



# 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)*  
*Michael Bird, Council Member (Ward 4)*  
*Patricia Goetz, Council Member (Ward 1)*  
*Karen E. Heater, Council Member (At-Large)*  
*Nicole V. Kowalski, Council Member (At-Large)*  
*Skylar J. Sutton, Council Member (Ward 3)*

*Thomas J. Sheridan, City Manager*  
*Marshal Pitchford, Special Counsel*  
*Aparna Wheeler, Clerk of Council*

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Tuesday, December 12, 2023

7:30 PM

Town Hall  
27 East Main Street

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**Regular Meeting to begin at 7:30 p.m., followed by Regular Workshop**

### **Regular Council Meeting:**

#### **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, Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski and Mr. Sutton

*Staff in Attendance: Mr. Sheridan, City Manager; Mr. Pitchford, Special Counsel; Ms. Wheeler, Clerk of Council; Mr. Comeriato, Assistant City Manager - Operations; Mr. Hannan, Community Development Director; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; and Mr. Leiter, HCTV Production Assistant.*

#### **4. Election of President of Council**

A motion was made by Mr. Sutton, seconded by Mr. Banweg, to nominate Mr. Foster to a second term as President of Council.

A motion was made by Dr. Bird, seconded by Mr. Banweg, to nominate Mr. Sutton to President of Council. Mr. Sutton declined the nomination.

A motion was made by Mrs. Kowalski, seconded by Dr. Goetz, to nominate herself to President of Council.

The vote carried as follows:

Votes for Mr. Foster: Mr. Banweg, Mr. Foster, Mrs. Heater, Mr. Sutton (4)

Votes for Mrs. Kowalski: Dr. Goetz and Mrs. Kowalski (2)

Abstention: Dr. Bird (1)

## 5. Approval of the Minutes

### A. [23-0126](#)

#### **Minutes of Previous Council Meetings**

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

**Attachments:** [November 21, 2023 Council Meeting Minutes - Draft](#)  
[November 28, 2023 Council Workshop Minutes - Draft](#)

A motion was made by Mr. Sutton, seconded by Mr. Foster, to approve the minutes as submitted. The motion carried by the following vote:

Aye: 7 - Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton and Mr. Banweg

## 6. Public Hearing

### A. [23-84](#)

#### **AN ORDINANCE AMENDING CHAPTERS 1205 "ZONING DISTRICTS-CITY OF HUDSON MAP" AND 1206 "USE REGULATIONS" OF THE LAND DEVELOPMENT CODE.**

**Brief Description:** Land Development Code text amendment to establish expanded regulations relevant to the blending of proposed density for residential development adjacent to existing development.

**Attachments:** [LDC Update Residential Blending - City Council Memo 9.14.23](#)  
[Residential blending - measurement graphic](#)  
[LDC Update Residential Blending - City Council Memo 6.9.23](#)  
[Ordinance No. 23-84](#)  
[Ordinance No. 23-84 \(as amended 7-18-23\)](#)  
[Planning Commission Decision](#)  
[Notice of Public Hearing \(12-5-2023\)](#)  
[Notice of Public Hearing \(12-12-2023\)](#)  
[Ordinance No. 23-84 \(proposed amendment for 10-24-23\)](#)

*Mayor Anzevino opened the public hearing at 7:41 p.m.*

*Ms. Angela Smith spoke in support of Ordinance No. 23-84 to preserve the community and values.*

*Ms. Nora Jacobs, co-president of the Hudson Heritage Association (HHA), spoke on behalf of the organization to strongly endorse Ordinance No. 23-84. She stated that density of new construction has been an increasing concern and without the amendment, another tool to control density in undeveloped areas will be lost.*

*Mr. Neil Thackaberry, 1535 Barlow Rd. spoke in favor of proposed changes and stated the adjustments were reasonable and thoughtful to protect the character of residential neighborhoods.*

*Mr. George Vizmeg spoke against the Ordinance, stating that the language was unclear and the detriment to a large parcel he owns if the legislation passed.*

*Ms. Serena Loftus, a Ward 3 resident, encouraged Council to pass the Ordinance, stating that she strongly feels that anyone with neighborly intentions and with the best interest of the community would not object to the language in the legislation.*

*Ms. Carol Laspina stated that she owns a piece a property that butts up to a neighborhood and the legislation would encroach on future development of the property.*

*Ms. Kristen Schell, 1510 Barlow Rd., spoke about a previous development opportunity in her neighborhood that would have created seven new neighbors on her property line if the developer had built to the maximum density. She stated that the legislation raises the standards for developers.*

*Mr. Tony Vicanti, Kutcher LLC, spoke on behalf of property owners to object to the Ordinance, citing four reasons.*

*Mr. Sutton read into the record a statement from Mr. Tony Havlicek, 6328 Stow Rd. and made other comments in response to speakers.*

*Mrs. Kowalski said that while she is in favor of the legislation, she did not want to leave room for interpretation and would make a motion to postpone the Ordinance to January 9, 2024 in order to revise the language.*

*Mr. Banweg emphasized that Council did start a conversation about this topic over a year ago and that the language is necessary to set clear expectations for developers.*

*There being no further comments, Mayor Anzevino closed the public hearing at 8:13 p.m.*

### **A public hearing was held for Ordinance No. 23-84.**

## **7. Public Comments**

*Mr. Gary Viar, 15 Chadbourne Dr. asked Council to act civilly towards one another and advance City initiatives. He also asked Council to consider term limits.*

*Dr. Mimi Larsen Becker submitted her curriculum vitae to the City Manager and read comments into the record concerning Mr. Foster's request of correspondence between herself and a third party.*

*Mr. Alex Quay, representing Buckingham Doolittle and Burroughs, spoke on behalf of A.J. Allison Enterprises, in support of Resolution No. 23-111.*

*Mr. Chas Hallis, 2944 Chamberlin Blvd., owner of SkyZone, provided an overview of how they received water through the City of Hudson, the relationship they have with the community, and how the same could occur with other businesses on Chittenden Rd.*

*Ms. Roseanne Thomas, 2573 Brunswick Ln., commented on partisanship in the recent election and questioned the amount of money spent on legal fees.*

*Ms. Carol Laspina, 1621 Prospect Rd, asked about buffers along bike paths and sidewalks.*

*Mr. Roberto Sorgi., 5778 Londonairy Blvd., spoke against Resolution No. 23-111, stating the applicant does not*

*meet City code requirements for fireworks storage, only provides property taxes to the city, and could open without City services.*

*Ms. Erin Dickinson, representing Buckingham Doolittle and Burroughs, stated that providing city water would increase the safety of the building.*

*Mr. Nick Tucci, 5912 Nicholson Dr. and Mr. John Sylvestro, 5915 Nicholson Dr. requested a formal review of short-term rental regulations.*

## **8. Correspondence and Council Comments**

*Dr. Bird thanked staff and other Councilmembers for the orientation and the Valley View Road residents for their concerns about the speed limit.*

*Dr. Goetz thanked Ward 1 residents for the opportunity to work on Council and also thanked city staff for the orientation. She also listed community events during holidays.*

*Mrs. Kowalski provided an Environmental Awareness Committee update and requested a City employee to transport lights to the recycling facility. She also spoke with Mr. Bach's class at the high school and they provided input about a community center and recycling at parks. Further, she made a clarification on a comment regarding the censure.*

*Mr. Foster provided a Planning Commission update, spoke about lowering the speed limit on Valley View Rd., responded to a comment made about water to Peninsula, and would support blended density and a review of short-term rental regulations. He also asked other Councilmembers to contact him with which boards and commissions they wanted to serve as a Council liaison.*

*Mr. Banweg stated that the short-term rental regulations need to strike a balance between property rights and effect on the community. He further commented that it is important to pursue a potential violation of law in order to be transparent and accountable.*

*Mayor Anzevino thanked residents for attending the 75th anniversary of the lighting of the Green and caroling on the Green, event organizers and HPP. He encouraged residents to look into holiday events around the City and praised the success of Christkindlmarkt.*

*Mrs. Heater thanked everyone for coming and speaking at the Council meeting. She also thanked Mr. Foster and Mr. Sutton for all their efforts working on Christkindlmarkt.*

## **9. Report of Manager**

*Mr. Sheridan congratulated the newly elected officials and asked that Resolution No. 23-169 be moved to the January 9, 2024, meeting.*

*Mr. Comeriato provided Council with an update on the Private Residential Driveway Pilot Plowing Program.*

## **10. Appointments**

*Mr. Foster made an announcement for the Park Board and Hudson Community TV Advisory Board vacancies.*

## **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. The motion carried by the following vote:

Aye: 7 - Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton, Mr. Banweg and Dr. Bird

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

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

Aye: 7 - Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton, Mr. Banweg, Dr. Bird and Mr. Foster

- A. [23-0127](#) **A Motion to Approve the Proposed 2024 City Council Meeting Schedule.**  
**Brief Description:** A proposed meeting schedule for the new year has been prepared for Council's review and approval.

**Attachments:** [2024 Council Calendar Overview - updated for 12-12-23](#)  
[Meetings Schedule 2024 - updated for 12-12-23](#)

Motion No. 23-0127 was approved on the Consent Agenda.

- B. [23-158](#) **AN ORDINANCE AMENDING ORDINANCE NO. 22-143, MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF HUDSON DURING THE FISCAL YEAR ENDING DECEMBER 31, 2023 BY MAKING ADDITIONAL AND/OR AMENDED APPROPRIATIONS RELATED TO THE FOURTH QUARTER OF 2023.**

**Brief Description:** This Ordinance will amend the 2023 budget for additional and/or amended appropriations as listed in the attached Exhibit A.

**Attachments:** [4th Quarter Exhibit A](#)  
[Ordinance No. 23-158](#)

Ordinance No. 23-158 was approved on the Consent Agenda.

- C. [23-159](#) **AN ORDINANCE AMENDING THE CITY'S PAY RANGE STRUCTURE AND PAY RANGE ASSIGNMENTS SCHEDULE ADOPTED BY ORDINANCE NO. 23-72.**  
**Brief Description:** This Ordinance authorizes an annual salary adjustment for the City's non-bargaining unit employees. The pay bands provided in the Pay Range Structure chart attached to the Ordinance have each been adjusted by a factor of 1.03 over the 2023 Pay Range Structure figures. This Ordinance also amends the City's Pay Range Assignment Schedule.

**Attachments:** [2024 Pay Range Assignment - Exhibit B](#)  
[2024 pay ranges - Non Union - Exhibit A](#)  
[Ordinance No. 23-159](#)

Ordinance No. 23-159 was approved on the Consent Agenda.

- D. [23-160](#)      **A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF HUDSON IN 2024 TO SELL BY INTERNET AUCTION PERSONAL PROPERTY, INCLUDING MOTOR VEHICLES AND OTHER PROPERTY REFERENCED IN REVISED CODE §721.15 WHICH ARE NO LONGER NEEDED FOR PUBLIC USE OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH THEY WERE ACQUIRED.**  
**Brief Description:** Staff is requesting permission to use govdeals.com and other similar services to dispose of unneeded, obsolete, or unfit equipment. This is a required annual renewal of agreement for Govdeals online auction services.

**Attachments:**      [Resolution No. 23-160](#)

**Resolution No. 23-160 was approved on the Consent Agenda.**

- E. [23-161](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE EQUIPMENT, MATERIALS, SUPPLIES AND SERVICES FOR THE CITY'S PUBLIC UTILITY AND VELOCITY BROADBAND SERVICES OPERATIONS ON AN AS-NEEDED BASIS DURING THE YEAR 2024.**  
**Brief Description:** This annual resolution requests permission allowing the Public Works Department to make purchases of equipment, materials, supplies and services in the operational area of the municipal utilities and Velocity Broadband service operation that will exceed \$25,000 based on the 2024 approved budget.

**Attachments:**      [2024 HPP-Velocity Permission to Purchase.pdf](#)

[Resolution No. 23-161](#)

**Resolution No. 23-161 was approved on the Consent Agenda.**

- F. [23-162](#)      **A RESOLUTION AUTHORIZING THE CITY MANAGER, DURING THE YEAR 2024, TO ADVERTISE FOR BIDS OR TO UTILIZE THE VARIOUS CHARTER-AUTHORIZED GOVERNMENTAL COMPETITIVE PURCHASING PROGRAMS AND ENTER INTO CONTRACTS FOR CONSTRUCTION MATERIALS, SUPPLIES, SERVICES, AND EQUIPMENT.**

**Brief Description:** This Resolution would authorize the advertisement, receipt of bids and award of contracts for capital items, services, equipment, and materials and supplies for Public Works operations as included in the approved 2024 Annual Budget.

**Attachments:**      [Exhibit A - 2024 Permission to Bid & Award.pdf](#)

[Resolution No. 23-162](#)

**Resolution No. 23-162 was approved on the Consent Agenda.**

- G.        [23-163](#)        **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH KURTZ BROTHERS, INC. FOR 2023 LEAF DISPOSAL; AND DECLARING AN EMERGENCY.**  
**Brief Description:** This project involves the annual collection of leaf material from residences in Hudson and subsequent disposal of leaf material. Costs for the disposal of materials are predicted to exceed the City's \$25,000 expenditure threshold and Staff seek authorization for such expenditures.  
**Attachments:**        [Resolution No. 23-163](#)

Resolution No. 23-163 was approved on the Consent Agenda.

- H.        [23-164](#)        **A RESOLUTION AMENDING RESOLUTION NO. 23-12 TO INCREASE THE PROJECT COST TO BID AND AWARD THE W. CASE WATERLINE PROJECT TO THE AMOUNT OF \$800,000.**  
**Brief Description:** The project will involve the replacement of the water main along W. Case Drive from SR 303 to Lynn Drive. Project bids were received and were in excess of 10% of the Engineer's Estimate. Staff is requesting an additional \$115,000 for a total project cost of \$800,000.  
**Attachments:**        [Exhibit for W Case WL 11-12-23](#)  
                                 [Resolution No. 23-164](#)

Resolution No. 23-164 was approved on the Consent Agenda.

- I.        [23-165](#)        **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS, AWARD AND TO ENTER INTO A CONTRACT FOR THE EAST CASE WATER LINE REPLACEMENT PROJECT.**  
**Brief Description:** This project will involve the replacement of the water main along E. Case Drive from SR 303 to Milford Road.  
**Attachments:**        [E Case Dr WL Exhibit 11-14-23](#)  
                                 [Resolution No. 23-165](#)

Resolution No. 23-165 was approved on the Consent Agenda.

- J.        [23-166](#)        **A RESOLUTION DECLARING A 12 MONTH MORATORIUM ON ACCEPTING FOR FILING AND CONSIDERATION, REVIEW AND APPROVAL OF ALL NEW APPLICATIONS FOR MARIJUANA RELATED ACTIVITIES IN THE CITY OF HUDSON; AND DECLARING AN EMERGENCY**  
**Brief Description:** Proposed resolution to establish a moratorium regarding marijuana related activities while the State of Ohio establishes applicable regulations.  
**Attachments:**        [Resolution No. 23-166](#)

Resolution No. 23-166 was approved on the Consent Agenda.

- K. [23-167](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION FOR SERGEANTS, FOR THE YEARS 2024 THROUGH 2026, AND DECLARING AN EMERGENCY.**

**Brief Description:** This legislation seeks approval of the terms and conditions of the collective bargaining agreement that was negotiated in part by the City Manager with the Ohio Patrolmen's Benevolent Association (Sergeants) and authorization for the City Manager to enter into said agreement.

**Attachments:** [Redlined OPBA Sergeants 2024-2026 Agreement](#)  
[Resolution No. 23-167](#)

Resolution No. 23-167 was approved on the Consent Agenda.

- L. [23-168](#) **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION FOR PATROL OFFICERS FOR THE YEARS 2024 THROUGH 2026, AND DECLARING AN EMERGENCY.**

**Brief Description:** This legislation seeks approval of the terms and conditions of the collective bargaining agreement that was negotiated in part by the City Manager with the Ohio Patrolman's Benevolent Association (Patrol Officers) and authorization for the City Manager to enter into said agreement.

**Attachments:** [Redlined OPBA Patrolmen's 2024-2026 Agreement](#)  
[Resolution No. 23-168](#)

Resolution No. 23-168 was approved on the Consent Agenda.

### Removed from the Consent Agenda

- M. [23-169](#) **A RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A COLLECTIVE BARGAINING AGREEMENT WITH THE UTILITY WORKERS UNION OF AMERICA, LOCAL 588, FOR THE YEARS 2024 THROUGH 2026 AND AUTHORIZING THE CITY MANAGER TO ENTER INTO SAID AGREEMENT, AND DECLARING AN EMERGENCY.**

**Brief Description:** This legislation seeks approval of the terms and conditions of the collective bargaining agreement that was negotiated by the City Manager with the Utility Workers Union of America Local 588 and authorization for the City Manager to enter into said agreement.

**Attachments:** [Redlined Hudson UWUA Utility Workers 2024-2026 Agreement](#)  
[Resolution No. 23-169](#)



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

**Aye:** 7 - Mrs. Heater, Mrs. Kowalski, Mr. Sutton, Mr. Banweg, Dr. Bird, Mr. Foster and Dr. Goetz

**A motion was made by Mr. Foster, seconded by Mrs. Heater, to postpone Resolution No. 23-169 to the January 9, 2024, meeting.**

**Aye:** 7 - Mrs. Kowalski, Mr. Sutton, Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz and Mrs. Heater

## **12. Legislation**

### **A. [23-84](#) AN ORDINANCE AMENDING CHAPTERS 1205 “ZONING DISTRICTS-CITY OF HUDSON MAP” AND 1206 “USE REGULATIONS” OF THE LAND DEVELOPMENT CODE.**

**Brief Description:** Land Development Code text amendment to establish expanded regulations relevant to the blending of proposed density for residential development adjacent to existing development.

**Attachments:** [LDC Update Residential Blending - City Council Memo 9.14.23](#)  
[Residential blending - measurement graphic](#)  
[LDC Update Residential Blending - City Council Memo 6.9.23](#)  
[Ordinance No. 23-84](#)  
[Ordinance No. 23-84 \(as amended 7-18-23\)](#)  
[Planning Commission Decision](#)  
[Notice of Public Hearing \(12-5-2023\)](#)  
[Notice of Public Hearing \(12-12-2023\)](#)  
[Ordinance No. 23-84 \(proposed amendment for 10-24-23\)](#)

**A motion was made by Mr. Sutton, seconded by Mr. Foster, to amend Ordinance No. 23-84 with the language in the proposed amendment dated October 24, 2023. The motion carried by the following vote:**

**Aye:** 7 - Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton and Mr. Banweg

**A motion was made by Mrs. Kowalski, seconded by Dr. Goetz, to postpone to a date certain of January 9, 2024, in order to clarify language in the Ordinance. The motion failed by the following vote:**

**Aye:** 2 - Dr. Goetz and Mrs. Kowalski

**Nay:** 5 - Mr. Foster, Mrs. Heater, Mr. Sutton, Mr. Banweg and Dr. Bird

*Councilmembers made final comments on the legislation.*

**A motion was made by Mr. Sutton, seconded by Mr. Foster, to pass Ordinance No. 23-84 as amended. The motion carried by the following vote:**

**Aye:** 5 - Mr. Banweg, Dr. Bird, Mr. Foster, Mrs. Heater and Mr. Sutton

**Nay:** 1 - Mrs. Kowalski

**Abstain:** 1 - Dr. Goetz

**B.**      [23-111](#)

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE CITY OF CLEVELAND FOR AN EXTENSION OF A WATER LINE ALONG CHITTENDEN ROAD IN THE VILLAGE OF BOSTON HEIGHTS.**

**Brief Description:** The City of Hudson and the City of Cleveland wish to enter into an agreement in order for the City of Hudson to supply a specified portion of Chittenden Road with Hudson water as shown on the attached map. 6231 Chittenden Road will become the City of Hudson's customer and the City of Hudson will read, bill, and maintain the waterline along this specified portion of Chittenden Road.

**Attachments:**      [Exhibit A - Chittenden Waterline Map](#)  
[Boston Heights Approval](#)  
[Cleveland Water Approval](#)  
[Resolution No. 23-111](#)

*Mr. Banweg and Mr. Sutton questioned the validity of the MOU signed by the Mayor of the Village of Boston Heights. Mr. Rieker commented on the authority provided to the City Manager by the City Charter.*

**A motion was made by Mr. Banweg, seconded by Mrs. Heater, to approve Resolution No. 23-111. The motion failed by the following vote:**

**Nay:** 7 - Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton, Mr. Banweg, Dr. Bird and Mr. Foster

**C.**      [23-127](#)

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH ARLINGTON VALLEY FARMS, LLC, OR ITS ASSIGNEE, FOR THE LLC'S LEASE-PURCHASE OF THE REAL PROPERTY LOCATED AT 5369 HUDSON DRIVE, HUDSON, OHIO.**

**Brief Description:** A Second Amendment to the Land Installment Contract has been requested by the Buyer to change the Closing Date from February 1, 2024 to July 1, 2024 to align with the anticipated closing of a USDA loan financing the purchase. Additionally, monthly installment payments of ten thousand and 00/100 dollars (\$10,000.00) would be continued from February 1, 2024 to June 30, 2024.

**Attachments:**      [Land Installment Contract - 5369 Hudson Drive - Execution Version \(FINAL\)](#)  
[Arlington Valley Farms First Amendment to Land Installment Contract executed 01.2020](#)  
[City of Hudson Building Purchase Extension Request Sept 2023](#)  
[Second Amendment to Land Installment Contract \(Arlington Valley Farms\) amend 09152023](#)  
[Ordinance No. 23-127](#)

**A motion was made by Mr. Foster, seconded by Mr. Banweg, that Ordinance No. 23-127 be**

adopted on third reading. The motion carried by the following vote:

**Aye:** 5 - Mrs. Heater, Mrs. Kowalski, Mr. Banweg, Dr. Bird and Dr. Goetz

**Nay:** 2 - Mr. Sutton and Mr. Foster

**D.**      [23-142](#)

**A RESOLUTION ACCEPTING THE CITY MANAGER'S RECOMMENDATION NOT TO IMPLEMENT THE GROWTH MANAGEMENT RESIDENTIAL DEVELOPMENT ALLOCATION SYSTEM DURING CALENDAR YEAR 2024.**

**Brief Description:** The City is not removing the Growth Management Allocation System; however, because of no appreciable population change, the system would not be implemented for 2024.

**Attachments:**      [GMA report memo to Council for YR2024](#)  
                                 [Notice of Public Hearing \(11-21-2023\)](#)  
                                 [Resolution No. 23-142](#)

A motion was made by Mr. Banweg, seconded by Mr. Foster, that Resolution No. 23-142 be adopted on third reading. The motion carried by the following vote:

**Aye:** 7 - Mrs. Kowalski, Mr. Sutton, Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz and Mrs. Heater

**E.**      [23-143](#)

**AN ORDINANCE AMENDING SECTION 295.01 OF THE ADMINISTRATIVE CODE REGARDING THE COMPOSITION AND THE POWERS AND DUTIES OF THE ECONOMIC GROWTH BOARD.**

**Brief Description:** City Council will consider amendments to the Codified Ordinances pertaining to the Economic Growth Board.

**Attachments:**      [Ordinance No. 23-143](#)

A motion was made by Mr. Banweg, seconded by Mrs. Heater, that Ordinance No. 23-143 be adopted on third reading. The motion carried by the following vote:

**Aye:** 7 - Mr. Sutton, Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater and Mrs. Kowalski

**F.**      [23-156](#)

**A RESOLUTION AUTHORIZING THE EXECUTION OF THE 2023 MEMBER POWER POOL SCHEDULE WITH AMERICAN MUNICIPAL POWER INC ("AMP").**

**Brief Description:** The Northern Power Pool ("NPP") is an AMP resource that is utilized to purchase and sell power for each participating AMP member community based on short-term need. AMP has updated the pool agreement to align with the Pennsylvania-New Jersey-Maryland (PJM) regional transmission organization (RTO) rules and requirements. AMP is asking that all participating member communities pass Resolution for updates and continued program participation.

**Attachments:**      [Exhibit 1 - Update 10.4.2023](#)  
                                 [Resolution No. 23-156](#)

Mayor Anzevino read the title of Resolution No. 23-156, which constituted its second reading.

G.        [23-157](#)        **AN ORDINANCE AMENDING THE JOB CREATION GRANT PROGRAM.**

**Brief Description:** The proposed amendments to the Job Creation Grant Program will align the program guidelines with the way we deploy the program in practice post-pandemic. The proposal also includes an increased year of eligibility for including certain defined, environmentally sustainable components to their projects to align with the goals outlined by the Environmental Awareness Committee.

**Attachments:**    [Job Creation Grant Proposal Staff Report 10.24.2023](#)  
                          [Job Creation Grant Proposal Staff Report 11.14.2023](#)  
                          [Exhibit A: Hudson Job Creation Grant Program Guidelines - Redlined](#)  
                          [Exhibit A: Hudson Job Creation Grant Program Guidelines - Clean Copy](#)  
                          [13-122 Ordinance Amending Job Creation Grant Program](#)  
                          [05-39 Ordinance Adopting a Job Creation Grant Program](#)  
                          [JCG - Eligible Sustainable Projects Project Cost Estimates](#)  
                          [Ordinance No. 23-157](#)

Mayor Anzevino read the title of Ordinance No. 23-157, which constituted its second reading.

H.        [23-170](#)        **AN ORDINANCE AMENDING ORDINANCE NO. 22-143, MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF HUDSON DURING THE FISCAL YEAR ENDING DECEMBER 31, 2023 BY MAKING ADDITIONAL AND/OR AMENDED APPROPRIATIONS RELATED TO LEGAL FEES FOR 2023.**

**Brief Description:** This Ordinance will amend the 2023 budget for additional and/or amended appropriations as listed in the attached Exhibit A.

**Attachments:**    [4th Quarter Exhibit A](#)  
                          [Ordinance No. 23-170](#)

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: 6 - Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater and Mr. Sutton

Abstain: 1 - Mrs. Kowalski

A motion was made by Mr. Foster, seconded by Mrs. Heater, to approve Ordinance No. 23-170. The motion carried by the following vote:

Aye: 6 - Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater and Mr. Sutton

Abstain: 1 - Mrs. Kowalski

I.        [23-171](#)        **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES SECTION 222.01, PUBLICATION, REGARDING PUBLIC NOTICE**

**OF PASSED LEGISLATION.**

**Brief Description:** With recent changes to the Ohio Revised Code concerning publication requirements for passed legislation, Council will consider similar changes to the Codified Ordinances, Section 222.01. Newspaper publications have been problematic, and staff desires a more reliable, timely, and less costly method to provide public notices.

**Attachments:**     [Ordinance No. 58-27, passed 4-1-58](#)  
                              [Ordinance No. 23-171](#)

Mayor Anzevino read the title of Ordinance No. 23-171, which constituted its first reading.

**13. Executive Session**

A motion was made by Mr. Banweg, seconded by Mr. Foster, to enter into executive session to conference about the compensation of a public employee. The Mayor and all Councilmembers were invited to Executive Session. The motion carried by the following vote:

Aye: 7 - Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski, Mr. Sutton, Mr. Banweg and Dr. Bird

*Mayor Anzevino recessed the meeting to enter into Executive Session at 9:53 p.m.*

**14. Adjournment**

There being no further business, Mayor Anzevino adjourned the regular Council meeting at 10:16 p.m.

**Regular Council Workshop:****15. Call to Order**

Mayor Anzevino called to order the workshop of Hudson City Council at 10:24 p.m., in accordance with the Sunshine Laws of the State of Ohio, O.R.C. Section 121.22, and he handed the workshop over to President of Council Foster, in accordance with Council Rules.

Present: 7 - Mr. Banweg, Dr. Bird, Mr. Foster, Dr. Goetz, Mrs. Heater, Mrs. Kowalski and Mr. Sutton

*Others & Staff in Attendance: Mr. Sheridan, City Manager; Mr. Comeriato, Assistant City Manager - Operations; Ms. Fernandez, Community Project Planner; Mr. Hannan, Community Development Director; Mr. Knoblauch, Assistant City Manager - Financial/Special Projects; Mr. Kosco, City Engineer; and Mr. Leiter, HCTV Production Assistant.*

**16. Correspondence and Council Comments**

*Mr. Foster noted that the budget process for the State has began, and stated that if anyone has any ideas for publicly accessible projects to bring those forward as soon as possible so application can be made.*

**17. Discussion Items****A. [23-0109](#) Presentation: Summit County Department of Community & Economic Development**

**Brief Description:** Holly Miller, Senior Administrator, will provide an overview of programs offered by Summit County's Department of Community & Economic Development.

*Due to Summit County not being present, this item was not discussed.*

**B. [23-0117](#) 2025 Sidewalk and Trail (Connectivity) Plan**

**Brief Description:** Presentation and discussion on the 2025 plan scope of work and timeline

**Attachments:** [Staff Memo - Connectivity Plan SoW - 12.4.23](#)

[Sidewalk and Trails Master Plan Status Map](#)

[Preliminary Estimate for Ph 2 Sidewalks 12-6-23](#)

[Sidewalk and Trail Master Plan 2021-2025](#)

[Existing Trails and Bike Lanes Map](#)

*Ms. Fernandez and Mr. Kosco presented the 2025 Sidewalk and Trail Connectivity Plan. Discussion followed that included prioritizing connection to the entrances of neighborhoods, consideration of safety, clarification of proposed sections, status of Maple Grove connection, and consideration of connection to neighborhood amenities.*

**This matter was discussed.**

**C. [23-0091](#) Land Development Code Use Allowances for North Main Street**

**Brief Description:** The Land Development Code contains specific text relevant to use allowances for the west side of North Main Street in downtown Hudson.

**Attachments:** [City Council Memo 12.6.23 - N Main Street use allowances](#)

[N Main St - current businesses and graphics](#)

[City Council Memo 10.11.23 - N Main Street use allowances](#)

[City Council Memo 9.14.23 - N Main Street use allowances](#)

[LDC District 5 Regulations](#)

*Mr. Hannan introduced and provided information on use allowances along North Main Street. Mr. Hannan further provided possible amendments that could be made. Discussion followed on whether to continue discussion on amendments to the use allowances along North Main Street. There was Council consensus to move forward with adding this item to Legislation to begin the review process for proposed changes.*

**This matter was discussed.**

**D. [23-0128](#) Winston Manor Retention Pond Maintenance**

**Brief Description:** On September 11, 2023, staff met with residents of the Winston Manor and Hudson Hills Subdivisions, along with Councilmember Banweg, to discuss owners concerns regarding silt accumulation in the

retention pond, which is located on the Brandywine Creek. It was noted that the current work on the pond does not align with the approved Private Storm Water Policy. The City Staff will be in attendance to discuss this request from the residents, and staff is seeking Council guidance on this issue.

**Attachments:** [Winston Manor Sediment Pond Exhibit](#)

*Mr. Kosco provided information on issues with the pond within Winston Manor and Hudson Hills Subdivisions. He further stated that the issues with the pond are aesthetic and do not align with the City's Private Storm Water Policy that would allow the City to perform any maintenance on the pond. Discussion followed regarding the design of the pond, grant opportunities, reasoning on why it doesn't fit into the City's policy, and cost of a feasibility study. Mr. Sheridan stated that staff will look into a 319 grant and Tinkers Creek Watershed Group and come back to Council for further discussion on January 23, 2024.*

**This matter was discussed.**

**E. [23-0074](#)**

**Discussion of a new City Flag**

**Brief Description:** Mayor Anzevino and City Council requested a discussion of potentially reinstating a new City of Hudson flag.

**Attachments:** [Flag Vote Report 2023.10.31](#)  
[Flag Options](#)  
[City Flags Research](#)  
[Flag History](#)  
[Flag Design History](#)  
[17-46 Ordinance repealing CO 204.01 City Flag \(02299419x9EF3B\)](#)

*Mayor Anzevino provided background information regarding the City Flag, and stated that his preference is option 3. Mr. Comeriato went over the survey results for the various new City flag designs. Discussion followed on the design options, the number of residents that responded, and outsourcing to a local consultant to design a new City flag. Mr. Sheridan suggested looking at graphic design students at the Universities. There was consensus to move forward with looking into the use of graphic design students and bringing it back to a future workshop.*

**This matter was discussed.**

**F. [TMP-6915](#)**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE HUDSON CITY SCHOOL DISTRICT REGARDING INSIDE MILLAGE**

**Brief Description:** Inside millage up to 10 mills is available without voter approval for local use. The City currently is allotted 3.57 mills, of which 3.1 mills flows to the general fund, and the Hudson City Schools are allotted 4.23 mills. This proposal would shift 2 mills from the City's Allocation to the school district.

**Attachments:** [General Fund 2024 - removing 2 mills](#)  
[General Fund 2024 - removing 2 mills \(eliminate future unfunded\)](#)  
[Draft Resolution](#)

*Mr. Banweg provided the reason for bringing this forward for discussion. There was no interest in Council to move forward with further discussion on this matter.*



This matter was discussed.

**18. Proposed Consent Agenda for December 19, 2023, Council Meeting**

**A. [TMP-7018](#) A Motion to Acknowledge the Timely Receipt of the November 2023 Monthly Financial Report**

**Brief Description:** Financial summaries are provided each month for Council's review.

**Attachments:** [November 2023 Financial Report](#)

This Motion was forwarded for further consideration at the December 19, 2023, Council meeting.

**B. [TMP-7025](#) AN ORDINANCE AMENDING ORDINANCE 23-138 AMENDING VARIOUS SECTIONS OF TITLE FOUR - TAXATION, CHAPTER 891 - EARNED INCOME TAX REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF HUDSON, AND DECLARING AN EMERGENCY.**

**Brief Description:** This Ordinance corrects a reference within the previously approved legislation that was passed by City Council on November 14, 2023. Ordinance 23-138 amended various sections of the City's income tax code to comply with State of Ohio House Bill 33.

**Attachments:** [Ord 23-138 Corrected pages only](#)

[Ord 23-138 Complete Document](#)

[Draft Ordinance](#)

This Ordinance was forwarded for further consideration at the December 19, 2023, Council meeting.

**C. [TMP-7008](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO TWO STORM WATER ACCESS EASEMENT AGREEMENTS, AN ELECTRIC EASEMENT AGREEMENT AND A UTILITY EASEMENT AGREEMENT WITH THE BOARD OF EDUCATION OF THE HUDSON CITY SCHOOL DISTRICT FOR THE HUDSON MIDDLE SCHOOL PROPERTY AT 77 N. OVIATT STREET.**

**Brief Description:** This Resolution authorizes the City Manager to enter into two storm water Access Easement Agreements, an Electric Easement Agreement and a Utility Easement Agreement with the Board of Education of the Hudson City School District for 77 N. Oviatt Street.



**Attachments:** [Access Easement Agreement from Board to City \(East Campus Stormwater Management 3.7390 acres\)](#)  
[Access Easement Agreement from Board to City \(West Campus Stormwater Management 2.6036 acres\)](#)  
[Electrical Easement Agreement from Board to City \(0.04295 acres\)](#)  
[Utility Easement Agreement from Board to City \(1.1059 acres\)](#)  
[Board of Education Minutes - 9-28-2023](#)  
[Draft Resolution](#)

*In response to a question, Mr. Sheridan stated that these easements are to allow the City to service the lines. Mr. Kosco stated the storm water easement is for the storm water management systems and allows the City to come in for emergency access, and the schools are responsible for maintaining the storm water management systems. He further stated that the utility easement is for the maintenance of the City owned water line that runs from Franklin Street through the schools property to Roslyn Avenue.*

**This Resolution was forwarded for further consideration at the December 19, 2023, Council meeting.**

- D. [TMP-7017](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS AND TO ENTER INTO A CONTRACT FOR THE ADAPTIVE TRAFFIC SIGNAL PROJECT (PID 116924).**

**Brief Description:** The Adaptive Traffic Signal Project includes upgrading fifteen (15) signalized intersections along SR 91 and SR 303 and upgrades to signal's emergency preemption system at a total of 28 signals throughout the City. The project also includes the installation of a new traffic signal at the Owen Brown Street railroad overpass and the installation of additional fiber network and upgrades to the traffic signal at 303 & Hayden Parkway for inclusion into the new adaptive signal system.

**Attachments:** [Adaptive Signal Map](#)  
[Draft Resolution](#)

**This Resolution was forwarded for further consideration at the December 19, 2023, Council meeting.**

- E. [TMP-7006](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION FOR DEFENSE OF INDIGENT DEFENDANTS IN THE STOW MUNICIPAL COURT; AND DECLARING AN EMERGENCY.**

**Brief Description:** The City enters into an annual agreement with the Summit County Public Defender's Commission for the defense of indigent defendants. This Resolution authorizes such an agreement during the year 2024.

**Attachments:** [Letter to Hudson for 2024 contract](#)  
[Exhibit A: Hudson contract for 2024](#)  
[Draft Resolution](#)

This Resolution was forwarded for further consideration at the December 19, 2023, Council meeting.

- F. [TMP-7015](#)     **A RESOLUTION AUTHORIZING AN AMENDMENT TO THE CITY MANAGER’S EMPLOYMENT AGREEMENT; AND DECLARING AN EMERGENCY.**  
**Brief Description:** City Council will take action pertaining to City Manager Thomas Sheridan’s Employment Agreement.  
**Attachments:**     [Draft Resolution](#)

This Resolution was forwarded for further consideration at the December 19, 2023, Council meeting.

- G. [TMP-7026](#)     **A RESOLUTION TO PROVIDE LEGAL SERVICES FOR THE CITY OF HUDSON AND APPOINTING MARSHAL M. PITCHFORD AS THE ACTING CITY SOLICITOR AND SPECIAL COUNSEL; AND DECLARING AN EMERGENCY.**  
**Brief Description:** This legislation seeks approval of the terms and conditions of the Agreement for Legal Services as Acting Solicitor and/or Special Counsel regarding Marshal M. Pitchford and DiCaudo, Pitchford & Yoder, LLC.  
**Attachments:**     [Exhibit A: DPY Agreement for Interim City Solicitor \(Dec 19 2023\)](#)  
                                 [Draft Resolution](#)

*Responding to a question, Mr. Sheridan stated that a confidential memo was sent out to Council regarding the plans for a City Solicitor.*

This Resolution was forwarded for further consideration at the December 19, 2023, Council meeting.

## 19. Proposed Legislation for December 19, 2023, Council Meeting

- A. [23-156](#)     **A RESOLUTION AUTHORIZING THE EXECUTION OF THE 2023 MEMBER POWER POOL SCHEDULE WITH AMERICAN MUNICIPAL POWER INC (“AMP”).**  
**Brief Description:** The Northern Power Pool (“NPP”) is an AMP resource that is utilized to purchase and sell power for each participating AMP member community based on short-term need. AMP has updated the pool agreement to align with the Pennsylvania-New Jersey-Maryland (PJM) regional transmission organization (RTO) rules and requirements. AMP is asking that all participating member communities pass Resolution for updates and continued program participation.  
**Attachments:**     [Exhibit 1 - Update 10.4.2023](#)  
                                 [Resolution No. 23-156](#)

Resolution No. 23-156 was forwarded for further consideration at the December 19, 2023, Council meeting.

**B.        [23-157](#)        AN ORDINANCE AMENDING THE JOB CREATION GRANT PROGRAM.**

**Brief Description:** The proposed amendments to the Job Creation Grant Program will align the program guidelines with the way we deploy the program in practice post-pandemic. The proposal also includes an increased year of eligibility for including certain defined, environmentally sustainable components to their projects to align with the goals outlined by the Environmental Awareness Committee.

**Attachments:**     [Job Creation Grant Proposal Staff Report 10.24.2023](#)  
                              [Job Creation Grant Proposal Staff Report 11.14.2023](#)  
                              [Exhibit A: Hudson Job Creation Grant Program Guidelines - Redlined](#)  
                              [Exhibit A: Hudson Job Creation Grant Program Guidelines - Clean Copy](#)  
                              [13-122 Ordinance Amending Job Creation Grant Program](#)  
                              [05-39 Ordinance Adopting a Job Creation Grant Program](#)  
                              [JCG - Eligible Sustainable Projects Project Cost Estimates](#)  
                              [Ordinance No. 23-157](#)

**Ordinance No. 23-157 was forwarded for further consideration at the December 19, 2023, Council meeting.**

**C.        [23-171](#)        AN ORDINANCE AMENDING THE CODIFIED ORDINANCES SECTION 222.01, PUBLICATION, REGARDING PUBLIC NOTICE OF PASSED LEGISLATION.**

**Brief Description:** With recent changes to the Ohio Revised Code concerning publication requirements for passed legislation, Council will consider similar changes to the Codified Ordinances, Section 222.01. Newspaper publications have been problematic, and staff desires a more reliable, timely, and less costly method to provide public notices.

**Attachments:**     [Ordinance No. 58-27, passed 4-1-58](#)  
                              [Ordinance No. 23-171](#)

**Ordinance No. 23-171 was forwarded for further consideration at the December 19, 2023, Council meeting.**

**20.        Items to be Added to Future Agendas**

*Mr. Banweg requested discussion regarding a Joint Economic Development Agreement with the Village of Boston Heights.*

*Mrs. Kowalski asked about the transportation of lights collected as part of the Environmental Awareness Committee recycle program. Mr. Sheridan stated a Service Department employee can transport the lights to the recycle center. She further requested Proclamations honoring Ms. Schlademan and Mr. Ruffer for their service on Council.*

*Mayor Anzevino stated that he will have a Proclamation for Catholic Schools Week on a meeting in January.*

*Mr. Sheridan asked Council if January 9, 2024 works for all Council members for the new Council photo, and everyone agreed with that date.*

**21. Adjournment**

**There being no further discussion, Mr. Foster adjourned the Council workshop meeting at 11:34 p.m.**

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**Jeffrey L. Anzevino, Mayor**

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**Aparna Wheeler, Clerk of Council**

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**Christopher W. Foster, President of Council**

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**Thomas J. Sheridan, City Manager, Clerk of Council Pro Tempore**

*Workshop Minutes prepared by Melissa Raber, Business Operations Manager - Professional Services .*

*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 220.031 (a), Rules for Workshop Meetings, and Section 220.03(d), Rules.*