



# City of Hudson, Ohio

## Meeting Minutes - Draft

### 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*

*R. Todd Hunt, City Solicitor*

*Elizabeth A. Slagle, Clerk of Council*

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Tuesday, April 17, 2018

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

**Absent:** 1 - Mr. Weinstein

*Staff in Attendance: Ms. Howington, City Manager; Mr. Hunt, City Solicitor; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Gerbracht, HCTV Operations Manager; Mr. Hannan, Community Development Director; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; Mr. Leiter, Production Assistant; Ms. Roberts, Communications Manager; Mr. Sheridan, Assistant City Manager - Professional Services; Mr. Stifler, Economic Development Director; and Mrs. VanBlarcum, HCTV Programming Director.*

#### 4. Approval of the Minutes

##### A. [18-0035](#) Minutes of Previous Council Meetings.

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

Attachments:     [April 3, 2018 Council Workshop & Meeting Minutes - DRAFT](#)  
[April 10, 2018 Council Workshop Minutes - DRAFT](#)

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

## 5. Public Hearing

- A.     [18-56](#)     **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A NEW AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR JOHN ROMAN, 7005 WALTERS ROAD, HUDSON, OHIO.**

Executive Summary: Mr. John Roman has submitted the attached Application for Placement of Farmland in an Agricultural District for property located at 7005 Walters Road in Hudson.

Attachments:     [Application for Placement of Farmland in Agricultural Dist - 7005 Walters Rd](#)  
[Letter to Council from Applicant - J. Roman](#)  
[Anticipated Farm Income - 7005 Walters Rd](#)  
[Map](#)  
[Code Enforcement Inspection Report - 7005 Walters Rd 4-4-18](#)  
[Public Hearing Notice 4-8-18](#)  
[Resolution No. 18-56](#)

*Mayor Basil opened the public hearing for Resolution No. 18-56 at 7:32 p.m.*

*Mr. Jerald Moss, attorney, 405 Ken Mar Parkway, Broadview Heights, spoke representing clients in opposition to Resolution No. 18-56, including the Friends of Pet Cemetery Association (FOPCA) and Mr. Frank Iannaggi. He contended the following with regard to the subject Application for Placement of Land in an Agricultural District: 1.) the City is without jurisdiction, 2.) the application is incomplete, 3.) the application is misleading, and 4.) the application should be rejected, (see supporting correspondence and materials attached to record copy of these minutes). He spoke of ongoing litigation between the Roman family and the FOPCA, as well as restrictions on the subject property. He also questioned the validity of the anticipated farm income submitted with the application. Mr. Moss asked City Council to reject the subject application.*

*Mr. Daniel Kalk, President of FOPCA, located on Permanent Parcel No. 30-03773, said that since the Romans purchased the adjacent property at 7005 Walters Road, the FOPCA has been involved in lawsuits. He provided information and maps showing the restricted areas of the subject property, (see maps attached to record copy of these minutes). He agreed with Mr. Moss's comments and objected to the application and Resolution No. 18-56.*

*Ms. Vivian Cloak, 7250 Cottonwood Court, Ravenna, Vice President of FOPCA, also spoke in opposition to the subject application and Resolution No. 18-56. She agreed with the comments of Mr. Moss and Mr. Kalk. She said that the bees on the subject property are a nuisance, and she accused the Romans of improper care of their animals.*

*Mr. Vince Roman, resident of 7005 Walters Road, spoke on behalf of his father, the property owner. He disputed information provided by the previous speakers. He said that an agricultural district has nothing to*

do with pending litigation. He described the agricultural uses of the property and projected annual income greater than \$2,500, noting that none of the restricted areas of the property will be used for agricultural purposes. He said that an initial application can be submitted at any time. He said that he provides adequate housing for his animals, and the farm is compliant with the Zoning Code. He said that placement of bee hives are 65 feet from the restricted area and are within Ohio's best bee practices.

Mr. DeSaussure questioned the timeliness of the the Roman application. Mr. Moss commented regarding the application process. Mayor Basil said the the City Solicitor will review the matter and will provide an explanation to Council members.

There being no other comments, Mayor Basil closed the public hearing for Ordinance No. 18-56 at 8:13 p.m.

**A public hearing was held on Resolution No. 18-56.**

## **6. Public Comments**

Mrs. Michelle Ciancio, 31 Brandywine Drive, suggested an initiative to place automatic external defibrillators (AEDs) in some of the City's busier parks, including Barlow Farm, Cascade, Oak Grove, and Colony Parks, where many local sporting activities are held. As a mother, she expressed concern for the risk of sudden cardiac arrest among youth athletes, and she said that the survival rate greatly increases with the use of AEDs. She suggested the City install self-monitoring AEDs in indoor/outdoor cabinets in order to improve safety in the Parks.

## **7. Correspondence and Council Comments**

Mr. Kelemen asked for a copy of the broadband survey being conducted, as well as a map of areas served by Velocity Broadband. He also requested follow-up regarding complaints concerning removal of signs from the right-of-way.

In follow-up to the April 9, 2018, Planning Commission meeting, Mr. Hanink thanked Mr. Sheridan for his Capital Projects presentation, and he said that Commission members were concerned about the review process for the Downtown Phase II Project and the agenda planned for the April 30, 2018, special meeting.

## **8. Report of Manager**

Ms. Howington recognized Joe Spurlock, a part-time EMS paramedic who has also served on active-duty for the United States Navy. She said he feels that service to both the country and the City are life-changing opportunities.

Responding the Mr. Kelemen's request, Ms. Howington said that the broadband survey questions will be forwarded to City Council, and she provided an update regarding signs that had been removed from the right-of-way.

Responding to Mr. Hanink's comments, she said that the April 30, 2018, Planning Commission meeting will be a preliminary preview of the Downtown Phase II Project, and a preliminary hearing will follow in May.

Mr. Wooldredge commented that Council has mentioned the importance of good Code Enforcement, and picking up signs that are in the right-of-way is appropriate.

## **9. Appointments**

Mr. Wooldredge announced that the City is accepting applications through May 18, 2018, for positions on the Architectural & Historic Board of Review and the Tree Commission.

**10. Suspension of the Rules for the Consent Agenda**

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, 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:** 6 - Mrs. Bigham, Mr. DeSaussure, Mr. Hanink, Mr. Kelemen, Dr. Williams and Mr. Wooldredge

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

- A. [18-0036](#) **A Motion to Acknowledge the Timely Receipt of the March 2018 Monthly Financial Report**  
**Executive Summary:** Financial summaries are provided each month for Council's review.  
**Attachments:** [March 2018 Financial Report](#)

This motion was approved on the Consent Agenda.

- B. [18-53](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR ARCHITECTURAL DESIGN AND ASSOCIATED PROFESSIONAL SERVICES WITH BRANDSTETTER CARROLL, INC. FOR BUILDING RENOVATIONS AT THE CITY'S PROPERTY AT 1140 TEREX ROAD; AND DECLARING AN EMERGENCY.**  
**Executive Summary:** The City Administration staff requested four (4) consultants submit qualifications for the design of the former PASCO building. The top two (2) consultants selected by the staff were interviewed and based on the qualifications and the interviews the staff unanimously selected Brandstetter Carroll, Inc.  
**Attachments:** [Hudson Space Utilization Study](#)  
[Opinion of Probable Costs - Wants/Needs](#)  
[Plumbing Fixture Assessment](#)  
[Wheel Chair Accessible Ramp](#)  
[Resolution No. 18-53](#)

Resolution No. 18-53 was approved on the Consent Agenda.

- C. [18-54](#)      **AN ORDINANCE REPEALING SECTION 230.03, “EXPENDITURES UP TO ONE THOUSAND DOLLARS FOR EMPLOYEE RECOGNITION AND OTHER EVENTS,” OF THE CODIFIED ORDINANCES.**  
**Executive Summary:** Repealing Codified Ordinances Section 230.03 will streamline the planning and authorization process for employee recognition and other events in accordance with the annual budget and appropriations approved by Council.  
**Attachments:**      [Ordinance No. 18-54](#)

**Ordinance No. 18-54 was approved on the Consent Agenda.**

### **Items Removed from the Consent Agenda**

- D. [18-55](#)      **AN ORDINANCE AMENDING SECTION 280.01 OF THE CODIFIED ORDINANCES REGARDING THE PURPOSES AND AUTHORITY OF THE COMMUNITY TELEVISION ADVISORY COMMITTEE.**  
**Executive Summary:** This ordinance grants the Hudson Community Television Advisory Committee the authority to approve updates to the Rules for Public Access Programming.  
**Attachments:**      [2018 HCTV Rules for Public Access - revisions with redlines](#)  
                                 [Ordinance No. 18-55](#)

*Mr. Kelemen requested that Resolution No. 18-55 be removed from the Consent Agenda.*

**Mayor Basil read the title of Ordinance No. 18-55, which constituted its first reading.**

**A motion was made by Mr. Kelemen, seconded by Mr. DeSaussure, to suspend the rule requiring three readings to allow for passage of Ordinance No. 18-55. The motion carried by the following vote:**

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

*Mr. Kelemen spoke in opposition to Ordinance No. 18-55, while Mr. DeSaussure and Dr. Williams offered support. Mrs. Bigham questioned the rationale for the proposed change. Mr. Hunt explained that the Ordinance provides rule-making authority to the Community Television Advisory Committee, similar to authorities of other meeting bodies. Mr. Hanink said that he would have preferred more information provided with the agenda, including the proposed changes to the public access rules.*

**A motion was made by Mr. Kelemen, seconded by Dr. Williams, to pass Ordinance No. 18-55.**

**A subsidiary motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to table Ordinance No. 18-55 for further discussion at the April 24, 2018, Council Workshop. The motion carried by the following vote:**

**Aye:** 4 - Mr. Wooldredge, Mrs. Bigham, Mr. DeSaussure and Mr. Hanink

**Nay:** 2 - Dr. Williams and Mr. Kelemen

## 11. Legislation

- A. [18-56](#) **A RESOLUTION APPROVING THE APPLICATION FOR PLACEMENT OF LAND IN A NEW AGRICULTURAL USE DISTRICT FOR PURPOSES OF O.R.C. 929.02 FOR JOHN ROMAN, 7005 WALTERS ROAD, HUDSON, OHIO.**

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[Resolution No. 18-56](#)

Mayor Basil read the title of Resolution No. 18-56, which constituted its first reading.

## 12. Executive Session

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to enter into executive session to consider confidential information related to the specific business strategy of an applicant for economic development assistance that is directly related to a request for economic development assistance that is to be provided or administered under Section 701.07 of the Ohio Revised Code and/or that involves public infrastructure improvements and/or the extension of utility services that are directly related to an economic development project –And, for the further reason, that it is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project.

Mayor Basil recessed the regular meeting at 8:51 p.m. after the motion carried by the following vote:

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

*Mayor Basil reconvened the regular meeting at 10:25 p.m.*

### **13. Adjournment**

**There being no further business, Mayor Basil adjourned the Council meeting at 10:25 p.m.**

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**David A. Basil, Mayor**

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**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.*