THE CITY OF KENT, OHIO
REGULAR COUNCIL MEETING
WEDNESDAY, MAY 16, 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. 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. Tom Wilke, Economic Development Director; Mr. Jim Bowling, City Engineer; and Ms. Tara Grimm, CMC, Clerk of Council.

ABSENT: Mr. Ferrara *(arrived 7:52 p.m.)*

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

Mayor Fiala called upon Councilmember Kuhar for his opening remarks. Mr. Kuhar did not have any comments. He led the Pledge of Allegiance.

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES OF THE WORK SESSION OF APRIL 18, 2018, THE REGULAR CITY COUNCIL MEETING OF APRIL 18, 2018 AND THE JOINT MEETING WITH THE FRANKLIN TOWNSHIP TRUSTEES OF MAY 2, 2018 made by Ms. Rosenberg, seconded by Mr. DeLeone and CARRIED by a voice vote of 8-0.

COMMUNICATIONS:

Mayor Fiala called for audience comments. There were two (2) visitors who signed in with the Clerk:

Mr. Christopher Myers of 220 E. Elm St., Kent was allotted *double* the allotted "3 minutes rule" for speaking by Mayor Fiala. Mr. Myers provided Council a large, hard copy of Merriam Webster's Dictionary, read the definition of an unacceptable word from the dictionary which was used by Mr. Myers at the May 17, 2017 meeting where there was a Point of Order and added how this same word was also recently used by Mr. Turner at another meeting. Mayor Fiala reminded Mr. Myers that as Mayor, he corrected Mr. Turner for his inappropriateness. Mr. Myers then requested Council provide a list of "unacceptable" words and left the dictionary on the table for Council to use at their discretion. Mr. Myers then read excerpts from a "police report" and a "no contact with the Clerk of Council" letter he received from our City's Law Department. Mr. Myers continued to read excerpts that included comments from Ms. Shaffer and how he is unhappy with Ms. Shaffer for refusing to respond to his inquiries.

Mr. David Reith of 520 Harvey St., Kent requested the Mayor review and look into the "flag code" for the flags that are in front of the Courthouse. He feels they are not in the proper order of ranking and would like Council to nudge the right authorities to correct the issue at the courthouse.

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

1. Sustainability Commission Agenda for May 7, 2018 and Minutes from April 9, 2018 received May 3, 2018.

2. A NEW Liquor License request received May 9, 2018 from Fitz Simon Inc., DBA Bar 145 located at 100 E. Erie St.

MOTION TO HAVE THE CLERK OF COUNCIL RETURN THE NEW LIQUOR LICENSE REQUEST TO THE OHIO DEPARTMENT OF LIQUOR CONTROL WITH NO OBJECTION made by Mr. DeLeone, seconded by Mr. Kuhar. Motion CARRIED by a voice vote of 8-0.

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. Planning Commission Agenda and Staff Report for May 15, 2018 received on May 10, 2018.
2. Parks and Recreation Agenda packet for May 17, 2018 received on May 15, 2018.

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

1. Request Council's final approval of the proposed 2018 CDBG Action Plan (Draft #2018-63)
2. Request Council's authorization to accept a donation of $310 to Kent Parks and Recreation youth programs in memory of Joseph Cettomai (Draft #2018-64)
3. Request Council's authorization to accept 4 donations totaling $625 to the Kent Fire Department in memory of Richard L. Workman (Draft #2018-66)
4. Request Council's authorization of the revised street closure request for the Main Street Kent Art & Wine Festival, including that portion of Franklin Avenue between Main Street and Erie Street.
5. Request Committee of the Whole time to receive an update from the Council sub-committee for the One Kent initiative.
6. Request Streets, Sidewalks & Utilities Committee time to receive a response from staff on the referral from Council on the question of sidewalk snow removal funding.
7. Request Streets, Sidewalks & Utilities Committee time to consider authorization of the OPWC funding application requests for 2018.
8. Request Streets, Sidewalks & Utilities Committee time to consider updates to the City's small cell wireless facility regulations.
9. Request Finance Committee time for authorization of the sale of surplus City property at auction.
10. Request Finance Committee time for consideration of a proposed 2018 Budget Appropriations Amendment.
11. Request Finance Committee time for consideration of updates to the City's tax code.

MOTION TO APPROVE ITEMS #1 - #11 OF THE CITY MANAGER'S REPORT made by Mr. Amrhein, seconded by Mr. DeLeone. Motion CARRIED by a voice vote of 8-0.

STANDING COMMITTEES/ LEGISLATION

COMMITTEE OF THE WHOLE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF MAY 2, 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. Sidoti, and CARRIED by a voice vote of 8-0.

Recommended Action:

1. Authorize a Resolution for the renewal of the City-KSU Town Gown collaboration commitment with an emergency clause

Draft No. 2018-60: A JOINT RESOLUTION REAFFIRMING APPRECIATION AND COMMITMENT OF THE CITY OF KENT, OHIO AND KENT STATE UNIVERSITY, 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. Sidoti. On Roll call, voting "Yes": Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-60 made by Mr. Kuhar and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION NO. 2018-60 A JOINT RESOLUTION REAFFIRMING APPRECIATION AND COMMITMENT OF THE CITY OF KENT, OHIO AND KENT STATE UNIVERSITY, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

COMMUNITY DEVELOPMENT COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF MAY 2, 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 TWO (2) RECOMMENDED ACTIONS made by Mr. Kuhar, seconded by Mr. DeLeone and CARRIED by a voice vote of 8-0.

Recommended Actions:

1. Authorize a waiver of the payment in lieu for Klaben Ford Lincoln, Inc. with an emergency clause.
2. Authorize the proposed property maintenance Zoning Code text amendments with an emergency clause.

Draft No. 2018-61: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO WAIVE THE PAYMENT IN LIEU OF THE DISCONNECTION REQUIREMENT MANDATED BY KENT CITY CODIFIED ORDINANCE SECTION 1311.05 TO KLABEN FORD LINCOLN, INC., 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, seconded by Mr. DeLeone. On Roll call, voting "Yes": 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 8-0.

MOTION TO ADOPT DRAFT No. 2018-61 made by Mr. Kuhar, seconded by Mr. Sidoti. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Kuhar. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION NO. 2018-61: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO WAIVE THE PAYMENT IN LIEU OF THE DISCONNECTION REQUIREMENT MANDATED BY KENT CITY CODIFIED ORDINANCE SECTION 1311.05 TO KLABEN FORD LINCOLN, INC., AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-62: AN ORDINANCE AMENDING CHAPTER 1414, TITLED "RUBBISH AND GARBAGE AND DONATION COLLECTION BOXES" TO ENACT NEW SECTION 1414.05 TITLED "REQUIREMENTS FOR PORTABLE STORAGE CONTAINERS" AND TO AMEND THE TITLE OF THE CHAPTER, 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 made by Mr. Kuhar, seconded by Mr. DeLeone. On Roll call, voting "Yes": Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-62 made by made by Mr. Kuhar, seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION NO. 2018-62: AN ORDINANCE AMENDING CHAPTER 1414, TITLED "RUBBISH AND GARBAGE AND DONATION COLLECTION BOXES" TO ENACT NEW SECTION 1414.05 TITLED "REQUIREMENTS FOR PORTABLE STORAGE CONTAINERS" AND TO AMEND THE TITLE OF THE CHAPTER, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-63: A RESOLUTION APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR PROGRAM YEAR (PY) 2018 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, INCLUDING THE PY2018 ANNUAL ACTION PLAN AND AUTHORIZING THE EXECUTION AND FILING OF THE PY2018 ANNUAL ACTION PLAN, INCLUDING RELATED CERTIFICATIONS, AND UPON AWARDING OF THE GRANT, AUTHORIZING APPROPRIATION OF FUNDS BY THE CITY MANAGER OR HIS DESIGNEE 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. DeLeone. On Roll call, voting "Yes": Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, 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. 2018-63 made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, Mr. Sidoti, and Mr. Turner. The motion CARRIED by a roll call vote of 7-0-1 with Ms. Shaffer abstaining.

RESOLUTION NO. 2018-63: A RESOLUTION APPROVING A REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ASSISTANCE FOR PROGRAM YEAR (PY) 2018 UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, INCLUDING THE PY2018 ANNUAL ACTION PLAN AND AUTHORIZING THE EXECUTION AND FILING OF THE PY2018 ANNUAL ACTION PLAN, INCLUDING RELATED CERTIFICATIONS, AND UPON AWARDING OF THE GRANT, AUTHORIZING APPROPRIATION OF FUNDS BY THE CITY MANAGER OR HIS DESIGNEE AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

FINANCE COMMITTEE:

There were no meeting minutes or actions to be approved.

Draft No. 2018-64: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $310.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT IN MEMORY OF JOSEPH CETTOMAI TO SUPPORT YOUTH SPORTS; 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. Amrhein, Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, and Ms. Wallach. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-64 made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION NO. 2018-64: A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF $310.00 TO THE CITY OF KENT PARKS & RECREATION DEPARTMENT IN MEMORY OF JOSEPH CETTOMAI TO SUPPORT YOUTH SPORTS; AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

HEALTH AND SAFETY COMMITTEE:

MOTION TO APPROVE THE COMMITTEE MEETING MINUTES OF MAY 2, 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. DeLeone and CARRIED by a voice vote of 8-0.

Recommended Action:

1) Authorize a joint resolution for public safety with the Kent City Schools with an emergency clause

Draft No. 2018-65: A RESOLUTION OF THE CITY OF KENT, OHIO JOINING THE KENT CITY BOARD OF EDUCATION SUPPORTING SCHOOL SAFETY AND REDUCING VIOLENCE IN SCHOOLS, 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. Kuhar. On Roll call, voting "Yes": Mr. Kuhar, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Mas. Wallach, Mr. Amrhein, and Mr. DeLeone. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-65 made by Ms. Wallach and seconded by Mr. Sidoti. On Roll call, voting "Yes": Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, and Mr. Kuhar. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-65: A RESOLUTION OF THE CITY OF KENT, OHIO JOINING THE KENT CITY BOARD OF EDUCATION SUPPORTING SCHOOL SAFETY AND REDUCING VIOLENCE IN SCHOOLS, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-66: A RESOLUTION ACCEPTING FOUR (4) DONATIONS TOTALING $625.00 TO THE CITY OF KENT FIRE DEPARTMENT IN MEMORY OF RICHARD L. WORKMAN, 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. Kuhar. On Roll call, voting "Yes": Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, and Ms. Rosenberg. The motion CARRIED by a roll call vote of 8-0.

MOTION TO ADOPT DRAFT No. 2018-66 made by Ms. Wallach and seconded by Mr. DeLeone. On Roll call, voting "Yes": On Roll call, voting "Yes": Mr. Sidoti, Mr. Turner, Ms. Wallach, Mr. Amrhein, Mr. DeLeone, Mr. Kuhar, Ms. Rosenberg, and Ms. Shaffer. The motion CARRIED by a roll call vote of 8-0.

RESOLUTION No. 2018-66: A RESOLUTION ACCEPTING FOUR (4) DONATIONS TOTALING $625.00 TO THE CITY OF KENT FIRE DEPARTMENT IN MEMORY OF RICHARD L. WORKMAN, 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 MAY 2, 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. DeLeone, and CARRIED by a voice vote of 8-0.

Recommended Action:
1) Authorize the bike path license agreement with the City of Akron across their water main easement with an emergency clause
2) Authorize the citywide trash service contract to Republic Services with an emergency clause

Draft No. 2018-67: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND THE CITY OF AKRON TO ALLOW THE CITY OF KENT TO CONSTRUCT A TEN FOOT (10') WIDE BICYCLE TRAIL, 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. Kuhar. 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. 2018-67 made by Ms. Wallach 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.

RESOLUTION No. 2018-67: A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND THE CITY OF AKRON TO ALLOW THE CITY OF KENT TO CONSTRUCT A TEN FOOT (10') WIDE BICYCLE TRAIL, AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

Draft No. 2018-68: A RESOLUTION ACCEPTING A CERTAIN BID FROM REPUBLIC SERVICES FOR THE COLLECTION OF REFUSE AND RECYCLED MATERIALS FROM CITY CUSTOMERS; 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. 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. 2018-68 made by Mr. DeLeone and seconded by Mr. Sidoti. On Roll call, voting "Yes": Mr. DeLeone, Mr. Ferrara, Ms. Rosenberg, Ms. Shaffer, Mr. Sidoti, Mr. Turner, Ms. Wallach, and Mr. Amrhein. The motion CARRIED by a roll call vote of 8-0-1 with Mr. Kuhar abstaining.

RESOLUTION No. 2018-68: A RESOLUTION ACCEPTING A CERTAIN BID FROM REPUBLIC SERVICES FOR THE COLLECTION OF REFUSE AND RECYCLED MATERIALS FROM CITY CUSTOMERS; AND DECLARING AN EMERGENCY PASSED as stated by Clerk Grimm.

SPECIAL COMMITTEE REPORTS: NONE

UNFINISHED BUSINESS: NONE

NEW BUSINESS:
Ms. Rosenberg stated she has been approached by many of her residents to bring the topic of pet chickens back up to Council, feels it is a good time to revisit the issue and understands the Sustainability Commission is already doing some research in that regard.

MOTION TO HAVE THE SUSTAINABILITY COMMISSION ASSIST COUNCIL IN A DISCUSSION OR EXPLORATION OF THE TOPIC OF PET CHICKENS made by Ms. Rosenberg, seconded by Ms. Shaffer.

Ms. Rosenberg feels it has been long enough and other cities have demonstrated that there is a possibility to balance both pet chickens while protecting property values and quality of life. She feels it is a good idea to have Mr. Ruller and Ms. Susel explore it and would like to hear what the Sustainability Commission has to say about it so Council can discuss it in committee.

Ms. Shaffer agrees with Ms. Rosenberg. She has been approached numerous times and have had to put the blinders on "because chickens are here." There are chickens in many other communities and they are also here and not many people know about it. It is time to look at it again. "Cluck Kent" did a great job in presenting to Council several years ago with some regulations in mind and now that there is more experience with urban chickens, maybe those regulations could be tweaked and we should at least have a discussion about that.

Ms. Wallach stated the last time this was in front of Council, she did a survey of her residents. She thought for sure they were going to be against it, but what she found out was that 75% of the households she went to were actually in favor of having chickens.

Mr. Kuhar commented he is right in the middle of a conundrum on this one. His wife has 50 chickens at his daughter's farm and he is highly opposed to chickens. It would be nice if everybody took care of their chickens.

Mr. Sidoti feels that the discussion is timely within the framework of our zoning discussions over the next year and a half.

MOTION CARRIED by a voice vote of 9-0.

Mr. Ferrara commented how one of his neighbors has sent a letter to Council and staff about hazardous waste and hazardous waste disposal and if there was anything the City could do, possibly partnering with Summit County because they have a drop site.

MOTION TO HAVE THE ADMINISTRATION LOOK INTO PARTNERING WITH SUMMIT COUNTY'S DROP-SITE FOR HAZARDOUS WASTE made by Mr. Ferrara, seconded by Ms. Shaffer.

Mr. Ferrara felt it is good environmental policy to be able to provide that service as opposed to people hiding it in their trash.

Ms. Shaffer completely agrees with Mr. Ferrara.

Mr. Sidoti feels it is appropriate as he used to use our old drop-off site all the time.

Mr. Kuhar feels it is "prudent that we do."

MOTION CARRIED by a voice vote of 9-0.

Ms. Shaffer commented on how she is disappointed with the new sidewalks being installed on SR 43 South and has spoken to Mr. Bowling about it. They are the exact same width and it is almost impossible for 2 people to walk side by side. Also the tiny little tree lawn is hard to take care of and people do not mow it.

MOTION TO LOOK INTO GIVING THE SR43 SOUTH CORRIDER AN "UPLIFT" SOON SO IT LOOKS LIKE A CORRIDOR INTO THE CITY made by Ms. Shaffer and seconded by Mr. Wallach for discussion purposes only.

Ms. Shaffer stated this has to be done soon as they are already pouring concrete, but there are still things we can do. It is going to cost money. This is a main thoroughfare and the same problems are going to keep reoccurring. She'd like to look into ways to make it look more urban.

Ms. Wallach commented how she only seconded the motion for discussion.

Mr. Kuhar felt "the horse has run away on that one already." Concrete is already being poured and there would have to be private property purchases to widen the sidewalk. He feels this is impractical.

Ms. Shaffer stated she is not talking about acquisitions of properties, she is referring from the sidewalk to the street and if there is something that can be done to enhance that. Let's explore it while we have the opportunity.

MOTION CARRIED WITH A VOICE VOTE OF 8-1 with Mr. Kuhar voting "No."

COUNCILMEMBERS' COMMENTS: NONE

MAYOR'S REPORT:
Mayor Fiala reminded everyone that this week is "Police Week", the 13th - 19th. He had Clerk Grimm prepare a Proclamation which he signed and presented to the police department. It is currently hanging in the old station's roll call room. He thanked the officers for making life safe for us.

MOTION TO MOVE INTO AN EXECUTIVE SESSION *immediately following the meeting in accordance with ORC §121.22 Section G, Item (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. Kuhar. 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.

At 8:31 p.m., MOTION TO RECESS OUT OF EXECUTIVE SESSION AND RECONVENE THE REGULAR MEETING made by Mr. Amrhein, seconded by Mr. Sidoti. Motion CARRIED by a voice vote of 9-0.

No action was taken.

At 8:32 p.m., MOTION TO ADJOURN made by Mr. Sidoti, seconded by Mr. Ferrara. Motion CARRIED by a voice vote of 9-0.

Tara Grimm

Tara Grimm, CMC
Clerk of Council

J Fiala

Jerry T. Fiala
Mayor and President of Council