

REVISED

**THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
MAIN FIRE STATION
320 S. DEPEYSTER STREET
WED., JUNE 15, 2016**

7:10 P.M. BOARD OF CONTROL

7:15 P.M. FINANCE COMMITTEE (DeLEONE/WALLACH)
- Clerk of Council's job description, classification

7:30 P.M. REGULAR COUNCIL

1.0 ROLL CALL

2.0 OPENING REMARKS/PLEDGE OF ALLEGIANCE (MR. SIDOTI)

3.0 APPROVAL OF MINUTES

3.1 Minutes of Regular Council meeting of May 18, 2016

3.2 Minutes of Public Hearing of May 18, 2016

3.3 Minutes of Work Session of June 1, 2016

4.0 COMMUNICATIONS

4.1 Audience (All members of the audience wishing to address Council should sign up with the Clerk of Council prior to speaking)

4.2 Written

4.2.1 Notification was received from the Ohio Div. Of Liquor Control for a stock transfer for the Venice Café LLC dba Venice Café, 163 Franklin Ave., Kent, OH. Objections must be postmarked no later than June 20, 2016. Chief Lee has no objections to this transfer.

4.3 City Manager's Report

5.0 STANDING COMMITTEES

5.0.1 NAMES SELECTED FOR THE SALARY REVIEW COMMISSION

5.1 COMMUNITY DEVELOPMENT COMMITTEE (KUCHAR/TURNER)

5.1.1 Written report of June 1, 2016

ACTION RECOMMENDED:

- 1) AUTHORIZATION OF TREX LIQUOR LICENSE TRANSFER
- 2) TO HOLD THE ITEM ON ANTI DISCRIMINATION HOUSING LAW ON THE PENDING LIST
- 3) LETTER TO APPROPRIATE INDIVIDUALS AND AGENCIES REGARDING CONCERNS ON ANTI DISCRIMINATION HOUSING LAWS.
- 4) FRACKING COURT CASE UPDATE; NO ACTION NEEDED

5.1.2 Draft No. 16-51: AN EMERGENCY RESOLUTION SUPPORTING OHIO'S ENERGY EFFICIENCY RESOURCE AND RENEWABLE PORTFOLIO STANDARDS TO CREATE JOBS, SAVE CONSUMERS MONEY AND PROTECT PUBLIC HEALTH, AND URGING GOVERNOR KASICH AND THE OHIO

GENERAL ASSEMBLY TO REINSTATE THESE STANDARDS WITHOUT FURTHER DELAY (Authorized).

- 5.1.3 Draft No. 16-59:** AN ORDINANCE AUTHORIZING THE TRANSFER OF A TREX LIQUOR LICENSE FROM THE SECRET CELLAR, LLC, AN OHIO LIMITED LIABILITY COMPANY TO KENT UNDERGROUND, LLC, ALSO AN OHIO LIMITED LIABILITY COMPANY, AND DECLARING AN EMERGENCY (Authorized).

5.2 FINANCE COMMITTEE (DeLEONE/WALLACH)

5.2.1 Written report of June 1, 2016

ACTION RECOMMENDED:

- 1) TO AUTHORIZE THE SALE OF CITY SURPLUS AT AUCTION
- 2) TO AUTHORIZE THE SALE OF LAND TO MR. BERARDINELLI, WITH AN STORMWATER EASEMENT TO THE CITY, WITH THE EMERGENCY CLAUSE.
- 3) TO AUTHORIZE AMENDMENTS TO THE 2016 APPROPRIATIONS
- 4) TO AUTHORIZE THE OPWC PRE-APPLICATION FUNDING

5.2.2 Oral report of June 15, 2016

- 5.2.3 Draft No. 16-52:** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF KENT AND GARY PHILLIP BERARDINELLI TO SELL 0.2833 ACRES OF UNIMPROVED REAL PROPERTY, KNOWN AS 1065 MASON AVENUE, KENT, OHIO FOR \$8,499.00, AND DECLARING AN EMERGENCY (Authorized).

- 5.2.4 Draft No. 16-53:** AN ORDINANCE ACCEPTING FOR DEDICATION PURPOSES FROM GARY PHILLIP BERARDINELLI A STORM SEWER EASEMENT, AND DECLARING AN EMERGENCY (Authorized).

- 5.2.5 Draft No. 16-54:** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO SUBMIT ON BEHALF OF THE CITY OF KENT, AN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION FOR THE SR 43 SIGNALIZATION PROJECT FOR A GRANT FOR \$350,000 AND A NO-INTEREST LOAN IN THE AMOUNT OF \$150,000; AND FURTHER AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, IN THE EVENT THE APPLICATION IS APPROVED, TO EXECUTE THE SUBSEQUENT AGREEMENT; AUTHORIZE THE APPROPRIATION THERETO, AND DECLARING AN EMERGENCY (Authorized).

- 5.2.6 Draft No. 16-55:** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO SUBMIT ON BEHALF OF THE CITY OF KENT, AN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION FOR THE VALLEYVIEW/MORRIS WATER & STORM IMPROVEMENT PROJECT FOR A GRANT FOR \$340,000 AND A NO-INTEREST LOAN IN THE AMOUNT OF \$50,000; AND FURTHER AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, IN THE EVENT THE APPLICATION IS APPROVED, TO EXECUTE THE SUBSEQUENT AGREEMENT; AUTHORIZE THE

APPROPRIATION THERETO, AND DECLARING AN
EMERGENCY (Authorized).

5.2.7 Draft No. 16-60: AN ORDINANCE AMENDING ORDINANCE NO. 2015-157, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 2, 2015, AS AMENDED BY ORDINANCE NO. 2016-15, PASSED FEB. 17, 2016; AND AS AMENDED BY ORDINANCE NO. 2016-24, PASSED MAR. 16, 2016; AND AS AMENDED BY ORDINANCE NO. 2016-35, PASSED APRIL 20, 2016, SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; FUND 102, STREET CONSTRUCTION, MAINTENANCE & REPAIR (SCMR); FUND 126, COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); FUND 201, WATER; FUND 202, SEWER; FUND 208, STORM WATER; AND FUND 303, POLICE FACILITY; AND SO AS TO DECREASE APPROPRIATIONS IN FUND 301, CAPITAL; AND DECLARING AN EMERGENCY (Authorized).

5.2.8 Draft No. 16-61: AN ORDINANCE AMENDING THE GENERAL COMPENSATION PLAN FOR ALL UNCLASSIFIED AND VARIOUS CLASSIFIED EMPLOYEES OF THE CITY OF KENT, EXCEPT THE CITY MANAGER, FROM JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 AS ADOPTED BY ORDINANCE NO. 2014-165, PASSED DEC. 17, 2014, AS AMENDED BY ORDINANCE NO. 2015-54, PASSED MAR. 18, 2015; AND AS AMENDED BY ORDINANCE NO. 2016-14, PASSED FEB. 17, 2016, SO AS TO RECLASSIFY THE FULL TIME POSITION OF THE CLERK OF COUNCIL FROM THE MANAGEMENT TO PROFESSIONAL CLASSIFICATION, ADJUSTING THE SALARY ACCORDINGLY, EFFECTIVE AUGUST 2, 2016 (Unauthorized).

5.2.9 Draft No. 16-62: AN ORDINANCE AMENDING ORDINANCE NO. 2015-158 (THE POSITION ALLOCATION ORDINANCE), PASSED DEC. 2, 2015, AS AMENDED BY ORDINANCE NO. 2016-13, PASSED MARCH 18, 2015, SO AS TO RECLASSIFY THE FULL TIME POSITION OF THE CLERK OF COUNCIL FROM THE MANAGEMENT TO PROFESSIONAL CLASSIFICATION EFFECTIVE AUGUST 2, 2016 (Unauthorized).

5.3 HEALTH & SAFETY COMMITTEE (AMRHEIN/SIDOTI)

5.3.1 Draft No. 16-58: AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CITY OF KENT CODIFIED ORDINANCES AND DECLARING AN EMERGENCY (Unauthorized).

5.4 LAND USE COMMITTEE (FERRARA/SHAFFER)

5.4.1 Written report of June 1, 2016

ACTION RECOMMENDED:

- 1) TO AUTHORIZE THE REPLAT AND VACATION NEEDED FOR NEW POLICE FACILITY WITH THE EMERGENCY CLAUSE
- 2) TO AUTHORIZE THE DEDICATION OF TONKIN STREET WITH THE EMERGENCY CLAUSE.

5.4.2 Draft No. 16-56: AN ORDINANCE ACCEPTING A REPLAT OF ALL OF BLOCK "E" IN KENT STATE UNIVERSITY CENTRAL

GATEWAY SUBDIVISION AND PART OF ORIGINAL FRANKLIN TOWNSHIP LOT 24 AND VACATING A PORTION OF EAST COLLEGE AVENUE BETWEEN SOUTH DEPEYSTER STREET AND SOUTH WILLOW STREET, FOR PURPOSES OF CONSTRUCTING THE NEW SAFETY CENTER AND ASSOCIATED TONKIN STREET CONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY (Authorized).

5.4.3 Draft No. 16-57: AN ORDINANCE ACCEPTING, FOR DEDICATION PURPOSES, FROM THE CITY OF KENT, OHIO, THE ATTACHED DEDICATION PLAT FOR TONKIN STREET AND OTHER NECESSARY APPURTENANCES, AND REPLAT OF LOT 1 OF THE CITY OF KENT SAFETY FORCES SUBDIVISION NO. 2, AND DECLARING AN EMERGENCY (Authorized).

**5.5 STREETS, SIDEWALKS & UTILITIES COMMITTEE
(SIDOTI/WALLACH)**

6.0 SPECIAL COMMITTEE REPORTS

7.0 UNFINISHED BUSINESS

8.0 NEW BUSINESS

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

9.0 MAYOR'S REPORT

10.0 ADJOURNMENT

Posted: June 8, 2016

Linda M. Jordan, MMC RP
Clerk, Kent City Council