



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 December 17, 2018

Regular Meeting held on December 10, 2018. All members were present except Freeman, later excused. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE authorizing the Mayor to enter into a contract or contracts with United Way of Summit County to implement the 2018 Financial Empowerment Center Implementation Grant from the Cities for Financial Empowerment Fund; and declaring an emergency. BUDGET & FINANCE
- 2 ORDINANCE repealing and replacing Ordinance No. 316-2017, creating, establishing, and recognizing departments, offices, bureaus, divisions and positions in the classified service of the City of Akron; requiring that only budgeted funded positions be filled; and declaring an emergency. BUDGET & FINANCE
- 3 ORDINANCE approving the sale of certain vacant City-owned property at VL East Exchange Street pursuant to the Economic Development Land Banking Program; determining said property is not needed for public use; and declaring an emergency. PLANNING
- 4 ORDINANCE approving the sale of certain vacant City-owned property located between Pitkin Street and Dayton Street pursuant to the Land Banking Project; determining said property is not needed for public use; and declaring an emergency. PLANNING
- 5 ORDINANCE approving the donation of certain vacant City-owned property from the Land Banking Project to Summit County Land

Reutilization Corporation; determining said property is not needed for public use; and declaring an emergency. PLANNING

- 6 ORDINANCE approving the sale of certain vacant City-owned property at 986 (VL) Leroy Street pursuant to the Land Reutilization Program; determining said property is not needed for public use; and declaring an emergency. PLANNING
- 7 ORDINANCE approving the donation of certain City-owned property located at 411 Ira Avenue to Summit County Metro Parks pursuant to the Land Banking Project; determining said property is not needed for public use; and declaring an emergency. PLANNING
- 8 ORDINANCE approving the donation of certain City-owned property located on Ira Avenue to the Summit County Metro Parks, pursuant to the Land Reutilization Program; determining said property is not needed for public use; and declaring an emergency. PLANNING
- 9 ORDINANCE declaring certain improvements to real property located in the Amended Airport Development Area to be a public purpose and exempt from real property taxation; providing for the collection of service payments in lieu of taxes and the deposit of those service payments in the appropriate fund; providing for the payment of a portion of the service payments to the Akron Public School District, all pursuant to Ohio Revised Code Sections 5709.41 to 5709.43 (the "Act"); and declaring an emergency. PLANNING
- 10 ORDINANCE declaring certain improvements to real property located in the Firestone North Urban Renewal Area to be a public purpose and exempt from real property taxation; providing for the collection of service payments in lieu of taxes and the deposit of those service payments in the appropriate fund; providing for the payment of a portion of the service payments to the Akron Public School District, all pursuant to Ohio Revised Code Sections 5709.41 to 5709.43 (the "Act"); and declaring an emergency. PLANNING
- 11 ORDINANCE authorizing the execution of a relocation grant agreement with Babcock & Wilcox Company, to support job creation in the City of Akron; 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)

TIME

- 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)

PLANNING (J. Fusco, Chairman)

UP FOR PUBLIC HEARING DECEMBER 17, 2018

- 1 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)
- 2 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)
- 3 ORDINANCE authorizing a Conditional Use to establish an aesthetician (skin care) office at 2029 West Market Street; and declaring an emergency. (12/3/18)

FIRST READING & REFERRED:

- 4 ORDINANCE approving the sale of certain City-owned land located in the Hickory Urban Renewal Area to Cascade Valley, LLC; determining said property is not needed for public use; and declaring an emergency. (12/10/18)

REFERRED:

- 5 D-617 Renewal Application of Donald E. & Carol A. Bessemer to have property at 1456 St. Michaels Ave & 1543 Collier Rd. placed in an Agricultural District (12/10/18)

- 6 D-618 Renewal Application of Evilia Maldonado Ramos to have property at 1080 St. Michaels Avenue placed in an Agricultural District. (12/10/18)

TIME:

- 7 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)
- 8 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)
- 9 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)
- 10 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)
- 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-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)
- 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)
- 14 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 15 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)
- 16 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)

FILED:

- 17 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)

18 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)

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)

NO ITEMS

GREEN/SUSTAINABILITY (R. Swirsky, Chairman)

NO ITEMS

FILED

- 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. (Pulled by Sponsor on 12/10/18)
- 2 D-619 Notice of New D1, D3, D3A liquor permit to SKS Cousins LLC, 575 E Exchange (WARD 5)

- 3 D-620 Notice of New C1, C2 liquor permit to Namaste Cuisine LLC, dba Laxmi Convenience Store, 290 E Cuyahoga Falls Ave (WARD 2)

ORDINANCES & RESOLUTIONS PASSED

- 1 ORD 412-2018 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. VOTE 12-0 (Freeman absent)
- 2 ORD 413-2018 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. VOTE 12-0 (Freeman absent)
- 3 ORD 414-2018 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. VOTE 12-0 (Freeman absent)
- 4 ORD 415-2018 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. VOTE 12-0 (Freeman absent)
- 5 ORD 416-2018 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. VOTE 12-0 (Freeman absent)
- 6 ORD 417-2018 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. VOTE 12-0 (Freeman absent)
- 7 ORD 418-2018 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. VOTE 12-0 (Freeman absent)
- 8 ORD 419-2018 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. VOTE 12-0 (Freeman absent)
- 9 ORD 420-2018 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. VOTE 12-0 (Freeman absent)
- 10 ORD 421-2018 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. VOTE 12-0 (Freeman absent)
- 11 ORD 422-2018 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. VOTE 12-0 (Freeman absent)
- 12 ORD 423-2018 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. VOTE 12-0 (Freeman absent)
- 13 ORD 424-2018 authorizing a Conditional Use to establish an auto repair business at 248 Cole Avenue; and declaring an emergency. VOTE 12-0 (Freeman absent)

- 14 ORD 425-2018 authorizing a Conditional Use to park a commercial box truck at 1156 Reed Avenue; and declaring an emergency. VOTE 10-2 (Hoch, Kammer) (Freeman absent)
- 15 ORD 426-2018 authorizing the Director of Public Service, or his designee, to enter into forestry management-related agreements affecting the Upper Cuyahoga River Watershed; authorizing payment therefor; and declaring an emergency. VOTE 12-0 (Freeman absent)
- 16 ORD 427-2018 authorizing the Director of Public Service to enter into a right to use agreement between the City of Akron and the City of Fairlawn for the use of Akron-owned fiber-optic cable; finding that the subject fiber is not currently needed for municipal purposes; and declaring an emergency. VOTE 12-0 (Freeman absent)

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

Mayor Horrigan; Annie McFadden, Deputy Chief of Staff; Yamini Adkins, Deputy Director of Law; Brian Bremer, 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; Brad Beckert, Economic Development; Jason Segedy, Director of Planning & Urban Development; Mike Antenucci, Zoning; Donald Rice, Director of Human Resources; Chief Tucker, AFD

COMMITTEE MEETINGS

Scheduled for: 12/17/18

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		