



City of Kent
Regular City Council Meeting
319 S. Water Street, Kent, Ohio 44240
Wednesday, September 17, 2025

AGENDA

6:55PM BOARD OF CONTROL

REGULAR CITY COUNCIL MEETING will begin immediately after Board of Control

1. ROLL CALL

2. OPENING REMARKS AND PLEDGE OF ALLEGIANCE – Mr. DeLeone

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 4:30pm 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 On August 27, 2025 a draft resolution was received from Rick Hawksley, regarding the deployment of Ohio National Guard troops to Washington DC and other cities. The draft was shared with Council.
 - 3.2.2 On August 29, 2025, a letter was received from Jake Shields, Director of Acquisitions with Grey Fox Capital, regarding the development of the property on the old Davey Drill site. The letter was sent to Council, as well as other community members.
 - 3.2.3 On September 2, 2025 the August minutes and September agenda for the Standing Rock Cemetery Board were received and posted online.
 - 3.2.4 On September 8, 2025, another letter was received from Jake Shields with Grey Fox Capital, following up with discussion at the September 3, 2025 Council Committee meeting, and expressing commitment to the project. The letter was sent to Council, as well as other community members.
 - 3.2.5 On September 9, 2025, Mr. Sidoti shared a proposal from the Kent Rotary Club to initiate and manage a "Parade of Flags" program to foster community pride and patriotism while raising funds for local projects. The program would be a subscription-based service

managed by volunteers, with flags displayed on five major national holidays. The Rotary Club requests permission to operate the program within the city limits, ensuring it adheres to local ordinances and safety standards.

- 3.2.6 On September 11, 2025, the revised agenda for the September Board of Zoning Appeals meeting was received and posted in the foyer of City Hall
- 3.2.7 On September 11, 2025, the September agenda for the Parks and Recreation Board meeting was received and posted in the foyer of City Hall
- 3.2.8 On September 11, 2025, the Clerk's office received notice that the Planning Commission would not be meeting on September 16, due to a lack of agenda items

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 August Regular Council Meeting minutes
- 4.2 Approval of September Council Committee Meeting minutes
- 4.3 **DRAFT 2025-084** 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.
- 4.4 **DRAFT 2025-085** AN ORDINANCE AUTHORIZING AN APPEAL TO GRANT A VARIANCE TO ZONING CODE SECTION 1106.20 PUBLIC ART, SPECIFICALLY SECTION 1106.20(A)(3)(c) TO ALLOW FOR A MURAL TO BE DISPLAYED ON THE FRONT FAÇADE OF THE BUILDING THAT ABUTS SOUTH DEPEYSTER STREET AND DECLARING AN EMERGENCY.
- 4.5 **DRAFT 2025-086** AN ORDINANCE ACCEPTING A DONATION OF THREE (3) PARCELS OF LAND TOTALING (36.548 ACRES) FROM STREAM & WETLANDS FOUNDATION, LOCATED SOUTH OF FAIRCHILD AVENUE AND WEST OF MAJORS LANE ALONG FISH CREEK AND DECLARING AN EMERGENCY.

- 4.6 **DRAFT 2025-087** AN ORDINANCE AMENDING THE DOWNTOWN KENT DORA TO EXPAND THE BOUNDARIES TO INCLUDE THREE NEW BUSINESSES, THE BLIND SQUIRREL PUB, RIVER MERCHANT AND BOTTLES 101, AND DECLARING AN EMERGENCY.
- 4.7 **DRAFT 2025-088** 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.
- 4.8 **DRAFT 2025-089** AN ORDINANCE AUTHORIZING THE WATER TAP-IN FOR PETROS DEVELOPMENT GROUP FOR THE PROPERTY LOCATED AT 2567 STATE ROUTE 43, OUTSIDE THE CITY OF KENT, AND DECLARING AN EMERGENCY.
- 4.9 **DRAFT 2025-090** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO APPROVE THE CONSENT LEGISLATION FOR THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION (ODOT), PROJECT POR SR0261 03.51 (PID 105237) FOR RESURFACING A PORTION OF SR261 THAT IS LOCATED WITHIN CITY LIMITS, AND DECLARING AN EMERGENCY
- 4.10 **DRAFT 2025-091** 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 301 CAPITAL FUND FOR THE CG48AC / CG49AC, SUNRISE BOULEVARD REHABILITATION WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.
- 4.11 **DRAFT 2025-092** AN ORDINANCE RENEWING AND AMENDING THE KENT-FRANKLIN JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD) INCOME TAX AGREEMENT TO ALLOW FOR THE OPTION TO TRANSITION THE COLLECTION OF INCOME TAXES FOR THE JEDD TO THE REGIONAL INCOME TAX AGENCY (RITA) AND DECLARING AN EMERGENCY.
- 4.12 **DRAFT 2025-093** A RESOLUTION ACCEPTING A DONATION OF FRAMED ARTWORK FROM CASS MCKAY WALKER TO THE CITY OF KENT, IN RECOGNITION OF HER APPRECIATION FOR THE CITY AND DECLARING AN EMERGENCY.

5. 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

5.3 Finance Committee – Chair DeLeone/Vice-Chair Celko

5.3.1 Motion to Authorize Insertion of Council Member Names and Votes into Draft 2025-094

5.3.2 **DRAFT 2025-094** A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

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

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

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

6. UNFINISHED BUSINESS

7. NEW BUSINESS

8. COUNCIL MEMBERS' COMMENTS

9. MAYOR'S REPORT

10. ADJOURN



City of Kent

Regular City Council Meeting

319 S. Water Street, Kent, Ohio 44240

August 20, 2025

MINUTES

Due to technical difficulties, this meeting was not able to be streamed/recorded.

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. Heidi Shaffer Bish; Mr. Roger Sidoti; Mr. Robin Turner

Also Present: Mr. Jerry T. Fiala, Mayor and President of Council; Ms. Kathy Coleman, Clerk of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Jim Bowling, City Engineer; Mr. Nick Cecil, IT Director; Ms. Melanie Baker, Services Director; Ms. Joan Seidel, Health Commissioner Ms. Bridget Susel; Community Development Director

MOTION TO EXCUSE Ms. Rosenberg was made by Mr. Hook, seconded by Mr. Sidoti, and carried by unanimous voice vote.

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Mr. Clapper offered opening remarks and led Council in the Pledge of Allegiance.

COMMUNICATIONS

Public Comment:

- None

Written Communication:

- On July 28, 2025, the Council office was notified that the Kent Area Chamber of Commerce is accepting nominations for the 2025 Tree City Dinner & Awards. Nominations and applications are due by September 9, 2025.
- On July 29, 2025, the Kent Area Chamber of Commerce requested certificates for two ribbon cuttings in August: Market Stanzas on August 23rd and Scenic Studios on August 25th.
- On July 29, 2025, notice from the Dept. of Commerce, Division of Liquor Control was received in the Clerk's office, advising that all Class C & D retail liquor permits will expire on October 1, 2025 and any objections to renewal should be made by September 2, 2025. Chief Shearer had no objections.

MOTION TO APPROVE was made by Mr. DeLeone, seconded by Mr. Clapper and carried by unanimous voice vote.

- On August 4, 2025, the July minutes and August agenda were received from Standing Rock cemetery and posted online.
- On August 7, 2025, the July minutes and August agenda and statistical report were received from the Health Department.
- On August 12, 2025, the agenda and staff report were received from Community Development for the August 19 Planning Commission meeting, and posted in the foyer of City Hall.

CITY MANAGER'S REPORT

MOTION TO APPROVE ITEMS 1-3 OF THE CITY MANAGER'S REPORT was made by Mr. Amrhein, seconded by Mr. Sidoti, and carried by unanimous voice vote.

CONSENT AGENDA

MOTION TO APPROVE July's regular Council meeting minutes was made by Mr. Sidoti, seconded by Mr. DeLeone and carried by unanimous voice vote.

MOTION TO APPROVE August's Council committee meeting minutes was made by Ms. Shaffer Bish, seconded by Mr. Hook, and carried by voice vote 8-0-1, with Ms. Celko abstaining.

MOTION TO SUSPEND THREE READINGS OF DRAFTS 2025-072 THROUGH 2025-082 was made by Mr. Clapper, seconded by Mr. Hook, and carried by unanimous voice vote.

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

- **DRAFT 2025-072** AN ORDINANCE AMENDING SECTION 107.02(f) OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TITLED "DEFINITIONS" TO CHANGE THE LOCATION WHERE PUBLIC NOTICES SHOULD BE POSTED AND DECLARING AN EMERGENCY
- **DRAFT 2025-073** AN ORDINANCE AUTHORIZING THE CERTIFICATION OF DELINQUENT MOWING BILLS, PROPERTY MAINTENANCE VIOLATIONS-CITATIONS, ZONING VIOLATIONS-CITATIONS, AND HEALTH DEPARTMENT VIOLATIONS-CITATIONS TO THE COUNTY AUDITOR IN ORDER TO ALLOW FOR THE PLACEMENT OF THE CERTIFIED AMOUNT ON THE REAL PROPERTY TAX LIST AND DUPLICATE AGAINST THE PROPERTY SERVED BY THE MOWING SERVICES, PROPERTY MAINTENANCE VIOLATION-CITATIONS, ZONING VIOLATIONS-CITATIONS, HEALTH DEPARTMENT VIOLATIONS-CITATIONS, AND DECLARING AN EMERGENCY.
- **DRAFT 2025-074** AN ORDINANCE AUTHORIZING THE CERTIFICATION OF NON-PAYMENT OF WATER USE CHARGES, WASTEWATER USE CHARGES, STORM WATER UTILITY CHARGES AND RECYCLING/SOLID WASTE COLLECTION CHARGES TO THE COUNTY AUDITOR IN ORDER TO ALLOW FOR THE PLACEMENT OF THE CERTIFIED AMOUNT ON

THE REAL PROPERTY TAX LIST AND DUPLICATE AGAINST THE PROPERTY FOR THE NON-PAYMENT OF SAID CHARGES, AND DECLARING AN EMERGENCY.

- **DRAFT 2025-075** 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 2025-076** AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A DAVEY TREE S.E.E.D. Campus MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.
- **DRAFT 2025-077** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO APPROVE AND EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF KENT, OHIO AND THE KENT CITY BOARD OF EDUCATION REGARDING THE SCHOOL RESOURCE OFFICER PROGRAM, EXTENDING THIS AGREEMENT UNTIL JUNE 3, 2026, AND DECLARING AN EMERGENCY.
- **DRAFT 2025-078** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A SPECIAL EVENT APPLICATION FROM KENT STATE UNIVERSITY FOR THE KENT STATE UNIVERSITY HOMECOMING PARADE TO BE HELD ON SATURDAY, OCTOBER 11, 2025, AND THE TEMPORARY CLOSURE OF LOOP ROAD, JOHNSTON DRIVE, RHODES ROAD, SUMMIT STREET AND TERRACE DRIVE AND DECLARING AN EMERGENCY.
- **DRAFT 2025-079** AN ORDINANCE APPROVING THE PORTAGE COUNTY SOLID WASTE MANAGEMENT DISTRICT 2026-2041 SOLID WASTE MANAGEMENT PLAN AND DECLARING AN EMERGENCY.
- **DRAFT 2025-080** AN ORDINANCE AUTHORIZING AMENDMENTS TO THE CITY OF KENT'S ZONING CODE IN ORDER TO CLARIFY TEXT, CORRECT ERRORS AND INCLUDE ELEMENTS FROM THE RECENTLY UPDATED DESIGN GUIDELINES AND DECLARING AN EMERGENCY.
- **DRAFT 2025-081** 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 2025-082** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT AND APPROPRIATE A PROJECT DAWN STIPEND IN THE AMOUNT OF \$8,000

FOR DRUG OVERDOSE AWARENESS DAY DECLARED BY THE STATE OF OHIO ON AUGUST 31, 2023, FOR THE CITY OF KENT HEALTH DEPARTMENT, AND DECLARING AN EMERGENCY.

Consent agenda passes.

STANDING COMMITTEES AND LEGISLATION

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

Board/Commission Appointments

- Motion to appoint Randall Houska to the Fair Housing Board was made by Mr. Clapper, seconded by Ms. Celko; and carried by unanimous voice vote.
- Motion to authorize insertion of the name into Draft 2025-071 was made by Mr. Amrhein, seconded by Mr. Clapper, and carried by unanimous voice vote.
- Motion to suspend 3 readings of Draft 2025-071 was made by Mr. Sidoti, seconded by Ms. Celko, and carried by unanimous voice vote.
- Motion to adopt Draft 2025-071 was made by Mr. Clapper, seconded by Mr. DeLeone, and carried by unanimous roll call vote.

DRAFT 2025-071 A RESOLUTION APPOINTING RANDALL HOUSKA TO THE BOARD OF BUILDING APPEALS AND DECLARING AN EMERGENCY.

Draft 2025-071 passes.

Community Development Committee – Chair Rosenberg/Vice-Chair Clapper

No action.

Finance Committee – Chair DeLeone/Vice-Chair Celko

- MOTION to SUSPEND 3 READINGS of Draft 2025-083 was made by Mr. DeLeone, seconded by Mr. Clapper and carried by unanimous roll vote.
- MOTION TO ADOPT DRAFT 2025-083 was made by Mr. Sidoti, seconded by Mr. DeLeone, and carried by unanimous roll call vote.

DRAFT 2025-083 AN ORDINANCE AUTHORIZING THE CITY BUDGET & FINANCE DIRECTOR AND LAW DIRECTOR, OR THEIR DESIGNEES, TO SIGN AN ADDENDUM TO THE EMPLOYMENT CONTRACT BETWEEN THE CITY OF KENT AND DAVID RULLER AND DECLARING AN EMERGENCY.

Draft 2025-083 passes.

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

No action.

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

Discussion regarding the disbandment of the Architectural Review Board (ARB). Consensus was that the new design guidelines in the City code make the ARB redundant. Mr. Clapper moved to disband the ARB and remove reference to its influence in the relevant city codes. Mr. Sidoti seconded the motion and it passed by unanimous voice vote.

COUNCIL MEMBERS' COMMENTS

- Ms. Shaffer Bish discussed the need for residential development in Kent and urged Council to review the book she provided to everyone entitled “On the Housing Crisis.”
- Ms. Celko recognized the beautiful work done by Market Stanza and encouraged everyone to make a point to see it.
- Mr. Turner echoed Ms. Shaffer Bish’s comments and acknowledged the limited space within the City but encouraged the development of low-to-moderate income housing.

MAYOR’S REPORT

Mayor Fiala stated that he visited the Davey Tree SEED campus and called it a phenomenal experience. He also enjoyed visiting Dog Days of Summer and the Community Garden in the Historic South End over the weekend.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:24pm.

Kathleen Coleman
Clerk of Council

Jerry T. Fiala
Mayor and President of Council



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

September 3, 2025

MINUTES

PUBLIC HEARING – PROPOSED ZONING MAP AMENDMENT

Brian Gray of Ranfield Rd. and Todd Packer of Rockwell St. provided spoken comments to Council.

PUBLIC HEARING – PROPOSED DORA BOUNDARY EXPANSION

No public comment.

CALL TO ORDER

Following the public hearings, Mayor Jerry T. Fiala called the City Council Committee 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. Kathy Coleman, Clerk of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Nick Cecil, IT Director; Ms. Bridget Susel; Community Development Director; Ms. Dominique Bollenbacher, Community Outreach Coordinator; Ms. Melanie Baker; Service Director; Mr. Eric Helmstedter, Economic Development Director; Ms. Angela Manley, Parks & Recreation Director; Ms. Rhonda Hall, Budget and Finance Director; Mr. Jim Bowling, City Engineer; Mr. Jamie Samels, Fire Chief; Joan Seidel, Health Commissioner; Dan Morganti, Community Development Assistant Director

COMMITTEES

Committee of the Whole – Chair Fiala/Vice Chair Amrhein

Community Yard Beautification Awards (Dominique Bollenbacher)

Ms. Bollenbacher presented Community Yard Beautification Awards, recognizing residents for outstanding yard maintenance/landscaping. The awardees were Mary Bass of 1137 Norwood St. in Ward 2, and John and Kathleen Koch, 1102 Erin Dr. in Ward 1.

Departmental Updates

Community Development:

Bridget Susel introduced Community Development Assistant Director Dan Morganti, who previously worked for the Community Development Department in the capacity of program coordinator. Mr. Morganti reviewed his experiences and expressed enthusiasm for working towards the goals of the Community Development department.

Health Department:

Ms. Seidel provided updates on Project DAWN activities. The project used an \$8,000 stipend to host Overdose Awareness Day at Kent State in partnership with healthcare providers, student organizations, law enforcement, and campus staff. Outreach included distributing labels, coasters, and posters at local bars and restaurants, which were well-received. The initiative also provided 100 doses of Narcan, 110 fentanyl test strips, and hygiene supplies, with strong student and community engagement. Overall, the events built awareness, strengthened partnerships, and expanded access to lifesaving resources.

KSU, Town-Gown Update

Dana Lawless-Andric provided a presentation to Council. She reported that Kent State University currently has 20,000 students enrolled and continues to strengthen ties between campus and community through events like "Flash's First Friday," which drew over 1,000 students downtown. Upcoming highlights include Parents and Family Weekend on September 12-13, Homecoming with a new parade route on October 11, and an Aerospace and Engineering Expo Saturday, September 6. KSU also supports community and business engagement with programs such as "Food Truck Wednesdays."

The university is undergoing a major academic restructuring initiative, "Transformation 28," following the August retirement of Dr. Mark Politaiko, former Senior Vice President for Finance and Administration. She also mentioned that one-third of Kent residents are alumni.

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

Proposed Zoning Map Amendment

A representative from Grey Fox Capital provided a PowerPoint detailing the company's approach to potential residential development on the former Davey Drill site between Mogadore Road and Franklin Avenue. The presentation detailed the developer's rationale, which centered on meeting housing demand and supporting downtown. Council and audience members expressed concerns regarding cleanup, public safety, and the potential negative impact on existing industrial businesses. The Planning Commission had unanimously voted down the request to change the property zoning from Industrial to High Density Residential, but a proposed "overlay district" was introduced as a compromise solution to ensure environmental remediation standards are met before development can proceed.

Audience members who addressed Council on this topic were: Anne Courtney Davis, Franklin Ave.; Doria Daniels, Cedar St.; Sally Burnell, Lake St.; Mary Jo Steinert Miner, Franklin Ave.; Jeffrey Tharp, Franklin Ave; Brian Gray, Ranfield Rd.; Donna Gray, Ranfield Rd.; Carol Tharp, Franklin Ave.; Ben Garmier, Oak St.; Todd Packer, Rockwell St.; Jeff St. Clair, W. Williams St.; Travis Copen, Rabich Rd; John Spindler, Franklin Ave.; and William Garmire, W. Oak St.

A motion to uphold the Planning Commission's recommendation with the emergency clause was made by Mr. Clapper; seconded by Ms. Celko, and carried by unanimous voice vote.

A motion to further explore the idea of an overlay district with the emergency clause was made by Ms. Rosenberg; seconded by Mr. Clapper and carried by unanimous voice vote.

Public Art Appeal/Variance Request

Ms. Susel introduced Grace Nestor Louie, an artist who worked with the Kent Public Art Advisory Board on developing a proposed nature-inspired mural across from the bus station at 195 E. Erie Street. The mural aims to be a landmark of sorts, an Instagram-like experience which encourages people to take pictures in front of it and share them online. The mural has been approved by Main Street Kent, the business chamber, the board, and the building owner. The owner of Lazizza and business manager and store owners of Acorn Alley are on board. The issue is with the zoning code which requires property line frontage to be consistent across different locations and does not permit public art on frontages. The Community Development department does not want to waver from the definition of frontage in the code, and therefore has no objection to the variance being put forward.

A motion to approve the public art variance request with the emergency clause was made by Ms. Rosenberg; seconded by Mr. Sidoti, and carried by unanimous voice vote.

Stream and Wetlands Foundation Land Donation

Ms. Manley introduced Greg Snowden from the Serena Wetlands Foundation. They are currently the owners of three parcels which are located south of Fairchild, west of Majors Lane. They are interested in donating those three parcels. The only additional maintenance at this point would be a sidewalk on Fairchild. The park board is unanimously in favor of accepting this funding.

Motion to accept the land donation with the emergency clause was made by Ms. Celko, seconded by Mr. Amrhein and carried by unanimous voice vote.

Community Development Committee-Chair Rosenberg/Vice-Chair Clapper

Franklin-Kent JEDD Income Tax Agreement Renewal and Amendment

Ms. Susel advised Council that the JEDD board and city need to renew their income tax agreement, which includes language for the board to consider using RITA for tax collection. Brimfield's will be presented next month.

Motion to approve the Franklin-Kent JEDD income tax agreement renewal and amendment with the emergency clause was made by Mr. Sidoti, seconded by Ms. Celko, and carried by unanimous voice vote.

Proposed DORA Boundary Expansion

Mr. Helmstedter reported that Blind Squirrel Pub submitted a request for Kent City Council to consider authorizing the expansion of the city's DORA boundary to include its location at 802 North Main Street. River Merchant at 911 North Mantua and Bottles 101 at 114 -115 North Willow Street have also made requests. They are all valid liquor permit holders that want to take advantage of the DORA and all it has to offer. We think this is a reasonable request after consulting with Chief Shearer about the proposed expansion. A safe route was established to include all three businesses and it is included in the application.

Motion to authorize expansion of the DORA Boundary with the emergency clause as described was made by Ms. Celko, seconded by Mr. Amrhein and carried by unanimous voice vote.

Community Housing Update

Postponed.

Finance Committee – Chair DeLeone/Vice-Chair Celko

Certify Tax Rates and Amounts to Portage County

Ms. Hall requested Council's authorization to submit the City's projected 2026 tax rates and amounts to the Portage County Auditor. This is an annual process that is required by Ohio Revised Code, sections 5705.34 and 5705.35 to be submitted to the County Auditor before October 1 of each year. There are no proposed changes in the City's tax rates.

Motion to authorize and certify the tax rates and amounts for submission to the Portage County Auditor with the emergency clause was made by Mr. Sidoti, seconded by Ms. Rosenberg, and carried by unanimous voice vote.

Budget Amendment Request #5

Ms. Hall requested authorization of the amendments to the 2025 budget appropriations as presented.

Motion to approve the 2025 budget appropriations amendments with the emergency clause was made by Ms. Rosenberg, seconded by Ms. Shaffer Bish, and carried by unanimous voice vote.

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

No business.

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

Correct ordinance 2024-088 to add water surcharge to Petros Development Group property

Ms. Jones requested Council to amend the language in ordinance 2024-088 that was approved to extend water services to the Petros Development Group for their Woodland Reserves project in Brimfield. The ordinance incorrectly stated that the property would not be subject to the City's 50 percent surcharge for water customers outside the City limits. Staff is asking Council to correct that error. The developer is aware of the correction to be made.

Motion to authorize the correction to ordinance 2024-088 with the emergency clause was made by Ms. Celko, seconded by Mr. Hook, and carried by unanimous voice vote.

ODOT SR261 Consent Legislation

Mr. Bowling requested Council's approval of consent legislation from the Ohio Department of Transportation to resurface .28 miles of SR261 located within city limits, as part of a 1.5 mile resurfacing. No City funds will be used in the project.

Motion to authorize the consent legislation for the ODOT resurfacing project as presented with the emergency clause was made by Ms. Rosenberg, seconded by Mr. Amrhein, and carried by unanimous voice vote.

Sunrise Boulevard Rehabilitation

Mr. Bowling requested Council's approval for the Resolution of Intent for the Sunrise Boulevard Rehabilitation Project. The Ohio Public Works Commission requires a resolution of intent to receive reimbursements from awarded no-interest loans. The City received a \$294,500 grant and a \$50,000 no-interest loan for the project.

Motion to approve the Resolution of Intent to receive reimbursement for the eligible Sunrise Boulevard Rehabilitation costs with the emergency clause was made by Ms. Rosenberg, seconded by Ms. Shaffer Bish, and carried by unanimous voice vote.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:58pm.



Kathleen Coleman, Clerk of Council

DRAFT ORDINANCE NO. 2025 - 084

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 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

Purchase Order Report

G/L Date Range 08/14/25 - 09/10/25

Sort by Department - Purchase Order Number

Detail Listing

Department 02.202 Board of Health, Sanitation & Inspections
Purchase Order 2025-00002019

Description HD- Narcan Carry Case Kits (Overdose Awareness Day Stipend)

Department 02.202 Board of Health, Sanitation & Inspections

Vendor 5556 - Nove LLC

Type Then/Now

Status Complete

G/L Date	08/20/2025	Amount	3,725.00
Deliver by Date	08/20/2025	Voided	.00
Printed Date	08/21/2025	Discounted	.00
Completed Date	08/21/2025	Expensed	3,725.00
Expiration Date		Remaining	.00
		Encumbered	.00

Item 1	Description	Operating Materials - Nasal Spray Carry Case Kits + Shipping	Status	Complete	Amount	3,725.00
	Quantity	1.0000	Vendor Part Number	SC-BLK-CPK- ...	Voided	.00
	U/M	Each	Contract Number		Discounted	.00
	Price per Unit	3,725.00	Discount	0%	Expensed	3,725.00
					Remaining	.00
					Encumbered	.00

G/L Account
110-02-520-207.7420 (Health Department-Health Department-Public
Health & Welfare-Other Health Grants-Operating Materials)
Project
Amount
3,725.00

Department 02.202 Board of Health, Sanitation & Inspections Totals 1

Amount	\$3,725.00
Voided	\$0.00
Discounted	\$0.00
Expensed	\$3,725.00
Remaining	\$0.00
Encumbered	\$0.00

Department 03.530 Park & Recreation Board, Park Services
Purchase Order 2025-00002003

Description Mower Part

Department 03.530 Park & Recreation Board, Park Services

Vendor 1887 - Baker Vehicle Systems Inc.

G/L Date	08/19/2025	Amount	3,019.29
Deliver by Date		Voided	.00
Printed Date	08/20/2025	Discounted	.00
Completed Date	08/21/2025	Expensed	3,019.29

Purchase Order Report

G/L Date Range 08/14/25 - 09/10/25

Sort by Department - Purchase Order Number

Detail Listing

Type	Then/Now	Expiration Date	Remaining	Encumbered
Status	Complete		.00	.00
Item 1	Description	Status	Complete	Amount
	Quantity	Vendor Part Number	Voided	.00
	U/M	Contract Number	Discounted	.00
	Price per Unit	Discount	Expensed	3,019.29
			Remaining	.00
			Encumbered	.00
G/L Account				
Project				
106-03-530-301.7420 (Recreation-Parks & Rec-Parks & Recreation-Recreation Programs-Operating Materials)				
Amount				
3,019.29				
Purchase Order				
2025-00002054				
Description	UR - 266 N. Water St. Demolition	G/L Date	08/26/2025	Amount
Department	04-402 Community Development Department,Zoning & Building Inspection	Deliver by Date		Voided
Vendor	1139 - Butcher & Son Inc	Printed Date	09/03/2025	Discounted
Type	Then/Now	Completed Date		Expensed
Status	Open	Expiration Date		Remaining
				Encumbered
Item 1	Description	Status	Open	Amount
	Quantity	Vendor Part Number	Voided	53,420.00
	U/M	Contract Number	Discounted	.00
	Price per Unit	Discount	Expensed	.00
			Remaining	48,078.00
			Encumbered	5,342.00
				5,342.00
G/L Account				
Project				
Professional Services - UR - 266 N. Water St. Demolition				
Amount				
53,420.00				

Purchase Order Report

G/L Date Range 08/14/25 - 09/10/25

Sort by Department - Purchase Order Number
Detail Listing001-09-570-406.7340 (General Government-City Manager-General
Government-Urban Renewal, Professional Services)

53,420.00

Purchase Order	2025-00002072	G/L Date	08/28/2025	Amount	4,550.00
Description	CD8G RLF - 423 Lake Street - HOMETOWN CHECK	Deliver by Date		Voided	.00
Department	04-402 Community Development Department,Zoning & Building Inspection	Printed Date	09/02/2025	Discounted	.00
Vendor	4387 - Ellsworth/Catastrophe Response Team LLC, Tim	Completed Date		Expensed	4,550.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Open			Encumbered	.00

Item 1	Description	Program Income Expense - CD8G RLF - 423 Lake Street -	Status	Open	Amount	4,550.00
	Quantity	1.0000	Vendor Part Number		Voided	.00
	U/M	Each	Contract Number		Discounted	.00
	Price per Unit	4,550.00	Discount	0%	Expensed	4,550.00
					Remaining	.00
					Encumbered	.00

G/L Account	Project	Amount
126-04-540-401.7992 (CD8G Grant Fund-Community Development-Community Development-Community Development,Program Income Expend)		4,550.00

Purchase Order	2025-00002073	G/L Date	08/28/2025	Amount	4,550.00
Description	CD8G RLF - 985 W Main Street - HOMETOWN CHECK	Deliver by Date		Voided	.00
Department	04-402 Community Development Department,Zoning & Building Inspection	Printed Date	09/02/2025	Discounted	.00
Vendor	4387 - Ellsworth/Catastrophe Response Team LLC, Tim	Completed Date		Expensed	4,550.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Open			Encumbered	.00

Purchase Order Report

Sort by Department - Purchase Order Number

Purchase Order	2025-00002074	G/L Date	08/28/2025	Amount	5,400.00
Description	CD8G RLF - 981 W Main Street - HOMETOWN CHECK	Deliver by Date		Voided	.00
Department	04-402 Community Development Department,Zoning & Building Inspection	Printed Date	09/03/2025	Discounted	.00
Vendor	4387 - Ellsworth/Catastrophe Response Team LLC, Tim	Completed Date		Expensed	5,400.00
Type	Ther/Now	Expiration Date		Remaining	.00
Status	Open			Encumbered	.00

Run by Brian Huuff on 09/11/2025 10:53:13 AM

Purchase Order Report

G/L Date Range 08/14/25 - 09/10/25

Sort by Department - Purchase Order Number

Detail Listing

Purchase Order	2025-00002076	G/L Date	08/28/2025	Amount	6,300.00
Description	CD8G RLF - Project Soft Costs - HOMETOWN CHECK	Deliver by Date		Voided	.00
Department	04-402 Community Development Department,Zoning & Building Inspection	Printed Date	09/03/2025	Discounted	.00
Vendor	4155 - Neighborhood Dev. Services, Inc.	Completed Date		Expensed	6,300.00
Type	Then/Now	Expiration Date		Remaining	.00
Status	Open			Encumbered	.00

Item 1	Description	Program Income Expense - CD8G RLF - Project Soft Costs - HOMETOWN CHECK	Status	Open	Amount	6,300.00
Quantity	1.0000	Vendor Part Number			Voided	.00
U/M	Each	Contract Number			Discounted	.00
Price per Unit	6,300.00	Discount	0%		Expensed	6,300.00
					Remaining	.00
					Encumbered	.00

G/L Account
126-04-540-401.7992 (CD8G Grant Fund-Community Development-Community Development-Community Development,Program Income Expend)

Project

Amount
6,300.00

Purchase Order	2025-00002139	G/L Date	09/09/2025	Amount	4,808.81
Description	WRF- Repair of WR104	Deliver by Date		Voided	.00
Department	05-503 Public Services Department,Water Reclamation Plant	Printed Date	09/09/2025	Discounted	.00
Vendor	2112 - Rush Trk Ctrs of Ohio Inc/Rush Truck Ctr, Akron	Completed Date		Expensed	.00
Type	Then/Now	Expiration Date		Remaining	4,808.81
Status	Open			Encumbered	4,808.81

Item 1	Description	Maint of Equip & Facilities	Status	Open	Amount	4,808.81
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Purchase Order Report

G/L Date Range 08/14/25 - 09/10/25
Sort by Department - Purchase Order Number
Detail Listing

<i>Quantity</i>		<i>1.0000</i>	<i>Vendor Part Number</i>	<i>Voided</i>	<i>.00</i>
<i>U/M</i>	<i>Each</i>		<i>Contract Number</i>	<i>Discounted</i>	<i>.00</i>
<i>Price per Unit</i>	<i>4,808.81</i>		<i>Discount</i>	<i>Expensed</i>	<i>.00</i>
			<i>0%</i>	<i>Remaining</i>	<i>4,808.81</i>
				<i>Encumbered</i>	<i>4,808.81</i>
<i>G/L Account</i>			<i>Project</i>	<i>Amount</i>	
202-05-550-503.7350 (Sewer Service Department-Basic Utility Services-Water Reclamation Plant.Maint of Equip & Facilities)				4,808.81	
<i>Purchase Order</i>	2025-00002099		<i>G/L Date</i>	09/03/2025	<i>Amount</i>
<i>Description</i>	CM Citywide Mowing		<i>Deliver by Date</i>		<i>Voided</i>
<i>Department</i>	05.560 Public Services Department,Central Maintenance Division		<i>Printed Date</i>	09/03/2025	<i>Discounted</i>
<i>Vendor</i>	3362 - Bower's Lawn Care		<i>Completed Date</i>	09/09/2025	<i>Expensed</i>
<i>Type</i>	Then/Now		<i>Expiration Date</i>		<i>Remaining</i>
<i>Status</i>	Complete				<i>Encumbered</i>
					<i>5,835.70</i>
<i>Item 1</i>	<i>Description</i>	<i>Misc Contractual</i>	<i>Status</i>	<i>Complete</i>	<i>Amount</i>
	<i>Quantity</i>	<i>1.0000</i>	<i>Vendor Part Number</i>	<i>Voided</i>	<i>.00</i>
	<i>U/M</i>	<i>Each</i>	<i>Contract Number</i>	<i>Discounted</i>	<i>.00</i>
	<i>Price per Unit</i>	<i>5,835.70</i>	<i>Discount</i>	<i>Expensed</i>	<i>5,835.70</i>
			<i>0%</i>	<i>Remaining</i>	<i>.00</i>
				<i>Encumbered</i>	<i>.00</i>
<i>G/L Account</i>			<i>Project</i>	<i>Amount</i>	
102-05-560-601.7390 (SOMR-Service Department-Central Maintenance-Transportation - Central Maint..Misc Contractual)				5,835.70	

ORDINANCE NO. 2025 - 085

AN ORDINANCE AUTHORIZING AN APPEAL TO GRANT A VARIANCE TO ZONING CODE SECTION 1106.20 PUBLIC ART, SPECIFICALLY SECTION 1106.20(A)(3)(c) TO ALLOW FOR A MURAL TO BE DISPLAYED ON THE FRONT FAÇADE OF THE BUILDING THAT ABUTS SOUTH DEPEYSTER STREET AND DECLARING AN EMERGENCY.

WHEREAS, Main Street Kent Public Art Advisory Board submitted a recommendation for a painted mural to be displayed on one of two front facades of the building located at the corner of East Erie Street and South Depeyster Street with the known address of 195 East Erie Street; and

WHEREAS, the City of Kent Zoning Code defines “front property line” as a “property line which abuts a public right-of-way line” and defines “lot frontage” as “the portion of a lot abutting the public right-of-way”; and

WHEREAS, the Zoning Code definitions applied to the property at 195 East Erie Street identifies it as having two front facades because it abuts both East Erie Street and South Depeyster Street and Section 1106.20(A)(3)(c) prohibits local art from being “located on or affixed to the front façade of a building” so the Community Development Department Zoning Inspector could not issue a fine arts permit for the display of the public art; and

WHEREAS, the Main Street Kent Public Art Advisory Board notified the Community Development Department Zoning Inspector it wanted to appeal the decision to deny the fine arts permit and request a variance from Kent City Council pursuant to Section 1106.20(A)(4) to allow for the mural to be painted on the front façade of the building abutting South Depeyster Street; and

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

SECTION 1. That Kent City Council does hereby authorize the variance to Section 1106.20(A)(3)(c) to allow for the mural to be painted on the building façade abutting South Depeyster Street 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)

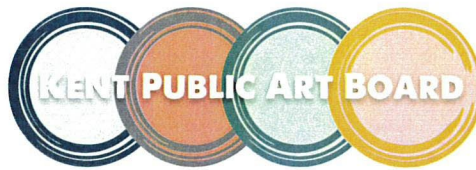
KATHLEEN COLEMAN
CLERK OF COUNCIL

SECTION 1106.20: PUBLIC ART

Public art is classified in the Code as art displayed through various mediums, including but not limited to wall murals and sculptures, designed and located such that the art is visible or accessible to the general public from any public right-of-way.

(A) Administrative Regulations.

- (1) **Review and Recommendation.** All proposed public art must be reviewed and a recommendation of approval forwarded to the City by the Main Street Kent Public Art Advisory Board prior to installation. If at any point in the future, Main Street Kent, a nonprofit organization legally organized and recognized by the State of Ohio Secretary of State, were to be dissolved or its Public Art Advisory Board disbanded, Kent City Council must identify an alternative board or committee for the review of public art.
- (2) **Submission to the Community Development Department.** The Main Street Kent Public Art Advisory Board must submit written notification of the recommendation of approval of all public art. The written notification must include the following information:
 - (a) Approved rendering of the public art and its size specifications/dimensions;
 - (b) Address of the property where the public art is to be displayed and located; and
 - (c) Documentation of consent from the property owner for the display and location of the public art.
- (3) **Fine Arts Permit.** The Zoning Inspector must issue a permit for the display of the public art after verifying:
 - (a) The public art does not contain a logo, image, insignia, trademark, or any similar component that will categorize it as a sign, subject to the sign regulations of this Code;
 - (b) The public art does not contain any images, text, or symbolism that can be categorized as obscene as defined by this Code; and
 - (c) The public art is not located on or affixed to the front façade of a building.
- (4) **Appeals.** Any public art applicant may appeal the Main Street Kent Public Art Advisory Board recommendation decision or decision of the Zoning Inspector when issuing a Fine Arts Permit to Kent City Council.



Kent Public Art Board: Recommendation for Approval

The Kent Public Art Board operates as a subcommittee under the Main Street Kent Design Committee. The board shares expertise and works with artists to bring public art projects to fruition. They critique, advise, make recommendations, and provide feedback on proposed public art projects, and then submit a recommendation to the Community Development Department after working through that process.

The following public art project has been approved with confirmation on the following protocols:

Location: Laziza (Acorn Alley)- 195 E. Erie St.Kent OH 44240

Contact: Rick Nahra rjnahra@gmail.com, Cassandra Franz, hello@yourlaziza.com

Artist/Designer:

Grace Nestor-Louie, (419) 554-4478, nestorlouiestudio.com, g.nestor@me.com

Concept: Using the exterior wall of Laziza facing Depeyster St., this mural incorporates flowers that are native to Ohio. Displayed are coneflower, fleabane, geraniums, jacobs ladder & yarrow. The pollinators depicted are native to Ohio as well. The "Hello Kent" text offers a great backdrop for photos and is a lively, vibrant message to passerby's.

Rendering:





Fine Arts Permit Verification - Zoning Inspector

- ☐ The public art does not contain a logo, image, insignia, trademark, or any similar component that will categorize it as a sign, subject to the sign regulations of this code.
- ☐ The public art does not contain any images, text, or symbolism that can be categorized as obscene as defined by this code.
- ☐ The public art is not located on or affixed to the front facade of a building.

Signature _____

Date _____

1106.20 Public Art

Public art is classified in the Code as art displayed through various mediums, including but not limited to wall murals and sculptures, designed and located such that the art is visible or accessible to the general public from any public right-of-way.

(a) Administrative Regulations

(1) **Review and Recommendation.** All proposed public art must be reviews and a recommendation of approval forwarded to the City by Main Street Kent, Kent Public Art Board prior to installation. If at any point in the future, Main Street Kent, a non profit organization

legally organized and recognized by the State of Ohio Secretary of State, were to be dissolved or its Public Art Board disbanded, Kent City Council must identify an alternative board or committee for the review of public art.

(2) **Submission to the Community Development Department.** The Main Street Kent Public Art Board must submit written notification of the recommendation of approval of all public art. The written notification must include the following information:

- A. Approved rendering of the public art and its size specifications/dimensions;
- B. Address of property where the public art is to be displayed and located; and
- C. Documentation of consent from the property owner for the display and location of the public art.

(3) **Fine Arts Permit.** The zoning Inspector must issue a permit for the display of the public art after verifying:

- A. The public art does not contain a logo, image, insignia, trademark, or any similar component that will categorize it as a sign, subject to the sign regulations of this code.
- B. The public art does not contain any images, text, or symbolism that can be categorized as obscene as defined by this code.
- C. The public art is not located on or affixed to the front facade of a building.

(4) **Appeals.** Any public art applicant may appeal the Main Street Kent Public Art Board recommendation decision or decision of the Zoning Inspector the issuing a Fine Arts Permit to Kent City Council.

ORDINANCE NO. 2025-086

AN ORDINANCE ACCEPTING A DONATION OF THREE (3) PARCELS OF LAND TOTALING (36.548 ACRES) FROM STREAM & WETLANDS FOUNDATION, LOCATED SOUTH OF FAIRCHILD AVENUE AND WEST OF MAJORS LANE ALONG FISH CREEK AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent Parks & Recreation Department has received a donation from Stream & Wetlands Foundation of three (3) parcels of land, 17-029-00-00-028-000, 17-029-00-00-029-000 and 17-029-00-00-022-000 totaling (36.548) acres located south of Fairchild Avenue and west of Majors Lane along Fish Creek; and

WHEREAS, the City wishes to accept said donation.

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 on behalf of the City of Kent to accept the donation of the three (3) parcels of land totaling (36.548 acres) 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, KATHY 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

36.548 ACRE PROPERTY SURVEY

EXHIBIT A

Situated in the State of Ohio, County of Portage, City of Kent, and being part of Lot 29 in Franklin Township

NOTES

OCCUPATIONAL LINES HAVE NOT BEEN LOCATED IN THE FIELD AND ARE NOT REPRESENTED ON THIS SURVEY.

THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE POLICY. THERE MAY BE EASEMENTS OR RIGHT-OF-WAY WHICH EXIST THAT ARE NOT SHOWN.

Ex R/W FAIRCHILD AVENUE (60' R/W)
Ex R/W S66°16'05"E - 882.79'

33.85'

N03°30'08"W - 530.96' (T)

437.11'

DEED E OR L-CORNER AND JAMES DELONE AND KATHLEEN A. MARTIN INSTRUMENT # 2003-35992

349.47'

N86°04'43"E - 349.47'

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-022-000 0.160 ACRE (AUDITOR) 0.161 ACRE (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

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OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

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OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

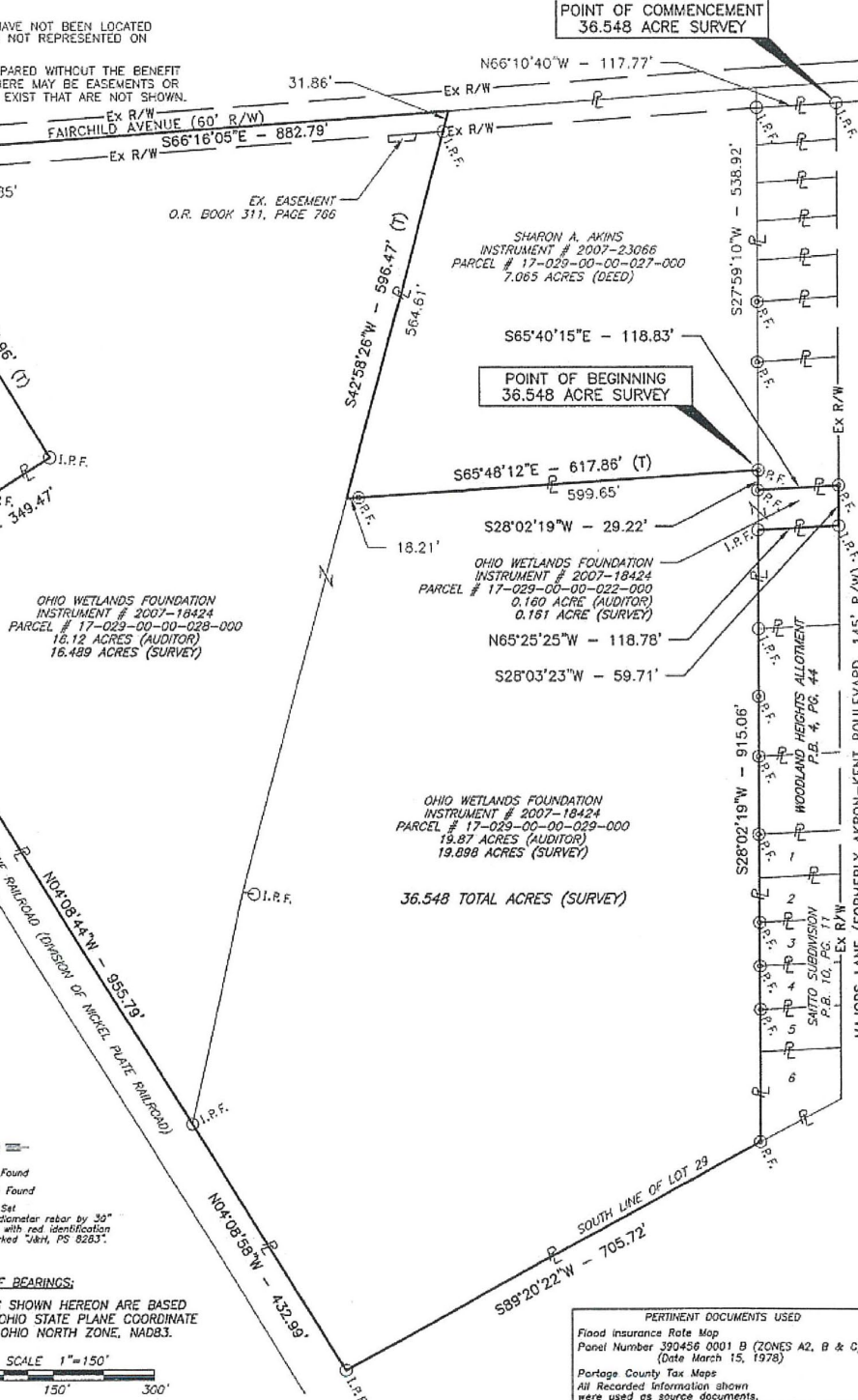
OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

OHIO WETLANDS FOUNDATION INSTRUMENT # 2007-18424 PARCEL # 17-029-00-00-029-000 19.87 ACRES (AUDITOR) 19.898 ACRES (SURVEY)

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LEGEND

- I.R.F. - Iron Pin Found
- ⊙ P.F. - Iron Pipe Found
- I.P.S. - Iron Pin Set
3/8" in diameter rebar by 39"
in length with red identification
caps marked "J&H, PS 8283"

BASIS OF BEARINGS:

BEARINGS SHOWN HEREON ARE BASED ON THE OHIO STATE PLANE COORDINATE SYSTEM, OHIO NORTH ZONE, NAD83.

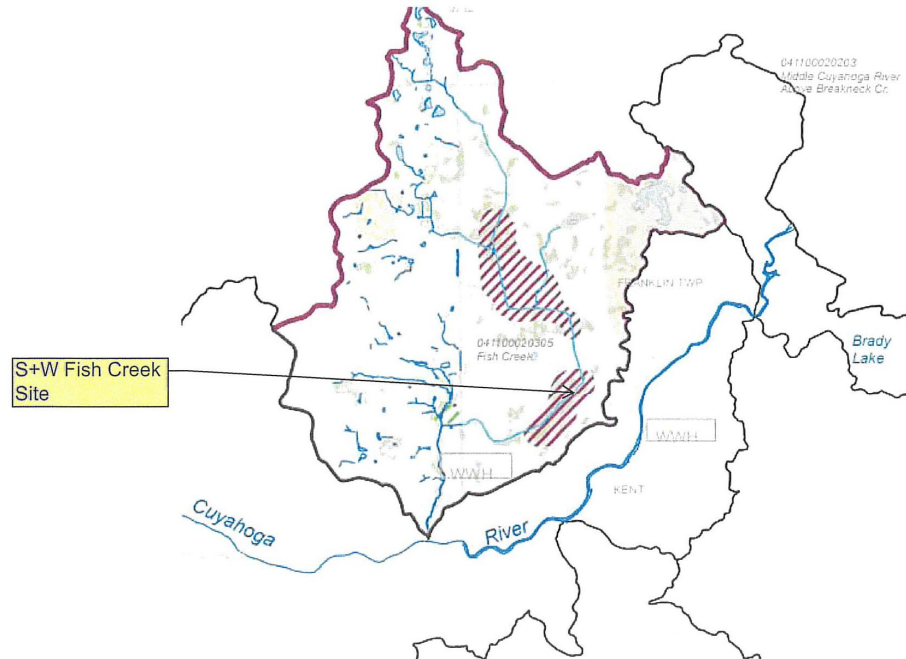
SCALE 1"=150'

PERTINENT DOCUMENTS USED
Flood Insurance Rate Map
Panel Number 390436 0001 B (ZONES A2, B & C)
(Date March 15, 1978)
Portage County Tax Maps
All Recorded Information shown
here used as source documents.

This Survey Prepared For: OHIO WETLANDS FOUNDATION			
		Tel: 740.344.5451 Fax: 740.344.5745 59 Grant Street Newark, Ohio 43055 www.jobeshenderson.com	
S:\001-007\dwg\08-007\unbrd_combined.parcel.dwg REVISION: 01 CHECKED: JLV P.L.		Breaking Ground Breaking Boundaries DATE: 08-25-08 ORDER NO. 08-007	

Figure from Middle Cuyahoga Watershed Action Plan (NEFCO 2012)

Fish Creek Site identified as a priority area for "Restoration/Conservation of Riparian Area/Wetlands"



Conservation/Protection Priority Areas

- Riparian Corridor/Wetland
- Wetlands of Additional Importance (e.g., buffering) - enhance/protect
- Restoration/Conservation of Riparian Area/Wetlands
- Mapped Wetlands

- Streams and Rivers
- Lakes
- WWH Aquatic Life Use Designation
- Subwatershed, 12-Digit HUC
- Local Jurisdictions

ORDINANCE NO. 2025-087

AN ORDINANCE AMENDING THE DOWNTOWN KENT DORA TO EXPAND THE BOUNDARIES TO INCLUDE THREE NEW BUSINESSES, THE BLIND SQUIRREL PUB, RIVER MERCHANT AND BOTTLES 101, AND DECLARING AN EMERGENCY.

WHEREAS, three (3) new businesses have submitted an application to be considered to be part of the DORA expansion and they are as follows:

- 1) Blind Squirrel Pub, 802 North Mantua Street;
- 2) River Merchant, 911 North Mantua Street;
- 3) Bottles 101, 115 North Willow Street.

WHEREAS, these businesses are either adjacent to or in close proximity to the existing DORA and have a legitimate business reason for their request; and

WHEREAS, the new business parcel expansion is 1.83 acres bringing the total DORA to 44.412 acres which is still below 150 acre limit for the size of Kent.

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

SECTION 1. That Kent City Council approves the expansion to the DORA to include the above three (3) businesses as new businesses to the City of Kent DORA.

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_____.

KATHLEEN COLEMAN
CLERK OF COUNCIL
(SEAL)

ORDINANCE NO. 2025 - 088

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, as amended by Ordinance No. 2025-38, passed May 21, 2025, as amended by Ordinance No. 2025-75, passed August 20, 2025 be amended as set forth in Exhibit "A", attached hereto and incorporated herein, so as to increase appropriations in Fund 001, General; Fund 106, Parks & Rec; Fund 110, Health Dept; Fund 138, ARPA; Fund 202, Sewer; and Fund 301, Capital Improvements; and Declaring an Emergency.

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

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

Exhibit A

2025 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>General Fund (001)</u>						
City Council	\$ 232,425	\$ 81,695	\$ -	\$ -	\$ -	\$ 314,120
Mayor	13,725	3,400				17,125
Community Support		122,000				122,000
City Manager	398,785	70,597				469,382
Community Engagement	114,375	43,800				158,175
Information Technology	304,930	639,165				944,095
Urban Renewal		125,100				125,100
Human Resources	134,680	26,932				161,612
Law	376,840	121,743				498,583
Budget & Finance	562,980	179,625				742,605
Community Development	710,100	263,678				973,778
Economic Development	145,445	33,830				179,275
Public Parking		90,600				90,600
Main Street Program		75,600				75,600
Service Administration	171,410	451,809				623,219
Shade Tree		132,180	20,000			152,180
Sustainability	109,090	27,500				136,590
Building	380,830	88,655				469,485
Land banking		5,000				5,000
Engineering	286,530	181,476				468,006
Miscellaneous & Sundry		470,250				470,250
Contingency					100,000	100,000
Fund Total	3,942,145	3,234,635	20,000	-	100,000	7,296,780
<u>West Side Fire (101)</u>						
Fire	213,185	38,800				251,985
Fund Total	213,185	38,800	-	-	-	251,985
<u>Street Construction Maintenance & Repair (102)</u>						
Service	1,447,610	1,219,764				2,667,374
Contingency					25,000	25,000
Fund Total	1,447,610	1,219,764	-	-	25,000	2,692,374
<u>State Highway (103)</u>						
Service		100,000				100,000
Fund Total	-	100,000	-	-	-	100,000
<u>Recreation (106)</u>						
Parks & Recreation	1,557,570	625,485	170,200			2,353,255
Fund Total	1,557,570	625,485	170,200	-	-	2,353,255
<u>Food Service (107)</u>						
Health	108,085	24,365	21,300			153,750
Fund Total	108,085	24,365	21,300	-	-	153,750
<u>Health Department (110)</u>						
Administration	515,125	217,105	45,334			777,564
Workforce Grant	97,045	56,750				153,795
Tobacco Grant	20,000	24,000	16,082			60,082
Other Grants	4,855	131,555				136,410
Fund Total	637,025	429,410	61,416	0	0	1,127,851

2025 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Income Tax (116)</u>						
Budget/Finance/IncTaxAdmin	159,840	682,400				842,240
Managed Reserve				25,540		25,540
Fund Total	159,840	682,400	-	25,540	-	867,780
<u>Revolving Housing (120)</u>						
Health	159,305	21,295	21,300			201,900
Fund Total	159,305	21,295	21,300	-	-	201,900
<u>State & Local Forfeits (121)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Drug Law Enforcement (122)</u>						
Police		15,000				15,000
Fund Total	-	15,000	-	-	-	15,000
<u>Enforcement & Education (123)</u>						
Police		11,000				11,000
Fund Total	-	11,000	-	-	-	11,000
<u>Income Tax Safety (124)</u>						
Police	9,298,700	876,817				10,175,517
Fund Total	9,298,700	876,817	-	-	-	10,175,517
<u>Law Enforcement Trust (125)</u>						
Police						-
Fund Total	-	-	-	-	-	-
<u>Community Development Block Grant (126)</u>						
Community Development	1,155	162,275	170,000			333,430
Fund Total	1,155	162,275	170,000	-	-	333,430
<u>Fire & E.M.S. (128)</u>						
Fire	6,402,980	950,609	1,112,600			8,466,189
Fund Total	6,402,980	950,609	1,112,600	-	-	8,466,189
<u>Wireless 911 (129)</u>						
Safety		34,947				34,947
Fund Total	-	34,947	-	-	-	34,947
<u>Swimming Pool Inspections (130)</u>						
Health	8,410	3,450	13,034			24,894
Fund Total	8,410	3,450	13,034	-	-	24,894
<u>Police Pension (132)</u>						
Police	160,000					160,000
Fund Total	160,000	-	-	-	-	160,000
<u>Fire Pension (133)</u>						
Fire	160,000					160,000
Fund Total	160,000	-	-	-	-	160,000

2025 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>UDAG / EDA-RLF (134)</u>						
City Manager/C.D.		50,000				50,000
Fund Total	-	50,000	-	-	-	50,000
<u>CHIP Grant (136)</u>						
City Manager/C.D.		75,000				75,000
Fund Total	-	75,000	-	-	-	75,000
<u>Local American Rescue Plan Act (138)</u>						
ARPA			560,609			560,609
Fund Total	-	-	560,609	-	-	560,609
<u>Water (201)</u>						
Service	2,146,095	1,285,099	3,025,000			6,456,194
Service (Capital Facilities)			797,056			797,056
Admin. Support	512,850	211,664	142,500			867,014
Budget & Finance (Debt)				124,204		124,204
Contingency					50,000	50,000
Fund Total	2,658,945	1,496,763	3,964,556	124,204	50,000	8,294,468
<u>Sewer (202)</u>						
Service	1,905,950	1,111,390	1,828,877			4,846,217
Service (Capital Facilities)			978,215			978,215
Admin. Support	438,290	144,764	63,300			646,354
Budget & Finance (Debt)				157,522		157,522
Contingency					50,000	50,000
Fund Total	2,344,240	1,256,154	2,870,392	157,522	50,000	6,678,308
<u>Utility Billing (204)</u>						
Budget & Finance		126,140				126,140
Fund Total	-	126,140	-	-	-	126,140
<u>Solid Waste (205)</u>						
Admin Support	49,630	177,494				227,124
Service	435,555	41,100	70,000			546,655
Fund Total	485,185	218,594	70,000	-	-	773,779
<u>Storm Water Utility (208)</u>						
Service	437,355	63,550	260,000			760,905
Service (Capital Facilities)			1,775,000			1,775,000
Admin. Support	319,320	89,960	4,800			414,080
Budget & Finance (Debt)				13,346		13,346
Fund Total	756,675	153,510	2,039,800	13,346	-	2,963,331

2025 ORIGINAL APPROPRIATIONS

<u>Fund - Department/Division</u>	<u>Personnel & Benefits</u>	<u>Other than Personnel & Benefits</u>	<u>Capital</u>	<u>Reserve/ Debt Service</u>	<u>Contingency</u>	<u>Fund & Department Total</u>
<u>Guaranteed Deposits (230)</u>						
Budget & Finance		1,000				1,000
Fund Total	-	1,000	-	-	-	1,000
<u>Capital Projects (301)</u>						
Safety			175,000			175,000
Service			881,000			881,000
Service (Capital Facilities)		225	28,946,360			28,946,585
Administrative	286,530	50,000	90,400			426,930
Budget & Finance (Debt)				73,155		73,155
New City Hall (Debt)				456,520		456,520
Contingency					25,000	25,000
Fund Total	286,530	50,225	30,092,760	529,675	25,000	30,984,190
<u>Municipal Public Improvement Tax Increment Equivalent (302)</u>						
Service (Capital Facilities)						-
Budget & Finance (Debt)				419,685		419,685
Fund Total	-	-	-	419,685	-	419,685
<u>Police Facility (303)</u>						
Safety (Capital Facilities)		66,000	30,000			96,000
Budget & Finance (Debt)				1,030,260		1,030,260
Fund Total	-	66,000	30,000	1,030,260	-	1,126,260
<u>Internal Service (807)</u>						
Health Insurance		4,410,000				4,410,000
Fund Total	-	4,410,000	-	-	-	4,410,000
Total Appropriations						
	\$ 30,787,585	\$ 16,333,638	\$ 41,217,967	\$ 2,300,232	\$ 250,000	\$ 90,889,422
Original Appropriations						
	\$ 30,581,585	\$ 15,669,465	\$ 31,219,700	\$ 2,300,232	\$ 250,000	\$ 80,020,982
Amendment #1	246,000	199,194	4,511,508	-	-	4,956,702
Amendment #2	-	54,665	3,830,100	-	-	3,884,765
Amendment #3	-	149,417	-	-	-	149,417
Amendment #4	(40,000)	251,897	399,659	-	-	611,556
Amendment #5	-	9,000	1,257,000	-	-	1,266,000
Amendment #6						-
Amendment #7						-
Amendment #8						-
	\$ 30,787,585	\$ 16,333,638	\$ 41,217,967	\$ 2,300,232	\$ 250,000	\$ 90,889,422

2025 ORIGINAL APPROPRIATIONS - SCHEDULE OF OPERATING TRANSFERS AND TEMPORARY ADVANCES

<u>Operating Transfers</u>	<u>Paying Fund</u>	<u>Original</u>	<u>Request</u>	<u>Change</u>	<u>Receiving Fund</u>
Fund 116 - Income Tax	\$ 4,336,500				Fund 001 - General
Fund 116 - Income Tax	700,000				Fund 102 - St Const Maint & Repair
Fund 116 - Income Tax	4,567,280				Fund 124 - Income Tax Safety
Fund 116 - Income Tax	4,567,280				Fund 128 - Fire & E.M.S.
Fund 116 - Income Tax	3,813,280				Fund 301 - Capital Projects
Fund 116 - Income Tax	2,283,640				Fund 303 - Police Facility
Total Fund 116 Income Tax	20,267,980		-	-	
Fund 201 - Water	55,000				Fund 204 - Utility Billing
Fund 202 - Sewer	55,000				Fund 204 - Utility Billing
Fund 001 - General	700,000		800,000	100,000	Fund 110 - Health
Fund 001 - General	4,700,000				Fund 124 - Income Tax Safety
Fund 001 - General	3,700,000				Fund 128 - Fire & EMS
Subtotal - Total Operating Transfers	9,210,000		800,000	100,000	
Grand Total - All Transfers	\$ 29,477,980		\$ 800,000	\$ 100,000	

ORDINANCE NO. 2025 - 089

AN ORDINANCE AUTHORIZING THE WATER TAP-IN FOR PETROS DEVELOPMENT GROUP FOR THE PROPERTY LOCATED AT 2567 STATE ROUTE 43, OUTSIDE THE CITY OF KENT, AND DECLARING AN EMERGENCY.

WHEREAS, Petros Development Group requests water service outside the City of Kent for property located at 2567 State Route 43, State Route 59 located in Brimfield Township (the "Property"); and

WHEREAS, the Property is within the Kent-Brimfield JEDD Contract area and the owner did sign the contract, therefore, the Property will be subject to a 50% water surcharge; 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 the water tap-in to the Property subject to KCO 913.09 and the City water rules and regulations.

SECTION 2. That Ordinance 2024-088 is hereby repealed.

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
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

ORDINANCE NO. 2025 - 090

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO APPROVE THE CONSENT LEGISLATION FOR THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION (ODOT), PROJECT POR SR0261 03.51 (PID 105237) FOR RESURFACING A PORTION OF SR261 THAT IS LOCATED WITHIN CITY LIMITS, AND DECLARING AN EMERGENCY.

WHEREAS, project POR SR0261 03.51 (PID 105237) is part of the State of Ohio Department of Transportation's (ODOT) paving program which plans on resurfacing 1.5 miles of SR261, with .28 miles located within the City of Kent; and

WHEREAS, the project will include milling, resurfacing and striping and is projected to be performed by the end of 2026; and

WHEREAS, no City funds will be used in the project but the City will be required to pay one hundred percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project; and

WHEREAS, the City of Kent, hereinafter referred to as the Local Public Agency (LPA), wishes to participate with the Director of Transportation in the above described project.

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 approve the Consent Legislation for the State of Ohio Department of Transportation (ODOT) for the repaving of SR261 and is more fully outlined 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 to expedite the highway project and to promote highway safety for the residents of this City, for which reason and other reasons manifest to this Council this resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
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____.

KATHLEEN COLEMAN
CLERK OF COUNCIL

CONSENT LEGISLATION
RC 5521.01

Ordinance/Resolution# _____
PID NO. 105237
County/Route/Section POR SR 0261 03.51

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

SECTION I – Project Description

WHEREAS, the (LPA/STATE) has identified the need for the described project:

Resurfacing of SR 261 in the City of Kent.

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

SECTION II – Consent Statement

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

SECTION III – Cooperation Statement

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

The State shall assume and bear 100% of all of the costs of the improvement.

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

SECTION V – Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI – Authority to Sign

The _____ of said City of Kent is hereby empowered
(Contractual Agent) (LPA)
on behalf of the City of Kent to enter into contracts with the Director of

Transportation which is necessary to complete the above described project.

Passed: _____
(Date)

Attested: _____
(Clerk) (Officer of LPA – title)

Attested: _____
(Title) (President of Council)

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

**CERTIFICATE OF COPY
STATE OF OHIO**

(LPA) City of Kent of Portage County, Ohio,

_____, as Clerk of the City of Kent
(LPA)

of Portage County, Ohio, do hereby certify that the foregoing is a true and correct
copy of _____ adopted by the legislative Authority of the said
(Ordinance/Resolution)

City of Kent on the _____ day of _____, 20 _____
(LPA)

That the publication of such _____ has been made and certified of
(Ordinance/Resolution)

Record according to law; that no proceedings looking to a referendum up such
_____ have been taken; and that such _____

(Ordinance/Resolution) _____ (Ordinance/Resolution)

And certificate of publication thereof are of record in _____ Page _____
(Ordinance/Resolution Record No.)

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

CITY SEAL

Clerk

(LPA) City of Kent of Portage County, Ohio

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

The foregoing is accepted as a basis for proceeding with the project herein described.

For the _____ City of Kent of _____ Portage County, Ohio
(LPA)

RESOLUTION 2025-091

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 301 CAPITAL FUND FOR THE CG48AC / CG49AC, SUNRISE BOULEVARD 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 Sunrise Boulevard 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 \$344,500.00.

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: _____
Kathleen Coleman
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 RESOLUTION No. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

(SEAL)

KATHLEEN COLEMAN
INTERIM CLERK OF COUNCIL

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
Capital (301) FUND FOR THE CG48AC / CG49AC, SUNRISE BOULEVARD 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 Sunrise Boulevard 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 \$344,500.00.
- 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 - 092

AN ORDINANCE RENEWING AND AMENDING THE KENT-FRANKLIN JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD) INCOME TAX AGREEMENT TO ALLOW FOR THE OPTION TO TRANSITION THE COLLECTION OF INCOME TAXES FOR THE JEDD TO THE REGIONAL INCOME TAX AGENCY (RITA) AND DECLARING AN EMERGENCY.

WHEREAS, the Kent-Franklin Joint Economic Development District (JEDD) was formed in June of 2006 and allows for the collection of income taxes from participating JEDD businesses; and

WHEREAS, the collection of income taxes and the administration of the financial tasks for the JEDD are conducted by the City's Budget and Finance Department, as specified in the Kent-Franklin Joint Economic Development District Income Tax Agreement entered into between the Kent-Franklin JEDD Board of Directors and the City of Kent ; and

WHEREAS, the Income Tax Agreement between the City of Kent and the Kent-Franklin JEDD Board of Directors is due to be renewed and the JEDD Board of Directors voted unanimously on August 12, 2025 to include new language in the agreement to allow the JEDD the option of transitioning the collection of income taxes for the JEDD to the Regional Income Tax Agency (RITA).

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

SECTION 1. That Council does hereby **renew and** amend the Kent-Franklin Joint Economic Development District (JEDD) Income Tax Agreement to allow the JEDD the option of transitioning the collection of income taxes for the JEDD to the Regional Income Tax Agency (RITA) and is more fully outlined 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

**KENT-FRANKLIN
JOINT ECONOMIC DEVELOPMENT DISTRICT
INCOME TAX AGREEMENT**

This Kent-Franklin Joint Economic Development District Tax Agreement ("Tax Agreement") is made and entered into the _____ day of _____, 2025 by and between the Board of Directors ("Board") of the Kent-Franklin Joint Economic Development District ("District") and the City of Kent ("City") in accordance with the terms and provisions set forth herein.

RECITALS

A. The City and Franklin Township ("Township") entered into the Kent-Franklin Joint Economic Development District Contract ("Contract") on June 27, 2006, as authorized and directed by each community's legislative authority, to create the District for the purposes of facilitating economic development through the creation and preservation of jobs and employment opportunities and to improve the economic welfare of the people in the District, the City, the Township, Portage County ("County") and the State of Ohio.

B. Pursuant to Sections 715.72 through 715.81 of the Ohio Revised Code, as amended, the City, the Township and the County have all approved the Contract.

C. Section 10 of the Contract provides that the Board shall enter into a Tax Agreement with the City.

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth in this Tax Agreement, the City and the Board agree and bind themselves, their agents, employees and successors, as follows:

SECTION 1. Purpose. This Tax Agreement is being entered into pursuant to Section 10 of the Contract and Ordinance No. 2006-71 adopted by the City Council on June 14, 2006, and Board Resolution No. 2006-01 adopted by the Board on October 13, 2006, for the City to administer, collect and enforce the income tax on behalf of the District, which income tax has been levied in the District by the Board pursuant to the Contract, as amended December 18, 2019.

SECTION 2. Administrator. The City shall appoint an employee or other person to be the Administrator of the income tax of the District ("Administrator"). The Administrator shall be responsible for the receipt, safekeeping and investment of the income tax revenues collected within the District. The Administrator may utilize the personnel and facilities of the City's Budget

and Finance Department or Income Tax Division and others to assist in carrying out the duties of the Administrator under this Tax Agreement. Upon approval by the Board, the Administrator may designate and assign the duties of collecting the income tax revenues for the District to the Regional Income Tax Agency (RITA), as the specified contracted tax collection agency for the District.

SECTION 3. Duties. The Administrator or the Administrator's designee shall distribute the income tax revenue as provided in Section 10 of the Contract, as amended. The Administrator or the Administrator's designee shall assume and perform the following:

- (a) Identify all taxpayers within the District;
- (b) Notify those taxpayers and employers within the District concerning the District income tax;
- (c) Create and distribute, including in electronic format, District income tax forms and related documents and information;
- (d) Establish funds or accounts for receipt of the income tax revenues and establish and implement accounting procedures to ensure compliance with Generally Accepted Accounting Principles (GAAP) for all income tax revenue collected for the District;
- (e) Establish a distinct mailing address, which may be a post office box, for receipt of income tax forms and payments;
- (f) Receive, count, verify, record and deposit, into the appropriate account, all income tax revenue payments;
- (g) Take all necessary action, including legal action, if necessary, for which the City's Law Director may be utilized if determined appropriate by the Administrator and the City's Law Director, to collect all income taxes in the District;
- (h) Develop and issue all necessary correspondence and communication with the City, the Board, taxpayers and others in the District, concerning income tax collections;
- (i) Issue refunds of income tax payments when and where appropriate;
- (j) Invest the income tax revenues in accordance with the Contract, the Bylaws of the Board and all applicable laws; and
- (k) Initiate and implement any other actions deemed as necessary to fulfill the purpose of the Contract and this Tax Agreement.

SECTION 4. Assistance to the Treasurer. The Administrator shall assist the Treasurer of the Board in the estimation of revenues and expenses of the District; the preparation of the budget; the appropriations resolution; paying or providing for the payment of expenses of the operations of the Board; receiving, safekeeping and investing or providing for the receipt, safekeeping and investment of funds of the Board; maintaining, or providing for the maintenance of accurate accounts of all receipts and expenditures and any other duties or responsibilities that the Treasurer or the Board may request from time to time.

SECTION 5. Tax Code. In accordance with the Contract and Resolution No. 2006-01 of the Board, the Board adopts the Sections of Chapter 181 and Chapter 187 of the Kent Codified Ordinances (Tax Code) of the City (other than the rate) as the Tax Code, as amended from time to time, and as applicable to the District income tax. The Administrator shall determine the applicability of the provisions of those Tax Code Sections to the District income tax and shall use those Tax Code Sections as a guide in the administration of the District income tax. It is the intent of the Board that the adoption and use of these provisions will provide for the most efficient and cost effective administration of the District income tax. The Administrator may adjust or modify those provisions as deemed necessary to apply to the District income tax. In addition, in order to expedite and improve the administration of the District income tax, the Administrator may use the Income Tax Rules and Regulations of the City, as amended from time to time, with the appropriate adjustment and modifications as to make them applicable to the District income tax. If deemed advisable by the Administrator, the Administrator may prepare more specific rules and regulations for the administration of the District income tax.

SECTION 6. Expense of Administration. As provided by the Contract, the reasonable expense of administering the District income tax pursuant to this Tax Agreement shall be an expense of the District. The Administrator, with prior approval of the Board, given by written resolution, may provide for the payment of those expenses from the operating income of the District considering the one-half of one percent (.5%) of gross income tax receipts set aside, and that expense shall be included in the budget and the appropriation resolution of the Board, to the extent funds are available. If upon approval by the Board, the Administrator designates and assign the duties of collecting the income tax revenues for the District to the Regional Income Tax Agency (RITA) as the specified contracted tax collection agency for the District, the Administrator will pay RITA the required specified fee for such collection services from the operating income of the District to the extent funds are available, or from income tax revenue collected for the District.

SECTION 7. Quarterly Report. The Administrator shall make a quarterly report to the Board regarding the receipt and distribution of the income tax of the District and the operating income and expenses of the District for the preceding quarter and present projections and any proposed budget amendments for the next quarter.

SECTION 8. Term. The term of the Tax Agreement shall commence on the date hereof and shall terminate December 31, 2035 unless otherwise terminated prior to that date as provided herein. The parties shall have the right to extend this Tax Agreement for an additional ten (10) year period. This Tax Agreement may be terminated at any time by mutual consent of the City and the Board as authorized by the Council of the City and the Board as provided herein. In order for such termination to be effective, the legislative actions of the parties that terminate this Tax Agreement must occur and be effective within a period of 90 days of each other. This Tax Agreement also shall be terminated if the Contract is terminated for any reason. Upon termination of this Tax Agreement, the City shall have no further obligation under this Contract.

SECTION 9. Amendments. This Tax Agreement may be amended by the City and the Board only in writing and approved by the Council of the City and the Board by appropriate legislation and resolution authorizing that amendment. In order for such amendment to be effective, the legislative actions of the parties that amend this Tax Agreement must occur and be effective within a period of 90 days of each other.

SECTION 10. Binding Effect. This Tax Agreement shall inure to the benefit of and shall be binding upon the District, the City, the Township and their respective permitted successors, subject, however, to the specific provisions hereof. This Tax Agreement shall not inure to the benefit of anyone other than as provided in the immediately preceding sentence.

SECTION 11. Support of Tax Agreement. The City and the Board agree to cooperate with each other and to use their best efforts to do all things necessary for the collection, administration and distribution of the District income tax in accordance herewith and with the Contract. In the event that this Tax Agreement, or any of its terms, conditions or provisions, is challenged by any third party or parties in a court of law, the City and the Board agree to cooperate with one another and to use their best efforts in defending this Tax Agreement with the object of upholding this Tax Agreement. The City and the Board shall each bear its own costs in any such proceeding challenging this Tax Agreement or any term or provision thereof, provided that the Board shall reimburse the City for such costs to the extent funds of the District are available and appropriated for such purposes.

SECTION 12. Signing Other Documents. The parties agree to cooperate with one another and to use their best efforts in the implementation of this Tax Agreement and to sign or cause to be signed, in a timely fashion, all other necessary instruments and documents, and to take such other actions, in order to effectuate the purposes of this Tax Agreement.

SECTION 13. Severability. In the event that any section, paragraph or provision of this Tax Agreement, or any covenant, agreement, obligation or action, or part thereof, made, assumed, entered into or taken, or any application thereof, is held to be illegal or invalid for any reason:

- 1) That illegality or invalidity shall not affect the remainder hereof or thereof, any other section or provision hereof, or any other covenant, agreement, obligation or action, or part thereof, made, assumed, entered into or taken, all of which shall be construed and enforced as if the illegal or invalid portion were not contained herein or therein;
- 2) The illegality or invalidity of any application hereof or thereof shall not affect any legal and valid application hereof or thereof; and
- 3) Each section, paragraph, provision, covenant, agreement, obligation or action, or part thereof, shall be deemed to be effective, operative, made, assumed, entered into or taken in the manner and to the full extent permitted by law.

SECTION 14. Governing Law. This Tax Agreement shall be governed exclusively by and construed in accordance with the laws of the State of Ohio, and as applicable Sections 715.72 through 715.82 of the Ohio Revised Code. In the event that Sections 715.72 through Section 715.82 of the Ohio Revised Code are amended or are supplemented by the enactment of a new section of the Ohio Revised Code relating to Joint Economic Development Districts, the parties may agree at the time to follow either the provisions of Sections 715.72 through 715.82 existing on the date of this Tax Agreement or the provisions of Sections 715.72 through 715.82, as amended or supplemented, to the extent permitted by law.

SECTION 15. Captions and Headings. The captions and headings herein are for convenience only and in no way define, limit or describe the scope or intent of any provisions or sections hereof.

WITNESS WHEREOF, the City and the Board of the District have caused this Tax Agreement to be duly signed in their respective names by their duly authorized officers as of the date herein before written.

CITY OF KENT

By: _____
Dave Ruller, City Manager

KENT-FRANKLIN JOINT ECONOMIC DEVELOPMENT DISTRICT

By: _____
Hope Jones, Chairperson

By: _____
Jenny August, Treasurer

APPROVED AS TO FORM:

By: _____
Eric Fink, Assistant Law Director, City of Kent

DRAFT RESOLUTION NO. 2025-093

A RESOLUTION ACCEPTING A DONATION OF FRAMED ARTWORK FROM CASS MCKAY WALKER TO THE CITY OF KENT, IN RECOGNITION OF HER APPRECIATION FOR THE CITY.

WHEREAS, the City of Kent has received a donation of framed artwork from Cass McKay Walker;
and

WHEREAS, the City wishes to accept said donation,

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

SECTION 1. That Council does hereby authorize the City Manager on behalf of the City of Kent to accept the donation of framed artwork from Cass McKay Walker.

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

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

PASSED: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
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. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

(SEAL)

KATHLEEN COLEMAN
CLERK OF COUNCIL

RESOLUTION NO. 2025-094

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY
THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR
(CITY COUNCIL)**

Revised Code, Secs. 5705.34 & 5705.35

The Council of the City of Kent, Portage County, Ohio, met in
Regular session on the 17th day of September, 2025 at the
office of Kent City Council with the following members present:

Mr. _____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2026 ; and

WHEREAS, The Budget Commission of Portage County, Ohio has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of Kent, Portage County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten-mill limitation as follows:

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

Rev. Code Sec. 5705.34 & 5705.35

Office of the Budget Commission, Portage County, Ravenna, Ohio

To the Taxing Authority of:

KENT CITY

SCHEDULE A

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED
BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

FUND	AMOUNT APPROVED BY BUDGET COM- MISSION INSIDE 10 M. LIMITATION	AMOUNT APPROVED BY BUDGET COM- MISSION OUTSIDE 10 M. LIMITATION	COUNTY ESTIMATE RATE TO INSIDE 10 M. LIMIT	AUDITOR'S OF TAX BE LEVIED OUTSIDE 10 M. LIMIT
	Column I	Column II	III	IV
General	\$ 2,163,418	\$ 340,922	3.6 & 0.9	1.16
Police Pension	186,173		0.30	
Fire Pension	186,173		0.30	
West Side Fire Station		267,928		0.73
Recreation		1,234,224		3.45
TOTAL	\$ 2,535,764	\$ 1,843,074	4.2 & 1.5	5.34

\$ 4,378,838

COUNTY AUDITOR'S ESTIMATE

\$620,577,690

COUNTY AUDITOR'S ESTIMATE Kent City	OF RATE IN MILLS Field LSD	Kent CSD
LEVIES INSIDE OF 10 MILL	LIMITATION	
County	2.00	2.00
City	1.50	4.20
School	6.50	3.80
JVS		
TOTAL:	10.00	10.00
LEVIES OUTSIDE OF 10 MILL	LIMITATION	
County	12.12	12.12
City	5.34	5.34
School	58.15	105.13
JVS	4.00	0.00
Library	0.00	1.80
Portage Park District	1.00	1.00
TOTAL:	80.61	125.39
TOTAL LEVIES:	90.61	135.39

Tax estimates as they will appear on the 2025 Official Certificate of Estimated Resources.

General Fund	\$ 2,504,340
Police Pension	186,173
Fire Pension	186,173
Westside Fire Station	267,928
Recreation	<u>1,234,224</u>
Tax Revenue Estimate	\$ <u>4,378,838</u>

SCHEDULE B

LEVIES OUTSIDE 10 mill limitation

Levy Purpose	Date of Vote & Duration of Levy	Maximum Rate Authorized to be Levied	County Auditor's Estimate of Yield of Levy
General	01/05/24 5 years	1.16	\$ 340,922
West Side Fire Station	11/03/20 5 years	0.73	267,928
Recreation	11/03/15 Cont	1.00	367,025
Recreation	11/03/15 Cont	0.43	157,821
Recreation	11/03/09 Cont	0.50	184,554
Recreation	11/07/06 Cont	1.52	524,824

and be it further RESOLVED, That the Clerk of this Council be, and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. _____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. _____ , _____

Ms. _____ , _____

Mr. _____ , _____

Mr. _____ , _____

Mr. _____ , _____

Ms. _____ , _____

Ms. _____ , _____

Mr. _____ , _____

Mr. _____ , _____

Adopted the _____ day of _____

President of Council

Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, Portage County.

I, Kathleen Coleman, Clerk of the Council of the City of Kent, in said County, and in whose custody the Files and Records of said Council are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original 2025-094 Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____

(Seal)

Clerk of Council

Kent City
Portage County, Ohio

RESOLUTION ACCEPTING THE
AMOUNTS AND RATES AS DETERMINED
BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE
COUNTY AUDITOR.

(City Council)

Filed _____, _____

County Auditor