



City of Hudson, Ohio

Meeting Minutes - Final

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, September 6, 2016

7:30 PM

Town Hall

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, Mr. Weinstein and Dr. Williams

Absent: 1 - Mr. Wooldredge

Staff in Attendance: Ms. Howington, City Manager; Mrs. Lane, Assistant City Solicitor; Mrs. Slagle, Clerk of Council; Mr. Comeriato, Assistant City Manager for Operations; Mr. Hannan, City Planner; Mr. Hutchinson, Assistant Public Works Director; Mr. Kosko, Assistant City Engineer; and Mr. Stifler, Economic Development Director.

4. Approval of the Minutes

A. [16-0092](#)

MINUTES OF PREVIOUS COUNCIL MEETINGS.

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

Attachments: [August 16, 2016 Council Meeting Minutes - DRAFT](#)

[August 23, 2016 Workshop Minutes - DRAFT](#)

[August 30, 2016 Special Council Meeting Minutes - DRAFT](#)

Mr. Hanink noted that attachments shown on the draft August 30, 2016, Special Meeting Minutes, including the City Manager's recommendation for a Preferred Downtown Phase II Development Partner and Resolution No. 16-145 were not available for review during that meeting and therefor should not be included in the minutes. Mrs. Slagle agreed to correct the minutes.

The above minutes were approved as amended.

5. Honorary Resolution

A. [16-141](#) A RESOLUTION DESIGNATING "MERINO WAY" AS AN HONORARY STREET NAME AND PROVIDING FOR LOCATION OF A SIGN ON PARK LANE AT THE INTERSECTION OF FIRST STREET.

Executive Summary: The resolution will authorize installation of an honorary street name sign on Park Lane at First Street in recognition of the late Richard "Rich" Merino.

Attachments: [20160724 Jerry Flauto Request](#)
[20160901 Sign Proof](#)
[Resolution No. 16-141](#)

Mayor Basil read Resolution No. 16-141 in its entirety and offered fond memories of Richard "Rich" Merino. He said that an honorary street name for "Merino Way" was most deserved, and Rich would be deeply honored by this. He noted that a copy of the Resolution will be presented to Mr. Merino's family at a ceremony for the honorary street sign unveiling. See also Public Comments.

A motion was made by Mr. DeSaussure, seconded by Mr. Weinstein, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution No. 16-141. The motion carried by the following vote:

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

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to pass Resolution No. 16-141. The motion carried by the following vote:

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

6. Proclamation

A. [16-0093](#) Special Recognition of Constitution Week 2016

Executive Summary: Mayor Basil will proclaim the week of September 17 - 23, 2016, as "Constitution Week" in Hudson, in recognition of this important document. Linda Valetta, Chair, and Jane Plank, Regent, will be in attendance to accept this Proclamation on behalf of the David Hudson Chapter of the Daughters of the American Revolution (DAR).

Attachments: [Hyperlink - Website: Daughters of the American Revolution](#)
[Proclamation](#)

Mayor Basil observed that the Constitution is a remarkable document, which has served this nation for over 200 years, and it remains the greatest experiment in human freedom, liberty and self-governance that the world has ever known. Members of the David Hudson Chapter Daughters of the American Revolution accepted the Proclamation, and Jane Plank, Regent, thanked Mayor Basil and Council Members for this recognition.

Mayor Basil read this Proclamation in its entirety, recognizing the week of September 17-23,

2016 as Constitution Week in Hudson, Ohio.**7. Public Comments**

Mr. Frank Youngwerth, 5 Laurel Lake Drive, spoke on behalf of the Merino and Wimer families and extended sincere thanks to elected officials for the recognition of Rich Merino. He said that they look forward to being in attendance at the honorary street sign unveiling ceremony for Merino Way.

8. Correspondence and Council Comments

Mr. Hanink reported that he recently noticed cyanobacteria algae on Hudson Springs Lake, and he asked that the City look into a solution.

Mr. Kelemen announced the Green on the Green event, scheduled on Saturday, September 17, 2016, on the Gazebo Green, and he encouraged citizens to attend.

9. Report of Manager

Ms. Howington said that Labor Day was different this year, with Taste of Hudson on hiatus. She noted that event planners are refocusing on Hudson eateries for next year's event, which promises to be better than ever.

She also commented that opioid addiction is an unfortunate reality, and officials are working to increase awareness of overdoses in Summit County in an effort to stem this alarming trend. Mayor agreed, commenting that Hudson has addressed this issue openly in cooperation with the Schools, and these efforts will continue with the additional aid of Community First.

10. Appointments

Mr. DeSaussure announced that City Council is accepting applications through September 30, 2016, for positions on the Cemetery Board, Environmental Awareness Committee, Board of Zoning & Building Appeals, and the Planning Commission. He urged interested citizens to apply online. Mayor Basil commented that volunteer service on one of the City's boards or commissions is an extremely rewarding experience, and he urged citizens to apply.

A. [16-0094](#) A MOTION THAT CITY COUNCIL CONCUR WITH THE CITY MANAGER'S RECOMMENDATION TO RE-APPOINT MR. DAVID ROBBINS AS THE POLICE CHIEF.

Executive Summary: Chief Robbins served as Police Chief from August 8, 2003, until his retirement on July 3, 2016. Pursuant to Charter Section 8.02, a majority of City Council members must concur with the City Manager's recommendation to re-appointment him as Police Chief.

A motion was made by Mr. DeSaussure, seconded by Dr. Williams, to confirm the City Manager's recommendation for the re-appoint David Robbins as Police Chief. The motion carried by the following vote:

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

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

Approval of the Consent Agenda

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

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

A. [16-142](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE EXTENSION WITH JACKLIN PROPERTIES, LLC FOR OFFICE SPACE AT 115 EXECUTIVE PARKWAY, HUDSON, OHIO; AND DECLARING AN EMERGENCY.**

Executive Summary: The current lease term for the Municipal Service Center office space located at 115 Executive Parkway (Westpark) will expire at the end of October 2016. Following negotiations with Jacklin Properties, City staff is recommending a three (3) year term lease extension to continue to accommodate City administrative operations and customer services.

Attachments: [Resolution No. 13-08, Authorizing Original Lease Agreement](#)
[Municipal Services Center Lease Renewal 2016 - EXHIBIT "A"](#)
[Resolution No. 16-142](#)

Resolution No. 16-142 was passed on the Consent Agenda.

B. [16-143](#) **A RESOLUTION AUTHORIZING THE OBLIGATION OF MATCHING FUNDS FOR A LAND AND WATER CONSERVATION FUND GRANT FOR CONSTRUCTION OF THE ELLSWORTH MEADOWS TRAIL EXPANSION, IF THE GRANT IS AWARDED TO THE HUDSON PARKS.**

Executive Summary: The Land and Water Conservation Fund Grant, administered by the Ohio Department of Natural Resources, requires a Resolution of Authorization whereby the applicant obligates funding of \$290,310.00 required to satisfactorily complete the proposed project and become eligible for reimbursement of \$145,155.00 of the project costs.

Attachments: [Resolution No. 16-143](#)

Resolution No. 16-143 was passed on the Consent Agenda.

- C. [16-144](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ISSUE A REQUEST FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES ASSOCIATED WITH THE DESIGN AND CONSTRUCTION OF A CITY PUBLIC WORKS FACILITY; AND DECLARING AN EMERGENCY.**
Executive Summary: The Public Works Facility Request for Qualifications (RFQ) will result in the selection of an Architectural-Engineering firm to provide professional design and other associated services to construct a new Public Works facility on land owned by the City located at 996 Hines Hill Road (Former YDC Location).
Attachments: [Exhibit 1: Approximate Site Limits](#)
 [Resolution No. 16-144](#)

Resolution No. 16-144 was passed on the Consent Agenda.

12. Legislation

Mayor Basil noted that Ordinance Nos. 16-114 and 16-131 are companion pieces, which will remove the Engineering Standards from the Land Development Code and will direct their codification into a separate Chapter of the Codified Ordinances.

- A. [16-114](#) **AN ORDINANCE AMENDING SECTION 1207.13, “TRANSPORTATION / CIRCULATION / PEDESTRIAN LINKAGE,” OF CHAPTER 1207, “ZONING DEVELOPMENT AND SITE PLAN STANDARDS,” OF THE LAND DEVELOPMENT CODE.**
Executive Summary: The ordinance amends provisions concerning traffic impact studies and fire access, and repeals standards better located in the Engineering Standards.
Attachments: [Proposed Amendments to LDC Section 1207.13 \(6-15-16\)](#)
 [20160711 PC Staff Report](#)
 [20160711 PC Recommendation](#)
 [Ordinance No. 16-114](#)

Mayor Basil read the title of Ordinance No. 16-114, which constituted its third reading.

Mr. Hanink inquired of how the Engineering Standards are created and amended. Ms. Howington explained that the Engineering Standards are submitted by the Engineering Department, designed according to AASHTO (American Association of State Highway and Transportation Officials) regulations, which are generally accepted engineering standards; staff makes a recommendation to Council, and Council adopts them by Ordinance. She said that staff has recommended moving the Engineering Standards from the Land Development Code (Ord. No. 16-144) to Chapter 1419, Engineering Standards for Infrastructure Construction (Ord. No. 16-131). Mrs. Lane said that City Council would need to approve any amendments to the Engineering Standards, similar to Building Code Amendments. Mr. Hanink noted that the figures for Section 7 specify that the Land Development Code be adhered to pertaining to sidewalks.

A motion was made by Mr. DeSaussure, seconded by Mr. Weinstein, to pass Ordinance No. 16-114. The motion carried by the following vote:

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

B. [16-131](#) AN ORDINANCE ADOPTING THE ENGINEERING STANDARDS FOR INFRASTRUCTURE CONSTRUCTION AND DIRECTING THEIR CODIFICATION INTO CHAPTER 1419, “ENGINEERING STANDARDS FOR INFRASTRUCTURE CONSTRUCTION,” OF THE CODIFIED ORDINANCES.

Executive Summary: In an effort to streamline publication of the Codified Ordinances, City staff has recommended that the Engineering Standards for Infrastructure Construction be included in Chapter 1419, “Engineering Standards for Infrastructure Construction” of the Codified Ordinances. Additionally, Section 7 of the City of Hudson Engineering Standards for Infrastructure Construction was last updated in 2015, and staff would like to update this section to reflect various changes and the transfer of information from the Hudson Land Development Code to the Engineering Standards.

Attachments: [Hyperlink - Engineering Standards \(Current\)](#)

[Section 7 \(Changes Shown in Bold Text\)](#)

[Figures 7.1.1 to 7.1.5 - Revised](#)

[Ordinance No. 16-131](#)

Mayor Basil read the title of Ordinance No. 16-131, which constituted its third reading

A motion was made by Mr. DeSaussure, seconded by Mr. Hanink, to pass Ordinance No. 16-131. The motion carried by the following vote:

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

C. [16-132](#) AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTIONS 288.01, 288.02 AND 288.03 TO REFLECT RECENT AMENDMENTS TO THE CITY CHARTER RELATED TO THE CITY’S PARK BOARD.

Executive Summary: The proposed amendments to the Codified Ordinances reflect Charter amendments approved by voters in November 2005, 2010, and 2015.

Attachments: [Ordinance No. 16-132](#)

Mayor Basil read the title of Ordinance No. 16-132, which constituted its third reading

A motion was made by Mr. Hanink, seconded by Mr. DeSaussure, to pass Ordinance No. 16-132. The motion carried by the following vote:

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

D. [16-145](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LETTER OF INTENT ON BEHALF OF THE CITY OF HUDSON WITH TESTA COMPANIES FOR PHASE II OF THE DOWNTOWN REDEVELOPMENT; AND DECLARING AN EMERGENCY.

Executive Summary: This Resolution would designate a preferred development partner for Downtown Phase II and authorize the City Manager to enter into a Letter of Intent with said developer. For more detailed information, see attached memo.

Attachments: [Sample - Resolution No. 02-97 for Downtown Phase I](#)
 [Recommendation - Downtown Phase II Preferred Development Partner](#)
 [Resolution No. 16-145](#)

Mayor Basil read the title of Resolution No. 16-145, which constituted its first reading.

A motion was made by Mr. DeSaussure, seconded by Dr. Williams, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Resolution No. 16-145. The motion carried by the following vote:

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

Nay: 1 - Mr. Kelemen

Mr. DeSaussure commented that a great deal of work has been done reviewing potential developers for the Downtown Phase II Project, the City Manager has recommended entering into a Letter of Intent with a developer, which is non-binding, and the City will not be committed to a development agreement with this developer. Mr. Hanink and Dr. Williams agreed and voiced their support of Resolution No. 16-145.

A motion was made by Mr. DeSaussure, seconded by Dr. Williams, to pass Resolution No. 16-145. The motion carried by the following vote:

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

Abstain: 1 - Mr. Kelemen

- E. [16-146](#) **AN ORDINANCE ADOPTING 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 A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE CITY TO REVIEW APPLICABLE STATE AND LOCAL LAWS, TO PLAN FOR REGULATIONS RELATING TO SUCH USES; AND DECLARING AN EMERGENCY.**

Executive Summary: The resolution 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. 16-146](#)

Mayor Basil read the title of Ordinance No. 16-146, which constituted its first reading.

Dr. Williams stated that a moratorium will allow for State regulations to be adopted, for the City to review and adopt local guidelines, and to prevent grandfathering. Mr. Kelemen supported Resolution No. 16-146, but he suggested a one-year moratorium. On behalf of the City Solicitor, Mrs. Lane recommended a six-month moratorium, which could be extended if need be. Mr. DeSaussure supported a moratorium and said that an extension will likely be needed. Mr. Weinstein agreed that a moratorium is needed, however he strongly supported medical marijuana, and he looked forward to continued discussion.

A motion was made by Dr. Williams, seconded by Mr. Kelemen, to suspend the rules as provided in Section 220.03 of the Codified Ordinances to allow for passage of Ordinance No. 16-146. The motion carried by the following vote:

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

A motion was made by Dr. Williams, seconded by Mr. Kelemen, to pass Ordinance No. 16-146. The motion carried by the following vote:

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

13. Adjournment

Mayor Basil read the City's mission statement.

There being no further business, Mayor Basil adjourned the Council meeting at 8:13 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.

