



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 January 07, 2019

Regular Meeting held December 17, 2018. All members were present. Minutes of the previous meeting approved.

CONSENT AGENDA

- 1 ORDINANCE enacting Title 3 “Administration,” Article 3 “Appeals,” Section 31.99 “Appeals” of the Akron Code of Ordinances to explicitly authorize the Mayor or his designee to appeal the adverse decision of an administrative body; and declaring an emergency. RULES

- 2 ORDINANCE approving the Downtown Akron Special Improvement District Petition and the Services Plan to be provided by the Downtown Akron Special Improvement District, Inc.; and declaring an emergency. BUDGET & FINANCE

- 3 ORDINANCE authorizing the Director of Public Service, or his designee, after publicly advertising for bids, to enter into a contract or contracts for the purchase of a 700 GPM grease pump for the Water Reclamation Facility; and declaring an emergency. PUBLIC SERVICE

- 4 ORDINANCE authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for the installation of water mains on Druid Drive, Hammond Boulevard, Raleigh Boulevard, Schoolcraft Avenue, and Cleveland-Massillon Road as a part of the Druid Drive Neighborhood Water Main Extension Regionalization Project; and declaring an emergency. PUBLIC UTILITIES

- 5 ORDINANCE authorizing the Director of Public Service or his designee,

to enter into a contract or contracts, without the formality of publicly advertising for bids, for up to a three-year maintenance agreement with Itron for the testing, repair and replacement of existing handheld AMR meter reading field collector units; and declaring an emergency. PUBLIC UTILITIES

- 6 ORDINANCE authorizing the Director of Public Service, or his designee, to enter into an agreement with the City of Hudson to define the cost sharing responsibilities in the restoration of Middleton Road; authorizing compensation/reimbursement to the City of Hudson in accordance with such agreement; and declaring an emergency. PUBLIC UTILITIES

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)

FILED

- 1 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) (Failed on 12/17/18). Vote - 6, 7. (Freeman, Fusco, Hoch, Kammer, Keith, Sommerville, Swirsky)

PLANNING (J. Fusco, Chairman)

UP FOR PUBLIC HEARING - JANUARY 7, 2019:

- 1 Resolution approving the renewal application of Evelia Maldonado Ramos to have agricultural property at 1080 St. Michaels Avenue placed in an "agricultural district" pursuant to Revised Code Section 929.01.
- 2 Resolution approving the renewal application of Donald and Carol Bessemer to have agricultural property at 1456 St. Michaels Avenue and 1543 Collier Road placed in an "agricultural district" pursuant to Revised Code Section 929.01.
- 3 Ordinance authorizing a Conditional Use to establish a group home for up to ten people at 85 Kent Place.

REFERRED:

- 4 D-621 Petition of Sage Lewis- The Homeless Charity- for a Conditional Use to establish a group home for up to 10 people at 85 Kent Place. (PC-2018-86-CU) (12/17/18)
- 5 D-622 Petition of Dana McNeal for a Conditional Use to establish a child day care business center at 1536 Breiding Road. (PC-2018-105-CU) (12/17/18)
- 6 D-623 Petition of Ohio Medical Solutions, Inc., for a Conditional Use to establish a medical marijuana facility at 844 East Tallmadge Avenue. (PC-2018-06-CU) (12/17/18)

TIME:

- 7 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)
- 8 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
- 9 D-618 Renewal Application of Evilia Maldonado Ramos to have property at 1080 St. Michaels Avenue placed in an Agricultural District.
- 10 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)
- 11 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)
- 12 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)
- 13 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)
- 14 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)
- 15 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)

- 16 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 17 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)
- 18 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)

FIRST READING & REFERRED:

- 1 ORDINANCE prohibiting any City of Akron utility bill to exceed one hundred-fifty percent (150%) of the average of the previous twelve (12) monthly bills provided that the excess water usage was not intended by the property owner. 12/17/18

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

MISCELLANEOUS

- 1 D-624 Notice from Liquor Control regarding the Renewal Application of Baho Corp, dba 7-11, 460 W. Market Street. (WARD 1)
- 2 D-625 Notice of Transfer of D2, D2X, D3, D3A liquor permit to Nyessa Becton, dba Corner Pocker Bar & Grille, 805 Upson St. (WARD 10)
- 3 D-626 Notice of Transfer of D5 liquor permit to Mr Mr LLC, dba Glens, 358 Glenwood Avenue (WARD 2)

ORDINANCES & RESOLUTIONS PASSED

- 1 O-428-2018 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. VOTE 13-0
- 2 O-429-2018 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. VOTE 13-0
- 3 O-430-2018 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. VOTE 13-0
- 4 ORD 431-2018 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. VOTE 13-0
- 5 O-432-2018 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. VOTE 13-0
- 6 O-433-2018 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. VOTE 13-0

- 7 O-434-2018 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. VOTE 13-0
- 8 O-435-2018 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. VOTE 13-0
- 9 ORD-436-2018 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. VOTE 13-0
- 10 O-437-2018 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. VOTE 13-0
- 11 O-438-2018 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. VOTE 13-0
- 12 O-439-2018 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) VOTE 13-0
- 13 O-440-2018 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) VOTE 13-0
- 14 O-441-2018 authorizing a Conditional Use to establish an aesthetician

(skin care) office at 2029 West Market Street; and declaring an emergency. (12/3/18) VOTE 13-0

- 15 O-442-2018 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. VOTE 13-0
- 16 O-443-2018 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) VOTE 13-0
- 17 O-444-2018 authorizing the Director of Finance to enter into an agreement with The University of Akron School of Law to provide an amount not to exceed \$25,000 for its expungement program in 2019; and declaring an emergency. VOTE 13-0
- 18 O-445-2018 approving and authorizing the expenditure of \$10,000 previously designated for the Akron City Council travel budget be reallocated to the Akron Cares Program; and declaring an emergency. VOTE 12-0 (Neal abstained)
- 19 O-446-2018 authorizing the Mayor or his designee to enter into a contract, without the formality of publicly advertising for bids, with Westnet, Inc. for the purchase of Fire Station alerting hardware, software, and services for use at all Akron Fire Stations; and declaring an emergency. VOTE 13-0
- 20 R-447-2018 congratulating the 2018 University of Akron Zips men's soccer team for a remarkable season and competing in the 2018 NCAA Division 1 national championship (College Cup) for the sixth time in program history; commending the players, their coaches, staff, administrators, and fans, and wishing the team well in 2019; and declaring an emergency. VOTE 13-0

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

Mayor Horrigan; James Hardy, Chief of Staff; Annie McFadden, Deputy Chief of Staff; Yamini Adkins, Deputy Director of Law; Sean Vollman, Assistant Director of Law; Brian Angeloni, Assistant Director of Law; Gert Wilms, Prosecutor; Steve Fricker, Deputy Director of Finance; Chris Ludle, Deputy Director of Service; Marco Sommerville, Deputy Mayor Intergovernmental Affairs/Senior Advisor to the Mayor; John Valle, Director of Neighborhood Assistance; Sam DeShazor, Deputy Mayor- Economic Development; Mike Antenucci, Zoning; Abraham Wescott, Planning; Donald Rice, Director of Human Resources; Chief Ball, APD

COMMITTEE MEETINGS
New Legislation - January 7, 2019

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		

BUDGET & FINANCE

- 1 ORDINANCE authorizing the Director of Finance to pay costs associated with the City's participation in miscellaneous organizations, associations and agencies; and declaring an emergency.

PLANNING

- 1A RESOLUTION approving the renewal application of Evelia Ramos to have agricultural property at 1080 St. Michaels Avenue placed in an “agricultural district” pursuant to Revised Code Section 929.01, et seq.; and declaring an emergency. (Public Hearing scheduled for 1/7/19)
- 2 RESOLUTION approving, with modification, the renewal application of Donald E. and Carol A. Bessemer to have agricultural property on 1543 Collier Road and 1456 St. Michaels Avenue placed in an “agricultural district” pursuant to Revised Code Section 929.01, et seq.; and declaring an emergency. (Public Hearing scheduled for 1/7/19)
- 3 ORDINANCE authorizing a Conditional Use to establish a group home at 85 Kent Place; and declaring an emergency. (Public Hearing scheduled for 1/7/19)
- 4 RESOLUTION adopting the 2019 Capital Investment and Community Development Program, legally referred to as the Capital Investment Budget; and declaring an emergency. (Public Hearing scheduled for 1/14/19)
- 5 ORDINANCE authorizing a Conditional Use to establish a child day care business center at 1536 Breiding Road; and declaring an emergency. (Public Hearing scheduled for 1/14/19)
- 6 ORDINANCE authorizing a Conditional Use to establish a medical marijuana processing facility at 844 E. Tallmadge Avenue; and declaring an emergency. . (Public Hearing scheduled for 1/14/19)
- 7 ORDINANCE authorizing the Mayor, or his designee, to enter into a

lease agreement with the Genesis Outdoor Advertising to lease City-owned land at 530 Nome Avenue to install and maintain a digital billboard; and declaring an emergency.

- 8 ORDINANCE authorizing the Mayor to execute an option agreement and related agreements with Shin-Etsu Silicones of America, Inc., for the sale of 41.85 acres of City-owned land; determining the property is not needed for public use; and declaring an emergency.
- 9 ORDINANCE authorizing the Mayor, or his designee, to enter into a lease agreement with the Akron Zoological Park to lease City-owned land at 500 Edgewood Avenue to operate a zoo; and declaring an emergency.
- 9A. 9A. ORDINANCE authorizing the Mayor, or his designee, to enter into a lease agreement with Congresswoman Marcia L. Fudge, United States House of Representatives, 11th District of Ohio, for offices at the Lawton Community Center of the City of Akron; and declaring an emergency.

PUBLIC SERVICE

- 10 ORDINANCE authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts with a parking management company for the management and operation of parking services for the City of Akron's parking decks, surface lots, and on-street parking meters; and declaring an emergency.
- 11 ORDINANCE ratifying the actions of the Director of Public Service in contracting with Perram Electric for the emergency repair and replacement of the home-run wiring for the runway lights of Runway 7-25 at the Akron Fulton Airport; authorizing payment therefor; and declaring an emergency.
- 12 ORDINANCE authorizing the Mayor, the Director of Public Service, the Director of Finance, and the Director of Neighborhood Assistance to enter into contracts, after publicly advertising for bids, through the office of the Purchasing Agent, for the purchase of materials and services needed by the various divisions and departments of the City for a period of time not to exceed 3 years; approving the specifications therefor; and declaring an emergency.
- 13 ORDINANCE authorizing the Purchasing Agent to enter into an agreement or agreements, without the formality of advertising for bids, for the purchase of miscellaneous supplies, services, repair parts and labor for machinery and equipment used by various divisions and departments of the City for a period of one (1) year; authorizing payment therefore; and declaring an emergency.

PUBLIC UTILITIES

- 14 ORDINANCE authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for the replacement of water mains owned and operated by the City of Akron in Hudson, Ohio, on St. Regis Boulevard, St. Ives Boulevard, Hudson Park Drive, and Hudson-Aurora Road; and declaring an emergency.
- 15 ORDINANCE authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of advertising for bids, with Gray Matter Systems for the purchase of a GE iFix Global Care Complete Software support package for the Water Supply Bureau; and declaring an emergency

PUBLIC SAFETY

- 16 ORDINANCE authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of publicly advertising for bids, with Phoenix Safety Outfitters for the purchase of ladder/escape belts for use by the Akron Fire Division; and declaring an emergency.
- 17 ORDINANCE authorizing the Mayor to enter into a contract or contracts, after publicly advertising for bids, for the purchase of miscellaneous materials and services needed by the Department of Public Safety and for a period of time not to exceed 3 years; approving the specifications therefor; and declaring an emergency.