THE CITY OF KENT, OHIO
COMMUNITY DEVELOPMENT COMMITTEE
WEDNESDAY, JUNE 7, 2017

Vice Chairman Robin Tuner called the meeting of the Community Development Committee of the Kent City Council to order at 7:15 p.m.

PRESENT: **MR. JACK AMRHEIN, MR. MICHAEL DeLEONE, MR. GARRET FERRARA, MS. MELISSA LONG, MS. HEIDI SHAFFER, MR. ROBIN TURNER, AND MS. TRACY WALLACH.**

ALSO PRESENT: **MR. JERRY T. FIALA, MAYOR AND PRESIDENT OF COUNCIL; MR. DAVE RULLER, CITY MANAGER; MR. JIM SILVER, LAW DIRECTOR; MS. BRIDGET SUSEL, DIRECTOR OF COMMUNITY DEVELOPMENT; MS. MELISSA BAKER, PUBLIC SERVICE DIRECTOR; MR. TOM WILKE, ECONOMIC DEVELOPMENT DIRECTOR; MR. DAVID COFFEE, FINANCE DIRECTOR; AND MS. TARA GRIMM, CMC, CLERK OF COUNCIL.**

ABSENT: **MR. JOHN KUHAR AND MR. ROGER SIDOTI**

There was 1 item on the Agenda.

1. Zoning Code Chapter 1161.20 – Pool Fencing.

Mr. Turner referred to Ms. Susel who explained the City received a request to reconsider our 3 inch gap in pool fencing as industry is 4 inches and the Ohio Revised Code is also 4 inches. The 3 inch gap fencing is a special order and can be expensive. The Planning Commission reviewed the request and unanimously decided to increase pool fencing to 4 inches.

Ms. Long asked if people are grandfathered in or if this only applies to new construction.

Ms. Susel stated the 4 inch fencing would begin in 2 weeks, if approved by Council, only on new construction.

Mr. Turner referred to the audience for comments. Hearing no comments, he referred back to Council.

MOTION TO AUTHORIZE THE PROPOSED TEXT AMENDMENTS TO ZONING CODE CHAPTER 1161.20 AND DECLARING AN EMERGENCY made by Mr. DeLeone, seconded by Mr. Amrhein and CARRIED by a voice vote of 7-0.

Hearing no further business before this Committee, Vice Chairman Turner adjourned the meeting at 7:18 p.m.

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Tara Grimm, CMC
Clerk of Council

ACTION RECOMMENDED:

1) **AUTHORIZE THE PROPOSED TEXT AMENDMENTS TO ZONING CODE CHAPTER 1161.20 AND DECLARING AN EMERGENCY.**

THE CITY OF KENT, OHIO
FINANCE COMMITTEE
WEDNESDAY, JUNE 7, 2017

Chairman Michael DeLeone called the meeting of the Finance Committee of Kent City Council to order at 7:03 p.m.

PRESENT: **MR. JACK AMRHEIN, MR. MICHAEL DeLEONE, MR. GARRET FERRARA, MS. MELISSA LONG, MS. HEIDI SHAFFER, MR. ROBIN TURNER, AND MS. TRACY WALLACH.**

ALSO PRESENT: **MR. JERRY T. FIALA, MAYOR AND PRESIDENT OF COUNCIL; MR. DAVE RULLER, CITY MANAGER; MR. JIM SILVER, LAW DIRECTOR; MS. BRIDGET SUSEL, DIRECTOR OF COMMUNITY DEVELOPMENT; MS. MELISSA BAKER, PUBLIC SERVICE DIRECTOR; MR. TOM WILKE, ECONOMIC DEVELOPMENT DIRECTOR; MR. DAVID COFFEE, FINANCE DIRECTOR; AND MS. TARA GRIMM, CMC, CLERK OF COUNCIL.**

ABSENT: **MR. JOHN KUHAR AND MR. ROGER SIDOTI**

MOTION TO AMEND THE AGENDA TO ADD THE 2017 BUDGET APPROPRIATIONS REQUEST TO THE FINANCE COMMITTEE MEETING made by Mr. Amrhein, seconded by Mr. DeLeone and CARRIED by a voice vote of 7-0.

MOTION TO MOVE THE AGENDA ITEM OF THE WELLS SHERMAN HOUSE LOAN OPTION TO THE BEGINNING OF THE MEETING made by Ms. Wallach, seconded by Mr. Ferrara and CARRIED by a voice vote of 7-0.

1. Wells Sherman House Loan Option.

Mr. Ruller explained that there were multiple options considered and referred to Ms. Susel to explain the preferred option of the whole spectrum by the Wells Sherman House.

Ms. Susel referred to Anne Ward of 474 Longmere Drive, Kent who requested Council consider a 2 year deferment of their $125.00 monthly loan payment and to resume it after 24 months at the rate of $100.00 per month. Currently they are expanding the basement to double the square footage for their current tenant who is expanding his business. Ms. Ward felt the efforts of the Wells Sherman House have been hampered by the lack of development on N. Water St. as they are next to a “problem” building. She also reminded Council that the restrooms are open to the public during public events; non-profits can use the facilities at no charge and currently are being used by the Boy Scouts and is in talks with the League of Women Voters; the facilities were rented to pop-up vendors in May; there will be a post-funeral gathering this week; and they have received 5 grants from 3 foundations, and contributions from 30 individual donors, which does not included the donated time and money of the board.

Ms. Shaffer questioned with a 2 year deferment, how long would it take them to pay back the loan at $100.00 per month.

Ms. Ward offered paying it down until it’s at least a third, then maybe the City would forgive the rest of the loan. She also asked if the Economic Development Director would like to look at their building.

Mr. Ferrara asked if Ms. Ward could expand on her comment about lack of development.

Ms. Ward said there is no real way to measure the impact the building next door has had on them, however, their mess blows into the yard all the time.

Mr. Ferrara asked about upcoming fundraising events.

Ms. Ward ensured they are exploring options and will be utilizing the "This Place Matters" fundraising tool kit. It helps with publicity for buildings that people think are important to the community. They were removed from the Ohio Historical program because the building has been moved, and also applied to the Daughters of the American Revolution, but they do not have any funds available.

After hearing no further questions from the audience or Council, Chairman DeLeone asked for a motion.

MOTION TO AUTHORIZE A LOAN PAYMENT DEFERMENT OF $125.00 FOR 2 YEARS AND RESUME AT $100.00 PER MONTH THEREAFTER FOR THE WELLS SHERMAN HOUSE made by Mr. Ferrara, seconded by Ms. Long and CARRIED by a voice vote of 7-0.

Mr. Ferrara commended the Wells Sherman House board for their efforts of moving and restoring the building and this deferment will allow them to get their feet under them financially.

Ms. Long agreed with Mr. Ferrara and felt that after 2 years we can re-look at it and see what progress has been made on the building.

Mr. Turner agreed with both Mr. Ferrara and Ms. Long as long as we are not dealing with the issue of forgiving the loan at this time and maintaining the ability to discuss that option in the future.

At 7:15 after hearing no further comments from the audience or Council, Chairman DeLeone turned the meeting back over to the Community Development Committee.

At 7:51 Chairman DeLeone resumed the Finance Committee Meeting. There were 3 other items on the Agenda.

2. Downtown Parking Meter Financial Report.

Mr. Ruller referred to Ms. Susel to discuss the report put together by her and Mr. Coffee, which was submitted to the City Manager on May 31, 2017 and included in his Council Communications. Ms. Susel began with Council's inquiry several months ago regarding the expense v. revenue of the parking meters. The meters have been on-line since May of 2015 and stabilized in 2016. There were challenges with the system and user errors, however the bugs have been worked through. The 2016 report shows actual revenues. The cost of the system was $288,000.00 and we are making payments on the system until the end of 2018. There are additional cost factors: a compliance officer, a 2nd vehicle, repairs, replacements, etc. The "insides" of the meters will need replacement in 2018. The wholesale cost of a meter was $545.00 in 2014. The $87,000.00 in net revenue does not factor in the other costs. 70% of that amount was collected in coins, 30% was collected in credit card payments. These percentages will shift as the system matures and there are fees associated with using credit cards at the meters. We take in 60% - 70% per $1.00 taken in; therefore our revenue could decrease. Ms. Susel reminded Council that the system was paid for through TIFF financing and bonds allowing for the off-set of shortages. When Council adopted the parking meter Ordinance, it established a parking meter reserve account in anticipation of letting the revenue sit for 2-3 years while the system is operational. The fund is currently holding its own; it is not in any way a significant revenue generator.

Ms. Wallach asked what happens when a meter is not working.

Ms. Susel stated there are 10 meters in reserve to use for replacements over time. Some have been driven over, one had been stolen in front of Ray's Place. She actually received a shipment of repaired meters today and 6 of them will be placed on a work order tomorrow for replacement or repair.

Ms. Wallach questioned how we are notified of a meter issue.

Ms. Susel said it depends on the nature of the issue: coin jam, card reader issue, LED light, low battery, back-up solar battery. There are some challenges but overall the meters are working well; operator error has dropped drastically. We get 1 call maybe every 2-3 weeks now instead of multiple a day, and they

were usually for operator error. The meters are in operation Monday – Friday from 8:00 a.m. to 5:00 p.m. and sometimes see people feeding the meters after hours or on weekends.

Mr. Ruller interjected that this system was not put in place to generate money, it was done to promote turnover in front of the stores. The meters are serving their purpose of turnover parking.

Ms. Susel agreed and commented that the businesses appreciate the turnover in parking. She will be coming back to Council in July or August after meeting with the Parking Action Committee to install meters from the Kent Stage down 11 spaces. Currently tires are chalked for enforcement, so a change in the Ordinance will be required to add the meters and enforcement in that area.

Mayor Fiala questioned if meters were considered for the Main Street Bridge and Columbus Street.

Ms. Susel stated that the Gougler businesses wanted the 2 hour parking instead of meters and the Columbus Street parking is by permit only.

Ms. Shaffer questioned the ability to "steal" a meter.

Ms. Susel informed Council that Police were dispatched at 3:00 a.m. The meters are duty attached very heavy to the yolk. The suspects rocked the dome, broke it, and took the meter inside; however the coin box is in the housing so they never got the money.

Mr. Ferrara questioned the cost of replacing the system in 2018 and how many units will be needed.

Ms. Susel said they were $545.00 per meter and we have 221 units.

Mr. Ferrara asked if it would be fair to say the cost could reasonably raise to $600.00 or $700.00 per unit by 2018.

Ms. Susel agreed. The new order in 2018 would be for 230-235 new meters, which would allow for 15 spares and an additional 15 spares after adding the new meters this summer.

Mr. Ferrara reiterated that we break even right now and the credit card fees are about 2.6%

Ms. Susel commented yes, it is a self-funding program and the fees are slightly higher, about 30 cents on the dollar.

Mr. Turner could not believe the boldness of someone stealing a meter in front of Ray's place.

Ms. Susel commented that no one saw anything and this is the only meter that has ever been stolen.

Mr. Wallach asked if the grumblings from the locals about the parking meters has settled down.

Ms. Susel stated she does not hear anything negative; people have become comfortable and are used to them. The police handle the waivers and citations and can see reports of exactly what coins were dropped in the meters at what times, as it is a computer generated system. People cannot really argue with a ticket.

Ms. Wallach asked if we have to replace all the meters at once or can they be replaced gradually.

Ms. Susel replied that the system talks to all of the meters using Verizon cell phone technology, therefore they all need to be upgraded at once to remain on the same monitoring system; otherwise it would require us to have separate monitoring systems. The system does a "real-time" upload every night at midnight.

After hearing no further comments from Council, Chairman DeLeone referred to the audience.
MJ Eckhouse of 123 Crain Ave., Kent questioned the increase in turnover and exactly what does the revenue go to.

Ms. Susel provided MJ a copy of the detailed report and stated the money remains in a reserve account as a balance.

After hearing no further questions from the audience or Council, Chairman DeLeone moved onto the next item.

3. Semi-Annual EDA Revolving Loan Fund Certification.

Mr. Ruller referred to Mr. Wilke who reminded Council he provided them a report in April in response to their request. At that time there were 10 active loans totaling $676,000.00 and 20 closed loans totally $1.2 million. $60,000.00 was the average size of the loans. The program is working as it was intended. Since the report in April, there has been one new loan for $14,400.00 to Sugar Rush Candy. The City is required to submit a semi-annual report of the activities performed with the revolving loan fund that were capitalized with EDA funds. The City's RLF Committee met on May 23rd and unanimously approved the RLF report for October 2016 – March 2017. Mr. Wilke asked Council to authorize the passing of a resolution certifying the current report.

MOTION TO CERTIFY THE SEMI-ANNUAL EDA REVOLVING LOAN FUND REPORT FOR OCTOBER 2016 – MARCH 2017 made by Ms. Shaffer, seconded by Ms. Wallach and CARRIED by a voice vote of 7-0.

After hearing no further questions from the audience or Council, Chairman DeLeone moved onto the next item.

4. Parks and Recreation Facility "Resolution of Necessity".

Mr. Idone requested Council to authorize a "Resolution of Necessity" for a proposed bond issue to construct a new Kent Parks and Recreation Health and Wellness Center. There was a choice between a levy and a bond. Since there is a $10mil limit on levy millage, a request would put us in the "cautionary area" and could impact the City's future. Instead we chose a 30 year bond issue, but with equipment having to be included, it reduces the bond to 28 years.

Ms. Wallach asked who will be paying the bond.

Mr. Idone responded the taxpayers will in the amount of $17.5 million. The millage rate will have to be finalized by Portage County for an actual millage calculation and interest rate. We estimate at 5% interest as a guide, therefore we need to authorize the passage of the amount we would be borrowing.

Ms. Wallach questioned if this is voted on at election.

Mr. Ruller reminded Council that the Resolution of Necessity is submitted to only give the ability to reach out to the County and get more information, which in turn will be used by Mr. Coffee and Mr. Idone to prepare a more detailed report for Council. The information provided by the millage calculation is critical to understanding the affordability of constructing and operating a new Parks and Recreation facility. Council is NOT authorizing the bond at this time.

Mr. Idone agreed and said the bond is only for the construction and development of the building.

Mr. Ferrara asked for clarification one more time that this is NOT authorizing the bond and is only a resolution to authorize us to go to the county auditor to see what $17.5 million over 28 years works out to be, then Council would still need to authorize the bond to go on the ballot at a later time.

Mayor Fiala asked when the deadline for the ballot is.

Mr. Idone responded "in 90 days", which is why Council will need to make a determination in July for whether to put the bond issue on the ballot or not after viewing the millage report.

MOTION TO AUTHORIZE A RESOLUTION OF NECESSITY SUBMIT TO THE ELECTORS THE QUESTION OF ISSUING $17,500,000 OF BONDS FOR THE PURPOSE OF CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING A HEALTH AND WELLNESS CENTER AND ACQUIRING AND IMPROVING SITES FOR THAT CENTER WITH AN EMERGENCY CLAUSE made by Mr. Ferrara, seconded by Mr. Amrhein and CARRIED by a voice vote of 7-0.

After hearing no further questions from the audience or Council, Chairman DeLeone moved onto the final Agenda item.

5. 2017 Budget Appropriations Amendment.

Mr. Coffee respectfully asked Council to approve the budget appropriations amendment as presented in the memo dated May 25, 2017 in City Manager's Communications. A copy of the City Manager's Communications is on file in the Clerk's Office.

No one in the audience had any questions.

MOTION TO APPROVE THE 2017 BUDGET APPROPRIATIONS AS PRESENTED WITH AN EMERGENCY CLAUSE made by Mr. Kuhar, second by Mr. Amrhein. The motion carried by a voice vote of 8-0.

Hearing no further business before this Committee, Chairman DeLeone adjourned the meeting at 8:20 p.m.

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Tara Grimm, CMC
Clerk of Council

ACTION RECOMMENDED:

1. **AUTHORIZE A LOAN PAYMENT DEFERMENT OF $125.00 FOR 2 YEARS AND RESUME AT $100.00 PER MONTH THEREAFTER.**
2. **CERTIFY THE SEMI-ANNUAL EDA REVOLVING LOAN FUND REPORT FOR OCTOBER 2016 – MARCH 2017.**
3. **MOTION TO AUTHORIZE A RESOLUTION OF NECESSITY SUBMIT TO THE ELECTORS THE QUESTION OF ISSUING $17,500,000 OF BONDS FOR THE PURPOSE OF CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING A HEALTH AND WELLNESS CENTER AND ACQUIRING AND IMPROVING SITES FOR THAT CENTER WITH AN EMERGENCY CLAUSE.**
4. **APPROVE THE 2017 BUDGET APPROPRIATIONS AS PRESENTED WITH AN EMERGENCY CLAUSE.**

THE CITY OF KENT, OHIO
HEALTH & SAFETY COMMITTEE
WEDNESDAY, JUNE 7, 2017

Chairman Jack Amrhein called the meeting of the Health & Safety Committee of Kent City Council to order at 7:39 p.m.

PRESENT: **MR. JACK AMRHEIN, MR. MICHAEL DeLEONE, MR. GARRET FERRARA, MS. MELISSA LONG, MS. HEIDI SHAFFER, MR. ROBIN TURNER, AND MS. TRACY WALLACH.**

ALSO PRESENT: **MR. JERRY T. FIALA, MAYOR AND PRESIDENT OF COUNCIL; MR. DAVE RULLER, CITY MANAGER; MR. JIM SILVER, LAW DIRECTOR; MS. BRIDGET SUSEL, DIRECTOR OF COMMUNITY DEVELOPMENT; MS. MELISSA BAKER, PUBLIC SERVICE DIRECTOR; MR. TOM WILKE, ECONOMIC DEVELOPMENT DIRECTOR; MR. DAVID COFFEE, FINANCE DIRECTOR; AND MS. TARA GRIMM, CMC, CLERK OF COUNCIL.**

ABSENT: **MR. JOHN KUHAR AND MR. ROGER SIDOTI**

There were 2 items on the Agenda.

1. City of Kent - Kent State University Public Health Agreement.

Mr. Ruller referred to Mr. Neistadt who has worked diligently on this draft agreement and it is now at a good point.

Mr. Neistadt reminded Council how closely we work with KSU on assessments and internships. This agreement is to formalize the agreement we have had, provides a continuation and allow us to produce more at no cost. This is a win-win, a wonderful collaboration and a ground-breaking effort.

Ms. Shaffer commented that the agreement was not included in their City Manager Communication packet and would like to see what Council may be authorizing.

Mr. Neistadt continued that there is no cost, the use of the building is free and we have extra space in the building currently.

Ms. Shaffer commented on how we currently rent the building from KSU.

Mr. Neistadt stated having the health department totally separate has been a perfect spot for residents as well as to have the expertise of the KSU professors.

Ms. Wallach asked if they would prefer to stay in their current building than be part of the new City Hall.

Mr. Neistadt stated yes, the current building allows walk-in service and is convenient for all residents.

After no further comments from Council, Mr. Amrhein turned to the audience, who also had no comments.

MOTION TO AUTHORIZE CITY OF KENT - KENT STATE UNIVERSITY PUBLIC HEALTH AGREEMENT made by Mr. Ferrara seconded by Mr. DeLeone, and CARRIED by a voice vote of 7-0.

Mr. Ruller stated he will email Council a copy of the Health Agreement tomorrow.

Mr. Amrhein moved onto the next Agenda item.

2. Proposed Queen of Hearts Event in Fred Fuller Park.

Mr. Ruller stated this is a bit of a unique request to sell alcohol, which requires authorization to be able to occur in a City park.

Mr. Idone clarified that the City will not be selling or handling the alcohol, we are only a non-profit sponsor of the

50/50 raffle. The Parks and Recreation Board is asking for Council's endorsement because alcohol is NOT allowed in the parks. The company has to satisfy our insurance carrier's requirements as well. He attended the last Queen of Hearts event and found it to be an older crowd, and although it rained, he roughly estimated 350 people in attendance. That is not a huge amount compared to the 1,500 – 2,000 people that gather for Art in the Park. The Queen of Hearts feels it is critical to serve alcohol at their events.

Mr. Ferrara asked if the non-profit operates the beer sales, and if no money is made on the Queen of Hearts, who is the 501(C)(3).

Mr. DeLeone replied the 501(C)(3) is Kent Social Services.

Mr. Idone clarified that Parks and Recreation will only be benefitting from the 50/50 raffle. It is also dependent on the pot, but any amount of money can't hurt for proceeds. The last pot was $270,000.00 and the 50/50 raffle was $5,000.00, with the sponsor receiving $2,500.00.

Mr. DeLeone stated the last one he attended the 50/50 proceeds were as high as $90,000.00.

Mr. Idone informed Council that Queen of Hearts is also going to Ravenna, and we are not hosting another one the day after the Heritage Festival as it is too much for the City, so we turned down that application.

Mr. Ferrara asked for clarification again that the City will not be receiving any proceeds from alcohol sales.

Mr. Idone stated no, the City will not. The only risk is the small amount of staffing the City provides. The company pays for everything including police officers. The City's exposure is limited.

Ms. Shaffer was concerned about other people who may be wanting to use the park that day and if the City losing money.

Mr. Idone assured Council that they reserved a section of picnic shelters; Sunday is traditionally a slow rental day, and when this event was proposed, the requested Sunday was actually the only Sunday where nothing had been previously rented out. At most we may only lose $100.00, but there are other shelters still available.

Mr. DeLeone informed Council that the $90,000.00 was 50%, the pot was actually $182,000 and the lines were crazy.

Mr. Idone did not forsee a large crowd. That event was extremely crowded and was when they decided to take the Queen of Hearts of the road. They also started a King of Hearts, which profits 40% so the pot would not grow to an unlimited amount.

After hearing no further business from the audience of Council, a Motion was made.

MOTION TO PERMIT ALCOHOL SALES IN FRED FULLER PARK FOR ONE-TIME ONLY AT THE QUEEN OF HEARTS EVENT made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 7-0.

Hearing no further business before this Committee, Chairman Amrhein adjourned the meeting at 7:51 p.m.

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Tara Grimm, CMC
Clerk of Council

ACTION RECOMMENDED:

1) **AUTHORIZE CITY OF KENT - KENT STATE UNIVERSITY PUBLIC HEALTH AGREEMENT.**
2) **PERMIT ALCOHOL SALES IN FRED FULLER PARK FOR ONE-TIME ONLY AT THE QUEEN OF HEARTS EVENT.**

THE CITY OF KENT, OHIO
STREETS, SIDEWALKS, AND UTILITIES COMMITTEE
WEDNESDAY, JUNE 7, 2017

Vice Chair Tracy Wallach called the meeting of the Streets, Sidewalks, and Utilities Committee of Kent City Council to order at 7:18 p.m.

PRESENT: **MR. JACK AMRHEIN, MR. MICHAEL DeLEONE, MR. GARRET FERRARA, MS. MELISSA LONG, MS. HEIDI SHAFFER, MR. ROBIN TURNER, AND MS. TRACY WALLACH.**

ALSO PRESENT: **MR. JERRY T. FIALA, MAYOR AND PRESIDENT OF COUNCIL; MR. DAVE RULLER, CITY MANAGER; MR. JIM SILVER, LAW DIRECTOR; MS. BRIDGET SUSEL, DIRECTOR OF COMMUNITY DEVELOPMENT; MS. MELISSA BAKER, PUBLIC SERVICE DIRECTOR; MR. TOM WILKE, ECONOMIC DEVELOPMENT DIRECTOR; MR. DAVID COFFEE, FINANCE DIRECTOR; AND MS. TARA GRIMM, CMC, CLERK OF COUNCIL.**

ABSENT: **MR. JOHN KUHAR AND MR. ROGER SIDOTI**

There were 2 items on the Agenda.

1. Proposed City Code Updates for Small Cell Wireless Antennas.

Mr. Ruller commented that the new lower towers are supposed to stabilize pricing and increase speed of technology. The challenge is that the City can't control where these antennas are placed. There are things that can be done to manage the neighbors and the cell companies, and if it is done right, it is good for everyone. Unfortunately the companies have the right to drop a tower in front yards in the right-of-ways. He then referred to Ms. Baker.

Ms. Baker stated there are limitations required by the State. We can limit heights and there cannot be a conflict with any of our current communication systems. We are also able to charge a $200.00 fee for each application.

Ms. Shaffer questioned if there are any protections for residents.

Mr. Silver responded "no" as there is a right-of-way in front of all of our houses, just like phone and cable lines use.

Mr. DeLeone asked if this was similar to the AT&T Uverse boxes; he has one right down the street and still can't get internet.

Ms. Long asked if the fee being charged for each application is for one pole or a community build out.

Ms. Baker responded that there is 1 fee per application, not unit.

Ms. Shaffer asked if there is any kind of negotiation process on location of these antennas.

Mr. Ruller would like them to be amenable by encouraging placement on existing poles, plus it would be less investment by the companies. Ohio Municipal League and others in Columbus are trying to add extra protections, but it all is pending on politics.

Mr. Silver agreed with Mr. Ruller, everything comes from the State.

Ms. Wallach referred to the audience.

Mr. Stephen Kristan, Director of External Affairs at AT&T Ohio clarified several items for Council and Ms. Baker. The application fees are $200.00 per unit, not per application. They want to work with cities and residents and ultimately want to service customers. He said to think of this as moving to 5G, it is a different network set-up with densification of mini towers. They are permitted to be 18 inches high connected to a box that is 2x2x2 or 6 square foot that then attached to a pole.

Ms. Shaffer asked about other companies and their networks.

Mr. Kristan ensured the state law has to be abided by and can only speak from AT&T's perspective. Towers can be moved up to 50 ft. according to the law. Also each separate company has their own network which would require separate antennas.

Ms. Long asked if we own our own utility poles.

Mr. Kristan responded that ownership of the poles is by the phone and electric utilty companies. Legislation would clarify which city owned poles are in the right-of-way, lamp posts are not a utility pole.

Ms. Long asked if the companies pay the City or the utility company to use the poles.

Mr. Kristan stated there can be an annual fee up to $250.00 charged by the City per city owned pole.

Ms. Baker informed Council we own very few of the utility poles within the City.

Mr. DeLeone stated we only own the street lights, and these antennas range from 10 feet to 50 feet in height.

Mayor Fiala asked how the companies would handle new development that uses underground utilities.

Mr. Kristan stated that was a good question; the companies may have to put up their own pole.

Ms. Long asked who "They" is.

Mr. Kristan responded "the companies", as it is not unique to just AT&T.

Ms. DeLeone clarified that there are 2 different fees that can be charged, $200.00 application fee and a yearly fee, both per attachment.

After hearing no further comments from the audience or Council, a motion was made.

MOTION TO AUTHORIZE CITY CODE UPDATES FOR SMALL CELL WIRELESS ANTENNAS made by Mr. Ferrara, seconded by Mr. DeLeone and CARRIED by a voice vote of 7-0.

2. Haymaker Farmer's Market 25th Anniversary Street Closure Request.

Mr. Ruller would like Council to consider a new street closure request from the Haymaker's Farmer's Market to close a portion of Franklin Street on August 18, 2017 from 5 pm to 10 pm to host a Farmer's Market 25-year anniversary party celebration. We are proud of the market as it is a big part of Kent and we have been able to manage all the temporary street closures in the past.

Mayor Fiala asked why they chose a Friday night with all of the hustle and bustle that goes on downtown at that time.

Ms. Ami Gignac, Board member of the Farmers Market, informed Council that the board had chosen Friday evening so the community could become more involved and be convenient for families and vendors.

Mayor Fiala asked exactly which section of the street would be closed.

Ms. Gignac replied between Erie and College.

Ms. Wallach referred to the audience for comments; hearing no comments she referred back to Council, who also had no further comments.

MOTION TO APPROVE THE STREET CLOSURE REQUEST FOR THE HAYMAKER FARMER'S MARKET 25TH ANNIVERSARY CELEBRATION made by Ms. Shaffer, seconded by Mr. Ferrara, and CARRIED by a voice vote of 7-0.

Mr. Ferrara thought this was a great idea and adds awareness to the Farmer's market on Saturday mornings

Mayor Fiala also thought this was a great idea.

Ms. Shaffer commented on how this will contribute to the hustle, diversity and celebration downtown.

Hearing no further business before this Committee, Vice Chair Wallach adjourned the meeting at 7:37 p.m.

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Tara Grimm, CMC
Clerk of Council

ACTION RECOMMENDED:

1) **AUTHORIZE CITY CODE UPDATES FOR SMALL CELL WIRELESS ANTENNAS.**
2) **MOTION TO APPROVE THE STREET CLOSURE REQUEST FOR THE HAYMAKER FARMER'S MARKET 25TH ANNIVERSARY CELEBRATION.**