



City Council Regular Meeting Minutes
The City of Kent, Ohio
Wednesday, May 20, 2020

Special Note: Due to the Covid-19 Pandemic, this meeting was conducted virtually and broadcast live on the City's YouTube Channel

At 7:30 p.m., Mayor Jerry T. Fiala called the **Regular Meeting of Kent City Council** to order. Roll was taken.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Ms. Gwen Rosenberg; Ms. Heidi Shaffer; Mr. Roger Sidoti; Mr. Robin Turner and Ms. Tracy Wallach

ALSO, PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Bridget Susel, Community Development Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Melanie Baker, Service Administration Director; Mr. Gary Bishop, IT Manager; Ms. Joan Seidel, Health Commissioner; Mr. John Tosko, Fire Chief; Mr. Tom Wilke, Economic Development Director; and Ms. Amy Wilkens, Clerk of Council.

Mr. Sidoti thanked the Mayor and said he hoped everyone was staying healthy and families are doing well. He gave a special "shout out" to Karen Travis who is retiring from the Police Department. Karen was very instrumental during Mr. Sidoti's time as a high school principal as a pro student, young student and family. He wanted to make everyone aware and if you see Karen to congratulate her. He led the meeting in the Pledge of Allegiance.

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF April 15, 2020 made by Ms. Rosenberg, seconded by Mr. Sidoti, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE MINUTES OF THE JOINT FRANKLIN TOWNSHIP MEETING OF May 6, 2020 made by Mr. Kuhar, seconded by Mr. DeLeone and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

COMMUNICATIONS:

Audience Communication

Mayor Fiala asked if there were any members of the public joining the meeting.

Clerk Wilkens introduced Betsy Rader.

Betsy Rader, of 8283 Fairmount Road in Novelty, Ohio in Russell Township introduced herself. She is happy to meet council, wishing it could have been in person but this is the next best thing. She is running as the Democratic candidate for State Senate in District 18. She will be running for an open seat this November. The district includes all of Portage County, and parts of Geauga and Lake Counties. She has lived in Russell Twp. For over 25 years. She comes from humble beginnings with her mother working minimum wage jobs and struggled to get by. She is familiar with what it is like to not have enough food on the table. She worked her way through high school and college and was able to get a scholarship to Yale

Law School and became an attorney. She ran Geauga County's Child Advocacy program for abused children, worked for Geauga County Juvenile Court, was an Executive for a Staffing Company and then Senior Counsel at the Cleveland Clinic. She has also studied healthcare policy and worked for the Centers for Medicaid and Medicare and helped implement the Affordable Care Act. She currently has her own law firm and mostly represents workers who have been discriminated against and coaches businesses on how to comply with the laws. She ran for Congress in 2018 and decided in 2020 that it is important to get people in the State Senate that are going to prioritize what matters to regular people. She is focusing on pandemic recovery, healthcare and affordable prescription drugs including making sure Medicaid is available for those who need it.

She wanted to let everyone know that Kathleen Clyde and her are going to be doing a Facebook Live event on 5/21/20 at 7 p.m. to discuss voting in November, jerrymandering and making sure everyone has a voice with who they are represented. She encouraged everyone to look at her website and contact her if they have any questions.

Written Communication

- 1.1.1 Architecture Review Board Agenda for May 5, 2020 was received on April 27, 2020.
- 1.1.2 Letter from Judge Becky Doherty addressed to Mayor and Council regarding addressing Council in person. Forwarded on May 8, 2020.
- 1.1.3 Board of Health Agenda and statistical report for the 5/12/20 meeting as well as the minutes from the 4/14/20 meeting were received on May 8, 2020.
- 1.1.4 Standing Rock Cemetery Board of Trustees meeting agenda for May 14, 2020 received on May 11, 2020

City Manager's Report was called for by Mayor Fiala.

1. Authorize the acceptance and appropriation of a \$4,400 donation to Kent Parks & Recreation for playground equipment from the Kent Rotary Foundation. (Draft #2020-44)
2. Hope Jones has requested Community Development Committee time to review the section of City Code related to farm animals and types of offenses.
3. Tom Wilke has requested Community Development Committee time to allow Main Street Kent to present their proposal for the City to pursue the State designation of downtown Kent as a Downtown Outdoor Refreshment Area (DORA).
4. Jim Bowling has requested Streets, Sidewalks & Utilities Committee time to present a proposal to authorize the staff to be able to issue temporary approval administratively for businesses to use City sidewalks and streets to assist business reopening and ensuring compliance with social distancing requirements.
5. Bridget Susel has requested Streets, Sidewalks & Utilities Committee time to present a request from the Haymaker Farmer's Market to allow a temporary road closure as part of the Market reopening on Franklin Avenue and ensure proper social distancing.
6. Chief Tosko and Rhonda Hall have requested Finance Committee time to present the recommendation to place the renewal of the West Side Fire Levy on the Fall ballot.
7. Bridget Susel has requested Finance Committee time to propose an amendment to the City's 5-Year Revolving Loan Fund Update that would provide greater loan flexibility as a result of Covid-19.
8. Rhonda Hall has requested Finance Committee time for Council's authorization of the proposed 2020 Budget Appropriations Amendment.

MOTION TO APPROVE ITEMS #1-8 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Ms. Rosenberg, and **CARRIED** by a voice vote of 9-0.

STANDING COMMITTEES/ LEGISLATION

1. COMMITTEE OF THE WHOLE:

MOTION TO APPROVE THE COMMITTEE OF THE WHOLE MEETING MINUTES of May 6, 2020 was made by Mr. Amrhein, seconded by Mr. DeLeone and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

Recommended Actions: NONE

Voting on Boards and Commissions

Mayor Fiala stated the review of the applications took place at the Committee Meeting on May 6, 2020. On behalf of Council, Mayor Fiala thanked all the applicants who had applied for Boards and Commissions, as they are very important to the City of Kent. For each appointment, Mayor Fiala will ask for a motion from the floor. The position deemed to have five votes will be the winner.

Mayor Fiala introduced the first appointment for the Board of Building Appeals with only one applicant.

MOTION TO APPROVE DAVID HANSFORD for the Board of Building Appeals was made by Mr. Amrhein, seconded by Ms. Shaffer and CARRIED by a voice vote of 9-0.

Mayor Fiala announced one (1) vacancy for the Board of Health and two (2) applicants. He asked for a motion from the floor.

MOTION TO APPROVE LOUISE FREDERICK for the Board of Health was made by Mr. Kuhar, seconded by Mr. Sidoti and CARRIED by a voice vote of 9-0.

Mayor Fiala announced one (1) vacancy available for the Civil Service Commission and three (3) applicants.

MOTION TO APPROVE MARILYN SESSIONS for the Civil Service Commission was made by Mr. Ferrara, seconded by Ms. Shaffer and CARRIED by a voice vote of 5-4 with Mr. DeLeone, Mr. Sidoti, Ms. Wallach and Mr. Turner voting "no". Mr. Turner added he was accidentally muted during this discussion and wanted to nominate another candidate. Seeing that Marilyn Sessions received the majority vote, he stated it wouldn't have worked anyways.

Mr. Turner requested clarification regarding the voting procedure. He was not aware that Council was not going to vote on each candidate individually. He thought the voting process would be to go down the list for each candidate and count the number of votes. He wanted to understand the process.

Ms. Jones confirmed the way the process works is a motion will be made for a candidate on the floor. She said Council was not going to vote on each person. They will vote until someone has the majority of votes. Since Marilyn (Sessions) had the majority, there was no need to go on to the other two candidates.

Mr. Turner said he understands the process better now.

Mayor Fiala announced one (1) vacancy and one (1) applicant for the Board of Design and Preservation.

MOTION TO APPROVE HOWARD BOYLE II was made by Mr. Kuhar, seconded by Mr. Ferrara and CARRIED by a voice vote of 9-0.

Mayor Fiala announced one (1) vacancy for the Parks and Recreation Board and it would be for the unexpired term ending in 2021.

MOTION TO APPROVE KATHLEEN WILER was made by Ms. Rosenberg, seconded by Ms. Shaffer and CARRIED by a voice vote of 7-2 with Mr. Turner and Ms. Wallach voting "no".

MOTION TO APPROVE ALL OF THE NAMES OF THE NEW BOARDS AND COMMISSION MEMBERS was made by Mr. DeLeone, seconded by Mr. Kuhar and CARRIED by a voice vote of 9-0.

Ms. Heidi Shaffer added there were a lot of really good candidates and wanted to encourage everyone not appointed to not get discouraged and to try again. It is unusual to have four people for one position and to apply again, maybe having a second choice in mind. Council really values the people put on Boards and Commissions and appreciate everyone that has applied.

Mr. Robin Turner added that he concurred with Ms. Shaffer and thought the Parks and Recreation applicants were exceptional. They were a very strong group and would urge their participation in other areas of the City.

Draft No 2020- 34 A RESOLUTION APPOINTING DAVID HANSFORD TO THE BOARD OF BUILDING APPEALS, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-34 made by Mr. Kuhar and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Resolution 2020-34 has passed.

Draft No 2020-35 A RESOLUTION APPOINTING LOUISE FREDERICK TO THE BOARD OF HEALTH, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. DeLeone seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-35 made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Resolution 2020-35 has passed.

Draft No. 2020-36 A RESOLUTION APPOINTING MARILYN SESSIONS TO THE CIVIL SERVICE COMMISSION, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-36 made by Mr. Kuhar and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Resolution 2020-36 has passed.

Draft No. 2020- 37, A RESOLUTION APPOINTING HOWARD BOYLE II TO THE DESIGN AND PRESERVATION COMMITTEE, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-37 made by Ms. Shaffer and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Resolution 2020-37 has passed.

Draft No. 2020-38 A RESOLUTION APPOINTING KATHLEEN WILER TO THE PARKS AND RECREATION BOARD, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-38 made by Mr. Kuhar and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Resolution 2020-38 has passed.

2. COMMUNITY DEVELOPMENT COMMITTEE:

MOTION TO APPROVE THE COMMUNITY DEVELOPMENT MEETING MINUTES of April 15, 2020 and May 6, 2020 made by Mr. Kuhar, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0-1, with Ms. Wallach abstaining.

Recommended Actions:

- 1) Authorize the temporary moratorium on City Parks and Recreation Fees
- 2) Authorize Community Development and Law Departments to review the developer impact fees and return to Council with recommendation.
- 3) Authorize allocation of \$178,696 in the CDBG Coronavirus funds.
- 4) Authorize CDBG 2020-2024 Consolidated Plan and PY2020 Action Plan

MOTION TO APPROVE THE COMMUNITY DEVELOPMENT MEETING Actions #1-4 made by Mr. Kuhar, seconded by Ms. Rosenberg, and CARRIED by a voice vote of 9-0.

Draft No. 2020-39 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE APPLICABILITY OF THE PROVISIONS OF CHAPTER 1191, TITLED "PARKS AND RECREATION FEES," THE IMPOSITION OF ANY FEES, DEDICATION OF LANDS AND ALL OTHER REQUIREMENTS OF THE CHAPTER, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

Ms. Jones said this was not the final version of the ordinance sent to the Clerk and this item should be moved to June.

Draft No. 2020-40 AN ORDINANCE APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR FISCAL YEAR 2020 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, INCLUDING THE 2020-2024 FIVE YEAR CONSOLIDATED PLAN AND PY2020 ANNUAL ACTION PLAN AND AUTHORIZING THE EXECUTION AND FILING OF THE 2020-2024 CONSOLIDATED PLAN AND PY2020 ANNUAL ACTION PLAN, INCLUDING RELATED CERTIFICATIONS, AND UPON AWARDING OF THE GRANT, AUTHORIZING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Ms. Shaffer seconded by Ms. Rosenberg. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, and Ms. Wallach. The Motion CARRIED by a roll call vote of 8-0-1 with Mr. Turner abstaining.

MOTION TO ADOPT DRAFT NO. 2020-40 made by Ms. Shaffer and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, and Ms. Wallach. The Motion CARRIED by a roll call vote of 8-0-1 with Mr. Turner abstaining.

Ordinance 2020-40 has passed.

Draft No. 2020-46 AN ORDINANCE AMENDING RESOLUTION 2019-55, PASSED MAY 15, 2019 APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR PROGRAM YEAR (PY) 2019 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, INCLUDING THE PY2019 ANNUAL ACTION PLAN IN ORDER TO ACCEPT SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS (CDBG-CV) FUNDS, AVAILABLE THROUGH THE CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (CARES ACT), IN THE AMOUNT OF \$178,696.00, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Ms. Shaffer seconded by Ms. Rosenberg. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-46 made by Ms. Shaffer and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-46 has passed.

3. FINANCE COMMITTEE:

MOTION TO APPROVE THE FINANCE COMMITTEE MINUTES of April 15, 2020 and May 6, 2020 made by Mr. DeLeone, seconded by Mr. Sidoti, and CARRIED by a voice vote of 8-0-1, with Ms. Wallach abstaining.

MOTION TO APPROVE THE FINANCE COMMITTEE ACTION ITEMS made by Mr. DeLeone, seconded by Mr. Kuhar, and CARRIED by a voice vote of 9-0.

Recommended Actions:

1. Authorize Chief Tosko to apply for Covid-19 grant funds
2. Approve the blanket Ordinance to allow staff to apply for and allocate Covid-19 grant funds.
3. Authorize the proposed budget appropriations amendments.

Draft No 2020-41 AN ORDINANCE AUTHORIZING THE KENT FIRE DEPARTMENT TO APPLY FOR THE FY 2020 COVID-19 AFG SUPPLEMENTAL GRANT, AND TO ACCEPT ANY GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATIONS OF FUNDS WHICH PROVIDES FUNDING FOR PERSONAL PROTECTIVE EQUIPMENT AND CERTAIN DECONTAMINATION AND DISINFECTION SUPPLIES, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. DeLeone seconded by Ms. Rosenberg. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-41 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-41 has passed.

Draft No 2020-42 AN ORDINANCE AMENDING ORDINANCE NO. 2019-139, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 18, 2019; SO AS TO ADJUST APPROPRIATIONS, TRANSFERS AND ADVANCES FROM THE VARIOUS FUNDS OF THE CITY OF KENT TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020; AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. DeLeone seconded by Ms. Rosenberg. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-42 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-42 has passed.

Draft No. 2020-43 AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT FUNDING APPLICATIONS TO LOCAL, STATE AND FEDERAL AGENCIES DURING THE COVID-19 PANDEMIC, AND TO ACCEPT ANY GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATIONS OF FUNDS FOR SUPPLIES, EQUIPMENT, AND FUNDING TO FIGHT THE COVID-19 VIRUS, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-43 made by Ms. Shaffer and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-43 has passed.

Draft No. 2020-44 AN ORDINANCE ACCEPTING A DONATION IN THE AMOUNT OF \$4,400.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM THE KENT ROTARY FOUNDATION FOR THE PURCHASE OF PLAYGROUND EQUIPMENT FOR THE PLAYGROUND AT 1115 FRANKLIN AVENUE, KENT RECREATION CENTER, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-44 made by Mr. DeLeone and seconded by Ms. Shaffer. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-44 has passed.

4. HEALTH AND SAFETY COMMITTEE:

MOTION TO APPROVE THE FINANCE COMMITTEE MINUTES of April 15, 2020 and May 6, 2020 made by Mr. Amrhein, seconded by Mr. DeLeone, and CARRIED by a voice vote of 8-0-1, with Ms. Wallach abstaining.

MOTION TO APPROVE THE FINANCE COMMITTEE ACTION ITEM made by Mr. Amrhein, seconded by Mr. Kuhar, and CARRIED by a voice vote of 9-0.

Recommended Actions:

- 1) Authorize the sale of the surplus City safety radios.

Draft No. 2020-45 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO SELL OLDER MODELS OF POLICE AND FIRE VHF-BAND RADIOS TO ALL SEASON DISTRIBUTION BECAUSE THESE RADIOS ARE OBSOLETE BY THE PURCHASE OF MARCS MOTOROLA RADIOS PURCHASED IN 2018, WAIVING COMPETITIVE BIDDING, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-45 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

Ordinance 2020-45 has passed.

5. LAND USE COMMITTEE:

NO MINUTES OR RECOMMENDED ACTIONS TO BE APPROVED.

Draft No. 2020-47 AN ORDINANCE AMENDING THE CITY'S ZONING DISTRICTS MAP FOR PARCEL #17-011-10-00-023-000 (500 VFW PARKWAY) TO BE REZONED FROM ITS CURRENT 1155 I: INDUSTRIAL TO 1133: R-3 HIGH DENSITY RESIDENTIAL, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT NO. 2020-47 made by Mr. Kuhar and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

6. **STREETS, SIDEWALKS & UTILITIES COMMITTEE:**

MOTION TO APPROVE THE STREETS, SIDEWALKS & UTILITIES COMMITTEE MEETING MINUTES of April 15, 2020 made by Mr. Sidoti, seconded by Ms. Shaffer, and CARRIED by a voice vote of 8-0-1, with Ms. Wallach abstaining.

Recommended Actions: NONE

SPECIAL COMMITTEE REPORTS: NONE

UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

COUNCILMEMBERS' COMMENTS:

Ms. Wallach asked the Administration about first responders and their ability to get the necessary supplies.

Mr. Ruller said the inventory is pretty good and said the Joan (Seidel) and Melanie (Baker) are on the call and can address this question.

Melanie Baker said Kent is in fairly good shape compared to neighboring communities. The Fire Department has N95 masks in supply and Central Maintenance has the tybex suits, raincoats to outfit the Fire Department to help with safety. They are keeping up on orders of what is needed and considering future supplies needed if there is a second outbreak. There has been an outpouring of help from residents who have donated cloth masks which have been passed on to staff for when they are out and about.

Ms. Wallach noted she had driven through downtown after everything had reopened and noticed no social distancing, nobody wearing masks, and asked if signage could be posted that says "Wear a mask, save a life" just as a reminder.

Joan Seidel, Health Commissioner, stated there is signage that has been ordered and approved by the Board of Health that emphasizes social distancing. It is a new concept and hard for many to understand, embrace and practice on a routine basis. Education will need to continue. Sanitarians have gone out to local restaurants, bars and shops to help them set this up. There is more signage to be put up in regards to symptoms so those that are feeling unwell don't enter a business. She made rounds to downtown bars to encourage and educate and will continue to do so this weekend.

Ms. Wallach asked if some of the signage could read "Wear a Mask, Save a Life". She said this is not something Americans are used to, but in Hong Kong everybody wears a mask and has a normal life.

Ms. Seidel replied she thinks the issue is that masks are not mandatory and everybody isn't obligated to wear a mask. Some have medical conditions that preclude the ability for them to wear a mask safely. You will not see 100% masking. We can put signs up but they should be more educational.

Ms. Wallach stated she knows it is not required but it is a recommendation to have a sign as she mentioned to encourage people to wear masks.

Ms. Seidel said there will be signs to show mask wearing and will be put on social media as well.

Mr. Turner commended Joan Seidel and the Health Department and all they have been doing. The most important piece is education, as mentioned. A lot of people are not grasping it, sometimes thinking the police should be enforcing and arresting people. They think social distancing and covering themselves are violation of law as opposed to health violations and civil violations. We are going to have to do a better job of educating. He is unsure how this should be done, but social media would be big such as Facebook. There are limitations to what we can do, but there are things that we can do. Some are looking at this as an opportunity to create division and we are in a very difficult position. People who are not social distancing or wearing masks are putting other people at risk. He wants people to know that we are doing all we can to protect the general public. Mr. Turner commended the Health Department, the City and the State for all of the work done to date.

Ms. Seidel thanked Mr. Turner for his kind comments and thanked him for recognizing and highlighting the fact that a lot of education is needed to bring those who are receptive up to speed but then do extra education for those who are maybe skeptical and not accepting of the message. They are working very hard and will continue to do so.

Mayor Fiala stated that Governor DeWine mentioned enforcement by removing liquor permits and asked if it is a State of Ohio issue or does it fall under the City.

Ms. Seidel stated Governor DeWine was speaking to bigger metropolitan areas such as Cleveland, Columbus and Cincinnati that had widespread compliance issues that was overwhelming. The Governor organized state agencies to form a group to go out undercover to issue citations and pull liquor licenses. Kent is not at this point and we want to help bars and restaurants come back and be successful and we want to be educational at this point.

Mr. Ruller said it is a topic that has received much attention in regards to the City's ability to go beyond education. Ms. Hope Jones has done a lot of research on the authority the Governor is giving to cities. The Governor has taken a step back saying it isn't about enforcement but personal responsibility.

Ms. Hope Jones replied that liquor enforcement has the ability to remove liquor licenses, bars can be continued to be watched and that every October, liquor licenses are renewed and if there is an establishment that constantly not followed the orders, an appeal could be made to Columbus indicating the City does not want the license to be renewed. With that being said, liquor enforcement will be the lead on the criminal side. Ms. Jones' office is always available if there is an issue and they will review any information and determine if criminal charges should be filed. Right now, it is education first.

Mr. Kuhar asked if Melanie (Baker) could check with the company in Columbus who invented the fogger that suspends the chemicals and sanitizes buildings and vehicles in seconds.

Ms. Baker said they had looked into the company Attel and is working with the Sheriff's Office to help with sanitizing masks. The Fire Department is using a tray with liquid chemicals to step into and dry on a mat so germs are not being brought into the living quarters and living areas.

Mr. Kuhar asked about a spray machine with an electric charge in the air and is used in airplanes.

Melanie Baker replied they are using chemicals that are not electrified but used to sterilize their equipment.

Mr. Kuhar said it is a machine that can-do large areas in short periods of time. He is going to look for more information about this and forward to Ms. Baker.

Ms. Wallach asked Hope Jones if cities could enact stricter laws than the state.

Ms. Jones said yes, they can.

MAYOR'S REPORT:

Mayor Fiala mentioned the banners located throughout the city (blue with a blue stripe) which are to acknowledge Ohio Blue Light Week and Police Week. Monday is Memorial Day and because there is no service in the City of Kent, the American Legion will be at the cemetery on Thursday night at 5 p.m. to place flags on graves.

Mayor Fiala read the following poem for Memorial Day:

I do not know your name
Nor for which battle you died.
I do not know your home,
Nor the tears that were cried.

I do not know where you rest
Nor the promises broken.
I do not know your uniform
And your fears lay unspoken.

But I know your spirit exists-
That your courage is admired,
And your sacrifice is honored
By each soul that's inspired.

And I offer you from my heart
Thank you, to guardians unknown
For offering yourselves for us all
That we may keep freedom our home.

Bless you

Mayor Fiala wished a happy 20th wedding anniversary to Amy Wilkens and her husband Jon.

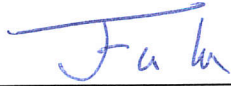
Mayor Fiala announced that Chief Lee will be retiring officially on June 5th.

Mr. Ruller said Chief Lee has been a phenomenal chief and will be a big loss. Chief Lee has people behind her she has brought through the ranks; Captain Shearer will be the next chief. The official swearing in will be a small activity so the transition occurs. A swearing in with Council and the community will be in the future once cleared by the Health Department. He mentioned the department is also making a video for Detective Travis' retirement to the song "Happy". Anyone wanting to contribute should speak with him.

The Regular Meeting adjourned at 8:49 P.M.



Amy Wilkens
Clerk of Council



Jerry T. Fiala
Mayor and President of Council