



City of Kent
Wednesday, November 15, 2023
Regular City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

AGENDA

7:25 P.M. Board of Control

7:30 P.M. Regular Council Meeting

1. Roll Call
2. Opening Remarks and Pledge of Allegiance- Mr. Kuhar
3. Approval of Minutes
 - 3.1. October 18, 2023 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 meeting day. 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. The Planning Commission and Staff Report for the November 7, 2023 meeting was received on October 31, 2023.
 2. Standing Rock Cemetery Agenda for November 9, 2023 was received on November 3, 2023.
 3. Liquor License TRANSFER request for Timothy J. Surgen, 802 N. Mantua St. Kent. was received on September 27, 2023. After further review, Chief Shearer and Hope Jones had no objections.
 4. Proclamation request for LoveLight's 2023 Multicultural Holiday Festival was received on October 30, 2023.
 5. Proclamation request for PBS Western Reserve's 50th Anniversary, which is to be held on November 30, 2023, was received on November 3, 2023.
 - 4.3. City Manager's Report
5. Standing Committees & Legislation
 - 5.1. **Committee of the Whole** Chair Mayor Fiala/ Vice-Chair Amrhein

- 5.1.1. November 1, 2023 Committee Meeting Minute Approval
November 8, 2023 Special Committee Meeting Minutes Approval

5.1.2. **Action(s) Recommended**

1. Return Ordinance 2023-061 back to the Regular City Council Meeting for a second reading on November 15, 2023, and a third reading at the Special Council Meeting being held on December 6, 2023.

5.1.3. Voting on Board and Commission Appointments

5.1.4. Motion to Authorize Insertaion of Names into Legislation

5.1.5. **DRAFT 2023-072** A RESOLUTION APPOINTING _____ TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY.
(Authorized)

5.1.6. **DRAFT 2023-073** A RESOLUTION APPOINTING _____ TO THE BOARD OF HEALTH, AND DECLARING AN EMERGENCY (Authorized)

5.1.7. **DRAFT 2023-074** A RESOLUTION APPOINTING _____ AND _____ TO THE BOARD OF ZONING APPEALS AND DECLARING AN EMERGENCY. (Authorized)

5.1.8. **DRAFT 2023- 075** A RESOLUTION APPOINTING _____ AND _____ TO THE COMMITTEE ON DESIGN AND PRESERVATION AND DECLARING AN EMERGENCY (Authorized)

5.1.9. **DRAFT 2023- 076** A RESOLUTION APPOINTING _____ TO THE FAIR HOUSING BOARD AND DECLARING AN EMERGENCY
(Authorized)

5.1.10. **DRAFT 2023- 077** A RESOLUTION APPOINTING _____ TO THE PARKS AND RECREATION BOARD AND DECLARING AN EMERGENCY (Authorized)

5.1.11. **DRAFT 2023-078** A RESOLUTION APPOINTING _____ TO THE PLANNING COMMISSION AND DECLARING AN EMERGENCY. (Authorized)

5.1.12. **DRAFT 2023- 079** A RESOLUTION APPOINTING _____ and _____ TO THE SHADE TREE COMMISSION AND DECLARING AN EMERGENCY (Authorized)

5.1.13. **DRAFT 2023-080** A RESOLUTION APPOINTING _____ TO THE SUSTAINABILITY COMMISSION AND DECLARING AN EMERGENCY
(Authorized)

5.1.14. **Draft 2023- 061** (2nd Reading) AN ORDINANCE PROVIDING AN AMENDMENT TO THE CHARTER OF THE CITY OF KENT, OHIO TO BE SUBMITTED AT THE PRIMARY ELECTION ON MARCH 19, 2024, WHICH WILL AMEND ARTICLE XII, SECTION 12.02 TITLED “VOTING WARD APPORTIONMENT,” AND DECLARING AN EMERGENCY (Authorized)

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

5.2.1. November 1, 2023 Committee Meeting Minute Approval

5.2.2. Action(s) Recommended

1. Authorize revisions to Kent Revised Code 351.08 restricting motor vehicle engines to continue running while unoccupied, with exceptions for residential property, emergency vehicles, public safety vehicles and public service agreements, with an emergency clause.

5.2.3. **Draft 2023-081** AN ORDINANCE AMENDING CHAPTER 351 OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TITLED “PARKING GENERALLY”, AND DECLARING AN EMERGENCY (Authorized)

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

5.3.1. November 1, 2023 Committee Meeting Minute Approval

5.3.2. Action(s) Recommended

1. None

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

5.4.1. November 1, 2023 Committee Meeting Minute Approval

5.4.2. **Action(s) Recommended**

1. Authorize the County Auditor to transfer the tax proceeds for 2023 in advance of the 2024 settlement date, with an emergency clause.
2. Approve the 2024-2028 Capital Improvement Plan, with the emergency clause.
3. Authorize projects for AMATS grant funding, with appropriate allocation of funds, with an emergency clause.
4. Authorize the amendment of the City's Tax Ordinance to align with State Tax Code requirements, with an emergency clause.
5. Authorize the Kent Downtown Community Urban Redevelopment Corporation (aka DKC) to transfer PPN 17-025-30-00-027-000 (252 N. Water Street, Kent OH), PPN 17-025-30-00-028-000 (vacant lot), and PPN 17-025-30-00-029-000 (266 N. Water Street, Kent, Ohio) back to the City of Kent, Ohio and authorize the City of

Kent, Ohio to sell PPN 17-025-30-00-027-000 (252 N. Water Street, Kent OH), for seventy thousand dollars and no cents (\$70,000.00) and the sale of PPN 17-025-30-00-028-000 (vacant lot) for seventy thousand dollars and no cents (\$70,000.00) to Andrea Chisnell (representative of record for Madalena's) for a total to be paid of one hundred forty thousand dollars and no cents (\$140,000.00) for the purpose of redeveloping the parcels for an Italian restaurant.

- 5.4.3. **Draft 2023- 082** 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 2023 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY (Authorized)
- 5.4.4. **Draft 2023-083** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT THREE (3) FUNDING APPLICATIONS TOTALING \$6,068,800 AND TO EXECUTE THE SUBSEQUENT AGREEMENT TO THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS), AND TO ACCEPT THE GRANTS, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS FOR THE CONSTRUCTION PHASE OF SR59 AND NORTH MAIN STREET AND RESURFACING OF MOGADORE ROAD, AND DECLARING AN EMERGENCY (Authorized)
- 5.4.5. **Draft 2023-084** AN ORDINANCE AMENDING CHAPTER 187 OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TITLED "INCOME TAX", AND DECLARING AN EMERGENCY (Authorized)
- 5.4.6. **Draft 2023- 085** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO COMPLETE NEGOTIATIONS FOR, DRAFT, AND EXECUTE A PURCHASE AGREEMENT FOR THE SALE OF PARCELS OF PROPERTY KNOWN AS 252 N. WATER STREET AND PPN 17-025-30-00-028-000 A VACANT LOT ON N. WATER STREET, KENT, OHIO TO ANDREA CHISNELL, FOR \$140,000.00, WAIVING COMPETITIVE BIDDING 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.