



City of Kent
Regular City Council Meeting
320 S. Depeyster Street, Kent, Ohio 44240
Wednesday, January 22, 2025

AGENDA

6:55 BOARD OF CONTROL

REGULAR COUNCIL MEETING WILL BEGIN IMMEDIATELY AFTER BOARD OF CONTROL

- 1. ROLL CALL**
- 2. OPENING REMARKS AND PLEDGE OF ALLEGIANCE – Ms. Rosenberg**
- 3. COMMUNICATIONS**

3.1 Public Comment – Anyone wishing to address Council must submit their written comments to the Clerk of Council at councilclerk@kentohio.gov by 4:30 pm on the meeting day. If also requesting to speak at the meeting, comments are limited to three (3) minutes

3.2 Written Communication (on file in Clerk of Council's office)

- On 12/27/24, the December meeting notes and January agenda for Standing Rock Cemetery were received and posted online.
- On 1/7/25, Oviya Blackerby submitted an application and resume for a position on the Parks & Recreation Board.
- On 1/10/25, the January agenda, December draft meeting minutes and statistical report was received from the Health Department.
- On 1/14/25, the January agenda and staff report for the January Planning Commission meeting were received.
- On 1/14/25, the Official List of Elected Officials and Notification of Filing Requirement was received from the Ohio Ethics Commission, signed and returned.

3.3 City Manager's Report

4. CONSENT AGENDA

Items listed under the Consent Agenda are considered routine. Each item will be read individually into the record and Consent Agenda will then be enacted **as a whole by one motion and one roll call**. There will be no separate discussion of these items. If discussion by Council is desired on any item on the Consent Agenda, that item will be removed from the Consent Agenda by Council motion and considered in its normal sequence under the Regular Order of Business.

- 4.1 Approval of December Regular Council Meeting minutes
- 4.2 Approval of January City Council Committee Meeting minutes
- 4.3 **DRAFT 2024-120** A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 202 SEWER FUND FOR THE CG29AB / CG30AB, WRF PRIMARY CLARIFIER NO. 1 REHABILITATION WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO AND DECLARING AN EMERGENCY. (Suspension of three readings passed at December 18, 2024 Regular Council meeting, but final vote on adoption was overlooked)
- 4.4 **DRAFT 2025-002** AN ORDINANCE AUTHORIZING THE CITY OF KENT PARKS & RECREATION DEPARTMENT TO APPLY FOR GRANT FUNDS IN THE AMOUNT OF \$2,069.51, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY. (UNAUTHORIZED) (*Finance Committee*)
- 4.5 **DRAFT 2025-003** - AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR, UPON THE ISSUANCE OF A CERTIFICATE OF AVAILABILITY OF FUNDS, TO PAY CERTAIN PURCHASE ORDERS MADE THAT EXCEED \$3000.00; AND DECLARING AN EMERGENCY. (*Finance Committee*)
- 4.6 **DRAFT 2025-004** AN ORDINANCE AMENDING PART THIRTEEN-BUILDING CODE OF THE KENT CODIFIED ORDINANCES IN ORDER TO ENSURE CONSISTENCY OF THE CIVIL OFFENSE WARNING AND/OR FINE IN THE PENALTY SECTIONS AND DECLARING AN EMERGENCY. (*Community Development Committee*)
- 4.6 **DRAFT 2025-005** AN ORDINANCE AMENDING CHAPTER 315 TITLED "BLOCK PARTIES AND STREET ASSEMBLAGES, CHAPTER 316 TITLED "SPECIAL

EVENTS-PARADES, FESTIVALS, CARNIVALS, PUBLIC ASSEMBLIES, ETC” AND CHAPTER 744 TITLED “MOBILE FOOD UNIT REGULATIONS” OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO UPDATE THE EVENT PERMIT PROCESS, AND DECLARING AN EMERGENCY (*Streets, Sidewalks & Utilities Committee*)

- 4.8 DRAFT 2025-006** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND ONSITE PARTNERS, LLC TO ALLOW FOR THE INSTALLATION OF AN ELECTRIC CONDUIT LINE ACROSS THE CITY AND DECLARING AN EMERGENCY. (*Streets, Sidewalks & Utilities Committee*)
- 4.9 DRAFT 2025-008** AN ORDINANCE AUTHORIZING THE CITY OF KENT COMMUNITY DEVELOPMENT DEPARTMENT TO PARTNER WITH MAIN STREET KENT TO APPLY FOR GRANT FUNDS IN THE AMOUNT OF \$100,000, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY. (UNAUTHORIZED)(*Finance Committee*)

5. STANDING COMMITTEES AND LEGISLATION

- 5.1 Committee of the Whole – Chair Mayor Fiala/Vice-Chair Amrhein**
- 5.1.1 VOTE TO APPOINT CLERK OF COUNCIL**
DRAFT 2025-007 AN ORDINANCE APPOINTING KATHLEEN COLEMAN AS CLERK OF COUNCIL OF THE CITY OF KENT AND DECLARING AN EMERGENCY.
- 5.1.2 VOTE ON BOARD AND COMMISSION APPOINTMENT**
- 5.1.3 MOTION TO AUTHORIZE INSERTION OF NAMES INTO LEGISLATION**
- 5.1.4 DRAFT 2025-001** A RESOLUTION TO APPOINT ____ TO THE SUSTAINABILITY COMMISSION AND DECLARING AN EMERGENCY
- 5.2 Community Development Committee – Chair Rosenberg/Vice-Chair Clapper**
- 5.3 Health & Safety Committee – Chair Amrhein/Vice-Chair Sidoti**
- 5.4 Land Use Committee – Chair Shaffer Bish/Vice-Chair Hook**
- 5.5 Streets, Sidewalks & Utilities Committee – Chair Sidoti/Vice-Chair Clapper**

6. UNFINISHED BUSINESS

- 7. NEW BUSINESS**
- 8. COUNCIL MEMBERS' COMMENTS**
- 9. MAYOR'S REPORT**
- 10. ADJOURNMENT**



City of Kent
Regular City Council Meeting
320 S. Depeyster Street, Kent, Ohio 44240
Wednesday, December 18, 2024

MINUTES

At 7:00pm, Mayor Jerry T. Fiala called the Regular City Council meeting to order.

Present: Mr. Jack Amrhein; Ms. Melissa Celko; 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; Mr. Eric Fink, Portage County prosecutor; Mr. Nick Cecil, IT Director; Ms. Angela Manley, Parks and Recreation Director; Bridget Susel, Community Development Director; Melanie Baker, Service Director; Jamie Samels, Fire Chief; Dominique Bollenbacher, Community Engagement Coordinator; Ms. Kathy Coleman, Interim Clerk of Council

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Mr. DeLeone wished everyone happy holidays and a safe new year, then led the Pledge of Allegiance.

WRITTEN COMMUNICATION

- On 11/25/24, the November meeting notes and December agenda for Standing Rock Cemetery were received.
- On 12/2/24, a notice from the Board of Liquor Control advising of a Change of Corporate Stock Ownership from "1450 Inc." to "Rockne's Inc" was received. Chief Shearer has no objections.

MOTION TO APPROVE was MADE by Mr. DeLeone, **SECONDED** by Mr. Clapper, and **CARRIED** by unanimous voice vote.

- On 12/4/24, the November meeting minutes, November statistical report, and December agenda were received from the Health Department.
- A notice dated 11/27/24 was received from the Public Utilities Commission of Ohio, advising of an increase in Enbridge Gas Ohio's rates and charges for service.
- A request for an updated list of City Elected Officials was received from the Ohio Ethics Commission. The update was completed and emailed on 12/6/24. The OEC will be doing another final update in January 2025.
- On 12/10/24, the Community Development staff report and BZA agenda were received and posted.
- On 12/13/24, Certificates of Election results concerning the renewal of the 1.16 mill tax levy and Sunday liquor sales in precinct 5A were received from the Board of Elections.

CITY MANAGER'S REPORT

MOTION TO APPROVE CITY MANAGER'S REPORT was MADE by Mr. Amrhein, SECONDED by Mr. Sidoti, and CARRIED by unanimous voice vote.

- Nick Cecil has asked for Council's approval to authorize the donation of a surplus hard drive from the City's used equipment inventory to Standing Rock Cemetery for use in the administration of the cemetery.
- Jim has asked for the Council's approval to accept a donation of permanent right of way from Kent State University for the East Main Street improvement project. (Draft number 2024-118)
- Bridget has requested Council authorization of an administrative zoning variance that would allow 4 accessory structures (shed, outbuilding, etc.) on the 180-acre site, rather than 2 accessory structures allowed per zoning.
- Jim has asked for Council's approval of two resolutions of intent on two projects (water tank and clarifier rehabilitation) that have been funded using no interest loans provided by the OPWC. Council has already approved the projects and funding; this is a new requirement from OPWC. (Draft number 2024-119, 2024-120)
- Jamie is requesting Council's authorization to submit for \$591,536.96 in FEMA Assistance to Firefighters Grant (AFG) funds, which, if awarded,

would be used towards the replacement of the 1994 ladder truck. Jamie is also asking Council to authorize acceptance and allocation of the funds if approved by FEMA. (Draft number 2024-121)

- Staff have requested Committee of the Whole time to update Council's Pending List for 2025.
- Bridget has asked for Community Development Committee time to update Part 13 of the City Building Code related to fines and penalties for violations.
- Eric has requested Streets, Sidewalk and Utilities Committee time to provide recommendations to update the City's special event permit process and event street closure regulations.

CONSENT AGENDA

MOTION TO APPROVE MINUTES from the November Regular Council meeting and the December Committee meeting was **MADE** by Mr. DeLeone, **SECONDED** by Mr. Sidoti, and **CARRIED** by unanimous voice vote.

MOTION TO SUSPEND THE THREE READINGS OF DRAFTS 2024-122 THROUGH 2024-131 was **MADE** by Ms. Shaffer Bish, **SECONDED** by Mr. Sidoti, and **CARRIED** by unanimous voice vote.

MOTION FOR ADOPTION OF DRAFTS 2024-122 THROUGH 2024-131 was **MADE** by Ms. Shaffer Bish, **SECONDED** by Mr. Hook, and **CARRIED** by unanimous voice vote.

4.3. DRAFT 2024-122 AN ORDINANCE AUTHORIZING THE CITY OF KENT TO FUND THE COST OF THE FIREWORKS DISPLAY FOR THE 2025 HERITAGE FESTIVAL TO KENT AREA CHAMBER OF COMMERCE FOR THREE YEARS SUBJECT TO COUNCIL'S APPROPRIATION IN EACH OF THOSE YEARS, AND DECLARING AN EMERGENCY.

4.4. DRAFT 2024-123 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO CONTRACT, ON BEHALF OF THE CITY OF KENT, WITH THE OFFICE OF THE PUBLIC DEFENDER, PORTAGE COUNTY, FOR THE PROVISION OF LEGAL COUNSEL TO INDIGENT PERSONS CHARGED WITH POTENTIAL PENALTY OF INCARCERATION FOR OFFENSES COMMITTED IN VIOLATION OF THE ORDINANCES OF SAID CITY FOR THE PERIOD JANUARY 1, 2025 THROUGH DECEMBER 31, 2025, AND DECLARING AN EMERGENCY.

4.5. DRAFT 2024-124 AN ORDINANCE AMENDING SECTION 353.02 "PARKING REGULATION AUTHORIZATION" OF THE CODIFIED ORDINANCES OF THE CITY

OF KENT TO CHANGE THE PERMISSABLE PARKING CONDITIONS ON VINE STREET, AND DECLARING AN EMERGENCY.

4.6. DRAFT 2024-125 AN ORDINANCE AMENDING CHAPTER 358 TITLED “PARKING METERS”, IN ORDER TO CHANGE SECTIONS 358.01, 358.06, 358.11 AND ADDING A NEW SECTION 358.16, AND DECLARING AN EMERGENCY.

4.7. DRAFT 2024-126 A 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.

4.8. DRAFT 2024-127 AN ORDINANCE AMENDING ORDINANCE NO. 2023-96 THE POSITION ALLOCATION, THE GENERAL COMPENSATION PLAN AND AFSCME CONTRACT, AND DECLARING AN EMERGENCY.

4.9. DRAFT 2024-128 AN ORDINANCE AMENDING SECTION 915.72 OF THE KENT CODIFIED ORDINANCES, INCREASING THE SEWER RATES OF THE CITY OF KENT, OHIO BY THREE PERCENT (3%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2025, AND DECLARING AN EMERGENCY.

4.10. DRAFT 2024 - 129 AN ORDINANCE AMENDING SECTION 913.05 OF THE KENT CODIFIED ORDINANCES, INCREASING THE WATER RATES OF THE CITY OF KENT, OHIO BY THREE PERCENT (3%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2025, AND DECLARING AN EMERGENCY.

4.11. DRAFT 2024-130 AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR, UPON THE ISSUANCE OF A CERTIFICATE OF AVAILABILITY OF FUNDS, TO PAY CERTAIN PURCHASE ORDERS MADE THAT EXCEED \$3,000.00; AND DECLARING AN EMERGENCY.

4.12. DRAFT 2024-131 AN ORDINANCE APPROPRIATING FROM THE VARIOUS FUNDS OF THE CITY OF KENT TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING DECEMBER 31, 2025, AND DECLARING AN EMERGENCY.

STANDING COMMITTEES AND LEGISLATION

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

Interviews were held for Board and Commission candidates. The candidates spoke briefly about themselves and their interest in their respective board or commission. The following candidates were present:

- Robert Rummel – Board of Building Appeals
- O’livia Kennedy – Board of Zoning Appeals
- James Daugherty – Parks & Recreation Board
- Tracy Wallach – Sustainability Commission

Candidates were informed that they would be notified via email of the results of the voting.

Health & Safety Committee-Chair Amrhein/Vice-Chair Sidoti

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2024-121 was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by unanimous roll call vote.

MOTION FOR ADOPTION OF DRAFT 2024-121 was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by unanimous roll call vote.

DRAFT 2024-121 (UNAUTHORIZED) - AN ORDINANCE AUTHORIZING THE KENT FIRE DEPARTMENT TO APPLY FOR THE FY 2024 AFG GRANT THROUGH FEMA, AND TO ACCEPT ANY GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATIONS OF FUNDS WHICH PROVIDES FUNDING FOR A NEW 100-FOOT LADDER TRUCK AND DECLARING AN EMERGENCY.

Streets, Sidewalks & Utilities Committee-Chair Sidoti/Vice-Chair Clapper

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2024-118 was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by unanimous roll call vote.

MOTION FOR ADOPTION OF DRAFT 2024-118 was MADE by Ms. Shaffer Bish, SECONDED by Ms. Celko, and CARRIED by unanimous roll call vote.

DRAFT 2024-118 (UNAUTHORIZED) AN ORDINANCE ACCEPTING A DONATION OF A PERMANENT RIGHT OF WAY FROM KENT STATE UNIVERSITY FOR THE

PROJECT KNOWN AS EAST MAIN STREET IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2024-119 was MADE by Mr. Sidoti, SECONDED by Ms. Celko, and CARRIED by unanimous roll call vote.

MOTION FOR ADOPTION OF DRAFT 2024-119 was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by unanimous roll call vote.

DRAFT 2024-119 (UNAUTHORIZED) A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 201 WATER FUND FOR THE CG27AB / CG28AB, ELEVATED & GROUND WATER STORAGE TANKS REHABILITATION WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.

MOTION TO SUSPEND THE THREE READINGS OF DRAFT 2024-120 was MADE by Ms. Shaffer Bish, SECONDED by Mr. Hook, and CARRIED by unanimous roll call vote.

DRAFT 2024-120 (UNAUTHORIZED) A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 202 SEWER FUND FOR THE CG29AB / CG30AB, WRF PRIMARY CLARIFIER NO. 1 REHABILITATION WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.

NEW BUSINESS

Council was provided with the 2025 Regular and Committee meeting dates.

COUNCIL MEMBERS' COMMENTS

Mr. Sidoti announced that he would not be running for Council again. He stated that he loved Kent and being on Council, but it was time to support the next generation stepping up. His last meeting will be December 17, 2025.

MAYOR'S REPORT

Mayor Fiala stated that he was proud to work with the Council and appreciated how Council represented a good cross-section of the City of Kent, and how it's important for the City to keep growing. He acknowledged the holiday season and the importance of respecting all beliefs and traditions.

EXECUTIVE SESSION – 7:04pm

MOTION TO MOVE INTO EXECUTIVE SESSION to discuss Board and Commission Appointments was MADE by Mr. Amrhein, SECONDED by Mr. Hook, and CARRIED by unanimous roll call vote.

RETURN TO REGULAR MEETING – 7:26pm

Appointment of Candidates

MOTION TO APPOINT ROBERT RUMMEL TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY was MADE by Mr. Sidoti, SECONDED by Mr. DeLeone, and CARRIED by unanimous voice vote.

MOTION TO APPOINT O'LIVIA KENNEDY TO THE BOARD OF ZONING APPEALS AND DECLARING AN EMERGENCY was MADE by Mr. DeLeone, SECONDED by Ms. Celko, and CARRIED by unanimous voice vote.

MOTION TO APPOINT ALLAN ORASHAN and MARK WEISMAN TO THE DESIGN AND PRESERVATION COMMITTEE AND DECLARING AN EMERGENCY was MADE by Mr. Hook, SECONDED by Mr. Amrhein, and CARRIED by unanimous voice vote.

MOTION TO APPOINT ROUVEN CYNCYNATUS TO THE FAIR HOUSING BOARD AND DECLARING AN EMERGENCY was MADE by Mr. Clapper, SECONDED by Mr. Sidoti, and CARRIED by unanimous voice vote.

MOTION TO APPOINT JULIAN TIPTON and STEVE MITCHELL TO THE PARKS AND RECREATION BOARD AND DECLARING AN EMERGENCY was MADE by Ms. Rosenberg, SECONDED by Mr. Sidoti, and CARRIED by unanimous voice vote.

MOTION TO APPOINT DEREK SALUSTRO TO THE PLANNING COMMISSION AND DECLARING AN EMERGENCY was MADE by Ms. Rosenberg, SECONDED by Mr. DeLeone, and CARRIED by unanimous voice vote.

MOTION TO APPOINT **TRACY WALLACH** TO THE **SUSTAINABILITY COMMISSION** AND DECLARING AN EMERGENCY was MADE by Ms. Shaffer Bish, SECONDED by Mr. Amrhein, and CARRIED by unanimous voice vote.

MOTION TO APPOINT **JASON STEWART** TO THE **LOAN REVIEW BOARD** AND DECLARING AN EMERGENCY was MADE by Mr. Clapper, SECONDED by Mr. Sidoti, and CARRIED by unanimous voice vote.

MOTION TO AUTHORIZE INSERTION OF NAMES INTO LEGISLATION AND DECLARING AN EMERGENCY was MADE by Mr. Hook, SECONDED by Ms. Celko and CARRIED by unanimous voice vote.

MOTION TO SUSPEND THE THREE READINGS OF DRAFTS 2024-132 THROUGH 2024-139 was MADE by Mr. Sidoti, SECONDED by Ms. Shaffer Bish and CARRIED by roll call vote 9-0-0.

MOTION TO ADOPT DRAFTS 2024-132 THROUGH 2024-139 was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by roll call vote 9-0-0.

DRAFT 2024-132 A RESOLUTION APPOINTING ROBERT RUMMEL TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY.

DRAFT 2024-133 A RESOLUTION APPOINTING O'LIVIA KENNEDY TO THE BOARD OF ZONING APPEALS AND DECLARING AN EMERGENCY.

DRAFT 2024-134 A RESOLUTION APPOINTING ALLAN ORASHAN AND MARK WEISMAN TO THE DESIGN AND PRESERVATION COMMITTEE AND DECLARING AN EMERGENCY.

DRAFT 2024-135 A RESOLUTION APPOINTING ROUVEN CYNCHYNATUS TO THE FAIR HOUSING BOARD AND DECLARING AN EMERGENCY.

DRAFT 2024-136 A RESOLUTION APPOINTING JILLIAN TIPTON AND STEVE MITCHELL TO THE PARKS AND RECREATION BOARD AND DECLARING AN EMERGENCY.

DRAFT 2024-137 A RESOLUTION APPOINTING DEREK SALUSTRO TO THE PLANNING COMMISSION AND DECLARING AN EMERGENCY.

DRAFT 2024-138 A RESOLUTION APPOINTING TRACY WALLACH TO THE SUSTAINABILITY COMMISSION AND DECLARING AN EMERGENCY.

DRAFT 2024-139 A RESOLUTION APPOINTING JASON STEWART TO THE LOAN REVIEW BOARD AND DECLARING AN EMERGENCY.

Council requested that Justine Gallo be invited back to interview for the Sustainability Commission and expressed their appreciation for James Daugherty and suggested he apply for a position on another board or commission.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:30pm.

Kathleen Coleman
Interim Clerk of Council

Jerry T. Fiala
Mayor & President of Council



City of Kent
City Council Committee Meeting
320 S. Depeyester St., Kent, Ohio 44240
Wednesday, January 8, 2025

MINUTES

BOARD AND COMMISSION INTERVIEW

Justine Gallo was interviewed for a position on the Sustainability Commission.

Justine is a local business owner and is passionate about conservation and sustainability efforts. Her focus is on educating the public about sustainability and creating an environment where recycling, circularity and other sustainability efforts are the norm.

She was advised that the Council will vote on

SPECIAL COUNCIL MEETING

Special Council meeting was held in order to approve two liquor control applications in time to meet the DOLC deadline.

MOTION TO APPROVE WITH NO HEARING REQUESTED THE LIQUOR LICENSE TRANSFER REQUEST for license transferring from Laziza Restaurant LTD/DBA Laziza to Vanosh LLC/DBA **Laziza Restaurant** at 195 E. Erie St. Kent was made by Mr. DeLeone, seconded by Ms. Rosenberg, and carried by unanimous voice vote.

MOTION TO APPROVE WITH NO HEARING REQUESTED THE LIQUOR LICENSE TRANSFER REQUEST for license transferring from Spring Bang Enterprises, LLC to **Beware the Leopard** at 176 E Main St., Unit B, Kent was made by Mr. DeLeone, seconded by Ms. Rosenberg, and carried by unanimous voice vote.

CALL TO ORDER

At 7:00pm, Mayor Jerry T. Fiala called the Regular City Council meeting 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; Mr. Robin Turner

Also present: Mr. Jerry T. Fiala, Mayor and President of Council; Ms. Hope Jones, Law Director; Ms. Joan Seidel, Health Commissioner; Ms. Rhonda Hall, Finance Director; Ms. Suzanne Stemnock, Human Resources Director; Mr. Nick Shearer, Chief of Police; Mr. Eric Helmstedter, Economic Development Director; Ms. Melanie Baker, Service Director; Ms. Bridget Susel, Community Development Director; Mr. Nick Cecil, IT Director; Mr. Jim Bowling, City Engineer; Ms. Angela Manley, Parks & Recreation Director; Ms. Dominique Bollenbacher, Community Engagement Coordinator; Ms. Kathy Coleman, Interim Clerk of Council

COMMITTEES

Committee of the Whole – Chair Fiala/Vice Chair Amrhein

UPDATE TO THE 2025 PENDING LIST WAS MOVED TO FEBRUARY 2025.

Community Development Committee – Chair Rosenberg/Vice Chair Clapper

UPDATES TO PART 13 OF THE CITY BUILDING CODE

Ms. Susel presented proposed changes to Part 13 of the City's Building Code. Currently Section 501.13 "Civil Offenses" specifies that violations of "any Section of Chapter 13 of the City of Kent Building Code" is subject to enforcement through the issuance of a civil offense warning and/or fine. However, a recent review of Part 13 noted that several chapters listed misdemeanor criminal offenses as the penalty for non-compliance.

In order to ensure consistency of enforcement, the Law and Community Development Departments are proposing to utilize the same language that was approved for the penalty that applies to the rental licensing program for other sections of the City's Building Code. The City will still maintain its right to utilize other legal means to ensure compliance, including but not limited to injunctive relief.

MOTION TO APPROVE UPDATES TO PART 13 OF THE CITY BUILDING CODE AND DECLARING AN EMERGENCY was MADE by Mr. Sidoti, SECONDED by Ms. Shaffer Bish, and CARRIED by unanimous voice vote.

Finance Committee – Chair DeLeone/Vice-Chair Celko

THEN AND NOW TRANSACTIONS

- Ms. Hall presented Council with the “Then and Now” transactions for December 2024.

MOTION TO AUTHORIZE THEN AND NOW TRANSACTIONS FOR DECEMBER 2024 AND DECLARING AN EMERGENCY was MADE by Ms. Rosenberg, SECONDED by Mr. Sidoti, and carried by unanimous voice vote.

- Ms. Hall proposed moving the “Then and Now” transactions to the Unauthorized List on Mr. Ruller’s City Manager’s report going forward.

MOTION TO INCLUDE “THEN AND NOW” TRANSACTIONS IN THE CITY MANAGER’S REPORT AND DECLARING AN EMERGENCY was MADE by Mr. Sidoti, SECONDED by Ms. Rosenberg, and CARRIED by unanimous voice vote.

Health & Public Safety Committee – Chair Amrhein/Vice-Chair Sidoti

NO REPORT

Land Use Committee – Chair Shaffer Bish/Vice-Chair Hook

NO REPORT

Streets, Sidewalks, and Utilities Committee

UPDATES TO DOWNTOWN SPECIAL EVENT PERMITS AND STREET CLOSURES

Mr. Helmstedter presented updates to Downtown special events permits and street closures.

- A new special event permit application has been created to address known issues. One prevalent concern from the downtown business community was not being notified about when special events would be taking place. To address this, applicants of special events with a road closure component will now have to notify affected businesses and residents by providing them with proposed pre-event information. The Community Development Department will provide the applicant with a list of affected businesses and residents based off the applicant’s site plan. A business contact sheet that will include the contact for the business and preferred method of communication will be developed. Random checks with the business will be conducted to ensure that notification has been made.

- Two refundable deposits have been added to the special event permit application. The first is a \$100 deposit to ensure the event area has been cleaned to pre-event conditions, and the second is a \$100 deposit for barricades and cones, required only when applicants will be in possession of barricades and/or cones pre- and post- event and will be setting them up themselves. This option will be at the discretion of the Service Director, and is already used by the City for block parties.
- The amount of information requested on the application has increased. This additional information will allow for a more thorough review during the application evaluation process.
- Separate from the application, an internal process to evaluate road closure requests, which will utilize the applicant's anticipated attendance as it relates to the footprint of the event, has been developed.
- The Community Engagement Coordinator will be handling the permitting of special events. The application will eventually be entirely online, once EPL (Enterprise Permitting & Licensing) goes live, which is anticipated to happen this spring.
- Changes have also been made to KCO 315, 316, and 744, to reflect changes to the special event application.

MOTION TO APPROVE UPDATES TO THE DOWNTOWN SPECIAL EVENT PERMITS AND STREET CLOSURES AND DECLARING AN EMERGENCY was MADE by Ms. Rosenberg, SECONDED by Mr. Amrhein, and CARRIED by unanimous voice vote.

EAST SUMMIT STREET SOLAR ARRAY ELECTRIC LINES LICENSE AGREEMENT

Mr. Bowling requested Council's authorization to enter into a license agreement with KSU partner, OnSite Partners, LLC, to install and maintain an electric line that crosses East Summit Street. The electric lines will allow for power generated from the newly installed solar arrays located along Burnett Road to be supplied to KSU's electrical grid. The project is estimated to produce approximately 8.5 million kWh per year, reduce 6,598 tons of carbon dioxide which is equivalent to removing 1,332 cars from the road per year, and enough clean electricity to power 1,165 homes.

MOTION TO APPROVE SOLAR ARRAY ELECTRIC LINES LICENSING AGREEMENT AND DECLARING AN EMERGENCY was MADE by Ms.

Rosenberg, SECONDED by Ms. Shaffer Bish, and CARRIED by unanimous voice vote.

EXECUTIVE SESSION

MOTION TO MOVE INTO EXECUTIVE SESSION TO DISCUSS THE CLERK OF COUNCIL POSITION was MADE by Mr. Hook, SECONDED by Ms. Rosenberg, and CARRIED by unanimous roll call vote.

RETURN TO REGULAR SESSION

MOTION TO OFFER THE CLERK OF COUNCIL POSITION TO THE CURRENT INTERIM CLERK AND DECLARING AN EMERGENCY was MADE by Ms. Rosenberg, SECONDED by Ms. Celko, and CARRIED by unanimous voice vote.

ADJOURNMENT

There being no further business, the meeting adjourned at 8:02pm.

RESOLUTION 2024- 120

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 202 SEWER FUND FOR THE CG29AB / CG30AB, WRF PRIMARY CLARIFIER NO. 1 REHABILITATION WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Kent, State of Ohio:

SECTION 1. That the City of Kent reasonably expects to receive a reimbursement for the Project named WRF Primary Clarifier No. 1 Rehabilitation as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

SECTION 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$379,900.00.

SECTION 3. The Fiscal Officer of the City of Kent is hereby directed to file a copy of this Resolution with the City of Kent for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission.

SECTION 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason to clear the right of way for construction as soon as possible; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathy Coleman
Interim Clerk of Council

I, KATHY COLEMAN, INTERIM 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)

KATHY COLEMAN
INTERIM CLERK OF COUNCIL

DRAFT

CITY OF KENT DEPARTMENT OF PUBLIC
SERVICE DIVISION OF ENGINEERING

MEMO

TO: Dave Ruller
Kathy Coleman *Job*
FROM: Jim Bowling

DATE: 10/9/2024

RE: OPWC – Resolutions of Intent

The Service Department is requesting the attached Resolutions of Intent be passed separately by City Council. The Ohio Public Works Commission (OPWC) is requiring council approved resolutions of intent for any project that a community wishes to be reimbursed from OPWC awarded no-interest loans for eligible project expenses. This is a new OPWC requirement and the two projects we are requesting resolutions for were approved by City Council in ordinance #2023-043. The projects are the 500k and 400k Water Tank Rehabilitation and the WRF Primary Clarifier #1 Rehabilitation.

We appreciate council's consideration of the above request.

C: Melanie Baker
Hope Jones
Sandy Lance
Cori Wimer
Cathy Wilson

RESOLUTION OF INTENT

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS
202 SEWER FUND FOR THE CG29AB / CG30AB, WRF PRIMARY CLARIFIER NO. 1
REHABILITATION WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO.

BE IT RESOLVED by the City of Kent on behalf of the State of Ohio that:

- Section 1. The City of Kent reasonably expects to receive a reimbursement for the Project named WRF Primary Clarifier No. 1 Rehabilitation as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.
- Section 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$379,900.00.
- Section 3. The Fiscal Officer of the City of Kent is hereby directed to file a copy of this Resolution with the City of Kent for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission
- Section 4. The City of Kent finds and determines that all formal actions of this City concerning and relating to the adoption of this Resolution were taken in an open meeting of the City of Kent and that all deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements
- Section 5. This Resolution shall be in full force and effect from and immediately upon its adoption.

Upon roll call on the adoption of the resolution, the vote was as follows:

Resolution adopted: _____, 20__

The foregoing is a true and correct excerpt from the minutes of the meeting on _____, 20__ of the City of Kent showing the adoption of the resolution herein above set forth.

Rhonda Hall

CITY OF KENT DEPARTMENT OF PUBLIC
SERVICE DIVISION OF ENGINEERING

MEMO

TO: Dave Ruller
Kathy Coleman
FROM: Jim Bowling *Job*
DATE: 10/9/2024
RE: OPWC – Resolutions of Intent

The Service Department is requesting the attached Resolutions of Intent be passed separately by City Council. The Ohio Public Works Commission (OPWC) is requiring council approved resolutions of intent for any project that a community wishes to be reimbursed from OPWC awarded no-interest loans for eligible project expenses. This is a new OPWC requirement and the two projects we are requesting resolutions for were approved by City Council in ordinance #2023-043. The projects are the 500k and 400k Water Tank Rehabilitation and the WRF Primary Clarifier #1 Rehabilitation.

We appreciate council's consideration of the above request.

C: Melanie Baker
Hope Jones
Sandy Lance
Cori Wimer
Cathy Wilson

RESOLUTION OF INTENT

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS
202 SEWER FUND FOR THE CG29AB / CG30AB, WRF PRIMARY CLARIFIER NO. 1
REHABILITATION WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO.

BE IT RESOLVED by the City of Kent on behalf of the State of Ohio that:

- Section 1. The City of Kent reasonably expects to receive a reimbursement for the Project named WRF Primary Clarifier No. 1 Rehabilitation as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.
- Section 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$379,900.00.
- Section 3. The Fiscal Officer of the City of Kent is hereby directed to file a copy of this Resolution with the City of Kent for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission
- Section 4. The City of Kent finds and determines that all formal actions of this City concerning and relating to the adoption of this Resolution were taken in an open meeting of the City of Kent and that all deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements
- Section 5. This Resolution shall be in full force and effect from and immediately upon its adoption.

Upon roll call on the adoption of the resolution, the vote was as follows:

Resolution adopted: _____, 20__

The foregoing is a true and correct excerpt from the minutes of the meeting on _____, 20__ of the City of Kent showing the adoption of the resolution herein above set forth.

Rhonda Hall

ORDINANCE NO. 2025 - 002

AN ORDINANCE AUTHORIZING THE CITY OF KENT PARKS & RECREATION DEPARTMENT TO APPLY FOR GRANT FUNDS IN THE AMOUNT OF \$2,069.51, AND TO ACCEPT THE GRANTS, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Parks & Recreation Department would like to apply for a Sport Fish Restoration grant from the Ohio Department of Natural Resources. If awarded, the grant would be worth \$2,069.51; and

WHEREAS, the City wishes to apply and accept said grant.

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 for the Sport Fish Restoration grant funds, execution of the subsequent agreements, and authorized that the Administration provide all information, funds, and documentation required in said applications for submission.

SECTION 2. That Kent City Council hereby approves the City's acceptance of the grants, 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 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: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

ORDINANCE NO. 2025 - 003

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR, UPON THE ISSUANCE OF A CERTIFICATE OF AVAILABILITY OF FUNDS, TO PAY CERTAIN PURCHASE ORDERS MADE THAT EXCEED \$3000.00; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

ORDINANCE NO. 2025 - 004

AN ORDINANCE AMENDING PART THIRTEEN-BUILDING CODE OF THE KENT CODIFIED ORDINANCES IN ORDER TO ENSURE CONSISTENCY OF THE CIVIL OFFENSE WARNING AND/OR FINE IN THE PENALTY SECTIONS AND DECLARING AN EMERGENCY.

WHEREAS, Section 501.13 "Civil Offenses" of the City Codified Ordinances specifies that a violation of "any section of Chapter 13 of the City of Kent Building Code" is subject to enforcement through the issuance of a civil offense warning and/or fine; and

WHEREAS, the City of Kent wishes to amend sections 1308.99; 1311.99, 1313.99, 1315.01, 1315.99, 1333.99, 1337.06, 1339.99, 1341.99 and 1393.33 in order to ensure consistency of the civil offense warning and/or fine in the penalty sections.

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

SECTION 1. That Council does hereby amend Part Thirteen-Building Code of the Kent Codified Ordinances in order to ensure consistency of the civil offense warning and/or fine in the penalty sections per Exhibit "A", attached hereto and made a part thereof.

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

SECTION 3. 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: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

DRAFT

ORDINANCE NO. 2025 - 005

AN ORDINANCE AMENDING CHAPTER 315 TITLED “BLOCK PARTIES AND STREET ASSEMBLAGES, CHAPTER 316 TITLED “SPECIAL EVENTS-PARADES, FESTIVALS, CARNIVALS, PUBLIC ASSEMBLIES, ETC” AND CHAPTER 744 TITLED “MOBILE FOOD UNIT REGULATIONS” OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO UPDATE THE EVENT PERMIT PROCESS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to modify Chapter 315, titled “Block Parties and Street Assemblages”, Chapter 316 titled “Special Events-Parades. Festivals. Carnivals, Public Assemblies, Etc.” and Chapter 744 titled “Mobile Food Unit Regulations“ of the Codified Ordinances to update the Event Permit process; and

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

SECTION 1. That Council does hereby amend Chapter 315, titled “Block Parties and Street Assemblages”, Chapter 316 titled “Special Events-Parades. Festivals. Carnivals, Public Assemblies, Etc.”, and Chapter 744 titled “Mobile Food Unit Regulations“ of the Codified Ordinances to update the Event Permit process per Exhibit “A”, attached hereto and made a part thereof.

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

SECTION 3. 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: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

ORDINANCE NO. 2025 - 006

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND ONSITE PARTNERS, LLC TO ALLOW FOR THE INSTALLATION OF AN ELECTRIC CONDUIT LINE ACROSS THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to enter into a License Agreement with OnSite Partners, LLC to install and maintain an electric line that crosses East Summit Street; and

WHEREAS, the electric lines will allow for power generated from the newly installed solar arrays located along Burnett Road to be supplied to Kent State University's electrical grid.

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

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to enter into a License Agreement between the City of Kent and OnSite Partners, LLC to install and maintain an electric line that crosses East Summit Street and is more fully described in Exhibit "A" attached hereto and incorporated herein.

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

ORDINANCE NO. 2025 - 008

AN ORDINANCE AUTHORIZING THE CITY OF KENT COMMUNITY DEVELOPMENT DEPARTMENT TO PARTNER WITH MAIN STREET KENT TO APPLY FOR GRANT FUNDS IN THE AMOUNT OF \$100,000, AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Community Development Department would like to partner with Main Street Kent to apply for a General Motors grant to be used to enhance public spaces in Kent. If awarded, the grant would be worth \$100,000; and

WHEREAS, the City wishes to apply and accept said grant.

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 for the General Motors grant funds, execution of the subsequent agreements, and authorized that the Administration provide all information, funds, and documentation required in said applications for submission.

SECTION 2. That Kent City Council hereby approves the City's acceptance of the grants, 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 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: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

ORDINANCE 2025 - 007

AN ORDINANCE APPOINTING KATHLEEN COLEMAN AS CLERK OF COUNCIL OF THE CITY OF KENT AND DECLARING AN EMERGENCY.

WHEREAS, City Council desires to hire a Clerk of Council pursuant to the provisions of the City's Charter Article V, 5.09 Clerk of Council, whereby the Council shall appoint a Clerk of Council who shall serve at the pleasure of the Council. The Clerk of Council shall give notice of and shall attend the meetings of Council, shall keep the journal of its proceedings, shall authenticate by his or her signature and record in full in a book kept for the purpose all ordinances and resolutions and shall perform such other duties as shall be required by this Charter or by ordinance; and

WHEREAS, the Clerk of Council shall also perform all duties required of the Civil Service Commission; and

WHEREAS, City Council has determined that Kathleen Coleman meets the requirements and possesses the skills necessary to perform the duties of Clerk of Council; and

WHEREAS, the City Council desires to hire Kathleen Coleman under the terms and conditions herein described.

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

SECTION 1. That effective January 27, 2025 Kathleen Coleman shall be appointed to the position of Clerk of Council of the City of Kent, shall serve in the capacity as a permanent full-time employee at an hourly rate as determined by the City Council, and whose work schedule shall be as determined by the Mayor of City Council.

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: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM 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)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

RESOLUTION 2025 - 001

A RESOLUTION APPOINTING Justine Gallo TO THE CIVIL SERVICE COMMISSION AND DECLARING AN EMERGENCY.

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

SECTION 1. That Justine Gallo is hereby appointed to the SUSTAINABILITY COMMISSION.

NAMES

JUSTINE GALLO

TERM

1/22/2025 – 12/31/2027

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

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 meeting open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

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

PASSED: January 22, 2025
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: January 22, 2025
Date

ATTEST: _____
Kathleen Coleman
Interim Clerk of Council

I, KATHLEEN COLEMAN, ACTING 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. 2025-001, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON January 22, 2024.

(SEAL)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL