

This Regular Meeting of Council was called to order on Monday, January 22, 2024 at 9:45 p.m. by Steve Michniak, Council President.

PRESENT: Jon Hannan, Justin Ring, Anthony Lombardo, Steve Michniak, Marianne Glenn, Jennifer Wagner, Lisa McDaniel

ABSENT: None.

ALSO PRESENT: Glenn Broska, Mayor
Frank Beni, Law Director
Rich Polivka, Police Lieutenant
Robert Reinholz, Fire Chief
Matt Miller, Finance Director
Bill Miller, Service Director
Justin Czekaj, Municipal Engineer
John Cieszkowski, Planning Director
Patrick O'Malia, Economic Development Director
Greg Mytinger, Parks and Recreation Director
Shawna Lockhart-Reese, HR Manager
Matt Coffman, IT Network Administrator
Melissa Procop, Mayor's Executive Assistant
Caroline Kremer, Clerk of Council

Disposition of Minutes

MOTION: TO ACCEPT THE REGULAR COUNCIL MEETING MINUTES OF AUGUST 14, 2023, THE PUBLIC HEARING MINUTES OF JANUARY 8, 2024 – JEDD, AND THE REGULAR COUNCIL MEETING MINUTES OF JANUARY 8, 2024 AS WRITTEN.

Moved by Mr. Ring, seconded by Mr. Hannan. Upon voice vote, **motion carried.**

Citizens' Comments

None.

Reports/Communications from Depts/Boards/Commissions

Chief Reinholz reported that the Fire Department was doing HAZMAT refresher classes for area departments this week. This was important because Streetsboro had a lot of industrial businesses and the Turnpike on which a lot of hazardous materials travelled. The Fire Department was also doing a medic refresher, and had been busy with the elementary schools' school drills, and there had been two small fires in the last two weeks.

Introduction of Legislation Containing Statement of Emergency

MOTION: TO SUSPEND THE RULE OF THREE READINGS FOR T-7532, T-7533, T-7534, T-7535, T-7536, T-7537, T-7538, T-7539, T-7540, T-7541, T-7544, AND T-7545.

Moved by Mr. Ring, seconded by Mr. Hannan. Mr. Michniak said T-7542 and T-7543 would have individual votes to Suspend the Rules (not in this blanket motion) so that anyone that opposed the legislation would have an opportunity to oppose it in all ways. Upon roll call vote, **motion carried unanimously.**

T-7532 AN ORDINANCE AMENDING ORDINANCE NO. 2023-156, THE 2024 ANNUAL APPROPRIATION ORDINANCE. [#1]

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-06.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7533 AN ORDINANCE AMENDING ORDINANCE NO. 2023-79 AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AFTER COMPETITIVE BIDDING TO CONDUCT THE STREETSBORO CITY CENTER IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY TO EXPEDITE THE IMPROVEMENTS.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-07.

Moved by Mr. Ring, seconded by Mr. Hannan. Upon roll call, **motion carried unanimously.**

T-7534 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH RAIN DROP PRODUCTS, LLC FOR THE PURCHASE OF PRODUCTS AND SUPPLIES NECESSARY FOR THE CONSTRUCTION OF THE SPLASHPAD AT THE STREETSBORO CITY CENTER PROJECT LOCATION, AND DECLARING AN EMERGENCY TO EXPEDITE THE PURCHASE.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-08.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7535 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITHOUT COMPETITIVE BIDDING WITH VARIOUS VENDORS FOR THE PURCHASE OF FURNISHINGS, PRODUCTS AND INCIDENTAL SUPPLIES NECESSARY FOR THE NEW COMMUNITY CENTER, AND DECLARING AN EMERGENCY TO EXPEDITE THE PURCHASES.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-09 AS AMENDED IN TONIGHT'S SPECIAL SERVICE COMMITTEE MEETING.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7536 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITHOUT

COMPETITIVE BIDDING WITH CDW CORPORATION FOR THE PURCHASE OF MULTI-FACTOR AUTHENTICATION (MFA) HARDWARE TOKENS FOR THE POLICE DEPARTMENT AND DECLARING AN EMERGENCY IN ORDER TO MAINTAIN CONTINUITY OF SERVICES.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-10.

Moved by Mr. Lombardo, seconded by Mr. Hannan. Upon roll call, **motion carried unanimously.**

T-7537 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CISCO SYSTEMS, INC. FOR THE PURCHASE OF FIFTY (50) DUO PREMIER MULTI-FACTOR AUTHENTICATION LICENSES FOR USE BY THE STREETSBORO POLICE DEPARTMENT, AND DECLARING AN EMERGENCY TO EXPEDITE THE AGREEMENT.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-11.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7538 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITHOUT COMPETITIVE BIDDING WITH UBIQUITI INC. FOR THE PURCHASE OF NOT TO EXCEED TWELVE (12) CAMERAS WITH ACCESSORIES, FOR USE BY THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY IN ORDER TO PLACE THE CAMERAS INTO SERVICE AS SOON AS POSSIBLE.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-12 AS AMENDED IN TONIGHT'S FINANCE COMMITTEE MEETING.

Moved by Mr. Lombardo, seconded by Mr. Hannan. Upon roll call, **motion carried unanimously.**

T-7539 AN ORDINANCE AUTHORIZING AND DIRECTING THE ENGINEERING DEPARTMENT ALONG WITH THE PARKS AND RECREATION DEPARTMENT TO SUBMIT PLANS AND SPECIFICATIONS AND PROVIDE ADVERTISING SOLICITING BIDS FOR THE CONSTRUCTION OF THE FLOYD NORTH BICENTENNIAL PARK; AND DECLARING AN EMERGENCY TO COMMENCE THE BID PROCESS.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-13.

Moved by Mr. Hannan, seconded by Mrs. Glenn. Upon roll call, **motion carried unanimously.**

T-7540 AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT THE PORTAGE COUNTY HEALTHY AGING GRANT TO SUPPORT THE CITY'S SENIOR CENTER HEALTH AND WELLNESS ACTIVITIES AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE AVAILABILITY OF FUNDS.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-14.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7541 AN ORDINANCE AUTHORIZING THE MAYOR AND/OR FIRE CHIEF TO ACCEPT FINANCIAL ASSISTANCE IN THE FORM OF A SAFETY INTERVENTION GRANT FROM THE OHIO BUREAU OF WORKERS COMPENSATION, TO SUPPORT THE CITY'S PURCHASE OF A LUCAS 3.1 COMPRESSION SYSTEM FOR USE BY THE FIRE DEPARTMENT, AUTHORIZING THE MAYOR TO TRADE-IN ONE STRYKER LUCAS 2 AS PART OF THE PURCHASE TRANSACTION AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE AVAILABILITY OF FUNDS.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-15.

Moved by Mr. Lombardo, seconded by Mr. Hannan. Upon roll call, **motion carried unanimously.**

T-7542 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT CONNECTING COMMUNITIES PLANNING GRANT FUNDS PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS) IN ORDER TO IMPLEMENT THE TRAIL LAKE PARK TO SENECA PONDS CONNECTIVITY STUDY, AND DECLARING AN EMERGENCY IN ORDER TO MAKE FUNDING AVAILABLE AS SOON AS POSSIBLE.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULE OF THREE READINGS.

Moved by Mr. Ring, seconded by Mr. Hannan. Upon roll call, **motion carried 6-1 with Mrs. McDaniel opposing the motion.**

MOTION: TO ADOPT RESOLUTION NO. 2024-16.

Moved by Mr. Ring, seconded by Mr. Lombardo. Upon roll call, **motion carried 6-1 with Mrs. McDaniel opposing the motion.**

T-7543 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT CONNECTING COMMUNITIES PLANNING GRANT FUNDS PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS) IN ORDER TO IMPLEMENT PUBLIC SQUARE BYPASS CONNECTIVITY STUDY, AND DECLARING AN EMERGENCY IN ORDER TO MAKE FUNDING AVAILABLE AS SOON AS POSSIBLE.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULE OF THREE READINGS.

Moved by Mr. Ring, seconded by Mrs. Glenn. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT RESOLUTION NO. 2024-17.

Moved by Mr. Ring, seconded by Mr. Lombardo. Upon roll call, **motion carried 6-1 with Mrs. McDaniel opposing the motion.**

T-7544 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES WITH ZASHIN & RICH TO REPRESENT THE CITY AS OUTSIDE COUNSEL IN PENDING LITIGATION IN THE PORTAGE COUNTY COMMON PLEAS COURT, AND DECLARING AN EMERGENCY IN ORDER TO ENSURE CONTINUITY OF LEGAL REPRESENTATION.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-18.

Moved by Mr. Ring, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

T-7545 AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2023-166 TO EXPAND THE SCOPE OF LEGAL REPRESENTATION TO BE PROVIDED TO THE CITY UNDER THE CONTRACT AUTHORIZED BY THAT ORDINANCE, AND DECLARING AN EMERGENCY IN ORDER TO ENSURE CONTINUITY OF LEGAL REPRESENTATION.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2024-19.

Moved by Mr. Lombardo, seconded by Mr. Hannan. Upon roll call, **motion carried unanimously.**

First Reading

T-7546

AN ORDINANCE AMENDING SECTION 1152.02 OF TITLE FIVE, PART ELEVEN (PLANNING AND ZONING CODE) OF THE CODIFIED ORDINANCES, RELATING TO MANDATORY SUBJECTS OF SITE PLAN REVIEW BY THE PLANNING COMMISSION.

Clerk read by title as directed for first reading.

Second Reading

None.

Third Reading

T-7519

AN ORDINANCE AMENDING SECTIONS 1103.02, 1125.02, 1132.02, 1137.02, 1139.02, 1147.02, 1151.17, 1151.18, 1151.32, 1153.22, AND 1155.02 OF TITLE FIVE, PART ELEVEN (PLANNING AND ZONING CODE) OF THE CODIFIED ORDINANCES, ENACTING NEW SECTION 1151.33 THEREOF, AND REPEALING SECTIONS 1153.25 AND 1153.27.1 THEREOF, RELATING TO REGULATION OF HOTELS AND OTHER PLACES OF TRANSIENT ACCOMMODATION, CAR WASHES, AND MARIJUANA-RELATED ESTABLISHMENTS.

Today's agenda noted that this "needs to be amended by substitution." The Clerk explained that first and second reading had been with the initial document [T-7519], then a different version [T-7519 Amended] had been included in today's packets that included the amendments that Council had discussed at the last meeting which were highlighted in yellow, then today another version [T-7519 Amended²] had been distributed to the tabletops that included formatting corrections that Mr. Janis, the Assistant Law Director, had requested.

Mrs. McDaniel noticed under Section 1103.02 (a)(1.1) on page 1 it mentioned a square foot limitation that the ADU could not be more than 500 square foot usable living space. She did not recall discussing a square footage limitation. Mr. Ring agreed it had not been discussed. Mr. Cieszkowski explained that after the last meeting he had relayed City Council's wishes to Mr. Janis and this is what Mr. Janis had presented; Mr. Janis had done some research on the Home Builders Association and this is what he had presented. Mr. Ring did not like the size limitation, he didn't know why it was there, and Council had not asked for it, so he wanted to strike that out of the legislation. Mrs. Glenn agreed.

MOTION: TO AMEND THIS LEGISLATION BY REMOVING "OF NOT MORE THAN 500 SQUARE FEET USABLE LIVING SPACE" AND LEAVE " "ADU" MEANS A DWELLING UNIT CONSTRUCTED OVER A GARAGE, ...".

Moved by Mr. Ring, seconded by Mrs. Glenn. Upon voice vote, **motion carried.**

Mr. Hannan asked for clarification of the highlighted changes on pages 10 and 11. Mr. Cieszkowski explained that in Section 1151.17 the only change that was made was the R-2 District was removed because R-2 permits two family dwellings, so that would be in conflict with no more than one dwelling unit per lot. In Section 1151.18 it was referenced to one accessory dwelling unit and ensuring that it was not rented, leased, or hired out. The verbiage stayed much the same as previously presented but reference to the ADU/Accessory Dwelling

Unit was what was added to that subsection. The only change to this was the reference to ADU indicating that it was one accessory dwelling unit; the rest of the section is as it was previously presented.

MOTION: TO AMEND THE LEGISLATION BY SUBSTITUTION OF T-7519 AMENDED² WITH THE AMENDMENT JUST MADE BY COUNCIL.

Moved by Mr. Hannan, seconded by Mr. Lombardo. Upon voice vote, **motion carried.**

Clerk read by title as directed for third reading.

MOTION: TO ADOPT ORDINANCE NO. 2024-20 AS AMENDED.

Moved by Mr. Ring, seconded by Mr. Lombardo. Upon roll call, **motion carried unanimously.**

Mayor's Report

Mayor Broska asked everyone to be careful driving because freezing rain was expected tonight and the roads could be slippery in the morning. Be careful of downed trees too. The plow trucks would be out salting early. It was confirmed the City salt supply was still very good.

President of Council's Comments

Mr. Michniak said tonight was a good example of City Council not always agreeing on everything and doing it respectfully. He had wanted to have a record of it done appropriately so he had separated out the votes for T-7542 and T-7543 to allow the documentation. He felt it would be boring if Council agreed on everything all the time and Council was able to get through that objection and the Council Member was able to state her objection and her reasoning on the record; that's what the Council representatives were here for. She had expressed that people in her Ward were not supportive of that particular issue and she was able to represent their viewpoint with no hard feelings and Council could move on from there. It's possible someone might change their vote at the last minute too so it was good to hear all sides.

Council Members' Comments

Council Members thanked Bill Miller and his staff for the hard work and job well done during the last snowstorm. People felt Streetsboro streets were cleared well compared to some other local communities and Streetsboro had a great team.

Mrs. McDaniel thanked Mr. Michniak, Council, and the directors for being respectful of her opposition to a proposal. She was new to Council and said it was difficult for her to be the only No vote, but she appreciated the opportunity to work through it.

Announcements

There will be a Safety Committee, a Service Committee, and a Regular Council Meeting on Monday, February 12, 2024 starting at 7:00 p.m. in Council Chambers.

There being no further business to come before this Council, and upon motion by Mr. Lombardo, seconded by Mrs. Glenn, this meeting adjourned at 10:14 p.m.

ATTEST:

Caroline L. Kremer, Clerk of Council

Steve Michniak, Council President