



Committee of the Whole Meeting Minutes
The City of Kent, Ohio
Wednesday, September 2, 2020

Mayor Fiala called the Committee of the Whole of Kent City Council to order at 7:00 p.m.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer; Mr. Roger Sidoti; Mr. Robin Turner, and Ms. Tracy Wallach

ALSO PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Melanie Baker, Service Administration Director; Mr. Gary Bishop, IT Manager; Ms. Joan Seidel, Health Commissioner; Mr. Kevin Schwartzhoff, Parks and Recreation Director; Mr. Nick Shearer, Chief of Police; and Ms. Amy Wilkens, Clerk of Council.

There were two (2) items on the Agenda.

1. Boards and Commission Update

Clerk Wilkens introduced the first item on the agenda, a compiled list of recommendations from City Council and Staff members updating Boards and Commissions for the City of Kent (**Attachment #1**). She reviewed the following: filling vacancies, term expiration dates, membership and term limits and specific board changes.

Mr. Kuhar asked if three terms would be too long and if it should be two instead. Ms. Susel said sometimes the turnover is too quick, and three terms is a good length of time considering some boards are harder to fill. Once a term limit is met, the member cannot apply to the same board for the length of a term.

Mr. Sidoti asked about the Assessment Board and the time period needed to do assessments before the project starts. His concern is having enough time to advertise appropriately to recruit members.

Ms. Jones said during her time working at the City of Cuyahoga Falls, they did not have a hard time filling these positions for the Assessment Board. Applicants knew they were going to be serving just for that project so were willing to apply. The intent of the language in the Revised Code is to have uninterested people serve on the board and the best way to do that would be to recruit as needed.

Ms. Wallach asked about the Parking Action Commission and how downtown businesses would be consulted before decisions are to be made. Ms. Susel said this would definitely be done and that most items moved before the committee are brought from downtown business owners as a request and now would be discussed with the Traffic Engineering and Safety Committee, which is comprised of city staff. Any changes that require legislation would come before Council.

Ms. Shaffer asked if any downtown residents sit on the Parking Action Committee. Ms. Susel stated there was a position for a resident from downtown that was vacant for some time. It was primarily business owners and city staff. Ms. Shaffer thought it a good idea to have a resident on this commission. Mr. Kuhar clarified this would not be an issue as the suggestion was to repeal this commission.

A MOTION to ACCEPT CHANGES TO BOARDS AND COMMISSIONS AS WRITTEN was made by Ms. Rosenberg **SECONDED** by Mr. Sidoti and **CARRIED** by a vote of 9-0.

2. City Administration Building Design Update

Dave Ruller reminded Council the old property was sold in 2015 and the delay in building has worked in the City's favor due to interest rates now versus then. It is now approximately \$100,000 in savings per year. Mr. Ruller is hopeful that tonight is the last discussion and will be moving forward with the architect. The only outstanding item is the third floor over the Council Chambers, financing and solar panels. He is hopeful the City will be able to move forward and go to bid on this project.

Melanie Baker reviewed her report to Council in regards to staff in the building and its size. The third story over Council chambers became the discussion and the fact that Community Development, Service Engineering and the Health Department will not be moving into the new building for various reasons. She said Council has been a good checks and balance in regards to the size of the building. She said if the third floor extension would be built, she considered who would go into this space, reviewing expansion of Council, City Manager, Economic Development and if there would be any expanse this could be used. HR may need additional space in the future, but there is additional office space on the ground floor that could be used. Budget and Finance has room at this time for additional employees and has plenty of room for growth. She said Council did an excellent job looking at what needs are today and considering future growth. She said taking a look at true needs of the city need to be considered before beginning the build.

Ms. Wallach asked about the old building, being occupied for twenty years and running out of space. The new building is 50% bigger than the old and she is understanding after Ms. Baker's presentation there is plenty of room for growth. She clarified Service and Engineering will stay in the Overholt Building.

Ms. Baker clarified Community Development will more than likely stay in the same area as Service and Engineering due to the close work they do together on certain projects.

Ms. Baker continued her presentation, turning to the solar panel idea. It will cost \$50,000 to install the panels, so the hard part is the building requiring over 700,000 kilowatt hours for an entire year. These panels will only supply approximately 36,000 kilowatt hours, which is less than 5% of the need. The water treatment plant may be a better location for panels. She stated she is looking for direction from Council in regards to justifying spending the \$50,000 for less than 5% of what would be needed to run the building.

Mr. Kuhar asked about demand of domestic water in the new facility and if a small domestic water service in the building would be something to be reviewed. Ms. Baker said approximately 700,000 to 800,000 gallons a day. Mr. Kuhar said maybe a small ten panel system would be good for this use.

Ms. Shaffer brought up the fact that in Puerto Rico, after the hurricane hit, those structures with solar panels became "hubs" or community centers, a place where people could go. They are very important in an emergency situation. She added that maybe city vehicles could be charged. She is in favor of the charging station idea. She suggested also using solar to help power a generator.

Mr. Kuhar said using solar for electric savings would be minuscule other than looking good in the public eye. He asked about the domestic water use of solar is a different idea and the cost effectiveness might be better.

Mr. Sidoti asked about the number of panels and who recommended the number of panels. Ms. Baker replied the limited number of panels are due to square footage available. Mr. Sidoti said 5% is very small and a struggle to justify.

Ms. Rosenberg asked how soon it would pay for itself before the next generation of solar is available and asked if there would be another generation before it would pay for itself. She would be inclined to wait for that.

Ms. Baker clarified no city staff located in the building would have a vehicle that could benefit from a charging station.

Ms. Shaffer added that Brimfield Township has solar panels on either their fire station or town hall and would like to talk with them about what they are using it for.

Mr. Sidoti said the problem of needing over 700,000 kilowatts per year and only being able to generate 5% of that is the problem. He would like to hear more about what could be done to make it more economically and environmentally safe before a final decision is made.

Ms. Rhonda Hall reviewed the financing of the building, with and without building out the third floor above Council Chambers. **(Attachment #2)**. She reviewed rates now versus five years ago and explained rates are historically low and now is a good time to issue debt. There will be no new tax dollars needed. A bid will be needed to be set in order to go out for a bond issuance. The proceeds from the old city hall are included in the General Fund and are being used to pay architecture fees but not included in the down payment. The City's financial advisors recommend keeping the carryover balance in the General Fund at a 20-25% rate to have a better Moody rating. The demolition of the old police station will be covered by the police facilities fund.

Mr. Sidoti clarified the use of the term "bond issue" meaning working with banks and lending agencies to get the money, not a tax bound issue for tax payers. Ms. Hall confirmed there is no new tax associated with the building of City Hall. Ms. Hall clarified a bond issuance is analogous with a mortgage.

Mr. Ferrara asked about the 2.3 million received from the sale of the old city hall. Ms. Hall answered that \$300,000 of that money was used for the move out of old city hall to various locations. The remaining funds will pay for the architecture fees (\$600,000). The remainder of the funds will be kept in the General Fund. Mr. Ferrara asked if it wouldn't be better to put as much money down on the cost so we don't carry a larger balance. Ms. Hall said this all depends on where we stand between now and the end of the year. Mr. Ferrara said it is worth discussing putting down funds on the principal of the bond. Ms. Hall replied we will be waiting until this goes out to bid so we know exactly the amounts being discussed.

A MOTION TO POSTPONE THE DISCUSSION OF THE USE OF SOLAR PANELS TO A FUTURE TIME WHEN THERE IS MORE INFORMATION was made by Ms. Wallach **SECONDED** by Mr. Amrhein and **CARRIED** by a vote of 9-0.

Mr. Fiala went to members of the public present on the call. There was one member of the public on the call, Mr. Howard Boyle II.

Mr. Boyle commented the architecture firm has done a beautiful job creating a building everyone can be proud of. His concern is the fact it appears not putting the third floor on above the Council Chambers is a mistake for three reasons: 1) Interest rates are now 1.2% 2) will never be able to build out the third floor cheaper than you can today and 3) the building doesn't balance without the third floor above the council chambers. He thanked Council for the opportunity to share his thoughts.

A MOTION TO KEEP THE BUILDING AS IT IS was made by Ms. Wallach, **SECONDED** by Mr. Kuhar. A rather lengthy discussion ensued.

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Ms. Wallach added we do not need the third floor and the building looks nice the way it is and is not necessary. She said, depending on the election, we may be in a depression the next four years.

Mr. Kuhar said the trend of service type business is needing less space. Technology, storage capacities, and work forces moving out into the are the cause of this. Every call he has received has been against adding the third floor due to the cost.

Ms. Shaffer added that Council has been courageous in the past in its decisions during difficult times and were wise to start the downtown expansion during the Great Recession. She added she does not see a need for additional space and that the courageous thing to do in this instance is to be prudent. She is going to vote against having the additional space because there is no need.

Mr. Ferrara said it is foolish not to build out the space at this time. He added a lot of people are working from home because it is a specific moment in time. Telecommuting and paperless office has been talked about for decades and hasn't happened. If there is one sector of the workforce that continues to expand, it's government. He mentioned the growth of the fire department who is out of space right now, and the building was built 18 years ago. Growth needs accounted for and planned for accordingly in a financially prudent way. He then mentioned the extra space in the new building, if you retrofit a building and turn conference/lunch rooms into offices is not a good plan for growth. He added the example of Kent State University building to a budget when building the Architecture building and they are already using other areas on campus for classes. UBS clients borrowed \$4.5 billion since July across the nation and the Cleveland market borrowed \$450 million taking advantage of interest rates. He said if you had an opportunity to refinance your home, you would do it immediately. His argument is to lead and put future leaders in a good financial position. He said you can get a hundred phone calls from residents is a small percentage of residents in the City of Kent and is not indicative of what general population wants and is not leadership to base decisions on that type of data.

Ms. Wallach replied the fire station is running out of space for storage, not personnel. There have not been very many extra employees on the city payroll since leaving the old building. She equated putting on the third floor to going out shopping and buying something you don't need but buying it because it's on sale.

Mr. Ferrara said you are voting for pro-growth post COVID if you are voting for this.

Mr. Turner said Council had asked Ms. Baker whether the build out should be something to anticipate and her evaluation has been there is not a need for it. He respects Mr. Ferrara's position and the value is a positive one. The only thing to think about is if it is being done with no real value established for it. He said during this time of uncertainty and the status of the budget it is not the appropriate time to do a build out. He has changed his mind since the last discussion due to reports received from staff and is not in favor of the third-floor addition.

Mr. Amrhein hears the administration saying a third floor is not needed and doing this during a pandemic when people are suffering. He talked to many residents saying Council is not looking at problems people are facing, they are selfishly wanting to add this with no known purpose. He is discouraged by state and federal government not listening and Council needs to listen.

Mr. Sidoti advocated this from the beginning and will continue to advocate. He wanted to make sure those who have called and expressed opinions about this and believes the opportunity is here to do something special that makes good economic sense. There are a lot of people who are fearful right now but he is optimistic about the future and strength is needed to overcome obstacles due to COVID. A lot of the response has been due to emotion. He is supporting the third floor build out, not from emotion, but a practical financial thing to do.

Mr. Ferrara and Ms. Wallach continued with the discussion regarding growth in the City government.

Ms. Wallach clarified the motion is to keep the plans as they are and not put on the third floor.

Mr. Ferrara wanted to clarify he wanted to approve moving forward with financing the building, regardless of whether there is a third-floor addition or not. Ms. Hope Jones clarified that Ms. Wallach could amend her motion. Ms. Wallach said the motion is in regards to design but not in regards to supporting moving forward with the building.

Ms. Wallach's clarified the motion is to proceed with the building without the third floor (addition).

Mr. Sidoti called to question the discussion.

A MOTION TO PROCEED WITH CONSTRUCTION WITH THE BUILDING AS IS WITHOUT THE THIRD FLOOR BUILD OUT was made by Ms. Wallach, **SECONDED** by Mr. Kuhar and **CARRIED** with a voice vote of 6-3, with Mr. Ferrara, Mr. Sidoti and Mr. Kuhar voting "no".

Seeing no further business or questions for this committee, it adjourned at 8.25 p.m.

Amy Wilkens

Amy Wilkens
Clerk of Council

ACTION RECOMMENDED:

- 1) Authorize the City to move forward with changes to Boards and Commissions as presented.**
- 2) Authorize the City to move forward with the new City Hall without a third floor build out.**



Community Development Committee
Meeting Minutes
The City of Kent, Ohio
Wednesday, September 2, 2020

Chair Kuhar called the Community Development of Kent City Council to order at 8:26 p.m.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer; Mr. Roger Sidoti; Mr. Robin Turner, and Ms. Tracy Wallach

ALSO PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Melanie Baker, Service Administration Director; Mr. Gary Bishop, IT Manager; Ms. Joan Seidel, Health Commissioner; Mr. Kevin Schwartzhoff, Parks and Recreation Director; Mr. Nick Shearer, Chief of Police; and Ms. Amy Wilkens, Clerk of Council.

There was one (1) item on the Agenda.

1. **City Participation in the Hometown Foundation**

Mr. Ruller said this is a really exciting opportunity. The work began with Dan Morganti and Bridget Susel and their work with the Land Bank. Hometown Bank has taken an interest and Mr. Howard Boyle was very active in the Historic South End discussion which encouraged him to develop ideas from the County Land Bank. The City is looking for authorization from Council to serve on the Foundation Board.

Ms. Susel stated she had always wanted to put together a Community Development Corporation for the City, but it would require a commitment of funding. Howard Boyle presented his foundation and it is a true gift. She thanked Mr. Boyle for this contribution and stated it would be a game changer, especially with houses that have been neglected for many years.

Ms. Wallach wanted clarification that this would be for renovating old houses, not tearing them down. Ms. Susel said this would be to renovate housing and increase home ownership opportunities and the housing stock available.

Mr. Howard Boyle said this has been an effort to put together over the past three years and is a need for the city. He has heard many complaints over the years about depressed, unwanted homes and they have always been issues of concern. The City is much more involved in neighborhoods and properties that needed renovated. The bank is sponsoring a Foundation and providing funding. They are not talking about changing neighborhoods but picking up houses that no one wants. They are not trying to make money, they are doing it to build community value. There are nine trustees; three from HomeTown Bank, three people from the community and three from the City of Kent. Homes would be funded through a line of credit at Hometown Bank.

Ms. Shaffer said she is "over the moon" with this idea. The existing housing needs upgraded. She asked if lines of credit would be for people to buy the house.

Mr. Boyle clarified the Foundation would draw down the line of credit, renovate the house and then sell it at an affordable price. The Bank will have special funding at a low cost to assist buyers. They are looking at doing 2-4 of these a year.

Ms. Shaffer asked how to keep people from purchasing houses and renting them out.

Mr. Boyle said there is no way of doing this. Most rental houses are not kept up as single-family dwellings to increase the pride in the community, neighborhood and property.

Ms. Shaffer asked if there is a policy that could be created to push houses towards home owner occupied houses.

Mr. Boyle said that is a question for administration. What the Foundation is looking to do is purchase these homes, fix them up and get them to single families, however they may not be the high bidder. Most of these houses are houses no one wants. They would still be competing with the market just like everyone else.

Ms. Susel expanded stating because Hometown Bank will be investing in refurbishing these houses, the City has funds for down payment assistance and language could be added to this to assist in buying as long as owner occupied for a certain period of time. They anticipate working with the Foundation but also the Land Bank who can erase tax liens and the City could provide down payment assistance.

Mr. Turner said things being done here are essential for upgrading the community but he is concerned about the unintended consequence of gentrification. He asked how low-income property owners could be assisted if their property values increase.

Ms. Susel said she has worked with numerous homeowners over the years to take properties to the Board of Auditors Office after new evaluation have gone through. She helps them through the process bringing these to a more reasonable level.

Mr. Turner is concerned about those on fixed incomes in the Historic South End Community and would like this to be on the radar.

Mr. Sidoti hears issues from community members born and raised here who sell their homes but can't afford high rent. He asked if the City can control and sell homes with language about it being an affordable rental.

Ms. Susel said it would depend on how the Foundation is set up. She sits on the Landbank Board and there is that type of language. It would depend on how the deal is structured. Typically, it can be done on a smaller residential property but is harder with something that is a multi-unit; developers need to get a return on their investment. The specificity of the deals would be on a case by case basis.

Mr. Ruller added the City shares the concerns mentioned. The goal is to have home ownership and houses to be owner occupied. There were many productive conversations with Kent State University talking about incentives for new faculty moving to the area. This discussion was sidelined when the COVID-19 pandemic hit, but their had been very serious conversations with KSU.

Ms. Susel said this will be a few houses per year and is a long process. The types of housing being bought should not result in huge changes in evaluations.

Ms. Shaffer said there is an effort to make housing more affordable to new, young home buyers. There is an impact to neighborhoods when more and more people fix up their houses.

Ms. Rosenberg wanted to make sure the Foundation wouldn't be competing with people who are looking to buy houses and when those houses become available if they are sold on the open market.

Mr. Boyle said most properties they will be looking at are ones no one wants or are being misused and very reasonably priced. They would be competing with someone else who wants to buy a house cheaply and try to rent it. This a free market system but whoever has the ability to do so can purchase these houses.

MOTION TO AUTHORIZE THE CITY'S REPRESENTATION ON THE NEWLY PROPOSED HOMETOWN FOUNDATION made by Mr. Ferrara, **SECONDED** by Mr. Amrhein and **CARRIED** by a voice vote of 9-0.

Mr. Ferrara is happy to see this is happening and that the City is doing something in conjunction with Kent State. He is in favor of this.

Mr. Amrhein said every town would benefit from having this in their community.

Ms. Shaffer added this is where efforts needed to be going, seeing the city improve their housing and she could not be happier.

Mr. Sidoti added this is an example of public/private partnership that focuses on the neediest people in the community, looking at homes that have been abandoned. Buying those properties and renovating them is a good thing that focuses on what we said we were going to try to do for neighborhoods. He really appreciates it.

Mr. Turner stated he does have questions but is not dissuaded from supporting this and will enhance the quality of life for some of those in the community. He is hopeful to be able to identify and adjust any ill consequences from this, but it is mostly a positive thing.

Hearing no further business before this Committee, the meeting adjourned at 9:05 p.m.

Amy Wilkens

Amy Wilkens
Clerk of Council

ACTION RECOMMENDED:

- 1) **Authorize the City's representation on the newly proposed Hometown Foundation.**



Finance Committee Meeting Minutes
The City of Kent, Ohio
Wednesday, September 2, 2020

Chair DeLeone called the Finance Committee of Kent City Council to order at 9:13 p.m.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer; Mr. Roger Sidoti; Mr. Robin Turner, and Ms. Tracy Wallach

ALSO PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Melanie Baker, Service Administration Director; Mr. Gary Bishop, IT Manager; Ms. Joan Seidel, Health Commissioner; Mr. Kevin Schwartzhoff, Parks and Recreation Director; Mr. Nick Shearer, Chief of Police; and Ms. Amy Wilkens, Clerk of Council

There were two (2) items on the Agenda.

1. Sunrise Drive Bridge Safety Grant Application

Last year, Mr. Bowling states, an application was submitted for a grant to improve the Sunrise Drive Bridge and they were not successful in getting it. After going to Columbus, they were advised to resubmit the application to rehabilitate the bridge. The problems are mostly in the deck and the beams, so they would be replacing the super structure where the deck and beams are located. This bridge serves approximately eighteen homes just north of Sunrise Drive.

MOTION TO AUTHORIZED THE SUBMISSION OF THE GRANT APPLICATION FOR BRIDGE SAFETY REPAIR FUNDS FOR THE NECESSARY SAFETY IMPROVEMENT TO THE BRIDGE ON SUNRISE DRIVE WITH AN EMERGENCY CLAUSE made by Mr. Kuhar **SECONDED** by Mr. Amrhein and **CARRIED** by a voice vote of 9 -0.

2. Donation of Surplus Kent Police Equipment to Mogadore Police Department

Chief Shearer said they have electronic gun locks that used to be in the cruisers that are used to lock in a shot gun and rifles. New locks have been purchased and the older locks are no longer needed. Mogadore police have asked if these can be provided to them. In the past old surplus equipment has been supplied to other departments when requested. There are seven total, and they are asking for two. Chief Shearer is asking for the ability to provide those to Mogadore Police Department.

MOTION TO AUTHORIZE THE DONATION OF THE SURPLUS GUN LOCKS TO THE MOGADORE POLICE DEPARTMENT was made by Mr. Kuhar, **SECONDED** by Mr. Turner and **CARRIED** by a voice vote of 9-0.

Hearing no further business, the meeting adjourned at 9:17 p.m.

Amy Wilkens

Amy Wilkens
Clerk of Council

ACTION RECOMMENDED:

- 1) **Authorize the submission of bridge safety repair funds for the necessary safety improvements to the bridge on Sunrise Drive.**
- 2) **Authorize the donation of the surplus gun locks to the Mogadore Police Department.**



Streets and Sidewalks Committee
Meeting Minutes
The City of Kent, Ohio
Wednesday, September 2, 2020

Chair Sidoti called the Streets and Sidewalks Committee of Kent City Council to order at 9:03 p.m.

PRESENT: Mr. Jack Amrhein; Mr. Michael DeLeone; Mr. Garret Ferrara; Mr. John Kuhar; Ms. Gwen Rosenberg; Ms. Heidi Shaffer; Mr. Roger Sidoti; Mr. Robin Turner, and Ms. Tracy Wallach

ALSO PRESENT: Mr. Jerry T. Fiala, Mayor and President of Council; Mr. Dave Ruller, City Manager; Ms. Hope Jones, Law Director; Mr. Jim Bowling, City Engineer; Ms. Rhonda Hall, Budget and Finance Director; Ms. Melanie Baker, Service Administration Director; Mr. Gary Bishop, IT Manager; Ms. Joan Seidel, Health Commissioner; Mr. Kevin Schwartzhoff, Parks and Recreation Director; Mr. Nick Shearer, Chief of Police; and Ms. Amy Wilkens, Clerk of Council

There was one (1) item on the Agenda.

1. **Proposed Modification to S. Water Street “Smoker” Agreement**

Ms. Susel said in 2010, Water Street Tavern had Cajun Dave’s as a tenant and had a smoker parked out front used to prepare meals for the weekend. Mike Beder is the owner of the smoker and to help boost business due to Covid-19, he is allowing a tenant to use the smoker to help increase carry out orders. This would be only to authorize the same use in the same location with a different licensee and is still subject to review and approval by the Health Department. This is just changing the name of the licensee and allowing the owner occupier to continue to use this on the right of way.

Mr. DeLeone asked about the problems and complaints of smoke in businesses and apartments in the past when it was operating.

Ms. Susel said she was aware of several complaints prior of concern and the tenant directly above had an issue when they had their window open. She did not believe it was more than that resident.

Mr. DeLeone asked about parking meters. Ms. Susel said there is actually a contractor permit for the parking meters. They are issued to anyone doing work downtown enabling them to park all day. They would require Mr. Beder to inform Community Development when issued this permit so they can post those meters as temporary no parking for those time periods.

Ms. Wallach asked if Council votes in favor of the transfer of the license if that means they are voting in favor of the smoker. She remembers a lot of problems with businesses in the direct vicinity not being happy with the smoke.

Ms. Susel said this ordinance is still in effect, it would be just changing the name. She said because this ordinance is in effect, all that is being done would be changing the licensee from Cajun Dave’s to Mike Beder, the owner of the smoker.

Ms. Shaffer needed further clarification about what it means “going forward”. She asked if it meant still using the parking spaces on Water Street. Ms. Susel said it would in one of the three designated parking spaces as approved back in 2010. Ms. Shaffer asked if it would be possible to look for another location, perhaps in the alley to avoid complaints.

Ms. Rosenberg asked to stay at the task at hand of transferring the license. Mike Beder is not here at this meeting to defend himself and this is not the issue at hand.

Ms. Shaffer asked for clarification regarding if this was for approving the transfer of the license and not the location of the smoker. Ms. Hope Jones clarified this was correct.

Ms. Wallach wanted further clarification that if Council approves this license transfer, the smoker will be placed in the spot-on Water Street. Ms. Hope Jones confirmed this is correct.

Mr. Kuhar asked what would happen if they vote no on the transfer and then found someone who wanted to take over the machine, if they could come to Council with a different plan. Ms. Jones said that could be done.

MOTION FOR A RESOLUTION AMENDMENT TO THE “SMOKER” UNIT AGREEMENT FROM CAJUN DAVE’S TO WATER STREET TAVERN made by Mr. Amrhein, **SECONDED** by Mr. Ferrara and **CARRIED** by a voice vote of 6-3, with Ms. Shaffer, Ms. Wallach and Mr. Kuhar voting ‘no’.

Hearing no further business before this Committee, the meeting adjourned at 9:13 p.m.

Amy Wilkens

Amy Wilkens
Clerk of Council

ACTION RECOMMENDED:

- 1) **Authorize a resolution amendment to the “smoker’ unit agreement from Cajun Dave’s to the Water Street Tavern.**