



City of Kent
Wednesday, December 21, 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
3. Approval of Minutes
 - 3.1. November 16, 2022 Special Committee Meeting Minutes
November 16, 2022 Regular Meeting Minutes
4. Communications
 - 4.1. Public Comment - Anyone wishing to address Council must submit their written comments to the Clerk of Council at councilclerk@kentohio.gov 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. Parks and Recreation Board Packet for their rescheduled meeting being held on December 8, 2022 was received on November 30, 2022
 2. Planning Commission Agenda and Staff report for the December 6, 2022 meeting was received on November 29, 2022
 3. Request for an Updated List of City Elected Officials was received from the State of Ohio Ethics Commission on December 1, 2022.
 4. Standing Rock Cemetery Board of Trustees December Meeting Agenda and November meeting minutes were received on December 2, 2022.
 5. Letter from the Board of Elections regarding changes to laws governing property tax levies was received and forwarded to the Law and Budget and Finance departments on December 6, 2022.
 6. Letter from Julie Kenworthy, Director of the Kent Historical Society and Museum in regards to historic preservation and the work being done on the City's Design Guidelines for the Overlay District was received on December 7, 2022.
 7. Letter from Pamela Ferguson notifying Commissioner Seidel and City Council of her change in primary residence and resignation from the

Board of Health effective January 1, 2023 was received on December 14, 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 - December 7, 2022

5.1.2. Action(s) Recommended

1. Authorize 2023-2027 Capital Improvement Plan with the emergency clause.(Presented at November Special Mtg)

5.1.3. Voting on Board and Commission Appointments

5.1.4. Authorize Insertion of Names into Legislation

5.1.5. **DRAFT 2022-119** A RESOLUTION APPOINTING _____ TO THE BOARD OF ZONING APPEALS AND DECLARING AN EMERGENCY. (Authorized)

5.1.6. **DRAFT 2022-120** A RESOLUTION APPOINTING _____ TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY. (Authorized)

5.1.7. **DRAFT 2022-121** A RESOLUTION APPOINTING _____ and _____ TO THE BOARD OF HEALTH, AND DECLARING AN EMERGENCY (Authorized)

5.1.8. **DRAFT 2022-122** A RESOLUTION CONFIRMING THE CITY OF KENT MAYOR'S APPOINTMENT OF JUSTIN BERTHIAUME TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL, AND DECLARING AN EMERGENCY (Authorized)

5.1.9. **DRAFT 2022-123** A RESOLUTION APPOINTING _____ TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL, AND DECLARING AN EMERGENCY. (Authorized)

5.1.10. **DRAFT 2022-124** A RESOLUTION APPOINTING _____ TO THE COMMITTEE ON DESIGN AND PRESERVATION AND DECLARING AN EMERGENCY (Authorized)

- 5.1.11. **DRAFT 2022-125** A RESOLUTION APPOINTING _____ and
_____ TO THE FAIR HOUSING BOARD AND DECLARING AN
EMERGENCY (Authorized)
- 5.1.12. **DRAFT 2022-126** A RESOLUTION APPOINTING _____ and
_____ TO THE INCOME TAX BOARD OF REVIEW AND DECLARING
AN EMERGENCY (Authorized)
- 5.1.13. **DRAFT 2022-127** A RESOLUTION APPOINTING _____ TO THE
LOAN REVIEW BOARD AND DECLARING AN EMERGENCY. (Authorized)
- 5.1.14. **DRAFT 2022-128** A RESOLUTION APPOINTING _____ and
_____ TO THE PLANNING COMMISSION AND DECLARING AN
EMERGENCY. (Authorized)
- 5.1.15. **DRAFT 2022-129** A RESOLUTION APPOINTING _____ and
_____ TO THE SHADE TREE COMMISSION AND DECLARING AN
EMERGENCY (Authorized)
- 5.1.16. **DRAFT 2022-130** A RESOLUTION APPOINTING _____ and
_____ TO THE SUSTAINABILITY COMMISSION AND DECLARING AN
EMERGENCY (Authorized)

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

5.2.1. Committee Meeting Minute Approval: NONE

5.2.2. Action(s) Recommended: NONE

5.2.3. **DRAFT 2022- 131** AN ORDINANCE OF LEGISLATION CONSENT FOR THE
ODOT PROJECT TITLED: MUNICIPAL BRIDGE INSPECTION PROGRAM.
(Unauthorized)

5.3. **Land Use Committee** Chair Ferrara/ Vice-Chair Shaffer Bish

5.3.1. Committee Meeting Minute Approval - December 7, 2022

5.3.2. Action(s) Recommended

1. Authorize amendment of Chapters 1103 and 1105 of the Kent
Zoning Code with an emergency clause.

5.3.3. **DRAFT 2022- 132** AN ORDINANCE AUTHORIZING AMENDMENTS TO THE
CITY OF KENT'S ZONING CODE IN ORDER TO ESTABLISH A NEW LAND
USE CATEGORY IN THE CODE, AND DECLARING AN EMERGENCY

(Authorized)

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

5.4.1. Committee Meeting Minute Approval - December 7, 2022

5.4.2. Action(s) Recommended

1. Authorize the renewal of the Portage County Public Defender's contract for 2023 with an emergency clause.
2. Authorize the 2023 City Operating Budget, including the 9 % Water and Sewer rate increases, with the emergency clause.
3. Approve the 2022 Budget appropriation amendment with an emergency clause
4. Authorize the final year end budget reconciliation for 2022 with an emergency clause.
5. Approve "then and now" purchases incurred in 2022 over \$3,000 with an emergency clause.
6. Approve the Position Allocation and General Compensation Plan with an emergency clause.

5.4.3. **DRAFT 2022-133** 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, 2023 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY (Authorized)

5.4.4. **DRAFT 2022- 134** AN ORDINANCE AMENDING SECTION 913.05 OF THE KENT CODIFIED ORDINANCES, INCREASING THE WATER RATES OF THE CITY OF KENT, OHIO BY NINE PERCENT (9%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2023, AND DECLARING AN EMERGENCY (Authorized)

5.4.5. **DRAFT 2022-135** AN ORDINANCE AMENDING SECTION 915.72 OF THE KENT CODIFIED ORDINANCES, INCREASING THE SEWER RATES OF THE CITY OF KENT, OHIO BY NINE PERCENT (9%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2023, AND DECLARING AN EMERGENCY (Authorized)

5.4.6. **DRAFT 2022-136** 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 (Authorized)

- 5.4.7. **DRAFT 2022- 137** AN ORDINANCE AMENDING ORDINANCE NO.2021-138 THE POSITION ALLOCATION AND GENERAL COMPENSATION PLAN, AND DECLARING AN EMERGENCY (Authorized)
- 5.4.8. **DRAFT 2022-138** 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, 2023, AND DECLARING AN EMERGENCY (Authorized)
- 5.4.9. **DRAFT 2022-139** AN ORDINANCE AMENDING ORDINANCE NO. 2021-133, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 15, 2021; 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, 2022; AND DECLARING AN EMERGENCY (Authorized)
6. Unfinished Business
7. New Business
8. Councilmembers' Comments
9. Mayor's Report

Adjourn

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



City of Kent
Wednesday, November 16, 2022
Special City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

MINUTES

6:30 P.M. Call to Order

Present: Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Bridget Susel, Community Development Director; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Amy Wilkens, Clerk of Council

Not Present: Mr. Roger Sidoti

Streets, Sidewalks & Utilities Committee

Mayor Fiala stated the Chair of this Committee is out this evening and passed it over to Vice-Chair Ms. Tracy Wallach. Ms. Wallach introduced the first speaker, City Engineer, Mr. Jim Bowling.

Capital Project Update

Mr. Jim Bowling (City Engineer) began his PowerPoint presentation (**Attachment #1**) by stating that it had been a difficult year. Unplanned things outside of our control came up, such as inflation, and supply chain issues which have affected the new Administration Building project. There were also some noticeable old-age issues coming up in the infrastructure.

The sewer fund was discussed first and the work needed to be done at the water reclamation facility. The final clarifiers were bid and awarded and construction will begin in 2023. Four tanks will be worked on at a cost of \$3.3 million, which was funded through state grants and ARPA funds. The pump station on Middlebury Rd. was a big project this past year with soil issues that had to be dealt with. The project was supposed to be done in April or May, but with supply chain issues, it pushed the project back.

In regards to the annual street and sidewalk program, he stated a lot of street work was done this year. Middlebury Rd. was worked on as well as milling and resurfacing several residential streets in full milling and resurfacing. Allies one and two were also worked on.

The Main St./ S. Water Resurfacing project needed to be done and bid in 8 months in order to receive the \$750,000 AMATS Grant. Daily email updates were sent to local residents and businesses, and Facebook messages were posted. These were mostly successful.

On April 24th, they discovered the Fairchild Ave. water tower had failed and was in need of repair. Supply chain issues impacted some of the delay of this project. Another challenge was access to the project, which made it difficult, but repairs began the day after it was reported.

Mr. DeLeone asked if there would be inspections of the tower in the future. Mr. Bowling said there currently is and would be in the future. He detailed the possible reasons for the failure, which may have included a leak that started first which saturated the sand in the ground. He did not believe it was a corrosion issue and they are working at determining what caused the separation of pipe and how to prevent this from happening in the future.

The next project reviewed was the painting of KSU's 250,000 gallon low service tank. He reviewed construction costs, and start and completion dates. Mr. Kuhar asked about the cost and if they used special paint for the project that caused such a high cost. Mr. Bowling clarified the special type of paint that was used as well as the method of painting that was special.

Riverside Court had an expedited water main replacement in October. This job was in the capital plan for the future, but was bumped up to this year.

Well #9 restoration was another project that was expedited this year and should be up and running in March and is being delayed due to supply chain issues.

Mr. Bowling attributed the progress being made mostly due to partnerships with PARTA, Portage County, Davey, KSU, Roosevelt, City of Akron and Summit County Metro Parks.

Mr. Bowling then reviewed the key endeavors of 2023, stating the annual street and sidewalk program will be a bit smaller next year due to the increase in costs.

He said it was a challenging year and was very thankful to the staff and everyone who helped get through the changes over the past year.

Finance Committee

Mr. DeLeone opened the Finance Committee at 6:55 p.m. He introduced Ms. Rhonda Hall to discuss the City's Capital Plan Update.

Capital Plan Update

Ms. Rhonda Hall (Budget and Finance Director) said the first few pages of the capital plan book are a summary of how the year went. Next is a review of all of the projects for 2022-2023. She stated the plan shows the beginning balance in 2023 through to 2024, which is in the "red". She said this is why it is imperative to think about a large increase in water and sewer rates because of some of these issues. Some future projects were not added to the plan because they are in the planning stages.

Mr. Ruller said he would like to add a quick preamble. He reminded Council members that the main focus tonight is to give them an overview of what is on the horizon and wanted them to really focus on 2023. He said next year, like every year, we will have a lot of figuring out in terms of project prioritization and the utilization of grants. He doesn't want to be too alarmist in regards to the red in the "out" years, adding it's not too unusual for that to happen.

Ms. Shaffer Bish asked if the capital improvements would lower costs in the future. She asked if the capital plan changes were being made to avoid disasters and costly repairs that are needed. Mr. Bowling said this is true.

Ms. Rosenberg asked about what repairs were done during the Covid pandemic using federal dollars. Mr. Bowling said the rotting arm in the primary clarifier had failed and needed repair and the local federal money from the ARPA program was used to help work on the facility. The heat digester repairs are also using money from this fund.

Mr. Kuhar asked about grant money awarded in the past to modernize equipment. He asked if those savings had been accounted for and Mr. Bowling confirmed it had been.

Mr. Ruller added that a couple of years ago they talked about the sewer rates and not making up rates. The one silver lining was receiving the ARPA funding to help out. We are now in a similar situation again and will be discussing this.

Mr. Turner asked if a 12% increase would be in the future. Ms. Hall explained the debt ratio and the fund balance and said what he was reviewing did not have any influence on residents. As it stands, we will not be meeting the 25% below the fund balance for 2024. Ms. Hall said in 2024, if you don't increase the rates, the capital projects will need to be delayed or we will have to borrow money.

Ms. Wallach asked if we would be getting some infrastructure money from the infrastructure law. Mr. Bowling said we are working on it. The federal money is divided formulaically. Some programs received increases and we may be able to get funding there. There are also individual projects such as RAISE, Safe Streets, etc. which are national competitive grants. These are typically for large projects which require a lot of effort and money to put the grant requests together. Mr. Bowling said they are reviewing the ones that are a good fit for Kent.

Mr. Kuhar asked if we didn't have enough money in the fund, if we could use award money from drug companies from the opioid settlement or if that would be designated to something else.

Ms. Hope Jones said any money received from the opioid settlements will need to be used in-house by our Police and Fire to deal with drug calls, or give money to outside organizations to help treat those with addiction. Mr. Ruller added that it was not a large settlement.

Mr. Ruller said to keep in mind that the 2023 plan works and it looks like this every year for the "out" years. We will be using a multi-faceted approach as we always do. All of the grants need planning in the future and Mr. Bowling uses the Capital Plan to make sure we are "shovel ready" for projects. He said they would do the work and come back and discuss those years next year.

Ms. Shaffer Bish said she knows the water fund is an enterprise fund and asked if we got a big grant if we would be able to move money to that fund. Ms. Hall said you can not transfer money from specialty funds. Mr. Ruller said we could possibly move money from the General Fund and that is what staff does every year by getting together and reviewing where funding can be increased or decreased using a multi-faceted approach.

Ms. Hall returned to her presentation and the sewer and storm water fund. The sewer fund in 2023 is beginning at \$3.2 million. This is looking so good because the needs of the waste water treatment plant have been removed and ARPA funds used. The water treatment plant project was removed from the sewer fund and put into a special ARPA fund.

Page thirty five covered the storm water fund with a beginning balance in 2023 of \$1.6 million. The net revenue for available capital needs has been going down. However, they feel the need can be covered and are not asking for any increases in this fund because of the need to focus on water and sewer.

Page thirty-six covered the Capital Plan, which includes the General Fund, street construction maintenance, Income tax, Police and Fire, which are all combined. She discussed the allocation of engineering salaries to the capital fund which allowed more money to be utilized in the utility funds for their projects. The reduction in the annual street projects helps with this fund. She added that all

departments met and removed or deferred over a million dollars of projects to balance the budget. She thanked Mr. Bowling for all of the work with Capital Planning.

Mr. Ruller asked Council to view the insert in their Capital Plan booklets. He said the 9% increase proposed is still less than originally planned. He explained what the rates would be. He said it is due to 8-10% inflation and we are asking them to keep up with inflation. It is not an adjustment to pay for a capital need, but is simply an adjustment for an operational need.

MOTION TO APPROVE THE CAPITAL PLAN MADE BY Mr. Garret Ferrara, **SECONDED** by Ms. Gwen Rosenberg and **CARRIED** by a voice vote of 8-0-0.

Adjournment

There was no further business and the meeting adjourned at 7:28 pm.

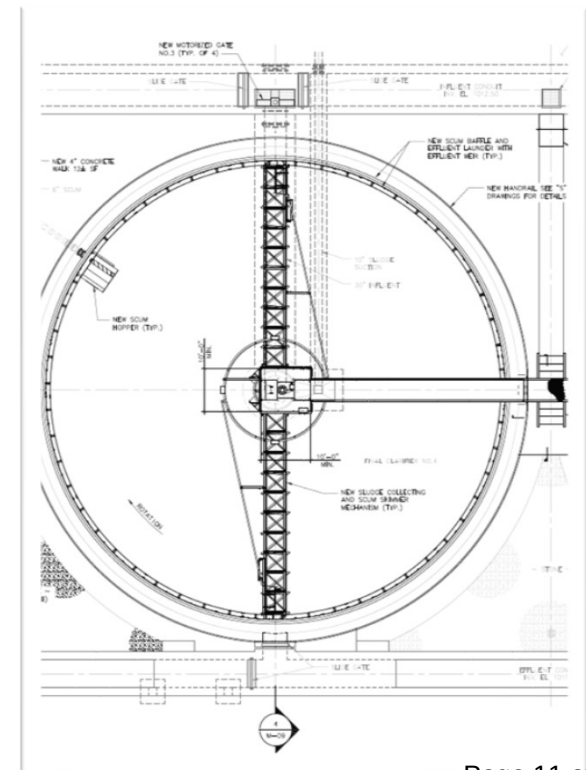
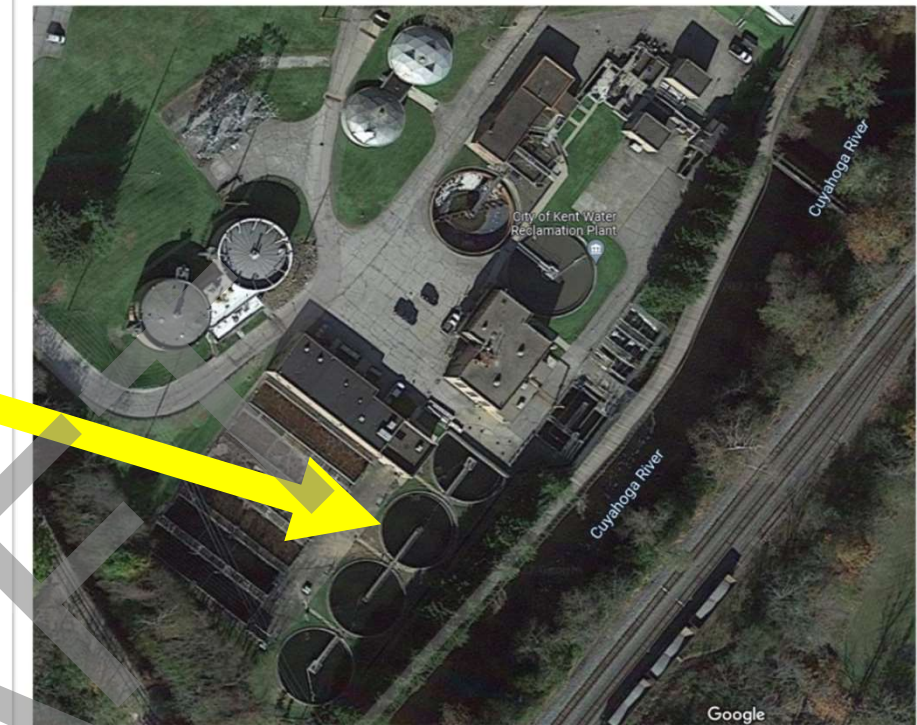
Amy Wilkens
Clerk of Council

2022 Capital Construction Projects



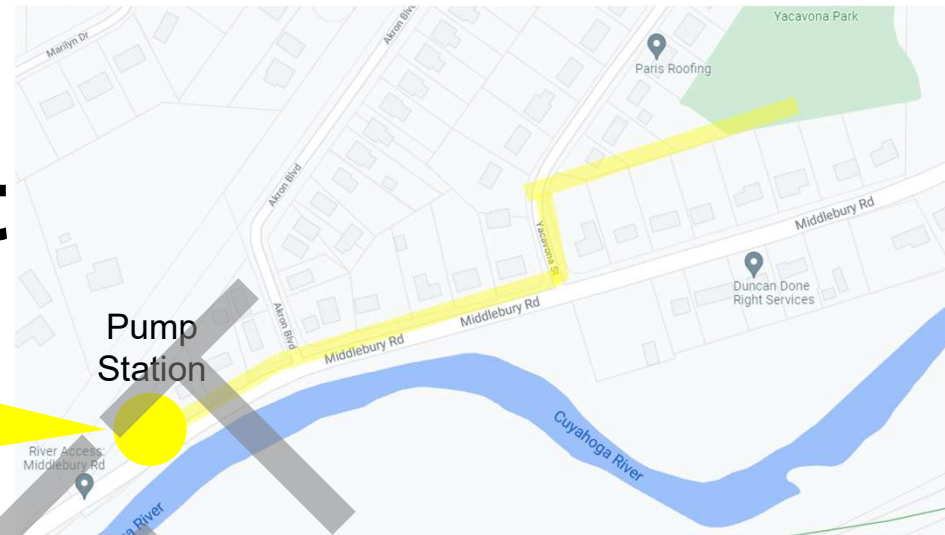
WRF – Final Clarifiers Rehabilitation (Phase 1 & 2)

- Location:
- Scope:
 - Rehabilitate 4 Final Clarifiers
 - Mechanical Arms/Walkways/Gates
 - Motors/Launders Covers
 - Repair existing concrete tanks
- Construction Cost: \$3.1 million
 - **OPWC - \$1.18 million**
 - **State ARPA - \$1.18 million**
 - **Local ARPA - \$740 k**
- Construction Start: July, 2022
- Anticipated Completion: December, 2023
- Issues:
 - Specially designed equipment
 - Long Lead Times
 - Maintaining Sewage Treatment During Construction



Southwest Pump Stations Replacement

- Location:
- Scope:
 - Replace Middlebury PS
 - New Sanitary Sewer – 0.4 mi
- Construction Cost: \$2.0 mill
 - (DEFA Loan 100%)
- Construction Start – October, 2021
- Completion – November, 2022
- Issues:
 - Marl
 - Detours & **Delays**
 - Middlebury Road Paving



Annual Street & Sidewalk Program

- Middlebury Road
 - Janet to Cuyahoga River (0.9 mi)
- Scope:
 - Mill & Resurface
 - Minor Drainage Improvements
- Construction Cost: \$650k (\$325k OPWC)
- Construction Start — October, 2022
- Completion — November, 2022
- Issues
 - **SW PS Coordination**

11.16.22 Spec. Comm. Mtg.
Attachment #1



Annual Street & Sidewalk Program

- Milling & Resurfacing
 - Alley #2
 - Frances Drive
 - Overlook Drive
 - Cherry Street (Franklin to Water)
 - Woodhill Drive (Main to Oakwood)
- Construction Cost: **\$770k**
- Completion: November, 2022
- Pavement Repairs
 - Carthage
 - Davey
 - Gatun
 - King
 - Mason
 - Wolcott
 - Woodside
 - Meloy



Annual Street & Sidewalk Program

- Concrete Pavement & Sidewalk Replacement
 - Kevin Drive
 - South Prospect Street
 - Sherman Street
- Construction Cost: **\$620k**
- Construction Start – April, 2021
- Project Completion – August, 2022



South Prospect



Sherman St



Kevin Dr

Main/S Water Resurfacing

- Location:
 - Main (Mantua to Willow)
 - S Water (SR 59 to Main)
- Scope:
 - Mill & Resurface
 - ADA Curb Ramp Compliance
- Construction Cost - \$980k (**\$750 AMATS**)
- Construction Start – June, 2022
- Completion – October, 2022
- Issues –
 - Communications
 - Disruptions



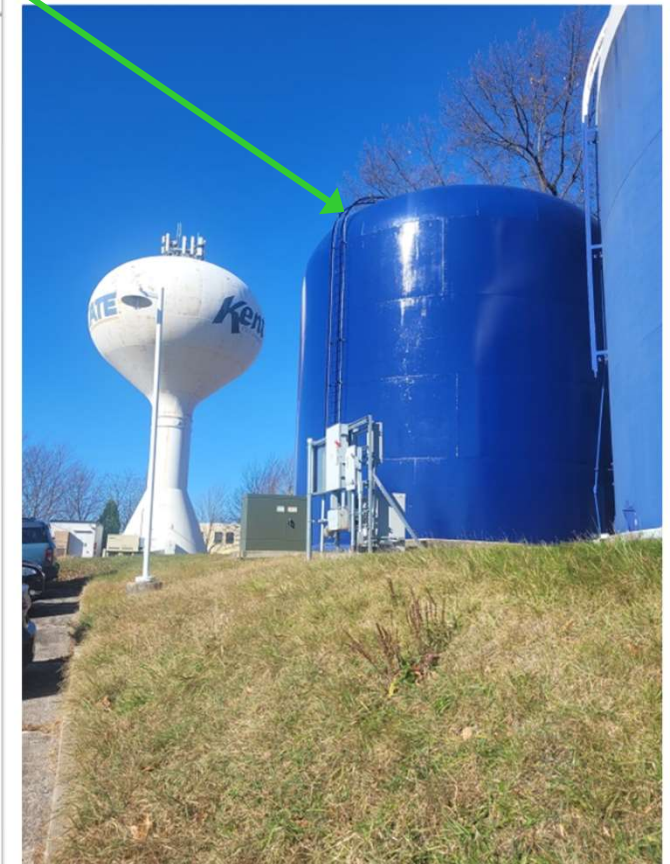
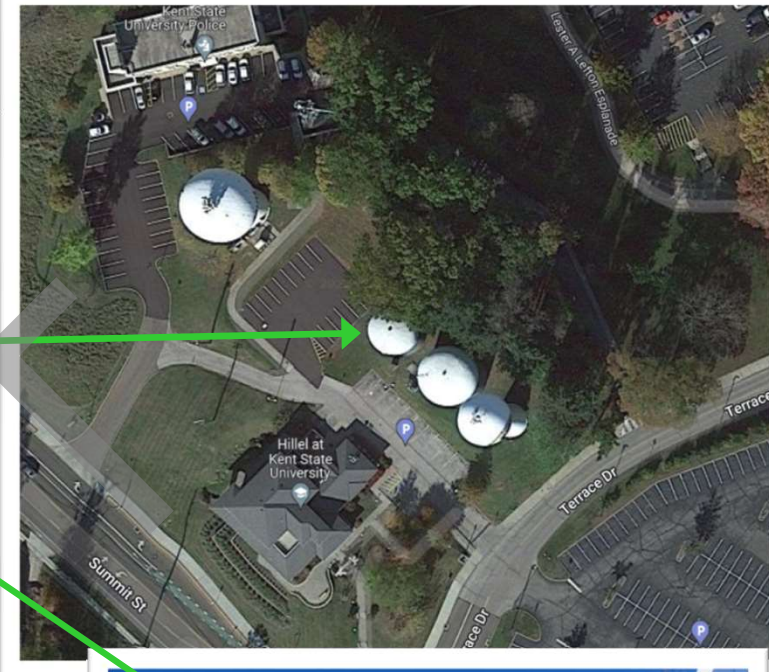
Fairchild Ave Water Tower **REPAIR**

- Location: Fairchild at Woodard
- Scope:
 - Foundation shoring
 - Replace damaged piping
 - Replace altitude valve
- Repair Cost: \$250,000
- Construction Start – April 25, 2022
- Completion – November, 2022
- Issues –
 - **Supply Chain**
 - Access & Constructability



Paint KSU 250,000 Gal. Low Service Tank

- Location: Terrace Drive
- Scope
 - Sandblast and Paint Tower
 - Update Overflow
- Construction Cost - \$390,000
- Construction Start – June, 2022
- Completion – September, 2022
- Issues
 - Temperatures
 - Fairchild Tower



Riverside Court

Watermain – **EXPEDITED**

- Location: Riverside Court
- Scope:
 - Replaced existing 2" waterline
- Construction Cost - \$100k
- Construction Start – October, 2022
- Completion – November, 2022
- Issues –
 - Minimal flow to homes
 - **In-house Design**
 - **Central Maintenance Managed**
 - Material Purchase - CM
 - Water - Helmling Construction
 - Paving - CM
 - Bedrock
 - Sanitary Sewer Issue Discovered



Well #9 Restoration

EXPEDITED

- Location: City Wellfield
- Scope:
 - Put Well #9 back in service
 - New Lining, Pump, Piping and Valves
 - Update Electrical & SCADA Controls
- Construction Cost - \$200k
- Construction Start – August, 2022
- Completion – March, 2023
- Issues –
 - Well #12 Failure



Partnerships....Key to Moving Forward



Key Endeavors - 2023

- Annual Street & Sidewalk Program
- SR 43 Resurfacing – ODOT
- WTP – Well #9 Restoration
- WRF Final Clarifiers Rehabilitation – Phase 1 & 2
- WRF - Heat Digesters
- Cuyahoga/Majors/Stinaff Watermain
- East Main Street – Design & Right-of-way



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MINUTES

Council Present: Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Gwen Rosenberg, Heidi Shaffer Bish, 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. Bridget Susel, Community Development Director; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Mr. Bill Myers, Fire Chief; Ms. Amy Wilkens, Clerk of Council

Not Present: Mr. Roger Sidoti

MOTION TO EXCUSE MR. SIDOTI MADE BY Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone and CARRIED by a voice vote of 8-0-0.

Opening Remarks and Pledge of Allegiance

Mr. Garret Ferrara (Ward 1 Councilmen) said he had two brief comments. First, we just came off of an election and, as an elected official, it is a pleasure to work with everyone on Council. We have a great Council in Kent, putting people and projects above politics and thinks that now may be the time to have non-partisan elections. As we approach the Charter Review, perhaps it is time to bring this up again and get back to non-partisan elections. He thinks it would be good for the community. His second comment was in regards to the upcoming Thanksgiving holiday, wishing safe travels and good times with family and friends. He then asked all to stand for the Pledge of Allegiance.

Approval of Minutes

MOTION TO APPROVE THE REGULAR MEETING MINUTES FROM OCTOBER 19, 2022 MADE BY Mr. Garret Ferrara, SECONDED by Ms. Gwen Rosenberg and CARRIED by a voice vote of 8-0-0.

Communications

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.”

Ms. Amy Wilkens, Clerk of Council, called the first speaker to the microphone.

Mr. Joe Snyder of Needham Avenue introduced himself to Council to discuss broadband internet. He said there is \$42.5 billion dollars allotted from the Infrastructure Bill to provide for broadband networks to be built. He said 26% of Ohioans do not have access to high speed internet. The effect was seen throughout the pandemic with the scenes of children sitting in parking lots to do their homework. We are at a crossroads where, as a city, we can put out a request to get those funds approved and a new network built. He is with CWA and is the Local 4302 President and a member of CWA's Broadband Brigade trying to get the information out. He added it is a straightforward process, where municipalities need to put out a request for proposal and funds can come through and the network can get built, giving us 100% coverage. He said once we have the network up and running, there is a Federal program called the Affordable Connectivity Plan which is a qualified subsidy of \$30 per month for residential internet and \$75 for people on qualified tribal lands. He left a packet with Council and encouraged anyone to reach out to him to help navigate through this. **(Attachment #1).**

There were no other residents signed in for Public Comment.

Written Communication

1. A liquor license transfer request was received on October 28, 2022 from Community Building Strategies LLC, DBA Battle Ground, 425 Cherry Street, Kent to Battleground LLC DBA, the Battleground Taproom and Mexican Kitchen at the same address.
2. The agenda and health equity overview materials for the first Kent City Health Equity Task Force meeting were received on October 31, 2022.
3. The agenda and Meeting Minutes from the October and November Standing Rock Cemetery Board were received on November 1, 2022.
4. Planning Commission Agenda and Staff Report for the November 15, 2022 meeting was received on November 8, 2022.

Communication received after the agenda was published:

1. Minutes from the November 14, 2022 City Flag Committee were received on November 15, 2022.
2. The Board of Zoning Appeals Agenda and Staff Report for the November 21st meeting was received on November 14, 2022.
3. The Parks and Recreation Board Packet for November 17, 2022 was received on November 14, 2022. Received a phone call on November 15th that, due to illness, the meeting was going to be rescheduled.
4. Liquor License Transfer Request from Over Easy LLC DBA Over Easy at the Depot at 152 Franklin Ave on the 1st floor and basement, Kent received on November 16, 2023.
5. A contract for County Public Defender Service to a Municipal Corporation between the City of Kent and the Portage County Public Defender's Office was received and forwarded to the Law Department on November 16, 2022.

MOTION TO RETURN WITH NO OBJECTION THE LIQUOR LICENSE TRANSFER REQUEST FOR BATTLEGROUND TAPROOM MADE BY Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone and CARRIED by a voice vote of 8-0-0.

MOTION TO RETURN WITH NO OBJECTION THE LIQUOR LICENSE TRANSFER REQUEST FOR OVER EASY AT THE DEPOT MADE BY Mr. John Kuhar, SECONDED by Ms. Heidi Shaffer Bish and CARRIED by a voice vote of 8-0-0.

City Manager's Report

1. Chief Myers has requested Council's authorization to accept and allocate \$700 from the sale of retired self-contained breathing apparatus to Garfield Heights.
2. The City Manager has requested Council's authorization to reappoint Todd Loschelder in the business representative seat, and newly appoint Hope Jones to serve in the City staff seat on the Franklin-Kent JEDD board.
3. The City Manager has requested Council's authorization to reappoint Bridget Susel to the Brimfield-Kent JEDD.
4. Angela has requested Council's authorization to accept and allocate a \$100 donation from Scott Bromley to Kent Parks and Recreation to plant a Memorial Tree in honor of Lois A. Orlando.
5. Melanie has asked for Committee of the Whole time to provide Council with a brief update on the status of the new City Hall construction project.
6. Amy has requested Committee of the Whole time to allow the City Flag Subcommittee to present the progress of their work on evaluating City Flag options.
7. Bridget has requested Land Use Committee time to present a zoning item related to the Madcap property at 1422 Mogadore Road.
8. Hope has requested Finance Committee time for Council to consider the renewal of the City-Portage County Public Defender contract for 2023.
9. Rhonda has asked for Finance Committee time to present the Proposed 2023 Operating Budget for Council's consideration and approval.
10. Rhonda has asked for Finance Committee time for Council to authorize the year end 2022 Budget Appropriation Amendments, Transfers, and Advances.
11. Rhonda has for Finance Committee time for Council to approve the year end "Then and Now" policy exceptions for City audit purposes.

MOTION TO APPROVE THE CITY MANAGER'S REPORT MADE BY Mr. Jack Amrhein, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 8-0-0.

Standing Committees & Legislation

Committee of the Whole Chair Mayor Fiala

MOTION TO APPROVE COMMITTEE MEETING MINUTES OF NOVEMBER 2, 2022 MADE BY Mr. Michael DeLeone, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 6-0-2. Mr. Amrhein and Ms. Wallach voted to abstain.

Action(s) Recommended

1. None

Community Development Chair Kuhar/ Vice-Chair Rosenberg

MOTION TO APPROVE COMMITTEE MEETING MINUTES OF NOVEMBER 2, 2022 MADE BY Mr. John Kuhar, SECONDED by Mr. Michael DeLeone and CARRIED by a voice vote of 6-0-2. Mr. Amrhein and Ms. Wallach voted to abstain.

MOTION TO APPROVE ACTION(S) RECOMMENDED MADE BY Mr. John Kuhar, SECONDED by Mr. Michael DeLeone and CARRIED by a voice vote of 8-0-0.

Action(s) Recommended

1. Authorize the Development Agreement and TREX liquor license for Redding Empowered LLC doing business as D.P. Dough.

Draft 2022- 114 AN ORDINANCE AUTHORIZING THE TRANSFER OF A TREX LIQUOR LICENSE INTO THE CITY OF KENT BY THE REDDING EMPOWERED, LLC (dba D.P. DOUGH), AN OHIO LIMITED LIABILITY COMPANY, CONDITIONED UPON THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF KENT, OHIO AND REDDING EMPOWERED, LLC, 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 2022- 114 MADE by Mr. John Kuhar, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

MOTION TO ADOPT DRAFT 2022- 114 MADE by Mr. Garret Ferrara, SECONDED by Mr. John Kuhar. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

ORDINANCE 2022-114 PASSED.

Land Use Committee Chair Ferrara/ Vice-Chair Shaffer Bish

No Committee Meeting Minutes to Approve.

Action(s) Recommended Previously Authorized April, 2022

Draft 2022-115 AN ORDINANCE AUTHORIZING THE FILING OF A PETITION WITH THE BOARD OF COUNTY COMMISSIONERS OF PORTAGE COUNTY, OHIO TO CHANGE THE FRANKLIN TOWNSHIP BOUNDARY LINES IN ORDER TO REMOVE 174.828 ACRES OF TERRITORY FROM FRANKLIN TOWNSHIP AND MAKE THE TOWNSHIP LINES IDENTICAL WITH THE LIMITS OF THE CITY OF KENT, OHIO, AS A RESULT OF REMOVING SAID TERRITORY FROM THE TOWNSHIP, 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 2022-115 MADE by Mr. John Kuhar, SECONDED by Mr. Garret Ferrara. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

MOTION TO ADOPT DRAFT 2022-115 MADE by Mr. John Kuhar, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr.

Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

ORDINANCE 2022-115 PASSED.

Streets, Sidewalks and Utilities Chair Sidoti/ Vice-Chair Wallach

MOTION TO APPROVE COMMITTEE MEETING MINUTES OF NOVEMBER 2, 2022

MADE BY Mr. Michael DeLeone, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 6-0-2. Mr. Amrhein and Ms. Wallach voted 'abstain'.

Action(s) Recommended- NONE

Finance Committee Chair DeLeone/ Vice-Chair Wallach

MOTION TO APPROVE COMMITTEE MEETING MINUTES OF NOVEMBER 2, 2022

MADE BY Mr. Michael DeLeone, SECONDED by Mr. John Kuhar and CARRIED by a voice vote of 6-0-2.

MOTION TO APPROVE ACTION(S) RECOMMENDED MADE BY Mr. Michael DeLeone, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 8-0-0.

Action(s) Recommended

1. Authorize the transfer of taxes in 2022 in advance of the normal settlement date, from the Portage County Auditor.
2. Approve the Portage County Funding Formula for 2022-2023.
3. Approve the City's submission of a Safe Routes to School grant request and allocation of funds if approved.

Draft 2022-116 A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE ANY PROPERTY TAXES THAT HAVE BEEN COLLECTED PRIOR TO THE NORMAL FEBRUARY SETTLEMENT DATE FROM THE PROCEEDS OF THE 2022 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2022-116 MADE by Mr. Michael DeLeone, SECONDED by Ms. Heidi Shaffer Bish. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

MOTION TO ADOPT DRAFT 2022-116 MADE by Mr. Michael DeLeone, SECONDED by Ms. Heidi Shaffer Bish. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

RESOLUTION 2022-116 PASSED.

Draft 2022-117 AN ORDINANCE APPROVING AND ACCEPTING THE PORTAGE COUNTY BUDGET COMMISSION'S ALTERNATIVE METHOD OF APPORTIONING AND DISTRIBUTING THE LOCAL GOVERNMENT FUND; 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 2022-117 MADE by Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

MOTION TO ADOPT DRAFT 2022-117 MADE by Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

ORDINANCE 2022-117 PASSED.

Draft 2022- 118 AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO PREPARE AN APPLICATION FOR SRTS SCHOOL TRAVEL PLAN DEVELOPMENT TO THE OHIO DEPARTMENT OF TRANSPORTATION, 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 2022-118 MADE by Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

MOTION TO ADOPT DRAFT 2022-118 MADE by Mr. Garret Ferrara, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Mr. John Kuhar, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Robin Turner, Ms. Tracy Wallach. The motion CARRIED by a roll call vote of 8-0-0.

ORDINANCE 2022-118 PASSED.

Unfinished Business: NONE

New Business: NONE

Councilmembers' Comments

Mr. John Kuhar said he wished everyone a very good Thanksgiving.

Ms. Gwen Rosenberg thanked Scott Bromley for the donation to plant a memorial tree in honor of Louis Orlando. She said this was a lovely gesture and that Louis was a really lovely person and she was very sad to hear of her passing. She added that a tree in her honor is a fantastic gift to the City and a nice way for us to remember her.

Ms. Wallach said that idling your car for seven seconds uses the same amount of gas as turning your car on. If you are going to idle for more than seven seconds, you should turn your car off and then turn it back on when you are ready to go. That saves on gas and air pollution.

Mayor's Report

Mayor Fiala congratulated Clerk Amy Wilkens for completing her CMC and becoming a Certified Municipal Clerk. Mr. Kuhar asked if they are allowed to talk to her now, and Mayor Fiala said yes, but you'll have to make an appointment. There was some laughter from Council. Ms. Wallach asked if it had come in the mail and Ms. Wilkens said there was an email confirming completion and they are working on creating the certificate for her.

Mayor Fiala said that today is his Mom's birthday, and she is his guardian angel, so he had to say happy birthday to her. She would have been 110 years old.

He said he has been bombarded by people asking why Kent doesn't have pickleball. He said he visited Hudson's new courts, which are very nice, and noticed young and old people playing. He said it looked like a combination of a ping pong game and a tennis court. He asked Ms. Rosenberg if the Park Board has discussed this. She confirmed they had been on numerous occasions. They are currently in the process of collecting input from residents. There was an opportunity for people to weigh in on this issue. Another one is coming up to speak with consultants and the Parks and Rec department. Mayor Fiala said this would be great for Kent's senior community. Ms. Rosenberg said she would ask Ms. Manley to forward the dates of the next open house meeting with the consultants. A small discussion occurred in regards to the game.

Mayor Fiala said Thanksgiving is a time to gather with family and be thankful for what you have. He asked everyone to remember there is still some people out there that need things, and if you have a little extra to help those in need.

There were no other items of business and the meeting adjourned at 7:51 p.m.

Amy Wilkens
Clerk of Council

Jerry T. Fiala
Mayor & President of Council

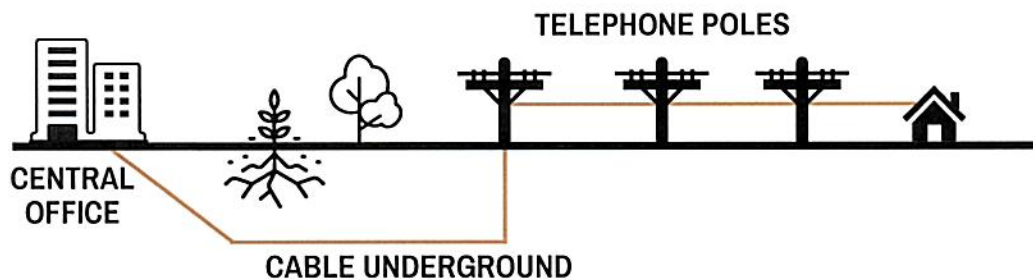
BROADBAND DELIVERY

DSL, CABLE MODEM, CELLULAR SERVICE, FIBER OPTICS

Internet speeds are measured in megabits per second (mbps). The higher the number of mbps a network can transmit, the faster/better the connection.

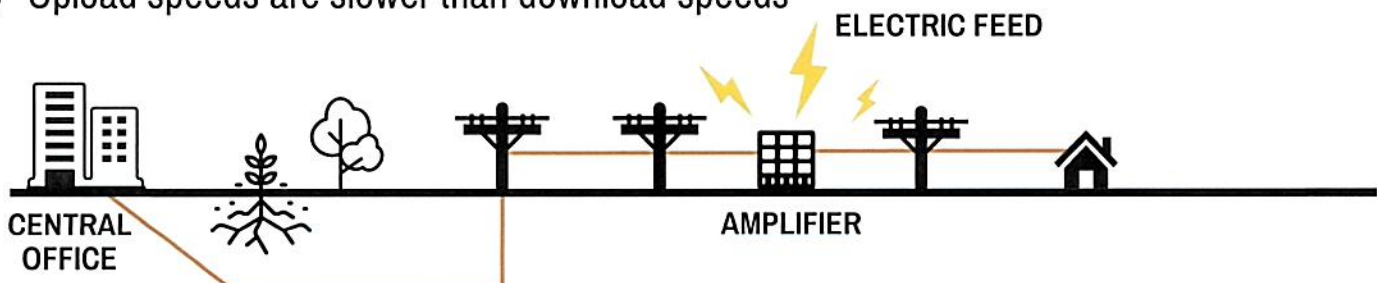
DSL (DIGITAL SUBSCRIBER LINE)

- (A) Dedicated Bandwidth to your house but...
- (B) Speeds are slow and fluctuate (most often between 10 and 40 mbps) and...
- (C) Service only available to those who live close to the providers Central Office
- (D) Upload speeds are slower than download speeds



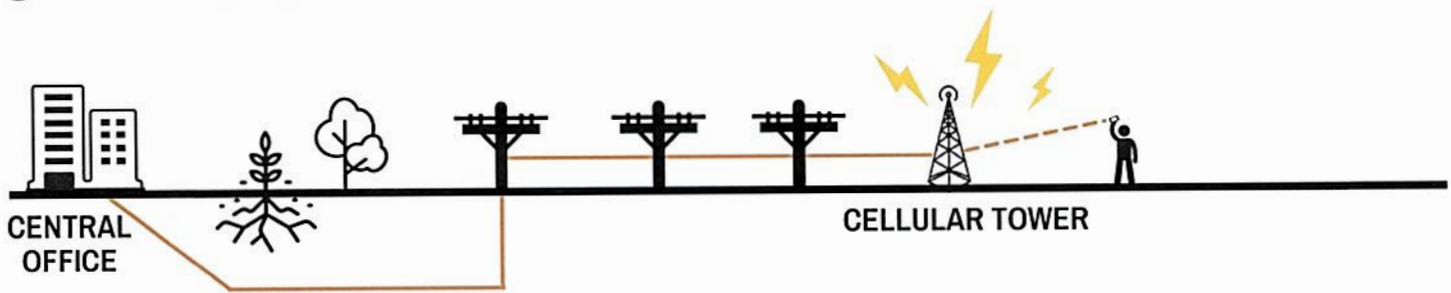
CABLE MODEM

- (A) Can provide service to areas further away from the central office but...
- (B) ...Does so with amplifiers mounted on telephone poles which draw power from the electrical grid increasing its carbon footprint and complicating repairs during storms and/or electrical outages
- (C) Provides relatively fast speeds (300 mbps advertised), but...
- (D) ...Bandwidth is shared so the more people that use it in a neighborhood, the slower it gets, causing problems when people need it most (pandemic/storms/etc)
- (E) Upload speeds are slower than download speeds



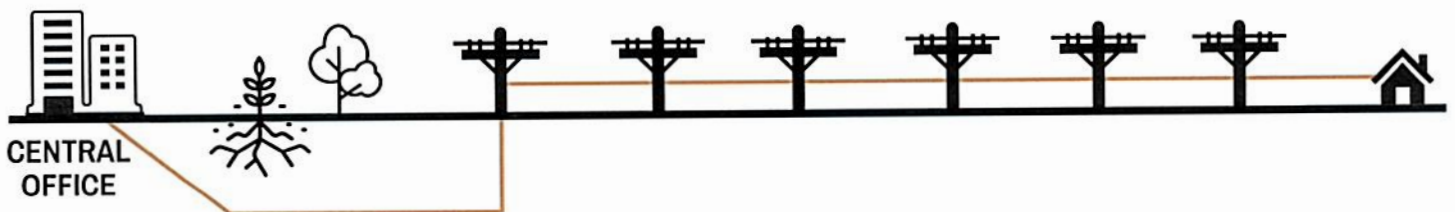
CELLULAR SERVICE

- (A) Provides service to wide areas via a cell tower which is connected to the landline network but...
- (B) Draws power from the electrical grid, increasing its carbon footprint and complicating repairs during storms/electrical outages
- (C) Provides relatively fast speeds (advertised as 4G/5G) but, the greater distance from the cell tower the less reliable the connection and...
- (D) ...bandwidth is shared by all users connected wirelessly to the cell tower...so speeds get slower as more people connect to that tower, causing problems when people need it most.
- (E) Upload speeds are slower than download speeds



FIBER OPTICS TO THE HOME/BUSINESS

- (A) Provides the fastest speeds (1000 mbps) available to areas a great distance from the Central office and can handle even faster speeds in the future
- (B) Does not need amplifiers on telephone poles to transmit signal...reducing its carbon footprint and simplifying repairs during storms/electrical outages
- (C) Bandwidth is dedicated to the home/business, so thousands of people in a neighborhood could use simultaneously without speeds being affected, so...
- (D) ...speeds are maintained when needed most (pandemic, storms, etc)
- (E) Upload and download speeds are the same. The connection is more reliable





A message from the Communications Workers of America



AFFORDABLE CONNECTIVITY PROGRAM

WHAT IS IT?

The Affordable Connectivity Program is an FCC program that helps connect families and households struggling to afford internet service.

The benefit provides:

- Up to \$30/month discount for internet service;
- Up to \$75/month discount for households on qualifying Tribal lands; and
- A one-time discount of up to \$100 for a laptop, desktop computer, or tablet purchased through a participating provider.

Some **no-cost plans** are available. For a list of participating companies visit [GetInternet.gov](https://www.getinternet.gov)

WHO IS ELIGIBLE?

A household is eligible for the Affordable Connectivity Program if the household income is at or below 200% of the Federal Poverty Guidelines, or if a member of the household meets at least one of the criteria below:

- Participates in any of the following assistance programs: SNAP, Medicaid, Federal Public Housing Assistance, Veterans Pension or Survivor Benefits, SSI, WIC, or Lifeline;
- Participates in any of the following Tribal specific programs: Bureau of Indian Affairs General Assistance, Tribal TANF, Food Distribution Program on Indian Reservations, or Tribal Head Start (income based);
- Participates in the Free and Reduced-Price School Lunch Program or the School Breakfast Program, including through the USDA Community Eligibility Provision;
- Received a Federal Pell Grant during the current award year; or
- Meets the eligibility criteria for a participating broadband provider's existing low-income internet program.

TWO STEPS TO ENROLL

1

Go to **AffordableConnectivity.gov** to submit an application or print a mail-in application

2

Contact your preferred participating provider to select an eligible plan and have the discount applied to your bill.

Some providers may have an alternative application that they will ask you to complete.

Eligible households must both apply for the program and contact a participating provider to select a service plan.

LEARN MORE



Call **877-384-2575**, or



Visit **fcc.gov/acp**



Communications Workers of America
Local 4302
AFL-CIO

JOSEPH SNYDER
President

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Bus: 330/645-4302
Fax: 330/645-4308
Cell: 330/687-0371



2650 S. Arlington Rd.
Akron, OH 44319-2010



City of Kent
Wednesday, December 7, 2022
City Council Committee Meetings
320 S. Depeyster Street, Kent, OH 44240

MINUTES

Public Hearing

Present: Mr. Jack Amrhein, Mr. Michael DeLeone, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner, Ms. Tracy Wallach

Also Present: Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Bridget Susel, Community Development Director; Ms. Melanie Baker, Service Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Nick Shearer, Chief of Police; Mr. Bill Myers, Fire Chief; Ms. Angela Manley, Parks and Recreation Director; Mr. Oliver Wuensch, Marketing and Events Coordinator; Ms. Suzanne Stemnock, Human Resources Manager; Ms. Amy Wilkens, Clerk of Council

Absent: Mr. Garret Ferrara; Mr. John Kuhar; Mr. Jerry T. Fiala

MOTION TO EXCUSE MR. KUCHAR AND MR. FIALA FROM THE PUBLIC HEARING MADE BY Ms. Gwen Rosenberg, SECONDED by Mr. Roger Sidoti and CARRIED by a voice vote of 7-0-0.

Ms. Bridget Susel stated that in accordance with Section 1112.01 (E)(1) & (2) of the Kent Zoning Code, notice was given on November 16, 2022, that the Kent City Council will conduct a Public Hearing to allow for public comment on proposed text amendments to the City of Kent Zoning Code:

- CHAPTER 1103: ZONING DISTRICTS, LAND USE, AND ZONING MAP
- CHAPTER 1105: CONDITIONS APPLICABLE TO SPECIFIC LAND USES

Mr. Amrhein asked if there were any questions or anyone who wished to speak on this topic. After no reply, he concluded the Public Hearing.

Council Committee Meetings

Call to Order

At 7 p.m., President Pro-Tem Mr. Jack Amrhein, called the City Council Committee Meetings to order.

City Flag Committee Update

Mr. Jon Ridinger introduced himself as the Chair of the Flag Committee, stating this committee has been meeting since July 2022, reviewing all of the different factors that go into choosing a city flag. At the end of the presentation, he said they would be presenting the three final designs. **(Attachment #1)**

The committee began its work by reviewing the specification of a good flag design, and stated that good flags do not have intricate pictures, words or seals. They wanted limited colors, no lettering and meaningful symbols. Their main ideas came from "Good Flag, Bad Flag" from the American Vexillological Association. They began the process at the Kent Heritage Festival by asking for submissions from the public. These were not limited to people that specifically live in Kent, but by anyone connected to Kent in any way. There was a flier at the Heritage Festival along with using online methods and word of mouth. They received 68 designs by August 31, 2022 from about 33 different people.

Next, they reviewed the submissions, stating this was not a contest, and that they were not looking for a winner. They noticed repeated themes and a spreadsheet was developed to keep track of colors and symbols used on submissions. They gravitated towards the simpler flag designs and gravitated toward what was the most prevalent symbol, which included the Cuyahoga River, the Tree City, the Railroad, the Underground Railroad, Kent history, Kent State University and Education. They opted out of using colors representing KSU or Kent Roosevelt High School because there is a lot more to Kent than those two schools. The most common colors were green, blue, white and black or red.

An article was in the Portager on October 5, 2022 that showed all of the flag submissions received up to that point and took any comments submitted. He added there were no members of the public who attended any City Flag Committee meetings, which were advertised through the City's website and various other social media sites.

The Committee then discussed the remaining choices and narrowed down the submission to the three strongest concepts and discussed color combinations, symbols and flag shapes.

Next, Zach Garster introduced himself and began by reviewing the three designs being submitted, Flag Option A, B and C. He reviewed the shape, design, converging line, star and colors. He said the next step is to solidify a roll out plan in January. They are requesting from Council a budget to create 3 flags to display to the public. They would like to get feedback from the public and want to gather input on the final three submitted. There will also be a media release.

Mr. Turner asked if they would be explaining the designs when they are displayed to the public. Zach Garster said yes, signage would be provided with each flag.

Ms. Rosenberg asked about the submissions and after a brief discussion, it was clarified that the three flags being shown were made using everything from all of the flags submitted. Ms. Rosenberg asked if, with 68 submissions, we could have some more added to those displayed. She would like to see a couple of more submissions to review. Mr. Ridinger said the reason they came back with three is it makes it difficult to get a consensus with a larger number. The point of the committee was to narrow it down to bring

them back to council and if we have too many choices, it makes it harder. He said he is hesitant to add more because of the process they went through.

Mr. Sidoti thanked the committee and said it would be important for those who submitted flag designs to understand the approach to developing a flag is a lot different. He asked if there is a way to display the three flags but to also show the others that were submitted. Jon said it could be part of the campaign that will be used to gather information from the public. He said this can be done to show the thought process on how they made the decision.

Mr. Ferrara thanked everyone's efforts on the committee and asked how he would respond to someone's comment that there was no variation. Jon said all three designs have similarities based on all the data that was submitted by the community. Mr. Ferrara asked about modern vs. classical design, such as the silhouette of the bridge or the silos. Mr. Ridinger said pictures on flags don't typically look good from a distance. He said many submitted were awesome logos, but they need to be more simple to display properly on a flag. Mr. Ferrara said this is a valid point.

Jon said these were valid questions. They wanted to guide the process to make sure the design was very simple. Zach said they did receive submissions that had classical symbols and discussed including those symbols. He said it was very hard to pick one symbol that fits. They were looking for a design that could stand on its own and not get dated. Ms. Valerie Landis, a member of the committee, suggested those listening to "Google" flag design and principal elements and that something simple is the right move. She has heard from many people in the community that they would like to see the 68 designs that were submitted.

Ms. Shaffer Bish said her initial thought was they were too abstract. She thanked the committee for the knowledge, time and thought that was put into this. She said what's really exciting about Kent is that it is a destination. She asked about what the next step should be to explain this to the public and provide feedback. The next step is a very important part of the process. She asked about the mechanism of getting public feedback. Mr. Ridinger said the flags would be displayed with a QR code to offer input and see the process. She asked if written feedback would be taken in. Zach said the intention was to use Survey Monkey and collect comments for the committee to discuss. He said they could print out slips for written comment, possibly.

Mr. Turner said he was concerned initially about having symbols on the flag. He said the clean approach with an explanation works and thinks it is very good. He said having symbols on them is not a flag and, by doing what was done with colors, design and cleanliness represent what a flag really should be. He said the options presented are alike because of what represents the city.

Ms. Wallach said she likes the idea of adding two more choices to the group and it would be nice to have more options. Mr. Ridinger said this complicates the process and would prolong this even further.

Ms. Shaffer Bish asked about funding and how much was needed. Mr. Ridinger said they were estimating approximately \$1000. Mr. Ruller said that we are really lucky to have the people we have on this committee. They are not pushing a personal agenda and if the City needed to hire someone to create a flag, we would spend \$25,000, easily. He commended the work the committee did on this project and said there is money in the budget to support their request.

Ms. Jen Mapes came to the microphone as one of the members of the community whose design was used. She said she likes the idea of having all of the flags available to be seen by the public, perhaps through an infographic.

Mr. Amrhein asked if there were any further questions or comments. He thanked the committee for the work put into this project, stating he had taught geography and said they were right. If you were to look at flags from around the world, 95% are done with symbolism and not pictures.

There were no further comments and Mr. Armhein thanked the committee for its work.

City Hall Project Update

Ms. Melanie Baker, Service Director, came to the podium with an update on the new City Hall building progress. She said they are steadily making progress on this project. Most materials for the first quarter of next year have been ordered and we are on schedule for next Tuesday to begin erecting the steel. The gas main from Depeyster is scheduled for next week. She said there is progress from week to week.

There were no questions from the audience or from Council and Mr. Amrhein thanked Ms. Baker for the updates.

Parks and Recreation Open House Update

Ms. Angela Manley wanted to provide an update for the Master Plan study. They are trying to wrap things up and get feedback in a report to plan the 5 year plan. She introduced Oliver Wuensche, the new Marketing Coordinator for the Parks and Recreation Department.

Oliver Wuensch introduced himself to City Council and said they are in the middle of the planning process for the Parks and Recreation Master Plan and came to discuss the open house being held at the Roy Smith Shelter House from 6-8 pm on December 8, 2022. This is an opportunity for the public to come and vote on services they would like to see provided. He reviewed how they would be displaying all of the activities for the public to review and select.

Ms. Shaffer Bish asked if this was a one-shot deal and if there would be other times for the public to weigh in. Mr. Wuensche explained that this open house is their second event they have held. He added that if they find the attendance is too low, they will look at other methods. They are also going to be distributing a survey which will help gather data as well. It will be online and will be up for a while.

Ms. Rosenberg said the Parks and Recreation Department has been doing a lot of great work and asked Ms. Manley if she could share the good news she had with all.

Ms. Manley said they were contacted by The Great Ohio Bicycle Adventure, GOBA, which is an organization in which approximately eight hundred bicyclists tour Ohio. They had never been to northeast Ohio, and came up with a route to include Kent during the third week of June. They look for areas where camping is supported. They are in the process of reviewing contracts and agreements with them and are very excited about this possibility.

Land Use Committee Chair Ferrara/Vice- Chair Shaffer Bish

Mr. Ferrara introduced Ms. Bridget Susel to talk about zoning code text amendments.

Zoning Code Text Amendments: Chapter 1103 and Chapter 1105

Ms. Bridget Susel said the Community Development Department was contacted by a local design professional working for a local establishment requesting the establishment of a new land use category that would allow for a limited food use to be added to a microbrewery. Ms. Susel clarified the difference between the term "restaurants" and "microbreweries", stating restaurants are mainly for serving food and microbreweries are for alcohol production. Microbreweries are allowed in the Industrial District, the Commercial District and the Research Technology and Office District. The amendment would create a new land use category called the "Microbrewery- Limited Food Service" and was approved by the Planning Commission on October 18, 2022.

When staff reviewed this, they were looking to ensure this was not a restaurant, which has different zoning requirements. They wanted to make sure it was limited and ancillary to primary alcohol production, so the conditions in Chapter 1105 were updated. A new condition was added (Item 2) to state that "Microbreweries that include an interior tap room, may provide limited food service, but such food service must be ancillary to the primary use of alcoholic beverage production. Ancillary is defined and limited to no more than 30% of the interior square footage to be utilized for food prep and service."

Mr. Sidoti asked if it impacts oversight from the Health Department. Ms. Susel said it would and, if approved by Council this evening, it would have to go through all of the submissions with the Health Department and Building Department.

There were no further questions and the Committee Meeting concluded at 8:17 pm.

Finance Committee Chair DeLeone/Vice-Chair Wallach

Mr. DeLeone opened the Finance Committee and introduced Ms Rhonda Hall, Budget and Finance Director, to speak.

City/Portage County Public Defender Contract Renewal

Mr. Dave Ruller said this is an annual renewal of the contract with the Portage County Public Defender's Office. For those people arrested in the city of Kent meeting the income eligibility requirements of the Public Defender's Office, the County provides that service. He said it costs approximately \$4,000 per year. They are asking for the Council's approval on the renewal of the contract for 2023.

MOTION TO APPROVE THE CITY/PORTAGE COUNTY PUBLIC DEFENDER CONTRACT MADE BY Ms. Gwen Rosenberg, SECONDED by Ms. Tracy Wallach and CARRIED by a voice vote of 8-0-0.

2023 City Operating Budget

Mr. Ruller started by saying every year seems to be a little different, which is especially the case after going through a pandemic. He said we have seen a pretty significant increase in income tax, returning to numbers we saw pre-pandemic. He said the revenue growth is being seen outside of Kent State. He said diversification is a good thing, as is growth in other sectors. He said for the first time since he has been here, inflation is outpacing our growth. The message is mixed because income tax is being outpaced. We are honoring our commitments, but it is still a constrained budget. He discussed wages, position

changes and utility rates and then handed over the discussion to Ms. Rhonda Hall.

Ms. Hall directed everyone to review page 1.1, which shows the total budget at \$18.3 million, which is a 9.37% increase over 2021. There was not a large increase in 2023 due to the looming recession. She said the line item showing Federal, State and Local Aid was reduced due to the fact the ARPA money will no longer be coming through and the grants listed are the ones they are aware of at this point. There could be more coming in. She then referenced page 1-5 which is an explanation of the detailed expenditures, with expenses in 2023 increasing to \$58 million, which is affected by the bond issue and the ARPA funding. She said the other increases are due to the increases in union contracts and increases in the supply and materials due to inflation. On page 1-7, she said there was a little more detail about those expenditures by function or area of the City. She said she changed the format on some pages to make the book a little easier to read, highlighting pages 2-11 and 2-12 to be a facing financial statement.

Ms. Wallach asked about the increase in water and sewer and if it is based on the average person's usage. Ms. Hall said it was and that they are reviewing the rates we currently have and increasing them by nine percent, which is the average. Ms. Wallach said for low-income households, an increase of \$7 a month could be a lot. She said she has talked to many people about the increase and that she cannot support it. Ms. Hall replied that there are many projects within the city that are needed to keep the water and sewer running up and running. Mr. Ruller interjected, saying we spent a lot of time at a previous meeting where Ms. Wallach did not attend, talking about ARPA and prior discussions of rate increases. A lot of that funding was directed to sewer projects, which was a huge help. Mr. Bowling, City Engineer, said during the Capital Plan meeting that the water is now the issue. He said we can't increase rates enough to cover the capital and knows we can't increase rates enough to get us through until next year. This is not an effort to do everything all at once.

Mrs. Sidoti asked about the reduction in water consumption in the city which ended up being a reduction in the amount of dollars brought in. Mr. Ruller said this was still the case and that KSU has made a significant reduction in water usage. In normal inflationary years, Council would grant a 3% increase, but the revenue never reaches that rate.

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

MOTION TO APPROVE THE 2023 CITY OPERATING BUDGET MADE BY Mr. Roger Sidoti, **SECONDED** by Ms. Gwen Rosenberg and **CARRIED** by a voice vote of 7-1-0. Ms. Wallach voted 'No'.

2022 Budget Appropriation Amendments, Transfers and Advances

Ms. Hall said that normally her memo for a budget amendment would contain more detailed information, but that December is a cleanup month and she would come back to the next meeting to show all the dollars that are necessary to get us through the end of the year.

Mr. Sidoti clarified for the audience that this is a normal housekeeping item we do at the end of the year to reconcile our accounts. Ms. Hall concurred, stating that another change is that we are on a cash basis for RITA collections, instead of doing a "true up" next year, we will do a final appropriation transfer this year. Mr. Ruller said this will bring it all to the new baseline and move forward. Ms. Hall said we were always waiting until January to record December receipts, but now we will be reporting what we actually receive.

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

MOTION TO AUTHORIZE THE 2022 BUDGET APPROPRIATION AMENDMENTS, TRANSFERS AND ADVANCES MADE BY Ms. Gwen Rosenberg, SECONDED by Mr. Roger Sidoti and CARRIED by a voice vote of 8-0-0.

Then and Now Purchase Orders

The last item on the agenda was the then and now purchase orders that were done throughout the year where approval is needed according to ORC 5705.541 (d). She was asking for approval on those presented.

There were no questions from Council or the audience.

MOTION TO APPROVE THEN AND NOW PURCHASE ORDERS MADE BY Mr. Garret Ferrara, SECONDED by Ms. Tracy Wallach and CARRIED by a voice vote of 8-0-0.

Executive Session- Position Allocation and General Comp. Plan

MOTION TO ENTER EXECUTIVE SESSION TO DISCUSS THE POSITION ALLOCATION AND GENERAL COMPENSATION PLAN MADE BY Mr. Jack Amrhein, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 8-0-0.

Present: Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner, Ms. Tracy Wallach

Absent: Mayor Fiala, Mr. John Kuhar

MOTION TO RETURN TO THE REGULAR COUNCIL MEETING MADE BY Mr. Roger Sidoti, SECONDED by Mr. Garret Ferrara and CARRIED by a voice vote of 8-0-0.

MOTION TO APPROVE AMENDMENTS TO THE POSITION ALLOCATION AND GENERAL COMPENSATION PLAN AS PRESENTED, WITH THE EMERGENCY CLAUSE, MADE BY Ms. Heidi Shaffer Bish, SECONDED by Ms. Tracy Wallach and CARRIED by a voice vote of 8-0-0.

There was no further business and the committee meeting adjourned at 9:05 p.m.



Amy Wilkens
Clerk of Council



NEW FLAG for the CITY OF KENT

Presented by the City Flag Committee

Process

2

Specifications

- Defined what we were looking for in a design
 - "Good Flag, Bad Flag"
 - Simple
 - Meaningful
 - Limited color palette (3-4 max)
 - No lettering or seals
 - Be distinctive or be related (e.g. shape of Ohio flag)
 - Something the community can feel unified by



3

Submissions

- Drafted "Call for Designs" document
- Rolled out at Heritage Festival, then distributed:
 - On the City Facebook page
 - On the marquee sign at Haymaker and Water St.
 - On the City's website
- Received 68 designs by August 31 from 33 contributors, from in and out of the community



4

Eliminations

- Symbolism
 - Many submissions included symbols like trees, acorns, leaves, squirrels, etc.
 - We gravitated toward simpler flag designs without those elements, using shapes, forms, and colors to show symbolism.
 - Determined the most prevalent and important symbols from the submissions were the Cuyahoga River, the railroad, Kent History, Tree City, the Underground Railroad, etc.

5

Eliminations

- Colors
 - Opted out of explicit color references to KSU and Roosevelt HS
 - Based on the most common colors included in the submissions, we decided the colors used should be green, blue, white, and sometimes black or red.

6

Eliminations

- Community Opinion
 - Article from The Portager, Oct. 5 showing all the submissions that had been received.
 - It received only 3 comments from community members, but we did find them useful and took them into consideration in our process notwithstanding.
 - All our meetings are open to the public, but no guests from the community have come to any of our meetings thus far.

7

Revisions

- After due consideration, we narrowed down the submissions to 3 strongest concepts
 - Discuss, vote, repeat.
- Collaborated on design variations for each
 - Color combinations, symbols, flag shapes
 - (rectangle, burgee, guidon – see to the right).
- Additions often complicated or took away from original design, but did sometimes result in a design we liked even better than the original.

RECTANGLE

GUIDON

BURGEE

8

Final Flag Options

- 9 *See next three pages for flag design options and their complete descriptions

Next Steps

13

Presenting to the Community

- Solidify roll-out planning at January 11 Meeting
- Requesting budget money for:
 - Display at the Kent Free Library (TBD)
 - Production of three flags
 - Signage
 - Promotion via flyers placed at local businesses and other venues
 - QR Code link to ranked-choice survey
 - Survey administration to gather community input

14

Presenting to the Community

- Potential media release via:
 - City Website
 - Press release to local area publications
 - City marquee at Haymaker and Water St.
 - City Facebook page
 - Other avenues TBD
 - Rotary, Chamber of Commerce, etc.

15



NEW FLAG
for the
CITY OF KENT
Presented by the City Flag Committee

16

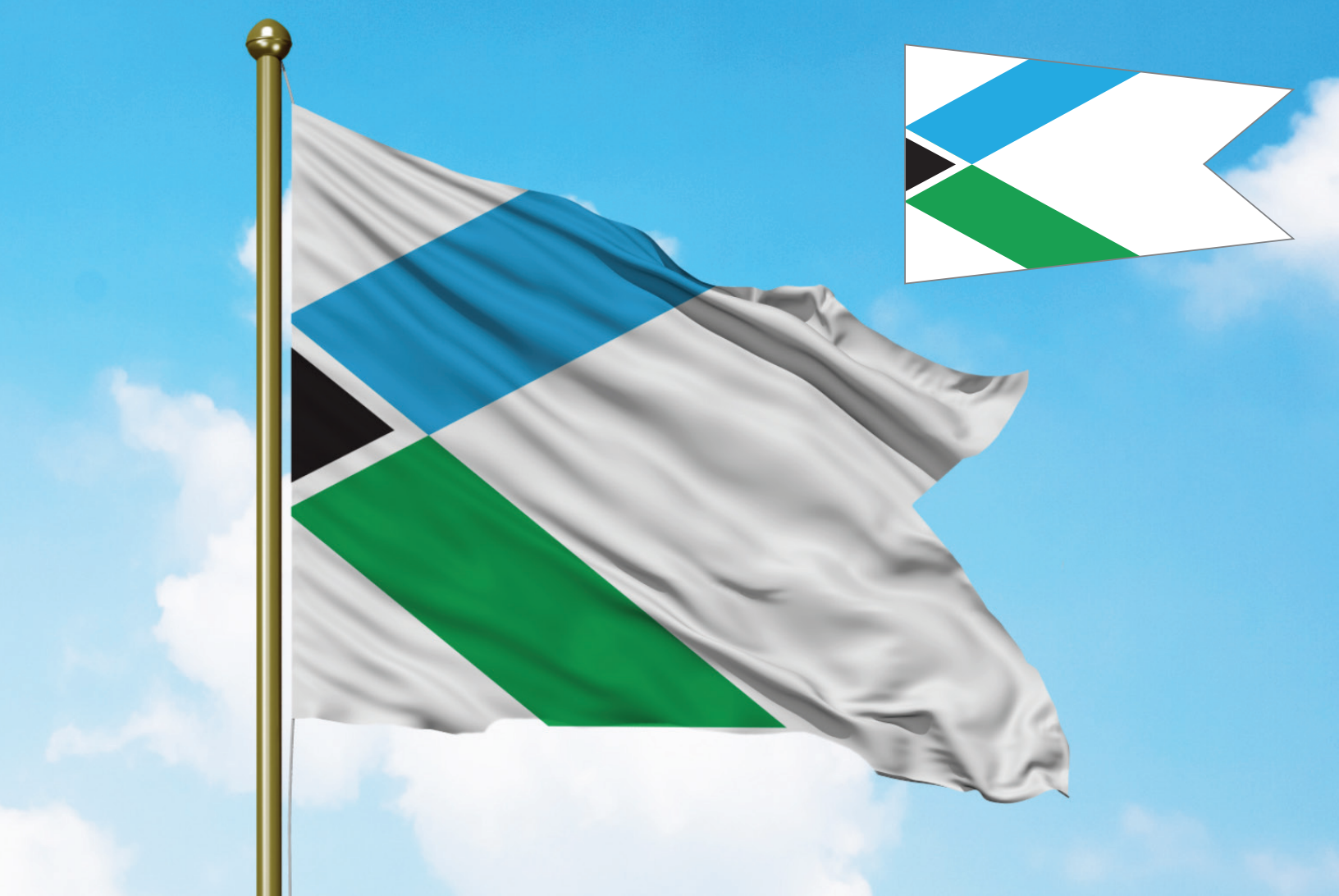


OPTION A

- A **burgee-shaped flag** pays homage to the unique State of Ohio flag as well as a reference to the shape of the original flag of the city of Kent.
- The **simple, clean, "modernist" design** is meant to suggest Kent's goal of civic progress and forward-looking spirit. Informed by the past, we look for a bright and prosperous tomorrow. Present in the shape forms are the letter "K," as well as arrows that point toward a bright tomorrow.
- The **intersection** of four converging lines represents 4 segments of Kent history (Pre-settlement, settlement and canal era, railroad era, university founding) coming together to form the city we know and love today, as well as the idea that Kent is an intersection of cultures that come together to form one cohesive yet diverse community. It can also represent the convergence of the railroads, canal, and river in Kent.
- The **converging lines** intersect to form an **8-pointed star** in the negative space of the middle, symbolizing the north star (Drinking Gourd) as used on quilts as a guide symbol for runaway slaves finding their way to the north on the underground railroad. It also symbolizes the fact that Kent is and has been a model of progress, inclusion, diversity, and forward-thinking throughout the years that other communities can and should follow.

COLORS

- **Blue:** Signifies determination, liberation, alertness and good fortune. The color itself symbolizes the Cuyahoga river and canal ways, a central piece of Kent's industrious past and now its charm and appeal in present day.
- **Green:** Often seen as a symbol of agricultural influence, as well as prosperity, fertility, youthfulness, and hope. It also serves to symbolize Kent's status as the original "Tree City."
- **White:** Seen as a symbol of peace, purity and harmony, as Kent has a history of seeking peace and harmony in not only its community, but the world at large.

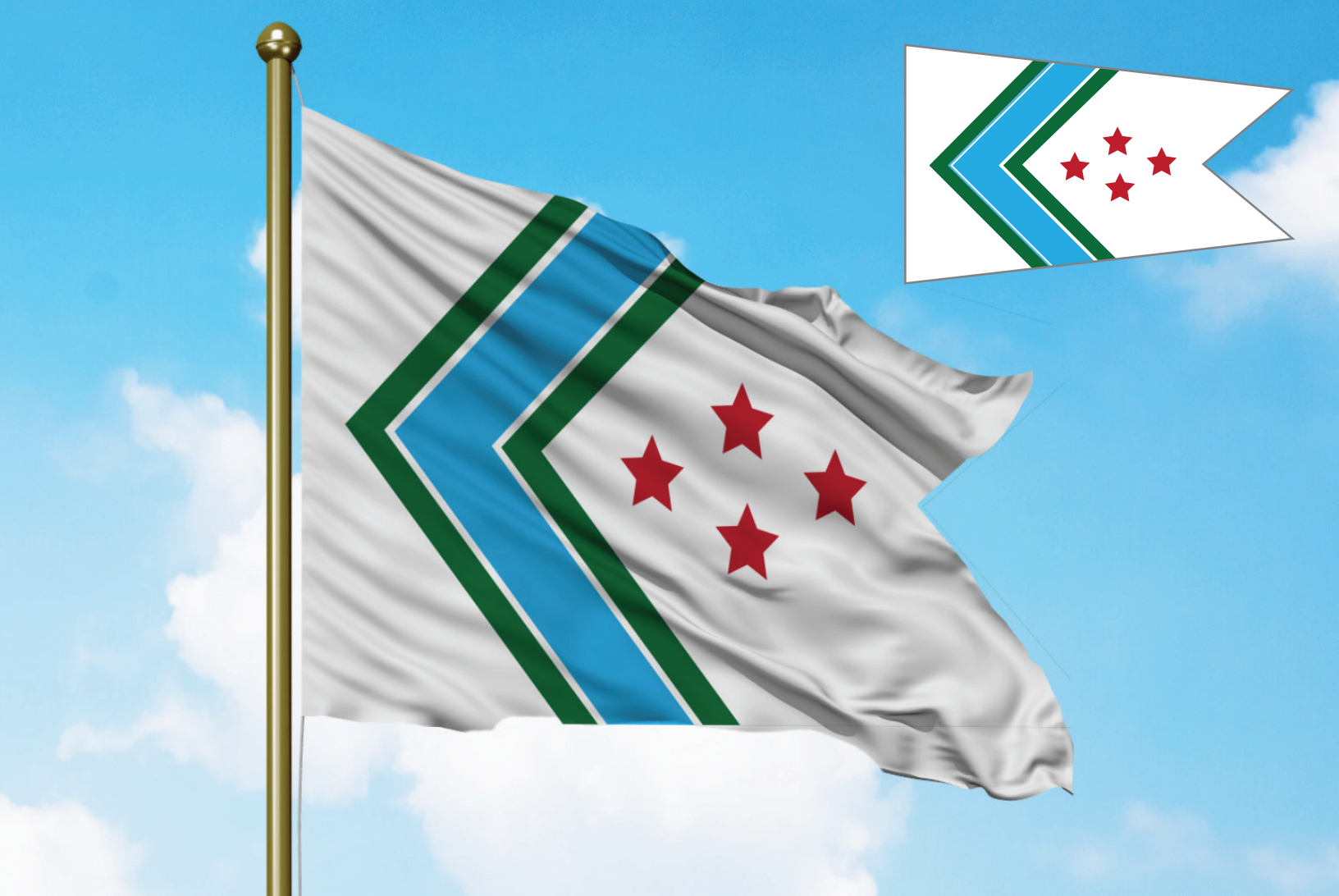


OPTION B

- A **burgee-shaped flag** pays homage to the unique State of Ohio flag as well as a reference to the shape of the original flag of the city of Kent.
- The **black triangle** points forward for progress and hope.
- **All three elements** unite to form a “K” for “Kent”.

COLORS

- **Green:** represents Kent’s agricultural history, as well as prosperity, fertility, youthfulness, and hope. It also symbolizes Kent’s status as the original “Tree City.”
- **Blue:** symbolizes the Cuyahoga river, and is also a symbol of revitalization and resilience.
- **White:** Seen as a symbol of peace, purity and harmony. This represents Kent’s role as a model for seeking reconciliation, peace, and harmony in not only its community, but the world at large.
- **Black:** Represents a bird silhouette, for the chimney swift, representing Kent’s industrial history. Also serves to symbolize the black squirrel and the railroad.



OPTION C

- A **burgee-shaped flag** pays homage to the unique State of Ohio flag as well as a reference to the shape of the original flag of the city of Kent.
- The **blue chevron** represents the “crooked” Cuyahoga River.
- The **two green chevrons** represent the initial settlements of Carthage and Franklin Mills, which united to form Kent. They are bisected by the blue chevron, symbolizing the way in which the river runs through the city of Kent. The way the green comes to a point, or the shape of a mound, also references the prehistoric mound builders who lived in the area.
- The **chevrons and negative space to their left** form the shape of a K.
- The **four red stars** pay homage to the unique State of Ohio flag in their orientation. Further, they represent 4 segments of Kent history (Pre-settlement, settlement and canal era, railroad era, university founding).

COLORS

- **Blue:** Signifies determination, liberation, alertness and good fortune.
- **Green:** Often seen as a symbol of agricultural influence, as well as prosperity, fertility, youthfulness, and hope. It also serves to symbolize Kent’s status as the “Tree City.”
- **White:** Seen as a symbol of peace, purity and harmony, as Kent has a history of seeking peace and harmony in not only its community, but the world at large.
- **Red:** pays homage to the State flower and bird of Ohio (the carnation and the cardinal).

DRAFT RESOLUTION NO. 2022-119

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

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

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

NAME

TERM

01/01/2023 to 12/31/2026

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_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2022-120

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

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

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

NAME

TERM

1/1/2023 to 12/31/2025

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_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2022- 121

**A RESOLUTION APPOINTING _____ and _____ TO THE BOARD OF HEALTH, 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 _____ are hereby appointed to the **BOARD OF HEALTH.**

NAME

TERM

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-122

A RESOLUTION CONFIRMING THE CITY OF KENT MAYOR'S APPOINTMENT OF JUSTIN BERTHIAUME TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL, AND DECLARING AN EMERGENCY.

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

SECTION 1. That **JUSTIN BERTHIAUME** is hereby appointed to the **COMMUNITY REINVESTMENT AREA HOUSING COUNCIL**.

NAME

TERM

JUSTIN BERTHIAUME

1/1/2023 – 12/31/2025

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_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2022- 123

A RESOLUTION APPOINTING _____ TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL, 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 _____ is hereby appointed to the **COMMUNITY REINVESTMENT AREA HOUSING COUNCIL**.

NAME

TERM

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_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2022-124

A RESOLUTION APPOINTING _____ 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 _____ is hereby appointed to the **COMMITTEE ON DESIGN AND PRESERVATION**.

NAME

TERM

01/01/2023 to 12/31/2025

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-125

A RESOLUTION APPOINTING _____ and _____ TO THE FAIR HOUSING BOARD 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 _____ are hereby appointed to the **FAIR HOUSING BOARD**.

NAME

TERM

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-126

A RESOLUTION APPOINTING _____ and _____ TO THE INCOME TAX BOARD OF REVIEW 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 _____ are hereby appointed to the **INCOME TAX BOARD OF REVIEW**.

NAME

TERM

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-127

A RESOLUTION APPOINTING _____ TO THE LOAN REVIEW BOARD 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 _____ is hereby appointed to the **LOAN REVIEW BOARD**.

NAME

TERM

Immediately- 12/31/23 (Unexpired Term)

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_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

DRAFT RESOLUTION NO. 2022-128

A RESOLUTION APPOINTING _____ and _____ TO THE PLANNING COMMISSION 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 _____ are hereby appointed to the **PLANNING COMMISSION**.

NAME

TERM

Immediately- 12/31/24 (Unexpired Term)
1/1/2023 – 12/31/2027

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-129

A RESOLUTION APPOINTING _____ and _____ TO THE SHADE TREE COMMISSION 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 _____ are hereby appointed to the **SHADE TREE COMMISSION**.

NAME

TERM

01/01/2023 – 12/31/2026 (to stagger terms)

01/01/2023 – 12/31/2025

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

AMY WILKENS
CLERK OF COUNCIL

(SEAL)

DRAFT RESOLUTION NO. 2022-130

A RESOLUTION APPOINTING _____ and _____ TO THE SUSTAINABILITY COMMISSION 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 _____ are hereby appointed to the **SUSTAINABILITY COMMISSION**.

NAME

TERM

01/01/2023 – 12/31/2025

01/01/2023 – 12/31/2026 (to stagger terms)

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)

LEGISLATION CONSENT

Ordinance #: 2022 - 131

ODOT Project Title: Municipal Bridge Inspection Program

The following is an Ordinance enacted by the City Council of Kent, Portage, County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

WHEREAS the (LPA) has determined the need for the described project:

Bridge Inspection Program Services, including, but not limited to routine inspections, element level inspections, critical findings report, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

NOW THEREFORE, be it ordained by the Council of the City of Kent, Portage County, Ohio.
(LPA)

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

The State shall assume and bear 100% of all the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant's Scope of Services Task Order Contract (Exhibit A).

The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A. Those features may include but not limited to the purchasing and erecting the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the municipality As of October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of this program.

SECTION IV - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

SECTION V - Project Duration and Consent Applicability

The Project is based on the available funds provided by ODOT aimed at assisting the LPA in reaching compliance with State and Federal laws and policies for bridge inspection. The Project specifics

(program duration, PID number, and consultant scope of services (Exhibit A) shall be provided to the designated LPA Contractual Agent via email sent by ODOT Office of Structural Engineering (OSE).

ODOT will seek additional funds to renew the project in future years. If such funds are allocated, ODOT will send an email with the Project specifics to the designated LPA Contractual Agent seeking approval for the new Project. ODOT will not proceed with any Project that does not have written authorization via email from the designated LPA Contractual Agent.

SECTION VI – Authorization of Project

James Bowling, City Engineer of the City of Kent, Portage County, Ohio is hereby empowered on behalf of the City of Kent, Portage County, Ohio to provide written authorization via email to the Director of Transportation to complete the above-described project and any renewals.

Passed: _____, 2022
(Date)

Attested: _____
(Clerk)

(Contractual Agent of LPA – title)

Attested: _____
(Title)

(President of Council)

This Ordinance is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and removal, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY STATE OF OHIO

City of Kent, Portage County, Ohio

I, Amy Wilkens, as Clerk of the City Council, City of Kent, Portage County, Ohio, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the legislative Authority of the said Council of the City of Kent, Portage County, Ohio on the _____ day of _____, 2022. That the publication of such Ordinance has been made and certified of record according to Law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and certificate of publication thereof are of record in the Clerk's Office and recorded as Ordinance No. _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ day of _____ 2 _____.

(Clerk)

(CITY SEAL)

City Council, City of Kent, Portage County, Ohio

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal" is required to accompany the executed legislation).

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Kent, Portage County, Ohio.

Attested: _____ (Contractual Agent) Date _____

For the State of Ohio

Attested: _____ (Director, Ohio Department of Transportation) Date _____

DRAFT ORDINANCE NO. 2022 - 132

AN ORDINANCE AUTHORIZING AMENDMENTS TO THE CITY OF KENT'S ZONING CODE IN ORDER TO ESTABLISH A NEW LAND USE CATEGORY IN THE CODE, AND DECLARING AN EMERGENCY.

WHEREAS, on October 18, 2022, staff met with the Planning Commission to discuss the proposed text amendments to establish a new land use category of "microbreweries, limited food service," and voted unanimously to approve the proposed changes; and

WHEREAS, the new land use category of "microbreweries, limited food service" will be listed the same as the current land use category of "microbrewery," which is a conditionally permitted use in the "C-Commercial District" and in the "R-T-O: Research, Technology and Office Zoning District" (formerly known as "I-R: Industrial Research and Office District") and as a permitted use in the "I: Industrial District"; and

WHEREAS, the following chapters will be amended:

- 1) Chapter 1103: Zoning Districts, Land Use, and Zoning Map; and
- 2) Chapter 1105: Conditions Applicable to Specific Land Uses.

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

SECTION 1. That Kent City Council does hereby authorize the amendments of the City of Kent's Zoning Code, and is more fully set forth in Exhibit "A", attached hereto and incorporated herein.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

The proposed text amendments listed below will allow for the establishment of the new land use category of “microbreweries, limited food service.”

SECTION 1103.07: TABLE OF LAND USES BY DISTRICT

							C			R-T-O	I	
Microbreweries; Microbreweries, Limited Food Service (Drive-Thru Prohibited).							C			C	P	<u>Error! Reference source not found.</u>

SECTION 1103.17: C: COMMERCIAL DISTRICT

(C) Conditionally Permitted Uses

19. Microbreweries; [Microbreweries, Limited Food Service](#)

SECTION 1103.21: R-T-O: RESEARCH, TECHNOLOGY, AND OFFICE DISTRICT
(formerly known as I-R: INDUSTRIAL RESEARCH AND OFFICE DISTRICT)

(C) Conditionally Permitted Uses

5. Microbreweries; Microbreweries, Limited Food Service

SECTION 1103.22: I: INDUSTRIAL DISTRICT

(P) Permitted Principal Uses

6. Microbreweries; Microbreweries, Limited Food Service

SECTION 1105.37: MICROBREWERIES; MICROBREWERIES, LIMITED FOOD SERVICE

(1) On site production of alcoholic beverages is required.

~~(2) Only microbreweries approved for a restaurant use may produce, prepare, serve, or sell food.~~

(2) Microbreweries that include an interior tap room, may provide limited food service, but such food service must be ancillary to the primary use of alcoholic beverage production. Ancillary is defined as no more than 30% of the available interior square footage be utilized for food preparation and service.

(3) Outdoor service areas must be located on the buildable area of the lot.

(4) Sale of alcoholic beverages is limited to only ~~to~~ what is produced on site.

DRAFT ORDINANCE NO. 2022 - 133

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, 2023 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, the City has received the proposed contract from the Public Defender's office, and the contract is to take effect on January 1, 2023; and

WHEREAS, the City is obligated to enter into the agreement pursuant to the Ohio Revised Code.

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

SECTION 1. That the City Manager is hereby authorized 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, 2023 through December 31, 2023, said contract marked as Exhibit "A", attached hereto and incorporated herein.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

CONTRACT FOR COUNTY PUBLIC DEFENDER SERVICE TO MUNICIPAL CORPORATION

AGREEMENT

This AGREEMENT, which is subject to and conditioned upon approval by the Ohio Public Defender Commission, is entered into between the Portage County Public Defender Commission, hereinafter called the Commission, and the City of Kent, Ohio, hereinafter called the City.

WHEREAS, the City recognizes its responsibilities under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with potential loss of liberty offenses under its municipal ordinances; and

WHEREAS, the City, in furtherance of the execution of its legal responsibilities, desires to contract with the Commission for delivery of legal services and representation by the Portage County Public Defender to the City's indigent citizens and others so situated.

NOW, THEREFORE, the parties, in recognition of the foregoing, and in conformity with all applicable standards of indigency and other rules and standards established by the Ohio Public Defender Commission and the Office of the Ohio Public Defender, do hereby mutually agree to bind themselves as follows:

1. Scope of Work

The Commission shall, in a satisfactory and proper manner under the terms and conditions contained herein, provide legal counsel and representation to all indigent or otherwise eligible defendants charged with criminal violations of the City's municipal ordinances which carry a potential penalty of incarceration. The eligibility for this service shall be determined by the Portage County Municipal Court and/or the Commission.

2. Compensation

The City shall pay to the Commission the sum of One Hundred Fifty Dollars (\$150.00) per charge which shall constitute payment for services rendered, and which is acknowledged by the parties as a fee which does not and shall not exceed the fee schedule in effect and adopted by the Portage County Commission for appointed counsel pursuant to its Resolution No. 99-377, dated June 1, 1999. In the event a case is closed and subsequently reopened under the same case number, the Commission shall be entitled to payment as if an additional criminal charge has been filed. The Commission shall provide an itemized accounting of cases handled in each quarter of the year.

3. Term of Service

The duration of this contract shall be for one (1) year commencing on January 1, 2023, and shall terminate on December 31, 2023, subject to the following:

- (a) The Commission shall not assign all or any part of this AGREEMENT without the prior written consent of the City, which consent shall not be reasonably withheld.
- (b) If the Commission should fail to fulfill in a reasonable, timely and proper manner, its obligations under this AGREEMENT, or if the Commission should substantially violate any of the covenants, agreements, or stipulations of this AGREEMENT, the City shall thereupon have the right to terminate this AGREEMENT by giving written notice to the Commission of such termination and specifying an effective date thereof at least sixty (60) days before the effective date of said termination. Termination by the City shall not constitute a waiver of any other right or remedy it may have at law or in equity for breach of the AGREEMENT by the Commission.

- (c) All amendments to this AGREEMENT agreed upon by the parties shall be in writing and made a part of this AGREEMENT.
- (d) There shall be no discrimination against any employee who is employed in the work covered by the AGREEMENT or against any application for such employment because of race, color, religion, sex or national origin. This provision shall apply but is not to be limited to employment, promotion, demotion, transfer, recruitment, recruitment advertising, lay-off, termination, raises of pay or other forms of compensation, and selection for training, including apprenticeship. The Commission shall insert a similar provision in any sub-contract for services covered by this AGREEMENT.
- (e) The Commission covenants that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner with the performance of services required under this Agreement. No members of the Congress of the United States of America, or delegates thereto, and no resident commissioner shall share in any part hereof or any benefits arising here from.

4. Duties:

“Indigency shall be determined in conformity with all applicable standards of indigency under rule 120-1-03 of the Ohio Administrative Code and other rules and standards established by the Ohio Public Defender Commission and the Office of the Ohio Public Defender.” “In addition to indigency determination, all rules, standards and guidelines issued by the office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.”

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 2022.

FOR THE CITY:

FOR THE COMMISSION:

Dave Ruller, City Manager

Chairman

APPROVED AS TO FORM:

Hope L. Jones, Law Director
City of Kent

CERTIFICATE OF DIRECTOR OF BUDGET AND FINANCE

It is hereby certified that the amount of (\$8,000.00) required to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purposes and is in the City Treasury or in the process of collection to the credit of THE GENERAL Fund free from any obligation or certificates now outstanding.

Date

Rhonda Hall
Budget and Finance Director

DRAFT ORDINANCE NO. 2022 - 134

AN ORDINANCE AMENDING SECTION 913.05 OF THE KENT CODIFIED ORDINANCES, INCREASING THE WATER RATES OF THE CITY OF KENT, OHIO BY NINE PERCENT (9%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, the cost of treating potable water at the City of Kent water treatment plant has increased; and

WHEREAS, the City of Kent needs to increase its charges to the utility customers that generate the water by nine percent (9%) beginning in January, 2023 to cover said cost increases;

WHEREAS, the current rates do not generate sufficient funds to upgrade and maintain the infrastructure as needed or to cover the increased costs of the chemicals needed to process the water; and

WHEREAS, time is of the essence, to allow the rate increase to take effect with the first billing cycle in January, 2023.

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

SECTION 1. That Section 913.05 of the Kent Codified Ordinances be amended to reflect a nine percent (9%) increase in water treatment rates as shown in the attached draft, marked Exhibit "A", attached hereto and made a part hereof, effective for the first billing cycle in January, 2023.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

EXHIBIT "A"

913.05 RATES AND CHARGES: WATER REVENUE FUND.

(c) For the purposes provided in subsection (b) hereof, the following rates for the product and services of the system are hereby established:

Subject to the minimum charges described below:

Effective for the first billing cycle in January ~~2022~~ 2023.

~~\$42.97~~ **\$46.837** For each 1,000 cubic feet of water consumed up to and including 100,000 cubic feet per month;

~~\$40.96~~ **\$44.646** For each 1,000 cubic feet of water consumed in excess of 100,000 cubic feet per month up to and including 300,000 cubic feet per month; and

~~\$38.68~~ **\$42.161** For each 1,000 cubic feet of water consumed in excess of 300,000 cubic feet per month.

MINIMUM CHARGE PER MONTH

Water Meter Line		Quantity		Monthly Minimum Charges	
Size Charge		(cu. Ft.)			
(inches)					
3/4 and 5/8		300		12.00	14.051
1		900		38.68	42.154
1.5		1800		77.37	84.307
2		2400		103.13	112.410
3		3400		146.10	159.247
4		4500		193.37	210.768
6		9000		386.74	421.536
8		15000		644.57	702.560
10		22500		966.83	1053.845
12		36000		1546.92	1686.143

(d) In future years, rates for conducting and managing the water production system to supply potable water will increase as follows:

(1) The water rate billing for ~~2022-2023~~ will increase by ~~three percent (3%)~~ **nine percent (9%)**;

(2) The water rate billing ~~2022-2023~~ and every year thereafter, will increase by three percent (3%);

(3) City Council reserves the right to review these increases annually during the capital budget review.

DRAFT ORDINANCE NO. 2022 - 135

AN ORDINANCE AMENDING SECTION 915.72 OF THE KENT CODIFIED ORDINANCES, INCREASING THE SEWER RATES OF THE CITY OF KENT, OHIO BY NINE PERCENT (9%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, the cost of treating wastewater at the City of Kent wastewater treatment plant has increased; and

WHEREAS, the City of Kent needs to increase its charges to the utility customers that generate the wastewater by nine percent (9%) beginning in January, 2023 to cover said cost increases;

WHEREAS, the current rates do not generate sufficient funds to upgrade and maintain the infrastructure as needed; and

WHEREAS, time is of the essence, to allow the rate increase to take effect with the first billing cycle in January, 2023.

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

SECTION 1. That Section 915.72 of the Kent Codified Ordinances be amended to reflect a nine percent (9%) increase in wastewater treatment rates as shown in the attached draft, marked Exhibit "A", attached hereto and made a part hereof, effective for the first billing cycle in January, 2023.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

EXHIBIT "A"

915.72 WASTEWATER TREATMENT RATES.

(g) For lots, parcels of land, building or premises using water exclusively supplied by the City, such sewage service charge or rental shall be based upon the quantity of water used thereon or therein, as measured by the City water meters installed or approved by the Director and shall be at the rate of ~~sixty dollars and thirty four cents (\$60.34)~~ **sixty five dollars and 77.1 cents (\$65.771)** for each 1,000 cubic feet of water consumed that in no event shall such sewage service charge or rental be less than the ~~\$60.34~~ **\$65.771** amount determined by application of the following schedules to each connection with the works which amount is hereby declared to a minimum charge.

(h) Effective for the first billing cycle January ~~2022~~ **2023**:

MINIMUM CHARGE PER MONTH

Water Meter Line	Size Charge (inches)	Quantity (cu. Ft.)	Monthly Minimum Charges			
	3/4 and 5/8		300		18.12	19.731
	1		900		54.31	59.194
	1.5		1800		108.62	118.387
	2		2400		144.83	157.849
	3		3400		205.17	223.620
	4		4500		271.56	295.968
	6		9000		543.12	591.935
	8		15000		905.17	986.559
	10		22500		1357.79	1479.991
	12		36000		2172.41	2367.927

(i) Thereafter, the rates for processing sewage will increase as follows:

- (1) The sewer rate billing in ~~2022~~ **2023** will increase by ~~three percent (3%)~~ **Nine percent (9%)**;
- (2) The sewer rate billing in ~~2021~~ **2022** and every year thereafter, will increase by three percent (3%);
- (3) City Council reserves the right to review these increases annually during the capital budget review.

DRAFT ORDINANCE NO. 2022- 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.

WHEREAS, the Finance Director is required by ORC 5705.41(D) to certify the availability of funds to pay for goods or services upon all contracts and purchase orders; and,

WHEREAS, if the Certification of the Finance Director is not attached to the contract or purchase order over Three Thousand Dollars and No Cents (\$3,000.00) Council must pass an ordinance allowing for a warrant for payment to be issued upon the Finance Director's certification that at the time of making the contract or order and at the time of the certification there was sufficient funds necessary for the payment of such contract and orders; and,

WHEREAS, the Finance Director has indicated that such a certification described above can be executed.

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

SECTION 1. That the Finance Director is authorized to make such warrants as are necessary to pay the due and owing amounts detailed in Exhibit "A", attached hereto and made and integral part hereof.

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

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Purchase Order	2022-00000847	G/L Date	03/04/2022	Amount	4,234.00
Description	PD-Service Contract for LiveScan Fingerprint Machine	Deliver by Date		Voided	.00
Department	01.102 Safety Department,Police Patrol/Investigation/Adm	Printed Date	03/14/2022	Discounted	.00
Vendor	2688 - ID Networks, Inc	Completed Date	03/18/2022	Expensed	4,234.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00002023	G/L Date	09/06/2022	Amount	4,200.00
Description	PD-Tip411 Subscription (Nov 1, 2022-Oct 31, 2024)	Deliver by Date		Voided	.00
Department	01.102 Safety Department,Police Patrol/Investigation/Adm	Printed Date	09/08/2022	Discounted	.00
Vendor	4487 - Citizen Observer LLC	Completed Date	09/09/2022	Expensed	4,200.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000663	G/L Date	02/04/2022	Amount	3,534.54
Description	FD pumper vehicle repair	Deliver by Date		Voided	.00
Department	01.108 Safety Department,Fire Services/Prevention/EMS	Printed Date	02/07/2022	Discounted	.00
Vendor	2160 - Fallsway Equipment Co.	Completed Date	02/18/2022	Expensed	3,534.54
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001067	G/L Date	04/06/2022	Amount	5,925.15
Description	FD 2022 support for Hazardous materials team	Deliver by Date		Voided	.00
Department	01.108 Safety Department,Fire Services/Prevention/EMS	Printed Date	04/07/2022	Discounted	.00
Vendor	1487 - Portage County Hazmat Team	Completed Date	04/15/2022	Expensed	5,925.15
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001238	G/L Date	05/05/2022	Amount	4,000.00
Description	FD fire rated door and installation of it	Deliver by Date		Voided	.00
Department	01.108 Safety Department,Fire Services/Prevention/EMS	Printed Date	05/06/2022	Discounted	.00
Vendor	3624 - Deckmaster Construction Inc.	Completed Date	05/27/2022	Expensed	4,000.00

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001683	G/L Date	07/12/2022	Amount	6,930.00
Description	FD HVAC maintenance service	Deliver by Date		Voided	.00
Department	01.108 Safety Department,Fire Services/Prevention/EMS	Printed Date	07/14/2022	Discounted	.00
Vendor	4917 - SPEC HVAC, LLC	Completed Date		Expensed	4,620.00
Type	Then/Now	Expiration Date		Remaining	2,310.00
Purchase Order	2022-00001774	G/L Date	07/28/2022	Amount	3,582.25
Description	FD install receiver/replace hose in bay vehicle exhaust system	Deliver by Date		Voided	.00
Department	01.108 Safety Department,Fire Services/Prevention/EMS	Printed Date	07/29/2022	Discounted	.00
Vendor	4156 - Rossman Enterprises, Inc./MagneGrip	Completed Date	08/05/2022	Expensed	3,582.25
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00002138	G/L Date	09/20/2022	Amount	3,353.71
Description	Equity Specialist for Jan-March WFD Grant	Deliver by Date		Voided	.00
Department	02.202 Board of Health, Sanitation & Inspections	Printed Date	09/27/2022	Discounted	.00
Vendor	4510 - DeJulius, Angela Jane	Completed Date	09/30/2022	Expensed	3,353.71
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000428	G/L Date	01/11/2022	Amount	50,000.00
Description	CD - 545 Franklin Rehab (CHIP/CDBG Hometown)	Deliver by Date		Voided	2,100.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	01/20/2022	Discounted	.00
Vendor	4387 - Ellsworth/Catastrophe Response Team LLC, Tim	Completed Date	04/29/2022	Expensed	47,900.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000430	G/L Date	01/11/2022	Amount	50,000.00

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Description	CD - 932 Hudson Rehab	Deliver by Date	Voided	.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	Discounted	.00
Vendor	4387 - Ellsworth/Catastrophe Response Team LLC, Tim	Completed Date	Expensed	47,875.00
Type	Then/Now	Expiration Date	Remaining	.00
Status	Complete		Encumbered	.00
Purchase Order	2022-00001378	G/L Date	Amount	6,215.07
Description	CD - Replacement check due to fraudulent activity (P.O. 21-2166)	Deliver by Date	Voided	.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	Discounted	.00
Vendor	1130 - Brownfield Restoration Group LLC	Completed Date	Expensed	6,215.07
Type	Then/Now	Expiration Date	Remaining	.00
Status	Complete		Encumbered	.00
Purchase Order	2022-00001753	G/L Date	Amount	331,000.00
Description	CD - Triangle Cleaners ODO Brownfield Remediation Program	Deliver by Date	Voided	.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	Discounted	.00
Vendor	1130 - Brownfield Restoration Group LLC	Completed Date	Expensed	21,585.31
Type	Then/Now	Expiration Date	Remaining	309,414.69
Status	Open		Encumbered	309,414.69
Purchase Order	2022-00001764	G/L Date	Amount	4,430.00
Description	CD - Development Planner Intern	Deliver by Date	Voided	.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	Discounted	.00
Vendor	1595 - Ryan Alternative Staffing Inc	Completed Date	Expensed	4,430.00
Type	Then/Now	Expiration Date	Remaining	.00
Status	Complete		Encumbered	.00
Purchase Order	2022-00002352	G/L Date	Amount	4,200.00
Description	CD - Census Report Consultant	Deliver by Date	Voided	.00
Department	04.402 Community Development Department,Zoning & Building Inspection	Printed Date	Discounted	.00
Vendor	4974 - Heckman, Heather	Completed Date	Expensed	1,200.00
Type	Then/Now	Expiration Date	Remaining	3,000.00

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Status	Open			Encumbered	3,000.00
Purchase Order	2022-00000809	G/L Date	02/28/2022	Amount	5,064.00
Description	Station II Roof Repairs	Deliver by Date		Voided	.00
Department	05 Public Services Department	Printed Date	03/01/2022	Discounted	.00
Vendor	4440 - Staley Technologies, Inc.	Completed Date		Expensed	4,681.00
Type	Then/Now	Expiration Date		Remaining	383.00
Status	Open			Encumbered	383.00
Purchase Order	2022-00000870	G/L Date	03/08/2022	Amount	4,575.00
Description	Fire Station 2 Building Addition & Roof Alterations (cabling)	Deliver by Date		Voided	.00
Department	05 Public Services Department	Printed Date	03/21/2022	Discounted	.00
Vendor	4798 - Huffman/Huffman Information Tech Svcs, Ashley	Completed Date	03/25/2022	Expensed	4,575.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00002158	G/L Date	09/23/2022	Amount	7,833.98
Description	New plow for WR119	Deliver by Date		Voided	.00
Department	05.503 Public Services Department,Water Reclamation Plant	Printed Date	09/27/2022	Discounted	.00
Vendor	1890 - Best Truck Equipment Inc	Completed Date	10/07/2022	Expensed	7,833.98
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001808	G/L Date	08/03/2022	Amount	3,042.99
Description	CM Annual Inspections	Deliver by Date		Voided	.00
Department	05.560 Public Services Department,Central Maintenance Division	Printed Date	08/11/2022	Discounted	.00
Vendor	4497 - CFP Holding Co., LLC/CertaSite, LLC	Completed Date	08/12/2022	Expensed	3,042.99
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Purchase Order	2022-00002061	G/L Date	09/12/2022	Amount	18,232.58
Description	CM State Route 261 Storm Repairs	Deliver by Date		Voided	.00
Department	05.560 Public Services Department,Central Maintenance Division	Printed Date	10/04/2022	Discounted	.00
Vendor	1272 - Kenmore Construction	Completed Date	10/07/2022	Expensed	18,232.58
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001318	G/L Date	05/19/2022	Amount	98,532.24
Description	Project Representative Services during Construction Phase	Deliver by Date		Voided	.00
Department	05.711 Public Services Department,Engineering Division	Printed Date	05/23/2022	Discounted	.00
Vendor	1147 - CTI Engineers, Inc	Completed Date		Expensed	75,133.74
Type	Then/Now	Expiration Date		Remaining	23,398.50
Status	Open			Encumbered	23,398.50
Purchase Order	2022-00002411	G/L Date	11/08/2022	Amount	4,982.73
Description	Repairs to '20 Chevy Colorado (Pat's truck)	Deliver by Date		Voided	.00
Department	05.711 Public Services Department,Engineering Division	Printed Date	11/08/2022	Discounted	.00
Vendor	1289 - Klaben Ford Lincoln, Inc	Completed Date	11/10/2022	Expensed	4,982.73
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000475	G/L Date	01/12/2022	Amount	13,177.91
Description	Fuel purchases in 2021	Deliver by Date		Voided	.00
Department	07.708 Budget & Finance Department,Financial Admin.	Printed Date	01/12/2022	Discounted	.00
Vendor	2229 - Cuyahoga Landmark Inc	Completed Date	01/14/2022	Expensed	13,177.91
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000488	G/L Date	01/13/2022	Amount	7,380.99
Description	Fuel purchased in Dec 2021	Deliver by Date		Voided	.00
Department	07.708 Budget & Finance Department,Financial Admin.	Printed Date	01/13/2022	Discounted	.00

Purchase Order Report

G/L Date Range 01/01/22 - 11/17/22

Sort by Department - Purchase Order Number

Summary Listing

Vendor	2229 - Cuyahoga Landmark Inc	Completed Date	01/14/2022	Expensed	7,380.99
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00000733	G/L Date	02/15/2022	Amount	3,731.47
Description	2021 First Half Property Taxes 252-266 N. Water St.	Deliver by Date		Voided	.00
Department	07.708 Budget & Finance Department,Financial Admin.	Printed Date	02/15/2022	Discounted	.00
Vendor	2409 - Downtown Kent Corporation	Completed Date	02/18/2022	Expensed	3,731.47
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00001157	G/L Date	04/20/2022	Amount	20,000.00
Description	Temp for the Utility Billing dept	Deliver by Date		Voided	.00
Department	07.708 Budget & Finance Department,Financial Admin.	Printed Date	04/20/2022	Discounted	.00
Vendor	1595 - Ryan Alternative Staffing Inc	Completed Date	09/23/2022	Expensed	18,254.01
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00002258	G/L Date	10/10/2022	Amount	3,165.40
Description	86,000 Custom Forms, 70,000 #10 dual envelopes	Deliver by Date		Voided	.00
Department	07.708 Budget & Finance Department,Financial Admin.	Printed Date	10/10/2022	Discounted	.00
Vendor	1650 - Smartbill, LTD	Completed Date	10/14/2022	Expensed	3,165.40
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00
Purchase Order	2022-00002318	G/L Date	10/24/2022	Amount	4,050.00
Description	CMO - Old GovQA Software support fee	Deliver by Date		Voided	.00
Department	09 City Manager	Printed Date	10/26/2022	Discounted	.00
Vendor	4359 - Granicus, LLC	Completed Date	11/10/2022	Expensed	4,050.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Complete			Encumbered	.00

DRAFT ORDINANCE NO. 2022 -137

AN ORDINANCE AMENDING ORDINANCE NO. 2021-138 THE POSITION ALLOCATION AND GENERAL COMPENSATION PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, two (2) new positions were created, the Community Engagement Coordinator under the City Manager's Office and an Information Technology Technician position under the Information Technology Department; and

WHEREAS, the Police Department and the Fire Department have added temporary positions to help train where current employees will be retiring for a quicker replacement, helping to alleviate scheduling issues; and

WHEREAS, the Parks & Recreation Department has removed funding for two (2) part-time Parks Maintenance Laborer positions in order to create one full-time Parks Maintenance Laborer position; and

WHEREAS, the title of the Secretary to the Law Department and Human Resource Department has been changed to Legal Assistant to Law and Human Resources to reflect the duties of the position better; and

WHEREAS, the Human Resources and IT & Communications Managers titles have been changed to Directors in addition to their classifications; and

WHEREAS, the Community Development Director's classification has changed; and

WHEREAS, time is of the essence to make these updates to the Position Allocation and the General Compensation Plan.

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

SECTION 1. That Council does hereby approve an amendment to the 2023 Position Allocation Ordinance, 2021-138, passed December 15, 2021, to update the Position Allocation and General Compensation Plan, as set forth in Exhibit A, attached hereto and incorporated herein.

SECTION 2. That all existing ordinances which are in conflict with the provisions of this ordinance are hereby repealed.

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

CITY OF KENT ALLOCATION OF POSITION LIST

December 2022

DEPARTMENT/Division	Max. No. Auth.	Title	Time Status	Civil Service Status
COUNCIL				
Council	1	Clerk of Council	Full-time	Unclassified
CITY MANAGER				
City Manager	1	City Manager	Full-time	Unclassified Management
	1	Assistant to the City Manager	Full-time	Unclassified
	1	Community Engagement Coord.	Part-time	Unclassified
HUMAN RESOURCES				
Human Resources	1	Human Resources Director	Full-time	Unclassified Management
IT & COMMUNICATIONS				
IT & Communications	1	IT & Communications Director	Full-time	Unclassified Management
	1	IT Technician	Full-time	Unclassified
CIVIL SERVICE				
Civil Service	1	Civil Service Coordinator	Part-time	Classified
LAW				
Law	1	Director	Full-time	Unclassified Management
	1	Assistant Director	Part-time	Unclassified Management
	1	Asst. Director/Prosecutor	Part-time	Unclassified Management
	1	Legal Assistant to Law & HR	Full-time	Unclassified
BUDGET & FINANCE				
General Accounting	1	Director	Full-time	Unclassified Management
	1	Controller	Full-time	Unclassified Management
	1	Collections Coordinator	Full-time	Unclassified
	1	Payroll Administrator	Full-time	Unclassified
	4	Account Clerk	Full-time	Classified
Income Tax	1	Tax Auditor	Full-time	Classified
SERVICE				
Administration	1	Director	Full-time	Unclassified Management
	1	Administrative Assistant	Full-time	Unclassified
	1	Construction Clerk	Full-time	Classified
	1	Engineering Aide I	Full-time	Classified

CITY OF KENT ALLOCATION OF POSITION LIST

December 2022

DEPARTMENT/Division	Max. No. Auth.	Title	Time Status	Civil Service Status
Engineering	1	Deputy Service Director/ Superintendent of Engineering	Full-time	Unclassified Management
	3	Senior Engineer	Full-time	Classified Management
	2	Engineering Technician	Full-time	Classified Management
	1	Engineering Aide II	Full-time	Classified
Central Maintenance	1	Utilities Manager	Full-time	Unclassified Management
	1	Facilities Manager	Full-time	Unclassified Management
	1	Maintenance Worker/Carpenter	Full-time	Classified
	3	Chief Operator	Full-time	Classified
	4	Repair Operator	Full-time	Classified
	7	Service Worker	Full-time	Classified
	1	Service Technician/Gardener	Full-time	Classified
	4	Laborer	Full-time	Classified
	1	Account Clerk	Full-time	Classified
Vehicle Maintenance	1	Master Mechanic	Full-time	Classified
	3	Mechanic	Full-time	Classified
Utilities	1	Water Plant Manager	Full-time	Classified Management
	1	Water Plant Chief Operator	Full-time	Classified
	1	Water Lab Technician	Full-time	Classified
	1	Plant Mechanic	Full-time	Classified
	6	Water Plant Operator	Full-time	Classified
	1	Water Reclamation Plant Mgr.	Full-time	Classified Management
	1	Chemist	Full-time	Unclassified
	1	Laboratory Technician	Full-time	Classified
	1	Environmental Technician	Full-time	Classified
	1	Plant Mechanic	Full-time	Classified
	7	Water Reclamation Plant Operator	Full-time	Classified
	1	Water Rec. Plant Chief Operator	Full-time	Classified

PARKS & RECREATION

Parks & Recreation	1	Director	Full-time	Unclassified Management
	1	Parks Supervisor	Full-time	Unclassified Management
	1	Marketing & Special Events Coordinator	Full-time	Unclassified

CITY OF KENT ALLOCATION OF POSITION LIST

December 2022

DEPARTMENT/Division	Max. No. Auth.	Title	Time Status	Civil Service Status
	1	Sports Activities Coordinator	Full-time	Unclassified
	1	Account Clerk	Full-time	Classified
	3	Park Maintenance Laborer	Full-time	Classified
	1	Senior Parks Crew Leader	Full-time	Classified
	*	Program Instructor	Part-time	Classified
	*	Rec Center Coordinator	Part-time	Classified
	*	Senior Citizen Coordinator	Part-time	Classified
	*	Rec Center Leader	Part-time	Classified
	*	Park Maintenance Worker	Part-time	Classified
	4	Seasonal Laborer	Seasonal	Classified
KYBS	*	Sports Coordinator	Part-time	Classified
K-6 Child Care	1	Recreation Specialist	Full-time	Unclassified Management
	*	Rec Center Coordinator	Part-time	Classified
	*	Rec Center Leader	Part-time	Classified

* All part-time Parks & Recreation, KABC, and K-6 Child Care positions allocated not to exceed \$225,000.00 in gross wages for 2023.

SAFETY

Safety	1	Director	Full-time	Unclassified Management
Police	1	Chief	Full-time	Classified Management
	2	Captain	Full-time	Classified Management
	5	Lieutenant	Full-time	Classified Management
	4	Technical Sergeant	Full-time	Classified Management
	33 *	Police Officer	Full-time	Classified
	1	Dispatch Coordinator	Full-time	Classified
	1	Juvenile Counselor	Full-time	Classified
	6	Detention Officer	Part-time	Classified
	11	Clerk/Dispatcher	Full-time	Classified
	1	Records Clerk	Full-time	Classified
	2	Compliance Officer	Full-time	Classified
	1	Administrative Assistant	Full-time	Classified
	1	Secretary	Full-time	Classified

*Temporary positions for part of 2023 only to hire and train positions where current employees will be retiring during the year - this will alleviate scheduling issues.

Fire	1	Chief	Full-time	Classified Management
	1 ***	Assistant Chief	Full-time	Classified Management
	3	Captain	Full-time	Classified Management

CITY OF KENT ALLOCATION OF POSITION LIST

December 2022

DEPARTMENT/Division	Max. No. Auth.	Title	Time Status	Civil Service Status
	5	Lieutenant	Full-time	Classified Management
	30 *	Firefighter	Full-time	Classified
	1	Fire Services Specialist	Full-time	Classified
	3 **	Firefighter Paid-on-Call	Part-time	Classified

*Temporary positions for part of 2023 only to hire and train positions where current employees will be retiring during the year - this will alleviate scheduling issues.

** 3 Positions authorized as part-time ***Position authorized but not funded

HEALTH

Health	1	Health Commissioner	Full-time	Unclassified Management
	1	Chief Sanitarian	Full-time	Classified
	1	Administrative Assistant	Full-time	Unclassified
	1	Secretary	Full-time	Classified
	2	Public Health Sanitarian	Full-time	Classified
	1	Accreditation Coordinator	Full-time	Classified

COMMUNITY DEVELOPMENT

Community Development	1	Director	Full-time	Unclassified Management
		Grants & Neighborhood Programs		
	1	Coordinator	Full-time	Classified
	1	Administrative Assistant	Full-time	Unclassified
	1	Development Planner	Full-time	Classified
	1	Economic Development Director	Full-time	Unclassified Management
	1	Development Engineer	Full-time	Classified Management
Building	1	Building Services Supervisor	Full-time	Classified Management
	1	Construction Clerk	Full-time	Classified
	2	Code Enforcement Officer	Full-time	Classified
	8	Inspector	Part-time	Classified

DRAFT ORDINANCE NO. 2022 - 138

AN ORDINANCE APPROPRIATING 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, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, it is provided by law that an annual appropriation ordinance shall be passed by Council; and

WHEREAS, the Ohio Revised Code and the Charter of the City of Kent provide for such ordinance and the method of enacting the same.

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

SECTION 1. That to provide for the current expenses and other expenditures of the City of Kent for the fiscal year ending December 31, 2023, the appropriations set forth in Exhibit "A" attached hereto and incorporated herein, are hereby authorized.

SECTION 2. That this Council finds that the budget approved by Council and the appropriation of funds to implement the budget represent the judgment of Council concerning the personnel and other objects of expenditure needed to administer programs approved for the fiscal year, but that conditions may change during the fiscal year and may call for staff reduction or increases, depending upon the facts in each instance, and that, in recognition of this fact, the City Manager shall review requests for additional positions and for filling vacant positions within the limitations of the budget and, consistent with the payroll ordinance, after making a study of each request, the City Manager shall have the authority to approve, disallow, or postpone such requests for additional personnel.

SECTION 3. That every contract for goods and/or services for which funds are herein appropriated is hereby authorized and approved without need for further legislation and the departmental director, commissioner, or officer having supervision or management control over the line item account or accounts from which such funds shall be drawn is hereby authorized to sign such contracts with or without prior competitive biddings as such director, commissioner, or officer shall decide, upon such terms or specifications as such director, commissioner, or officer shall desire, on behalf of the City of Kent, it being the intention of this Council that the authorizations hereby given satisfy fully the requirements of Ohio Revised Code Section 735.05 and supersede completely the requirements of Revised Code Section 723.52 and 723.53 and constitute and exercise of the powers given to this Council by Section 3, Article XVIII of the Ohio Constitution, as determined by the Supreme Court of Ohio in the case of State ex rel. Cronin v. Wald, 26 OS (2nd) 22, 55 00 (2nd) 12,268 NE (2nd) 581 (1971); however, that nothing contained herein shall be construed so as to reduce the powers given the Board of Control pursuant to Article VIII, Section 8.03 of the City's Charter.

SECTION 4. That the Director of Budget and Finance (hereinafter, "The Director") be and is hereby authorized and directed to draw his or her warrants against the appropriations hereinafter set forth on Exhibit "A", which is attached hereto and made a part hereof upon presentation of proper certificates and vouchers therefor.

SECTION 5. That the Director is authorized to make the transfer and reimbursements which have been herein above appropriated and which are described on Exhibit "A", which is attached hereto and made a part hereof.

SECTION 6. That any single expenditure not exceeding \$10,000 may be made against the contingency line in any particular fund for a purpose consistent with said fund use by written instructions from the City Manager to the Director, which instruction shall include a description of the expenditure which is to be made, the amount to be expended, and the contingency fund against which the expenditure shall be made. Said instructions may consist of a standard purchase order form which is countersigned by the City Manager and bears the added instructions "Charge to contingency fund per Appropriations Ordinance" or some other similar language. In the case of single expenditures which exceed \$10,000, charges against the contingency funds shall be made in an identical manner and shall also require prior Board of Control approval, in which instance the instructions to the Director shall bear the language "Charge to Contingency Fund per Board of Control authorization" or other similar words. Regardless of whether a contingency fund expenditure exceeds \$10,000, the same is hereby authorized without need for further legislation and

the City Manager is hereby authorized to sign any and all such contracts which may relate hereto, with or without prior competitive biddings, as the City Manager shall decide, upon such terms or specifications as he or she shall desire, on behalf of the City of Kent, it being the intention of this Council that the authorizations hereby given satisfy fully the requirements of Ohio Revised Code Section 735.05 and supersede completely the requirements of Revised Code Sections 723.52 and 723.53 and constitute an exercise of the powers given to this Council by Section 3, Article XVIII of the Ohio Constitution, as determined by the Supreme Court of Ohio in the case of State ex rel. Cronin v. Wald, 26 OS the Charter of the City of Kent, Ohio.

SECTION 7. That the City Manager is hereby authorized to sign any and all lease agreements, as the City Manager shall decide, upon such terms or specifications as he or she shall desire, on behalf of the City of Kent, it being the intention of this Council that the authorizations hereby given satisfy fully the requirements of Ohio Revised Code Section 721.03 and supersede completely the requirements of Ohio Revised Code Section 721.03 and constitute an exercise of the powers given to this Council by Section 3, Article XVIII of the Ohio Constitution. The lease authorization granted herein to the City Manager applies to properties rented at market value as determined by the Real Estate Broker retained by the City of Kent to manage said properties; that if there are special circumstances for a specific property, or if a property is to be rented at a rate below market value, the City Manager shall seek approval from City Council for the lease of said property.

SECTION 8. 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 9. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

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

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

Exhibit A

2023 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>General Fund (001)</u>						
City Council	\$ 179,905	\$ 39,505	\$ -	\$ -	\$ -	\$ 219,410
Mayor	13,487	3,110				16,597
Community Support		106,000				106,000
City Manager	356,164	53,965				410,129
Community Engagement	51,325	5,100				56,425
Information Technology	103,987	436,150				540,137
Urban Renewal		37,700				37,700
Human Resources	111,798	16,787				128,585
Civil Service	41,730	31,476				73,206
Law	347,093	77,010				424,103
Budget & Finance	474,010	134,952				608,962
Community Development	735,990	181,554				917,544
Economic Development	147,197	33,850				181,047
Health	586,080	278,718				864,798
Public Parking		85,600				85,600
Main Street Program		70,000				70,000
Service Administration	259,665	370,790				630,455
Shade Tree		120,875	20,000			140,875
Sustainability		45,000				45,000
Building	381,605	56,120				437,725
Land banking		8,000				8,000
Engineering	218,488	86,189				304,677
Miscellaneous & Sundry		422,150				422,150
Contingency					100,000	100,000
Fund Total	4,008,524	2,700,601	20,000	-	100,000	6,829,125
<u>West Side Fire (101)</u>						
Fire	309,191	15,100				324,291
Fund Total	309,191	15,100	-	-	-	324,291
<u>Street Construction Maintenance & Repair (102)</u>						
Service	1,295,803	1,144,720				2,440,523
Contingency					25,000	25,000
Fund Total	1,295,803	1,144,720	-	-	25,000	2,465,523
<u>State Highway (103)</u>						
Service		67,200				67,200
Fund Total	-	67,200	-	-	-	67,200
<u>Recreation (106)</u>						
Parks & Recreation	1,438,973	639,567	249,000			2,327,540
Fund Total	1,438,973	639,567	249,000	-	-	2,327,540
<u>Food Service (107)</u>						
Health	116,231	24,340				140,571
Fund Total	116,231	24,340	-	-	-	140,571
<u>Income Tax (116)</u>						
Budget/Finance/IncTaxAdmin	136,370	505,890				642,260
Managed Reserve				25,540		25,540
Fund Total	136,370	505,890	-	25,540	-	667,800

2023 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Revolving Housing (120)</u>						
Health	162,111	21,270				183,381
Fund Total	162,111	21,270	-	-	-	183,381
<u>State & Local Forfeits (121)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Drug Law Enforcement (122)</u>						
Police		15,000				15,000
Fund Total	-	15,000	-	-	-	15,000
<u>Enforcement & Education (123)</u>						
Police		11,000				11,000
Fund Total	-	11,000	-	-	-	11,000
<u>Income Tax Safety (124)</u>						
Police	7,689,902	770,425				8,460,327
Fund Total	7,689,902	770,425	-	-	-	8,460,327
<u>Law Enforcement Trust (125)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Community Development Block Grant (126)</u>						
Community Development	4,100	202,900	175,200			382,200
Fund Total	4,100	202,900	175,200	-	-	382,200
<u>Fire & E.M.S. (128)</u>						
Fire	5,721,980	852,035	504,400			7,078,415
Fund Total	5,721,980	852,035	504,400	-	-	7,078,415
<u>Wireless 911 (129)</u>						
Safety						-
Fund Total	-	-	-	-	-	-
<u>Swimming Pool Inspections (130)</u>						
Health	9,545					9,545
Fund Total	9,545	-	-	-	-	9,545
<u>Police Pension (132)</u>						
Police	140,000					140,000
Fund Total	140,000	-	-	-	-	140,000
<u>Fire Pension (133)</u>						
Fire	140,000					140,000
Fund Total	140,000	-	-	-	-	140,000
<u>UDAG / EDA-RLF (134)</u>						
City Manager/C.D.		75,000				75,000
Fund Total	-	75,000	-	-	-	75,000
<u>CHIP Grant (136)</u>						
City Manager/C.D.		200,000				200,000
Fund Total	-	200,000	-	-	-	200,000

2022-138 Exhibit 'A'

2023 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Local American Rescue Plan Act (138)</u>						
ARPA	406,450		4,470,400			4,876,850
Fund Total	406,450	-	4,470,400	-	-	4,876,850
<u>Water (201)</u>						
Service	1,924,171	1,016,316	1,154,700			4,095,187
Service (Capital Facilities)			50,000			50,000
Admin. Support	471,558	125,240	20,000			616,798
Budget & Finance (Debt)				100,921		100,921
Contingency					50,000	50,000
Fund Total	2,395,729	1,141,556	1,224,700	100,921	50,000	4,912,906
<u>Sewer (202)</u>						
Service	1,785,622	877,439	2,772,100			5,435,161
Service (Capital Facilities)			1,075,000			1,075,000
Admin. Support	410,314	122,440	18,000			550,754
Budget & Finance (Debt)				363,940		363,940
Contingency					50,000	50,000
Fund Total	2,195,936	999,879	3,865,100	363,940	50,000	7,474,855
<u>Utility Billing (204)</u>						
Budget & Finance		95,405				95,405
Fund Total	-	95,405	-	-	-	95,405
<u>Solid Waste (205)</u>						
Admin Support	241,108	243,025	6,000			490,133
Service	372,184	38,300	70,200			480,684
Fund Total	613,292	281,325	76,200	-	-	970,817
<u>Storm Water Utility (208)</u>						
Service	372,184	60,250	84,200			516,634
Service (Capital Facilities)			217,100			217,100
Admin. Support	131,056	50,150	6,000			187,206
Budget & Finance (Debt)				13,350		13,350
Fund Total	503,240	110,400	307,300	13,350	-	934,290
<u>Guaranteed Deposits (230)</u>						
Budget & Finance		1,000				1,000
Fund Total	-	1,000	-	-	-	1,000

2023 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Capital Projects (301)</u>						
Safety			501,000			501,000
Service			249,300			249,300
Service (Capital Facilities)			4,715,000			4,715,000
Administrative	339,314		173,000			512,314
Budget & Finance (Debt)				62,290		62,290
New City Hall (Debt)				460,000		460,000
Contingency					25,000	25,000
Fund Total	<u>339,314</u>	<u>0</u>	<u>5,638,300</u>	<u>522,290</u>	<u>25,000</u>	<u>6,524,904</u>
<u>Municipal Public Improvement Tax Increment Equivalent (302)</u>						
Service (Capital Facilities)						-
Budget & Finance (Debt)				436,135		436,135
Fund Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>436,135</u>	<u>-</u>	<u>436,135</u>
<u>Police Facility (303)</u>						
Safety (Capital Facilities)			701,000			701,000
Budget & Finance (Debt)				815,000		815,000
Fund Total	<u>-</u>	<u>-</u>	<u>701,000</u>	<u>815,000</u>	<u>-</u>	<u>1,516,000</u>
<u>Debt Service (402)</u>						
Budget & Finance (Debt)						-
Fund Total	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>Internal Service (807)</u>						
Health Insurance		4,000,000				4,000,000
Fund Total	<u>-</u>	<u>4,000,000</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>4,000,000</u>
Total Appropriations	<u>\$ 27,626,691</u>	<u>\$ 13,874,613</u>	<u>\$ 17,231,600</u>	<u>\$ 2,277,176</u>	<u>\$ 250,000</u>	<u>\$ 61,260,080</u>
Original Appropriations	\$ 27,626,691	\$ 13,874,613	\$ 17,231,600	\$ 2,277,176	\$ 250,000	\$ 61,260,080
Amendment #1						-
Amendment #2						-
Amendment #3						-
Amendment #4						-
Amendment #5						-
Amendment #6						-
Amendment #7						-
Amendment #8						-
	<u>\$ 27,626,691</u>	<u>\$ 13,874,613</u>	<u>\$ 17,231,600</u>	<u>\$ 2,277,176</u>	<u>\$ 250,000</u>	<u>\$ 61,260,080</u>

2023 ORIGINAL APPROPRIATIONS - SCHEDULE OF OPERATING TRANSFERS AND TEMPORARY ADVANCES

<u>Paying Fund</u>	<u>Original</u>	<u>Request</u>	<u>Change</u>	<u>Receiving Fund</u>
<u>Operating Transfers</u>				
Fund 116 - Income Tax	\$ 3,600,000			Fund 001 - General
Fund 116 - Income Tax	400,000			Fund 102 - St Const Maint & Repair
Fund 116 - Income Tax	3,984,364			Fund 124 - Income Tax Safety
Fund 116 - Income Tax	3,984,364			Fund 128 - Fire & E.M.S.
Fund 116 - Income Tax	3,526,164			Fund 301 - Capital Projects
Fund 116 - Income Tax	1,992,182			Fund 303 - Police Facility
Total Fund 116 Income Tax	17,487,074	0	0	
Fund 201 - Water	47,726			Fund 204 - Utility Billing
Fund 202 - Sewer	47,725			Fund 204 - Utility Billing
Fund 001 - General	4,600,000			Fund 124 - Income Tax Safety
Fund 001 - General	3,050,000			Fund 128 - Fire & EMS
Subtotal - Total Operating Transfers	7,745,451	0	0	
Grand Total - All Transfers	\$ 25,232,525	\$ -	\$ -	

DRAFT ORDINANCE NO. 2022 - 139

AN ORDINANCE AMENDING ORDINANCE NO. 2021-133, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 15, 2021; 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, 2022; AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary to amend current appropriations, transfers and advances for the expenses and other expenditures for the City of Kent, Ohio, for the fiscal year ending December 31, 2022.

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

SECTION 1. That the current appropriations Ordinance No. 2021-133 passed December 15, 2021, as amended by Ordinance No. 2022-19, passed 2/26/22, as amended by Ordinance 2022-028, passed 4/6/22, as amended by Ordinance 2022-068, passed 6/15/22, as amended by Ordinance 2022-77, passed 7/20/22, as amended by Ordinance 2022-96, passed 8/17/22, and as amended by Ordinance 2022-103, passed 9/21/22, and as amended by Ordinance 2022-112, passed 10/19/22, be amended as set forth in Exhibit "A", attached hereto and incorporated herein, so as to increase appropriations in Fund 001, General; Fund 106, Recreation; Fund 116, Income Tax; Fund 124 Income Tax Safety; Fund 128, Fire & EMS; Fund 201, Water; Fund 205, Solid Waste; Fund 208, Storm Water; Fund 301, Capital Improvements; along with a decrease in Fund 202, Sewer and Declaring an Emergency.

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. 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

Exhibit A

2022 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>General Fund (001)</u>						
City Council	\$ 179,605	\$ 34,500	\$ -	\$ -	\$ -	\$ 214,105
Mayor	13,487	3,400				16,887
Community Support		103,000				103,000
City Manager	371,579	56,925				428,504
New City Hall Facility						-
Information Technology	119,334	236,200				355,534
Urban Renewal		391,700				391,700
Human Resources	107,023	15,310				122,333
Civil Service	32,445	32,925				65,370
Law	337,667	113,405				451,072
Budget & Finance	463,034	137,700				600,734
Community Development	691,473	255,525				946,998
Economic Development	132,602	34,650				167,252
Health	588,762	423,639				1,012,401
Public Parking		89,200				89,200
Main Street Program		66,500				66,500
Service Administration	252,748	397,875				650,623
Shade Tree		104,375	10,000			114,375
Adjunct Facilities						-
Building	371,590	57,275				428,865
Land banking		8,000				8,000
Engineering	100,279	97,100				197,379
Miscellaneous & Sundry		428,150				428,150
Contingency					100,000	100,000
Fund Total	3,761,628	3,087,354	10,000	-	100,000	6,958,982
<u>West Side Fire (101)</u>						
Fire	291,203	14,300				305,503
Fund Total	291,203	14,300	-	-	-	305,503
<u>Street Construction Maintenance & Repair (102)</u>						
Service	1,234,295	1,163,894				2,398,189
Contingency					25,000	25,000
Fund Total	1,234,295	1,163,894	-	-	25,000	2,423,189
<u>State Highway (103)</u>						
Service		60,000				60,000
Fund Total	-	60,000	-	-	-	60,000
<u>Recreation (106)</u>						
Parks & Recreation	1,437,322	688,350	190,000			2,315,672
Fund Total	1,437,322	688,350	190,000	-	-	2,315,672
<u>Food Service (107)</u>						
Health	113,187	20,125				133,312
Fund Total	113,187	20,125	-	-	-	133,312
<u>Income Tax (116)</u>						
Budget/Finance/IncTaxAdmin	133,234	487,650				620,884
Managed Reserve				25,540		25,540
Fund Total	133,234	487,650	-	25,540	-	646,424

2022 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Revolving Housing (120)</u>						
Health	157,819	19,875				177,694
Fund Total	157,819	19,875	-	-	-	177,694
<u>State & Local Forfeits (121)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Drug Law Enforcement (122)</u>						
Police		11,000				11,000
Fund Total	-	11,000	-	-	-	11,000
<u>Enforcement & Education (123)</u>						
Police		6,000				6,000
Fund Total	-	6,000	-	-	-	6,000
<u>Income Tax Safety (124)</u>						
Police	7,986,280	732,700				8,718,980
Fund Total	7,986,280	732,700	-	-	-	8,718,980
<u>Law Enforcement Trust (125)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Community Development Block Grant (126)</u>						
Community Development	7,193	225,224	160,000			392,417
Fund Total	7,193	225,224	160,000	-	-	392,417
<u>Fire & E.M.S. (128)</u>						
Fire	5,342,958	613,326	1,596,237			7,552,521
Fund Total	5,342,958	613,326	1,596,237	-	-	7,552,521
<u>Wireless 911 (129)</u>						
Safety						-
Fund Total	-	-	-	-	-	-
<u>Swimming Pool Inspections (130)</u>						
Health	9,286					9,286
Fund Total	9,286	-	-	-	-	9,286
<u>Police Pension (132)</u>						
Police	120,000					120,000
Fund Total	120,000	-	-	-	-	120,000
<u>Fire Pension (133)</u>						
Fire	120,000					120,000
Fund Total	120,000	-	-	-	-	120,000
<u>UDAG / EDA-RLF (134)</u>						
City Manager/C.D.		75,000				75,000
Fund Total	-	75,000	-	-	-	75,000
<u>CHIP Grant (136)</u>						
City Manager/C.D.		325,000				325,000
Fund Total	-	325,000	-	-	-	325,000

2022 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Local American Rescue Plan Act (138)</u>						
ARPA	390,000	50,000	1,298,700			1,738,700
Fund Total	390,000	50,000	1,298,700	-	-	1,738,700
<u>Water (201)</u>						
Service	1,873,013	836,963	677,290			3,387,266
Service (Capital Facilities)			2,041,000			2,041,000
Admin. Support	449,096	77,860	51,986			578,942
Budget & Finance (Debt)				61,173		61,173
Contingency					50,000	50,000
Fund Total	2,322,109	914,823	2,770,276	61,173	50,000	6,118,381
<u>Sewer (202)</u>						
Service	1,772,223	776,788	3,372,902			5,921,913
Service (Capital Facilities)			487,546			487,546
Admin. Support	386,682	75,260	51,986			513,928
Budget & Finance (Debt)				364,569		364,569
Contingency					50,000	50,000
Fund Total	2,158,905	852,048	3,912,434	364,569	50,000	7,337,956
<u>Utility Billing (204)</u>						
Budget & Finance		109,900				109,900
Fund Total	-	109,900	-	-	-	109,900
<u>Solid Waste (205)</u>						
Admin Support	70,200	176,125	12,535			258,860
Service	360,772	34,400	36,400			431,572
Fund Total	430,972	210,525	48,935	-	-	690,432
<u>Storm Water Utility (208)</u>						
Service	360,772	53,030	184,435			598,237
Service (Capital Facilities)			523,900			523,900
Admin. Support	278,621	54,150	14,486			347,257
Budget & Finance (Debt)				9,968		9,968
Fund Total	639,393	107,180	722,821	9,968	-	1,479,362
<u>Guaranteed Deposits (230)</u>						
Budget & Finance		1,000				1,000
Fund Total	-	1,000	-	-	-	1,000

2022 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Capital Projects (301)</u>						
Safety			377,670			377,670
Service			752,100			752,100
Service (Capital Facilities)			5,535,620			5,535,620
Administrative	401,112		258,986			660,098
Budget & Finance (Debt)		125,000		534,117		659,117
Contingency					25,000	25,000
Fund Total	401,112	125,000	6,924,376	534,117	25,000	8,009,605
<u>Municipal Public Improvement Tax Increment Equivalent (302)</u>						
Service (Capital Facilities)						-
Budget & Finance (Debt)		9,000		427,215		436,215
Fund Total	-	9,000	-	427,215	-	436,215
<u>Police Facility (303)</u>						
Safety (Capital Facilities)			657,250			657,250
Budget & Finance (Debt)		64,000		807,609		871,609
Fund Total	-	64,000	657,250	807,609	-	1,528,859
<u>Debt Service (402)</u>						
Budget & Finance (Debt)						-
Fund Total	-	-	-	-	-	-
<u>Internal Service (807)</u>						
Health Insurance		4,000,000				4,000,000
Fund Total	-	4,000,000	-	-	-	4,000,000
Total Appropriations	\$ 27,056,896	\$ 13,973,274	\$ 18,291,029	\$ 2,230,191	\$ 250,000	\$ 61,801,390
Original Appropriations	\$ 26,360,173	\$ 12,511,168	\$ 12,443,270	\$ 2,230,191	\$ 250,000	\$ 53,794,802
Amendment #1	109,000	280,824	4,705,355			5,095,179
Amendment #2	26,000	68,300	157,000			251,300
Amendment #3 w/donation ord.	(17,248)	114,148	1,204,700			1,301,600
Amendment #4 w/donation ord.	(20,000)	491,350	8,100			479,450
Amendment #5	(25,000)	273,100	468,072			716,172
Amendment #6		30,000	(1,668,072)			(1,638,072)
Amendment #7	222,200	141,683	900,000			1,263,883
Amendment #8	401,771	62,701	72,604			537,076
	\$ 27,056,896	\$ 13,973,274	\$ 18,291,029	\$ 2,230,191	\$ 250,000	\$ 61,801,390

2022 ORIGINAL APPROPRIATIONS - SCHEDULE OF OPERATING TRANSFERS AND TEMPORARY ADVANCES

<u>Paying Fund</u>	<u>Original</u>	<u>Amended</u>	<u>Requested</u>	<u>Change</u>	<u>Receiving Fund</u>
<u>Operating Transfers</u>					
Fund 116 - Income Tax	\$ 3,600,000				Fund 001 - General
Fund 116 - Income Tax	500,000				Fund 102 - St Const Maint & Repair
Fund 116 - Income Tax	3,585,560				Fund 124 - Income Tax Safety
Fund 116 - Income Tax	3,585,560				Fund 128 - Fire & E.M.S.
Fund 116 - Income Tax	2,977,460	\$ 3,284,002	\$ 3,785,252	\$ 501,250	Fund 301 - Capital Projects
Fund 116 - Income Tax	1,792,730	1,936,107	2,183,207	247,100	Fund 303 - Police Facility
Fund 116 - Income Tax	-				Fund 402 - Debt Service
Total Fund 116 Income Tax	<u>16,041,310</u>	<u>5,220,108</u>	<u>5,968,458</u>	<u>748,350</u>	
Fund 201 - Water	45,000				Fund 204 - Utility Billing
Fund 202 - Sewer	45,000				Fund 204 - Utility Billing
Fund 001 - General	4,700,000				Fund 124 - Income Tax Safety
Fund 001 - General	2,740,000				Fund 128 - Fire & EMS
Subtotal - Total Operating Transfers	<u>7,530,000</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Grand Total - All Transfers	<u>\$ 23,571,310</u>	<u>\$ 5,220,108</u>	<u>\$ 5,968,458</u>	<u>\$ 748,350</u>	