



City of Kent
Regular City Council Meeting
319 S. Water Street, Kent, Ohio 44240
Wednesday, May 21, 2025

AGENDA

6:55PM BOARD OF CONTROL

7:00 PM PUBLIC HEARING for 2025-2029 CDBG Consolidated Plan and 2025 Action Plan

REGULAR CITY COUNCIL MEETING will begin immediately after Public Hearing

1. COUNCIL CHAMBERS RIBBON CUTTING CEREMONY

2. ROLL CALL

3. OPENING REMARKS AND PLEDGE OF ALLEGIANCE – Mr. Turner

4. 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 4:30pm 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)
 - 3.2.1 Between April 28 and May 5, 2025, numerous emails were received regarding the issue of the outdoor seating area on Franklin Avenue, with most in support of maintaining the closure of Franklin Avenue.
 - 3.2.2 On April 29, 2025, the agenda and staff report for the May 6, 2025 Planning Commission meeting were received.
 - 3.2.3 On May 1, 2025, the following was received from Standing Rock Cemetery: minutes from the April meeting, agenda and minutes from the emergency meeting in April, and the agenda for the May meeting.
 - 3.2.4 On May 5, 2025, an email was received from Tom Lavelle of Miller Avenue regarding Spin Scooters being left about rather than returned. This email was forwarded to Council, the City Manager and the Mayor.
 - 3.2.5 On May 12, 2025, the agenda for the May 19, 2025 Board of Zoning Appeals meeting was received.

3.3 City Manager's Report

5. 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 April Regular Council Meeting minutes
- 4.2 Approval of May Council Committee Meeting minutes
- 4.3 Approval of May Special Council Meeting with Franklin Township minutes
- 4.4 **DRAFT 2025-0036** AN ORDINANCE AUTHORIZING THE KENT FIRE DEPARTMENT TO APPLY FOR A GRANT THROUGH LEARY FIREFIGHTER'S FOUNDATION, AND TO ACCEPT ANY GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATIONS OF FUNDS WHICH PROVIDES FUNDING FOR A NEW FORCIBLE ENTRY TRAINING DOOR AND THREE (3) TRAINING MANNEQUINS, AND DECLARING AN EMERGENCY.
- 4.5 **DRAFT 2025-037** 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.
- 4.6 **DRAFT 2025-038** AN ORDINANCE AMENDING ORDINANCE NO. 2024-131, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 18, 2024; 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, 2025; AND DECLARING AN EMERGENCY.
- 4.7 **DRAFT 2025-039** A RESOLUTION DETERMINING TO PROCEED TO SUBMIT TO THE ELECTORS OF THE CITY OF KENT THE QUESTION OF THE RENEWAL OF THE CITY'S EXISTING 0.73-MILL TAX LEVY FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS FOR THE CURRENT EXPENSE OF MAINTAINING AND OPERATING A FIRE STATION IN THE CITY OF KENT WEST OF THE ERIE RAILROAD PURSUANT TO SECTIONS 5705.19(I) AND 5705.191 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.
- 4.8 **DRAFT 2025-040** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO CONTINUE THE ENTERPRISE ZONE AGREEMENT WITH THE DAVEY TREE EXPERT COMPANY PROVIDING FOR A PROJECT AND REAL

PROPERTY TAX EXEMPTION PURSUANT TO THE OHIO ENTERPRISE ZONE PROGRAM (EZ), AND DECLARING AN EMERGENCY.

- 4.9 **DRAFT 2025-041** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT WITH KENT STATE UNIVERSITY (KSU), HAYMAKER FARMERS' MARKET (HFM, INC.) AND CITY OF KENT (CITY) TO INSTALL NEW PUBLIC ART BENEATH THE HAYMAKER PARKWAY BRIDGE; AND DECLARING AN EMERGENCY.
- 4.10 **DRAFT 2025-042** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, FOR THE INSTALLATION OF A FOUNTAIN IN THE RIVER AT THE HERITAGE PARK DAM SITE; AND DECLARING AN EMERGENCY..
- 4.11 **DRAFT 2025-043** AN ORDINANCE AUTHORIZING A WATER TAP-IN FOR THE PROPERTY LOCATED AT 5885 HORNING ROAD, OUTSIDE THE CITY OF KENT, AND DECLARING AN EMERGENCY.
- 4.12 **DRAFT 2025-045** AN ORDINANCE AMENDING "PART FOURTEEN-PROPERTY MAINTENANCE AND HOUSING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO AMEND SECTIONS 1406.05, 1410.04 AND 1411.12, AND DECLARING AN EMERGENCY.

6. STANDING COMMITTEES AND LEGISLATION

- 5.1 Committee of the Whole – Chair Mayor Fiala/Vice-Chair Amrhein
- 5.2 Community Development Committee – Chair Rosenberg/Vice-Chair Clapper
 - 5.2.1 **DRAFT 2025-044** AN ORDINANCE APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR PROGRAM YEAR (PY) 2025 AND THE FIVE YEAR CONSOLIDATED PLAN FOR 2025-2029 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND AUTHORIZING THE EXECUTION AND FILING OF THE FIVE YEAR CONSOLIDATED PLAN FOR 2025-2029 AND THE PY2025 ANNUAL ACTION PLAN, INCLUDING RELATED CERTIFICATIONS, AND UPON AWARDING OF THE GRANT, AUTHORIZING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY.
- 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

7. UNFINISHED BUSINESS

8. NEW BUSINESS

9. COUNCIL MEMBERS' COMMENTS

10. MAYOR'S REPORT

11. EXECUTIVE SESSION

- 11.1 An executive session to discuss a proposed change to the AFSCME contract and Position Allocation Ordinance.

12. RETURN TO REGULAR MEETING

13. ADJOURNMENT



City of Kent

Regular City Council Meeting

320 S. Depeyster Street, Kent, Ohio 44240

April 16, 2025

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; 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; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Nick Cecil, IT Director; Mr. Nick Shearer, Chief of Police; Ms. Bridget Susel; Community Development Director; Ms. Dominique Bollenbacher, Community Outreach Coordinator; Mr. Jim Bowling, City Engineer; Mr. Jamie Samels, Fire Chief; Ms. Kathy Coleman, Clerk of Council

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Ms. Celko recognized and thanked all the businesses and organizations that make up the Kent community. She reminded Council of the food drive competition between Kent and Ravenna. She then led Council in the Pledge of Allegiance.

COMMUNICATIONS

Public Comment:

Ms. Sandra Halem of Carthage Avenue addressed Council to express fondness for Kent and respect for its law enforcement, but shared great concerns regarding the Portage County Sheriff's Office entering an agreement with the US Immigration and Customs Enforcement (ICE) agency and its potential impact on Kent.

Ms. Christen Wood of Marvin Street echoed those sentiments and urged Council to do whatever it could to protect Kent.

Written Communication:

On April 2, 2025 a notice from the Portage County Board of Elections was received, announcing that the primary elections will be held on Tuesday, May 6. A list of precincts and polling locations was provided and shared with Council members at the April 2 Committee meeting.

On April 2, 2025, the March meeting minutes and April agenda were received from Standing Rock Cemetery and posted online.

On April 3, 2025, the March meeting minutes and April Agenda and statistical report were received from the Health Department.

On April 8, 2025, a letter from American Legal Publishing Corporation was received, advising of a name change to American Legal Publishing, LLC.

On April 9, 2025, the agenda and staff report for the April 15 Planning Commission meeting were received from the Community Development Department.

Written Communication Received After Agenda Publication:

On April 15, 2025, an email message from Jon Ridinger was received, announcing that he was able to find a company to produce the Kent flag and it is available to order. Details were shared with Council.

On April 16, 2025, the agenda and board report for the April 17 Parks & Recreation Board meeting were received.

On April 16, 2025, an email message from Rick Hawksley expressing his objection to the use of Flock cameras was received and shared with Council.

CITY MANAGER'S REPORT

Ms. Rosenberg thanked the Leanne and Barry Blankenship for their donation to the Fire Department.

MOTION TO APPROVE ITEMS 1-12 OF THE CITY MANAGER'S REPORT was made by Mr. Amrhein, seconded by Mr. Clapper, and carried by unanimous voice vote.

1. Chief Samels has asked for Council's approval to accept and allocate a donation in the amount of \$50 from Leanne and Barry Blankenship in memory of retired fire lieutenant Dick Hill.
2. Rhonda has requested Council's approval of the most recent "then and now" financial statement.
3. Eric has asked for Committee of the Whole time for Heather to present on Main Street Kent.
4. Bridget has asked for Community Development Committee time to present proposed amendments to Chapter 14 of the City's Property Maintenance Code.
5. Bridget has requested Community Development Committee time to present a recommendation from the city's Tax Increment Review Council (TIRC) to renew the Davey Tree Enterprise Zone agreement.
6. Bridget has asked for Community Development Committee time to provide a follow-up report on the funding for the homeless warming center project.
7. Rhonda has asked for Finance Committee time to present the "Notice to Proceed" for the West Side Fire levy for Council's consideration.

8. Nick has asked for Health and Public Safety Committee time to provide further discussion on the Flock traffic camera technology contract.
9. Bridget has asked for Land Use Committee time to finalize the integration of the design guidelines into the City's zoning code.
10. Bredget has requested Streets, Sidewalks, and Utilities Committee time to present a request to keep Franklin Avenue open for the summer season.
11. Melanie has asked for Streets, Sidewalks, and Utilities Committee time to discuss the replacement of the pumps at the Heritage Park dam.
12. Jim has requested Streets, Sidewalks, and Utilities Committee time to share a proposal for an updated public art mural at the Haymaker Farmers' Market.

CONSENT AGENDA

MOTION TO SUSPEND THREE READINGS OF DRAFTS 2025-023 and 2025-025 THROUGH 2025-032 was made by Ms. Shaffer Bish, seconded by Ms. Celko, and carried by unanimous voice vote.

MOTION TO APPROVE THE CONSENT AGENDA was made by Mr. Clapper, seconded by Ms. Shaffer Bish, and carried by unanimous voice vote.

Approval of March Regular Council Meeting minutes

Approval of April Council Committee Meeting minutes

DRAFT 2025-023 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.

DRAFT 2025-025 AN ORDINANCE AMENDING ORDINANCE NO. 2024-131, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 18, 2024; 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, 2025; AND DECLARING AN EMERGENCY.

DRAFT 2025-026 AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO AMEND AND APPROVE THE SPECIAL EVENT APPLICATION FROM THE KENT JAYCEES KNOWN AS "KENT CRAFT BEER FESTIVAL" TO BE HELD ON SATURDAY, MAY 17, 2025, AND THE TEMPORARY CLOSURE OF NORTH WATER STREET BETWEEN MAIN STREET AND PORTAGE STREET NORTH ON NORTH WATER STREET TO BRADY STREET AND DECLARING AN EMERGENCY.

DRAFT 2025-027 AN ORDINANCE AUTHORIZING AN ADMINISTRATIVE VARIANCE FOR SECTION 915.05(e) "USE OF PUBLIC SANITARY SEWER REQUIRED" OF THE KENT CODIFIED ORDINANCES IN ORDER FOR A NEW SANITARY SEWER LATERAL TO BE INSTALLED FOR THE NEW KLABEN LINCOLN DEALERSHIP AT 1238 WEST MAIN STREET, AND DECLARING AN EMERGENCY.

DRAFT 2025-028 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF KENT AND KENT STATE UNIVERSITY FOR THE SHARED FUNDING OF THE PURCHASE OF A NEW LADDER TRUCK FOR THE KENT FIRE DEPARTMENT AND DECLARING AN EMERGENCY.

DRAFT 2025-029 AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO CONSIDER AND APPROVE THE KENT SAFETY TOWN DECLARATION OF COLLECTIVE INTENT (DCI) FOR THE COMPLETION OF A PERMANENT SAFETY TOWN IN KENT, AND DECLARING AN EMERGENCY.

DRAFT 2025-030 AN ORDINANCE AUTHORIZING THE CIVIL SERVICE COMMISSION TO CHANGE THE CIVIL SERVICE RULES AND REGULATIONS SPECIFICALLY RULE 5.01 AND RULE 6.02 AND DECLARING AN EMERGENCY.

DRAFT 2025-031 AN ORDINANCE APPROVING THE CURRENT REPLACEMENT PAGES TO THE CITY OF KENT CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

DRAFT 2025-032 A RESOLUTION DECLARING IT NECESSARY TO RENEW THE CITY'S EXISTING 0.73-MILL TAX LEVY FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS FOR THE CURRENT EXPENSE OF MAINTAINING AND OPERATING A FIRE STATION IN THE CITY OF KENT WEST OF THE ERIE RAILROAD; REQUESTING THE COUNTY AUDITOR TO MAKE CERTAIN CERTIFICATIONS RELATED THERETO, PURSUANT TO SECTIONS 5705.03, 5705.19(I) AND 5705.191 OF THE REVISED CODE, AND DECLARING AN EMERGENCY.

Consent agenda passed.

STANDING COMMITTEES AND LEGISLATION

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

MOTION TO APPROVE CHARTER REVIEW COMMITTEE APPLICANTS Tom Mahon, Darlene Rocco, Pete Kenworthy, Don Schjeldahl and Kai Carpenter was made by Mr. Sidoti, seconded by Ms. Rosenberg, and carried by unanimous voice vote.

Community Development Committee – Chair Rosenberg/Vice-Chair Clapper

No action.

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

Council discussed the implementation of Flock cameras and feedback received from the community. A suggestion was made to postpone the voting for 6 months in order to gather more information.

MOTION TO POSTPONE VOTING ON DRAFT 2025-024 UNTIL THE OCTOBER 2025 MEETING was made by Mr. Hook, seconded by Ms. Shaffer-Bish, and carried 6-3-0, with Mr. DeLeone, Mr. Sidoti, and Mr. Turner voting no.

DRAFT 2025-024 WAS POSTPONED UNTIL OCTOBER 2025

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

No action.

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

No action.

UNFINISHED BUSINESS

None

NEW BUSINESS

Mr. Sidoti recognized Mayor Fiala's time and dedication to public service and the community, and proposed naming the new council chambers in City Hall after him.

MOTION TO DESIGNATE THE NEW COUNCIL CHAMBERS THE "JERRY T. FIALA COUNCIL CHAMBERS" was made by Mr. Sidoti, seconded by Mr. DeLeone, and carried by voice vote 8-0-1 with Ms. Shaffer Bish abstaining.

COUNCIL MEMBERS' COMMENTS

Mr. DeLeone reminded council that a representative to the Standing Rock Cemetery Board of Trustees needed to be appointed at the next meeting.

Ms. Rosenberg read a statement from Mary Kanaly in recognition of Kent's dispatchers during Telecommunicators Week.

MAYOR'S REPORT

Mayor Fiala echoed the sentiments honoring the dispatcher's contributions. He reminded Council about the food challenge but emphasized that it was not about the competition, but rather helping others in need. He wished a Happy Easter to those who celebrate it.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:40pm.

Kathleen Coleman
Clerk of Council

Jerry T. Fiala
Mayor and President of Council

My name is Sandra Halem and I have been a proud citizen of Kent for 56 of my 80 years.

I have worked for many projects to help Kent continue to be a safe and supportive place for people to live and raise their families.

I know that our safety forces are one of the most outstanding assets of our life here. I trust that when there is a fire -- they will respond. If we are ill - they may help save our lives. And when there is a crime committed, our police will investigate and respect the rule of law and especially due process.

Now that our County sheriff's office has entered into an agreement with the U. S. Immigration and Customs Enforcement (ICE) agency, Many of us wonder what are the legal ramifications of law enforcement to take action against our neighbors, families and visitors without the legal security we have had in our own police system. Seeing people taken directly into custody and possibly- without due process or hearings before judges or evidence of guilt - deported to a foreign country or even foreign prisons is not the way our law enforcement has historically worked. We are justifiably concerned that both our sense of safety and justice may be compromised in the town we call home.

If officers come into Kent, will our safety forces, including these safety cameras you are considering, be used to assist in the arrest or deportations of any person targeted? What are our rights and are there any responsibilities of our police?

We and our neighbors, co-workers, friends and visitors may all feel safer if we know our full rights and due process will be respected in the future.

Thank you for allowing me to voice my concerns and I hope you can address my questions.

Sandy Halem

TO: Kent Dispatchers
From: Council Member Gwen Rosenberg
Subject: Thank you for your service
Date: 16 April 2025

Dear Kent Dispatchers.

As we celebrate National Public safety telecommunicators Week, it is a privilege to honor the exceptional individuals who form the heart of Kent's emergency system. Together, this incredible team of nine dispatchers and one coordinator represents a combined 130 years of unparalleled dispatch experience.

First and foremost, we would like to thank each of you by name:

Dispatch Coordinator Sadowski
Dispatcher Jacobs
Dispatcher Schneider
Dispatcher Schmalix Dispatcher of the year 2024
Dispatcher Watkins
Dispatcher Perry
Dispatcher Shackelford
Dispatcher Davis
Dispatcher Waters
Dispatcher Kleinhans

Your calm, steady voices in moments of crisis, your ability to expertly multitask, and your profound knowledge of Kent's laws, streets, and neighborhoods ensures that help is always just a call away. Day after day, you rise to the challenge, often behind the scenes, sacrifices, and the immeasurable impact you have on our community. We are grateful for all you have done and continue to do for the safety and well-being of Kent.

On behalf of the entire Kent community, thank you for your exceptional service. It is an honor to celebrate each of you during dispatcher week—and every week.



City of Kent
City Council Committee Meeting
319 S. Water St., Kent Ohio 44240

May 7, 2025

MINUTES

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

Present: Mr. Jeff Clapper; Mr. Michael DeLeone; Mr. Chris Hook; Ms. Gwen Rosenberg; Ms. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner; Ms. Kellie Kapusta; Mr. Glenn Russell; Mr. Scott Swan

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Nick Cecil, IT Director; Mr. Nick Shearer, Chief of Police; Ms. Bridget Susel; Community Development Director; Ms. Dominique Bollenbacher, Community Outreach Coordinator; Ms. Melanie Baker; Service Director; Mr. Jim Bowling, City Engineer; Mr. Jamie Samels, Fire Chief; Ms. Kathy Coleman, Clerk of Council

Motion to excuse Mr. Amrhein was made by Mr. Sidoti, seconded by Mr. DeLeone, and carried by unanimous voice vote.

PUBLIC HEARING FOR PROPOSED TEXT AMENDMENTS TO THE CITY OF KENT ZONING CODE.

No public comment.

COMMITTEES

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

Informational Update on Outdoor Seating Area (OSA)

Motion to relinquish chair of the committee to Mayor Fiala for the purpose of the OSA discussion only was made by Mr. Sidoti, seconded by Mr. Clapper, and carried by unanimous voice vote.

Mr. Ruller explained to Council that approximately twelve of Main Street Kent's member businesses had voiced concerns that the OSA on Franklin Avenue was creating a disadvantage to the businesses not located on Franklin. A suggestion had been made to consider not closing off Franklin Ave for the summer months in order to "even the playing field." Mr. Ruller acknowledged the necessity of bringing the concern to Council, but suggested that, since the OSA was a very popular attraction for downtown Kent, instead of closing it, Council and the administration could focus on adding additional outdoor seating in the downtown area. Ms. Susel further explained the difference between localized OSAs and the Designated Outdoor Refreshment Area (DORA), which encompasses most of downtown.

Mr. Fred Pierre, a downtown business owner in the audience, congratulated the City on the success of the OSA and the DORA, and expressed support of both, as well as his wish for continued programming and development in the downtown area.

Several council members expressed concern over the misinformation propagated by social media around this issue and acknowledged that better communication may have helped ease some residents' concerns.

Discussion of Heritage Park Dam Replacement Pump

Ms. Baker explained to Council that pump at the Heritage Park dam stopped working last summer, after a few years of ongoing problems. This resulted in algae formation and low oxygen levels in the water. Replacement of the pump would cost about \$400,000-\$500,000, and necessitate the closing of Main Street during installation. An interim solution would be installing a fountain which would help achieve aeration of the water and reduction in algae. The cost would be \$12,000-\$15,000.

Staff recommendations are to allow staff to install the fountain, continue to review the effectiveness of the fountain with respect to the algae and dissolved oxygen, and allow Parks and Service staff to continue to analyze the costs of operation of and availability of new pumps, while also developing plans to enhance the entire park area.

Motion.to.proceed.with.staff.recommendations.with.the.emergency.clause was made by Ms. Rosenberg, seconded by Ms. Celko, and carried by unanimous voice vote.

Haymaker Mural Agreement

Mr. Bowling requested Council's approval of a new agreement between the Haymaker Farmers' Market, Kent State University, and the City for a new public art installation beneath the Haymaker Parkway Bridge. The new installation includes new themed artwork and poetry installation. The City's share of the cost for the project is \$5,000.

Motion.to.authorize.the.staff.to.execute.the.public.art.agreement.for.the.installation.of.the.new.artwork.beneath.the.Haymaker.Bridge.with.the.emergency.clause was made by Ms. Shaffer Bish, seconded by Ms. Celko, and carried by unanimous voice vote.

Water Service Request – 5885 Horning Road

Mr. Bowling reported that City water lines are adjacent to the property located at 5885 Horning Road and the property owner has requested the City to extend water service to their property, at a cost of \$5,907.60 to the property owner.

Motion.to.authorize.the.extension.of.City.water.service.to.0440Horning.Road.with.the.emergency.clause was made by Ms. Rosenberg, seconded by Ms. Celko, and carried by unanimous voice vote.

Committee of the Whole – Chair Fiala/Vice Chair Amrhein

Update on Main Street Kent

Heather Malarcik of Main Street Kent provided a PowerPoint presentation of the group's recent activities.

Charter Review Applications

Council reviewed the applications of Todd Milton and Emma Kelly for the Charter Review Commission. The commission has one seat remaining, with two alternate seats available. Mr. Hook motioned to select Ms. Kelly for the remaining commission seat, with Mr. Clapper seconding. During subsequent discussion, Mr. Turner suggested that, since the commission had no African-American members, Mr. Milton would be a better choice. Mr. Hook withdrew his motion; Mr. Clapper withdrew his second.

Motion.to.appoint.Todd.Milton.to.the.remaining.seat.on.the.Charter.Review.Commission?and.appointing.Emma.Kelly.to.an.alternate.position.on.the.Charter.Review.Commission.with.the.emergency.clause was made by Mr. Turner, seconded by Mr. DeLeone and carried by unanimous voice vote.

Community Development Committee-Chair Rosenberg/Vice-Chair Clapper

Proposed Amendments to Chapter 14: Property Maintenance

Ms. Susel requested Council's approval to amend Chapter 14 of the City's Property Maintenance Code to better address concerns with a person living in a tent on a residential yard for an extended period of time.

Motion.to.amend.Chapter.70.of.the.City's.Property.Maintenance.Code.as.presented.with.the.emergency.clause was made by Mr. Sidoti, seconded by Mr. Hook, and carried by unanimous voice vote.

Continue Enterprise Zone Agreement with Davey Tree Expert Co.

Ms. Susel presented the recommendation of the Tax increment Review Council (TIRC) for the renewal/continuation of the Davey Tree Enterprise Zone tax incentives.

Motion.to.accept.and.approve.the.recommendation.of.the.TIRC.to.renew.the.terms.of.the.Davey.Tree.Enterprise.one.Agreement.as.presented.with.the.emergency.clause was made by Mr. Sidoti, seconded by Ms. Celko, and carried by unanimous voice vote.

Discussion of Warming Center Funding Recommendation

Ms. Susel presented staff recommendations for funding adjustments needed to continue the homeless warming center assistance through the remainder of 2025. After evaluating the information provided by Shepherd's House, Ms. Susel is requesting an additional \$4,000, bringing the total for 2025 to \$12,000.

Motion.to.authorize.the.allocation.of.an.additional.P03666.for.the.homeless.assistance.project.for.8680as.presented?with.the.emergency.clause was made by Mr. Sidoti, seconded by Ms. Shaffer Bish, and carried by unanimous voice vote.

Finance Committee – Chair DeLeone/Vice-Chair Celko

West Side Fire Levy Notice to Proceed

Ms. Hall requested Council’s approval of the official “Notice to Proceed” for the West Side Fire levy. That is the next administrative step for placement on the November 2025 ballot.

Motion.to.authorize.the.»Notice.to.Proceed«for.the.placement.of.the.renewal.of.the.8680West.Side.Fire.Levy.(.09mils).on.the.November.8680ballot?with.the.emergency.clause, was made by Ms. Rosenberg, seconded by Mr. Sidoti, and carried by unanimous voice vote.

2025 Budget Appropriations Amendment

Ms. Hall requested Council’s approval of the budget appropriations amendment.

Motion.to.approve.the.8680budget.appropriations.amendment.as.presented.with.the.emergency.clause was made by Ms. Rosenberg, seconded by Mr. Hook 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

Proposed text amendments to Zoning Code

Ms. Susel presented the Design Guideline criteria that she recommends incorporating directly into the City’s Zoning Code. Since the updated Design Guidelines removed the statutory authority of the Architectural Review Board (ARB) to issue “certificates of appropriateness,” the staff is following up on the consultant recommendations to codify the most pertinent elements of the guidelines into the Zoning Code. The Planning Commission unanimously recommended Council approve the proposed Zoning test changes.

Audience members Doug Fuller and Bridget Tipton expressed concerns over the clarity of some of the criteria. Ms. Susel asked them to provide her with written copies of their concerns/complaints and stated she would review them further with the committee.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:57pm.

ORDINANCE NO. 2025 - 036

AN ORDINANCE AUTHORIZING THE KENT FIRE DEPARTMENT TO APPLY FOR A GRANT THROUGH LEARY FIREFIGHTER'S FOUNDATION, AND TO ACCEPT ANY GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATIONS OF FUNDS WHICH PROVIDES FUNDING FOR A NEW FORCIBLE ENTRY TRAINING DOOR AND THREE (3) TRAINING MANNEQUINS AND DECLARING AN EMERGENCY.

WHEREAS, the Kent Fire Department would like to apply for a grant through the Leary Firefighter's Foundation; and

WHEREAS, this grant will provide funding for a new forcible entry training door and three (3) different sized training mannequins; and

WHEREAS, the grant is expected not to exceed \$10,000.

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

SECTION 1. That Kent City Council authorizes the Kent Fire Department to apply for a grant through the Leary Firefighter's Foundation.

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

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 37

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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 038

AN ORDINANCE AMENDING ORDINANCE NO. 2024-131, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 18, 2024; 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, 2025; 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, 2025.

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

SECTION 1. That the current appropriations Ordinance No. 2024-131 passed December 18, 2024, as amended by Ordinance No. 2025-12, passed 2/19/25, as amended by Ordinance No. 2025-25, passed 4/16/25, be amended as set forth in Exhibit "A", attached hereto and incorporated herein, so as to increase appropriations in Fund 001, General; Fund 116, Income Tax; Fund 128 Fire & EMS; 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

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

RESOLUTION NO. 2025-039

A RESOLUTION DETERMINING TO PROCEED TO SUBMIT TO THE ELECTORS OF THE CITY OF KENT THE QUESTION OF THE RENEWAL OF THE CITY'S EXISTING 0.73-MILL TAX LEVY FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS FOR THE CURRENT EXPENSE OF MAINTAINING AND OPERATING A FIRE STATION IN THE CITY OF KENT WEST OF THE ERIE RAILROAD PURSUANT TO SECTIONS 5705.19(I) AND 5705.191 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, at an election on November 3, 2020, voters of the City of Kent approved the renewal of a 0.73-mill tax levy outside of the ten-mill limitation for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad, for a period of five years, the last collection of which will occur in calendar year 2026; and

WHEREAS, on April 16, 2025, this Council adopted Resolution No. 2025-032, pursuant to Section 5705.03 of the Revised Code, declaring it necessary to renew the City's existing 0.73-mill tax levy for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad and requesting the Portage County Auditor (the "County Auditor") to certify the certifications set forth in Section 5705.03(B)(2) of the Revised Code, as applicable to the proposed renewal levy; and

WHEREAS, in accordance with that Resolution and Section 5705.03(B) of the Revised Code, on April 29, 2025, the County Auditor certified (on DTE 140R) that (i) the property tax revenue that will be produced by the stated millage (0.73 mills), assuming the taxable value of the City remains constant throughout the life of the levy, is calculated to be \$267,928 (ii) the total taxable value of the City used in calculating the estimated property tax revenue is \$620,577,690 and (iii) the millage for the requested levy is 0.73 mills per \$1 of taxable value, which amounts to \$14 for each \$100,000 of the County Auditor's appraised value;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, not less than *two-thirds* of all the members elected thereto concurring:

SECTION 1. As used in this Resolution and in accordance with Section 5705.03(B)(1)(a) of the Revised Code, "mills" refers to mills for each one dollar of taxable value.

SECTION 2. This Council hereby finds, determines and declares that the amount of taxes which may be raised by the City within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City, and that it is necessary to levy a tax in excess of that limitation at the rate of 0.73 mills, for five years, for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad, and specifically that it is necessary to renew, for five years, the existing 0.73-mill tax levy for that purpose, as authorized by Sections 5705.19(I) and 5705.191 of the Revised Code, which amounts to \$14 for each \$100,000 of the County Auditor's appraised value as certified by the County Auditor, commencing with tax year 2026, the proceeds of which levy first would be due and collected and made available to this City in calendar year 2027.

SECTION 3. The question of renewing the City's existing 0.73-mill ad valorem property tax levy in excess of the ten-mill limitation for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad, for a period of five years, commencing with the tax list and duplicate for the year 2026, the proceeds of which levy first would be due and collected and made available to the City in calendar year 2027, shall be submitted under the provisions of Sections 5705.19(I) and 5705.191 of the Revised Code to the electors of the City of Kent at an election to be held therein on November 4, 2025, as authorized by law. That election shall be held at the regular places of voting in this City as established by the Board of Elections of Portage County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law. A majority vote of the electors voting on that question at that election will be required for passage.

SECTION 4. The Clerk of Council is hereby further directed to deliver or cause to be delivered to the Portage County Board of Elections before 4:00 p.m., or the earlier close of business, on Wednesday, August 6, 2025: (i) a certified copy of Resolution No. 2025-032, adopted on April 16, 2025, and referred to in the second preamble

to this resolution, (ii) a copy of the related County Auditor's certificate referred to in the third preamble to this resolution and (iii) a certified copy of this resolution.

SECTION 5. That this Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Council and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with the law.

SECTION 6. That this Resolution is 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 and for the further reason that it is necessary that this Resolution be effective so that it can be timely filed with the Board of Elections in order to submit the question of the levy to the electors at an election on November 4, 2025; for which reason and other reasons manifest to this Council this Resolution shall take effect and be in force immediately upon its adoption; for which reason and other reasons manifest to this Council this Resolution shall take effect and be in force immediately upon its adoption.

ADOPTED: _____
Date
Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Clerk of Council

I, KATHLEEN COLEMAN, 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-_____*, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 2025.

(SEAL) _____
KATHLEEN COLEMAN
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025-040

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO CONTINUE THE ENTERPRISE ZONE AGREEMENT WITH THE DAVEY TREE EXPERT COMPANY PROVIDING FOR A PROJECT AND REAL PROPERTY TAX EXEMPTION PURSUANT TO THE OHIO ENTERPRISE ZONE PROGRAM (EZ), AND DECLARING AN EMERGENCY.

WHEREAS, the City executed the Enterprise Zone Agreement in January, 2021; and

WHEREAS, the project is now complete and the agreement is considered active and the Tax Incentive Review Council (TIRC) met on March 6, 2025 and voted unanimously to recommend to Council to continue the agreement as is.

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

SECTION 1. That the City Manager, or his designee, is hereby authorized to continue the Enterprise Zone Agreement with The Davey Tree Expert Company for a real property tax exemption.

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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 041

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT WITH KENT STATE UNIVERSITY (KSU), HAYMAKER FARMERS' MARKET (HFM, INC.) AND CITY OF KENT (CITY) TO INSTALL NEW PUBLIC ART BENEATH THE HAYMAKER PARKWAY BRIDGE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Service Department would like to enter into an Agreement with Kent State University (KSU) and Haymaker Farmers' Market to install new public art on the eastern concrete slope underneath the Haymaker Parkway Bridge; and

WHEREAS, the City of Kent is required to maintain Haymaker Parkway per its agreement with the Ohio Department of Transportation (ODOT) and has approved the art work with ODOT as ODOT is the owner of the bridge.

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

SECTION 1. That the City Manager, or his designee, is hereby authorized to enter into an Agreement with Kent State University (KSU) and Haymaker Farmers' Market to install new public art on underneath the Haymaker Parkway Bridge 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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 042

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, FOR THE INSTALLATION OF A FOUNTAIN IN THE RIVER AT THE HERITAGE PARK DAM SITE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent is challenged in repairing/replacing the pumps that are used to operate the dam in Heritage Park; and

WHEREAS, the City of Kent is recommending the installation of a fountain to ensure proper dissolved oxygen in the river for aquatic life due to the high cost of replacement.

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, for the installation of a fountain in the river at the Heritage Park dam site and is more fully set forth in Exhibit "A", attached hereto and incorporated herein.

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

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

PASSED: _____
Date Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Kathleen Coleman
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 043

AN ORDINANCE AUTHORIZING A WATER TAP-IN FOR THE PROPERTY LOCATED AT 5885 HORNING ROAD, OUTSIDE THE CITY OF KENT, AND DECLARING AN EMERGENCY.

WHEREAS, the owner of a single-family, owner-occupied home requests water service outside of the City of Kent for property located at 5885 Horning Road located in Franklin Township (the "Property"); and

WHEREAS, the City has a 12" watermain along Horning Road adjacent to the property and are capable of providing water to this property; and

WHEREAS, the City Division of Engineering recommends approving the water tap-in.

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

SECTION 1: That Kent City Council does hereby authorize a water tap-in to the Property located at 5885 Horning Road subject to KCO 913.09 and the City water rules and regulations.

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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT

DRAFT ORDINANCE NO. 2025-044

AN ORDINANCE APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR PROGRAM YEAR (PY) 2025 AND THE FIVE YEAR CONSOLIDATED PLAN FOR 2025-2029 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND AUTHORIZING THE EXECUTION AND FILING OF THE FIVE YEAR CONSOLIDATED PLAN FOR 2025-2029 AND THE PY2025 ANNUAL ACTION PLAN, INCLUDING RELATED CERTIFICATIONS, AND UPON AWARDING OF THE GRANT, AUTHORIZING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, under provisions of Title I of the Housing and Community Development Act of 1974, as amended (which title is hereinafter referred to as the ("Act") and the regulations promulgated there under (24 CFR Parts 58 and 570, hereinafter referred to as the ("Regulations")), the Secretary of the Department of Housing and Urban Development (hereinafter referred to as the ("Secretary")) is authorized to make grants to units of general local government to help finance community development programs (as that term is defined in the Act and Regulations); and

WHEREAS, the Secretary has not yet notified the City of Kent of its specified eligibility amount of HUD/CDBG funds for Program Year 2025, but the City anticipates it will be similar to the amount received in PY2024 which was **\$283,425**. PY2025 will begin on **August 1, 2025**, and extend through **July 31, 2026**; and

WHEREAS, the City proposes to apply for such a grant for Program Year 2025 and has, in that connection and as required by and pursuant to the Act and Regulations, prepared its 2025-2029 Five Year Consolidated Plan and PY2025 Annual Action Plan to be filed with the Secretary and on file in the City Council office, which contains local objectives, identification of housing, homeless and non-housing community development priorities, a description of activities to be undertaken, a local community development budget, and certifications in the form of assurances; and

WHEREAS, this Council has duly reviewed and considered the 2025-2029 Five Year Consolidated Plan and PY2025 Annual Action Plan, as well as the comments and recommendations of the public and City administrative and planning officials.

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

SECTION 1. That this Council hereby finds and determines that the 2025-2029 Five Year Consolidated Plan gives maximum feasible priority to activities which benefit low-to-moderate income persons and the PY2025 Action Plan includes those activities to be undertaken by the City with the funds anticipated to be provided for the 2025 Program Year that meet the housing and community development needs and objectives allowed by the Act and Regulations and identified in the City's 2025-2029 Five Year Consolidated Plan.

SECTION 2. That the City Manager, being the chief executive officer of the City as that term is defined in the Act and Regulations, is hereby designated as the authorized representative of the City to act in connection with the grant request and to provide such additional documentation or certifications as may be required by the Secretary or by other responsible agencies.

SECTION 3. That this Council hereby finds and determines that the City, in preparing its 2025-2029 Five Year Consolidated Plan and its PY2025 Annual Action Plan, has complied with the applicable requirements of the Act and Regulations, and this Council hereby approves the its 2025-2029 Five Year Consolidated Plan and PY2025 Annual Action Plan, together with all related documentation for submission to the Secretary.

SECTION 4. That this Council hereby directs that the City in carrying out the Program shall continue to comply with applicable requirements of the Act and Regulations and of other applicable laws, including, among others, requirements with respect to civil rights and anti-discrimination, citizen participation,

relocation and land acquisition, environmental protection, cost accounting and administration, federal labor standards, flood control, conflicts of interest, political activity of employees, access to books and records and the requirements of giving maximum feasible priority to activities which will benefit low and moderate-income families or aid in the prevention or elimination of slums or blight, and this Council hereby authorizes the City Manager to execute and file with the Secretary certifications in such forms as the Secretary may prescribe, which will provide assurances concerning the foregoing matters, and concerning such other matters as may be required by the Secretary in connection with carrying out the Community Development and Housing Program.

SECTION 5. That this Council hereby authorizes the City Manager to consent to assume the status of a responsible federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the Secretary's responsibilities for environmental review, decision making and action to be assumed and carried out by the City Manager and authorizes the City Manager to consent on behalf of the City to accept the jurisdiction of the Federal courts for the purpose of carrying out the program. The City Manager is authorized to execute and file requests for release of funds and related certifications and prepare and file such other documents and take such other actions in connection with the environmental review process as may be required by the Act, the Regulations, particularly the regulations contained in 24 CFR Part 58, and by the National Environmental Policy Act of 1969.

SECTION 6. 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 7. 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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL

DRAFT ORDINANCE NO. 2025 - 045

AN ORDINANCE AMENDING “PART FOURTEEN-PROPERTY MAINTENANCE AND HOUSING CODE” OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TO AMEND SECTIONS 1406.05, 1410.04 AND 1411.12, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to amend “Part Fourteen-Property Maintenance and Housing Code” of the Codified Ordinances in order to add language prohibiting the use of transportable items, such as tents or motor vehicles as temporary housing on a residential yard for an extended period of time; update terminology to align with Part 11-Zoning Code; strike obsolete language; and add window screens as a requirement.

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

SECTION 1. That Council does hereby amend “Part Fourteen-Property Maintenance and Housing Code” of the Codified Ordinances to amend Section 1406.05, 1410.04 and 1411.12 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
Clerk of Council

I, KATHLEEN COLEMAN, 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
CLERK OF COUNCIL