

****NEXT COUNCIL MEETING SCHEDULED FOR SEPTEMBER 14, 2009****

AKRON, OHIO COUNCIL AGENDA OF JULY 27, 2009

Regular Meeting – Members all present. A non-sectarian prayer was said by Councilman Mike Freeman. The Pledge of Allegiance to the Flag was repeated in unison. Minutes of the previous regular meeting read and approved.

CONSENT AGENDA

NO ITEMS

**RULES
(J. CONTI, CHAIRMAN)**

NO ITEMS

**BUDGET AND FINANCE
(T. MERLITTI, CHAIRPERSON)**

NO ITEMS

**PLANNING
(J. CONTI, CHAIRMAN)**

FIRST READING AND REFERRED – UP FOR PUBLIC HEARING SEPTEMBER 14, 2009:

(1) Ordinance authorizing a Conditional Use to construct an oversized garage at 1629 Hyde Park Avenue. (PC-2009-46)

TIME:

(2) Ordinance authorizing a Conditional Use to construct a carport to the side property line at 487 Palisades Drive; and declaring an emergency. (D-239) (03/30/09)

(3) D-205. 2009 Capital Investment & Community Development Program. (12/15/08)

(4) D-206. 2008-2012 Capital Investment & Community Development Program. (01/05/09)

(5) D-239. 1. Petition for a Conditional Use to construct a carport at 487 Palisades Drive. (PC-2009-06) (03/02/09)

(6) D-358. Petition of Jon Kopsky for a Conditional Use to construct an oversized garage at 1629 Hyde Park Avenue. (PC-2009-46) (07/06/09)

**PUBLIC SERVICE
(J. HURLEY, CHAIRMAN)**

TIME:

(1) Ordinance determining to proceed with the improvement of Barbara Avenue between the termini of Allendale Avenue and the eastern terminus by paving; grading; constructing and reconstructing curbs, concrete sidewalks, driveway approaches and storm sewers; installing roof drain pipes; and planting trees; approving the report of the Assessment Equalization Board; and declaring an emergency. (07/20/09)

**PUBLIC UTILITIES
(K. JONES, CHAIRMAN)**

NO ITEMS

**PUBLIC SAFETY
(J. SHEALEY, CHAIRMAN)**

NO ITEMS

**PARKS AND RECREATION
(K. CRAWFORD, CHAIRPERSON)**

NO ITEMS

**HOUSING
(M. FREEMAN, CHAIRMAN)**

NO ITEMS

**HEALTH AND SOCIAL SERVICE
(R. GREENE, CHAIRPERSON)**

NO ITEMS

**ECONOMIC DEVELOPMENT & JOB CREATION
(T. ALBANESE, CHAIRPERSON)**

REFERRED:

(1) D-374. Petition of YMCA for a Conditional Use to vary the building line and site plan review of a new building within the Summa Urban Renewal Area at the northeast corner of the intersection of E. Market Street and N. Adolph Avenue. (PC-2009-51) (07/27/09)

TIME:

(2) Ordinance authorizing a Conditional Use to land bank parking spaces at 383 Sherman Street for a 12-unit apartment house development at 436 Sumner Street; and declaring an emergency. (7/13/09) (D-341) **(07/20/09: Public Hearing was held. Committee requested Time. Granted: Viva Voce)**

(3) D-341. Petition of ASW Properties, Ltd., for a Conditional Use to land bank parking spaces at 383 Sherman Street for a residential development at 436 Sumner Street. (PC-2009-41) (06/15/09)

(4) Ordinance approving and authorizing execution of a Development Agreement among the City, County of Summit, Summit County Port Authority and Bridgestone Firestone North American Tire, LLC; and declaring an emergency. (11/17/08)

(5) D-228. Petition for a Conditional Use to vary the development requirements to construct a retail building at 959 Copley Road. (PC-2008-111) (02/02/09)

(6) D-229. Petition for a Conditional Use to establish a law office at 2367 East Market Street. (PC-2008-121) (02/02/09)

(7) D-278. Petition for a Conditional Use to construct the Schumacher Community Learning Center at 1020 Hartford Avenue. Petitioner: Akron Public Schools. (PC-2009-14) (04/06/09)

(8) D-306. Petition of American Legion Post #449 for a Conditional Use to construct a parking lot on the west side of 17th Street SW, south of S. Kenmore Alley. (PC-2009-27) (05/11/09)

(9) D-336. Petition of Jerry Wear for a Conditional Use to establish a welding shop and auto repair business at 298 ½ E. Cuyahoga Falls Avenue. (PC-2009-29) (06/15/09)

FILED:

(10) Ordinance authorizing a Conditional Use to establish a two-family residence at 938 Haynes Street; and declaring an emergency. (7/13/09) (D-340)

(11) D-340. Petition of Palladium-Bromwell Holdings, LLC for a Conditional Use to establish a two-family residence at 938 Haynes Street. (PC-2009-39) (06/15/09)

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READ IN BUT NOT PASSED ON OCTOBER 27, 2008:

(1) Resolution honoring and recognizing the sacrifices and contributions of Akron Veterans and honoring their service by designating Waterloo Road between Kelly Avenue and Wingate Avenue as the “Akron Veterans Corridor.” (10/27/08)

MISCELLANEOUS

FILED: VIVA VOCE. D-369-1. Notice from the Ohio Division of Liquor Control informing Council that a hearing will be held on August 13, 2009 at 1:00 p.m. at the Summit County Department of Job and Family Services, 33 North Main Street regarding the Transfer of a D5 permit to Dreamers Cabaret, LLC, 1110 Brittain Road. (WARD 2)

FILED: VIVA VOCE. D-375. Petition with 12 signatures to remove the basketball rims at the courts at Heintz/Hillcrest Park due to the foul language, breaking of glass, litter and intimidation by the basketball players around children that are trying to play on the playground. (WARD 7)

FILED: VIVA VOCE. D-376. One (1) city sidewalk Program Petition.

REPRESENTATION FROM VARIOUS DEPARTMENTS AND DIVISIONS:

Mayor Plusquellic; Dave Lieberth, Deputy Mayor, Administration; Cheri Cunningham, Assistant Director of Law; Tammy Kalail, Assistant Law Director; John Moore, Planning Director; Brad Beckert, Engineering; Cathy Watson, Deputy Director of Finance; John Valle, Deputy Service Director; Ron Williamson, Deputy Service Director; Debbie Forfia, Assistant Director of Law; Tom Quade, Director of Health; Bob Bowman, Deputy Mayor – Economic Development; Laraine Duncan, Deputy Mayor Intergovernmental Relations; Jim Masturzo, Deputy Mayor Labor Relations; Cindy Donel, Accounting Manager.

07/27/09

COMMITTEE MEETINGS

MONDAY, SEPTEMBER 14, 2009	2:00 P.M.	PUBLIC SERVICE
MONDAY, SEPTEMBER 14, 2009	2:15 P.M.	HEALTH & SOCIAL SERVICE
MONDAY, SEPTEMBER 14, 2009	2:30 P.M.	PLANNING
MONDAY, SEPTEMBER 14, 2009	2:30 P.M.	PARKS & RECREATION
MONDAY, SEPTEMBER 14, 2009	2:45 P.M.	ECONOMIC DEVELOPMENT AND JOB CREATION
MONDAY, SEPTEMBER 14, 2009	3:00 P.M.	BUDGET AND FINANCE
MONDAY, SEPTEMBER 14, 2009	3:15 P.M.	PUBLIC UTILITIES
MONDAY, SEPTEMBER 14, 2009	3:30 P.M.	PUBLIC SAFETY
MONDAY, SEPTEMBER 14, 2009	3:45 P.M.	HOUSING

ON MOTION, Council adjourned at 7:40 p.m.

Bob Keith
Clerk of Council

ORDINANCES AND RESOLUTIONS PASSED JULY 27, 2009

ORD. NO. 332-2009 authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the reconstruction of the tennis courts, removal of the basketball courts and installation of a pavilion at Firestone Park Community Center; approving specifications therefore; and declaring an emergency.

ORD. NO. 333-2009 authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the sale of surplus asphalt grindings; approving specifications therefore; and declaring an emergency.

ORD. NO. 334-2009 accepting conveyance(s) by deed of estates in fee simple of property in the City of Akron, for the C.D. LAND BANKING project; authorizing payment therefore; and declaring an emergency.

ORD. NO. 335-2009 accepting conveyance(s) by deed of estates in fee simple of property in the City of Akron, for the EASTGATE URBAN RENEWAL AREA project; authorizing payment therefore; and declaring an emergency.

ORD. NO. 336-2009 authorizing and establishing the City of Akron Voluntary Separation Plan, a retirement/resignation incentive plan to be made available to all eligible full-time City employees as of August 1, 2009; and declaring an emergency.

ORD. NO. 337-2009 authorizing and directing the submission to the electors of the City of Akron, of a proposal to amend Section 13, “(Recall) Procedure,” and Section 28 “Composition of Council, Terms, Salaries and Vacancies” of the Charter of the City of Akron to be voted upon at the next regular municipal election on November 3, 2009; and declaring an emergency.

RES. NO. 338-2009 approving and confirming the appointment of James E. Davis to the City income Tax Board of Review for a term ending December 31, 2010; and declaring an emergency.

ORD. NO. 339-2009 notifying the Director of Finance that the members of Akron City Council desire to forgo the 2.5% increase in salary granted by Ordinance No. 3-2009 for the balance of the year; and declaring an emergency.

ORD. NO. 340-2009 determining to proceed with the improvement of Rosalind Court between the termini of Gotham Court and the northern terminus and Gotham Court between the termini of Rosalind Court and West Glenwood Avenue by paving; grading; constructing and reconstructing curbs, concrete sidewalks, driveway approaches, storm sewers, water mains and retaining walls; installing roof drain pipes; and planting trees; and declaring an emergency.

ORD. NO. 341-2009 accepting conveyance(s) by deed of estates in fee simple of property in the City of Akron, for the BRIDGESTONE / FIRESTONE project; authorizing payment therefore; and declaring an emergency.

RES. NO. 342-2009 urging the United States Senate to enact Senate Bill 779, the Safe Highways and Infrastructure Preservation Act, which would ban triple-trailer trucks and longer combination vehicles from the National Highway System; and declaring an emergency.

RES. NO. 343-2009 congratulating and expressing appreciation to Dennis Prough on the occasion of his retirement from First Energy Corporation/Ohio Edison Company effective July 31, 2009; and declaring an emergency.