

Minutes of the Regular Meeting of Stow City Council held on Thursday, June 28, 2018, at 7:00 p.m.

Council Members Present: Riehl, Adaska, D'Antonio, Lowdermilk, Pribonic & Rasor

Council Members Absent: Herchick

City Officials Present: Mayor Costello, Finance Director Baranek, Director of Budget & Management Earle, Service Director Wren, Director of Planning & Development Kurtz, Assistant Law Director Mackin, Lieutenant Snavelly, Captain Hohenadel, Parks & Recreation Director Nahrstedt & Clerk of Council Emahiser

Press Representative: Stow Sentry

Call to Order

Mr. Riehl called the meeting to order and Mr. Rasor led the prayer and pledge of allegiance.

Approval of Minutes

MOTION:

Mr. D'Antonio moved and Mr. Adaska seconded to approve the Minutes of the Public Hearing and the Minutes of the Regular Council Meeting of May 24, 2018 as circulated.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Committee Reports

Mr. Pribonic reported on the Planning Committee Meeting of June 28, 2018 as follows:

1. Two items would be on tonight's agenda.

Mr. Lowdermilk reported on the Public Improvements Committee Meeting of June 28, 2018 as follows:

1. Two appointments would be introduced in motion form.

Mr. Rasor reported on the Roads & Safety Committee Meeting of June 28, 2018 as follows:

1. Discussed two proposals. One of them would be introduced in legislative form.

Mr. Riehl reported on the Committee-of-the-Whole Meeting of June 28, 2018 as follows:

1. Discussed a proposed Charter Amendment. The item remains in Committee.

Mr. D'Antonio reported on the Finance Committee Meeting of June 28, 2018 as follows:

1. Three items would be introduced in legislative form.

City Officials' Reports

Mayor Costello reported as follows:

1. He had had the pleasure of swearing-in the City's two new Firefighters.
2. He had had the pleasure of helping to officiate at the Safety Town Graduation. That was Firefighter Sandy's last Safety Town.
3. All parties have signed-off on the CAD agreement. The contract has been issued, so they were moving forward with that.
4. Reminded everyone that next Wednesday was the 4th of July. There would be a parade. Ms. Nahrstedt would elaborate on that.

Parks & Recreation Director Nahrstedt reported as follows:

1. Two very well-attended and popular events would be coming-up on Wednesday - the Stow 4th of July Parade and the Stow Firecracker Run. They were expecting big crowds for both events.

She reminded everyone that the roads would be closed for a period of time that morning. Copies of the Road Closing Announcement were on the table in the back or people could access StowOhio.org to get the latest information on that.

She reminded people that were in the parade that they were very limited with space at the Stow-Kent Shopping Center. Therefore, they would not be allowing any additional vehicles, other than those that were registered for the parade, to be in the Stow-Kent Shopping Center.

That meant if you were in the Parade, no extra vehicles could park there. They asked people to assemble elsewhere with their walkers and other participants and then drive over to the Stow-Kent Shopping Center.

There they would check them in, get them right off of Fishcreek Road and check them in there. They were either in or out. If they had a permit, they were in. If they didn't have a permit, they were out.

Permits went out to everyone. If people who were registered didn't receive one, they should let them know right away so they could get them that permit.

For people who were not in the parade that would typically park at Stow-Kent Shopping Center, unfortunately it would not be available to the public this year. They were asking people to park elsewhere.

Finance Director Baranek reported as follows:

1. Highlighted the following items from the Bill Listing:

Total - \$1,920,964.

Of that:

\$1,381,285 was for two payrolls;
\$149,114 was for the City's annual
equipment lease payment;
\$122,621 was for employee benefits;
\$45,993 was for outside consultants; and
everything else was fairly well
smaller in value.

Service Director Wren reported as follows:

1. Kent State had reached out to them to make them aware of some changes to their bus schedule throughout the City.

They were going to see increased bus traffic on Charring Cross, Santom and Hiwood due to the construction at the K.S.U. Airport. It should continue for about the next 15 months.

They can no longer turn-around at the airport property, so they are going to use these roads to do it. That means about 25 times a day on weekdays and 10 times a day on weekends for the buses to turn-around.

The Community Engagement Office from Kent State went door-to-door and hung door hangers. They also had a public meeting. Nobody showed-up at the public meeting. They would see what happens once the bus traffic actually starts.

Mr. Riehl stated that was doing it right. A lot of times, even for the Planning Commission, they didn't notify the neighbors or anything like that to at least let them know what's coming. He did appreciate Kent State reaching out to the neighbors. He thought once they see the buses, it would probably be a different story.

Mr. Adaska asked when Arndale was going to reopen? Mr. Wren stated the goal right now is to have it passably by the 4th of July. Mr. McCleary stated that they did lose a day because of rain this week. It will not be open if it isn't safe. So the goal is to have it open by the 4th of July if it is made safe.

City Engineer McCleary reported as follows:

1. The intersection at S.R. 91 and Graham is basically on hold. They are going to do a waterline on Monday and Tuesday with a new hydrant if all goes well.

When Union Metal went out-of-business it delayed the delivery of the traffic signal poles to sometime in July. So there may not be a lot of activity over the next 3-4 weeks. Then as soon as the signal poles come-in the activity will pick back-up and the final paving will go in.

New Business

Mr. Riehl stated that Mr. Herchick was very apologetic, however, he had planned his family vacation prior to the Mayor resigning and they picked his replacement. So Mr. Herchick was unavailable to attend tonight's meeting.

MOTION:

Mr. Riehl moved and Mr. D'Antonio seconded to excuse the absence of Councilman Herchick.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

MOTION:

Mr. D'Antonio moved and Mr. Riehl seconded to confirm the Mayor's appointment of Bob Pontius to the Parks & Recreation Board for a term ending 1/2/21.

Mr. Riehl stated that Mr. Pontius is a good guy. He has been involved in the community. He works with Stow Glen. He would happily support this.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

MOTION:

Mr. Adaska moved and Mr. D'Antonio seconded to confirm the Mayor's appointment of Ashley Bean to the Commission on Inclusion for a term ending 1/2/20.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Mr. Riehl stated SKiP Playground was in the news for deteriorating over the years and having to be torn-down due to father time and lack of upkeep.

He had been talking to people such as Mr. Rasor and Mr. Adaska. Mr. Adaska was actually at the ground floor level when it was constructed. He, as a 7 year old, raised money for it over at Indian Trail. He thought 6 year old Mike Rasor probably did the same.

It was something that really brought the community together. People raised money that was actually matched by the City. People say it was 100% private funded but that was not necessarily accurate. The City did match money.

In the spirit of that he would like to entertain the prospect of another community out-reach effort to build a playground in the City of Stow. This is just the first step of many. They may find that it's not necessary, that they had too many or there wasn't any interest or anything like that. However, he thought it was something that would bring the community together and raise money.

He really would like to do it the same way – have it privately funded with a possible match by the City. There might actually be an ordinance that requires that. They would get the answer to that.

MOTION:

Mr. Riehl moved and Mr. Adaska seconded for City Council to engage with the City Administration to create an action plan to replace SKiP Park thru a community effort.

Mr. Rasor thanked Mr. Riehl for making this motion. They both remembered the volunteer days, not nearly as vividly as Mr. Adaska did, but that playground had a special place for both of their childhoods.

They find themselves now in a position where they could potentially create some memories for kids in the next generation.

They were going to reach out to the public to see if there's a Bob Adaska of this decade and see if there are some benefactors of this decade who can step up and do this.

They were going to do something that's unique. It's not going to be a cookie-cutter playground hopefully if they do it at all. However, he was excited. Let's do it.

Mr. Riehl thought it was always good to bring the community together. They may go out there and they may say no. However, he thought it was worth exploring and to see what's out there.

Mr. Adaska stated it was also a joint effort by the City Administration as well. He remembered Mr. Baranek being out there a few days helping and Mr. Dolson was the

City's Service Director back then. Mr. Earle stated he was out there too. Mr. Adaska stated there were a lot of city employees there. It was a great effort.

He had been digging thru his closet the other day and he found a sweatshirt that had the SKiP Playground on the back of it and Fun in Stow on the front. He thought sweat-shirts were available and that quite a few people bought them and wore them while they were helping to create the playground.

It was a fun effort. He may have gotten a little emotional about it a couple of meetings ago, but he just hated to see them let it go.

There were quite a few young people that had contacted him saying that they grew up at the playground and now their kids were playing there. So second and even third generation residents of Stow and outside of Stow used it. There were people from other communities that had enjoyed that playground as well.

He appreciated Mr. Riehl's motion. He still had a little steam left in him. So if they did put something together, he would be happy to volunteer his time again.

Mr. Lowdermilk reiterated that a lot of residents really just loved that playground. Hopefully they could do it as the City of Stow. He knew there were a lot of people from surrounding communities that came. Maybe they would be willing to help also by chipping in.

Being in Ward III, right across the street from a lot of residential in Ward III, that park was actually in walking distance to a lot of residents that he served. There was certainly a lot of dismay that that was no longer there, especially this year and going forward. He thought it was a great project.

Mr. Pribonic knew they had talked about it a year-and-a-half to two years ago - the Stow Community Foundation looking to help spearheading this. Since they were a 501(c)(3) it allowed people to donate for that cause.

He thought that would help out fundraising efforts. They had kept this in their back pockets waiting for what was going to occur on City grounds. If it does come to fruition, the offer that they made 1 ½ to 2 years ago was still there.

They had had a meeting about a week ago. They were still very interested in doing that to help people. The park was a very big part of our community. Also people could benefit if they wanted to donate because they were a tax 501(c)(3).

He would be happy to find out any way they could contribute, not only from a Council point of view, but also from a Foundation point of view, and how they could support that effort.

Mr. Riehl stated this was much like the downtown issue. It was a very inclusive, multi-step process. They were looking to get something going.

Mr. Razor stated some people at home might be wondering about the downtown project? The SKiP idea is something that could work with or without a downtown project.

The concept they had includes a lot of public land being preserved and there is an anticipated park element of some sort. If a downtown never comes to fruition, this is something they are prepared to hopefully do without any developer support.

Mr. Riehl stated when he was talking to Mr. Adaska about this prior to the meeting, he also mentioned that if it didn't fit downtown, they could put it in Adell Durbin Park.

First of all he thought they should see what was out there and see if there is any interest. If there is, they would move forward. If there isn't, they were okay. He thought they should go out there and see what's out there.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Disposition of Ordinances & Resolutions

Mr. Lowdermilk introduced Ordinance No. 2018-61, entitled:

AN ORDINANCE AMENDING PART ELEVEN, C.O.S., ENTITLED "PLANNING AND ZONING CODE", PARTICULARLY CHAPTER 1137 THEREOF, ENTITLED "PROCEDURES AND PENALTIES", SPECIFICALLY SECTION 1137.03 THEREOF, ENTITLED "SITE PLAN REVIEW", SPECIFICALLY ITEM (g) THEREOF, ENTITLED "CONFIRMATION BY COUNCIL", AND SECTION 1137.04 THEREOF, ENTITLED "CONDITIONAL USE PROCEDURES", SPECIFICALLY SECTION (d) THEREOF, ENTITLED "COUNCIL REVIEW; NOTICE", TO REQUIRE THE CITY ARBORIST'S APPROVAL OF LANDSCAPING PLANS PRIOR TO COUNCIL APPROVAL.

which was read by title by the Clerk for the third time.

Mr. Lowdermilk moved and Mr. Adaska seconded for the adoption of Ordinance No. 2018-61.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Ordinance No. 2018-61 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect in thirty (30) days.

Mr. Pribonic introduced Resolution No. 2018-72, entitled:

A RESOLUTION GRANTING CONDITIONAL ZONING CERTIFICATE/SITE PLAN APPROVAL TO BRIAN SOYKA OF SHEETZ, INC., APPLICANT, TO PERMIT THE RENOVATION AND EXPANSION OF THE SHEETZ CONVENIENCE STORE/GAS STATION LOCATED AT 950 STEELS CORNERS ROAD, IN THE CITY OF STOW AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. Pribonic moved and Mr. D'Antonio seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Mr. Pribonic moved and Mr. D'Antonio seconded for the adoption of Resolution No. 2018-72.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Resolution No. 2018-72 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Lowdermilk introduced Ordinance No. 2018-73, entitled:

AN ORDINANCE REPEALING SECTION 549.11, C.O.S., ENTITLED
"POSSESSION AND TRANSFER OF FIREARMS."

which was read by title by the Clerk for the first time.

Mr. Lowdermilk moved and Mr. D'Antonio seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Mr. Lowdermilk moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2018-73.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Ordinance No. 2018-73 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect in thirty (30) days.

Ordinance No. 2018-74 was held.

Mr. D'Antonio introduced Resolution No. 2018-75, entitled:

A RESOLUTION DESIGNATING THE WESTFIELD BANK OF
WESTFIELD, OHIO AS AN AUTHORIZED DEPOSITORY OF THE
ACTIVE DEPOSITS OF THE CITY OF STOW, OHIO, AND DECLARING
AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. D'Antonio moved and Mr. Pribonic seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk & Pribonic

No Votes: None

Abstentions: Razor. The motion carried.

Mr. D'Antonio moved and Mr. Pribonic seconded for the adoption of Resolution No. 2018-75.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk & Pribonic

No Votes: None

Abstentions: Razor. The motion carried.

Resolution No. 2018-75 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Ordinance No. 2018-76, entitled:

AN ORDINANCE INCREASING THE CURRENT TWO HUNDRED DOLLAR (\$200.00) CASH DRAWER FUND IN THE BUILDING DEPARTMENT TO THREE HUNDRED FIFTY DOLLARS (\$350.00) AS REQUESTED BY THE CITY ENGINEER AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. D'Antonio moved and Mr. Razor seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Razor seconded for the adoption of Ordinance No. 2018-76.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Ordinance No. 2018-76 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. D'Antonio introduced Resolution No. 2018-77, entitled:

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE OHIO PUBLIC WORKS COMMISSION FOR FINANCIAL ASSISTANCE WITH A PROJECT DESIGNATED AS THE KSU AIRPORT WATER TRUNK LINE PROJECT AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. D'Antonio moved and Mr. Pribonic seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Mr. D'Antonio moved and Mr. Lowdermilk seconded for the adoption of Resolution No. 2018-77.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Razor

No Votes: None. The motion carried.

Resolution No. 2018-77 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Mr. Pribonic introduced Ordinance No. 2018-78, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A RELEASE OF DEED RESTRICTIONS LOCATED ON OR NEAR THE REAL PROPERTY KNOWN AS 3506 DARROW ROAD, AND DECLARING AN EMERGENCY.

which was read by title by the Clerk for the first time.

Mr. Pribonic moved and Mr. D'Antonio seconded for the suspension of rules.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Mr. Pribonic moved and Mr. D'Antonio seconded for the adoption of Ordinance No. 2018-78.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Ordinance No. 2018-78 was declared to be adopted by Council and, upon its signature by the Mayor, shall take effect immediately.

Disposition of Bills

MOTION:

Mr. D'Antonio moved and Mr. Adaska seconded to approve the release of the checks for the current Bill Listing.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

Committee Meetings Scheduled

Planning Committee
Thursday, July 12, 2018
at 6:00 p.m.

Finance Committee
Thursday, July 12, 2018
to Follow the Planning Committee

C.O.W.
Thursday, July 12, 2018
to Follow the Finance Committee

City Council
Thursday, July 12, 2018
at 7:00 p.m.

Adjournment

MOTION:

Mr. D'Antonio moved and Mr. Lowdermilk seconded to adjourn.

Yes Votes: Riehl, Adaska, D'Antonio,
Lowdermilk, Pribonic & Rasor

No Votes: None. The motion carried.

The meeting adjourned at 7:28 p.m.

Bonnie J. Emahiser
Clerk of Council

Matt Riehl
President of Council