



City of Kent
Wednesday, November 17, 2021
City Council Committee Meetings
320 S. Depeyster Street, Kent, OH 44240

AGENDA

6:30 P.M. Special Council Committee Meetings

1. Call to Order
2. Committee of the Whole
 - 2.1. Proposed Ward Changes from 2020 Census (Bridget Susel)
3. Finance Committee
 - 3.1. 2021 Review and Proposed 2022-26 Capital Plan Update (Jim Bowling, Rhonda Hall)
4. Adjourn

Any person who requires an auxiliary aid or service for effective communication or a modification of policies and procedures to participate in any City or City Council public meeting or event should contact the Clerk of Council at 330-676-7555 or councilclerk@kent-ohio.org. Any request for auxiliary aid or other accommodation should be made as soon as possible, but no later than forty-eight hours prior to the event.



City of Kent
Wednesday, November 17, 2021
Regular City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

AGENDA

Board of Control (Immediately After Committee Mtg.)

Regular Council Meeting (Immediately After Board of Control)

1. Roll Call
2. Opening Remarks and Pledge of Allegiance- Ms. Rosenberg
3. Approval of Minutes
 - 3.1. Regular City Council Meeting of October 20, 2021
 - 3.2. Special City Council Meeting Minutes from November 3, 2021
4. Communications
 - 4.1. Public Comment
 - 4.1.1. Anyone wishing to address Council must submit their written comments to the Clerk of Council at councilclerk@kent-ohio.org by 4:30 p.m. on the day of the meeting. If also requesting to speak at the meeting, comments are limited to three (3) minutes
 - 4.2. Written Communication (All placed on file in the Clerk of Council's office)
 - 4.2.1. Standing Rock Cemetery October Meeting Minutes and Agenda for November 11, 2021 received on November 5, 2021.
 - 4.2.2. Planning Commission Agenda and Staff Report for the November 16, 2021 meeting was received on November 9, 2021.
 - 4.3. City Manager's Report
5. Standing Committees & Legislation
 - 5.1. **Committee of the Whole** (Mayor Fiala)
 - 5.1.1. Committee Meeting Minutes of November 3, 2021

5.1.2. Action(s) Recommended

- a. Authorize City Administration to proceed with the next steps concerning the bid on the New City Hall project.

5.1.3. Voting on Board and Commission Appointments

5.1.4. Authorize Insertion of Names into Legislation

5.1.5. **DRAFT NO. 2021-116** A RESOLUTION APPOINTING _____ AND _____ TO THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY (Authorized)

5.1.6. **DRAFT NO. 2021-117** A RESOLUTION APPOINTING _____ TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY.(Authorized)

5.1.7. **DRAFT NO. 2021-118** A RESOLUTION APPOINTING _____ TO THE BOARD OF ZONING APPEALS AND DECLARING AN EMERGENCY(Authorized)

5.2. **Community Development** (Kuhar/Rosenberg)

5.2.1. Committee Meeting Minutes from November 3, 2021

5.2.2. Action(s) Recommended

- a. Postpone decision on appeal from Kent Sportwear until guidelines developed by Architecture Review Board.
- b. Authorize the City to serve as administrative agent for the local historical grant application for the Liquid Crystal Institute.
- c. Authorize the renewal of the Main Street Kent Contract for 2022-2024.

5.2.3. **DRAFT NO. 2021- 119** AN ORDINANCE AUTHORIZING THE CITY OF KENT, OHIO, AS A STATE DESIGNATED CERTIFIED LOCAL GOVERNMENT (CLG), TO ADMINISTER A GRANT BEING SUBMITTED FROM TODD PACKER AND ASSCIATES, LLC, TO THE OHIO HISTORY CONNECTION CERTIFIED LOCAL GOVERNMENT GRANT PROGRAM FOR FY 2022, AND DECLARING AN EMERGENCY (Authorized)

5.2.4. **DRAFT NO. 2021- 120** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO RENEW THE AGREEMENT BETWEEN MAIN STREET KENT AND THE CITY OF KENT FOR ANOTHER THREE (3) YEARS TO PROMOTE ECONOMIC

DEVELOPMENT AND REVITALIZATION TO THE CITY, AND
DECLARING AN EMERGENCY (Authorized)

5.3. **Streets, Sidewalks and Utilities** (Sidoti/Wallach)

5.3.1. Committee Meeting Minutes for November 3, 2021

5.3.2. Action(s) Recommended

- a. Authorize grant funding request and acceptance for E. Main Street Project
- b. Authorize grant funding request and acceptance for Hike and Bike Trail.

5.3.3. **DRAFT NO. 2021-121** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A TRANSPORTATION ALTERNATIVES SET ASIDE FUNDING APPLICATION (TASA) IN THE AMOUNT OF \$700,000 AND EXECUTE THE SUBSEQUENT AGREEMENT WITH AMATS TO IMPROVE THE EAST MAIN STREET IMPROVEMENT PROJECT, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY (Authorized)

5.3.4. **DRAFT NO. 2021-122** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A TRANSPORTATION ALTERNATIVES SET ASIDE FUNDING APPLICATION (TASA) IN THE AMOUNT OF \$483,100 AND EXECUTE THE SUBSEQUENT AGREEMENT WITH AMATS TO DESIGN AND ACQUIRE RIGHT OF WAY FOR THE FINAL SEGMENT OF THE PORTAGE HIKE AND BIKE TRAIL, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY (Authorized)

5.4. **Finance Committee** (DeLeone/Wallach)

5.4.1. Committee Meeting Minutes for November 3, 2021

5.4.2. Action(s) Recommended

- a. Authorize the transfer of County tax proceeds.

5.4.3. **DRAFT 2021- 123** A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE ANY PROPERTY TAXES THAT HAVE BEEN COLLECTED PRIOR TO THE NORMAL FEBRUARY SETTLEMENT DATE FROM THE PROCEEDS OF THE 2021 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE (Authorized)

6. Unfinished Business
7. New Business
8. Councilmembers' Comments
9. Mayor's Report
10. Executive Session

10.1. MOTION FOR AN EXECUTIVE SESSION IMMEDIATELY FOLLOWING THE MEETING IN ACCORDANCE WITH ORC §121.22 Section G, Item (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment; Items to be discussed- Contract Negotiations

11. Adjourn

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City Council Regular Meeting
The City of Kent, Ohio
Wednesday, October 20, 2021

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; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Robin Turner; Ms. Tracy Wallach; Mr. Roger Sidoti

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; Ms. Melanie Baker, Service Director; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary Bishop, IT Manager; Mr. Bill Myers, Fire Chief; Ms. Suzanne Stemnock, HR Manager; Ms. Amy Wilkens, Clerk of Council

Mayor Fiala called upon Councilmember DeLeone for opening remarks. There were no councilman comments and Mr. DeLeone asked everyone to stand for the Pledge of Allegiance.

Approval of Regular Council Meeting Minutes:

MOTION TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF September 15, 2021, Work Session Minutes of September 15, 2021, Regular City Council Meeting of September 15, 2021, Democracy Day Public Hearing of October 6, 2021, DORA Expansion Public Hearing of October 6, 2021, and the Special Council Meeting Minutes of October 6, 2021 made by Mr. DeLeone, SECONDED by Mr. Kuhar and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

Communication:

Public Comment: There were three visitors signed in to speak at the meeting.

Mayor Fiala read the following statement:

"While the law does not require Council to provide time for public comment, we have historically invited the public to make comments and we appreciate their input. This is the time where residents and others can comment on matters that concern them. However, we will not engage in debate, and as President of Council, I reserve the right to end any public communication that is disruptive, embarrassment, harassment or otherwise objectionable. We ask that give your name and address and limit comments to three (3) minutes."

1. Ms. Barb Hipsman Springer approached the podium introduced herself to Council. She referenced a letter that was sent to Council in regards to the 43 acres near

Allerton and the proposed development. She would like for this to be on Council's radar. A Request for Information and a Request for Qualification have gone out. She added that this is a transformational situation, with 43 acres being in the middle of town. It is the University's land but will be leased to a developer. The question she has for City Council is where they fit in. There are going to be a thousand voters located there and will end up changing the whole face of that end of town. She encouraged Council to look into who is involved and if they have the City's best interest in mind. She has been out to Portland with her husband, Bob Springer, a lot recently to visit their two daughters who live there, and have done a lot of work looking at multi-generational housing. Bigger things such as this can make a sub community within Kent but if they just build ranch houses, where does that go? This is your last chance in the city of Kent to do something transformational. The University can say whatever it wants, it is not student housing. They will rent the land to whatever developer wins the bid. Two of the original companies involved have backed out due to it not being enough money to plan with. She is asking Council to take another look at it and attend the meeting next Wednesday night at 6:00pm at the KSU Rec Center.

2. Judge Mark Fankhauser of 1421 River Trail approached the podium to speak to Council. Judge Fankhauser introduced his wife who was in the office. He came to Council to discuss his qualifications as a trial judge, speak on the endorsements of his work and to ask to be reelected in his role as Judge. His main goal as a judge is to treat people in the courtroom fairly and justly and that is what he has done for the past twelve years. He is a judge who knows the law, follows the law and upholds the law. He thanked everyone for their support and asked that they vote in the November election.
3. Judge Kevin Poland approached the podium and thanked Council the opportunity to address them. They have been going around to different communities to address Councils. He believes experience matters, having 35 years of practicing law. He was on Ravenna City Council for nineteen years with the last 12 years as Council President and then Mayor for four years. Between him and Judge Fankhauser they have handled in excess of 165,000 cases. He believes justice is not something that isn't just given, but something that you need to work at. He believes he has a reputation of being fair and impartial. He loves his job and hopes to continue doing it after November 2nd.

Written Communications were reported by Clerk Wilkens and placed on file in the Clerk's office as follows:

1. Civil Service Commission Meeting Agenda for September 20, 2021 received September 16, 2021.
2. Letter of Insufficiency that was sent to the Committee for Sensible Marijuana Laws was forwarded to Council Members on September 20, 2021.
3. Proclamation of Population Certificate from the Ohio Secretary of State, Frank LaRose, indicating the municipality has a population of more than

5,000 persons and continues with its City status (population 28, 215) received on September 20, 2021.

4. Design Guideline document created in October 2009 received from Mr. Doug Fuller and forwarded to Council on September 20, 2021.
5. Standing Rock Cemetery Board meeting minutes from September 9, 2021 received on September 23, 2021.
6. Health Board minutes and Statistical Report from September 14, 2021 and Agenda for October 12, 2021 received on October 8, 2021.
7. Planning Commission Agenda and Staff Report for October 19, 2021 received on October 12, 2021.
8. Liquor License Transfer Request from Beer Bins LLC dba Beer Bins to G108 Ventures LLC, DBA Garage 108 received on August 25, 2021. Chief Shearer did not have any objections.

MOTION TO RETURN THE LIQUOR LICENSE WITH NO OBJECTION MADE by Mr. Kuhar SECONDED by Mr. DeLeone and CARRIED by a voice vote of 9-0.

Communication received after the agenda was published:

1. Parks and Recreation October Board Report received on Monday, October 18, 2021.
2. Email from Barbara Hipsman Springer urging Council Members to attend a meeting on October 27, 2021 at the KSU Recreation Center regarding the Intergenerational Community being planned at the former Allerton apartment site received on October 20, 2021.

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

1. Request Council's authorization to spend \$500 for food supplies for the public safety crews that will be working the Halloween shifts.
2. Request Committee of the Whole time for Council to interview candidates for vacant positions on City Boards and Commissions.
3. Request Committee of the Whole time to allow Dana Lawless Andrick from KSU to provide Council with an update on the status of town gown projects.
4. Request Committee of the Whole time to provide an update on the status of the new City Hall bids.
5. Request Community Development Committee time to present a request to consider an appeal of an ARB decision impacting a t-shirt business.
6. Request Streets, Sidewalks & Utilities Committee time to present an amendment to the City's Ordinance regulating food trucks in Kent.
7. Request Streets, Sidewalks & Utilities Committee time to report on the status of the City's recycling contract with Portage County and to receive Council's guidance on the provision of curbside recycling services in Kent.
8. Request Streets, Sidewalks & Utilities Committee time to present his annual capital projects update.

9. Request Streets, Sidewalks & Utilities Committee time to obtain Council's approval to submit a grant funding request for the East Main Street improvement project.
10. Request Streets, Sidewalks & Utilities Committee time to obtain Council's approval to submit a grant funding request for the next phase Portage Hike & Bike Trail project.
11. Request Finance Committee time to present the proposed 2022-26 Capital Improvement Plan for Council's authorization
12. Request Finance Committee time for Council's authorization to officially request the advancement of taxes from Portage County.
13. Request Finance Committee time to present Council with the bid results and recommendations for the City's approved depository institutions

MOTION TO APPROVE ITEMS #1-13 OF THE CITY MANAGER'S REPORT, made by Mr. Amrhein SECONDED by Mr. Ferrara and CARRIED by a voice vote of 9-0-0.

STANDING COMMITTEES/ LEGISLATION

1) COMMITTEE OF THE WHOLE

NO MEETING MINUTES OR RECOMMENDED ACTION

2) COMMUNITY DEVELOPMENT COMMITTEE

MOTION TO APPROVE MEETING MINUTES AND THE RECOMMENDED ACTIONS OF OCTOBER 6, 2021 made by Mr. Kuhar SECONDED Mr. Ferrara by and CARRIED by a voice vote of 8-1-01 with Mr. Amrhein voting "NO".

RECOMMENDED ACTION:

- 1) Approve the appeal of Garage 108 to allow for the use of a backlit business sign on the front of the building.

3) HEALTH AND PUBLIC SAFETY COMMITTEE

MOTION TO APPROVE MEETING MINUTES AND RECOMMENDED ACTIONS of OCTOBER 6, 2021 MADE BY Mr. Amrhein SECONDED Mr. Ferrara by and CARRIED by a voice vote of 9-0-0.

RECOMMENDED ACTIONS:

- 1) Authorize the proposal to provide dispatch services to Brimfield Township.
- 2) Authorize the expansion of the DORA boundaries to include 310 Park Ave. and 115 Lake Street.

Draft No. 2021-103 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO ENTER INTO A COMMUNICATIONS SERVICE CONTRACT WITH THE BRIMFIELD FIRE DEPARTMENT FOR THE PURPOSE OF PROVIDING 911 DISPATCH SERVICES, 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 and SECONDED by Mr. Kuhar. On roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-103 made by Mr. Ferrara and SECONDED by Ms. Shaffer Bish. On roll call, voting "Yes Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-103 PASSED as stated by Clerk Wilkens.

Draft No. 2021-104 AN ORDINANCE AMENDING THE DOWNTOWN KENT DORA TO EXPAND THE BOUNDARIES TO INCLUDE TWO NEW BUSINESSES LOCATED AT 310 PARK AVENUE AND 115 LAKE STREET, 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 and SECONDED by Ms. Shaffer Bish. On roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-104 made by Mr. Ferrara and SECONDED by Ms. Shaffer Bish. On roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-104 PASSED as stated by Clerk Wilkens.

4) LAND USE COMMITTEE

NO MEETING MINUTES OR RECOMMENDED ACTION

5) STREETS, SIDEWALKS AND UTILITIES COMMITTEE

MOTION TO APPROVE MEETING MINUTES of OCTOBER 6, 2021 MADE BY Mr. Sidoti, SECONDED Mr. DeLeone by and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE RECOMMENDED ACTIONS of OCTOBER 6, 2021 made by Mr. Sidoti, SECONDED by Mr. DeLeone and CARRIED by a voice vote of 9-0.

RECOMMENDED ACTIONS:

- 1) Authorize the application for a grant through the State Highway Safety Program for a study to improve Gougler and River Streets
- 2) Authorize the license agreement with 257 N. Water Street for a patio.
- 3) Authorize the renewal of the water tower easement agreement with Kent State University

Draft No. 2021-105 AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A HIGHWAY SAFETY PROGRAM (HSP) GRANT TOTALING \$230,843 TO IMPROVE RIVER AND GOUGLER STREETS, TO EXECUTE THE SUBSEQUENT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT), AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING 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 Mr. Ferrara and SECONDED by Mr. Sidoti. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-105 made by Mr. Ferrara and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-105 PASSED as stated by Clerk Wilkens.

Draft No. 2021-106 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND 257 NORTH WATER, LTD. (257 NORTH WATER STREET) TO INSTALL A FENCED OUTDOOR PATIO TO EXPAND THE SERVICE AT THEIR DOWNTOWN LOCATION, 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 and SECONDED by Ms. Rosenberg. On roll call, voting "Yes": Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-106 made by Mr. Ferrara and SECONDED by Ms. Rosenberg. On roll call, voting "Yes": Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-106 PASSED as stated by Clerk Wilkens.

Draft No. 2021-107 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO RENEW THE NON-EXCLUSIVE EASEMENT FROM THE STATE OF OHIO (DAS FILE NO. 3180-A-2) ON BEHALF OF THE KENT STATE UNIVERSITY FOR THE CITY'S TELECOMMUNICATIONS EQUIPMENT AND THE EXPANDED USE OF A PERMANENT EASEMENT was read by title only by Clerk Wilkens per Mayor Fiala's request.

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

MOTION TO ADOPT DRAFT No. 2021-107 made by Mr. Ferrara and SECONDED by Mr. Sidoti. On roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-107 PASSED as stated by Clerk Wilkens.

6) FINANCE COMMITTEE

MOTION TO APPROVE MEETING MINUTES of OCTOBER 6, 2021 MADE BY Mr. DeLeone, SECONDED Mr. Sidoti by and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE RECOMMENDED ACTIONS of OCTOBER 6, 2021 made by Mr. DeLeone, SECONDED by Mr. Sidoti and CARRIED by a voice vote of 9-0.

- 1) Approve the 2021 Budget Appropriations Amendment
- 2) Authorize the approval of the new TIF Agreements.
- 3) Authorize proceeding with bond issues to finance the new City Hall project.
- 4) Authorize the advertisement, bidding and selection of the City's bank depository.
- 5) Approve the ODH Workforce Grant acceptance and allocation.

Draft No. 2021-108 AN ORDINANCE AMENDING ORDINANCE NO. 2020-129, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 16, 2020; 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, 2021; AND DECLARING AN EMERGENCY (Authorized) was read by title only by Clerk Wilkens per Mayor Fiala's request.

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

MOTION TO ADOPT DRAFT No. 2021-108 made by Mr. Kuhar and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr.

THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, October 20, 2021

Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-108 PASSED as stated by Clerk Wilkens.

Draft No. 2021-109 AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A DAVEY TREE EXPANSION PROJECT MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, 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 and SECONDED by Mr. Ferrara. On roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-109 made by Mr. Kuhar and SECONDED by Mr. Sidoti. On roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-109 PASSED as stated by Clerk Wilkens.

Draft No. 2021-110 AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A DUNKIN DONUTS MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, 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 Bish and SECONDED by Mr. Amrhein. On roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-110 made by Ms. Shaffer Bish and SECONDED by Mr. Amrhein. On roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr.

Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-110 PASSED as stated by Clerk Wilkens.

Draft No. 2021-111 AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A HASAWI'S MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, 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 Bish and SECONDED by Ms. Rosenberg. On roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-111 made by Ms. Shaffer Bish and SECONDED by Mr. Kuhar. On roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-111 PASSED as stated by Clerk Wilkens.

Draft No. 2021-112 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$9,130,000 TO PROVIDE FUNDS TO PAY COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING A NEW CITY HALL AND IMPROVING THE SITE THEREOF, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, 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 and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-112 made by Mr. Ferrara and SECONDED by Mr. Sidoti. On roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 8-1-0 with Mr. Kuhar voting "NO".

ORDINANCE 2021-112 PASSED as stated by Clerk Wilkens.

Draft No. 2021-113 A RESOLUTION ESTIMATING THE AMOUNT OF ACTIVE, INTERIM, AND INACTIVE DEPOSITS TO BE AWARDED, FIXING PERIOD OF DESIGNATION AND DATE OF

AWARDING 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 and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-113 made by Mr. DeLeone and SECONDED by Ms. Wallach. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-113 PASSED as stated by Clerk Wilkens.

Draft No. 2021-114 AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT GRANT FUNDING FOR THE KENT HEALTH DEPARTMENT IN THE AMOUNT OF \$180,000 FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION, 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 and SECONDED by Mr. Ferrara. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-114 made by Mr. Kuhar and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-114 PASSED as stated by Clerk Wilkens.

Unfinished Business: NONE

New Business:

Ms. Tracy Wallach asked about a sign that used to be located in Council Chambers that explained how Council worked. She requested this sign be located and reposted. She asked for an overview for how Council meetings are run to be given to the audience, as there were a few visitors who may not have been familiar with the process. Mayor Fiala briefly reviewed the City Council meeting schedule and how the legislative arm of city government works.

Council Comments:

- 1) Ms. Shaffer Bish commented about the proposed intergenerational village. She has met

THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, October 20, 2021

with the University and its administration. It will then be in the hands of the developer to meet the guidelines. It is up to us to provide leadership on this project. Studies show if you want to live to be 100 you should be social, live in a walkable community and be positive. It is important for us to stay aware of this and stay involved.

- 2) Mr. Turner thanked Ms. Hipsman on what is trying to be accomplished. He added that there is an opportunity for the community to place Kent on the cutting edge. This really speaks to what Kent is about. Its an opportunity for us to come together and was unaware of the number of people that could live there. It is a good opportunity to get feedback from citizens on this project. We all play a part in what is happening here.
- 3) Mr. Sidoti said he remembered when this concept was introduced a few years ago and knew it was coming. Two months ago, the City Manager indicated the RFP was going out which surprised many. It needs looked at with a balanced eye and confidence in city administration in guiding the process.
- 4) Ms. Shaffer Bish asked if this information could be put on the website.
- 5) Ms. Rosenberg said her family got their passports with Ms. Wilkens and thanked her for her assistance. She congratulated Main Street Kent on winning a pitch project at a conference they attended.
- 6) Mr. Turner said he would like to revisit the evaluation form used to evaluate Council employees. There were a lot of aspects of the evaluation they do not oversee. Thinks it should be put into committee. MOTION TO PUT INTO COMMITTEE A DISCUSSION ON THE EMPLOYEE EVALUATION FORMS made by Mr. Turner SECONDED by Mr. DeLeone and CARRIED by a voice vote of 9-0.

Mayor's Report:

This week we will be celebrating Rotary's 100th anniversary this Saturday. He asked Mr. Sidoti if he had anything he wished to add. He said the 100th anniversary celebration was delayed due to the Covid pandemic. The celebration will be held at the Kent State Hotel and Conference Center with 150 people planned to be in attendance. Mayor Fiala will attend to make a proclamation. It is one of the few Rotaries in NE Ohio that has been in existence for 100 years and the fourth or fifth largest Rotary Club in the nation.

Mayor Fiala reminded everyone that the polls are open for early voting. If you can't go to Ravenna to early vote, polls open on November 2nd. He add that voting is very important.

Motion made by Mr. Amrhein to move into Executive session *In accordance with ORC §121.22 Section G, Item (1): "To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official AND(3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action AND (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment "* Items to be discussed: Boards and Commissions; Pending Litigation; Contract Negotiations

SECONDED by Mr. Turner. On roll call voting "Yes": Mr. Amrhein; Mr. DeLeone; Mr. Ferrara; Mr. Kuhar; Ms. Rosenberg; Ms. Shaffer Bish; Mr. Sidoti; Mr. Turner and Ms. Wallach.

MOTION TO RETURN TO THE REGULAR COUNCIL MEETING MADE by Mr. Sidoti (8:48 pm)
SECONDED by Mr. DeLeone and CARRIED by a voice vote of 9-0.

MOTION TO ACCEPT THE RECOMMENDATION FROM ADMINISTRATION ON CONTRACT
NEGOTIATION WITH FIRE MADE BY Mr. Sidoti SECONDED by Mr. Ferrara and CARRIED by
a voice vote of 9-0.

Mr. Sidoti said he has been on both sides of contract negotiations and is glad we were able to
come up with a solution to satisfy both sides.

Ms. Shaffer Bish added we all have been through a couple of very difficult years and is grateful
for everyone on the front line has done.

The Regular Meeting adjourned at 8:53 P.M.

Amy Wilkens
Clerk of Council

Jerry T. Fiala
Mayor and President of Council



CITY OF KENT, OHIO

CITY COUNCIL ■ 320 S. DEPEYSTER STREET ■ KENT, OHIO 44240 ■ 330-678-8007

Special City Council Meeting Wednesday, November 3, 2021

At 6:50 p.m., Mayor Jerry T. Fiala called the **Special City Council Meeting** order. Roll call was taken.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; 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. Melanie Baker, Service Director; Ms. Bridget Susel, Community Development Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary Bishop, IT Manager; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

MOTION TO AUTHORIZE DRAFT LEGISLATION NO. 2021-115 MADE BY Mr. Kuhar SECONDED by Mr. Turner and carried by a voice vote of 9-0-0.

Draft No. 2021-115 AN ORDINANCE AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF KENT AND LOCAL UNION #721, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS FOR THE PERIOD OF SEPTEMBER 1, 2021 THROUGH AUGUST 31, 2024, 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 and SECONDED by Mr. DeLeone. On roll call, voting "Yes: Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2021-115 made by Mr. Kuhar and SECONDED by Mr. DeLeone. On roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer Bish, Mr. Sidoti, Mr. Turner, Ms. Wallach. The Motion CARRIED by a roll call vote of 9-0.

ORDINANCE 2021-115 PASSED as stated by Clerk Wilkens.

The Special Council Meeting adjourned at 6:53 P.M.

Amy Wilkens
Clerk of Council

Jerry T. Fiala
Mayor and President of Council



City of Kent
Wednesday, November 3, 2021
City Council Committee Meetings
320 S. Depeyster Street, Kent, OH 44240

MINUTES

6:55 P.M. BOARD OF CONTROL

7:00 P.M. Council Committee Meetings

1. Call to Order

At 06:55 PM, Mayor Jerry T. Fiala called the City Council Committee Meetings to order.

2. Committee of the Whole

Present: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; 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; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary Bishop, IT Manager; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

2.1. Boards and Commission Interviews (All)

Mayor Fiala asked Clerk Wilkens to introduce the first candidate to be interviewed for Boards and Commissions. City Council members were directed to review the candidate list and applications presented to them at their seats. Clerk Wilkens called the first candidate for the Architecture Review Board to the microphone.

Mr. Kevin Koogle approached the podium and introduced himself to Council. He has been on the board for several years and design is what he does every day for his work and likes applying this out in the community. He has been active in the community as President of the Rough Rider All Sports Booster for six years

and active in the Heritage Festival. The redevelopment of downtown Kent has been have been great and he said it's fun to be able to point out things he influenced.

Ms. Gwen Rosenberg asked Kevin Koogle about Design Guidelines and how they can help with what he does. He said it is very important for those on the board to have a design background and, ultimately, it comes down to the opinion of the board members and that it's an art, not a science. The idea of having a colored palate style is the wrong way to go. He referenced other communities that have strict guidelines and those who have none. How the guidelines are written determines how things will be allowed. He said Kent is eclectic but you still want the option of a design for each project. He said if he had a business downtown he would feel adamant about the charm of the downtown. He sees the ARB as protecting what we have. Regarding guidelines, he said we need something with teeth. He talked about the current members of the ARB, stating its members are from the community and care a lot about it. They all have the background and the knowledge to back up what they do. He highlighted how the board works with applicants through the process and feels as if the board contributes to the town.

Mr. Turner asked about educating the general public on what the Architecture Review Board does and its values. He asked if he thought this was important and how he would go about it. Mr. Koogle replied it's important for the applicant when they have to go before the board. People are unaware of zoning and building setbacks, so he is continually educating clients/people on the process. He emphasized that no one on the board is anti-business but instead that they are there to help business owners protect their investments.

Mr. Sidoti asked if he thinks the Design Guidelines are outdated. Mr. Koogle said the current guidelines in use do not consider anything after the 1950's and have not been updated. Mr. Sidoti asked if people should have input on what they like in the new guidelines. Mr. Koogle said the community should definitely be involved.

Mayor Fiala thanked Mr. Koogle for appearing at tonight's interview.

Ms. Wilkens introduced the next candidate for the Architecture Review Board, Mr. Dennis Saxe.

Mr. Saxe approached the podium and introduced himself to the Council, stating he is a lifelong member of Kent. He has been on the Architecture Review Board for three years and has enjoyed it. He thinks, with his experience and background, he has a lot to offer. He added that art is subjective and we need to have people on the board with the background to help steer things in the right direction.

Mr. Kuhar asked if the guidelines need to be flexible and diverse. He said yes, there needs to be some diversity.

Ms. Rosenberg asked if he had any problems with the appeal process. Mr. Saxe said most of the time it comes out in the meeting and they can bring back changes at the next meeting.

Mr. Sidoti thanked Mr. Saxe for his service on the board. He asked how he felt about adding a process where the board has the ability to grant a variance which would give them more flexibility.

Mr. Saxe said he thinks that has happened a lot in the meetings already. All of the ARB items are suggestions. If the process is spelled out in the new guidelines, he supposed it could be done.

Mr. Turner asked about subjectivity and situations where opinions are used. He asked about his position on trying to insure businesses can be heard and judgments made won't damage or exclude them in the process. Mr. Saxe said they look at what was done in the past and try to stay consistent. As board members change, things may change. He said they need to be as consistent as possible.

Mayor Fiala thanked Mr. Saxe for appearing at tonight's interview.

Ms. Wilkens introduced the next candidate for the ARB, Ms. Valerie Landis.

Ms. Landis introduced herself to the Council as a new citizen of Kent. She has a BS and an MBA in Healthcare and over twenty years of entrepreneurial and business experience as well. She recently went through the ARB process and said it is a very important board. It is the first board that business owners encounter and it is very important to have members on the board who are in touch with the community. Seeing the experience through other people's eyes, she sees the system can be improved. She has organized some thoughts down on paper and would be happy to supply these ideas, even if she is not appointed. She said the ARB should be able to resolve issues on its plate and should work together. She said she is good at working with people and has taken a lot of time getting to know members of the community. She would like to join the board and believes she would bring fresh ideas and a new perspective. She hopes her experience on projects in Chicago and now in Kent will help those who are going through the process and help avoid problems they encounter.

Mr. Turner asked Ms. Landis if she viewed this as an advocacy position and asked how she would go about educating the public on the Architecture Review Board process. Ms. Landis said she does it naturally. Part of the path she is creating in Kent may help spur future growth. She lives in Kent and goes to many community events and speaks with its residents. She has a caring personality and wants to be a teacher. She plans on holding events in her space so other business owners can come and talk. She thinks about starting a more consistent voice and teaching others. She is willing to learn, ask questions and go in and try.

Mr. Ferrara asked about the solutions she mentioned and if there should be Design Guidelines. She said we do not have to reinvent the wheel and thinks the internet is a really powerful tool. Thirty minutes before the meeting, she said she googled other city Architecture Review Boards and found a list of very practical guidelines that they use in their town.

Ms. Heidi Shaffer Bish said she noticed she was interested in the Planning Commission as well. She said yes. Ms. Shaffer Bish said experience and knowledge are important and asked what her qualifications would be. Ms. Landis said she has been going through the process herself. She said life is a great teacher and until you have the practicality of going through the process. She has spent thousands of hours with her architect and feels she has learned a lot. She mentioned her willingness to learn and being able to explain it to applicants is key to this role.

Mr. Sidoti asked Ms. Landis about what mistakes she made and how she learned. She referenced a mistake she made in Chicago and coming to a community and not knowing who to turn to was what led to the errors. She said getting to know the rules and who she needed to work with helped her get through it.

Mayor Fiala thanked her for appearing at tonight's interview.

Ms. Wilkens introduced Mr. Bob Rummel for the Board of Building Appeals. Mr. Rummel introduced himself to City Council. He said he has enjoyed his time on this board and would like to continue. This board gets involved when an owner does not agree with something in the Building Division. He enjoys being on the board to help give people an avenue to gain a variance. He wants to continue to be on the board and it is a solid board.

There were no questions.

Mayor Fiala thanked Mr. Rummel for appearing at tonight's interview.

Ms. Wilkens called up Mr. Steven Protzman to interview for the Board of Zoning Appeals.

Mr. Protzman introduced himself. He came to the Kent area three years ago to serve as the minister of the Unitarian Universalist Church of Kent. His congregation expects him to be a part of the community and to invest in it. He received a letter from the Board of Zoning Appeals about a neighbor who applied for a variance. He began talking with Mr. Paul Sellman who said they are looking for members for the board. He said with his skills he would be a good member and would like to serve the community. He thinks he would be good on the board. He is aware there are zoning and setbacks and may be a good candidate for the Architecture Review Board, but is applying for the Board of Zoning Appeals.

The next position is on the Planning Commission. Ms. Wilkens called one

applicant, Ms. Valerie Landis back to the microphone. Ms. Landis said she thinks the Planning Commission is very important as a business owner, as someone who has gone through the process.

Mr. Turner said he thinks she would be a great fit for the Planning Commission and asked how she views the commission and how she would adopt strategies to help us as a community.

Ms. Landis said she was very involved in her community in Chicago. She spent time watching the City of Kent watching ARB and Planning Commission meetings and believes through the history lesson she could give a good perspective by taking what she knows from a larger city and applying to a smaller community. Stormwater and variances are very structural but believes there are solutions to every problem.

Ms. Shaffer Bish said there may be frequent Planning Commission meetings and it would require a lot of time. She said a remote meeting would work for her. She works from home and works remotely as well. Ms. Bridget Susel, in the audience, confirmed the meetings are in person and no longer remote. Ms. Landis replied she makes her own schedule and will plan accordingly to be at the meetings.

Ms. Wilkens said there are two applicants for the Shade Tree Commission. Mr. Andrew Scholl introduced himself as a current member of the Shade Tree Commission. He has enjoyed the work that he does and would like to continue.

Ms. Hope Jones stated that under new Board and Commission rules, applicants can only serve on one board at a time and Mr. Scholl is currently on two. Mr. Scholl said he was not aware of this change. Ms. Jones said if he decides he wants to be on the Shade Tree Commission, he would need to step down from the Sustainability Commission, or vice versa. He said he would let Clerk Wilkens know before November 17th. There were no further questions from Council.

Clerk Wilkens verified Ms. Hanna Frederick was not in attendance.

Mayor Fiala thanked all of the applicants and said that they would vote to appoint them on November 17, 2021. He said every applicant needed five votes to be elected and wished them all good luck.

2.2. City/KSU Town Gown Update- Dana Lawless Andrick

Mr. Ruller introduced Kent State University Associate Vice President, Dr. Dana Lawless Andrick, to provide a Town Gown update to City Council.

Ms. Dana Lawless Andrick thanked the Council and added she was excited to address them this evening. When she had an opportunity to move into her current role, she was excited. She added that there is a great history between KSU and the City of Kent. She provided a high level overview of upcoming events. She highlighted a few items of note specifically working together with

the City, Main Street Kent and the Chamber of Commerce. She also created the Town Gown Listserv to keep everyone informed. She is really excited about the second 'Blue, Gold and Grateful' partnership between Kent State and downtown businesses, and added it is a real testament to KSU's leadership. She is most excited about 'Kent Skates', which is really as town and gown as you can get.

Ms. Shaffer Bish said she appreciates everything she is doing and that the City and Kent State University are completely intertwined. She asked about efforts in the past to help community members and if there are any programs on campus. Dr. Lawless Andrick said there is a whole group on campus called Community Engagement and that she would need to look into this. She said student engagement looks very different now. Opportunities and other creative outlets may be beneficial.

Mr. Sidoti asked Dr. Dana Lawless Andrick if she thinks it is more difficult today for us to connect in the 'One Kent' spirit. She said she thinks there is a lot that can be done. She said it may be more simple than we realize and something as simple as getting out and seeing one another helps.

Ms. Gwen Rosenberg asked about online vs in-person classes. Dr. Lawless Andrick said in 2022 they are hoping to go back to 20% online unless something major were to occur.

Mr. Turner asked if she anticipates outreach in the city and identifying neighborhoods and areas in need and then applying assets to those areas. He added we need to break down barriers and walls so we can implement things consistently. Dr. Lawless Andrick said that part of her role is outreach to engage the community. She said she really has big ideas and would love to hear suggestions and thinks half the battle is how to connect everyone. They are in the middle of a community needs assessment and have received a large grant to target adults and veterans.

Mr. Ferrara thanked Dr. Dana Lawless Andrick and said Covid really has hindered communication. He said, hopefully, we can get back to face-to-face meetings.

Mr. Ruller thanked Dr. Lawless Andrick for her update and let Council know he would like to bring her back a couple of times a year to keep the conversation going.

2.3. New City Hall Project (Melanie Baker)

Dave Ruller introduced Ms. Melanie Baker who disseminated a listing of the most current bids for the New City Hall. He added that Council has already approved going out to bid for the new City Hall and that they are bringing the results of the second round of bids to Council. He said there is a lot of volatility in pricing of materials and labor availability that is translated into dollars. He said we are ready to take the next step, having received the low bid that meets all

qualifications.

Ms. Melanie Baker said she is excited to come before the Council and believes we are at the point of getting things going. She reviewed the bid sheet passed out to Council and the ten bids received. There were three bids that were within the required 10%. The lowest bid came in at \$8.7 million (almost \$8.8 million). She said they had the opportunity to vet the company and that it has been in operation for 71 years. They have done work with Brandstetter, the architect, and have worked on comparable projects and are very suited for the job. We are now ready to go to the bond market for financing.

Ms. Shaffer Bish asked if the company is local and if they would be hiring locally. Ms. Baker said this is a prevailing wage job but is certainly a conversation that we can have.

Mr. Sidoti asked if she had ever worked with this group. She has not, but Brandstetter, the architect, has worked on two projects with them.

Mr. Turner asked about the timeline of raising the old police station. Ms. Melanie Baker is hoping for February/March for the old building to come down and construction to start.

Ms. Shaffer Bish asked if it had been conveyed to them how anxious we are to get this built. Ms. Baker confirmed there are liquidated damages if they do not meet the contract.

Mr. Ruller said we are living in a new world where timelines need to be a little flexible. Once bond money is secured, we can get everything rolling but some patience may be needed.

MOTION TO PROCEED WITH THE PROPOSED BID MADE BY Mr. Ferrara, SECONDED by Mr. Sidoti and PASSED by a voice vote of 9-0-0.

Mr. Kuhar said he has talked to many people and this is one of the companies recommended.

3. Community Development

Present: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; 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; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary

Bishop, IT Manager; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

Chair Kuhar opened the Community Development Committee meeting at 8:31 pm. He called Ms. Bridget Susel to the microphone.

3.1. Kent Sportswear Appeal of ARB(Bridget Susel)

Mayor Fiala introduced Ms. Bridget Susel to speak on the Kent Sportswear ARB appeal. Ms. Susel greeted Council and referenced her memo and supporting documentation included in the packet. She introduced Mr. Mike Beder.

Mr. Beder thanked Council and began his comments by stating his business partnered with Kent State to create this team shop which includes the brick and mortar building. Mr. Beder said he was not aware he needed to go to ARB, which he had only done once. He was not familiar with the overlay district, so he painted the building and then was notified he needed to go before the Architecture Review Board for approval. He continued by stating the building does not have a historic designation and there are plenty of businesses downtown with vibrant colors and his business doesn't violate any codes. He is shocked that they view blue and gold as inappropriate in downtown Kent.

Ms. Rosenberg asked about the colors of paint from Sherwin Williams, who has Kent State Blue and Kent State Gold. Mr. Beder said he used a professional designer and painter for this project and the landlord did not have a problem with the color. Ms. Susel said the code palette is not specified. She said the Design Guidelines were adopted in 2011 and prior to that they were just a recommendation board. Some colors may predate this period. Ms. Rosenberg asked if choosing those painted colors would help his business succeed. He said it is a very literal interpretation of what we do. It is vibrant and attention-getting but consistent with the color scheme of Kent State University. He added that in the 11th hour of the ARB meeting they offered the idea of painting a panel a different color. His initial interaction with them was them wanting him to paint the trim white. He said it was a very arbitrary decision.

Mr. Sidoti asked about the color of the blue and gold and if they were true colors.

Ms. Shaffer Bish asked what was the consequence of not getting a certificate . It would be considered a violation and there would be fines. He said he could easily change the paint color but feels it was an arbitrary decision made by the ARB. He said the city needs to decide who it wants to be and what it wants to look like.

Mr. Turner asked Ms. Susel what standards are being enforced. Ms. Susel said it is in regards to the design guidelines. Mr. Turner asked if changing the colors would damage his business. Mr. Beder said the damage would be somewhat minimal. In terms of his treatment, he has done a fair number of projects and this is the first time he needed to come to Council. The relationship was good

and he feels like they were trying to punish him for not going to them first.

Ms. Wallach asked if he got any feedback from neighbors. She can see where the ARB is coming from and the colors are very bright. He said he has gotten only positive input but is not sure if he would hear from others if they didn't like it.

Ms. Rosenberg asked if a certificate of appropriateness isn't given in this case, is there a liability potentially. She read through the minutes of the ARB meeting and did not see a firm decision based on what she would consider steady groundwork. Ms. Susel replied the Certificate of Appropriateness is in the code itself, not the Design Guidelines. That authority to issue the Certificate of Appropriateness is codified in the zoning code and is required to be met by the ARB. They did vote on and approve the Certificate with the change they specified. If the appeal is not granted, the Certificate of Appropriateness as it was approved would need to be met or the business would be in non-compliance with that section of the zoning code. Ms. Rosenberg asked for clarification if there is anything mentioning color right now and Ms. Susel confirmed there is not.

Mr. Sidoti asked about tabling this at this point pending the review of our Design Guidelines if the ARB and Mr. Beder would be protected from any kind of action against either side. Ms. Susel said if the continuance was based on the Design Guidelines being approved by Council, she would say no. Ms. Hope Jones confirmed the colors on the business will remain until this Council makes a decision. Mr. Sidoti's concern is that the decision making process doesn't seem to follow guidelines and thinks maybe we need to wait to get those decided on. Ms. Jones suggested instead of tabling to perhaps move to consider it at another time, and that time would be once we have our new Design Guidelines.

Mr. Beder asked, at that point, if his building would be subject to some sort of approval. Ms. Jones said Council will not be reviewing his building against the new Design Guidelines per se, and would be using the old guidelines. She said Mr. Sidoti would like to see what comments and new procedure comes out of that so they can make a better decision.

No members of the audience had questions or comments.

MOTION TO DELAY DECISION ON THE APPEAL UNTIL NEW GUIDELINES ARE ESTABLISHED MADE by Garrett Ferrara and SECONDED by Roger Sidoti and CARRIED by a voice vote of 5-4-0, with Mr. Kuhar, Mr. Deleone, Mr. Turner and Ms. Wallach voted 'No'.

Mr. Ferrara said his discussion with the Law Director was whether to table the item or postpone. If tabled, it would cut off the discussion and he didn't want to do that. We are faced with several issues, one being letting a local business person operate their business and not disrupting it significantly, but more importantly than that, setting a dangerous precedent of letting people think that just because they don't agree with a decision that's made by the ARB that Council is always going to want to hear that. He stated if we could better

respond to this appeal based on criteria established, it would prevent people thinking they can always go to the Council and they will bend to their whims.

Mr. Sidoti agreed and said we need to have a deep discussion based on the subjectivity of decision making. It is frustrating when board members say it's all a matter of personal opinion. He said he's not so sure now what its goals are. He says it's not fair to business owners and not fair to the ARB members themselves. He suggested possibly having a guideline that states if it is Kent State related, they can use Kent State colors.

Mike DeLeone asked about the timeline to leave him hanging and how long he would have to wait on the decision.

Mr. Amrhein does not want Council to be the defacto ARB and that Council will be bogged down to the point of not accomplishing anything.

Mr. Turner said he understood what Mr. Amrhein was saying, but that is where we are right now and what we are tasked with. If things are muddled up, they are muddled up on our side, not Mr. Beder's. We are in a situation where we didn't clarify things and are working to do that. He thinks we need to make a decision and move forward because that is the task we are required to do. He thinks if we want to change those rules, we can make that decision at a different time. He said this isn't an extreme deal and we should just accept that we need to do a better job at establishing better protocols. We need to move forward with the issue in front of us.

Ms. Shaffer said we are in between a rock and a hard place. Recent examples show that work needs to be done. It does come down to personal taste. We really need to have some way of guiding decisions that don't seem arbitrary. She appreciates the issues that have come up because they show what needs to be worked on.

Ms. Rosenberg said we are setting a precedent for those wanting to open a business in town . We should be concerned about setting a precedent. She is going to vote for the motion but we should be very concerned that a minimal amount of paint color should delay business progress downtown.

3.2. Historic Designation Request (Bridget Susel)

Ms. Bridget Susel addressed Council on the topic of the Historic Designation Request.

Ms. Susel said a year ago she was approached by Todd Packer of Todd Packer and Associates who is doing research on the Liquid Crystal Institute and was looking for a funding source to support an intensive study and research of liquid crystals and its history in Kent. The Ohio History Connection offers a Certified Local Government grant that would provide financial support. Normally, as a Certified Local Government we have property owners that come asking for a historic designation, however we also support other research and studies. Mr.

Packer is going to give a brief summary on his work and what he is asking for tonight is the City's support and sponsorship to submit the grant on his behalf.

Mr. Todd Packer stated the goal to seek approval to submit an application for grant and, if awarded, can use staff for an in-kind match. The project is about a technology that the city has been profoundly involved in developing. For the past 50 years at KSU's Liquid Crystal Institute, the core science that went into liquid crystal technology has been being developed. The global pandemic has forced us to realize how important this technology is to us and he thinks this story should be told. Last fall they were able to collect funding and want to collect. This grant in partnership with the Kent Historical Society will create an exhibit about this story and develop a tour of different significant sites and how to leverage history to bring visitors to Kent. It would not be a cash grant from the city but we be a grant request of \$20,000 to support a \$35,000 project that would involve these aspects.

Gwen Rosenberg asked if the city matching would come from hours that the City spends on working and managing the funds of the grant. Ms. Susel said it would be an in-kind match and Community Development tracks time.

Mr. Ferrara asked what KSU's involvement had been. Mr. Packer said Matt Crawford from History dept. has been identified as an advisor. There is an opportunity to have a student intern as well. He's been in contact with the Geography Department as well. He will work with Kent State on the approval process, build a budget accordingly and map out the in-kind process. To that extent, there is involvement. Mr. Crawford will work with Special Collections and the Liquid Crystal Institute.

MOTION TO AUTHORIZE THE HISTORIC DESIGNATION REQUEST made by Mr. Ferrara, SECONDED by Ms. Shaffer Bish and CARRIED by a voice vote of 9-0-0, with none abstaining.

3.3. Main Street Contract Renewal (Bridget Susel, Tom Wilke)

Mr. Kuhar introduced Ms. Susel to speak on the topic of the Main Street Kent agreement renewal.

Ms. Susel said during the last two contract cycles there was a two-year contract with a one-year extension. This contract will be slightly reduced due to the budget constraints in the 2022 budget in response to the pandemic with a 5% reduction. 2022 will be reduced and return to the prior contract amount in 2023. Main Street Kent has been a partner for so many ways. MSK was right there to get people downtown and transitioning to more involved events as restrictions were lifted. Ms. Susel worked closely with Heather Malarcik on the closing of Franklin Ave., which went very smoothly. She is asking for approval of the MSK contract as presented in her memo to the City Manager.

Ms. Shaffer Bish said this is the first time she has been aware that we are reducing commitments. She asked if this was setting a precedent. Ms. Susel

said all of the locally funded city programs were reduced, some being cut as high as 20%. There are a lot of questions and things can change very quickly, so they are being cautious and feel comfortable that they can be stabilized by 2023.

Mr. Turner asked Ms. Malarcik how this will diminish ability to function. Ms. Heather Malarcik, Executive Director of Main Street Kent, approached the microphone and said when originally it was 20% and came back to 5%, they felt a little better. They are here to do anything they can for the city and this is why we are here. Heritage Ohio is the first to say that Kent is so lucky to have the strength and quality of staff on Main Street Kent. She added the past two years have been incredibly challenging but they are going to do whatever they have to do to make it work. They were able to pull in \$1700 at a Quick Pitch Party at the recent conference they attended which helps. This is a long recovery period and isn't over and the recovery of businesses is a long road ahead.

There were no questions or comments from the audience.

MOTION TO APPROVE THE MAIN STREET KENT CONTRACT RENEWAL made by Mr. Turner, **SECONDED** by Ms. Shaffer Bish and **CARRIED** by a voice vote of 9-0-0.

Mr. Turner said Main Street Kent has been a tremendous asset and deserves huge credit. During the Covid Pandemic, there was great initiative and the staff thought very highly of you as a partner.

Ms. Shaffer Bish said she feels the same. She feels bad there had to be a cut, but supports this contract. She thinks Main Street Kent is a tremendous asset to the community and supports what they do.

Mr. Amrhein couldn't thank them enough for everything they do and has talked with a few people from Main Street Organizations in other communities and Kent really is the model. He is proud of living in Kent and proud of the work that they do.

4. Streets, Sidewalks & Utilities Committee

Present: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; 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; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary Bishop, IT Manager; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

Chair Sidoti opened the Streets, Sidewalks and Utilities Committee at 9:31 P.M.

4.1. Curbside Recycling Contract Status Report (Melanie Baker)

Mr. Ruller introduced the topic by saying we are here looking for guidance from Council on the changes made by Portage County and the current contract. He said part of the process is to try to keep it cost-effective, sustainable, customer supportive, which is not easy. The question at hand is whether to stick with the County with a little bit of uncertainty. The alternative would be a private hauler.

Ms. Melanie Baker reminded Council the contract was changed in June to service every other week. There is a new contract being presented by Portage County Recycling. It would be \$5.50 a month for service every other week. We have the ability within 60 days to cancel the contract. She checked with a private hauler that would be \$5.35 a month every other week. Local communities, Streetboro and Aurora, combined their trash and recycling, which gave them a small price break. She is looking for directions on whether to stay with Portage County or transition to Republic Waste.

Mr. Kuhar said they are picking up trash for a little over \$2 per week and that they have to pay to dump the trash. Now we are getting half the service from recycling but they want full price and are getting paid when they dump recycling. He is having a hard time dealing with that. Ms. Baker asked Dawn Collins from Portage County to address this question.

Ms. Dawn Collins from Portage County said they are no longer paying to recycle so it has balanced out. Ms. Baker said it is starting to go up. The trash is required to pay tipping fees, state fees, among others that are required by the State. Dumping fees for recycling are different.

Ms. Wallach said we used to have a guarantee that recycling would not go into the landfill. She added that with a private trash hauler there is no guarantee that recycling wouldn't be dumped into a land fill. She asked if there was still that guarantee in place and Ms. Collins replied she could guarantee that. Ms. Wallach said this guarantee is worth the fifteen cent difference in cost.

Mr. Ferrara asked about long term sustainability and its commitment to recycling. He doesn't want to address this issue year after year. Ms. Collins said they brought support tonight and have commitment. We are making positive changes and believe we can show this to you in the future. Mr. Ferrara said his bin overflows with the two-week pick-up schedule. Ms. Collins said drivers do jump out of the truck and load recycling. If they place recycling in a cardboard box, it will be picked up.

Mr. DeLeone said the biggest complaint he receives is that the bins are too small. He has received this complaint from a lot of people. Ms. Collins restated that it is their job to get out of the truck and pick up the recycling.

Mr. Kuhar asked if we could get this in writing. He is hearing from Republic drivers that recycling in cardboard boxes are being put in the trash. Ms. Collins said if he had a picture of this it would be addressed immediately. She promised him that all of their employees value their jobs and they have a great team.

Ms. Wallach asked if there were extra containers. Ms. Collins said they did not at this time.

Mayor Fiala asked if recycling was resold. Ms. Collins said no matter the state of the market, they take the recycling and resell it with none going to the landfill.

Ms. Wallach asked about communities that went to private trash haulers. Ms. Collins said four years ago it was bid out and went for a year or two but came back two years later.

MOTION TO AUTHORIZE A NEW CONTRACT WITH THE PORTAGE COUNTY SOLID WASTE DISTRICT MADE BY Ms. Tracy Wallach
SECONDED by Ms. Shaffer Bish and CARRIED by a voice vote of 8-1-0 with Mr. Kuhar voting 'No'.

Ms. Wallach said companies tend to bid low and then raise their prices.

Ms. Shaffer Bish said we can look at slight differences in prices but there are more values as this is something that was developed in Kent. The County has gone out of the way to develop this market and it is now lucrative. As long as the service level stays high, the price difference is miniscule.

Mr. Kuhar said he is not voting for this. He said he thinks we owe it to our citizens to bid this out competitively and include the County in those bids. He added he was irritated they gave themselves a 100% raise.

Mr. Turner said his big concern of not accepting the contract would hasten the collapse of County Recycling. He is concerned they will survive but giving them the opportunity is in line with the City's value system.

4.2. Authorization of Grant Funding Request for E. Main Street (Jim Bowling)

Mr. Bowling approached the podium to speak on the topic of the grant funding request for the E. Main Street project. He said they are requesting to submit to AMATS for a grant to complete East Main Street.

Ms. Rosenberg asked if this was for the large project with the roundabouts. Mr. Bowling confirmed this.

Ms. Wallach asked if Brady's Cafe is staying where it is and not being moved. Mr. Bowling shook his head no. She asked when this project would begin. Mr. Bowling said the project is set to start in 2025.

There were no questions or comments from members of the audience.

MOTION TO AUTHORIZE THE GRANT FUNDING REQUEST FOR EAST MAIN STREET made by Mr. Kuhar SECONDED by Mr. Ferrara and CARRIED by a voice vote of 9-0-0.

4.3. Authorization of Grant Funding Request for Hike & Bike Trail (Jim Bowling, Angela Manley)

Mr. Bowling said they are submitting a request to AMATS for a grant for the Hike and Bike Trail for \$480,000.

Ms. Rosenberg asked if there was any portion of this that Kent Parks and Recreation would be responsible for paying. Mr. Bowling said yes, there would be a local share required and that Ms. Angela Manley, Director of Parks and Recreation has been a part of those conversations.

Ms. Rosenberg asked if she and the Board were in support of this. Mr. Bowling replied 'Yes'.

MOTION TO AUTHORIZE THE GRANT FUNDING REQUEST FOR THE HIKE AND BIKE TRAIL made by Mr. Kuhar, SECONDED by Mr. Ferrara and CARRIED by a voice vote of 9-0-0.

5. Finance Committee

Present: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; 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; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Gary Bishop, IT Manager; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

Chair DeLeone opened the Finance Committee meeting at 9:55. He called the first speaker to the microphone.

5.1. Transfer of Taxes from Portage County (Rhonda)

Ms. Rhonda Hall said this is a housekeeping item in accordance with ORC 321.34 we have to request the County to provide property taxes in advance of the settlement date of February.

MOTION TO THE AUTHORIZE THE TRANSFER OF TAXES FROM PORTAGE COUNTY made by Mr. Sidoti, SECONDED by Mr. Ferrara and

CARRIED by a voice vote of 9-0-0.

6. EXECUTIVE SESSION

MOTION TO ENTER INTO EXECUTIVE SESSION MADE BY Mr. Amrhein, SECONDED by Mr. Sidoti. Roll call was taken.

Present: Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer Bish, Ms. Wallach, Ms. Rosenberg, Mr. Sidoti, Mr. Turner and Ms. Wallach.

- 6.1. In accordance with ORC §121.22 Section G, Item (1): "To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official." Items to be discussed: Board and Commission Appointments

7. Adjourn

MOTION TO RETURN TO THE COUNCIL COMMITTEE MEETING AND ADJOURN MADE BY Mr. Amrhein, SECONDED by Mr. Sidoti and PASSED by a voice vote of 9-0-0.

Any person who requires an auxiliary aid or service for effective communication or a modification of policies and procedures to participate in any City or City Council public meeting or event should contact the Clerk of Council at 330-676-7555 or councilclerk@kent-ohio.org. Any request for auxiliary aid or other accommodation should be made as soon as possible, but no later than forty-eight hours prior to the event.

DRAFT RESOLUTION NO. 2021-116

A RESOLUTION APPOINTING _____ AND _____ TO THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That _____ AND _____ is hereby appointed to the **ARCHITECTURAL REVIEW BOARD**.

NAME

TERM

01/01/2022 - 12/31/2024

SECTION 2. As stated in Section 150.01 of the Codified Ordinances of the City of Kent, any person hereby appointed shall forfeit his or her term if he or she is absent from three (3) regular meetings of the Board or Commission to which he or she is appointed, unless one or more of these absences has been excused by the majority of members thereof.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *RESOLUTION No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

Amy Wilkens
CLERK OF COUNCIL
(SEAL)

DRAFT RESOLUTION NO. 2021-117

A RESOLUTION APPOINTING _____ TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least a majority of all members elected thereto concurring:

SECTION 1. That _____ are hereby appointed to the BOARD OF BUILDING APPEALS.

NAME

TERM

1/1/2022 TO 12/31/2024

SECTION 2. As stated in Section 150.01 of the Codified Ordinances of the City of Kent, any person hereby appointed shall forfeit his or her term if he or she is absent from three (3) regular meetings of the Board or Commission to which he or she is appointed, unless one or more of these absences has been excused by the majority of members thereof.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *RESOLUTION No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2021-118

**A RESOLUTION APPOINTING _____ TO THE BOARD OF ZONING APPEALS AND
DECLARING AN EMERGENCY.**

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least a majority of all members elected thereto concurring:

SECTION 1. That _____ are hereby appointed to the BOARD OF ZONING APPEALS.

NAME

TERM

1/1/2022 TO 12/31/2024

SECTION 2. As stated in Section 150.01 of the Codified Ordinances of the City of Kent, any person hereby appointed shall forfeit his or her term if he or she is absent from three (3) regular meetings of the Board or Commission to which he or she is appointed, unless one or more of these absences has been excused by the majority of members thereof.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *RESOLUTION No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

AMY WILKENS
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2021 -119

AN ORDINANCE AUTHORIZING THE CITY OF KENT, OHIO, AS A STATE DESIGNATED CERTIFIED LOCAL GOVERNMENT (CLG), TO ADMINISTER A GRANT BEING SUBMITTED FROM TODD PACKER AND ASSCIATES, LLC, TO THE OHIO HISTORY CONNECTION CERTIFIED LOCAL GOVERNMENT GRANT PROGRAM FOR FY 2022, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent, Ohio was designated as a State of Ohio's 56th Certified Local Government (CLG) in September, 2012; and

WHEREAS, Todd Packer, Principal Consultant with Todd Packer and Associates, LLC, contacted the Community Development Department requesting the City's support and sponsorship of a proposal that will be submitted to the Ohio History Connection Certified Local Government Grant program for FY 2022; and

WHEREAS, Mr. Packer is requesting the City act as the designated fiscal administrator for the project if grand funds are awarded. City's staff's time working in this capacity can be applied as in-kind match as part of the grant's match requirement.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, that:

SECTION 1. Kent City Council hereby supports the grant submission and authorizes the Community Development Department personnel to act as the fiscal administrator if grant funds are awarded.

SECTION 2. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *ORDINANCE No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT ORDINANCE 2021 - 120

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO RENEW THE AGREEMENT BETWEEN MAIN STREET KENT AND THE CITY OF KENT FOR ANOTHER THREE (3) YEARS TO PROMOTE ECONOMIC DEVELOPMENT AND REVITALIZATION TO THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to renew the agreement with Main Street Kent for another three (3) years; and

WHEREAS, in the past the City of Kent has granted Main Street Kent up to Seventy Thousand Dollars (\$70,000), but due to financial pressures, the administration is recommending a 5% reduction in 2022 that will reduce the grant amount to \$66,500. The amount of \$70,000 will be returned for the year 2023, with the one year extension option for 2024 continuing at the \$70,000 level to promote economic development and revitalization to the City of Kent.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, that:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to renew the Agreement with Main Street Kent for another three (3) years and to grant \$66,500 for the year 2022 and to return to the original level of \$70,000 in 2023, with the one year extension option for 2024 continuing at the \$70,000, to promote economic development and revitalization to the City of Kent, and is more fully described in Exhibit "A" attached hereto and incorporated herein.

SECTION 2. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2021 - 121

AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A TRANSPORTATION ALTERNATIVES SET ASIDE FUNDING APPLICATION (TASA) IN THE AMOUNT OF \$700,000 AND EXECUTE THE SUBSEQUENT AGREEMENT WITH AMATS TO IMPROVE THE EAST MAIN STREET IMPROVEMENT PROJECT, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the funding application submitted to the Transportation Alternatives Set Aside (TASA) will be for the East Main Street Improvement Project and is requesting \$700,000; and

WHEREAS, the projects limits are from Willow/SR59 to Horning Road intersections which contains the worse crash corridor in the AMATS region; and

WHEREAS, the cost is estimated at \$20,255,556 and we are requesting \$700,000 from TASA. The program will pay 4% of all eligible construction costs up to \$700,000 and is being requested in fiscal year 2025.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, that:

SECTION 1. Kent City Council approves submission of the City's pre-application request for Transportation Alternatives Set Aside (TASA) grant funding totaling \$700,000 and authorized that the Administration provide all information, funds, and documentation required in said applications for submission.

SECTION 2. That the Kent City Council hereby approves the City's acceptance of the grant, if awarded to the City, with corresponding appropriations for its use.

SECTION 3. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *ORDINANCE No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

AMY WILKENS
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2021 - 122

AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A TRANSPORTATION ALTERNATIVES SET ASIDE FUNDING APPLICATION (TASA) IN THE AMOUNT OF \$483,100 AND EXECUTE THE SUBSEQUENT AGREEMENT WITH AMATS TO DESIGN AND ACQUIRE RIGHT OF WAY FOR THE FINAL SEGMENT OF THE PORTAGE HIKE AND BIKE TRAIL, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the funding application submitted to the Transportation Alternatives Set Aside (TASA) will be for the planning, design and engineering work for the final phase of the Portage Hike & Bike Trail between Main Street and Stow Street and is requesting \$483,100; and

WHEREAS, the cost is estimated at \$3,727,198 and we are requesting \$483,100 from TASA. The program will pay 80% of all eligible costs up to \$483,100 and is being requested in fiscal year 2022 with anticipated construction in 2026.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, that:

SECTION 1. Kent City Council approves submission of the City's pre-application request for Transportation Alternatives Set Aside (TASA) grant funding totaling \$483,100 and authorized that the Administration provide all information, funds, and documentation required in said applications for submission.

SECTION 2. That the Kent City Council hereby approves the City's acceptance of the grant, if awarded to the City, with corresponding appropriations for its use.

SECTION 3. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *ORDINANCE No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2021 - 123

A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE ANY PROPERTY TAXES THAT HAVE BEEN COLLECTED PRIOR TO THE NORMAL FEBRUARY SETTLEMENT DATE FROM THE PROCEEDS OF THE 2021 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, that:

SECTION 1. The County Auditor is hereby authorized and directed to pay to the Director of Budget and Finance of the City of Kent, Ohio, all monies now in the hands, and that may hereafter come into the hands, of the County Treasurer, which are payable to the City of Kent, from the proceeds of the 2021 tax year collection, including, without limitation, revenues from personal property taxes, real property taxes, and special assessments.

SECTION 2. The Director of Budget and Finance of the City of Kent is hereby authorized and directed to furnish a copy of this Resolution to the County Auditor.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution shall be in full force and effect from and after the earliest time permitted by law.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *RESOLUTION No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL