

**THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, DECEMBER 13, 2017**

At 7:30 p.m., Mayor Jerry T. Fiala called the **Regular Meeting of Kent City Council** to order. Roll call was taken.

PRESENT: Mr. Jack Amrhein, Mr. Michael DeLeone, Mr. Garret Ferrara, Ms. Heidi Shaffer, Mr. Roger Sidoti, 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 and Acting Clerk of Council; Ms. Bridget Susel, Community Development Director; Mr. Jim Bowling, City Engineer; Mr. David Coffee, Finance Director; Ms. Melanie Baker, Public Service Director; Police Chief Michelle Lee.

ABSENT: Mr. John Kuhar; Ms. Melissa Long; and Ms. Tara Grimm, CMC, Clerk of Council.

****No audio recording was made of this meeting for transcription purposes. All minutes have been transcribed by Clerk Grimm for the Acting Clerk based on the Agenda as published, from handwritten notes taken by the Acting Clerk, and the Roll Call spreadsheet.*

Mayor Fiala called upon Councilmember Sidoti for his opening remarks. Mr. Sidoti thanked the Public Service Department for all of the wonderful downtown holiday decorations, then led the Pledge of Allegiance.

MOTION TO EXCUSE MR. KUHAR FROM TONIGHT'S MEETING made by Mr. Amrhein, seconded by Mr. Ferrara and CARRIED by a voice vote of 7-0.

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF NOVEMBER 15, 2017 made by Mr. Sidoti, seconded by Mr. Amrhein, and CARRIED by a voice vote of 6-0-1 with Ms. Wallach abstaining.

COMMUNICATIONS:

Mayor Fiala called for audience comments. There were no visitors.

Written Communications were reported by Clerk Grimm and were placed on file in the Clerk's office as follows as stated by Acting Clerk Silver:

1. Thank you card received from Twinsburg Mayor Ted Yates for using our chipper equipment during the last storm.
2. Planning Commission Agenda for December 5, 2017 received November 30, 2017.
3. Sustainability Commission Agenda for December 4, 2017 and Minutes of November 6, 2017 received November 30, 2017

There were no oral communications for items received after the Agenda was published.

City Manager's Report was called for by Mayor Fiala.

1. Request Council's consideration of an Ordinance authorizing the City to enter into a joint lawsuit with the Regional Income Tax Agency (RITA) and other municipalities for the litigation challenging the constitutionality of Amendments to Chapter 718 of the Ohio Revised Code. (Draft 17-159)
2. Request Council's consideration of a resolution requesting the County Auditor to advance taxes from the proceeds of the 2017 Tax Year pursuant to Section 321.34 of the Ohio Revised Code. (Draft 17-162)

3. Request Committee of the Whole meeting time for Council to establish the Committee assignments for 2018.
4. Request Finance Committee time to consider a request from Parks and Recreation to rent out one of the properties recently purchased by Kent Parks at 500 Middlebury Road.
5. Request Streets, Sidewalks & Utilities Committee time for a report on sidewalk repair efforts and funding.
6. Request Streets, Sidewalks & Utilities Committee time to consider a request to add parking meters to College Street between Water Street and Franklin Avenue.
7. Request Community Development Committee time to consider proposed changes to permit parking in the Columbus Street parking lot.
8. Request Community Development Committee time to consider recommendations from the Planning Commission for proposed changes to the City's laws and regulations related to medical marijuana businesses.
9. Request Community Development Committee time to receive an update on the City Administrative Building project.
10. Request Community Development Committee time to receive an update on Phase 1 of the City Zoning Code review and update.
11. Request Community Development Committee time to receive the annual report from the Main Street Kent organization.

MOTION TO APPROVE ITEMS #1 - #11 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Mr. Ferrara. Motion CARRIED by a voice vote of 7-0.

STANDING COMMITTEES/ LEGISLATION

COMMITTEE OF THE WHOLE:

There were no minutes to be approved at this time.

MOTION TO APPROVE THE TWO (2) RECOMMENDED ACTIONS FROM DECEMBER 6, 2017 made by Mr. Sidoti, seconded by Mr. Ferrara, and CARRIED by a voice vote of 7-0.

Recommended Action:

- 1) Refer the formation of a senior citizen center committee to the Parks & Recreation Board
- 2) Authorize the City to join RITA in their lawsuit against the State of Ohio for H.B. 49.

Draft No. 17-159: AN ORDINANCE TO AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO ENGAGE THE LAW FIRM OF WALTER/HAVERFIELD JOINTLY WITH THE REGIONAL INCOME TAX AGENCY AND OTHER MUNICIPALITIES FOR THE PURPOSE OF INITIATING LITIGATION TO CHALLENGE THE CONSTITUTIONALITY OF AMENDMENTS TO CHAPTER 718 OF THE OHIO REVISED CODE RELATING TO MUNICIPAL INCOME TAX, AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-159 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 17-159: AN ORDINANCE TO AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO ENGAGE THE LAW FIRM OF WALTER/HAVERFIELD JOINTLY WITH THE REGIONAL INCOME TAX AGENCY AND OTHER MUNICIPALITIES FOR THE PURPOSE OF INITIATING LITIGATION TO

CHALLENGE THE CONSTITUTIONALITY OF AMENDMENTS TO CHAPTER 718 OF THE OHIO REVISED CODE RELATING TO MUNICIPAL INCOME TAX, AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

COMMUNITY DEVELOPMENT COMMITTEE:

There were no minutes to be approved at this time.

MOTION TO APPROVE THE THREE (3) RECOMMENDED ACTIONS FROM DECEMBER 6, 2017 made by Mr. Turner, seconded by Mr. DeLeone, and CARRIED by a voice vote of 7-0.

Recommended Action:

- 1) Approve EDA Revolving Loan Fund Certification.
- 2) Approve appointment of Denny Eberhart to a term on the Revolving Loan Fund Committee.
- 3) Authorize TREX License Development Agreement with B's Kitchen, LLC for property at 211 Franklin Avenue, Kent, Ohio.

Draft No. 17-160: AN ORDINANCE AUTHORIZING THE TRANSFER OF A TREX LIQUOR LICENSE INTO THE CITY OF KENT BY B'S KITCHEN, LLC, AN OHIO LIMITED LIABILITY COMPANY, CONDITIONAL UPON THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF KENT, OHIO AND B'S KITCHEN, LLC, AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-160 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-160: AN ORDINANCE AUTHORIZING THE TRANSFER OF A TREX LIQUOR LICENSE INTO THE CITY OF KENT BY B'S KITCHEN, LLC, AN OHIO LIMITED LIABILITY COMPANY, CONDITIONAL UPON THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF KENT, OHIO AND B'S KITCHEN, LLC, AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

Draft 17-161: A RESOLUTION APPOINTING DENNIS EBERHART TO THE LOAN REVIEW BOARD, AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Ms. Shaffer. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-161 made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 7-0.

RESOLUTION No. 2017-161: A RESOLUTION APPOINTING DENNIS EBERHART TO THE LOAN REVIEW BOARD, AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

Draft No. 17-151: A RESOLUTION CERTIFYING THAT THE CITY'S REVOLVING LOAN PLAN IS CONSISTENT WITH AND SUPPORTIVE OF THE AREA'S COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY AND IS BEING OPERATED IN ACCORDANCE WITH THE POLICIES AND

PROCEDURES CONTAINED IN THE REVOLVING LOAN PLAN AND THAT THE LOAN PORTFOLIO MEETS THE STANDARDS CONTAINED WITHIN SAID PLAN AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-151 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 7-0.

RESOLUTION No. 2017-151: A RESOLUTION CERTIFYING THAT THE CITY'S REVOLVING LOAN PLAN IS CONSISTENT WITH AND SUPPORTIVE OF THE AREA'S COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY AND IS BEING OPERATED IN ACCORDANCE WITH THE POLICIES AND PROCEDURES CONTAINED IN THE REVOLVING LOAN PLAN AND THAT THE LOAN PORTFOLIO MEETS THE STANDARDS CONTAINED WITHIN SAID PLAN AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

FINANCE COMMITTEE:

MOTION TO APPROVE THE SPECIAL COMMITTEE MEETING MINUTES OF NOVEMBER 15, 2017 made by Mr. DeLeone, seconded by Mr. Ferrara and CARRIED by a voice vote of 6-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE FOUR (4) RECOMMENDED ACTIONS made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 7-0.

Recommended actions:

- 1) Approve the 2018 Operating Budget including the salary increase to the Mayoral position for 2018, with an emergency clause.
- 2) Authorize the new General Compensation Plan for City employees effective January 1, 2018 through December 31, 2020, and declaring an emergency.
- 3) Authorize Appropriation Amendments to the 2017 Appropriation Ordinance.
- 4) Authorize the 2018 Position Allocation Ordinance.

Draft No. 17-153: AN ORDINANCE AMENDING ORDINANCE NO. 2016-99, THE CURRENT APPROPRIATION ORDINANCE, PASSED NOVEMBER 16, 2016; AS AMENDED BY ORDINANCE NO. 2017-10, PASSED FEBRUARY 15, 2017; AS AMENDED BY ORDINANCE NO. 2017-15, PASSED MARCH 15, 2017; AS AMENDED BY ORDINANCE NO. 2017-38, PASSED MAY 17, 2017; AS AMENDED BY ORDINANCE NO. 2017-48, PASSED JUNE 21, 2017; AS AMENDED BY ORDINANCE NO. 2017-75, PASSED AUGUST 16, 2017; AS AMENDED BY ORDINANCE NO. 2017-111, PASSED SEPTEMBER 20, 2017; AND AS AMENDED BY ORDINANCE NO. 2017-143, PASSED NOVEMBER 15, 2017 SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; FUND 106, PARKS AND RECREATION; FUND 201, WATER; FUND 201, SEWER; FUND 302, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT (MPITIE); AND FUND 807, INTERNAL SERVICE (HEALTH INSURANCE); AND SO AS TO DECREASE APPROPRIATIONS IN FUND 301, CAPITAL; AND FUND 303, POLICE FACILITY; AND SO AS TO INCREASE ADVANCES FROM FUND 116, INCOME TAX TO FUND 807, INTERNAL SERVICE (HEALTH INSURANCE); AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-153 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-153: AN ORDINANCE AMENDING ORDINANCE NO. 2016-99, THE CURRENT APPROPRIATION ORDINANCE, PASSED NOVEMBER 16, 2016; AS AMENDED BY ORDINANCE NO. 2017-10, PASSED FEBRUARY 15, 2017; AS AMENDED BY ORDINANCE NO. 2017-15, PASSED MARCH 15, 2017; AS AMENDED BY ORDINANCE NO. 2017-38, PASSED MAY 17, 2017; AS AMENDED BY ORDINANCE NO. 2017-48, PASSED JUNE 21, 2017; AS AMENDED BY ORDINANCE NO. 2017-75, PASSED AUGUST 16, 2017; AS AMENDED BY ORDINANCE NO. 2017-111, PASSED SEPTEMBER 20, 2017; AND AS AMENDED BY ORDINANCE NO. 2017-143, PASSED NOVEMBER 15, 2017 SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; FUND 106, PARKS AND RECREATION; FUND 201, WATER; FUND 201, SEWER; FUND 302, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT (MPITIE); AND FUND 807, INTERNAL SERVICE (HEALTH INSURANCE); AND SO AS TO DECREASE APPROPRIATIONS IN FUND 301, CAPITAL; AND FUND 303, POLICE FACILITY; AND SO AS TO INCREASE ADVANCES FROM FUND 116, INCOME TAX TO FUND 807, INTERNAL SERVICE (HEALTH INSURANCE); AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

Draft No. 17-154: AN ORDINANCE ALLOCATING THE NUMBER OF PERSONS WHO MAY BE EMPLOYED BY THE CITY FOR THE YEAR 2018 WITH RESPECT TO EACH POSITION, TITLE AND WORK CLASSIFICATION RECOGNIZED BY THE CITY, DESIGNATING THE TREATMENT OF SUCH POSITIONS AS FULL OR PART-TIME POSITIONS AND DESIGNATING THE FUND OR FUNDS FROM WHICH EACH SUCH POSITION SHALL BE PAID was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-154 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, and Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Ms. Shaffer. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-154: AN ORDINANCE ALLOCATING THE NUMBER OF PERSONS WHO MAY BE EMPLOYED BY THE CITY FOR THE YEAR 2018 WITH RESPECT TO EACH POSITION, TITLE AND WORK CLASSIFICATION RECOGNIZED BY THE CITY, DESIGNATING THE TREATMENT OF SUCH POSITIONS AS FULL OR PART-TIME POSITIONS AND DESIGNATING THE FUND OR FUNDS FROM WHICH EACH SUCH POSITION SHALL BE PAID PASSED as stated by Acting Clerk Silver.

Draft No. 17-155: AN ORDINANCE AUTHORIZING A GENERAL COMPENSATION PLAN FOR ALL UNCLASSIFIED AND VARIOUS CLASSIFIED EMPLOYEES OF THE CITY OF KENT, EXCEPT THE CITY MANAGER, FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020, AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-155 made by Ms. Shaffer and seconded by Mr. Ferrara. On Roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-155: AN ORDINANCE AUTHORIZING A GENERAL COMPENSATION PLAN FOR ALL UNCLASSIFIED AND VARIOUS CLASSIFIED EMPLOYEES OF THE CITY OF KENT,

EXCEPT THE CITY MANAGER, FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020, AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

Draft No. 17-156: AN ORDINANCE APPROPRIATING FROM THE VARIOUS FUNDS OF THE CITY OF KENT TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018 was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-156 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-156: AN ORDINANCE APPROPRIATING FROM THE VARIOUS FUNDS OF THE CITY OF KENT TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018 PASSED as stated by Acting Clerk Silver.

Draft No. 17-162: A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF THE 2017 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-162 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 7-0.

RESOLUTION No. 2017-162: A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF THE 2017 TAX YEAR COLLECTION PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE PASSED as stated by Acting Clerk Silver.

HEALTH AND SAFETY COMMITTEE:

There were no minutes to be approved at this time.

MOTION TO APPROVE THE THREE (3) RECOMMENDED ACTIONS FROM DECEMBER 6, 2017 made by Mr. Amrhein, seconded by Mr. Ferrara, and CARRIED by a voice vote of 7-0.

Recommended Action:

- 1) Authorize contract between the City of Kent and the Portage County Public Defender's Office.
- 2) Authorize the transfer of ownership of "Aiko" to Sergeant James Ennemoser.
- 3) Authorize the Service Director to put out for bid trash collection for the City.

Draft No. 17-157: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO CONTRACT, ON BEHALF OF THE CITY OF KENT, WITH THE OFFICE OF THE PUBLIC DEFENDER, PORTAGE COUNTY, FOR THE PROVISION OF LEGAL COUNSEL TO INDIGENT PERSONS CHARGED WITH POTENTIAL PENALTY OF INCARCERATION FOR OFFENSES COMMITTED IN VIOLATION OF THE ORDINANCES

OF SAID CITY FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018 AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Ms. Shaffer. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-157 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-157: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO CONTRACT, ON BEHALF OF THE CITY OF KENT, WITH THE OFFICE OF THE PUBLIC DEFENDER, PORTAGE COUNTY, FOR THE PROVISION OF LEGAL COUNSEL TO INDIGENT PERSONS CHARGED WITH POTENTIAL PENALTY OF INCARCERATION FOR OFFENSES COMMITTED IN VIOLATION OF THE ORDINANCES OF SAID CITY FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018 AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

Draft No. 17-158: AN ORDINANCE AUTHORIZING POLICE CHIEF MICHELLE LEE TO TRANSFER OWNERSHIP OF AIKO, A POLICE CANINE, TO SERGEANT JAMES ENNEMOSER, AND DECLARING AN EMERGENCY was read by title only by Acting Clerk Silver per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 7-0.

MOTION TO ADOPT DRAFT No. 17-158 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 7-0.

ORDINANCE No. 2017-158: AN ORDINANCE AUTHORIZING POLICE CHIEF MICHELLE LEE TO TRANSFER OWNERSHIP OF AIKO, A POLICE CANINE, TO SERGEANT JAMES ENNEMOSER, AND DECLARING AN EMERGENCY PASSED as stated by Acting Clerk Silver.

LAND USE COMMITTEE: None

STREETS, SIDEWALKS AND UTILITIES COMMITTEE: None

SPECIAL COMMITTEE REPORTS: NONE

UNFINISHED BUSINESS: NONE

NEW BUSINESS:

A Swearing-In Ceremony of Mayor Fiala and Councilpersons DeLeone, and Sidoti was performed by Law Director Silver. Councilperson Rosenberg was sworn in by Portage County Treasurer, Brad Combs.

MOTION TO REFER TO COMMITTEE TO FORMALIZE A CITY STAFF MEETING WITH THE KENT STATE UNIVERSITY STAFF was made by Ms. Wallach, seconded by Ms. Shaffer and CARRIED by a voice vote of 7-0.

Mr. Ferrara withdrew his proposed motion when he learned his concerns were being discussed in Executive Session.

Mr. Ferrara questions the Leads plaque for the new police station. Ms. Baker stated it is in the process.

COUNCILMEMBERS' COMMENTS: NONE

MAYOR'S REPORT:

Mayor Fiala wished everyone Happy Holidays.

Hearing no further discussion, Mayor Fiala adjourned the Regular Meeting at 8:07 p.m.

Tara Grimm, CMC
Clerk of Council
(*Transcribed for Acting Clerk James Silver*)

Jerry T. Fiala
Mayor and President of Council