



City of Hudson, Ohio

Meeting Minutes - Draft

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

Tuesday, February 7, 2017

7:30 PM

Town Hall

1. Call to Order

Mayor Basil called to order the meeting of Hudson City Council at 7:32 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

Mrs. Bigham entered the meeting at 7:34 p.m. after roll call.

Present: 6 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Weinstein and Dr. Williams

Absent: 1 - Mr. Wooldredge

Staff in Attendance: Ms. Howington, City Manager; Mr. Hunt, City Solicitor; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager for Operations; 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 for Professional Services/City Engineer; and Mr. Vazzana, Assistant City Attorney.

4. Approval of the Minutes

A. [17-0013](#)

MINUTES OF PREVIOUS COUNCIL MEETINGS.

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

Attachments: [January 17, 2017 Council Meeting Minutes - DRAFT](#)
[January 24, 2017 Council Workshop Minutes - DRAFT](#)

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

5. Public Hearings

- A. [17-14](#) **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR HASBROUCK FAMILY FARM, 6403 STOW ROAD, HUDSON, OHIO.**

Executive Summary: Mr. Douglas Hasbrouck has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 122.53 acres of property located at 6403 Stow Road in Hudson.

Attachments: [2017 Application for Placement of Farmland in Agricultural District - Hasbrouck](#)
[Code Enforcement Inspection Report - Hasbrouck Family Farm](#)
[Hyperlink - Summit County Fiscal Officer's website](#)
[Resolution No. 17-14](#)

Mayor Basil opened the public hearing for Resolution No. 17-14 at 7:35 p.m. There being no comments, he closed said public hearing at 7:36 p.m.

A public hearing was held for Resolution No. 17-14.

- B. [17-15](#) **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR JANE CANIGLIA PROPERTIES, LLC, 5230 DARROW ROAD, HUDSON, OHIO.**

Executive Summary: Ms. Alice Caniglia has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 37.08 acres of property located at 5230 Darrow Road in Hudson.

Attachments: [2017 Application for Placement of Farmland in Agricultural District - Caniglia](#)
[Code Enforcement Inspection Report - Caniglia](#)
[Hyperlink - Summit County Fiscal Officer's website](#)
[Resolution No. 17-15](#)

Mayor Basil opened the public hearing for Resolution No. 17-15 at 7:36 p.m. There being no comments, he closed said public hearing at 7:37 p.m.

A public hearing was held for Resolution No. 17-15.

6. Public Comments

Mr. Harvey "Rick" Hanna, Jr., 153 East Streetsboro Street, spoke on behalf of North Main Street property owners between Park and Owen Brown Streets, as well as Hudson merchants and residents. He presented a petition requesting that the City make available more parking in the downtown area by the Windstream building on the east side of Main Street and the vacant lot next to the parking terrace on the corner of Park Lane and First Street before any more buildings are approved and/or built. He questioned why more parking had not been provided for with Downtown Phase 1. He said that additional downtown parking is needed, and he asked

for landowner involvement in a committee to work with the City to solve the downtown parking problem. He asked the City to establish a municipal parking area east of North Main Street near the Windstream building, and he suggested additional parking south of the parking terrace. (the petition, containing 110 names of property owners, merchants and residents, is attached to the record copy of these minutes).

Mr. Eric Hancsak, 60 Division Street, said that living in a community that works to improve environmental issues is of great importance to him and his family. He thanked the City for offering the EcoSmart Choice Renewable Energy Program to residents. He supported initiatives to bring more solar and wind power to Hudson's energy grid. He suggested locating a solar or wind project at the former Youth Development Center property. He also suggested the City contact Tesla to inquire about making Hudson a test market for their solar shingles or their power pack municipal energy system. He asked the City to encourage residents to be more efficient in their energy consumption, and he challenged City Council to move forward aggressively with renewable energy.

Mr. Greg Janik, resident of 36 Thirty Acres and former Chair of the Ad Hoc Deer Committee, appointed by Council in 2000. He said that the City had implemented the Committee's recommendations for signage and roadside Strieter reflectors on State Route 303, but use of the signs and reflectors have since been discontinued. He asked that the City reconsider these efforts. He encouraged safe driving, reduced speeds, no passing zones, and improved communications regarding safe driving habits and compassion for the whitetail deer population. Furthermore, he suggested that Hudson should welcome all people by becoming a sanctuary city.

Mr. Ahmad Jadallah, 6184 Wessington Drive, spoke regarding the pending Akron Water Agreement. He questioned the delay and asked for timely resolution to this matter.

Mr. Jon Peterson, 221 North Hayden Parkway, spoke of the importance of being environmentally conscious. He said that his home is heated with a geo-thermal system, which has been a very positive experience. He encouraged green energy, including solar electric and use of solar shingles. He applauded Council for including solar and wind power for Hudson's municipal power system.

7. Correspondence and Council Comments

Mr. Weinstein expressed appreciation for Mr. Hancsak's concerns, and said that the City continually looks for ways to broaden environmentally friendly power sources.

Mr. Kelemen asked that an additional executive session topic be considered by Council regarding details concerning security arrangements and emergency response protocols for a public body or a public office.

Mayor Basil expressed concern regarding substance abuse, which continues to be a serious problem nationally, statewide, and locally. He commended all individuals who participated in the recent Toast to Hudson fund-raising event, as well as those who continue efforts to overcome the current epidemic and to defeat this scourge. He reported 50 emergency room visits due to drug overdoses in Summit County during the last week. He encouraged listeners to assist those in need by directing them to agencies that can help.

8. Report of Manager

Ms. Howington responded to Mr. Hanna's concerns about downtown parking issues, saying that the City is aware of the need to resolve this matter, and staff will prepare a recommendation to Council.

Mr. Hunt responded to the Akron Water Agreement concerns, saying the the City continues to work with Akron officials regarding the transfer of the subject water lines to Akron for the provision of water to our residents.

Mr. Hunt introduced Mr. Matt Vazzana as the new Assistant City Attorney.

9. Appointments

None.

10. Suspension of the Rules for the Consent Agenda

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

Aye: 6 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Weinstein and Dr. Williams

Approval of the Consent Agenda

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 6 - Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Weinstein, Dr. Williams and Mrs. Bigham

A. [17-16](#)

A RESOLUTION AUTHORIZING A CONTRACT FOR A SMALL UTILITY ENTERPRISE LICENSING AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) FOR A GEOGRAPHIC INFORMATION SYSTEM (GIS) PROGRAM; AND DECLARING AN EMERGENCY.

Executive Summary: This legislation will extend our existing small utility ELA with ESRI allowing the City to continue using ESRI's GIS mapping suite to manage the City's GIS program. The term of the contract is three years at a total cost of \$31,500 (\$10,500 per year).

Attachments: [Quote - ESRI](#)
[Resolution No. 17-16](#)

Resolution No. 17-16 was passed on the Consent Agenda.

B. [17-17](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A NEW AGREEMENT WITH RICOH USA, INC. FOR THE LEASING OF MULTIFUNCTION EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT AND TO TERMINATE AGREEMENTS WITH COMDOC AND MT TECHNOLOGIES UPON TERM EXPIRATIONS; AND DECLARING AN EMERGENCY.

Executive Summary: The Administration is requesting City Council's approval to end current Public Works Department agreements with ComDoc and MT Technologies, to enter into a new 5-year lease agreement with Ricoh USA, Inc. for the lease of new multifunction equipment at Public Works (Georgetown), and to terminate leases for Public Works, Cemeteries, Fleet, HCTV, Parks and Water upon lease expirations.

Attachments: [Ricoh MSC/PW Equipment Assessment](#)
[Comdoc - Ricoh Cost Comparison](#)
[Resolution No. 17-17](#)

Resolution No. 17-17 was passed on the Consent Agenda.

- C. [17-18](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE 2017 STORM SEWER LINING IMPROVEMENTS WITH THE LOWEST AND BEST BIDDER; AND DECLARING AN EMERGENCY.**
Executive Summary: This project involves the lining of storm sewers along Winterberry Drive, Woodyard Drive, Valerie Lane, Winchell Drive and Chadbourne Drive.
Attachments: [Resolution No. 17-18](#)

Resolution No. 17-18 was passed on the Consent Agenda.

- D. [17-19](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PERRIN ASPHALT FOR THE PAVING OF DRIVEWAYS AT OAK GROVE PARK AND HUDSON SPRINGS PARK; AND DECLARING AN EMERGENCY.**
Executive Summary: This project involves the construction of an appropriate base and asphalt paving of Park Drive along the perimeter of the parking area at Oak Grove Park and the widening and resurfacing of Hudson Springs Park Drive from Stow Road to and including Lake Drive at Hudson Springs Park.
Attachments: [2017 Asphalt - Parks Projects Cost Comparison](#)
[Oak Grove Map](#)
[Hudson Springs Park Map](#)
[Resolution No. 17-19](#)

Resolution No. 17-19 was passed on the Consent Agenda.

- E. [17-20](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT FUNDING FROM THE OHIO LAKE ERIE COMMISSION FOR A LAKE ERIE PROTECTION FUND SMALL GRANT.**
Executive Summary: The Ohio Lake Erie Commission administers the Lake Erie Protection Fund grant program, which was established to finance on-the-ground projects aimed at protecting, preserving, and restoring Lake Erie and its watershed.
Attachments: [Resolution No. 17-20](#)

Resolution No. 17-20 was passed on the Consent Agenda.

- F. [17-21](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MEDICAL SERVICES, FOR AN EMERGENCY MEDICAL SERVICES TRAINING AND EQUIPMENT GRANT ON BEHALF OF HUDSON EMS.**
Executive Summary: The Ohio Department of Public Safety, Division of

Emergency Medical Services, provides grants to assist EMS organizations with the purchase of approved training and equipment.

Attachments: [Resolution No. 17-21](#)

Resolution No. 17-21 was passed on the Consent Agenda.

- G. [17-22](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A COMMUNITY REINVESTMENT ACT AREA AGREEMENT WITH MENTAL HEALTH PARTNERS HUDSON LLC, AN OHIO LIMITED LIABILITY COMPANY; AND DECLARING AN EMERGENCY.**

Executive Summary: Mental Health Partners Hudson LLC is desirous of building an approximate 13,250 square-foot commercial/industrial building on Lot #8 (Parcel No. 30-009749) on Hudson Crossing Parkway in the Hudson Crossing Business Park, Hudson, Ohio, provided the appropriate development incentives are available to support the economic viability of their project.

Attachments: [CRA Application - Mental Health Partners Hudson LLC](#)
 [Resolution No. 17-22](#)

Resolution No. 17-22 was passed on the Consent Agenda.

- H. [17-23](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDMENT OF A CONTRACT WITH AZTECA SYSTEMS, LLC FOR SOFTWARE AND PROFESSIONAL SERVICES FOR THE CITY'S DEPARTMENTAL FUNCTIONS; AND DECLARING AN EMERGENCY.**

Executive Summary: This contract is for the purchase of the software program currently utilized in various departments throughout the City.

Attachments: [Quote](#)
 [Resolution No. 17-23](#)

Resolution No. 17-23 was passed on the Consent Agenda.

- I. [17-24](#) **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDMENT TO AN AGREEMENT WITH R. TODD HUNT AND AIMEE W. LANE OF THE LAW FIRM OF WALTER|HAVERFIELD LLP FOR CITY SOLICITOR SERVICES; AND DECLARING AN EMERGENCY.**

Executive Summary: This Ordinance will allow for renewal of the existing agreement with the Mr. Hunt and Mrs. Lane, amended to include adjusted rates.

Attachments: [Ordinance No. 17-24](#)

Ordinance No. 17-24 was passed on the Consent Agenda.

- J. [17-25](#) **A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES FOR PURCHASES MADE; 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. 17-25](#)

Resolution No. 17-25 was passed on the Consent Agenda.

- K. [17-26](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT WITH TIME WARNER CABLE, NKA “SPECTRUM”, FOR HIGH-DEFINITION TRANSMISSION EQUIPMENT AND SERVICES FOR HUDSON COMMUNITY TELEVISION OPERATIONS; AND DECLARING AN EMERGENCY.**
Executive Summary: This project involves the purchase of replacement high definition transmission equipment and engineering services for HCTV broadcasting.
Attachments: [Govt-Hudson Cable TV \(PEG Channel Upgrade\) - 3 channel PEG Opp \(1\)](#)
 [Resolution No. 17-26](#)

Resolution No. 17-26 was passed on the Consent Agenda.

11. Legislation

- A. [16-148](#) **AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE LAND DEVELOPMENT CODE TO EXPEDITE THE DEVELOPMENT APPROVAL PROCESS. (as revised 2/7/2017)**
Executive Summary: The amendments consolidate non-Charter related amendments from Ordinance 16-57 with original Ordinance 16-148. The amendments expedite the development approval process.
Attachments: [Overview of Recent Amendments](#)
 [Outline of Subject Amendments](#)
 [Minor, Basic, Major Development](#)
 [Council and PC Meetings](#)
 [Original Proposed Ordinance No. 16-148, as introduced 9-20-2016](#)
 [Ordinance No. 16-148, as revised 2-7-2017](#)

Mayor Basil read the title of Ordinance No. 16-148 (as revised 2-7-2017), which constituted its third reading.

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to table Ordinance No. 16-148 to the February 21, 2017, Council meeting, and to discuss the Ordinance at the February 14, 2107, Council workshop. The motion carried by the following vote:

Aye: 6 - Mr. Hanink, Mr. Kelemen, Mr. Weinstein, Dr. Williams, Mrs. Bigham and Mr. DeSaussure

- B. [17-3](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A REGIONAL STORMWATER MANAGEMENT PROGRAM SERVICE AGREEMENT BETWEEN THE NORTHEAST OHIO REGIONAL SEWER DISTRICT AND THE CITY OF HUDSON; AND DECLARING AN EMERGENCY.**
Executive Summary: The service agreement between the Northeast Ohio Regional Sewer District (NEORS D) and the City is required to ensure the consistent and coordinated delivery of the NEORS D Regional Stormwater Management Program services within the City of Hudson.

Attachments: [NEORSD Service Agreement](#)
[Exhibits to Agreement](#)
[NEORSD Presentation - 1-10-2017](#)
[Resolution No. 17-3](#)

Mayor Basil read the title of Resolution No. 17-3, which constituted its third reading.

Mr. Kelemen asked that Council members consider voting against Resolution No. 17-3. He expressed concerns regarding future changes for NEORSD, the District's oversight of the former Youth Development Center property and First & Main Phase 2 development, and the basis for the recent court ruling. He promised to work with the state legislature to update current laws concerning storm water management. However, all other Council members spoke in support of the NEORSD Agreement. Mayor Basil encouraged this support, stating that storm water is a regional issue, and the City is subject to NEORSD's jurisdiction.

A motion was made by Mr. DeSaussure, seconded by Mr. Weinstein, to pass Resolution No. 17-3. The motion carried by the following vote:

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

Nay: 1 - Mr. Kelemen

C. [17-13](#) **AN ORDINANCE AMENDING SECTIONS 874.02 AND 874.04 OF CHAPTER 874, "MOBILE FOOD VEHICLES," OF THE BUSINESS REGULATION CODE REGARDING ICE CREAM SALES TRUCKS.**

Executive Summary: The ordinance would repeal the exemption for ice cream sales trucks included in the original legislation.

Attachments: [Ordinance No. 17-13](#)

Mayor Basil read the title of Ordinance No. 17-13, which constituted its second reading.

D. [17-14](#) **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR HASBROUCK FAMILY FARM, 6403 STOW ROAD, HUDSON, OHIO.**

Executive Summary: Mr. Douglas Hasbrouck has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 122.53 acres of property located at 6403 Stow Road in Hudson.

Attachments: [2017 Application for Placement of Farmland in Agricultural District - Hasbrouck](#)
[Code Enforcement Inspection Report - Hasbrouck Family Farm](#)
[Hyperlink - Summit County Fiscal Officer's website](#)
[Resolution No. 17-14](#)

Mayor Basil read the title of Resolution No. 17-14, which constituted its first reading.

- E. [17-15](#) **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A CURRENT AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR JANE CANIGLIA PROPERTIES, LLC, 5230 DARROW ROAD, HUDSON, OHIO.**

Executive Summary: Ms. Alice Caniglia has submitted the attached renewal Application for Placement of Farmland in an Agricultural District for 37.08 acres of property located at 5230 Darrow Road in Hudson.

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 [Code Enforcement Inspection Report - Caniglia](#)
 [Hyperlink - Summit County Fiscal Officer's website](#)
 [Resolution No. 17-15](#)

Mayor Basil read the title of Resolution No. 17-15, which constituted its first reading.

- F. [17-27](#) **AN ORDINANCE EXTENDING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, ZONING CERTIFICATES FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF MEDICAL MARIJUANA FOR AN ADDITIONAL PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE CITY TO REVIEW APPLICABLE STATE LAW AND REGULATIONS, TO PLAN FOR LOCAL REGULATIONS RELATING TO SUCH USES, AND DECLARING AN EMERGENCY.**

Executive Summary: The resolution would extend a six-month moratorium established on September 6, 2016. It would prevent the City from accepting applications for, and issuing, zoning certificates for activities related to medical marijuana for six months in order to perform proper planning related to such uses.

Attachments: [Ordinance No. 17-27](#)

Mr. Kelemen consulted the City Solicitor regarding the urgency to pass Ordinance No. 17-27 pursuant to the expiration of the current moratorium. Mr. Hunt advised that an application could be submitted if there was a lapse in the moratorium. Mr. Weinstein did not support a continued moratorium, saying that medical marijuana is coming to Ohio, and revenues can be used to address real drug problems. Mr. DeSaussure supported a continued moratorium, saying that state regulations are needed before the City is in a position to act regarding local laws.

Mayor Basil read the title of Ordinance No. 17-27, which constituted its first reading.

A motion was made by Dr. Williams, seconded by Mrs. Bigham, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 17-27. The motion carried by the following vote:

Aye: 5 - Dr. Williams, Mrs. Bigham, Mr. DeSaussure, Mr. Hanink and Mr. Kelemen

Nay: 1 - Mr. Weinstein

**A motion was made by Dr. Williams, seconded by Mr. Hanink, to pass Ordinance No. 17-27.
The motion carried by the following vote:**

Aye: 5 - Dr. Williams, Mrs. Bigham, Mr. DeSaussure, Mr. Hanink and Mr. Kelemen

Nay: 1 - Mr. Weinstein

12. Executive Session

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, that Council enter into executive session to consult with the City Solicitor with respect to matters considered to be trade secrets and to discover details relative to the security arrangements and emergency response protocols for a public body or a public office, provided that the disclosure of those matters could reasonably be expected to jeopardize the security of the public body or public office. Mayor Basil recessed the meeting at 8:36 p.m. after the motion carried by the following vote:

Aye: 6 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Mr. Weinstein and Dr. Williams

Mayor Basil reconvened the regular meeting at 9:04 p.m.

13. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 9:05 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.