



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 December 10, 2018

Regular Meeting held on December 3, 2018. All members were present except Sommerville, later excused. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$34,500,000 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. BUDGET & FINANCE

- 2 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$1,500,000 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. BUDGET & FINANCE

- 3 ORDINANCE authorizing the purchase of vacant lots on 5th Avenue, Arden Place, Chittenden Street, Duane Avenue, Kelly Avenue, and Talbot Avenue for the CSO Rack 3 (Kelly Green) Project; and declaring an

emergency. PLANNING

- 4 ORDINANCE authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the construction of the Hampton Ridge Sanitary Sewer; approving specifications therefor; and declaring an emergency. PUBLIC SERVICE
- 5 ORDINANCE authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the construction of a replacement for the Sourek Road Pump Station; approving specifications therefor; and declaring an emergency. PUBLIC SERVICE
- 6 ORDINANCE authorizing the Mayor to file applications and enter into agreements with the Ohio EPA and Ohio Water Development Authority for a Water Pollution Control Loan to fund the construction of the Sourek Road Pump Station Replacement Project; and declaring an emergency. PUBLIC SERVICE
- 7 ORDINANCE authorizing the Mayor to file applications and enter into agreements with the Ohio EPA and Ohio Water Development Authority for a 20-year Water Pollution Control Loan to fund the Sanitary Sewer Reconstruction 2014 Phase I Project; and declaring an emergency. PUBLIC SERVICE
- 8 ORDINANCE authorizing the Mayor to file applications and enter into agreements with the Ohio EPA and Ohio Water Development Authority for a 30-year Water Pollution Control Loan to fund the Sanitary Sewer Reconstruction 2016 Project; and declaring an emergency. PUBLIC SERVICE
- 9 ORDINANCE authorizing the Director of Law to enter into a contract with the Summit County Public Defender Commission to provide legal services for indigent defendants in Akron Municipal Court, in accordance with the requirements of the Constitution of the United States with respect to the provision of legal representation to indigent defendants; and declaring an emergency. PUBLIC SAFETY
- 10 ORDINANCE ratifying the application for funding from the Ohio Attorney General's Law Enforcement Body Armor Program; and authorizing the Mayor to accept the grant from the Ohio Attorney General's Law Enforcement Body Armor Program to enable the Akron Police Department to procure lifesaving body armor; and declaring an emergency. PUBLIC SAFETY
- 11 ORDINANCE ratifying the application for funding from COPS Office School Violence Prevention Program (SVPP) administered by the U.S.

Department of Justice; and authorizing the Mayor or his designee to accept funding from the SVPP to purchase safety equipment identified as needed for Akron Public Schools and resource officers that serve them; and declaring an emergency. PUBLIC SAFETY

- 12 RESOLUTION endorsing and authorizing the termination of the Revolving Loan Fund Plan Certification as required by the U.S. Economic Development Administration; and declaring an emergency. ECONOMIC DEVELOPMENT

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)

BUDGET & FINANCE (M. Freeman, Chairman)

FIRST READING & REFERRED

- 1 ORDINANCE amending Ordinance No. 82-2018, passed March 19, 2018, and Ordinance No. 372-2018, passed October 22, 2018, which established 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. (12/3/18)
- 2 ORDINANCE approving and authorizing the expenditure of \$8,500 previously designated for the Akron City Council travel budget for the purchase of one-year subscriptions of the Balancing Act PRO, Taxpayer Receipt, and Meeting Mode software as approved in Ordinance No. 100-2018; and declaring an emergency. (12/3/18)

FILED

- 3 ORDINANCE approving and authorizing the expenditure of \$10,000 previously designated for My Neighborhood, Our Akron for the purchase of one-year subscriptions of the Balancing Act PRO, Taxpayer Receipt, and Meeting Mode software as approved in Ordinance No. 100-2018; and declaring an emergency. (11/26/18 - Adverse Report - VOTE 6-5 (Kilby, Milkovich, Neal, Omobien, Sims) (Samples abstained) (Sommerville absent)

PLANNING (J. Fusco, Chairman)

**FIRST READING AND REFERRED - UP FOR PUBLIC HEARING
DECEMBER 10, 2018:**

- 1 ORDINANCE authorizing a Conditional Use to expand a restaurant and construct a new retail building at 1006 S. Arlington Street; and declaring an emergency. (12/3/18)
- 2 ORDINANCE authorizing a Conditional Use to establish an auto repair business at 248 Cole Avenue; and declaring an emergency. (12/3/18)
- 3 ORDINANCE authorizing a Conditional Use to establish a dumpster rental business at the southeast corner of the intersection of E. Exchange Street and Fountain Street; and declaring an emergency. (12/3/18)
- 4 ORDINANCE authorizing a Conditional Use to park a commercial box truck at 1156 Reed Avenue; and declaring an emergency. (12/3/18)

**FIRST READING & REFERRED - UP FOR PUBLIC HEARING
DECEMBER 17, 2108**

- 5 ORDINANCE amending The Zoning Map by changing the Apartment House Use District Classification (U2, H1, A3) Use on property located at 676 E. Waterloo Road, to a Commercial Use District Classification (U4, H1, A2) Use; and declaring an emergency. (12/3/18)
- 6 ORDINANCE authorizing a Conditional Use to establish a child day care business center at 716 City View Avenue; and declaring an emergency. (12/3/18)
- 7 ORDINANCE authorizing a Conditional Use to establish an aesthetician (skin care) office at 2029 West Market Street; and declaring an emergency. (12/3/18)

TIME:

- 8 D-602 Petition of James Brooks for a Conditional Use to expand a restaurant and construct a new retail building at 1006 S. Arlington Street. (PC-2018-68-CU) (11/19/18)
- 9 D-603 Petition of Diana Melton for a Conditional Use to establish a child day care center for up to 12 children at 716 City View Avenue. (PC-2018-95-CU) (11/19/18)
- 10 D-604 Petition of Valerie J. Zavodney for a Conditional Use to establish an auto repair business at 248 Cole Avenue. (PC-2018-74-CU) (11/19/18)

- 11 D-605 Petition of Mary K. Fox for a Conditional Use to establish an aesthetician (skin care) office at 2029 West Market Street. (PC-2018-100-CU) (11/19/18)
- 12 D-606 Petition of Misty Greider for a Conditional Use to park a commercial box truck at 1156 Reed Avenue. (PC-2018-88-CU) (11/19/18)
- 13 D-607 Petition of Budget Dumpsters LLC, for a Conditional Use to establish a dumpster rental business, and the sale of city-owned land at the southeast corner of the intersection of E. Exchange Street and Fountain Street. (PC-2018-81-CU&S) (11/19/18)
- 14 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)
- 15 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 16 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)
- 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)

PUBLIC SERVICE (M. Keith, Chairwoman)

NO ITEMS

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)

FIRST READING & REFERRED:

- 1 ORDINANCE authorizing the Mayor to enter into a grant agreement with Beyond Expectations Barber College, LLC in the amount of Thirty-Two Thousand Five-Hundred Dollars (\$32,500) for operating, personnel or other expenses; and declaring an emergency. (12/3/18)

GREEN/SUSTAINABILITY (R. Swirsky, Chairman)

NO ITEMS

FILED

- 1 D-612 Certificate of Result of General Election.
- 2 D-613 Notice of Stock of D5 liquor permit to Doverspike Entertainment LLC, dba Old Haunts Tavern, 1527 E. Market St (Ward 10)
- 3 D-614 Notice of Stock of D1, D2, D3 liquor permit to Stop 97 LLC, dba Old 97 Café, 1503 Kenmore Blvd. (WARD 9)
- 4 D-615 Anonymous correspondence regarding VanDevere auto dealership.

ORDINANCES & RESOLUTIONS PASSED

- 1 ORD 408-2018 amending/supplementing Title 15 “Land Usage”, Chapter 153 “Zoning Code”, Section 153.140 “Definitions” by defining supportive housing and Section 153.305(F) “Private Parking for Residence Occupants” by revising the amount of required off-street residential parking requirements; and declaring an emergency. VOTE 12-0 (Sommerville absent)
- 2 ORD 409-2018 authorizing the execution of a development agreement with Mayflower Manor Apartments Ohio LP, and Mayflower Manor Apartments LLC; providing for the acquisition, sale and redevelopment of property in the Downtown Redevelopment Plan Area; finding such property is not needed for any public use, and related findings; and declaring an emergency. VOTE 12-0 (Sommerville absent)

- 3 ORD 410-2018 authorizing the Director of Public Service or his designee to enter into a contract, without publicly advertising for bids, with Southeast Harley-Davidson Sales Company for golf cart usage at Good Park Golf Course; authorizing payment therefor; and declaring an emergency. VOTE 12-0 (Sommerville absent)

- 4 ORD 411-2018 ratifying the actions of the Director of Public Service in contracting with H.M. Miller Construction Co. Inc., for the emergency repair of 3 water mains in the City due to extreme winter conditions; authorizing payment therefor; and declaring an emergency. VOTE 12-0 (Sommerville absent)

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

Annie McFadden, Deputy Chief of Staff; Eve Belfance, Director of Law; John York, Assistant Director of Law; Gert Wilms, Prosecutor; Steve Fricker, Deputy Director of Finance; John Moore, Director of Service; Marco Sommerville, Deputy Mayor Intergovernmental Affairs/Senior Advisor to the Mayor; Sam DeShazior, Deputy Mayor- Economic Development; Abraham Wescott, Planning; Donald Rice, Director of Human Resources; Charles Brown, Deputy Mayor for Public Safety

COMMITTEE MEETINGS
Scheduled for: December 10, 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		