City of Kent

Wednesday, February 21, 2024

Regular City Council Meeting

320 S. Depeyster Street, Kent, OH 44240

AGENDA

7:25 P.M. CDBG Public Hearing

1. On February 7, 2024 notice was given that the Kent City Council was conducting a Public Hearing to allow for public comment on the Community Development Block Grant (CDBG) Program Year (PY) 2024 Action Plan.

Board of Control & Regular Council Meeting Immediately Following Public Hearing

1. Roll Call
2. Opening Remarks and Pledge of Allegiance- Jack Amrhein, Ward 2 Councilperson
3. Introducing New Fire Chief and Fire Employee Promotions and New Hires
4. Approval of Minutes

    4.1. January 17, 2024 Regular Meeting Minutes

5. Communications

    5.1. 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.

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

    - Email from Dustin A. Holfinger State Government Relations Director for the American Heart Association regarding the Ohio Senate's vote to override Governor Dewine's veto of tobacco preemption was received and forwarded to Council on February 2, 2024.
    - Planning Commission application for Kenneth Crookston was receive on January 22, 2024, and an interview has been scheduled with City Council during the March Committee meeting.
    - An email from the Ohio Ethics Commission with a reminder to elected officials to file a financial disclosure statement was received and forwarded to Council on January 25, 2024.
    - The Standing Rock Cemetery Board of Trustees January Meeting Minutes and February 8, 2024 Meeting Agenda were received on February 6, 2024.

- The Parks and Recreation Board Meeting Agenda for February 15, 2024 and January meeting minutes was received on February 9, 2024.
- The Health Board Agenda for it's meeting on February 13, 2024 and the January minutes and statistical report was received on February 9, 2024.
- Letter from Portage County Board of Commissioners was received on February 14, 2024 and forwarded to Council regarding an initiative titled "Coffee with Commissioners" being held on Tuesday February 27, 2024.
- The Civil Service Commission meeting agenda for February 26, 2024 was received on February 14, 2024.
- Three applications for the Board of Zoning Appeals and one application for the Planning Commission were received. Interviews will be scheduled during the March 6, 2024 Committee Meeting and appointments made at the March Regular Council Meeting.

5.3. City Manager's Report

6. Standing Committees & Legislation

Committee of the Whole Chair Mayor Fiala/ Vice-Chair Amrhein

6.1.1. February 7, 2024 Committee Meeting Minute Approval

6.1.2. Action(s) Recommended

1. Approve the proposed updates to the City's Ordinance book, with the emergency clause.

6.1.3. **DRAFT 2024-011** AN ORDINANCE APPROVING THE CURRENT REPLACEMENT PAGES TO THE CITY OF KENT CODIFIED ORDINANCES AND DECLARING AN EMERGENCY (Authorized)

6.2. **Community Development** Chair Rosenberg/ Vice-Chair Clapper

6.2.1. February 7, 2024 Committee Meeting Minute Approval

6.2.2. Action(s) Recommended

1. Approve two sign variances, as presented, with an emergency clause.
2. Disband the Architecture Review Board

6.2.3. **DRAFT 2024-012** AN ORDINANCE AUTHORIZING THE STAFF OF THE COMMUNITY DEVELOPMENT DEPARTMENT TO ADMINISTER THE REVIEW OF ZONING AND BUILDING PERMITS IN THE OVERLAY DISTRICT WHILE THE CITY TRANSITIONS TO THE NEW DESIGN GUIDELINES AND DECLARING AN EMERGENCY (Authorized)

6.3. **Streets, Sidewalks and Utilities** Chair Sidoti/ Vice-Chair Clapper

6.3.1. February 7, 2024 Committee Meeting Minute Approval

6.3.2. Action(s) Recommended

1. Authorize the changes in the street closure for the Craft Beer Festival, with the emergency clause.
2. Approve the Kent/Akron Lake Rockweel Trail agreement, with the emergency clause.
3. Approve the East Main Street Project Right of Way acquisition and authorize staff to manage future East Main Street Project Right of Way purchases administratively, with the emergency clause.

6.3.3. **DRAFT 2024-013** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM THE KENT JAYCEES KNOWN AS “KENT CRAFT BEER FESTIVAL” TO BE HELD ON SATURDAY, MAY 18, 2024, AND THE TEMPORARY CLOSURE OF NORTH WATER STREET BETWEEN MAIN STREET AND PORTAGE, AND MAIN STREET BETWEEN GOUGLER AND WATER STREET AND DECLARING AN EMERGENCY (Authorized)

6.3.4. **DRAFT 2024-014** AN ORDINANCE ACCEPTING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A PURCHASE AGREEMENT WITH THE CITY OF KENT, OHIO, BUYING AN INTEREST IN 0.153 ACRES OF REAL PROPERTY FROM THE MOST REVEREND DAVID J. BONNAR, BISHOP OF THE DIOCESE OF YOUNGSTOWN, AND WITH THE CITY OBTAINING A TEMPORARY EASEMENT, FOR RIGHT-OF-WAY PURPOSE, TO INSTALL, CONSTRUCT AND RECONSTRUCT THE ROADWAY FOR THE PROJECT KNOWN AS EAST MAIN STREET IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY (Authorized)

6.3.5. **DRAFT 2024-015** AN ORDINANCE ACCEPTING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AN AGREEMENT BETWEEN SLIGHTLY TOASTED, LLC, AND THE CITY OF KENT, OHIO, WITH THE CITY OBTAINING A TEMPORARY EASEMENT, FOR RIGHT-OF-WAY PURPOSE, TO INSTALL, CONSTRUCT AND RECONSTRUCT THE ROADWAY FOR THE PROJECT KNOWN AS EAST MAIN STREET IMPROVEMENT PROJECT FROM SLIGHTLY TOASTED, LLC; AND DECLARING AN EMERGENCY (Authorized)

6.4. **Finance Committee** Chair DeLeone/ Vice-Chair Celko

6.4.1. February 7, 2024 Committee Meeting Minute Approval

6.4.2. Action(s) Recommended

1. Approve the proposed sub-recipient grant agreement and if the grant is approved, authorize the demo of the outdated building

located at 331 Elm Street and 266 N. Water Street as presented, with the emergency clause.

2. Approve the 2024 budget appropriation amendments, with the emergency clause.

6.4.3. **DRAFT 2024-016** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO SUBMIT THE REQUIRED DOCUMENTATION TO THE PORTAGE COUNTY LAND REVITILIZATION CORPORATION (PCLRC) TO SECURE DEMOLITION FUNDING ASSISTANCE PRIOR TO THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD) PROGRAM SUBMISSION DEADLINE AND ENTER INTO A SUBRECIPIENT AGREEMENT WITH PCLRC; AND DECLARING AN EMERGENCY (Authorized)

6.4.4. **DRAFT 2024-017** AN ORDINANCE AMENDING ORDINANCE NO. 2023-97, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 20, 2023; 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, 2024; AND DECLARING AN EMERGENCY (Authorized)

6.4.5. **DRAFT 2024-018** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2024 COMMUNITY EVENT SPONSORSHIP PROGRAM AWARD IN THE AMOUNT OF $2,000.00, AND DECLARING AN EMERGENCY (Unauthorized)

6.4.6. **DRAFT 2024-019** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT AWARD IN THE AMOUNT OF $48,800.00 AND DECLARING AN EMERGENCY (Unauthorized)

6.4.7. **DRAFT 2024-020** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A GRANT APPLICATION REQUEST FOR $15,000 TO THE OHIO ENVIRONMENTAL PROTECTION AGENCY (PUBLIC WATER SYSTEM GRANT) AND TO ACCEPT THE GRANT, IF AWARDED, AND EXECUTE THE SUBSEQUENT GRANT AGREEMENT WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY (Unauthorized)

7. Unfinished Business

8. New Business

9. Councilmembers' Comments

10. Mayor's Report

11. Executive Session

11.1. Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action

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, January 17, 2024

Regular City Council Meeting

320 S. Depeyster Street, Kent, OH 44240

MINUTES

At 07:30 PM, Mayor Jerry T. Fiala called the Regular City Council Meeting to order. He stated that the draft ordinances that are being voted on and adopted tonight have been previously discussed in prior committee meetings with input from the public, city administration, and council.

Roll Call

Present:	Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Chris Hook, Mr. Jeff Clapper, Mr. Michael DeLeone, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner
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; Mr. Jamie Kennedy, Acting Fire Chief; Ms. Amy Wilkens, Clerk of Council

Opening Remarks and Pledge of Allegiance

Ms. Melissa Celko, Ward 1 Council Member, expressed gratitude to the Kent Area Chamber of Commerce, Main Street Kent, and the entire team working on Kent Eclipse 2024. She also thanked the sitting council and all the staff for making her and her new colleagues feel welcome.

She then asked everyone to stand for the Pledge of Allegiance.

Approval of Minutes

MOTION TO APPROVE DECEMBER 20, 2023 REGULAR MEETING MINUTES AND JANUARY 3 , 2024 SPECIAL MEETING MINUTES MADE BY Ms. Gwen Rosenberg, SECONDED by Mr. Jeff Clapper and CARRIED by a voice vote of 9-0-0.

Communications

Public Comment

Mayor Fiala read the following statement:

“While the law does not require the 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 when residents and others can comment on matters that concern them. However, we will not engage in debate, and as President of the Council, I reserve the right to end any public communication that is disruptive, embarrassing, harassing, or otherwise objectionable. We ask you to give your name and address and limit comments to three (3) minutes."

Ms. Wilkens, Clerk of Council, introduced Mr. John Kennedy, Portage County Commissioner. He introduced himself and read a prepared statement **(Attachment #1)**

Ms. Wilkens introduced the second member of the public, Mr. Kadin McElwain who read from a prepared statement **(Attachment #2)**

There were no other members of the public signed in to speak to Council.

Written Comment Received in Clerk of Council Office

1. Sustainability Commission meeting agenda for January 8, 2024 and November 2023 Meeting Minutes were received and posted on January 2, 2024.
2. Standing Rock Cemetery Board of Trustees meeting minutes for January 11, 2024, received and posted on January 2, 2024.
3. Board of Health meeting agenda for January 9, 2024 was received on January 5, 2024.
4. The Program Year 2024 CDBG Implementation Schedule for Community Development was received on January 8, 2024.
5. An email from Kayla Adolph was received and forwarded to Council on January 9,2024, encouraging City Council to apply for grants to electrify its fleet of vehicles.
6. The Planning Commission and Staff Report for the January 16, 2024 meeting was received on January 10, 2024.

Communication Received After Agenda Published:

1. The Parks and Rec Agenda Packet for the January 18, 2024 meeting was received on January 12, 2024.
2. An email from Haymaker Farmer's Market regarding concerns about the proposed cannabis moratorium and the effect on vendor sales was received on January 17, 2024

City Manager's Report

1. Request for authorization to accept a $1,500 donation from the Christenson Foundation for the eclipse mural.
2. Request for authorization to accept a donation from Bower's Landscaping of masonry landscaping bricks to the West Side Fire Station valued at $3,000.
3. Request for approval to accept a $1,000 donation from Mike Beder and the Crooked River Arts Council to be used to support the Fire Department paramedicine program.
4. Request for approval to submit an Ohio Department of Commerce grant application for firefighter turnout gear in an amount up to $15,000, and if approved to allocate those funds to the fire department. (Draft #2024·010}
5. Request for Committee of the Whole time to present the updated Codified Ordinances that require Council's formal adoption.
6. Request for Committee of the Whole time to present a suggestion from a Council member to consider changing the start times of City Council meetings.

7. Request for Committee of the Whole time to provide Council with a brief update on the status of the new City Hall construction project.
8. Request for the Committee of the Whole time to present the proposed Ward Map amendments to comply with the 10% Charter requirement.
9. Request for Health and Safety Committee time to provide an overview of the 2023 Annual Report for the Health Department.
10. Request for Land Use Committee time to discuss the future role and responsibilities of the Architectural Review Board (ARB) under the new design guidelines.
11. Request for Land Use Committee time to provide an update on the implementation of the City's Climate Action Plan and sustainability efforts.
12. Request for Streets, Sidewalks & Utilities Committee time to present a request from the Kent JC's to change the street closures associated with their annual Craft Beer Fest event.
13. Request for Streets, Sidewalks & Utilities Committee time to present a proposed Lake Rockwell Trail Agreement.
14. Request for Finance Committee time for Council's consideration of a subrecipient grant agreement with the Portage County Landbank.
15. Request for Finance Committee time to ask for Council's authorization to accept and allocate a NOPEC Community grant in the amount of $2,500 to be used for the 2024 Eclipse Event.
16. Request for Finance Committee time to ask for Council's consideration of a proposed 2024 Budget Appropriations Amendment.
17. Request for Finance Committee time to present a recommendation for Council to authorize creating a new budget fund specifically for the Health Department budget line items.

MOTION TO APPROVE CITY MANAGER'S REPORT MADE BY Mr. Jack Amrhein, SECONDED by Ms. Gwen Rosenberg and CARRIED by a voice vote of 9-0-0.

Standing Committees & Legislation

<u>Committee of the Whole</u>

MOTION TO APPROVE ACTION(S) RECOMMENDED MADE BY Mr. Michael DeLeone, SECONDED by Mr. Jack Amrhein, and CARRIED by a voice vote of 9-0-0.

Actions Recommended:

1. Authorize the reorganization of Council assigned Chairs, Vice-Chairs and Board Liaisons
2. Authorize the following changes to Council's Pending List:

Remove:

a. Sustainability Commission to come up with 10 action items to fend off global warming
b. Review and Discuss Unattended vehicles idling in the City
c. Design Guidelines Reorganization
d. Review of Planning Commission Timelines
e. New Administration Building Dedication

f. Downtown Ice Rink
g. Review Neighbor Complaint
h. Parameters for Low-Frequency Noises
i. Discussion on proactively dealing with racism, hatred and diversity in Kent
j. City Flag Redesign
k. Changes in Fireworks Law
l. Vape Shops and Marijuana Dispensaries
m. 24 Hour Parking Regulations Review
n. Safety Town Discussion

Keep

a. Discussion with Franklin Twp. /sidewalk and snow upkeep
b. Review of roadwork needed on Portage Street
c. Land O'Lakes Noise Issue
d. Noise Ordinance Review
e. Fur Regulations and Sales in Kent

Voting on Board and Commission Candidate

MOTION TO APPOINT JULIE GRANT TO THE SUSTAINABILITY COMMISSION MADE BY Mr. Jack Amrhein, SECONDED by Ms. Melissa Celko and CARRIED by a voice vote of 9-0-0.

MOTION TO INSERT NAME INTO LEGISLATION MADE BY Ms. Melissa Celko, SECONDED by Mr. Chris Hook and CARRIED by a voice vote of 9-0-0.

Draft 2024-002 A RESOLUTION APPOINTING JULIE GRANT TO THE SUSTAINABILITY COMMISSION AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF Draft 2024-002 MADE by Ms. Heidi Shaffer Bish, SECONDED by Mr. Roger Sidoti. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner The motion CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-002 A RESOLUTION APPOINTING MS. JULIE GRANT MADE by Ms. Heidi Shaffer Bish, SECONDED by Mr. Roger Sidoti. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion CARRIED by a roll call vote of 9-0-0.

Ms. Shaffer Bish expressed gratitude to Julie Grant for stepping forward to join the Sustainability Commission. She commended the quality of candidates on the city's boards and commissions, encouraging others to consider serving in similar capacities.

Resolution 2024–002 passes.

Community Development

MOTION TO APPROVE JANUARY 3, 2024 COMMITTEE MEETING MINUTES MADE BY

Mr. Roger Sidoti, SECONDED by Ms. Melissa Celko and CARRIED by a voice vote of 9-0-0.

MOTION TO APPROVE ACTION RECOMMENDED MADE BY Mr. Michael DeLeone, SECONDED by Mr. Jack Amrhein and CARRIED by a voice vote of 9-0-0.

Action Recommended:

1. Approve a temporary moratorium on the opening of recreational marijuana dispensaries until the staff has time to review the new State guidelines and amend the City's Zoning Code to accommodate the new dispensaries, with the emergency clause.

Draft 2024-003 AN ORDINANCE DECLARING A MORATORIUM ON ADULT USE CANNABIS OPERATORS, TESTING LABORATORIES AND INDIVIDUALS REQUIRED TO BE LICENSED BY THE OHIO REVISED CODE IN THE CITY OF KENT, OHIO, AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF Draft 2024-003 MADE by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Before adopting, Mr. Chris Hook asked about the email from Haymaker Farmer's Market that was mentioned in the Written Comments. Ms. Hope Jones asked if he read her email response, which explained the difference between cannabis and marijuana in the language of the legislation. She explained it would not affect the Farmer's Market sales of hemp, CBD and other related products.

MOTION TO ADOPT Draft 2024-003 MADE by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-003 passed.

Streets, Sidewalks and Utilities

MOTION TO APPROVE THE JANUARY 3, 2024 COMMITTEE MEETING MINUTES MADE BY Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone and CARRIED by a voice vote of 9-0-0.

MOTION TO APPROVE ACTION(S) RECOMMENDED MADE BY Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone, and CARRIED by a voice vote of 9-0-0.

Action(s) Recommended

1. Approve the proposed street closure request for the 2024 eclipse events with the emergency clause.
2. Approve the special event policy language changes with the emergency clause

Draft 2024-004 AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM MAIN STREET KENT AND THE KENT CHAMBER OF COMMENCE TO BE HELD ON APRIL 7, 2024, AND APRIL 8, 20024, AND THE TEMPORARY CLOSURE OF THE KENT DOWNTOWN STREETS, 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 2024-004 MADE by Mr. Michael DeLeone, SECONDED by Ms. Gwen Rosenberg. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-004 MADE by Mr. Michael DeLeone, SECONDED by Mr. Jeff Clapper. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-004 passed.

Draft 2024-005 AN ORDINANCE AMENDING CHAPTER 316 OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TITLED "SPECIAL EVENTS-PARADES, FESTIVALS, CARNIVALS, PUBLIC ASSEMBLIES, ETC", 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 2024-005 MADE by Mr. Michael DeLeone, SECONDED by Mr. Roger Sidoti. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-005 MADE by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-005 passed.

Finance Committee

MOTION TO APPROVE JANUARY 3, 2023, COMMITTEE MEETING MINUTE AND ACTIONS RECOMMENDED MADE BY Mr. Michael DeLeone, SECONDED by Mr. Jeff Clapper, and CARRIED by a voice vote of 9-0-0.

Action Recommended:

1. Authorize the Health Department Grant Applications and Appropriations with the emergency clause.

Draft 2024-006 AN ORDINANCE AUTHORIZING THE CITY OF KENT HEALTH DEPARTMENT TO APPLY FOR THE FARM TO SCHOOL GRANT IN THE AMOUNT OF $50,000, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF Draft 2024-006 MADE by Mr. Jack Amrhein, SECONDED by Ms. Melissa Celko. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-006 MADE by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-006 passed.

Draft 2024-007 AN ORDINANCE AUTHORIZING THE CITY OF KENT HEALTH DEPARTMENT TO APPLY FOR THE OFFICE OF MINORITY HEALTH GRANT IN THE AMOUNT OF $15,000, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala’s request.

MOTION TO SUSPEND THE THREE READINGS OF Draft 2024-007 MADE by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-007 by Mr. Roger Sidoti, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-007 passed.

Draft 2024-008 AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT AND APPROPRIATE THE EXTENDED TOBACCO USE GRANT IN THE AMOUNT OF $117,000 FOR THE CITY OF KENT HEALTH DEPARTMENT, 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 2024-008 MADE by Mr. Jack Amrhein, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-008 MADE by Mr. Michael DeLeone, SECONDED by Mr. Roger Sidoti. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-008 passed.

Draft 2024-009 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS

DESIGNEE, TO ACCEPT AND APPROPRIATE THE EXTENDED OHIO EPA GRANT IN THE AMOUNT OF $25,000.00 FOR THE CITY OF KENT HEALTH DEPARTMENT, 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 2024-009 MADE by Mr. Jack Amrhein, SECONDED by Ms. Heidi Shaffer Bish. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-009 MADE by Ms. Heidi Shaffer Bish, SECONDED by Mr. Michael DeLeone. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-009 passed.

Mr. Sidoti commented and thanked the Health Department on all of their efforts in obtaining grant funds.

Draft 2024-010 AN ORDINANCE AUTHORIZING THE CITY OF KENT FIRE DEPARTMENT TO APPLY FOR AN INDIVIDUAL AND JOINT EQUIPMENT GRANT, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY was read by title only by Clerk Wilkens per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS OF Draft 2024-010 MADE by Mr. Roger Sidoti, SECONDED by Mr. Jeff Clapper. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

MOTION TO ADOPT Draft 2024-010 MADE by Mr. Jack Amrhein, SECONDED by Mr. Jeff Clapper. On Roll Call Voting "Yes" Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti, Mr. Robin Turner. The motion was CARRIED by a roll call vote of 9-0-0.

Ordinance 2024-010 passed.

Unfinished Business

NONE

New Business

Ms. Gwen Rosenberg proposed a motion to fly the city flag on all city buildings, order city flags, and make digital versions available on the website. The motion was seconded by Mr. DeLeone, and there was a discussion about the practicalities of implementing the motion. The decision was made to send it to the Administration for further consideration.

MOTION TO SEND TO COMMITTEE A DISCUSSION REGARDING DOWNTOWN STREET CLOSURES WITH A FOCUS ON OBTAINING RECOMMENDATIONS FROM COMMUNITY

DEVELOPMENT, MAIN STREET KENT, AND THE CHAMBER OF COMMERCE MADE BY Ms. Gwen Rosenberg, SECONDED by Mr. Roger Sidoti and CARRIED by a voice vote of 9-0-0.

Ms. Rosenberg emphasized the need for guidelines and a review process for road closures, taking into account changes in the business community.

Mr. Sidoti agreed, stating the need to align processes with regulations and evaluate the effectiveness of current policies.

Councilmembers' Comments

Ms. Shaffer Bish commented on the two speakers during public comment. She commended the second speaker for his courage and emphasized the importance of embracing people with different abilities in the community. Ms. Shaffer Bish also praised the new Treasurer, John Kennedy, for his thoughtful approach to fiscal policy and expressed a long-standing question about understanding the overlap between the county and the city.

Mr. Amrhein expressed his gratitude to Kadin, the second public speaker as a former educator, acknowledging Kadin as an inspiration and thanking him for his contributions.

Mr. Robin Turner shared an incident from the weekend involving his furnace going out during the polar vortex. He expressed fear and difficulties in dealing with the situation, which led to a power outage, forcing him to move to a motel. Mr. Turner highlighted concerns about the reduced number of heating centers in the county and emphasized the need for people to reach out for assistance during challenging circumstances. He discussed the role of social service agencies, community coordination, and the importance of individuals understanding the available support systems. Additionally, he acknowledged the efforts of John and other community members in connecting the dots to ensure people are aware of government assistance and encouraged residents not to hesitate to seek help when needed.

Mr. Sidoti raised a thoughtful point, expressing concern about the well-being of homeless individuals during extreme weather conditions, particularly the recent polar vortex. He acknowledged the warmth and comfort of his own surroundings and emphasized the need for social service agencies to come together and create an emergency plan to address the challenges faced by homeless individuals during such crises. Mr. Sidoti suggested that the planning for such situations should ideally take place in the months preceding the extreme weather, like August or September, to ensure a well-thought-out and coordinated response. He emphasized the importance of starting a conversation about the steps, contacts, and actions that need to be taken to provide assistance and support to those in need.

Mr. Chris Hook shared a concerning experience from a renter in the west side of Kent who faced issues with a broken radiator, resulting in a temperature drop to 54 degrees. The landlord initially dismissed the situation, stating it's normal when it gets cold. Eventually, after five hours, the issue was addressed, and the temperature started to rise. Mr. Hook highlighted the challenges faced by renters who may not be fully aware of their rights and responsibilities, emphasizing the need for greater education on tenant and landlord responsibilities. He expressed support for the idea of addressing such issues through education and clear guidelines, echoing the sentiments shared by other council members about the importance of proactive planning and discussions.

Ms. Gwen Rosenberg reminded council members about the resources available for tenants facing issues, particularly during the cold weather. She mentioned that the Community Development Office is the first step towards assistance, providing information on landlords' obligations. Additionally, she suggested reaching out to the health department for support.

There were no further council member comments.

Mayor's Report

Mayor Fiala commented that it was good to be at the meeting this evening.

The meeting adjourned at 8:17 p.m.

Amy Wilkens , CMC	Jerry T. Fiala
Clerk of Council	Mayor & President of Council

John Kennedy, Portage County Treasurer – January 17, 2024 Remarks

Mayor Fiala and members of the Kent City Council,

I'm John Kennedy, your newly appointed Portage County Treasurer. Since jumping on-board in December, I have learned a lot about the good work your County Treasurer's office is doing all year round, and not just at property tax collection time!

What I've learned is that we are much more than simply the county's tax collector – which I will quickly note that first-half bills are being processed and mailed out – and due dates are February 26th for real estate and March 1st for mobile homes.

This is an extremely important county function as you know – these tax dollars provide important local services such as police and fire protection, roads, schools, parks and libraries. We also collect revenues for the county itself, which provides services including emergency management, public assistance, criminal prosecutions, etc, etc.

One of the most important aspects of the job is being a good financial steward of the monies collected. As your "chief investment officer" for the county, we work diligently to be a good fiduciary steward of county funds ensuring their safety, liquidity, and the best possible return. This role requires constant monitoring to maintain the county's investment portfolio. I sit on the county's Investment Advisory Committee which holds the Treasurer accountable for this work, and requires the Treasurer to provide financial data, forecasting, and interest yield information on a quarterly basis to make sure the county's investment goals are fully met. And with the local banks who hold millions of our assets, I negotiate and fight for the best rates we can get to ensure we get the best rate of return for our hard-working tax payers.

I also serve on several boards including the Board of Revision, reviewing property valuation appeals from residents; Budget Commission, monitoring local subdivision budgets; Data Processing Board, reviewing technological policies and upgrades – upgrades that could save millions of dollars for county taxpayers; and the Portage County Land Bank, returning blighted and forfeited properties to functional use – which is a great return on investment – as it funds it's entire operation on a percentage of delinquent taxes.

I also sit on the board of the Portage County Community Action Council – David Shea's group – and learned just today about some of the programs available to residents – things like a new Healthy Aging Grant that has been approved by Jobs & Family Services – for seniors 60 and over, it's going to provide home repair, rent, utilities, and homeowner assistance which includes property taxes. A total of $110,000 will be available through June 30th of this year. Since 2021, CAC has used a grant from the Ohio Housing Finance Agency (OHFA) to serve more than 360 families in Portage County, assisting 119 families with a total of $252,000 for property taxes. Later this month, Mr. Shea is going to visit my office and provide our staff with even more information that we can share with residents who are struggling to pay their property taxes.

B I would be remiss – (Grow link)

We are not just tax collectors; we help connect folks to the people, programs and resources they need as they navigate through a sometimes hectic and complicated life – especially those who need those connections and resources the most. My goal is to serve you, the residents of Kent, and all our residents here in Portage County by helping us collectively navigate and make the right connections along the way. We have great organizations and great people doing great work throughout our wonderful county, and my job is to help build those bridges that can move the needle ever so slightly forward. Thank you for your time tonight.

When I was two years old, I was diagnosed as being on the autism spectrum disorder. The doctors questioned whether or not I'd be able to live a normal life and, throughout my life, I've had some naysayers and doubters who questioned my capabilities. But time and time again, thanks to an amazing support system, I was able to prove all of my doubters wrong. I'm a sophomore in college at Kent State University and I am living my best life as an adult with autism. None of this would've been possible without the help of the multiple resources I've had over the years.

In 2022, when I was a freshman at Lake Erie College in Painesvile, my leadership class was assigned with the task of thinking of a way to help the community and acting upon it. With my group, I was able to begin my journey in being an advocate for those with special needs in Lake County. Just last year, I raised $1,085 for the Autism Society of America, presented before the Lake County Commissioner’s Board twice, raised $234 for the Lake County Special Needs Birthday Club for my birthday, and hosted a Christmas Toy Drive with nine different businesses in Lake County, collecting toys for four different families with special needs children. I know what it's like to have a disability and lack the self-confidence to live a normal life and embrace the gift I have. It hurts my heart to see how much stigma there is surrounding autism and special needs. That's why I stand before you today, ladies and gentlemen, to ask that we team up to help special needs children and young adults in the city of Kent and possibly the state of Ohio. Some examples of ways we can do this include simple tasks like raising money for various organizations in the city and passing legislation to fund the programs that have helped so many people like me thus far.

To conclude, my story has been both an interesting one and a beautiful one. With your help today, we can make more beautiful stories like mine for children and young adults with special needs! Thank you

City of Kent

Wednesday, February 7, 2024

City Council Committee Meetings

320 S. Depeyster Street, Kent, OH 44240

MINUTES

At 07:00 PM, Mayor Jerry T. Fiala called the City Council Committee Meetings to order.

Present:	Mr. Jack Amrhein, Ms. Melissa Celko, Mr. Jeff Clapper, Mr. Michael DeLeone, Mr. Chris Hook, Ms. Gwen Rosenberg, Ms. Heidi Shaffer Bish, Mr. Roger Sidoti
Also Present:	Mr. Jerry T. Fiala, Mayor, and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Ms. Bridget Susel, Community Development Director; Mr. Jim Bowling, City Engineer; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Budget and Finance Director; Mr. Nick Shearer, Chief of Police; Mr. Jamie Samels, Fire Chief; Ms. Dominique Bollenbacher, Community Services Coordinator; Ms. Amy Wilkens, Clerk of Council
Absent:	Mr. Robin Turner

Committee of the Whole

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

Codified Ordinance Book Replacement Pages

Ms. Hope Jones, Law Director, said the replacement pages to the ordinances that were adopted by the Council and state law changes were received from the publisher. In order for them to go into effect, Council needs to approve this action.

Ms. Shaffer Bish asked if this was a housekeeping item. Ms. Jones said that it was.

MOTION TO APPROVE CODIFIED ORDINANCE BOOK REPLACEMENT PAGES MADE BY Ms. Heidi Shaffer Bish, SECONDED by Mr. Roger Sidoti and CARRIED by a voice vote of 8-0-0.

Action Recommended:

1. Approve replacement pages to the Ordinance Books with the emergency clause.

City Hall Construction Update

Ms. Melanie Baker, Service Director, was out due to illness. City Manager, Dave Ruller said Ms. Baker prepared slides and passed out pictures of the progress of the new City Hall. She is hoping to take City Council members on a tour of the facilities in the near future. **(Attachment)**

Action Recommended:

1. None (Staff Report)

Proposed Ward Map Revisions

Ms. Bridget Susel, Community Development Director, was back before Council with the revised ward maps. She said there had been a question regarding whether the proposed ward apportionments would impact the upcoming presidential election. Official confirmation from the Board of Elections is pending. Ms. Susel asked to continue the discussion without a vote, saying she wished to present the completed maps that were finished in August. She explains that the delay is due to waiting for a response from the Board of Elections regarding the impact on the election. Ms. Susel will return with the answer for a vote on the ward maps from Council.

The initial set of maps was not embraced by the Council, leading the Community Development Department to redo five of the six ward maps. Ms. Susel said that the city charter requires a maximum 10% difference in the population of wards. The provided table **(Attachment)** breaks down the 2010 and 2020 census figures for each ward, including the minimum and maximum populations allowed by the charter. The Community Development Department works within a range factor of 235 and utilizes block group blocks based on objective census data.

Ms. Celko asked about the chart Ms. Susel provided and a specific concern about Ward One. She pointed out the information shows the 2020 census and 2010 census and a change of negative 143. She said the current ward map being presented mentions additions, there is no mention of a subtraction and asked for clarification of the discrepancy. Ms. Susel explained that census tracks, which define block group blocks are not consistent over time. Census tracks are configured by the census based on changing population patterns and building permit information. She said it's not just about numbers; there are entirely new census tracks, and the task is to figure out what areas used to be included in the now changed tracks. This process leads to an increase or decrease in population count. These changes may not result in an exact match with the previous configuration. Ms. Celko said she now understands her ward didn't need to be reduced; the changes were due to how the census created block group blocks. She and Ms. Susel agreed it could be confusing to understand.

Mr. Sidoti asked for further clarification on the geographic layout and Ms. Susel clarified that the population in a census track doesn't necessarily correspond directly to geographical boundaries. The layout can change while the population might remain stable or change in a different manner, allowing adjustments to be made to align with the block group blocks defined by the census. She gave an example of how the data from the census led to to creation of new census tracks that could cross wards, introducing a completely new configuration. The focus is on the block group blocks defined by the census, and the adjustments are not solely driven by size, geography or households but specifically by these census-defined blocks.

Mr. Hook thanked Ms. Susel for her work on the maps. He asked for further clarification on how to read the boundaries on the maps she presented**.** Ms. Susel explained the colored areas represent the boundaries of different wards and the red lines signify separations between the wards. The use of layers in the mapping program helps distinguish between ward boundaries and major streets. Mr. Hook asked about Ward Four. Ms. Susel said the six colors will fill out the entire city on the ward map, and the red lines will denote the separation between them.

There were no further questions, as a vote will be done once there is an answer from the Board of Elections.

Action Recommended:

1. None; will await information from Board of Elections.

Community Development Committee

Chair Rosenberg opened the Community Development Committee meeting at 7:29 PM.

Future Role and Responsibilities of the Architectural Review Board

Ms. Bridget Susel, Community Development Director, reminded Council of the changes they approved to the Design Guidelines in the Zoning Code. This has created an inherent conflict in the zoning code as amending the zoning code requires a lengthy process involving public hearings and Planning Commission discussions. Ms. Susel expresses concern about the potential delay in current pending cases if they have to wait for the lengthy process.

To address this, she proposes an administrative variance or the ability to approve two cases that already comply with the existing sign code in the zoning code. However, she highlights the inherent conflict due to the change in the status of guidelines from statutory requirements to recommendations. This leads to a discussion on options, including transitioning the Architectural Review Board to an Advisory Board or disbanding it. Ms. Susel asked for guidance and discussion on how to address these conflicts in the zoning code. She mentioned that, with guidance, the staff will make text amendment recommendations, take them through the public hearing Planning Commission process, and then bring them back to council for a public hearing and review before formal adoption.

Mr. Ruller suggested there might be a possible third alternative. This alternative involves reconsidering the previous vote and potentially creating a historic district, a step not taken in the past. He explained that, historically, there haven't been property owners volunteering for a historic district. If the council were to establish a historic district, it would enable the implementation of actual, enforceable design guidelines, including the requirement for a certificate of appropriateness. However, Mr. Ruller noted that this option wasn't initially included because it wasn't part of the previous vote when the design guidelines were approved as recommendations. He presented it as a full disclosure, providing the council with additional information on potential alternatives.

Ms. Celko asked about the potential impact on project timelines if the Architectural Review Board were to be eliminated. Ms. Susel explained that the removal of the Architectural Review Board (ARB) would expedite the process. Currently, the ARB review is a statutory requirement in the zoning code, necessitating the issuance of a certificate of appropriateness for projects located in the overlay district with exterior changes.

Ms. Susel outlined the existing process, where no permitting can occur without the ARB certificate of appropriateness. If the board were eliminated and text amendments were made to the zoning code, this requirement would be removed. Projects would then be reviewed by staff for regulatory compliance with zoning code requirements for the relevant district. The elimination of the ARB layer would shorten the overall project timeline. She notes that the ARB typically meets monthly, and the removal of this step would result in a quicker progression through the regulatory process.

Mr. Sidoti asked about the history of the Architectural Review Board (ARB). He clarifies that the ARB used to be an advisory board, specifically known as the Architectural Advisory Board (AAB). Ms. Susel affirms this, mentioning that the AAB was an ad hoc board, not officially sanctioned by the city but operated out of the Community Development Department. The transition occurred in June 2011 when the city adopted the zoning code, codifying the design guidelines as appendices and making it a statutory requirement for the ARB to issue a certificate of appropriateness for projects in the Overlay District.

Ms. Susel said that by 2011, the downtown area was well-developed, and the transition to a statutory requirement aligned with the city's development phase. She noted that decisions under the statutory requirements were made by the ARB, working with developers during the Downtown Development period.

Ms. Shaffer Bish asked a couple of questions, starting with the fate of the Overlay District. Ms. Susel said that the Overlay District is part of the zoning code, and its existence depends on the decisions made during the discussion. If certain changes are implemented, the Overlay District can remain, but it may not have the statutory requirement for a certificate of appropriateness, depending on the outcomes of the discussion.

Ms. Susel explained that an Overlay District can be established with various parameters and criteria. The decision on whether it exists will be contingent upon the council's choices regarding the certificate of appropriateness recommendations and boards. If an advisory board is established, they would likely make recommendations within the overlay district.

Ms. Shaffer Bish expressed her realization that design guidelines are not enforceable. She raised concerns about who would communicate these guidelines to developers or individuals interested in significant redevelopment if there were no Architectural Review Board (ARB) or Advisory Board.

Ms. Susel responds by explaining that staff, particularly during the Planning Commission process, would communicate the compliance or non-compliance with design guidelines for projects within the Overlay District. Ms. Susel said if a project is not aligned with the guidelines, the Planning Commission has the authority to add conditions to the project. These conditions become requirements for the project.

Ms. Susel also mentioned the option of incorporating some design guidelines directly into the zoning code for specific areas like the Overlay District. This way, certain requirements, such as restrictions on internally lit signs, can be explicitly outlined in the zoning code. She gave an example of how the regulation of backlit signs was handled for properties on West College, where a variance was granted by the Council. If the Council or members wanted to specify such requirements, they could include them in the relevant sections of the zoning code.

Mr. Sidoti raised concerns about the aesthetic aspects of downtown Kent and the role of the Architectural Review Board (ARB) or an Advisory Board in shaping the appearance of buildings. He asked whether, without the ARB or Advisory Board, the final decision on the exterior appearance of buildings would fall to the Planning Commission or potentially City Council.

Ms. Susel said that Kent City Council has the authority to issue mandates related to the appearance of buildings. However, she suggested that if such a situation were to arise, the staff would likely be aware of it beforehand, and discussions would take place with the Planning Commission. In the absence of an agreement, the Planning Commission might deny approval for the project to move forward.

She also shares insights into the diversity of approaches in different communities, noting that not all communities have design guidelines. Some have guidelines for specific areas, while others do not. Kent's design guidelines were initially driven by Main Street Kent's efforts and were codified in 2011 to address concerns related to substantial downtown investments. Ms. Susel mentions that the review meetings for design guidelines could be challenging, with various iterations and adjustments made during the process.

Mr. Ruller commented regarding developers and their approach to building projects in Kent. Mr. Ruller emphasized that most developers, particularly those undertaking significant investments, often engage in early meetings with city officials to discuss their plans and seek guidance. These developers, he notes, are interested in creating assets that are aesthetically pleasing and financially successful.

Additionally, Bridget Susel gave examples of past interactions with developers, emphasizing instances where advice was given regarding design choices, leading to positive outcomes. The mention of a specific project involving black brick that was initially voted down by the Architectural Review Board illustrates how developers can adapt their plans based on early discussions and guidance from city officials.

Mr. Clapper said he has seen potential challenges faced by the Planning Commission when projects not within the Architectural Review Board's overlay district still go through a courtesy review. He suggests that having a set of design guidelines without an additional advisory committee might be more straightforward for the Planning Commission to navigate, especially given the types of developers the city tends to attract in Kent. This perspective highlights the importance of clarity and efficiency in the decision-making process for the Planning Commission.

Ms. Shaffer Bish asked if staff had a recommendation and Ms. Susel said staff's not going to make a recommendation. She said that staff does the work and we'll adjust the code according to what council advises.

Mr. Amrhein asked about establishing an historic district in downtown Kent. Ms. Susel said that if the City Council designates a historic district, specific historic design guidelines would need to be developed. Bridget shares historical details about the previous attempt to establish a historic district in 2012, the challenges faced, and the decision not to impose a district without the consent of property owners. In response to Mr. Amrhein's question, Ms. Susel said that the Historical Society does have the ability to informally refer to an area as a historic district and work with businesses without it being officially codified. She gives an example of a similar situation with the south end, where the community wanted to designate it as the Historic South End. Although it didn't meet the requirements for a historic district, it received local support and acknowledgment..

In response to Mr. Hook's question, Bridget acknowledged the current conflict in the city's zoning code. She explained that the design guidelines are recommendations, while there is still an Architectural Review Board (ARB) in the zoning code that is supposed to issue a certificate of appropriateness based on guidelines that are no longer part of the zoning code. This creates a conflict between the design guidelines and the statutory role of the ARB.

When asked about the potential impact on the Planning Commission, BZA, and Community Development if the ARB were to transition to an advisory role or be disbanded, Ms. Susel said that they already meet with every project and review various aspects, including setbacks, dumpster enclosures, lights, and more. She doesn't foresee any issues, and they would incorporate the design guidelines as part of their existing review process

In response to Mr. Sidoti's question, Ms. Susel explained that if the Planning Commission were to deny a project, the developer has the option to resubmit the project for another review by the Planning Commission or the Board of Zoning Appeals. If the developer disagrees with the decision of these boards, they have the right to appeal to the Court of Common Pleas. City Council is not directly involved in the appeal process; it primarily involves the Planning Commission, Board of Zoning Appeals, and the court system.

Ms. Rosenberg concluded council's questioning and went to the audience. Mr. Fuller, a resident and retired registered architect, addressed City Council, expressing frustration over the prolonged process of discussing design guidelines. He questioned why they hadn't considered the need for an Architectural Review Board earlier in the process. Mr. Fuller highlighted the importance of such a board, citing its positive impact on past projects in improving architectural quality. He urged City Council not to rush the decision and proposed revisiting original project concepts with historical drawings to showcase the Architectural Review Board's value. Additionally, he criticized the proposed options, advocating for an advisory board or staff review that respects the architectural profession

Ms. Bridget Tipton, a resident and practicing architect in Kent, expressed disappointment over the potential disbandment of the Architecture Review Board (ARB) after the investment in new design guidelines. She mentioned her continued service on the ARB despite an expired term and emphasized the importance of having a board responsible for stewarding the guidelines. Ms. Tipton dismissed the idea of an advisory board, believing it would be challenging to apply and unlikely to be taken seriously. She suggested that Planning Commission might need to apply the guidelines, but highlighted the lack of design professional requirements on that board. Ms. Tipton expressed her commitment to engaging in discussions related to architecture in Kent

Bridget Susel requested guidance from the Council before proceeding to a vote. She sought clarification on whether they were considering a motion for a variance on two signs and if they were also seeking guidance on the direction for zoning code amendments related to the Architecture Review Board (ARB). Bridget explained that the two signs in the pipeline comply with sign requirements, with one needing a variance and approval for a pre-existing non-conforming use. The signs are unlit and meet regulatory requirements, but she cannot move them forward to Planning Commission without administrative approval

MOTION TO APPROVE TWO SIGN VARIANCES MADE BY Mr. Roger Sidoti, SECONDED by Mr. Jeff Clapper and CARRIED by a voice vote of 8-0-0

Ms. Shaffer Bish suggested the least complicated approach would be to try operating without an Architectural Review Board (ARB) and instead focus on codifying certain guidelines directly into the zoning code. She mentioned examples like specifying first-floor retail or restricting offices in a downtown district. Ms. Shaffer Bish emphasized that codifying these guidelines through the Planning Commission would allow for more tangible regulations. She acknowledged the subjective nature of color choices and the diversity of opinions within the ARB. Ms. Shaffer proposed that the simplified process would involve not having an ARB at this time

Mr. Sidoti expressed his appreciation for Ms. Susel's efforts and suggested that he leans towards the idea of having an advisory board, including a citizen member. He believes the city is not done evolving, and an advisory board could contribute to the ongoing development. Mr. Sidoti mentioned that he would like to keep them at the table and give it two years, allowing the advisory board to assist in codifying guidelines. While acknowledging the complexity, he emphasized the importance of having diverse voices, including young architects, in the community.

Mr. Clapper expressed a differing opinion, emphasizing the challenges associated with an Advisory Board. He highlighted the potential difficulties in aligning the subjective input from an Advisory Board with the zoning code, guidelines, and the perspectives of the Planning Commission or City Council. Mr. Clapper suggested that the subjective nature of an Advisory Board's input could complicate decision-making.

Mr. Hook expressed a sense of being caught between two options, highlighting the binary nature of the decision: either having an Advisory Board with limited influence or not having an Architecture Review Board at all. He acknowledged the importance of architects' engagement and expertise in the design process, expressing a wish for exploring additional options beyond the current two.

MOTION TO DISBAND THE ARCHITECTURE REVIEW BOARD MADE BY Mr. Jeff Clapper, SECONDED by Ms. Heidi Shaffer Bish and CARRIED by a voice vote of 5-3-0. Mr. Amrhein, Mr. Clapper and Mr. DeLeone voted 'No'. Mr. Clapper said his previous comments explain the motion.

Ms. Shaffer Bish expressed her inclination towards starting anew and trying a different approach, acknowledging the current state of limbo regarding the design guidelines. She considered the possibility of an Advisory Architectural Review Board for a short period but emphasized the need to explore alternative direction.

There were no further actions for Council and the Community Development Committee adjourned at 8:12 p.m.

Actions Recommended:

1. Approve two sign variances, as presented, with an emergency clause.
2. Disband the Architecture Review Board

Streets, Sidewalks & Utilities Committee

Chair Sidoti opened the Streets, Sidewalks and Utilities Committee at 8:12 p.m.

Craft Beer Festival Road Closure

Ms. Bridget Susel was presenting this evening in place of Eric Helmstedter, Economic Development Director.

Ms. Rosenberg said there are concerns about road closures affecting businesses, specifically mentioning Bent Tree Coffee. The suggestion is to explore alternative locations for the road closure, such as moving it to Columbus Street or considering other streets like Erie Street or areas near the Farmers Market. The idea is to move the signs closer to the actual closure point, possibly avoiding confusion for drivers and facilitating continued customer traffic for Bent Tree Coffee, to either be part of an event or have traffic access without a road closure sign in front. She mentioned similar to the road closures that occurred for Octoberfest., suggesting a review of the map for insights into the closure locations and signage. The aim is to make adjustments that consider the impact on local businesses, particularly Bent Tree Coffee, and possibly finding a configuration that accommodates their preferences.

Mr. Dennis Campbell, residing in Stow, shares his experience with hosting an event on Franklin Street a couple of years ago. He explains that the narrow street and heavy alcohol event caused issues for businesses, leading to congestion and negative feedback from attendees. As a result, they decided to relocate the event to the current setup, aiming to avoid similar problems. He agreed with the need for clearer signage and said they are willing to include businesses like Bent Tree in the event. He emphasized their commitment to supporting downtown businesses and ensuring their events have a positive impact. He explained that the only recent change made to the event setup was on Main Street, driven by safety concerns due to the congested nature of the event. He was concerned about emergency access and mentioned the long lines for ticket registration that often spill into the street. In an effort to address these issues, they made adjustments to the event layout on Main Street.

Mr. Dave Ruller suggested making the message on the road closure signs clearer, indicating how far out the road is open down to Portage. He also mentioned a practice from other cities where specific businesses, such as Bent Tree Coffee, are listed on the signs as open during the event. This way, attendees can easily identify businesses that remain accessible despite the road closure.

Ms. Celko acknowledged the need to revisit the balance between street closures and business accessibility. She emphasized the changing dynamics in the restaurant and retail industry, where drive-by traffic is becoming more crucial. Ms. Celko mentioned the ongoing internal review for all events and suggests adding more detail to the road closure signs, including specific businesses that remain open. Additionally, she supports the idea of relocating the signs closer to the actual closure to avoid confusion about the affected areas.

Ms. Rosenberg asked about the closure of Main Street in a specific section near Hometown Bank. The Kent JayCees explained that they planned to have booths on the bridge but not food vendors or breweries. They need to spread out the event for traffic flow and emergency access. Ms. Rosenberg suggested considering other locations like Erie Street or Dan Smith Park to minimize disruption. The Kent JC's clarified their logistical needs, including space for refrigerated trailers and dumpsters, with Hometown Bank providing crucial support. Chief Shearer said he does not see any safety concerns with the eventt.

There are ongoing discussions within the CD department about reviewing and potentially revisiting the locations for events in the city. Mr. Ruller and the team are considering factors such as the spread of locations, ownership of the South Water Street lot, and the need to potentially limit the size of events to maintain quality.

MOTION TO APPROVE THE CRAFT BEER FESTIVAL ROAD CLOSURE MADE BY Mr. Michael DeLeone, SECONDED by Mr. Jeff Clapper and CARRIED by a voice vote of 8-0-0

Action Recommended:

1. Approve the appropriate road closures for the Craft Beer Festival, with the emergency clause.

Lake Rockwell Trail Agreement

Mr. Dave Ruller said he and Mr. Jim Bowling, City Engineer, have been talking about this for years, indicating that it would open up a new corridor. The discussion involved considerations of neighborhood access and strategic locations for trails, especially those aligned with schools.

Mr. Bowling provided additional background information, stating that the plan dates back to 2003-2004 during the bicentennial planning phase. The focus has consistently been on enhancing pedestrian orientation and creating walking pathways to key destinations. This concept transitioned into the bike master plan and aligns with the goal of enabling residents to walk or bike directly from their homes instead of relying on cars. **(Attachment)**

Furthermore, the proposed trail is connected to the climate action plan recently approved. The unique aspect of this corridor is that it follows the city's water supply lines, starting from

Lake Rockwell to the north, running through Kent, and providing an open space without structures or buildings. Mr. Bowling elaborated on the proposed trail, emphasizing its diverse character as both a recreational trail and, in some sections, a wider sidewalk. The path would traverse several neighborhoods west of the Cuyahoga River, passing by Davey Elementary School, Longcoy School, Stanton Middle School, and the high school. It aims to connect existing bike trails on both ends, offering a pedestrian-friendly route through various areas without the need for additional parking lots.

He highlighted key areas such as the connection to the Freedom Trail, the path along Akron Boulevard, adjacent to Longcoy School, Bane Street, Main Street, Major's Lane, Jesse Smith Nature Preserve, Stant Middle School, and the high school campus. The trail would continue along Route 43, passing through Davey's new seed campus and connecting to a future trail that links Hudson Judson to Towners Woods.

Mr. Bowling reviewed the slides in his presentation, showing how the trail would appear in different areas, and emphasizing the utilization of existing open spaces. He also discussed the need for effective measures at major road crossings, such as Fairchild and Major's Lane, to ensure pedestrian safety.

Ms. Rosenberg is excited about the trail, emphasizing that it seems outstanding and has the potential to connect communities, especially in the Middleberry area. She appreciated the plan's inclusion of connections between elementary, middle, and high schools, expressing her excitement about the project.

Ms. Celko seconded the excitement for the project, highlighting the positive impact on students' safety, especially near the intersection of Woodard and Fairchild. However, she expressed concern about potential pushback from homeowners, particularly in areas where the project might require property acquisition. Mr. Bowling clarified that the land involved is owned by the city of Akron, and there is no need to purchase property for the project.

The mayor asked and Mr. Bowling clarified that the funding for the project comes from grant money, alleviating concerns about additional costs for the taxpayers of Kent. He mentioned that the grants, such as Safe Routes to School or Transportation Alternatives, would cover 80% of the expenses, with the remaining 20% being a local contribution. The choice between an asphalt path or a concrete sidewalk will depend on factors like location, proximity to water lines, and Akron's preferences.The responsibility for snow removal on the newly proposed trails will vary based on the specific location. In areas where the trail is akin to a sidewalk, falling under the code for frontage, property owners adjacent to the trail would likely be responsible for shoveling. However, in areas without adjacent property owners or in locations like Fairchild Fields, where the park owns the land, the responsibility for maintenance and snow removal would rest with the city or relevant park authorities.

Mr. Ruller said that generally, bike trails, including those in Summit County and Portage County, may not be plowed in the winter. However, Jim mentioned that some sections of the proposed trail, especially along Major's Lane, might have a different approach to snow removal.

MOTION TO APPROVE LAKE ROCKWELL TRAIL AGREEMENT MADE BY Ms. Gwen Rosenberg, SECONDED by Mr. Chris Hook and CARRIED by a voice vote of 8-0-0.

Ms. Rosenberg said there are many potential benefits of such a trail, including increased property values and improved accessibility for communities in Kent. The emphasis on non-motorized modes of transportation, like walking, jogging, and cycling, aligns with creating a safer and more environmentally friendly community.

Ms. Shaffer Bish highlighted the importance of creating a safer internal network to provide better access to hike and bike trails. This addresses the concern of navigating rough roads and sharing them with fast-moving cars, making the trails more accessible and safer for the community.

Action Recommended:

1. Approve the Kent/Akron Lake Rockweel Trail agreement, with the emergency clause.

East Main Street Project Right of Way Acquisitions

Mr. Jim Bowling said the East Main Street Project Right of Way Acquisitions is in the final phases before construction starts in 2025. He mentioned the impact on Kent State property, with the road being moved south and certain adjustments made. He said they needed to obtain rights to build the roadway and explained the requirements of the Uniform Relocation Act when federal money is involved. He mentions that 32 properties need rights, with 20 being temporary easements on Kent State property, and 11 having small permanent takes, often at road intersections. Jim seeks approval for two property owners who have agreed to the fair market value.

Secondly, he is seeking approval for any future property owners who agree to the fair market value to bypass the committee session and go directly to the Council. They have done this before on other projects such as Summit Street and the Fairchild Bridge.

MOTION TO APPROVE EAST MAIN STREET PROJECT RIGHT OF WAY ACQUISITIONS MADE BY Ms. Heidi Shaffer Bish, SECONDED by Ms. Gwen Roseberg and CARRIED by a voice vote of 8-0-0.

Ms. Shaffer Bish said she is excited about the project, acknowledging that it is starting to take shape visually. She recognized the time-consuming nature of the process, both for the community and Council, but emphasized the transformative impact the project will have on Main Street.

Actions Recommended:

1. Approve the East Main Street Project Right of Way aquisitiions and authorize staff to manage future East Main Street Project Right of Way purchases administratively, with the emergency clause.

<u>Finance Committee</u>

Chair DeLeone opened the Finance Committee meeting at 8:52 p.m.

Portage County Land Bank Subrecipient Grant Agreement

Ms. Bridget Susel provided information about a housekeeping issue related to the Portage County Land Bank accessing demolition funds through the Ohio Department of Development. The City of Kent plans to submit two properties for demolition funding: 331 Elm Street and 266 North Water Street. The former is a residential property, and the latter, owned by the city, has not attracted interest due to structural issues. The funds would be used to address blighted properties, and Ms. Susel asked for approvall for the submission of these properties to the land bank and the authorization to enter into a subrecipient agreement for managing the demolition.

MOTION TO APPROVE PORTAGE COUNTY LAND BANK SUBRECIPIENT GRANT AGREEMENT MADE BY Mr. Jack Amrhein, SECONDED by Ms. Melissa Celko and CARRIED by a voice vote of 8-0-0.

Action Recommended:

1. Approve the proposed subrecipient grant agreement and if the grant if approved, authorize the demo of the outdated building located at 331 Elm Street and 266 N. Water Street as presented, with the emergency clause.

Proposed 2024 Budget Appropriations Amendment

Ms. Rhonda Hall, Budget and Finance Director, referenced her memo to council, asking for a budget appropriation amendment. This amendment involves reappropriations from last year's projects where money was set aside but wasn't included in the initial 2024 budget. The funds are intended to be moved toward the current projects.

MOTION TO APPROVE PROPOSED 2024 BUDGET APPROPRIATIONS AMENDMENT MADE BY Mr. Roger Sidoti, SECONDED by Ms. Gwen Rosenberg and CARRIED by a voice vote of 8-0-0.

Action Recommended:

1. Approve the 2024 budget appropriations amendments with the emergency clause.

The committee meetings adjourned at 8:56 p.m.

____

Amy Wilkens, CMC
Clerk of Council

From: Melanie Baker
To: Dave Ruller
Subject: Kent City Hall update
Date: Wednesday, February 7, 2024 12:11:45 PM
Attachments: image002.png

Dave,

The Kent City Hall continues to move forward.

The glass continues to go up and we are almost done with the atrium.

Weather and temperature has made this installation a bit slow.

The inside continues to have drywall installed.

The entire Council chambers is drywalled and enclosed with plastic to allow drywall to be finished.


SKYJACK
SJIII 3226

The gas line is installed and working. The electric transformer has been set and we are waiting for the manual transfer switch to completely get the power up and running.

We are in the process of looking at he landscaping, final grade and parking. We are also looking at the EV charging stations.

We continue to move forward and get closer to the final moving in.

Melanie A. Baker

Service Director

City of Kent
930 Overholt
Kent, Ohio 44240

Phone: 330-678-8105
Mobile: 330-351-5404
Email: melanie.baker@kentohio.gov

Ward Population Data (2020 Census Compared to 2010 Census)

	2020 Census		2010 Census	Change +/-
Ward 1	4,615		4,758	(143)
Ward 2	4,601		4,906	(305)
Ward 3	4,752		4,709	43
Ward 4	4,792		5,032	(240)
Ward 5	4,639		4,808	(169)
Ward 6	4,804		4,691	113
	28,203	*	28,904	(701)
Average per Ward	4,701		4,817	(117)
Max. 2020 Population per Ward	4,936			
Min. 2020 Population per Ward	4,465			
10% of 2020 Ward Average	470			
Allowed Range Factor (470/2)	235			

* CQR reduced 2020 total population from 28,215 to 28,203 (-12)

CITY OF KENT, OHIO

DEPARTMENT OF COMMUNITY DEVELOPMENT

DATE: January 30, 2024

TO: Dave Ruller, City Manager

FROM: Bridget Susel, Community Development Director

RE: UPDATED: Ward Apportionment based on 2020 Census Data

Below in blue text is a copy of the memo submitted by the Community Development Department for Council Committee discussion on September 9, 2023. The discussion of the revised ward apportionment maps did not occur because a motion was made by a member of Council before staff had the opportunity to speak so the memo below and the attached proposed ward maps were not discussed.

I am respectfully requesting time at the February 7, 2024 Council Committee meeting to discuss the revised ward maps included in the August 23, 2023 memo in greater detail and to request Council authorization of the new maps, with emergency, so the updated ward apportionment maps can be submitted to the Portage County Board of Elections.

If you require any additional information in order to add this to the agenda, please let me know.

Thank you.

DATE: August 23, 2023

TO: Dave Ruller, City Manager

FROM: Bridget Susel, Community Development Director

RE: REVISED: Ward Apportionment based on 2020 Census Data

The Community Development Department reviewed the ward apportionment maps, again, and made modifications to five of the six ward maps in order to have Mae Street remain in Ward 4. Mae Street is comprised of three Block Group Blocks and since each ward must be contiguous, a 4th Block Group Block also needed to be included in Ward 4. These changes necessitated additional adjustments to other ward maps in order to comply with Section 12.02 of the City's Charter, which requires there be no more than a 10% differential between population counts for the six wards. Using the 2020 Census data and applying the 10% requirement, all wards must have a population of no less than 4,465 and no more than 4,936.

930 Overholt Rd., Kent, Ohio 44240 • (330) 678-8108 fax (330) 678-8030 •
www.KentOhio.org

The revised ward maps are attached.

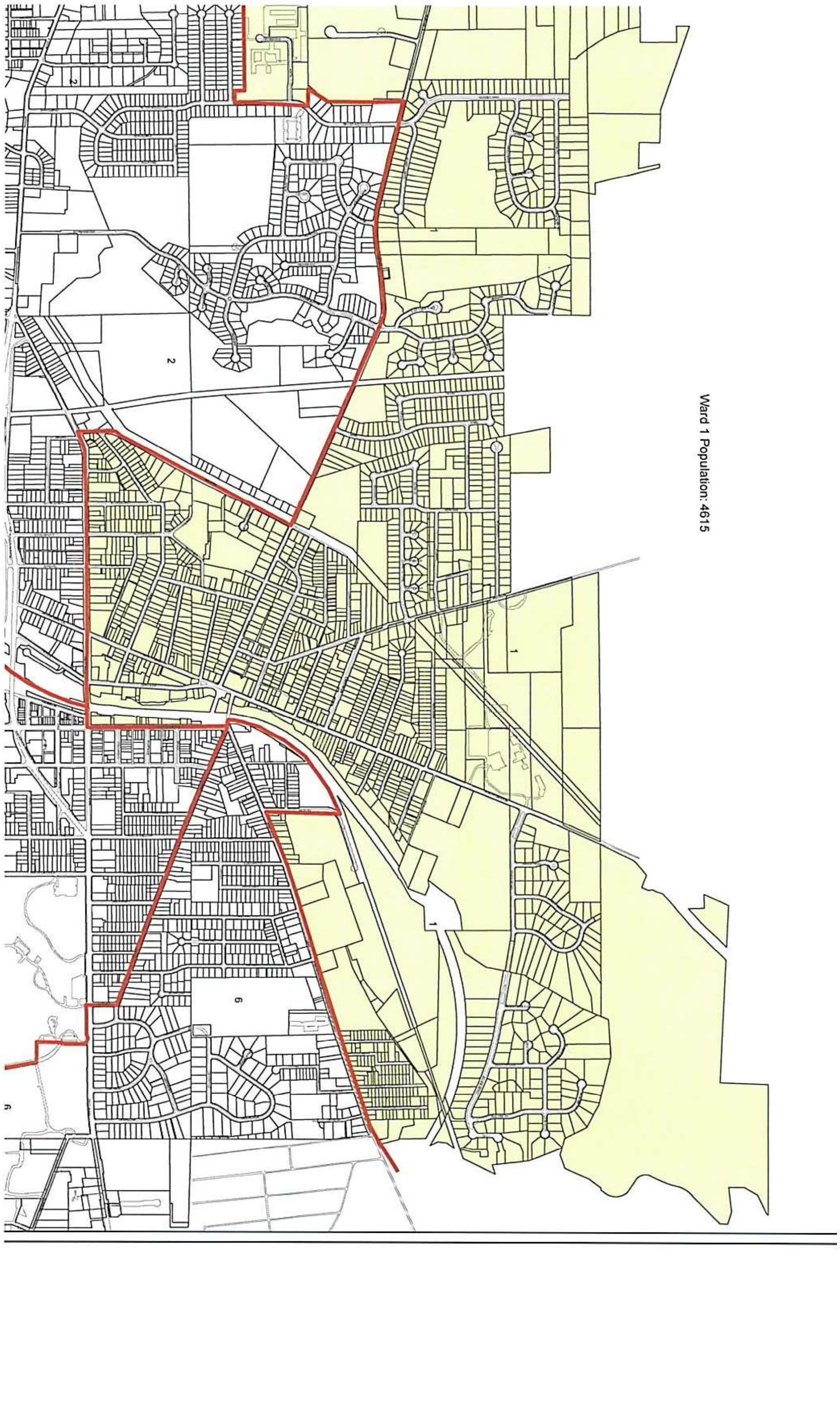
I am respectfully requesting time at the September 6, 2023 Council Committee meeting to discuss the revised ward maps in greater detail and to request Council authorization of the new maps, with emergency, which then will be submitted to the Portage County Board of Elections.

If you require any additional information in order to add this to September 6, 2023 Council agenda, please let me know.

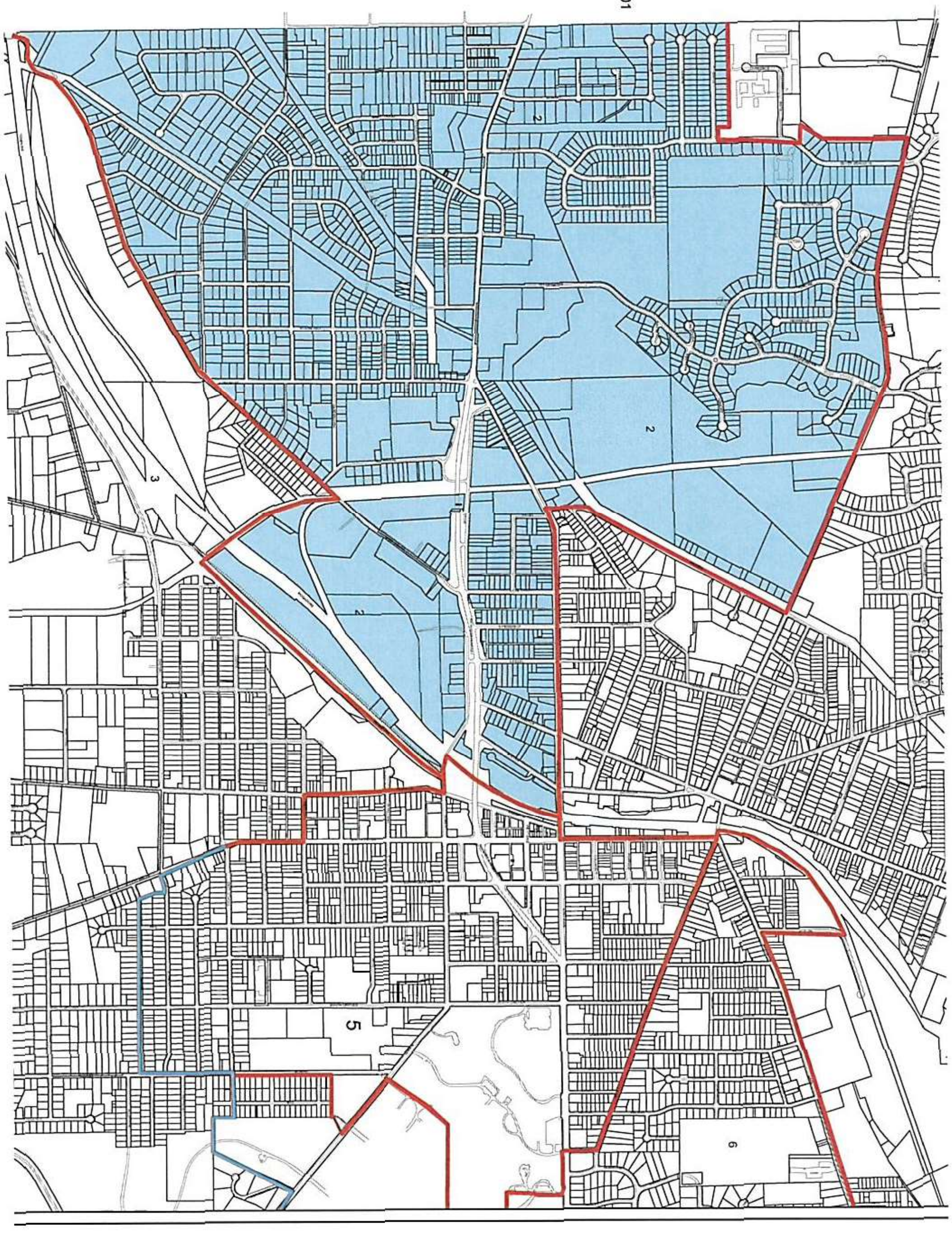
Thank you.

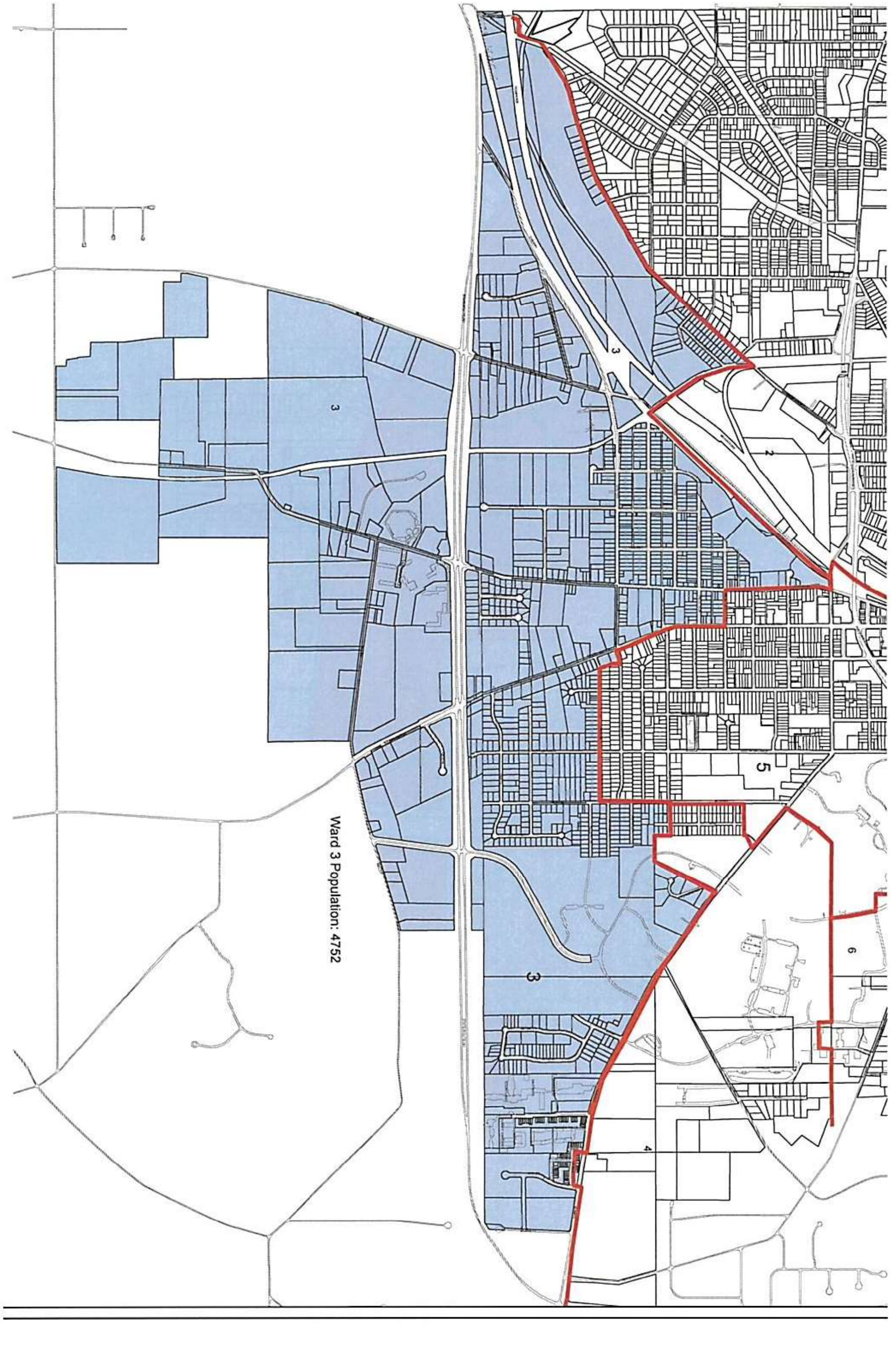
Attachments

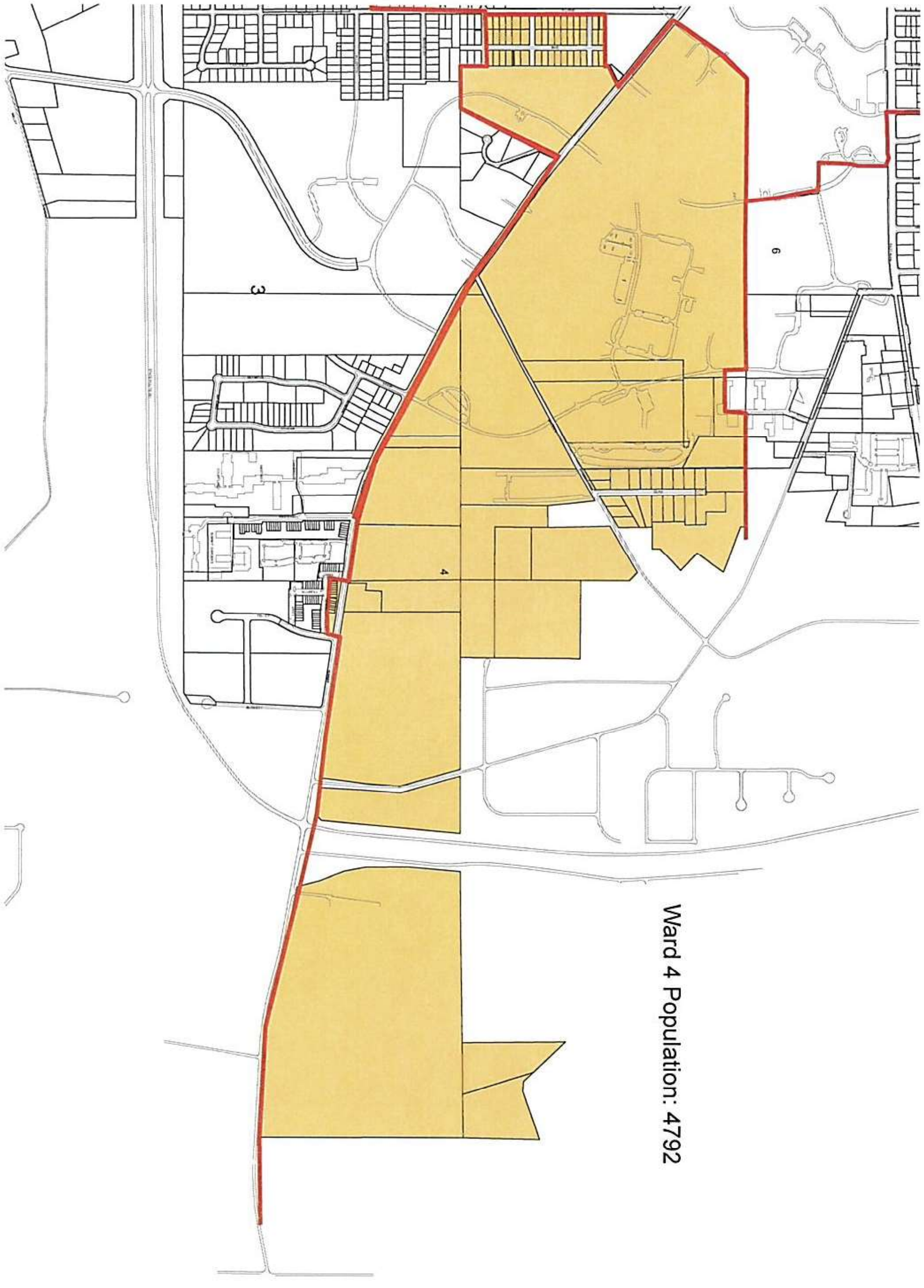
Cc: Hope Jones, Law Director
Amy Wilkens, Clerk of Council

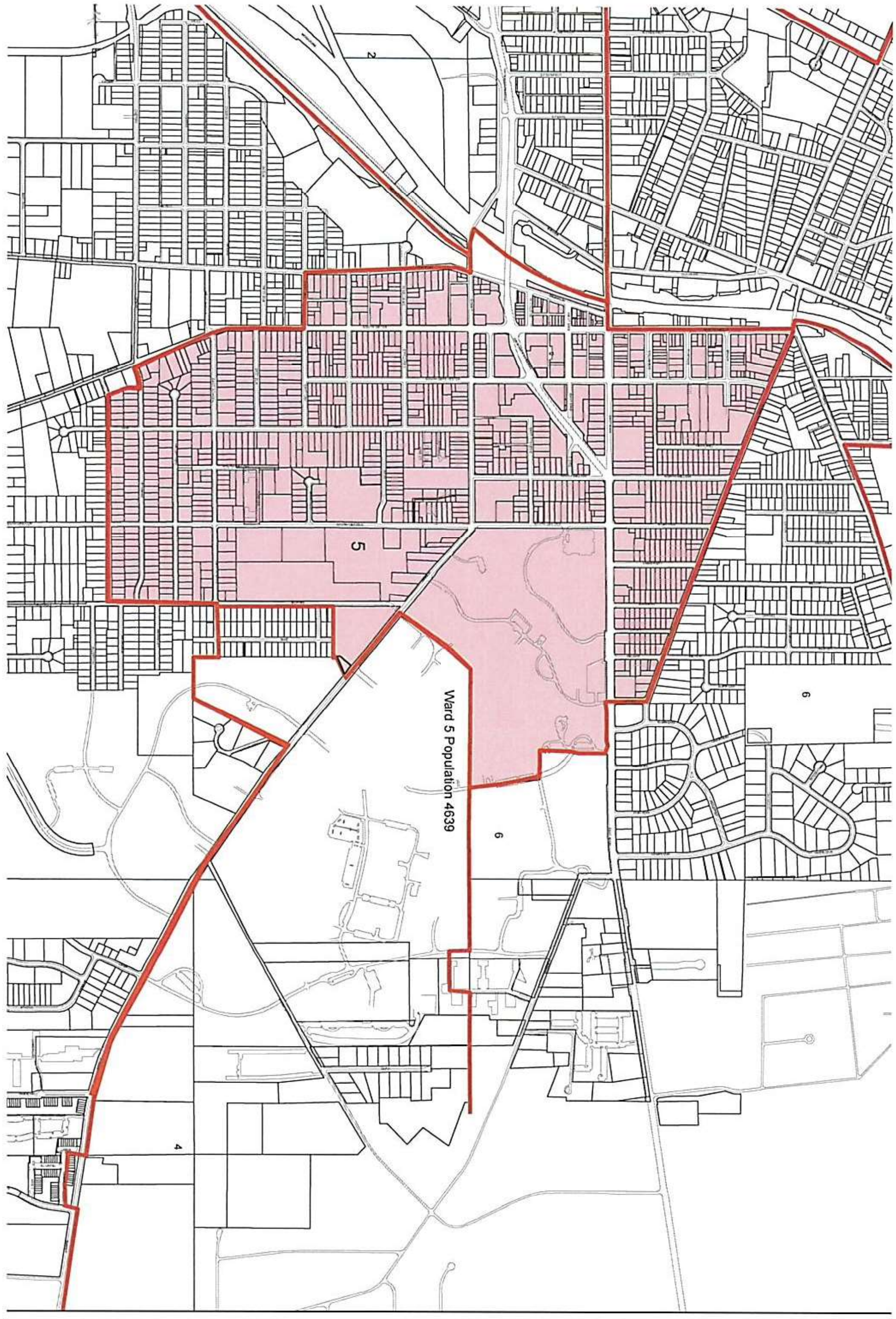

Ward 1 Population: 4615

Ward 2 Population: 4601

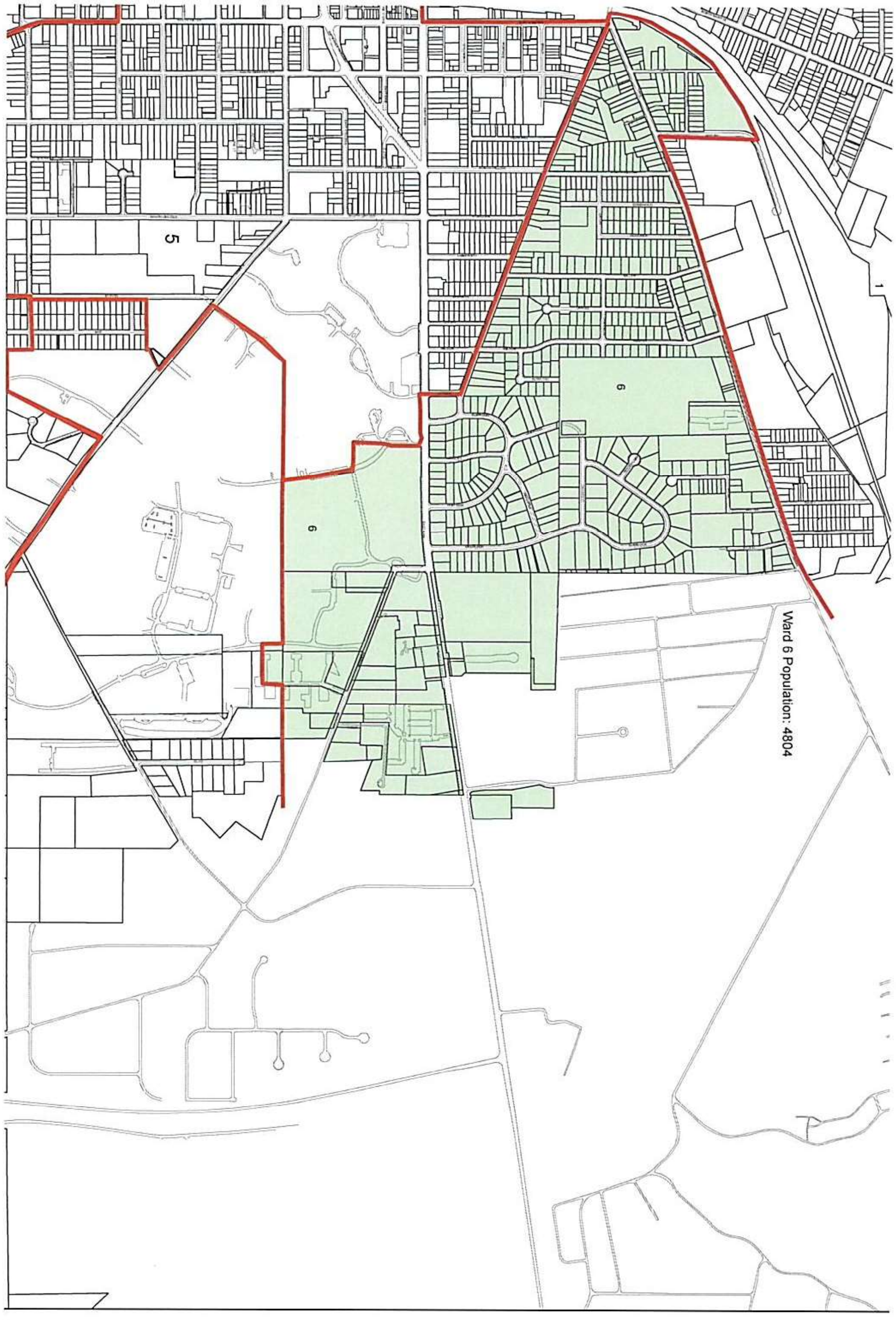



Ward 3 Population: 4752
3
2
5
6
4

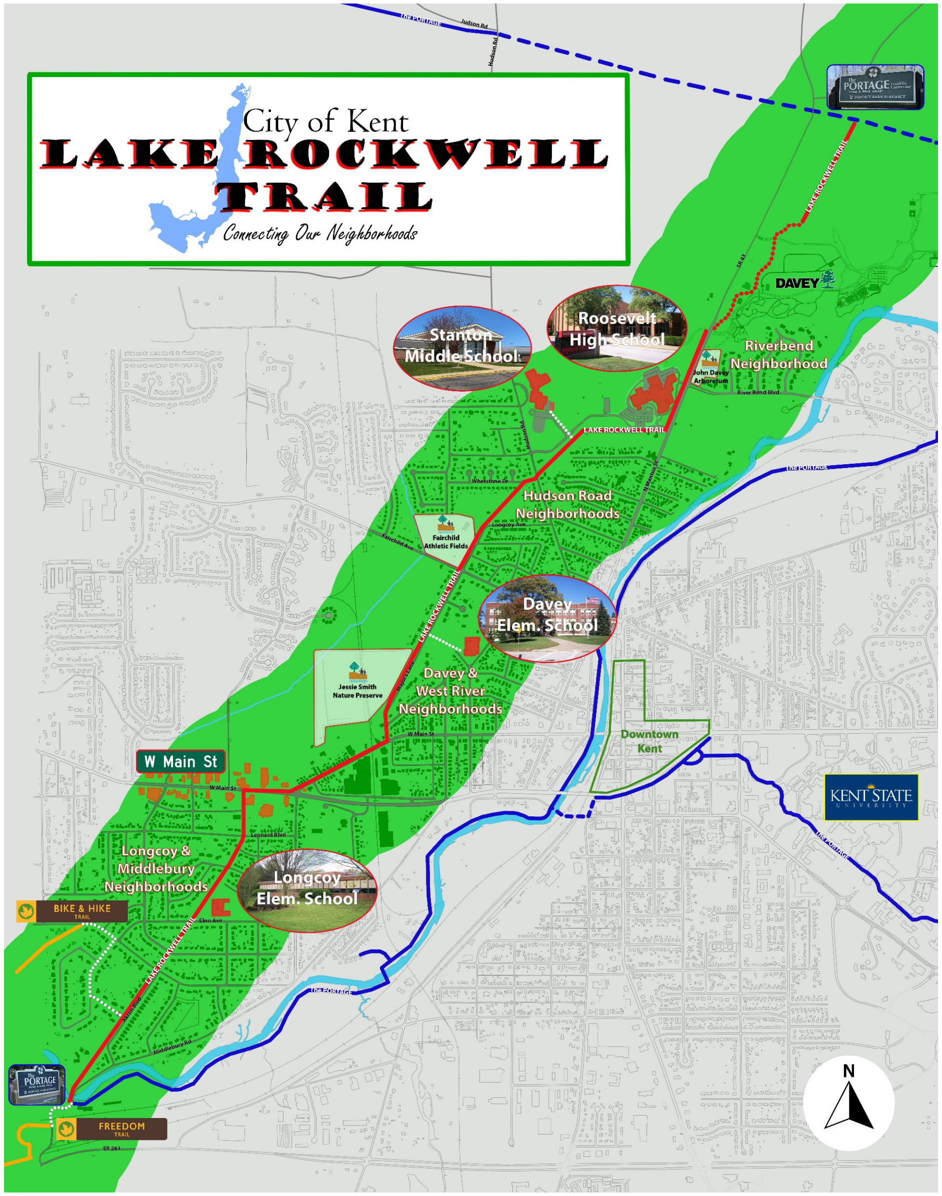

3
4
6
Ward 4 Population: 4792



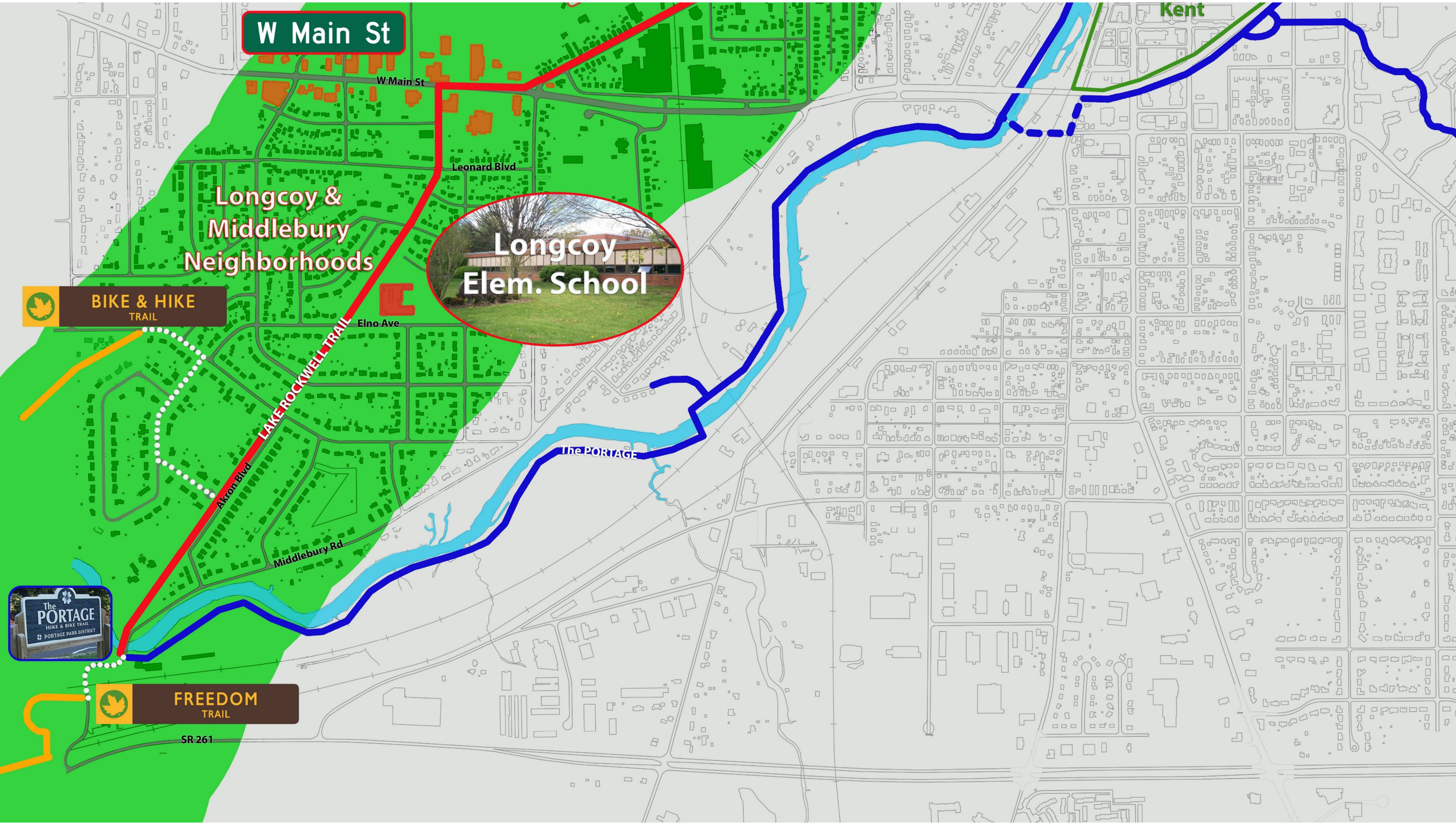
Ward 5 Population 4639
5
6
6
4
2



Ward 6 Population: 4804
5
6
6
6
1

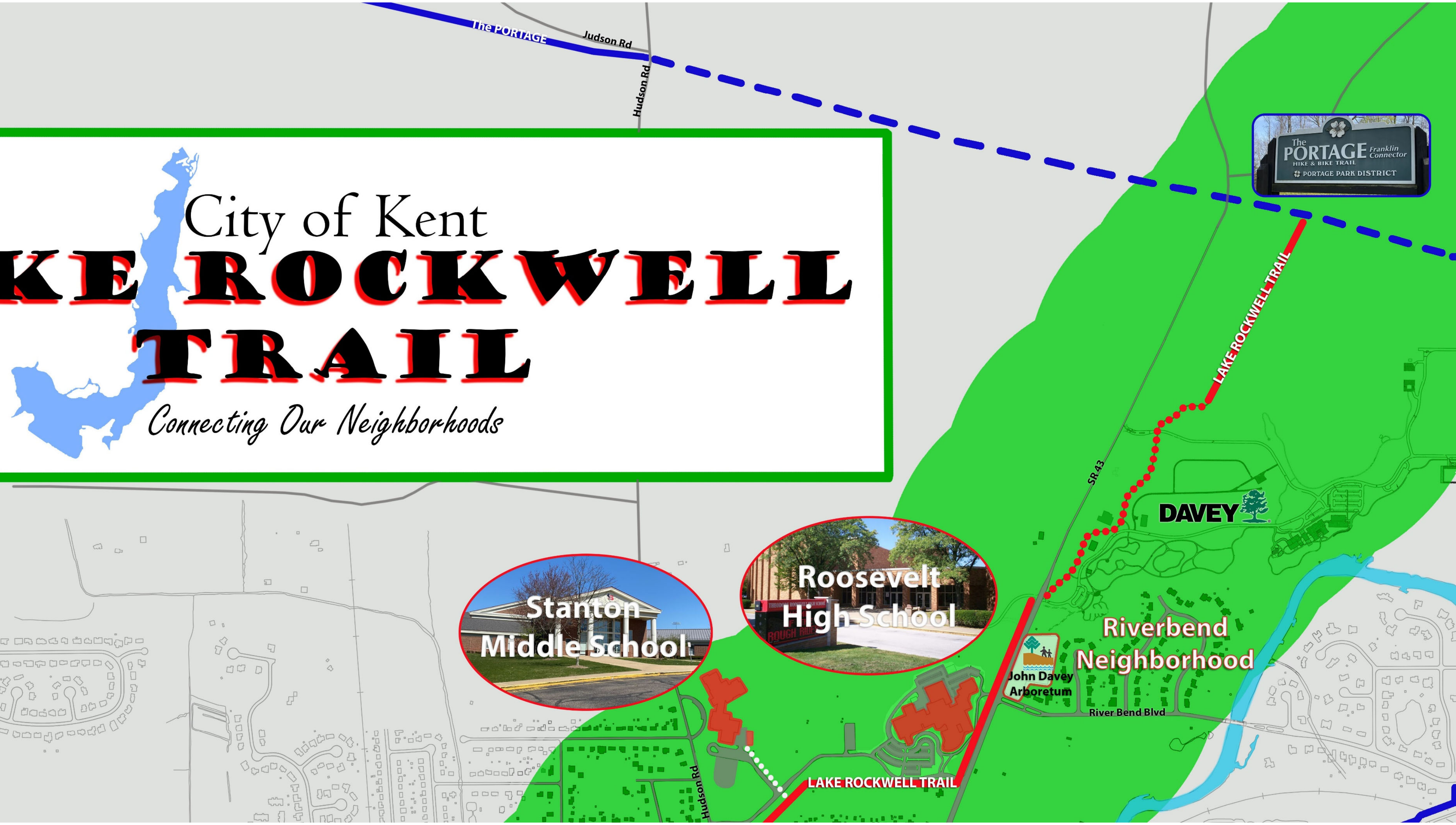


02.07.24 Comm. Mtg. Attachment



02.07.24 Comm. Mtg. Attachment

02.07.24 Comm. Mtg. Attachment


The PORTAGE
Judson Rd
Hudson Rd
City of Kent
KE ROCKWELL
TRAIL
Connecting Our Neighborhoods
The PORTAGE Franklin Connector
HIKE & BIKE TRAIL
PORTAGE PARK DISTRICT
LAKE ROCKWELL TRAIL
SR 43
DAVEY
Roosevelt
High School
Stanton
Middle School
John Davey
Arboretum
Riverbend
Neighborhood
River Bend Blvd
Hudson Rd
LAKE ROCKWELL TRAIL

AKRON BLVD - Near end of Lower Dr

AKRON BLVD - Near end of Lower Dr

City of Kent
LAKE ROCKWELL TRAIL
Connecting Our Neighborhoods

ELNO AVE - West of Longcoy Elementary

ELNO AVE - West of Longcoy Elementary

Majors Lane - Fairchild Ave intersection

Majors Lane - Fairchild Ave intersection

City of Kent

LAKE ROCKWELL TRAIL

Connecting Our Neighborhoods

DRAFT ORDINANCE NO. 2024 - 011

AN ORDINANCE APPROVING THE CURRENT REPLACEMENT PAGES TO THE CITY OF KENT CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

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

SECTION 1. That the ordinances of the City of Kent, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2023 Replacement Pages to the City of Kent Codified Ordinances are hereby approved and adopted and are on file in the Clerk of Council's office and can be reviewed during regular business hours.

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, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 - 012

AN ORDINANCE AUTHORIZING THE STAFF OF THE COMMUNITY DEVELOPMENT DEPARTMENT TO ADMINISTER THE REVIEW OF ZONING AND BUILDING PERMITS IN THE OVERLAY DISTRICT WHILE THE CITY TRANSITIONS TO THE NEW DESIGN GUIDELINES AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Zoning and Building Code require the Architectural Review Board to review submissions made to properties in the Overlay District; and

WHEREAS, Council has approved new Design Guidelines which will require a text amendment to the Codified Ordinances before being implemented; and

WHEREAS, Community Development has two submittals in the Overlay District waiting for approval and the implementation process will take some time; and

WHEREAS, the Director of Community Development reports that the two pending matters meet the Code requirements and has asked Council for authority to approve the submissions at the Administrative level.

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

SECTION 1. That Council hereby authorizes the staff of the Community Development Department to administer the review of Zoning and Building permits in the Overlay District while the City transitions to the New Design Guidelines

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, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 - 013

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM THE KENT JAYCEES KNOWN AS "KENT CRAFT BEER FESTIVAL" TO BE HELD ON SATURDAY, MAY 18, 2024, AND THE TEMPORARY CLOSURE OF NORTH WATER STREET BETWEEN MAIN STREET AND PORTAGE, AND MAIN STREET BETWEEN GOUGLER AND WATER STREET AND DECLARING AN EMERGENCY.

WHEREAS, the Kent Craft Beer Festival is a way to enjoy the growing craft beer economy in Northeast Ohio and highlight the work of breweries in Kent and neighboring cities; and

WHEREAS, the Kent Jaycees would like to host the Kent Craft Beer Festival with breweries in a new location of Downtown Kent; and

WHEREAS, the Kent Craft Beer Festival will take place Saturday, May 18, 2024 from 2:00 p.m. until 7:00 p.m. The temporary closure of North Water Street between Main Street and Portage and Main Street between Gougler and Water Street will begin Saturday morning at 9:00 a.m. until 10:00 p.m.; and

WHEREAS, the Kent City Council consents to authorizing the City Manager or his designee to sign the Special Event Application as long as he is comfortable and believes the safety and security of the City's citizens will not be adversely affected.

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

SECTION 1. That the Kent City Council authorizes the City Manager or his designee to execute the Special Event Application from The Kent Jaycees in substantial conformance with the Special Event Application attached hereto as Exhibit "A", as long as the City Manager or his designee believes the safety and security of Kent's citizens are adequately projected.

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, CMC
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, CMC
CLERK OF COUNCIL

APPLICATION FOR SPECIAL EVENT
PARADES, FESTIVALS, CARNIVALS, PUBLIC ASSEMBLIES, ETC.
City of Kent, 319 S. Water Street, Kent, OH 44240

NAME OF EVENT Kent Craft Beer Festival

ORGANIZATION SPONSORING EVENT Kent Junior Chamber of Commerce (Kent Jaycees)

APPLICANT NAME Joe Robinson PHONE 740-816-2746

ADDRESS 3798 Cascades Blvd. Apt. 312, Kent, OH 44240

NAMES AND PHONE NUMBERS OF ALL PERSONS WHO ARE IN CHARGE AND/OR WILL BE IN A RESPONSIBLE POSITON DURING THE EVENT:

Joe Robinson - 740-816-2746

DATE OF EVENT 5/18/2024 NO. OF PARTICIPANTS 1,000

REQUESTED PERMIT TIME: Start Set up 9:00 AM Start Event 2:00 PM

End Event 7:00 PM End Cleanup 10:00 PM

IF PARADE: STARTING POINT NA ENDING POINT NA

USE OF CITY WATER NEEDED? Yes, for filling coolers to cool the beer for service.
(IF YES, PLEASE EXPLAIN)

USE OF CITY ELECTRIC NEEDED? Yes, from the light posts.
(IF YES, PLEASE EXPLAIN)

In addition to the application please submit the following information:

- **Attach map to application showing proposed streets to be blocked off for event, and route of parade or race. (May be hand drawn.)**
- **Proof of Insurance is required before permit can be issued.**
- **Please attach list of possible vendors/booths to be part of event (food, retail, etc.).**

Please submit application for permit at least 30 days in advance, but no sooner than one year in advance. For additional requirements please review Chapter 316 of The Codified Ordinance of the City of Kent. Please be advised that the use of marking paint on City pavement, curbs, sidewalks or other property is prohibited except if purchased at cost from Service Department (330-678-8105).

By signing this application, I am certifying that I have received a copy of the rules and regulations of Chapter 316 of the Codified Ordinances of the City of Kent, and I fully understand that should the permit be approved, it can be revoked if any of the provisions of this Chapter are violated.

Joseph Robinson — Name of Applicant

Joseph Robinson — Signature of Applicant

Office Use. Do not write below this line. Sent to:
Safety, Service, Fire, Police, and Health Departments for review and approval
via ______ on ______.

MEMORANDUM AGREEMENT ______ YES ______ NO
APPLICATION APPROVED ______ APPLICATION DISAPPROVED ______

PROOF OF INSURANCE REQUIRED BY ORDINANCE 316.04 HAS BEEN REVIEWED AND APPROVED.

Law Director Date

IF APPLICATION IS APPROVED, PERMIT WILL BE ISSUED BY THE CITY MANAGER.

Date: 5/18/24

New Special Event Road Closure Petition

Name: Ryan Synovis Branch Manager Kent Huntington
Address: 101 E Main St
Kent OH 44240
Signature: Ryan Synovis

Name: 257 North Water LTD
Address: 1204 Tallmadge RD
Kent OH 44240
Signature:

Name: 247 NW Wash LTD
Address: 247 N. Water St
Kent OH 44240
Signature:

Name: Matthew McMinn
Address: 223 N. Water St
Kent, OH 44240
Signature:

Name: Lenard J. Dostal
Address: 217 N Water St.
Kent Ohio 44240
Signature:

Name: 162 N Water Tulips LLC
Address:
Signature:

Name: Tracie Espenschied
Address: 123 N. Water St.
Kent OH 44240
Signature:

Name: Mike Beder/ The Loft
Address: 112 W. Main St.
Signature:

Name: Zephyr pib
Address: 106 w main
Signature:

Name:
Address:
Signature:

Name:
Address:
Signature:

Name:
Address:
Signature:

City of Kent, Ohio

Date: 5/18/24

New Special Event
Road Closure Petition

Name: Hometown Bank
Address: 142 N. Water ST.
203 N. Water ST.
Signature: , EVP

Name: Standing Rock Title
Address: 136 N. Water St. Kent
Melissa Van Slyke
Signature:

Name: Enviage Group Inc
Address: 136 N water St Kent

Signature:

Name: Angela Taliaferro
Address: 150 N. Water

Signature:

Name:
Address:

Signature:

Name:
Address:

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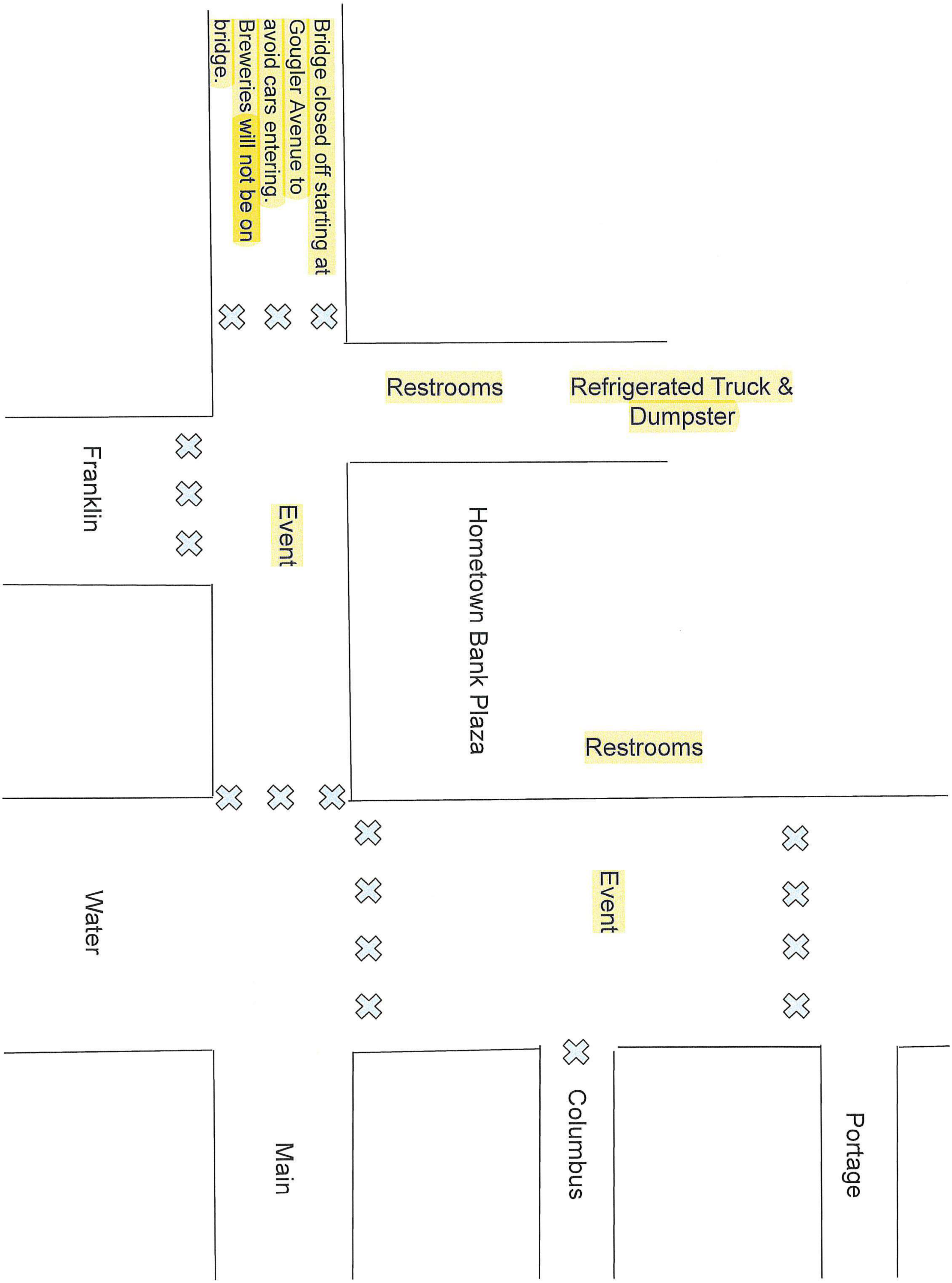
Bridge closed off starting at Gougler Avenue to avoid cars entering. Breweries will not be on bridge.
Restrooms
Refrigerated Truck & Dumpster
Franklin
Event
Hometown Bank Plaza
Restrooms
Water
Event
Main
Columbus
Portage

DRAFT ORDINANCE NO. 2024 – 014

AN ORDINANCE ACCEPTING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A PURCHASE AGREEMENT WITH THE CITY OF KENT, OHIO, BUYING AN INTEREST IN 0.153 ACRES OF REAL PROPERTY FROM THE MOST REVEREND DAVID J. BONNAR, BISHOP OF THE DIOCESE OF YOUNGSTOWN, AND WITH THE CITY OBTAINING A TEMPORARY EASEMENT, FOR RIGHT-OF-WAY PURPOSE, TO INSTALL, CONSTRUCT AND RECONSTRUCT THE ROADWAY FOR THE PROJECT KNOWN AS EAST MAIN STREET IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent desires to purchase an interest in 0.153 acres of real property from parcel number 17-022-00-00-046-000; and

WHEREAS, The Most Reverend David J. Bonnar, Bishop of the Diocese of Youngstown is willing to sell said interest in said property for $955.00; and

WHEREAS, the City of Kent desires to obtain a temporary easement of 0.040 acres of real property within parcel number 17-022-00-00-046-000; and

WHEREAS, The Most Reverend David J. Bonnar, Bishop of the Diocese of Youngstown, is willing to grant a temporary easement in said property for $3,600.00; and

WHEREAS, the City needs the property for right-of-way purposes to install, construct and reconstruct the roadway and sidewalks for the project known as East Main Street Improvement Project; and

WHEREAS, time is of the essence because the sooner the City acquires the necessary right-of-way for this project, the sooner construction may begin.

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

SECTION 1. That Council does hereby accept and authorizes the City Manager or his designee to execute the purchase agreement for the City of Kent, buying an interest in 0.153 acres of real property from parcel number 17-022-00-00-046-000 and an agreement for a temporary easement of 0.040 acres of real property from parcel number 17-022-00-00-046-000 for right-of-way purposes to install, construct and reconstruct the roadway and sidewalks for the project known as East Main Street Improvement Project in substantial conformity with the terms of the Agreement marked as Exhibit “A”, on file in the Council office.

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, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 – 015

AN ORDINANCE ACCEPTING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AN AGREEMENT BETWEEN SLIGHTLY TOASTED, LLC, AND THE CITY OF KENT, OHIO, WITH THE CITY OBTAINING A TEMPORARY EASEMENT, FOR RIGHT-OF-WAY PURPOSE, TO INSTALL, CONSTRUCT AND RECONSTRUCT THE ROADWAY FOR THE PROJECT KNOWN AS EAST MAIN STREET IMPROVEMENT PROJECT FROM SLIGHTLY TOASTED, LLC; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Council desires to obtain a temporary easement from Slightly Toasted, LLC; and

WHEREAS, Slightly Toasted, LLC is willing to grant a temporary easement in said property for $1,125.00; and

WHEREAS, the City needs the property for right-of-way purposes to install, construct and reconstruct the roadway and sidewalks for the project known as East Main Street Improvement Project; and

WHEREAS, time is of the essence because the sooner the City acquires the necessary right-of-way for this project, the sooner construction may begin.

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

SECTION 1. That Council does hereby accept and authorizes the City Manager or his designee to execute the agreement for the City of Kent to obtain a temporary easement for right-of-way purposes to install, construct and reconstruct the roadway and sidewalks for the project known as East Main Street Improvement Project in substantial conformity with the terms of the Agreement marked as Exhibit "A", on file in the Council office.

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, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 - 016

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO SUBMIT THE REQUIRED DOCUMENTATION TO THE PORTAGE COUNTY LAND REVITILIZATION CORPORATION (PCLRC) TO SECURE DEMOLITION FUNDING ASSISTANCE PRIOR TO THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD) PROGRAM SUBMISSION DEADLINE AND ENTER INTO A SUBRECIPIENT AGREEMENT WITH PCLRC; AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Department of Development (ODOD) recently made available a new grant funding opportunity for Ohio land banks called the Building Demolition and Site Revitalization (BDSR) program; and

WHEREAS, in response to the new funding, PCLRC requested properties that are vacant and blighted that can qualify for demolition assistance; and

WHEREAS, the City of Kent Community Development Department has two (2) vacant and blighted properties that have been condemned and qualify for this program, 331 Elm Street and 266 North Water Street; and

WHEREAS, the City will secure a court order for the purposes of demolition of 331 Elm Street prior to proceeding with any action; and

WHEREAS, the City owns the property at 266 North Water Street and will enter into a Subrecipient Agreement with PCLRC for the demolition of this property.

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

SECTION 1. the City Manager, or his designee, is authorized to submit the required documentation to the Portage County Land Reutilization Corporation (PCLRC) to secure demolition funding assistance for two (2) vacant and blighted residential properties that have been condemned and qualify for the program and enter into a Subrecipient Agreement with PCLRC, attached hereto and incorporated herein and marked as Exhibit “A”.

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

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

PASSED: ________________________
Date

EFFECTIVE: _____________________
Date

ATTEST: _________________________
Amy Wilkens, CMC
Clerk of Council

____
Jerry T. Fiala
Mayor and President 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, CMC
CLERK OF COUNCIL

Subrecipient Agreement
Between
Portage County Land Reutilization Corporation
and
City of Kent

THIS AGREEMENT is made effective as of ______________________ by and between the Portage County Land Reutilization Corporation, ("Lead Entity") and the City of Kent, ("Subrecipient") to undertake demolition projects ("Projects") as defined herein pursuant to the Building Demolition and Site Revitalization Program ("Program") as approved by the Ohio Department of Development ("Development").

WHEREAS, Lead Entity, in conjunction with the Subrecipient, will apply for Program funds from Development; and

WHEREAS, Subrecipient, has completed the "Property Eligibility Review Form", included as **Exhibit A**, and has determined the Project to be eligible under the terms of the Program; and

WHEREAS, Lead Entity and Subrecipient wish to set forth the responsibilities and obligations of each in undertaking activities pursuant to the Program and in utilizing such funds;

NOW, THEREFORE, it is agreed between the parties hereto that:

1. SCOPE OF WORK

A. Activities. Subrecipient has identified eligible Projects within their jurisdiction that are consistent with the provided Program guidelines, Lead Entity application and its adopted Policies and Procedures, as amended, and Agreement between Development and the Lead Entity, incorporated by reference herein. Descriptions of eligible and ineligible costs are included in **Exhibit B**.

B. Project. Demolition funds may be used for the sole and express purpose of undertaking and completing Projects as described and at the locations outlined in the Scope of Work attached hereto as **Exhibit B**.

2. SCOPE OF SERVICES

A. General Administration. Subrecipient will be responsible to provide general administration of the Projects set forth herein in a manner satisfactory to Lead Entity and consistent with the standards set forth in the Agreement between Lead Entity and Development.

B. Levels of Accomplishment - Goals and Performance Measures. Pursuant to the Program guidelines, Subrecipient shall be responsible for ensuring Project progress and reporting such measures as units demolished and waste removal efforts undertaken as specified in the Scope of Work. Subrecipient will provide timely updates on performance and any expected changes or updates resulting from local conditions to the Lead Entity as requested.

C. Performance Monitoring. Lead Entity will monitor the performance of the Subrecipient. Subrecipient shall provide Lead Entity any requested reporting information as required by Development for reimbursement and in the administration and review of the Program. Substandard performance as determined by the Lead Entity will constitute noncompliance with this Agreement. Substandard performance, includes, but is not limited to, failure to complete the scope of work or services in a quality and professional workmanlike manner, or non-compliance with any applicable local, state, or federal guidelines, the Program guidelines, the Lead Entity application or its adopted Policies and Procedures, as amended, and the Agreement between Development and the Lead Entity. Lead Entity shall notify Subrecipient of substandard performance by written notice of default. If action to correct such substandard performance is not taken by the Subrecipient within a reasonable period of time after being notified by Lead Entity, contract suspension or termination procedures will be initiated.

3. TIME OF PERFORMANCE

Performance of Projects by the Subrecipient shall start on July 4, 2023 and end on or before May 1, 2025 ("Project Period"). All Projects are to be completed within the Project Period. Any Projects not completed as described may result in the recapture and/or reallocation of Program funds. No extensions will be considered.

4. PAYMENT

Upon successful award to the Lead Entity, Lead Entity shall obligate Program funds for the sole and express purpose of undertaking the Project described herein within the Subrecipient jurisdiction. Any costs incurred by Subrecipient in the performance of its duties under this Agreement for which reimbursement is sought should be submitted to the Lead Entity for review and payment consideration. Program funds shall be used solely for the stated purposes set forth in the Program guidelines and this Agreement, and the expenditures shall be supported by contracts, invoices, vouchers, and other data as appropriate. Any income resulting from the performance of activities under this Agreement shall remain with Lead Entity.

Upon successful completion of all Project activities, a final inspection shall be completed with the Lead Entity and Subrecipient. A 10% retainage may be held by the Lead Entity until final approval is provided by the Subrecipient and Lead Entity.

It is expressly agreed and understood that the total amount to be paid by the Lead Entity for activities taking place within the Subrecipient jurisdiction under this Agreement shall not exceed the maximum amount of the Development grant for the Project.

5. NOTICES

Communication and details concerning this contract shall be directed to the following contract representatives:

SUBRECIPIENT:

Name:	Dave Ruller
Title:	City Manager
Address:	301 S Depeyster Street Kent, OH 44240
Telephone:	(330) 676-7500
E-mail:	dave.ruller@kentohio.gov

LEAD ENTITY:

Name:	Dan Morganti
Title:	Executive Director
Address:	149 N. Prospect St, Ste 5 Ravenna OH, 44266
Telephone:	(330) 839-7199
E-mail:	dmorganti@pclandbank.org

6. REPORTING AND COMPLIANCE

A. Reporting Requirements. Subrecipient shall submit to Lead Entity any information needed to complete reporting as required by Development. Per Program guidelines, the Lead Entity is required by Development to provide quarterly progress reports.

B. Records. Subrecipient shall maintain all records for activities taking place pursuant to this agreement. Subrecipient shall upon request provide any additional information that may be required to complete reporting as outlined by Development. At the conclusion of the Projects, Subrecipient will transfer copies of all records pertaining to these activities to the Lead Entity.

C. Inspections. At any time during normal business hours and upon three days prior written notice, as often as Lead Entity may deem necessary and in such a manner as not to interfere unreasonably with the normal business operations, Subrecipient shall make available to Lead Entity, for examination, any records with respect to matters covered by this Agreement. Subrecipient shall permit Lead Entity to audit, examine, and make copies or transcripts from such records.

7. GENERAL CONDITIONS

A. Adherence to State and Federal Laws, Regulations

(1) General. Subrecipient agrees to comply with all applicable federal, state and local laws, rules, regulations and ordinances in the performance of its obligations under this Agreement while Program funds are being expended. Without limiting the generality of such obligation, Subrecipient shall pay or cause to be paid all unemployment compensation, insurance premiums, Workers' Compensation premiums, income tax withholding, Social Security withholding, and any and all other taxes or payroll deductions required for all employees engaged by Subrecipient in connection with the Projects. Subrecipient shall comply with all applicable environmental, zoning, planning and building laws and regulations.

(2) Ethics. Subrecipient, by its signature on this document, certifies that it has reviewed and understands the Ohio ethics and conflict of interest policies and will take no action inconsistent with those laws, as any of them may be amended or supplemented from time to time. Subrecipient understands that failure to comply with the Ohio ethics and conflict of interest laws is in itself grounds for termination of this Agreement and the grant funding of activities made pursuant to this Agreement.

(3) Conflict of Interest. Subrecipient shall immediately disclose in writing to Lead Entity any such person who, prior to or after the execution of this Agreement, acquires personal interest, voluntarily or involuntarily. Subrecipient shall cause any such person who, prior to or after the execution of this Agreement, acquires any personal interest, voluntarily or involuntarily, to immediately disclose such interest to Lead Entity in writing. Thereafter, such person shall not participate in any action affecting the work under this Agreement unless Lead Entity determines that, in light of the personal interest disclosed, his or her participation in any such action would not be contrary to the public interest.

(4) Non-Discrimination. Pursuant to O.R.C. 125.111 and Development's policy, Subrecipient agrees that Subrecipient and any person acting on behalf of Subrecipient shall not discriminate, by reason of race, color, religion, sex, sexual orientation, age, disability, military status, national origin, or ancestry against any citizen of this state in the employment of any person qualified and available to perform the work under this Agreement. Subrecipient further agrees that Subrecipient and any person acting on behalf of Sub recipient shall not, in any manner, discriminate against, intimidate, or retaliate against any

employee hired for the performance of work under this Agreement on account of race, color, religion, sex, sexual orientation, age, disability, military status, national origin, or ancestry.

(5) Kickbacks. Subrecipient represents and warrants that Subrecipient has not provided, attempted to provide, offered to provide, solicited, accepted, or attempted to accept any payment back from any contract, or kickback, and Subrecipient covenants and agrees that Subrecipient, its employees and agents shall not provide, attempt to provide, offer to provide, solicit, accept, or attempt to accept any kickbacks during the term of this Agreement. Subrecipient further represents and warrants that it has not knowingly included, directly or indirectly, the amount of any kickback in the estimated cost of any Project nor will knowingly include, directly or indirectly, the amount of any kickback into any request for reimbursement.

(6) Campaign Contribution Limits. Neither Subrecipient nor any of Subrecipient's partners, officers, directors or shareholders, if any, nor the spouses of any such person, have made contributions in excess of the limitations specified in O.R.C. 3517.13.

(7) Public Records. Subrecipient acknowledges that this Agreement and other records in the possession or control of Attorney General regarding each Project are public records under O.R.C. and are open to public inspection unless a legal exemption applies.

(8) Environmental Requirements. Subrecipient agrees to comply with all applicable environmental requirements insofar as they apply to the performance of this Agreement.

(9) Liability. Subrecipient shall be liable for negligent acts or omissions, or negligent conduct of Subrecipient, its employees, agents or subcontractors, to the extent permitted by law, in connection with the activities of this Agreement. Subrecipient shall pay any judgments and costs arising out of such negligent acts or omissions relevant to the Subrecipient and Lead Entity. Each party agrees to defend itself and themselves and pay any judgments and costs arising out of their own negligent acts or omissions.

(10) Indemnification. Unless otherwise exempted by law, any Lead Entity and subrecipient shall indemnify and hold harmless the State of Ohio and the Ohio Department of Development, including its agents, officers. and employees against any and all claims, liabilities, and costs for any personal injury or property damage, or other damages that may arise out of or in connection with the Lead Entity's or subrecipient's performance of a contract.

(11) Source and Availability of Funds. Subrecipient acknowledges that the source of the Program funds is Substitute House Bill 110 the state budget bill for Fiscal Years 2022 and 2023, and O.R.C. 122.6512. Lead Entity shall have no obligation to advance or pay for activities taking place within the Subrecipient jurisdiction with any funds other than the funds Lead Entity receives from Development for the stated purpose of this project.

B. Termination Procedure

(1) Termination. Lead Entity may immediately terminate this Agreement by giving reasonable written notice of termination to the Subrecipient for any of the following occurrences:

(a) Failure of Subrecipient to fulfill in a timely and proper manner any of its obligations under this Agreement.

(b) Failure of Subrecipient to provide any information required to produce complete and accurate reports.

(c) Failure of Subrecipient to use the Program funds for the stated purposes in this Agreement.

(d) Use of program funds on any other properties in the Subrecipient jurisdiction without the express written consent of Lead Entity and modification of the original grant agreement with Development.

(2) Effects of Termination. Within 60 days after termination of this Agreement, Subrecipient shall surrender all reports, documents, and other materials assembled and prepared pursuant to this Agreement. After receiving written notice of termination, Subrecipient shall incur no new obligations and shall cancel as many outstanding obligations as possible. Upon compliance with this paragraph, activities satisfactorily complete within Subrecipient jurisdictions shall be paid prior to the effective date of termination.

(3) Forbearance Not a Waiver. No act of forbearance or failure to insist on the prompt performance by Subrecipient of its obligations under this Agreement, either express or implied, shall be construed as a waiver by Lead Entity of any of its rights hereunder.

8. MISCELLANEOUS

A. Entire Agreement. This Agreement and any documents referred to herein constitute the complete understanding of the parties and merge and supersede any and all other discussions, agreements and understandings, either oral or written, between the parties with respect to the subject matter hereof.

B. Amendments or Modifications. Either party may at any time during the term of this Agreement request amendments or modifications. The parties shall agree in writing to any amendments or modifications.

C. Assignment. Neither this Agreement nor any rights, duties, or obligations described herein shall be assigned, subcontracted or subgranted by the Subrecipient without the prior express written consent of the Lead Entity.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives.

Subrecipient:	Lead Entity:
By:____________________ Dave Ruller, City Manager	By:____________________ Dan Morganti, Executive Director
Date:____________________	Date:____________________
Approved as to form: ____________________	Approved as to form: ____________________
Attorney for Subrecipient:__________	Attorney for Lead Entity: __________

Exhibit B

Scope of Work

Scope of Work. Each Project location listed below includes activities including, but not limited to asbestos inspection (and abatement if necessary), demolition of buildings (including waste removal), and general site restoration.

Locations within the Subrecipient jurisdiction where activities up to and including demolition will take place:

- 266 N. Water Street, OH 44240 (Parcel #17-025-30-00-029-000)

Budget

Item	Grant Funds	Match Funds	Project Item Total
Pre-Demolition Costs	$	$	$
Demolition Costs	$	$	$
Required Post-Demolition Costs	$	$	$
Optional Post-Demolition Costs	$	$	$
Project Totals	**$**	**$**	**$**

A full description of eligible activities including, pre-demolition costs, demolition costs, post-demolition costs, and ineligible costs is provided below:

Eligible Pre-Demolition Costs

- Acquisition of real estate (no more than 10% of the total request, not to exceed the county auditor property value)
- Initial property inspections/assessments
- Property security costs/board up
- Grass mowing prior to demolition
- Interior and exterior debris removal and disposal (including illegal dumping, junk vehicles, discarded tires, etc.)
- Environmental assessments
- Contract preparation and review by third parties
- Architectural/engineering fees, including cost estimates, bid specifications, and job progress inspections.
- Bid advertisements for vendors
- Other expenses approved on a case-by-case basis by Development.

Eligible Demolition Costs

- Removal and disposal of asbestos
- Removal and disposal of other hazardous materials
- Demolition of buildings including disposal, backfill, compaction

- Clearance of structures and improvements (trees, shrubs, poles, porch piers, patios, fireplaces, fences, barriers, walls, driveways, aprons, service walks, parking lots, light poles, smokestacks, signage, etc.)
- Removal of underground storage tanks and utility services including electrical transformers
- Removal and/or filling/capping of septic systems and wells
- Removal of additional exterior or interior dumping of debris prior to demolition
- Vehicle towing
- Equipment purchases or rentals, such as safety fencing, erosion control silt socks, portlets, etc.
- Saw-cutting adjacent party walls and parging the wall to remain
- Regulatory permit and inspection fees
- Documented, labor, material, or equipment costs
- Relocation of utility structures above ground
- Other expenses approved on a case-by-case basis by Development

Eligible Post-Demolition Costs (Required for each project)

- Site restoration (grading and seeding)
- Public sidewalk, curb or catch basin repair or, if required by local municipality, installation

Eligible Post-demolition Costs (Optional for each project and capped at $5,000 per project)

- Greening and improvements (trees, shrubs, flowers, and other landscaping)
- Architectural elements (fencing, signage, benches, and other hardscaping)

Ineligible Costs

- Marketing of project site(s)
- Litigation expenses for legal unrelated to tax foreclosure
- Property taxes
- Property insurance premiums
- Payment of delinquent utility costs
- Post-demo property maintenance including mowing
- Costs incurred prior to the grant period (with the exception of match)

DRAFT ORDINANCE NO. 2024 - 017

AN ORDINANCE AMENDING ORDINANCE NO. 2023-97, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 20, 2023; 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, 2024; 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, 2024.

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

SECTION 1. That the current appropriations Ordinance No. 2023-97 passed December 20, 2023, be amended as set forth in Exhibit "A", attached hereto and incorporated herein, so as to increase appropriations in Fund 001, General; Fund 106, Parks & Recreation; Fund 124, Income Tax Safety; Fund 126, CDBG Grant; Fund 128 Fire & EMS; Fund 138 ARPA; Fund 201, Water; Fund 202, Sewer; Fund 208, Storm Water; Fund 301, Capital Improvements; and Fund 402, Special Assessment Bonds; and decreases to Fund 001, General; Fund 201, Water; and Fund 301, Capital Improvements; 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. 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

EFFECTIVE: ____________________
Date

____
Jerry T. Fiala
Mayor and President of Council

ATTEST: _________________________
Amy Wilkens, CMC
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, CMC
CLERK OF COUNCIL

Exhibit A

2024 ORIGINAL APPROPRIATIONS

Fund - Department/Division	Personnel & Benefits	Other than Personnel & Benefits	Capital	Reserve/ Debt Service	Contingency	Fund & Department Total
General Fund (001)						
City Council	$ 193,420	$ 46,380	$ -	$ -	$ -	$ 239,800
Mayor	13,490	3,400				16,890
Community Support		106,000				106,000
City Manager	407,400	64,930				472,330
Community Engagement	106,590	5,100				111,690
Information Technology	275,315	449,354				724,669
Urban Renewal		37,700				37,700
Human Resources	120,116	25,415				145,531
Civil Service	41,730	26,720				68,450
Law	373,130	118,260				491,390
Budget & Finance	512,285	141,670				653,955
Community Development	746,985	186,855				933,840
Economic Development	148,100	33,750				181,850
Health	927,859	621,653				1,549,512
Public Parking		85,600				85,600
Main Street Program		70,000				70,000
Service Administration	190,509	399,200				589,709
Shade Tree		121,885	20,000			141,885
Sustainability		70,000				70,000
Building	385,165	46,185				431,350
Land banking		8,000				8,000
Engineering	323,720	107,500				431,220
Miscellaneous & Sundry		457,250				457,250
Contingency					100,000	100,000
Fund Total	4,765,814	3,232,807	20,000	-	100,000	8,118,621
West Side Fire (101)						
Fire	332,460	37,200				369,660
Fund Total	332,460	37,200	-	-	-	369,660
Street Construction Maintenance & Repair (102)						
Service	1,375,400	1,143,965				2,519,365
Contingency					25,000	25,000
Fund Total	1,375,400	1,143,965	-	-	25,000	2,544,365
State Highway (103)						
Service		87,200				87,200
Fund Total	-	87,200	-	-	-	87,200
Recreation (106)						
Parks & Recreation	1,563,700	798,450	224,000			2,586,150
Fund Total	1,563,700	798,450	224,000	-	-	2,586,150
Food Service (107)						
Health	127,785	24,340	7,500			159,625
Fund Total	127,785	24,340	7,500	-	-	159,625
Income Tax (116)						
Budget/Finance/IncTaxAdmin	146,525	663,600				810,125
Managed Reserve				25,540		25,540
Fund Total	146,525	663,600	-	25,540	-	835,665

2024 ORIGINAL APPROPRIATIONS

Fund - Department/Division	Personnel & Benefits	Other than Personnel & Benefits	Capital	Reserve/ Debt Service	Contingency	Fund & Department Total
Revolving Housing (120)						
Health	178,695	21,270	6,300			206,265
Fund Total	178,695	21,270	6,300	-	-	206,265
State & Local Forfeits (121)						
Police						-
Fund Total	-	-	-	-	-	-
Drug Law Enforcement (122)						
Police		15,000				15,000
Fund Total	-	15,000	-	-	-	15,000
Enforcement & Education (123)						
Police		11,000				11,000
Fund Total	-	11,000	-	-	-	11,000
Income Tax Safety (124)						
Police	8,722,965	859,915				9,582,880
Fund Total	8,722,965	859,915	-	-	-	9,582,880
Law Enforcement Trust (125)						
Police						-
Fund Total	-	-	-	-	-	-
Community Development Block Grant (126)						
Community Development	1,685	199,300	189,825			390,810
Fund Total	1,685	199,300	189,825	-	-	390,810
Fire & E.M.S. (128)						
Fire	6,282,490	878,677	844,600			8,005,767
Fund Total	6,282,490	878,677	844,600	-	-	8,005,767
Wireless 911 (129)						
Safety						-
Fund Total	-	-	-	-	-	-
Swimming Pool Inspections (130)						
Health	10,460		1,200			11,660
Fund Total	10,460	-	1,200	-	-	11,660
Police Pension (132)						
Police	160,000					160,000
Fund Total	160,000	-	-	-	-	160,000
Fire Pension (133)						
Fire	160,000					160,000
Fund Total	160,000	-	-	-	-	160,000
UDAG / EDA-RLF (134)						
City Manager/C.D.		60,000				60,000
Fund Total	-	60,000	-	-	-	60,000
CHIP Grant (136)						
City Manager/C.D.	20,000	155,000				175,000
Fund Total	20,000	155,000	-	-	-	175,000

2024 ORIGINAL APPROPRIATIONS

Fund - Department/Division	Personnel & Benefits	Other than Personnel & Benefits	Capital	Reserve/ Debt Service	Contingency	Fund & Department Total
Local American Rescue Plan Act (138)						
ARPA			5,684,400			5,684,400
Fund Total	-	-	5,684,400	-	-	5,684,400
Water (201)						
Service	2,062,257	1,158,670	1,262,400			4,483,327
Service (Capital Facilities)			322,000			322,000
Admin. Support	529,672	164,973	301,500			996,145
Budget & Finance (Debt)				26,740		26,740
Contingency					50,000	50,000
Fund Total	2,591,929	1,323,643	1,885,900	26,740	50,000	5,878,212
Sewer (202)						
Service	1,971,494	963,495	3,700,977			6,635,966
Service (Capital Facilities)			237,280			237,280
Admin. Support	456,045	130,073	173,500			759,618
Budget & Finance (Debt)				443,090		443,090
Contingency					50,000	50,000
Fund Total	2,427,539	1,093,568	4,111,757	443,090	50,000	8,125,954
Utility Billing (204)						
Budget & Finance		98,400				98,400
Fund Total	-	98,400	-	-	-	98,400
Solid Waste (205)						
Admin Support	75,650	176,790	9,000			261,440
Service	394,968	40,500	120,000			555,468
Fund Total	470,618	217,290	129,000	-	-	816,908
Storm Water Utility (208)						
Service	394,968	62,850				457,818
Service (Capital Facilities)		1,000	419,100			420,100
Admin. Support	331,258	78,800	20,000			430,058
Budget & Finance (Debt)				13,350		13,350
Fund Total	726,226	142,650	439,100	13,350	-	1,321,326
Guaranteed Deposits (230)						
Budget & Finance		1,000				1,000
Fund Total	-	1,000	-	-	-	1,000

2024 ORIGINAL APPROPRIATIONS

Fund - Department/Division	Personnel & Benefits	Other than Personnel & Benefits	Capital	Reserve/ Debt Service	Contingency	Fund & Department Total
Capital Projects (301)						
Safety			130,000			130,000
Service			804,000			804,000
Service (Capital Facilities)			6,743,557			6,743,557
Administrative	338,969		757,000			1,095,969
Budget & Finance (Debt)				62,280		62,280
New City Hall (Debt)			150,000	58,993		208,993
Contingency					25,000	25,000
Fund Total	338,969	-	8,584,557	121,273	25,000	9,069,799
Municipal Public Improvement Tax Increment Equivalent (302)						
Service (Capital Facilities)						-
Budget & Finance (Debt)				435,905		435,905
Fund Total	-	-	-	435,905	-	435,905
Police Facility (303)						
Safety (Capital Facilities)		66,000		811,250		877,250
Budget & Finance (Debt)						0
Fund Total	-	66,000	-	811,250	-	877,250
Debt Service (402)						
Budget & Finance (Debt)				402,006.81		402,006.81
Fund Total	-	-	-	402,006.81	-	402,006.81
Internal Service (807)						
Health Insurance		4,300,000				4,300,000
Fund Total	-	4,300,000	-	-	-	4,300,000
Total Appropriations	$ 30,403,260	$ 15,430,275	$ 22,128,139	$ 2,279,155.00	$ 250,000	$ 70,490,829.00
Original Appropriations	$ 28,632,091	$ 14,896,000	$ 8,855,200	$ 2,279,155	$ 250,000	$ 54,912,446
Amendment #1	1,771,169	534,275	13,272,939	-	-	15,578,383
Amendment #2						-
Amendment #3						-
Amendment #4						-
Amendment #5						-
Amendment #6						-
Amendment #7						-
Amendment #8						-
	$ 30,403,260	$ 15,430,275	$ 22,128,139	$ 2,279,155	$ 250,000	$ 70,490,829

2024 ORIGINAL APPROPRIATIONS - SCHEDULE OF OPERATING TRANSFERS AND TEMPORARY ADVANCES

Paying Fund	Original	Request	Change	Receiving Fund
Operating Transfers				
Fund 116 - Income Tax	$ 3,800,000			Fund 001 - General
Fund 116 - Income Tax	400,000			Fund 102 - St Const Maint & Repair
Fund 116 - Income Tax	4,360,970			Fund 124 - Income Tax Safety
Fund 116 - Income Tax	4,360,970			Fund 128 - Fire & E.M.S.
Fund 116 - Income Tax	3,902,770			Fund 301 - Capital Projects
Fund 116 - Income Tax	2,180,485			Fund 303 - Police Facility
Total Fund 116 Income Tax	19,005,195	0	0	
Fund 201 - Water	55,000			Fund 204 - Utility Billing
Fund 202 - Sewer	55,000			Fund 204 - Utility Billing
Fund 001 - General	4,500,000			Fund 124 - Income Tax Safety
Fund 001 - General	3,500,000			Fund 128 - Fire & EMS
Subtotal - Total Operating Transfers	8,110,000	0	0	
Grand Total - All Transfers	$ 27,115,195	$ -	$ -	

DRAFT ORDINANCE NO. 2024 - 018

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2024 COMMUNITY EVENT SPONSORSHIP PROGRAM AWARD IN THE AMOUNT OF $2,000.00, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent, Ohio is a member of the Northeast Ohio Public Energy Council ("NOPEC") and is eligible for a NOPEC 2024 Community Event Sponsorship Award in the amount of $2,000.00; and

WHEREAS, the City would like to use the funds for the Kent Area Chamber of Commerce – Kent Total Eclipse.

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

SECTION 1. That Kent City Council hereby authorizes the City Manager, or his designee, to accept the NOPEC 2024 Community Event Sponsorship Program Award in the amount of $2,000.00.

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

EFFECTIVE: ___________________________
Date

____
Jerry T. Fiala
Mayor and President of Council

ATTEST: ________________________
Amy Wilkens, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 - 019

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT AWARD IN THE AMOUNT OF $48,800.00 AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent, Ohio is a member of the Northeast Ohio Public Energy Council ("NOPEC") and has been awarded a NOPEC Energized Community Grant Award in the amount of $48,800.00; and

WHEREAS, the City would like to use the funds to support City energy improvement projects, including upgrading motors at the Water Reclamation Plant, HVAC efficiency upgrades, and a LED lighting study.

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

<u>SECTION 1</u>. That Kent City Council hereby authorizes the City Manager, or his designee, to accept the NOPEC Energized Community Grant Award in the amount of $48,800.00.

<u>SECTION 2.</u> 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.

<u>SECTION 3</u>. 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

EFFECTIVE: ____________________________
Date

____
Jerry T. Fiala
Mayor and President of Council

ATTEST: ________________________
Amy Wilkens, CMC
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, CMC
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2024 - 020

AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A GRANT APPLICATION REQUEST FOR $15,000 TO THE OHIO ENVIRONMENTAL PROTECTION AGENCY (PUBLIC WATER SYSTEM GRANT) AND TO ACCEPT THE GRANT, IF AWARDED, AND EXECUTE THE SUBSEQUENT GRANT AGREEMENT WITH CORRESPONDING APPROPRIATION OF FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the funding application has been submitted to the Ohio Environmental Protection Agency (Public Water System Grant) requesting $15,000 in assistance for the Asset Management Plan reimbursement.

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

SECTION 1. That Kent City Council approves submission of the application request for grant funding totaling $15,000, to the Ohio Environmental Protection Agency (Public Water System) and authorized that the Administration provide all information, funds, and documentation required in said application for submission.

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

SECTION 3. That the Kent City Council hereby understands and agrees that participation in the Ohio Environmental Protection Agency grant program will require compliance with program guidelines and assurances.

SECTION 4. 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 5. 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, CMC
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)

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AMY WILKENS, CMC
CLERK OF COUNCIL