



City of Kent
Wednesday, January 19, 2022
Regular City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

AGENDA

7:25 P.M. Board of Control

7:30 P.M. Regular Council Meeting

1. Roll Call
2. Opening Remarks and Pledge of Allegiance- Mr. Sidoti
3. Approval of Minutes
 - 3.1. December 15, 2021 Regular City Council Meeting Minutes
4. Communications
 - 4.1. Public Comment
 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)
 1. Civil Service Commission Meeting Agenda for December 20, 2021 was received on December 16, 2021.
 2. Email from Christine Richter regarding parking on N. Water Street was received and forwarded to Council on December 28, 2021.
 3. Email from Heather Phile notifying the Council about the Architecture Review Board meeting for January 4, 2022 being canceled received and forward to Council on January 3, 2022.
 4. Email from Barb Hipsman Springer supporting Kathleen Endres for the Committee on Design and Preservation was received and forwarded to Council on January 3, 2022.
 5. Email from Doug Fuller regarding his qualifications for the Committee on Design and Preservation was received and forwarded to Council on January 3, 2022.

6. Planning Commission Agenda and Staff Report for the meeting being held on January 18, 2022 was received on January 5, 2022.
7. Health Board Meeting Minutes from November 2021 and the Agenda for the meeting on January 11, 2022 was received on January 6, 2022.

4.3. City Manager's Report

5. Standing Committees & Legislation

5.1. **Committee of the Whole** Chair Mayor Fiala

5.1.1. Committee Meeting Minute Approval from January 5, 2022

5.1.2. Action(s) Recommended

1. Authorize the removal of the following items from City Council's Pending List
 - a. Four Way Stop Signs Downtown; Study of Pedestrian Safety
 - b. Permit for Partial Parcel Usage without Purchase
 - c. Senior Housing
 - d. Sidewalk Upkeep Discussion
 - e. Feral Cat Discussion
 - f. Council Employee Performance Review Process Revision

5.1.3. Voting for Boards and Commissions

5.1.4. Authorization to Insert Names into Legislation

5.1.5. **DRAFT NO. 2022-001** A RESOLUTION APPOINTING _____ AND _____ AND _____ TO THE COMMITTEE ON DESIGN AND PRESERVATION AND DECLARING AN EMERGENCY. (Authorized)

5.2. **Community Development** Chair Kuhar/ Vice-Chair Rosenberg

5.2.1. Committee Meeting Minute Approval

- a. No Meeting Minutes

5.2.2. Action(s) Recommended

- a. No Action Recommended

5.2.3. **Draft No. 2022-002** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A GRANT FUNDING APPLICATION TO THE OHIO

DEPARTMENT OF DEVELOPMENT (ODOD) FOR BROWNFIELD REMEDIATION PROJECTS AND TO ACCEPT THE GRANT, IF AWARDED, AND EXECUTE THE SUBSEQUENT GRANT AGREEMENT WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY (Unauthorized)

5.3. **Health & Safety Committee** Chair Amrhein/ Vice-Chair Sidoti

5.3.1. Committee Meeting Minute Approval for January 5, 2022

5.3.2. Action(s) Recommended

1. Authorize forwarding the marijuana initiative petition to the County Board of Election for the November election.
2. Authorize the proposed updates to the City's Food Truck Regulations.

5.3.3. **Draft No. 2022- 003** AN ORDINANCE SUBMITTING A PROPOSED CHARTER AMENDMENT TO THE ELECTORATE AT THE GENERAL ELECTION TO BE HELD ON THE 8th DAY OF NOVEMBER, 2022, AS SPECIFIED IN ARTICLE XI, SECTION 11.05 OF THE KENT CITY CHARTER, AND DECLARING AN EMERGENCY. (Authorized)

5.3.4. **Draft No. 2022- 004** AN ORDINANCE AMENDING CHAPTER 7, TITLED "BUSINESS REGULATION CODE" TO ENACT A NEW SECTION 744 TITLED "MOBILE FOOD UNIT REGULATIONS" AND TO AMEND THE TITLE OF THE CHAPTER, AND DECLARING AN EMERGENCY. (Authorized)

5.4. **Streets, Sidewalks and Utilities** Chair Sidoti/ Vice-Chair Wallach

5.4.1. Committee Meeting Minute Approval for January 5, 2022

5.4.2. Action(s) Recommended

1. Approve N. Water Street TES Parking Recommendation.

5.4.3. **Draft 2022- 005** AN ORDINANCE AMENDING SECTION 353.02 AND 353.03 OF "PART THREE - TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO CHANGE THE LOCATION OF THE AREA DESIGNATED FOR THE OVERNIGHT PARKING PROGRAM, AND DECLARING AN EMERGENCY.(Authorized)

5.5. **Finance Committee** Chair DeLeone/ Vice-Chair Wallach

5.5.1. Committee Meeting Minute Approval for January 5, 2022

5.5.2. Action(s) Recommended

- a. Approve the revised Franklin Township Fire Service Contract.

5.5.3. **Draft No. 2022-006** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO ENTER INTO A NEW FIRE PROTECTION AND EMERGENCY MEDICAL SERVICE AGREEMENT WITH THE FRANKLIN TOWNSHIP, AND DECLARING AN EMERGENCY (Authorized)

5.5.4. **Draft No. 2022- 007** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2022 COMMUNITY EVENT SPONSORSHIP PROGRAM AWARD IN THE AMOUNT OF \$2,000.00, AND DECLARING AN EMERGENCY (Unauthorized)

5.5.5. **Draft No. 2022-008** AN ORDINANCE ACCEPTING A DONATION IN THE AMOUNT OF \$2,000.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM THE HENRY V. AND FRANCES W. CHRISTENSON FOUNDATION FOR KENT PARKS AND RECREATION BEAUTIFICATION, AND DECLARING AN EMERGENCY (Unauthorized)

5.5.6. **Draft No. 2022-009** AN ORDINANCE ACCEPTING A DONATION IN THE AMOUNT OF \$25.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FOR THE VARIOUS PROGRAMMING OFFERED TO THE YOUTH POPULATION, AND DECLARING AN EMERGENCY. (Unauthorized)

6. Unfinished Business

7. New Business

8. Councilmembers' Comments

9. Mayor's Report

10. Executive Session

10.1. Motion to Move into Executive Session to discuss: contract negotiations; and
conferences with an attorney concerning disputes pending court actions

11. 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, December 15, 2021
Regular City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

MINUTES

At 07:30 PM, Mayor Jerry T. Fiala called the Regular City Council Meeting to order.

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; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director (Remote); Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

Opening Remarks and Pledge of Allegiance- Mr. DeLeone

Mr. DeLeone wished everyone a happy holiday and asked them to be safe. He then asked that all stand for the Pledge of Allegiance.

Approval of Minutes

MOTION TO Approve Minutes from Nov. 17, 2021 & Dec. 1, 2021 made by Michael DeLeone, SECONDED by Gwen Rosenberg and CARRIED by a voice vote of 9-0-0.

Communications

Public Comment:

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 you to give your name and address and limit comments to three (3) minutes.”

Clerk Wilkens called the first speaker to the podium, Ms. Diane Smith.

Ms. Smith, a reporter for the Record Courier, notified councilmembers the previous reporter, Kaitlyn McGarvey has left the Record Courier for a new job. Ms. Smith wanted to clear up any confusion due the offices on Main Street becoming a church. She emphasized the reporters are working out of their homes and are not being moved to Akron, but may be moving to a smaller office in Ravenna. She added that Katelyn will be replaced. Ms. Smith commented that Katelyn loved her job but she was not paid a living wage and if this continues, this position will become a revolving door and a training ground. They are passionate about local news and saving these jobs.

Clerk Wilkens introduced Dr. Geraldine Hayes Nelson as the next public comment.

Dr. Hayes Nelson introduced herself to council and referenced her comments previously emailed to them (**attachment #1**) providing a background of why she is before them today. She is standing up as a proud member of the city and a retired Kent State University Administrator. She says it is time for the community to move the needle so that all voices are heard. There is a need for a commission on inclusion to provide active voices to face systemic racism. Her involvement in various roles in the community was to give children an opportunity to see someone that looks like them in leadership roles. She is asking for there to be some consideration by council to listen and to grow and educate and plant roots so everyone can grow and feel welcome.

Clerk Wilkens called the next resident to the podium, Ms. Jennifer Case. Ms. Case introduced herself to council and read from a prepared statement (**attachment #2**).

Clerk Wilkens introduced the next speaker, Ms. Renee Ruchotzke.

Ms. Ruchotzke began her comments by affirming her support of the anti-racism commission. She works for a national religious institution that had good intentions of being good anti-racist, white people but discovered we were an awful place for black and brown people to work in their institution. The governing board established a commission to look at their organization through the same lens as the NAACP. Five years in and it's been transformational. She is on a hiring team that created a level playing field and hiring a candidate who is a queer, indigenous person twenty years younger than her. She is learning so much from this person and it has made her better at her job. Good intentions are not enough for her institution, but they needed to be intentional, and a commission is what made it happen. She hopes council considers it as well.

Clerk Wilkens called Ms. Nancy Warlop to speak next.

Ms. Warlop introduced herself to council as a representative for the Kent Interfaith Alliance for Inter-Racial Reconciliation and Justice. She is in support of establishing a commission on racial justice. Over the past year and a half, we have all been witness to

displays of racial hatred and to not talk about it is to condone it. She referenced council's adoption of Resolution 2020-60 in July of 2020, affirming that black lives matter and that the City of Kent is committed to condemning racism. She said the resolution has lovely words with good intent, but without action, they just remain words on paper. In October 2020, the Kent Inter Faith Alliance addressed a letter to City Council saying racism exists in Kent and policies and practices need examined. She encouraged council to create a commission to nurture the roots of the city. She said to actualize the resolution, a commission needs to be created to address the needs in Kent to make it a more welcoming place.

Clerk Wilkens called Mr. Lee Brooker to speak next.

Mr. Lee Brooker stated he encourages Dr. Nelson's initiative and appreciates the Council's work. He asked for city council to discuss and create a commission tonight.

Clerk Wilkens called Mr. John Thomas to speak next.

Mr. Thomas introduced himself to city council and said he was before council to speak about the intergeneration village. He is asking council and the City of Kent to try to establish a partnership including Kent State University to establish a land conservatorship which would include the land of the proposed intergenerational village. He asks them to begin discussions with the university because the council is the only body that can be appealed to in a public forum to begin to give ideas to. He said everytime he thinks about what might occur, he is reminded of the song by Joni Mitchell that states "...hey farmer, farmer, put up a parking lot". It still rings true today, fifty years later.

Clerk Wilkens called Eric Nichols to the microphone.

Mr. Nichols said printouts were distributed (prior to the meeting) that showed the results of a survey sent to all of his neighbors after the previous council meeting. He said the results show that overwhelmingly everyone is very concerned about the issues around the environment and the project of the intergenerational village and is currently working to form a community group to improve communication.

Clerk Wilkens introduced Ms. Wendy Yuzik to speak next.

Ms. Yuzik introduced herself to city council and spoke from a prepared statement (**attachment #3**).

Clerk Wilkens introduced Mr. Brian Kollat to the microphone.

Mr. Kollat introduced himself to city council as a resident who lives on North Water Street. He has lived there ten years and lately parking has become an issue. Up until recently, there was a small lot on Portage Street that residents were able to park with a permit. There are now six to eight spaces on North Water they use. He is asking for city council to consider allowing people to park in these spots during the day without the two-hour restriction. Many have been ticketed.

Clerk Wilkens called Nathan Borukhovsky to speak next.

Mr. Borukhovsky lives in the same building as the previous speaker and has received several tickets that have been dismissed by the police department. The issue is that none of the residents have typical 9 to 5 jobs and their vehicles are parked outside of the building during the day. It is a major inconvenience to set an alarm to move your vehicle every two hours. They all frequent the local businesses and state those parking spaces do not affect those businesses during the day and they would have no issues with them being able to park there. He says he loves living where he does and just wants to be able to park where he lives without these restrictions. They are requesting their current permits to allow overnight parking and cover the two-hour parking ordinance during the day.

There were no further speakers for public comment.

Written Communication (All placed on file in the Clerk of Council's office):

1. Standing Rock November Meeting Minutes and December Meeting Agenda were received on December 1, 2021.
2. Email received on December 7, 2021 from Mr. Dennis Saxe, thanking City Council for his appointment to the Architectural Review Board and endorsing the reappointment of Kevin Koogler to the board. This email was forwarded to Council members on December 8, 2021.

Communication Received after the Agenda was Published:

1. Parks and Recreation November Board Packet was received on December 10, 2021.
2. Letter from Dr. Geraldine Nelson regarding the possibility of the City exploring a standing commission to address systemic racism was received and forwarded to Council on December 15, 2021.
3. Email from Eric Nichols, President of Eric Does Data, LLC, regarding survey results collected on the KSU Intergenerational Village project received and forwarded to Council on December 15, 2021.
4. Email from the following residents in support of creating a commission to examine racism in Kent was received on December 15, 2021 and all forwarded to City Council: Kathy Kerns, Iris Meltzer, Lee Brooker, Rick Hawksley, Pam Quellhorst, and Barbara Hanniford
5. Liquor License Transfer request was received on December 15, 2021 for Pit Stop Pub LLC DBA Pit Stop Pub at 164 Cherry St., Kent. Chief Shearer had no objections.

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

City Manager's Report

1. Request for Committee of the Whole time for Council to interview applicants for vacant Board and Commission positions.
2. Request for Committee of the Whole time to allow Council to organize and appoint the Chairs and Vice Chairs of Council Committees.
3. The City Manager has requested the Committee of the Whole time to provide Council with an update of the Pending List.
4. Request for Health and Safety Committee time for Council to accept the petition from Sensible Kent and authorize the County Board of Elections to place the marijuana initiative on the next ballot in May 2022.
5. Request for Health and Safety Committee time for Council to consider updates to the City's food truck regulations.
6. Request for Streets, Sidewalks & Utilities Committee time to provide a summary of the public meetings on the design and safety features of the East Main Street Improvement Project and outline the next steps in the project.
7. Request for Finance Committee time to present recommendations to update the City's parks and recreation fee Ordinance.
8. Request for Finance Committee time to present an update to the City's fire services contract with the Franklin Township.

MOTION TO APPROVE the City Manager's Report made by Jack Amrhein, SECONDED by Garret Ferrara and CARRIED by a voice vote of 9-0-0.

Standing Committees & Legislation

Committee of the Whole

Committee Meeting Minute Approval

MOTION TO Approve Committee Meeting Minutes for November 17, 2021 & December 1, 2021 made by Michael DeLeone, SECONDED by Roger Sidoti and CARRIED by a voice vote of 9-0-0.

Action(s) Recommended: NONE

Voting on Board and Commission Appointments

MOTION TO SUSPEND VOTING TO APPOINT THE FINAL MEMBER OF THE ARCHITECTURE REVIEW BOARD UNTIL CHANGES TO THE BOARD ARE FINALIZED made by Roger Sidoti, SECONDED by Robin Turner and CARRIED by a

voice vote of 8-1-0 with Ms. Wallach voting "No".

MOTION TO APPOINT ANDREW SCHOLL TO THE SUSTAINABILITY COMMISSION MADE by Heidi Shaffer Bish, SECONDED by Jack Amrhein and CARRIED by a voice vote of 9-0-0.

Insertion of Names into Legislation

MOTION TO Authorize Insertion of Names into Legislation made by Michael DeLeone, SECONDED by Heidi Shaffer Bish and CARRIED by a voice vote of 9-0-0.

DRAFT 2021-126 A RESOLUTION APPOINTING _____ to the Architectural Review Board was not read nor voted on due to a previous motion made by Mr. Sidoti.

DRAFT 2021-127 A RESOLUTION APPOINTING ANDREW SCHOLL TO THE SUSTAINABILITY COMMISSION, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-127 made by Heidi Shaffer Bish, SECONDED by John Kuhar. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-127 MADE by Heidi Shaffer Bish, SECONDED by John Kuhar. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Resolution 2021-127 PASSED as stated by Clerk Wilkens.

DRAFT 2021-128 A RESOLUTION CONFIRMING THE CITY OF KENT MAYOR'S APPOINTMENT OF DAVID SMEILES TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-128 made by John Kuhar, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-128 MADE by John Kuhar, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Resolution 2021-128 PASSED as stated by Clerk Wilkens.

DRAFT 2021-129 AN ORDINANCE CONFIRMING THE CITY OF KENT MAYOR'S APPOINTMENT OF ANNETTE PETRANIC TO THE FRANKLIN-KENT JEDD, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-129 made by John Kuhar, SECONDED by Gwen Rosenberg. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-129 MADE by John Kuhar, SECONDED by Roger Sidoti. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-129 PASSED as stated by Clerk Wilkens.

Community Development

Chair Kuhar opened the Community Development Committee meeting.

Committee Meeting Minute Approval

MOTION TO Approve Committee Meeting Minutes and Actions Recommended for December 1, 2021, made by Robin Turner, SECONDED by John Kuhar and CARRIED by a voice vote of 9-0-0.

Action Recommended:

1. Accept the Greenhouse Gas Inventory Report as presented

Streets, Sidewalks and Utilities

Chair Sidoti called the Streets, Sidewalks and Utilities Committee to order.

Committee Meeting Minute Approval

MOTION TO APPROVE COMMITTEE MEETING MINUTES AND ACTIONS RECOMMENDED for December 1, 2021 made by Roger Sidoti, SECONDED by Michael DeLeone and CARRIED by a voice vote of 9-0-0.

Action(s) Recommended:

1. Authorize the application and allocation of State ARPA funds in the amount of \$1,391,300 for use in the repair and replacement of equipment at the City's water reclamation facility.

DRAFT 2021- 130 AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A PHASE I BUILDS GRANT REQUEST TO FUND THE WRF FINAL CLARIFIER REHABILITATION PROJECT – PHASE I, TOTALING \$1,391,300, TO EXECUTE THE SUBSEQUENT AGREEMENT WITH THE STATE OF OHIO AND TO ACCEPT THE GRANT 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 OF DRAFT 2021- 130 made by John Kuhar, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021- 130 AN ORDINANCE AUTHORIZING THE CI MADE by John Kuhar, SECONDED by Roger Sidoti. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-130 PASSED as stated by Clerk Wilkens.

Finance Committee

Chair DeLeone opened the Finance Committee meeting at 8:16 p.m.

Committee Meeting Minutes Approval

MOTION TO Approve Committee Meeting Minutes and Recommended Actions for November 17, 2021 & December 1, 2021 made by Michael DeLeone, SECONDED by Garret Ferrara and CARRIED by a voice vote of 9-0-0.

Action(s) Recommended:

1. Authorize the renewal of the Portage County Public Defender's contract for 2022.
2. Authorize the proposed 2022 City Operating budget, including the 3% water and 3% sewer rate increases.
3. Approve the 2021 budget appropriations amendments.
4. Authorize the final year end reconciliation.
5. Approve of the "then and now" purchases in 2021.
6. Authorize the surplus City property sale at auction or trade in.

DRAFT 2021-131 AN ORDINANCE DESIGNATING DEPOSITORIES FOR THE CITY OF KENT, OHIO, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-131 made by Michael DeLeone, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-131 MADE by Michael DeLeone, SECONDED by Roger Sidoti. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-131 PASSED as stated by Clerk Wilkens.

DRAFT 2021-132 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO CONTRACT, ON BEHALF OF THE CITY OF KENT, WITH THE OFFICE OF THE PUBLIC DEFENDER, PORTAGE COUNTY, FOR THE PROVISION OF LEGAL COUNSEL TO INDIGENT PERSONS CHARGED WITH POTENTIAL PENALTY OF INCARCERATION FOR OFFENSES COMMITTED IN VIOLATION OF THE ORDINANCES OF SAID CITY FOR THE PERIOD JANUARY 1, 2022 THROUGH DECEMBER 31, 2022 was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-132 made by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-132 AN ORDINANCE AUTHORIZING THE CITY M MADE by Michael DeLeone, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-132 PASSED as stated by Clerk Wilkens.

DRAFT 2021-133 AN ORDINANCE APPROPRIATING 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, 2022, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-133 AN ORDINANCE APPROPRIATING THE VARI made by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-133 AN ORDINANCE APPROPRIATING THE VARI MADE by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-133 PASSED as stated by Clerk Wilkens.

DRAFT 2021-134 AN ORDINANCE AMENDING SECTION 913.05 OF THE KENT CODIFIED ORDINANCES, INCREASING THE WATER RATES OF THE CITY OF KENT, OHIO BY THREE PERCENT (3%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2022, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-134 made by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-134 A MADE by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-134 PASSED as stated by Clerk Wilkens.

DRAFT 2021-135 AN ORDINANCE AMENDING SECTION 915.72 OF THE KENT CODIFIED ORDINANCES, INCREASING THE SEWER RATES OF THE CITY OF KENT, OHIO BY THREE PERCENT (3%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2022, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-135 Amade by Garret Ferrara, SECONDED by Roger Sidoti. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-135 MADE by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-135 PASSED as stated by Clerk Wilkens.

DRAFT 2021-136 AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR, UPON THE ISSUANCE OF A CERTIFICATE OF AVAILABILITY OF FUNDS, TO PAY CERTAIN PURCHASE ORDERS MADE THAT EXCEED \$3000.00; AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-136 made by John Kuhar, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-136 MADE by John Kuhar, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara,

John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-136 PASSED as stated by Clerk Wilkens.

DRAFT 2021-137 AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF SURPLUS PROPERTY NOT NEEDED FOR MUNICIPAL PURPOSES BY A LIVE AUCTIONEER PURSUANT TO SECTION 721.15 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF 2021-137 made by John Kuhar, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT 2021-137 SURPLUS PROPERTY SALE AT AUCTION MADE by John Kuhar, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-137 PASSED as stated by Clerk Wilkens.

DRAFT 2021-138 AN ORDINANCE AMENDING ORDINANCE NO. 2020-126 THE POSITION ALLOCATION AND GENERAL COMPENSATION PLAN, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-138 made by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-138 MADE by Garret Ferrara, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-138 PASSED as stated by Clerk Wilkens.

DRAFT 2021-139 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 was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-139 made by John Kuhar, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-139 AN ORDINANCE AMENDING ORDINANCE NO MADE by Garret Ferrara, SECONDED by Roger Sidoti. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

Ordinance 2021-139 PASSED as stated by Clerk Wilkens.

DRAFT 2021-140 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A NEW CONTRACT WITH PORTAGE COUNTY SOLID WASTE MANAGEMENT DISTRICT FOR THE COLLECTION OF RECYCLABLES IN THE CITY OF KENT, WITHOUT COMPETITIVE BIDDING; AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2021-140 made by Jack Amrhein, SECONDED by Garret Ferrara. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach.

MOTION TO ADOPT DRAFT 2021-140 MADE by Heidi Shaffer Bish, SECONDED by Michael DeLeone. On Roll Call Voting "Yes" Jack Amrhein, Michael DeLeone, Garret Ferrara, Gwen Rosenberg, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach. Mr. Kuhar voted "NO".

Mr. Kuhar stated he was voting against it due to already receiving complaints from residents. He does not think it is a benefit to the community.

Ordinance 2021-140 PASSED as stated by Clerk Wilkens.

Unfinished Business

Ms. Shaffer Bish said there is unfinished business from a past meeting and made a motion to move to committee a discussion of creating an anti-racism commission. Ms. Shaffer Bish says that she understands there are decisions to be made about it and it just cannot be created without discussing these things first. The number of people on the commission, the process of selection, their charge all need to be discussed. She definitely supports this commission but feels there is a lot to be discussed.

Mr. DeLeone agreed with Ms. Shaffer Bish that this is unfinished business.

Ms. Wallach asked to amend this motion to put it into committee in January or February SECONDED by Mr. Turner and CARRIED by a voice vote of 9-0.

Mr. Turner likes the idea of calling it an inclusion committee. It is a much better vision to give to the community what we are trying to accomplish and doing so in a much more positive fashion. It will be helpful in helping us identify what we are trying to do, and there are issues, but it is a much more positive way of going about it.

Mr. Sidoti says he agrees with most everything that was said tonight and says Dr. Nelson's letter was outstanding until we got to the vision. He doesn't believe there is a vision, and that's part of the reason we would put it into committee, to have a discussion on its vision. The recommendations listed in her letter are pretty top heavy and when we get into committee we can discuss these things. The ideal of inclusivity and what that actually is needs to be discussed, not just in hiring practices, but interaction with one another is critical and needs to be part of the conversation. He believes this is a great opportunity. He knows it will be difficult and, hopefully, will allow people to be honest and forthright and really communicate effectively.

Mr. Kuhar commented he has lived in Kent his whole life and has lived through some of the rough, racial times. In the country where other places were having problems, we didn't have those. He thought we were doing okay and the last thing we needed was another commission. He started listening to people and not everybody treats people the way he does. He said we have an abundance of good things but there maybe things that need addressed.

Mayor Fiala returned to the original motion made by Ms. Shaffer Bish, **SECONDED** by Mr. DeLeone and **CARRIED** by a voice vote of 9-0.

Ms. Wallach said a really good friend of hers is African American and notices a difference in how they are treated when they go out. She never saw it from her friend's point of view but rather from her own white privilege. Every time she leaves the house, her friends has to worry about what other people think of her and if she is in a store being accused of stealing. She said this really needs to be discussed.

Mr. Sidoti read a great book "Caste" that he highly recommends . He said it forces you to look at yourself first and it's about inclusivity.

Mr. Turner pointed out that the inclusivity aspect he gives great credit to Dr. Hayes Nelson of moving in that direction. He wants everyone to understand there will be bumps in the road. We have to be willing to identify the areas that need to be addressed. There will be issues we disagree on, but it is an opportunity. Tough questions need to be answered but this is a strong enough community to tackle these challenges. He is looking forward to it and thanked the citizens of Kent for pushing this forward.

Mayor Fiala said Ms. Wallach originally brought this to council and he and Mr. Ruller had been talking about it for some time. There are many things we are already working on and he thinks it will be good to sit down and identify where we are on these issues. He said that due to the Organization of Council being discussed in January, this item would be taken up at the February Committee Meeting.

There were no other items of unfinished business.

New Business

MOTION TO SEND TO COMMITTEE A DISCUSSION REGARDING PARKING ON PORTAGE STREET made by Heidi Shaffer Bish, SECONDED by Jack Amrhein.

Ms. Shaffer Bish said she thinks it is wise to put this issue into a committee discussion to hear how residents are impacted by this.

Mr. Sidoti added it would be nice to hear how many spots are available, how many are taken. We need to have the data to make an intelligent decision.

Mr. Ferrara said it may not be worthy of Council committee time and that the administration can handle the issue. He does not believe this should come before Council. He does not feel it is the Council's job to count parking spaces.

Ms. Shaffer Bish said there does not have to be a long discussion. It should be a report from staff as well as residents input to see what their recommendation is to move forward on this.

Mr. Ferrara said it's an issue between the landlord and the tenant. If that is the root of the problem, we'd be hearing this all the time. We can't have a committee meeting every time an issue comes up. There is an internal Traffic Committee.

Mr. DeLeone asked if there still was a Parking Action Committee. David Ruller replied there is an internal TE&S Committee which includes the Police Chief, Bridget Susel and David Ruller and various Department Heads who evaluate parking requests as they come in, and then they make a recommendation to council.

Ms. Rosenberg asked if we could ask for a recommendation from the TE&S Committee. Mayor Fiala said it would be faster to go through the Administration.

Ms. Shaffer Bish asked when Council would hear the recommendation and if it is something that is done publicly. She wanted it to be discussed in Committee so it would be public.

Ms. Bridget Susel said if it goes to TE&S for a recommendation they can present the recommendation to Council, which would be a change to the Parking Ordinance.

Ms. Wallach stated she would like to amend the motion by recommending referring this to TE&S and for them to come back and present it to committee. Mr. DeLeone seconded the motion. Mr. Kuhar said if this is the amendment, that there should be a timeline put on it.

Mayor Fiala asked to return to a vote on the main motion. Mr. Ferrara said the amendment is counter to the main motion, so we would need to vote the main motion down.

Ms. Hope Jones said the way the amendment went that Mr. Ferrara is correct. Council should vote on Ms. Shaffer Bish's amendment first and then allow Ms. Wallach to make a separate motion.

Ms. Wallach withdrew her amendment to the Motion.

Ms. Shaffer Bish said she was happy to withdraw her original motion because it will be discussed and that was the whole point of her motion.

MOTION TO SEND TO TE&S COMMITTEE FOR A RECOMMENDATION TO COUNCIL made by Tracy Wallach, **SECONDED** by Michael DeLeone and **CARRIED** by a voice vote of 8-0-1, with Mr. Kuhar abstaining.

Swearing in of Elected Officials

Mayor Fiala congratulated the three At-Large councilmembers for winning their election. Ms. Hope Jones swore in Mr. Michael DeLeone, Ms. Gwen Rosenberg, and Mr. Sidoti for another four-year term on City Council.

Mr. Sidoti encouraged members of the public to run for City Council, as all three At-Large members ran unopposed.

Next, Mayor Jerry T. Fiala was sworn in by Law Director, Ms. Hope Jones as Mayor and President of Council for the city of Kent for another four-year term.

Mayor Fiala stated this was his fourth term as Mayor and encouraged the residents of Kent to run for public office.

Councilmembers' Comments

Ms. Shaffer Bish wanted to speak on the issue of housing in Kent. We've had numerous discussions with KSU on housing over several years. She was excited about the intergenerational village when it came up and said it's important to listen to the concerns of the neighbors and that we think better together. The idea of land conservatorship is a new way of looking at it and an example of innovative thinking. She added that it is really important to expand housing choices in the city and it is hard for some to find housing in the area. She added she is going to continue to look for an expansion of affordable housing and that it is something we need to understand as a community. We had a housing study done and it found there is a lack in Kent. There are multiple sides to the issue and she really hopes we can embrace the idea that Kent has become a community people want to live in.

Mr. Turner said there was another issue which goes beyond housing in Kent. How we build relationships with Kent State University makes us what we are. We are going to have to do a better job with the town to gown communication and not be too cynical about the university. He referenced Harry Truman who

said "...imagine if we got rid of cynicism what a world this would be." He said communication is huge and we have an opportunity to do something. We have to have a partnership and work with the university. We have to get beyond negativism and those things that can bind us up and stop us from moving forward. He hopes we can begin doing so in the new year. Inclusion, working with the university.

Ms. Rosenberg said our health care workers are maxed out , our hospitals are full and we are working toward a million people dying of Covid. We have vaccines available and a booster that is incredibly effective. The new variant coming through is highly contagious and added science is there to protect our lives. She would like to see everyone have a healthy and happy new year and part of that is getting a booster shot. She thanked health care workers for doing an incredibly difficult job.

Mr. Ferrara said we have one of the top ten gems, the leader of Kent Roosevelt Bands and Orchestra, Mr. Roebke. He encouraged those who could attend a lunch performance on Friday. The Christmas Pops Orchestra will be performing. He wished everybody a happy holiday.

Mr. Sidoti said he hired Dr. Roebke. He piggybacked on Mr. Turner's comments in regards to the Intergenerational Village meeting held on Monday night. As representatives of the community, we try to put ourselves in the shoes of the community, but in all the years of interacting with KSU, he left the meeting feeling they were being as transparent as possible. It gets frustrating and he can't imagine the negative issues that come from people who have worked there. He feels at this point, KSU may have had communication missteps but they weren't intentional. The master plan was put out four years ago and the intergenerational village was a part of that. There was a lot to take in and may have been missed with all of the changes. He said KSU did a good job of acknowledging their missteps in communication. More conversations are needed and there have been questions about the impact on the neighborhood affected. He said having difficult conversations in a caring way is what we need to do. He wished everyone a happy and safe holiday.

Mr. Kuhar asked Council in the coming years to keep our eyes and ears open, not only to out of-town money that comes in to build the big buildings, but to keep our eyes and ears open to all of the people of Kent, from the meekest to the wealthiest and that's how you integrate a community. He wished everyone a happy holiday and to please be safe, that the virus is still here.

Mayor's Report

The staff and Council have been working very hard to complete the City Hall project. Mr. Ruller provided a written statement to Mayor Fiala that said we have signed the contract for the City Hall today. Mayor Fiala continued his report by adding that we are in the season of believing. He asked everyone to respect how everyone celebrates in their own way. It may be Christmas or Hanukah or, however they celebrate, but to respect how people celebrate. He gave Clerk

Wilkins a card and a gift from the Council and she thanked them all. Mayor Fiala wished everyone a happy holiday.

Adjourn

Amy Wilkins
Clerk of Council

Jerry T. Fiala
Mayor & President of Council

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



NAACP
PORTAGE COUNTY BRANCH
P.O. BOX 369 | RAVENNA, OHIO 44266

December 15, 2021

Dear Members of the Kent City Council,

We are encouraged to hear that the Kent City Council will be following through on their September 16, 2020 motion of moving into committee a discussion of "forming a new city commission to proactively deal with racism, hatred and diversity" based on our request for a standing commission to address systemic racism. The National Association for the Advancement of Colored People (NAACP) was founded by a Multiracial group of Activists. Historically, the NAACP is the most powerful civil rights organization, with over 500,000 members, committed to Nonviolence and Civil Rights. The Civil Rights Act of 1964 outlaws discrimination based on race, color, religion, ethnicity and sex. The continued impact of the effects of "racism" and "intolerance" have led to an increase in youth activism, mass media and international coordination. In this spirit of collaboration and coordination, the Portage County NAACP has a lot of work to do, and during the process of fighting for a better world, we all become better people.

We strongly urge that you establish an anti-racism commission for the City of Kent. We know from experience that good intentions do not make for real results. We also notice that when the City of Kent is committed to a public good (e.g. health, trees, fair housing, sustainability, parks and recreation, planning) you form a commission to help study and bring suggestions to council.

Our vision of an anti-racism commission includes the following as part of the commission's charge:

- Perform audits of city departments and make recommendations for anti-racist strategies and policies
- Perform audits of hiring and employment practices to attract and retain Black and People of Color as employees
- Collect stories of Black and other People of Color who have experienced harm in dealing with the city
- Examine and document critical events and practices that have led to harm
- Research and recommend sensitivity and anti-bias training, and policies to implement such training
- Develop strategies to enhance the relationship of the City of Kent and Black and People of Color residents

The NAACP is dedicated to promoting peace and unity in our beloved community. We strive to promote a community that values and treats all people with respect.

Sincerely,

Dr. Geraldine Nelson, President
The Executive Board
Portage County NAACP Branch #3211

Hello, my name is Jen Case, and I've been a resident of Kent since 2006. I love my community. In fact, my husband and I have a running joke for every time something cool happens in our town such as seeing someone we know downtown, attending a wine and art festival, or going ice skating with our kids! I turn to him and say, "I love Kent." He usually tries to beat me to it.

As much as I love my town, and as much as I like to think of it as a progressive, open, neighborly community, I have learned that I cannot kid myself by thinking we don't have any problems with racism and racial injustice. One of the things about being white is that we tend to view ourselves as "the norm", and we tend to consider ourselves "pretty nice". So...does Kent fit the description of "the norm" and "pretty nice"? Upon first glance, sure! But is it "pretty nice" for everyone?? Does being a "normal town" mean it feels safe and accepting for everyone? After opening up my ears and heart to stories of folks in Kent that don't necessarily look like me, I'd have to say NO.

A few years ago, I started my own anti-racism journey. I started this by doing some reading alone, then in a group with other white folks at Kent UCC who were seeking to understand our implicit biases. Essentially we did an audit of our hearts and minds and communities, and saw that there were so many unexplored areas and beliefs, both in ourselves as individuals and in our society, that were really rooted in White supremacy and needed to be closely examined and unlearned. We were absolutely blind to these things before and thought it was just fine to be nice, colorblind, white ladies.

But it wasn't just fine. And I'm so grateful that I learned and am learning to do better. Kent isn't "just fine" either. We have room for improvement, lots of it, and a great way to start making those improvements is by appointing an anti-racism commission that can open up an avenue for reviewing practices and for giving a space for marginalized voices in Kent to be lifted up and heard.

I am in support of the NAACP's initiative requesting Kent City Council to consider forming an Anti-Racism Commission. Thank you.

Attachment #2
Jennifer Case
12.15.21 Meeting Minutes



Community Survey Results

4 messages

Eric Nichols <eric@ericdoesdata.com>

Wed, Dec 15, 2021 at 1:08 PM

To: "Fialaj@kent-ohio.org" <Fialaj@kent-ohio.org>, "deleone@kent-ohio.org" <deleone@kent-ohio.org>, "rosenbergg@kent-ohio.org" <rosenbergg@kent-ohio.org>, "sidoti@kent-ohio.org" <sidoti@kent-ohio.org>, "Ferrara@kent-ohio.org" <Ferrara@kent-ohio.org>, "Amrhein@kent-ohio.org" <Amrhein@kent-ohio.org>, "Turner@kent-ohio.org" <Turner@kent-ohio.org>, "kuhar@kent-ohio.org" <kuhar@kent-ohio.org>, "Shaffer@kent-ohio.org" <Shaffer@kent-ohio.org>, "Wallach@kent-ohio.org" <Wallach@kent-ohio.org>, "wilksa@kent-ohio.org" <wilksa@kent-ohio.org>
Cc: "yuzikids@aol.com" <yuzikids@aol.com>

Good afternoon,

Ahead of this evening's council meeting, I wanted to provide you all with the opportunity to review the results of the survey we've sent out to our neighbors in regards to our concerns about the Intergenerational Village.

The list of questions asked is in line with the 40 items that were listed on the white board after our last community meeting.

The report is pretty straightforward. You can click on any category to narrow down the results you are seeing. There are 4 pages to the report, each page provides a different perspective on the results that we've collected. If you have any trouble accessing or navigating the report, please feel free to reach out to me and I'm happy to assist.

We sent the survey to gauge what the overall sentiment is amongst our neighbors regarding these concerns. The issue was presented and the respondent is able to respond with "Very Concerned", "Somewhat Concerned" or "Somewhat Unconcerned". Additional opportunities for commentary are provided and presented in the results as well.

The survey closes this evening, and final results will be updated by tomorrow. The data is current as of Monday evening (12/13).

I will not be able to attend this evening's session, but I will try to come if I can. My ETA back in Kent this evening is around 8:30 PM. I invite any questions about this.

Here is the link: (second report down)

[Live Example - Kent, Ohio \(ericdoesdata.com\)](https://ericdoesdata.com)

Make it a great day!

Eric Nichols

President / BI Developer & Consultant



----- Forwarded message -----

From: **Eric Nichols** <eric@ericdoesdata.com>

Date: Wed, Dec 15, 2021 at 1:08 PM

Subject: Community Survey Results

To: Fialaj@kent-ohio.org <Fialaj@kent-ohio.org>, deleone@kent-ohio.org <deleone@kent-ohio.org>, rosenbergg@kent-ohio.org <rosenbergg@kent-ohio.org>, sidoti@kent-ohio.org <sidoti@kent-ohio.org>, Ferrara@kent-ohio.org <Ferrara@kent-ohio.org>, Amrhein@kent-ohio.org <Amrhein@kent-ohio.org>, Turner@kent-ohio.org <Turner@kent-ohio.org>, kuhar@kent-ohio.org <kuhar@kent-ohio.org>, Shaffer@kent-ohio.org <Shaffer@kent-ohio.org>, Wallach@kent-ohio.org <Wallach@kent-ohio.org>, wilkensa@kent-ohio.org <wilkensa@kent-ohio.org>
Cc: yuzikids@aol.com <yuzikids@aol.com>

[Quoted text hidden]

Wilkens, Amy <wilkensa@kent-ohio.org>

Wed, Dec 15, 2021 at 1:23 PM

To: Garret Ferrara <ferrara@kent-ohio.org>, Gwen Rosenberg <rosenbergg@kent-ohio.org>, Heidi Shaffer <shaffer@kent-ohio.org>, Jack Amrhein <amrhein@kent-ohio.org>, Jerry Fiala <fialaj@kent-ohio.org>, John Kuhar <kuhar@kent-ohio.org>, Michael DeLeone <deleone@kent-ohio.org>, Robin Turner <turner@kent-ohio.org>, Roger Sidoti <sidoti@kent-ohio.org>, Tracy Wallach <wallach@kent-ohio.org>, turnerrobining@gmail.com, "WALLACH, TRACY" <twallach@kent.edu>

Please excuse my duplicate email. I see now it was already sent to you!

[Quoted text hidden]

[Quoted text hidden]

Wendy Gurzik

I'm here to represent the concerned neighbors of KSU,

According to the survey that we commissioned this month, 66% of the respondents are current and past professors, employees, and students of KSU. We are clearly the original IGV.

At Monday night's meeting, a timeline was presented that showed community involvement in their project. But we have no idea how or when this community survey was conducted and who was included.

Since KSU claims that they want to build trust with their neighbors, the time for transparency and inclusion should have been at the beginning of the planning of this project, so community residents would not have been left feeling as if they missed the train.

Most questions went unanswered at the October meeting, and again, at the December meeting. Most of the neighbors left Monday's meeting feeling censored, patronized, and cut off when questions were asked. The panel consistently differed our questions and concerns to the tender mercies of a yet to be selected developer. It seemed as if the meeting was just another formality to add to their powerpoint timeline and claim that the community was consulted. In doing this, KSU is abdicating responsibility and leaving the community with an extreme sense of unease.

So why am I here tonight?

1. KSU needs to include community on their steering committee.
2. Developers should see the concerned neighbors concerns via the survey **before** even drafting a first proposal. (It makes no sense to include the community in conversation after the proposals have been made according to KSU's guidelines.) 94% of respondents stated that they were concerned about environmental issues. 82% stated that they were very to extremely concerned about these issues.
3. The guidelines or examples presented in the powerpoints showed inconsistencies on their maps. In one example, it stated to KEEP THE EXISTING TREE CANOPY (yellow tag), and in the other it showed developed buildings and roads intersecting this important and unique, forested land, clearly disrupting the tree canopy.
4. KSU should stand by their mission "to be positive for the natural environment." The definitions that were provided on Monday night's meeting only referred to the human environment and there was no reference to preserving and protecting this forested land without disrupting the existing tree canopy or adversely affecting the drainage of these vernal ponds and wetlands.
5. If the concerns of the original IGV are not addressed in a responsible fashion, how do we suppose the next IGV's concerns will be considered?



City of Kent
Wednesday, January 5, 2022
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 07:00 PM, Mayor Jerry T. Fiala called the City Council Committee Meetings to order.

2. Committee of the Whole

Present: Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Joan Seidel, Health Commissioner; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief

Absent: Gwen Rosenberg, Council At Large; Amy Wilkens, Clerk of Council

Mayor Fiala opened the Committee of the Whole meeting at 7:00 p.m.

2.1. Boards and Commission Interviews

Mayor Fiala started off by stating there were a couple of applicants present and a couple that were not able to make it due to illness. He said they will be listening to those present as to why they want to be on the board and voting will take place on January 19, 2022.

Kathleen Endres was called to the podium to introduce herself to Council. Ms. Endres stated her name and address for the record. She has been a resident of Kent for twenty years and, prior to that, a resident of Shalersville in the Old Stone House on Infirmary Road. Her family bought the house to restore it which

was a fifteen-year adventure. This illustrates her passion for preservation, but she also wanted to share her academic qualifications for being on the Design and Preservation Committee. She worked with the University of Maryland who developed the earliest techniques for studying CBD. She worked with the City Directories, Census Records to understand the settlement of Cleveland in the 19th Century and to truly understand how women's organizations function. She chartered the residential patterns of women activists in the City of Akron. She is not an architect but brings an appreciation of its role in the history of the city, but also a historian's understanding that many different kinds of people add to a city's life and its history. Their stories and their homes should be preserved as well. She covers the Kent City Council for the League of Women Voters, which helped her realize how important committees like these are. At the last meeting, Heidi Shaffer Bish talked about housing in the city and got her thinking, not only about Kent's mansions but also its bungalows, the great grain silo on N. Water Street and the churches that are still being used and repurposed today. She decided she could add a little something to this committee.

Mayor Fiala asked if there were questions from Council. There were no questions and Mayor Fiala thanked Ms. Endres for her application and that they will vote in two weeks.

Mayor Fiala introduced Alan Orashan next to interview before Council. Mr. Orashan approached the microphone and asked if there was only one vacancy on the committee. Several council members replied there were three.

Mr. Orashan said he thought there was only one vacancy he would defer to the previous applicant, as she seemed to have the passion. Mr. Orashan introduced himself to Council as a previous member of the Architecture Review Board. He is involved with the Main Street Design Committee and their sub committee of preservation and continues his interest in downtown Kent. If he could be helpful he would like to join.

Ms. Shaffer Bish asked Mr. Orashan to list some of his accomplishments in the downtown renovations.

Mr. Orashan said in the past 40 years he has contributed to everything from signage to painting buildings to the design and renovation of various store fronts, such as Ray's Place, and Dominick's.

Ms. Wallach asked if he was involved in the Kent Wells Sherman project. He said "Yes, I was, thank you." It was recently sold and the committee recently met about funds remaining from the sale that will be directed to the Kent Historical Society. The non-profit, Kent Wells-Sherman Inc, is due to be terminated on July 1, 2022.

Mayor Fiala thanked the applicant.

2.2. Organization of Council- 2022 Committee Assignments (Mayor Fiala)

Mayor Fiala stated that, historically, during the organization of council, we go through each committee. He said since there hasn't been a change in councilmembers, he asked if anyone had any objections or preference to vote on the committee structure currently in place.

MOTION TO ACCEPT THE COMMITTEE CHAIRPERSON APPOINTMENTS AS THEY CURRENTLY EXIST FROM 2020 made by Garret Ferrara, SECONDED by Roger Sidoti and CARRIED by a voice vote of 8-0-0.

2.3. Clerk of Council Performance Review Process Revision (Mayor Fiala)

Mayor Fiala stated that Mr. Turner brought this item forward to be discussed in committee and asked him to provide insight on this item.

Mr. Turner said the issue for him is that a lot of the members of council don't have the opportunity to observe some of the duties listed in the evaluation. The Mayor's position interacts with the clerk on a much more continual basis and the issue is perhaps the Mayor should have a much greater influence. He added he thinks the Mayor is the direct supervisor and that it would be appropriate to redesign the evaluation form and the Mayor has a bigger role in that evaluation.

Mr. DeLeone added at the last meeting he talked with Clerk Wilkens about him, Mayor Fiala and her getting together and discussing the process. A lot of the questions on the evaluations were left empty by Council if they do not observe what she does on a daily basis. Mr. DeLeone said we should sit down and talk to her, and Clerk Wilkens was open to doing that. He added that Mayor Fiala sees her more than Council and she has greater interaction with Mr. Ruller and Ms. Jones and Council see her when needed. He added there are questions in the evaluation that Council does not have the knowledge to answer.

Mayor Flala said part of the reason for the discussion this evening was to get an idea of the direction they would like to take.

Mr. Sidoti said that valid points have been brought up and the issue in his mind is that the Clerk works for City Council but she has administrative duties that go on that are not in their view. She has day to day duties and also Clerk of Council duties while working with them. Mr. Sidoti said a simple fix would be to sit down with the Clerk and determine what are the things they can evaluate the position on. Things such as running meetings, being organized, public feedback. The mayor has day to day observation of the administrative side and then there is Council. His suggestion is to sit down and decide what are the things Council can evaluate, not only the Mayor. Any administrative feedback can be provided to the Mayor.

Mr. Kuhar said he agrees with the comments that have been made and that perhaps there are a couple of categories that can be separated. Organizational skills can be seen by the end result presented to Council. The progression of her education is as simple as just separating the questions we can't answer. The end result is what we are after.

Ms. Shaffer Bish added that at her place of employment she did a self evaluation. This starts the process and is something to respond to. That could be something that could be asked by the Clerk to do and ask what her challenges are, successes, learning, etc. She agrees there are people that have a closer observation. Input from Council is helpful, but she doesn't feel comfortable answering some questions, which is unfair.

Mr. Turner said the math is simply the average. He wants to make it a much more relevant and effective tool. He thinks they should sit down and determine what questions they are able to answer.

Mayor Fiala clarified that council feels uncomfortable filling out the current evaluation form. Mr. Turner said yes, the current form. He thinks elements need to be reorganized and deciding whether some questions are even effective in the evaluation process.

Mayor Fiala said, as elected officials of Kent City Council, there are two employees we are responsible for; one is the City Manager and one is the Clerk. With that said, Mayor Fiala said the Clerk was sending out updates every six weeks to Council and she is very educated on what she needs to do. He added previously there was a subcommittee of Mayor Fiala, Mr. Amrhein, Ms. Rosenberg and Mr. Sidoti, who was responsible for the Clerk. He asked where they wanted to go next with this.

Mr. Sidoti asked if we could set up a time to go line by line over the evaluation form regarding what they feel they are able to evaluate, and then they would have a way. He said perhaps the small committee could get together.

Mr. DeLeone said you can look through how people answered during the most recent evaluation and it will be easy to identify the questions that are more administrative. It shouldn't be that hard to change wording or remove some questions.

Mr. Kuhar said we should label some questions that only the Mayor reviews.

Ms. Shaffer Bish appreciates the updates received from the Clerk but it is a little different than a self evaluation.

Mr. DeLeone said that a self evaluation could also be helpful from the Clerk.

Mayor Fiala asked Council to remember your thoughts and that they will meet again regarding this.

2.4. Pending List Update (Dave Ruller)

Mayor Fiala introduced Mr. Ruller to speak on the Pending List update and he began distributing a copy of the list along with his recommendations. There are

items on the list that were referred to the Administration and items referred to a Council Committee. Typically, the chair of the committee is to weigh in when they are ready to go to Council.

The first item, the study of pedestrian vehicles downtown, remained on the list until the N. Water Street project was finished. He said he knows it is a priority, but technically, the main objective of the motion has been met with many improvements, which included the N. Water Street project. A lot was done with the crossings and ways to improve safety. He recommends removing it from the list, but understands if they want it kept on the list.

Mayor Fiala asked if there is a motion to either keep it on the list or remove it if they feel it is satisfied.

MOTION TO REMOVE FOUR WAY STOP SIGNS/PEDESTRIAN SAFETY FROM PENDING LIST made by John Kuhar, **SECONDED** by Roger Sidoti and **CARRIED** by a voice vote of 8-0-0.

Ms. Shaffer Bish said she could support this but feels there are still a couple areas downtown that are confusing to pedestrians and to those driving, such as at Depeyster and Erie Streets. The point of leaving it on was to evaluate it, but we are always evaluating it. It seems like an appropriate time to take it off and perhaps put it back on at some point if we have better ideas.

Mr. Kuhar joked that his \$50 bucket of white crossing paint was good as far as the government goes and we spent a million dollars and have a safer N. Water Street.

Mr. DeLeon said the only thing he is concerned about is the parking recommendations that came before Council a couple of weeks ago, but he sees they are on tonight's agenda.

Mr. Ruller moved on to the next item on the pending list; Sustainability Commission; Report on Climate Change. Council was just updated by the Sustainability Commission but the Climate Action Plan is still in the works. His recommendation is to retain it on the list until the Action Plan is completed. There was no objection to this and it will be kept on the list.

Mr. Ruller said the Senior Advisory Committee dates back a little to when Melissa Long was on Council. He reminded Council of the meetings with residents in the area. The outstanding piece is a discussion at some point of a Master Plan update with Parks and Recreation which would have some elements of a senior center. He said until that is done, his recommendation would be to keep it on the list until the Master Plan is completed. There was no objection and it will remain on the list.

Mr. Ruller said the next item, Conflict of Interest on Boards and Commissions, was a one person request that was referred to the Law Department and has not been resolved. It will remain on the list and will be addressed this year.

Mr. Ruller said the next item of Unattended Idling Vehicles was left on the pending list last year, and nothing has been accomplished on this item, so it would be up to Council whether they would like to keep it on the list. Ms. Wallach made a motion to remove it from the pending list. There was no second, so the motion died.

Mr. Ruller reminded Council that the next item came about due to a resident wishing the City to sell her a portion of a parcel of land. They reviewed the issue of subdividing the parcel and, instead of selling the parcel, leasing it to a resident. She was not interested in leasing, but the Community Development Director said she could follow up with the residents.

MOTION TO REMOVE LEASING A PARCEL OF LAND TO A RESIDENT FROM THE PENDING LIST made by John Kuhar, **SECONDED** by Roger Sidoti and **CARRIED** by a voice vote of 8-0-0.

Mr. Ruller said the seventh item on the list has been a topic of conversation as of late. The zoning code has been updated and the next step is a review of the ARB Design Guidelines. A bid has been made and he hopes to award a contract at the end of February. Mr. Ruller recommended keeping this on the list as it is a work in progress.

Next was the noise ordinance review that was brought up due to a resident to resident complaint, which is always tricky. Typically, the request is to tighten up the noise ordinance, but in this case the resident was upset due to being reported on by a neighbor for tuning their guitar and was cited. This was reviewed by the Law Department and said there are no obvious changes that could be made. It is a work in progress and will be looked at this year by the Law Department. There was no objection to keeping it on the pending list.

The next session is the Committee portion of the pending list, with the first item being Senior Housing. At this point, Mr. Ruller said he would remove this item from the pending list.

Mr. Turner said while the focus was on the Intergenerational Village, whether the Senior Housing items were specific to that or a general discussion. Mr. Ruller stated the administration did not understand how it was. The Administration has talked to dozens of senior housing developers who have worked with cities that have more green space and have tried to encourage developers to do a project in Kent. Unless Council has land that can be developed, the market doesn't seem to be there in Kent at this time.

Mr. Turner said he has talked to residents who are very concerned about the lack of available housing. He thinks removing it would take it off the list of priorities. If it can be included in the Senior Advisory Committee, then he is comfortable removing it.

Ms. Shaffer Bish said there seems to be some confusion between Council's

pending list and its priorities. If it is taken off the pending list, it can still remain a priority. She still sees housing as a top priority at this time in the community.

Mr. Sidoti says he understands Mr. Turner's point of view, but says the City's hands are tied if we don't have land to donate to a developer and if we can't give them tax incentives, then that is all we have. He said it is very frustrating that we don't have the power to do certain things, but maybe Ms. Shaffer Bish had a good idea of having a list of our priorities.

MOTION TO REMOVE SENIOR HOUSING FROM THE PENDING LIST made by Mr. Jack Amrhein, SECONDED by Mr. Kuhar and CARRIED by a voice vote of 8-0-0.

The next item is the Sidewalk Upkeep Discussion, which is another item that is on the list of the City's priorities that Council can review.

Ms. Shaffer Bish said we did come up and discuss items listed but we have a program in place. It can be brought back if it needs to. It is a priority but there is no current action needed other than maintaining the program.

Mr. DeLeone said the Engineering Department is doing a good job with making this a priority and it should be removed from the list.

Mr. Sidoti agrees with Mr. DeLeone and added that pre-pandemic we were moving excess dollars into sidewalks on a regular basis. He mentioned Mr. Bowling said he needs \$12 million to replace every sidewalk in the community and if he hits the lottery he would write Mr. Bowling a check.

MOTION TO REMOVE SENIOR HOUSING FROM THE PENDING LIST made by Roger Sidoti, SECONDED by Garret Ferrara and CARRIED by a voice vote of 8-0-0.

The next item of Developing Parameters for Low Frequency Noises was brought forward by a resident in Ms. Wallach's ward. The administration attempted to work on this and was unable to get any information on it. It would be up to Council if they wish to keep it on the list. Ms. Wallach said she would like to keep it on the list, as she has received more complaints, most recently from a hot tub motor.

Mr. Sidoti asked if it could be combined with the noise ordinance work Ms. Jones would be working on. They are both a nuisance.

Ms. Shaffer Bish said she would support combining them but does not want to get rid of it. Ms. Wallach said it could be put into the noise ordinance, but the frequencies are different.

Mr. Turner asked if we even have the authority to enforce it or to establish the frequency that is permitted. He asked if the State of Ohio would do this.

Mr. Sidoti said we were talking about apples and oranges. He said decibels is the loudness and megahertz is the frequency. Loudness is what our ordinance addresses and if it disturbs the neighbors. Low frequency humming could be loud or soft. He said maybe combine them and write them in such a way to address both issues.

Mr. Kuhar agreed with Mr. Sidoti. He said there is a federal organization that controls this and there are already laws in effect.

Mr. Turner asked if this would be considered a health issue handled by the Health Department. Mayor Fiala said generally it would go to the Police Department. Mr. Turner said this is different, and the megahertz could cause a health hazard.

Ms. Wallach said since there is such a discussion on this, it should remain on the list.

Mr. Ruller addressed the Feral Cat issue on the pending list and said it is generally handled between the Police, Community Development and the Law Department. He said in discussions with other City managers it is a common problem.

Mr. Ferrara said this is typically a case by case basis between neighbors and if there isn't going to be a policy that solves the problem, he thinks it should be removed.

Ms. Shaffer Bish asked if there is a law that states you are not allowed to feed feral cats. Mr. Nick Shearer said if the person is taking responsibility for the cat by feeding it, you are accepting ownership. The issue is definitively proving the person is feeding it and catching them in the act.

MOTION TO REMOVE FERAL CAT DISCUSSION FROM THE PENDING LIST made by Garret Ferrara, SECONDED by Mike DeLeone and CARRIED by a voice vote of 8-0-0.

The next item- Addressing Racism and Diversity in Kent-is on the agenda for next month, so it should remain on the list.

The next item of the City Flag was requested to be discussed by Council. Mayor Fiala said he got a few emails but can keep it on the list. He would like to see a new City flag created by the time we have a new City Hall.

Mr. Ferrara said Council wanted more resident input and they received none, so he moved to accept the one that was presented. There was no second to this motion.

Ms. Shaffer Bish said we need to do more of a campaign regarding the flag design and provide opportunities for the public to comment on it. The public didn't know we were in a comment period on the flag. She asked to put

something in the Tree City Bulletin and thinks we should keep it on.

Mr. DeLeone said he thinks they all agree we need a new city flag and the one presented wasn't bad, it just needed tweaking. Mayor Fiala said he tried going through the schools and that didn't work out and so he put a committee together to make a design. It was brought to Council who said they wanted more public input.

Mr. Kuhar asked if we could put an article in the Record Courier to get input.

Mr. Ferrara said for the sake of action to bring the design that was presented to committee and it could be voted up or down.

MOTION TO SEND TO COMMITTEE THE FLAG DESIGN THAT WAS PRESENTED made by Garret Ferrara, **SECONDED** by Jack Amrhein and **CARRIED** by a voice vote of 8-0-0.

The next item on the pending list was the City Clerk Review Process, which was completed and can be removed from the list.

That concluded the Committee of the Whole meeting at 8:02 p.m.

3. Health and Public Safety

Present: Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Joan Seidel, Health Commissioner; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief

Absent: Gwen Rosenberg, Council At Large; Amy Wilkens, Clerk of Council

Chair Amrhein opened the Health and Public Safety Committee Meeting at 8:02, with the first item on the agenda being the Certification of the Petition for the Sensible Kent Ballot Initiative.

3.1. Certification of the Petition for the Sensible Kent Ballot Initiative (Hope Jones)

Ms. Hope Jones began by explaining there was a petition circulated to add a section to Kent's codified ordinances making the possession of marijuana of less than ten grams have no fines or court costs. She added Council could either direct the Law Director and City Manager to put it on the next agenda and vote on it, or, you could send it to the voters to see if they would like to have this law exist in the City of Kent. It is her understanding that two other communities in

Portage County have these laws. Her recommendation to Council is to send it to the voters.

Ms. Tracy Wallach asked if it would go on the November ballot. Ms. Hope Jones said it would. Mr. Ruller added he thought the objective of putting it on the January Committee schedule could go to the ballot in May. Ms. Wallach asked if it could be left until November and Ms. Jones replied, "as long as it's within the year" we could.

MOTION TO SEND TO THE VOTERS THE SENSIBLE KENT BALLOT INITIATIVE IN NOVEMBER made by Tracy Wallach, **SECONDED** by Heidi Shaffer Bish and **CARRIED** by a voice vote of 8-0-0.

Ms. Tracy Wallach added in her comments that she thinks it is a good way to get young people to vote.

There were no other comments from Council or from the public.

3.2. Food Truck Permit Process (Hope Jones)

Ms. Hope Jones said the administration has been working on this for many months, with the Health Department, Law Department, City Manager and Community Development working on this ordinance. It is being proposed that any mobile food unit that serves food has to get a permit in the city. They are not allowed to operate on residential property, but any other property located in the city would be allowed. Residents and businesses that have one-time food tables would be exempt from this, as we don't want to interfere with private parties. The Health Department and Fire Department would do the inspection and they would have to comply with the Ohio Fire Code, the Ohio Health Code and any City ordinances. There would be a list of items that would need to be inspected and have proof of insurance. There would be a \$50 inspection fee and if it passes they would be provided a permit they would have to post on their vehicles. Each permit would be good for two months. There is a non-compete section and should not be set up fifty feet from a business that sells food, except during a City authorized event. No food truck can go into a park unless approved by Parks and Rec. They can only operate and park for eight hours and should be exempt during special events.

Ms. Jones continued by stating that mobile food trucks are going to be prohibited from selling alcoholic beverages but she is not aware of any special events where you could get food and alcohol. They should be exempt as well. She reviewed several exemptions that were included in the document.

Mr. Kuhar asked when people have pig roasts with beer trucks how this would be handled. Ms. Hope Jones said if it was on private property, it wouldn't apply. She added beer trucks do not fall under this permitting process.

Mr. DeLeone asked about ice cream trucks. Ms. Hope Jones said they go through a licensing process, but Ms. Jones said she would double check on this.

Mr. Sidoti asked if this process is one that is similar in other communities, so you are aware of the issues. Ms. Jones said there is a section in Kent's code on solicitation where the city sets aside areas downtown, but it was weak.

Ms. Shaffer Bish asked about the Farmer's Market and how that would be handled. Ms. Jones said the Farmer's Market would have to make sure the food trucks are compliant with the ordinance. Ms. Shaffer Bish asked about getting the owner's permission, and the market leases the land. Ms. Jones said she could change it to say "owner/occupant". She said the ordinance does not allow food trucks to be in the public right of way, unless it's a special event.

Mayor Fiala asked if someone had a block party and a road closure if they could have a food truck on the road. Mr. Ruller replied there is an exemption for a one-day event.

Mr. Turner asked if someone started renting space on a business property that is in the area of other businesses that sell food, if it is the actual building or the entrance where they get into the non-compete. Ms. Jones said it was the entrance. Mr. Turner said there is a situation on Water Street where a food truck is near a business permanently. Ms. Jones said it does not include the apron going up to the business, but the doorway going into the business. There needs to be at least fifty feet between the two.

An unidentified member of the audience came to the microphone and said that Bottles 101 has a food truck and there are food establishments to the right and left of it that are not fifty feet away. Mr. DeLeone asked if it would be exempt because it would be private property. Mr. Ruller said the audience member was right, as this is a plaza situation. Ms. Jones said they wanted the brick and mortar businesses, who pay higher rent, to not be impacted by food trucks and if they feel it could be an issue, she could add that if they get the business to sign off on that, it would be permitted.

Mr. Ruller said that Franklin Square Deli came in in the past and was very concerned it would impact his business, and that was where the idea came from. Mr. Ruller said if changes need to be made, it can be modified.

Ms. Shaffer Bish said she likes the idea of the sign off. It gives them the opportunity to make the choice.

Mr. Sidoti asked if Ms. Jones would be providing the new ordinance with all of the changes before a vote is made. She replied she absolutely would, and if they do get the revisions and don't like what they see, it could be brought back to committee in February.

MOTION TO APPROVE THE FOOD TRUCK APPROVAL PROCESS made by John Kuhar, **SECONDED** by Michael DeLeone and **CARRIED** by a voice vote of 8-0-0.

There were no further items on the agenda for this committee. It adjourned at 8:25 p.m.

4. Streets, Sidewalks & Utilities Committee

Present: Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Joan Seidel, Health Commissioner; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief

Absent: Gwen Rosenberg, Council At Large; Amy Wilkens, Clerk of Council

Chair Sidoti opened the Streets, Sidewalks and Utilities Committee at 8:25 p.m., mentioning that the first presenter, Mr. Jim Bowling was not in attendance this evening.

4.1. East Main Street Project - Public Meeting Update (Jim Bowling)

Mr. Ruller stated the Mr. Bowling respectfully asked to delay tonight's topic as it was not time sensitive and he is dealing with Covid.

4.2. N. Water Street TES Parking Recommendation (Jim Bowling)

Mr. Ruller said there was an internal meeting with the Chief of Police, City Manager and Community Development Director, where they discussed that when this was first changed, the residents were offered the ability to park on Portage Street. They could park overnight and have ten hours of parking during the day. At that time, they said they would just like to park on N. Water Street and move their cars. They are now saying that moving their car every two hours is getting tiresome. The recommendation is to revert to what was offered to them in the beginning. They are offered to park on the street on Portage and not be ticketed. He said this was a fair compromise.

There were no questions from Council or the audience.

MOTION TO APPROVE N. Water Street TES Parking Recommendation made by Heidi Shaffer Bish, SECONDED by Garret Ferrara and CARRIED by a voice vote of 7-0-1 with Mr. Kuhar abstaining.

Ms. Shaffer Bish thanked the staff for the work that was done on this and thinks it was a fair compromise.

Mr. Ferrara said this is another issue of the city being asked to come between neighbors and, in this case, it is landlord and tenants. He thinks it is the responsibility of the landlord to communicate to its tenants what the parking situation is and also the responsibility of the tenant to know. This is more than accommodating. If we allow street parking in front of every rental property, it would be a dangerous slippery slope in the city.

Ms. Hope Jones said that due to Mr. Kuhar being the property owner, he is not able to speak on this topic.

The Streets, Sidewalks and Utilities Committee adjourned at 8:29 p.m.

5. Finance Committee

Present: Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Joan Seidel, Health Commissioner; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief

Absent: Gwen Rosenberg, Council At Large; Amy Wilkens, Clerk of Council

Chair DeLeone opened the Finance Committee meeting at 8:30 p.m. and introduced the one item on the agenda.

5.1. Franklin Fire Service Contract Update (Hope Jones, Chief Myers, Rhonda Hall)

Mr. Ruller introduced Fire Chief, Bill Myers to speak on the Franklin Fire Service Contract, that is brought before Council on a routine basis. He added there were enough material changes in the contract to warrant a short discussion. This new contract updates the rates which have been being discussed for the past two years.

Chief Myers said this had started with Chief Tosko and he appreciated all of his efforts. He is glad to provide services to the Franklin Twp community. The contract looks at incidences over the past seven years and averages the responses, instead of just the previous year. Another item is going from \$35 to \$40 per incident in the maximum increase. The City will notify the Twp. of the changes on March 1st instead of February 1st and will inherit the Township equipment and we will take care of the maintenance. The Township will refurbish the med unit with CARES Act funding, which is well needed. The last item is that the City is going to report on its runs ever 120 days instead of every 30 days.

Mayor Fiala asked about the equipment we are taking ownership of and who would replace it when needed. Chief Myers said Kent would be responsible for that. When the rate is determined, it is part of this process.

Mr. Ruller added that we are looking to build some of the replacement value into their annual fee. He asked what the current rate per run was and Chief Myers replied " \$1433".

Mayor Fiala asked about the ladder truck and if it is financed by Kent State and if that would change. Mr. Ruller said there would be further discussion with both Franklin Twp. and Kent State on this topic.

There were no questions from the audience and no further questions from Council.

MOTION TO APPROVE Franklin Fire Service Contract made by Garret Ferrara, SECONDED by Jack Amrhein and CARRIED by a voice vote of 8-0-0.

The Finance Committee adjourned at 8:36 p.m.

6. Executive Session

Present: Jack Amrhein, Michael DeLeone, Garret Ferrara, John Kuhar, Heidi Shaffer Bish, Roger Sidoti, Robin Turner, Tracy Wallach

Absent: Gwen Rosenberg, Council At Large

MOTION TO Enter Executive Session made by Jack Amrhein, SECONDED by Garret Ferrara and CARRIED by a voice vote of 8-0-0.

6.1. Board & Commission Appointments

6.2. Employee Evaluations

7. Adjourn

City Council returned to the meeting from the Executive Session at 8:54 p.m.

The meeting adjourned at 8:55 p.m.

Amy Wilkens
Clerk of Council

7.1. Calendar and Pending List (Attached)

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. 2022-001

A RESOLUTION APPOINTING _____ AND _____ AND _____ TO THE COMMITTEE ON DESIGN AND PRESERVATION 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 _____ and _____ and _____ are hereby appointed to the COMMITTEE ON DESIGN AND PRESERVATION.

NAME

TERM

Immediately -- 12/31/2023 (to fill unexpired term)
Immediately -- 12/31/2024
Immediately -- 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)



CITY OF KENT, OHIO

DEPARTMENT OF COMMUNITY DEVELOPMENT

DATE: January 10, 2022
TO: Dave Ruller, City Manager
FROM: Bridget Susel, Community Development Director *BDS*
RE: Brownfield Remediation Program Grant

In December 2021, the Ohio Department of Development (ODOD) announced the availability of grant funding for brownfield remediation projects. The announcement was good news since several years ago the State of Ohio suspended the availability of assessment and remediation grant funding that previously was available through a former ODOD program.

The City has utilized general fund monies in recent years to pay for sampling and the installation of monitoring wells in the Gougler corridor area to track legacy environmental hazards from the former Triangle Dry Cleaners site.

The availability of this new grant funding presents the City with the opportunity to actually assess the geographic scope of the existing hazard and then develop a remediation plan to address the legacy environmental hazard conditions that remain on the former dry cleaning site that have been migrating off site and creating challenges in that area.

The Community Development Department is working with Brownfield Restoration Group (BRG) on identifying the most appropriate assessment and remediation plan and associated budget to include in the grant proposal so the actual grant request amount is unknown at present. The grant does not have a match requirement and the maximum assessment request cannot exceed \$300,000.

The grant is due January 31, 2022 so I am respectfully requesting that you present this unauthorized item at the January 19, 2022 Council meeting for review and approval so the City can submit prior to the deadline.

If you need any additional information in order to forward this to Council, please let me know.

Thank you.

Attachment



Brownfield Remediation Program Guidelines

The Brownfield Remediation Program was created to award grants for the remediation of brownfield sites throughout Ohio, to assist in the remediation of hazardous substances or petroleum at an industrial, commercial, or institutional property. Remediation includes acquisition of a brownfield, demolition performed at a brownfield, and the installation or upgrade of the minimum amount of infrastructure that is necessary to make a brownfield operational for economic development activity.

These program guidelines expand on statutory terms and requirements included in Ohio Revised Code (ORC) Sections 122.65 and 122.6511.

Availability of Funding

Nearly \$350 million in funds are available and were provided to the Ohio Department of Development (Development) through the 2021 state biennium budget bill, House Bill 110. Funding of \$1 million will be set aside for each county in Ohio. If the minimum funds set aside per county are not obligated by June 30, 2022, funds will become available to all eligible projects. Remaining funds will be available on a first-come, first-served basis.

Eligible Applicants

An eligible applicant is defined as a county, township, municipal corporation, port authority, or conservancy district or a park district, or other similar park authority. These entities are collectively referred to as "units of local government".

Other eligible applicants include a county land reutilization corporation, nonprofit organization, or organization for profit. These entities must have entered into an agreement with a unit of local government to work in conjunction on the project for the purposes of this program. A copy of the agreement must be provided within the application.

Entities that caused or contributed to the contamination at the property are not an eligible partner or applicant. If the entity that caused or contributed to the contamination is the property owner, a purchase agreement transferring the property to the applicant or non-labile third party must be included in the application.

Eligible Properties

Properties are only eligible if they meet the definition of a brownfield. A "brownfield" is defined as an abandoned, idled, or under-used industrial, commercial, or institutional property where expansion or redevelopment is complicated by known or potential releases of hazardous substances or petroleum. The contamination to be remediated is required at the subsurface level, unless remediation is needed to gain access to the subsurface contamination (i.e. building demolition) in order to contain the contaminant (i.e. asbestos abatement). If no known or potential

releases of hazardous substances or petroleum are identified by a Phase I property assessment, but a building or structure with documented asbestos is present, the property is eligible to prevent a future release during planned demolition or renovation activities.

If the property is eligible for the Ohio Environmental Protection Agency's (OEPA) Voluntary Action Program (VAP), based on the substance on the property (i.e. petroleum or other hazardous contamination vs. asbestos contamination), the funds should be used to obtain a "Covenant-Not-To-Sue" from the OEPA. Properties that contain more than one parcel are eligible to apply as one property. The parcels must be contiguous. Parcels separated only by a street, alley or railroad track are considered contiguous. Additional parcels must meet the eligibility criteria outlined above.

The applicant must demonstrate that it possesses all necessary legal access to the property to complete the project. If the property or any portions of the property are subject to a lease agreement, the application must include a copy of the lease agreement or other agreement that provides the applicant with legal access to complete the project. An asbestos survey needs to be completed and included in an application if any demolition is intended to occur on the property.

Eligible Costs

Applicants may apply for funds for "Assessment" or "Cleanup/remediation".

Assessment is defined as a phase I and phase II property assessment conducted in accordance with section [3746.04](#) of the ORC and/or an asbestos survey for an asbestos abatement. The maximum award available for assessment costs is \$300,000.

Cleanup/remediation is defined as any action to contain, remove, or dispose of hazardous substances at a brownfield. This includes the acquisition (limited to 10% of the total request, not to exceed the county auditor property value) of a brownfield, demolition performed at a brownfield and the installation or upgrade of the minimum amount of infrastructure that is necessary to make a brownfield operational for economic development activity. The maximum award available for cleanup/remediation costs is \$10 million.

Administrative costs (maximum of 10% of the total request) are for costs related to submitting reimbursement requests and submitting reporting information, as requested by Development. Administrative costs must adhere to all uniform cost guidance. The costs associated with the crafting of a "No-Further Action" or CNS report and the fee to OEPA are an eligible administrative cost.

Costs related to employing a certified professional are eligible.

Prevailing Wage Rates and Labor Standards: Applicants will comply with the provisions of ORC Sections 4115.03 to 4115.16, inclusive, as applicable, with respect to the payment of all mechanics and laborers employed in construction work financed with grant funds.

Total project awards are determined at Development's discretion.

Ineligible Costs

Administrative costs related to application preparation and legal counsel related to the application or project implementation are not eligible.

Costs incurred prior to the grant agreement beginning date are not eligible.

Costs related to site clearance (i.e. clearing, grubbing, removing solid waste) are not eligible.

Matching Funds

For projects awarded through the dedicated county portion (\$1 million set-aside), match is not required. For projects awarded outside of the county's dedicated portion, Development can only award up to 75% of the total project cost, with a maximum award of \$10 million. Match funds are funds that are used toward equivalent eligible costs. Acceptable sources of match funds may include local government, state government, federal government and by for-profit or nonprofit entities. If applicable, applicants must maintain the required minimum percent match throughout the project. If at the conclusion of the project, financial accounting indicates that the actual cost is less than the estimated, the applicant shall refund the amount necessary to maintain funding percentages in the grant agreement. Applicants are encouraged to submit an application including match funds if available.

For the purposes of this program, future in-kind costs can be considered as an eligible expense for match. Funds that were utilized previously, within the last two years may also be used for match.

Application Evaluation Criteria

Applicants shall submit one application per property. Each application will be reviewed based on information received and will be screened for completeness and eligibility. If an application is determined to be incomplete, Development will contact the applicant and the applicant will have 14 business days to provide additional information.

Application Process

Each county has been provided \$1 million in dedicated funding through June 30, 2022. Development will monitor applications, and after \$1 million in awards per county have been allocated, additional funding will be awarded through the remaining statewide program funds. As mentioned above, applications awarded after the county's dedicated portion must include match funds within the application. Development can only award up to 75% of the total project cost.

In order to access the application, individuals will be required to login using an existing OH|ID or create a new OH|ID, which provides users with secure access to state of Ohio services and programs. For more information on creating an OH|ID, please click [here](#).

The application process for the program will occur in three rounds. Round one will be open upon the release of these guidelines, and the application will be available to submit until January 31, 2022. Development will review applications and award funding at the conclusion of round one. There can be more than \$1 million in requests from a county, but only the first \$1 million of awards do not require the ORC-mandated match requirements outlined above. Development will prioritize the \$1 million dedicated portion to first fund eligible projects that do not have a match available for the project.

If after the first round, the first \$1 million in awards have not been obligated, development will review what counties have not utilized their full \$1 million allocation of dedicated funds, and inform the respective Board of County Commissioners of the availability of funds prior to the second round. Round two will open on March 1, 2022, for those counties that still have funds from their dedicated set-aside available. Round two will conclude on April 30, 2022.

Round three will open on July 1, 2022, to utilize the remaining portion of the state funding if available, and will include portions of the county set-asides that were not expended in rounds one and two. Round three will remain open until September 30, 2022, or until funds have been

depleted.

At the conclusion of each round, Development will review applications and award funds. Awarded funds outside of the dedicated county portion will be reviewed and awarded on a "first-come first-served" basis, as dictated in ORC 122.65(C)(3).

Upon submission of a complete application, the applicant will receive an email from Development confirming that the application has been received. Submission of an application does not ensure the applicant will be awarded funds. Applications will be reviewed for completeness. Development may request additional information from the applicant. Applicants will have 10 business days from the date of the request to submit the requested information. If the additional information is not submitted within the requested timeframe, this may result in the application being determined ineligible for funding during that round. If Development determines that an application is ineligible the applicant will be notified that the application has not been accepted for funding during that round. The applicant may apply during subsequent rounds if funding remains available.

Awards will be given until funds are depleted. Awarded projects should commence activities within six months of receiving a fully executed agreement. Funds may be reallocated for projects that cannot comply.

Eligible applicants will be required to provide the following on each application:

- Federal Employer Identification Number (FEIN)
- Application type: assessment or cleanup/remediation
- Applicant contact information (indicate a primary contact)
- Project name
- Former project name(s)
- Name of property owner (if not applicant)
- Project location (city/village)
- County(ies) to be served
 - If more than one county, indicate primary county
- Indicate if the applicant has access to the property
- Description of current ownership access
- Indicate if the Median Household Income for the area is less than the state-wide average
- Indicate if the community unemployment rate is greater than the current state-wide average
- Indicate any other economically distressed criteria impacting the community served
- Project history
- Number of vacant structures
- Number of occupied structures
- Current conditions of structures
- Description of known or potential project impediments including VAP program eligibility.
- Information on property boundaries
- Identify if property boundaries are governed by a regulatory program other than VAP
- Description of demolition and/or cleanup activities proposed
- Project readiness including start and end date and project timeline
- Description of the redevelopment activities planned
- Number of anticipated new jobs
- Number of anticipated jobs retained
- Total project costs
- Total requested amount
- Project budget and match budget including sources
- Documentation (as applicable)
 - Supporting resolution or ordinance
 - Survey or plat map

- Access or purchase agreement
- Clean hands affidavit
- Environmental assessment reports
- Project match documentation
- Remediation plans
- Other

Reimbursement Requests

Once a project has been identified by Development to receive a grant award, the Department will notify the eligible applicant of the process to receive grant funds. An Ohio Supplier ID is required for disbursement. If the eligible applicant does not currently have an Ohio Supplier ID, the business will be required to register for an Ohio Supplier ID at [Supplier.Ohio.gov](https://supplier.ohio.gov). Businesses will only be able to receive an award once a valid Ohio Supplier ID matching the FEIN/SSN provided in the application has been obtained and is verified by Development. Applicant businesses that need assistance obtaining an Ohio Supplier ID or need to make changes to an existing Ohio Supplier ID should visit: <https://supplier.ohio.gov/wps/portal/sp/suppliers/help-center>.

Development may request additional documentation in support of the reasonable and necessary costs.

DRAFT ORDINANCE NO. 2022 - 002

AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A GRANT FUNDING APPLICATION TO THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD) FOR BROWNFIELD REMEDIATION PROJECTS AND TO ACCEPT THE GRANT, IF AWARDED, AND EXECUTE THE SUBSEQUENT GRANT AGREEMENT WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the funding application will be submitted to the Ohio Department of Development (ODOD) for Brownfield Remediation projects to assess the geographic scope of the existing hazard and develop a remediation plan on the former dry cleaning site formerly known as Triangle Cleaners site, and;

WHEREAS, the grant does not have a match requirement and the maximum assessment request cannot exceed \$300,000.

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 application request for grant funding and authorized that the Administration provide all information, funds, and documentation required in said applications for submission.

SECTION 2. 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. the Kent City Council hereby understands and agrees that participation in the grant program will require compliance with program guidelines and assurances.

SECTION 4. 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 5. 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 2022 - 003

AN ORDINANCE SUBMITTING A PROPOSED CHARTER AMENDMENT TO THE ELECTORATE AT THE GENERAL ELECTION TO BE HELD ON THE 8th DAY OF NOVEMBER, 2022, AS SPECIFIED IN ARTICLE XI, SECTION 11.05 OF THE KENT CITY CHARTER, AND DECLARING AN EMERGENCY.

WHEREAS, Article XI, Section 11.05 of the Charter of the City of Kent provides that proposed amendments to the Charter may be submitted to the electors of the City, and shall be submitted by Council when a petition signed by ten percent (10%) of the registered electors of the City, at the time said petition is submitted, setting forth a proposed amendment, is filed with Council in the manner and form prescribed for the submission of ordinances by an initiative petition; and

WHEREAS, a petition setting forth a proposed amendment to the Charter, signed by A sufficient number of registered electors of the City, was filed with the Clerk of Council; and

WHEREAS, the proposed amendment would:

1. Mandate that fines and court costs for convictions of certain sections of the City's Drug Abuse Code be set at Zero Dollars (\$0.00). Specifically, the possession of marijuana and hash and the gifting of Marijuana of less than twenty (20) grams or less;
2. Supersede the existing penalty sections for the conviction of the above offenses.

WHEREAS, the Board of Elections has certified that said petition contained a sufficient number of valid signatures, such that the petition was signed by more than ten percent (10%) of the electors of the City at the time it was submitted.

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

SECTION 1: the proposed amendment to the Charter of the City of Kent which is attached hereto as "Exhibit A" shall be submitted to the electors of the City of Kent at the General Election to be held on November 8, 2022 which election occurs not less than thirty (30) nor more than one year (1) from the date of the final vote of Council. The Board of Elections of Portage County is requested to place this issue on the ballot and provide for such election.

SECTION 2: the Law Director and Clerk of Council are hereby directed to take all required action to deliver a certified copy of this ordinance to the Portage County Board of Elections.

SECTION 3: the proposed amendment shall become effective and shall become part of the Charter if approved by a majority of the electors voting thereon.

SECTION 4. 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 5. 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
(SEAL)

THE SENSIBLE MARIHUANA ORDINANCE

513.15 . MARIHUANA LAWS AND PENALTIES.

(a) No person shall knowingly obtain, possess, or use marihuana or a compound, mixture, preparation, or substance containing marihuana other than hashish, whoever violates this section is guilty of possession of marihuana. The penalty for the offense shall be determined as follows:

(1) If the amount of the drug involved is less than two hundred grams, possession of marihuana is a minor misdemeanor drug abuse offense. Persons convicted of violating this section shall be fined \$0.00

(b) No person shall knowingly obtain, possess, or use hashish or a compound, mixture, preparation, or substance containing hashish, whoever violates this section is guilty of possession of hashish. The penalty for the offense shall be determined as follows:

(1) If the amount of the drug involved is less than ten grams of solid hashish or less than two grams of liquid hashish, possession of hashish is a minor misdemeanor drug abuse offense. Persons convicted of violating this section shall be fined \$0.00.

(c) No person shall knowingly cultivate or manufacture marihuana. The penalty for the offense shall be as follows:

(1) If the amount of the drug involved is less than two hundred grams, illegal cultivation of marihuana is a minor misdemeanor drug abuse offense. Persons convicted of violating this section shall be fined \$0.00.

(d) No person shall knowingly give or offer to make a gift of twenty grams or less of marihuana. The penalty for the offense shall be determined as follows:

(1) Whoever violates this section, anywhere inside city limits, is guilty of trafficking in marihuana, a minor misdemeanor drug abuse offense. Persons convicted of violating this section shall be fined \$0.00.

(e) No person shall possess, sell, manufacture or use marihuana or hashish paraphernalia. The penalty for the offense shall be as follows:

(1) Whoever violates this section shall be guilty of a minor misdemeanor drug abuse offense. Persons convicted of violating this section shall be fined \$0.00.

(f) All court costs shall be \$0.00 for violations of sections herein.

(g) Severability. The sections of this ordinance are severable. The invalidity of a section shall not affect the validity of the remaining sections. Invalid sections shall be revised to the minimum extent necessary to maintain validity and enforceability.

(h) Definitions

(1) "Marihuana" means all parts of a plant of the genus cannabis, whether growing or not; the seeds of a plant of that type; the resin extracted from a part of a plant of that type; and every compound, manufacture, salt, derivative, mixture, or preparation of a plant of that type or of its seeds or resin. "Marihuana" does not include the mature stalks of the plant, fiber produced from the stalks, oils or cake made from the seeds of the plant, or any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the resin extracted from the mature stalks, fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination; except that it does not include hashish.

(2) "Hashish" means the resin or a preparation of the resin contained in marihuana, whether in solid form or in a liquid concentrate, liquid extract, or liquid distillate form.

DRAFT ORDINANCE NO. 2022 - 004

AN ORDINANCE AMENDING CHAPTER 7, TITLED “BUSINESS REGULATION CODE” TO ENACT A NEW SECTION 744 TITLED “MOBILE FOOD UNIT REGULATIONS” AND TO AMEND THE TITLE OF THE CHAPTER, AND DECLARING AN EMERGENCY.

WHEREAS, currently, mobile food trucks are permitted on private property but they have been limited in the public right of way in order to minimize competition with local food establishments; and

WHEREAS, the proposed regulations will expand opportunities for food trucks in the public right of way; and

WHEREAS, the City of Kent wishes to enact a new section 744 titled “Mobile Food Unit Regulations”.

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

SECTION 1. Chapter 7 of the Codified Ordinances be amended as set forth in the document entitled “Chapter 744 “Mobile Food Unit Regulations”, attached hereto as Exhibit “A” and incorporated herein by reference.

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 formation 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 reason manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediate 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

Chapter 744

Mobile Food Unit Regulations

744.01 PURPOSE.

(a) The City of Kent recognizes and supports the vitality and activity that is created by outdoor business activities within the City and the benefit that mobile food services bring to the City and local businesses.

(b) The purpose of establishing these regulations is to create a pleasant and vibrant environment for local businesses, visitors and residents, to provide an opportunity for limited mobile food services operations at City and/or business or industrial properties, to prevent the obstruction of pedestrian, bicycle and motor vehicle traffic, to ensure that adequate efforts are made to protect the health, safety and welfare of the public by requiring permits for mobile food units and to establish minimum requirements for the permitting operation of such units as defined by the Ohio Fire Code.

744.02 DEFINITIONS.

When used in this chapter, unless the context otherwise requires, the following terms shall have the following meanings:

- (a) Mobile Food Unit shall mean any apparatus or equipment that is used to cook, prepare or serve food, and that routinely changes or can change location and is operated from a moveable vehicle, apparatus or other portable structure, including but not limited to motorized vehicles, trailers, hand propelled carts and tents.
- (b) Limited Use Permit: Approval may be had by permit issued by the City Manager's Office made by the property owner or occupant or occupant and an approved Mobile Food Unit vendor. Limited Use Permits for Mobile Food Units shall limit permission to operate to 5 days each week at a business location. Applications for Limited Use Permits may be made for periods of two months at a time. Notwithstanding the provisions of this Chapter, Kent residents/businesses that have a one-time food truck at their home/business for a private party/catered event are not required to file for a permit and are exempt from this Ordinance. Home Owner or occupant Associations and Condominium Owner or occupant Associations using its' own private property for Mobile Food Units for the enjoyment of its members are likewise exempt from the provisions of this ordinance.

744.03 SCOPE OF CHAPTER.

The owner or occupant of a Mobile Food Unit, as defined by the Ohio Fire Code, may submit an application, signed by the property owner or occupant or occupant authorizing the use of the location, and obtain a Limited Use Permit from the City of Kent City Manager's Office prior to operating in the City of Kent. A Mobile Food Unit may not operate on property within the City unless it has passed a Fire Department and Health Department inspection and obtained a Limited Use Permit.

744.04 MOBILE FOOD UNIT REQUIREMENTS.

(a) Each Mobile Food Unit shall contact the Kent Fire and Health Departments to schedule an inspection. Inspections shall be conducted at a cost of fifty dollars (\$50.00) for both inspections which will be valid for one year. Applicants should apply for a permit not less than one week before operating. The City's Fire and Health Departments will approve or deny the application before the expiration of that week. If the permit is denied applicant may file an appeal pursuant to 745.05 of the Kent Codified Ordinances.

(b) The Chief or designee of the Kent Fire Department will schedule the inspection of the said Mobile Food Unit in conjunction with the Health Department, and conduct the inspection pursuant to the Ohio Fire Code, Ohio Health Code and the Kent Codified Ordinances.

(c) The application fee for a Limited Use Permit shall be \$50 for up to a two month permit to a maximum of \$300.00 per year as long as the permits are for the same location each time. All permits are valid for the dates and months issued.

(d) Mobile Food Units are required to maintain the following certifications: Board of Health approved license to sell food; documentation that the LP gas tank and piping system (where applicable) has been inspected and tested in accordance with all required standards within the last twelve (12) months; and proof of insurance. Additional required documentation may include other certifications or federal, state or local licensure depending on the type of operation being conducted. Documentation must be provided to the Fire Chief, Assistant Fire Chief or designee at time of inspection.

(e) During the inspection, the owner or occupant or responsible party shall be present to show, operate, explain and discuss the components of the Mobile Food Unit.

(f) Upon completion of the inspection, the owner or occupant or responsible party will be issued a fire safety inspection report detailing the findings of the inspection.

(g) A fire safety inspection report indicating Passing in all fields will be accompanied with an inspection permit which will indicate that the Mobile Food Unit has been permitted and inspected.

(h) A fire safety inspection report indicating Fire Code deficiencies will require the owner or occupant or responsible party to take specific action or actions to bring their Mobile Food Unit up to the specified standards required by the Ohio Fire Code and the Kent Codified Ordinances. Upon completion of the actions or repairs to the Mobile Food Unit, the owner or occupant or responsible party can then schedule a re-inspection with the Fire Chief or designee to show compliance with the original inspection report deficiencies. A re-inspection will require the payment of the full fee as was required for the first inspection.

(i) Upon successful reinspection, the Mobile Food Unit will be issued a record of inspection to indicate compliance of the Mobile Food Unit.

(j) On-site inspections may be performed by authorized Health and Fire Department officials/members at their discretion any time the Mobile Food Unit is operating in Kent's jurisdictional boundaries.

(k) The City reserves the right at all times to require a Mobile Food Unit to relocate to alternate location or cease to operate as determined by the enforcement official if the approved location needs to be used for emergency purposes or other public benefit or if in the opinion of the enforcement officer the Mobile Food Unit presents a safety hazard to the public.

(l) Mobile Food Units shall adhere to all applicable parking regulations for commercial vehicles.

(m) Mobile Food Units shall display the Permit prominently during all times of operation.

744.05 OPERATION OF MOBILE FOOD UNITS

(a) Operation Without Limited Use Permit. No Mobile Food Unit shall be operated without a valid Mobile Food Unit Limited Use Permit issued pursuant to this Chapter.

(b) Unattended Vehicles Prohibited. No Mobile Food Vehicle shall be parked on the street overnight, or left unattended or unsecured at any time food is kept in the Mobile Food Unit. The owner or occupant or operator of any Mobile Food Unit found to be in violation of this subsection may be charged with a violation of this chapter.

(c) A Mobile Food Unit may be located within any zoning district except Residential Districts. A Mobile Food Unit found at an unauthorized location, or beyond the dates, times, or hours permitted, shall be in violation of this section and may be subject to enforcement under Section 744.99.

(d) Any property owner or occupant that permits a Mobile Food Unit to operate or park on the property without permit shall be in violation of this section and to enforcement under Section 744.99.

(e) Mobile Food Units are prohibited from selling alcoholic beverages.

(f) Mobile Food Units may not operate within 25 feet of a residential property line.

(g) Mobile Food Units may operate or park for not longer than 8 hours at any given time.

(h) Mobile Food Unit operators shall notify the Fire Department Fire Inspector's Office any time the location of the Mobile Food Unit is changed.

(i) Mobile Food Units may not operate, stop, stand or park in any area that impedes the use of the right-of-way that is intended for use by vehicular travel or that in any way impedes the use of the right-of-way or that present an unsafe condition for any patron, pedestrians, or other vehicles EXCEPT during City authorized Special Events.

(j) Amplified music or other sounds from any Mobile Food Unit may not at any time unreasonably disturb nearby residents, businesses, pedestrians or vehicles.

(k) Mobile Food Unit operators are responsible for all debris and oil stains within 12 feet of the Mobile Food Unit through their own trash disposal contract. Mobile Food Unit operators shall not use City trash receptacles. Wastewater shall not be deposited in City sewers or poured out at the site.

774.06 NON-COMPETE

No Mobile Food Unit shall set up operations within fifty (50) feet of an existing entrance of a business that sells food. This provision shall not apply to City Authorized Special Events.

If the owner of a Mobile Food Unit has the written permission of any businesses that sell food to operate within the above fifty (50) foot exemption then this Section will not apply.

744.07 CITY AUTHORIZED SPECIAL EVENTS

Special Event sponsors who have been authorized by the City to use the City's right-of way for such Special Event shall ensure that all vendors invited to the Special Event have complied with the provisions of this Chapter. Any use of City Parks shall be authorized by the Parks and Recreation Director prior to the Mobile Food Unit operator applying for a permit.

During City Authorized Special Events, Sections 774.05(e), (g) and 774.06 shall not apply.

744.08 EXEMPTIONS

The following persons shall be exempt from the licensing procedures outlined in this Chapter:

- (a) Any person soliciting or peddling anything which such person has personally manufactured or produced.
- (b) Any farmer, poultry man or horticulturist, who is a person, who is soliciting or peddling his own product, but who has not bought goods for resale to sell along with his own product.
- (c) Any person, eighteen (18) or over soliciting for personal services to be performed by the person so soliciting.
- (d) The provisions of this chapter shall not apply to the peddling or soliciting of ice, milk, cream, ice cream, butter, eggs, cottage cheese or any dairy products.
- (e) A lemonade stand on the premises of a private home and operated by children under the age of 12.
- (f) Kent residents that have a one-time food truck at their home for a private party/catered event.

744.09 ENFORCEMENT.

- (a) Enforcement. The provisions of this chapter may be enforced by the Kent Police Department, Fire Department, or Health Department.

744.10 SEVERABILITY.

Should any provision of this chapter be held invalid by a court of competent jurisdiction, then such provision shall be considered separate and apart from the remaining provisions, which shall remain in full force and effect.

744.99 PENALTY.

- (a) Any first violation of any provision of the chapter (unless otherwise specified), is a minor misdemeanor. A second and additional violation of a provision of this chapter within a two (2) year period is a misdemeanor of the third degree.

(b) Any person found vending without a license will be asked to cease said behavior. Failure to cease vending after a request to do so by a City official is a misdemeanor of the third degree.

DRAFT ORDINANCE NO. 2022-005

AN ORDINANCE AMENDING SECTION 353.02 AND 353.03 OF “PART THREE - TRAFFIC CODE” OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO CHANGE THE LOCATION OF THE AREA DESIGNATED FOR THE OVERNIGHT PARKING PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to modify Section 353.02 and 353.03 of the Codified Ordinances to change the location of the on-street area designated for “overnight resident parking permits” use from the current location on North Water Street to a new location on Portage Street; and

WHEREAS, the Traffic Engineering and Safety (TE&S) Committee reviewed this matter and voted unanimously to recommend to Kent City Council the location for overnight resident parking by permit only, be moved from its current location on North Water Street to the west side of Portage Street with the area designated as “Overnight Resident Parking by Permit Only.”

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

SECTION 1. Kent City Council does hereby amend Section 353.02 and 353.03 of “Part Three – Traffic Code” of the Codified Ordinances of the City of Kent to designate the “Overnight Resident Parking Permit” area on the west side of Portage Street as shown on “Exhibit A,” attached hereto and made part thereof.

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. 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
(SEAL)

353.02 PARKING REGULATION AUTHORIZATION.

PORTAGE ST NO PARKING NORTH SIDE; TEN HOUR PARKING ON THE SOUTH SIDE DURING DAYTIME USE. NO PARKING 10 PM TO 6 AM, **EXCEPT FOR PARKING SPACES . DESIGNATED AS “OVERNIGHT RESIDENT PARKING BY PERMIT ONLY”.**

WATER ST, N TWO HOUR PARKING BETWEEN 8 AM AND 5 PM; NO PARKING RESTRICTION BETWEEN 5 PM AND 3 AM; AND NO PARKING BETWEEN 3 AM AND 6 AM BOTH SIDES, **EXCEPT FOR PARKING SPACES ON WEST SIDE DESIGNATED AS “OVERNIGHT RESIDENT PARKING BY PERMIT ONLY”.** “DISABLED/HANDICAPPED ONLY PARKING” AT THE FIRST SPACE NORTH OF ALLEY #3, ON THE EAST SIDE.

353.03 PARKING PERMITS.

- (a) The Director of Community Development is hereby authorized to issue City of Kent parking permits.
- (b) Overnight Resident Parking Permits will be issued to downtown residents only for parking in designated areas. Proof of current/active lease for a downtown residential unit must be provided prior to issuance of the permit.
- (c) Designated overnight resident parking area will be no more than ten (10) spaces on the ~~west~~ south side of ~~North Water~~ Portage Street as designated in Section 353.02.
- (d) Overnight Resident Parking Permits must be displayed from the rearview mirror from 7:00 p.m. to 8:00 a.m. excluding Sundays, in the designated area.
- (e) Overnight Residential Parking Permits will require the payment of a fee of thirty-five dollars (\$35.00), paid no less than on a quarterly basis. Payment for an Overnight Resident Parking Permit does not guarantee a specific parking space, but rather, entitles the permit holder to park at any available space in the area designated in Section 353.02.
- (f) Day Parking Permits for the municipal surface parking lot, known as the South Water Street Lot, will be issued to office only employees working at “Building A-Water Street Building” and “Building B-West Erie Building”, in accordance with the requirements of Section 6 “Public Improvements” of the “Lease of Land for Private Redevelopment”, dated September 6, 2011.
- (g) Day Parking Permits will not have a fee, will be issued on an annual basis, and must be displayed from the rearview mirror from 7:00 a.m. to 5:00 p.m., Monday through Friday.

DRAFT ORDINANCE NO. 2022 -006

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO ENTER INTO A NEW FIRE PROTECTION AND EMERGENCY MEDICAL SERVICE AGREEMENT WITH THE FRANKLIN TOWNSHIP, AND DECLARING AN EMERGENCY.

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

SECTION 1. the City Manager, or his designee, and Fire Chief are hereby authorized and directed to enter into a new fire protection and emergency medical service agreement in the form and upon the terms set forth in Exhibit "A" which is attached hereto, incorporated herein by reference and made a part hereof, with the Franklin Township, Ohio for the period beginning July 1, 2021 through June 30, 2028.

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____.

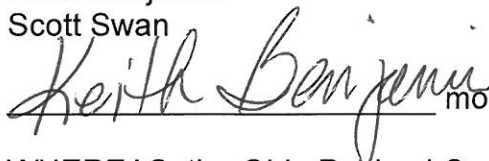
AMY WILKENS
CLERK OF COUNCIL
(SEAL)

**FRANKLIN TOWNSHIP
RESOLUTION 2021-26**

**A RESOLUTION PROVIDING FOR THE CONTRACTING OF FIRE AND
EMERGENCY MEDICAL AND RESCUE SERVICES BETWEEN THE CITY
OF KENT AND FRANKLIN TOWNSHIP**

The Board of Trustees of Franklin Township, Portage County, Ohio met in a regular session on December 14, 2021 at the Township Hall, 218 Gougler Avenue, Kent, Ohio, with the following members present:

Ann Hanna
Keith Benjamin
Scott Swan



moved the adoption of the following resolution:

WHEREAS, the Ohio Revised Code Sections 505.37 and 505.44 authorize townships to provide fire protection services and contract for ambulance services; and

WHEREAS, A contract between the City of Kent and Franklin Township providing for fire and medical protection for Township Residents has been extended from its expiration date of December 31, 2020; and,

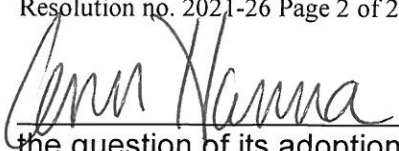
WHEREAS, specifications were prepared and approved by the Board of Trustees and the City of Kent for fire services and emergency medical services for the period July 1, 2021 through June 30, 2028.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF FRANKLIN TOWNSHIP, PORTAGE COUNTY, OHIO:

THAT the Board of Trustees of Franklin Township accepts and enters into a contract with the City of Kent as attached as "exhibit A" for the period July 1, 2021 through June 30, 2028; and

THAT the Franklin Township Fiscal Officer be and is directed to maintain a copy of this resolution in the Township Office for inspection by the public; and

THAT the Board of Trustees finds and determines that all formal actions of this Board concerning and related to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law including Section 121.22 of the Ohio Revised Code.

 seconded the motion and the roll was called on the question of its adoption. The vote was as follows:

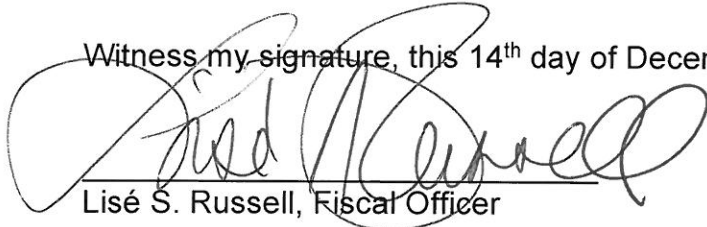
Name	Vote
Ms. Hanna	<u>Yes</u>
Mr. Benjamin	<u>Yes</u>
Mr. Swan	<u>Yes</u>

Adopted December 14, 2021

The State of Ohio, Portage County, ss.

I, Lisé S. Russell, Fiscal Officer of Franklin Township, do hereby certify that the foregoing is taken and copied from the Record of Proceedings of said Township; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof.

Witness my signature, this 14th day of December, 2021


Lisé S. Russell, Fiscal Officer

AGREEMENT

THIS AGREEMENT entered into this 14th day of December, 2021, by and between the CITY OF KENT, OHIO, hereinafter referred to as the "CITY" and the FRANKLIN TOWNSHIP, OHIO, hereinafter referred to as the "TOWNSHIP," for purposes of contracting for the provision of fire, emergency medical, rescue and **assisting fire inspection services** by the CITY for the TOWNSHIP, and defining the terms and conditions for providing those services.

NOW, THEREFORE, in consideration of the promises of the parties herein, it is mutually agreed as follows:

1. The CITY shall answer all calls concerning fire, rescue and emergency medical related incidents as received from any person in those portions of Franklin Township outside the corporate limits of the City of Kent, Ohio, and the Village of Sugar Bush Knolls, Ohio. In responding to such incidents, the CITY shall make use of CITY Fire Department personnel and equipment as may be necessary and available under the circumstances.
2. This Agreement for fire protection and emergency medical services of the TOWNSHIP by the CITY shall be in force from July 1, 2021, through June 30, 2028.
3. During the period of this agreement, the TOWNSHIP shall make payment for these services which fees shall be calculated by the following process:
 - a. The CITY shall determine an average cost per run based on the currently approved total Fire Department budget divided by the average number of run responses during the previous seven (7) calendar years. The first-year average cost per run is \$1,433.00.
 - (1) The anticipated personnel and operating and capital expenses as defined in the City's budget will be summed, excluding engine reserve and capital building debt funds.
 - (2) The sum determined in item (1) will be divided by the number of service incidents that were responded to by the fire department during the preceding seven (7) calendar years. The resulting figure will be the service rate for the new year, to be applied on monthly billing statements.
 - b. The new rate for the beginning of the service year will not increase more than **\$40.00** per incident in each new service year.
 - c. The CITY will notify the TOWNSHIP of the new rate by March 1st of each calendar year, or as soon as the rate can be calculated after the final City budget has been adopted.
 - d. The TOWNSHIP shall acknowledge and authorize the new rate and return by April 1st, a signed Agreement which shall be considered an addendum to this Agreement.

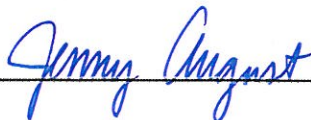
- e. If the CITY collects monies from ambulance billing for ambulance responses to the TOWNSHIP, the amount charged to the TOWNSHIP will be reduced by the net amount collected. This adjustment shall be calculated into the monthly billing for the previous month's service, but will not include overdue payments which have been transferred to a collection agency.
 - f. In the event of the failure of a levy placed on a future ballot by Franklin Township, to provide the necessary revenues to meet the obligations of this contract, the parties agree to confer to determine the means to adjust the level of service and costs. No adjustments will be considered that are intended to reduce response capabilities in a manner that the Fire Chief determines will impact the safety of the department's personnel.
 - g. The CITY shall provide for telephone answering and fire dispatch communications for the TOWNSHIP (excluding primary E9-1-1 service) via established communication systems.
- 4. The CITY will be responsible for personal injury and damage to its personnel and equipment, while going to or from and while responding to the TOWNSHIP fire, emergency and other related calls, and shall save said TOWNSHIP free and harmless from any liability by virtue thereof.
 - 5. The CITY shall be an independent contractor servicing the Township, and as such, pay for CITY personnel withholding and any other taxes, retirement, insurance plans, unemployment compensation, and workers' compensation as may be required by law, but not limited thereto.
 - 6. The CITY shall have the authority to use any and all current and future TOWNSHIP equipment for fire and emergency medical services. The City shall accept as a donation all current Township equipment for Fire and EMS services.
 - 7. The TOWNSHIP shall commit to refurbish Ambulance #12-1829 in 2022 using their CARES Act money. No other capital commitments from the TOWNSHIP will be expected during the term of this agreement. Title of said ambulance will also be turned over to the CITY for ownership thereafter.
 - 8. The CITY shall supply Plan review and fire inspection responsibilities;
 - a. The TOWNSHIP acknowledges that from time to time; it receives plans of new commercial, industrial and sub-division construction for zoning or other inspection or review. The TOWNSHIP agrees it shall provide copies of any and all plans for new construction to the Fire Chief for purposes of planning for necessary fire protection equipment in the new facility, planning for effective fire suppression deployment, and review for fire safety hazards.
 - b. The City further agrees to assist in the review, training and coordination of inspections by a fire inspector hired by the Township, with duties that may be defined in a separate Memo of Understanding between the Township and the Fire Chief.
 - c. The Township may designate the Kent Fire Chief as the Township's Fire Protection Officer for purposes of meeting fire response requirements, which duties shall be defined and limited within the fire inspection Memo of Understanding.

9. NOTIFICATIONS AND REPORTS

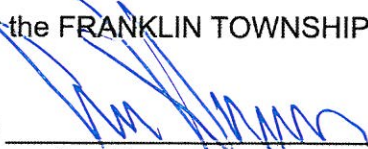
- a) The TOWNSHIP shall continue to furnish two (2) current maps whenever they are updated, showing all TOWNSHIP roads and further will promptly notify the City Fire Department of all closed or impassable roads in the TOWNSHIP:
 - b) The CITY shall furnish monthly reports of all calls answered or responded to, in the TOWNSHIP not later than 120 days after that month.
 - c) The CITY shall furnish a monthly billing activity report of emergency ambulance service.
10. The CITY and the TOWNSHIP do hereby agree that this Agreement is made pursuant to Resolution of the TOWNSHIP and Ordinance of the CITY.
11. The parties further agree that this Agreement supersedes any other Agreement between the parties, replacing an agreement in force from July 1, 2021, through June 30, 2028, and that the terms agreed to in this document will be applied retroactively to July 1, 2021. If the term of this agreement is exceeded and no notice to sever has been issued by one of the parties to the other, the terms of this agreement will continue on a month-to-month basis until a new agreement can be prepared, authorized and executed.
12. Severability. Either party to this agreement may move to sever the agreement by submitting a "notice to sever fire service agreement" in writing to the other party. The severing of the agreement will then take place on the first day of the month, after twenty-four calendar months after the notice is received.

IN WITNESS WHEREOF, the City of Kent, Portage County, Ohio, has caused to affix hereto its corporate name by the City Manager and said Franklin Township, Portage County, Ohio, has caused to be hereunto affixed its corporate name by the Trustees of said Township this 14th day of December, 2021.

Signed in the Presence of:



For the FRANKLIN TOWNSHIP

By: 
Ann Hanna, Trustee

By: 
Scott Swan, Trustee

By: 
Keith Benjamin, Trustee

For the CITY OF KENT

By: _____
Dave Ruller, City Manager

Approved as to Form:

Hope Jones, Law Director

DRAFT ORDINANCE NO. 2022 - 007

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2022 COMMUNITY EVENT SPONSORSHIP PROGRAM AWARD IN THE AMOUNT OF \$2,000.00, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent, Ohio is a member of the Northeast Ohio Public Energy Council ("NOPEC") and is eligible for a NOPEC 2022 Community Event Sponsorship Award in the amount of \$2,000.00; and

WHEREAS, the City would like to use the funds for the 2022 Kent Area Chamber of Commerce for the Heritage Festival.

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

SECTION 1. Kent City Council hereby authorizes the City Manager, or his designee, to accept the NOPEC 2022 Community Event Sponsorship Program Award in the amount of \$2,000.00.

SECTION 2. 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. 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



CITY OF KENT, OHIO

DEPARTMENT OF PUBLIC SERVICE

MEMO

TO: Dave Ruller, City Manager
Council

FROM: Melanie A. Baker, Service Director

DATE: 1 / 10 / 2022

SUBJECT: NOPEC Community Event Sponsorship Grant 2022

The City of Kent is the recipient of the 2022 NOPEC Community Sponsorship Grant for \$2,000.00. This is an annual grant that is available for communities to use to sponsor an event that is free and open to all residents of the community and can provide an engagement opportunity for NOPEC to connect with community residents. This year's allocation will be committed to the Kent Area Chamber of Commerce for the Heritage Festival which will be held Saturday July 2nd.

Attached please find the letter of award and the email of confirmation.



RON MCVOY
Chairman

CHUCK KEIPER
Executive Director

BOARD OF DIRECTORS

RON MCVOY
Ashtabula County

DAVID SCHEFFLER
Central Ohio

JOHN ZEHENTBAUER
Columbiana County

GEORGINE WELO
Cuyahoga County

WILLIAM KOONS
Geauga County

STUART O'HARA
Huron County

HOLLIE BARTONE
Lake County

DAVID GILLOCK
Lorain County

ROBERT MCCracken
Mahoning County

PAUL BARNETT
Medina County

MICKEY MAROZZI
Portage County

ANDREW SMALLSTEY
Richland County

AARON MONTZ
Seneca County

STEVE PATTERSON
Southeast Ohio

MARK BECKDAHL
Southwest Ohio

JOE MAZZOLA
Stark County

NICK MOLNAR
Summit County

DOUG FRANKLIN
Trumbull County

Greetings from NOPEC, Mayor Fiala!

NOPEC is once again making funds available to member communities through our Community Event Sponsorship Program! This program is designed to provide financial support to deserving organizations within your community that host events for residents.

Your sponsorship award and registration code are provided below.

Community Name: Kent

Community Registration Code: 6034

2022 Sponsorship Award: \$2000

Sponsorship Program Application: <https://nopecsponsorships.org/>

Your sponsorship funds were determined by the average number of enrolled residential/business gas and/or electric accounts during the 2nd and 3rd quarters of 2021.

To complete your Sponsorship Request you will need to complete the following:

Register: Use your community registration code (above) to register as a new user

Part 1: Submit a Community Profile - Upload a completed Community Acknowledgment Form

Part 2: Submit a Sponsorship Request - Upload an Organization Acknowledgment Form packet

The fillable PDF version of the Community Acknowledgment Form and the Organization Acknowledgment Form can both be downloaded at nopecsponsorships.org.

We define the 'organization' as the party receiving the sponsorship funds. This can be a non-profit organization, a for-profit organization or a department or committee within your community. If you wish to designate a department or committee within your community, you need to list the designated department/committee clearly on the Organization Acknowledgment Form.

You must complete **Part 1**, your Community Profile, and **Part 2**, your Sponsorship Request(s) and a correctly completed Organization Acknowledgment Form packet by March 31, 2022. We strongly recommend submitting your request as early as possible to avoid any issues. **No extensions will be given, and no exceptions will be made. And remember, sponsorship dollars do not roll over.** If you need any assistance, please reach out to the Community Outreach Team by phone or email.

All sponsorship funds will be distributed via Automated Clearing House (ACH) transfers directly to the designated account. **No paper checks will be issued.** Funds will be disbursed no later than the end of the Second Quarter June 30, 2022.

All the Best,

Chuck Keiper
Executive Director and CEO

Pass on to
MALANIC BAKER
JLB
12-20-21



Baker, Melanie <mbaker@kent-ohio.org>

Apply for the NOPEC 2022 Community Event Sponsorship Program Today!

16 messages

NOPEC Sponsorships <sponsorships@nopec.org>

Thu, Jan 6, 2022 at 1:20 PM

To: "fialaj@kent-ohio.org" <fialaj@kent-ohio.org>

Cc: "coffeed@kent-ohio.org" <coffeed@kent-ohio.org>, "mbaker@kent-ohio.org" <mbaker@kent-ohio.org>, Jeffrey Heinrich <jheinrich@nopec.org>

Good afternoon!

This is a reminder from NOPEC that Kent still has \$2000 available through the Community Event Sponsorship Program. You still have time to request this year's funds; there is a firm deadline of March 31, 2022.

Your Community Code is **6034** and can be used to create your account at nopecsponsorships.org

This year, we are offering an **Early Submission Incentive Program**. If you submit all parts of your sponsorship request by February 15th, 2022, your community could double your 2022 sponsorship award!

If you are unsure if an event qualifies for Community Event Sponsorship funds or if you have any other questions, we encourage you to reach out to the Community Outreach team. You can also view the Sponsorship Guidelines at: www.nopecsponsorships.org

Best Wishes,

Community Outreach Team

Courtney Freyhauf & Caitlin Albright

440-249-6114

www.nopec.org | [Facebook](#) | [Twitter](#) | [LinkedIn](#)



NOPEC_Logo-Horiz_1280x228

All information in this communication, including its attachments, is strictly confidential and intended solely for the delivery to and authorized use by the addressee(s) identified above, and may contain privileged, confidential, proprietary and/or trade secret information entitled to protection and/or exemption from disclosure under applicable law. If you are not the intended recipient, please take notice that any use, distribution, or copying of this communication or any information contained herein, and/or any action taken or omitted to be taken in reliance upon it, is unauthorized and may be unlawful. If you have received this Communication in error, please notify the sender and delete this communication from your computer.

Fiala, Jerry <fialaj@kent-ohio.org>

Thu, Jan 6, 2022 at 1:35 PM

To: Melanie Baker <mbaker@kent-ohio.org>, Dave R <RullerD@kent-ohio.org>

Hey, just a pass on, hopefully in thew program.

JTF

[Quoted text hidden]

DRAFT ORDINANCE NO. 2022-008

AN ORDINANCE ACCEPTING A DONATION IN THE AMOUNT OF \$2,000.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM THE HENRY V. AND FRANCES W. CHRISTENSON FOUNDATION FOR KENT PARKS AND RECREATION BEAUTIFICATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Parks & Recreation Department has received a donation of \$2,000.00 from the Henry V. and Frances W. Christenson Foundation for the Kent Parks and Recreation beautification; and

WHEREAS, the City wishes to accept said grant donation.

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

SECTION 1. Council does hereby authorize the City Manager on behalf of the City of Kent to accept the donation of \$2,000.00 from the Henry V. and Frances W. Christenson Foundation for the Kent Parks and Recreation beautification, and for the Budget and Finance Director to appropriate the donation into the proper fund.

SECTION 2. 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. 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

TO: Dave Ruller
FROM: Angela Manley, Parks and Recreation Director
DATE: January 6, 2022
RE: Kent Parks and Recreation Donation

The Kent Parks & Recreation Department has received the following donation to be used for Kent Parks and Recreation Beautification:

Henry V. and Frances W. Christenson Charitable Foundation - \$2,000

The check has been forwarded to Budget and Finance and will be held until Council formally accepts the donation. Please request the necessary authorization from City Council to accept this donation and to allow Budget & Finance to appropriate the same amount to this account number (106-03-53-301-7420) in the Parks & Recreation Fund. Your attention to this matter is greatly appreciated!

CC:
Budget & Finance
Amy Wilkens, Clerk of Council
Kent Parks & Recreation Board

DRAFT ORDINANCE NO. 2022-

AN ORDINANCE ACCEPTING A DONATION IN THE AMOUNT OF \$25.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FOR THE VARIOUS PROGRAMMING OFFERED TO THE YOUTH POPULATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Parks & Recreation Department has received a donation of \$25.00 from Susan and Douglas Smith, in recognition of their granddaughter Ivy Liedel, for the various programming that is offered to the youth population; and

WHEREAS, the City wishes to accept said donation.

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

SECTION 1. Council does hereby authorize the City Manager on behalf of the City of Kent to accept the donation of \$25.00 for the various programming offered to the youth population, and for the Budget and Finance Director to appropriate the donation into the proper fund.

SECTION 2. 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. 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
(SEAL)

TO: Dave Ruller

FROM: Angela Manley, Parks and Recreation Director

DATE: January 6, 2022

RE: Kent Parks and Recreation Donation

The Kent Parks & Recreation Department has received a donation in the amount of \$25.00 from Susan and Douglas Smith, in recognition of their granddaughter Ivy Liedel, in appreciation of the various programming that Kent Parks & Recreation offers to the youth population.

The check has been forwarded to Budget and Finance and will be held until Council formally accepts the donation. Please request the necessary authorization from City Council to accept this donation and to allow Budget & Finance to appropriate the same amount to this account number (106-03-53-301-7420) in the Parks & Recreation Fund. Your attention to this matter is greatly appreciated!

CC:
Budget & Finance
Amy Wilkens, Clerk of Council
Kent Parks & Recreation Board