**THE CITY OF KENT, OHIO**
**REGULAR COUNCIL MEETING**
**WEDNESDAY, NOVEMBER 14, 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; Mr. Jim Bowling, City Engineer; Fire Chief John Tosko; and Ms. Tara Grimm, MMC, Clerk of Council.

**ABSENT:** None

Mayor Fiala called upon Councilmember Wallach for her opening remarks. Ms. Wallach did not have any remarks. She then led the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

MOTION TO APPROVE THE MINUTES OF THE REGULAR COUNCIL MEETING OF OCTOBER 17, 2018, THE SPECIAL COUNCIL MEETING OF OCTOBER 17, 2018, AND THE PUBLIC HEARING OF OCTOBER 17, 2018 made by Ms. Wallach, seconded by Mr. DeLeone *CARRIED* by a voice vote of 7-0-2 with Ms. Shaffer and Ms. Rosenberg abstaining.

**COMMUNICATIONS:**

Mayor Fiala read a statement to the audience: *"While the law does not require Council to provide time for public comment, we have historically invited the public to make comments and we appreciate their input. This is the time where residents and others can comment on matters that concern them. However, we will not engage in debate, and as President of Council, I reserve the right to end any public communication that is disruptive, embarrassment, harassment or otherwise objective. We ask that when you come to the microphone that you speak into the microphone clearly, give your name and address and limit comments to three (3) minutes of discussion."* He then asked the Clerk if anyone was signed in. There was one (1) visitor who signed in with the Clerk.

Mr. Peter Hans Kierstead of 1039 Davey Ave., and President of the Association for World History at Kent State, informed Council how his planned trip to Ontario was postponed until spring; however he did receive a letter and good will gifts from the Lieutenant Governor of Ontario, the Honorable Elizabeth Dowdeswell, to pass along to Kent City Council, which he gave to the Clerk.

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

1. Planning Commission Agenda and Staff Report for November 6, 2018 received October 30, 2018.
2. Sustainability Commission Meeting Agenda for November 13, 2018 and the Minutes of October 2, 2018 received on November 6, 2018.
3. Health Board Agenda for November 13, 2018, Minutes of October 10, 2018 and October Statistical Report received November 8, 2018.

4. Liquor License transfer request received November 6, 2018 to 1337 Water St. Inc. DBA Kent Fuel & Mini Mart, 1337 S. Water St. from Kent Fuel and Mini Mart Inc., 1337 S. Water St. Chief Lee had no objections.

MOTION TO HAVE THE CLERK OF COUNCIL RETURN THE LIQUOR LICENSE TRANSFER REQUEST TO THE OHIO DEPARTMENT OF LIQUOR CONTROL WITH NO OBJECTION made by Mr. Ferrara, seconded by Mr. Kuhar. Motion CARRIED by a voice vote of 9-0.

There were no other communications received after the Agenda was published.

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

1. Request Council's consideration of an ordinance to authorize the submission of a grant request to NOPEC for energy conservation project funding. (Draft #201 8-122).
2. Request Committee of the Whole time to consider a resolution in support of the Cuyahoga River Trail designation.
3. Request Finance Committee time to consider the proposed 2019 Operating Budget.
4. Request Finance Committee time to consider authorizing the renewal of the City's contract with the Portage County Defender's Office for 2019.
5. Request Finance Committee time to consider a proposed 2018 Budget Amendment.
6. Request Finance Committee time to authorize the 2019 Budget Allocation Ordinance.
7. Request Finance Committee time to consider approval of a proposed EPA Loan Agreement to finance upgrades to one of the City's sanitary sewer pump stations.
8. Request Community Development Committee time to consider approval of proposed updates to Title 7 of the City's Housing Code.
9. Request Community Development Committee time to consider approval of two easements (water line, sidewalk) related to the redevelopment of the 1005 E. Main Street.
10. Request Streets, Sidewalks & Utilities Committee time to consider the renewal of the City's water tower lease agreement with AT&T.

MOTION TO APPROVE ITEMS #1 - #10 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Mr. Ferrara. Motion CARRIED by a voice vote of 9-0.

## STANDING COMMITTEES/ LEGISLATION

### *COMMITTEE OF THE WHOLE:*
There were no minutes or actions needing approval.

### *COMMUNITY DEVELOPMENT COMMITTEE:*
There were no minutes or actions needing approval.

### *FINANCE COMMITTEE:*
Mayor Fiala state there were no minutes to approve from November 7, 2018 as they are still "In Progress."

Ms. Wallach asked for Action Item #3 on the Agenda to be separated.

MOTION TO APPROVE RECOMMENDED ACTION ITEMS #1 and #2 made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 9-0.

MOTION TO APPROVE RECOMMENDED ACTION ITEM #3 made by Mr. DeLeone, seconded by Mr. Ferrara, and CARRIED by a voice vote of 9-0.

Recommended Action:

1. Authorize the proposed 2019 Capital Plan with an emergency clause
2. Authorize the Main Street Contract renewal with an emergency clause
3. Authorize the 2018 Budget Appropriations Amendment with an emergency clause

*Draft No. 2018-120:* 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; AS AMENDED BY ORDINANCE NO. 2018-71, PASSED JUNE 20, 2018; AS AMENDED BY ORDINANCE NO. 2018-92, PASSED AUGUST 15, 2018; AND AS AMENDED BY ORDINANCE NO. 2018-103, PASSED SEPTEMBER 19, 2018; SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; AND FUND 126, COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); AND SO AS TO DECREASE APPROPRIATIONS IN FUND 208, STORM 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. Sidoti. 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. 2018-120 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. Turner, Ms. Wallach, Mr. Amrhein, and Mr. DeLeone. The Motion CARRIED by a roll call vote of 9-0.

**ORDINANCE NO. 2018-120: 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; AS AMENDED BY ORDINANCE NO. 2018-71, PASSED JUNE 20, 2018; AS AMENDED BY ORDINANCE NO. 2018-92, PASSED AUGUST 15, 2018; AND AS AMENDED BY ORDINANCE NO. 2018-103, PASSED SEPTEMBER 19, 2018; SO AS TO INCREASE APPROPRIATIONS IN FUND 001, GENERAL; AND FUND 126, COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); AND SO AS TO DECREASE APPROPRIATIONS IN FUND 208, STORM WATER; AND DECLARING AN EMERGENCY** PASSED as stated by Clerk Grimm.

*Draft No. 2018-121:* A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT BETWEEN MAIN STREET KENT AND THE CITY OF KENT TO GRANT MAIN STREET KENT UP TO SEVENTY THOUSAND DOLLARS ($70,000) TO PROMOTE ECONOMIC DEVELOPMENT AND REVITALIZATION TO 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": 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. 2018-121 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.

**RESOLUTION NO. 2018-121: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT BETWEEN MAIN STREET KENT AND THE CITY OF KENT TO GRANT MAIN STREET KENT UP TO SEVENTY THOUSAND DOLLARS ($70,000) TO PROMOTE ECONOMIC DEVELOPMENT AND REVITALIZATION TO THE CITY OF KENT, AND DECLARING AN EMERGENCY** PASSED as stated by Clerk Grimm.

*Draft No. 2018-122:* A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A GRANT IN THE AMOUNT OF $72,140.00 FROM THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC), 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.

Ms. Shaffer asked what the NOPEC Grant can be used for.

Mr. Ruller explained it is energy conservation monies and we only need to lock in the acceptance by December 1, 2018, then we can pick a project and look at the Capital Plan for projects to apply the grant money to.

MOTION TO ADOPT DRAFT No. 2018-122 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.

**RESOLUTION NO. 2018-122: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A GRANT IN THE AMOUNT OF $72,140.00 FROM THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC), AND DECLARING AN EMERGENCY** PASSED as stated by Clerk Grimm.

***HEALTH AND SAFETY COMMITTEE:***
Mayor Fiala stated there were no minutes to approve from November 7, 2018 as they are still "In Progress."

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

Recommended Action:

1. Authorize enacting Section 521.18 titled "Sweeping Leaves And Grass Into Gutters Prohibited" in the Kent City Codified Ordinances with an emergency clause
2. Approve the City/KSU Lighting Agreement with an emergency clause

*Draft No. 2018-123:* AN ORDINANCE ENACTING SECTION 521.18 OF THE KENT CODIFIED ORDINANCES TITLED "SWEEPING LEAVES AND GRASS INTO GUTTERS PROHIBITED", 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. 2018-123 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.

**ORDINANCE NO. 2018-123: AN ORDINANCE ENACTING SECTION 521.18 OF THE KENT CODIFIED ORDINANCES TITLED "SWEEPING LEAVES AND GRASS INTO GUTTERS PROHIBITED", AND DECLARING AN EMERGENCY** PASSED as stated by Clerk Grimm.

*Draft No. 2018-124:* A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A TRAIL CROSSING LIGHTING AGREEMENT BETWEEN THE CITY OF KENT AND KENT STATE UNIVERSITY TO JOINTLY INSTALL ROADWAY LIGHTS AT THE TRAIL/ESPLANADE CROSSINGS OF WILLOW AND LINCOLN STREETS, 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. 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. 2018-124 made by Mr. Ferrara and seconded by Mr. Sidoti. 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. 2018-124: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A TRAIL CROSSING LIGHTING AGREEMENT BETWEEN THE CITY OF KENT AND KENT STATE UNIVERSITY TO JOINTLY INSTALL ROADWAY LIGHTS AT THE TRAIL/ESPLANADE CROSSINGS OF WILLOW AND LINCOLN STREETS, 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:***
Mayor Fiala stated there were no minutes to approve from November 7, 2018 as they are still "In Progress."

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

*Recommended Action:*

1. Authorize proposed updates to the City's Solid Waste/Recycling Code with an emergency clause

*Draft No. 2018-125:* AN ORDINANCE AMENDING SECTION 935.13 OF THE KENT CODIFIED ORDINANCES TO DELETE CERTAIN LANGUAGE, 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. 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. 2018-125 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. 2018-125: AN ORDINANCE AMENDING SECTION 935.13 OF THE KENT CODIFIED ORDINANCES TO DELETE CERTAIN LANGUAGE, AND DECLARING AN EMERGENCY.** PASSED as stated by Clerk Grimm.

**SPECIAL COMMITTEE REPORTS:** NONE

**UNFINISHED BUSINESS:** NONE

**NEW BUSINESS:**
Ms. Wallach suggested we send a thank you note to the Lt. Governor of Ontario.

Mayor Fiala asked Mr. Kierstead to please get the address to the Clerk.

Ms. Wallach discussed how in 2006 when Main Street formed, there was a Colorado company who visited and check out designs for the river, fairly inexpensively. She would like to reconnect with the company and revisit this and make it a reality.

MOTION TO HAVE ADMINISTRATION LOOK INTO MAKING KENT A RIVER DESTINATION made by Ms. Wallach, seconded by Mr. Ferrara.

Ms. Wallach felt it is time to really start using our river. There's already a little bit going on with the kayaks and canoes at one end, but this was going to really develop the other end and make it a destination for people to come.

Mr. Ruller asked Ms. Wallach to refresh his memory if this was the "white water park report" that the company performed. Mr. Idone did a few things initially and took it as far as he could with the money he had; however he will be more than happy to bring this back to Council.

MOTION CARRIED by a voice vote of 9-0.

Mr. Kuhar asked for an update on the Smithers Oasis land agreement on Lake Street, the time frame for building a facility and if they are still within the guidelines.

Mr. Ruller commented how there were continued issues with the remediation of the vapors on the site and how some of the new updated EPA regulatory thresholds couldn't be achieved.

Ms. Susel discussed the land deed restriction how certain activities can occur where the land vapor intrusions are. Everything went through the EPA and both the covenant not to sue and no further action were filed and forwarded by the EPA. She confirmed about a week ago they met with the certified company representing Smithers, who recommended everything is fine and can proceed forward with the purchase agreement. The purchase agreement had already been authorized by Council but can now move forward and be signed.

Mr. Kuhar asked about the timeframe and purchase agreement.

Ms. Susel said the purchase agreement had to be executed within the next year, but they have the next 2-3 years for re-development of the site. The land use restriction limits how they are going to have to place the building on the site. They were not moving forward with the purchase agreement until the EPA was pleased and with the covenant not to sue was filed; things are being finalized in the last few months.

Ms. Shaffer, along with Mary Land, invited everyone to the Portage County Solar Co-op Initiative Planning Meeting on December 1, 2018 at 11:00 a.m. at the Kent Free Library. According to her email she asked Clerk Grimm to disseminate to Council and other area Clerks for their Councils, key stakeholders from Kent and other Portage County sustainability groups and city governments are invited to a planning meeting to become informed about the logistics of starting a solar co-op for the purposes of purchasing and installing solar power equipment on home owner's residents and public buildings or developing a solar array that can power multiple buildings. The guest speaker will be Luke Sulfridge from Ohio Solar United Neighbors (OH SUN), a non-profit organization designed to deliver the following services to individuals and communities in the state of Ohio: educate individuals on solar equipment purchase and installation; organize interested individuals into a co-op for the purpose of reducing the cost of solar equipment purchase and installation; assist solar co-op members with preparing an RFP to seek bids from solar vendors; and pre-screen structures before owners obtain bids from solar equipment vendors to determine the viability of solar power. There will be a 2nd meeting to take action for the purpose of attracting a critical mass of individuals interested in solar installation and initiating the co-ops.

Ms. Rosenberg was pleased to hear Ms. Wallach's request regarding the river because we need to make continued progress of the health of the river and subsequently, the health of Lake Erie, in light of the research that certain fertilizers containing phosphorus have been a contributing factor to the algae blooms in Lake Erie.

MOTION TO REFER TO THE SUSTAINABILITY COMMISSION TO REVIEW AND RESEARCH PRACTICAL SOLUTIONS SO THE CITY CAN CONTINUE TO IMPROVE THE HEALTH OF OUR RIVER made by Ms. Rosenberg, seconded by Ms. Shaffer.

Ms. Rosenberg stated Mr. Ruller reminded her how 2019 is the anniversary of the burning of the Cuyahoga River and in light of the fact that Lake Erie is suffering from the algae blooms, and we are stewards of this river as it travels through our City, we need to value it and review some ways and strengthen our resolve to continue with the health of the river.

Ms. Shaffer thought this was a great idea.

MOTION CARRIED by a voice vote of 9-0.

Mr. Sidoti discussed how about 4 years ago we entertained an interest the possibility of a grocery store on the block of Water St. and Franklin. There has been some things happening and some not like with 2 apartment complexes coming in. There seems to be a stalling out there with the vacant parts store for almost a year now. He'd like to go back and revisit that because on September 29, 2018, especially after the successful Better Block event on N. Water St., it dawned on him that there are some issues that need to be addressed like parking, reconfiguring parking, and types of businesses we'd like to see. We had a vision for across the street, which isn't quite where we thought it was going to be and after 4-5 years, maybe it is time to revisit it again. Mr. Sidoti would like to know if we have a vision still, especially with the new House of Representatives' infrastructure bill where dollars will flow through the state of Ohio and we will have access to those dollars.

MOTION TO EITHER HAVE THE ADMINISTRATION OR ONE OF OUR COMMITTEES REVISIT THE POSSIBILITIES OF A GROCERY STORE AGAIN AND VISION FOR THAT CORNER made by Mr. Sidoti, seconded by Mr. Ferrara.

Mr. Ferrara followed up by commenting on the parking issues being the most relevant and we need to get ahead of the parking problem, which is a good problem to have; we need to be proactive, not reactive. He'd like to avoid similar redevelopment in the downtown like up by the church on Summit St.

MOTION CARRIED by a voice vote of 9-0.

Mr. Turner wants to be proactive and MOVED TO REVISIT CREATING A STANDING COMMITTEE FOR THE SENIORS, different from what Ms. Long had asked for a year ago, and establish an agenda for them, ensure them the City understands their concerns. He wants less melting with the Parks and Recreation. He wants us to pull seniors together because he and Ms. Wallach have seniors who are being impacted on a couple of issues. The seniors would like to have a greater voice.

Mayor Fiala asked twice if there was a second to Mr. Turner's Motion.

Ms. Wallach seconded the Motion for discussion purposes only.

Ms. Wallach did not understand what the goal was because if there is a Standing Committee that means there has to be minutes, be advertised to the public and all sorts of things, or does he want to do a more informal committee.

Mr. Turner wants a committee that has standing on Boards and we appoint as a Council.

Mayor Fiala asked Clerk Grimm if we have not already discussed part of this and given it to the Parks Board.

Clerk Grimm reminded Council the history of creating a seniors standing committee of Council and the lengthy formal process of adding a Standing Committee as explained last year when, in October 2017, Ms. Long's Motion *failed.* The same topic could not be brought back up for one year. At that same time last year, Mr. Ferrara Motioned to refer the matter to the Parks and Recreation Committee to be dealt with after the elections. Mr. Ferrara's Motion passed. Then this past September Clerk Grimm reminded Mr. Turner how it had quite not yet been a year yet to bring back the topic of creating a seniors standing committee. That same night in September, Ms. Wallach made a new Motion for the Community Development Committee to have a general discussion on the seniors. Ms. Wallach's Motion passed. To date, we have not had any discussions on the seniors by the Parks and Recreation Committee where it was originally sent over a year ago. It is also been on Council's Pending List for over a year.

Mayor Fiala questioned Mr. Turner if it would not be appropriate to talk to Parks and Recreation's John Idone about this.

Mr. Turner did not feel it should be part of the Parks and Recreation department, it should only be about the seniors and their concerns and give them a permanent voice and capabilities to be proactive in having their issues discussed.

Mr. Ferrara asked if it would not serve our purpose best to go to Parks and Recreation first and request where they are in the process after referring to them to try to facilitate moving things along.

Mr. Turner replied no, actually not.

Mayor Fiala reminded Council they were getting into a Committee meeting discussion now.

Mr. Turner has no problem with putting it into committee for Ms. Susel to investigate however, he wants to point out that Ms. Long's Motion was different from his and he doesn't want a facility, he wants a steering committee.

Mr. Kuhar stated he was confused and feels it is not necessary. It should be a senior organization outside of the city government that addresses Council without being a governmental group. He feels that if he, as a senior, has an issue, he could step down outside of Council and address them with his issue, and if it were valid, Council could act on it.

Mr. Sidoti had a couple questions and tried to clarify with Mr. Turner something ad-hoc like the Sustainability Committee, which is not a *standing* committee or if he was actually wanting a Standing Committee of Council, like the ones on our Agenda.

Mr. Turner was confused, first said "no", and then commented how he probably got ahead of himself by further stating he wants to put it into committee to be investigated as to what is appropriate where that standing would be, Ms. Susel can bring something back, and then we set up a committee after the process it vetted thoroughly.

Ms. Wallach asked Clerk Grimm how hard it is to set up something like the Sustainability Commission that the seniors would staff themselves.

Clerk Grimm replied it could be done, however the last Motion made by Ms. Wallach makes Mr. Turner's Motion redundant.

Ms. Wallach reiterated that Mr. Turner's Motion is redundant.

Mayor Fiala felt there was still merit to see what the Park Board has to say as we put it in their hands first.

Mayor Fiala asked for a vote.

Mr. Kuhar asked for clarification of the Motion.

Clerk Grimm read back from her notes that Mr. Turner wanted to *create* a standing committee for seniors for them to further discuss their issues.

Mr. Kuhar asked again if the Motion was to "*create*" the committee or "*put it into*" committee.

Clerk Grimm responded "to create" a committee.

Mr. Sidoti CALLED THE QUESTION.

Mr. Turner is at ease with whatever moves this along to get the seniors what they need.

Mayor Fiala reminded Council there was no further debate because of Mr. Sidoti's CALLING THE QUESTION.

MOTION TO CREATE A SENIOR STANDING COMMITTEE originally made by Mr. Turner, seconded for discussion purposes only by Ms. Wallach *FAILED* by a voice vote of 1-8.

Mr. Ferrara asked that we have administration contact Parks and Recreation for an update.

Ms. Shaffer agreed and added that there is nothing stopping a committee of seniors forming an organization to lobby Council. There should already be an organization out there that can come to Council to discuss senior issues.

Mayor Fiala stated "I don't think you are wrong Heidi."

***COUNCILMEMBERS' COMMENTS:***
Ms. Shaffer commented on attending a meeting in Massillon at their Recreation Center which was full of seniors. It had a pool, lazy river, water slides and looked like a fun, thriving place and wished we had that here in Kent.

**MAYOR'S REPORT:**
Mayor Fiala wished everyone a Happy Thanksgiving, now it is the time of the year to start sharing if you haven't already, and reminded everyone about the 2 hour free parking meters on Black Squirrel Friday after Thanksgiving and on Christmas Eve.

At 8:15 p.m., after hearing no further business, Council moved into Executive Session.

**MOTION TO MOVE INTO EXECUTIVE SESSION IMMEDIATELY FOLLOWING IN ACCORDANCE WITH ORC §121.22 (G)(1):** *(1)"To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing"* made by Mr. Amrhein, seconded by Mr. Sidoti. On Roll call voting "Yes": Ms. Rosenberg, Mr. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Ferrara, and Mr. Kuhar, Motion CARRIED 9-0.

The Mayor announced he was giving everyone 5 minutes to clear the room.

At 8:20 p.m., Council went into Executive Session, but then took a recess.

At 8:27 p.m., Council went back into Executive Session.

At 9:03 p.m., MOTION TO COME OUT OF EXECUTIVE SESSION AND RECONVENE THE REGULAR MEETING IN OPEN FORUM made by Mr. Sidoti, seconded by Mr. Amrhein and *CARRIED* by a voice vote of 9-0.

No action was taken.

At 9:04 p.m. MOTION TO ADJOURN made by Mr. DeLeone, seconded by Mr. Sidoti and *CARRIED* by a voice vote of 9-0.

Tara Grimm

Tara Grimm, MMC
Clerk of Council

Jerry T. Fiala
Mayor and President of Council