

**THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, AUGUST 15, 2018**

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; Mr. John Kuhar; Ms. Gwen Rosenberg; 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; Ms. Hope Jones, Law Director; Ms. Bridget Susel, Community Development Director; Ms. Melanie Baker, Public Service Director; Mr. Jim Bowling, City Engineer; Mr. David Coffee, Budget and Finance Director; and Ms. Tara Grimm, MMC, Clerk of Council.

ABSENT:

Mayor Fiala called upon Councilmember Shaffer for her opening remarks. Ms. Shaffer commented on the current political culture and how it is not just for elected officials, but those serving in many different ways including the youth, being vigilant in our community, people serving on our Boards and Commissions, and people volunteering. She was inspired to say all this because she looked at the report from Main Street Kent where so many people are doing so many great things making Kent vibrant. "This is what Democracy looks like." She then led the Pledge of Allegiance.

PRESENTATIONS:

Mayor Fiala presented two Certificates of Appreciation to two brave and heroic young boys, Brandon Waterson and Ryan Walter-Daigneau for reporting a recent fire on Francis Street.

Mayor Fiala referred to Sharon Cassler, MMC, Clerk of Council for the City of Cambridge, to present the Clerk of Council, Tara Grimm, her Master Municipal Clerk (MMC) Designation from the International Institute of Municipal Clerks Association (IIMC) and the Ohio Municipal Clerks Association (OMCA). (***See Attachment #1***).

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF JULY 18, 2018 made by Ms. Shaffer, seconded by Mr. Ferrara and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

COMMUNICATIONS:

Mayor Fiala called for audience comments and reminded each visitor to please state their name and address for the record and limit their comments to three (3) minutes. There were seven (7) visitors who signed in with the Clerk.

Mr. Jason Noble of 7803 Birchwood Drive, Kent, and owner of Groove Vape and Glass, also known as "Groovy Juice" located on Water Street just above the Water Street Tavern, expressed some concerns and raised some questions regarding the new T21 Legislation. He was a long-time smoker, quit 7 years ago with the help of electronic cigarettes, and since then his health has increase exponentially. He further

expressed how his mission is trying to help as many people as he can get off cigarettes, then invited Council to come visit the shop to help clarify out of the hundreds of products they sell, what are they allowed to sell?

Mr. DeLeone encouraged Mr. Noble to leave his written statement with the Clerk. Mr. Noble stated he had written all over it and would submit it by email. **(See Attachment #3)**

Mr. Mitch Lohr of 1055 S. Lincoln St., Kent also works at Groovy Juice and commented on how vaporizing products do not leave a littering of cigarette butts throughout downtown as is evident after a Saturday night. He questioned the rules on the age of the employees allowed to sell the tobacco products – are 18-20 year olds allowed to sell? He thanked Council for amending the legislation for businesses like Firefly, which is right next door to Groovy Juice, but how does it affect them? He would like to have fair treatment.

Mr. Matthew Davis of 3503 Jones Rd., Kent, a manager of Groovy Juice, found out about the new legislation by going to the Sheetz across the bridge; but the Sheetz 1.8 miles away at the end of Main Street is not in the City limits and are allowed to purchase the products if you are 18. He commented on how people will find a way to fill their craving, even if it is just a couple minute drive down the road. He stated he kicked the habit with the help of vaping, would like to see the use of these products out of the schools, and looks forward to helping in any way possible.

Mr. Adam Zuckerman of 114 E. Oak St., Kent, a Kent State University Professor and works for the SBDC helping small businesses develop products. He feels anything that keeps nicotine and cigarettes out of the hands of kids is a good thing; It is a human, complex issue. The goals Council is wishing to achieve by passing such legislation, has a greater impact than the people they are trying to control and feels the legislation does not provide the efficacy for the goals in which Council is looking to achieve. He is offering his help in seeing Council get the results they are trying to achieve. He would like to see us work with the communities around us and close the intermural district.

Ms. Anne Durkalski of 319 Riverside Ct., Kent read highlights from a prepared statement. **(See Attachment #2)**

Mr. Tony Badalmenti of 45 N. Chillicothe Rd introduced himself as a candidate for Portage County Commissioner and discussed some of the highlights of his campaign.

Ms. Frances Penney of 309 N. Willow St., Kent wanted to add to her comments from the last committee meeting on how her property is 400 feet shy of ¼ of an acre and hopes Council takes that into consideration when establishing the law as she would really like to be able to have chickens on her property.

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

1. Parks and Recreation Board Packet for July 19, 2014 received July 23, 2018.
2. Civil Service Meeting Agenda for July 23, 2016 received on July 19, 2018.
3. Notice from the Department of Commerce Division of Liquor Control received on July 23, 2018 reminding the Clerk that all liquor licenses will expire on October 1, 2018 unless a renewal application was filed.
4. Letter from Wendy Hyde of Tobacco 21 received on July 30, 2018 supporting the legislation and requesting removing exemption 527.03.
5. Sustainability Commission Meeting Agenda for August 6, 2018 and the Minutes of July 2, 2018 received on August 2, 2018.

Oral Communications received after the Agenda was published were placed on file in the Clerk's office as follows:

1. Planning Commission Agenda and Staff Report for August 21, 2018 received August 9, 2018.
2. Standing Rock Cemetery Meeting Minutes of August 9, 2018 received August 14, 2018.
3. A letter and articles received from a Mr. John Yeargin, a Suffield Township resident, regarding our "chicken legislation" received on August 13, 2018.

4. Packets to distribute to Council from Ms. Mary Kennely regarding "leaves" received on August 15, 2018.

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

1. Request Council's authorization to accept a donation of \$50 to Kent Fire Department in honor of retired Police & Fire Dispatcher Rita Loftin. (Draft #2018-94)
2. Request Council's authorization to accept a donation of \$50 to the Kent Police Department in honor of retired Police & Fire Dispatcher Rita Loftin. (Draft #2018-98)
3. Request Committee of the Whole time to authorize the new administrative Title VI policy.
4. Request Streets, Sidewalks & Utilities Committee time to receive an update on sidewalk repair and replacement.
5. Request Streets, Sidewalks & Utilities Committee time to consider proposed parking ordinance updates.
6. Request Streets, Sidewalks & Utilities Committee time to receive a staff report on the 2018 Capital Improvement projects.
7. Request Community Development Committee time to receive a report on the progress of the Kent Convention and Visitors Bureau to promote Kent.
8. Request Finance Committee time consideration of updating the City's towing contract rates.
9. Request Finance Committee time for consideration of a proposed 2018 Budget Appropriations Amendment.

MOTION TO APPROVE ITEMS #1 - #9 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Mr. Ferrara. Motion CARRIED by a voice vote of 9-0.

Mr. Ruller informed Council he had given them the incorrect draft copy of his City manager's Report and there were 2 more items that need to be approved:

10. Request Council's Authorization to accept the donation of a 2018 Chevrolet Equinox (Vin#2GNAXJEV3J6351625) from the Portage County Task Force, valued at \$28,975.00.
11. Request Council's authorization of the lien certifications to the County Auditor for non-payment of various utility and mowing charges, citations, and the 2016-2017 annual concrete repair programs

MOTION TO APPROVE THE ADDITION OF ITEMS #10 & #11 TO THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Ms. Rosenberg. Motion CARRIED by a voice vote of 9-0.

STANDING COMMITTEES/ LEGISLATION

COMMITTEE OF THE WHOLE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF JULY 11, 2018 made by Mr. Sidoti, seconded by Mr. DeLeone, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE SPECIAL COMMITTEE MEETING MINUTES OF JULY 18, 2018 AND THE ONE (1) RECOMMENDED ACTION made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

Recommended Action:

1. Authorize adding "In the case of an At-Large Council Person or the Mayor, such petition shall be signed by that number of electors which equals 25% of the total number of votes cast in the City for the President of the United States" to the City's Charter Recall Procedure with an emergency clause.

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF AUGUST 1, 2018 made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE ONE (1) RECOMMENDED ACTION made by Mr. DeLeone, seconded by Ms. Wallach, and CARRIED by a voice vote of 9-0.

Recommended Action:

1. Approve the Updated City's Public Record Policy with an emergency clause.

BALLOTING FOR VARIOUS BOARDS AND COMMISSIONS

Mayor Fiala referred to Clerk Grimm to announce the results of the balloting for the Boards & Commissions vacancies:

- Dennis Saxe For the Architectural Review Board
- No candidate was elected for the Board of Building Appeals as an alternate
- Andrew Roland and Peter Kierstead for the Shade Tree Commission
- Rouven Cyncynatus for the Fair Housing Board
- No candidate was elected for the Storm Water District Review and Appeals Board.

MOTION TO AUTHORIZE DRAFT Nos. 2018-86, 2018-88, & 2018-89 WITH THE APPROPRIATE NAMES INSERTED made by Mr. Amrhein, seconded by Mr. DeLeone, and CARRIED by a voice vote of 9-0.

Draft No. 2018-86: A RESOLUTION APPOINTING DENNIS SAXE TO THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. Kuhar. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-86 made by Mr. Kuhar and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-86: A RESOLUTION APPOINTING DENNIS SAXE TO THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-87 was not read into the record due to lack of an elected candidate for the Board of Building Appeals Alternate.

Draft No. 2018-88: A RESOLUTION APPOINTING ANDREW ROLAND AND PETER KIERSTEAD TO THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-88 made by Mr. Ferrara and seconded by Ms. Shaffer. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-88: A RESOLUTION APPOINTING ANDREW ROLAND AND PETER KIERSTEAD TO THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-89: A RESOLUTION APPOINTING ROUVEN CYNCHYNATUS TO THE FAIR HOUSING BOARD, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-89 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-89: A RESOLUTION APPOINTING ROUVEN CYNCHYNATUS TO THE FAIR HOUSING BOARD, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-90 was not read into the record due to lack of an elected candidate for the Storm Water District Review and Appeals Board.

COMMUNITY DEVELOPMENT COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF AUGUST 1, 2018 made by Mr. Kuhar, seconded by Mr. DeLeone, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE ONE (1) RECOMMENDED ACTION made by Mr. Kuhar, seconded by Mr. DeLeone, and CARRIED by a voice vote of 7-2 with Mr. Kuhar and Ms. Wallach voting "No".

Recommended Action:

1. Authorize the demolition of the house located at 408 Mantua Street with an emergency clause

Draft No. 2018-91: A RESOLUTION AUTHORIZING THE DEMOLITION OF CITY OWNED RENTAL HOUSE LOCATED AT 408 NORTH MANTUA STREET BECAUSE THE PROPERTY IS IN DIRE NEED OF RENOVATION AND WILL BE VERY EXPENSIVE TO KEEP ON THE RENTAL MARKET, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-91 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr.

Sidoti and Mr. Turner. The motion CARRIED by a roll call vote of 7-2 with Mr. Kuhar and Ms. Wallach, voting "No".

ORDINANCE NO. 2018-91: A RESOLUTION AUTHORIZING THE DEMOLITION OF CITY OWNED RENTAL HOUSE LOCATED AT 408 NORTH MANTUA STREET BECAUSE THE PROPERTY IS IN DIRE NEED OF RENOVATION AND WILL BE VERY EXPENSIVE TO KEEP ON THE RENTAL MARKET, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

FINANCE COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF JULY 11, 2018 made by Mr. DeLeone, seconded by Mr. Sidoti, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF AUGUST 1, 2018 made by Mr. DeLeone, seconded by Mr. Kuhar, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE TWO (2) RECOMMENDED ACTION made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 9-0.

Recommended Action:

1. Authorize the 2018 proposed appropriations amendment as submitted with an emergency clause
2. Authorize the settlement of a pending legal matter with an emergency clause

Draft No. 2018-92: AN ORDINANCE AMENDING ORDINANCE NO. 2017-156, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 13, 2017; AS AMENDED BY ORDINANCE NO. 2018-33, PASSED FEBRUARY 21, 2018; AS AMENDED BY ORDINANCE NO. 2018-38, PASSED MARCH 21, 2018; AS AMENDED BY ORDINANCE NO. 2018-51, PASSED APRIL 18, 2018; AND AS AMENDED BY ORDINANCE NO. 2018-71, PASSED JUNE 20, 2018; SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; AND FUND 128, FIRE & EMS; AND SO AS TO DECREASE APPROPRIATIONS IN FUND 301, CAPITAL; AND SO AS TO TRANSFER APPROPRIATIONS WITHIN FUND 201, WATER; AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner and Ms. Wallach. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-92 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-92: AN ORDINANCE AMENDING ORDINANCE NO. 2017-156, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 13, 2017; AS AMENDED BY ORDINANCE NO. 2018-33, PASSED FEBRUARY 21, 2018; AS AMENDED BY ORDINANCE NO. 2018-38, PASSED MARCH 21, 2018; AS AMENDED BY ORDINANCE NO. 2018-51, PASSED APRIL 18, 2018; AND AS AMENDED BY ORDINANCE NO. 2018-71, PASSED JUNE 20, 2018; SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; AND FUND 128, FIRE & EMS; AND SO AS TO DECREASE APPROPRIATIONS IN FUND 301, CAPITAL; AND SO AS TO TRANSFER APPROPRIATIONS WITHIN FUND 201, WATER; AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-93: AN ORDINANCE AUTHORIZING THE SETTLEMENT & RELEASE AGREEMENT BETWEEN THE CITY OF KENT AND TODD GAVRILOFF; AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Kuhar and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-93 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-93: AN ORDINANCE AUTHORIZING THE SETTLEMENT & RELEASE AGREEMENT BETWEEN THE CITY OF KENT AND TODD GAVRILOFF; AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-94: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF \$50.00 TO THE CITY OF KENT FIRE DEPARTMENT IN HONOR OF RETIRED FIRE AND POLICE DISPATCHER RITA LOFTIN, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. Ferrara and seconded by Mr. Kuhar. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-94 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, Mr. Ferrara, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-94: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF \$50.00 TO THE CITY OF KENT FIRE DEPARTMENT IN HONOR OF RETIRED FIRE AND POLICE DISPATCHER RITA LOFTIN, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-95: 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 WATER USE CHARGES, WASTEWATER USE CHARGES, STORM WATER UTILITY CHARGES AND RECYCLING/SOLID WASTE COLLECTION CHARGES, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm per Mayor Fiala's request.

MOTION TO SUSPEND THE THREE READINGS made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-95 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-95: 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 WATER USE CHARGES, WASTEWATER USE CHARGES, STORM WATER UTILITY CHARGES AND RECYCLING/SOLID WASTE COLLECTION CHARGES, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-96: 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 was read by title only by Clerk Grimm 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, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-96 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-96: 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 PASSED as stated by Clerk Grimm.

Draft No. 2018-97: AN ORDINANCE AUTHORIZING THE CERTIFICATION OF NON-PAYMENT OF BILLS FOR RESIDENTS RESULTING FROM THE 2016 AND 2017 ANNUAL CONCRETE REPAIR PROGRAMS, 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 SIDEWALK REPAIRS, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-97 made by Mr. Kuhar and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-97: AN ORDINANCE AUTHORIZING THE CERTIFICATION OF NON-PAYMENT OF BILLS FOR RESIDENTS RESULTING FROM THE 2016 AND 2017 ANNUAL CONCRETE REPAIR PROGRAMS, 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 SIDEWALK REPAIRS, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-98: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF \$50.00 FROM MARY L. "MOE" KENNELEY TO THE CITY OF KENT POLICE DEPARTMENT IN MEMORY OF RETIRED POLICE DISPATCHER RITA LOFTIN, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-98 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-98: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF \$50.00 FROM MARY L. "MOE" KENNELEY TO THE CITY OF KENT POLICE DEPARTMENT IN MEMORY OF RETIRED POLICE DISPATCHER RITA LOFTIN, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-99: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A 2018 CHEVROLET EQUINOX (VIN#2GNAXJEV3J6351625) FROM THE PORTAGE COUNTY TASK FORCE, VALUED AT \$28,975.00, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-99 made by Mr. Kuhar and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-99: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A 2018 CHEVROLET EQUINOX (VIN#2GNAXJEV3J6351625) FROM THE PORTAGE COUNTY TASK FORCE, VALUED AT \$28,975.00, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

HEALTH AND SAFETY COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF JULY 11, 2018 made by Mr. Amrhein, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF AUGUST 1, 2018 made by Mr. Amrhein, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE TWO (2) RECOMMENDED ACTIONS made by Mr. Amrhein, seconded by Ms. Shaffer, and CARRIED by a voice vote of 9-0.

Recommended Action:

1. Authorize having staff bring forward recommended legislation to discuss and modify on urban chickens with an emergency clause.
2. Accept the recommendation of raising the cost to the residents for animal trapping to 50% of the cost to the city and remove commercial properties from using the service, with an emergency clause.

Draft No. 2018-101: A RESOLUTION 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 23, 2019, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, and Mr. Sidoti. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-99 made by Mr. Ferrara and seconded by Mr. Kuhar. On Roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-99: A RESOLUTION 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 23, 2019, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

LAND USE COMMITTEE:

There were no meeting minutes or actions to be approved.

STREETS, SIDEWALKS AND UTILITIES COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF JULY 11, 2018 made by Mr. Sidoti, seconded by Mr. DeLeone, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF AUGUST 1, 2018 made by Mr. Sidoti, seconded by Mr. DeLeone, and CARRIED by a voice vote of 8-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE ONE (1) RECOMMENDED ACTION made by Mr. Sidoti, seconded by Mr. Ferrara, and CARRIED by a voice vote of 9-0.

Recommended Action:

1. Authorize the Better Block Special Event Permit with an emergency clause

Draft No. 2018-100: A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM THE EACH & EVERY GROUP FOR THE NORTH WATER STREET KENT BETTER BLOCK PROJECT TO BE HELD ON SEPTEMBER 29, 2018 IN CERTAIN AREAS OF KENT, AND DECLARING AN EMERGENCY was read by title only by Clerk Grimm 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, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 9-0.

MOTION TO ADOPT DRAFT No. 2018-100 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 9-0.

ORDINANCE NO. 2018-100: A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPROVE A NEW SPECIAL EVENT APPLICATION FROM THE EACH & EVERY GROUP FOR THE NORTH WATER STREET KENT BETTER BLOCK PROJECT TO BE HELD ON SEPTEMBER 29, 2018 IN CERTAIN AREAS OF KENT, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm

SPECIAL COMMITTEE REPORTS: NONE

UNFINISHED BUSINESS: NONE

NEW BUSINESS:

MOTION TO REFER TO ADMINISTRATION AND COMMITTEE TO LOOK INTO HAVING A CITY EMPLOYEE LICENSED FOR ANIMAL CONTROL TRAPPING made by Mr. Kuhar, seconded by Mr. Sidoti.

Mr. Kuhar wanted to make sure we do not lose money on trapping.

Mr. Sidoti compared the \$20 resident costs to the city's cost increasing 500% and there should be better use for the money than paying trappers.

Mr. Kuhar added that the training is not complicated, nor expensive.

Ms. Shaffer commented on how we are supposed to be sending this to committee and not voting now.

MOTION CARRIED by a voice vote of 9-0.

Ms. Wallach asked Mr. Ruller to speak to the owners of Bent Tree Coffee. They has expressed concerns about the City's special event barriers being moved towards Brady Street so they can be included in the events.

Mr. Ruller agreed to speak to Bent Tree Coffee.

MOTION TO PUT THE TOBACCO 21 LEGISLATION BACK INTO COMMITTEE FOR FURTHER DISCUSSION AND TO COME TO A COMPROMISE made by Mr. Wallach, seconded by Ms. Shaffer.

Ms. Wallach feels we need to come to a compromise as we have only heard one side of the story, as evidenced here tonight. We should come at it from both sides.

Ms. Shaffer stated there is more to talk about, been some strange questions about age and lots of little issues. How can we craft better legislation?

Mr. Kuhar is not seeing where the ordinance prevents 18-21 year olds from smoking in public, it only prevents them from purchasing them and feels we need to make an addendum.

Ms. Rosenberg would like to see, before putting back into committee, specific questions addressed first, especially because the Health Department just rolled out their implementation plan today. She would like to see correspondence from affected businesses first before putting into committee.

Mayor Fiala called a POINT OF ORDER due to Mr. Noble, who was seated in the audience, speaking out of turn.

Ms. Shaffer feels we should have opened this up for discussion first because we jumped on one person and their research.

The original vote was 6-3, however, after further clarification by Mayor Fiala asking Mr. Turner of his vote, he determined the voice vote was 7-2.

MOTION CARRIED BY a voice vote of 7-2 as stated by Mayor Fiala. It is inaudible which members voted "No."

MOTION TO DISCUSS IN COMMITTEE OF THE WHOLE THE TOPIC OF VERBATIM MINUTES FOR THE VISITORS PORTION OF THE REGULAR MEETINGS made by Mr. Sidoti, seconded by Mr. DeLeone for discussion purposes only.

Mr. Sidoti stated he has gone through some of the minutes from the issues that have cropped up in our meetings and felt this would be in fairness. He would like the average citizen to read those minutes and actually hear what those people said, not necessarily just an overview. He is not trying to knock the Mayor or the Clerk at all, he just thinks there is a lot of misconception out there because others do not see exactly what people say. He knows it would put a little bit of a strain, but truly believes it would be helpful. "Tara has told us many times that we do not speak loud enough, visitor's ramble all over, but would like them transcribed to the best of our ability and we should have some conversation about it. There may also be things he may not have thought of where verbatim minutes would not be beneficial."

Ms. Wallach asked for clarification if this is for the regular meeting or committee meetings or both.

Mayor Fiala interrupted and said "yes, public input."

Ms. Wallach asked again "So during committee meetings?"

Mr. Sidoti stated "I hadn't thought about that; but would assume that that would be correct also."

Ms. Wallach expressed how "That would be unreasonable, but in front of Council at regular meetings maybe."

Mr. Sidoti stated he will stick with his original motion.

Mr. DeLeone disagreed, and "wondered about some of the comments we have had from some people that don't agree with the way they may have said their comment and the way it is reflected in the minutes."

Ms. Shaffer stated "this might be OK to talk about, but people do not necessarily want to read exactly verbatim what they said before us in Council. I know that I do not want to read what I myself have said verbatim complete with all the "uh's", "ands", "ums", the disjointed sentences, and side bar conversations. It would be interesting for Council to have a sample to review in advance, to see what that would look like."

Clerk Grimm asked for permission to speak.

Mayor Fiala granted permission, then revoked it when Mr. Ferrara interrupted about there being a motion on the floor.

Ms. Rosenberg asked "if it were possible instead of doing verbatim, to do a greater detail, is there a gradient?"

Mayor Fiala reminded Council again that there was a motion on the floor to either put it in committee or vote against it.

Mr. Kuhar asked "if with Mr. Sidoti's motion for verbatim talk, couldn't we just archive the audio tape, to be used upon request? Could I amend the motion?"

Ms. Wallach added "that is why we are putting it into committee."

Mr. Kuhar didn't realize the motion was to put into Committee and not to decide now.

Mr. Sidoti interjected that "we are having a committee meeting here and that's not what..." The rest of Mr. Sidoti's statement is inaudible from laughter and talk over.

MOTION CARRIED by a voice vote of 7-2 as stated by Mayor Fiala. It is inaudible which members voted "No."

COUNCILMEMBERS' COMMENTS:

Ms. Wallach commented how "the intersection of School and N. Water is looking pretty darn good, much better than it did. Nice job on that one." She also stated how Kent was mentioned in the last AARP magazine as one of the places for retirees to settle and was because of clean water and clean air. The rest of her comments were inaudible from laughter and crosstalk.

Mr. Sidoti commented on how he has heard from a few people about the great job our City employees are doing on W> Main St., even though it is the Stat's job to fix that portion of the road. It is a "miracle" even with them having to deal with the safety issues with all the crazy drivers out there.

Ms. Shaffer added how she "was moved today to call Jim Bowling because I travel Summit Street now on my way to work and now I can drive on my way back from work as well, and I just think that we have taken a place that was set down in the middle of a corn field and made it into a city scape and it is beautiful. Especially the roundabout. She congratulated Mr. Bowling, Council, the University and others involved in the long process of revitalizing Summit Street. "It is beautiful... and fabulous."

Ms. Wallach asked Chief Lee is she could talk to Ms. Durkalski about her problem, instead of in front of Council at meetings.

Chief Lee replied "Yes, I will."

MAYOR'S REPORT:

Mayor Fiala requested a motion to destroy the ballots.

MOTION TO DESTROY THE BALLOTS AFTER 30 DAYS made by Mr. Ferrara, seconded by Mr. DeLeone. The motion CARRIED by a voice vote of 9-0.

Mayor Fiala requested a vote for when Council would like to hold the upcoming Democracy Day on October 4th at 5:00 p.m. or before committees.

Clerk Grimm stated Mayor Fiala had misspoken. She reminded Council how last year Council's consensus was to hold it the same evening as Council Committee Meetings and that Council had the following options:

1. A separate meeting night Thursday, October 4, 2018 at 6:00 p.m. ; or
2. Wednesday, October 3, 2018 at 6:00 p.m. prior to the Committee Meetings

Mr. DeLeone asked Clerk Grimm how long the Democracy Day meeting lasted last year.

Mayor Fiala replied "the first one, he wasn't here. Jack took care of it."

Mr. DeLeone asked Clerk Grimm again about just the last meeting.

Clerk Grimm stated "the first meeting was an hour, the second meeting was 32 minutes."

Mayor Fiala interrupted Clerk Grimm's answer to Mr. DeLeone stating "Wait a minute Tara, I have the floor. It wasn't that much. It's up to, it's your choice"

Mr. Ferrara asked for clarification "so it would be the 3rd or the 4th, the 3rd being the Wednesday?"

Mayor Fiala replied "yeah, the 3rd is the committee meeting. Do you want it on the same night or do it the next night on the 4th?"

Mr. Ferrara stated "I prefer the 3rd. Let's get a consensus."

Ms. Wallach "Same night."

Ms. Shaffer "Yep, same night."

Mr. DeLeone "same night."

MOTION TO AUTHORIZE DEMOCRACY DAY TO BE HELD WEDNESDAY, OCTOBER 3, 2018 AT 6:00 P.M. PRIOR TO COUNCIL COMMITTEE MEETINGS made by Mr. DeLeone, seconded by Mr. Ferrara. The motion CARRIED by a voice vote of 9-0.

Mayor Fiala then asked to congratulate Clerk Grimm for her honor tonight. He also stated there would not be an Executive Session.

Mayor Fiala adjourned the meeting at 8:48 p.m.



Tara Grimm, MMC
Clerk of Council



Jerry T. Fiala
Mayor and President of Council

ATTACHMENT #1

Good evening,

I'm Sharon Cassler, Clerk of Council in the City of Cambridge and Past President of the Ohio Municipal Clerks Association and the International Institute of Municipal Clerks.

IIMC was founded in 1947, and is a professional association with more than 14,000 members in the US, Canada and 15 other countries. Our primary goal is to actively promote the continuing education and professional development of municipal clerks through extensive education programs, certification, recertification, publications, networking, annual conferences and research. IIMC also engages in municipal research administration, enhances critical professional skill development and fosters a spirit of mutual assistance and good fellowship among municipal clerks around the globe. IIMC is governed by a 26-member Board of Directors.

The Master Municipal Clerk (MMC) designation is one of the two professional designations granted by IIMC. To qualify for entrance into the Master Municipal Clerk Academy (MMCA), which prepares our participants for achieving the MMC status, one must have earned the designation of Certified Municipal Clerk (CMC). To earn the CMC designation, a Municipal Clerk must attend extensive education programs. The designation also requires pertinent experience in a municipality. The program prepares the participants to meet the challenges of the ever changing role of the Municipal Clerk by providing them with quality education in partnership with institutions of higher learning.

The MMCA is an advanced continuing education program that gives participants skills and knowledge to perform more complex municipal duties. The program has an extensive and rigorous educational component, a professional and social contributions component, and a commitment to lifelong learning. The Academy members must demonstrate that they have actively pursued educational and professional activities and have remained informed of current socio-political, cultural, and economic issues that affect local governments and municipalities.

It is with great pleasure that I stand before you tonight to officially present your Clerk, Tara Grimm, with her Master Municipal Clerk designation. After a long journey of many years and many hours of seminars, conferences and institutes, she has reached this pinnacle, an achievement that very few Clerks are able to accomplish. Out of over 14,000 IIMC members, she is one of only 1,328 MMC's worldwide and here in Ohio, there are only 46 MMC's. Although the ranks of Master Municipal Clerks are very small, MMC's are obviously very highly self-motivated individuals, and therefore very valuable not only to their communities but also to our profession.

Tara – I commend you for your hard work, your perseverance and especially for your dedication to the continuing pursuit of knowledge and your commitment to Lifelong Learning. As I'm sure you are aware – the journey never ends.

Congratulations my friend.

8/15/18

To Kent City Council

Serious rental harassment - *in earnest harassment as of Nov., 2017*

My family member learned she was compromised on Craig's List with name, address, phone, facebook, picture of her home, listed disparaging fake information about her. The harasser gave a cry for help in anyway against my family member. This family member is my daughter. She has tried to handle this fiasco on her own and with the police, but I later became involved. She is the kind of daughter who wants to handle her problems herself.

My daughter discovered that a new acquaintance was good friends with the harasser. The harasser turned out to be a divorced, bankrupt, mother of four. My daughter happened to have unknowingly had few dates with the harasser's ex-husband. She was even harassed with phone calls and messaging and on facebook. My daughter had to get a new phone number.

Shocked my daughter took down the listing on Craig's List immediately. Went to the police, but could not help now since that the listing was taken down. The officer, John Gorsmen, took her account and said keep him informed.

The harasser showed up on her street in front of her home to verbally harass with her four children around her, even coming on the daughter's property. After informing the police again in person, the officer told her to get a security camera and get video of these details and filed a restraining order for trespassing on her property. My daughter acted immediately getting the security camera. The officer told my daughter that the trespassing charges would not be enough to hold the harasser responsible for the Craig's List incident, but it can cause great, uncomfortable, personal upheaval. The harasser could get 30 days in jail.

The harasser and family then moved down my daughter's street from Stow. Now the harassment continued in earnest, every day and every evening. The police informed the harasser of the report filed against her, and she was to halt her actions, and she could be taken to court on trespassing chargers. The harasser did not follow the police advice. The harasser is a good, single. Catholic woman and children who go to Holy Name Church in Stow. She is not doing anything wrong with this woman; she wouldn't do something like that. That was her story. My daughter had also called the police to end and to stop her behavior. The harasser was spoken to at that time by the police.

One evening, I was at my daughter's home weeding because she was out of town, and I was greeted by a young woman. I presumed that she was a new neighbor that moved beside my daughter's home, and she came by to say hello. The woman seemed pleasant enough talking later said that she had me, my husband and the rest of my daughters and their families checked out, and they seemed acceptable to her. I wondered what in the world is going on here. It was her on my daughter's property again going on and on about that she was my daughter's good friend, etc. I asked her to leave, and she continued to talk about herself, not listening to my serious words. Finally she departed with words and antics when certain neighbors came out of their homes to look at this woman. The neighbors were informed by my daughter to alleviate any misconceptions.

ATTACHMENT #2

That Friday, my daughter and I arrived at the police station to have me file a signed statement of the events. My daughter proceeded to have the harasser brought to court for trespassing with videos and statements for definitive proof. It is a number 4 misdemeanor and possibly 30 days in jail.

I am sorry to say the harasser continued to harass from the sidewalk in front of my daughter's home, from the middle of the street in front of her home, and the opposite sidewalk in front of her home with her four children around her. She used her cell phone repeatedly to talk loudly about my daughter, and how terrible she was destroying her family, very clearly for all to hear. Who exactly exhibits that kind of behavior in a public neighborhood and with young impressionable children? It was highly disturbing and emotionally embarrassing for my daughter much less her neighbors. Her neighbors like and help my daughter on occasion. My daughter's home was formerly a rental and a drug house in the past. To say her neighbors like her is an understatement. She has not abused her good fortune for the seven years she has owned her home there.

The court date approached in July, and it was postponed by her lawyer until next month, August, 2018. The policeman, John Gorsmen, who has her case, informed my daughter that the harasser has a serious number 1 misdemeanor against her with her court date in Stow that could garner her up to 180 days in jail. She is also being sued by her ex-husband for custody of the children.

The harasser finally stopped her verbal abuse in front of my daughter's home. My daughter supposes that her lawyer discovered and imparted to the harasser that she was on video, lots of videos and documented. The evenings and weekends have been quieter since that revelation. Although, whenever this woman travels up and down the one way street, she still makes an innocent-like effort staring at my daughter's house, my daughter and myself. The harasser was caught again on video. The harasser does not want to settle this out of court.

My daughter does not want her to go to jail because she is the mother of four young children. My daughter wants her to get intense therapy and counseling for a much longer, extended period of time. I believe this woman will fake her way through the process. The harasser believes she is very intelligent and clever. She needs very, long term help. Good chance my daughter needs a protection order against the harasser.

My larger question to this serious, personal, family situation is that since this woman (the harasser) and her family lives in a rental on West Grant Street, will this complicated series of police violations from Kent and neighboring Stow and maybe other places, be enough to instruct the renter owner to vacate her from this residence. This situation is extremely complicated and serious. I realized the tattoo parlor at the corner of town was forced to vacate because of felony drug charges. This harasser's charges and other charges from neighboring cities when compiled together are very harmful to all individuals she is around. She does not know how to stop her behavior and act in a correct social manner for citizens of Kent.

Thank you for your time.

Anne Durkalski
319 Riverside Ct.
Kent, OH 44240
330-678-9412

ATTACHMENT #3

Jason Noble

Thu, Aug 30,
2:41 PM (5 days
ago)

to me

Hi Tara!

My apologies for not replying sooner. Your reply was lost in my spam folder.

I am pasting the contents below. Hopefully you are able to copy and paste as needed. Please let me know if this doesn't work or if you would prefer a different format.

Thanks!

Jason

Jason Noble
Owner,
Groove Vape & Glass
Groove-E-Juice, LLC

Shop: 330-990-2731
Cell: 330-922-5906
jason@grooveejuice.com

Ladies and Gentlemen of the Council, and Mr Mayor. My name is Jason. Im a local business owner. I own Groove (affectionately known as Groove-E-Juice) and Kent Clothing Company. You all know exactly where we are located as there is a giant 20 foot Joe Walsh mural on our second floor exterior wall on top of Water Street Tavern and next door neighbors with the Firefly hookah lounge. I've lived in the city of Kent for 7 years and just last year bought a home to plant my roots here.

Having been a slave to Camel Cigarettes and the RJ Reynolds corporation as a smoker for 18 years, I was more than elated when I discovered electronic cigarettes in 2009. I hated smoking. I hated what it was doing to me physically. The sick feeling. The smell.

Seven years ago I put out the last cigarette I ever smoked. I realized I was on to something. Electronic cigarettes were the future. This was the solution I have been looking for for so long, no nasty gum, no pills advertised with Side effects such as thoughts of suicide. Rather, something tasty, something that satiates the craving, so to speak. I knew I could help others quit smoking as well.

I created Groove-E-Juice, the first Vape Shop in Kent, inside of my photography studio, Noble Images, on the top floor of the Pufferbelly in 2012.

ATTACHMENT #3

My mission was simple. Help as many people quit their addiction to cigarettes as possible, and to bring a shop to Kent that has that groovy vibe that stands out and brings a little bit of the funky and retro back to Kent.

Nearly 7 years later, My team and I have helped literally thousands of residents and northeast ohioans quit smoking cigarettes. I am damn proud of that fact. We start the smoker with an appropriate nicotine base in our liquids and then taper them down to nicotine free at their own pace. It works. It helps. Time and time again. We see it every single day.

Vaporizers and electronic cigarettes are often shown in negative light in the media but I implore you consider seeing the vaporizer industry as I do. I believe it is an incredibly helpful smoking cessation device and it is helping thousands upon thousands of people every year get off cigarettes and pursue a healthier lifestyle.

Like my cardiologist told me when I asked him about vaping, "I don't see anything wrong with it. Anytime you're not smoking a cigarette, its a good thing."

My company has been on a mission for years now to do good for the community by decreasing tobacco use and helping those that want to be helped, quit smoking cigarettes. And we're doing it!

As Mr Zuckerman mentioned, we have done and are continuing to complete every single item to comply with the increasing federal guidelines set forth within the electronic cigarette industry. Experts say that by 2022, the vapor industry will be nothing but the devices like the juul and the Blu that you currently see in gas stations. This will be the result of money and politics, the FDA pushing guidelines and fines so big that it hands the industry back to the only people that can afford it in the first place: Big tobacco.

With that burden on the horizon for my shop and my industry, it is important to grow and transition, and that is what we have started last year. We are currently expanding and transitioning from just a vapor shop to house everything from bath bombs to hemp lotions to vinyl records, as well as the entire line of t-shirts and home of the Kent Clothing Company.

We are successful because we engage within the community of Kent. We plant the peace sign in the flowers every year where the welcome to Kent sign is on main and haymaker. We recently sponsored an adult softball league. We are locals and our customers become our friends. Our community. Much of our community, however, are the students of KSU.

Up to 40% of our daily walk ins, in fact. A majority of which are under 21. Including Kent students and residents employed at my shop. Which leads me to wonder, as well as my employees wishing for me to ask you on their behalf: will they still have jobs come October?

We do have several questions for you so that we know how to abide properly by the new laws set into place. We only ask that we receive fair treatment.

ATTACHMENT #3

We respectfully ask for a member of council or the proper enforcing agency to visit us sometime at our shop to go through the hundreds of items we offer to verify whether or not we can sell our products to specific age groups.

Let me be clear. We are just as upset as you are about the increasing epidemic of vapors in the middle and high schools. We hate it just as much as you do. We understand your position and we don't want to see our products, or any vaporizer in the hands of the underage either.

The solution, however, is not to limit only half of what we residents know as Kent to an age where they can go to half of the stores and still buy cigarettes change the smoking law to 21, as it currently stands. The solution is rather to EDUCATE, starting from the parents at HOME, as well as enforcing proper carding at establishments that offer similar and often inferior products.

We at Groove are notorious for carding. We have to. We already have the FDA making sure of that.

We applaud what council did for our neighbors as an understanding move in helping their local community and understanding their customers cultural needs, however they are literally next door to us, sending mixed messages and confusion amongst everybody affected.

Think of it this way.

An equivalent example would be like raising the alcohol purchase age to 25, but for only downtown establishments that sell alcohol to be consumed both on and off premises.

...But the bar next door can serve to 21 and up.

Companies like the first would risk losing their regular customers and potentially go out of business as they watch their patrons...who are deemed underage to purchase... go to the bar next door and buy drinks all night long until they can no longer function.

Its likely that Ohio will be making the 21 a law in the future as well, following suit with California and the like. And we are okay with that.

We ask that the City of Kent consider waiting until its passed on a state level so it can be properly and efficiently regulated.

We are only asking for a fair shot.

We ask that you please include all businesses in Kent under the new law.

Don't pick and choose based on a map.

Please don't put a target on our back and seek to put local shops out of business, putting local residents out of work, knowing that they are held by law to refuse service while we watch our

ATTACHMENT #3

friends and regulars go to a shop 2 minutes down the road: even closer to the epicenter of the population they wish to prohibit.

We are the experts on this topic within the city and see ourselves as a valuable asset to the community in aiding residents in understanding the vaping community and work with them to help make sure that they are staying out of the hands of underage persons.

We are an ally with you on this.

We are an asset to the community of Kent.

Please understand that We are not the enemy...

We only ask for fair treatment.

Thank you for your time and consideration.