



DANIEL HARRIGAN, MAYOR

# CITY OF AKRON, OHIO

*Margo Sommerville, President*  
*Jeff Fusco, Vice-President*  
*Zack Milkovich, President Pro-Tem*

## Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Samples, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Bob Hoch, <b>Ward 6</b>
Veronica Sims, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Rich Swirsky, <b>Ward 1</b>	Marilyn Keith, <b>Ward 8</b>
Bruce Kilby, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Zack Milkovich, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

## Council Agenda For March 19, 2018

Regular Meeting held on March 12, 2018. All members were present except Fusco, Neal, and Omobien, Later excused. Minutes of the previous meeting approved.

### CONSENT AGENDA

- 1 ORDINANCE authorizing the Director of Public Service, through the Office of the Purchasing Agent, after publicly advertising for bids, to enter into a contract for grassy area restoration at various locations throughout Akron; and declaring an emergency. PUBLIC UTILITIES

### **RULES (M. Keith, Chairwoman)**

#### TIME

- 1 Ordinance amending and/or supplementing Title 3 "Administration," Chapter 30 "Mayor and Council," Section 30.11 "Limits on Noncash Monetary and In-kind Contributions and Loans" to increase the contribution limits for mayoral and council candidates; and declaring an emergency. (NOTE: Public Hearing held 12/12/16. Committee requested Time. Granted: Viva Voce)
- 2 Ordinance amending and supplementing Title 3, Chapter 31 of the Akron Code of Ordinances, to enact Article 3 "Neighborhood Advisory Associations," Sections 31.43-31.47; and declaring an emergency. (6/19/17) (Committee requested Time)

## **BUDGET & FINANCE (M. Freeman, Chairman)**

### FIRST READING & REFERRED:

- 1 RESOLUTION adopting the annual operating budget for the fiscal year 2018; and declaring an emergency. (3/12/18)
- 2 ORDINANCE to make the annual appropriation for the current expenses, other expenditures and the capital outlays of the City of Akron for the fiscal year ending December 31, 2018; and declaring an emergency. (3/12/18)

### TIME:

- 3 ORDINANCE amending/supplementing Title 9 “General Provisions,” Chapter 104 “Income Tax Ordinance” in order to reflect changes improperly mandated by Ohio House Bill 49 (HB 49), reserving the right to continue litigating an ongoing challenge to HB 49, recognizing that several provisions may be invalidated or stayed as a result of that challenge, and declaring an emergency. (2-12-18)

## **PLANNING (J. Fusco, Chairman)**

### TIME:

- 1 ORDINANCE authorizing a Conditional Use to retain a solid fence at 1250 Brown Street; and declaring an emergency. 3/5/18 (Public Hearing was held 3/12/18)
- 2 ORDINANCE authorizing a Conditional Use to retain a solid fence at 1519 Preston Avenue; and declaring an emergency. 3/5/18 (Public Hearing was held 3/12/18)
- 3 ORDINANCE changing the name of Greenspire Lane to Greenspire Circle in the Lake of the Woods subdivision; and declaring an emergency. (Public Hearing was held 3/5/18)
- 4 D-444 Petition of Edward Hazelett for a Conditional Use to retain a solid fence within the setback at 1519 Preston Avenue. (PC-2017-93-CU)
- 5 D-445 Petition of Thomas Tumlin for a Conditional Use to retain a solid fence within the setback at 1250 Brown Street. (PC-2017-109-CU)
- 6 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 7 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

**PUBLIC UTILITIES (T. Samples, Chairwoman)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chairman)**

NO ITEMS

**PARKS & RECREATION (R. Neal, Chairman)**

NO ITEMS

**HOUSING (B. Kilby, Chairman)**

NO ITEMS

**HEALTH & SOCIAL SERVICE (L. Omobien, Chairwoman)**

NO ITEMS

**ECONOMIC DEVELOPMENT (V. Sims, Chairwoman)**

NO ITEMS

**GREEN/SUSTAINABILITY (R. Swirsky, Chairman)**

NO ITEMS

**FILED:**

- 1 D-43-7 Investment Earnings Report for February 2018.

**ORDINANCES & RESOLUTIONS PASSED**

- 1 ORD 74-2018 authorizing the Director of Finance to advertise for bids through the office of the Purchasing Agent, and to enter into a contract or contracts for the purchase of Public Employee Dishonesty and Crime Insurance for all City employees; approving specifications therefor; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)
- 2 ORD 75-2018 accepting a vacation plat for a portion of Plymouth Avenue, west of Cuyahoga Street; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)

- 3 RES 76-2018 declaring it necessary to improve Canton Road between the termini of Wedgewood Drive and the southern corporate limit and between the termini of East Market Street and State Route 76 by resurfacing; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)
  
- 4 ORD 77-2018 authorizing the Director of Public Service or his designee to enter into a contract or contracts with Robert Anderson dba Anderson Lawn Care for mowing services for public property, including park property; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)
  
- 5 ORD 78-2018 authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract for the purchase of certain K-9 equipment for use in Akron Police Department cruisers; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)
  
- 6 RES 79-2018 endorsing the Downtown Akron Vision and Redevelopment Plan; expressing support for it as a precedent for neighborhood planning efforts; and declaring an emergency. VOTE 10-0 (Fusco, Neal, Omobien absent)

**REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:**

Ellen Lander Nischt, Press Secretary/ Assistant Director of Law; Eve Belfance, Director of Law; Brian Angeloni, Assistant Director of Law; Brian Bremer, Assistant Director of Law; Gert Wilms, Prosecutor; Diane Miller- Dawson, Director of Finance; Chris Ludle, Deputy Director of Service; John Valle, Director of Neighborhood Assistance; Sam DeShazor, Deputy Mayor- Economic Development; Mike Antenucci, Zoning; Donald Rice, Director of Human Resources; Charles Brown, Deputy Mayor for Public Safety

**COMMITTEE MEETINGS  
Scheduled for: March 19, 2018**

<b>1:00 P.M.</b>	<b>Green/Sustainability</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Service</b>
<b>1:30 P.M.</b>	<b>Planning</b>	<b>2:30 P.M.</b>	<b>Rules</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>2:45 P.M.</b>	<b>Economic Development &amp; Job Creation</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:15 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>3:30 P.M.</b>	<b>Housing</b>
<b>2:30 P.M.</b>	<b>Public Utilities</b>		

Motion to excuse Fusco, Neal, and Omobien. Ayes, 9; Nays 0 (Kammer abstained). On Motion, Council adjourned at 7:38 p.m.

**Robert Keith, Clerk of Council**

## **Frequently Used Terms**

**Consent Agenda:** One or more ordinances and/or resolutions that can be acted on at one time under a single motion.

**Refer / Time:** When Council delays taking any action on a piece of legislation until a future meeting.

**Declaring an Emergency:** Allows Council to dispense with the requirement that a piece of legislation be read at three separate Council meetings, and allows the legislation to go into effect earlier than 30 days from passage of the legislation.

**Suspension of the Rules:** Allows Council, upon a two-thirds vote, to temporarily suspend or set aside the Rules of Procedure for Council. This motion is most commonly used to pass legislation as an emergency (see above).

**Amend:** A proposal to alter the text of an ordinance or resolution by substituting, adding, or deleting language.

**Legislation:** An official act of Council that takes the form of either an ordinance or a resolution (see below).

**Ordinance:** A formal act of Council. Examples of ordinance topics include: authorizing the Director of Public Service to enter into a contract for the construction of a project, approving a union agreement, approving a conditional use application, or amending the Codified Ordinances of the City.

**Resolution:** A formal expression of the opinion or will of Council. Examples of resolution topics include congratulating a local high school that has won a state championship, supporting or opposing a bill pending before the Ohio General Assembly, or approving the appointment of members of a board or commission.

**Substitute Offered as an Amendment:** An amended version of an ordinance or resolution that replaces an earlier version before Council.

**Motion:** A formal request for consideration of a proposal for action by Council members. Examples include a motion to pass an ordinance, a motion to amend, or a motion for time.

**Second:** An indication by a member of Council, other than the member who made the motion, that he or she agrees that the proposed motion should be considered.

**Executive Session:** A closed-door session of Council for the purpose of discussing a particular confidential matter, in accordance with law.

**Roll Call:** When the names of Council members are called out by the Clerk of Council to confirm their vote on the previous motion.

**Public Hearing:** When a hearing is held before Council or a committee of Council on a particular piece of legislation. Members of the public wishing to testify before Council at a public hearing are asked to first take an oath to swear or affirm that the testimony they will provide is the truth.

**Public Speaking Period:** The portion of a regular Council meeting where members of the public are invited to address Council for three minutes on topics that are germane and relevant to Council business. Members of the public are asked to provide their name and address, and to refrain from making personal attacks or disrespectful remarks.

**Minutes:** The official record of a meeting of Council or a committee of Council.

**Committee:** A smaller group of members of Council that meet to consider legislation before it is considered or voted upon by all of Council. Standing committees are established by the Rules of Procedure of Council and have five members each. Special committees are appointed by the President. Committee meetings take place on Monday afternoons.

**Quorum:** The minimum number of members who must be present to officially conduct business. A quorum of Council is a majority of the all of the members of Council, a quorum of a committee is three members.

**Abstain:** When a member of Council elects not to vote on a particular motion.

**“Aye” or “Yea”:** an affirmative or favorable vote on a motion.

**“Nay” or “No”:** *a negative or unfavorable vote on a motion.*

**Roberts Rules of Order:** *A manual on parliamentary procedure. In the absence of any provision governing matters of business in either the Rules of Procedure of Council, the laws of the State of Ohio, or the City Charter, Roberts Rules of Order, Newly Revised shall be the standard of parliamentary procedure for Council.*

**Chairperson:** *The member of Council who presides over a particular committee and its meetings. In the absence of the Chairperson the Vice-Chairperson shall preside over the committee.*

**President:** *The member of Council who presides over Council and its meetings. In the absence of the President, the Vice President shall be the presiding officer. In the absence of either the President or the Vice President the President Pro Tem shall be the presiding officer.*