

A RESOLUTION PLACING AN ISSUE FOR ADVISORY ELECTION ON THE BALLOT AT THE MAY 7, 2019 ELECTION SEEKING THE APPROVAL OF THE VOTERS OF HUDSON TO CONTINUE WITH THE REDEVELOPMENT OF THE DOWNTOWN PHASE TWO AREA AS A PUBLIC AND PRIVATE DEVELOPMENT; AND DECLARING AN EMERGENCY.

WHEREAS, a downtown redevelopment plan was first proposed as part of the 1995 City of Hudson Comprehensive Plan in order to create a long term vision for downtown Hudson that included both the Phase I development area (which became Hudson's First and Main) and the Phase II area currently being considered; and

WHEREAS, the 2015 Comprehensive plan, approved by City Council on January 19, 2016 through Res. No. 2015-124, established a development plan for the Phase II area as an integrated and walkable extension of the already existing First and Main development comprised primarily of commercial, office, and residential uses; and

WHEREAS, on May 17, 2016 through Res. No. 2016-86, City Council authorized a request for qualification process to identify a preferred development partner to implement the 2015 Comprehensive Plan's vision of the Downtown's Phase II area; and

WHEREAS, on September 6, 2016 through Res. No. 2016-145, City Council authorized the City Manager to execute a letter of intent with Testa Companies to begin with the process of redevelopment of the Downtown Phase II area; and

WHEREAS, the City of Hudson, in conjunction with Testa Companies, completed numerous public engagement sessions in the years 2016 and 2017 to assist in developing a preliminary plan for the redevelopment of the Downtown Phase II area which was submitted to the Planning Commission in April of 2018; and

WHEREAS, the Planning Commission conducted public meetings and hearings on April 30, 2018, May 14, 2018, May 30, 2018, July 9, 2018 and July 23, 2018 to review the above referenced preliminary plan and offered a recommendation of approval with conditions to the City Council on July 23, 2018; and

WHEREAS, City Council conducted a public hearing on August 14, 2018 regarding the preliminary plan followed by discussion and deliberation at the meetings of August 21, 2018 and the workshop of August 28, 2018 and on September 4, 2018 approved the preliminary plan with conditions; and

WHEREAS, the City of Hudson is a municipal corporation operating under a Charter form of government, which grants all powers, general, special, governmental or proprietary that may be now or hereafter lawfully possessed or exercised by municipal corporations under the constitutional and general laws of the State of Ohio; and

WHEREAS, this Council seeks to place an issue on the ballot for the May 7, 2019 election whereby the voters of the City of Hudson may vote on the issue of whether to support the City's continuance with the redevelopment of the Downtown Phase Two Area as a public and private development; and

WHEREAS, Section 3 of Article XVIII of the Ohio Constitution grants authority to Ohio municipalities to call such elections on such matters of local concern; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of Hudson, Summit County, State of Ohio:

Section 1: That the question of seeking the opinion of the voters of Hudson of whether to continue with the above-stated redevelopment of the Downtown Phase Two area as a public and private development subject to final approval by the Architectural and Historic Board of Review and City Council be submitted to the voters of the City of Hudson for an advisory election at the primary election to be held therein on the 7th day of May, 2019 and said election shall be held at the regular places of voting in said City as established by the Board of Elections of Summit County, Ohio, within the times provided by law and shall be conducted, canvassed, and certified in a manner provided by law.

Section 2: The form of the ballot to be cast at the election on the question shall be substantially as follows:

ADVISORY ELECTION  
DOWNTOWN PHASE TWO REDEVELOPMENT  
CITY OF HUDSON, OHIO

(A Majority Vote Is Necessary For Passage)

Should the City of Hudson continue with the redevelopment of the Downtown Phase Two area as a public and private development subject to final approval by the Architectural and Historic Board of Review and City Council?

- YES
- NO

Section 3: That the Clerk of Council be, and she hereby is, authorized and directed to give or cause to be given notice of said election as provided by law.

Section 4: That the Clerk of Council be, and she hereby is, authorized and directed to certify a copy of this Resolution to the Board of Elections of Summit County, Ohio for placement on the ballot at the May 7, 2019 election.

Section 5: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal

action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare and for the further reason that it is immediately necessary to become effective so that it can be timely filed with the Board of Elections in order to submit the issue to the voters on the May 7, 2019 ballot; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council except that six (6) affirmative votes shall be required if all members are present; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: January 22, 2019

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David A. Basil, Mayor

ATTEST:

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Elizabeth Slagle, Clerk of Council

I certify that the foregoing Ordinance No. 18-196 was duly passed by the Council of said Municipality on January 22, 2019.

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Elizabeth Slagle, Clerk of Council

First Reading: December 18, 2018

Second Reading: January 8, 2019

Third Reading: January 22, 2019