City of Hudson, Ohio

Meeting Minutes - Final

City Council

David A. Basil
City Council President (Ward 2)
Hamilton DeSaussure, Jr.
City Council Member (At-Large)
John W. Jeffers
City Council Member (Ward 4)
J. Daniel Williams
City Council Member (At-Large)

October 17, 2012

Town Hall, 7:30 PM

William A. Currin
Mayor
Dennis N. Hanink
City Council Member (Ward 1)
Alex D. Kelemen
City Council Member (Ward 3)
William D. Wooldredge
City Council Member (At-Large)

Anthony J. Bales, *City Manager* **R. Todd Hunt,** *City Solicitor* **Elizabeth Slagle,** *Clerk of Council*

1. Call to Order

In the absence of Mayor Currin, President of Council Basil called to order the meeting of Hudson City Council at 7:30 p.m.

2. Pledge of Allegiance to the Flag

3. Roll Call

Present: 6 - Mr. Basil, Mr. Hanink, Mr. Jeffers, Mr. Kelemen, Dr. Williams and Mr. Wooldredge

Absent: 1 - Mr. DeSaussure

Staff in Attendance: Mr. Bales, City Manager; Mr. Hunt, City Solicitor; Mr. Knoblauch, Finance Director; Ms. Roberts, Communications Manager; Mr. Sheridan, City Engineer; Mrs. Slagle, Clerk of Council.

4. Approval of the Minutes

Workshop Meeting on August 21, 2012; and Special Meeting on September 10, 2012.

Minutes were approved as submitted.

5. Public Comments

Mr. James Field, resident of 2700 Parkside Drive and member of Hudson School Board, spoke regarding Issue 64, a 1.5 mil five-year Permanent Improvement Fund (PIF) levy on the November 6, 2012, ballot. He noted that this levy has been renewed every five years since 1962, and he urged continued voter support. He said the levy benefits the schools, as well as the entire community. Mr. Basil clarified that the levy funds cannot be used for operating costs, only for long-term capital improvements. Mr. Field explained that funds are needed to maintain school facilities, for projects such as roofs, sidewalks, technology, and security

needs.

Mr. Edward Devlin, resident of 2408 Glen Echo Drive and member of the Schools Citizens Financial Advisory Committee, also spoke regarding Issue 64. He said that the PIF levy is needed for capital repairs, maintenance, and technology. Voters have approved this levy since 1962 to provide funding to keep school buildings in excellent condition. He said the levy is not an increase, but a continuation of the current tax and will generate $1.3 million per year, an investment in the Schools. He said that a detailed prioritized list is available on the Schools' website. Mr. Jeffers said that it is an imperative to maintain the buildings of our outstanding school system. Mr. Devlin urged voters to support the levy and encouraged anyone with questions to contact the Business Manager.

Mr. Don Tharp, 6879 Windsor Road, thanked Council members for their continuing service to the community, as well as approval and implementation of a well-planned, well-reasoned program to reduce the size of the deer herd. He reported that his son and he have successfully harvested nine deer so far in Hudson, and have provided 2,500 meals to 'Farmers and Hunters Feeding the Hungry,' an organization that helps feed people who are suffering. He thanked Council for empowering him to help. Dr. Williams and Mr. Basil thanked Mr. Tharp for his contributions.

Mr. Richard Kelley, 1439 Winchell Drive, said he was glad to know there is a program to harvest deer that helps to feed the hungry, noting that he has harvested two deer with his car. He spoke regarding the proposed rezoning, Ordinance No. 12-127. While he and his neighbors are generally supportive, he questioned language contained in the deed of easement, specifically "the term of the easement shall be perpetual to the extent permitted by law."He was hopeful that the City will review a suggestion for alternate language, as well as consider that neighbors be named as grantees. He expressed appreciation to Council members and said he hopes to further solidify permanent terms of the zoning change. In addition, he asked that land within the conservation easement remain residential instead of commercial, due to property value concerns. Mr. Kelly said that he spoke regarding these matters with Mr. Moreno, who is supportive as long as the changes do not interfere with his development plans.

6. Correspondence and Council Comments

Mr. Wooldredge thanked Mr. Tharp for his comments regarding the deer program, and he encouraged other hunters to make venison donations to 'Farmers and Hunters Feeding the Hungry' or similar organizations. Dr. Williams also thanked Mr. Tharp and wished him and his son great success in deer hunting this year. Mr. Basil agreed.

Mr. Wooldredge encouraged Council members to consider the City's membership in the Heritage Home Program offered by the Cleveland Restoration Society, which would offer low interest loans for maintenance and improvements to historical homeowners, as well as technical assistance. Mr. Basil expressed interest in discussing this program at an upcoming workshop. Mr. Bales noted that Council had considered this program in past years but had decided against membership. He asked Mr. Richardson to provide information for Council's consideration.

Mr. Hanink said that Council will be pleased with the financial results from Ellsworth Meadows Golf Club, with revenues over $100,000 more compared with last year, thanks to better weather and outstanding management of the course. He noted that according to other members of the Advisory Board who are avid golfers, our municipal course is one of best in the area and is also a better value. Mr. Jeffers said the quality of the course compares favorably to private courses, as well.

Mr. Jeffers commented to Mr. Kelley that he is fairly comfortable with the current deed language and asked the City Solicitor to comment. Mr. Hunt said that he will consider the suggested language and respond to City Council and Mr. Kelley.

Mr. Kelemen noted that today was the 4th annual "Walk to School Day" sponsored by Safe Routes Hudson. He said that the event was administered by a part-time coordinator, Brenda Divine, an employee of the Schools. He said that Hudson received grants from the Ohio Department of Transportation in amounts of $200,000 for educational programming and $100,000 for sidewalks, bike racks, and school zone signals.

Mr. Basil and Mr. Wooldredge spoke in support of the PIF levy.

Mr. Basil invited residents to attend the next Ward 2 Open Forum, which will be held at 7:30 p.m. on October 30, 2012, at the Barlow Community Center.

7. Report of Manager

Mr. Bales asked that Council conduct an executive session at the end of the meeting to discuss matters related to collective bargaining.

8. Suspension of the Rules for the Consent Agenda

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to suspend the rules as provided in Section 220.03 of the Codified Ordinances. The motion carried by the following vote:

Aye: 6 - Mr. Basil, Mr. Hanink, Mr. Jeffers, 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. Hanink, Mr. Jeffers, Mr. Kelemen, Dr. Williams, Mr. Wooldredge and Mr. Basil

B. 12-141 **A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES FOR PURCHASES; AND DECLARING AN EMERGENCY**

Executive Summary: Pursuant to ORC 5705.41(d), invoices shown on the attached Resolution require Council's authorization.

Sponsors: Mayor Currin

Attachments: Res. No. 12-141

This Resolution was Adopted by Suspending the Rules.

C. 12-142 **A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER**

Executive Summary: Each year the City is required to pass a resolution accepting the property tax rates as determined by the County Budget Commission. The tax rates are for tax year 2012 due in 2013. For collection year 2013, the .10 mills Fire

& EMS Bond expired and the Library Construction Bond was increased by .05 mills resulting in a net decrease of .05 mills.

Sponsors: Mayor Currin

Attachments: Res. No. 12-142

Letter from Summit Cty. Fiscal Officer

Certification of Tax Levy

Information Summary

Extension Letter from State

This Ordinance was Adopted by Suspending the Rules.

A. 12-140 **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ENVIRONMENTAL DESIGN GROUP FOR ENGINEERING AND HAZARDOUS MATERIAL CONSULTING SERVICES FOR THE FORMER YOUTH DEVELOPMENT CENTER DEMOLITION PROJECT; AND DECLARING AN EMERGENCY**

Executive Summary: This work will include the hazardous material inspection, investigation, sampling and testing, construction administration, bid assistance and design services in order to properly remove the hazardous material and demolish the existing structures.

Sponsors: Mayor Currin

Attachments: Res. No. 12-140

A motion was made by Mr. Kelemen, seconded by Dr. Williams, to suspend the rules as provided in Section 220.03 of the Codified Ordinances. The motion carried by the following vote:

Aye: 6 - Mr. Jeffers, Mr. Kelemen, Dr. Williams, Mr. Wooldredge, Mr. Basil and Mr. Hanink

Mr. Kelemen was encouraged that Council will take this step to consider disposition of the former YDC facilities. He suggested that Council members be prepared before February 1, 2013, to decide on disposition of the facilities, as well as the future use of the property, Mr. Basil agreed that the disposition of the buildings is necessary, but the use of the property does not need to be decided as quickly, as there is ample space for multiple uses of the property.

Dr. Williams supported the proposed legislation, but he encouraged Council to acknowledge that alternative uses have been explored, and we don't have any viable options. Mr. Basil agreed that action should not be delayed for exploration of another option.

Mr. Wooldredge agreed with Mr. Kelemen regarding the need for Council to decide on future uses of the facilities and property, suggesting that the matter be discussed at a future workshop. Mr. Hanink agreed, noting that past considerations have been solely for public or non-profit purposes, but a commercial endeavor has not been considered yet. He said that Council should acknowledge the limits of the past considerations and allow for private or commercial use options. Mr. Bales explained that proposed uses considered were stipulated to be for public or 501(c)(3) uses.

Dr. Williams said he had no problem with considering private development, but he does not want to delay the process with some potential use that we don't have any definition of.

A motion was made by Mr. Kelemen, seconded by Dr. Williams, that this Resolution be Adopted. The motion carried by the following vote:

Aye: 6 - Mr. Jeffers, Mr. Kelemen, Dr. Williams, Mr. Wooldredge, Mr. Basil and Mr. Hanink

9. Legislation

12-127 **AN ORDINANCE AMENDING PART TWELVE OF THE ORDINANCES OF HUDSON TO AMEND THE OFFICIAL ZONING DISTRICT MAP TO REZONE PART OF 5715, 5735 AND 5751 DARROW ROAD FROM DISTRICT 3, OUTER VILLAGE RESIDENTIAL NEIGHBORHOOD ZONE, TO DISTRICT 7, OUTER VILLAGE COMMERCIAL CORRIDOR**

Executive Summary: This matter concerns the requirement for City Council to conduct three readings and conduct a public hearing concerning an Ordinance to rezone part of the former Clarke Ford property from District 3 to District 7. A public hearing has been scheduled for November 7, 2012.

Sponsors: Mayor Currin

Attachments: Existing and Proposed Zoning

Current Site Plan

PC Referral to City Council 8-13-12

PC Recommendation 9-10-12

PC Decision 10-8-12

Ord. No. 12-127

Ord. No. 12-127 (as amended 10/17/2012)

Third Reading

10. Executive Session

Mr. Basil recessed the meeting at 8:09 p.m.

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to go into Executive Session to discuss matters concerning collective bargaining. The motion carried by the following vote:

Aye: 6 - Mr. Kelemen, Dr. Williams, Mr. Wooldredge, Mr. Basil, Mr. Hanink and Mr. Jeffers

Mr. Basil reconvened the regular meeting at 8:40 p.m.

A motion was made by Mr. Wooldredge, seconded by Mr. Hanink, to go out of Executive Session and into the regular meeting. The motion carried by the following vote:

Aye: 6 - Dr. Williams, Mr. Wooldredge, Mr. Basil, Mr. Hanink, Mr. Jeffers and Mr. Kelemen

11. Adjournment

There being no further business, Mr. Basil adjourned the Council meeting at 8:40 p.m.

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David A. Basil, President of Council

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Elizabeth Slagle, Clerk of Council