

**City of Aurora, Ohio
CITY COUNCIL
MEETING MINUTES
October 10, 2016**

The Council of the City of Aurora, Ohio met in Council Chambers at City Hall on Monday, October 10, 2016 for the purpose of holding a regular public meeting. Council President George Horvat called the meeting to order at 7:00 p.m. with the Pledge to the Flag of the United States of America.

ROLL CALL

Present: Reva Barner
 Kathi Grandillo
 Harold Hatridge
 George Horvat
 Dennis Kovach
 Amy McDougald *arrived at 7:07 p.m.*
 James Vaca
 Scott Wolf

Absent: John Kudley, Jr.

Also Present: Ann Womer Benjamin, Mayor
 Dean DePiero, Law Director
 Tim Clymer, Finance Director
 James Kraus, Director of Parks & Recreation
 John Trew, Director of Public Services
 Denise Januska, Director of Planning, Zoning and Building
 Karen Aldredge, Chief of Staff
 Brian Byard, Chief of Police
 Donna Hawks, Clerk of Council

For clarity all items appear in the meeting minutes in the same order as they appear on the meeting agenda.

Consideration of Minutes

MOTION: Approval of the September 26, 2016, Meeting minutes

Mr. Vaca moved; Ms. Barner seconded. The motion carried on a 7-0-1 roll call vote. Mr. Kovach abstained.

AYES: Barner, Grandillo, Hatridge, Horvat, Kudley, McDougald, Vaca, Wolf
NAYS: None
ABSTAIN: Kovach

Mayor's Report

(Attached)

Mayor Womer Benjamin said the City is returning to the former vision plan with VSP to restore benefits that had changed under the new plan. She said she appreciates Council's further consideration of the quote to complete sidewalks as part of the STAR program. She said the \$6,000 received from residents will bring the city cost to less than the \$50,000 that was budgeted. She further explained what had happened when the project went out for bid and why it was decided to obtain quotes for the project. She said the city was extremely fortunate that Mr. Trew was able to get a more reasonable quote. She apologized for the misunderstanding on the part of Council at the last meeting.

Mayor Womer Benjamin said Council will also consider a quote to renovate the downstairs restrooms in City Hall; a project that was included in the budget.

Mayor Womer Benjamin said the Fall Festival was a success and commended the Events Coordinator Ms. Tina Gerber and Parks and Recreation Director James Kraus and his team for a job well done.

Mayor Womer Benjamin said she is very sad to report the death of resident Ms. Kathlyn Brown, who was instrumental in working with the city on the moving and renovation of the Deed House. She provided the details for her memorial service. She said she attended the memorial reception for resident Mr. Bill Beechler and the calling hours for resident and community activist Mr. Wally Swyte.

Law Director's Report
(Attached)

Council President's Report
(Attached)

MOTION: To amend the agenda by adding Ordinances 2016-135 thru 2016-138
Mr. Wolf moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote.

Mr. Horvat stated Ordinances 2016-102 thru 2016-117 have had two readings and are scheduled for a public hearing on October 24, 2016. He asked if Council would entertain a motion for those ordinances to retain their places on the agenda for further action.

MOTION: For Ordinances 2016-102 thru 2016-117 to retain their places on the agenda for further action
Mr. Vaca moved; Ms. Barner seconded. The motion carried on a 7-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, Vaca, Wolf
NAYS: None

Citizens Comments – Legislation

Mr. George Mazzaro, Eldridge Road – commented on Ord. 2016-102-2016-117 he said he does not know why Mr. Horvat will have to read them again on October 24.

Ms. Deb Conti, S. Chillicothe Road – commented on Ord. 2016-109 – she said she likes what she read. She asked if the legislation would apply to the city parks. Ord. 2016-113 – she said the legislation should be brought to the residents that have a pool and asked if applies to them. Ord. 2016-114 – she said there are a lot of lots in areas where it will be a hardship for people who want to have their pets. Ord. 2016-134 – she said appreciates the Mayor's comments. She said it would have helped if the citizens knew how many feet of sidewalk would be installed so they could have budgeted for the 50%.

Mayor Womer Benjamin said Ms. Conti will be reimbursed because the sidewalk that is being put in in front of her residence is part of the connectivity program.

Councilman Remarks – Legislation

Mr. Vaca commented on Ord. 2016-134 – he said he will not vote in favor of the legislation.

Legislation
Ordinance 2016-102

AN ORDINANCE AMENDING SECTION 1113.02(C)(2)(A) "LOT GRADING" OF AURORA'S CODIFIED ORDINANCES TO CREATE A GRADING STANDARD FOR NEW BUILDING BETWEEN EXISTING BUILDINGS

To third reading

Ordinance 2016-103

AN ORDINANCE AMENDING SECTION 1116.04 "TRAFFIC STUDY STANDARDS" OF AURORA'S CODIFIED ORDINANCES TO REQUIRE TRAFFIC STUDIES TO FOLLOW THE MOST RECENT OHIO DEPARTMENT OF TRANSPORTATION STANDARDS

To third reading

Ordinance 2016-104

AN ORDINANCE AMENDING SECTION 1175.15(A)(2) "BOND" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE REQUIREMENTS FOR THE SUBMISSION OF AS-BUILTS

To third reading

Ordinance 2016-105

AN ORDINANCE AMENDING SECTION 1105.07(K) "CERTIFICATION OF IMPROVEMENTS AND AS-BUILT PLANS" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE REQUIREMENTS FOR THE SUBMISSION OF AS-BUILT PLANS

To third reading

Ordinance 2016-106

AN ORDINANCE ENACTING A NEW SECTION 1109.11 "SITE PLAN APPLICATIONS" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE SITE PLAN APPLICATION PROCESS

To third reading

Ordinance 2016-107

AN ORDINANCE ENACTING A NEW SECTION 1109.12 "CERTIFICATION OF IMPROVEMENTS AND AS-BUILT PLANS" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE CERTIFICATION PROCESS OF IMPROVEMENTS AND AS-BUILT PLANS

To third reading

Ordinance 2016-108

AN ORDINANCE AMENDING SECTION 1109.04(E)(1)(A) "PAVEMENT, CURBS AND GUTTERS" OF AURORA'S CODIFIED ORDINANCES AMENDING THE MINIMUM PAVEMENT REQUIREMENTS TO FOLLOW THE OHIO DEPARTMENT OF TRANSPORTATION STANDARDS

To third reading

Ordinance 2016-109

AN ORDINANCE AMENDING SECTION 1175.05 "DEVELOPMENT OF COMPREHENSIVE STORM WATER MANAGEMENT PLANS" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE REQUIREMENT FOR A STORM WATER MANAGEMENT PLAN

To third reading

Ordinance 2016-110

AN ORDINANCE AMENDING SECTION 1115.04 "STREET TREES, TREE LAWNS, CUL-DE-SAC ISLANDS AND BOULEVARDS" OF AURORA'S CODIFIED ORDINANCES TO IMPLEMENT A FEE FOR THE INSTALLATION OF STREET TREES

To third reading

Ordinance 2016-111

AN ORDINANCE AMENDING SECTION 1101.09 "FEES, DEPOSITS, GUARANTEES" OF AURORA'S CODIFIED ORDINANCES TO CLARIFY THE IMPLEMENTATION OF, AND USES FOR THE FEES FOR STREET TREES

To third reading

Ordinance 2016-112

AN ORDINANCE AMENDING SECTION 1155.06 "HEIGHT" OF AURORA'S CODIFIED ORDINANCES TO CHANGE THE LOT SIZE AS IT RELATES TO THE HEIGHT FOR AN ACCESSORY BUILDING IN A RESIDENTIAL DISTRICT

To third reading

Ordinance 2016-113

AN ORDINANCE AMENDING SECTION 1153.05 "ACCESSORY USES AND STRUCTURES" OF AURORA'S CODIFIED ORDINANCES TO CHANGE SOME OF THE REGULATIONS FOR ACCESSORY USES AND STRUCTURES FOR SWIMMING POOLS

To third reading

Ordinance 2016-114

AN ORDINANCE AMENDING SECTION 1153.05 "ACCESSORY USES AND STRUCTURES" OF AURORA'S CODIFIED ORDINANCES TO CHANGE SOME OF THE REGULATIONS FOR ACCESSORY USES AND STRUCTURES FOR ANIMALS IN RESIDENTIAL DISTRICTS

To third reading

Ordinance 2016-115

AN ORDINANCE AMENDING SECTION 1133.02 "DEFINITIONS" OF AURORA'S CODIFIED ORDINANCES TO ADD RABBITS TO THE DEFINITION OF A SMALL ANIMAL AS USED IN THE CITY OF AURORA ZONING CODE

To third reading

Ordinance 2016-116

AN ORDINANCE AMENDING SECTION 1153.08 "PROHIBITED USES" OF AURORA'S CODIFIED ORDINANCES TO PROHIBIT MEDICAL MARIJUANA DISPENSARIES, CULTIVATION, AND PROCESSING IN ANY DISTRICT OF THE CITY OF AURORA

To third reading

Ordinance 2016-117

AN ORDINANCE AMENDING SECTION 1133.02 "DEFINITIONS" OF AURORA'S CODIFIED ORDINANCES TO DEFINE MEDICAL MARIJUANA DISPENSARIES, CULTIVATION, AND PROCESSING AS USED IN THE CITY OF AURORA ZONING CODE

To third reading

Ordinance 2016-134

AN ORDINANCE ACCEPTING THE PROPOSAL OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A

CONTRACT WITH TURLE CONSTRUCTION, INC. IN THE AMOUNT OF \$54,350.00 FOR THE 2016 STAR SIDEWALK IMPROVEMENT PROGRAM TAKING \$50,000.00 FROM THE CAPITAL IMPROVEMENT FUND (#60) WITH AN ADDITIONAL \$4,350.00 APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY IN ORDER TO COMPLETE THE PROJECT BEFORE THE WINTER SEASON

Mr. Horvat read a memo submitted by Mr. Kudley
(Attached)

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Hatridge moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote. Mr. Wolf abstained.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca
NAYS: None
ABSTAIN: Wolf

MOTION: To adopt Ordinance 2016-134
Ms. Mcdougald moved; Ms. Grandillo seconded. Mr. Wolf abstained.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca
NAYS: None
ABSTAIN: Wolf

Ordinance 2016-135

AN ORDINANCE AMENDING EXHIBIT "A" TO AURORA CODE OF ORDINANCES CHAPTER 161, "EMPLOYEES GENERALLY," TO REFLECT CHANGES IN COMPENSATION FOR THE INDIVIDUALS LISTED ON THE ATTACHED SCHEDULE AND/OR TO PLACE THOSE NEWLY HIRED INDIVIDUALS LISTED ON THE ATTACHED SCHEDULE ON EXHIBIT "A" AT THE COMPENSATION SPECIFIED FOR THEM, APPROVING SUCH COMPENSATION, AND DECLARING AN EMERGENCY (**ARNOLD, RAMSAY**)

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Vaca moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote.

MOTION: To adopt Ordinance 2016-135
Ms. McDougald moved; Ms. Grandillo seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None

Ordinance 2016-136

AN ORDINANCE REPEALING ORDINANCE 2016-090 WHICH ACCEPTED THE QUOTATION AND RENEWED THE CONTRACT WITH VSP FOR THE EMPLOYEE VISION CHOICE INSURANCE PLAN AND DECLARING AN EMERGENCY SO THE CITY CAN ACCEPT A NEW QUOTATION FOR THE VSP VISION SIGNATURE INSURANCE PLAN AND RESTORE APPROPRIATE EMPLOYEE BENEFITS

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Vaca moved; Mr. Hatridge seconded. The motion carried on a unanimous voice vote.

MOTION: To adopt Ordinance 2016-136
Mr. Hatridge moved; Ms. Grandillo seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None

Ordinance 2016-137

AN ORDINANCE ACCEPTING THE REVISED QUOTATION AND RENEWING THE CONTRACT WITH VSP (VISION SERVICE PLAN) FOR THE EMPLOYEE VISION INSURANCE PLAN AT THE RATE OF \$18.94 PER MONTH FOR SINGLE COVERAGE AND \$42.87 PER MONTH FOR FAMILY COVERAGE FOR THE TIME PERIOD SEPTEMBER 1, 2016 THRU AUGUST 31, 2020 AND DECLARING AN EMERGENCY IN ORDER TO MINIMIZE INTERRUPTIONS OF THE EMPLOYEE VISION INSURANCE

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Vaca moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote.

MOTION: To adopt Ordinance 2016-137
Mr. Vaca moved; Ms. McDougald seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None

Ordinance 2016-138

AN ORDINANCE ACCEPTING THE PROPOSAL OF, AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ARTISTIC DESIGN HOMES IN THE AMOUNT OF \$16,500.00 FOR THE CITY HALL BATHROOM PROJECT TAKING THE NECESSARY FUNDS FROM THE CAPITAL IMPROVEMENT FUND (#60) AND DECLARING AN EMERGENCY TO ALLOW THE CONTRACTOR TO BEGIN IMMEDIATELY AND GET THE WORK COMPLETED WITH THE LEAST AMOUNT OF DISRUPTION

MOTION: To suspend the rule requiring an ordinance to be read on three separate occasions
Mr. Vaca moved; Ms. Grandillo seconded. The motion carried on a unanimous voice vote.

MOTION: To adopt Ordinance 2016-138
Mr. Vaca moved; Mr. Wolf seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf
NAYS: None

Citizens Comments

Ms. Deb Conti, S. Chillicothe, commented on Ord. 2016-114 she asked how it would affect those building on shared lots and how will it affect those with existing structures on their lots for their pets. She said she wonders how many lots will run into problems with these standards.

Mr. DePiero said the common areas would not be included in the formula for the standards. He said an existing structure would be a nonconforming use if it did not apply with the new regulation and would be allowed to exist. He said if the structure was destroyed or ceased to be used there might be an argument that the nonconforming use no longer conform to the zoning and it would have to conform to the code.

Mr. George Mazzaro, Eldridge Road, said he appreciates that the Mayor and Mr. Horvat attended the calling hours for Mr. Swyte. He said he knew Mr. Swyte for over 20 years and he will miss him dearly. He thanked the Mayor for mentioning his name as part of the official record.

Councilman and Committee Remarks

Ms. Barner said she noticed a sign below the stop sign that said "no texting" and thought it was awesome.

She said she would love to see more of the signs throughout the community. She suggested that a foreign language be offered by Community Education for younger children. She said she had the opportunity to go to the Fall Festival and she had a wonderful time.

Ms. McDougald extended her condolences to the families of the residents that recently passed away.

Mr. Hatridge said he appreciates Chief Byard responding to the Four Seasons' residents' concerns with the rolling stops. He said he was happy to see the fall decorations throughout the city,

Mr. Kovach asked if the STAR program would be in the budget for 2017.

Mayor Womer Benjamin said it may not be in the budget. She said if it is, she will address Council's concerns.

Mr. Kovach said he is very sorry to hear that Mr. Swyte passed away.

Mr. Vaca asked for an update on California Street.

Mr. Trew said he is working to make sure the drainage pattern will benefit all. He said contact has been made with some of the people on the end of the street.

Adjournment

MOTION: To adjourn

Mr. Vaca moved; Mr. Hatridge seconded. The motion carried on an 8-0 roll call vote.

AYES: Barner, Grandillo, Hatridge, Horvat, Kovach, McDougald, Vaca, Wolf

NAYS: None

The meeting was adjourned at 7:29 p.m.

George Horvat, Council President

Donna Hawks, Clerk of Council