

CITY OF TWINSBURG, OHIO

REGULAR COUNCIL MEETING MINUTES

TUESDAY, FEBRUARY 14, 2017

ROLL CALL: S. Scaffide, J. McFearin, G. Sorace, M. Stauffer, S. Rodin, B. Furey and B. Steele

ABSENT:

ALSO PRESENT: Ted Yates, Mayor
David Maistros, Law Director
Karen Howse, Finance Director
Shannon Collins, Clerk

CAUCUS:

The caucus meeting was called to order at 7:00 pm.

Presentations

No presentations this evening.

Items for Discussion

No items for discussion this evening.

Audience Participation:

No audience participations this evening.

Pending Legislation:

Ordinance 03-2017 – Dedication of Corbett’s Farm Subdivision Phase 3

Ordinance 04-2017 – Dedication of Fox Hollow Subdivision

Ordinance 06-2017 – Amending Fitness Center membership options and rates

Ordinance 07-2017 – Amending Fitness Center and Waterpark options and rates

Ordinance 13-2017 – Award bid for 2017 Tree Planting Program to The Greenleaf Group, LLC

Resolution 14-2017 – Consent legislation for ODPT to work in city on guardrail on SR91

Resolution 15-2017 – Ohio Edison Easement at Golf Course

Resolution 16-2017 – Designating mayor as the city’s agent for mitigation grant funds

Ordinance 17-2017 – Enter CBA agreement with Teamsters

Ordinance 18-2017 – Amending Ordinance 129-2016 regarding Parks & Recreation Commission meetings

Miscellaneous:

Mr. Furey spoke regarding the naming of the Community Gardens after John Seese. He would like a formal resolution prepared for the February 28th meeting. Mr. Scaffide stated he does not have a problem naming the gardens after Mr. Seese but thinks council should adopt the policy and let the Twinsburg Baseball League proceed with their plans of naming the batting cage.

Mr. Steele asked Mr. Maistros if there would be a problem if they passed the TBL's request and updated the policy after. Mr. Maistros stated that after speaking with TBL they should fit within the scope of what the city would like to see.

Mr. Furey spoke about the survey for the second roundabout. Mr. Rodin stated he is for the survey but believes as a community we should focus on the school levy and address the survey after.

Mr. Steele asked Ms. Mohr about the timeline. Ms. Mohr, the city engineer, stated that the project has been moved from the 2018 construction season to the 2019. If council choses to change the layout they must decide by the end of May.

Mr. Furey also spoke about the council rules. He thinks we should still look at these in the near future.

No further miscellaneous this evening.

Adjournment:

This meeting unanimously adjourned at 7:23 PM

Regular Council Meeting:

Mr. Sorace called the Regular Council meeting to order at 7:31 PM.

ROLL CALL: S. Scaffide, J. McFearin, G. Sorace, M. Stauffer, S. Rodin, B. Furey and B. Steele

ABSENT:

ALSO PRESENT: Ted Yates, Mayor
David Maistros, Law Director
Karen Howse, Finance Director
Shannon Collins, Clerk

INVOCATION & PLEDGE OF ALLEGIANCE:

Ms. McFearin bestowed the Invocation and led Council in the Pledge of Allegiance.

APPROVAL OF MINUTES:

The minutes of January 24, 2017 were approved as written.

PUBLIC PARTICIPATION:

Robert Voelker – 8921 Canyon Falls Blvd.

Mr. Voelker who is the President of the Wilcox Association which controls and overseas the complex. He asked council not to overturn BZA's ruling on the variances for the Marriott Residence Inn. He stated that the hotel is too large for the area and disrupts the look of what

Wilcox Place is about. His job as the president is to protect the tenants that are there. If there was a need for another hotel, he would build it, but there is not.

Roger Greene – 8971 Wilcox Drive

Mr. Greene stated that there are other sights in town that would fit this hotel. He stated there are smaller Residence Inns across the country. The variance that were proposed for the extended stay hotel would dramatically affect the Hilton's business. The Hilton did over \$650,000 of 4+ night stays last year. The height of a new hotel would affect the Hilton's visibility from 480 going west.

Michael Montgomery – Baker Hostetler - 127 Public Square, Cleveland

Mr. Montgomery stated his is with the firm on behalf of the Hilton. He that the record of the BZA's proceedings reflect a careful and thoughtful consideration of the requested variance.

Ms. McFearin asked if the Hilton got many variances when they were building their hotel. Mr. Maistros stated that was not what was being said by Mr. Voelker. Mr. Steele stated that he believes Mr. Voelker's hotel went up without the variances.

Mr. Rodin asked Mr. Greene to confirm the number of 4+ night stays at the Hilton, which was \$650,000.

No further public participation this evening.

AWARDS & PRESENTATIONS:

No awards or presentations this evening.

APPEAL – 8941 WILCOX DRIVE

Daniel Sirk – Architect for the Marriott project spoke regarding the hotel project. He stated that in May they presented two options because they knew that due to the shape of the site they may be some setback concerns. Planning Commission work session outcome was the Residence Inn product. He went over the plan design with council. Mr. Sirk requested that council side with the Planning Commission and overturn the BZA's decision.

Joe DeLuca, owner of the property stated that the difference in the hotel options is not just the ten rooms it is in the amenities at the hotel. The Residence Inn has a bar area, breakfast lounge and serves food. The rooms are bigger and designed for an extended stay. Every room has a kitchenette. He stated there is not a product like this in Twinsburg and there is also not a Marriott product in Twinsburg. He stated Twinsburg has had business growth which a new hotel could help support. He said he can do either product but believes the Residence Inn is the best fit for Twinsburg.

Mr. Furey asked if anything has changed with the plans since it was presented to the BZA. Mr. DeLuca stated no.

Mr. Sirk explained the drop off and why the building cannot be moved back. Mr. Steele asked what the width of the front drive was. Mr. Sirk stated 14 feet.

Art Borowski stated they had letter of support for the hotel.

Mr. Rodin asked if there were drawings for the other hotel. Mr. Sirk stated that the second option could be built without BZA's approval due to no variances being required.

Mr. Steele stated he would like Mr. Kancler, BZA chairperson to speak. Mr. Maistros stated that the issue before council is the variances for the Residence Inn. He asked that council kindly only address the matter at hand.

MOTION: TO OVERTURN THE BZA'S DECISION IN APPEAL 11-2016 AND HEREBY GRANT THE FOLLOWING VARIANCES; PERMIT TEN ADDITIONAL HOTEL ROOMS ON THE SITE, PERMIT A 10' 4" REAR YARD SET BACK AND PERMIT A 65' 4" FRONT YARD SET BACK

Moved by S. Scaffide, seconded by G. Sorace

Mr. Sorace stated that a yes vote would overturn the BZA's decision. Mr. Scaffide stated that was correct and it would take five members of council to overturn the BZA's decision.

Upon roll call motion failed 4-3, with Mr. Furey, Mr. Scaffide and Mr. Steele dissenting

COMMITTEE AND/OR COMMISSION REPORTS

Mr. Scaffide – BZA, Capital Improvement, Public Works, Compensation

- Crestwood Improvement Project will have a meeting for those affected on Tuesday, February 21st at 6:00 pm in Council Chambers.
- Nothing report this evening

Mrs. Stauffer – ARB, Safety, Fitness, Vol. Fire

- ARB met January 19th and February 2nd. Next meeting will be February 16th.
- Nothing further this evening

Mr. Furey – Finance, Parks & Rec, Treasury, Compensation

- Parks and Recreation Commission will meet on February 23^d
- Stated that he is pleased that Mr. Seese will receive a proclamation at the 2/28 Council meeting.
- Attended the Council/Department Head Retreat on January 27th.
- Gave his condolences to the family of Jack Ryan. He was one of the original Volunteer Fireman and owned the local Barber Shop.
- Congratulated Mr. Sorace on being inducted into the Twinsburg Athletic Booster Hall of Fame.
- Nothing further this evening

Mr. Rodin – Environ. Commission, Finance, Safety, Public Works

Environmental Commission will meet on February 9^h.

- Mayor Yates will issue a proclamation declaring Mr. John Seese's initial start-up, contributions and accomplishments while being a member of the Environmental Commission

- The Environmental Commission met on Thursday, February 9th and reviewed their events for 2017. Earth Day, scheduled for April 22nd, from 12noon to 4PM, will be at the Metro Park. Some of programs include:
 - A music skit — music instruments are comprised of recycling materials
 - Arts and Crafts
 - Electric Car Show — Tesla, Toyota
 - Rain Gardens
 - Scavenger hunts
 - Humane Society of Summit County with animals to adopt
 - Edible nature plants and culinary use
 - Rain garden exhibits
 - Food trucks
 - Much more
- Clean-up day currently scheduled for May 6th has been changed to Saturday, October 14th
- Nothing further this evening

Mr. Steele– Finance, Planning, Compensation, Golf

- Gave his condolences to the family and colleagues of Jack Ryan. He was a great man and will be missed.
- Nothing further this evening

Ms. McFearin – Fitness, Chamber, Safety, Community Relations

- Nothing to report this evening

Mr. Sorace – Community Relations, Twins Day, Charter Review, Public Works

- Twins Days Committee met February 1st and decided their theme will tie into the city's Bicentennial Celebrations.
- Nothing further this evening

MAYOR'S REPORT:

- Attended the Twinsburg Athletic Booster's Annual Middle School Wrestling Tournament. It is a well-run event.
- Attended the Fire Departments Night at the Races. Always a good time.
- Held a Council/Department Head Retreat which lets council and department heads go over goals and visions for the city.
- The Garden Club will be hosting an event 'Bee's in the Garden' on February 26th at the Public Library.
- Swore in a new police officer Rodney Gist.
- Stated the city fell victim to a phishing scheme and the employee's W-2 information was accidently sent out. The city is working to help all of its employees with this and is deeply sorry this has happened.
- The annual Mayor's State of the City will be Thursday, February 16th at 8:00 am at the Hilton.
- Nothing further this evening

DEPARTMENT HEAD REPORTS:

Chris Campbell – Public Works Director

- **Roadway Maintenance** – With the break in the weather the crews are patching pot holes throughout the city. The total patched from December thru February 13 is 1,434.
- **Animal Control** – Crews removed 11 dead animals from the streets. We will be working with A & S Animal Control for trapping etc.
- **Storm System** – The January inspection was completed with 1, 55 gal bag of debris removed.
- **Microturbine** – The unit continues to run well.
- **Winter Projects** – Crews are continuing with the winter, building maintenance projects.
- **Ice Control** – Crews have completed 13 rounds of snow and ice control since January 10. A total of 1,300 tons of salt were applied to the area roads.
- **Tree Pruning** – Tree pruning has been performed on Belleau Dr. and Ethan’s drive. A total of 108 trees have been pruned.

Mr. Scaffide asked about branch pick up. He asked if any residences had branches out if they would be picked up. Mr. Campbell stated if the unit is out and close by they could.

Mr. Sorace thanked the sewer crew for helping a resident.

Timothy Morgan – Fire Chief

Call Volume

- The fire department ran a total of 221 calls this January compared to last January of 184, which is a 20% increase.

Notable Events

- Event #17-953, 1/13: Units responded to a morning fire at a paint manufacturing company on Highland Rd. The second story fire involving some equipment and materials was quickly extinguished. One employee of the company received 1st degree burns and was evaluated at the scene. TFD received mutual aid from Macedonia, Streetsboro, Hudson Fire, and Hudson EMS.

Fire Prevention

- Fire Prevention completed 117 inspections and 1 investigation.

Public Education

- There was a total of 3 personal contacts made in January.

Training

- There was a total of 331 hours of training done in January.

Points of Interest

- **Weather Warning Sirens:** Following the monthly system test on February 4, it was determined that all sirens were functioning properly.
- **Station #1 Feasibility Study:** Fire Chief will be requesting a Safety Committee meeting to discuss the study results, and begin to craft a plan for moving forward with planning and design.
- **Night at the Races:** Twinsburg Firefighters Local 3630 would like to thank everyone that attended their fund raiser for charity, including college scholarships for Twinsburg High School seniors. We continue to appreciate the great support we receive from our community.

- Passing of a former member: John (Jack) Ryan, a volunteer for the Twinsburg Fire Department from 1961 to 1988, retiring with a rank of Lieutenant, passed away on February 8, 2017.
- Good Neighbor: On February 11, 2017, a fire broke out in an Altamont Dr. apartment with the resident sleeping inside. Her neighbor, Wade Wooten noticed the fire and entered the burning apartment, woke the resident, and assisted her out of the apartment, effectively saving her life. Mr. Wooten will be formally recognized at a later date.

Karen Howse – Finance Director

- The city is down 3% over last year. Full report after the second distribution.
- The audit process has started. They may be asking for information from city council.

Mr. Steele asked Mrs. Collins about a request for information he submitted. She stated she is still working on it.

Mr. Steele asked Ms. Howse if there is a policy in place to stop the release of information like happened last week. Ms. Howse stated there is a citywide employee policy. Mr. Steele asked if there was anything more in the Finance Department and if the employee violated the city policy. The mayor answered yes, she had.

LEGISLATION

ORDINANCE 03-2017 - AN ORDINANCE ACCEPTING THE LANDS AND IMPROVEMENTS DEDICATED TO PUBLIC USE FOR THE CORBETT FARM PHASE 3 SUBDIVISION; ACCEPTING THE MAINTENANCE BOND AND REDUCING THE PERFORMANCE BOND ACCORDINGLY

Read by S. Collins

MOTION: TO ADOPT ORDINANCE 03-2017

Moved by G. Sorace, seconded by S. Rodin

Upon roll call motion passed unanimously

ORDINANCE 04-2017 - AN ORDINANCE ACCEPTING THE LANDS AND IMPROVEMENTS DEDICATED TO PUBLIC USE FOR FOX HOLLOW SUBDIVISION; ACCEPTING THE MAINTENANCE BOND AND REDUCING THE PERFORMANCE BOND ACCORDINGLY

Ordinance 04-2017 was passed over this evening.

ORDINANCE 06-2017 - AN ORDINANCE ESTABLISHING MEMBERSHIP FEES AND RATES FOR THE FITNESS CENTER IN THE PARKS AND RECREATION DEPARTMENT

Ordinance 06-2017 was passed over this evening.

ORDINANCE 07-2017 - AN ORDINANCE ESTABLISHING MEMBERSHIP OPTIONS AND RATES FOR THE FITNESS CENTER AND WATERPARK IN THE PARKS AND RECREATION DEPARTMENT

Ordinance 07-2017 was passed over this evening.

ORDINANCE 13-2017 - AN ORDINANCE ACCEPTING THE BID OF THE GREENLEAF GROUP, INC., FOR THE 2017 TREE PLANTING PROGRAM; AND DECLARING AN EMERGENCY

Read by S. Collins

MOTION: SUSPEND THE RULES AND PLACE ORDINANCE 13-2017 ON THIRD AND FINAL READING DECLARING AN EMERGENCY

Moved by G. Sorace, seconded by S. Scaffide

Upon roll call motion passed unanimously

MOTION: TO ADOPT ORDINANCE 13-2017 AS AN EMGERNCY

Moved by G. Sorace, seconded by M. Stauffer

Upon roll call motion passed unanimously

RESOLUTION 14-2017 - A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT PURSUANT TO SECTION 5521.01 OF THE OHIO REVISED CODE WITH OHIO DEPARTMENT OF TRANSPORTATION TO ALLOW WORK ON STATE HIGHWAYS WITHIN THE CITY OF TWINSBURG CORPORATION LIMITS (PID 103678)

Read by S. Collins

MOTION: TO ADOPT RESOLUTION 14-2017

Moved by G. Sorace, seconded by B. Furey

Upon roll call motion passed unanimously

RESOLUTION 15-2017 - A RESOLUTION AUTHORIZING AND GRANTING THE RELOCATION OF A UTILITY EASEMENT ON GLEN EAGLES GOLF COURSE

Read by S. Collins

MOTION: TO ADOPT RESOLUTION 15-2017

Moved by G. Sorace, seconded by B. Furey

Upon roll call motion passed unanimously

RESOLUTION 16-2017 - A RESOLUTION DESIGNATING THE MAYOR AS THE AGENT FOR THE CITY TO IMPLEMENT THE MITIGATION GRANT FUNDS FOR THE ACQUISITION OF HOMES IN THE TINKER'S CREEK FLOOD PLAIN

Read by S. Collins

MOTION: TO ADOPT RESOLUTION 16-2017

Moved by G. Sorace, seconded by S. Scaffide

Upon roll call motion passed unanimously

ORDINANCE 17-2017 - AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF TWINSBURG, OHIO, TO ENTER INTO A CONTRACT WITH TEAMSTERS LOCAL #436, AND DECLARING AN EMERGENCY

Read by S. Collins

MOTION: SUSPEND THE RULES AND PLACE ORDINANCE 17-2017 ON THIRD AND FINAL READING DECLARING AN EMERGENCY

Moved by G. Sorace, seconded by B. Steele

Upon roll call motion passed 6-0, with Mr. Sorace abstaining

MOTION: TO ADOPT ORDINANCE 17-2017 AS AN EMGERNCY

Moved by G. Sorace, seconded by B. Steele

Upon roll call motion passed 6-0, with Mr. Sorace abstaining

ORDINANCE 18-2017 - AN ORDINANCE AMENDING SECTION 143.01 OF THE CODIFIED ORDINANCES OF TWINSBURG ESTABLISHING THE TERM, MEETINGS AND DUTIES OF THE MEMBERS OF THE PARKS AND RECREATION COMMISSION

Read by S. Collins

UNFINISHED BUSINESS, NEW BUSINESS, MISCELLANEOUS

Ms. McFearin:

- Thanked residents for coming to the community meeting.
- Wished everyone a Happy Valentine's Day
- Nothing further this evening

Mr. Steele:

- Congratulated Mr. Furey on learning to tie his bowtie
- Nothing further this evening

Mr. Rodin:

- The Music Boosters will host a benefit concert on February 22nd at the High School. Tickets are \$15.
- Nothing further this evening

Mr. Scaffide:

- Attended the Fire Department Night at the Races
- Attended the Community Meeting. Thanked the residents for attending.
- Nothing this evening

Mrs. Stauffer:

- Thanked the department heads for all their information at the Community Meeting.
- Nothing further this evening

Mr. Furey:

- Nothing further this evening

Mayor Yates:

- Stated that if Mr. Steele has questions he is welcome to call or come in at speak to department heads and get his information prior to meetings. He stated he believed Mr. Steele was out of line with his comments this evening and asked that he not do this in the future.
- Nothing further this evening

Mr. Maistros:

- Nothing further this evening

Mrs. Collins

- Nothing further this evening

Mr. Sorace:

- Wished the Clerk of Council a Happy Birthday.
- Nothing further this evening

MOTION: TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS MATTERS PURSUANT TO OHIO REVISED CODE § 121.22(G) (1): PERSONNEL

Moved by G. Sorace, seconded by S. Rodin

Upon roll call motion passed unanimously

Mr. Sorace reconvene and report personnel was discussed in executive session.

ADJOURNMENT:

This meeting unanimously adjourned at 9:07 pm.

Attest:

Gary Sorace
President of Council

Shannon Collins
Clerk of Council