



CITY OF KENT, OHIO

320 S. Depeyster Street, Kent, OH 44240 (Main Fire Station)
(330) 678-8007 Fax (330) 678-8688

CITY COUNCIL

WEDNESDAY, JULY 17, 2019
EXECUTIVE SESSION AT 6:00 P.M.
PROCLAMATION PRESENTATION AT 7:15 P.M.
REGULAR CITY COUNCIL MEETING AT 7:30 P.M.

AGENDA

6:00 P.M. EXECUTIVE SESSION IN ACCORDANCE WITH ORC §121.22 Section G, Item (1): To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing **AND** Item (2) To consider the purchase of property for public purposes, the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit-for-use property in accordance with section 505.10 of the Revised Code, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest

7:15 P.M. PROCLAMATION PRESENTATION Recognizing Herb Page

7:25 P.M. BOARD OF CONTROL

7:30 P.M. REGULAR COUNCIL

1. ROLL CALL

2. OPENING REMARKS/PLEDGE OF ALLEGIANCE (Mr. Kuhar)

3. APPROVAL OF MINUTES

3.1 Regular City Council Meeting of June 19, 2019

3.2 Public Hearings of July 3, 2019

4. COMMUNICATIONS

4.1 AUDIENCE (Visitors wishing to address Council please sign up with the Clerk of Council prior to start of the meeting)

4.2 WRITTEN (All placed on file in the Clerk of Council's office)

4.2.1 Health Board Meeting Minutes for May 14, 2019, May and June Statistical Reports, and Agenda for July 9, 2019 received July 3, 2019.

4.2.2 Planning Commission Staff Report and Meeting Agenda for July 16, 2019, received July 8, 2019.

4.2.3 Sustainability Commission Meeting Agenda for July 3, 2019, and the minutes from June 3, 2019, received June 27, 2019.

4.3 CITY MANAGER'S REPORT

5. STANDING COMMITTEES/ LEGISLATION

5.1 COMMITTEE OF THE WHOLE (Mayor Fiala)

5.1.1 COMMITTEE MEETING MINUTES: None

5.1.2 ACTION RECOMMENDED: None

5.2 COMMUNITY DEVELOPMENT COMMITTEE (*Kuhar/Rosenberg*)

5.2.1 COMMITTEE MEETING MINUTES: None

5.2.2 ACTION RECOMMENDED: None

5.3 FINANCE COMMITTEE (*DeLeone/Wallach*)

5.3.1 COMMITTEE MEETING MINUTES: July 3, 2019

5.3.2 ACTION RECOMMENDED:

- 1) AUTHORIZE THE CITY TAX BUDGET, WITH AN EMERGENCY CLAUSE.
- 2) AUTHORIZE THE BAN RENEWAL, WITH AN EMERGENCY CLAUSE.
- 3) AUTHORIZE OH PUBLIC WORKS PRE-APPLICATION REQUEST, WITH AN EMERGENCY CLAUSE.

5.3.3 ***Draft No. 2019-70: A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF KENT, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020, SUBMITTING THE SAME TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY.*** (Authorized)

5.3.4 ***Draft No. 2019-71: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$2,400,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF CONSTRUCTING A SAFETY CENTER, AND TO RETIRE OUTSTANDING NOTES THAT WERE PREVIOUSLY ISSUED FOR THAT PURPOSE, AND DECLARING AN EMERGENCY.*** (Authorized)

5.3.5 ***Draft No. 2019-72: AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT THREE (3) FUNDING APPLICATIONS TOTALING \$920,000 AND TO EXECUTE THE SUBSEQUENT AGREEMENTS WITH THE OHIO PUBLIC WORKS COMMISSION (OPWC), AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY.*** (Authorized)

5.3.6 ***Draft No. 2019-73: AN ORDINANCE AUTHORIZING THE CITY OF KENT FIRE DEPARTMENT TO APPLY FOR AN OHIO BUREAU OF WORKER'S COMP SAFETY INTERVENTION GRANT FOR FIREFIGHTERS EXPOSURE TO ENVIRONMENTAL ELEMENTS (FEEEG); AND DECLARING AN EMERGENCY.*** (Unauthorized)

5.3.7 ***Draft No. 2019-74: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$255,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF REPLACING, UPGRADING AND EXTENDING SANITARY SEWER TRUNK LINES, AND TO RETIRE OUTSTANDING NOTES THAT WERE PREVIOUSLY ISSUED FOR THAT PURPOSE, AND DECLARING AN EMERGENCY.*** (Authorized)

5.3.8 ***Draft No. 2019-75: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$990,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY A PORTION OF THE COSTS OF RECONSTRUCTING ALLEY 5, ERIE STREET, AND DEPEYSTER STREET AND OTHERWISE IMPROVING NEARBY STREETS, INCLUDING BY RELOCATION OF PUBLIC UTILITIES, LANDSCAPING, AND INSTALLING PARKING PAYMENT DEVICES, STREET SIGNAGE AND SITE***

IMPROVEMENTS, AND TO RETIRE OUTSTANDING NOTES THAT WERE PREVIOUSLY ISSUED FOR THAT PURPOSE, AND DECLARING AN EMERGENCY. (Authorized)

- 5.3.9 *Draft No. 2019-76: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$255,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF RENOVATING AND EXPANDING THE CITY'S MAIN FIRE STATION, INCLUDING ACQUISITION OF NECESSARY REAL ESTATE, AND TO RETIRE OUTSTANDING NOTES THAT WERE PREVIOUSLY ISSUED FOR THAT PURPOSE, AND DECLARING AN EMERGENCY. (Authorized)***

5.4 HEALTH & SAFETY COMMITTEE (*Amrhein/Sidoti*)

- 5.4.1 COMMITTEE MEETING MINUTES: July 3, 2019**

- 5.4.2 ACTION RECOMMENDED:**

- 1) APPROVE THE CONVERSION THERAPY BAN, WITH AN EMERGENCY CLAUSE.
- 2) AUTHORIZE THE SCHOOL RESOURCE OFFICER AGREEMENT WITH KENT CITY SCHOOLS, WITH AN EMERGENCY CLAUSE.

- 5.4.3 *Draft No. 2019-77: AN ORDINANCE ADOPTING CHAPTER 723 "SEXUAL ORIENTATION OR GENDER IDENTITY CHANGE EFFORTS" OF THE CODIFIED ORDINANCES OF THE CITY OF KENT, OHIO, AND DECLARING AN EMERGENCY. (Authorized)***

- 5.4.4 *Draft No. 2019-78: 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 MAY 29, 2020, AND DECLARING AN EMERGENCY (Authorized)***

5.5 LAND USE COMMITTEE (*Ferrara/Shaffer*)

- 5.5.1 COMMITTEE MEETING MINUTES: July 3, 2019**

- 5.5.2 ACTION RECOMMENDED:**

- 1) ACCEPT PLANNING COMMISSION'S RECOMMENDATION, WITH AN EMERGENCY CLAUSE.
- 2) APPROVE THE EASEMENT AGREEMENT WITH DOMINION ENERGY, WITH AN EMERGENCY CLAUSE.

- 5.5.3 *Draft No. 2019-79: AN ORDINANCE ACCEPTING THE KENT PLANNING COMMISSION'S RECOMMENDATION NOT TO AMEND THE TEXT OF CHAPTER 1155 "INDUSTRIAL DISTRICT (I) TO ADD "RESTAURANT, EVENT CENTER, RETAIL, CATERING" AS CONDITIONALLY PERMITTED USES, AND DECLARING AN EMERGENCY. (Authorized)***

- 5.5.4 *Draft No. 2019-80: AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO GRANT A GAS PIPELINE EASEMENT TO THE EAST OHIO GAS COMPANY, DBA DOMINION ENERGY OHIO, TO SERVE RIVERSIDE LANDING LOCATED AT 315 GOUGLER AVENUE, AND DECLARING AN EMERGENCY. (Authorized)***

5.6 STREETS, SIDEWALKS & UTILITIES COMMITTEE (Sidoti/Wallach)

5.6.1 COMMITTEE MEETING MINUTES: July 3, 2019

5.6.2 ACTION RECOMMENDED:

- 1) AUTHORIZE THE PROPOSED UPDATES TO THE CITY'S SMALL CELL WIRELESS REGULATIONS, AND DECLARING AN EMERGENCY.
- 2) AUTHORIZE THE STREET CLOSURE FOR THE OPIOID AWARENESS FESTIVAL CONTINGENT ON PARTICIPANT LEVELS DECIDED TWO WEEKS OUT, AND DECLARING AN EMERGENCY.
- 3) AUTHORIZE THE LICENSE AGREEMENT FOR TROY GRILLE, AND DECLARING AN EMERGENCY.

5.6.3 ***Draft No. 2019-81: AN ORDINANCE AMENDING CHAPTER 939 "USE OF PUBLIC WAYS FOR SMALL CELL WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES" OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE, AND DECLARING AN EMERGENCY. (Authorized)***

5.6.4 ***Draft No. 2019-82: AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM THE FAMILY & COMMUNITY SERVICES, INC. FOR THE OPIOID AWARENESS MUSIC FESTIVAL TO BE HELD ON SUNDAY, AUGUST 11, 2019, AND THE TEMPORARY CLOSURE OF NORTH WATER STREET, BETWEEN MAIN STREET AND COLUMBUS STREETS AND WEST MAIN STREET BETWEEN WATER STREET AND FRANKLIN AVENUE, AND DECLARING AN EMERGENCY. (Authorized)***

5.6.5 ***Draft No. 2019-83: AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND TROY GRILLE, LLC TO INSTALL AN OUTDOOR PATIO ON EAST MAIN STREET, AND DECLARING AN EMERGENCY. (Authorized)***

6. SPECIAL COMMITTEE REPORTS

7. UNFINISHED BUSINESS

8. NEW BUSINESS

- 8.1 Items needing Council action or referral**
- 8.2 Schedule future Council meetings**
- 8.3 Councilmembers' comments**

9. MAYOR'S REPORT

10. ADJOURNMENT

Posted: July 10, 2019

Dawn Bishop

Interim Clerk of Council

Visit www.kentohio.org for up to the minute Agenda Amendments

Any person who requires an auxiliary aid or service for effective communication or a modification of policies and procedures to participate in and City or City Council public meeting or event should contact the Clerk of Council at 330-676-7555 or councilclerk@kent-ohio.org. Any request for auxiliary aid or other accommodation should be made as soon as possible, but no later than forty-eight hours prior to the event.