

This Regular Meeting of Council was called to order on Monday, August 28, 2017 at 8:39 p.m. by Steve Michniak, Council President.

PRESENT: Jeff Allen, Bridget Pavlick, Jessica Timmons, Julie Field, Tim Claypoole, Steve Michniak, John Ruediger

ABSENT: None.

ALSO PRESENT: Glenn Broska, Mayor
Paul Janis, Law Director
Darin Powers, Police Chief
Robert Reinholz, Fire Chief
Jenny Esarey, Finance Director
Bill Miller, Service Director
John Cieszkowski, Planning Director
Rob Peters, Economic Development Director
Greg Mytinger, Parks and Recreation Director
Shawna Lockhart-Reese, HR Manager
Caroline Kremer, Clerk of Council

Disposition of Minutes

MOTION: TO ACCEPT THE REGULAR COUNCIL MEETING MINUTES OF JUNE 24, 2017 AND THE SPECIAL COUNCIL MEETING MINUTES OF AUGUST 7, 2017 AS PRESENTED.

Moved by Mr. Allen, seconded by Mrs. Field. Upon voice vote, **motion carried.**

Citizens' Comments

Sherry Albertson, Step 2, gave the monthly report for the Streetsboro Area Chamber of Commerce. She listed the August activities: a Business After Hours Party on the Patio at Honeybaked Ham with other Chambers and a Ribbon Cutting at the Black Iron Grill in Twin Lakes. There would be a Health Fair on September 12, 2017; the monthly luncheon would be September 13, 2017 with Dr. Joel Mowry, with a Networking event that afternoon; a Business After Hours at Kent State (libraries) and a Breakfast Blender on September 26, 2017.

Pete Buczkowski, 9345 Root Drive, gave some info on medical marijuana since Council would be having third reading of a moratorium for medical marijuana tonight. He said the State had decided there would be 1 farm facility for Lake, Geauga and Portage County and 2 dispensaries per county. The Clerk would distribute the information to Council.

Introduction of Legislation Containing Statement of Emergency

T-6351 AN ORDINANCE APPROVING THE CONSTRUCTION AGREEMENT BETWEEN THE CITY AND FRONTIER MV LLC FOR THE DEVELOPMENT OF THE MEADOW VIEW PHASE 6 SUBDIVISION, AS APPROVED BY THE PLANNING COMMISSION; AND DECLARING AN EMERGENCY IN ORDER TO IMPLEMENT THE AGREEMENT AS SOON AS POSSIBLE.

Mr. Cieszkowski reported that copies of the fully executed subdivision bond to cover the proposed improvements for Meadow View Phase 6 had been distributed to Council and he was pleased the subdivision project would move forward. He thanked the developer that took over the property for all the time and energy he expended to get the project to this point.

Mr. Ruediger asked the developer, Mark Holz of Frontier MV LLC, if Knox Energy would be the gas supplier to this new subdivision. Mr. Holz didn't know if future homes would be tied into Knox or Dominion, but would look into it with the project engineer tomorrow morning. William Uehlinger, 1453 Duncan Way, a resident of Meadow View, said Knox Energy was the gas supplier to the existing 153 homes. Mr. Ruediger encouraged not tying in with Knox Energy since it would automatically put the new homes in a lifelong contract. Clerk read by title.

MOTION: TO SUSPEND THE RULES.

Moved by Mrs. Field, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-105.

Moved by Mrs. Field, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

T-6370 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CONSTELLATION NEWENERGY SERVICES – GAS DIVISION, LLC TO SUPPLY NATURAL GAS TO ELIGIBLE CONSUMERS WITHIN THE CITY OF STREETSBORO PURSUANT TO THE CITY'S NATURAL GAS AGGREGATION PROGRAM, FOR A PERIOD OF TWO YEARS COMMENCING OCTOBER 1, 2017; AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE CONTRACT.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULES.

Moved by Mrs. Pavlick, seconded by Mrs. Field. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-106.

Moved by Mrs. Pavlick, seconded by Ms. Timmons. Upon roll call, **motion carried unanimously.**

T-6380 AN ORDINANCE AMENDING ORDINANCE NO. 2016-128, THE 2017 ANNUAL APPROPRIATION ORDINANCE. [#12]

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULES.

Moved by Mr. Ruediger, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-107.

Moved by Mr. Ruediger, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

T-6381 Authorize Renewal of NDS Agreement was not forwarded from tonight's Finance Committee Meeting.

T-6382 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION OF THE CONTRACT AUTHORIZED BY ORDINANCE NO. 2014-81 WITH CHARTER COMMUNICATIONS OPERATING LLC, DBA SPECTRUM FOR THE PURCHASE OF ADDITIONAL TELEPHONE CIRCUITS FOR THE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE INSTALLATION OF SERVICE.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULES.

Moved by Mrs. Field, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-108.

Moved by Mrs. Field, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

T-6383 AN ORDINANCE ACCEPTING A GIFT OF TEN CASES OF OFFICE PAPER FROM BEST BUY CO., INC. AN DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE AVAILABILITY OF THE GIFT.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULES.

Moved by Mr. Ruediger, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-109.

Moved by Mr. Ruediger, seconded by Mrs. Pavlick. Upon roll call, **motion carried unanimously.**

T-6384 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION OF THE CONTRACT AUTHORIZED BY ORDINANCE NO. 2016-17 WITH GLAUS, PYLE, SCHOMER, BURNS AND DeHAVEN, INC. FOR THE PURCHASE OF ADDITIONAL PROFESSIONAL ENGINEERING SERVICES NECESSARY FOR THE IMPROVEMENT OF UPGRADING TRAFFIC SIGNALS ON STATE ROUTES 14, 43 AND 303 IN THE CITY OF STREETSBORO, AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE IMPROVEMENT PROJECT.

Clerk read by title as directed.

MOTION: TO SUSPEND THE RULES.

Moved by Mr. Allen, seconded by Mrs. Field. Upon roll call, **motion carried unanimously.**

MOTION: TO ADOPT ORDINANCE NO. 2017-110.

Moved by Mr. Allen, seconded by Mrs. Field. Upon roll call, **motion carried unanimously.**

First Reading

T-6385 AN ORDINANCE AMENDING SECTION 133.05 OF TITLE FIVE, PART ONE OF THE CODIFIED ORDINANCES, RELATING TO PURCHASE CONTRACTS.

Clerk read by title for first reading.

Second Reading

None.

Third Reading

T-6364 AN ORDINANCE EXTENDING BY SIXTY (60) DAYS, THE TEMPORARY MORATORIUM ON THE ISSUANCE OF PLANNING, ZONING AND BUILDING PERMITS, APPROVALS AND CERTIFICATES RELATED TO MEDICAL MARIJUANA BUSINESSES AND LAND USES ORIGINALLY ENACTED PURSUANT TO ORDINANCE NO. 2017-81.

Clerk read by title as directed.

MOTION: TO ADOPT ORDINANCE NO. 2017-111.

Moved by Mr. Ruediger, seconded by Ms. Timmons. Upon roll call, **motion carried 6-1 with Mr. Ruediger opposing the motion.**

Mayor's Report

Mayor Broska reported that the Fairacres Avenue full depth paving project would move forward on September 5, 2017 and take about 30 days to complete. He also reported the new Wendy's restaurant would start construction on September 5, 2017.

President of Council's Comments

Mr. Michniak noted that all the children were back in school and the summer activities were quieting down and fall activities were starting. He wished everyone luck in school.

Council Members' Comments

Mr. Ruediger asked the Mayor to find out if the new development on Frost Road (Forest Valley) would be using Knox Energy for gas. He also asked that, for the sake of our residents, all future developments be steered away from using Knox Energy. Mayor Broska commented that since Meadow View Phase 6 had a new developer and the land was sold, that the new developer should probably be able to enter into his own agreements and the developer had heard loud and clear that Council did not want Knox Energy.

Mr. Michniak wondered if there was any sort of legislative tool the Council could adopt to achieve those ends. Mr. Janis said natural gas was a public utility service and Council had the authority to bring public utility franchises. He said it had always been curious to him how it was that in the past the developers were allowed to choose who the public utilities were. He added

that even though gas companies were public utilities, they were unique in that they did not have any mandate to extend their service just because a new development got built; it was a matter of negotiation between the gas company and the developer. Ultimately it was a public utility service and Council had the authority to grant or not grant franchises to public utilities. Mr. Michniak suggested this issue be discussed at a future committee meeting.

Mr. Ruediger said he'd recently been working with the people that were affected by hurricane Harvey that had flooded Houston, Texas with over 40 inches of rain and was now moving toward Louisiana. He hoped people would offer assistance by going through legitimate donation sites; he recommended the Red Cross and the Salvation Army. Mrs. Pavlick added that Via Los Lobos helped rescue animals to higher ground and needed assistance too. Mr. Ruediger wished everyone a happy Labor Day holiday.

Mr. Allen commented that two years ago he researched Knox Energy vs. Dominion and found that Knox's bills, although they included different things, were actually very comparable. But those residents still didn't have a choice and Mr. Allen thought they should have a choice.

Reports/Communications from Dept/Boards/Commissions

Ms. Esarey reported that RITA had scheduled the subpoena program for October 19 and 20, 2017, and the letter portion of the program had started, so she wanted Council to be aware that they may get questions or phone calls. Ms. Esarey offered to have the people contact her directly so she could answer their questions. Mr. Michniak had heard from a retiree that had received a letter and Ms. Esarey explained that they would still need to respond to the letter and maybe complete a form to mail in to indicate the person was retired.

Mr. Peters reported that Blackburn Wheels had purchased the Tinkers Creek Building on SR 43 south of Philipp Parkway/Ethan Avenue across from the water tower and would move in 7 jobs. The property owner would be in the building (not on the east coast) and all the existing tenants would stay too. He said Stainless Works had been interested in the same building and he thought only one would relocate to Streetsboro, but eventually both automotive companies will come to Streetsboro.

Mr. Mytinger reminded everyone about the Town Hall Meeting about the Parks and Recreation levy on Wednesday, August 30, 2017 at 7 p.m. at the high school auditorium. Chief Reinholz announced there would be a 9-11 Memorial Ceremony on Monday, September 11, 2017 at 9 a.m. in front of the City Hall.

Announcements

City Hall will be closed Monday, September 4, 2017 in observance of Labor Day.

There will be a Service Committee, a Safety Committee and a Regular Council Meeting on Monday, September 11, 2017 starting at 7:00 p.m. in Council Chambers.

There being no further business to come before this Council, and upon motion by Mr. Ruediger, seconded by Mr. Allen, this meeting adjourned at 9:07 p.m.

ATTEST:

Caroline L. Kremer, Clerk of Council

Stephen A. Michniak, President of Council