



**Caucus & Regular Council Meeting Minutes
Tuesday, September 10, 2019
7:00 p.m.**

CAUCUS:

NOTE ERROR WITH RECORDER FOR THIS MEETING, NO AUDIO AVAILABLE

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

ROLL CALL: B. Steele, S. Scaffide, M. Stauffer, G. Bellan, B. Furey and S. Barr

ABSENT: J. McFearin

ALSO PRESENT: Ted Yates, Mayor
David Maistros, Law Director
Sarah Buccigross, Finance Director
Shannon Collins, Clerk of Council

Presentations:

No presentations this evening.

Items for Discussion:

No items for discussion this evening.

Audience Participation:

Bob Thewes – 2229 Demi Drive

Mr. Thewes asked questions in regards to the city's zoning procedures.

Lance Cirolì – 3015 Waterford Drive

Mr. Cirolì spoke in favor of the city making the tennis at Glen Meadow Park in to Pickle Ball courts.

Karen Heil – 9856 Burton Drive

Ms. Heil spoke in favor of the city making the tennis at Glen Meadow Park in to Pickle Ball courts and what the benefits would be for the current players and the potential for new players.

Amanda Bellan – 10189 Scenic View Drive

Mrs. Bellan spoke about the reasons why it is important to keep the tennis courts at Glen Meadow. There are other courts in town but they are also in use during peak times. She stated you can play pickle ball on a tennis court but you cannot play tennis on a pickle ball court.

Sheila Williams –

Ms. Williams spoke about Summit County Public Health and provided handouts on what is currently going on with the department regarding their services.

Pat Presley – 10312 Luman Lane

Mr. Presley spoke in favor of the city making the tennis at Glen Meadow Park in to Pickle Ball courts.

Michael Turle – 9930 Forest Lake Drive

Art Piechowski –

Mr. Piechowski spoke in favor of the city making the tennis at Glen Meadow Park in to Pickle Ball courts.

Paul Csepó – 2372 White Marsh Drive -

Mr. Csepó spoke in favor of the city making the tennis at Glen Meadow Park in to Pickle Ball courts.

No further audience participations this evening.

Pending Legislation:

Ordinance 82-2019 - Appropriations Amendment for Pickle Ball Courts and Electric Vehicle Charging Stations

Ordinance 83-2019 - Creating Chapter 771 Regulating Short Term Rentals

Miscellaneous:

No miscellaneous this evening.

Meeting adjourned at 7:54 pm.

Regular Council Meeting:

Mr. Steele called the Regular Council meeting to order at 8:02 pm.

ROLL CALL: B. Steele, S. Scaffide, M. Stauffer, G. Bellan, B. Furey and S. Barr

ABSENT: J. McFearin

ALSO PRESENT: Ted Yates, Mayor
David Maistros, Law Director
Sarah Buccigross, Finance Director
Shannon Collins, Clerk of Council

INVOCATION & PLEDGE OF ALLEGIANCE:

Mrs. Stauffer bestowed the Invocation and led Council in the Pledge of Allegiance.

APPROVAL OF MINUTES:

MOTION TO APPROVE THE MINUTES FROM AUGUST 27th MEETING

Moved by B. Steele, seconded by G. Bellan

Upon roll call motion passed unanimously

AWARDS & PRESENTATIONS:

No awards or presentations this evening.

PUBLIC PARTICIPATION:

Loren Sengstock – 2704 Arbor Glen Drive, #105

Mr. Sengstock spoke regarding the potential zoning changes for the new senior apartments. He encouraged council to look into what is required in an R-7 Senior Resident District. He stated that there is a process which should ultimately end with a vote of the people for any changes to the district.

Bob Thewes – 2229 Demi Drive

Mr. Thewes spoke regarding the planning and zoning code. He stated that the code needs to be reviewed and updated. He was upset that one resident got denied a single variance for a barn but a developer was granted 17.

Sue Clark – 9845 Crestwood Drive

Mrs. Clark spoke regarding spending. She stated she understands the mayor does not need council's approval to spend smaller amounts of money on pickle ball courts or consultants which she believes is a want. She doesn't understand how council can only talk about it for a few minutes but when a need is presented such as fire department needs or doing the whole city for a performance audit it only gets 20 minutes.

Amanda Bellan – 10189 Scenic View Drive

Mrs. Bellan stated that many of council already knows she started a petition to keep the tennis courts at Glenmeadow Park. To date 148 people have signed and she is here on their behalf. She stated that there are many times tennis courts are unavailable. She said right now both tennis and pickle ball can be played on the court. Why spend extra money to reduce the number of people that can use those courts. You can pickle ball on a tennis court but you can't play tennis on a pickle ball court.

Mr. Furey asked Mr. Maistros if he felt there were any zoning or charter issues that were violated at the last meeting. Mr. Maistros stated no. The issue before council at the last meeting was the BZA approval of the variances which is scheduled to go before planning at their next meeting. Planning has not had a final review to date. The BZA variances were for set-backs.

Mr. Furey had the plan put up on the wall for all to see. The original plan was a three story building with approximately 140 units. The residents in the community next to it were concerned with this plan. The new proposed plan has approximately 71 units and is a compromise with the developer. He stated this plan has 17 variances due to the way the property line is angled. Our BZA is pretty strict.

Mr. Scaffide stated that the denial of the one variance for the other resident was partially denied because the proposed building would go over an easement where the city may have to access at a later date. He was also looking for a 16ft height when the max allowed is 12. Mr. Scaffide spoke with him in regards to this and offered some suggestions on how it could work.

Mr. Furey stated that in regards to the new apartment development it was mentioned that the city is fast tracking this. The only action council took was to waive the 30 days to allow it to go before Planning Commission in a timely manner. He stated that council waives the 30 days regularly when asked to allow all applicants timely approval.

Mr. Maistros stated that the zoning was not changed on the property in question. There was no request made and it was not changed. If there was, then it would have to go on the ballot. Variances are there, and the BZA is in existence for this type of situation. BZA had a hearing and made its determination. Changing a set-back for this development is not a change to all R-7 it is a variance request made on this particular property granted by the BZA. That is not in violation of the charter. He agreed with Mr. Furey on the waiving of the 30 days. This was not an approval of a site plan from a stand point of what is in each building. It was simply to move it on to Planning Commission.

Mr. Steele asked if council has not overturned the BZA on variances, example the hotel that wanted to go in at the Damon's location. Mr. Maistros stated that yes, council has overturned the BZA in the past and Mr. Furey brought that up at the last meeting that if Mr. Steele wanted to make a motion to overturn the decision he could. Mr. Maistros stated it takes a super majority.

Mr. Sengstock asked if he could be recognized. Mr. Steele allowed. Mr. Sengstock encourage everyone to read the R-7 regulations because he does not see in the site plan any ancillary buildings which R-7 says shall be there and the units are supposed to be 3 units, not 4 or 5 or 6. He said Mr. Maistros should be able to provide a written legal opinion. He thinks it should be looked into further.

William McIlroy – 2949 Tucker Court

Mr. McIlroy spoke in regards to keeping the tennis courts at Glenmeadow. He stated that the after the tennis courts behind RBC, Glenmeadow is the next nicest court. The ones behind the Senior Center and Ashdale are in need of repair. The reason for the lack of response from the tennis players is because they do not know of the recent plans. He would like to encourage council to keep this court as a multi-use court and to consider repairing the other courts in town.

No further public participation this evening.

COMMITTEE AND/OR COMMISSION REPORTS:

Mr. Bellan –Public Works, Fitness Advisory, Golf Advisory

- Attended the Council Department Head Retreat which allows for council to have better understanding of the departments. Thanked Ms. Mohr and Mr. Finch for their time and expertise.
- Attended the Capital Improvements Board meeting earlier this evening.
- ARB met on 9/5 the following cases were heard.
 - Case 19-09-81 – 11660 Ravenna Road Suite C – Wall Sign – Approve as noted
 - Case 19-09-82 – 8828 Merryvale Drive – New Single Family Dwelling – Approve as noted

- Case 19-09-83 – 8867 Merryvale Drive – New Single Family Dwelling – Approve as noted
- Case 19-09-84 – Meadowood Boulevard – Monument Signs – Approve as submitted
- Case 19-09-85 – 10334 Belmeadow Drive – Addition-tabled without motion for applicant contact.
- Case 19-09-86 – 3063 Wyatts Way – New Single Family Dwelling – Approve as noted
- Case 19-08-87 – 3045 Wyatts Way – New Single Family Dwelling – Approve as noted
- Case 19-08-66 – 2496 East Aurora Road – Diesel Canopy – Approve as submitted
- Case 19-08-68 – 2496 East Aurora Road – Wall Sign – Approve as submitted
- Golf Advisory Board will meet on 9/17 at 6:30pm
- Nothing to report this evening

Mr. Barr – Public Works, Public Safety, Planning, Environ. Commission

- The next Planning Commission meeting will be on 9/16 at 7:00pm.
- The Environmental Commission met on 9/3 at 7:00pm.
 - The 9th annual Environmental Commission Clean-up will be Saturday, October 12th from 9AM to 12Noon at the Twinsburg Community Center. Steve Basso, Assistant Fire Chief and a member of the Widows Sons (Riding Association) and Matt Metzger, Fraternal order of Odd Fellows (Riding Association) and their members will be grilling the hot dogs and burgers for the clean-up event. Starbucks will provide a coffee/donuts/bagels breakfast before the clean-up.
 - The Twinsburg Environmental Commission and the City of Twinsburg are sponsoring their free annual shredding event on Saturday, October 19^m at Public Works. This event will take place from 9AM to 12Noon.
 - PLEASE NOTE: All paper shredded will be recycled, Limit 10 file boxes or shopping PAPER bags and remove all large metal clips, rubber bands and plastic covers. Staples are ok.
 - The next Environmental Commission meeting will be Tuesday, October 1st in Council Chambers.
- Nothing further to report this evening

Mrs. Stauffer – Public Works, Community Relations, Twins Days

- Attended the Capital Improvements Board meeting earlier this evening
- Community Relations will meet on 9/19 at 5:00pm at the Library
- Nothing further this evening

Ms. McFearin – Parks & Rec, Public Safety, Community Relations, Vol. Fireman

- Not in attendance this evening

Mr. Scaffide – Finance, Capital Improvement, BZA

- Capital Improvements Board met earlier this evening. They swore in new members, elected chairperson and reviewed all capital requests. Their next meeting will be on 9/12 at 6:00pm.
- BZA does not have a meeting scheduled at this time due to lack of agenda items.
- Stated he did receive a call from a resident that stated they has medical issues and uses the tennis courts at Glenmeadow as part of her therapy. They would like to have the courts remain tennis courts to allow their therapy to continue. He also stated that he would like to start the discussion of

possibly putting new tennis courts in and look at repairs to the other courts in town. He also stated that pickle ball can reserve the courts but tennis cannot. He suggested that if one can reserve they both should be able to.

- Nothing further to report this evening

Mr. Steele went and looked at the courts on Birchwood (Ashdale). There are some cracks where grass is growing up but the major drawback is there is no parking. The path runs between two houses and the tennis courts are a good distance from where the path ends.

Mayor Yates stated he agrees we should look at all the courts. He has always supported any recreational activity he can. He stated the dilemma of elected officials is trying to make decisions to please everyone.

Mr. Furey – Finance, Treasury, Tax Incentive Review

- Attended the Council Department Head Retreat on 9/9
- Attended the Capital Improvements Board meeting earlier this evening
- Next Finance meeting will be 9/24 at 6:00pm.
- Spoke about the gas aggregate the city has locked into at \$2.82 p/mcf. Make sure to check if you are in a contract with another provider before you switch to make sure you do not get assessed a fee.
- Sent his condolences to former Mayor Jim Karabec's family. Stated Mayor Karabec was very hands on, get it done kind of guy.
- Nothing further to report this evening

Mr. Steele – Finance, Public Safety, Chamber, Charter Review

- Attended the Capital Improvements Board meeting earlier this evening
- Sent his condolences to the Karabec family on the passing of former Mayor Jim Karabec.
- Nothing to report this evening

MAYOR'S REPORT:

- Thanked Council and the Department Heads for taking their time to meet for these retreats. He believes it helps Council understand the individual departments.
- Thanked the Department Heads for the time they took on their budgets and the work put in to trim their requests prior to them going to the Capital Improvement Board.
- Sent his condolences to former Mayor Jim Karabec's family. He was a man dedicated to Twinsburg even after his terms as mayor were over.
- Nothing to report this evening

DEPARTMENT HEAD REPORTS:

Tim Morgan – Fire Chief

Call Volume

- The fire department ran a total of 261 calls this August, for the year that is 1952 calls, which up 2% compared to last year.

Fire Prevention

- Inspected 18 locations and 2 fire investigations.

Training

- There were 21 hours of Public Education totally about 250 personal contacts

- Department logged 140 training events which was approximately 441 hours of training.

Notable Events

- No Notable Events

Points of Interest

- Weather Warning Sirens: September's monthly test of the system was conducted on the 7th, and all sirens functioned properly.
- Hydrant Flushing: Of the almost 1900 hydrants in the City and Township, over 1,800 have been completed.
- Lieutenant Promotional: Written test scheduled for 9/19, with top 6 testers participating in Assessment Center on 9/26.
- Part-time Staffing: During August, Jason Arbaugh and Mike Ozog were added to the roster.
- Current Staffing: (as of 9/1)
 - 30 Fulltime
 - 10 Part-time (1 on extended Leave)(+2)
 - 1 Fulltime Executive Assistant
 - 1 Part-time Secretary
- Live Fire Training: On September 14 at 08:00 TFD will be conducting a training burn at a vacant building on the Reuter-Stokes campus. The event will likely generate a lot of smoke in the area.

Sarah Buccigross – Finance Director

- Finance is continuing to work with the Auditor of State Performance Audit team on the city-wide Performance Audit. An additional information request is expected this week and Finance will work the necessary Departments to supply the information required.
- Finance is attending trainings this month for Ohio Sunshine Law, Ohio GFOA annual conference, and SSI annual conference. These trainings will satisfy state requirements as well as education on the latest updates on a variety of financial topics as well as our accounting software.
- The 2020 Capital Budget has been presented to the Capital Improvement Board. Finance will be meeting with the Board over the next few weeks to finalize the 2020 Capital Budget.
- The August financials are being finalized this week and will be released on the City's website as soon as they are available.

LEGISLATION

ORDINANCE 82-2019 - AN ORDINANCE AMENDING THE CURRENT YEAR APPROPRIATIONS FOR THE GENERAL REVENUE ACCOUNT AS ESTABLISHED IN ORDINANCE 18-2019, THE APPROPRIATION ORDINANCE OF THE CITY OF TWINSBURG FOR THE YEAR 2019; AND DECLARING AN EMERGENCY

Read by S. Collins

MOTION: TO PLACE ORDINANCE 82-2019 ON THE THIRD AND FINAL READING AND DECLARING AN EMERGENCY

Moved by B. Steele, seconded B. Furey

Upon roll call motion passed unanimously

MOTION: TO ADOPT ORDINANCE 82-2019 AS AN EMERGENCY

Moved by B. Steele, seconded by B. Furey

Mr. Bellan stated there was a lot of discussion already this evening but wanted to say he will not be voting for this tonight because you cannot play tennis on a pickleball court but you can play pickleball on a tennis court. He is not discounting the pickleball players but doesn't believe this is the time to do this project.

Mr. Steele stated that there may be more added expenses to make this change. He would like to take a step back and find an area to dedicate to 9 or 12 courts somewhere. Therefore he will be voting no.

Upon roll call motion passed 4-2 with Mr. Steele and Mr. Bellan dissenting

ORDINANCE 83-2019 - AN ORDINANCE ESTABLISHING CHAPTER 771 OF THE CODIFIED ORDINANCES OF THE CITY OF TWINSBURG REGULATING SHORT TERM RENTAL PPROPERTY WITHIN THE CITY

Read by S. Collins

UNFINISHED BUSINESS, NEW BUSINESS, MISCELLANEOUS

Mr. Steele

- Nice to see people at council meetings.
- Remembered 9/11 and that he was at work and Ofc. Miktarian had the idea to go sit by the schools to keep people calm.
- Nothing further this evening.

Mr. Bellan:

- Remember the families that spent their last night together 18 year ago today. Remembering all who lost their lives on 9/11
- Nothing further this evening.

Mr. Barr:

MOTION: To approve the extension request for a Conditional Use Permit for the temporary classroom trailer at New Adventures Day Care until 11/1/20 as approved by Planning Commission at their meeting on 8/19/19.

Moved by S. Barr, seconded B. Furey

Upon roll call motion passed unanimously

- Nothing further this evening

Mrs. Stauffer:

- Thanked those who came to speak tonight

- Thanked the Pickle Ball players and Friends of Twinsburg Parks again for working with the city on this project. Stated she believes there is still potential for families to still use the courts to bat the ball around.
- Sent condolences to the Karabec family
- Nothing further this evening

Mr. Scaffide:

- Would like to send his condolences to the Karabec family.
- Asked that council observe a moment of silence in remembrance of 9/11.
- Nothing further this evening.

Ms. McFearin:

- Not in attendance this evening

Mayor Yates:

- Asked residents to take the time to remember those who lost their lives on 9/11.
- Nothing further this evening

Mr. Furey:

- Nothing further this evening

Mr. Maistros

- Nothing further this evening

Mrs. Collins

- Nothing further this evening

Mrs. Buccigross

- Nothing further this evening

MOTION: TO EXCUSE MS. MCFEARIN FROM TONIGHT'S MEETING

Moved by B. Steele, seconded B. Furey

Upon roll call motion passed unanimously

ADJOURNMENT:

Meeting unanimously adjourned at 9:11 pm.

Attest:

Brian Steele
President of Council

Shannon Collins
Clerk of Council