



City of Kent
Wednesday, October 20, 2021
Regular City Council Meeting
320 S. Depeyster Street, Kent, OH 44240

AGENDA

7:25 P.M. CAPER Public Hearing

7:30 P.M. Regular Council Meeting

1. Roll Call
2. Opening Remarks and Pledge of Allegiance- Mike DeLeone
3. Approval of Minutes
 - 3.1. Work Session Minutes of September 15, 2021
 - 3.2. Regular City Council Meeting of September 15, 2021
 - 3.3. Democracy Day Public Hearing of October 6, 2021
 - 3.4. DORA Expansion Public Hearing of October 6, 2021
 - 3.5. Special Council Meeting Minutes of October 6, 2021
4. Communications
 - 4.1. Public Comment
 - 4.1.1. Anyone wishing to address Council must submit their written comments to the Clerk of Council at councilclerk@kent-ohio.org by 4:30 p.m. on the day of the meeting. If also requesting to speak at the meeting, comments are limited to three (3) minutes
 - 4.2. Written Communication (All placed on file in the Clerk of Council's office)
 - 4.2.1. Civil Service Commission Meeting Agenda for September 20, 2021 received September 16, 2021
 - 4.2.2. Letter of Insufficiency that was sent to the Committee for Sensible Marijuana Laws was forwarded to Council Members on September 20, 2021

- 4.2.3. Proclamation of Population Certificate from the Ohio Secretary of State, Frank LaRose, indicating the municipality has a population of more than 5,000 persons and continues with its City status (population 28, 215) received on September 20, 2021
- 4.2.4. Design Guideline document created in October 2009 received from Mr. Doug Fuller and forwarded to Council on September 20, 2021.
- 4.2.5. Standing Rock Cemetery Board meeting minutes from September 9, 2021 received on September 23, 2021.
- 4.2.6. Health Board minutes and Statistical Report from September 14, 2021 and Agenda for October 12, 2021 received on October 8, 2021.
- 4.2.7. Planning Commission Agenda and Staff Report for October 19, 2021 received on October 12, 2021
- 4.2.8. Liquor License Transfer Request from Beer Bins LLC dba Beer Bins to G108 Ventures LLC, DBA Garage 108 received on August 25, 2021. Chief Shearer did not have any objections

4.3. City Manager's Report

5. Standing Committees & Legislation

5.1. **Committee of the Whole** (Mayor Fiala)

5.1.1. Committee Meeting Minute Approval: NONE

5.1.2. Action(s) Recommended: NONE

5.2. **Community Development** (Kuhar/Rosenberg)

5.2.1. Committee Meeting Minute Approval for October 6, 2021

5.2.2. Action(s) Recommended

1) Approve the appeal of Garage 108 to allow for the use of a backlit business sign on the front of the building

5.3. **Health & Safety Committee** (Amrhein/Sidoti)

5.3.1. Committee Meeting Minute Approval for October 6, 2021

5.3.2. Action(s) Recommended

1) Authorize the proposal to provide dispatch services to Brimfield Township

2) Authorize the expansion of the DORA boundaries to include 310 Park Ave. and 115 Lake Street.

5.3.3. **Draft No. 2021- 103** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO ENTER INTO A COMMUNICATIONS SERVICE CONTRACT WITH THE BRIMFIELD FIRE DEPARTMENT FOR THE PURPOSE OF PROVIDING 911 DISPATCH SERVICES, AND DECLARING AN EMERGENCY (Authorized)

5.3.4. **Draft No. 2021-104** AN ORDINANCE AMENDING THE DOWNTOWN KENT DORA TO EXPAND THE BOUNDARIES TO INCLUDE TWO NEW BUSINESSES LOCATED AT 310 PARK AVENUE AND 115 LAKE STREET, AND DECLARING AN EMERGENCY (Authorized)

5.4. **Land Use Committee** (Ferrara/Schafer)

5.4.1. Committee Meeting Minute Approval: NONE

5.4.2. Action(s) Recommended: NONE

5.5. **Streets, Sidewalks and Utilities** (Sidoti/Wallach)

5.5.1. Committee Meeting Minute Approval for October 6, 2021

5.5.2. Action(s) Recommended

- 1) Authorize the application for a grant through the State Highway Safety Program for a study to improve Gougler and River Streets.
- 2) Authorize the license agreement with 257 N. Water Street for a patio.
- 3) Authorize the renewal of the water tower easement agreement with Kent State University.

5.5.3. **Draft No. 2021-105** AN ORDINANCE AUTHORIZING THE CITY OF KENT TO SUBMIT A HIGHWAY SAFETY PROGRAM (HSP) GRANT TOTALING \$230,843 TO IMPROVE RIVER AND GOUGLER STREETS, TO EXECUTE THE SUBSEQUENT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT), AND TO ACCEPT THE GRANT, IF AWARDED, WITH CORRESPONDING APPROPRIATION OF FUNDS AND DECLARING AN EMERGENCY. (Authorized)

5.5.4. **Draft No. 2021-106** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN THE CITY OF KENT AND 257 NORTH WATER, LTD. (257 NORTH WATER STREET) TO INSTALL A FENCED OUTDOOR PATIO TO EXPAND THE SERVICE AT THEIR DOWNTOWN LOCATION, AND DECLARING AN EMERGENCY (Authorized)

- 5.5.5. **Draft No. 2021- 107** AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO RENEW THE NON-EXCLUSIVE EASEMENT FROM THE STATE OF OHIO (DAS FILE NO. 3180-A-2) ON BEHALF OF THE KENT STATE UNIVERSITY FOR THE CITY'S TELECOMMUNICATIONS EQUIPMENT AND THE EXPANDED USE OF A PERMANENT EASEMENT FOR THE AT&T CELL TOWER, AND DECLARING AN EMERGENCY (Authorized)

5.6. **Finance Committee** (DeLeone/Wallach)

- 5.6.1. Committee Meeting Minute Approval for October 6, 2021

5.6.2. Action(s) Recommended

- 1) Approve the 2021 Budget Appropriations Amendment
- 2) Authorize the approval of the new TIF Agreements.
- 3) Authorize proceeding with bond issues to finance the new City Hall project.
- 4) Authorize the advertisement, bidding and selection of the City's bank depository.
- 5) Approve the ODH Workforce Grant acceptance and allocation.

- 5.6.3. **Draft No. 2021- 108** AN ORDINANCE AMENDING ORDINANCE NO. 2020-129, THE CURRENT APPROPRIATION ORDINANCE, PASSED DECEMBER 16, 2020; SO AS TO ADJUST APPROPRIATIONS, TRANSFERS AND ADVANCES FROM THE VARIOUS FUNDS OF THE CITY OF KENT TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021; AND DECLARING AN EMERGENCY (Authorized)

- 5.6.4. **Draft No. 2021- 109** AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A DAVEY TREE EXPANSION PROJECT MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY (Authorized)

- 5.6.5. **Draft No. 2021- 110** AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE

PAYMENTS IN LIEU OF TAXES, ESTABLISHING A DUNKIN DONUTS MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY (Authorized)

- 5.6.6. **Draft No. 2021 111** AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A HASAWI'S MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY (Authorized)
- 5.6.7. **Draft No. 2021- 112** AN ORDINANCE PROVIDING THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$9,130,000 TO PROVIDE FUNDS TO PAY COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING A NEW CITY HALL AND IMPROVING THE SITE THEREOF, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, AND DECLARING AN EMERGENCY. (Authorized)
- 5.6.8. **Draft No. 2021- 113** A RESOLUTION ESTIMATING THE AMOUNT OF ACTIVE, INTERIM, AND INACTIVE DEPOSITS TO BE AWARDED, FIXING PERIOD OF DESIGNATION AND DATE OF AWARDING AND DECLARING AN EMERGENCY (Authorized)
- 5.6.9. **Draft No. 2021-114** AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT GRANT FUNDING FOR THE KENT HEALTH DEPARTMENT IN THE AMOUNT OF \$180,000 FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION, AND DECLARING AN EMERGENCY (Authorized)

6. Unfinished Business

7. New Business

8. Councilmembers' Comments

9. Mayor's Report

10. Executive Session: In accordance with ORC §121.22 Section G, Item (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment” Item to be discussed: Contract Negotiations

11. Adjourn

Any person who requires an auxiliary aid or service for effective communication or a modification of policies and procedures to participate in any City or City Council public meeting or event should contact the Clerk of Council at 330-676-7555 or councilclerk@kent-ohio.org. Any request for auxiliary aid or other accommodation should be made as soon as possible, but no later than forty-eight hours prior to the event.