



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

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

Members of Council:

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| 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 September 24, 2018

Regular Meeting held on September 17, 2018. All members were present except Omobien, later excused. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE approving the sale of city owned land to Akron Zoological Park; determining said property is not needed for public use; and declaring an emergency. (PLANNING)
- 2 ORDINANCE approving the sale of a certain vacant City-owned property located on Kenmore Boulevard pursuant to the City's "A Lot for A Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. (PLANNING)
- 3 ORDINANCE authorizing the Director of Public Service, or his designee, to apply for, and enter into grant agreement, if awarded, with the Ohio Department of Transportation for the Akron Fulton Airport Runway 7-25 Rehabilitation Project; and declaring an emergency. (PUBLIC SERVICE)
- 4 ORDINANCE authorizing the Mayor or his designee to enter into agreements with various political subdivisions for the provision of Contraband Disposal Services; approving the form thereof; and declaring an emergency. (PUBLIC SAFETY)
- 5 ORDINANCE authorizing the Mayor or his designee, on behalf of the Akron Municipal Court, to enter into a contract or contracts with the

County of Summit Alcohol, Drug Addiction & Mental Health Services Board in order to provide funding for certain specialized dockets/programs that manage addicted offenders in the community; and declaring an emergency. (HEALTH & SOCIAL SERVICE)

RULES (M. Keith, Chairwoman)

TIME

- 1 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)

FILED:

- 2 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) (Withdrawn by Sponsor)

BUDGET & FINANCE (M. Freeman, Chairman)

NO ITEMS

PLANNING (J. Fusco, Chairman)

UP FOR PUBLIC HEARING SEPTEMBER 24, 2018:

- 1 ORDINANCE authorizing a Conditional Use to construct an oversized garage at 369 E. Catawba Avenue; and declaring an emergency. (7/23/18)
- 2 ORDINANCE changing the name of First Merit Circle to Huntington Circle; and declaring an emergency. (7/23/18)
- 3 ORDINANCE authorizing a Conditional Use to establish a medical marijuana dispensary at 737 E. North Street; and declaring an emergency. (9/17/18)

FIRST READING AND REFERRED- UP FOR PUBLIC HEARING
OCTOBER 1, 2018:

- 4 ORDINANCE authorizing a Conditional Use to construct a mixed use residential and retail development at the northwest corner of the intersection of South Hawkins Avenue and Alden Avenue; and declaring

an emergency. (9/17/18)

- 5 ORDINANCE authorizing a Conditional Use to retain a solid fence within the setback at 983 Jean Avenue; and declaring an emergency. (9/17/18)

FIRST READING AND REFERRED:

- 6 ORDINANCE approving the site plan for Signet Jewelers, Inc., to install a parking lot at 375 Ghent Road; and declaring an emergency. (9/17/18)

REFERRED:

- 7 D-568 Petition of Genesis Outdoor Advertising for a Conditional Use to install a digital billboard along I-77 at 530 Nome Avenue, and lease City owned land (Good Park Golf Course) (PC-2018-73-CU& LE) (9/17/18)
- 8 D-569 Petition of Ellet Radiator for a Conditional Use to construct a new storage building at 2822 Albrecht Avenue. (PC-2018-71-CU) (9/17/18)

TIME:

- 9 ORDINANCE approving the Home Avenue Redevelopment Plan; making necessary findings in connection therewith; and declaring an emergency. (Public Hearing held 9/17/18. Committee requested Time)
- 10 D-549 Petition of 127 OH, LLC, dba Bloom Medicinals, LLC, for a Conditional Use to establish a medical marijuana dispensary at 737 E. North Street. (PC-2017-91-CU)
- 11 D-550 Petition of Todd Tober for a Conditional Use to construct a mixed use residential and retail development at the northwest corner of the intersection of S. Hawkins Avenue and Alden Avenue. (PC-2018-63-CU)
- 12 D-551 Petition of Meredith L. Wade and Tammy J. Hoffman for a Conditional Use to retain a solid fence within the setback area at 983 Jean Avenue. (PC-2018-64-CU)
- 13 D-534 Petition of Walter Roberts for a Conditional Use to construct an oversized garage at 369 E. Catawba Avenue. (PC-2018-49-CU) (7/9/18)
- 14 D-533 Petition of Joseph Karam for a Conditional Use to establish a two-family use at 436 N. Firestone Boulevard. (PC-2018-56-CU) (7/9/18)
- 15 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)
- 16 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)

- 17 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 18 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)
- 19 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 20 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)

FILED:

- 21 Ordinance authorizing a Conditional Use to retain a campground/tent community at 15 Broad Street. (PC-2018-30-CU) (Public Hearing was held 9/10/18. On 9/17/18, the Committee made an Adverse Report. Ayes: 8, Nays: 4 (Kilby, Milkovich, Neal, Samples)
- 22 D-543. Petition of Stephen and Janice Brown to have property at 590 Diagonal Road placed in an Agricultural District. (7/30/18)
- 23 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)

PUBLIC SERVICE (M. Keith, Chairwoman)

NO ITEMS

PUBLIC UTILITIES (T. Samples, Chairwoman)

UP FOR PUBLIC HEARING SEPTEMBER 17 (2:30 p.m.) & SEPTEMBER 24, 2018 (7:00 p.m.)

- 1 ORDINANCE authorizing the Mayor or his designee to adopt the Natural Gas Aggregation Program Plan of Operation and Governance and enter into agreements required for services related to the natural gas aggregation program; and declaring an emergency. (9/17/18)

FIRST READING AND REFERRED:

- 2 ORDINANCE authorizing the Mayor or his designee, to enter into an agreement with Buckeye Energy Brokers, Inc., for aggregation consulting services and any other required services related to the natural gas aggregation program for the City of Akron and ratifying any such services performed; and declaring an emergency. (9/17/18)

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-570 Correspondence regarding 15 Broad Street (Second Chance Village)
- 2 D-571 Notice of New C1, C2 liquor permit to Tallmadge Mini Mart LLC, 1115-1117 E. Tallmadge Avenue (WARD 2)
- 3 D-572 Notice of Transfer of D1, D2, D3, D3A, D6 liquor permit to Valley Cantina, Inc, 1244 Weathervane Ln. (WARD 8)
- 4 D-573 Semi Annual Report on behalf of the Akron Civil Rights Commission.

ORDINANCES & RESOLUTIONS PASSED

- 1 ORDINANCE NO. 301-2018 approving the recommendations of certain Tax Incentive Review Councils regarding the continuation, modification and/or cancellation of tax increment financing agreements in the City of Akron; and declaring an emergency. Vote: 12-0

- 2 ORDINANCE NO. 302-2018 authorizing the issuance of a bond of the City in a principal amount not to exceed \$10,000,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the City's wastewater system; pledging certain revenues from the City's wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. Vote: 12-0
- 3 ORDINANCE NO. 303-2018 authorizing the Purchasing Agent or her designee, without the formality of publicly advertising for bids, to enter into a contract with Aggreko, LLC for the rental of a chiller for the ice rink in Lock 3; and declaring an emergency. Vote: 12-0
- 4 ORDINANCE NO. 304-2018 authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for temporary concrete installation over excavations of the Divisions of Water Distribution and Sewer Maintenance prior to final pavement surface repairs by the Division of Highway Maintenance; approving specifications therefor; and declaring an emergency. Vote: 12-0
- 5 ORDINANCE NO. 305-2018 ratifying the actions of the Director of Public Service in contracting with H.M. Miller Construction Company, Core & Main, and Thompson Pipe Products for the emergency repair of a 48-inch water main in Reservoir Park on Brittain Road; and declaring an emergency. Vote: 12-0
- 6 ORDINANCE NO. 306-2018 authorizing the Purchasing Agent or her designee to enter into a contract or contracts, without publicly advertising for bids, with Key Tracer Systems, Inc for the purchase of a Key Tracer System and Locker; and declaring an emergency. Vote: 12-0
- 7 ORDINANCE NO. 307-2018 authorizing the Mayor or his designee to apply for and accept, if awarded, the 2018 Judicial Assistance Grant administered through the United States Department of Justice, Bureau of Justice Assistance designed to provide law enforcement agencies with the flexibility to prioritize and utilize justice funds where they are needed most; and declaring an emergency. Vote: 12-0
- 8 ORDINANCE NO. 308-2018 authorizing a Conditional Use in order to establish two single-family dwellings at 436 N. Firestone Boulevard; and declaring an emergency. Vote: 12-0
- 9 ORDINANCE NO. 309-2018 authorizing a Conditional Use to establish a medical marijuana dispensary at 46 South Summit Street; and declaring an emergency. VOTE: 12-0

- 10 RESOLUTION No. 310-2018 approving the application of Stephen and Janice Brown to have agricultural property on Diagonal Road to be included in an “agricultural district” pursuant to Revised Code Section 929.01, et seq.; and declaring an emergency. Vote: 12-0
- 11 Resolution No. 310-2018 approving the new application of Stephen Brown to place property at 590 Diagonal Road in an agricultural district pursuant to Revised Code Section 929.01. VOTE: 12-0
- 12 ORDINANCE NO. 311-2018 authorizing the Mayor or his designee to file an application with assurances and certifications with the U.S. Department of Housing and Urban Development for the Continuum of Care Application for Stewart B. McKinney funds for the homeless; and declaring an emergency. Vote: 12-0
- 13 Resolution No. 312-2018 expressing support for continued efforts, funding, and actions on the part of the City of Akron to address and combat homelessness; acknowledging the dedication and efforts of the Akron/Summit County Continuum of Care and other Akron-related charitable and beneficent organizations, including The Homeless Charity, in the fight against homelessness; encouraging continued discussions and collaboration between the City of Akron and The Homeless Charity; and declaring an emergency. Vote: 12-0
- 14 ORDINANCE No. 313-2018 authorizing the Mayor or his designee to apply for and accept, if awarded, grant funds from the Ohio Department of Public Safety to be used for the continuation and/or implementation of the Impaired Driving Enforcement Program (IDEP) and/or the Selective Traffic Enforcement Program (STEP); and declaring an emergency. Vote: 11-0
- 15 ORDINANCE NO. 314-2018 re-authorizing the My Neighborhood Our Akron City Council Grant Agreement Program, through which neighborhood-based organizations in each ward in the City are eligible for small grants in a total amount not to exceed Four Thousand Dollars (\$4,000.00) per ward; authorizing the Director of the Department of Neighborhood Assistance to enter into grant agreements with neighborhood-based organizations to carry out the purposes of the Program; and declaring an emergency. Vote: 11-0

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

James Hardy, Chief of Staff; Annie McFadden, Deputy Chief of Staff; Eve Belfance, Director of Law; Brian Angeloni, Assistant Director of Law; Craig Morgan, Prosecutor’s Office; Director of Finance; Steve Fricker, Deputy Director of Finance; John Moore, Director of Service; Adele Roth, Deputy Director of Planning for Economic Development; Jason Segedy, Director of Planning & Urban Development; Mike Antenucci, Zoning; Helen Tomic, Planning; Stacy Doty, Human Resources; Chief Tucker, AFD; Thomas Tatum, Housing Rehab Administrator

COMMITTEE MEETINGS
Scheduled for: September 24, 2018

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| 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 | | |

RULES

- 1 RESOLUTION approving and confirming the re-appointment by Mayor Horrigan of GinaKaye Maddox as a member of the Akron Civil Rights Commission; approving and confirming the re-appointment by Mayor Horrigan of John Alvarez Turner as an alternate member of the Akron Civil Rights Commission; and declaring an emergency.

BUDGET & FINANCE

- 2 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$8,500,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the City’s wastewater system; pledging certain revenues from the City’s wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. (Sanitary Sewer Reconstruction 2017)
- 3 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$3,500,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the City’s wastewater system; pledging certain revenues from the City’s wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. (Kelly Conveyance (CSO Rack 3))
- 4 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$3,500,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the City’s wastewater system; pledging certain revenues from the City’s wastewater system on a subordinated basis

to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. (Chittenden Green Project (CSO Rack 3))

PUBLIC UTILITIES

- 5 ORDINANCE authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract for the purchase of sodium hypochlorite for disinfection at the Water Reclamation Facility; and declaring an emergency.
- 6 ORDINANCE authorizing the Purchasing Agent, without the formality of publicly advertising for bids, to purchase up to 30 Lenovo mobile-tablet-personal computers with operating software and maintenance and protection plans from Lenovo Government for use by Water Distribution field personnel; and declaring an emergency.

PUBLIC SAFETY

- 7 ORDINANCE authorizing the Mayor or his designee, without the formality of publicly advertising for bids, to enter into a contract with Axon Enterprises for the purchase of interview room cameras and related equipment; and declaring an emergency.
- 8 ORDINANCE amending and supplementing Title 9, Chapter 92, Animals, Section 92.99 of the Akron Codified Ordinances; and declaring an emergency.