



# 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*

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Tuesday, September 19, 2017

7:30 PM

Town Hall

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#### 1. Call to Order

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

*Staff in Attendance: Ms. Howington, City Manager; Mr. Hunt, City Solicitor; Mrs. Raber, Clerk of Council Pro Tempore; Mr. Comeriato, Assistant City Manager; Mr. Knoblauch, Finance Director; Mr. Leiter, Production Assistant; Mr. Powell, Public Works Superintendent - Utilities; Mr. Sheridan, Assistant City Manager - City Engineer.*

#### 4. Appointment of Melissa Raber as Clerk of Council Pro Tempore

Pursuant to Charter Section 3.04, in the Clerk of Council's absence, a motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, that Mrs. Raber be appointed as Clerk of Council Pro Tempore. The motion carried by the following vote:

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

## 5. Approval of the Minutes

- A. [17-0082](#) **MINUTES OF PREVIOUS COUNCIL MEETINGS.**  
**Executive Summary:** Draft minutes of previous meetings are provided for City Council's review and approval.  
**Attachments:** [September 5, 2017 Council Meeting Minutes - DRAFT](#)  
[September 12, 2017 Council Workshop Minutes - DRAFT](#)

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

## 6. Honorary Resolutions

- A. [17-139](#) **A RESOLUTION THANKING MRS. LINDA O'NEIL FOR HER SERVICE TO THE HUDSON COMMUNITY.**  
**Executive Summary:** This Resolution provides recognition and thanks to Linda O'Neil for her dedicated service as a member of the Hudson Tree Commission.  
**Attachments:** [Resolution No. 17-139](#)

*Mayor Basil read Resolution No. 17-139 in its entirety. Mayor Basil, Mr. Kelemen, and Mr. Hanink thanked Mrs. O'Neil for her service on the Tree Commission and noted her continuing service to the community as a current member of the Park Board.*

**A motion was made by Mr. Kelemen, seconded by Dr. Williams, to pass Resolution No. 17-139. The motion carried by the following vote:**

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

- B. [17-140](#) **A RESOLUTION THANKING MR. WILLIAM ROBINSON FOR HIS SERVICE TO THE HUDSON COMMUNITY.**  
**Executive Summary:** This Resolution provides recognition and thanks to William Robinson for his dedicated service as a member of the Hudson Tree Commission.  
**Attachments:** [Resolution No. 17-140](#)

*Mayor Basil read Resolution No. 17-140 in its entirety and thanked Mr. Robinson on behalf of the citizens of Hudson. Mr. Kelemen also thanked Mr. Robinson for his service on the Tree Commission and recognized his contributions.*

**A motion was made by Mr. Kelemen, seconded by Mr. Hanink, to pass Resolution No. 17-140. The motion carried by the following vote:**

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

## 7. Proclamation

- A. [17-0083](#) **Special Recognition of National Colonial Heritage Month during October 2017**  
**Executive Summary:** Mayor Basil will proclaim the month of October, 2017, as “National Colonial Heritage Month” in Hudson. On behalf of the Ezekial Richardson Chapter of the National Society Colonial Dames XVII Century, Rose McIntyre, President, will be in attendance to accept this Proclamation.  
**Attachments:** [Colonial Heritage Month 2017](#)

*Mayor Basil presented the proclamation to Ms. Rose McIntyre, who accepted the Proclamation on behalf of the Ezekial Richardson Chapter of the National Society Colonial Dames XVII Century. She thanked the City and citizens for supporting colonial history.*

**Mayor Basil read this proclamation in its entirety, declaring the month of October 2017, as "National Colonial Heritage Month" in Hudson.**

## 8. Public Hearing

- A. [17-99](#) **AN ORDINANCE AMENDING SECTIONS 1206.01 AND 1213.02 OF THE PLANNING AND ZONING CODE CONCERNING THE PROHIBITION OF CULTIVATION, PROCESSING, AND DISPENSING OR SALE OF MEDICAL MARIJUANA.**  
**Executive Summary:** This Ordinance will amend the Planning & Zoning Code (Land Development Code) to prohibit the cultivation, processing, dispensing, or sale of medical marijuana within the municipal limits of the City.  
**Attachments:** [PC Recommendation 8-14-2017](#)  
[Public Hearing Notice - published 8-20-2017](#)  
[Ordinance No. 17-99](#)

*Mayor Basil called to order the public hearing for Ordinance No. 17-99 at 7:44 p.m. There being no comments, Mayor Basil closed the public hearing at 7:45 p.m.*

**A public hearing was held regarding Ordinance No. 17-99.**

## 9. Public Comments

*None.*

## 10. Correspondence and Council Comments

*Mr. Kelemen announced that Walk/Bike to School Day is scheduled on Friday, September 29, 2017.*

*Mrs. Bigham said that the next Ward 4 Open House will be held at 7:30 p.m. on September 20, 2017, at Town Hall, and the next Board of Zoning & Building Appeals meeting will be held at 7:30 p.m. on September 21, 2017, at Town Hall. She invited interested citizens to attend.*

*Mr. Weinstein expressed his opposition to Ordinance No. 17-99, prohibiting the cultivation, processing, and dispensing or sale of medical marijuana. He stated that we should be endorsing these types of businesses in Hudson and that these facilities offer high-paying jobs and bring tax dollars into the City. He urged Council to*

*keep an open mind when voting on this Ordinance.*

*Mayor Basil commented regarding how nice the downtown area looks now that construction has been completed, and he thanked everyone who was involved in the project.*

## **11. Report of Manager**

*Ms. Howington stated that College Street will be closed between Chapel Street and Hudson Street due to construction at Western Reserve Academy. She also noted several items that the City is working on involving the Western Reserve Academy, including a traffic study in the area of College Street, an origination and destination study to determine cut-through traffic, smart signalization for some of the pedestrian crossings within the campus, and a trail that will run along the turnpike on WRA property.*

*She also announced updates to the website concerning the Downtown Phase II Project, including a timeline showing what has been done, what is in the process of being done, and what will be done in the future.*

*She asked for Council's input at the next workshop concerning prioritization of pending items and items on the 60-day calendar, and she looked forward to gaining consensus from Council on how to move forward with these items.*

## **12. Appointments**

*Mr. DeSaussure announced that there is currently a vacancy on the HCTV Advisory Committee, with applications due on October 13, 2017. He encouraged interested citizens to apply.*

## **13. Suspension of the Rules for the Consent Agenda**

**A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to suspend the rule requiring three readings to allow for passage of legislation on the Consent Agenda. The motion carried by the following vote:**

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

### **Approval of the Consent Agenda**

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

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

### **A. [17-0084](#)**

#### **A Motion to Acknowledge the Timely Receipt of the August 2017 Monthly Financial Report**

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

**Attachments:** [August 2017 Financial Report](#)

**This motion was approved on the consent agenda.**

### **B. [17-141](#)**

#### **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TWO-YEAR CONTRACT WITH M.A.T. CLEANING SERVICE FOR HOUSEKEEPING / CLEANING SERVICES AT CITY OFFICES AND**

**PUBLIC BUILDINGS.**

**Executive Summary:** The Public Works Department wishes to contract with M.A.T. Cleaning Service for general cleaning services for City offices and public buildings.

**Attachments:**      [Resolution No. 16-190](#)  
                                 [Cleaning Bid Tab 2017](#)  
                                 [Resolution No. 17-141](#)

Resolution No. 17-141 was approved on the consent agenda.

- C.      [17-142](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT EQUIPMENT, SOFTWARE, AND TRAINING PURCHASED BY THE OHIO DEPARTMENT OF TRANSPORTATION THROUGH ITS TRAFFIC RECORDS COORDINATING COMMITTEE ON BEHALF OF THE HUDSON POLICE DEPARTMENT TO BENEFIT THE SUMMIT METRO CRASH RESPONSE TEAM.**
- Executive Summary:** The Ohio Department of Transportation's Traffic Records Coordinating Committee provides funding for traffic safety and data collection activities, and the City's grant application for assistance to benefit the Summit Metro Crash Response Team has been accepted.
- Attachments:**      [Resolution No. 17-142](#)

Resolution No. 17-142 was approved on the consent agenda.

- D.      [17-143](#)      **AN ORDINANCE AMENDING THE CITY'S TRAFFIC CODE IN SECTION 410.09, SCHEDULE IX, TO CHANGE TIME LIMITS FOR PUBLIC STREET PARKING IN CERTAIN AREAS OF THE CITY AND IN SECTION 410.10, SCHEDULE X, TO PROHIBIT PARKING AT ALL TIMES IN DESIGNATED PLACES; AND DECLARING AN EMERGENCY.**
- Executive Summary:** This Ordinance amends the Traffic Code to change existing time limits for public street parking in certain downtown areas from 2 hours to 4 hours. It also addresses a change in parking on Aurora Street.
- Attachments:**      [Ordinance No. 17-143](#)

Ordinance No. 17-143 was approved on the consent agenda.

**Items Removed from the Consent Agenda**

- E.      [17-144](#)      **A RESOLUTION AUTHORIZING THE SALE OF CERTAIN HUDSON PUBLIC POWER'S TRANSMISSION EQUIPMENT LOCATED AT THE EASTSIDE SUBSTATION TO FIRST ENERGY CORPORATION; AND DECLARING AN EMERGENCY.**
- Executive Summary:** With the newly establish NERC definition of a BES transmission owner, the City is now subject to NERC operational requirements. Staff has determined that it is in the City's best interest both in the short and long term to sell the transmission equipment located at the Eastside Substation to First Energy

Corp. thereby relieving the City of NERC requirements.

Attachments:     [138,000 volt equipment](#)  
[Resolution No. 17-144](#)

*Mr. Kelemen asked that this item be removed from consent agenda.*

**A motion was made by Mr. Kelemen, seconded by Mr. Wooldredge, to suspend the rule requiring three readings to allow for passage of Resolution No. 17-144. The motion carried by the following vote:**

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

**Nay:** 1 - Mr. Kelemen

*Mr. Kelemen stated that he was not in agreement with Resolution No. 17-144 being on the consent agenda due to the amount of the sale, and he said that the public should be more informed. Mr. DeSaussure, Dr. Williams, and Mayor Basil all stated that this matter had been discussed at several workshops, and they supported the sale.*

**A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 17-144. The motion carried by the following vote:**

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

**Nay:** 1 - Mr. Kelemen

**F.     [17-145](#)**

**A RESOLUTION APPROVING THE ADMISSION OF THE MUNICIPALITY OF BEACHWOOD, OHIO AS A NEW MEMBER OF THE NORTHERN OHIO RISK MANAGEMENT ASSOCIATION (“NORMA”) SELF-INSURANCE POOL; AND DECLARING AN EMERGENCY.**

**Executive Summary:** The City of Hudson is a member of the Northern Ohio Risk Management Association (NORMA) self-insurance pool. The insurance pool is primarily for property and general liability insurance. The City of Beachwood has requested membership in the pool, which requires formal approval from the current membership.

Attachments:     [Resolution No. 17-145](#)

*Mr. Wooldredge asked that this item be removed from consent agenda.*

**A motion was made by Mr. Wooldredge, seconded by Dr. Williams, to suspend the rule requiring three readings to allow for passage of Resolution No. 17-145. The motion carried by the following vote:**

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

*Mr. Wooldredge inquired of the process and due diligence for adding cities to the Northern Ohio Risk Management Association. Mr. Knoblauch discussed the process for accepting a new member to the NORMA self-insurance pool. He stated that Beachwood had approached NORMA requesting membership, NORMA has determined that Beachwood is in very sound financial status and has a good claims history, and premium costs for existing pool members are expected to be reduced by approximately \$5,000 with this year's renewal with the addition of Beachwood.*

A motion was made by Mr. Wooldredge, seconded by Mr. DeSaussure, to pass Resolution No. 17-145. The motion carried by the following vote:

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

#### 14. Legislation

- A. [17-99](#) AN ORDINANCE AMENDING SECTIONS 1206.01 AND 1213.02 OF THE PLANNING AND ZONING CODE CONCERNING THE PROHIBITION OF CULTIVATION, PROCESSING, AND DISPENSING OR SALE OF MEDICAL MARIJUANA.
- Executive Summary:** This Ordinance will amend the Planning & Zoning Code (Land Development Code) to prohibit the cultivation, processing, dispensing, or sale of medical marijuana within the municipal limits of the City.
- Attachments:** [PC Recommendation 8-14-2017](#)  
[Public Hearing Notice - published 8-20-2017](#)  
[Ordinance No. 17-99](#)

Mayor Basil read the title of Ordinance No. 17-99, which constituted its second reading.

- B. [17-138](#) A RESOLUTION ENDORSING THE NOVEMBER BALLOT ISSUE TO SUPPORT THE HUDSON CITY SCHOOLS.
- Executive Summary:** Mr. Wooldredge has proposed this Resolution in support of the proposed bond issue for Hudson City Schools, which will appear on the November 7, 2017, Ballot as Issue 30.
- Attachments:** [Schools Presentation 8-22-2017](#)  
[Resolution No. 17-138](#)

Mayor Basil read the title of Resolution No. 17-138, which constituted its second reading.

A motion was made by Mr. Weinstein, seconded by Mr. Wooldredge, to suspend the rules requiring three readings to allow for passage of Resolution No. 17-138. The motion carried by the following vote:

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

*Mr. Weinstein spoke in support of the school levy and Resolution No. 17-138, stating that the schools are important to the City. He said that the schools have done a great job with the proposed Master Facility Plan and have been fiscally responsible. Dr. Williams and Mr. Wooldredge spoke in support of the levy and encouraged citizens to vote for this levy on November 7, 2017. Mr. Hanink said that the education of children is important; however, he did not feel Council should persuade people to vote for something, and he stated his intent to abstain from voting on this Resolution. Mr. Kelemen also stated that he had a problem with telling people how to vote, but he was supportive of the issue and asked voters to do their homework before voting. Mr. DeSaussure offered support for the levy. He stated that the schools have engaged a lot of people in order to put this Plan together and have altered it according to public input. Mayor Basil expressed support for the levy and spoke of the importance of investing in the future.*

A motion was made by Mr. Wooldredge, seconded by Dr. Williams, to pass Resolution No. 17-138. The motion carried by the following vote:

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

**Abstain:** 1 - Mr. Hanink

- C. [17-146](#) **AN ORDINANCE TO AMEND SECTION 1205.11(c)(1), CONDITIONAL USES PERMITTED IN DISTRICT 8 (INDUSTRIAL/BUSINESS PARK), AND SECTION 1213.02(a), DEFINITIONS, OF THE PLANNING AND ZONING CODE TO PERMIT “SENIOR INDEPENDENT LIVING COMMUNITY” IN DISTRICT 8 AS A CONDITIONAL USE.**  
**Executive Summary:** The ordinance would permit “Senior Independent Living Community” in District 8 as a conditional use.  
**Attachments:** [Planning Commission Staff Report 9-11-2017](#)  
[Ordinance No. 17-146](#)

Mayor Basil read the title of Ordinance No. 17-146, which constituted its first reading, and he said that the Ordinance was being referred to the Planning Commission.

## 15. Executive Session

A motion was made by Mr. DeSaussure, seconded by Mr. Wooldredge, to enter into executive session pursuant to Ohio Revised Code Section 121.22(G) to consult with legal counsel regarding pending litigation and to consider a personnel matter concerning the employment of a public employee. Mayor Basil recessed the meeting at 8:21 p.m. after the motion carried by the following vote:

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

*Mayor Basil reconvened the Council meeting at 8:45 p.m.*

## 16. Adjournment

There being no further business, Mayor Basil adjourned the Council meeting at 8:46 p.m.

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**David A. Basil, Mayor**

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**Melissa Raber, Clerk of Council Pro Tempore**

*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.*