFICIAL ZONING MAP", TO REZONE CERTAIN LANDS ON SOUTH OVIATT STREET (SUMMIT COUNTY TAX PARCEL 3204067 AND APPROXIMATELY 0.5 ACRES OF TAX PARCEL 3200225) FROM DISTRICT 5 - VILLAGE CORE TO DISTRICT 3 -OUTER VILLAGE RESIDENTIAL NEIGHBORHOOD.

Brief Description: Land Development Code text amendment request to rezone parcel 3204067 and approximately 0.5 acres of parcel #3200225 from District 5 Village Core to District 3 Outer Village Residential Neighborhood. Application is associated Planning Commission recommendation for the associated private party map amendment request per ORD 22-42.

<u>Attachments:</u>	Subject Property
	Planning Commission Staff Report
	Planning Commission Recommendation - February 15, 2022
	Summary chart of map amendment per parcel
	Public Hearing Notice (5.3.22)
	Ordinance No. 22-57

Mayor Anzevino read the title of Ordinance No. 22-57, which constituted its second reading.

E.22-62A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF
THE TAX INCENTIVE REVIEW COUNCIL TO CONTINUE
COMMUNITY REINVESTMENT AREA AGREEMENTS AND A
JOB CREATION GRANT PROGRAM AGREEMENT WITH THE
CITY OF HUDSON, COUNTY OF SUMMIT.Brief Description:The City has established a Tax Incentive Review Council
(TIRC) to periodically review each existing Community Reinvestment Area (CRA)
and Job Creation Grant Agreement for compliance and to make recommendations

to continue, modify or terminate each of the agreements. The duly appointed TIRC

met on April 6, 2022, reviewed each CRA and Job Creation Grant Agreement and made certain recommendations to City Council.

Attachments: TIRC 2022 Minutes Summary

Resolution No. 22-62

Mayor Anzevino read the title of Resolution No. 22-62, which constituted its first reading.

F. <u>22-63</u> A RESOLUTION TO CREATE A STEERING COMMITTEE TO UPDATE THE CITY'S COMPREHENSIVE PLAN

Brief Description: The proposed ordinance will establish a resident steering committee to guide the collective work of city staff and the consultant for the 2023 Comprehensive Plan update and provide recommendation to City Council regarding the adoption of the draft plan.

Attachments:Comprehensive Plan Framework MemoSteering Committee Application (DRAFT)Draft Resolution (as introduced on 4.26.22)Resolution No. 22-63 (as revised for 5.3.22)Draft Resolution with emergency clause for 5.17

Mayor Anzevino read the title of Resolution No. 22-63, which constituted its first reading.

G. 22-64 A RESOLUTION EXPRESSING OPPOSITION TO INTRODUCED OHIO H.B. 616, WHICH WOULD LIMIT HOW TEACHERS EDUCATE K-12 STUDENTS ABOUT SEXUAL ORIENTATION AND GENDER IDENTITY, HOW TEACHERS EDUCATE K-12 STUDENTS ABOUT RACISM AND REAFFIRMING THE CITY OF HUDSON'S SUPPORT FOR THE LGBT+ AND RACIAL MINORITY COMMUNITIES; AND DECLARING AN EMERGENCY. Brief Description: Councilwomen Kowalski and Schlademan have requested this

Resolution, in opposition to H.B. 616, a bill that has been introduced in the Ohio General Assembly, which would limit how teachers educate K-12 students about sexual orientation and gender identity, and how teachers educate our K-12 students about racism.

Attachments: Resolution No. 22-64

Mayor Anzevino read the title of Resolution No. 22-64, which constituted its first reading.

A motion was made by Mr. Banweg, seconded by Mrs. Bigham, to lay on the table Resolution No. 22-64 until it has a Senate companion bill or assigned to a committee. The motion passed by the following vote:

Aye: 5 - Mr. Sutton, Mr. Banweg, Mrs. Bigham, Mr. Foster and Mrs. Heater

Nay: 2 - Ms. Schlademan and Mrs. Kowalski

14. Executive Session

Mayor Anzevino recessed the meeting to enter into executive session at 8:57pm.

A motion was made by Mrs. Bigham, seconded by Mrs. Heater, to enter into executive session. The motion carried by the following vote:

Aye: 7 - Mr. Sutton, Mr. Banweg, Mrs. Bigham, Mr. Foster, Mrs. Heater, Mrs. Kowalski and Ms. Schlademan

15. Adjournment

There being no further business after Executive Session ended, Mayor Anzevino adjourned the Council meeting at 9:24 pm.

Jeffrey L. Anzevino, Mayor

Aparna Wheeler, 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.