



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

Margo Sommerville, President

Jeff Fusco, Vice-President

Zack Milkovich, President Pro-Tem

Members of Council:

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

Council Agenda For June 25, 2018

Regular Meeting held on June 18, 2018. All members were present. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE authorizing the acquisition of land located in Auburn Township, Ohio, containing approximately 8.5488 acres in area, and known as Geauga County permanent parcel number 01-709025, from the Western Reserve Land Conservancy; authorizing payment therefor; and declaring an emergency. PLANNING

- 2 ORDINANCE approving and authorizing the execution of a Redevelopment Agreement with 55 Furnace Street, LLC, or its designee, ("Redeveloper"), providing for the sale of property on Furnace Street for redevelopment pursuant to the Downtown Area Redevelopment Plan; finding such property is not needed for any public use, and related findings; and declaring an emergency. PLANNING

- 3 ORDINANCE authorizing the Director of Public Service to enter into an agreement and/or legislation with the Ohio Director of Transportation for certain improvements on State Routes 18 and 261; and declaring an emergency. PUBLIC SERVICE

- 4 ORDINANCE authorizing the Director of Public Service to enter into an agreement and/or legislation with the Ohio Director of Transportation for resurfacing certain streets and for certain bridge improvements ; and declaring an emergency. PUBLIC SERVICE

- 5 ORDINANCE authorizing the Director of Public Service to enter into an agreement and/or legislation with the Ohio Director of Transportation for certain improvements on US-224; and declaring an emergency. PUBLIC SERVICE
- 6 RESOLUTION approving and confirming the appointments of Brenda Marina, John Frank, and Dr. Terry Albanese as citizen representatives, and Deputy Mayor for Public Safety Charles Brown as the Mayor’s designee, and President Margo Sommerville and Councilwoman Marilyn Keith as representatives of City Council to the Emergency Medical Services Advisory Board; and declaring an emergency. PUBLIC SAFETY

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) – NO ITEMS

PLANNING (J. Fusco, Chairman)

UP FOR PUBLIC HEARING - JUNE 25, 2018

- 1 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (6/4/18)

REFERRED:

- 2 D-520 Petition of Knez Homes, Inc. for a Conditional Use to construct a single family detached allotment on the northwest side of Diagonal Road, south of Copley Road, and sale of City owned land. (PC-2018-28-CU & S) (6/18/18)
- 3 D-521 Petition of Danyell Allen for a Conditional Use to establish a child day care business center at 348 Pioneer Street. (PC-2018-43-CU) (6/18/18)

- 4 D-522 Petition of Levie Golden and Latana Slayton for a Conditional Use to establish a child daycare business center at 545 Castle Boulevard. (PC-2018-44-CU) (6/18/18)
- 5 D-523 Petition of Sage Lewis, LLC, for a Conditional Use to retain a campground/tent community at 15 Broad Street. (PC-2018-30-CU) (6/18/18)
- 6 D-524 Petition of Greenleaf Apothecaries for a Conditional Use to establish a medical marijuana dispensary at 46 South Summit Street. (PC-2017-83-CU) (6/18/18)

TIME:

- 7 ORDINANCE approving the sale of City-owned land located at 428 and 432 Crouse Street; finding that the land is not needed for public purpose; and declaring an emergency. (6/4/18)
- 8 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (Public Hearing scheduled for 6/11/18)
- 9 D-507 Petition of Jose Felix for a Conditional Use to construct a storage building for used tires at 1623 East Avenue. (PC-2018-32-CU)
- 10 ORDINANCE authorizing a Conditional Use to retain a solid fence at 1250 Brown Street; and declaring an emergency. (Public Hearing was held 3/12/18)
- 11 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)
- 12 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 13 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 SERVICE (M. Keith, Chairwoman)

FIRST READING & REFERRED

- 1 ORDINANCE amending/supplementing Title 9 “General Provisions,” Chapter 98 “Streets and Sidewalks” to enact Article 10 “Management, Administration and Control of the Use of the City’s Public Rights-Of-Way” in order to implement comprehensive regulations governing access to and placement of facilities and structures within the City of Akron’s rights-of-way; and declaring an emergency. (6/18/18)

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-525 Notice of Transfer of D1, D2, D3, D3A, D6 liquor permit to Valley Cantina Inc, 1452 N. Portage Path. (WARD 8)

ORDINANCES & RESOLUTIONS PASSED

- 1 ORD 210-2018 accepting a vacation plat for a portion of Coburn Street, north of West Thornton Street; and declaring an emergency. VOTE 13-0
- 2 ORD 211-2018 authorizing the Mayor, or his designee, to enter into, execute and deliver a Ground Lease and Lease Agreement with the Development Finance Authority of Summit County in connection with the financing and construction of the City's Fire Station No. 4 and new administrative facilities for the City; and declaring an emergency. VOTE 13-0
- 3 ORD 212-2018 approving and authorizing the execution of a Lease with the Board of Education of the Akron City School District for real property located on Thornton Street, in order to construct the new Fire Station No. 4, which will also house fire administration and certain countywide resources; and declaring an emergency. VOTE 13-0
- 4 ORD 213-2018 authorizing the Mayor or his designee to file applications and enter into agreements with the Water Supply Revolving Loan Account for loans to fund certain Water Supply Bureau projects; designating authorized representatives for the applications; and declaring an emergency. VOTE 13-0
- 5 ORD 214-2018 authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract for the purchase and installation of a new concrete tank foundation for use at the Akron Water Reclamation Facility; and declaring an emergency. VOTE 13-0

- 6 ORD 215-2018 authorizing the Mayor or his designee, to apply for and if awarded, accept grant funding through the U.S. Department of Justice, Bureau of Justice Assistance as part of the National Sexual Assault Kit Initiative to address cold case sexual assault matters; and declaring an emergency. VOTE 13-0
- 7 ORD 216-2018 authorizing the Director of Neighborhood Assistance or his designee to enter into a contract with Ray Bertolini Trucking Co., for the demolition of various structures located within the City of Akron; and declaring an emergency. VOTE 13-0
- 8 RES 217-2018 expressing support for the mission of Akron Waterways Renewed (AWR) to invest in Akron’s environmental future by building infrastructure for the next century that will protect public health and maintain water of the highest quality in the most cost-effective manner while providing local jobs for the citizens of Akron; expressing support for the proposed Second Amendment to the 2014 Consent Decree with the City of Akron as lodged by the United States with the United States District Court on June 5, 2018; and declaring an emergency. VOTE 13-0
- 9 ORD 218-2018 authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for mowing services for public property, including water-distribution and pump-station sites; and declaring an emergency. VOTE 13-0

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

Mayor Horrigan; Annie McFadden, Deputy Chief of Staff; Ellen Lander Nischt, Press Secretary/ Assistant Director of Law; Yamini Adkins, Deputy Director of Law, John York, Assistant Director of Law; Gert Wilms, Prosecutor; Diane Miller- Dawson, Director of Finance;; John Moore, Director of Service; Marco Sommerville, Deputy Mayor Intergovernmental Affairs/Senior Advisor to the Mayor; John Valle, Director of Neighborhood Assistance; Adele Roth, Deputy Director of Planning for Economic Development; Mike Antenucci, Zoning; Donald Rice, Director of Human Resources; Chief Ball, APD; Jim Ashley, Planning

**COMMITTEE MEETINGS
Scheduled for: June 25, 2018**

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

On Motion, Council adjourned at 8:07p.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.*