THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, FEBRUARY 21, 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, and Ms. Tracy Wallach.

ALSO PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Mr. Eric Fink, Assistant Law Director; Ms. Bridget Susel, Community Development Director; Mr. Tom Wilke, Economic Development Director; Mr. David Coffee, Finance Director; Ms. Melanie Baker, Public Service Director; and Ms. Tara Grimm, CMC, Clerk of Council.

ABSENT: Mr. Robin Turner.

Mayor Fiala called upon Councilmember Amrhein for his opening remarks. Mr. Amrhein did not have any opening remarks but invited Cub Scout Chase Williams from Troop 252 to lead us in the Pledge of Allegiance.

MOTION TO EXCUSE MR. TURNER FROM TONIGHT'S MEETING made by Mr. DeLeone, seconded by Mr. Sidoti and CARRIED by a voice vote of 8-0.

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES OF THE COUNCIL WORK SESSION #1 OF JANUARY 17, 2018; COUNCIL WORK SESSION #2 OF JANUARY 17, 2018; REGULAR CITY COUNCIL MEETING OF JANUARY 17, 2018; SPECIAL CITY COUNCIL MEETING OF FEBRUARY 7, 2018; AND PUBLIC HEARING MINUTES OF FEBRUARY 7, 2018 made by Mr. Amrhein, seconded by Mr. Kuhar, and CARRIED by a voice vote of 7-0-1 with Ms. Wallach abstaining.

COMMUNICATIONS:
Mayor Fiala called for audience comments. There was one visitor.

Mr. Christopher Myers of 220 E. Elm Street, Kent gave an oration on the destruction of public records.

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

1. New start time of 5:30 p.m. for the Parks & Recreation Committee Meeting on February 22, 2018
2. Standing Rock Cemetery Meeting Minutes of January 11, 2017 received January 29, 2018.
3. Clerk of Council received 3 letters from Ms. Melissa Long regarding her interest in future vacancies for the Parks and Recreation Board, Planning Commission and Ward 1 or At-Large Council received January 29, 2018.
4. Council's Electronic Filing Reminder for their 2017 Financial Disclosure Statements with the Ohio Ethics Commission received January 29, 2018. Filing Deadline is May 15, 2018.
5. Five (5) Notifications of Public Notice by the Ohio EPA:
    (1) Application for Anti-degradation Project at Willow Bay Campground received January 29, 2018.
    (2) Receipt of 401 Application by Brimfield Township Ohio (Lot 2) LLC received February 1, 2018.
    (3) Receipt of 401 Application by Hawthorne of Aurora, LLC received February 6, 2018.
    (4) Final Issuance of Certification for the ODOT – POR Full Service Facility in Rootstown

received February 6, 2018.

(5) National Pollutant Discharge Elimination System (NPDES) Permit to Discharge to State Waters

6. Civil Service Meeting Agenda for January 22 received January 18, 2018.
7. Board of Zoning Appeals Approved Minutes of November 20, 2017 and December 18, 2017 received January 23, 2018.
8. Sustainability Commission Agenda for February 5, 2018 and Minutes from January 8, 2018 received February 2, 2018.
9. Solid Waste Policy Meeting Minutes from January 24, 2018 and February 23, 2017 received February 7, 2018.
10. Health Board Meeting Agenda for February 13, 2018, Minutes from the December 12, 2017 Meeting and Statistical reports from December 2017 and January 2018 received February 8, 2018.
11. Planning Commission Agenda for February 20, 2018 received February 13, 2018.

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

1. A cut-out of an ad from the Record Courier received from Ms. Melissa Long postmarked February 13, 2018 received on February 15, 2018.
2. Parks and Recreation's February 22, 2018 Board packet received February 21, 2018.

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

1. Request Council's authorization to accept a donation in the amount of $800 for the Kent Fire Department for the purchase of new fitness equipment from Dr. Shimmel of Stow-Kent Chiropractic Clinic. (Draft #2018-30)

2. Request Council's authorization to accept a $200 donation from Amy Craft to Kent Parks and Recreation for a flowering dogwood to be planted in memory of her husband Chris S. Craft. (Draft #2018-32)

3. Request Council's authorization to accept a $1,650 donation from the Kent Rotary Foundation to be used by Kent Parks and Recreation to administer a Nutrition Education Program in the Kent Parks and Recreation summer camps for children. (Draft #2018-31)

4. Request Council's authorization for the reappointment of Howard Boyle to the Parking Action Committee. (Draft #2018-28)

5. Request Committee of the Whole time to authorize a Resolution affirming Kent's intent to be a Compassionate City and to declare April "Compassionate City Month" as part of the international April campaign.

6. Request Streets, Sidewalks and Utilities Committee time to consider a request from Jim Bowling to submit a funding application for a traffic safety improvement project on N. Water Street.

7. Request Streets, Sidewalks and Utilities Committee time to review the bids received for the Citywide trash services.

8. Request Land Use Committee time to consider a affirming the proposed State Bike Route (SBR 70) designation for the portion of SBR 70 that cuts through Kent along the Portage Hike and Bike Trail as requested by the Ohio Department of Transportation.

9. Request Land Use Committee time to consider a Memorandum of Understanding with Kent State University for the study and implementation of East Main Street corridor improvements.

10. Request Land Use Committee time to receive an update from the members of the Sustainability Commission on their progress with the development of the Climate Action Plan.

11. Request Community Development Committee time for presentation of the proposed 2018 CDBG Action Plan.

12. Request Finance Committee time for consideration of a 2018 Budget Appropriations Amendment.

MOTION TO APPROVE ITEMS #1 - #12 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Mr. Ferrara. Motion CARRIED by a voice vote of 8-0.

STANDING COMMITTEES/ LEGISLATION

COMMITTEE OF THE WHOLE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF FEBRUARY 7, 2018 made by Mr. DeLeone, seconded by Mr. Sidoti and CARRIED by a voice vote of 7-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE EIGHT (8) RECOMMENDED ACTIONS made by Mr. DeLeone, seconded by Mr. Kuhar, and CARRIED by a voice vote of 8-0.

Recommended Actions:

1) Approve removal of Item Nos. S 3, 5, 6, 7, 10, 11, 13, 15, 16, 17, 18, and 22 from Council's pending list
2) Approve removal of Item Nos. 1 & 2 on the Finance Committee's pending list
3) Approve removal of Item no. 1 on the Health and Safety committee pending list
4) Approve removal of Item no. 1 on the Land Use committees pending list
5) Authorize the Clerk to add background check disclosure language to the Boards and Commissions application
6) Approve the Standing Rules of Council as submitted by the Clerk
7) Approve the Clerk of Council's job description as submitted by the Clerk
8) Approve the update to "Public Meetings" postings in codified ordinances section 107.02 as submitted by the Clerk and add disclosure for updates and amendments to the bottom of agendas

Draft No. 2018-28: A RESOLUTION APPOINTING HOWARD BOYLE TO THE PARKING ACTION COMMITTEE, 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, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-28 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 7-0-1 with Ms. Wallach abstaining.

RESOLUTION NO. 2018-28: A RESOLUTION APPOINTING HOWARD BOYLE TO THE PARKING ACTION COMMITTEE, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-29: AN ORDINANCE AMENDING SECTION 107.02(f) OF ORDINANCE 2016-18, CODIFIED IN SECTION 107.02(f) OF THE KENT CODIFIED ORDINANCES TO REFLECT CURRENT

PRACTICE, 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, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-29 made by Mr. DeLeone and seconded by Mr. Ferrara. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION NO. 2018-29: AN ORDINANCE AMENDING SECTION 107.02(f) OF ORDINANCE 2016-18, CODIFIED IN SECTION 107.02(f) OF THE KENT CODIFIED ORDINANCES TO REFLECT CURRENT PRACTICE, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

COMMUNITY DEVELOPMENT COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF FEBRUARY 7, 2018 made by Mr. Kuhar, seconded by Mr. DeLeone and CARRIED by a voice vote of 7-0-1 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 8-0.

Recommended Actions:

1) Authorize staff to identify necessary code amendments to operationalize the parking recommendations as submitted and declaring an emergency.

FINANCE COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF FEBRUARY 7, 2018 made by Mr. DeLeone, seconded by Mr. Sidoti and CARRIED by a voice vote of 7-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE ONE (1) RECOMMENDED ACTION made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0.

Recommended Action:

1) Authorize the 2018 proposed appropriations amendment as submitted with an emergency clause

Draft No. 2018-30: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $800.00 TO THE CITY OF KENT FIRE DEPARTMENT FROM STOW-KENT CHIROPRACTIC CLINIC, INC., TO BE USED FOR EXERCISE EQUIPMENT, 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, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-30 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Sidoti, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-30: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $800.00 TO THE CITY OF KENT FIRE DEPARTMENT FROM STOW-KENT CHIROPRACTIC CLINIC, INC., TO

BE USED FOR EXERCISE EQUIPMENT, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-31: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $1,650.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM THE KENT ROTARY FOUNDATION FOR A NUTRITION EDUCATION PROGRAM IN THE 2018 SUMMER CAMPS, 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, and Mr. Sidoti. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-31 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 Ms. Wallach. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-31: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $1,650.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM THE KENT ROTARY FOUNDATION FOR A NUTRITION EDUCATION PROGRAM IN THE 2018 SUMMER CAMPS, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-32: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $200.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM AMY CRAFT FOR A FLOWERING DOGWOOD TO BE PLANTED AT STONEWATER PARK IN MEMORY OF HER HUSBAND CHRIS S. CRAFT, 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, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-32 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-32: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $200.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT FROM AMY CRAFT FOR A FLOWERING DOGWOOD TO BE PLANTED AT STONEWATER PARK IN MEMORY OF HER HUSBAND CHRIS S. CRAFT, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-33: AN ORDINANCE AMENDING ORDINANCE NO. 2017-156, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 13, 2017, SO AS TO INCREASE APPROPRIATIONS IN FUND 120, REVOLVING HOUSING; FUND 122, DRUG LAW ENFORCEMENT; FUND 128, FIRE & EMS; FUND 201, WATER; FUND 202, SEWER; FUND 208, STORM WATER; AND FUND 301, CAPITAL; AND SO AS TO INCREASE OPERATING TRANSFERS FROM FUND 116, INCOME TAX TO FUND 301, CAPITAL; AND FROM FUND 116, INCOME TAX TO FUND 303, POLICE FACILITY; AND FROM FUND 001, GENERAL TO FUND 106, PARKS AND RECREATION; 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, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Ferrara. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-33 made by Mr. Ferrara and seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer Mr. Sidoti, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar. The motion CARRIED by a roll call vote of 8-0.

ORDINANCE No. 2018-33: AN ORDINANCE AMENDING ORDINANCE NO. 2017-156, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 13, 2017, SO AS TO INCREASE APPROPRIATIONS IN FUND 120, REVOLVING HOUSING; FUND 122, DRUG LAW ENFORCEMENT; FUND 128, FIRE & EMS; FUND 201, WATER; FUND 202, SEWER; FUND 208, STORM WATER; AND FUND 301, CAPITAL; AND SO AS TO INCREASE OPERATING TRANSFERS FROM FUND 116, INCOME TAX TO FUND 301, CAPITAL; AND FROM FUND 116, INCOME TAX TO FUND 303, POLICE FACILITY; AND FROM FUND 001, GENERAL TO FUND 106, PARKS AND RECREATION; AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

HEALTH AND SAFETY COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF FEBRUARY 7, 2018 made by Mr. Amrhein, seconded by Mr. DeLeone and CARRIED by a voice vote of 7-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE ONE (1) RECOMMENDED ACTION made by Mr. Amrhein, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0.

Recommended Action:

1) Authorize the MOU contract between the City of Kent and the City of Tallmadge with an emergency clause

Draft No. 2018-34: A RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO THE KENT-TALLMADGE LAW ENFORCEMENT SHOOTING RANGE AGREEMENT, 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, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-34 made by Mr. Ferrara and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Sidoti, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-34: A RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO THE KENT-TALLMADGE LAW ENFORCEMENT SHOOTING RANGE AGREEMENT, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

***LAND USE COMMITTEE*:** NONE

STREETS, SIDEWALKS AND UTILITIES COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF FEBRUARY 7, 2018 made by Mr. Sidoti, seconded by Mr. DeLeone and CARRIED by a voice vote of 7-0-1 with Ms. Wallach abstaining.

MOTION TO APPROVE THE TWO (2) RECOMMENDED ACTIONS made by Mr. Sidoti, seconded by Mr. Ferrara, and CARRIED by a voice vote of 8-0.

Recommended Action:

1) Authorize the water line tie-in for the new Raising Cane's with an emergency clause
2) Authorize the 2018 Main Street Kent events road closures with early road closure signs, with an emergency clause

Draft No. 2018-35: A RESOLUTION AUTHORIZING THE WATER TAP-IN FOR RAISING CANE'S OF OHIO AT 1801 EAST MAIN STREET, OUTSIDE THE CITY 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": 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 8-0.

MOTION TO ADOPT DRAFT No. 2018-35 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 Ms. Wallach. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-35: A RESOLUTION AUTHORIZING THE WATER TAP-IN FOR RAISING CANE'S OF OHIO AT 1801 EAST MAIN STREET, OUTSIDE THE CITY OF KENT, AND DECLARING AN EMERGENCY. PASSED as stated by Clerk Grimm.

Draft No. 2018-36: A RESOLUTION AUTHORIZING EXPANDED STREET CLOSINGS FOR MAIN STREET KENT'S ART AND WINE FESTIVAL, OKTOBERFEST, AND WIZARDLY WORLD OF KENT, TO BE INCLUDED IN ITS PERMIT FOR EACH EVENT BEGINNING IN 2018 AND CONTINUING THEREAFTER, 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 Ms. Shaffer and seconded by Mr. Ferrara. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0.

Ms. Wallach asked for clarification if this Resolution included her request of the 48 hour notice to the residents of street closures.

Clerk Grimm reminded Council how at the last Committee Meeting, Chief Lee stated she could bump up the required 24 hour notice to 48 hours for all events as Ms. Wallach requested.

MOTION TO AMEND DRAFT NO. 2018-36 TO ADD LANGUAGE REQUIRING 48 HOURS NOTICE OF EVENT STREET CLOSURES TO ALL RESIDENTS made by Ms. Wallach, seconded by Mr. DeLeone. Motion CARRIED by voice vote 8-0.

Ms. Wallach was concerned about resident who have complained with being late for various appointments downtown because they were unaware of the street closures.

Mayor Fiala understood Ms. Wallach's concerns and reminded Council that street closure permits are required to go around and have neighbors sign the permit so they are aware.

Ms. Wallach stated this is for all residents of Kent.

MOTION TO ADOPT DRAFT No. 2018-36 AS AMENDED made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Ferrara, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-36: A RESOLUTION AUTHORIZING EXPANDED STREET CLOSINGS FOR MAIN STREET KENT'S ART AND WINE FESTIVAL, OKTOBERFEST, AND WIZARDLY WORLD OF

KENT, TO BE INCLUDED IN ITS PERMIT FOR EACH EVENT BEGINNING IN 2018 AND CONTINUING THEREAFTER, AND TO PROVIDE 48 HOUR NOTIFICATION OF THE STREET CLOSINGS TO ALL RESIDENTS, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

SPECIAL COMMITTEE REPORTS: NONE

UNFINISHED BUSINESS:

Mr. Sidoti referred to Item #5 of the City Manager's report requesting Committee of the Whole time and feels Administration has been working hard on the One Kent Initiative We need to begin the discussion of finding the funding for someone to perform the real leg work. Mr. Sidoti prefers someone not related to the City. For transparency purposes, it is now time to hire someone part-time or under contract to perform the small focus groups and gathering of information. We need to have Committee discussion so we can give direction to the City Manager as to what we would support. He'd like to see us have Committee of the Whole time to discuss the details.

Ms. Shaffer asked if Mr. Sidoti is making this a Motion.

Mr. Sidoti said he is thinking about it, then said yes, I'd like to make it a Motion and Ms. Shaffer seconded a Motion.

Mayor asked for comments on the Motion from Mr. Sidoti, then Ms. Shaffer.

Mr. Sidoti commented on how he brought all of his information from October 2016. He complimented Mr. Ruller on keeping the One Kent Initiative committee updated since then. We made a commitment and it is time that we move forward and he can't think of a better time than when we are celebrating in April "Compassionate City Month". It is a part of our Initiative, but a big, critical part is hearing from our citizens. Having an independent person go out into the community and hold these focus groups and begin to get a picture of what our community is sets the stage for our next Strategic Plan. The time is right, we have laid the groundwork for 2 years and need to give direction to our Administration.

Ms. Shaffer stated she is also on the subcommittee exploring possibilities for being a Compassionate City and the One Kent Initiative. She supports Mr. Sidoti's Motion, except for the part about "focus groups". She is not sure she wants them called that.

Clerk Grimm asked Mr. Sidoti to clarify his actual Motion.

MOTION TO MOVE FORWARD THE COMMITTEE OF THE WHOLE DISCUSSION TO DIRECT ADMINISTRATION TO EXPLORE THE HIRING OF AN INDEPENDENT PERSON TO SOLICIT INPUT FROM OUR COMMUNITY FOR THE ONE KENT INITIATIVE made by Mr. Sidoti, seconded by Ms. Shaffer. Motion CARRIED 8-0.

Ms. Shaffer again supports Mr. Sidoti and feels we need to move forward into the community. This was never meant to be just a Council matter.

Ms. Wallach questioned if we need to put this into Committee first, or if that was all part of Ms. Sidoti's Motion since we do not thoroughly discuss items during New Business.

Ms. Sidoti stated, yes, it was part of his Motion.

NEW BUSINESS:

MOTION TO REFER TO THE COMMITTEE OF THE WHOLE A DISCUSSION ON REVIEWING THE PUBLIC RECORDS POLICY RELATING TO THE STORAGE OF RECORDS made by Ms. Shaffer, seconded by Ms. Wallach.

Ms. Shaffer believes we are not doing anything wrong here. There has been some allegations and it is important for Council to really understand our policies and review the policies every so often to ensure they are keeping with the times.

Clerk Grimm called to Council's attention that today the newly approved Records Retention Policy was received by Sandy Lance, which was approved by the Ohio Historical Society, their Archivist coordinator and the State Auditor.

Ms. Ferrara asked for a Point of Order as a Motion is on the floor awaiting to be seconded.

Mayor Fiala reminded Mr. Ferrara the Motion was already seconded by Ms. Wallach.

Mr. Ferrara felt no one could speak to the Motion.

Clerk Grimm reminded Council, a similar Motion was made and already DENIED twice by both Ms. Wallach and Mr. Kuhar.

Mayor Fiala asked if this is part of Robert's Rules.

Clerk Grimm responded, yes it is.

Ms. Wallach stated she thought the question is to just talk about current policy, not to change anything.

Mayor asked for clarification by Ms. Shaffer.

Ms. Shaffer stated yes, she just wants a discussion, not to change anything.

Ms. Wallach commented on how her Motion weeks ago was to actually change the policy.

Clerk Grimm stated there is a difference in this Motion and we can place this on Committee of the Whole's Agenda in the future for discussion only.

Mayor Fiala agreed with Clerk Grimm that we are approaching this from a different angle, as it will only be a discussion.

Mr. Kuhar stated he was going to make a Motion, but doesn't know if he can even make the Motion now.

Mayor Fiala reminded Mr. Kuhar there is a Motion on the floor and to speak to that Motion.

Mr. Kuhar stated "so the Motion is to put this matter into committee."

Mayor Fiala stated "yes" and questioned if Mr. Kuhar is looking to Amend Ms. Shaffer's Motion.

Mr. Kuhar is unsure if that would even work or not. If he could amend Ms. Shaffer's Motion to make it a "change in policy".

Clerk Grimm stated "No" Mr. Kuhar could not amend using those words.

The original MOTION TO REFER TO THE COMMITTEE OF THE WHOLE A DISCUSSION ON REVIEWING THE OUR PUBLIC RECORDS POLICY made by Ms. Shaffer, seconded by Ms. Wallach passed BY A VOICE VOTE 8-0.

Mr. Kuhar made a MOTION TO CHANGE OUR POLICY TO KEEP ALL RECORDS OF OUR COUNCIL MEETINGS FOR A PERIOD OF THREE (3) YEARS.

Clerk Grimm called a Point of Order as it is the 2nd time he's attempted to make the same Motion. Mr. Kuhar cannot bring the same matter to "change our policy" back for consideration.

Mayor Fiala then referred to Mr. Sidoti.

MOTION TO AMEND MS. SHAFFER'S MOTION TO ADD THAT FOLLOWING COMMITTEE DISCUSSION, THERE BE A POSSIBILITY WE CAN CHANGE THE POLICY IF WE DEEM NECESSARY made by Mr. Sidoti. There was no 2nd to this Motion. Motion FAILED for lack of a second.

Mayor Fiala suggested Mr. Sidoti hold that thought until after we hold our Committee time and not attempt to hold a Committee meeting now.

This matter will be set on an upcoming Committee Agenda by the Clerk and City Manager.

Ms. Rosenberg discussed the most recent tragic events of the school shooting in Florida. She has heard from residents, students, including one of the students being her own child who have expressed very real concerns for their safety and well-being. As a governing body that is a subset to our State and Federal governing bodies, we have an opportunity to speak to them directly through a letter asking for immediate action and legislation to address the violence that's occurring. We can all assume it is going to happen again. A phrase that comes to her mind since she is a Catholic school kid is "there for the grace of God go I" and to her that means the City of Kent, not just "I" personally.

MOTION TO DISCUSS IN COMMITTEE DRAFTING A LETTER TO OUR FEDERAL AND STATE LEGISLATORS REQUESTING THAT THEY IMMEDIATELY ADDRESS THE THREAT OF GUN VIOLENCE IN OUR COMMUNITY AND PASS EFFECTIVE, WELL-FUNDED MEASURES TO PROTECT OUR RESIDENTS, VISITORS AND STUDENTS made by Ms. Rosenberg, seconded by Mr. Sidoti.

Ms. Rosenberg felt that students are required by law to attend school or face truancy if they don't attend school, yet there are no well-funded measures in place to protect the residents. As a community it is important that we step up and say that something needs to be done and done in such a way with well-funded action. Ms. Rosenberg felt we do not need to get into a debate over what action needs to actually be taken, but simply demand that our Legislators prioritize this and address it. We are all essentially targets and we actually talked about safety when we build the New City Hall, locking doors, security, and that is something we have control over because we have control over that budget. Students do not have control over a budget and they are sitting ducks who are required by law to be in school and don't feel safe. Students and parents are stressed about it. Superintendent George Joseph was holding a meeting in the library right now to discuss this.

Mr. Sidoti remembered Columbine, losing sleep, losing a student through suicide or a tragic accident loves Ms. Rosenberg's comment about the "grace of God." He feels this is not an easy issue as we can plan and protect but someone who wants to do evil or come in with a gun will find a way to get through. This is a cultural issue that needs addressing. He feel Ms. Rosenberg articulated perfectly. Teachers, parents, children are all at risk when angry people have access to weapons of mass destruction. It is not a political issue or an issue of guns vs. mental health. Both sides need to come together and realize it is a cultural issue in this Country that puts us all in jeopardy. Every Council meeting he sits here and tries to figure out how he can get out of here if and save as many people as possible if someone comes through that door and starts shooting. It is the same way when he goes to church. He supports the Motion.

Mayor Fiala asked if there was anything further and asked that Council not hold the Committee meeting now.

Mr. Kuhar also supports the Motion and is all for having training in the schools. He questioned how we protect residents when kids are allowed to play video games that thrive on murder and killing and should direct some of our attentions. This is something bigger than just protecting kids in school.

Ms. Shaffer definitely supports the motion, likes what Ms. Rosenberg said and said it well, and feels a letter could be drafted today to our Federal and State legislators as well as published in the newspaper. It doesn't have to be a long lengthy letter. Kent should start to be a voice for other cities as well. "Let's just do it."

Mayor Fiala referred to Clerk Grimm and asked if we can do this this evening.

Clerk Grimm stated if only writing a letter, that could be directed this evening.

Ms. Wallach felt the City Manager doesn't know what Council wants in the letter.

Clerk Grimm finished by stating, you would need Committee time for discussion and then direct the City Manager.

Ms. Shaffer feels this is an urgent matter and can't wait weeks for more discussion.

Clerk Grimm stated that the current Motion is to put this to Committee.

Mayor Fiala stated we cannot go into a Special Committee meeting right now because we have to advertise.

MOTION TO AMEND MS. ROSENBERG'S MOTION TO DIRECT THE CITY MANAGER TO PEN A LETTER OF ALL THE SENTIMENTS JUST EXPRESSED SUPPORTING THE NOTION OF ACTION BY OUR LEGISLATORS made by Mr. Ferrara, seconded by Ms. Shaffer.

Mr. Ferrara supports the original Motion and how "Gwen said it awesome" and it is a great plan of action. We do not need to discuss it at nauseum nor hold a committee meeting to have action taken for this.

Ms. Shaffer reiterated this is an urgent matter.

Mayor asked if we needs to drop the first Motion.

Clerk Grimm stated "No", there is a Motion to Amend the original Motion.

Mr. Sidoti asked Council to just Xerox their notes and send them to Mr. Ruller like they usually do.

Mr. Ruller commented on how he has tried to take good notes.

Ms. Wallach spoke to the Amendment as to whether or not to just write a letter. She asked that we label these incidents as "terrorist attacks", then maybe when they are labeled correctly, there would be more action taken. If it were a Muslim instead of a White who did this, it would receive more attention.

Mayor Fiala stated once the City Manager drafts the letter, it will come back to Council for review and called for a voice vote.

MOTION TO AMEND MS. ROSENBERG'S ORIGINAL MOTION made by Mr. Ferrara, seconded by Ms. Shaffer CARRIED by a voice vote of 7-1 with Ms. Wallach voting No.

Mayor stated now they will vote on the original Motion as amended and if there was any further discussion on it.

Ms. Wallach felt they should give Mr. Ruller a little bit more input than just tonight as it is a tough letter.

Mayor Fiala suggested Ms. Wallach share her comments with Mr. Ruller tomorrow.

Mr. Ferrara commented on how Mr. Ruller does an excellent job drafting letters and send them back for Council approval outside of the Council meeting.

Mr. Kuhar asked who exactly we are writing this letter to.

Mayor Fiala responded "our state legislators".

Ms. Rosenberg answered the Federal and State Legislators, which would include the Governor.

Mr. Kuhar posed the question "so the letter is because we are upset something bad happened and we want them to do something so it doesn't happen again?"

Multiple Councilpersons all answered yes at the same time.

Mr. Ferrara reiterated the example of Mr. Ruller writing the Orlando letter of support being the same concept.

Mayor Fiala asked Clerk Grimm about adoption.

Clerk Grimm responded how unless it is an Ordinance or Resolution, a letter does not need adoption. A letter is no different than a Mayoral Proclamation.

Mr. Ferrara reiterated the example of Mr. Ruller writing the Orlando letter of support being the same concept.

Ms. Shaffer felt this is an example of our "Compassionate" City, not debating every last word of it and getting it out there.

Ms. Wallach said this is a letter to say "do something."

Ms. Shaffer agreed this is a letter to "address it."

Ms. Rosenberg stated "Something would be good", the letter should be asking them to prioritize it as this is not going away. We need to send pressure upward.

Ms. Wallach requested we include in the letter how this type of violence is "unique to this Country".

MOTION AS AMENDED TO AUTHORIZE THE CITY MANAGER TO WRITE A LETTER TO THE FEDERAL AND STATE LEGISLATORS URGING IMMEDIATE ACTION TO ADDRESS THE VIOLENCE made by Mr. Ferrara, seconded by Ms. Shaffer CARRIED by a voice vote of 8-0.

MOTION TO COMMUNICATE WITH THE SCHOOL BOARD FOR THEIR POLICY ON LOCKDOWNS AND TRAINING made by Mr. Kuhar.

Mr. Sidoti explained school district plans are there and practiced regularly.

Mr. Kuhar asked if they are different from fire drills.

Mr. Rosenberg stated yes, they are very different, knows that active shooter drills are practiced and to hear an elementary student describe the drill is disturbing and a terrifying exercise for students.

Mr. Kuhar removed his Motion from the floor.

Mr. Ruller commented that we have an Officer present at the middle school and high school.

COUNCILMEMBERS' COMMENTS: NONE

MAYOR'S REPORT:

Mayor Fiala had no report, except to state he was celebrating his 50th wedding anniversary.

Hearing no further discussion, Mayor Fiala adjourned the Regular Meeting at 8:19 p.m.

Tara Grimm, CMC
Clerk of Council

Jerry T. Fiala
Mayor and President of Council